

A-Engrossed
Senate Bill 5504

Ordered by the Senate June 14
Including Senate Amendments dated June 14

Sponsored by JOINT COMMITTEE ON WAYS AND MEANS

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.]
Authorizes expenditures for obligations incurred by state agencies on or after July 1, 2013, that do not exceed specified levels.
Appropriates moneys for expenditures.
Authorizes payments for debt service, certificates of participation and other financing agreements during period commencing July 1, 2013.
Authorizes specific expenditures for Department of Human Services and Oregon Health Authority.
Applies to any state agency for which no budget has become law on or before July 1, 2013.
Sunsets August 15, 2013.
Declares emergency, effective July 1, 2013.

A BILL FOR AN ACT

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

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

4 **SECTION 1. As used in sections 1 to 4 of this 2013 Act, "state agency" means every state**
5 **officer, board, commission, department, institution, branch or agency of the state govern-**
6 **ment, the costs of which are paid wholly or in part from funds held in the State Treasury.**

7 **SECTION 2. (1) Notwithstanding ORS 291.232 to 291.260, and subject to section 5 of this**
8 **2013 Act and any rule that may be adopted by the Oregon Department of Administrative**
9 **Services, any obligations incurred by a state agency on or after July 1, 2013, that do not ex-**
10 **ceed the level of expenditures authorized under ORS 291.232 to 291.260 or otherwise author-**
11 **ized for the last quarter of the 2011-2013 biennium are authorized, and necessary funds are**
12 **appropriated therefor, unless the Oregon Department of Administrative Services determines**
13 **that the state agency's expenditure level should be modified, based on pending legislation.**

14 **(2) The Oregon Department of Administrative Services by rule shall specify the means**
15 **whereby funds expended pursuant to subsection (1) of this section or section 5 of this 2013**
16 **Act are reconciled and charged to the state agency's 2013-2015 legislatively approved budget**
17 **during the 2013-2015 biennium.**

18 **(3) All payments for debt service, certificates of participation and other financing agree-**
19 **ments are hereby authorized during the period commencing July 1, 2013.**

20 **SECTION 3. Sections 1 to 5 of this 2013 Act apply to a state agency for which no budget**
21 **has become law on or before July 1, 2013.**

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 **SECTION 4.** (1)(a) If there is no 2013-2015 legislatively adopted budget upon final
2 adjournment of the regular session of the Seventy-seventh Legislative Assembly against
3 which any expenditure authorized by section 2 (1) or 5 of this 2013 Act can be applied, the
4 expenditure shall be considered to have been made from funds appropriated to the Oregon
5 Department of Administrative Services.

6 (b) For the purpose of paying the incurred expenses of state agencies, there is appropri-
7 ated to the Oregon Department of Administrative Services any cash or other funds remain-
8 ing in the accounts of the state agency for which no budget has been adopted and for which
9 no expenditure authority exists when the Legislative Assembly adjourns sine die.

10 (c) The Oregon Department of Administrative Services may apply for reimbursement
11 from the Emergency Board of any expenditure made under this subsection during the
12 2013-2015 biennium.

13 (2)(a) If, after final adjournment of the regular session of the Seventy-seventh Legislative
14 Assembly, the Governor vetoes a legislatively adopted budget against which any expenditure
15 authorized by section 2 (1) or 5 of this 2013 Act can be applied, the expenditure shall be
16 considered to have been made from funds appropriated to the Oregon Department of Ad-
17 ministrative Services.

18 (b) For the purpose of paying the incurred expenses of state agencies, there is appropri-
19 ated to the Oregon Department of Administrative Services any cash or other funds remain-
20 ing in the accounts of the state agency for which a legislatively adopted budget has been
21 vetoed and for which no expenditure authority exists when the Governor vetoes the budget.

22 (c) The Oregon Department of Administrative Services may apply for reimbursement
23 from the Emergency Board of any expenditure made under this subsection during the
24 2013-2015 biennium.

25 **SECTION 5.** (1) Notwithstanding ORS 291.232 to 291.260, and subject to any rule that may
26 be adopted by the Oregon Department of Administrative Services, any obligations incurred
27 by the Department of Human Services on or after July 1, 2013, that do not exceed the level
28 of expenditures authorized under ORS 291.232 to 291.260 or otherwise authorized for the
29 seventh quarter of the 2011-2013 biennium are authorized, and necessary funds are appro-
30 priated therefor, unless the Oregon Department of Administrative Services determines that
31 the expenditure level for the Department of Human Services should be modified, based on
32 pending legislation.

33 (2) Notwithstanding ORS 291.232 to 291.260, and subject to any rule that may be adopted
34 by the Oregon Department of Administrative Services, any obligations incurred by the
35 Oregon Health Authority on or after July 1, 2013, that do not exceed the level of expenditures
36 authorized under ORS 291.232 to 291.260 or otherwise authorized for the sixth quarter of the
37 2011-2013 biennium are authorized, and necessary funds are appropriated therefor, unless the
38 Oregon Department of Administrative Services determines that the expenditure level for the
39 Oregon Health Authority should be modified, based on pending legislation.

40 **SECTION 6.** Sections 1 to 5 of this 2013 Act are repealed on August 15, 2013.

41 **SECTION 7.** This 2013 Act being necessary for the immediate preservation of the public
42 peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect
43 on July 1, 2013.