

SB 846 A STAFF MEASURE SUMMARY**Carrier:** Sen. Steiner Hayward**Joint Committee On Ways and Means****Action Date:** 03/19/21**Action:** Do pass with amendments. (Printed A-Eng.)**Senate Vote****Yeas:** 7 - Frederick, Golden, Gorsek, Johnson, Lieber, Steiner Hayward, Taylor**Nays:** 4 - Anderson, Girod, Knopp, Thomsen**Exc:** 1 - Hansell**House Vote****Yeas:** 8 - Bynum, Gomberg, Leif, McLain, Nosse, Rayfield, Sanchez, Sollman**Nays:** 3 - Drazan, Smith G, Stark**Fiscal:** Fiscal impact issued**Revenue:** Revenue impact issued**Prepared By:** John Borden, Budget Analyst**Meeting Dates:** 3/17, 3/19**WHAT THE MEASURE DOES:**

This measure implements statutory changes necessary to support the 2019-21 legislatively approved budget and to clarify the application of statutes. This measure, relating to state financial administration, is not an appropriation bill and therefore does not include the appropriation of funds. The measure, however, is necessary to achieve a balanced budget for the 2019-21 biennium. The measure has an emergency clause and is effective on passage.

The fiscal or budgetary impacts of provisions of this measure are contained in HB 5042 (budget reconciliation). Change to Other Funds transfers provided in this measure are one-time in nature and only apply to the 2019-21 biennium. Transfers shall be made by June 30, 2021. The following provisions of the measure, by program areas, are:

Administration Program Area: Reduces the transfer of net lottery proceeds from sports betting games to the Public Employees Retirement System - Employer Incentive Fund by the constitutionally dedicated transfers of net lottery proceeds to: the Education Stability Fund (18%); Parks and Natural Resources Fund (15%); and the Veterans' Services Fund (1.5%). Within the Department of Administrative Services - Administrative Services Economic Development Fund, the amount of sports betting proceeds distributed to constitutionally dedicated funds is estimated to be \$1.1 million in 2019-21. Limits the amount of sports betting lottery proceeds to be transferred by the Department of Administrative Services - Administrative Services Economic Development Fund to Public Employees Retirement System - Employer Incentive Fund unless matching funds applications have been approved by the PERS Board; repeals the transfer of \$10 million from the Insurance (Risk) Fund to the General Fund for general governmental purposes; and modifies the effective date from May 31 to June 30, 2021 of an Operating Fund transfer to the General Fund for general governmental purposes.

Public Safety Program Area: Repeals the transfer of \$2 million from the Operating Account (Legal Services Fund) to the General Fund for general governmental purposes; repeals the transfer of \$2.3 million from the Operating Account (Charities Activities) to the General Fund for general governmental purposes; repeals the transfer of \$800,000 from Operating Account (Medicaid Fraud) to the General Fund for general governmental purposes; and modifies the effective date from May 31 to June 30, 2021 of a Protection and Education Account Revolving Fund transfer to the General Fund for general governmental purposes.

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Human Services Program Area: Enables the expenditure of marijuana revenue by the Oregon Health Authority in 2019-21 on addiction treatment and recovery services in place of the approval process established in Ballot Measure 110 (2020); establishes July 1, 2021 as the date the Oversight and Accountability Council has the authority to implement addiction recovery centers. extends deadline for the Council's adoption of rules to September 1, 2021 and establishment of addiction recovery centers to January 1, 2022; and modifies the effective date from May 31 to June 30, 2021 of a Public Employees' Revolving Fund transfer to the General Fund for general governmental purposes.

Natural Resources Program Area: Modifies the effective date from May 31 to June 30, 2021 of a Portland Harbor Cleanup Fund transfer to the General Fund for general governmental purposes.

Consumer and Business Services Program Area: Modifies the effective date from May 31 to June 30, 2021 of a Wage Security Fund transfer to the General Fund for general governmental purposes.

Education Program Area: Establishes the Summer Learning Program Account in the State Treasury -- \$195.6 million General Fund (section 87 of HB 5042) is appropriated to this Account for grants to school districts in 2019-21 and 2021-23; Requires that any moneys remaining from a grant (GF appropriation in section 89 of HB 5042) to the Oregon Community Foundation on November 1, 2021 be reverted to the General Fund; and requires that any moneys remaining from an appropriation (section 87 of HB 5042) to the Summer Learning Program Account established by section 19 of this bill on January 1, 2022 be reverted to the General Fund; modifies the effective date from May 31 to June 30, 2021 of: (1) a State School Fund transfer, from moneys allocated to the Youth Corrections Education Program and the Juvenile Detention Education Program to the General Fund for general governmental purposes, and (2) a transfer from the Blind and Visually Impaired Student Fund to the General Fund for general governmental purposes.

ISSUES DISCUSSED:

- Connection to budget reconciliation bill
- Background on Other Funds transfers
- Repeal of transfers versus date changes
- Fiscal impact

EFFECT OF AMENDMENT:

Replaces the measure and implements statutory changes necessary to support the 2019-21 legislatively approved budget and to clarify the application of statutes.

BACKGROUND:

This measure is commonly referred to as the "Program Change" measure. Program change measures make the statutory changes necessary to achieve a balanced budget. Similar program change measures are introduced and become law each legislative session. A program change measure is not an appropriation bill and, therefore, does not include the appropriation of funds.