

HB 2757-A7
(LC 1956)
6/16/23 (CMT/ps)

Requested by Representative RAYFIELD

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 2757**

1 On page 1 of the printed corrected A-engrossed bill, line 2, after “amend-
2 ing” delete the rest of the line and delete lines 3 through 5 and insert “ORS
3 403.200, 403.205, 403.215, 403.235, 403.240, 430.627, 430.628 and 430.629; pre-
4 scribing an effective date; and providing for revenue raising that requires
5 approval by a three-fifths majority.”.

6 Delete lines 7 through 21 and delete pages 2 through 19 and insert:

7 **“SECTION 1. (1) The 9-8-8 Trust Fund is established in the State**
8 **Treasury, separate and distinct from the General Fund. Interest**
9 **earned by the 9-8-8 Trust Fund shall be credited to the fund. The 9-8-8**
10 **Trust Fund consists of:**

11 **“(a) Revenues from the 9-8-8 coordinated crisis services tax imposed**
12 **under ORS 403.200 (1)(b);**

13 **“(b) Appropriations made by the Legislative Assembly;**

14 **“(c) Federal funds allocated to the state to implement the 9-8-8 su-**
15 **icide prevention and behavioral health crisis system;**

16 **“(d) Gifts, grants and donations to the fund from public and private**
17 **sources; and**

18 **“(e) Moneys deposited into the fund from other sources.**

19 **“(2) Moneys in the 9-8-8 Trust Fund are continuously appropriated**
20 **to the Oregon Health Authority for the purposes specified in ORS**
21 **430.627 and 430.628.**

1 **“(3) In accordance with 47 U.S.C. 251a, moneys in the 9-8-8 Trust**
2 **Fund shall be sequestered and may be obligated or expended only for**
3 **the purposes specified in ORS 430.627 and 430.628.**

4 **“(4) Moneys in the 9-8-8 Trust Fund at the end of a biennium are**
5 **retained in the fund and do not revert to the General Fund and are**
6 **not subject to transfer to any other fund or to transfer, assignment**
7 **or reassignment for any other use or purpose other than the purposes**
8 **specified in ORS 430.627 and 430.628.**

9 **“(5) Moneys in the 9-8-8 Trust Fund may not be used to displace**
10 **available funding for services described in ORS 430.627 by Medicaid,**
11 **Medicare, federal or state-regulated health insurance, disability in-**
12 **surance or local government programs or other federal, state or local**
13 **funds for suicide prevention or behavioral health crisis services.**

14 **“(6) The authority shall provide an annual report of deposits into**
15 **and expenditures from the 9-8-8 Trust Fund to the Legislative Assem-**
16 **bly and to the Federal Communications Commission.**

17 **“SECTION 2. (1) The Oregon Health Authority shall provide an an-**
18 **ual report on the revenue generated by the tax imposed under ORS**
19 **403.200 (1)(b) to the Legislative Assembly and the Federal Communi-**
20 **cations Commission.**

21 **“(2) A local government may not impose a tax, fee or surcharge on**
22 **telecommunications services for 9-8-8 services.**

23 **“SECTION 3. ORS 430.627 is amended to read:**

24 **“430.627. (1) The purposes of ORS 430.626 to 430.628 are to build upon and**
25 **improve the statewide coordinated crisis system in this state and to:**

26 **“(a) Remove barriers to accessing quality behavioral health crisis ser-**
27 **vices;**

28 **“(b) Improve equity in behavioral health treatment and ensure culturally,**
29 **linguistically and developmentally appropriate responses to individuals ex-**
30 **periencing behavioral health crises, in recognition that, historically, crisis**

1 response services placed marginalized communities at disproportionate risk
2 of poor outcomes and criminal justice involvement;

3 “(c) Ensure that all residents of this state receive a consistent and effec-
4 tive level of behavioral health crisis services no matter where they live, work
5 or travel in the state; and

6 “(d) Provide increased access to quality community behavioral health
7 services to prevent interactions with the criminal justice system and prevent
8 hospitalizations[, *if appropriate, by investing in:*].

