

## HOUSE AMENDMENTS TO HOUSE BILL 5023

By JOINT COMMITTEE ON WAYS AND MEANS

August 4

1 In line 2 of the printed bill, after the first semicolon delete the rest of the line and insert “cre-  
2 ating new provisions; amending section 10, chapter \_\_\_\_\_, Oregon Laws 2005 (Enrolled Senate  
3 Bill 5543), and section 4, chapter \_\_\_\_\_, Oregon Laws 2005 (Enrolled Senate Bill 5546); repealing  
4 section 4, chapter \_\_\_\_\_, Oregon Laws 2005 (Enrolled House Bill 5139); appropriating money;  
5 limiting expenditures; and declaring an emergency.”.

6 Delete lines 4 through 18 and insert:

7 “**SECTION 1.** In addition to and not in lieu of any other appropriation, there is appro-  
8 priated to the Emergency Board, for the biennium beginning July 1, 2005, out of the General  
9 Fund, the amount of \$30,000,000 for the purposes for which the Emergency Board lawfully  
10 may allocate such moneys.

11 “**SECTION 2.** (1) In addition to and not in lieu of any other appropriation, there is ap-  
12 propriated to the Emergency Board, for the biennium beginning July 1, 2005, out of the  
13 General Fund, the amount of \$130,000,000, to be allocated to state agencies for state employee  
14 compensation changes for the biennium beginning July 1, 2005.

15 “(2) If any of the moneys appropriated by subsection (1) of this section are not allocated  
16 by the Emergency Board prior to December 1, 2006, the moneys remaining on that date be-  
17 come available for any purpose for which the Emergency Board lawfully may allocate funds.

18 “**SECTION 3.** (1) In addition to and not in lieu of any other appropriation, there is ap-  
19 propriated to the Emergency Board, for the biennium beginning July 1, 2005, out of the  
20 General Fund, the amount of \$10,000,000, to be allocated to state agencies for home care  
21 worker collective bargaining changes for the biennium beginning July 1, 2005.

22 “(2) If any of the moneys appropriated by subsection (1) of this section are not allocated  
23 by the Emergency Board prior to December 1, 2006, the moneys remaining on that date be-  
24 come available for any purpose for which the Emergency Board lawfully may allocate funds.

25 “**SECTION 4.** Section 4, chapter \_\_\_\_\_, Oregon Laws 2005 (Enrolled House Bill 5139), is  
26 repealed.

27 “**SECTION 5.** Notwithstanding any other law limiting expenditures, the limitation on  
28 expenditures established by section 2 (5), chapter \_\_\_\_\_, Oregon Laws 2005 (Enrolled House  
29 Bill 5139), for the biennium beginning July 1, 2005, as the maximum limit for payment of ex-  
30 penses from lottery moneys allocated from the Parks and Natural Resources Fund to the  
31 State Parks and Recreation Department for facility repair and maintenance, is decreased by  
32 \$1,001,999.

33 “**SECTION 6.** Notwithstanding any other law limiting expenditures, the limitation on  
34 expenditures established by section 2 (2), chapter \_\_\_\_\_, Oregon Laws 2005 (Enrolled Sen-  
35 ate Bill 5546), for the biennium beginning July 1, 2005, as the maximum limit for payment

1 of expenses for South Slough National Estuarine Research Reserve operations, from fees,  
2 moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and  
3 federal funds, collected or received by the Department of State Lands, is increased by  
4 \$165,000.

5 “**SECTION 7.** Notwithstanding any other law limiting expenditures, the limitation on  
6 expenditures established by section 3 (2), chapter \_\_\_\_\_, Oregon Laws 2005 (Enrolled Sen-  
7 ate Bill 5546), for the biennium beginning July 1, 2005, as the maximum limit for payment  
8 of expenses for South Slough National Estuarine Research Reserve operations, from federal  
9 funds, collected or received by the Department of State Lands, is increased by \$120,000.

