

House Bill 3538

Sponsored by Representative JOHNSON, Senator THOMSEN

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**.

Appropriates moneys from General Fund to Department of Education for State School Fund if amount of May revenue forecast exceeds amount of February revenue forecast. Provides that amount appropriated is total amount by which May forecast exceeds February forecast.

Declares emergency, effective July 1, 2015.

A BILL FOR AN ACT

1
2 Relating to state financial administration; creating new provisions; amending section 5, chapter
3 _____, Oregon Laws 2015 (Enrolled House Bill 5017); repealing sections 7, 8 and 9,
4 chapter _____, Oregon Laws 2015 (Enrolled House Bill 5017); and declaring an emergency.

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

6 **SECTION 1. In addition to and not in lieu of any other appropriation, there is appropri-**
7 **ated to the Department of Education, for the biennium beginning July 1, 2015, out of the**
8 **General Fund, the amount determined under section 2 of this 2015 Act, for the State School**
9 **Fund.**

10 **SECTION 2. (1) As part of the estimate of revenues prepared in May 2015, the Oregon**
11 **Department of Administrative Services shall determine whether the total amount of General**
12 **Fund revenues estimated to be available for the biennium beginning July 1, 2015, is more**
13 **than the total amount of General Fund revenues estimated to be available for the biennium**
14 **beginning July 1, 2015, in the estimate of revenues prepared by the department in February**
15 **2015.**

16 **(2) If the condition specified in subsection (1) of this section is met, the department shall**
17 **determine the amount that is equal to the difference between the total amount of General**
18 **Fund revenues estimated to be available for the biennium beginning July 1, 2015, included in**
19 **the estimate of revenues prepared by the department in May 2015, and the total amount of**
20 **General Fund revenues that was estimated to be available for the biennium beginning July**
21 **1, 2015, in the estimate of revenues prepared by the department in February 2015.**

22 **(3) The amount appropriated under section 1 of this 2015 Act is an amount equal to the**
23 **total amount determined under subsection (2) of this section.**

24 **(4) Section 1 of this 2015 Act is not operative unless the estimate of revenues prepared**
25 **by the Oregon Department of Administrative Services in May 2015 shows that the total**
26 **amount of General Fund revenues estimated to be available for the biennium beginning July**
27 **1, 2015, is more than the total amount of General Fund revenues estimated to be available**
28 **for the biennium beginning July 1, 2015, in the estimate of revenues prepared by the depart-**
29 **ment in February 2015.**

30 **SECTION 3. If the conditions in section 2 of this 2015 Act are met, section 1 of this 2015**

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 **Act becomes operative July 1, 2015.**

2 **SECTION 4. Sections 7, 8 and 9, chapter _____, Oregon Laws 2015 (Enrolled House Bill**
3 **5017), are repealed.**

4 **SECTION 5.** Section 5, chapter ____, Oregon Laws 2015 (Enrolled House Bill 5017), is amended
5 to read:

6 **Sec. 5.** (1) The Department of Education may not spend more than \$3,629,130,346, plus one-half
7 of any amount appropriated under [*section 7 of this 2015 Act*] **section 1 of this 2015 Act**, from the
8 State School Fund for the fiscal year beginning July 1, 2015.

9 (2) The Department of Education may not spend more than \$3,629,130,346, plus one-half of any
10 amount appropriated under [*section 7 of this 2015 Act*] **section 1 of this 2015 Act**, from the State
11 School Fund for the fiscal year beginning July 1, 2016.

12 **SECTION 6. This 2015 Act being necessary for the immediate preservation of the public**
13 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**
14 **July 1, 2015.**