

Enrolled
House Bill 5052

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Oregon Department of Administrative Services)

CHAPTER

AN ACT

Relating to state financial administration; appropriating money; limiting expenditures; and declaring an emergency.

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

SECTION 1. Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 3 (3), chapter 584, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from federal funds collected or received by the State Parks and Recreation Department, is increased by \$93,400 for an Institute of Museum and Library Services grant award.

SECTION 2. Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 3 (3), chapter 584, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from federal funds collected or received by the State Parks and Recreation Department, is increased by \$1,551,611 for a United States Fish and Wildlife Service section 6 grant award.

SECTION 3. (1) Notwithstanding any other provision of law, the General Fund appropriation made to the Oregon Health Authority by section 1 (1), chapter 580, Oregon Laws 2011, for the biennium beginning July 1, 2011, is decreased by \$5,000,000.

(2) Notwithstanding any other provision of law, the General Fund appropriation made to the Department of Human Services by section 1 (2), chapter 621, Oregon Laws 2011, for the biennium beginning July 1, 2011, is increased by \$5,000,000.

SECTION 4. Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 1, chapter 539, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the Oregon Health Licensing Agency, is increased by \$397,779.

SECTION 5. (1) Notwithstanding any other provision of law, the General Fund appropriation made to the Department of Veterans' Affairs by section 1 (1), chapter 587, Oregon Laws 2011, for the biennium beginning July 1, 2011, is decreased by \$113,331.

(2) Notwithstanding any other provision of law, the General Fund appropriation made to the Department of Veterans' Affairs by section 1 (2), chapter 587, Oregon Laws 2011, for the biennium beginning July 1, 2011, is increased by \$109,584.

(3) Notwithstanding any other provision of law, the General Fund appropriation made to the Department of Veterans' Affairs by section 1 (3), chapter 587, Oregon Laws 2011, for the biennium beginning July 1, 2011, is increased by \$3,747.

SECTION 6. (1) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 1 (1), chapter 412, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the Department of State Lands, is increased by \$1,200,000 for the Portland Harbor Superfund project.

(2) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 1 (4), chapter 412, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the Department of State Lands, is increased by \$150,000 for a South Slough National Estuarine Research Reserve grant.

SECTION 7. Notwithstanding any other provision of law, the General Fund appropriation made to the State Forestry Department by section 1 (1), chapter 537, Oregon Laws 2011, for the biennium beginning July 1, 2011, is increased by \$1,059,636.

SECTION 8. Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 1 (1), chapter 490, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the Oregon Department of Aviation, is increased by \$180,000.

SECTION 9. Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 1, chapter 249, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the State Board of Chiropractic Examiners, is increased by \$69,550.

SECTION 10. (1) Notwithstanding any other provision of law, the General Fund appropriation made to the Judicial Department by section 1 (3), chapter 634, Oregon Laws 2011, for the biennium beginning July 1, 2011, is decreased by \$144,202.

(2) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 2 (1), chapter 634, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, and including reimbursements from federal service agreements, but excluding lottery funds and federal funds not described in section 2, chapter 634, Oregon Laws 2011, collected or received by the Judicial Department, is increased by \$134,116.

(3) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 3, chapter 634, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses for electronic court from bond proceeds collected or received by the Judicial Department, is decreased by \$134,116.

SECTION 11. Notwithstanding any other provision of law, the General Fund appropriation made to the Public Defense Services Commission by section 1 (2), chapter 636, Oregon Laws 2011, for the biennium beginning July 1, 2011, is increased by \$1,500,000 for the Public Defense Services Account for trial-level public defense.

SECTION 12. (1) Notwithstanding any other provision of law, the General Fund appropriation made to the Department of Corrections by section 1 (1), chapter 631, Oregon Laws 2011, for the biennium beginning July 1, 2011, is increased by \$20,829,239.

(2) Notwithstanding any other provision of law, the General Fund appropriation made to the Department of Corrections by section 1 (2), chapter 631, Oregon Laws 2011, for the biennium beginning July 1, 2011, is decreased by \$8,590,369.

(3) Notwithstanding any other provision of law, the General Fund appropriation made to the Department of Corrections by section 1 (3), chapter 631, Oregon Laws 2011, for the biennium beginning July 1, 2011, is decreased by \$5,379,288.

(4) Notwithstanding any other provision of law, the General Fund appropriation made to the Department of Corrections by section 1 (4), chapter 631, Oregon Laws 2011, for the biennium beginning July 1, 2011, is increased by \$301,801.

(5) Notwithstanding any other provision of law, the General Fund appropriation made to the Department of Corrections by section 1 (5), chapter 631, Oregon Laws 2011, for the biennium beginning July 1, 2011, is decreased by \$7,161,383.

