

A-Engrossed House Bill 5030

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

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 Public Defense Services Commission for certain 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 commission.

Appropriates moneys from General Fund to Emergency Board for allocation to commission during biennium.

Modifies certain General Fund appropriation made to commission.

Declares emergency, effective July 1, 2021.

A BILL FOR AN ACT

1
2 Relating to the financial administration of the Public Defense Services Commission; and declaring
3 an emergency.

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

5 **SECTION 1. There are appropriated to the Public Defense Services Commission, for the**
6 **biennium beginning July 1, 2021, out of the General Fund, the following amounts, for the**
7 **following purposes:**

8 (1) **Executive Division \$ 3,600,361**

9 (2) **Compliance, Audit and**

10 **Performance Division..... \$ 4,656,251**

11 (3) **Appellate Division \$ 24,925,503**

12 (4) **Trial Criminal Division \$186,458,931**

13 (5) **Nonroutine Expenses \$ 43,663,533**

14 (6) **Court Mandated Expenses \$ 15,006,403**

15 (7) **Juvenile Division..... \$ 30,577,095**

16 (8) **Administrative Services**

17 **Division \$ 12,486,505**

18 **SECTION 2. Notwithstanding any other law limiting expenditures, the following amounts**
19 **are established for the biennium beginning July 1, 2021, as the maximum limits for payment**
20 **of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but ex-**
21 **cluding lottery funds and federal funds, collected or received by the Public Defense Services**
22 **Commission, for the following purposes:**

23 (1) **Court Mandated Expenses \$ 4,449,667**

24 (2) **Juvenile Division..... \$ 14,000,000**

Note: For budget, see 2021-2023 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 **SECTION 3.** (1) In addition to and not in lieu of any other appropriation, there is appro-
2 priated to the Emergency Board, for the biennium beginning July 1, 2021, out of the General
3 Fund, the following amounts, to be allocated to the Public Defense Services Commission for
4 the following purposes:

- 5 (a) Trial Criminal Division \$ 70,250,989
- 6 (b) Nonroutine Expenses \$ 14,554,511
- 7 (c) Court Mandated Expenses \$ 5,002,135
- 8 (d) Juvenile Division..... \$ 10,192,365

9 (2) If any of the moneys appropriated by subsection (1) of this section are not allocated
10 by the Emergency Board prior to December 1, 2022, the moneys remaining on that date be-
11 come available for any purpose for which the Emergency Board lawfully may allocate funds.

12 **SECTION 4.** Notwithstanding any other provision of law, the General Fund appropriation
13 made to the Public Defense Services Commission by section 1 (2), chapter 303, Oregon Laws
14 2019, for the biennium ending June 30, 2021, for professional services, is increased by
15 \$3,782,000 for nonroutine expenses and court-mandated expenses.

16 **SECTION 5.** This 2021 Act being necessary for the immediate preservation of the public
17 peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect
18 July 1, 2021.
19