

# House Bill 5040

Introduced and printed pursuant to House Rule 12.00. 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 **as introduced**.

Appropriates moneys from General Fund to Department of Revenue for biennial expenses.

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

Continuously appropriates, for biennium beginning July 1, 2011, certain moneys to department for administration and enforcement expenses related to cigarette and tobacco products.

Authorizes specified nonlimited expenditures.

Declares emergency, effective July 1, 2011.

## A BILL FOR AN ACT

1  
2 Relating to the financial administration of the Department of Revenue; appropriating money; limiting  
3 expenditures; and declaring an emergency.

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

5 **SECTION 1. There is appropriated to the Department of Revenue, for the biennium be-**  
6 **ginning July 1, 2011, out of the General Fund, the amount of \$151,329,855 for the purpose of**  
7 **administrative expenses.**

8 **SECTION 2. Notwithstanding any other law limiting expenditures, the amount of**  
9 **\$44,962,544 is established for the biennium beginning July 1, 2011, as the maximum limit for**  
10 **payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts,**  
11 **except those deposited in the Multistate Tax Commission Revolving Account and the Senior**  
12 **Property Tax Deferral Revolving Account, but excluding lottery funds and federal funds,**  
13 **collected or received by the Department of Revenue.**

14 **SECTION 3. (1) Notwithstanding ORS 323.455 or any other provision of law, for the**  
15 **biennium beginning July 1, 2011, amounts necessary to pay expenses incurred by the De-**  
16 **partment of Revenue for the administration and enforcement of ORS 323.005 to 323.482 are**  
17 **continuously appropriated to the Department of Revenue from the revenues collected under**  
18 **ORS 323.005 to 323.482.**

19 **(2) Notwithstanding ORS 323.625 or any other provision of law, for the biennium begin-**  
20 **ning July 1, 2011, amounts necessary to pay expenses incurred by the Department of Revenue**  
21 **for the administration and enforcement of ORS 323.500 to 323.645 are continuously appropri-**  
22 **ated to the Department of Revenue from the revenues collected under ORS 323.500 to 323.645.**

23 **SECTION 4. For the biennium beginning July 1, 2011, expenditures by the Department**  
24 **of Revenue for expenses of the Multistate Tax Commission and for charges and fees related**  
25 **to collection activities are not limited.**

26 **SECTION 5. This 2011 Act being necessary for the immediate preservation of the public**  
27 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**

**Note: For budget, see 2011-2013 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 **July 1, 2011.**

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