

Senate Bill 1177

Sponsored by Senator GOLDEN, Representative GAMBA, Senator PHAM K

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**. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act changes the kicker estimate to fund help against wildfire. (Flesch Readability Score: 64.9).

Increases the amount of the estimate of revenues that will be received from General Fund revenue sources other than corporate income and excise taxes for the biennium beginning July 1, 2023. Requires that the difference between the amount actually collected and the amount estimated after the close of the 2023 regular session be transferred to the Oregon Wildfire Mitigation and Adaptation Fund. Establishes the Oregon Wildfire Mitigation and Adaptation Fund, with interest earned by the fund to be used for wildfire mitigation and community adaptation to wildfire risk. Provides for the return to taxpayers of surplus revenue over the adjusted estimate amount if the constitutional threshold is exceeded.

Declares an emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to use of surplus revenues for wildfire funding; declaring an emergency; and providing for
3 revenue estimate modification that requires approval by a two-thirds majority.

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

5 **SECTION 1. Pursuant to Article IX, section 14 (6)(a), of the Oregon Constitution, the**
6 **Legislative Assembly increases the amount of the estimate of revenues that will be received**
7 **from General Fund revenue sources other than corporate income and excise taxes for the**
8 **biennium beginning July 1, 2023, to \$24 billion.**

9 **SECTION 2. (1) Except as provided in subsection (2) of this section, any positive differ-**
10 **ence between the actual amount of revenues collected from General Fund revenue sources**
11 **other than corporate income and excise taxes for the biennium beginning July 1, 2023, and**
12 **the estimate made for that biennium pursuant to Article IX, section 14 (1), of the Oregon**
13 **Constitution, shall be transferred to the Oregon Wildfire Mitigation and Adaptation Fund**
14 **established under section 3 of this 2025 Act.**

15 **(2) If the actual amount of revenues collected from General Fund revenue sources other**
16 **than corporate income and excise taxes for the biennium beginning July 1, 2023, exceeds the**
17 **amount of the estimate made in section 1 of this 2025 Act by two percent or more:**

18 **(a) The difference between the actual amount of revenues and the amount of the esti-**
19 **mate made in section 1 of this 2025 Act shall be returned to personal income taxpayers in**
20 **the manner provided in ORS 291.349; and**

21 **(b) The difference between the estimate of revenues made in section 1 of this 2025 Act**
22 **and the estimate made for the biennium beginning July 1, 2023, pursuant to Article IX, sec-**
23 **tion 14 (1), of the Oregon Constitution, shall be transferred to the Oregon Wildfire Mitigation**
24 **and Adaptation Fund established under section 3 of this 2025 Act.**

25 **SECTION 3. (1) The Oregon Wildfire Mitigation and Adaptation Fund is established in the**

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 State Treasury, separate and distinct from the General Fund. Interest earned by the Oregon
2 Wildfire Mitigation and Adaptation Fund shall be credited to the fund, and shall be used
3 solely for the purposes of wildfire mitigation and community adaptation to wildfire risk. The
4 principal of the fund shall be retained in the fund.

5 (2) The Legislative Assembly may not appropriate moneys other than interest earned by
6 the fund from the fund.

7 (3)(a) After the appropriation required by paragraph (b) of this subsection, any remaining
8 interest earned by the fund for the biennium may be expended for programs for wildfire re-
9 sponse and suppression, including forest resiliency or risk reduction programs operating
10 outside of the wildland urban interface, as that term is defined in rule by the State Board
11 of Forestry.

12 (b) For each biennium, the Legislative Assembly shall appropriate at least \$50 million,
13 or the interest earned by the fund if the interest is not equal to at least \$50 million for the
14 biennium, from the fund, to be used by community risk reduction programs operating within
15 or adjacent to the wildland urban interface, as that term is defined in rule by the State Board
16 of Forestry.

17 SECTION 4. This 2025 Act being necessary for the immediate preservation of the public
18 peace, health and safety, an emergency is declared to exist, and this 2025 Act takes effect
19 on its passage.
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