

HOUSE AMENDMENTS TO HOUSE BILL 5050

By JOINT COMMITTEE ON WAYS AND MEANS

February 24

1 In line 2 of the printed bill, after “administration;” insert “creating new provisions; amending
2 sections 1, 2 and 7, chapter 727, Oregon Laws 2009, and section 87, chapter 95, Oregon Laws
3 2010;”.

4 Delete lines 5 through 16 and insert:

5 **“SECTION 1. (1) Notwithstanding any other provision of law, the General Fund appro-**
6 **riation made to the Department of Education by section 1, chapter 635, Oregon Laws 2009,**
7 **for the biennium beginning July 1, 2009, is increased by \$16,933,881 for the State School Fund.**

8 **“(2) Notwithstanding any other law limiting expenditures, the limitation on expenditures**
9 **established by section 2, chapter 635, Oregon Laws 2009, for the biennium beginning July 1,**
10 **2009, as the maximum limit for payment of expenses from lottery moneys allocated from the**
11 **Administrative Services Economic Development Fund to the Department of Education, is**
12 **increased by \$18,610,922 for the State School Fund.**

13 **“SECTION 2. Notwithstanding any other law limiting expenditures, the limitation on**
14 **expenditures established by section 2 (6), chapter 657, Oregon Laws 2009, for the biennium**
15 **beginning July 1, 2009, as the maximum limit for payment of expenses from fees, moneys or**
16 **other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal**
17 **funds, collected or received by the Oregon Department of Administrative Services, is in-**
18 **creased by \$8,000,000 for prepayment of debt service.**

19 **“SECTION 3. (1) Notwithstanding any other provision of law, the General Fund appro-**
20 **riation made to the Judicial Department by section 1 (1), chapter 723, Oregon Laws 2009, for**
21 **the biennium beginning July 1, 2009, is decreased by \$12,426,997 for operations.**

22 **“(2) Notwithstanding any other provision of law, the General Fund appropriation made**
23 **to the Judicial Department by section 1 (2), chapter 723, Oregon Laws 2009, for the biennium**
24 **beginning July 1, 2009, is decreased by \$500,000 for mandated payments.**

25 **“(3) Notwithstanding any other provision of law, the General Fund appropriation made**
26 **to the Judicial Department by section 1 (3), chapter 723, Oregon Laws 2009, for the biennium**
27 **beginning July 1, 2009, is decreased by \$436,717 for debt service.**

28 **“SECTION 4. (1) Notwithstanding any other provision of law, the General Fund appro-**
29 **riation made to the Public Defense Services Commission by section 1 (1), chapter 684,**
30 **Oregon Laws 2009, for the biennium beginning July 1, 2009, is decreased by \$110,000 for the**
31 **appellate division.**

32 **“(2) Notwithstanding any other provision of law, the General Fund appropriation made**
33 **to the Public Defense Services Commission by section 1 (2), chapter 684, Oregon Laws 2009,**
34 **for the biennium beginning July 1, 2009, is increased by \$905,000 for trial-level public defense.**

35 **“SECTION 5. Notwithstanding any other provision of law, the General Fund appropriation**

1 made to the Commission on Judicial Fitness and Disability by section 1 (2), chapter 672,
2 Oregon Laws 2009, for the biennium beginning July 1, 2009, is decreased by \$20,941 for ex-
3 traordinary expenditures.

4 “**SECTION 6.** (1) Notwithstanding any other provision of law, the General Fund appro-
5 priation made to the Oregon Military Department by section 1 (4), chapter 734, Oregon Laws
6 2009, for the biennium beginning July 1, 2009, is decreased by \$1,254,911 for capital debt ser-
7 vice and related costs.

8 “(2) Notwithstanding any other provision of law, the General Fund appropriation made
9 to the Oregon Military Department by section 1 (1), chapter 734, Oregon Laws 2009, for the
10 biennium beginning July 1, 2009, is increased by \$62,517 for administration.

11 “(3) Notwithstanding any other provision of law, the General Fund appropriation made
12 to the Oregon Military Department by section 1 (2), chapter 734, Oregon Laws 2009, for the
13 biennium beginning July 1, 2009, is increased by \$220,163 for operations.

