

# House Bill 2002

Sponsored by Representatives HUNT, HANNA, NOLAN; Representatives BAILEY, BARKER, BARNHART, BARTON, BENTZ, BERGER, BEYER, BOONE, BRUUN, BUCKLEY, CAMERON, COWAN, DEMBROW, D EDWARDS, ESQUIVEL, FREEMAN, GARRARD, GELSER, GILLIAM, GILMAN, GREENLICK, HARKER, HUFFMAN, JENSON, KAHL, KOMP, KRIEGER, MAURER, NATHANSON, OLSON, READ, RICHARDSON, ROBLAN, SCHAUFLE, SPRENGER, STIEGLER, THATCHER, THOMPSON, TOMEI, VANORMAN, WEIDNER, WHISNANT, WINGARD

## 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 **as introduced**.

Specifies amount of income from Common School Fund that Department of State Lands must transfer each calendar year to Superintendent of Public Instruction for apportionment among counties and school districts.

## A BILL FOR AN ACT

1  
2 Relating to the Common School Fund; creating new provisions; and amending ORS 327.410.

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

4 **SECTION 1.** ORS 327.410 is amended to read:

5 327.410. (1) The Department of State Lands shall transfer [*the balance of*] **annually an amount**  
6 **described in subsection (2) of this section from** the Distributable Income Account of the Common  
7 School Fund established under ORS 273.105, after deductions authorized by law, to the Superinten-  
8 dent of Public Instruction [*semiannually, or more frequently if the State Land Board so orders*].

9 (2)(a) **The Department of State Lands shall transfer to the Superintendent of Public In-**  
10 **struction an amount equal to five percent of the average balance of the Common School**  
11 **Fund over the previous three calendar years. The average balance of the Common School**  
12 **Fund over the previous three calendar years shall be determined as of the last day of the**  
13 **calendar year for each of the three preceding calendar years.**

14 (b) **Notwithstanding paragraph (a) of this subsection, if there is not a sufficient amount**  
15 **in the Distributable Income Account to make the transfer required by paragraph (a) of this**  
16 **subsection, the department shall transfer to the superintendent the balance of the Distrib-**  
17 **utable Income Account.**

18 (3) The superintendent shall immediately apportion the amount transferred **under subsections**  
19 **(1) and (2) of this section** among the counties in proportion to the number of children resident in  
20 each county between the ages of 4 and 20 as determined pursuant to ORS 190.510 to 190.610.

21 (4) The superintendent shall distribute to each school district within a county a share of the  
22 county's apportionment that is based on the district's average daily membership that resides within  
23 the county.

24 **SECTION 2. The amendments to ORS 327.410 by section 1 of this 2009 Act apply to**  
25 **transfers made by the Department of State Lands from the Distributable Income Account**  
26 **to the Superintendent of Public Instruction on or after the effective date of this 2009 Act.**  
27

**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.