A-Engrossed
House Bill 5092

Ordered by the House May 24
Including House Amendments dated May 24

Sponsored by COMMITTEE ON ELECTIONS AND RULES

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* _____ *for 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* _____.]

[*Limits biennial expenditures by* _____ *from federal funds.*]

[*Declares emergency, effective July 1, 2005.*]

Appropriates moneys from General Fund to Department of Education for State School Fund. Limits biennial expenditures of lottery funds allocated to department for State School Fund. Establishes maximum amount department may spend from State School Fund each fiscal year of biennium.

Appropriates moneys from General Fund to Department of Community Colleges and Workforce Development 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 department for certain purposes. Limits biennial expenditures of department from certain federal funds.

Authorizes specified nonlimited expenditures of Department of Community Colleges and Workforce Development.

Appropriates moneys from General Fund to Emergency Board for Department of Community Colleges and Workforce Development for student data system.

Limits biennial expenditures of departments from timber tax funds and accounts.

Declares emergency, effective July 1, 2005.

A BILL FOR AN ACT

Relating to state financial administration; appropriating money; limiting expenditures; and declaring an emergency.

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

SECTION 1. In addition to and not in lieu of any other appropriation, there is appropriated to the Department of Education, for the biennium beginning July 1, 2005, out of the General Fund, the amount of $4,923,317,141 for the State School Fund.

SECTION 2. Notwithstanding any other law limiting expenditures, the amount of $295,732,859 is established for the biennium beginning July 1, 2005, 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 the State School Fund.

SECTION 3. Notwithstanding any other law limiting expenditures, the amount of $950,000 is established for the biennium beginning July 1, 2005, as the maximum limit for payment of expenses by the Department of Education from moneys received from the Western Oregon Timber Tax Account, the Eastern Oregon Timber Tax Account, the Western Oregon Timber Severance Tax Fund and the Eastern Oregon Timber Severance Tax Fund for the State School Fund.

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.

SECTION 4. (1) The Department of Education may not spend more than $2,554,334,518 from the State School Fund for the fiscal year beginning July 1, 2005.

(2) The Department of Education may not spend more than $2,665,665,482 from the State School Fund for the fiscal year beginning July 1, 2006.

SECTION 5. There are appropriated to the Department of Community Colleges and Workforce Development, for the biennium beginning July 1, 2005, out of the General Fund, the following amounts for the following purposes:

(1) Operations..... $ 2,036,997

(2) Community College Support Fund for distribution to community college districts and community college service districts $434,314,455

(3) Debt service on the outstanding general obligation bonds sold pursuant to Article XI-G of the Oregon Constitution..... $ 2,258,575

SECTION 6. Notwithstanding any other law limiting expenditures, the following amounts are established for the biennium beginning July 1, 2005, as the maximum limits for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds, federal funds and those funds described in section 9 of this 2005 Act, collected or received by the Department of Community Colleges and Workforce Development, for the following purposes:

(1) Department of Community Colleges and Workforce Development ..... $ 11,283,759

(2) Oregon Youth Conservation Corps..... $ 2,024,309

SECTION 7. Notwithstanding any other law limiting expenditures, the amount of $130,014,743 is established for the biennium beginning July 1, 2005, as the maximum limit for payment of expenses from federal funds other than those described in section 8 of this 2005 Act collected or received by the Department of Community Colleges and Workforce Development.

SECTION 8. For the biennium beginning July 1, 2005, expenditures by the Department of Community Colleges and Workforce Development for payments to individuals, organizations or units of government from federal National Emergency Grant funds are not limited.

SECTION 9. Notwithstanding any other law limiting expenditures, the amount of $185,293 is established for the biennium beginning July 1, 2005, as the maximum limit for payment of expenses by the Department of Community Colleges and Workforce Development from moneys received from the Western Oregon Timber Tax Account, the Eastern Oregon Timber Tax Account, the Western Oregon Timber Severance Tax Fund and the Eastern Oregon Timber Severance Tax Fund for the Community College Support Fund.

SECTION 10. (1) In addition to and not in lieu of any other appropriation, there is appropriated to the Emergency Board, for the biennium beginning July 1, 2005, out of the General Fund, the amount of $664,400, to be allocated to the Department of Community Colleges and Workforce Development for the development of an integrated kindergarten

through grade 16 student data system.

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

SECTION 11. This 2005 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2005 Act takes effect July 1, 2005.