

A-Engrossed House Bill 5019

Ordered by the House June 4
Including House Amendments dated June 4

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Budget and Management Division, Oregon Department of Administrative 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 Education for certain biennial expenses.

Appropriates moneys from General Fund to department for distribution as grants-in-aid and to purchase services.

Limits certain biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by department.

Limits biennial expenditures by department from certain federal funds.

Limits biennial expenditures by department for payment of grants-in-aid and purchased services from certain federal funds received by department.

Limits biennial expenditures by department for payment of grants-in-aid and purchased services from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by department.

Limits payment by department of expenses related to state education lottery bonds.

Authorizes specified nonlimited expenditures.

Appropriates moneys from General Fund to Emergency Board to be allocated to department for specified purposes.

Declares emergency, effective July 1, 2007.

A BILL FOR AN ACT

Relating to financial administration of the Department of Education; appropriating money; limiting expenditures; and declaring an emergency.

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

SECTION 1. The following amounts are appropriated to the Department of Education, for the biennium beginning July 1, 2007, out of the General Fund, for the following purposes:

(1) **Operations..... \$ 43,374,027**

(2) **Oregon State Schools for
the Deaf and for the Blind..... \$ 18,369,944**

SECTION 2. The following amounts, which are to be distributed as grants-in-aid and to purchase services, are appropriated to the Department of Education, for the biennium beginning July 1, 2007, out of the General Fund, for the following purposes:

(1) **Early intervention services
and early childhood special
education programs \$102,364,508**

(2) **Educating children with
disabilities in regional
programs pursuant to
ORS 343.236 \$ 31,788,383**

Note: For budget, see 2007-2009 Biennial Budget

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 **(3) Educating children with**
- 2 **disabilities in hospital**
- 3 **programs..... \$ 1,574,423**
- 4 **(4) Educating children with**
- 5 **disabilities in long term**
- 6 **care or treatment programs..... \$ 18,213,114**
- 7 **(5) Oregon prekindergarten**
- 8 **program \$ 71,084,721**
- 9 **(6) Start Making a Reader Today**
- 10 **(SMART) program..... \$ 253,100**
- 11 **(7) Connectivity services for**
- 12 **school districts..... \$ 618,600**
- 13 **(8) Summer food service programs \$ 51,731**
- 14 **(9) Student leadership centers \$ 759,525**
- 15 **(10) Civics/Chess for Success..... \$ 100,000**
- 16 **(11) Teacher and administrator**
- 17 **mentorship program \$ 5,000,000**
- 18 **(12) Summer food reimbursement ... \$ 154,650**

19 **SECTION 3. Notwithstanding any other law limiting expenditures, the following amounts**
 20 **are established for the biennium beginning July 1, 2007, as the maximum limits for payment**
 21 **of expenses, other than expenses described in sections 6 and 10 of this 2007 Act, from fees,**
 22 **moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and**
 23 **federal funds, collected or received by the Department of Education for the following pur-**
 24 **poses:**

- 25 **(1) Operations..... \$ 11,912,236**
- 26 **(2) Oregon State Schools for**
- 27 **the Deaf and for the Blind..... \$ 3,508,939**
- 28 **(3) Youth Corrections**
- 29 **Education Program..... \$ 22,689,363**

30 **SECTION 4. Notwithstanding any other law limiting expenditures, the following amounts**
 31 **are established for the biennium beginning July 1, 2007, as the maximum limits for payment**
 32 **of expenses from federal funds, other than those described in sections 5 and 10 of this 2007**
 33 **Act, collected or received by the Department of Education for the following purposes:**

- 34 **(1) Operations..... \$ 56,455,661**
- 35 **(2) Oregon State Schools for**
- 36 **the Deaf and for the Blind..... \$ 527,536**
- 37 **(3) Youth Corrections**
- 38 **Education Program..... \$ 2,187,665**

39 **SECTION 5. Notwithstanding any other law limiting expenditures, the following amounts**
 40 **are established for the biennium beginning July 1, 2007, as the maximum limits for payment**
 41 **of grants-in-aid and purchased services from federal funds received by the Department of**
 42 **Education from the United States Department of Education and from other federal agencies**
 43 **other than the United States Department of Agriculture:**

- 44 **(1) Individuals with**
- 45 **Disabilities Education Act \$235,725,068**

- 1 (2) Title IA - Grants to
- 2 local educational agencies..... \$247,455,398
- 3 (3) Title IC - Migrant education..... \$ 21,158,468
- 4 (4) Title IIA - Teacher quality \$ 54,368,013
- 5 (5) Vocational education..... \$ 28,797,764
- 6 (6) All other federal programs \$ 91,819,721

7 **SECTION 6.** Notwithstanding any other law limiting expenditures, the amount of
8 \$15,201,745 is established for the biennium beginning July 1, 2007, as the maximum limit for
9 payment of grants-in-aid and purchased services from fees, moneys or other revenues, in-
10 cluding Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or
11 received by the Department of Education for grant programs other than those specified in
12 section 2 of this 2007 Act.

13 **SECTION 7.** Notwithstanding any other law limiting expenditures, the amount of
14 \$45,400,834 is established for the biennium beginning July 1, 2007, as the maximum limit for
15 payment of expenses by the Department of Education from lottery moneys allocated from
16 the Administrative Services Economic Development Fund to the department for debt service
17 on the outstanding state education lottery bonds issued during the 1997-1999 and 1999-2001
18 biennia.

19 **SECTION 8.** Notwithstanding any other law limiting expenditures, the amount of
20 \$11,014,255 is established for the biennium beginning July 1, 2007, as the maximum limit for
21 payment of expenses by the Department of Education from lottery moneys allocated from
22 the Oregon Education Fund to the department for debt service on the outstanding state ed-
23 ucation lottery bonds issued during the 1997-1999 and 1999-2001 biennia.

24 **SECTION 9.** Notwithstanding any other law limiting expenditures, the amount of
25 \$2,248,343 is established for the biennium beginning July 1, 2007, as the maximum limit for
26 payment of expenses by the Department of Education from Lottery Bond Fund earnings
27 collected or received by the department for debt service on the outstanding state education
28 lottery bonds issued during the 1997-1999 and 1999-2001 biennia.

29 **SECTION 10.** For the biennium beginning July 1, 2007, the following expenditures by the
30 Department of Education are not limited:

- 31 (1) Moneys from the School Lunch Revolving Account, Education Training Revolving
- 32 Account, Tuition Protection Fund, Common School Fund and Distance Learning Fund; and
- 33 (2) Expenditures for grants-in-aid and purchased services from federal funds received by
- 34 the Department of Education from the United States Department of Agriculture.

35 **SECTION 11.** (1) In addition to and not in lieu of any other appropriation, there is ap-
36 propriated to the Emergency Board, for the biennium beginning July 1, 2007, out of the
37 General Fund, the amount of \$25,000,000, to be allocated to the Department of Education for
38 the Oregon prekindergarten program.

39 (2) In addition to and not in lieu of any other appropriation, there is appropriated to the
40 Emergency Board, for the biennium beginning July 1, 2007, out of the General Fund, the
41 amount of \$6,084,565, to be allocated to the Department of Education for early intervention
42 services and early childhood special education programs.

43 (3) If any of the moneys appropriated by subsection (1) or (2) of this section are not al-
44 located by the Emergency Board prior to December 1, 2008, the moneys remaining on that
45 date become available for any purpose for which the Emergency Board lawfully may allocate

1 **funds.**

2 **SECTION 12. This 2007 Act being necessary for the immediate preservation of the public**
3 **peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect**
4 **July 1, 2007.**

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