

**A-Engrossed**  
**House Bill 2215**

Ordered by the House April 22  
Including House Amendments dated April 22

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Governor Theodore R. Kulongoski for State Forestry Department)

**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.

Extends **and modifies** \$15 million annual expenditure limitation for certain revenues deposited in Oregon Forest Land Protection Fund.

Declares emergency, effective [*on passage*] **July 1, 2009**.

**A BILL FOR AN ACT**

1  
2 Relating to protection of forests from fires; amending ORS 477.755 and section 11, chapter 685,  
3 Oregon Laws 2003; and declaring an emergency.

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

5 **SECTION 1.** ORS 477.755 is amended to read:

6 477.755. (1) Notwithstanding ORS 291.238, the moneys in the Oregon Forest Land Protection  
7 Fund are appropriated continuously to the Emergency Fire Cost Committee and shall be used for  
8 equalizing emergency fire suppression costs for safeguarding forestland in any forest protection  
9 district, and for necessary administrative expenses. However, such administrative expenses may not  
10 exceed the limit authorized by the Legislative Assembly each biennium.

11 (2) Notwithstanding any other provision of law, the annual expenditure from the Oregon Forest  
12 Land Protection Fund from revenues received from ORS 321.015 (2), 477.277 (1), 477.295 (1) and (2),  
13 477.750 (1) and (2), 477.760 (4) and 477.880 (2) may not exceed **the lesser of:**

14 (a) \$15 million[.]; or

15 (b) **An amount equal to:**

16 (A) **One-half of the annual emergency fire suppression costs as determined by the**  
17 **Emergency Fire Cost Committee; and**

18 (B) **One-half of the annual premium costs for emergency fire suppression insurance**  
19 **purchased under ORS 477.775.**

20 (3) As used in this section, "annual expenditure" means the expenses of the Oregon Forest Land  
21 Protection Fund obligated in any 12-month period designated by the Emergency Fire Cost Committee  
22 by rule that corresponds to the policy period of any insurance for emergency fire costs.

23 **SECTION 2.** ORS 477.755, as amended by section 9, chapter 685, Oregon Laws 2003, and section  
24 12, chapter 802, Oregon Laws 2005, is amended to read:

25 477.755. (1) Notwithstanding ORS 291.238, the moneys in the Oregon Forest Land Protection  
26 Fund are appropriated continuously to the Emergency Fire Cost Committee and shall be used for  
27 equalizing emergency fire suppression costs for safeguarding forestland in any forest protection

**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 district, and for necessary administrative expenses. However, such administrative expenses may not  
2 exceed the limit authorized by the Legislative Assembly each biennium.

3 (2) Notwithstanding any other provision of law, the annual expenditure from the Oregon Forest  
4 Land Protection Fund from revenues received from ORS 321.015 (2), 477.277 (1), 477.295 (1) and (2),  
5 477.750 (1) and (2), 477.760 (4) and 477.880 (2) may not exceed **the lesser of:**

6 (a) \$10 million[.]; or

7 (b) **An amount equal to:**

8 (A) **One-half of the annual emergency fire suppression costs as determined by the**  
9 **Emergency Fire Cost Committee; and**

10 (B) **One-half of the annual premium costs for emergency fire suppression insurance**  
11 **purchased under ORS 477.775.**

12 (3) As used in this section, “annual expenditure” means the expenses of the Oregon Forest Land  
13 Protection Fund obligated in any 12-month period designated by the Emergency Fire Cost Committee  
14 by rule that corresponds to the policy period of any insurance for emergency fire costs.

15 **SECTION 3.** Section 11, chapter 685, Oregon Laws 2003, as amended by section 17, chapter 802,  
16 Oregon Laws 2005, and section 1, chapter 847, Oregon Laws 2007, is amended to read:

17 **Sec. 11.** The amendments to ORS 477.755 by section 9, chapter 685, Oregon Laws 2003, and  
18 section 12, chapter 802, Oregon Laws 2005, become operative July 1, [2009] 2011.

19 **SECTION 4. This 2009 Act being necessary for the immediate preservation of the public**  
20 **peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect**  
21 **July 1, 2009.**

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