

Requested by Representative KROPF

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 2128**

1 On page 1 of the printed A-engrossed bill, line 2, after “ORS” insert
2 “180.205,”.

3 In line 3, after “180.445,” insert “293.537,”.

4 On page 14, after line 15, insert:

5 **“SECTION 14.** ORS 180.205 is amended to read:

6 “180.205. (1) The Tobacco Enforcement Fund is established separate and
7 distinct from the General Fund. The Tobacco Enforcement Fund shall consist
8 of:

9 “(a) Moneys deposited into the fund under ORS 180.450, 180.451 and
10 180.491 **and section 8 of this 2023 Act**; and

11 “(b) Moneys transferred to the fund under ORS 293.537.

12 “(2) Moneys in the Tobacco Enforcement Fund are continuously appro-
13 priated to the Department of Justice for the purpose of enforcing the pro-
14 visions of ORS 180.400 to 180.455, 180.465 to 180.494, 323.106, 323.806 and
15 323.810 to 323.816 **and section 8 of this 2023 Act**. Moneys in the fund are
16 not subject to allotment under ORS 291.234 to 291.260.

17 **“SECTION 15.** ORS 293.537 is amended to read:

18 “293.537. (1) The Tobacco Settlement Funds Account is established as an
19 account in the General Fund. Except as provided in section 2, chapter 11,
20 Oregon Laws 2003, the account shall consist of all moneys paid to this state
21 under the Master Settlement Agreement of 1998.

1 “(2) Before July 1 of each odd-numbered year, the Department of Justice
2 shall submit for approval to the Oregon Department of Administrative Ser-
3 vices the estimated costs that will be incurred by the Department of Justice
4 in the subsequent biennium in enforcing the provisions of ORS 180.400 to
5 180.455, 323.106 and 323.806 **and section 8 of this 2023 Act**. On July 1 of
6 each odd-numbered year, a sum equal to the amount approved by the Oregon
7 Department of Administrative Services shall be transferred from the Tobacco
8 Settlement Funds Account to the Tobacco Enforcement Fund established
9 under ORS 180.205. If the Department of Justice determines during a
10 biennium that it needs funds for purposes described in this subsection in
11 addition to the amount approved by the Oregon Department of Administra-
12 tive Services, the Department of Justice may request transfer of additional
13 moneys from the Tobacco Settlement Funds Account and the additional
14 amount approved by the Oregon Department of Administrative Services shall
15 be transferred to the Tobacco Enforcement Fund.

16 “(3) Except as provided in subsection (2) of this section, all moneys in the
17 Tobacco Settlement Funds Account are continuously appropriated to the
18 Oregon Department of Administrative Services to be expended as directed
19 by the Legislative Assembly.

20 “(4) All moneys in the Tobacco Settlement Funds Account shall be in-
21 vested as provided in ORS 293.701 to 293.790.”.

22 In line 16, delete “14” and insert “16”.

23