

Senate Bill 165

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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**.

Designates Oregon Historical Society's facilities and assets as historic sites eligible for Oregon State Lottery moneys deposited in Parks and Natural Resources Fund.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to the Oregon Historical Society; amending ORS 541.377; and declaring an emergency.

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

4 **SECTION 1.** ORS 541.377 is amended to read:

5 541.377. (1) There is established in the State Treasury, separate and distinct from the General
6 Fund, the Parks and Natural Resources Fund to be administered by the Oregon Department of Ad-
7 ministrative Services. All moneys transferred from the State Lottery Fund and all other moneys
8 authorized to be transferred to the Parks and Natural Resources Fund from whatever source are
9 appropriated continuously for the public purposes of restoring and protecting Oregon's parks,
10 beaches, watersheds and critical fish and wildlife habitats. Fifteen percent of the net proceeds from
11 the Oregon State Lottery shall be deposited in the Parks and Natural Resources Fund created under
12 this subsection.

13 (2) Of the moneys deposited into the Parks and Natural Resources Fund from the Oregon State
14 Lottery, 50 percent shall be deposited into a Parks Subaccount for the public purpose of financing
15 the protection, repair, operation, creation and development of state parks, ocean shores, public
16 beach access areas, historic sites and recreation areas. The State Treasurer may invest and reinvest
17 the moneys in the Parks Subaccount as provided in ORS 293.701 to 293.820. Interest from the moneys
18 deposited in the subaccount and earnings from investment of the moneys in the subaccount shall be
19 credited to the subaccount.

20 (3) All moneys in the Parks Subaccount for financing the protection, repair, operation, creation
21 and development of state parks, ocean shores, public beach access areas, historic sites and recre-
22 ation areas shall be allocated to the State Parks and Recreation Department. Such moneys shall be
23 deposited into the State Parks and Recreation Department Fund established under ORS 390.134 and
24 shall be used for the following purposes:

25 (a) Maintaining, constructing, improving, developing, managing and operating state park and
26 recreation facilities, programs and areas.

27 (b) Acquiring real property, or interest therein, deemed necessary for the creation and operation
28 of state parks, ocean shores, public beach access areas, recreation areas and historic sites or be-
29 cause of natural, scenic, cultural, historic and recreational values.

30 (c) Operating grant programs for local government entities deemed necessary to accomplish the

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 public purposes of the Parks and Natural Resources Fund.

2 **(4) For purposes of subsections (2) and (3) of this section, the facilities and assets of the**
 3 **Oregon Historical Society are historic sites.**

4 [(4)] (5) Of the moneys deposited into the Parks and Natural Resources Fund from the Oregon
 5 State Lottery, 50 percent shall be deposited into a Restoration and Protection Subaccount for the
 6 public purpose of financing the restoration and protection of native salmonid populations,
 7 watersheds, fish and wildlife habitats and water quality in Oregon. The State Treasurer may invest
 8 and reinvest the moneys in the Restoration and Protection Subaccount as provided in ORS 293.701
 9 to 293.820. Interest from the moneys deposited in the subaccount and earnings from investment of
 10 the moneys in the subaccount shall be credited to the Restoration and Protection Research Fund
 11 created under ORS 541.378.

12 [(5)] (6) The moneys in the Restoration and Protection Subaccount for financing the restoration
 13 and protection of native salmonid populations, watersheds, fish and wildlife habitats and water
 14 quality shall be administered by the Oregon Watershed Enhancement Board and shall be used for
 15 all of the following purposes:

16 (a) Restoration and protection of watersheds and fish, wildlife, riparian and native species and
 17 for habitat conservation activities, including but not limited to planning, coordination, assessment,
 18 implementation, restoration, inventory, information management and monitoring activities.

19 (b) Watershed and riparian education efforts.

20 (c) Development and implementation of watershed and water quality enhancement plans.

21 (d) Entering into agreements to obtain from willing owners determinate interests in lands and
 22 waters that protect watershed resources, including but not limited to fee simple interests in land,
 23 leases of land or water or conservation easements.

24 (e) Enforcement of fish and wildlife and habitat protection laws and regulations.

25 [(6)] (7) Of the moneys deposited into the Restoration and Protection Subaccount from the
 26 Oregon State Lottery, the Oregon Watershed Enhancement Board shall deposit:

27 (a) Sixty-five percent of the funds into the Watershed Improvement Grant Fund established un-
 28 der ORS 541.397 to be used only for funding capital expenditure projects; and

29 (b) Thirty-five percent of the funds into the Watershed Improvement Operating Fund established
 30 under ORS 541.379 to be used for the purposes set forth in ORS 541.379 (1).

31 [(7)] (8) The Legislative Assembly shall not limit expenditures from the Parks and Natural Re-
 32 sources Fund. The Legislative Assembly may appropriate other moneys or revenues to the Parks and
 33 Natural Resources Fund.

34 **SECTION 2. This 2011 Act being necessary for the immediate preservation of the public**
 35 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**
 36 **on its passage.**

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