

A-Engrossed Senate Bill 5533

Ordered by the Senate June 25
Including Senate Amendments dated June 25

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (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.

Maintains and reserves lottery revenues available to benefit public purposes during biennium beginning July 1, 2021, in Administrative Services Economic Development Fund. Allocates moneys from fund for biennium beginning July 1, 2021.

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, 2021.

Directs distribution of moneys from Criminal Fine Account.

Directs distribution of moneys from Oregon Marijuana Account.

Declares emergency, effective July 1, 2021.

A BILL FOR AN ACT

1
2 Relating to state financial administration; and declaring an emergency.

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

4 **SECTION 1. During the biennium beginning July 1, 2021, all lottery revenues available to**
5 **benefit the public purposes specified in Article XV, section 4, of the Oregon Constitution,**
6 **that are in excess of distributions or allocations required by law shall be maintained in the**
7 **Administrative Services Economic Development Fund.**

8 **SECTION 2. All moneys in the Administrative Services Economic Development Fund as**
9 **of July 1, 2021, and thereafter are reserved to meet the commitments of sections 1 to 13 of**
10 **this 2021 Act.**

11 **SECTION 3. The following amounts are allocated for the biennium beginning July 1, 2021,**
12 **from the Administrative Services Economic Development Fund, to the Oregon Business De-**
13 **velopment Department, for the following purposes:**

- 14 (1) Operations..... \$ 10,938,127
- 15 (2) Business, innovation
- 16 and trade..... \$ 83,591,268
- 17 (3) Infrastructure..... \$ 4,384,506
- 18 (4) Oregon Film and Video Office .. \$ 1,419,830

19 **SECTION 4. There is allocated for the biennium beginning July 1, 2021, from the Admin-**
20 **istrative Services Economic Development Fund, to the Department of Education, for the**
21 **State School Fund, the amount of \$589,526,746.**

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 **SECTION 5.** There is allocated for the biennium beginning July 1, 2021, from the Admin-
2 istrative Services Economic Development Fund, to the office of the Governor, the amount
3 of \$4,552,709 for expenses of the Regional Solutions Program.

4 **SECTION 6.** (1) The Oregon Department of Administrative Services shall establish a
5 process for allocating available moneys in the Administrative Services Economic Develop-
6 ment Fund on a quarterly basis to fulfill the biennial allocations made by sections 1 to 13 of
7 this 2021 Act. The department shall set the quarterly allocations.

8 (2) If, in any quarter, the moneys transferred from the State Lottery Fund to the Ad-
9 ministrative Services Economic Development Fund are insufficient to pay for the quarterly
10 allocations made by sections 1 to 13 of this 2021 Act or any other 2021 Act, prior to making
11 any other allocations pursuant to sections 1 to 13 of this 2021 Act, the department shall
12 satisfy lottery bond debt service obligations in the amount of \$278,511,961 for outstanding
13 lottery bonds.

14 (3) After the lottery bond debt service obligations described in subsection (2) of this
15 section are satisfied, if the remaining moneys transferred from the State Lottery Fund to
16 the Administrative Services Economic Development Fund are insufficient to pay for the
17 quarterly allocations made by sections 1 to 13 of this 2021 Act, the department shall reduce
18 the quarterly allocations not described in subsection (2) of this section proportionately in
19 amounts sufficient to accommodate the revenue shortfall.

20 **SECTION 7.** There is allocated for the biennium beginning July 1, 2021, from the Admin-
21 istrative Services Economic Development Fund, to the Oregon Department of Administrative
22 Services, the amount of \$278,511,961 for the purpose of paying, when due, the principal, in-
23 terest and premium, if any, on outstanding lottery bonds, as described in section 6 of this
24 2021 Act.

25 **SECTION 8.** Notwithstanding and in lieu of the requirement in ORS 461.547 (1) for a
26 percentage-based transfer of moneys, for the biennium beginning July 1, 2021, the amount
27 allocated from the Administrative Services Economic Development Fund to the Oregon De-
28 partment of Administrative Services for distribution to counties for economic development
29 activities as provided by ORS 461.547 is \$54,209,527.

30 **SECTION 9.** Notwithstanding and in lieu of the requirement in ORS 461.549 (2) for a
31 percentage-based transfer of moneys, for the biennium beginning July 1, 2021, the amount
32 allocated from the Administrative Services Economic Development Fund to the Problem
33 Gambling Treatment Fund is \$16,514,510.

34 **SECTION 10.** Notwithstanding and in lieu of the requirement in ORS 565.447 for a
35 percentage-based transfer of moneys, for the biennium beginning July 1, 2021, the amount
36 allocated from the Administrative Services Economic Development Fund to the County Fair
37 Account established in ORS 565.445 is \$3,828,000.

