

A-Engrossed
Senate Bill 1530

Ordered by the Senate February 17
Including Senate Amendments dated February 17

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 Senate Interim Committee on Finance and Revenue)

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.

Establishes Department of Revenue Technology Modernization Fund separate and distinct from General Fund. Continuously appropriates moneys from fund to Department **of Revenue** for purposes of Act. [*Limits expenditures from fund.*]

Authorizes Director of Department of Revenue to enter into contracts for technology project under terms that compensate contractor [*on basis of increased revenue generated from*] **with percentage of revenue in excess of baseline amount set by department after consultation with Legislative Revenue Office that is realized as result of** successful implementation of technology project. Provides that director[, *in consultation with Legislative Revenue Officer,*] shall determine amount of [*increased*] **such** revenue attributable to technology project and that department [*of Revenue*] shall deposit amount into fund.

Authorizes director to pay moneys from fund to contractor in accordance with terms of contract and to pay department's expenses for administering and implementing contract and technology project.

Sunset January 1, [*2015*] **2022.**

[*Declares emergency, effective on passage.*]

Takes effect on 91st day following adjournment sine die.

A BILL FOR AN ACT

1
2 Relating to funding for technology projects for the Department of Revenue; creating new provisions;
3 appropriating money; and prescribing an effective date.

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

5 **SECTION 1. (1) The Department of Revenue Technology Modernization Fund is estab-**
6 **lished, separate and distinct from the General Fund. Interest earned on the fund is credited**
7 **to the fund. All moneys in the fund are continuously appropriated to the Department of**
8 **Revenue for the purposes set forth in sections 2 and 3 of this 2012 Act.**

9 **(2) The department shall transfer any unexpended balance remaining in the fund on or**
10 **after June 30, 2021, to the General Fund.**

11 **SECTION 2. (1) The Director of the Department of Revenue, subject to ORS chapters**
12 **279A and 279B, may enter into contracts for goods and services for a technology project**
13 **under the terms of which the compensation the Department of Revenue pays to the con-**
14 **tractor is a percentage of the revenue that exceeds a baseline amount that the department**
15 **sets after consultation with the Legislative Revenue Office and that is realized as a result**
16 **of the successful implementation of the technology project. The terms and conditions of the**
17 **contract into which the department enters with the contractor shall specify the percentage**
18 **of revenue that exceeds the baseline amount the department sets and is therefore payable**
19 **to the contractor.**

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 (2) Contracts the director enters into under subsection (1) of this section are exempt
2 from the provisions of ORS 283.085 to 283.092 and ORS 286A.035.

3 (3) The director shall periodically determine the total amount of revenue that exceeds the
4 baseline amount of revenue that the department sets under subsection (1) of this section and
5 that is attributable to the successful implementation of the technology project described in
6 subsection (1) of this section. The department shall deposit amounts determined in accord-
7 ance with this subsection into the Department of Revenue Technology Modernization Fund
8 established under section 1 of this 2012 Act.

9 SECTION 3. (1) The Director of the Department of Revenue may pay moneys due to a
10 contractor under the terms and conditions of a contract described in section 2 of this 2012
11 Act from the Department of Revenue Technology Modernization Fund established in section
12 1 of this 2012 Act.

13 (2) The director may reimburse the Department of Revenue for the department's ex-
14 penses of administering and implementing the contract and the technology project described
15 in section 2 of this 2012 Act from moneys available in the fund.

16 (3) The director shall account to the Legislative Assembly during each regular legislative
17 session for the moneys deposited into and the expenditures from the fund during the previ-
18 ous calendar year.

19 SECTION 4. Sections 1, 2 and 3 of this 2012 Act are repealed on January 1, 2022.

20 SECTION 5. This 2012 Act takes effect on the 91st day after the date on which the 2012
21 regular session of the Seventy-sixth Legislative Assembly adjourns sine die.

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