

**A-Engrossed**  
**Senate Bill 5553**

Ordered by the Senate June 24  
Including Senate Amendments dated June 24

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (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 \_\_\_\_\_ 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 of \_\_\_\_\_ from federal funds.]*

**Authorizes obligations incurred by state agencies on or after July 1, 2009, that do not exceed specified expenditure limits. Authorizes payments for debt service, certificates of participation and other financing agreements during period commencing July 1, 2009.**

**Applies to any state agency for which no budget has become law on or before July 1, 2009. Sunsets August 15, 2009.**

Declares emergency, effective July 1, 2009.

**A BILL FOR AN ACT**

1  
2 Relating to state financial administration; appropriating money; and declaring an emergency.

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

4 **SECTION 1. As used in sections 1 to 4 of this 2009 Act, "state agency" means every state**  
5 **officer, board, commission, department, institution, branch or agency of the state govern-**  
6 **ment, the costs of which are paid wholly or in part from funds held in the State Treasury.**

7 **SECTION 2. (1) Notwithstanding ORS 291.232 to 291.260, and subject to any rule that may**  
8 **be adopted by the Oregon Department of Administrative Services, any obligations incurred**  
9 **by a state agency on or after July 1, 2009, that do not exceed the level of expenditures au-**  
10 **thorized under ORS 291.232 to 291.260 or otherwise authorized for the last quarter of the**  
11 **2007-2009 biennium are hereby authorized, and necessary funds are appropriated therefor,**  
12 **unless the Oregon Department of Administrative Services determines that the state agency's**  
13 **expenditure level should be modified, based on pending legislation.**

14 **(2) The Oregon Department of Administrative Services by rule shall specify the means**  
15 **whereby funds expended pursuant to subsection (1) of this section are reconciled and charged**  
16 **to the state agency's 2009-2011 legislatively approved budget during the 2009-2011 biennium.**

17 **(3) All payments for debt service, certificates of participation and other financing agree-**  
18 **ments are hereby authorized during the period commencing July 1, 2009.**

19 **SECTION 3. Sections 1 to 4 of this 2009 Act apply to a state agency for which no budget**  
20 **has become law on or before July 1, 2009.**

21 **SECTION 4. (1) If there is no 2009-2011 legislatively adopted budget upon final**  
22 **adjournment of the regular session of the Seventy-fifth Legislative Assembly against which**

**Note: For budget, see 2009-2011 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 any expenditure authorized by section 2 (1) of this 2009 Act can be applied, the expenditure  
2 shall be considered to have been made from funds appropriated to the Oregon Department  
3 of Administrative Services. For the purpose of paying the incurred expenses of state agen-  
4 cies, there is appropriated to the Oregon Department of Administrative Services any cash  
5 or other funds remaining in the accounts of the state agency for which no budget has been  
6 adopted and for which no expenditure authority exists when the Legislative Assembly ad-  
7 journs sine die. The Oregon Department of Administrative Services may apply for re-  
8 imbursement from the Emergency Board of any expenditure made under this subsection  
9 during the 2009-2011 biennium.

10 (2) If, after final adjournment of the regular session of the Seventy-fifth Legislative As-  
11 sembly, the Governor vetoes a legislatively adopted budget against which any expenditure  
12 authorized by section 2 (1) of this 2009 Act can be applied, the expenditure shall be considered  
13 to have been made from funds appropriated to the Oregon Department of Administrative  
14 Services. For the purpose of paying the incurred expenses of state agencies, there is ap-  
15 propriated to the Oregon Department of Administrative Services any cash or other funds  
16 remaining in the accounts of the state agency for which a legislatively adopted budget has  
17 been vetoed and for which no expenditure authority exists when the Governor vetoes the  
18 budget. The Oregon Department of Administrative Services may apply for reimbursement  
19 from the Emergency Board of any expenditure made under this subsection during the  
20 2009-2011 biennium.

21 SECTION 5. Sections 1 to 4 of this 2009 Act are repealed on August 15, 2009.

22 SECTION 6. This 2009 Act being necessary for the immediate preservation of the public  
23 peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect  
24 July 1, 2009.