10 “**SECTION 8.** Section 4, chapter \_\_\_\_\_, Oregon Laws 2005 (Enrolled Senate Bill 5546), is  
11 amended to read:

12 “**Sec. 4.** For the biennium beginning July 1, 2005, expenditures by the Department of State  
13 Lands for [*distribution of interest earnings on the Common School Fund to counties for apportionment*  
14 *among the school districts of the county,*] unclaimed property finders fees and State Treasurer charges  
15 for investment related transactions are not limited.

16 “**SECTION 9.** The amendments to section 4, chapter \_\_\_\_\_, Oregon Laws 2005 (Enrolled  
17 Senate Bill 5546), by section 8 of this 2005 Act, become operative on January 1, 2006.

18 “**SECTION 10.** Section 10, chapter \_\_\_\_\_, Oregon Laws 2005 (Enrolled Senate Bill 5543), is  
19 amended to read:

20 “**Sec. 10.** For the biennium beginning July 1, 2005, the following expenditures by the Department  
21 of Education and the Superintendent of Public Instruction are not limited:

22 “(1) [*Moneys*] **Expenditures** from the School Lunch Revolving Account, Education Training  
23 Revolving Account, Private Vocational School Tuition Protection Fund and Distance Learning Fund;  
24 [*and*]

25 “(2) Expenditures for grants-in-aid and purchased services from federal funds received by the  
26 Department of Education from the United States Department of Agriculture; and

27 “(3) **Expenditures for distribution of moneys transferred by the Department of State**  
28 **Lands from the Distributable Income Account, as provided in ORS 327.410.**

29 “**SECTION 11.** The amendments to section 10, chapter \_\_\_\_\_, Oregon Laws 2005 (En-  
30 rolled Senate Bill 5543), by section 10 of this 2005 Act become operative on January 1, 2006.

31 “**SECTION 12.** In addition to and not in lieu of any other appropriation, there is appro-  
32 priated to the Oregon Department of Administrative Services, for the biennium beginning  
33 July 1, 2005, out of the General Fund, the amount of \$409,956, which may be expended for  
34 operating costs of the Oregon Progress Board.

35 “**SECTION 13.** Notwithstanding any other provision of law, the authorized appropriations  
36 and expenditure limitations for the biennium beginning July 1, 2005, for the following agen-  
37 cies and programs are changed by the amounts specified:

38 “  
39 \_\_\_\_\_

40 (1) HUMAN SERVICES.  
41 \_\_\_\_\_

1	Agency/Program/Funds	Section	Adjustment
2			
3	<b>Department of Human Services:</b>		
4	<b>Department-wide support</b>		
5	<b>services</b>		
6	General Fund	HB 5148 1(1)	-\$22,596
7	Federal funds	HB 5148 4(1)	-788
8	<b>Children, Adults and Families</b>		
9	General Fund	HB 5148 1(2)	-177,352
10	Federal funds	HB 5148 4(2)	-3,520

---

12

13 **(2) JUDICIAL BRANCH.**

---

16	2005		
17	Oregon Laws		
18	Chapter/		
19	Agency/Program/Funds	Section	Adjustment
20			
21	<b>Public Defense Services</b>		
22	<b>Commission:</b>		
23	<b>Legal Services</b>		
24	General Fund	ch. 552 1(1)	-\$9,446
25	<b>Public Defense Services</b>		
26	<b>Account</b>		
27	General Fund	ch. 552 1(2)	-256,347
28	<b>Contract and Business</b>		
29	<b>Services</b>		
30	General Fund	ch. 552 1(3)	+265,793
31	<b>Judicial Department:</b>		
32	<b>Operations</b>		
33	General Fund	ch. 604 1(1)	+800,000
34	Other funds	ch. 604 2	-800,000

---

36

37 **(3) NATURAL RESOURCES.**

---

40	2005		
41	Oregon Laws		
42	Chapter/		
43	Agency/Program/Funds	Section	Adjustment
44			
45	<b>State Department of</b>		

1 **Fish and Wildlife:**  
 2 **Fish propagation**  
 3 **Other funds** **HB 5165 2(1)(a)** **\$100,000**  
 4 **State Forestry Department:**  
 5 **Private and community**  
 6 **forests**  
 7 **Other funds** **SB 5612 2(4)** **-104,057**

