



**OREGON  
ENVIRONMENTAL  
RESTORATION  
FUND**

**OREGON ENVIRONMENTAL RESTORATION  
COUNCIL MEETING**

**OCTOBER 9 2025**



# AGENDA

Time	Topic Description
1:00 – 1:05pm	<b>Roll Call, Opening Remarks, Meeting Overview, and Objectives</b> ( <i>Co-Chairs</i> )
1:05 – 2:15pm	<b>Agenda Item 1 – Informational Items</b> <ul style="list-style-type: none"><li>Introduction of Council Members (<i>Co-Chairs</i>)</li><li>Oregon Environmental Restoration Fund (OERF) Overview (<i>Nicole Maness, OERF Manager</i>)</li></ul>
2:15 – 2:30pm	<b>Agenda Item 2 – Public Comment</b>
2:30 – 2:45pm	<b>Break</b>
2:45 – 4:15pm	<b>Agenda Item 3 – Action Items</b> <ul style="list-style-type: none"><li>Adoption of Distribution Policy (<i>Michael Dembrow, OERC Co-Chair</i>)</li><li>Initiate Rulemaking on Tribal Nation Natural Resource Fund (<i>Michael Dembrow, OERC Co-Chair</i>)</li></ul>
4:15 – 4:30pm	<b>Next Steps, Reminders &amp; Wrap Up</b> ( <i>Michael Dembrow, OERC Co-Chair</i> ) <ul style="list-style-type: none"><li>Next Meeting Preview</li><li>Summary of Action Items</li></ul>
4:30pm	<b>Adjourn</b>



# OREGON ENVIRONMENTAL RESTORATION COUNCIL

## Council Membership (SB 1561)

### 11 voting members

Governor/Governor's Designee

DEQ Director/Designee

ODFW Director/Designee

OHA Director/Designee

Attorney General/Designee

Six Governor-appointed members

### 2 non-voting members

Member House of Representatives

Member of Senate



# OREGON ENVIRONMENTAL RESTORATION COUNCIL

## Council Responsibilities

- Recommend long-term distribution policy for OERF
- Develop Strategic Priorities
- Initiate rulemaking and adopt rules for subfunds
- Make funding decisions
- Evaluate & report on impact



# OREGON ENVIRONMENTAL RESTORATION COUNCIL

## Council Membership (SB 1561)

### Term lengths

Governor/Governor's Designee

DEQ Director/Designee

ODFW Director/Designee

OHA Director/Designee

Attorney General/Designee

Member House of Representatives

Member of Senate

Chuck Sams 2 year/4 year

Vacant 2 year/4 year

Michael Dembrow 3 year/4 year

Alai Reyes-Santos 3 year/4 year

Cheyenne Holliday 4 year/4 year

Molly Kile 4 year/4 year



# OREGON ENVIRONMENTAL RESTORATION PROGRAM

NICOLE MANESS  
Oregon Environmental Restoration Fund Manager



# OREGON ENVIRONMENTAL RESTORATION FUND

## CONTEXT

Monsanto Settlement Agreement

Senate Bill 1561

Oregon Environmental Restoration Council & Fund

Program of Work

# CONTEXT

## Monsanto Settlement Agreement

- 2018 lawsuit
- 2022 settlement with Oregon for \$698 million for environmental damages from PCBs
- Settlement Funds will be directed at environmental remediation or restitution projects as determined by the State related to restoring, maintaining and enhancing the quality of Oregon's air, land, water and other natural resources

# SETTLEMENT TERMS

## **Monsanto Settlement Agreement Sec 18**

Settlement funds will be used for environmental remediation or restitutionary projects or purposes or environmental remediation or restitutionary purposes having a nexus or connection with the types of environmental harm alleged by the State (i.e., harm to air, water, soil, or natural resources) as determined by the State in its sole discretion.