9 **“(2) Moneys from the 9-8-8 Trust Fund established in section 1 of**
10 **this 2023 Act shall be used as follows:**

11 **“(a) Revenues from the 9-8-8 coordinated crisis services tax that are**
12 **deposited into the fund shall be used only for:**

13 **“(A) [New technology for a] The crisis call center system [to triage calls**
14 **and link individuals to follow-up care] and crisis hotline center described**
15 **in subsections (4) and (5) of this section; and**

16 **“(B) To the extent that the crisis call center system and crisis**
17 **hotline center are fully funded, the expansion and ongoing funding of**
18 **mobile crisis intervention teams[; and].**

19 **“(b) Moneys other than revenues from the 9-8-8 coordinated crisis**
20 **services tax that are deposited into the fund shall be used for:**

21 **“[(C)] (A) A wide array of crisis stabilization services, including services**
22 **provided by:**

23 **“(i) Crisis stabilization centers;**

24 **“(ii) Facilities offering short-term respite services;**

25 **“(iii) Peer respite centers; and**

26 **“(iv) Behavioral health urgent care walk-in centers; and**

27 **“[(v) A crisis hotline center to receive calls, texts and chats from individ-**
28 **uals or other crisis hotlines to provide crisis intervention services and crisis**
29 **care coordination anywhere in this state 24 hours per day, seven days per week,**
30 **365 days per year]**

1 **“(B) Community mental health program provision of crisis stabili-**
2 **zation services or funding to cities to establish or maintain one or**
3 **more mobile crisis intervention teams under ORS 430.628.**

4 “[(2)] (3) The Oregon Health Authority shall adopt by rule requirements
5 for crisis stabilization centers that, at a minimum, require a center to:

6 “(a) Be designed to prevent or ameliorate a behavioral health crisis or
7 reduce acute symptoms of mental illness or substance use disorder, for indi-
8 viduals who do not require inpatient treatment, by providing continuous
9 24-hour observation and supervision;

10 “(b) Be staffed 24 hours per day, seven days per week, 365 days per year
11 by a multidisciplinary team capable of meeting the needs of individuals in
12 the community experiencing all levels of crisis, that may include, but is not
13 limited to:

14 “(A) Psychiatrists or psychiatric nurse practitioners;

15 “(B) Nurses;

16 “(C) Licensed or credentialed clinicians in the region where the crisis
17 stabilization center is located who are capable of completing assessments;
18 and

19 “(D) Peers with lived experiences similar to the experiences of the indi-
20 viduals served by the center;

21 “(c) Have a policy prohibiting rejecting patients brought in or referred
22 by first responders, and have the capacity, at least 90 percent of the time,
23 to accept all referrals;

24 “(d) Have services to address substance use crisis issues;

25 “(e) Have the capacity to assess physical health needs and provide needed
26 care and a procedure for transferring an individual, if necessary, to a setting
27 that can meet the individual’s physical health needs if the facility is unable
28 to provide the level of care required;

29 “(f) Offer walk-in and first responder drop-off options;

30 “(g) Screen for suicide risk and complete comprehensive suicide risk as-

1 assessments and planning when clinically indicated;

2 “(h) Screen for violence risk and complete more comprehensive violence
3 risk assessments and planning when clinically indicated; and

4 “(i) Meet other requirements prescribed by the authority.

5 “[3] (4) The authority shall *establish*:

6 “(a) **Implement, maintain and improve the 9-8-8 suicide prevention**
7 **and behavioral health crisis hotline and ensure the efficient and ef-**
8 **fective routing of calls, including staffing and technological**
9 **infrastructure enhancements necessary to achieve operational and**
10 **clinical standards and best practices set forth by the 988 Suicide and**
11 **Crisis Lifeline and prescribed by the authority; and**

12 “(b) **Maintain** a crisis hotline center to receive calls, texts and chats
13 from the 9-8-8 suicide prevention and behavioral health crisis hotline and to
14 provide crisis intervention services and crisis care coordination anywhere in
15 this state 24 hours per day, seven days per week. The crisis hotline center
16 shall:

17 “[a] (A) Have an agreement to participate in the [*National Suicide*
18 *Prevention Lifeline*] **988 Suicide and Crisis Lifeline** network.