---

10 **(4) PUBLIC SAFETY.**

---

13 **2005**  
 14 **Oregon Laws**  
 15 **Chapter/**  
 16 **Agency/Program/Funds** **Section** **Adjustment**

18 **State Board of Parole and**  
 19 **Post-Prison Supervision**  
 20 **General Fund** **HB 5121 1** **+\$18,057**  
 21 **Department of Public Safety**  
 22 **Standards and Training:**  
 23 **Operations**  
 24 **Other funds** **HB 5136 2(1)** **+199,164**  
 25 **Oregon Youth Authority**  
 26 **Operations**  
 27 **General Fund** **ch. 554 1(1)** **+199,948**  
 28 **Federal funds** **ch. 554 3** **+4,308**

29 “  
 31 **“SECTION 14. Notwithstanding any other law limiting expenditures of the Department**  
 32 **of Community Colleges and Workforce Development for the payment of expenses of the de-**  
 33 **partment from federal funds, for the biennium ending June 30, 2005, the limitation on**  
 34 **expenditures for the Department of Community Colleges and Workforce Development estab-**  
 35 **lished by section 3, chapter 721, Oregon Laws 2003, as modified by Emergency Board action,**  
 36 **is increased by \$2,000,000.**

37 **“SECTION 15. Notwithstanding any other law limiting expenditures of the Teacher**  
 38 **Standards and Practices Commission for the payment of expenses of the commission from**  
 39 **fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds**  
 40 **and federal funds, collected or received by the commission for the biennium ending June 30,**  
 41 **2005, the limitation on expenditures for the Teacher Standards and Practices Commission**  
 42 **established by section 1, chapter 507, Oregon Laws 2003, as modified by Emergency Board**  
 43 **action, is increased by \$30,000.**

44 **“SECTION 16. Notwithstanding any other law limiting expenditures of the State Board**  
 45 **of Clinical Social Workers for the payment of expenses of the board from fees, moneys or**

1 other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal  
2 funds, collected or received by the board for the biennium ending June 30, 2005, the limitation  
3 on expenditures for the State Board of Clinical Social Workers established by section 1,  
4 chapter 479, Oregon Laws 2003, as modified by Emergency Board action, is increased by  
5 \$1,500.

6 **“SECTION 17.** Notwithstanding any other law limiting expenditures, the amount of  
7 \$90,000 is established for the biennium beginning July 1, 2005, as the maximum limit for  
8 payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts,  
9 but excluding lottery funds and federal funds, collected or received by the Oregon Board of  
10 Investigators.

11 **“SECTION 18.** Notwithstanding any other law limiting expenditures, the amount of  
12 \$7,040,489 is established for the biennium beginning July 1, 2005, as the maximum limit for  
13 payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts,  
14 but excluding lottery funds and federal funds, collected or received by the Oregon State Fair  
15 and Exposition Center.

16 **“SECTION 19.** Notwithstanding any other law limiting expenditures, the limitation on  
17 expenditures established by section 2, chapter \_\_\_\_\_, Oregon Laws 2005 (Enrolled House  
18 Bill 5129), for the biennium beginning July 1, 2005, as the maximum limit for payment of ex-  
19 penses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding  
20 lottery funds and federal funds, collected or received by the Department of Justice, is in-  
21 creased by \$349,803 for tobacco tax compliance activities.

22 **“SECTION 20.** Notwithstanding any other law limiting expenditures, the limitation on  
23 expenditures established by section 5, chapter 580, Oregon Laws 2005 (Enrolled Senate Bill  
24 5573), for the biennium beginning July 1, 2005, as the maximum limit for payment of expenses  
25 from fees, moneys or other revenues, including Miscellaneous Receipts, except those depos-  
26 ited in the Multistate Tax Commission Revolving Account and the Senior Property Tax  
27 Deferral Revolving Account, but excluding lottery funds and federal funds, collected or re-  
28 ceived by the Department of Revenue, is increased by \$349,803 for payments to the Depart-  
29 ment of Justice for tobacco tax compliance activities.

