

A-Engrossed
Senate Bill 78

Ordered by the Senate May 4
Including Senate Amendments dated May 4

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 Governor Theodore R. Kulongoski)

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.

Creates County Services Planning Council composed of appointed and ex officio members. Allows invited counties to create and submit fiscal plan for council review. Directs council to encourage effective fiscal planning by counties and recommend to Governor and Legislative Assembly appropriate levels of state fiscal support to counties.

Sunsets January 2, 2014.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to county fiscal planning; and declaring an emergency.

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

4 **SECTION 1. (1) There is created the County Services Planning Council, consisting of 12**
5 **members as follows:**

6 (a) **The Governor shall appoint:**

7 (A) **Four members from among staff of the office of the Governor or other state agen-**
8 **cies.**

9 (B) **A representative of the Association of Oregon Counties.**

10 (b) **The President of the Senate shall appoint two members from among members of the**
11 **Senate, including at least one member of the Joint Committee on Ways and Means.**

12 (c) **The Speaker of the House shall appoint two members from among members of the**
13 **House of Representatives, including at least one member of the Joint Committee on Ways**
14 **and Means.**

15 (d) **The Secretary of State or the secretary's designee, the State Treasurer or the**
16 **treasurer's designee and the Chief Justice of the Supreme Court or the Chief Justice's**
17 **designee shall serve as ex officio members.**

18 (2) **The council shall:**

19 (a) **Encourage effective fiscal planning for counties managing the phaseout of federal**
20 **forest safety net payments; and**

21 (b) **Recommend to the Governor and the Legislative Assembly an appropriate level of**
22 **state fiscal support to counties.**

23 (3) **A majority of the members of the council constitutes a quorum for the transaction**
24 **of business.**

25 (4) **Official advice by or recommendations of the council require the approval of a ma-**

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 jority of the members of the council.

2 (5) The Governor shall select one of the members to serve as chairperson.

3 (6) Appointed members serve at the pleasure of the appointing authority for a term of
4 four years.

5 (7) If there is a vacancy for any cause among appointed members, the appointing au-
6 thority shall make an appointment to become immediately effective.

7 (8) The council shall use the services of permanent staff of the offices of the Governor,
8 the Secretary of State, the State Treasurer, the Judicial Department and the Legislative
9 Fiscal Officer.

10 (9) All agencies of state government, as defined in ORS 174.111, are directed to assist the
11 council in the performance of its duties and, to the extent permitted by laws relating to
12 confidentiality, to furnish information and advice as the members of the council consider
13 necessary to perform their duties.

14 **SECTION 2.** If invited to do so by the County Services Planning Council created under
15 section 1 of this 2009 Act, a county managing the phaseout of federal forest safety net pay-
16 ments may submit to the council for review a fiscal plan for a four-year period that corre-
17 lates with the budget cycles of the county. In the fiscal plan, the county must:

18 (1) Identify essential service needs.

19 (2) Identify long-term and short-term fiscal resources available to meet essential service
20 needs.

21 (3) Recommend:

22 (a) County services that can be eliminated.

23 (b) Services performed under contract, under interagency agreement or otherwise in co-
24 operation with the state that can be relinquished to the state.

25 (c) Achievable efficiencies, including efficiencies gained through regionalization, in the
26 delivery of:

27 (A) County services;

28 (B) Services performed under contract, under interagency agreement or otherwise in
29 cooperation with the state; and

30 (C) Services performed under contract, under interagency agreement or otherwise in
31 cooperation with other local governments.

32 (d) An appropriate level of fiscal support from county residents and strategies to:

33 (A) Take advantage of existing revenue or income solutions including, but not limited to,
34 obtaining voter approval for the enactment of local option taxes and for the establishment
35 of service districts under ORS chapter 451; and

36 (B) Develop systemic long-term revenue or income solutions.

37 (e) A priority for proposals to increase state fiscal support for county services and ser-
38 vices performed under contract, under interagency agreement or otherwise in cooperation
39 with the state.

40 (4) Provide other information the county considers necessary or appropriate to convey
41 its fiscal health status or planning process.

42 **SECTION 3.** Sections 1 and 2 of this 2009 Act are repealed on January 2, 2014.

43 **SECTION 4.** This 2009 Act being necessary for the immediate preservation of the public
44 peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect
45 on its passage.

