

House Bill 5043

Introduced and printed pursuant to House Concurrent Resolution 23 (2023) (at the request of Oregon Department of Administrative Services)

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 Water Resources Department for biennial expenses.
- Limits biennial expenditures by department from certain lottery moneys.
- Limits biennial expenditures for certain purposes from fees, moneys or other revenues, including Miscellaneous Receipts and specified federal funds, but excluding lottery funds and other federal funds, collected or received by department.
- Limits biennial expenditures by department from other federal funds.
- Declares emergency, effective July 1, 2023.

A BILL FOR AN ACT

Relating to the financial administration of the Water Resources Department; and declaring an emergency.

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

SECTION 1. There are appropriated to the Water Resources Department, for the biennium beginning July 1, 2023, out of the General Fund, the following amounts, for the following purposes:

- (1) **Administrative services** \$ 10,259,906
- (2) **Field services** \$ 19,733,022
- (3) **Water rights and adjudications** \$ 5,190,563
- (4) **Technical services**..... \$ 15,197,290
- (5) **Director's office** \$ 13,669,763

SECTION 2. Notwithstanding any other law limiting expenditures, the amount of \$15,073,140 is established for the biennium beginning July 1, 2023, as the maximum limit for payment of expenses from lottery moneys allocated from the Administrative Services Economic Development Fund to the Water Resources Department for debt service.

SECTION 3. Notwithstanding any other law limiting expenditures, the following amounts are established for the biennium beginning July 1, 2023, as the maximum limits for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts and including federal funds received under cooperative agreements with or contracts from the Bureau of Reclamation of the United States Department of the Interior, the United States Army Corps of Engineers, the United States Geological Survey, the Bonneville Power Administration and the National Fish and Wildlife Foundation, but excluding lottery funds and federal funds not described in this section, collected or received by the Water Resources Department, for the following purposes:

- (1) **Administrative services** \$ 2,065,197
- (2) **Field services** \$ 3,175,681

Note: For budget, see 2023-2025 Biennial Budget

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 (3) Water rights and
- 2 adjudications \$ 4,082,465
- 3 (4) Technical services..... \$ 8,736,305
- 4 (5) Director’s office \$ 95,731,607

5 **SECTION 4.** Notwithstanding any other law limiting expenditures, the following amounts
6 are established for the biennium beginning July 1, 2023, as the maximum limits for payment
7 of expenses from federal funds other than those described in section 3 of this 2023 Act, col-
8 lected or received by the Water Resources Department, for the following purposes:

- 9 (1) Administrative services \$ 25,000
- 10 (2) Field services \$ 75,000
- 11 (3) Water rights and
- 12 adjudications \$ 25,000
- 13 (4) Technical services..... \$ 553,315
- 14 (5) Director’s office \$ 25,000

15 **SECTION 5.** Notwithstanding any other law limiting expenditures, the amount of
16 \$6,000,000 is established for the biennium beginning July 1, 2023, as the maximum limit for
17 payment of expenses by the Water Resources Department from American Rescue Plan Act
18 Coronavirus State Fiscal Recovery Fund moneys for a grant to Umatilla County for the
19 Ordnance Regional Water Infrastructure Project.

20 **SECTION 6.** Notwithstanding any other law limiting expenditures, the amount of \$800,000
21 is established for the biennium beginning July 1, 2023, as the maximum limit for payment of
22 expenses by the Water Resources Department from American Rescue Plan Act Coronavirus
23 State Fiscal Recovery Fund moneys for place-based planning.

24 **SECTION 7.** Notwithstanding any other law limiting expenditures, the amount of
25 \$1,000,000 is established for the biennium beginning July 1, 2023, as the maximum limit for
26 payment of expenses by the Water Resources Department from the Water Well Abandon-
27 ment, Repair and Replacement Fund established in ORS 537.766.

28 **SECTION 8.** Notwithstanding any other law limiting expenditures, the amount of \$500,000
29 is established for the biennium beginning July 1, 2023, as the maximum limit for payment of
30 expenses by the Water Resources Department from American Rescue Plan Act Coronavirus
31 State Fiscal Recovery Fund moneys for assistance to local governments with meeting fish
32 passage requirements for dam upgrade projects.

33 **SECTION 9.** Notwithstanding any other law limiting expenditures, the amount of
34 \$1,500,000 is established for the biennium beginning July 1, 2023, as the maximum limit for
35 payment of expenses by the Water Resources Department from American Rescue Plan Act
36 Coronavirus State Fiscal Recovery Fund moneys to supplement fee-based services pending
37 development of sustainable, long-term funding mechanisms.

38 **SECTION 10.** Notwithstanding any other law limiting expenditures, the amount of
39 \$2,500,000 is established for the biennium beginning July 1, 2023, as the maximum limit for
40 payment of expenses by the Water Resources Department from American Rescue Plan Act
41 Coronavirus State Fiscal Recovery Fund moneys for the provision of contracted services to
42 perform flood methodology and inundation assessments for dams and engineering analyses
43 on dams.

44 **SECTION 11.** Notwithstanding any other law limiting expenditures, the amount of
45 \$2,600,000 is established for the biennium beginning July 1, 2023, as the maximum limit for

1 **payment of expenses by the Water Resources Department from American Rescue Plan Act**
2 **Coronavirus State Fiscal Recovery Fund moneys for the purchase and deployment of surface**
3 **and ground water data collection equipment.**

4 **SECTION 12. This 2023 Act being necessary for the immediate preservation of the public**
5 **peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect**
6 **July 1, 2023.**

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