

**PROPOSED AMENDMENTS TO  
SENATE BILL 245**

1 On page 5 of the printed bill, after line 34, insert:

2 **“SECTION 6a. (1)(a) By September 30 of each year, the Department**  
3 **of Environmental Quality shall provide a rebate of the fees established**  
4 **under ORS 459A.110 to the nine most economically distressed counties**  
5 **in this state.**

6 **“(b) The department shall annually identify the counties that will**  
7 **receive the rebate provided for under this section and, no later than**  
8 **January 31 of each year, provide notice to:**

9 **“(A) Each of the economically distressed counties identified by the**  
10 **department that will receive the rebate calculated under subsection (2)**  
11 **of this section for the calendar year; and**

12 **“(B) Each of the counties that received a rebate during the previous**  
13 **calendar year.**

14 **“(2)(a) For the biennium beginning July 1, 2015, the amount of the**  
15 **rebate provided to an economically distressed county under this sec-**  
16 **tion shall be no more than \$0.28 per:**

17 **“(A) Each ton of solid waste disposed that was generated within the**  
18 **economically distressed county during the previous calendar year; or**

19 **“(B) If the department calculates an adjustment under paragraph**  
20 **(c) of this subsection, each adjusted ton of solid waste disposed that**  
21 **was generated within the economically distressed county during the**  
22 **previous calendar year.**

1       **“(b) For the biennium beginning July 1, 2017, and each subsequent**  
2 **biennium, if the Environmental Quality Commission adjusts the fees**  
3 **established under ORS 459A.110 pursuant to section 6 (2) of this 2015**  
4 **Act, the commission shall also proportionally adjust the amount of the**  
5 **per-ton rebate specified in paragraph (a) of this subsection.**

6       **“(c)(A) The department shall calculate the total tonnage of solid**  
7 **waste disposed that was generated in a calendar year within all of the**  
8 **economically distressed counties identified under subsection (1) of this**  
9 **section.**

10       **“(B) If the total for all economically distressed counties is greater**  
11 **than 10 percent of all solid waste disposed of in this state during the**  
12 **same calendar year, the department may calculate an adjusted**  
13 **tonnage for each economically distressed county for purposes of cal-**  
14 **culating the rebate provided for under this section.**

15       **“(C) The adjusted tonnage for each economically distressed county**  
16 **shall be proportional to the actual tonnage generated and calculated**  
17 **such that the sum of the adjusted tonnage for all of the economically**  
18 **distressed counties is equal to 10 percent of all solid waste disposed**  
19 **of in this state during the calendar year.**

20       **“(3) If a city within an economically distressed county owns and**  
21 **operates a landfill, the department shall distribute the portion of the**  
22 **rebate for the economically distressed county that is calculated based**  
23 **on tons of solid waste disposed that was generated in the county and**  
24 **disposed of at the landfill owned by the city to the city instead of the**  
25 **county.**

26       **“(4) Moneys received by a city or county pursuant to the rebate**  
27 **program provided for under this section may be used only for:**

28       **“(a) Purposes authorized in ORS 459A.120;**

29       **“(b) The operation of solid waste disposal facilities; or**

30       **“(c) The reduction of disposal fees.**

1       **“(5)(a) The commission shall adopt rules to carry out the provisions**  
2 **of this section. Rules adopted under this subsection shall include:**

3       **“(A) A methodology for identifying the most economically dis-**  
4 **tressed counties in this state; and**

5       **“(B) A process for providing rebates to the economically distressed**  
6 **counties.**

7       **“(b) The methodology for identifying economically distressed coun-**  
8 **ties adopted under this subsection may be based on a methodology**  
9 **adopted by the Oregon Business Development Department by rule un-**  
10 **der ORS 285A.020 and 285A.075.**

11       **“(6) As used in this section:**

12       **“(a) ‘Landfill’ has the meaning given that term in ORS 459.005; and**

13       **“(b) ‘Solid waste disposed’ has the meaning given that term in ORS**  
14 **459A.010 (4)(h).”.**

15       On page 7, line 7, delete “Section 6” and insert “Sections 6 and 6a”.

16       In line 18, delete “section 6” and insert “sections 6 and 6a”.

17       On page 11, line 8, after “include” insert a colon.

18       Delete lines 9 through 12 and insert:

19       **“(1) Information on options for sustainable and adequate funding of solid**  
20 **waste management, prevention, reuse and recycling programs;**

21       **“(2) An evaluation of the effectiveness and value of the fee rebate pro-**  
22 **gram provided for under section 6a of this 2015 Act; and**

23       **“(3) Information on the implementation of the state’s plan for an inte-**  
24 **grated system of materials and waste management in the State of Oregon,**  
25 **as adopted in accordance with ORS 459A.020.”.**

26