

Senate Bill 5561

Sponsored by Senator COURTNEY

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**.

Appropriates moneys from General Fund to specified state agencies for specified expenses.
Modifies certain biennial appropriations made from General Fund to specified state agencies.
Limits biennial expenditures from specified moneys collected or received by specified state agencies.
Modifies limitations on expenditures for certain biennial expenses for specified state agencies.
Declares emergency, effective on passage.

A BILL FOR AN ACT

Relating to state financial administration; and declaring an emergency.

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

EMERGENCY BOARD

SECTION 1. Notwithstanding any other provision of law, the General Fund appropriation made to the Emergency Board by section 167 (1), chapter 669, Oregon Laws 2021, for the biennium ending June 30, 2023, for allocation for the state's natural disaster prevention, preparedness, response and recovery activities, is decreased by \$98,725,000.

SECTION 2. Notwithstanding any other provision of law, the General Fund appropriation made to the Emergency Board by section 265 (1), chapter 669, Oregon Laws 2021, for the biennium ending June 30, 2023, for allocation to the Oregon Health Authority for dental rates for medical assistance programs, is decreased by \$19,000,000.

HOUSING

SECTION 3. Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 76, chapter 669, Oregon Laws 2021, for the biennium ending June 30, 2023, as the maximum limit for payment of expenses by the Oregon Department of Administrative Services from American Rescue Plan Act Coronavirus State Fiscal Recovery Fund moneys received by the Oregon Department of Administrative Services, for expenditures and activities to respond to the COVID-19 public health emergency and its economic impacts, is increased by \$115,000,000.

SECTION 4. Notwithstanding any other law limiting expenditures, the following amounts are established for the biennium ending June 30, 2023, as the maximum limits for payment of expenses by the Housing and Community Services Department from American Rescue Plan Act Coronavirus State Fiscal Recovery Fund moneys received by the Oregon Department of Administrative Services and transferred to the Housing and Community Services

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 Department, for the following purposes:

- 2 (1) Oregon Emergency Rental
- 3 Assistance Program..... \$100,000,000
- 4 (2) Program delivery expenses
- 5 related to expediting and
- 6 enhancing Oregon Emergency
- 7 Rental Assistance Program
- 8 application evaluation and
- 9 payment \$ 5,000,000
- 10 (3) Grant to Home Forward
- 11 for distributions to
- 12 compensate landlords pursuant
- 13 to section 9, chapter 420,
- 14 Oregon Laws 2021 \$ 10,000,000

15 **SECTION 4a.** In addition to and not in lieu of any other appropriation, there is appropri-
16 priated to the Housing and Community Services Department, for the biennium ending June
17 30, 2023, out of the General Fund, the amount of \$100,000,000, for local emergency rental as-
18 sistance programs and eviction prevention and diversion services.

19
20 **DROUGHT**

21
22 **SECTION 5.** In addition to and not in lieu of any other appropriation, there is appropri-
23 ated to the State Department of Agriculture, for the biennium ending June 30, 2023, out of
24 the General Fund, the amount of \$40,000,000, for deposit into the Oregon Agricultural Dis-
25 aster Relief Fund established under section 5, chapter _____, Oregon Laws 2021 (second
26 special session) (Enrolled Senate Bill 892).

27 **SECTION 6.** Notwithstanding any other law limiting expenditures, the amount of
28 \$40,000,000 is established for the biennium ending June 30, 2023, as the maximum limit for
29 payment of expenses by the Department of Agriculture from the State Oregon Agricultural
30 Disaster Relief Fund established under section 5, chapter _____, Oregon Laws 2021 (second
31 special session) (Enrolled Senate Bill 892).

32 **SECTION 7.** In addition to and not in lieu of any other appropriation, there is appropri-
33 ated to the State Department of Agriculture, for the biennium ending June 30, 2023, out of
34 the General Fund, the amount of \$4,000,000, for grasshopper and cricket suppression efforts.

35 **SECTION 8.** Notwithstanding any other law limiting expenditures, the limitation on
36 expenditures established by section 3, chapter 600, Oregon Laws 2021, for the biennium end-
37 ing June 30, 2023, as the maximum limit for payment of expenses from lottery moneys allo-
38 cated from the Parks and Natural Resources Fund to the State Department of Agriculture
39 for the Oregon Plan, to be used for activities and projects to implement Article XV, section
40 4b, of the Oregon Constitution, is increased by \$1,000,000, for grasshopper and cricket sup-
41 pression efforts.

