

## SENATE AMENDMENTS TO SENATE BILL 1541

By COMMITTEE ON NATURAL RESOURCES AND WILDFIRE

February 12

1 On page 2 of the printed bill, delete line 36 and insert:

2 “(B) Provide grants or loans for eligible climate change resilience projects in accordance with  
3 rules adopted by the Land Conservation and Development Commission under section 3 of this 2026  
4 Act.”.

5 On page 3, delete lines 12 through 45.

6 On page 4, delete lines 1 through 20 and insert:

7 **“SECTION 3. (1) The Land Conservation and Development Commission, in consultation  
8 with the interagency team established under section 2 of this 2026 Act, shall establish by rule  
9 a resilience implementation strategy that includes:**

10 **“(a) Practices for utilizing nature-based solutions intended to stabilize floodplains,  
11 riparian zones, shorelands, wetlands and similar lands;**

12 **“(b) Practices to adapt infrastructure to the impacts of climate change, including but not  
13 limited to homes, buildings and public spaces;**

14 **“(c) Practices needed to build out early warning mechanisms and support fast, effective  
15 response to climate-related threats;**

16 **“(d) Practices that support economic and environmental sustainability in the face of  
17 changing climate conditions;**

18 **“(e) Criteria and procedures for identifying and prioritizing climate change resilience  
19 projects that are consistent with the practices identified in paragraphs (a) to (d) of this  
20 subsection; and**

21 **“(f) Procedures and standards for providing grants or loans using moneys from the Cli-  
22 mate Superfund Cost Recovery Program Account established in section 7 of this 2026 Act for  
23 eligible climate change resilience projects.**

24 **“(2) To develop the strategy adopted by the commission under subsection (1) of this sec-  
25 tion, the Department of Land Conservation and Development shall:**

26 **“(a) Consult with the Department of Environmental Quality and the Environmental Jus-  
27 tice Council;**

28 **“(b) In coordination with the Oregon Health Authority, assess the resilience needs and  
29 vulnerabilities of geographic areas that are vital to this state’s economy and the health and  
30 well-being of Oregonians;**

31 **“(c) Identify potential and proposed climate change resilience projects throughout this  
32 state;**

33 **“(d) Identify opportunities for alignment with existing federal, state and local funding  
34 streams;**

35 **“(e) Consult with local governments, the nine federally recognized Indian tribes in this**

1 state, businesses, environmental advocates, relevant subject area experts, representatives  
2 of environmental justice communities and other stakeholders; and

3 “(f) Conduct public engagement in communities that have the most significant exposure  
4 to the impacts of climate change, including disadvantaged, low-income and rural communi-  
5 ties.

6 “(3) For purposes of determining whether a climate change resilience project benefits an  
7 environmental justice community, as provided by section 7 (6) of this 2026 Act, rules adopted  
8 by the commission:

9 “(a) Must define a ‘community’:

10 “(A) As a group of individuals living in geographic proximity to one another who experi-  
11 ence common conditions; and

12 “(B) Without reference to or consideration of the race, color, ethnicity or national origin  
13 of the individuals living within the community.

14 “(b) May require use of the environmental justice mapping tool developed under ORS  
15 182.555.

16 “SECTION 4. The Department of Land Conservation and Development, the Department  
17 of Environmental Quality and the Oregon Health Authority, in consultation with other rele-  
18 vant state agencies as may be necessary, shall conduct an assessment to determine the costs  
19 to this state of covered greenhouse gas emissions for the covered period. The assessment  
20 shall include:

21 “(1) An analysis of the various cost-driving effects of covered greenhouse gas emissions  
22 on the state, including the effects on public health, natural resources, biodiversity, agricul-  
23 ture, first foods, economic development, flood preparedness and safety, housing and any  
24 other effect that the Department of Land Conservation and Development determines is rel-  
25 evant.

26 “(2) A description of the costs that have been incurred and are projected to be incurred  
27 as a result of the effects analyzed under subsection (1) of this section.

28 “(3) A description of the costs that have been incurred and are projected to be incurred  
29 to abate the effects of covered greenhouse gas emissions.”.

30 On page 5, delete lines 5 through 27 and insert:

31 “SECTION 7. (1) The Climate Superfund Cost Recovery Program Account is established  
32 in the State Treasury, separate and distinct from the General Fund. Interest earned by the  
33 Climate Superfund Cost Recovery Program Account shall be credited to the account.

34 “(2) The Climate Superfund Cost Recovery Program Account consists of:

35 “(a) Cost recovery payments deposited in the account under section 11 of this 2026 Act;

36 “(b) Moneys appropriated or transferred to the account by the Legislative Assembly; and

37 “(c) Grants, donations, contributions or gifts from any other public or private source.

38 “(3) Moneys in the Climate Superfund Cost Recovery Program Account are continuously  
39 appropriated to the Department of Land Conservation and Development for the purposes of:

40 “(a) Providing grants or loans for climate change resilience projects, or other climate  
41 change resilience activities, consistent with the resilience implementation strategy estab-  
42 lished under section 3 of this 2026 Act;

43 “(b) Administration of sections 1 to 7 of this 2026 Act; and

44 “(c) Transfer to the Department of the State Fire Marshal under subsection (4) of this  
45 section.

1       **“(4) Thirty percent of the moneys deposited in the account each biennium shall be**  
2 **transferred to the Department of the State Fire Marshal for deposit in the Community Risk**  
3 **Reduction Fund established under ORS 476.396.**

4       **“(5) At least \_\_\_\_\_ percent of the moneys expended by the Department of Land Con-**  
5 **servation and Development shall be for grants to the nine federally recognized Indian tribes**  
6 **in this state.**

7       **“(6) At least 40 percent of the moneys deposited in the account each biennium, whether**  
8 **expended by the Department of Land Conservation and Development or the Department of**  
9 **the State Fire Marshal, shall be expended on climate change resilience projects that benefit**  
10 **environmental justice communities, as determined pursuant to rules adopted under section**  
11 **3 of this 2026 Act.”.**

12       On page 8, line 19, after “Development” insert “, the Department of Environmental Quality and  
13 the Oregon Health Authority”.

14       In line 20, delete “de-”.

15       In line 21, delete “partment” and insert “Department of Land Conservation and Development”.

16       In line 24, delete “Department of Land Conservation and Development” and insert “Land Con-  
17 servation and Development Commission”.

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