

# House Bill 5029

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (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 **as introduced**.

Maintains and reserves lottery revenues available to benefit public purposes during biennium beginning July 1, 2019, in Administrative Services Economic Development Fund. Allocates moneys from fund for biennium beginning July 1, 2019.

Directs Oregon Department of Administrative Services to establish process for quarterly allocations of moneys from Administrative Services Economic Development Fund and Veterans' Services Fund.

Transfers certain interest earnings from Oregon Education Fund to Lottery Bond Fund for payments by Department of Education on education lottery bonds.

Allocates moneys from Veterans' Services Fund for biennium beginning July 1, 2019.

Directs distribution of moneys from Criminal Fine Account.

Directs distribution of moneys from Oregon Marijuana Account.

Declares emergency, effective July 1, 2019.

## A BILL FOR AN ACT

Relating to state financial administration; and declaring an emergency.

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

**SECTION 1. During the biennium beginning July 1, 2019, all lottery revenues available to benefit the public purposes specified in Article XV, section 4, of the Oregon Constitution, that are in excess of distributions or allocations required by law shall be maintained in the Administrative Services Economic Development Fund.**

**SECTION 2. All moneys in the Administrative Services Economic Development Fund as of July 1, 2019, and thereafter are reserved to meet the commitments of sections 1 to 12 of this 2019 Act.**

**SECTION 3. The following amounts are allocated for the biennium beginning July 1, 2017, from the Administrative Services Economic Development Fund, to the Oregon Business Development Department, for the following purposes:**

(1) Operations..... \$ 8,305,513

(2) Business, innovation  
and trade..... \$ 53,955,338

(3) Oregon Infrastructure  
Finance Authority..... \$ 3,123,819

(4) Oregon Film and Video Office .. \$ 1,207,543

**SECTION 4. There is allocated for the biennium beginning July 1, 2019, from the Administrative Services Economic Development Fund, to the Department of Education, for the State School Fund, the amount of \$550,545,402.**

**SECTION 5. There is transferred to the Lottery Bond Fund for the biennium beginning July 1, 2019, out of the Oregon Education Fund, 100 percent of the declared earnings on the Education Stability Fund that are transferred to the Oregon Education Fund during the**

**Note: For budget, see 2019-2021 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 biennium beginning July 1, 2019, to be used by the Department of Education for the purposes  
2 of maintaining cash flow and paying, when due, the principal, interest and premium, if any,  
3 on outstanding education lottery bonds.

4 **SECTION 6.** There is allocated for the biennium beginning July 1, 2019, from the Admin-  
5 istrative Services Economic Development Fund, to the office of the Governor, the amount  
6 of \$3,942,726 for expenses of the Regional Solutions Program.

7 **SECTION 7.** (1) The Oregon Department of Administrative Services shall establish a  
8 process for allocating available moneys in the Administrative Services Economic Develop-  
9 ment Fund on a quarterly basis to fulfill the biennial allocations made by sections 1 to 12 of  
10 this 2019 Act. The department shall set the quarterly allocations.

11 (2) If, in any quarter, the moneys transferred from the State Lottery Fund to the Ad-  
12 ministrative Services Economic Development Fund are insufficient to pay for the quarterly  
13 allocations made by sections 1 to 12 of this 2019 Act or any other 2019 Act, prior to making  
14 any other allocations pursuant to sections 1 to 12 of this 2019 Act, the department shall  
15 satisfy lottery bond debt service obligations in the amount of \$285,906,293 for outstanding  
16 lottery bonds.

17 (3) After the lottery bond debt service obligations described in subsection (2) of this  
18 section are satisfied, if the remaining moneys transferred from the State Lottery Fund to  
19 the Administrative Services Economic Development Fund are insufficient to pay for the  
20 quarterly allocations made by sections 1 to 12 of this 2019 Act, the department shall reduce  
21 the quarterly allocations not described in subsection (2) of this section proportionately in  
22 amounts sufficient to accommodate the revenue shortfall.