42 **SECTION 9.** In addition to and not in lieu of any other appropriation, there is appropri-
43 ated to the Oregon Department of Administrative Services, for the biennium ending June 30,
44 2023, out of the General Fund, the following amounts for distribution to the following irri-
45 gation districts:

1	(1) North Unit Irrigation	
2	District.....	\$ 5,500,000
3	(2) Ochoco Irrigation District	\$ 214,000
4	(3) Rogue River Valley	
5	Irrigation District.....	\$ 48,000
6	(4) Talent Irrigation District.....	\$ 190,000
7	(5) Medford Irrigation District.....	\$ 135,000
8	(6) Deschutes Basin Board	
9	of Control.....	\$ 36,000

10 **SECTION 10.** In addition to and not in lieu of any other appropriation, there is appropri-
 11 **ated to the Oregon Department of Administrative Services, for the biennium ending June**
 12 **30, 2023, out of the General Fund, the following amounts for distribution to the following**
 13 **cities and counties to provide domestic and community well assistance:**

14	(1) Prairie City	\$ 400,000
15	(2) City of Sodaville.....	\$ 60,000
16	(3) Jackson County.....	\$ 954,800
17	(4) Deschutes County	\$ 585,200

18 **SECTION 11.** In addition to and not in lieu of any other appropriation, there is appropri-
 19 **ated to the Oregon Department of Administrative Services, for the biennium ending June**
 20 **30, 2023, out of the General Fund, the amount of \$4,000,000, for distribution to the Klamath**
 21 **Project Drought Response Agency for irrigation district assistance.**

22 **SECTION 12.** In addition to and not in lieu of any other appropriation, there is appropri-
 23 **ated to the Oregon Department of Administrative Services, for the biennium ending June**
 24 **30, 2023, out of the General Fund, the amount of \$4,000,000, for distribution to Klamath**
 25 **County to provide domestic and community well assistance.**

26 **SECTION 13.** In addition to and not in lieu of any other appropriation, there is appropri-
 27 **ated to the Oregon Department of Administrative Services, for the biennium ending June**
 28 **30, 2023, out of the General Fund, the following amounts for distribution to the Klamath**
 29 **Tribes for the following purposes:**

30	(1) Aquatic resource inventory	
31	and restoration work to	
32	determine the impact of	
33	wildfire and drought on	
34	Sprague River tributaries	
35	and Klamath Lake	\$ 475,000
36	(2) Cultural resource inventory	
37	and assessment of lands	
38	impacted by the Bootleg Fire ...	\$ 1,500,000
39	(3) Adaptation to chronic	
40	drought and persistent fire	
41	conditions, including	
42	wildlife management and	
43	game enforcement; wildfire	
44	restoration, monitoring and	
45	risk reduction; and forest	

- 1 management and restoration.... \$ 6,600,000
- 2 (4) Emergency management
- 3 staffing and equipment \$ 1,100,000

4 **SECTION 14.** In addition to and not in lieu of any other appropriation, there is appro-
 5 priated to the Oregon Department of Administrative Services, for the biennium ending June
 6 30, 2023, out of the General Fund, the amount of \$10,000,000, for distribution to the Oregon
 7 Worker Relief Coalition for direct payments to agricultural workers who miss work due to
 8 extreme heat or smoke.

9 **SECTION 15.** In addition to and not in lieu of any other appropriation, there is appro-
 10 priated to the Oregon Department of Administrative Services, for the biennium ending June
 11 30, 2023, out of the General Fund, the amount of \$1,500,000, for distribution to the Oregon
 12 Community Food Systems Network to provide grants to small-scale farmers impacted by
 13 drought, heat or wildfire, who are unable to access federal disaster relief funds or loans from
 14 the Oregon Agricultural Disaster Relief Fund established under section 5, chapter _____,
 15 Oregon Laws 2021 (second special session) (Enrolled Senate Bill 892).

16 **SECTION 16.** Notwithstanding any other provision of law, the General Fund appropriation
 17 made to the Higher Education Coordinating Commission by section 1 (8), chapter 660, Oregon
 18 Laws 2021, for the biennium ending June 30, 2023, for public university statewide programs,
 19 is increased by \$250,000, for distribution to Oregon State University for the Oregon Climate
 20 Change Research Institute for Oregon Climate Service research.

21 **SECTION 17.** Notwithstanding any other provision of law, the General Fund appropriation
 22 made to the Higher Education Coordinating Commission by section 1 (9), chapter 660, Oregon
 23 Laws 2021, for the biennium ending June 30, 2023, for statewide public services, is increased
 24 by the following amounts for the following purposes:

25 (1) \$500,000 for distribution to the Oregon State University Extension Service to provide
 26 technical assistance to small-scale farmers and ranchers in accessing state and federal as-
 27 sistance programs.

