

**HOUSE AMENDMENTS TO  
A-ENGROSSED HOUSE BILL 4165  
(INCLUDING AMENDMENTS TO RESOLVE CONFLICTS)**

By JOINT COMMITTEE ON WAYS AND MEANS

March 2

1 On page 1 of the printed A-engrossed bill, line 12, after “money;” insert “limiting  
2 expenditures;”.

3 On page 7, delete line 11 and insert:

4 “(E) Having a parent who suffers from mental illness, who engages in substance abuse or who  
5 experiences a developmental disability or an intellectual disability;”.

6 In line 12, delete “and”.

7 In line 13, delete the period and insert “; and

8 “(H) Having a racial or ethnic minority status that is historically consistent with disproportio-  
9 nate overrepresentation in academic achievement gaps or in the systems of child welfare, foster  
10 care or juvenile or adult corrections.”.

11 On page 9, after line 43, insert:

12 **“SECTION 21b. (1) The Youth Development Council Fund is established in the State  
13 Treasury, separate and distinct from the General Fund. Interest earned by the Youth De-  
14 velopment Council Fund shall be credited to the fund.**

15 **“(2) Moneys in the Youth Development Council Fund consist of:**

16 **“(a) Amounts donated to the fund;**

17 **“(b) Moneys transferred to the fund from the federal government, state agencies and  
18 local governments;**

19 **“(c) Amounts appropriated or otherwise transferred to the fund by the Legislative As-  
20 sembly;**

21 **“(d) Investment earnings received on moneys in the fund; and**

22 **“(e) Other amounts deposited in the fund from any source.**

23 **“(3) Moneys in the fund are continuously appropriated to the Youth Development Council  
24 established in section 21 of this 2012 Act for the purpose of fulfilling the council’s duties,  
25 functions and powers.**

26 **“(4) The council may establish accounts and subaccounts within the fund when the  
27 council determines that accounts or subaccounts are necessary or desirable and may credit  
28 any interest or income derived from moneys in the fund to any account or subaccount in the  
29 fund.”.**

30 On page 12, delete lines 44 and 45.

31 On page 13, delete lines 1 and 2 and insert:

32 **“SECTION 30. (1) The State Commission on Children and Families Account is abolished.  
33 Any moneys remaining in the account on the operative date of this section that are unex-  
34 pended, unobligated and not subject to any conditions shall be transferred as provided by**

1 subsection (2) of this section to:

2 “(a) The Youth Development Council Fund established under section 21b of this 2012 Act;  
3 and

4 “(b) The Early Learning Council Fund established under section 10 of this 2012 Act.

5 “(2)(a) Moneys to be transferred to the Youth Development Council Fund include any  
6 moneys from any source that were specifically donated, appropriated, transferred, granted  
7 or otherwise provided to fulfill a duty, function or power of the Youth Development Council,  
8 including moneys received under the Social Services Block Grant program, moneys received  
9 from the Office of Juvenile Justice and Delinquency Prevention, moneys received under the  
10 Foster Care Program and the Adoption Assistance Program, moneys received from the Casey  
11 Foundation and any other moneys in the State Commission on Children and Families Ac-  
12 count designated by the Governor.

13 “(b) Moneys to be transferred to the Early Learning Council Fund include any moneys  
14 from any source in the State Commission on Children and Families Account that are not  
15 identified in paragraph (a) of this subsection.

16 “(c) The Governor shall resolve any disputes related to the transfer of funds under this  
17 section, and the Governor’s decision is final.”.

18 In line 8, after “by” insert “the Office of the Governor for”.

19 On page 51, lines 36 through 40, restore the bracketed material and delete the boldfaced mate-  
20 rial.

21 In line 40, after “department” insert “shall deposit the proceeds into the Keep Kids Safe Regis-  
22 tration Plate Account established in section 68b of this 2012 Act.”.

23 In line 43, before “account” insert “Keep Kids Safe Registration Plate”.

24 On page 53, delete lines 25 through 31 and insert:

25 “**SECTION 76.** (1) Sections 10 and 21b of this 2012 Act and the repeal of ORS 417.733 by  
26 section 69 of this 2012 Act are intended to change the name of the ‘State Commission on  
27 Children and Families Account’ to the ‘Early Learning Council Fund’ and the ‘Youth Devel-  
28 opment Council Fund.’

29 “(2) For the purpose of harmonizing and clarifying statutory law, the Legislative Counsel  
30 may substitute for words designating the ‘State Commission on Children and Families Ac-  
31 count,’ wherever they occur in statutory law, other words designating the ‘Early Learning  
32 Council Fund’ or the ‘Youth Development Council Fund,’ as appropriate, based on the  
33 transfer of funds from the State Commission on Children and Families Account as provided  
34 by section 30 of this 2012 Act.”.

