

Requested by Representative MANNIX

**PROPOSED AMENDMENTS TO  
A-ENGROSSED SENATE BILL 926**

On page 1 of the printed A-engrossed bill, delete lines 4 through 19 and delete page 2 and insert:

**“SECTION 1. (1) As used in this section:**

**“(a) ‘Electric company’ means an electric company, as defined in ORS 757.600, that services electricity to more than 25,000 retail electricity consumers located in this state.**

**“(b) ‘Wildfire’ means a wildfire as defined in ORS 477.089, that started on or after July 5, 2020, and before September 30, 2020, and:**

**“(A) Was the subject of a state of emergency declared by the Governor;**

**“(B) Occurred in an area subject to an executive order of the Governor invoking the Emergency Conflagration Act under ORS 476.510 to 476.610; or**

**“(C) Was a federally declared disaster, as defined in section 165 of the Internal Revenue Code, whether located within Oregon or elsewhere.**

**“(2) The Oregon Department of Administrative Services shall establish a program to provide initial financial assistance to individuals who:**

**“(a) Have a pending insurance claim for losses, expenses or damages caused by a wildfire; or**

1       “(b) Are seeking to recover from an electric company for economic  
2 losses, expenses or damages caused by a wildfire that resulted from the  
3 negligence or a higher degree of fault on the part of the electric  
4 company.

5       “(3) An individual may receive financial assistance under the pro-  
6 gram in an amount, up to \$100,000, to cover the amount of:

7       “(a) A pending insurance claim; or

8       “(b) Economic losses, expenses or damages that the individual is  
9 seeking to recover in a civil action against an electric company.

10       “(4) An individual is eligible to receive financial assistance under  
11 this section if:

12       “(a) The individual has filed an insurance claim for losses, expenses  
13 or damages caused by a wildfire, and the insurance claim is pending  
14 and has not been paid or resolved; or

15       “(b)(A) The individual is a plaintiff in a civil action against an  
16 electric company;

17       “(B) The civil action includes claims to recover for economic losses,  
18 expenses or damages caused by a wildfire;

19       “(C) A court or jury has found in the civil action that the wildfire  
20 resulted from the negligence or a higher degree of fault on the part  
21 of the electric company; and

22       “(D)(i) Damages have not been determined; or

23       “(ii) Damages have been determined and the electric company has  
24 not paid on the damages, such that the individual has not recovered  
25 for the economic losses, expenses or damages caused by the wildfire.

26       “(5) To receive financial assistance under this section, an individual  
27 is required to enter into a contractual agreement with the department.  
28 The agreement must:

29       “(a) Specify the amount of financial assistance the department will  
30 pay the individual;

1       “(b) Require the individual to repay the department up to the  
2 amount of financial assistance the department pays the individual if  
3 the individual receives amounts from the insurance claim or the elec-  
4 tric company in the civil action, whether as part of a judgment or part  
5 of a settlement;

6       “(c) Give the department and State of Oregon first priority to re-  
7 ceive payment, up to the amount of financial assistance the depart-  
8 ment pays the individual, from any amounts the individual receives  
9 from the insurance claim or the electric company in the civil action,  
10 whether as part of a judgment or part of a settlement;

11       “(d) Assign the department and State of Oregon rights of  
12 subrogation and to assume the individual’s insurance claim or claims  
13 for economic losses, expenses or damages against the electric com-  
14 pany, up to the amount of the financial assistance paid under the  
15 agreement;

16       “(e) Require the individual to make good faith efforts to advance  
17 the individual’s insurance claim or civil action against the electric  
18 company to recover amounts from the electric company for the eco-  
19 nomic losses, expenses or damages; and

20       “(f) Require the individual to update the department, as the de-  
21 partment may require, on the status of the individual’s insurance  
22 claim or civil action against the electric company.

23       “(6) An individual is obligated to repay the department only up to  
24 the amount of financial assistance that the department has paid the  
25 individual, and interest shall not be charged on the amount of finan-  
26 cial assistance.

27       “(7) The department shall deposit into the Wildfire Recovery Fund  
28 established under section 2 of this 2025 Act:

29       “(a) Any moneys that an individual repays to the department under  
30 an agreement described in subsection (5) of this section.

1       “(b) Any moneys the department or State of Oregon receives or  
2 recovers from an insurance claim or electric company as part of a  
3 right of subrogation described in subsection (5)(d) of this section.

4       “SECTION 2. (1) The Wildfire Recovery Fund is established in the  
5 State Treasury, separate and distinct from the General Fund. Moneys  
6 in the Wildfire Recovery Fund consist of:

7       “(a) Amounts appropriated or otherwise transferred to the fund by  
8 the Legislative Assembly;

9       “(b) Moneys that an individual repays to the Oregon Department  
10 of Administrative Services under an agreement described in section 1  
11 (5) of this 2025 Act;

12       “(c) Moneys that the department or the State of Oregon receives  
13 or recovers from an electric company as part of a right of subrogation  
14 described in section 1 (5)(d) of this 2025 Act; and

15       “(d) Any other amounts deposited into the fund from any public or  
16 private sources.

17       “(2) Moneys in the fund are continuously appropriated to the de-  
18 partment to be used to provide financial assistance under section 1 of  
19 this 2025 Act.

20       “(3) The department may use reasonable amounts from the fund,  
21 but no more than five percent of the fund, to administer the program  
22 under section 1 of this 2025 Act.

23       “SECTION 3. In addition to and not in lieu of any other appropri-  
24 ations, there is appropriated to the Oregon Department of Adminis-  
25 trative Services, for the biennium beginning July 1, 2025, out of the  
26 General Fund, the amount of \$\_\_\_\_\_ for deposit into the Wildfire  
27 Recovery Fund established in section 2 of this 2025 Act.”.