

A-Engrossed House Bill 5012

Ordered by the House June 20
Including House Amendments dated June 20

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.

Appropriates moneys from General Fund to Judicial Department for certain biennial expenses.
Limits certain biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts and reimbursements from federal service agreements, but excluding lottery funds and other federal funds, collected or received by department.
Limits biennial expenditures by department from federal funds.
Appropriates moneys from General Fund to department for Oregon Law Commission, Council on Court Procedures, conciliation and mediation services in circuit courts, law libraries and Legal Services Program.
Modifies certain biennial appropriation made from General Fund to department.
Declares emergency, effective July 1, 2021.

A BILL FOR AN ACT

Relating to the financial administration of the Judicial Department; and declaring an emergency.

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

SECTION 1. There are appropriated to the Judicial Department, for the biennium beginning July 1, 2021, out of the General Fund, the following amounts, for the following purposes:

- (1) **Judicial compensation..... \$ 95,761,823**
- (2) **Operations..... \$390,601,871**
- (3) **Mandated payments \$ 17,819,193**
- (4) **State court technology systems \$ 8,105,672**
- (5) **Debt service \$ 31,438,952**
- (6) **Third-party debt collection..... \$ 15,970,809**

SECTION 2. Notwithstanding any other law limiting expenditures, the following amounts are established for the biennium beginning July 1, 2021, as the maximum limits for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts and including reimbursements from federal service agreements, but excluding lottery funds and federal funds not described in this section, collected or received by the Judicial Department for the following purposes:

- (1) **Operations..... \$ 20,626,120**
- (2) **Mandated payments \$ 711,771**
- (3) **State Court Facilities and Security Account \$ 8,155,362**

Note: For budget, see 2021-2023 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 (4) State Court Technology Fund... \$ 17,987,058

2 **SECTION 3.** Notwithstanding any other law limiting expenditures, the amount of
3 \$1,476,446 is established for the biennium beginning July 1, 2021, as the maximum limit for
4 payment of expenses from federal funds other than those described in section 2 of this 2021
5 Act collected or received by the Judicial Department.

6 **SECTION 4.** In addition to and not in lieu of any other appropriation, there is appropri-
7 ated to the Judicial Department, for the biennium beginning July 1, 2021, out of the General
8 Fund, the amount of \$334,221 for payment of expenses of the Oregon Law Commission.

9 **SECTION 5.** In addition to and not in lieu of any other appropriation, there is appropri-
10 ated to the Judicial Department, for the biennium beginning July 1, 2021, out of the General
11 Fund, the amount of \$53,934 for payment of expenses of the Council on Court Procedures.

12 **SECTION 6.** (1) In addition to and not in lieu of any other appropriation, there is appro-
13 priated to the Judicial Department, for the biennium beginning July 1, 2021, out of the Gen-
14 eral Fund, the amount of \$7,492,047 for the purpose of providing conciliation and mediation
15 services in circuit courts.

16 (2) The Chief Justice of the Supreme Court shall distribute the moneys appropriated un-
17 der this section to the counties of this state to fund conciliation and mediation services in
18 circuit courts. The Chief Justice shall consult with the presiding judges of the circuit courts
19 before making the distributions.

20 **SECTION 7.** (1) In addition to and not in lieu of any other appropriation, there is appro-
21 priated to the Judicial Department, for the biennium beginning July 1, 2021, out of the Gen-
22 eral Fund, the amount of \$7,492,047 for the purpose of operating law libraries or providing
23 law library services.

24 (2) The Chief Justice of the Supreme Court shall distribute the moneys appropriated un-
25 der this section to the counties of this state based on revenues received from filing fees
26 collected during the biennium ending June 30, 2021, in civil actions commenced in the circuit
27 court for the county.

28 **SECTION 8.** (1) In addition to and not in lieu of any other appropriation, there is appro-
29 priated to the Judicial Department, for the biennium beginning July 1, 2021, out of the Gen-
30 eral Fund, the amount of \$12,784,050 for the purpose of funding the Legal Services Program
31 described in ORS 9.572.

32 (2) The Chief Justice of the Supreme Court shall distribute all moneys appropriated under
33 this section to the Oregon State Bar in eight quarterly installments of equal amount.

34 **SECTION 9.** Notwithstanding any other provision of law, the General Fund appropriation
35 made to the Judicial Department by section 1 (2), chapter 691, Oregon Laws 2019, for the
36 biennium ending June 30, 2021, for operations, is decreased by \$750,000.

37 **SECTION 10.** Notwithstanding any other provision of law, the General Fund appropriation
38 made to the Judicial Department by section 1 (6), chapter 691, Oregon Laws 2019, for the
39 biennium ending June 30, 2021, for third-party debt collection, is increased by \$750,000.

40 **SECTION 11.** This 2021 Act being necessary for the immediate preservation of the public
41 peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect
42 July 1, 2021.

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