19 “[b] (B) Meet [*National Suicide Prevention Lifeline*] **988 Suicide and**
20 **Crisis Lifeline** requirements and best practices guidelines for operational
21 and clinical standards and any additional clinical and operational standards
22 prescribed by the authority.

23 “[c] (C) Record data, provide reports and participate in evaluations and
24 related quality improvement activities.

25 “[d] (D) Establish formal agreements to collaborate with other agencies
26 to ensure safe, integrated care for people in crisis who reach out to the 9-8-8
27 suicide prevention and behavioral health crisis hotline.

28 “[e] (E) Contact and coordinate with the local community mental health
29 programs for rapid deployment of a local mobile crisis intervention team and
30 follow-up services as needed.

1 “[(f)] (F) Utilize technologies, including chat and text applications, to
2 provide a no-wrong-door approach for individuals seeking help from the crisis
3 hotline and ensure collaboration among crisis and emergency response sys-
4 tems used throughout this state, such as 9-1-1 and 2-1-1, and with other cen-
5 ters in the [*National Suicide Prevention Lifeline*] **988 Suicide and Crisis**
6 **Lifeline** network.

7 “[(g)] (G) Establish policies and train staff on serving high-risk and spe-
8 cialized populations, including but not limited to lesbian, gay, bisexual,
9 transgender and queer youth, minorities, veterans and individuals who have
10 served in the military, rural residents [*and*], individuals with co-occurring
11 disorders **and other racially and ethnically diverse communities**. Poli-
12 cies and training established under this [*paragraph*] **subparagraph** must in-
13 clude:

14 “[A] (i) Policies and training on transferring calls made to the 9-8-8
15 suicide prevention and behavioral health crisis hotline to an appropriate
16 specialized center within or external to the [*National Suicide Prevention*
17 *Lifeline*] **988 Suicide and Crisis Lifeline** network; and

18 “[B] (ii) Training on providing linguistically and culturally competent
19 care and follow-up services to individuals accessing the 9-8-8 suicide pre-
20 vention and behavioral health crisis hotline consistent with guidance and
21 policies established by the [*National Suicide Prevention Lifeline*] **988 Suicide**
22 **and Crisis Lifeline**.

23 “[4] (5) The staff of the crisis hotline center described in subsection
24 [(3)] (4) of this section **must include individuals who possess the lin-**
25 **guistic and cultural competency to respond to individuals within the**
26 **demographics of the communities served and shall:**

27 “(a) Have access to the most recently reported information regarding
28 available mental health and behavioral health crisis services.

29 “(b) Track and maintain data regarding responses to calls, texts and chats
30 to the 9-8-8 suicide prevention and behavioral health crisis hotline.

1 “(c) Work to resolve crises with the least invasive intervention possible.

2 “(d) Connect callers whose crisis is de-escalated or otherwise managed by
3 hotline staff with appropriate follow-on services and undertake follow-up
4 contact with the caller when appropriate.

5 “[5] (6) Crisis stabilization services provided to individuals accessing the
6 9-8-8 suicide prevention and behavioral health crisis hotline shall be reim-
7 bursed by the authority, coordinated care organizations or commercial in-
8 surance, depending on the individual’s insurance status.

9 “[6] (7) The authority shall adopt rules to allow appropriate information
10 sharing and communication across all crisis service providers as necessary
11 to carry out the requirements of this section and shall work in concert with
12 the [*National Suicide Prevention Lifeline*] **988 Suicide and Crisis Lifeline**
13 and the Veterans Crisis Line for the purposes of ensuring consistency of
14 public messaging about 9-8-8 suicide prevention and behavioral health crisis
15 hotline services.

