

Senate Bill 348

Sponsored by Senators GIROD, JOHNSON; Senators KRUSE, OLSEN, WHITSETT, Representatives BOONE, KENNEMER, KOMP, WITT (Presession filed.)

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 **as introduced**.

Allows commodity commission to choose calendar year as fiscal year.

A BILL FOR AN ACT

1
2 Relating to the changing of commodity commission fiscal year periods; creating new provisions; and
3 amending ORS 576.410.

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

5 **SECTION 1. Section 2 of this 2013 Act is added to and made a part of ORS 576.416 to**
6 **576.445.**

7 **SECTION 2. (1) A commodity commission may adopt a rule allowing the commission to**
8 **operate using a fiscal year that begins January 1 and ends December 31 each year. A com-**
9 **mission shall consult with the Director of Agriculture and the Department of Justice prior**
10 **to adopting a rule described in this section. A rule described in this section may not take**
11 **effect unless:**

12 (a) **The commission obtains any necessary approvals from taxing authorities to use a**
13 **fiscal year that begins January 1 and ends December 31 when reporting information;**

14 (b) **The commission submits a recommendation regarding any plans and projects for the**
15 **transition period of July 1 to December 31 to the director for review and approval as de-**
16 **scribed in ORS 576.066; and**

17 (c) **Notwithstanding the annual basis requirement in ORS 576.416 (1), the commission**
18 **prepares, submits for public comment, adopts and receives approval for a budget for the**
19 **transition period as provided under ORS 576.416 (2) to (7).**

20 (2) **A recommendation submitted under ORS 576.066 regarding plans and projects for the**
21 **transition period must be separately stated and presented for separate review and approval**
22 **from any recommendation submitted under ORS 576.066 regarding plans and projects for the**
23 **subsequent fiscal year.**

24 (3) **A budget prepared for a transition period must be submitted for public comment,**
25 **adopted and approved separately from the budget prepared for the subsequent fiscal year.**
26 **ORS 576.416 and this subsection do not prohibit a commission from submitting a transition**
27 **period budget and fiscal year budget for separate public comment or adoption at the same**
28 **public meeting.**

29 (4) **This section does not authorize the use of a fiscal year that begins January 1 and ends**
30 **December 31 by any entity that:**

31 (a) **Receives funding from the State Treasury; or**

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 **(b) Is subject to budget review or modification by the Legislative Assembly.**

2 **SECTION 3.** ORS 576.410 is amended to read:

3 576.410. As used in ORS 576.416 to 576.445, “fiscal year” [*means the fiscal year*]:

4 **(1) Except as provided in subsection (2) of this section, means the 12-month period** com-
5 mencing on July 1 and ending on June 30.

6 **(2) If adopted by a commodity commission rule that has taken effect as provided under**
7 **section 2 of this 2013 Act, means the 12-month period commencing on January 1 and ending**
8 **on December 31.**

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