# SETTLEMENT TERMS

Such environmental remediation or restitutioinary projects or purposes include restoring, maintaining and enhancing the quality of Oregon's air, land, water and other natural resources and will consist of projects having a nexus or connection with brownfields remediation or redevelopment, environmental or natural resource damage assessment or restoration, improvements to air and water quality, cleanup of contaminated sites, remediation of impaired waterbodies, sediments, or soil, or restoration or protection of wildlife or wildlife habitats, including fish, aquatic life, marine mammal, or bird habitats, but may also include at the State's sole discretion other similar air, water, soil, or natural resource environmental remediation or restitutioinary projects or purposes within the scope of the projects and purposes described above.

# CONTEXT

## Senate Bill 1561

- 2024 Legislative Session
- Oregon Environmental Restoration Council
- Process for fund distribution through *Oregon Environmental Restoration Fund*
- Funds: "supplement" efforts by federally-recognized Tribes, disproportionately impacted communities, and state agencies

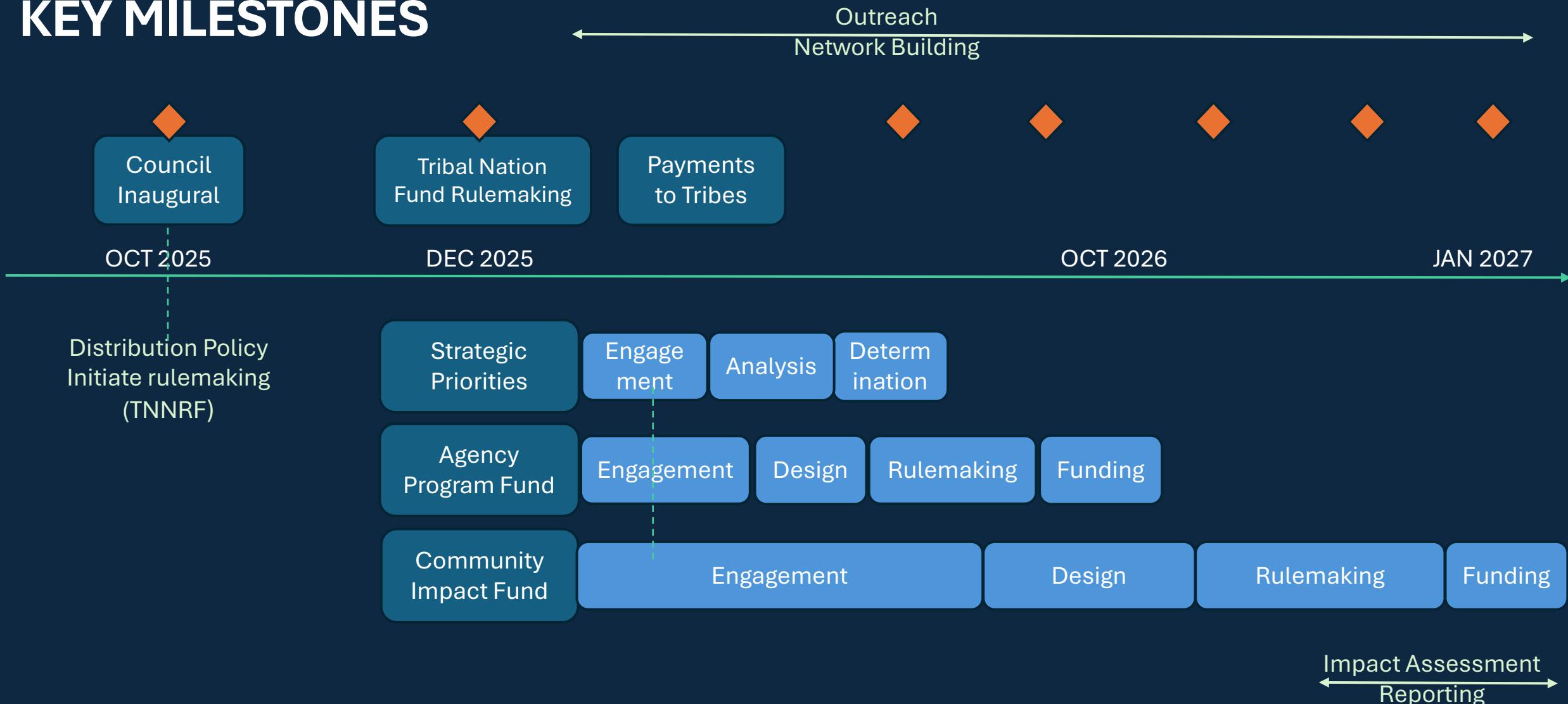


**State Agency  
Program Fund**  
50% (transfers)

**Tribal Nation Natural  
Resource Program Fund**  
