# A-Engrossed House Bill 3127

Ordered by the House June 7 Including House Amendments dated June 7

Sponsored by COMMITTEE ON RULES (at the request of Representative Brian Clem)

#### 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.

[Directs Legislative Policy and Research Office to study strategies to promote recovery from 2020 wildfire season and report to appropriate committee or interim committee of Legislative Assembly on or before September 15, 2022.]

[Sunsets January 2, 2023.]

Appropriates moneys from General Fund to various state agencies for expenditures related to 2020 wildfires, including for distribution to local governments and other entities for specified biennial expenses related to 2020 wildfires.

Appropriates moneys from General Fund for deposit in Lost Revenue Stabilization Fund and School Stabilization Fund.

Limits biennial expenditures by certain state agencies from lottery moneys for purposes related to 2020 wildfires, including for distribution to local governments and other entities for specified purposes related to 2020 wildfires.

Declares emergency, effective July 1, 2021.

1	A BILL FOR AN ACT
2	Relating to wildfire recovery; and declaring an emergency.
3	Be It Enacted by the People of the State of Oregon:
4	
5	DEFINITION
6	
7	SECTION 1. As used in sections 2 to 35 of this 2021 Act, "local government" has the
8	meaning given that term in ORS 174.116.
9	
10	WATER INFRASTRUCTURE
11	
12	SECTION 2. Notwithstanding any other law limiting expenditures, the amount of
13	\$105,000,000 is established for the biennium beginning July 1, 2021, as the maximum limit for
14	payment of expenses from lottery bond proceeds collected or received by the Department of
15	Environmental Quality for distribution to local governments and nonprofit organizations for
16	sewer, septic and other water infrastructure needs related to the 2020 wildfires or expendi-
17	ture by the department for such purposes.
18	SECTION 3. Notwithstanding any other law limiting expenditures, the amount of
19	\$6,000,000 is established for the biennium beginning July 1, 2021, as the maximum limit for
20	payment of expenses from lottery bond proceeds collected or received by the Oregon Busi-
21	ness Development Department for distribution to local governments for sewer, septic and
22	other water infrastructure needs related to the 2020 wildfires.

SECTION 4. In addition to and not in lieu of any other appropriation, there is appropri-1 2 ated to the Oregon Business Development Department, for the biennium beginning July 1, 2021, out of the General Fund, the amount of \$5,525,000, for distribution to local governments 3 for water infrastructure needs related to the 2020 wildfires. 4 5 **TELECOMMUNICATIONS AND UTILITY INFRASTRUCTURE** 6 7 SECTION 5. Notwithstanding any other law limiting expenditures, the amount of 8 9 \$13,000,000 is established for the biennium beginning July 1, 2021, as the maximum limit for payment of expenses from lottery bond proceeds collected or received by the Oregon Busi-10 ness Development Department for distribution to local governments for radio system, com-11 12munication and utility infrastructure needs related to the 2020 wildfires. 13 SECTION 6. In addition to and not in lieu of any other appropriation, there is appropri-

ated to the Oregon Business Development Department, for the biennium beginning July 1,
2021, out of the General Fund, the amount of \$80,000, for distribution to Crawford Electric
for temporary power pole needs related to the 2020 wildfires.

- 17
- 18
- 19

#### FIRE AND PUBLIC SAFETY INFRASTRUCTURE

<u>SECTION 7.</u> In addition to and not in lieu of any other appropriation, there is appropriated to the State Fire Marshal, for the biennium beginning July 1, 2021, out of the General Fund, the amount of \$19,100,000, for distribution to local governments for fire infrastructure and acquiring or upgrading property with fire infrastructure related to the 2020 wildfires or expenditure by the office of the State Fire Marshal for such purposes.

25 <u>SECTION 8.</u> In addition to and not in lieu of any other appropriation, there is appropri-26 ated to the Department of State Police, for the biennium beginning July 1, 2021, out of the 27 General Fund, the amount of \$1,200,000, for distribution to local governments for enhanced 28 public safety patrol needs related to the 2020 wildfires.

- 29
- 30 31

# TRANSPORTATION INFRASTRUCTURE

<u>SECTION 9.</u> Notwithstanding any other law limiting expenditures, the amount of \$7,500,000 is established for the biennium beginning July 1, 2021, as the maximum limit for payment of expenses from the State Highway Fund collected or received by the Department of Transportation for distribution to local governments for repair and replacement of transportation infrastructure related to the 2020 wildfires.

- 37
- 38 39

## **REVENUE REPLACEMENT**

<u>SECTION 10.</u> In addition to and not in lieu of any other appropriation, there is appropriated to the Department of Revenue, for the biennium beginning July 1, 2021, out of the General Fund, the amount of \$48,250,000, for deposit into the Lost Revenue Stabilization Fund established under section 1, chapter \_\_\_, Oregon Laws 2021 (Enrolled House Bill 3367).

