

Requested by Representative RESCHKE

**PROPOSED AMENDMENTS TO
HOUSE BILL 3160**

1 On page 1 of the printed bill, delete lines 6 through 27 and insert:

2 **“SECTION 2. (1) The Oregon Wildfire Preparedness and Community**
3 **Protection Fund is established in the State Treasury, separate and**
4 **distinct from the General Fund. Moneys in the Oregon Wildfire**
5 **Preparedness and Community Protection Fund are continuously ap-**
6 **propriated to the State Fire Marshal for the purposes specified in this**
7 **section and section 3 of this 2021 Act.**

8 **“(2)(a) At the written request of the State Fire Marshal, the State**
9 **Treasurer shall transfer moneys from the balance available in the**
10 **Oregon Wildfire Preparedness and Community Protection Fund on**
11 **August 1 of each year to the following funds in accordance with the**
12 **specified allocations:**

13 **“(A) Fifty percent to the State Fire Marshal Fund. The State Fire**
14 **Marshal shall retain the transferred moneys in a special account and**
15 **expend the moneys as provided in section 3 (1) of this 2021 Act.**

16 **“(B) Twenty-five percent to the State Forestry Department Ac-**
17 **count. The State Forester shall retain the transferred moneys in a**
18 **special subaccount and expend the moneys as provided in section 3 (2)**
19 **of this 2021 Act.**

20 **“(C) Twenty-five percent to the Watershed Conservation Grant**
21 **Fund. The Oregon Watershed Enhancement Board shall retain the**

1 transferred moneys in a special account and expend the moneys as
2 provided in section 3 (3) of this 2021 Act.

3 “(b) Each agency that receives a transfer of funds from the Oregon
4 Wildfire Preparedness and Community Protection Fund under para-
5 graph (a) of this subsection shall keep a record of the account or
6 subaccount into which the agency deposits the transferred moneys,
7 indicating the source of the transfer and the activity or program
8 against which the agency charges any withdrawal. An agency may
9 invest the moneys in the applicable account or subaccount described
10 in paragraph (a)(A), (B) or (C) of this subsection in the same manner
11 as other state moneys. The agency must credit any interest earned on
12 investments to the appropriate account or subaccount.

13 “(c) Each agency that receives a transfer of funds from the Oregon
14 Wildfire Preparedness and Community Protection Fund under para-
15 graph (a) of this subsection may retain a portion of the transferred
16 moneys to pay the agency’s costs in administering the account or
17 subaccount into which the agency deposits the transferred moneys.

18 “(d) If moneys credited to an account or subaccount are withdrawn,
19 transferred or otherwise used for a program other than a program or
20 activity described in section 3 of this 2021 Act, interest accrues at the
21 rate specified in ORS 82.010 on the amount withdrawn from the date
22 of the withdrawal until the moneys are restored.

23 “(3) The total amount that all agencies listed in subsection (2)(a)
24 of this section may retain from the moneys in the Oregon Wildfire
25 Preparedness and Community Protection Fund to pay costs associated
26 with administering a fund, account, subaccount, expenditure, grant
27 or program described in this section or section 3 of this 2021 Act may
28 not exceed, in the aggregate, more than 10 percent of the balance of
29 the Oregon Wildfire Preparedness and Community Protection Fund on
30 August 1 of each year.

1 **“(4) The State Fire Marshal, the Oregon Watershed Enhancement**
2 **Board and the State Forestry Department may accept, from whatever**
3 **source, gifts or grants of moneys given for the purposes set forth in**
4 **section 3 of this 2021 Act. Each agency shall deposit any such moneys**
5 **into the Oregon Wildfire Preparedness and Community Protection**
6 **Fund. All moneys deposited in this manner are available for allocation**
7 **as described in subsection (2)(a) of this section, unless the donor or**
8 **grantor of the moneys specifies a condition for the use of the moneys,**
9 **in which case the agency that received the gift or grant shall use the**
10 **moneys in conformance with the condition the donor or grantor spec-**
11 **ified.”.**

12 On page 2, delete lines 1 through 13.

13 On page 3, delete lines 32 through 45 and delete page 4 and insert:

14 **“SECTION 4. There is appropriated to the State Fire Marshal, for**
15 **the biennium beginning July 1, 2021, out of the General Fund, the**
16 **amount of \$45,000,000 for the purpose of carrying out the provisions**
17 **of sections 2 and 3 of this 2021 Act.”.**

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