16 **“SECTION 4.** ORS 430.628 is amended to read:

17 “430.628. (1) In consultation with local community mental health pro-
18 grams, the Oregon Health Authority shall, to the extent funding is available,
19 require each community mental health program to provide crisis stabilization
20 services to individuals contacting the 9-8-8 suicide prevention and behavioral
21 health crisis hotline who need crisis stabilization services in the community
22 by enhancing and expanding the use of mobile crisis intervention teams.

23 “(2) A city may request funding from a county to establish and maintain
24 one or more mobile crisis intervention teams.

25 “(3) Mobile crisis intervention teams must operate in compliance with
26 rules adopted by the authority.

27 **“(4) A city that establishes and maintains a program for providing**
28 **mobile crisis intervention services shall administer the program in**
29 **accordance with a memorandum of understanding entered into be-**
30 **tween the city and the county or counties in which the city is located.**

1 **A memorandum of understanding under this subsection must, at a**
2 **minimum:**

3 **“(a) Specify jurisdictional requirements for determining which en-**
4 **tity will provide crisis response services in any given circumstance;**

5 **“(b) Provide that the city shall comply with rules established by the**
6 **Oregon Health Authority for provision of crisis intervention services;**
7 **and**

8 **“(c) Address the funding responsibilities of community mental**
9 **health providers for crisis intervention services.**

10 **“SECTION 5.** ORS 430.629 is amended to read:

11 **“430.629. The Oregon Health Authority [may] shall establish [committees]**
12 **an advisory committee in accordance with ORS 430.075 or assign tasks to**
13 **existing agencies, boards or committees to [accomplish the planning required**
14 **for] provide primary oversight and direction on the implementation [or**
15 **ongoing oversight of] and operation of the statewide coordinated crisis**
16 **system described in ORS 430.626 to 430.628 and to provide guidance to**
17 **the authority, gather feedback and make recommendations regarding**
18 **the planning and implementation of the 9-8-8 suicide prevention and**
19 **behavioral health crisis hotline. The advisory committee must include**
20 **but is not limited to [in coordination with]:**

21 **“(1) Representatives of the crisis hotline center [established] main-**
22 **tained under ORS 430.627 [(3)] (4) and 9-1-1 call centers, the Oregon De-**
23 **partment of Emergency Management, local public health and mental health**
24 **authorities, hospitals and health systems, coordinated care organizations, as**
25 **defined in ORS 414.025, telecommunication providers, law enforcement and**
26 **the [National Suicide Prevention Lifeline] 988 Suicide and Crisis Lifeline**
27 **Local Mental Health Authority[,]; and**

28 **“(2) Certified peer support specialists, as defined in ORS 414.025, [9-1-1,**
29 **law enforcement,] individuals with lived experiences in mental illness or**
30 **substance use disorder and their family members and caregivers, con-**

1 sumers of behavioral health services, including youth and families, and other
2 stakeholders identified by the authority.

3 **“SECTION 6.** ORS 403.200 is amended to read:

4 “403.200. (1) There is imposed on each consumer or paying retail sub-
5 scriber who has telecommunications service or interconnected Voice over
6 Internet Protocol service, with access to the emergency communications
7 system [a]:

8 **“(a) An emergency communications tax equal to \$1.25 per month or,**
9 **for prepaid wireless telecommunications service, \$1.25 per retail**
10 **transaction; and**

11 **“(b) A 9-8-8 coordinated crisis services tax equal to \$0.40 per month**
12 **or, for prepaid wireless telecommunications service, \$0.40 per retail**
13 **transaction.**

14 **“(2)** The tax must be applied on a telecommunications circuit designated
15 for a particular consumer or subscriber. One consumer or subscriber line
16 must be counted for each circuit that is capable of generating usage on the
17 line side of the switched network regardless of the quantity or ownership of
18 customer premises equipment connected to each circuit. For providers of
19 central office based services, the tax must be applied to each line that has
20 unrestricted connection to the switched network. Those central office based
21 service lines that have restricted connection to the switched network must
22 be charged based on software design in the central office that restricts the
23 number of station calls to and from the network. For cellular, wireless or
24 other common carriers, the tax applies to a subscriber on a per instrument
25 basis and only if the subscriber’s place of primary use, as defined under 4
26 U.S.C. 124, is within this state.

