

A-Engrossed Senate Bill 5532

Ordered by the Senate June 12
Including Senate Amendments dated June 12

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 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.

Modifies specified General Fund appropriations for biennium ending June 30, 2023.

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

Declares emergency, effective July 1, 2023.

A BILL FOR AN ACT

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

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

SECTION 1. There are appropriated to the Public Defense Services Commission, for the biennium beginning July 1, 2023, out of the General Fund, the following amounts, for the following purposes:

- (1) Executive Division \$ 3,748,644
- (2) Compliance, Audit and Performance Division..... \$ 5,599,837
- (3) Appellate Division \$ 24,491,812
- (4) Adult Trial Division \$255,217,575
- (5) Juvenile Trial Division..... \$ 49,122,335
- (6) Preauthorized Expenses..... \$ 54,837,645
- (7) Court Mandated Expenses \$ 51,554,603
- (8) Parent Child Representation Program \$ 47,475,727
- (9) Administrative Services Division \$ 16,141,278
- (10) Special Programs, Contracts and Distributions Division \$ 6,528,000

SECTION 2. 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 fees, moneys or other revenues, including Miscellaneous Receipts, but ex-

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.

1 **cluding lottery funds and federal funds, collected or received by the Public Defense Services**
2 **Commission, for the following purposes:**

- 3 (1) **Juvenile Trial Division..... \$ 4,352,000**
- 4 (2) **Preauthorized Expenses..... \$ 1**
- 5 (3) **Court Mandated Expenses \$ 4,449,667**
- 6 (4) **Parent Child Representation**
- 7 **Program \$ 11,968,000**

8 **SECTION 3. (1) In addition to and not in lieu of any other appropriation, there is appro-**
9 **priated to the Emergency Board, for the biennium beginning July 1, 2023, out of the General**
10 **Fund, the amount of \$3,000,000, to be allocated to the Public Defense Services Commission**
11 **for Adult Trial Division or Juvenile Trial Division caseload costs the commission is unable**
12 **to mitigate during the interim legislative periods.**

13 **(2) If any of the moneys appropriated by subsection (1) of this section are not allocated**
14 **by the Emergency Board prior to December 1, 2024, the moneys remaining on that date be-**
15 **come available for any purpose for which the Emergency Board lawfully may allocate funds.**

16 **SECTION 4. Notwithstanding any other provision of law, the General Fund appropriation**
17 **made to the Public Defense Services Commission by section 1 (5), chapter 444, Oregon Laws**
18 **2021, for the biennium ending June 30, 2023, for Nonroutine Expenses, is decreased by**
19 **\$413,560.**

20 **SECTION 5. Notwithstanding any other provision of law, the General Fund appropriation**
21 **made to the Public Defense Services Commission by section 1 (6), chapter 444, Oregon Laws**
22 **2021, for the biennium ending June 30, 2023, for Court Mandated Expenses, is decreased by**
23 **\$3,396,146.**

24 **SECTION 6. This 2023 Act being necessary for the immediate preservation of the public**
25 **peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect**
26 **July 1, 2023.**

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