28 (2) \$500,000 for distribution to the Oregon State University Extension Service to provide
 29 education, marketing and technical assistance for drought-resistant crops and conservation
 30 and efficiency infrastructure.

31 (3) \$250,000 for distribution to the Oregon State University Extension Service to work
 32 closely with commodity commissions to survey producers around the state.

33 (4) \$250,000 for distribution to the Oregon State University College of Agricultural Sci-
 34 ences to conduct soil health research.

35 **SECTION 18.** In addition to and not in lieu of any other appropriation, there is appro-
 36 priated to the Water Resources Department, for the biennium ending June 30, 2023, out of
 37 the General Fund, the amount of \$300,000, to contract for a statewide drought vulnerability
 38 assessment.

39 **SECTION 19.** In addition to and not in lieu of any other appropriation, there is appro-
 40 priated to the Oregon Watershed Enhancement Board, for the biennium ending June 30, 2023,
 41 out of the General Fund, the amount of \$1,627,000, to provide matching grants to irrigation
 42 districts to support investments in irrigation modernization projects.

43 **SECTION 19a.** In addition to and not in lieu of any other appropriation, there is appro-
 44 priated to the Oregon Watershed Enhancement Board, for the biennium ending June 30, 2023,
 45 out of the General Fund, the amount of \$2,000,000, to provide matching grants to North Unit

1 Irrigation District to support investments in irrigation modernization projects.

2 **SECTION 20.** In addition to and not in lieu of any other appropriation, there is appro-
3 priated to the Oregon Watershed Enhancement Board, for the biennium ending June 30, 2023,
4 out of the General Fund, the amount of \$1,000,000, to provide grants for drought resiliency
5 projects in Jefferson County.

6 **SECTION 21.** In addition to and not in lieu of any other appropriation, there is appro-
7 priated to the Oregon Watershed Enhancement Board, for the biennium ending June 30, 2023,
8 out of the General Fund, the amount of \$3,000,000, to provide grants for livestock watering
9 wells and construction of off-channel water facilities in Klamath County.

10 **SECTION 22.** In addition to and not in lieu of any other appropriation, there is appro-
11 priated to the Oregon Watershed Enhancement Board, for the biennium ending June 30, 2023,
12 out of the General Fund, the amount of \$1,000,000, to provide grants for drought resiliency
13 work in Klamath County.

14 **SECTION 23.** In addition to and not in lieu of any other appropriation, there is appro-
15 priated to the Oregon Watershed Enhancement Board, for the biennium ending June 30, 2023,
16 out of the General Fund, the amount of \$3,000,000, for distribution to the Jefferson County
17 Soil and Water Conservation District to support stewardship practices on irrigated land that
18 is at high risk for erosion and soil degradation, and to limit proliferation of noxious and
19 invasive weeds.

20 **SECTION 23a.** In addition to and not in lieu of any other appropriation, there is appro-
21 priated to the Water Resources Department, for the biennium ending June 30, 2023, out of
22 the General Fund, the amount of \$3,750,000, for deposit into the Water Well Abandonment,
23 Repair and Replacement Fund established by ORS 537.766.

24 **SECTION 23b.** Notwithstanding any other law limiting expenditures, the limitation on
25 expenditures established by section 3 (4), chapter 665, Oregon Laws 2021, for the biennium
26 ending June 30, 2023, as the maximum limit for payment of expenses from fees, moneys or
27 other revenues, including Miscellaneous Receipts and including federal funds received under
28 cooperative agreements with or contracts from the Bureau of Reclamation of the United
29 States Department of the Interior, the United States Army Corps of Engineers, the United
30 States Geological Survey, the Bonneville Power Administration and the National Fish and
31 Wildlife Foundation, but excluding lottery funds and federal funds not described in section
32 3, chapter 665, Oregon Laws 2021, collected or received by the Water Resources Department,
33 for technical services, is increased by \$3,750,000, for authorized expenditures of moneys de-
34 posited in the Water Well Abandonment, Repair and Replacement Fund established by ORS
35 537.766.

36
37 **CANNABIS ENFORCEMENT**
38

39 **SECTION 24.** In addition to and not in lieu of any other appropriation, there is appro-
40 priated to the Oregon Criminal Justice Commission, for the biennium ending June 30, 2023,
41 out of the General Fund, the amount of \$20,000,000, for deposit into the Illegal Marijuana
42 Market Enforcement Grant Program Fund established under section 15, chapter 103, Oregon
43 Laws 2018.

