

# Senate Bill 1585

Sponsored by Senator DEVLIN (Pre-session filed.)

## 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**.

Requires that total amount of General Fund appropriations, special purpose appropriations to Emergency Board, lottery fund allocations, appropriations from Oregon Rainy Day Fund and appropriations from Education Stability Fund made for public education purposes in biennium not be less than 50 percent of total amount of General Fund appropriations, lottery fund allocations, appropriations from Oregon Rainy Day Fund and appropriations from Education Stability Fund contained in legislatively adopted budget and legislatively approved budget for biennium.

First applies to biennium beginning July 1, 2011.

Sets July 1, 2017, sunset date.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1 Relating to state finance; and declaring an emergency.

2 The Legislative Assembly finds that:

3 (1) The Oregon Constitution has required since its adoption that the "Legislative Assembly shall  
4 provide by law for the establishment of a uniform, and general system of Common schools."

5 (2) With the creation of the Oregon Education Investment Board, there is a need to provide fi-  
6 nancial stability in order to:

7 (a) Meet the educational goals described in ORS 329.015;

8 (b) Create and nurture an educated populace; and

9 (c) Provide a strong educational foundation to support the achievement of the state's educational  
10 mission described in ORS 351.009.

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

12 **SECTION 1. (1) Each biennium, the total amount of General Fund appropriations, special**  
13 **purpose appropriations, lottery fund allocations, appropriations from the Oregon Rainy Day**  
14 **Fund established under ORS 293.144 and appropriations, allocations or transfers from the**  
15 **Education Stability Fund established by ORS 348.696 made for public education purposes may**  
16 **not be less than 50 percent of the total amount of General Fund appropriations, lottery fund**  
17 **allocations, appropriations from the Oregon Rainy Day Fund established under ORS 293.144**  
18 **and appropriations, allocations or transfers from the Education Stability Fund established**  
19 **by ORS 348.696 contained in the legislatively adopted budget and the legislatively approved**  
20 **budget for the biennium.**

21 (2) For purposes of this section, a General Fund appropriation, special purpose appropri-  
22 ation, lottery fund allocation or appropriation from the Oregon Rainy Day Fund established  
23 under ORS 293.144 is made for public education purposes if it is made to or appropriated for  
24 allocation to:

25 (a) **The Department of Education;**

26 (b) **The Department of Community Colleges and Workforce Development;**

27 **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 (c) The Oregon University System;

2 (d) The State Board of Higher Education;

3 (e) The Oregon Health and Science University;

4 (f) The Oregon Student Access Commission;

5 (g) The Teacher Standards and Practices Commission; or

6 (h) Any other state agency for the purpose of benefiting this state's system of  
7 kindergarten through grade 12 public education or higher education in this state.

8 (3) As used in this section:

9 (a) "Legislatively adopted budget" means the budget enacted by the Legislative Assembly  
10 during an odd-numbered year regular session.

11 (b) "Legislatively approved budget" means the legislatively adopted budget as modified  
12 by the Emergency Board meeting in an interim period or by the Legislative Assembly meet-  
13 ing in special session or in an even-numbered year regular session.

14 (c) "Lottery fund allocations" means allocations of lottery funds from the Administrative  
15 Services Economic Development Fund, other than allocations made for the purpose of debt  
16 service.

17 (d) "Special purpose appropriation" means an appropriation to the Emergency Board, out  
18 of the General Fund, for allocation for public education purposes.

19 **SECTION 2.** Section 1 of this 2012 Act first applies to the biennium beginning July 1, 2011.

20 **SECTION 3.** Section 1 of this 2012 Act is repealed July 1, 2017.

21 **SECTION 4.** This 2012 Act being necessary for the immediate preservation of the public  
22 peace, health and safety, an emergency is declared to exist, and this 2012 Act takes effect  
23 on its passage.

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