

FISCAL IMPACT OF PROPOSED LEGISLATION**Measure: SB 1579-A**Seventy-Sixth Oregon Legislative Assembly – 2012 Regular Session
Legislative Fiscal Office

Prepared by: Ken Rocco
 Reviewed by: Linda Ames, Sheila Baker, Steve Bender, John Borden, Monica Brown, Laurie Byerly, Michelle Deister, Daron Hill, Susie Jordan, John Terpening, and Doug Wilson
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Measure Description: SB 1579 implements statutory changes necessary to support the legislatively approved budget and to clarify the application of statutes.

Government Unit(s) Affected: Multiple agencies and local government

Local Government Mandate: This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

Analysis: This measure implements statutory changes necessary to support the legislatively approved budget and to clarify the application of statutes. The measure declares an emergency and is effective on passage.

The budgetary impacts of provisions of this measure are contained in SB 5701 which is the 2012 session's budget reconciliation bill for the 2011-13 biennium. Other Funds transfers provided in this measure are one-time in nature and only apply to the 2011-13 biennium. Unless otherwise noted, the transfers are to be made on the effective date of measure.

The following table summarizes, by section and agency, the fiscal impact of this measure.

Section/Gov't Unit	Program Change	Fiscal Impact
§1 Department of Administrative Services	Repeals direction to DAS to accept allotment plans allowing agencies to expend up to 54 percent of appropriated amounts in the first fiscal year of the 2011-13 biennium.	No fiscal impact
§2 to §3 Treasurer; Department of Administrative Services	Directs notification to President, Speaker, and Legislative Fiscal Officer when a previously scheduled bond issuance is cancelled.	No fiscal impact
§4 Oregon Health Authority	Changes reporting on the Maternal Mental Health Patient and Provider Education Program from every meeting of the Interim Joint Committee on Ways and Means to at least once during each odd-numbered year session.	No fiscal impact
§5 to §20 Joint Interim Committee on Ways and Means	Changes the reporting requirements of various reports due to the Emergency Board or the Joint Committee on Ways and Means to also include the Joint Interim Committee on Ways and Means.	No fiscal impact

Section/Gov't Unit	Program Change	Fiscal Impact
§21 to §22 Legislative Fiscal Office/Legislative Revenue Office	Requires reports from the Department of Administrative Services on the close of session revenue forecast and the collections of revenue from personal and corporate income taxes be made to the Legislative Fiscal Officer and Legislative Revenue Officer instead of the Emergency Board.	No fiscal impact
§23 Parks and Recreation Department	Eliminates agency requirement to report on fee reductions, waivers, and exemptions on park fees and charges.	No fiscal impact
§24 to §25 Parks and Recreation Department	Eliminates agency requirement to report on use of moneys received from Salmon Registration Plate sales.	No fiscal impact
§26 Department of Justice	Transfers funds from the Criminal Injuries Compensation Fund to the General Fund for general government purposes. These funds represent the State's share of damages recently collected by the Department of Justice for a tobacco-related lawsuit.	\$56,200,000 Transfer to General Fund
§27 Secretary of State	Transfers funds from the Secretary of State's Operating Account (Business Registry fee revenues) to the General Fund for general government purposes. Estimated ending balance after transfer is \$2.2 million.	\$1,057,904 Transfer to General Fund
§28 Business Development Department	Transfers funds from the Building Opportunities for Oregon Small Business Today Account to the General Fund for general government purposes. Estimated balance after transfer is \$1.3 million.	\$3,692,500 Transfer to General Fund
§29 to §30 Governor's Office	Establishes the Governor's Office Operating Fund separate and distinct from the General Fund. Fund will consist of gifts, grants, or contributions.	Indeterminate; \$1 Other Funds expenditure limitation established in SB 5701
§31 Oregon Health Authority	Transfers funds from the Tobacco Use Reduction Account to the General Fund for general government purposes. Transfer shall be made no later than June 30, 2013.	\$1,500,000 Transfer to General Fund
§32 Oregon Health Authority	Transfers funds from the Community Housing Trust Account to the Oregon Health Authority Fund to maintain services in community mental health programs.	\$5,726,586 Transfer to Other Funds
§33 Employment Department	Transfers funds from the Special Administrative Fund to the General Fund for general government purposes.	\$1,100,000 Transfer to General Fund
§34 Employment Department	Transfers funds from the Supplemental Employment Department Administration Fund to the General Fund for general government purposes.	\$9,000,000 Transfer to General Fund
§35 Department of Revenue	Transfers funds from Tax Amnesty Fund to the General Fund for general government purposes	\$3,000,000 Transfer to General Fund

