

A-Engrossed
House Bill 5052

Ordered by the House March 27
Including House Amendments dated March 27

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

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.

[Appropriates moneys from General Fund to _____ for biennial expenses.]
[Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by _____.]

[Limits biennial expenditures of _____ from federal funds.]

Adjusts, for biennium beginning July 1, 2011, specified appropriations from General Fund to specified state agencies.

Adjusts, for biennium beginning July 1, 2011, specified limitations on specified expenditures.

Appropriates, for biennium beginning July 1, 2011, moneys from General Fund to specified state agencies.

Declares emergency, effective *[July 1, 2013]* on passage.

A BILL FOR AN ACT

1
2 Relating to state financial administration; appropriating money; limiting expenditures; and declaring
3 an emergency.

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

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

10 **SECTION 2. Notwithstanding any other law limiting expenditures, the limitation on**
11 **expenditures established by section 3 (3), chapter 584, Oregon Laws 2011, for the biennium**
12 **beginning July 1, 2011, as the maximum limit for payment of expenses from federal funds**
13 **collected or received by the State Parks and Recreation Department, is increased by**
14 **\$1,551,611 for a United States Fish and Wildlife Service section 6 grant award.**

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

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

21 **SECTION 4. Notwithstanding any other law limiting expenditures, the limitation on**
22 **expenditures established by section 1, chapter 539, Oregon Laws 2011, for the biennium be-**

Note: For budget, see 2013-2015 Biennial Budget

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 ginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or
2 other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal
3 funds, collected or received by the Oregon Health Licensing Agency, is increased by \$397,779.

4 **SECTION 5.** (1) Notwithstanding any other provision of law, the General Fund appropri-
5 ation made to the Department of Veterans' Affairs by section 1 (1), chapter 587, Oregon Laws
6 2011, for the biennium beginning July 1, 2011, is decreased by \$113,331.

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

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

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

19 (2) Notwithstanding any other law limiting expenditures, the limitation on expenditures
20 established by section 1 (4), chapter 412, Oregon Laws 2011, for the biennium beginning July
21 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues,
22 including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or
23 received by the Department of State Lands, is increased by \$150,000 for a South Slough Na-
24 tional Estuarine Research Reserve grant.

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

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

33 **SECTION 9.** Notwithstanding any other law limiting expenditures, the limitation on
34 expenditures established by section 1, chapter 249, Oregon Laws 2011, for the biennium be-
35 ginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or
36 other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal
37 funds, collected or received by the State Board of Chiropractic Examiners, is increased by
38 \$69,550.

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

42 (2) Notwithstanding any other law limiting expenditures, the limitation on expenditures
43 established by section 2 (1), chapter 634, Oregon Laws 2011, for the biennium beginning July
44 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues,
45 including Miscellaneous Receipts, and including reimbursements from federal service agree-

1 ments, but excluding lottery funds and federal funds not described in section 2, chapter 634,
2 Oregon Laws 2011, collected or received by the Judicial Department, is increased by \$134,116.

3 (3) Notwithstanding any other law limiting expenditures, the limitation on expenditures
4 established by section 3, chapter 634, Oregon Laws 2011, for the biennium beginning July 1,
5 2011, as the maximum limit for payment of expenses for electronic court from bond proceeds
6 collected or received by the Judicial Department, is decreased by \$134,116.

7 **SECTION 11.** Notwithstanding any other provision of law, the General Fund appropriation
8 made to the Public Defense Services Commission by section 1 (2), chapter 636, Oregon Laws
9 2011, for the biennium beginning July 1, 2011, is increased by \$1,500,000 for the Public Defense
10 Services Account for trial-level public defense.

11 **SECTION 12.** (1) Notwithstanding any other provision of law, the General Fund appro-
12 priation made to the Department of Corrections by section 1 (1), chapter 631, Oregon Laws
13 2011, for the biennium beginning July 1, 2011, is increased by \$20,829,239.

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

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

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

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

26 (6) Notwithstanding any other law limiting expenditures, the limitation on expenditures
27 established by section 2 (4), chapter 631, Oregon Laws 2011, for the biennium beginning July
28 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues,
29 including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or
30 received by the Department of Corrections, is increased by \$3,053,176 for planning, operating
31 and maintaining county juvenile and adult corrections programs and facilities and drug and
32 alcohol programs.

