

**A-Engrossed
House Bill 5172**

Ordered by the House June 30
Including House Amendments dated June 30

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 _____ for biennial expenses.]
[Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by _____.]
[Limits biennial expenditures by _____ from federal funds.]
[Declares emergency, effective July 1, 2005.]

Directs Oregon Watershed Enhancement Board to allocate moneys deposited into Watershed Improvement Operating Fund and Watershed Improvement Grant Fund to various state agencies to implement section 4 (10), Article XV of Oregon Constitution.

Limits biennial expenditures of board from federal funds and certain lottery funds.

Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by board, for agency operations related to Oregon Plan.

Directs board to establish by rule process for allocating available moneys in Restoration and Protection Subaccount of Parks and Natural Resources Fund.

Declares emergency, effective July 1, 2005.

A BILL FOR AN ACT

1
2 Relating to state financial administration; limiting expenditures; and declaring an emergency.

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

4 **SECTION 1. Of the moneys deposited into the Watershed Improvement Operating Fund**
5 **established under ORS 541.379, the Oregon Watershed Enhancement Board shall allocate**
6 **\$5,421,826 to the Department of State Police for fish and wildlife activities to implement**
7 **section 4 (10), Article XV of the Oregon Constitution.**

8 **SECTION 2. Of the moneys deposited into the Watershed Improvement Operating Fund**
9 **established under ORS 541.379, the Oregon Watershed Enhancement Board shall allocate**
10 **\$2,060,974 to the State Department of Fish and Wildlife for activities and projects to imple-**
11 **ment section 4 (10), Article XV of the Oregon Constitution.**

12 **SECTION 3. Of the moneys deposited into the Watershed Improvement Operating Fund**
13 **established under ORS 541.379, the Oregon Watershed Enhancement Board shall allocate**
14 **\$7,621,030 to the State Department of Agriculture for activities and projects to implement**
15 **section 4 (10), Article XV of the Oregon Constitution.**

16 **SECTION 4. Of the moneys deposited into the Watershed Improvement Operating Fund**
17 **established under ORS 541.379, the Oregon Watershed Enhancement Board shall allocate**
18 **\$3,876,542 to the Department of Environmental Quality for activities and projects to imple-**
19 **ment section 4 (10), Article XV of the Oregon Constitution.**

20 **SECTION 5. Notwithstanding any other law limiting expenditures, the amount of**

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 \$7,783,942 is established for the biennium beginning July 1, 2005, as the maximum limit for
2 payment of expenses by the Oregon Watershed Enhancement Board from lottery moneys
3 deposited into the Watershed Improvement Operating Fund established under ORS 541.379,
4 for operating expenses, activities and projects to implement section 4 (10), Article XV of the
5 Oregon Constitution.

6 **SECTION 6.** Of the moneys deposited into the Watershed Improvement Grant Fund es-
7 tablished under ORS 541.397, the Oregon Watershed Enhancement Board shall allocate
8 \$5,050,940 to the State Department of Fish and Wildlife for expenses of implementing section
9 4 (10), Article XV of the Oregon Constitution.

10 **SECTION 7.** Of the moneys deposited into the Watershed Improvement Grant Fund es-
11 tablished under ORS 541.397, the Oregon Watershed Enhancement Board shall allocate
12 \$774,207 to the Department of State Police for expenses of implementing section 4 (10), Ar-
13 ticle XV of the Oregon Constitution.

14 **SECTION 8.** Of the moneys deposited into the Watershed Improvement Grant Fund es-
15 tablished under ORS 541.397, the Oregon Watershed Enhancement Board shall allocate
16 \$3,623,710 to the State Department of Agriculture for activities and projects to implement
17 section 4 (10), Article XV of the Oregon Constitution.

18 **SECTION 9.** Notwithstanding any other law limiting expenditures, the amount of \$500,000
19 is established for the biennium beginning July 1, 2005, as the maximum limit for payment of
20 expenses from lottery funds collected or received by the Oregon Watershed Enhancement
21 Board from the Restoration and Protection Research Fund established under ORS 541.378.

22 **SECTION 10.** Notwithstanding any other law limiting expenditures, the amount of
23 \$29,309,479 is established for the biennium beginning July 1, 2005, as the maximum limit for
24 payment of expenses for agency operations related to Oregon Plan activities from federal
25 funds collected or received by the Oregon Watershed Enhancement Board.

26 **SECTION 11.** Notwithstanding any other law limiting expenditures, the amount of
27 \$2,283,412 is established for the biennium beginning July 1, 2005, as the maximum limit for
28 payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts,
29 but excluding lottery funds and federal funds, collected or received by the Oregon Watershed
30 Enhancement Board, for agency operations related to Oregon Plan activities.

31 **SECTION 12.** (1) The Oregon Watershed Enhancement Board shall establish by rule a
32 process for allocating on a quarterly basis available moneys in the Restoration and Pro-
33 tection Subaccount of the Parks and Natural Resources Fund, established under ORS 541.377,
34 to fulfill the biennial allocations made in this 2005 Act. Except as provided in subsection (2)
35 of this section, all quarterly allocations shall be set at one-eighth of the biennial allocations.

36 (2) If, in any quarter, the moneys transferred from the State Lottery Fund to the Parks
37 and Natural Resources Fund are insufficient to pay for the quarterly allocations established
38 under subsection (1) of this section, these allocations shall be reduced proportionately by
39 amounts sufficient to accommodate the revenue shortfall.

40 **SECTION 13.** This 2005 Act being necessary for the immediate preservation of the public
41 peace, health and safety, an emergency is declared to exist, and this 2005 Act takes effect
42 July 1, 2005.