44 45

**EDUCATION** 

SECTION 11. In addition to and not in lieu of any other appropriation, there is appro-1 2 priated to the Department of Education, for the biennium beginning July 1, 2021, out of the General Fund, the amount of \$7,500,000, for deposit into the School Stabilization Fund es-3 tablished under section 2, chapter \_\_\_, Oregon Laws 2021 (Enrolled House Bill 3367). 4 SECTION 12. In addition to and not in lieu of any other appropriation, there is appro-5 priated to the Higher Education Coordinating Commission, for the biennium beginning July 6 1, 2021, out of the General Fund, the amount of \$5,650,000, for distribution to a community 7 college and a public university to support higher education and offset revenue losses related 8 9 to the 2020 wildfires. 10 **COST SHARE** 11 12SECTION 13. In addition to and not in lieu of any other appropriation, there is appro-13 priated to the Department of Transportation, for the biennium beginning July 1, 2021, out 14 15 of the General Fund, the amount of \$15,000,000, for hazardous waste and structural debris cleanup cost sharing related to the 2020 wildfires. 16 SECTION 14. In addition to and not in lieu of any other appropriation, there is appro-1718 priated to the Department of Environmental Quality, for the biennium beginning July 1, 2021, out of the General Fund, the amount of \$3,000,000, for hazardous waste and structural debris 19 20 cleanup cost sharing related to the 2020 wildfires. SECTION 15. In addition to and not in lieu of any other appropriation, there is appro-2122priated to the Office of Emergency Management, for the biennium beginning July 1, 2021, out 23of the General Fund, the amount of \$50,000,000, for securing nonfederal cost sharing to leverage Federal Emergency Management Agency Hazard Mitigation Funds related to the 2020 24 25wildfires. SECTION 16. In addition to and not in lieu of any other appropriation, there is appro-2627priated to the State Fire Marshal, for the biennium beginning July 1, 2021, out of the General Fund, the amount of \$5,000, for distribution to a rural fire protection district for cost sharing 28with the Federal Emergency Management Agency related to the 2020 wildfires. 2930 31 **BUSINESS AND COMMERCIAL DISTRICTS** 32SECTION 17. In addition to and not in lieu of any other appropriation, there is appro-3334 priated to the State Parks and Recreation Department, for the biennium beginning July 1, 2021, out of the General Fund, the amount of \$5,000,000, for providing grants through the 35 Oregon Main Street Revitalization Grant Program to commercial districts impacted by the 36 37 2020 wildfires. 38 STAFFING CAPACITY 39 40 SECTION 18. In addition to and not in lieu of any other appropriation, there is appro-41 priated to the Office of Emergency Management, for the biennium beginning July 1, 2021, out 42of the General Fund, the amount of \$3,250,000, for response and recovery staffing related to 43 the 2020 wildfires. 44

45 <u>SECTION 19.</u> In addition to and not in lieu of any other appropriation, there is appro-

1 priated to the Department of Land Conservation and Development, for the biennium begin-

2 ning July 1, 2021, out of the General Fund, the amount of \$400,000, for planning staff related

3 to the 2020 wildfires.

4 <u>SECTION 20.</u> In addition to and not in lieu of any other appropriation, there is appro-5 priated to the Housing and Community Services Department, for the biennium beginning July 6 1, 2021, out of the General Fund, the amount of \$\_\_\_\_\_, for the Community Development 7 Block Grant Disaster Recovery Program related to the 2020 wildfires.

8 <u>SECTION 21.</u> In addition to and not in lieu of any other appropriation, there is appro-9 priated to the Oregon Business Development Department, for the biennium beginning July 10 1, 2021, out of the General Fund, the amount of \$14,000,000, for distribution to local govern-11 ments for staffing and materials reimbursement related to the 2020 wildfires.

12 13

14

#### HOUSING

15 <u>SECTION 22.</u> Notwithstanding any other law limiting expenditures, the amount of 16 \$350,000,000 is established for the biennium beginning July 1, 2021, as the maximum limit for 17 payment of expenses from lottery bond proceeds collected or received by the Housing and 18 Community Services Department for renovation, reconstruction and replacement of homes, 19 mobile homes and manufactured housing units, temporary rental and relocation assistance 20 and land acquisition for housing related to the 2020 wildfires.

<u>SECTION 23.</u> In addition to and not in lieu of any other appropriation, there is appropriated to the Housing and Community Services Department, for the biennium beginning July 1, 2021, out of the General Fund, the amount of \$60,000,000, for county housing development and programs, housing subsidies and a bulk purchasing lumber revolving loan program to assist with rebuilding related to the 2020 wildfires.