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

38 (b) Notwithstanding any other law limiting expenditures, the limitation on expenditures
39 established by section 2 (2), chapter 631, Oregon Laws 2011, for the biennium beginning July
40 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues,
41 including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or
42 received by the Department of Corrections, is increased by \$9,246.

43 (c) Notwithstanding any other law limiting expenditures, the limitation on expenditures
44 established by section 2 (3), chapter 631, Oregon Laws 2011, for the biennium beginning July
45 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues,

1 including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or
2 received by the Department of Corrections, is increased by \$48,907.

3 (8) Notwithstanding any other law limiting expenditures, the limitation on expenditures
4 established by section 2 (4), chapter 631, Oregon Laws 2011, for the biennium beginning July
5 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues,
6 including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or
7 received by the Department of Corrections, is increased by \$1,800,000 for community cor-
8 rections.

9 (9) Notwithstanding any other law limiting expenditures, the limitation on expenditures
10 established by section 3, chapter 631, Oregon Laws 2011, for the biennium beginning July 1,
11 2011, as the maximum limit for payment of expenses from federal funds collected or received
12 by the Department of Corrections, is increased by \$871,678.

13 (10) Notwithstanding any other law limiting expenditures, the amount of \$683,992 is es-
14 tablished for the biennium beginning July 1, 2011, as the maximum limit for payment of ex-
15 penses for debt service from fees, moneys or other revenues, including Miscellaneous
16 Receipts, but excluding lottery funds and federal funds, collected or received by the Depart-
17 ment of Corrections.

18 SECTION 13. (1) Notwithstanding any other provision of law, the General Fund approp-
19 riation made to the Department of State Police by section 1 (1), chapter 635, Oregon Laws
20 2011, for the biennium beginning July 1, 2011, is increased by \$1,500,000.

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

24 SECTION 14. (1) Notwithstanding any other law limiting expenditures, the limitation on
25 expenditures established by section 12 (1), chapter 110, Oregon Laws 2012, for the biennium
26 beginning July 1, 2011, as the maximum limit for payment of expenses from federal funds
27 collected or received by the Employment Department under the Child Care and Development
28 Block Grant Act of 1990 (42 U.S.C. 9858 et seq.) and section 418 of the Social Security Act (42
29 U.S.C. 618), as amended, is increased by \$550,000 for child care programs.

30 (2) Notwithstanding any other law limiting expenditures, the limitation on expenditures
31 established by section 12 (2), chapter 110, Oregon Laws 2012, for the biennium beginning July
32 1, 2011, as the maximum limit for payment of expenses from federal funds other than those
33 described in section 3, chapter 339, Oregon Laws 2011, or section 12 (1), chapter 110, Oregon
34 Laws 2012, collected or received by the Employment Department is increased by \$1,394,850
35 for unemployment insurance program integrity efforts.

36 (3) Notwithstanding any other law limiting expenditures, the limitation on expenditures
37 established by section 12 (2), chapter 110, Oregon Laws 2012, for the biennium beginning July
38 1, 2011, as the maximum limit for payment of expenses from federal funds other than those
39 described in section 3, chapter 339, Oregon Laws 2011, or section 12 (1), chapter 110, Oregon
40 Laws 2012, collected or received by the Employment Department is increased by \$6,269,733
41 for administration of federal emergency unemployment insurance compensation.

42 (4) Notwithstanding any other law limiting expenditures, the limitation on expenditures
43 established by section 2 (1), chapter 339, Oregon Laws 2011, for the biennium beginning July
44 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues,
45 including Miscellaneous Receipts and moneys appropriated to the Employment Department

1 under section 3, chapter 339, Oregon Laws 2011, but excluding lottery funds and federal funds
2 other than those described in section 3, chapter 339, Oregon Laws 2011, collected or received
3 by the Employment Department, is increased by \$69,108 for employment services contract
4 positions for the federal Workforce Investment Act.

5 (5) Notwithstanding any other law limiting expenditures, the limitation on expenditures
6 established by section 2 (1), chapter 339, Oregon Laws 2011, for the biennium beginning July
7 1, 2011, as the maximum limit for payment of expenses from fees, moneys or other revenues,
8 including Miscellaneous Receipts and moneys appropriated to the Employment Department
9 under section 3, chapter 339, Oregon Laws 2011, but excluding lottery funds and federal funds
10 other than those described in section 3, chapter 339, Oregon Laws 2011, collected or received
11 by the Employment Department, is increased by \$50,000 for Office of Administrative Hearings
12 caseload increases.

