

House Bill 2392

Sponsored by Representative COWAN (at the request of Lincoln County) (Pre-session filed.)

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 **as introduced**.

Creates Federal Ocean Energy Fund for deposit of moneys received by state from federal government under federal Outer Continental Shelf Lands Act.

Distributes and apportions among counties moneys received from federal government from leases, easements or rights of way granted under federal Act.

Appropriates moneys to Oregon Department of Administrative Services for expenses of distributing and apportioning moneys under this Act.

A BILL FOR AN ACT

1
2 Relating to payments received under the Outer Continental Shelf Lands Act; creating new provisions; amending ORS 293.115; and appropriating money.

3
4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. Section 2 of this 2009 Act is added to and made a part of ORS 293.565 to**
6 **293.575.**

7 **SECTION 2. (1) All moneys received from the United States Government by this state**
8 **as its distributive share of the amounts collected for any lease, easement or right of way**
9 **granted under the Outer Continental Shelf Lands Act (43 U.S.C. 1337(p)), upon receipt by the**
10 **State Treasurer, shall be credited to a special fund in the State Treasury to be known as the**
11 **Federal Ocean Energy Fund. The moneys shall be distributed to coastal counties located ad-**
12 **jacent to the lease, easement or right of way as provided in subsection (3) of this section.**

13 **(2) Prior to any distribution described in subsection (3) of this section, the Oregon De-**
14 **partment of Administrative Services shall deduct a distribution charge to meet expenses in-**
15 **curred by the department in administering this section. The distribution charge shall be 60**
16 **cents for each county that receives moneys distributed by the department under this section.**
17 **The charge is in addition to any transaction charge approved for the department during the**
18 **budgetary process. The amount of the distribution charges is continuously appropriated to**
19 **the department to meet expenses incurred in administering this section.**

20 **(3) The department shall ascertain, from the United States officers who have the records**
21 **of any lease, easement or right of way for which moneys are received by this state under the**
22 **Outer Continental Shelf Lands Act (43 U.S.C. 1337(p)), the county or counties that are located**
23 **adjacent to the lease, easement or right of way. The department shall segregate and pay over**
24 **the moneys, less the deduction described in subsection (2) of this section, by warrant to the**
25 **county located adjacent to the lease, easement or right of way. If the lease, easement or**
26 **right of way is located adjacent to more than one county of this state, each county shall**
27 **receive an amount of the moneys proportionate to the area of the lease, easement or right**
28 **of way that is adjacent to the county.**

29 **SECTION 3. ORS 293.115 is amended to read:**

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.

- 1 293.115. The following moneys shall be separate and distinct from the General Fund:
- 2 (1) Moneys paid into the State Treasury for fiduciary purposes and moneys that are in trust
- 3 funds, as defined in ORS 291.002.
- 4 (2) Moneys by law directed and required to be placed by the State Treasurer to the credit of:
- 5 (a) The Agricultural College Fund principal and the interest accruing from the investment
- 6 thereof.
- 7 (b) The Burbank Trust Fund and the interest accruing from the investment thereof.
- 8 (c) The Common School Fund and the interest accruing from the investment thereof.
- 9 (d) The Industrial Accident Fund under ORS 656.632 and the interest accruing from the invest-
- 10 ment thereof.
- 11 (e) The Consumer and Business Services Fund under ORS 705.145 and the interest accruing from
- 12 the investment thereof.
- 13 (f) The Workers' Benefit Fund created in ORS 656.605 and the interest accruing from the in-
- 14 vestment thereof.
- 15 (g) The University Fund principal and the interest accruing from the investment thereof.
- 16 (h) The University of Oregon Villard Endowment Interest Fund.
- 17 (i) The Oregon Commercialized Research Fund created by ORS 284.725 and the interest accruing
- 18 from the investment thereof.
- 19 (j) The Oregon Innovation Fund created by ORS 284.720 and the interest accruing from the in-
- 20 vestment thereof.
- 21 (3) All sums received by the state from the federal government from forest reserves, rentals,
- 22 sales of timber and other sources from forest reserves, under ORS 293.560 and the interest accruing
- 23 from the investment thereof.
- 24 (4) All sums received from the five percentum of sales of public lands and apportioned under
- 25 ORS 272.085 and the interest accruing from the investment thereof.
- 26 (5) All sums received from the federal government under ORS 293.565 to 293.575 under **the**
- 27 Mineral Leasing Act, **the** federal Flood Control Act, [*and*] the Taylor Grazing Act **and the Outer**
- 28 **Continental Shelf Lands Act** and the interest accruing from the investment thereof.
- 29 (6) Any other funds or accounts created by law that are not specifically established in the law
- 30 creating them as funds or accounts in the General Fund.

31