30 **“SECTION 21.** In addition to and not in lieu of any other appropriation, there is appro-  
31 priated to the Oregon Student Assistance Commission, for the biennium beginning July 1,  
32 2005, out of the General Fund, the amount of \$400,000 for the Oregon Opportunity Grant  
33 program.

34 **“SECTION 22.** In addition to and not in lieu of any other appropriation, there is appro-  
35 priated to the Oregon Youth Authority, for the biennium beginning July 1, 2005, out of the  
36 General Fund, the amount of \$750,000 for gang intervention services in east Multnomah  
37 County.

38 **“SECTION 23.** In addition to and not in lieu of any other appropriation, there is appro-  
39 priated to the Legislative Assembly, for the biennium beginning July 1, 2005, out of the  
40 General Fund, the amount of \$200,000 for contracted information-technology services.

41 **“SECTION 24.** In addition to and not in lieu of any other appropriation, there is appro-  
42 priated to the State Department of Agriculture, for the biennium beginning July 1, 2005, out  
43 of the General Fund, the amount of \$50,000 for insect control in Malheur County.

44 **“SECTION 25.** In addition to and not in lieu of any other appropriation, there is appro-  
45 priated to the Oregon Department of Administrative Services, for the biennium beginning

1 July 1, 2005, out of the General Fund, the amount of \$224,000 for the Oregon Law Commission  
2 to conduct a project on reform of government ethics laws.

3 “SECTION 26. In addition to and not in lieu of any other appropriation, there is appro-  
4 priated to the State Department of Fish and Wildlife, for the biennium beginning July 1, 2005,  
5 out of the General Fund, the amount of \$224,000, for the restoration of Diamond Lake.

6 “SECTION 27. In addition to and not in lieu of any other appropriation, there is appro-  
7 priated to the Oregon Department of Administrative Services, for the biennium beginning  
8 July 1, 2005, out of the General Fund, the amount of \$100,000, for the City of Hillsboro for  
9 grants to support projects that enhance cultural, economic and community development.

10 “SECTION 28. In addition to and not in lieu of any other appropriation, there is appro-  
11 priated to the Department of Human Services, for the biennium beginning July 1, 2005, out  
12 of the General Fund, the amount of \$250,000, for the purpose of abstinence education pro-  
13 grams.

14 “SECTION 29. In addition to and not in lieu of any other appropriation, there is appro-  
15 priated to the Department of Human Services, for the biennium beginning July 1, 2005, out  
16 of the General Fund, the amount of \$298,900, for grants to community-based agencies that  
17 provide domestic violence and sexual assault services.

18 “SECTION 30. In addition to and not in lieu of any other appropriation, there is appro-  
19 priated to the Department of Human Services, for the biennium beginning July 1, 2005, out  
20 of the General Fund, the amount of \$300,000, for the workforce alcohol and drug prevention  
21 services contract.

22 “SECTION 31. In addition to and not in lieu of any other appropriation, there is appro-  
23 priated to the Department of Education, for the biennium beginning July 1, 2005, out of the  
24 General Fund, the amount of \$400,000, for the Local Option Equalization Grants Account.

25 “SECTION 32. (1) In addition to and not in lieu of any other appropriation, there is ap-  
26 propriated to the Emergency Board, for the biennium beginning July 1, 2005, out of the  
27 General Fund, the amount of \$800,000, to be allocated to the Department of Education for  
28 the Local Option Equalization Grants Account.

29 “(2) If any of the moneys appropriated by subsection (1) of this section are not allocated  
30 by the Emergency Board prior to December 1, 2006, the moneys remaining on that date be-  
31 come available for any purpose for which the Emergency Board lawfully may allocate funds.

32 “SECTION 33. This 2005 Act being necessary for the immediate preservation of the public  
33 peace, health and safety, an emergency is declared to exist, and this 2005 Act takes effect  
34 July 1, 2005.”.

35