

SB 5546-1
(LC 9546)
3/15/21 (DFY/ps)

Requested by JOINT COMMITTEE ON WAYS AND MEANS

**PROPOSED AMENDMENTS TO
SENATE BILL 5546**

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

2 **“SECTION 1. As used in sections 1 to 4 of this 2021 Act, ‘state**
3 **agency’ means every state officer, board, commission, department,**
4 **institution, branch or agency of the state government, the costs of**
5 **which are paid wholly or in part from funds held in the State Treas-**
6 **ury.**

7 **“SECTION 2. (1) Notwithstanding ORS 291.232 to 291.260, and subject**
8 **to section 5 of this 2021 Act and any rule that may be adopted by the**
9 **Oregon Department of Administrative Services, any obligations in-**
10 **curring by a state agency on or after July 1, 2021, that do not exceed**
11 **the level of expenditures authorized under ORS 291.232 to 291.260 or**
12 **otherwise authorized for the last quarter of the 2019-2021 biennium are**
13 **authorized, and necessary funds are appropriated therefor, unless the**
14 **Oregon Department of Administrative Services determines that the**
15 **state agency’s expenditure level should be modified, based on pending**
16 **legislation.**

17 **“(2) The Oregon Department of Administrative Services by rule**
18 **shall specify the means whereby funds expended pursuant to sub-**
19 **section (1) of this section or section 5 of this 2021 Act are reconciled**
20 **and charged to the state agency’s 2021-2023 legislatively approved**
21 **budget during the 2021-2023 biennium.**

1 **“(3) All payments for debt service, certificates of participation and**
2 **other financing agreements are hereby authorized during the period**
3 **commencing July 1, 2021.**

4 **“SECTION 3. Sections 1 to 5 of this 2021 Act apply to a state agency**
5 **for which no budget has become law on or before July 1, 2021.**

6 **“SECTION 4. (1)(a) If there is no 2021-2023 legislatively adopted**
7 **budget upon final adjournment of the regular session of the Eighty-**
8 **first Legislative Assembly against which any expenditure authorized**
9 **by section 2 (1) or 5 of this 2021 Act can be applied, the expenditure**
10 **shall be considered to have been made from funds appropriated to the**
11 **Oregon Department of Administrative Services.**

12 **“(b) For the purpose of paying the incurred expenses of state**
13 **agencies, there is appropriated to the Oregon Department of Admin-**
14 **istrative Services any cash or other funds remaining in the accounts**
15 **of the state agency for which no budget has been adopted and for**
16 **which no expenditure authority exists when the Legislative Assembly**
17 **adjourns sine die.**

18 **“(c) The Oregon Department of Administrative Services may apply**
19 **for reimbursement from the Emergency Board of any expenditure**
20 **made under this subsection during the 2021-2023 biennium.**

21 **“(2)(a) If, after final adjournment of the regular session of the**
22 **Eighty-first Legislative Assembly, the Governor vetoes a legislatively**
23 **adopted budget against which any expenditure authorized by section 2**
24 **(1) or 5 of this 2021 Act can be applied, the expenditure shall be con-**
25 **sidered to have been made from funds appropriated to the Oregon**
26 **Department of Administrative Services.**

27 **“(b) For the purpose of paying the incurred expenses of state**
28 **agencies, there is appropriated to the Oregon Department of Admin-**
29 **istrative Services any cash or other funds remaining in the accounts**
30 **of the state agency for which a legislatively adopted budget has been**

1 vetoed and for which no expenditure authority exists when the Gov-
2 ernor vetoes the budget.

3 “(c) The Oregon Department of Administrative Services may apply
4 for reimbursement from the Emergency Board of any expenditure
5 made under this subsection during the 2021-2023 biennium.

6 **“SECTION 5. (1) Notwithstanding ORS 291.232 to 291.260 and section**
7 **2 of this 2021 Act, and subject to any rule that may be adopted by the**
8 **Oregon Department of Administrative Services, any obligations in-**
9 **curring by the Department of Human Services on or after July 1, 2021,**
10 **that do not exceed the level of expenditures authorized under ORS**
11 **291.232 to 291.260 or otherwise authorized for the seventh quarter of the**
12 **2019-2021 biennium are authorized, and necessary funds are appropri-**
13 **ated therefor, unless the Oregon Department of Administrative Ser-**
14 **vices determines that the expenditure level for the Department of**
15 **Human Services should be modified, based on pending legislation.**

16 **“(2) Notwithstanding ORS 291.232 to 291.260 and section 2 of this 2021**
17 **Act, and subject to any rule that may be adopted by the Oregon De-**
18 **partment of Administrative Services, any obligations incurred by the**
19 **Oregon Health Authority on or after July 1, 2021, that do not exceed**
20 **the level of expenditures authorized under ORS 291.232 to 291.260 or**
21 **otherwise authorized for the fourth quarter of the 2019-2021 biennium**
22 **are authorized, and necessary funds are appropriated therefor, unless**
23 **the Oregon Department of Administrative Services determines that**
24 **the expenditure level for the Oregon Health Authority should be**
25 **modified, based on pending legislation.**

26 **“SECTION 6. Sections 1 to 5 of this 2021 Act are repealed on Sep-**
27 **tember 15, 2021.**

28 **“SECTION 7. This 2021 Act being necessary for the immediate**
29 **preservation of the public peace, health and safety, an emergency is**
30 **declared to exist, and this 2021 Act takes effect July 1, 2021.”.**