27 **“[(2)] (3)** The consumer or subscriber is liable for the tax imposed by this
28 section.

29 **“[(3)] (4)** The amounts of tax collected by the provider or seller are con-
30 sidered as payment by the consumer or subscriber for that amount of tax.

1 “[(4)] (5) The tax imposed under this section, as it applies to prepaid
2 wireless telecommunications service, shall be collected by the seller from the
3 consumer with respect to each retail transaction occurring in this state. The
4 amount of the tax shall be separately stated on an invoice, receipt or other
5 similar document that the seller provides to the consumer, or shall be oth-
6 erwise disclosed to the consumer.

7 “[(5)] (6) For purposes of this section, a retail transaction:

8 “(a) Occurs in this state if it is made in person by a consumer at a busi-
9 ness location of the seller;

10 “(b) If not made in person by a consumer at a business location of the
11 seller, occurs in this state if the consumer’s shipping address, payment in-
12 strument billing address, or other address provided by the consumer for
13 purposes of the transaction, is in this state; or

14 “(c) If insufficient information exists to determine whether paragraph (a)
15 or (b) of this subsection is accurate, occurs in this state if the consumer’s
16 prepaid wireless telephone number is associated with an Oregon location.

17 “[(6)] (7) Any return made by the provider or seller collecting the tax
18 must be accepted by the Department of Revenue as evidence of payments by
19 the consumer or subscriber of amounts of tax so indicated upon the return.

20 “**SECTION 7.** ORS 403.205 is amended to read:

21 “403.205. The tax imposed by ORS 403.200:

22 “(1) Does not apply to:

23 “[(1)] (a) Services that the state is prohibited from taxing under the
24 Constitution or laws of the United States or the Constitution or laws of the
25 State of Oregon.

26 “[(2)] (b) Interconnection between telecommunications utilities and com-
27 petitive access providers certified pursuant to ORS 759.020, common carriers
28 and interexchange carriers.

29 “(2) **As imposed under ORS 403.200 (1)(b), does not apply to services**
30 **provided under the plan of assistance established under section 6,**

1 **chapter 290, Oregon Laws 1987.**

2 **“SECTION 8.** ORS 403.215 is amended to read:

3 “403.215. (1) The provider or seller is responsible for collecting the tax
4 under ORS 403.200 and shall file a return with the Department of Revenue
5 on or before the last day of the month following the end of each calendar
6 quarter, reporting the amount of tax due [*for access to the emergency com-*
7 *munications system*] during the quarter, **with the tax due under ORS**
8 **403.200 (1)(a) and (1)(b) stated separately.** The department shall prescribe
9 the form of the return required by this section and ORS 403.210. The rules
10 of the department must require that returns be made under penalties for false
11 swearing.

12 “(2) When a return of the tax is required under ORS 403.210 or subsection
13 (1) of this section, the provider or seller required to make the return shall
14 remit the tax due to the department at the time fixed for filing the return.

15 “(3) A provider or seller described in subsection (1) of this section may
16 elect to pay the tax based on either of the following:

17 “(a) The amount of tax actually collected during the quarter; or

18 “(b) The net amount of tax billed during the quarter. The net amount
19 billed equals the gross amount of tax billed less adjustments for uncollectible
20 accounts, refunds, incorrect billings and other appropriate adjustments.

21 “(4) Once a provider or seller has made an election under subsection (3)
22 of this section, the provider or seller may not change the method of payment
23 and reporting unless the provider or seller first obtains the permission of the
24 department.