Section/Gov't Unit	Program Change	Fiscal Impact
§36 Education Stability Fund	Modifies the transfer date to September 1, 2012, from June 1, 2012, for the 2011-2012 School Year Subaccount.	No fiscal impact
§37 to §49 Public Defense Services	Separates the Public Defense Services Account from the General Fund. Becomes operative July 1, 2012.	No fiscal impact
§50 Oregon Health Authority	Ratifies fee increases for the Oregon Environmental Laboratory Accreditation Program which had been administratively established at the beginning of the 2011-13 biennium.	Minimal
§51 Department of Veterans' Affairs	Ratifies fee increases for the Conservatorship Program which had been administratively established at the beginning of the 2011-13 biennium.	Minimal
§52 Oregon Health Licensing Agency	Ratifies fee changes for the Oregon Health Licensing Agency, which had been administratively established at the beginning of the 2011-13 biennium, with the one exception. The licensing and renewal fees for the State Board of Direct Entry Midwifery were established at \$1,200 rather than \$1,800.	\$212,375 OF Revenue 11-13 \$334,648 OF Revenue 13-15
§53 Oregon Judicial Department	Transfers funds from the State Court Facilities and Security Account to the General Fund for general government purposes.	\$6,552,125 Transfer to General Fund
§54 Department of Environmental Quality	Transfers funds from the Motor Vehicle Pollution Account to the General Fund for general government purposes. Estimated balance after transfer is \$3.5 million.	\$3,000,000 Transfer to General Fund
§55 Oregon University System	Permits use of previously issued Lottery Bond proceeds to be utilized for debt service for the 2011-13 biennium.	Other Funds expenditure limitation provided in SB 5701.
§56 to §58 Judicial and Legislative Departments	Continuously appropriates the unexpended General Fund budget for the Judicial and Legislative Departments beginning with the 2009-11 biennium.	One-time impact to General Fund resources of \$2,500,000
§59-§71 Multiple agencies	Exempts semi-independent agencies, Oregon Tourism Commission, Oregon Film and Video Office, Oregon Health & Science University, Travel Information Council, Oregon Corrections Enterprises, Oregon Lottery Commission, Commodity Commissions, SAIF, Oregon Health Insurance Exchange Corporation, Oregon Utility Notification Center, Oregon Community Power, and the Citizen's Utility Board from statutes relating to financing agreements (ORS 283.085 - .092).	No fiscal impact

Section/Gov't Unit	Program Change	Fiscal Impact
§72 Department of Justice	Transfers funds from the Protection and Education Revolving Account to the General Fund for general government purposes. An equivalent amount will be transferred to the Protection and Education Revolving Account within two months from a settlement relating to mortgage fraud. The Department of Justice may present a plan to the Emergency Board and request expenditure limitation for these funds.	\$4,000,000 Transfer to General Fund
§73 Department of Administrative Services	Transfers funds from the Insurance Fund to the General Fund for general government purposes. Following the transfer, the projected fund balance is about \$95 million. This transfer does increase the program's unfunded liability, as liabilities are currently estimated to be \$127 million.	\$13,300,000 Transfer to General Fund
§74 Oregon Judicial Department	Permits counties of less than 400,000 inhabitants to determine how to allocate funding for conciliation and mediation services in circuit courts and county law library services. Counties of more than 400,000 inhabitants may expend no more than \$716,000 of the allocated funding for capital outlay for court facilities.	No fiscal impact
§75-78 Oregon Judicial Department	Modifies permissive language concerning the adoption of state standards for court security, emergency preparedness, and business continuity. Authorizes the use of the State Court Facilities and Security Account (Account) for circuit court expenses. Redirects interest earnings in the Account to the General. Limits use of Account for non-personnel related expenditures consistent with an adopted plan, effective July 1, 2013. Repeals expenditure limitation for the 2011-13 biennium.	No fiscal impact
§79 Oregon Judicial Department	Requires the Judicial Department to report the legislature on changes to a compensation plan prior to implementation.	No fiscal impact
§80-82 Department of Human Services	Denies Temporary Assistance to Needy Families (TANF) support to families who met the 60-month federal benefit limit; ends post-TANF payments beginning May 1, 2012, two months earlier than originally budgeted; and increases the ineligibility period to 120 days from 60 days for caretakers separated from employment without good cause (i.e., "job quit").	<\$910,538> General Fund which will be reflected in SB 5701

Section/Gov't Unit	Program Change	Fiscal Impact
§83 Department of Human Services	Permits the department to limit reimbursement paid to Medicaid-certified long term care facilities for the period beginning April 1, 2013 through June 30, 2013.	Indeterminate
§84-85 Department of Education, School Districts	Extends the sunset on the Small School District Supplement Fund for one year (June 30, 2013).	See Revenue Impact Statement; SB 5701 adds \$2,500,000 General Fund to the State School Fund
§86-87 Local Government	Requires the League of Oregon Cities and Association of Oregon Counties to report to the Legislative Fiscal Officer on caseload, revenue, and expenditure information related to municipal and justice courts once every two years.	Minimal
§88-97 Oregon Health Authority, State Treasurer	Requires Oregon Health Insurance Exchange Corporation to establish and deposit moneys into accounts in federally insured depositories. Specifies the corporation's obligations are not a pledge of the full faith and credit of the State.	No fiscal impact
§98 Military Department, Department of Administrative Services	Changes the name of the Oregon Local Disaster Assistance Loan Account to the Oregon Local Disaster Assistance Loan and Grant Account; provides for non-matching grants or loans to local governments and school districts for federally declared emergencies. The Department of Administrative Services will determine the terms and condition for the repayment of loans from the Account, with such repayments to be deposited into the General Fund.	Indeterminate
§99 Multiple agencies	Provides that transfers established in §26-28, 31-35, 53-54, and 72-73 shall be made from moneys in the Funds or Accounts on the effective date of transfer.	No fiscal impact
§100 Employment Department/Department of Transportation	Repeals two statutes requiring reports that are no longer required. Reports were related to federal unemployment and Light Rail Construction.	No fiscal impact
§101 to §103	Conforming amendment to make language changes to various statutes.	No fiscal impact
§104 to §106	Conflict amendments with HBs 4082 & 4163	No fiscal impact
§107 to §108	Captions and emergency clause.	No fiscal impact