25% (transfers)

**Community  
Impact Fund**  
25% (grants)

# KEY MILESTONES





# PUBLIC COMMENT

CLARE LANUSSE  
Oregon Environmental Restoration Program



**BREAK**



# OERF LONG-TERM DISTRIBUTION POLICY

# AGENDA ITEM OVERVIEW

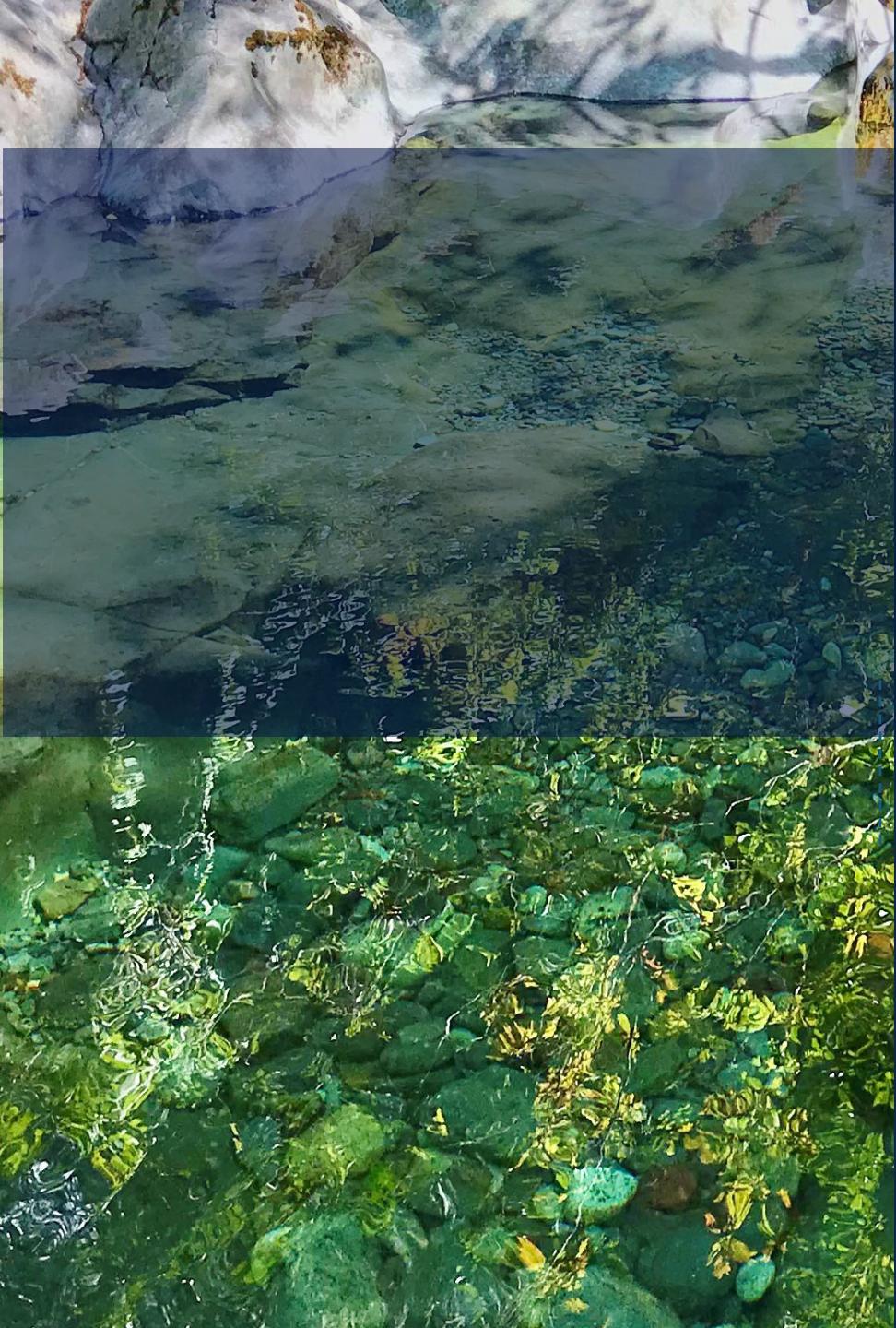
Distribution Policy

Presentation: Oregon State Treasury & Aon

Discussion/Q&A

Decision





## DISTRIBUTION POLICY

- OERC to recommend a long-term distribution policy which defines spending targets for the Oregon Environmental Restoration Fund.
- The initial distribution policy will consist of a target biennial spend rate or amount and may also include a ceiling and/or a floor on the biennial disbursement amounts.
- December 1, 2025 is the legislative deadline for determining the amounts to be transferred from the Oregon Environmental Restoration Fund to the three subfunds (SB1561 Section 13).

# PRESENTATION

Jamie McCreary, Oregon State Treasury

Karl Cheng, Oregon State Treasury

Raneen Jalajel, Aon

Ashley Woeste, Aon

# DISCUSSION/Q&A



# MOTION

I move that the Oregon Environmental Restoration Council recommend a long-term distribution policy of \_\_\_\_\_% to the Oregon Investment Council for inclusion in the Oregon Environmental Restoration Fund's Investment Policy Statement





