

A-Engrossed
Senate Bill 1523

Ordered by the Senate February 3
Including Senate Amendments dated February 3

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Senate Interim Committee on Veterans and Emergency Preparedness)

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.

Requires Office of Emergency Management to develop and administer grant program for purpose of installing connectors at certain fuel storage facilities that are compatible with generators used by emergency response personnel.

Sunsets program on June 30, 2022.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to fuel storage facilities; and declaring an emergency.

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

4 **SECTION 1. The Fuel Storage Facility Compatibility Fund is established in the State**
5 **Treasury, separate and distinct from the General Fund. Interest earned by the Fuel Storage**
6 **Facility Compatibility Fund shall be credited to the fund. The Fuel Storage Facility Compat-**
7 **ibility Fund consists of any moneys deposited in the fund from whatever source and may**
8 **include moneys appropriated, allocated, deposited or transferred to the fund by the Legisla-**
9 **tive Assembly or otherwise and interest earned on moneys in the fund. The moneys in the**
10 **fund are continuously appropriated to the Office of Emergency Management for the purposes**
11 **specified in section 3 of this 2016 Act.**

12 **SECTION 2. As used in this section and sections 3 and 4 of this 2016 Act:**

13 (1) **“Cardlock facility” means a fuel dispensing facility that is licensed by the State Fire**
14 **Marshal under ORS 480.350 and that permits nonretail customers to dispense fuel using a**
15 **card activated or key activated device in accordance with ORS 480.345.**

16 (2) **“Emergency” has the meaning given that term in ORS 401.025.**

17 (3) **“Generator” means a portable device capable of converting fuel into electricity.**

18 (4) **“Generator connector” means a connector on a fuel source that allows a generator**
19 **to connect to the fuel source for the purpose of fueling the generator.**

20 **SECTION 3. (1) The Office of Emergency Management shall develop a grant program for**
21 **the disbursement of moneys from the Fuel Storage Facility Compatibility Fund for the pur-**
22 **pose of installing generator connectors on fuel sources at cardlock facilities in this state.**

23 (2) **Pursuant to the grant program:**

24 (a) **The office may solicit and receive applications for grants from owners or operators**
25 **of cardlock facilities in this state. The office shall establish standards for the qualification**

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 of applicants.

2 (b) The office shall establish criteria by which to determine which applicants will receive
3 grants, with the goal of maximizing the availability of fuel to emergency response personnel
4 in the case of emergency.

5 (c) The office shall enter into agreements with grant recipients that require grant re-
6 cipients to install generator connectors on cardlock facilities.

7 (d) The office shall specify one or more types of generator connectors that a grant re-
8 cipient must install. In specifying types of generator connectors, the office shall consult with
9 the Department of Transportation and the State Fire Marshal and shall have the goal of
10 maximizing the compatibility of cardlock facilities in this state with generators possessed or
11 controlled by the office, the department and the Oregon National Guard.

12 (e) The office may not issue grants in excess of \$4,000 per cardlock facility. The total
13 amount of grants issued may not exceed \$100,000.

14 (3) The office shall adopt rules to administer and implement the provisions of this sec-
15 tion.

16 **SECTION 4.** The State Fire Marshal, while conducting an annual safety inspection as
17 described in ORS 480.375 of a cardlock facility that received a grant under the program es-
18 tablished under section 3 of this 2016 Act, shall inspect generator connectors installed pur-
19 suant to the grant program. If the State Fire Marshal determines that generator connectors
20 installed pursuant to the grant program meet safety requirements and are otherwise prop-
21 erly installed, the State Fire Marshal shall deliver a letter certifying the determination to
22 the Office of Emergency Management.

23 **SECTION 5.** (1) Sections 1 to 4 of this 2016 Act are repealed on June 30, 2022.

24 (2) Any balance in the Fuel Storage Facility Compatibility Fund established in section 1
25 of this 2016 Act that is unexpended and unobligated on the date of repeal of section 1 of this
26 2016 Act, and all moneys that would have been deposited in the Fuel Storage Facility Com-
27 patibility Fund had section 1 of this 2016 Act remained in effect, shall be transferred to and
28 deposited in the General Fund and made available for general governmental purposes.

29 **SECTION 6.** This 2016 Act being necessary for the immediate preservation of the public
30 peace, health and safety, an emergency is declared to exist, and this 2016 Act takes effect
31 on its passage.

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