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

16 SECTION 16. Notwithstanding any other law limiting expenditures, the limitation on
17 expenditures established by section 2 (1), chapter 616, Oregon Laws 2011, for the biennium
18 beginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or
19 other revenues, including Miscellaneous Receipts, but excluding lottery funds, federal funds
20 and those funds described in section 7, chapter 616, Oregon Laws 2011, collected or received
21 by the Department of Community Colleges and Workforce Development, is increased by
22 \$835,000.

23 SECTION 17. Notwithstanding any other law limiting expenditures, the limitation on
24 expenditures established by section 1, chapter 236, Oregon Laws 2011, for the biennium be-
25 ginning July 1, 2011, as the maximum limit for payment of expenses from fees, moneys or
26 other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal
27 funds, collected or received by the State Board of Psychologist Examiners, is increased by
28 \$70,000.

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

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

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

44 SECTION 21. (1) Notwithstanding any other provision of law, the General Fund appro-
45 priation made to the Oregon Military Department by section 1 (2), chapter 623, Oregon Laws

1 2011, for the biennium beginning July 1, 2011, is increased by \$601,756 for operations.

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

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

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

12 **SECTION 22.** There is appropriated to the Oregon Department of Administrative Ser-
13 vices, for the biennium beginning July 1, 2011, out of the General Fund, the amount of
14 \$250,000 for a World War II memorial.

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

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

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

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

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

37 **SECTION 26.** Notwithstanding any other law limiting expenditures, the limitation on
38 expenditures established by section 5, chapter 409, Oregon Laws 2011, for the biennium be-
39 ginning July 1, 2011, as the maximum limit for payment of expenses from lottery moneys
40 allocated from the Administrative Services Economic Development Fund to the State De-
41 partment of Agriculture for deposit in the County Fair Account, is decreased by \$400.

42 **SECTION 27.** Notwithstanding any other law limiting expenditures, the limitation on
43 expenditures established by section 4, chapter 571, Oregon Laws 2011, for the biennium be-
44 ginning July 1, 2011, as the maximum limit for payment of expenses from lottery moneys
45 allocated from the Administrative Services Economic Development Fund to the Oregon De-

1 partment of Administrative Services for deposit in the County Fair Account, is decreased by
2 \$78,446.

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

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

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

18 (2) Notwithstanding any other law limiting expenditures, the limitation on expenditures
19 established by section 2 (2), chapter 584, Oregon Laws 2011, for the biennium beginning July
20 1, 2011, as the maximum limit for payment of expenses from lottery moneys allocated from
21 the Parks and Natural Resources Fund to the State Parks and Recreation Department, is
22 decreased by \$50,000.

23 (3) Notwithstanding any other law limiting expenditures, the limitation on expenditures
24 established by section 2 (3), chapter 584, Oregon Laws 2011, for the biennium beginning July
25 1, 2011, as the maximum limit for payment of expenses from lottery moneys allocated from
26 the Parks and Natural Resources Fund to the State Parks and Recreation Department, is
27 decreased by \$360,000.

28 (4) Notwithstanding any other law limiting expenditures, the limitation on expenditures
29 established by section 2 (5), chapter 584, Oregon Laws 2011, for the biennium beginning July
30 1, 2011, as the maximum limit for payment of expenses from lottery moneys allocated from
31 the Parks and Natural Resources Fund to the State Parks and Recreation Department, is
32 decreased by \$296,772.

33 (5) Notwithstanding any other law limiting expenditures, the limitation on expenditures
34 established by section 2 (6), chapter 584, Oregon Laws 2011, for the biennium beginning July
35 1, 2011, as the maximum limit for payment of expenses from lottery moneys allocated from
36 the Parks and Natural Resources Fund to the State Parks and Recreation Department, is
37 decreased by \$250,000.

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

44 **SECTION 32.** (1) Notwithstanding any other provision of law, the General Fund appro-
45 priation made to the Department of Education by section 1, chapter 20, Oregon Laws 2011,

1 for the biennium beginning July 1, 2011, is increased by \$8,096,204 for the State School Fund.

2 (2) Notwithstanding any other law limiting expenditures, the limitation on expenditures
3 established by section 2, chapter 20, Oregon Laws 2011, for the biennium beginning July 1,
4 2011, as the maximum limit for payment of expenses from lottery moneys allocated from the
5 Administrative Services Economic Development Fund to the Department of Education for
6 the State School Fund, is decreased by \$8,096,204.

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

10