

Requested by Senator PROZANSKI

**PROPOSED AMENDMENTS TO  
A-ENGROSSED HOUSE BILL 2748**

1 On page 1 of the printed A-engrossed bill, delete lines 5 through 23 and  
2 insert:

3 **“SECTION 1.** ORS 468A.490 is amended to read:

4 “468A.490. (1) There is established within the State Treasury a fund  
5 known as the Residential Solid Fuel Heating Air Quality Improvement Fund,  
6 separate and distinct from the General Fund.

7 “(2) All moneys appropriated or received [*as gifts or grants for the pur-*  
8 *poses of this section*] **from any source, public or private, for the purpose**  
9 **of reducing the emission of air contaminants from solid fuel burning**  
10 **devices** shall be credited to the Residential Solid Fuel Heating Air Quality  
11 Improvement Fund.

12 “(3) The State Treasurer may invest and reinvest the moneys in the fund  
13 as provided in ORS 293.701 to 293.857. Interest from the moneys deposited in  
14 the fund and earnings from investment of the moneys in the fund shall ac-  
15 crue to the fund.

16 “(4) All moneys in the fund are continuously appropriated to the Depart-  
17 ment of Environmental Quality to:

18 “(a) Pay all costs incurred by the department for evaluating projects and  
19 programs, including projects and programs proposed by local communities  
20 or qualifying organizations, for project management and oversight of funds  
21 awarded for projects and programs selected in accordance with this section

1 and for documenting the benefit to air quality from such projects;

2 “(b) Fund the [*program*] **programs** established under [*subsection (5)*]  
3 **subsections (5) and (6)** of this section;

4 “(c) Fund activities to enhance enforcement of ORS 468A.460 to 468A.515;

5 “(d) Fund public education programs related to compliance with ORS  
6 468A.460 to 468A.515; [*and*]

7 “(e) Fund public education programs related to the benefits of the use of  
8 solid fuel burning devices certified pursuant to ORS 468A.460 to 468A.515[.];  
9 **and**

10 “(f) **Fund programs for replacing or removing solid fuel burning**  
11 **devices that are not certified by the department pursuant to ORS**  
12 **468A.465.**

13 “(5) The department shall use moneys available under subsection (4) of  
14 this section to establish a program designed to reduce the emission of air  
15 contaminants by providing grants, loans, **rebates** or other subsidies for the  
16 replacement or removal of solid fuel burning devices that were not certified  
17 by the department pursuant to ORS 468A.465. In addition to any other re-  
18 quirements established by rules adopted by the Environmental Quality Com-  
19 mission, the program shall provide that:

20 “(a) [*All*] Forms of new high-efficiency, low air contaminant-emitting  
21 heating systems are allowed, [*except vent-free heating appliances*] **as deter-**  
22 **mined by the department;**

23 “(b) Any solid fuel burning device removed under the program must be  
24 destroyed;

25 “(c) Any replacement device selected under the program must be installed  
26 in conformance with building code requirements and the manufacturer’s  
27 specifications including but not limited to venting specifications; and

28 “(d) To be eligible, program participants shall participate in any home  
29 energy audit program provided at no charge to the homeowner and shall  
30 obtain all information available regarding subsidies for cost-effective

1 weatherization. The department shall make the information required in this  
2 subsection readily available to program participants.

3 **“(6) The department shall use moneys available under subsection**  
4 **(4) of this section to establish a program designed to reduce the**  
5 **emission of air contaminants from solid fuel burning devices by pro-**  
6 **viding grants, loans, rebates or other subsidies to make dry wood or**  
7 **cleaner fuel available to communities or individuals.**

8 **“(7) In establishing the programs pursuant to subsections (5) and**  
9 **(6) of this section, the department shall prioritize allocating grants,**  
10 **loans, rebates or other subsidies within:**

11 **“(a) Nonattainment areas in this state that do not attain compli-**  
12 **ance with the standards for particulate matter established by the**  
13 **commission pursuant to ORS 468A.025; and**

14 **“(b) Areas in this state that the department determines are at**  
15 **substantial risk of being designated nonattainment areas due to**  
16 **particulate matter emissions.**

17 **“[(6)] (8) The department may:**

18 **“(a) Enter into an agreement with a local government or a regional au-**  
19 **thority in order to implement the program established under subsection (5)**  
20 **of this section[.]; and**

21 **“(b) Enter into an agreement with a local government in order to**  
22 **implement the program established under subsection (6) of this sec-**  
23 **tion.”.**

24 On page 2, delete lines 1 through 29.

25