# **RULEMAKING FOR THE TRIBAL NATION NATURAL RESOURCE FUND**

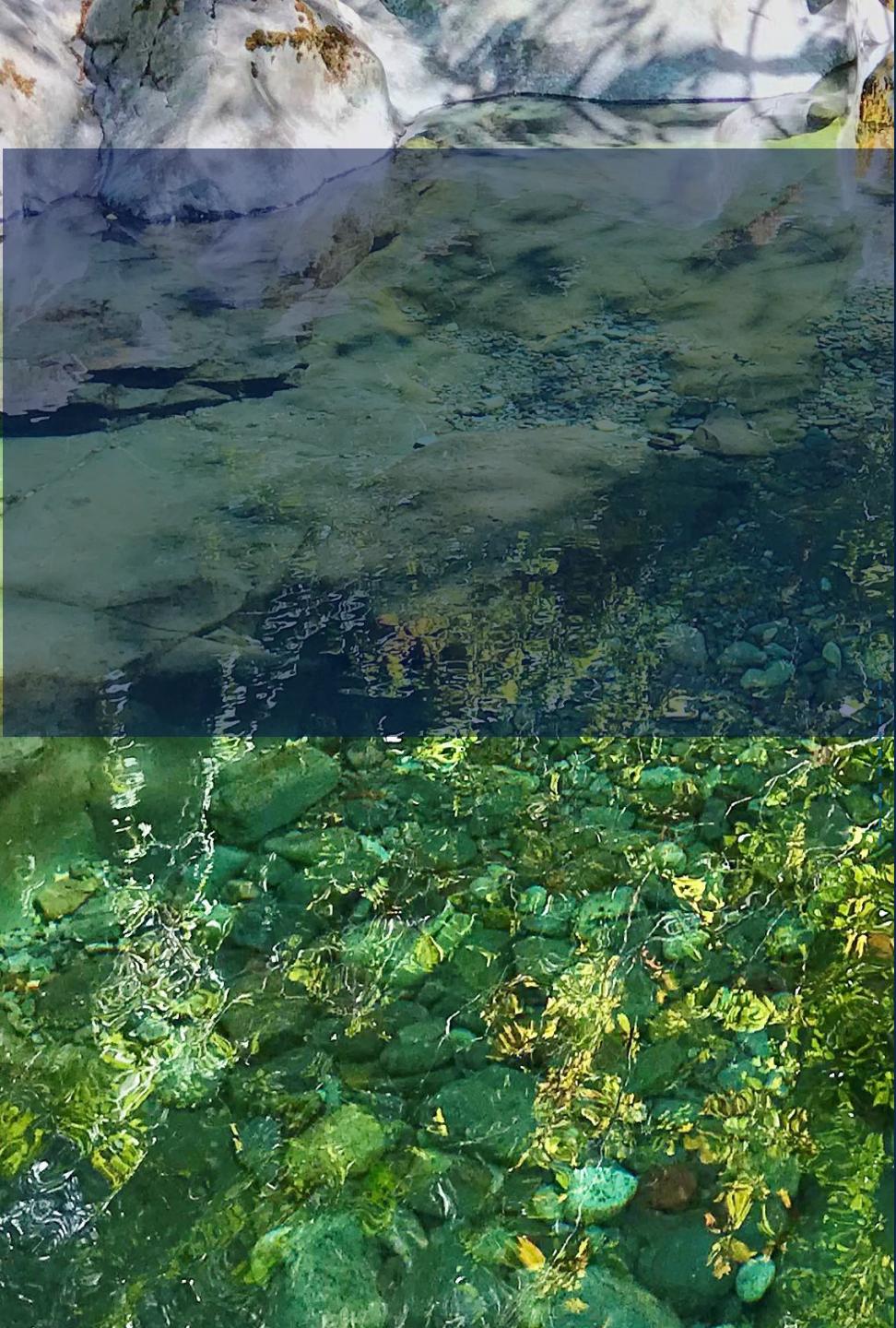
# AGENDA ITEM OVERVIEW

Tribal Nation Natural Resource Fund – Overview of rulemaking process & timeline

Discussion/Q&A

Decision





# TRIBAL NATION NATURAL RESOURCE FUND

- Biennial payments from OWEB for expenses consistent with settlement terms
- Proposed process/timeline:
  - Feb-Sep 2025: Engagement by OERP staff seeking input from Tribes
  - Oct-Nov 2025: Development of draft rules and guidance with feedback from Tribes
  - Nov 2025 onwards: Rulemaking process
    - OERC review of draft rules & guidance
    - Tribes manage internal process for sign-off
    - Public hearing
    - OERC adopts rules

# Administrative Rules

## Rulemaking Calendar

### Environmental Restoration Council

The Oregon Environmental Restoration Council will hold its [inaugural meeting](#) on October 9, 2025 and will authorize rulemaking for the Tribal Nations Natural Resource Fund established in [SB 1561](#) (2024). State Agency Program Fund and Community Impact Fund rulemaking will occur at a later date. OWEB will update this calendar when additional details are available. For additional information, please visit the [Oregon Environmental Restoration Program website](#).

### Tribal Nation Natural Resource Funding Rulemaking

Approximate Dates	Rulemaking Action
October 9, 2025	Council authorization for rulemaking
October 2025	Draft rules developed
November-December 2025	Tribal engagement to vet and provide feedback on draft rules
December 2025	Rulemaking progress update to Council*
December 2025 / January 2026	Draft rules revised based on Tribal feedback
January 16, 2026	Notice filed with Secretary of State
January 16, 2026	Public comment materials posted
January 16, 2026	Notice to agency mailing list and legislators
January 16, 2026	Secretary of State's Bulletin
January 16 - February 16, 2026	Public comment period*
February 2026	Public Hearing*
February 2026	Revisions to draft rules based on public comment
March 2026	Council adoption of rules

\* Opportunity for public comment

### Completed Rulemaking 2024

Oregon Agricultural Heritage Program (OAHP)

Focused Investment Partnership Grants (Division 47)

Small Grant Program (Division 35)

Drinking Water Source Protection Grant Program (Division 48)

Engagement Grants (Division 15) & Monitoring Grants (Division 25)