44 **SECTION 25.** Notwithstanding any other law limiting expenditures, the limitation on
45 expenditures established by section 3, chapter 379, Oregon Laws 2021, for the biennium end-

1 ing June 30, 2023, as the maximum limit for payment of expenses from fees, moneys or other
 2 revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds,
 3 collected or received by the Oregon Criminal Justice Commission, is increased by \$20,000,000,
 4 for additional grants under the Illegal Marijuana Market Enforcement Grant Program es-
 5 tablished under section 13, chapter 103, Oregon Laws 2018.

6 **SECTION 26.** In addition to and not in lieu of any other appropriation, there is appro-
 7 priated to the Water Resources Department, for the biennium ending June 30, 2023, out of
 8 the General Fund, the amount of \$5,000,000, for the expansion and enhancement of water
 9 rights enforcement activities.

11 OTHER

13 **SECTION 27.** Notwithstanding any other provision of law, the General Fund appropriation
 14 made to the Oregon Health Authority by section 1 (1), chapter 668, Oregon Laws 2021, for the
 15 biennium ending June 30, 2023, for health systems, health policy and analytics, and public
 16 health, is increased by \$19,000,000, for increasing payments to dental care providers for
 17 medical assistance program costs.

18 **SECTION 28.** Notwithstanding any other provision of law, the General Fund appropriation
 19 made to the Department of Human Services by section 1 (3), chapter 606, Oregon Laws 2021,
 20 for the biennium ending June 30, 2023, for self-sufficiency programs, is increased by
 21 \$12,876,072, for case management services, rental assistance, immigration and legal services,
 22 and interpretation classes for refugees from Afghanistan.

23 **SECTION 29.** Notwithstanding any other provision of law, the General Fund appropriation
 24 made to the Department of Human Services by section 1 (1), chapter 606, Oregon Laws 2021,
 25 for the biennium ending June 30, 2023, for central services, is increased by \$5,362,590, to
 26 provide short-term food and shelter for refugees from Afghanistan.

27 **SECTION 30.** In addition to and not in lieu of any other appropriation, there is appro-
 28 priated to the Oregon Business Development Department, for the biennium ending June 30,
 29 2023, out of the General Fund, the amount of \$10,000,000, for distribution to the Oregon
 30 Tourism Commission to support a program to provide grants to outdoor recreation outfitters
 31 and guides financially impacted by restrictions related to the COVID-19 pandemic or by ser-
 32 vice disruptions related to drought or wildfire.

33 **SECTION 31.** In addition to and not in lieu of any other appropriation, there is appro-
 34 priated to the Department of Education, for the biennium ending June 30, 2023, out of the
 35 General Fund, the amount of \$2,000,000, for youth development programs for the East Metro
 36 Outreach, Prevention, and Intervention (EMOPI) program.

37 **SECTION 32.** In addition to and not in lieu of any other appropriation, there is appro-
 38 priated to the Oregon Department of Administrative Services, for the biennium ending June
 39 30, 2023, out of the General Fund, the amount of \$14,000,000, for equal distribution to the
 40 Cities of Albany, Ashland, Beaverton, Bend, Corvallis, Eugene, Grants Pass, Gresham,
 41 Hillsboro, Medford, Portland, Redmond, Salem and Springfield, for programs or services that
 42 address housing insecurity, lack of affordable housing or homelessness.

43 **SECTION 33.** Notwithstanding any other provision of law, the General Fund appropriation
 44 made to the Long Term Care Ombudsman by section 1 (1), chapter 521, Oregon Laws 2019,
 45 for the biennium ending June 30, 2021, for general program and services provided to care

1 facility residents, is decreased by \$75,148.

2 **SECTION 34.** Notwithstanding any other provision of law, the General Fund appropriation
3 made to the Long Term Care Ombudsman by section 1 (2), chapter 521, Oregon Laws 2019,
4 for the biennium ending June 30, 2021, for public guardian and conservator program, is in-
5 creased by \$75,148.

6 **SECTION 35.** In addition to and not in lieu of any other appropriation, there is appro-
7 priated to the Oregon Department of Administrative Services, for the biennium ending June
8 30, 2023, out of the General Fund, the amount of \$5,000,000, for distribution to the Port of
9 Portland to support an Oregon mass timber modular housing prototype project.

10
11 **CAPTIONS**

12
13 **SECTION 36.** The unit captions used in this 2021 second special session Act are provided
14 only for the convenience of the reader and do not become part of the statutory law of this
15 state or express any legislative intent in the enactment of this 2021 second special session
16 Act.

17
18 **EMERGENCY CLAUSE**

19
20 **SECTION 37.** This 2021 second special session Act being necessary for the immediate
21 preservation of the public peace, health and safety, an emergency is declared to exist, and
22 this 2021 second special session Act takes effect on its passage.
23