23 **SECTION 8.** There is allocated for the biennium beginning July 1, 2019, from the Admin-  
24 istrative Services Economic Development Fund, to the Oregon Department of Administrative  
25 Services, the amount of \$21,582,690 for the purpose of paying, when due, the principal, in-  
26 terest and premium, if any, on outstanding lottery bonds, as described in section 7 of this  
27 2019 Act.

28 **SECTION 9.** Notwithstanding and in lieu of the requirement in ORS 461.547 (1) for a  
29 percentage-based transfer of moneys, for the biennium beginning July 1, 2019, the amount  
30 allocated from the Administrative Services Economic Development Fund to the Oregon De-  
31 partment of Administrative Services for distribution to counties for economic development  
32 activities as provided by ORS 461.547 is \$49,985,151.

33 **SECTION 10.** Notwithstanding and in lieu of the requirement in ORS 461.549 (2) for a  
34 percentage-based transfer of moneys, for the biennium beginning July 1, 2019, the amount  
35 allocated from the Administrative Services Economic Development Fund to the Problem  
36 Gambling Treatment Fund is \$12,925,769.

37 **SECTION 11.** Notwithstanding and in lieu of the requirement in ORS 565.447 for a  
38 percentage-based transfer of moneys, for the biennium beginning July 1, 2019, the amount  
39 allocated from the Administrative Services Economic Development Fund to the County Fair  
40 Account established in ORS 565.445 is \$3,828,000.

41 **SECTION 12.** Notwithstanding and in lieu of the allocation described in section 2 (3),  
42 chapter 2, Oregon Laws 2017 (Ballot Measure 99 (2016)), for a percentage-based transfer of  
43 moneys with an annual cap, for the biennium beginning July 1, 2019, the amount allocated  
44 from the Administrative Services Economic Development Fund to the Outdoor School Edu-  
45 cation Fund is \$24,000,000.

**SECTION 13.** There are allocated for the biennium beginning July 1, 2019, from the Veterans' Services Fund, to the Veterans' Department of Veterans' Affairs Dedicated Lottery Fund, the following amounts for the following purposes:

- (1) Veterans' Services Program ..... \$ 15,451,888
- (2) County Veterans' Service Officers ..... \$ 7,166,509
- (3) National Service Organizations..... \$ 477,354

**SECTION 14.** (1) The Oregon Department of Administrative Services shall establish a process for allocating available moneys in the Veterans' Services Fund on a quarterly basis to fulfill the biennial allocations made by section 13 of this 2019 Act.

(2) If the moneys transferred from the State Lottery Fund to the Veterans' Services Fund are insufficient to pay for the quarterly allocations under subsection (1) of this section, the department shall reduce the quarterly allocations proportionately in amounts sufficient to accommodate the revenue shortfall.

**SECTION 15.** Notwithstanding ORS 137.300, for the biennium beginning July 1, 2019, the Department of Revenue shall distribute the moneys in the Criminal Fine Account established by ORS 137.300 as specified in sections 16 to 20 of this 2019 Act.

**SECTION 16.** There are allocated to the Department of Public Safety Standards and Training for the biennium beginning July 1, 2019, from the Criminal Fine Account, the following amounts for the following purposes:

- (1) Criminal justice training and standards operations..... \$ 37,240,650
- (2) Public Safety Memorial Fund ... \$ 279,677

**SECTION 17.** There are allocated to the Department of Justice for the biennium beginning July 1, 2019, from the Criminal Fine Account, the following amounts for the following purposes:

- (1) Child Abuse Multidisciplinary Intervention Account..... \$ 11,147,006
- (2) Creation and operation of a statewide system of regional assessment centers as provided under ORS 418.746 to 418.796..... \$ 846,968
- (3) Criminal Injuries Compensation Account ..... \$ 9,441,018
- (4) Services to children eligible for compensation under ORS 147.390 and costs to administer provision of these services ..... \$ 716,912

**SECTION 18.** There are allocated to the Department of Human Services for the biennium beginning July 1, 2019, from the Criminal Fine Account, the following amounts for the following purposes:

- (1) Domestic Violence Fund

1 established for ORS 409.300  
 2 for the purpose of  
 3 ORS 409.292 (1)(a) to (c)..... \$ 2,224,675  
 4 (2) Sexual Assault Victims Fund.... \$ 533,332

5 **SECTION 19.** There are allocated to the State Court Facilities and Security Account es-  
 6 tablished under ORS 1.178, for the biennium beginning July 1, 2019, from the Criminal Fine  
 7 Account, the following amounts for the following purposes:

- 8 (1) State court security  
 9 and emergency preparedness.... \$ 7,384,480
- 10 (2) Distributions to county court  
 11 facilities security accounts..... \$ 4,431,528

12 **SECTION 20.** (1) There is allocated to the Oregon Health Authority for the biennium be-  
 13 ginning July 1, 2019, from the Criminal Fine Account, the amount of \$42,884 for the purpose  
 14 of grants under ORS 430.345 for the establishment, operation and maintenance of alcohol and  
 15 drug abuse prevention, early intervention and treatment services provided through a county.

16 (2) There is allocated to the Law Enforcement Medical Liability Account established un-  
 17 der ORS 414.815, for the biennium beginning July 1, 2019, from the Criminal Fine Account,  
 18 the amount of \$1,300,000.

19 (3) There is allocated to the Oregon State Police for the biennium beginning July 1, 2019,  
 20 from the Criminal Fine Account, the amount of \$351,572 for the purpose of enforcing the laws  
 21 relating to driving under the influence of intoxicants.

22 (4) There is allocated to the Department of Corrections for the biennium beginning July  
 23 1, 2019, from the Criminal Fine Account, the amount of \$4,419,203 for the purpose of plan-  
 24 ning, operating and maintaining county juvenile and adult corrections programs and facilities  
 25 and drug and alcohol programs. The grant to each county shall be based on amounts depos-  
 26 ited in the Criminal Fine and Assessment Account by the circuit court for the county in the  
 27 2009-2011 biennium.

28 (5) There is allocated to the State Court Technology Fund established under ORS 1.012,  
 29 for the biennium beginning July 1, 2019, from the Criminal Fine Account, the amount of  
 30 \$3,884,500.

31 (6) There is allocated to the Intoxicated Driver Program Fund created under ORS 813.270,  
 32 for the biennium beginning July 1, 2019, from the Criminal Fine Account, the amount of  
 33 \$4,323,000.

34 (7) There is allocated to the Oregon Health Authority for the biennium beginning July  
 35 1, 2019, from the Criminal Fine Account, the amount of \$331,824 for the Emergency Medical  
 36 Services and Trauma Systems Program created under ORS 431A.085.

37 **SECTION 21.** After distributing the amounts specified in sections 16 to 20 of this 2019  
 38 Act, the Department of Revenue shall distribute funds remaining in the Criminal Fine Ac-  
 39 count to the General Fund.

40 **SECTION 22.** (1) There is allocated to the State School Fund established under ORS  
 41 327.008, for the biennium beginning July 1, 2019, from the Oregon Marijuana Account, the  
 42 amount of \$102,148,177.

43 (2) There is allocated to the Oregon Health Authority, for mental health treatment or for  
 44 purposes related to alcohol and drug abuse prevention, early intervention and treatment  
 45 services, for the biennium beginning July 1, 2019, from the Oregon Marijuana Account, the

1 amount of \$51,074,049.

2 (3) There is allocated to the Oregon Health Authority, for the health systems division,  
3 for the biennium beginning July 1, 2019, from the Oregon Marijuana Account, the amount  
4 of \$12,768,522 for purposes related to alcohol and drug abuse prevention, early intervention  
5 and treatment services.

6 (4) There is allocated to the State Police Account established under ORS 181A.020, for the  
7 biennium beginning July 1, 2019, from the Oregon Marijuana Account, the amount of  
8 \$38,305,566.

9 SECTION 23. This 2019 Act being necessary for the immediate preservation of the public  
10 peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect  
11 July 1, 2019.

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