

B-Engrossed House Bill 5135

Ordered by the Senate July 27
Including House Amendments dated June 10 and Senate Amendments
dated July 27

Sponsored by COMMITTEE ON HEALTH AND HUMAN SERVICES

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.

Appropriates moneys from General Fund to Department of Environmental Quality for certain biennial expenses.

Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, specified bond proceeds and specified federal funds, collected or received by department.

Limits biennial expenditures from lottery moneys allocated from Parks and Natural Resources Fund to department.

Authorizes specified nonlimited expenditures.

Limits certain biennial expenditures by department from federal funds.

Prohibits biennial expenditures by department or Environmental Quality Commission to adopt or enforce rules imposing specified auto emission standards.

Declares emergency, effective July 1, 2005.

A BILL FOR AN ACT

Relating to state financial administration; appropriating money; limiting expenditures; and declaring an emergency.

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

SECTION 1. There are appropriated to the Department of Environmental Quality, for the biennium beginning July 1, 2005, out of the General Fund, the following amounts for the following purposes:

- (1) Air quality..... \$ 3,306,252
- (2) Water quality..... \$ 13,364,309
- (3) Land quality..... \$ 1,043,961
- (4) Cross media \$ 672,716
- (5) Debt service \$ 4,387,306

SECTION 2. Notwithstanding any other law limiting expenditures, the following amounts are established for the biennium beginning July 1, 2005, as the maximum limits for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, the proceeds of bonds for the Orphan Site Account and federal funds from the Bureau of Land Management and United States Forest Service for smoke monitoring laboratory services, but excluding lottery funds and federal funds not described in this section, collected or received by the Department of Environmental Quality, for the following purposes:

- (1) Air quality..... \$ 35,641,920
- (2) Water quality..... \$ 15,798,192
- (3) Land quality..... \$ 41,421,616

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 (4) Cross media \$ 1,561,244

2 (5) Agency management..... \$ 19,883,593

3 **SECTION 3.** Notwithstanding any other law limiting expenditures, the amount of
4 \$3,719,599 is established for the biennium beginning July 1, 2005, as the maximum limit for
5 payment of expenses from lottery moneys allocated from the Parks and Natural Resources
6 Fund to the Department of Environmental Quality for activities and projects to implement
7 section 4 (10), Article XV of the Oregon Constitution.

8 **SECTION 4.** For the biennium beginning July 1, 2005, expenditures by the Department
9 of Environmental Quality for debt service, for loans made from the Pollution Control Fund
10 and for loans made from the Water Pollution Control Revolving Fund are not limited.

11 **SECTION 5.** Notwithstanding any other law limiting expenditures, the following amounts
12 are established for the biennium beginning July 1, 2005, as the maximum limits for payment
13 of expenses from federal funds other than those described in section 2 of this 2005 Act col-
14 lected or received by the Department of Environmental Quality, for the following purposes:

15 (1) Air quality..... \$ 6,478,481

16 (2) Water quality..... \$ 14,128,456

17 (3) Land quality..... \$ 16,764,217

18 (4) Cross media \$ 742,483

19 **SECTION 6.** Notwithstanding any other law, neither the Department of Environmental
20 Quality nor the Environmental Quality Commission may expend any moneys for the
21 biennium beginning July 1, 2005, to adopt or enforce rules that impose California auto emis-
22 sion standards on motor vehicles sold, leased or titled in Oregon.

23 **SECTION 7.** This 2005 Act being necessary for the immediate preservation of the public
24 peace, health and safety, an emergency is declared to exist, and this 2005 Act takes effect
25 July 1, 2005.

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