25 **“SECTION 9.** ORS 403.235 is amended to read:

26 “403.235. (1) The Emergency Communications Account is established in
27 the State Treasury, separate and distinct from the General Fund. All moneys
28 received by the Department of Revenue pursuant to ORS 403.200 to 403.230
29 and interest thereon must be paid to the State Treasurer to be held in a
30 suspense account established under ORS 293.445.

1 “(2) After payment of refunds[,]:

2 “(a) Moneys necessary to reimburse the Department of Revenue for
3 the actual costs incurred by the department in administering the 9-8-8
4 coordinated crisis services tax, not to exceed 0.6 percent of tax col-
5 lections under ORS 403.200 (1)(b), are continuously appropriated to the
6 department; and

7 “(b) The balance of the moneys received must be paid into the State
8 Treasury and credited to the:

9 “(A) Emergency Communications Account with respect to tax paid
10 under ORS 403.200 (1)(a); and

11 “(B) The 9-8-8 Trust Fund established in section 1 of this 2023 Act
12 with respect to tax paid under ORS 403.200 (1)(b).

13 “(3) Interest earned by the **Emergency Communications** Account must
14 be credited to the 9-1-1 Subaccount established under subsection [(2)] (4) of
15 this section. All moneys in the Emergency Communications Account are
16 continuously appropriated to the Oregon Department of Emergency Man-
17 agement and must be used for the purposes described in ORS 403.240.

18 “[2)] (4) The 9-1-1 Subaccount is established as a subaccount of the
19 Emergency Communications Account. Thirty-five percent of the amount in
20 the Emergency Communications Account on the date of distribution must be
21 credited to the 9-1-1 Subaccount. Interest earned by the subaccount must be
22 credited to the subaccount. All moneys in the subaccount are continuously
23 appropriated to the Oregon Department of Emergency Management and must
24 be used for the purposes described in ORS 403.240 (3), (4) and (5).

25 “**SECTION 10.** ORS 403.240 is amended to read:

26 “403.240. (1) The Oregon Department of Emergency Management shall
27 distribute quarterly the entire amount of the moneys in the Emergency
28 Communications Account. The department shall pay the following amounts
29 from the account:

30 “(a) Administrative costs incurred during the preceding calendar quarter

1 by the Department of Revenue in carrying out ORS 403.200 to 403.230 in an
2 amount that does not exceed six-tenths of one percent of the amount in the
3 account on the date of distribution, or actual expenses incurred by the de-
4 partment, whichever is less.

5 “(b) Administrative costs to be incurred during the calendar quarter by
6 the Oregon Department of Emergency Management in carrying out its duties
7 under ORS 305.823 and 403.105 to 403.250. The amount to be paid under this
8 paragraph may not exceed 2.4 percent of the amount in the account on the
9 date of distribution, and, on or before the next date of distribution, the de-
10 partment shall repay to the account any amount received under this para-
11 graph that exceeds the actual expenses incurred by the department in the
12 quarter.

13 “(2) The department may:

14 “(a) Provide funding for the Oregon Emergency Response System in an
15 amount that does not exceed 15 percent of the legislatively approved budget
16 for the Oregon Emergency Response System subject to availability of funds
17 within the limit for administrative costs in subsection (1)(b) of this section.

18 “(b) Prescribe the manner in which funding is provided to the Oregon
19 Emergency Response System under this subsection.

20 “(3) The department shall use funds in the 9-1-1 Subaccount to pay for
21 costs incurred during the preceding calendar quarter for emergency commu-
22 nications services provided by a 9-1-1 jurisdiction under ORS 403.105 to
23 403.250. The department may not disburse funds in the 9-1-1 Subaccount to
24 a 9-1-1 jurisdiction that does not have an approved 9-1-1 jurisdiction plan
25 under ORS 403.130. The department shall make payments for costs of the
26 emergency communications system on behalf of a 9-1-1 jurisdiction, or make
27 reimbursement to the 9-1-1 jurisdiction for such costs, only after a re-
28 imbursement or payment request has been submitted to the department in the
29 manner prescribed by the department. Reimbursement or payment requests
30 for recurring and nonrecurring charges necessary to enable the 9-1-1 juris-

