A-Engrossed
House Bill 5014

Ordered by the House June 9
Including House Amendments dated June 9

Introduced and printed pursuant to House Concurrent Resolution 23 (2023) (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 Department of Education for certain biennial expenses.

Appropriates moneys from General Fund to department for distribution as grants-in-aid, for program costs and to purchase services.

Appropriates moneys from General Fund to department for debt service on general obligation bonds.

Limits certain biennial expenditures by department from lottery moneys.

Appropriates moneys from General Fund to department for deposit in High School Graduation and College and Career Readiness Fund.

Limits certain biennial expenditures from certain fees, moneys or other revenues collected or received by department.

Limits biennial expenditures by department from certain federal funds.

Limits biennial expenditures by department for payment of grants-in-aid, program costs and purchased services from certain federal funds received by department.

Limits biennial expenditures by department for payment of grants-in-aid, program costs and purchased services from certain fees, moneys or other revenues collected or received by department.

Limits biennial expenditures and transfers by department from specified accounts.

Authorizes specified nonlimited expenditures.


Declares emergency, effective July 1, 2023.

A BILL FOR AN ACT
Relating to the financial administration of the Department of Education; and declaring an emergency.

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

SECTION 1. There are appropriated to the Department of Education, for the biennium beginning July 1, 2023, out of the General Fund, the following amounts, for the following purposes:

(1) Operations................................. $109,446,753

(2) Oregon School for the Deaf...... $ 15,384,563

SECTION 2. There are appropriated to the Department of Education, for the biennium beginning July 1, 2023, out of the General Fund, the following amounts, which are to be distributed as grants-in-aid, for program costs and to purchase services, for the following purposes:

(1) Early intervention services
and early childhood special
education programs ..................... $195,333,054

(2) Other K-12 grant-in-aid

Note: For budget, see 2023-2025 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.

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programs................................... $141,506,597

SECTION 3. Notwithstanding ORS 327.856, there is appropriated to the Department of Education, for the biennium beginning July 1, 2023, out of the General Fund, the amount of $147,234,632 for deposit into the High School Graduation and College and Career Readiness Fund.

SECTION 4. There is appropriated to the Department of Education, for the biennium beginning July 1, 2023, out of the General Fund, the amount of $64,206,661 for debt service on general obligation bonds.

SECTION 5. Notwithstanding any other law limiting expenditures, the amount of $3,481,660 is established for the biennium beginning July 1, 2023, as the maximum limit for payment of expenses from lottery moneys allocated from the Administrative Services Economic Development Fund to the Department of Education for debt service.

SECTION 6. Notwithstanding any other law limiting expenditures, the following amounts are established for the biennium beginning July 1, 2023, as the maximum limits for payment of expenses, other than expenses described in sections 7 and 15 of this 2023 Act, from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds, corporate activity tax funds and federal funds, collected or received by the Department of Education, for the following purposes:

1. Capital bonding ....................... $242,500,000
2. Operations ............................ $ 50,080,259
4. Oregon School for the Deaf ...... $ 6,959,140

SECTION 7. Notwithstanding any other law limiting expenditures, the following amounts are established for the biennium beginning July 1, 2023, as the maximum limits for payment of grants-in-aid, program costs and purchased services from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds, corporate activity tax funds and federal funds, collected or received by the Department of Education for programs other than those specified in sections 6 and 15 of this 2023 Act, for the following purposes:

1. Youth development programs... $ 6,597,025
2. Youth development programs - American Rescue Plan Act...... $ 6,736,649
3. Educator Advancement Council ......................................... $ 67,928,837
4. All other grants ........................ $232,768,685

SECTION 8. Notwithstanding any other law limiting expenditures, the following amounts are established for the biennium beginning July 1, 2023, as the maximum limits for payment of expenses from federal funds, other than those described in sections 9 and 15 of this 2023 Act, collected or received by the Department of Education, for the following purposes:

1. Operations ............................. $ 81,177,653
2. Oregon School for the Deaf...... $ 392,642

SECTION 9. Notwithstanding any other law limiting expenditures, the following amounts are established for the biennium beginning July 1, 2023, as the maximum limits for payment of grants-in-aid, program costs and purchased services from federal funds, other than those...
described in sections 8 and 15 of this 2023 Act, received by the Department of Education, for
the following purposes:

(1) Youth development programs... $ 1,307,897
(2) K-12 COVID-19 related
   grants................................. $529,705,846
(3) All other grants....................... $924,429,023

SECTION 10. Notwithstanding any other law limiting expenditures, the amount of
$940,857,193 is established for the biennium beginning July 1, 2023, as the maximum limit for
payments of grants-in-aid, program costs and purchased services by the Department of Edu-
cation from the Student Investment Account established under ORS 327.175.

SECTION 11. Notwithstanding any other law limiting expenditures, the amount of
$93,270,198 is established for the biennium beginning July 1, 2023, as the maximum limit for
payments of grants-in-aid, program costs and purchased services by the Department of Edu-
cation from the Early Learning Account established under ORS 327.269, for early inter-
vention services and early childhood special education programs.

SECTION 12. Notwithstanding any other law limiting expenditures, the amount of
$437,613,169 is established for the biennium beginning July 1, 2023, as the maximum limit for
payment of expenses by the Department of Education for a transfer of corporate activities
tax funds from the Early Learning Account established under ORS 327.269 to the Department
of Early Learning and Care.

SECTION 13. Notwithstanding any other law limiting expenditures, the following amounts
are established for the biennium beginning July 1, 2023, as the maximum limits for payments
of grants-in-aid, program costs and purchased services by the Department of Education from
the Statewide Education Initiatives Account established under ORS 327.250, for the following
purposes:

(1) High School Graduation and
   College and Career
   Readiness Fund....................... $162,927,214
(2) Reengagement program .......... $ 8,694,448
(3) All other grants....................... $247,672,317

SECTION 14. Notwithstanding any other law limiting expenditures, the amount of
$42,240,779 is established for the biennium beginning July 1, 2023, as the maximum limit for
payment of expenses by the Department of Education from the Statewide Education Initi-
atives Account established under ORS 327.250 for operations.

SECTION 15. For the biennium beginning July 1, 2023, the following expenditures by the
Department of Education are not limited:

(1) Moneys from the School Lunch Revolving Account, Education Training Revolving
    Account and Common School Fund; and
(2) Expenditures for grants-in-aid and purchased services from federal funds received by
    the Department of Education from the United States Department of Agriculture.

SECTION 16. Notwithstanding any other law limiting expenditures, the limitation on
expenditures established by section 6 (4), chapter 603, Oregon Laws 2021, for the biennium
ending June 30, 2023, as the maximum limit for payment of grants-in-aid, program costs and
purchased services from fees, moneys or other revenues, including Miscellaneous Receipts,
but excluding lottery funds, corporate activity tax funds and federal funds, collected or re-
ceived by the Department of Education for programs other than those specified in sections
5 and 14, chapter 603, Oregon Laws 2021, for all other grants, is increased by $1,341,219, for
expenditures from the School Stabilization Subaccount for Wildfire-impacted School Dis-

SECTION 17. This 2023 Act being necessary for the immediate preservation of the public
peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect
July 1, 2023.