14 “(4) Notwithstanding any other provision of law, the General Fund appropriation made
15 to the Oregon Military Department by section 1 (3), chapter 734, Oregon Laws 2009, for the
16 biennium beginning July 1, 2009, is decreased by \$750,341 for community support.

17 “**SECTION 7.** Notwithstanding any other provision of law, the General Fund appropriation
18 made to the Employment Relations Board by section 1, chapter 666, Oregon Laws 2009, for
19 the biennium beginning July 1, 2009, is increased by \$23,380 for restoration of administrative
20 law judge and mediation services.

21 “**SECTION 8.** (1) Notwithstanding any other law limiting expenditures, the limitation on
22 expenditures established by section 49, chapter 95, Oregon Laws 2010, for the biennium be-
23 ginning July 1, 2009, as the maximum limit for payment of expenses from fees, moneys or
24 other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal
25 funds, collected or received by the Legislative Fiscal Officer from the Judicial System Sur-
26 charge Account, is decreased by \$2,484 for contracting expenses of the Joint Interim Com-
27 mittee on State Justice System Revenues created by section 39, chapter 659, Oregon Laws
28 2009.

29 “(2) Notwithstanding any other law limiting expenditures, the limitation on expenditures
30 established by section 2, chapter 676, Oregon Laws 2009, as amended by section 28 (1), chap-
31 ter 95, Oregon Laws 2010, for the biennium beginning July 1, 2009, as the maximum limit for
32 payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts,
33 but excluding lottery funds and federal funds, collected or received by the Legislative Ad-
34 ministration Committee, is decreased by \$37,769 for expenses of the Joint Interim Committee
35 on State Justice System Revenues created by section 39, chapter 659, Oregon Laws 2009.

36 “**SECTION 9.** Notwithstanding any other law limiting expenditures, the limitation on
37 expenditures established by section 2 (1), chapter 670, Oregon Laws 2009, for the biennium
38 beginning July 1, 2009, as the maximum limit for payment of expenses from fees, moneys or
39 other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal
40 funds, collected or received by the Oregon University System, is increased by \$17,398,584 for
41 education and general services of higher education.

42 “**SECTION 10.** (1) Notwithstanding any other law limiting expenditures, the limitation on
43 expenditures established by section 47 (2), chapter 910, Oregon Laws 2009, for the fiscal year
44 beginning July 1, 2009, and ending June 30, 2010, as the maximum limit for payment of ex-
45 penses from federal funds collected or received by the Oregon University System, is in-

1 **creased by \$17,645,677.**

2 **“(2) Notwithstanding any other law limiting expenditures, the limitation on expenditures**
3 **established by section 47 (3), chapter 910, Oregon Laws 2009, for the fiscal year beginning**
4 **July 1, 2010, and ending June 30, 2011, as the maximum limit for payment of expenses from**
5 **federal funds collected or received by the Oregon University System, is decreased by**
6 **\$15,777,188.**

7 **“SECTION 11. Notwithstanding any other law limiting expenditures, the limitation on**
8 **expenditures established by section 1, chapter 154, Oregon Laws 2009, for the biennium be-**
9 **ginning July 1, 2009, as the maximum limit for payment of expenses from fees, moneys or**
10 **other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal**
11 **funds, collected or received by the Oregon Board of Licensed Professional Counselors and**
12 **Therapists, is increased by \$136,750.**

13 **“SECTION 12. Notwithstanding any other law limiting expenditures, the limitation on**
14 **expenditures established by section 3 (3), chapter 729, Oregon Laws 2009, for the biennium**
15 **beginning July 1, 2009, as the maximum limit for payment of expenses, other than expenses**
16 **described in sections 6 and 10, chapter 729, Oregon Laws 2009, from fees, moneys or other**
17 **revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds,**
18 **collected or received by the Department of Education, is increased by \$1,033,857 for the**
19 **Youth Corrections Education Program.**