1 diction to comply with ORS 403.105 to 403.250 must be submitted directly to
2 the department. The costs reimbursable or payable under this subsection are
3 only those costs incurred for:

4 “(a) Modification of network routers or servers, central office switching
5 and trunking equipment or other transport equipment;

6 “(b) Network development, hosting services, operation and maintenance;

7 “(c) Database development, operation and maintenance;

8 “(d) On-premises equipment procurement, maintenance and replacement;

9 “(e) Conversion of pay station telephones required by ORS 403.140;

10 “(f) Collection of the **emergency communications** tax imposed by ORS
11 [403.200 to 403.230] **403.200 (1)(a)**;

12 “(g) Addressing if the reimbursement or payment request is consistent
13 with rules adopted by the department; and

14 “(h) An employee of a 9-1-1 jurisdiction obtaining certification as a tele-
15 communicator or emergency medical dispatcher from the Department of
16 Public Safety Standards and Training under ORS 181A.560.

17 “(4) Subject to availability of funds, the Oregon Department of Emergency
18 Management shall provide funding to 9-1-1 jurisdictions based on cost infor-
19 mation provided in their final plan under ORS 403.130. The department shall
20 approve 9-1-1 jurisdiction plans that meet the requirements set forth in ORS
21 403.115 (2) and (4). The department shall limit funding for costs incurred
22 prior to the preceding calendar quarter to charges associated with database
23 development, network and on-premises equipment that satisfies the require-
24 ments of ORS 403.115 (2) and (4). The department shall prescribe the manner
25 in which funding is provided under this subsection.

26 “(5) 9-1-1 jurisdictions may use funds distributed to the jurisdiction from
27 an account or subaccount established in ORS 403.235 to repay loans from the
28 Special Public Works Fund if the loans were used for purposes that are al-
29 lowable under ORS 403.105 to 403.250.

30 “(6) The department shall retain amounts remaining in the 9-1-1 Subac-

1 count and may distribute the amounts in a subsequent quarter for those
2 purposes set forth in subsections (3), (4) and (5) of this section.

3 “(7) The department shall review reimbursement or payment requests for
4 costs identified in subsection (3) of this section, necessary to comply with
5 ORS 403.105 to 403.250, for the appropriateness of the costs claimed. The
6 department shall approve or reject the reimbursement or payment requests.

7 “(8) After all amounts under subsections (1) and (2) of this section and
8 ORS 403.235 [(2)] (4) have been paid, the department shall allocate the bal-
9 ance of the Emergency Communications Account to cities on a per capita
10 basis and to counties on a per capita basis of each county’s unincorporated
11 area for distribution directly to 9-1-1 jurisdictions as directed by the city or
12 county. However, each county must be credited a minimum of one percent
13 of the balance of the account after the amounts under subsections (1) and (2)
14 of this section and ORS 403.235 [(2)] (4) have been paid.

15 “(9) 9-1-1 jurisdictions shall submit an accounting report to the depart-
16 ment annually. The report must be provided in the manner prescribed by the
17 department and must include but not be limited to:

18 “(a) Funds received and expended under subsection (8) of this section for
19 the purposes of fulfilling the requirements of ORS 403.115;

20 “(b) Local funds received and expended for the purposes of fulfilling the
21 requirements of ORS 403.115; and

22 “(c) Local funds received and expended for the purposes of providing
23 emergency communications services.

24 **“SECTION 11. Section 2 of this 2023 Act and the amendments to**
25 **ORS 403.200 and 403.205 by sections 6 and 7 of this 2023 Act apply to**
26 **subscriber bills issued and to retail transactions made on or after**
27 **January 1, 2024, and before January 1, 2030.**

28 **“SECTION 12. This 2023 Act takes effect on the 91st day after the**
29 **date on which the 2023 regular session of the Eighty-second Legislative**
30 **Assembly adjourns sine die.”**

