A-Engrossed
House Bill 3127
Ordered by the House June 7
Including House Amendments dated June 7
Sponsored by COMMITTEE ON RULES (at the request of Representative Brian Clem)

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.

[Directs Legislative Policy and Research Office to study strategies to promote recovery from 2020 wildfire season and report to appropriate committee or interim committee of Legislative Assembly on or before September 15, 2022.]
[Sunsets January 2, 2023.]
Appropriates moneys from General Fund to various state agencies for expenditures related to 2020 wildfires, including for distribution to local governments and other entities for specified biennial expenses related to 2020 wildfires.
Appropriates moneys from General Fund for deposit in Lost Revenue Stabilization Fund and School Stabilization Fund.
Limits biennial expenditures by certain state agencies from lottery moneys for purposes related to 2020 wildfires, including for distribution to local governments and other entities for specified purposes related to 2020 wildfires.
Declares emergency, effective July 1, 2021.

A BILL FOR AN ACT
Relating to wildfire recovery; and declaring an emergency:

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

DEFINITION

SECTION 1. As used in sections 2 to 35 of this 2021 Act, “local government” has the meaning given that term in ORS 174.116.

WATER INFRASTRUCTURE

SECTION 2. Notwithstanding any other law limiting expenditures, the amount of $105,000,000 is established for the biennium beginning July 1, 2021, as the maximum limit for payment of expenses from lottery bond proceeds collected or received by the Department of Environmental Quality for distribution to local governments and nonprofit organizations for sewer, septic and other water infrastructure needs related to the 2020 wildfires or expenditure by the department for such purposes.

SECTION 3. Notwithstanding any other law limiting expenditures, the amount of $6,000,000 is established for the biennium beginning July 1, 2021, as the maximum limit for payment of expenses from lottery bond proceeds collected or received by the Oregon Business Development Department for distribution to local governments for sewer, septic and other water infrastructure needs related to the 2020 wildfires.

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.

LC 3601
SECTION 4. In addition to and not in lieu of any other appropriation, there is appropriated to the Oregon Business Development Department, for the biennium beginning July 1, 2021, out of the General Fund, the amount of $5,525,000, for distribution to local governments for water infrastructure needs related to the 2020 wildfires.

TELECOMMUNICATIONS AND UTILITY INFRASTRUCTURE

SECTION 5. Notwithstanding any other law limiting expenditures, the amount of $13,000,000 is established for the biennium beginning July 1, 2021, as the maximum limit for payment of expenses from lottery bond proceeds collected or received by the Oregon Business Development Department for distribution to local governments for radio system, communication and utility infrastructure needs related to the 2020 wildfires.

SECTION 6. In addition to and not in lieu of any other appropriation, there is appropriated to the Oregon Business Development Department, for the biennium beginning July 1, 2021, out of the General Fund, the amount of $80,000, for distribution to Crawford Electric for temporary power pole needs related to the 2020 wildfires.

FIRE AND PUBLIC SAFETY INFRASTRUCTURE

SECTION 7. In addition to and not in lieu of any other appropriation, there is appropriated to the State Fire Marshal, for the biennium beginning July 1, 2021, out of the General Fund, the amount of $19,100,000, for distribution to local governments for fire infrastructure and acquiring or upgrading property with fire infrastructure related to the 2020 wildfires or expenditure by the office of the State Fire Marshal for such purposes.

SECTION 8. In addition to and not in lieu of any other appropriation, there is appropriated to the Department of State Police, for the biennium beginning July 1, 2021, out of the General Fund, the amount of $1,200,000, for distribution to local governments for enhanced public safety patrol needs related to the 2020 wildfires.

TRANSPORTATION INFRASTRUCTURE

SECTION 9. Notwithstanding any other law limiting expenditures, the amount of $7,500,000 is established for the biennium beginning July 1, 2021, as the maximum limit for payment of expenses from the State Highway Fund collected or received by the Department of Transportation for distribution to local governments for repair and replacement of transportation infrastructure related to the 2020 wildfires.

REVENUE REPLACEMENT

SECTION 10. In addition to and not in lieu of any other appropriation, there is appropriated to the Department of Revenue, for the biennium beginning July 1, 2021, out of the General Fund, the amount of $48,250,000, for deposit into the Lost Revenue Stabilization Fund established under section 1, chapter ___, Oregon Laws 2021 (Enrolled House Bill 3367).

