

# House Bill 5012

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**.

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.

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..... \$ 97,029,977**
- (2) **Operations..... \$398,536,777**
- (3) **Mandated payments ..... \$ 17,819,193**
- (4) **State court technology systems ..... \$ 4,805,672**
- (5) **Debt service ..... \$ 16,546,406**
- (6) **Third-party debt collection..... \$ 15,970,809**
- (7) **Oregon Courthouse Capital Construction and Improvement Fund ..... \$ 4,900,000**

**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..... \$ 21,902,181**
- (2) **Mandated payments ..... \$ 711,771**
- (3) **State Court Facilities and Security Account ..... \$ 8,155,362**
- (4) **State Court Technology Fund... \$ 21,287,058**

**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 (5) Oregon Courthouse Capital  
2 Construction and  
3 Improvement Fund ..... \$401,260,000

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

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

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

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

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

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

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

30 **SECTION 8.** (1) In addition to and not in lieu of any other appropriation, there is appro-  
31 priated to the Judicial Department, for the biennium beginning July 1, 2021, out of the Gen-  
32 eral Fund, the amount of \$12,784,051 for the purpose of funding the Legal Services Program  
33 described in ORS 9.572.

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

36 **SECTION 9.** This 2021 Act being necessary for the immediate preservation of the public  
37 peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect  
38 July 1, 2021.