

HOUSE AMENDMENTS TO HOUSE BILL 5048

By JOINT COMMITTEE ON WAYS AND MEANS

June 5

1 Delete lines 4 through 15 of the printed bill and insert:

2 “**SECTION 1.** As used in sections 1 to 4 of this 2019 Act, ‘state agency’ means every state
3 officer, board, commission, department, institution, branch or agency of the state govern-
4 ment, the costs of which are paid wholly or in part from funds held in the State Treasury.

5 “**SECTION 2.** (1) Notwithstanding ORS 291.232 to 291.260, and subject to section 5 of this
6 2019 Act and any rule that may be adopted by the Oregon Department of Administrative
7 Services, any obligations incurred by a state agency on or after July 1, 2019, that do not ex-
8 ceed the level of expenditures authorized under ORS 291.232 to 291.260 or otherwise author-
9 ized for the last quarter of the 2017-2019 biennium are authorized, and necessary funds are
10 appropriated therefor, unless the Oregon Department of Administrative Services determines
11 that the state agency’s expenditure level should be modified, based on pending legislation.

12 “(2) The Oregon Department of Administrative Services by rule shall specify the means
13 whereby funds expended pursuant to subsection (1) of this section or section 5 of this 2019
14 Act are reconciled and charged to the state agency’s 2019-2021 legislatively approved budget
15 during the 2019-2021 biennium.

16 “(3) All payments for debt service, certificates of participation and other financing
17 agreements are hereby authorized during the period commencing July 1, 2019.

18 “**SECTION 3.** Sections 1 to 5 of this 2019 Act apply to a state agency for which no budget
19 has become law on or before July 1, 2019.

20 “**SECTION 4.** (1)(a) If there is no 2019-2021 legislatively adopted budget upon final
21 adjournment of the regular session of the Eightieth Legislative Assembly against which any
22 expenditure authorized by section 2 (1) or 5 of this 2019 Act can be applied, the expenditure
23 shall be considered to have been made from funds appropriated to the Oregon Department
24 of Administrative Services.

25 “(b) For the purpose of paying the incurred expenses of state agencies, there is appro-
26 priated to the Oregon Department of Administrative Services any cash or other funds re-
27 maining in the accounts of the state agency for which no budget has been adopted and for
28 which no expenditure authority exists when the Legislative Assembly adjourns sine die.

29 “(c) The Oregon Department of Administrative Services may apply for reimbursement
30 from the Emergency Board of any expenditure made under this subsection during the
31 2019-2021 biennium.

32 “(2)(a) If, after final adjournment of the regular session of the Eightieth Legislative As-
33 sembly, the Governor vetoes a legislatively adopted budget against which any expenditure
34 authorized by section 2 (1) or 5 of this 2019 Act can be applied, the expenditure shall be
35 considered to have been made from funds appropriated to the Oregon Department of Ad-

1 **ministrative Services.**

2 **“(b) For the purpose of paying the incurred expenses of state agencies, there is appro-**
3 **riated to the Oregon Department of Administrative Services any cash or other funds re-**
4 **maining in the accounts of the state agency for which a legislatively adopted budget has been**
5 **vetoed and for which no expenditure authority exists when the Governor vetoes the budget.**

6 **“(c) The Oregon Department of Administrative Services may apply for reimbursement**
7 **from the Emergency Board of any expenditure made under this subsection during the**
8 **2019-2021 biennium.**

9 **“SECTION 5. (1) Notwithstanding ORS 291.232 to 291.260 and section 2 of this 2019 Act,**
10 **and subject to any rule that may be adopted by the Oregon Department of Administrative**
11 **Services, any obligations incurred by the Department of Human Services on or after July 1,**
12 **2019, that do not exceed the level of expenditures authorized under ORS 291.232 to 291.260**
13 **or otherwise authorized for the seventh quarter of the 2017-2019 biennium are authorized,**
14 **and necessary funds are appropriated therefor, unless the Oregon Department of Adminis-**
15 **trative Services determines that the expenditure level for the Department of Human Services**
16 **should be modified, based on pending legislation.**

17 **“(2) Notwithstanding ORS 291.232 to 291.260 and section 2 of this 2019 Act, and subject**
18 **to any rule that may be adopted by the Oregon Department of Administrative Services, any**
19 **obligations incurred by the Oregon Health Authority on or after July 1, 2019, that do not**
20 **exceed the level of expenditures authorized under ORS 291.232 to 291.260 or otherwise au-**
21 **thorized for the sixth quarter of the 2017-2019 biennium are authorized, and necessary funds**
22 **are appropriated therefor, unless the Oregon Department of Administrative Services deter-**
23 **mines that the expenditure level for the Oregon Health Authority should be modified, based**
24 **on pending legislation.**

25 **“SECTION 6. Sections 1 to 5 of this 2019 Act are repealed on September 15, 2019.**

26 **“SECTION 7. This 2019 Act being necessary for the immediate preservation of the public**
27 **peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect**
28 **July 1, 2019.”.**