EDUCATION
SECTION 11. In addition to and not in lieu of any other appropriation, there is appropriated to the Department of Education, for the biennium beginning July 1, 2021, out of the General Fund, the amount of $7,500,000, for deposit into the School Stabilization Fund established under section 2, chapter ___, Oregon Laws 2021 (Enrolled House Bill 3367).

SECTION 12. In addition to and not in lieu of any other appropriation, there is appropriated to the Higher Education Coordinating Commission, for the biennium beginning July 1, 2021, out of the General Fund, the amount of $5,650,000, for distribution to a community college and a public university to support higher education and offset revenue losses related to the 2020 wildfires.

COST SHARE

SECTION 13. In addition to and not in lieu of any other appropriation, there is appropriated to the Department of Transportation, for the biennium beginning July 1, 2021, out of the General Fund, the amount of $15,000,000, for hazardous waste and structural debris cleanup cost sharing related to the 2020 wildfires.

SECTION 14. In addition to and not in lieu of any other appropriation, there is appropriated to the Department of Environmental Quality, for the biennium beginning July 1, 2021, out of the General Fund, the amount of $3,000,000, for hazardous waste and structural debris cleanup cost sharing related to the 2020 wildfires.

SECTION 15. In addition to and not in lieu of any other appropriation, there is appropriated to the Office of Emergency Management, for the biennium beginning July 1, 2021, out of the General Fund, the amount of $50,000,000, for securing nonfederal cost sharing to leverage Federal Emergency Management Agency Hazard Mitigation Funds related to the 2020 wildfires.

SECTION 16. In addition to and not in lieu of any other appropriation, there is appropriated to the State Fire Marshal, for the biennium beginning July 1, 2021, out of the General Fund, the amount of $5,000, for distribution to a rural fire protection district for cost sharing with the Federal Emergency Management Agency related to the 2020 wildfires.

BUSINESS AND COMMERCIAL DISTRICTS

SECTION 17. In addition to and not in lieu of any other appropriation, there is appropriated to the State Parks and Recreation Department, for the biennium beginning July 1, 2021, out of the General Fund, the amount of $5,000,000, for providing grants through the Oregon Main Street Revitalization Grant Program to commercial districts impacted by the 2020 wildfires.

STAFFING CAPACITY

SECTION 18. In addition to and not in lieu of any other appropriation, there is appropriated to the Office of Emergency Management, for the biennium beginning July 1, 2021, out of the General Fund, the amount of $3,250,000, for response and recovery staffing related to the 2020 wildfires.

SECTION 19. In addition to and not in lieu of any other appropriation, there is appro-
priated to the Department of Land Conservation and Development, for the biennium begin-
ning July 1, 2021, out of the General Fund, the amount of $400,000, for planning staff related
to the 2020 wildfires.

SECTION 20. In addition to and not in lieu of any other appropriation, there is appro-
priated to the Housing and Community Services Department, for the biennium beginning July
1, 2021, out of the General Fund, the amount of $_______, for the Community Development
Block Grant Disaster Recovery Program related to the 2020 wildfires.

SECTION 21. In addition to and not in lieu of any other appropriation, there is appro-
priated to the Oregon Business Development Department, for the biennium beginning July
1, 2021, out of the General Fund, the amount of $14,000,000, for distribution to local govern-
ments for staffing and materials reimbursement related to the 2020 wildfires.

HOUSING

SECTION 22. Notwithstanding any other law limiting expenditures, the amount of
$350,000,000 is established for the biennium beginning July 1, 2021, as the maximum limit for
payment of expenses from lottery bond proceeds collected or received by the Housing and
Community Services Department for renovation, reconstruction and replacement of homes,
mobile homes and manufactured housing units, temporary rental and relocation assistance
and land acquisition for housing related to the 2020 wildfires.

SECTION 23. In addition to and not in lieu of any other appropriation, there is appro-
priated to the Housing and Community Services Department, for the biennium beginning July
1, 2021, out of the General Fund, the amount of $60,000,000, for county housing development
and programs, housing subsidies and a bulk purchasing lumber revolving loan program to
assist with rebuilding related to the 2020 wildfires.