35 On page 87, after line 8, insert:

36  
37 **“FISCAL PROVISIONS AND**  
38 **CONFLICT AMENDMENTS**  
39

40 “**SECTION 132.** Notwithstanding any other provision of law, the General Fund appropri-  
41 ation made to the State Commission on Children and Families by section 1, chapter 591,  
42 Oregon Laws 2011, for the biennium beginning July 1, 2011, is decreased by \$18,635,130.

43 “**SECTION 132a.** If House Bill 4082 becomes law, section 132 of this 2012 Act is repealed.

44 “**SECTION 132b.** If House Bill 4082 becomes law, notwithstanding any other provision of  
45 law, the General Fund appropriation made to the State Commission on Children and Families

1 by section 1, chapter 591, Oregon Laws 2011, for the biennium beginning July 1, 2011, is de-  
2 creased by \$17,450,764.

3 “SECTION 133. In addition to and not in lieu of any other appropriation, there is appro-  
4 priated to the Office of the Governor, for the biennium beginning July 1, 2011, out of the  
5 General Fund, the amount of \$18,735,130, for the Early Learning Council and the Youth De-  
6 velopment Council.

7 “SECTION 133a. If House Bill 4082 becomes law, section 133 of this 2012 Act is repealed.

8 “SECTION 133b. If House Bill 4082 becomes law, in addition to and not in lieu of any  
9 other appropriation, there is appropriated to the Office of the Governor, for the biennium  
10 beginning July 1, 2011, out of the General Fund, the amount of \$17,550,764, for the Early  
11 Learning Council and the Youth Development Council.

12 “SECTION 134. Notwithstanding any other law limiting expenditures, the amount of  
13 \$9,905,400 is established for the biennium beginning July 1, 2011, as the maximum limit for  
14 payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts  
15 and including federal funds received from the Department of Human Services for family  
16 preservation and support and other services supporting children and families, but excluding  
17 lottery funds and federal funds not described in this section, collected or received by the  
18 Office of the Governor for the Early Learning Council and the Youth Development Council.

19 “SECTION 135. Notwithstanding any other law limiting expenditures, the amount of  
20 \$3,363,974 is established for the biennium beginning July 1, 2011, as the maximum limit for  
21 payment of expenses from federal funds, other than the funds described in section 134 of this  
22 2012 Act, collected or received by the Office of the Governor for the Early Learning Council  
23 and the Youth Development Council.

24 “SECTION 136. Notwithstanding any other provision of law, the authorized appropriations  
25 and expenditure limitations for the biennium beginning July 1, 2011, for the following agen-  
26 cies and programs are changed by the amounts specified:

27 “ \_\_\_\_\_

28

	2011	
	Oregon Laws	
	Chapter/	
Agency/Program/Funds	Section	Adjustment
33		
34 State Commission on		
35 Children and Families		
Other funds	Ch. 591 2	-9,905,400
Federal funds	Ch. 591 3	-3,363,974
38 Employment Department		
General Fund	Ch. 339 1	-100,000
Federal funds	Ch. 339 5	+1,000,000

41 “ \_\_\_\_\_

42

43 “SECTION 136a. If Senate Bill 5701 becomes law, section 136 of this 2012 Act is repealed.

44 “SECTION 136b. If Senate Bill 5701 becomes law, notwithstanding any other provision of  
45 law, the authorized appropriations and expenditure limitations for the biennium beginning

1 July 1, 2011, for the following agencies and programs are changed by the amounts specified:

2 “

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2011		
Oregon Laws		
Chapter/		
Agency/Program/Funds	Section	Adjustment
State Commission on		
Children and Families		
Other funds	Ch. 591 2	-9,905,400
Federal funds	Ch. 591 3	-3,363,974
Employment Department		
General Fund	Ch. 339 1	-100,000

15 “

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17 **“SECTION 137. If Senate Bill 5701 becomes law, notwithstanding any other law limiting**  
 18 **expenditures, the limitation on expenditures established by section 12 (1), chapter \_\_,**  
 19 **Oregon Laws 2012 (Enrolled Senate Bill 5701), for the biennium beginning July 1, 2011, as the**  
 20 **maximum limit for payment of expenses from federal funds collected or received by the**  
 21 **Employment Department under the Child Care and Development Block Grant Act of 1990 (42**  
 22 **U.S.C. 9858 et seq.) and section 418 of the Social Security Act (42 U.S.C. 618), as amended, is**  
 23 **increased by \$1,000,000.**

24 **“SECTION 138. If House Bill 4082 becomes law, section 59 of this 2012 Act (amending ORS**  
 25 **419A.170) is repealed.”.**

26 In line 12, delete “132” and insert “139”.

27 In line 15, delete “133” and insert “140”.

28 In line 22, delete “134” and insert “141”.

29 In line 28, delete “135” and insert “142”.