

A-Engrossed
Senate Bill 29

Ordered by the Senate June 21
Including Senate Amendments dated June 21

Sponsored by Senator SCHRADER; Senator FERRIOLI, Representative COWAN (at the request of Association of Oregon Counties and Oregon Parks Association)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Increases percentage of moneys appropriated for maintenance of county parks from 30 percent to ~~[40]~~ **35** percent of moneys transferred to State Parks and Recreation Department from registration of travel trailers, campers and motor homes and from recreational vehicle trip permits. **Sunsets increase on July 1, 2015.**

Adds acquisition and development of county park and recreation sites to purposes for which moneys transferred may be used.

A BILL FOR AN ACT

1
2 Relating to State Parks and Recreation Department Fund; creating new provisions; and amending
3 ORS 390.134.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 390.134 is amended to read:

6 390.134. (1) As used in this section:

7 (a) "Camper" has the meaning given that term in ORS 801.180.

8 (b) "County" includes a metropolitan service district organized under ORS chapter 268, but only
9 to the extent that the district has acquired, through title transfer, and is operating a park or re-
10 creation site of a county pursuant to an intergovernmental agreement.

11 (c) "Motor home" has the meaning given that term in ORS 801.350.

12 (d) "Travel trailer" has the meaning given that term in ORS 801.565.

13 (2) The State Parks and Recreation Department Fund is established separate and distinct from
14 the General Fund. Moneys in the fund are continuously appropriated to the State Parks and Recre-
15 ation Department for the purposes provided by law. The fund shall consist of the following:

16 (a) All moneys placed in the fund as provided by law. Any interest or other income derived from
17 the depositing or other investing of the fund must be credited to the fund.

18 (b) All registration fees received by the Department of Transportation for campers, motor homes
19 and travel trailers that are transferred to the fund under ORS 366.512. The funds must be deposited
20 in a separate subaccount established under subsection (3) of this section.

21 (c) Revenue from fees and charges pursuant to ORS 390.124.

22 (3) Any moneys placed in the fund for a particular purpose may be placed in a separate subac-
23 count within the fund. Each separate subaccount established under this subsection must be sepa-
24 rately accounted for. Moneys placed in a subaccount must be used for the purposes for which they
25 are deposited.

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 (4) All of the moneys in the fund except those moneys described in subsection (3), (5), (6) or (7)
 2 of this section must be deposited in a separate subaccount within the fund and used by the State
 3 Parks and Recreation Department for the acquisition, development, maintenance, care and use of
 4 park and recreation sites and for the maintenance and operation of the Oregon State Fair. The
 5 moneys in the subaccount under this subsection must be accounted for separately and stated sepa-
 6 rately in the State Parks and Recreation Department's biennial budget.

7 (5) [*Thirty*] **Thirty-five** percent of the amount transferred to the State Parks and Recreation
 8 Department under ORS 366.512 from the registration of travel trailers, campers and motor homes
 9 and under ORS 803.601 from recreational vehicle trip permits must be deposited in a separate sub-
 10 account within the fund to be distributed for the **acquisition, development,** maintenance, care and
 11 use of county park and recreation sites. The moneys in the subaccount under this subsection must
 12 be accounted for separately. The following apply to the distribution of moneys under this sub-
 13 section:

14 (a) The moneys must be distributed among the several counties for the purposes described in
 15 this subsection. The distribution shall be made at times determined by the State Parks and Recre-
 16 ation Department but must be made not less than once a year.

17 (b) The sums designated under this subsection must be remitted to the county treasurers of the
 18 several counties by warrant.

19 (c) The department shall establish an advisory committee to advise the department in the per-
 20 formance of its duties under this subsection. The composition of the advisory committee under this
 21 subsection is as determined by the department by rule. In determining the composition of the advi-
 22 sory committee, the department shall attempt to provide reasonable representation for county offi-
 23 cials or employees with responsibilities relating to county parks and recreation sites.

24 (d) The department, by rule, shall establish a program to provide moneys to counties for the
 25 acquisition, development, maintenance, care and use of county park and recreation [*areas*] **sites**. The
 26 rules under this paragraph shall provide for distribution of moneys based on use and need and, as
 27 the department determines necessary, on the need for the development and maintenance of facilities
 28 to provide camping sites for campers, motor homes and travel trailers.

29 (6) The department shall create a separate City and County Subaccount within the fund to be
 30 used to reimburse cities and counties as provided in ORS 390.290.

31 (7) The department shall create a separate rural Fire Protection District Subaccount to be used
 32 to provide funds for the fire protection districts as provided in ORS 390.290.

33 (8) On or before January 15 of each odd-numbered year, the State Parks and Recreation Director
 34 shall report to the Joint Legislative Committee on Ways and Means created by ORS 171.555 on the
 35 use of moneys deposited pursuant to ORS 805.256 in the fund. The director shall make the report
 36 in a form and manner as the committee may prescribe.

37 **SECTION 2.** ORS 390.134, as amended by section 1 of this 2007 Act, is amended to read:

38 390.134. (1) As used in this section:

39 (a) "Camper" has the meaning given that term in ORS 801.180.

40 (b) "County" includes a metropolitan service district organized under ORS chapter 268, but only
 41 to the extent that the district has acquired, through title transfer, and is operating a park or re-
 42 creation site of a county pursuant to an intergovernmental agreement.

43 (c) "Motor home" has the meaning given that term in ORS 801.350.

44 (d) "Travel trailer" has the meaning given that term in ORS 801.565.

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1 the General Fund. Moneys in the fund are continuously appropriated to the State Parks and Recre-
 2 ation Department for the purposes provided by law. The fund shall consist of the following:

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 6 and travel trailers that are transferred to the fund under ORS 366.512. The funds must be deposited
 7 in a separate subaccount established under subsection (3) of this section.

8 (c) Revenue from fees and charges pursuant to ORS 390.124.

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 10 count within the fund. Each separate subaccount established under this subsection must be sepa-
 11 rately accounted for. Moneys placed in a subaccount must be used for the purposes for which they
 12 are deposited.

13 (4) All of the moneys in the fund except those moneys described in subsection (3), (5), (6) or (7)
 14 of this section must be deposited in a separate subaccount within the fund and used by the State
 15 Parks and Recreation Department for the acquisition, development, maintenance, care and use of
 16 park and recreation sites and for the maintenance and operation of the Oregon State Fair. The
 17 moneys in the subaccount under this subsection must be accounted for separately and stated sepa-
 18 rately in the State Parks and Recreation Department's biennial budget.

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 39 department determines necessary, on the need for the development and maintenance of facilities to
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41 (6) The department shall create a separate City and County Subaccount within the fund to be
 42 used to reimburse cities and counties as provided in ORS 390.290.

43 (7) The department shall create a separate rural Fire Protection District Subaccount to be used
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45 (8) On or before January 15 of each odd-numbered year, the State Parks and Recreation Director

1 shall report to the Joint Legislative Committee on Ways and Means created by ORS 171.555 on the
2 use of moneys deposited pursuant to ORS 805.256 in the fund. The director shall make the report
3 in a form and manner as the committee may prescribe.

4 **SECTION 3. The amendments to ORS 390.134 by section 2 of this 2007 Act become oper-**
5 **ative on July 1, 2015.**

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