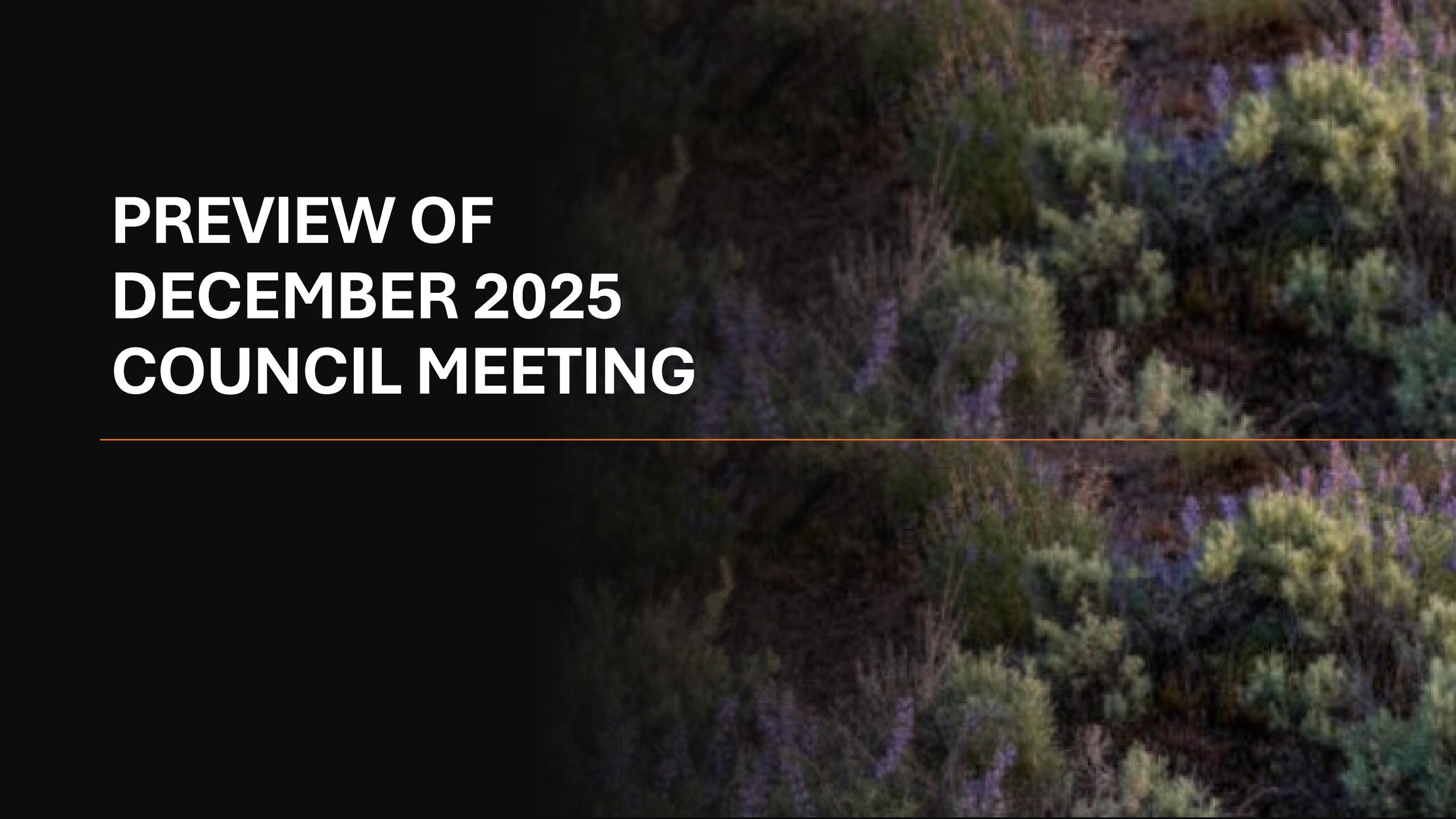
# DISCUSSION/Q&A



# **MOTION**

I move that the Oregon Environmental Restoration Council initiate rulemaking for the Tribal Nation Natural Resource Program Fund.





# PREVIEW OF DECEMBER 2025 COUNCIL MEETING

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# AGENDA OVERVIEW

ITEM	DESCRIPTION
Tribal Nation Fund	Update to OERC (perhaps review of draft rule and guidance language)
Strategic Priorities	Staff report on options for process & discussion
Agency Program Fund	Staff report on options for process & discussion
Community Impact Fund	Staff report on options for process & discussion

# ACTION ITEMS

Meeting summary & recording posted on website



**NEXT OERC MEETING**  
**December 2025**



## FOR MORE INFORMATION, CONTACT:

Nicole Maness, Oregon Environmental Restoration Fund Manager  
971.283.5679  
[nicole.g.maness@oweb.oregon.gov](mailto:nicole.g.maness@oweb.oregon.gov)