<u>SECTION 24.</u> In addition to and not in lieu of any other appropriation, there is appropriated to the Housing and Community Services Department, for the biennium beginning July
1, 2021, out of the General Fund, the amount of \$\_\_\_\_\_, for the Oregon Rebuilding
Oregon housing initiative related to the 2020 wildfires.

30 <u>SECTION 25.</u> In addition to and not in lieu of any other appropriation, there is appro-31 priated to the Department of Human Services, for the biennium beginning July 1, 2021, out 32 of the General Fund, the amount of \$90,000,000, for feeding and sheltering survivors of the 33 2020 wildfires.

<u>SECTION 26.</u> In addition to and not in lieu of any other appropriation, there is appropriated to the Department of Consumer and Business Services, for the biennium beginning July 1, 2021, out of the General Fund, the amount of \$10,000,000, for a grant program to incentivize residential and commercial fire hardening and resiliency for 2020 wildfire survivors who are rebuilding and repairing dwellings and other structures that were destroyed or damaged in the 2020 wildfires.

40 <u>SECTION 27.</u> In addition to and not in lieu of any other appropriation, there is appro-41 priated to the State Department of Energy, for the biennium beginning July 1, 2021, out of 42 the General Fund, the amount of \$10,000,000, for a grant program to incentivize residential 43 and commercial energy efficiency for 2020 wildfire survivors who are rebuilding and repairing 44 dwellings and other structures that were destroyed or damaged in the 2020 wildfires.

45

### NATURAL RESOURCES

SECTION 28. Notwithstanding any other law limiting expenditures, the amount of 3 \$41,000,000 is established for the biennium beginning July 1, 2021, as the maximum limit for 4 payment of expenses from lottery bond proceeds collected or received by the State Forestry 5 Department for stabilization projects, seeding for erosion control and invasive species con-6 trol related to the 2020 wildfires. 7

SECTION 29. In addition to and not in lieu of any other appropriation, there is appro-8 9 priated to the State Forestry Department, for the biennium beginning July 1, 2021, out of the General Fund, the amount of \$5,000,000, for developing tree seedling, nursery capacity and 10 tree supply for replanting in regions of this state impacted by the 2020 wildfires. 11

12SECTION 30. Notwithstanding any other law limiting expenditures, the amount of \$6,500,000 is established for the biennium beginning July 1, 2021, as the maximum limit for 13 payment of expenses from lottery bond proceeds collected or received by the Department of 14 15 Environmental Quality for drinking water intake protections, repair and monitoring in re-16 gions of this state impacted by the 2020 wildfires.

SECTION 31. Notwithstanding any other law limiting expenditures, the amount of 17 18 \$1,250,000 is established for the biennium beginning July 1, 2021, as the maximum limit for 19 payment of expenses from lottery bond proceeds collected or received by the State Depart-20ment of Geology and Mineral Industries for geotechnical analysis to assess risks of landslides and debris flows in regions of this state impacted by the 2020 wildfires. 21

22SECTION 32. In addition to and not in lieu of any other appropriation, there is appropriated to the Department of Transportation, for the biennium beginning July 1, 2021, out 23of the General Fund, the amount of \$1,250,000, for developing tree seedling, nursery capacity 24 and tree supply for the assessment of cultural resources in advance of recovery actions in 25regions of this state impacted by the 2020 wildfires. 26

27SECTION 33. In addition to and not in lieu of any other appropriation, there is appropriated to the State Marine Board, for the biennium beginning July 1, 2021, out of the Gen-28eral Fund, the amount of \$2,000,000, for maintenance of navigable rivers impacted by the 2020 2930 wildfires.

31 SECTION 34. Notwithstanding any other law limiting expenditures, the amount of \$500,000 is established for the biennium beginning July 1, 2021, as the maximum limit for 32payment of expenses from lottery bond proceeds collected or received by the Oregon 33 34 Watershed Enhancement Board for McKenzie watershed recovery, water quality monitoring 35 and geographic information system analysis related to the 2020 wildfires.

SECTION 35. In addition to and not in lieu of any other appropriation, there is appro-36 37 priated to the Oregon Watershed Enhancement Board, for the biennium beginning July 1, 38 2021, out of the General Fund, the amount of \$32,750,000, for environmental restoration, protection and improvement, targeted acquisition of floodplain properties, in consultation 39 40 with tribal communities, and repair of recreational facilities related to the 2020 wildfires.

41

1 2

- 4243

# **MISCELLANEOUS**

SECTION 36. The unit captions used in this 2021 Act are provided only for the conven-44 ience of the reader and do not become part of the statutory law of this state or express any 45

- 1 legislative intent in the enactment of this 2021 Act.
- 2 <u>SECTION 37.</u> This 2021 Act being necessary for the immediate preservation of the public
- <sup>3</sup> peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect
- 4 July 1, 2021.
- $\mathbf{5}$