

House Bill 2221

Sponsored by Representative SMITH DB, Senator ROBLAN; Representative GOMBERG (Presession 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**.

Establishes Ocean Beach Fund. Directs amount of transient lodging tax revenues from state recreation area lodgings along ocean shore received by State Parks and Recreation Department to Ocean Beach Fund. Directs department to spend moneys from fund for expenses of managing state recreation areas along ocean shore.

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to the Ocean Beach Fund; creating new provisions; amending ORS 320.335; and prescribing
3 an effective date.

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

5 **SECTION 1. (1) The Ocean Beach Fund is established in the State Treasury, separate and**
6 **distinct from the General Fund. Interest earned by the Ocean Beach Fund shall be credited**
7 **to the fund.**

8 **(2) Moneys in the fund shall consist of:**

9 **(a) Amounts deposited in the fund pursuant to ORS 320.335;**

10 **(b) Amounts donated to the fund;**

11 **(c) Amounts appropriated or otherwise transferred to the fund by the Legislative As-**
12 **sembly;**

13 **(d) Investment earnings received on moneys in the fund; and**

14 **(e) Other amounts deposited in the fund from any source.**

15 **(3) Moneys in the fund are continuously appropriated to the State Parks and Recreation**
16 **Department for administrative, personnel and other expenses incurred by the department in**
17 **managing state recreation areas along the ocean shore.**

18 **(4) For purposes of subsection (3) of this section, "managing state recreation areas along**
19 **the ocean shore" includes, but is not limited to, activities relating to:**

20 **(a) Visitor safety, including developing and erecting signage warning of the natural dan-**
21 **gers of ocean beaches;**

22 **(b) Emergency responses;**

23 **(c) Beachfront armoring and sand management;**

24 **(d) Marine debris response and removal;**

25 **(e) Increased and expanding recreational use;**

26 **(f) Increased tourism;**

27 **(g) Growing demand for beachfront development; and**

28 **(h) Responses to increasingly severe storm and erosion events.**

29 **(5) The department may establish accounts and subaccounts within the fund when the**
30 **department determines that accounts or subaccounts are necessary or desirable, and may**

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 **credit any interest or income derived from moneys in the fund to any account or subaccount**
2 **in the fund.**

3 **(6) The department may use moneys in the fund to pay the administrative costs associ-**
4 **ated with the fund.**

5 **(7) As used in this section, “ocean shore” and “state recreation area” have the meanings**
6 **given those terms in ORS 390.605.**

7 **SECTION 2.** ORS 320.335 is amended to read:

8 320.335. All moneys received by the Department of Revenue pursuant to ORS 320.305 to 320.340,
9 and interest thereon, shall be paid to the State Treasurer to be held in a suspense account estab-
10 lished under ORS 293.445. After the payment of refunds:

11 (1) Moneys necessary to reimburse the Department of Revenue for the actual costs incurred by
12 the department in administering the state transient lodging tax, not to exceed two percent of state
13 transient lodging tax collections, are continuously appropriated to the department[; *and*].

14 **(2) Moneys received from the State Parks and Recreation Department from the furnish-**
15 **ing of transient lodging at state recreation areas that are located along the ocean shore shall**
16 **be transferred to the Oregon Beach Fund established under section 1 of this 2019 Act. As**
17 **used in this subsection, “ocean shore” and “state recreation area” have the meaning given**
18 **those terms in ORS 390.605.**

19 [(2)] **(3)** The balance of the moneys received shall be transferred to the account of the Oregon
20 Tourism Commission established under ORS 284.131. The moneys transferred under this subsection
21 are continuously appropriated to the Oregon Tourism Commission for the purposes set forth in ORS
22 284.131.

23 **SECTION 3. This 2019 Act takes effect on the 91st day after the date on which the 2019**
24 **regular session of the Eightieth Legislative Assembly adjourns sine die.**