(6) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 2 (4), chapter 631, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the Department of Corrections, is increased by \$3,053,176 for planning, operating and maintaining county juvenile and adult corrections programs and facilities and drug and alcohol programs.

(7)(a) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 2 (1), chapter 631, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the Department of Corrections, is increased by \$21,232.

(b) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 2 (2), chapter 631, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the Department of Corrections, is increased by \$9,246.

(c) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 2 (3), chapter 631, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the Department of Corrections, is increased by \$48,907.

(8) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 2 (4), chapter 631, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the Department of Corrections, is increased by \$1,800,000 for community corrections.

(9) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 3, chapter 631, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from federal funds collected or received by the Department of Corrections, is increased by \$871,678.

(10) Notwithstanding any other law limiting expenditures, the amount of \$683,992 is established for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses for debt service from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the Department of Corrections.

SECTION 13. (1) Notwithstanding any other provision of law, the General Fund appropriation made to the Department of State Police by section 1 (1), chapter 635, Oregon Laws 2011, for the biennium beginning July 1, 2011, is increased by \$1,500,000.

(2) Notwithstanding any other provision of law, the General Fund appropriation made to the Department of State Police by section 1 (4), chapter 635, Oregon Laws 2011, for the biennium beginning July 1, 2011, is decreased by \$1,500,000.

SECTION 14. (1) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 12 (1), chapter 110, Oregon Laws 2012, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from federal funds

collected or received by the Employment Department under the Child Care and Development Block Grant Act of 1990 (42 U.S.C. 9858 et seq.) and section 418 of the Social Security Act (42 U.S.C. 618), as amended, is increased by \$550,000 for child care programs.

(2) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 12 (2), chapter 110, Oregon Laws 2012, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from federal funds other than those described in section 3, chapter 339, Oregon Laws 2011, or section 12 (1), chapter 110, Oregon Laws 2012, collected or received by the Employment Department is increased by \$1,394,850 for unemployment insurance program integrity efforts.

(3) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 12 (2), chapter 110, Oregon Laws 2012, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from federal funds other than those described in section 3, chapter 339, Oregon Laws 2011, or section 12 (1), chapter 110, Oregon Laws 2012, collected or received by the Employment Department is increased by \$6,269,733 for administration of federal emergency unemployment insurance compensation.

(4) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 2 (1), chapter 339, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts and moneys appropriated to the Employment Department under section 3, chapter 339, Oregon Laws 2011, but excluding lottery funds and federal funds other than those described in section 3, chapter 339, Oregon Laws 2011, collected or received by the Employment Department, is increased by \$69,108 for employment services contract positions for the federal Workforce Investment Act.

(5) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 2 (1), chapter 339, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts and moneys appropriated to the Employment Department under section 3, chapter 339, Oregon Laws 2011, but excluding lottery funds and federal funds other than those described in section 3, chapter 339, Oregon Laws 2011, collected or received by the Employment Department, is increased by \$50,000 for Office of Administrative Hearings caseload increases.

SECTION 15. Notwithstanding any other provision of law, the General Fund appropriation made to the Department of Justice by section 1, chapter 252, Oregon Laws 2011, for the biennium beginning July 1, 2011, is increased by \$250,000.

SECTION 16. Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 2 (1), chapter 616, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds, federal funds and those funds described in section 7, chapter 616, Oregon Laws 2011, collected or received by the Department of Community Colleges and Workforce Development, is increased by \$835,000.

SECTION 17. Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 1, chapter 236, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the State Board of Psychologist Examiners, is increased by \$70,000.

SECTION 18. Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 1 (3), chapter 187, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the State Marine Board, is increased by \$250,000.

SECTION 19. Notwithstanding any other provision of law, the General Fund appropriation made to the Land Use Board of Appeals by section 1, chapter 211, Oregon Laws 2011, for the biennium beginning July 1, 2011, is increased by \$36,631.

SECTION 20. Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 2 (4), chapter 409, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts and including federal funds for contract services, but excluding lottery funds and federal funds not described in section 2, chapter 409, Oregon Laws 2011, collected or received by the State Department of Agriculture, is increased by \$1,084,000 for employment services contract positions for commodity inspections.

SECTION 21. (1) Notwithstanding any other provision of law, the General Fund appropriation made to the Oregon Military Department by section 1 (2), chapter 623, Oregon Laws 2011, for the biennium beginning July 1, 2011, is increased by \$601,756 for operations.

(2) Notwithstanding any other provision of law, the General Fund appropriation made to the Oregon Military Department by section 1 (3), chapter 623, Oregon Laws 2011, for the biennium beginning July 1, 2011, is increased by \$41,000 for emergency management.

