

**PROPOSED AMENDMENTS TO RESOLVE CONFLICTS TO
A-ENGROSSED HOUSE BILL 5006**

1 On page 3 of the printed A-engrossed bill, after line 42, insert:

2 **“SECTION 10. If House Bill 2562 becomes law, section 9 of this 2013**
3 **Act (amending ORS 137.300) is repealed and ORS 137.300, as amended**
4 **by section 14, chapter 89, Oregon Laws 2012, section 2, chapter 40,**
5 **Oregon Laws 2013 (Enrolled House Bill 2837), and section 27, chapter**
6 **___, Oregon Laws 2013 (Enrolled House Bill 2562), is amended to read:**

7 “137.300. (1) The Criminal Fine Account is established in the General
8 Fund. Except as otherwise provided by law, all amounts collected in state
9 courts as monetary obligations in criminal actions shall be deposited by the
10 courts in the account. All moneys in the account are continuously appro-
11 priated to the Department of Revenue to be distributed by the Department
12 of Revenue as provided in this section. The Department of Revenue shall
13 keep a record of moneys transferred into and out of the account.

14 “(2) The Legislative Assembly shall first allocate moneys from the Crim-
15 inal Fine Account for the following purposes, in the following order of pri-
16 ority:

17 “(a) Allocations for public safety standards, training and facilities.

18 “(b) Allocations for criminal injuries compensation and assistance to
19 victims of crime and children reasonably suspected of being victims of crime.

20 “(c) Allocations for the forensic services provided by the Oregon State
21 Police, including, but not limited to, services of the State Medical Examiner.

22 “(d) Allocations for the maintenance and operation of the Law Enforce-

1 ment Data System.

2 “(3) After making allocations under subsection (2) of this section, the
3 Legislative Assembly shall allocate moneys from the Criminal Fine Account
4 for the following purposes:

5 “(a) Allocations to the Law Enforcement Medical Liability Account es-
6 tablished under ORS 414.815.

7 “(b) Allocations to the State Court Facilities and Security Account es-
8 tablished under ORS 1.178.

9 “(c) Allocations to the Department of Corrections for the purpose of
10 planning, operating and maintaining county juvenile and adult corrections
11 programs and facilities and drug and alcohol programs.

12 “(d) Allocations to the Oregon Health Authority for the purpose of grants
13 under ORS 430.345 for the establishment, operation and maintenance of al-
14 cohol and drug abuse prevention, early intervention and treatment services
15 provided through a county.

16 “(e) Allocations to the Oregon State Police for the purpose of the
17 enforcement of the laws relating to driving under the influence of
18 intoxicants.

19 “(f) Allocations to the Arrest and Return Account established under ORS
20 133.865.

21 “(g) Allocations to the Intoxicated Driver Program Fund established un-
22 der ORS 813.270.

23 “(4) It is the intent of the Legislative Assembly that allocations from the
24 Criminal Fine Account under subsection (3) of this section be consistent with
25 historical funding of the entities, programs and accounts listed in subsection
26 (3) of this section from monetary obligations imposed in criminal pro-
27 ceedings. Amounts that are allocated under subsection [(3)(d)] **(3)(c)** of this
28 section shall be distributed to counties based on the amounts that were
29 transferred to counties by circuit[, *justice and municipal*] courts during the
30 2009-2011 biennium under the provisions of ORS 137.308, as in effect January

1 1, 2011.

2 “(5) Moneys in the Criminal Fine Account may not be allocated for the
3 payment of debt service obligations.

4 “(6) The Department of Revenue shall deposit in the General Fund all
5 moneys remaining in the Criminal Fine Account after the distributions listed
6 in subsections (2) and (3) of this section have been made.

7 “(7) The Department of Revenue shall establish by rule a process for dis-
8 tributing moneys in the Criminal Fine Account. The department may not
9 distribute more than one-eighth of the total biennial allocation to an entity
10 during a calendar quarter.”.

11 In line 43, delete “10” and insert “11”.

12 In line 45, delete “July 1, 2013” and insert “on its passage”.

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