20 **“SECTION 13. Notwithstanding any other provision of law, the General Fund appropri-**
21 **ation made to the Department of Justice by section 1 (1), chapter 728, Oregon Laws 2009, for**
22 **the biennium beginning July 1, 2009, is increased by \$93,605 for paying expenses of district**
23 **attorneys and their deputies.**

24 **“SECTION 14. Notwithstanding any other provision of law, the General Fund appropri-**
25 **ation made to the Department of Justice by section 1, chapter 673, Oregon Laws 2009, for the**
26 **biennium beginning July 1, 2009, is increased by \$343,066.**

27 **“SECTION 15. (1) Notwithstanding any other provision of law, the General Fund appropri-**
28 **ation made to the Department of Corrections by section 1 (1), chapter 860, Oregon Laws**
29 **2009, for the biennium beginning July 1, 2009, is increased by \$20,899,977 for operations and**
30 **health services.**

31 **“(2) Notwithstanding any other provision of law, the General Fund appropriation made**
32 **to the Department of Corrections by section 1 (2), chapter 860, Oregon Laws 2009, for the**
33 **biennium beginning July 1, 2009, is increased by \$779,665 for administration, public services,**
34 **general services and human resources.**

35 **“(3) Notwithstanding any other provision of law, the General Fund appropriation made**
36 **to the Department of Corrections by section 1 (3), chapter 860, Oregon Laws 2009, for the**
37 **biennium beginning July 1, 2009, is increased by \$1,409,978 for transitional services.**

38 **“(4) Notwithstanding any other provision of law, the General Fund appropriation made**
39 **to the Department of Corrections by section 1 (5), chapter 860, Oregon Laws 2009, for the**
40 **biennium beginning July 1, 2009, is decreased by \$1,112,635 for debt service.**

41 **“SECTION 16. Notwithstanding any other provision of law, the General Fund appropri-**
42 **ation made to the Department of Human Services by section 1 (3), chapter 732, Oregon Laws**
43 **2009, for the biennium beginning July 1, 2009, is increased by \$1,062,254 for community mental**
44 **health services for adults and children not eligible for Medicaid.**

45 **“SECTION 17. Notwithstanding any other provision of law, the General Fund appropri-**

1 ation made to the Department of Human Services by section 1 (4), chapter 732, Oregon Laws
 2 2009, for the biennium beginning July 1, 2009, is increased by the following amounts for the
 3 following purposes:

4 “(1) \$294,749 for Medicaid in-home services.

5 “(2) \$443,176 for case management for children with developmental disabilities.

6 “(3) \$1,600,662 for Oregon Project Independence.

7 “(4) \$334,552 for Medicaid targeted case management services for persons with develop-
 8 mental disabilities.

9 “(5) \$490,909 for the developmental disabilities family support program.

10 “**SECTION 18.** Notwithstanding any other provision of law, the authorized appropriations
 11 and expenditure limitations for the biennium beginning July 1, 2009, for the Secretary of
 12 State are changed by the amounts specified:

13 “ _____

	2009	
	Oregon Laws	
	Chapter/	
Agency/Program/Funds	Section	Adjustment
Executive Office, Business		
Services Division, Information		
Systems Division and Human		
Resources Division		
General Fund	ch. 656 1(1)	+\$52,329
Other funds	ch. 656 2(1)	-\$695,548
Elections Division		
General Fund	ch. 656 1(2)	-\$248,981
Archives Division		
General Fund	ch. 656 1(3)	-\$56,258
Corporation Division		
Other funds	ch. 656 2(5)	-\$50,000

32 “ _____

34 “**SECTION 19.** In addition to and not in lieu of any other appropriation, there is appro-
 35 priated to the Department of State Lands, for the biennium beginning July 1, 2009, out of the
 36 General Fund, the amount of \$2,025,939 for expenses related to expert witness fees for the
 37 Portland Harbor.

38 “**SECTION 20.** Notwithstanding any other provision of law, the General Fund appropri-
 39 ation made to the State Forestry Department by section 1 (2), chapter 730, Oregon Laws
 40 2009, for the biennium beginning July 1, 2009, is increased by \$3,657,675 for costs associated
 41 with contracting for large air tankers and helicopters to supplement fire suppression re-
 42 sources for the 2009 fire season and to pay the 2010 fire insurance premium.

