

SB 1541-2
(LC 183)
2/10/26 (STN/ps)

Requested by SENATE COMMITTEE ON NATURAL RESOURCES AND WILDFIRE

**PROPOSED AMENDMENTS TO
SENATE BILL 1541**

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

3 in accordance with rules adopted by the Land Conservation and Development

4 Commission under section 3 of this 2026 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 Com-**

8 **mission, in consultation with the interagency team established under**

9 **section 2 of this 2026 Act, shall establish by rule a resilience imple-**

10 **mentation strategy that includes:**

11 **“(a) Practices for utilizing nature-based solutions intended to sta-**

12 **bilize floodplains, riparian zones, shorelands, wetlands and similar**

13 **lands;**

14 **“(b) Practices to adapt infrastructure to the impacts of climate**

15 **change, including but not limited to homes, buildings and public**

16 **spaces;**

17 **“(c) Practices needed to build out early warning mechanisms and**

18 **support fast, effective response to climate-related threats;**

19 **“(d) Practices that support economic and environmental**

20 **sustainability in the face of changing climate conditions;**

21 **“(e) Criteria and procedures for identifying and prioritizing climate**

1 change resilience projects that are consistent with the practices identified in paragraphs (a) to (d) of this subsection; and

3 “(f) Procedures and standards for providing grants or loans using
4 moneys from the Climate Superfund Cost Recovery Program Account
5 established in section 7 of this 2026 Act for eligible climate change
6 resilience projects.

7 “(2) To develop the strategy adopted by the commission under sub-
8 section (1) of this section, the Department of Land Conservation and
9 Development shall:

10 “(a) Consult with the Department of Environmental Quality and the
11 Environmental Justice Council;

12 “(b) In coordination with the Oregon Health Authority, assess the
13 resilience needs and vulnerabilities of geographic areas that are vital
14 to this state's economy and the health and well-being of Oregonians;

15 “(c) Identify potential and proposed climate change resilience
16 projects throughout this state;

17 “(d) Identify opportunities for alignment with existing federal, state
18 and local funding streams;

19 “(e) Consult with local governments, the nine federally recognized
20 Indian tribes in this state, businesses, environmental advocates, relevant
21 subject area experts, representatives of environmental justice
22 communities and other stakeholders; and

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

26 “(3) For purposes of determining whether a climate change
27 resilience project benefits an environmental justice community, as
28 provided by section 7 (6) of this 2026 Act, rules adopted by the com-
29 mission:

30 “(a) Must define a ‘community’:

1 “(A) As a group of individuals living in geographic proximity to one
2 another who experience common conditions; and

3 “(B) Without reference to or consideration of the race, color,
4 ethnicity or national origin of the individuals living within the com-
5 munity.

6 “(b) May require use of the environmental justice mapping tool de-
7 veloped under ORS 182.555.

8 **“SECTION 4.** The Department of Land Conservation Development,
9 the Department of Environmental Quality and the Oregon Health Au-
10 thority, in consultation with other relevant state agencies as may be
11 necessary, shall conduct an assessment to determine the costs to this
12 state of covered greenhouse gas emissions for the covered period. The
13 assessment shall include:

14 “(1) An analysis of the various cost-driving effects of covered
15 greenhouse gas emissions on the state, including the effects on public
16 health, natural resources, biodiversity, agriculture, first foods, eco-
17 nomic development, flood preparedness and safety, housing and any
18 other effect that the Department of Land Conservation and Develop-
19 ment determines is relevant.

20 “(2) A description of the costs that have been incurred and are
21 projected to be incurred as a result of the effects analyzed under sub-
22 section (1) of this section.

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

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

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

1 **“(2) The Climate Superfund Cost Recovery Program Account con-**
2 **sists of:**

3 **“(a) Cost recovery payments deposited in the account under section**
4 **11 of this 2026 Act;**

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

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

9 **“(3) Moneys in the Climate Superfund Cost Recovery Program Ac-**
10 **count are continuously appropriated to the Department of Land Con-**
11 **servation and Development for the purposes of:**

12 **“(a) Providing grants or loans for climate change resilience**
13 **projects, or other climate change resilience activities, consistent with**
14 **the resilience implementation strategy established under section 3 of**
15 **this 2026 Act;**

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

17 **“(c) Transfer to the Department of the State Fire Marshal under**
18 **subsection (4) of this section.**

19 **“(4) Thirty percent of the moneys deposited in the account each**
20 **biennium shall be transferred to the Department of the State Fire**
21 **Marshal for deposit in the Community Risk Reduction Fund estab-**
22 **lished under ORS 476.396.**

23 **“(5) At least _____ percent of the moneys expended by the Depart-**
24 **ment of Land Conservation and Development shall be for grants to the**
25 **nine federally recognized Indian tribes in this state.**

26 **“(6) At least 40 percent of the moneys deposited in the account each**
27 **biennium, whether expended by the Department of Land Conservation**
28 **and Development or the Department of the State Fire Marshal, shall**
29 **be expended on climate change resilience projects that benefit envi-**
30 **ronmental justice communities, as determined pursuant to rules**

1 **adopted under section 3 of this 2026 Act.”.**

2 On page 8, line 19, after “Development” insert “, the Department of En-
3 vironmental Quality and the Oregon Health Authority”.

4 In line 20, delete “de-”.

5 In line 21, delete “partment” and insert “Department of Land Conserva-
6 tion and Development”.

7 In line 24, delete “Department of Land Conservation and Development”
8 and insert “Land Conservation and Development Commission”.

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