

SENATE AMENDMENTS TO RESOLVE CONFLICTS TO A-ENGROSSED HOUSE BILL 5006

By JOINT COMMITTEE ON WAYS AND MEANS

July 8

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 Act (amending ORS**
3 **137.300) is repealed and ORS 137.300, as amended by section 14, chapter 89, Oregon Laws 2012,**
4 **section 2, chapter 40, Oregon Laws 2013 (Enrolled House Bill 2837), and section 27, chapter**
5 **___, Oregon Laws 2013 (Enrolled House Bill 2562), is amended to read:**

6 “137.300. (1) The Criminal Fine Account is established in the General Fund. Except as otherwise
7 provided by law, all amounts collected in state courts as monetary obligations in criminal actions
8 shall be deposited by the courts in the account. All moneys in the account are continuously appro-
9 priated to the Department of Revenue to be distributed by the Department of Revenue as provided
10 in this section. The Department of Revenue shall keep a record of moneys transferred into and out
11 of the account.

12 “(2) The Legislative Assembly shall first allocate moneys from the Criminal Fine Account for
13 the following purposes, in the following order of priority:

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

15 “(b) Allocations for criminal injuries compensation and assistance to victims of crime and chil-
16 dren reasonably suspected of being victims of crime.

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

19 “(d) Allocations for the maintenance and operation of the Law Enforcement Data System.

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

22 “(a) Allocations to the Law Enforcement Medical Liability Account established under ORS
23 414.815.

24 “(b) Allocations to the State Court Facilities and Security Account established under ORS 1.178.

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

28 “(d) Allocations to the Oregon Health Authority for the purpose of grants under ORS 430.345
29 for the establishment, operation and maintenance of alcohol and drug abuse prevention, early
30 intervention and treatment services provided through a county.

31 “(e) Allocations to the Oregon State Police for the purpose of the enforcement of the laws re-
32 lating to driving under the influence of intoxicants.

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

34 “(g) Allocations to the Intoxicated Driver Program Fund established under ORS 813.270.

35 “(4) It is the intent of the Legislative Assembly that allocations from the Criminal Fine Account

1 under subsection (3) of this section be consistent with historical funding of the entities, programs
2 and accounts listed in subsection (3) of this section from monetary obligations imposed in criminal
3 proceedings. Amounts that are allocated under subsection [(3)(d)] (3)(c) of this section shall be
4 distributed to counties based on the amounts that were transferred to counties by circuit[, *justice*
5 *and municipal*] courts during the 2009-2011 biennium under the provisions of ORS 137.308, as in ef-
6 fect January 1, 2011.

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

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

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

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

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

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