

HB 3459

Office of Small Business Assistance

House Bill 3459 establishes the Office of Small Business Assistance within the Office of the Secretary of State. The Office is created to facilitate interactions between small businesses and state regulatory agencies, and to resolve issues and complaints arising from these interactions. The bill also authorizes the Office to investigate, and report findings on, otherwise unresolvable issues and complaints that involve small businesses and state regulatory agencies.

The bill adds a \$248,162 Other Funds expenditure limitation, and two full-time positions (1.50 FTE), to the Secretary of State's 2013-15 biennium budget for operation of the new Office. Revenues from business registration fees collected by the agency's Corporation Division will be used as the funding source.

The General Government Subcommittee recommends House Bill 3459 be amended and reported out do pass, as amended.

**77th OREGON LEGISLATIVE ASSEMBLY – 2013 Session
BUDGET REPORT AND MEASURE SUMMARY**

JOINT COMMITTEE ON WAYS AND MEANS

MEASURE: HB 3459-B

**Carrier – House: Rep. McKeown
Carrier – Senate: Sen. Steiner Hayward**

Action: Do Pass the A-Engrossed Measure as Amended and be Printed B-Engrossed

Vote:

House

Yeas:

Nays:

Exc:

Senate

Yeas:

Nays:

Exc:

Prepared By: George Naughton, Department of Administrative Services

Reviewed By: Steve Bender, Legislative Fiscal Office

Meeting Date: June 19, 2013

Agency

Secretary of State

Biennium

2013-15

Budget Summary*

	2011-13 Legislatively Approved Budget ⁽¹⁾	2013-15 Current Service Level	2013-15 Committee Recommendation	Committee Change from 2011-13 Leg. Approved	
				\$ Change	% Change
Other Funds	\$ 0	\$ 0	\$ 248,162	\$ 248,162	0.0%
Total	\$ 0	\$ 0	\$ 248,162	\$ 248,162	0.0%

Position Summary

Authorized Positions	0	0	2	2
Full-time Equivalent (FTE) positions	0.00	0.00	1.50	1.50

⁽¹⁾ Includes adjustments through December 2012

* Excludes Capital Construction expenditures

Summary of Revenue Changes

The expenses related to House Bill 3459-B will be funded with Corporation Division fees collected by the Secretary of State that would otherwise be available for transfer to the General Fund.

Summary of General Government Subcommittee Action

House Bill 3459-B establishes the Office of Small Business Assistance (OSBA) within the Office of the Secretary of State (SOS). The OSBA is created to facilitate communication and resolve issues and complaints related to interactions between small businesses and executive branch state agencies. The measure also contains a provision allowing the OSBA to investigate otherwise unresolvable issues and complaints between state agencies and small businesses, in certain circumstances, allowing for agency comment on final determination.

The Subcommittee recommended adding a \$248,162 Other Funds expenditure limitation and two full-time positions (1.50 FTE) to the 2013-15 budget for the Secretary of State to implement the requirements of the bill.

DETAIL OF JOINT COMMITTEE ON WAYS AND MEANS ACTION

HB 3459-B

Secretary of State
George Naughton - 503-378-5460

DESCRIPTION	GENERAL FUND	LOTTERY FUNDS	OTHER FUNDS		FEDERAL FUNDS		TOTAL ALL FUNDS	POS	FTE
			LIMITED	NONLIMITED	LIMITED	NONLIMITED			
2011-13 Legislatively Approved Budget at Dec 2012 *	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	0	0.00
2013-15 ORBITS printed Current Service Level (CSL)*	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	\$ 0	0	0.00
SUBCOMMITTEE ADJUSTMENTS (from CSL)									
SCR 036 - Corporation Division									
Package 151: Office of Small Business Assistance									
Personal Services	\$ 0	\$ 0	\$ 206,449	\$ 0	\$ 0	\$ 0	\$ 206,449	2	1.50
Services and Supplies (Instate Travel)	\$ 0	\$ 0	\$ 41,713	\$ 0	\$ 0	\$ 0	\$ 41,713		
TOTAL ADJUSTMENTS	\$ 0	\$ 0	\$ 248,162	\$ 0	\$ 0	\$ 0	\$ 248,162	2	1.50
SUBCOMMITTEE RECOMMENDATION *	\$ 0	\$ 0	\$ 248,162	\$ 0	\$ 0	\$ 0	\$ 248,162	2	1.50
% Change from 2011-13 Leg Approved Budget	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%		
% Change from 2013-15 Current Service Level	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%		

*Excludes Capital Construction Expenditures

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 3459**

1 On page 1 of the printed A-engrossed bill, line 3, delete “and” and before
2 the period insert “; limiting expenditures; and declaring an emergency”.

3 On page 3, after line 44, insert:

4 **“SECTION 7. (1) Sections 1 to 5 of this 2013 Act and the amend-
5 ments to ORS 56.041 by section 6 of this 2013 Act become operative on
6 January 1, 2014.**

7 **“(2) The Secretary of State may take any action before the opera-
8 tive date specified in subsection (1) of this section that is necessary
9 to enable the Secretary of State to exercise, on and after the operative
10 date specified in subsection (1) of this section, all of the duties, func-
11 tions and powers conferred on the Secretary of State by sections 2 to
12 5 of this 2013 Act and the amendments to ORS 56.041 by section 6 of
13 this 2013 Act.**

14 **“SECTION 8. Notwithstanding any other law limiting expenditures,
15 the amount of \$248,162 is established for the biennium beginning July
16 1, 2013, as the maximum limit for payment of expenses for the Office
17 of Small Business Assistance from fees, moneys or other revenues,
18 including Miscellaneous Receipts, but excluding lottery funds and fed-
19 eral funds, collected or received by the Secretary of State.**

20 **“SECTION 9. This 2013 Act being necessary for the immediate
21 preservation of the public peace, health and safety, an emergency is
22 declared to exist, and this 2013 Act takes effect July 1, 2013.”.**