43 “**SECTION 21.** Notwithstanding any other provision of law, the General Fund appropri-
 44 ation made to the Oregon Youth Authority by section 1 (1), chapter 725, Oregon Laws 2009,
 45 for the biennium beginning July 1, 2009, is increased by \$3,160,000 for operations.

1 “**SECTION 22.** (1) Notwithstanding any other provision of law, the General Fund appro-
2 priation made to the State Board of Parole and Post-Prison Supervision by section 1, chapter
3 681, Oregon Laws 2009, for the biennium beginning July 1, 2009, is increased by \$85,000.

4 “(2) Notwithstanding any other law limiting expenditures, the limitation on expenditures
5 established by section 2, chapter 681, Oregon Laws 2009, for the biennium beginning July 1,
6 2009, as the maximum limit for payment of expenses from fees, moneys or other revenues,
7 including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or
8 received by the State Board of Parole and Post-Prison Supervision, is increased by \$11,000.

9 “**SECTION 23.** In addition to and not in lieu of any other appropriation, there is appro-
10 priated to the Department of Education, for the biennium beginning July 1, 2009, out of the
11 General Fund, the amount of \$606,754 for transition costs and other services provided to
12 blind and visually impaired students and for the closure and disposition of the Oregon School
13 for the Blind.

14 “**SECTION 24.** In addition to and not in lieu of any other appropriation, there is appro-
15 priated to the Department of Human Services, for the biennium beginning July 1, 2009, out
16 of the General Fund, the amount of \$268,944 for transition costs and other services provided
17 to blind and visually impaired students.

18 “**SECTION 25.** Notwithstanding any other provision of law, the General Fund appropri-
19 ation made to the Department of Education by section 6, chapter 635, Oregon Laws 2009, for
20 the biennium beginning July 1, 2009, for the Local Option Equalization Grants Account, is
21 increased by \$817,663.

22 “**SECTION 26.** Notwithstanding any other provision of law, the General Fund appropri-
23 ation made to the Department of Education by section 2 (1), chapter 729, Oregon Laws 2009,
24 for the biennium beginning July 1, 2009, is increased by \$1,007,740 for early intervention ser-
25 vices and early childhood special education programs.

26 “**SECTION 27.** Notwithstanding any other provision of law, the General Fund appropri-
27 ation made to the Department of Education by section 2 (5), chapter 729, Oregon Laws 2009,
28 for the biennium beginning July 1, 2009, is increased by \$996,532 for the Oregon
29 prekindergarten program.

30 “**SECTION 28.** Notwithstanding any other law limiting expenditures, the limitation on
31 expenditures established by section 51 (4), chapter 910, Oregon Laws 2009, for the fiscal year
32 beginning July 1, 2010, and ending June 30, 2011, as the maximum limit for payment of ex-
33 penses from federal funds collected or received by the Department of Education for the State
34 School Fund, is decreased by \$1,868,489.

35 “**SECTION 29.** Notwithstanding any other provision of law, the authorized appropriations
36 and expenditure limitations for the biennium beginning July 1, 2009, for the Legislative As-
37 sembly are changed by the amounts specified:

38 “ _____

39

	2009		
	Oregon Laws		
	Chapter/		
Agency/Program/Funds	Section	Adjustment	

40

41

42

43

44

45 Legislative Administration:

1	General Fund	ch. 676 1(1)	-\$174,338
2	General Fund	ch. 676 1(2)	-\$650,000
3	Other Funds	ch. 676 2(1)	+\$596,857
4		as amended by	
5		ch. 95 28	
6		OL 2010	
7	Other Funds		
8	- debt service	ch. 676 2(2)	+\$650,000
9		as amended by	
10		ch. 95 28	
11		OL 2010	
12	Legislative Assembly:		
13	General Fund	ch. 676 4	-\$234,861
14	General Fund	ch. 676 5 (1)	-\$684,283
15	General Fund	ch. 676 5 (2)	+\$326,493
16	Legislative Fiscal Officer:		
17	General Fund	ch. 676 13	-\$234,659
18	Legislative Revenue Officer:		
19	General Fund	ch. 676 14	-\$50,000
20	Legislative Counsel Committee:		
21	General Fund	ch. 676 9	-\$600,058
22	Other Funds	ch. 676 10	+\$532,000