SECTION 24. In addition to and not in lieu of any other appropriation, there is appro-
priated to the Housing and Community Services Department, for the biennium beginning July
1, 2021, out of the General Fund, the amount of $__________, for the Oregon Rebuilding
Oregon housing initiative related to the 2020 wildfires.

SECTION 25. In addition to and not in lieu of any other appropriation, there is appro-
priated to the Department of Human Services, for the biennium beginning July 1, 2021, out
of the General Fund, the amount of $90,000,000, for feeding and sheltering survivors of the
2020 wildfires.

SECTION 26. In addition to and not in lieu of any other appropriation, there is appro-
priated to the Department of Consumer and Business Services, for the biennium beginning
July 1, 2021, out of the General Fund, the amount of $10,000,000, for a grant program to
incentivize residential and commercial fire hardening and resiliency for 2020 wildfire survi-
vors who are rebuilding and repairing dwellings and other structures that were destroyed
or damaged in the 2020 wildfires.

SECTION 27. In addition to and not in lieu of any other appropriation, there is appro-
priated to the State Department of Energy, for the biennium beginning July 1, 2021, out of
the General Fund, the amount of $10,000,000, for a grant program to incentivize residential
and commercial energy efficiency for 2020 wildfire survivors who are rebuilding and repairing
dwellings and other structures that were destroyed or damaged in the 2020 wildfires.
SECTION 28. Notwithstanding any other law limiting expenditures, the amount of $41,000,000 is established for the biennium beginning July 1, 2021, as the maximum limit for payment of expenses from lottery bond proceeds collected or received by the State Forestry Department for stabilization projects, seeding for erosion control and invasive species control related to the 2020 wildfires.

SECTION 29. In addition to and not in lieu of any other appropriation, there is appropriated to the State Forestry Department, for the biennium beginning July 1, 2021, out of the General Fund, the amount of $5,000,000, for developing tree seedling, nursery capacity and tree supply for replanting in regions of this state impacted by the 2020 wildfires.

SECTION 30. Notwithstanding any other law limiting expenditures, the amount of $6,500,000 is established for the biennium beginning July 1, 2021, as the maximum limit for payment of expenses from lottery bond proceeds collected or received by the Department of Environmental Quality for drinking water intake protections, repair and monitoring in regions of this state impacted by the 2020 wildfires.

SECTION 31. Notwithstanding any other law limiting expenditures, the amount of $1,250,000 is established for the biennium beginning July 1, 2021, as the maximum limit for payment of expenses from lottery bond proceeds collected or received by the Department of Geology and Mineral Industries for geotechnical analysis to assess risks of landslides and debris flows in regions of this state impacted by the 2020 wildfires.

SECTION 32. In addition to and not in lieu of any other appropriation, there is appropriated to the Department of Transportation, for the biennium beginning July 1, 2021, out of the General Fund, the amount of $1,250,000, for developing tree seedling, nursery capacity and tree supply for the assessment of cultural resources in advance of recovery actions in regions of this state impacted by the 2020 wildfires.

SECTION 33. In addition to and not in lieu of any other appropriation, there is appropriated to the State Marine Board, for the biennium beginning July 1, 2021, out of the General Fund, the amount of $2,000,000, for maintenance of navigable rivers impacted by the 2020 wildfires.

SECTION 34. Notwithstanding any other law limiting expenditures, the amount of $500,000 is established for the biennium beginning July 1, 2021, as the maximum limit for payment of expenses from lottery bond proceeds collected or received by the Oregon Watershed Enhancement Board for McKenzie watershed recovery, water quality monitoring and geographic information system analysis related to the 2020 wildfires.

SECTION 35. In addition to and not in lieu of any other appropriation, there is appropriated to the Oregon Watershed Enhancement Board, for the biennium beginning July 1, 2021, out of the General Fund, the amount of $32,750,000, for environmental restoration, protection and improvement, targeted acquisition of floodplain properties, in consultation with tribal communities, and repair of recreational facilities related to the 2020 wildfires.

MISCELLANEOUS

SECTION 36. The unit captions used in this 2021 Act are provided only for the convenience of the reader and do not become part of the statutory law of this state or express any
legislative intent in the enactment of this 2021 Act.

SECTION 37. This 2021 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect July 1, 2021.