(3) Notwithstanding any other provision of law, the General Fund appropriation made to the Oregon Military Department by section 1 (4), chapter 623, Oregon Laws 2011, for the biennium beginning July 1, 2011, is increased by \$218,000 for community support programs.

(4) Notwithstanding any other provision of law, the General Fund appropriation made to the Oregon Military Department by section 1 (5), chapter 623, Oregon Laws 2011, for the biennium beginning July 1, 2011, is decreased by \$981,021 due to savings on capital debt service and related costs.

SECTION 22. There is appropriated to the Oregon Department of Administrative Services, for the biennium beginning July 1, 2011, out of the General Fund, the amount of \$250,000 for a World War II memorial.

SECTION 23. There is appropriated to the Legislative Administration Committee, for the biennium beginning July 1, 2011, out of the General Fund, the amount of \$250,000 for initial planning for the Capitol Master Plan.

SECTION 24. (1) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 3 (1)(a), chapter 579, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from lottery moneys allocated from the Administrative Services Economic Development Fund to the Oregon Business Development Department, is decreased by \$990,130.

(2) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 3 (1)(b), chapter 579, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from lottery moneys allocated from the Administrative Services Economic Development Fund to the Oregon Business Development Department, is decreased by \$145,632.

(3) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 3 (1)(c), chapter 579, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from lottery moneys allocated from the Administrative Services Economic Development Fund to the Oregon Business Development Department, is decreased by \$24,548.

SECTION 25. Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 3, chapter 583, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from funds allocated to the Oregon University System from the Sports Lottery Account is decreased by \$187,232.

SECTION 26. Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 5, chapter 409, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from lottery moneys

allocated from the Administrative Services Economic Development Fund to the State Department of Agriculture for deposit in the County Fair Account, is decreased by \$400.

SECTION 27. Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 4, chapter 571, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from lottery moneys allocated from the Administrative Services Economic Development Fund to the Oregon Department of Administrative Services for deposit in the County Fair Account, is decreased by \$78,446.

SECTION 28. Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 3, chapter 580, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from lottery moneys allocated from the Administrative Services Economic Development Fund to the Oregon Health Authority for gambling addiction treatment and prevention, is decreased by \$230,568.

SECTION 29. Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 3, chapter 538, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from lottery moneys allocated from the Administrative Services Economic Development Fund to the Office of the Governor for the Economic Revitalization Team, is decreased by \$40,436.

SECTION 30. (1) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 2 (1), chapter 584, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from lottery moneys allocated from the Parks and Natural Resources Fund to the State Parks and Recreation Department, is decreased by \$96,542.

(2) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 2 (2), chapter 584, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from lottery moneys allocated from the Parks and Natural Resources Fund to the State Parks and Recreation Department, is decreased by \$50,000.

(3) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 2 (3), chapter 584, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from lottery moneys allocated from the Parks and Natural Resources Fund to the State Parks and Recreation Department, is decreased by \$360,000.

(4) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 2 (5), chapter 584, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from lottery moneys allocated from the Parks and Natural Resources Fund to the State Parks and Recreation Department, is decreased by \$296,772.

(5) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 2 (6), chapter 584, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from lottery moneys allocated from the Parks and Natural Resources Fund to the State Parks and Recreation Department, is decreased by \$250,000.

SECTION 31. Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 1, chapter 589, Oregon Laws 2011, for the six-year period beginning July 1, 2011, as the maximum limit for payment of expenses by the Oregon Watershed Enhancement Board from lottery moneys deposited into the Watershed Improvement Grant Fund from the Parks and Natural Fund, for local grant expenditure purposes listed in Article XV, section 4b, of the Oregon Constitution, is decreased by \$832,938.

SECTION 32. (1) Notwithstanding any other provision of law, the General Fund appropriation made to the Department of Education by section 1, chapter 20, Oregon Laws 2011, for the biennium beginning July 1, 2011, is increased by \$8,096,204 for the State School Fund.

(2) Notwithstanding any other law limiting expenditures, the limitation on expenditures established by section 2, chapter 20, Oregon Laws 2011, for the biennium beginning July 1, 2011, as the maximum limit for payment of expenses from lottery moneys allocated from the Administrative Services Economic Development Fund to the Department of Education for the State School Fund, is decreased by \$8,096,204.

SECTION 33. This 2013 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect on its passage.

Passed by House April 1, 2013

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Ramona J. Line, Chief Clerk of House

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Tina Kotek, Speaker of House

Passed by Senate April 9, 2013

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Peter Courtney, President of Senate

Received by Governor:

.....M.,....., 2013

Approved:

.....M.,....., 2013

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John Kitzhaber, Governor

Filed in Office of Secretary of State:

.....M.,....., 2013

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Kate Brown, Secretary of State