23 “

24
25 “**SECTION 30.** Section 87, chapter 95, Oregon Laws 2010, is amended to read:

26 “**Sec. 87.** (1) Notwithstanding any other law limiting expenditures, the amount of [\$2,694,971]
27 **\$2,285,775** is established for the biennium beginning July 1, 2009, as the maximum limit for payment
28 of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding
29 lottery funds and federal funds, collected or received by the Oregon Department of Administrative
30 Services, for debt service on projects funded with certificates of participation sold under chapter 2,
31 Oregon Laws 2009.

32 “(2) Notwithstanding any other provision of law, the General Fund appropriation made to the
33 Oregon Department of Administrative Services by section 4 (1), chapter 910, Oregon Laws 2009, for
34 the biennium beginning July 1, 2009, is decreased by [\$2,694,971] **\$2,608,843.**

35 “**SECTION 31.** Section 1, chapter 727, Oregon Laws 2009, is amended to read:

36 “**Sec. 1.** There are appropriated to the Department of Community Colleges and Workforce De-
37 velopment, for the biennium beginning July 1, 2009, out of the General Fund, the following amounts
38 for the following purposes:

- | | | | |
|----|------------------------------------|----|-------------|
| 39 | (1) Operations..... | \$ | 3,993,769 |
| 40 | (2) Community College Support Fund | | |
| 41 | for distribution to community | | |
| 42 | college districts and community | | |
| 43 | college service districts..... | \$ | 450,500,000 |
| 44 | (3) Targeted education and | | |
| 45 | workforce programs..... | \$ | 1,932,014 |

1 (4) Debt service on the outstanding
2 general obligation bonds sold
3 pursuant to Article XI-G
4 [of the Oregon Constitution \$ 7,974,203]
5 **of the Oregon Constitution..... \$ 7,888,075**

6 **“SECTION 32.** Section 2, chapter 727, Oregon Laws 2009, is amended to read:

7 **“Sec. 2.** Notwithstanding any other law limiting expenditures, the following amounts are estab-
8 lished for the biennium beginning July 1, 2009, as the maximum limits for payment of expenses from
9 fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds, fed-
10 eral funds and those funds described in section 6, **chapter 727, Oregon Laws 2009** [of this 2009
11 Act], collected or received by the Department of Community Colleges and Workforce Development,
12 for the following purposes:

- 13 (1) Department of Community
14 Colleges and Workforce
15 Development..... \$ 3,267,956
- 16 (2) Oregon Youth Conservation
17 Corps..... \$ 2,744,510
- 18 [(3) Debt service..... \$ 2,764,688]
- 19 **(3) Debt service..... \$ 3,173,884**

20 **“SECTION 33.** Section 7, chapter 727, Oregon Laws 2009, is amended to read:

21 **“Sec. 7.** Notwithstanding any other law limiting expenditures, the amount of [~~\$7,911,324~~
22 **\$7,588,256** is established for the biennium beginning July 1, 2009, as the maximum limit for payment
23 of expenses by the Department of Community Colleges and Workforce Development from lottery
24 moneys allocated from the Administrative Services Economic Development Fund to the department
25 for debt service on lottery bonds.

26 **“SECTION 34.** Notwithstanding any other law limiting expenditures, the amount of
27 **\$323,068** is established for the biennium beginning July 1, 2009, as the maximum limit for
28 **payment of expenses by the Oregon Department of Administrative Services from lottery**
29 **moneys allocated from the Administrative Services Economic Development Fund for debt**
30 **service and related costs on certificates of participation for projects authorized under chap-**
31 **ter 2, Oregon Laws 2009.**

32 **“SECTION 35.** This 2011 Act being necessary for the immediate preservation of the public
33 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**
34 **on its passage.”.**

35