38 **SECTION 11.** Notwithstanding and in lieu of the allocation described in section 2 (3),
39 chapter 2, Oregon Laws 2017 (Ballot Measure 99 (2016)), for a percentage-based transfer of
40 moneys with an annual cap, for the biennium beginning July 1, 2021, the amount allocated
41 from the Administrative Services Economic Development Fund to the Outdoor School Edu-
42 cation Fund is \$49,418,728.

43 **SECTION 12.** Notwithstanding and in lieu of the requirement in ORS 461.543 (4) for a
44 percentage-based transfer of moneys, for the biennium beginning July 1, 2021, the amount
45 allocated from the Administrative Services Economic Development Fund to the Sports Lot-

1 tery Account is \$16,514,607.

2 **SECTION 13.** Notwithstanding and in lieu of the allocation described in section 44, chap-
3 ter 355, Oregon Laws 2019, as amended by section 1, chapter 10, Oregon Laws 2021, for the
4 biennium beginning July 1, 2021, the amount allocated from the Administrative Services
5 Economic Development Fund to the Employer Incentive Fund is \$12,665,769.

6 **SECTION 14.** There are allocated for the biennium beginning July 1, 2021, from the
7 Veterans' Services Fund, to the Veterans' Department of Veterans' Affairs Dedicated Lot-
8 tery Fund, the following amounts for the following purposes:

- 9 (1) Veterans' Services Program \$ 12,628,046
- 10 (2) County Veterans' Service
- 11 Officers \$ 7,474,669
- 12 (3) National Service
- 13 Organizations \$ 497,880

14 **SECTION 14a.** There is allocated for the biennium beginning July 1, 2021, from the
15 Veterans' Services Fund, to the Bureau of Labor and Industries, the amount of \$261,416 for
16 veterans' employment apprenticeship outreach and coordination.

17 **SECTION 14b.** There is allocated for the biennium beginning July 1, 2021, from the
18 Veterans' Services Fund, to the Oregon Criminal Justice Commission, the amount of \$578,865
19 for veterans' specialty courts.

20 **SECTION 14c.** There is allocated for the biennium beginning July 1, 2021, from the
21 Veterans' Services Fund, to the Oregon Health Authority, the amount of \$2,127,476 for
22 veterans' behavioral health services.

23 **SECTION 15.** (1) The Oregon Department of Administrative Services shall establish a
24 process for allocating available moneys in the Veterans' Services Fund on a quarterly basis
25 to fulfill the biennial allocations made by sections 14 to 14c of this 2021 Act.

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

30 **SECTION 16.** Notwithstanding ORS 137.300, for the biennium beginning July 1, 2021, the
31 Department of Revenue shall distribute the moneys in the Criminal Fine Account established
32 by ORS 137.300 as specified in sections 17 to 21 of this 2021 Act.

33 **SECTION 17.** There are allocated to the Department of Public Safety Standards and
34 Training for the biennium beginning July 1, 2021, from the Criminal Fine Account, the fol-
35 lowing amounts for the following purposes:

- 36 (1) Criminal justice training
- 37 and standards operations \$ 43,257,427
- 38 (2) Public Safety Memorial Fund ... \$ 279,677

39 **SECTION 18.** There are allocated to the Department of Justice for the biennium begin-
40 ning July 1, 2021, from the Criminal Fine Account, the following amounts for the following
41 purposes:

- 42 (1) Child Abuse Multidisciplinary
- 43 Intervention Account \$ 11,694,249
- 44 (2) Creation and operation of a
- 45 statewide system of regional

1 assessment centers as
 2 provided under ORS 418.746
 3 to 418.796..... \$ 883,388
 4 (3) Criminal Injuries
 5 Compensation Account \$ 9,846,982
 6 (4) Services to children eligible
 7 for compensation under
 8 ORS 147.390 and costs to
 9 administer provision of
 10 these services \$ 747,739

11 **SECTION 19.** There are allocated to the Department of Human Services for the biennium
 12 beginning July 1, 2021, from the Criminal Fine Account, the following amounts for the fol-
 13 lowing purposes:

14 (1) Domestic Violence Fund
 15 established in ORS 409.300
 16 for the purpose of
 17 ORS 409.292 (1)(a) to (c)..... \$ 2,320,336
 18 (2) Sexual Assault Victims Fund.... \$ 556,265

19 **SECTION 20.** There are allocated to the State Court Facilities and Security Account es-
 20 tablished under ORS 1.178, for the biennium beginning July 1, 2021, from the Criminal Fine
 21 Account, the following amounts for the following purposes:

22 (1) State court security
 23 and emergency preparedness.... \$ 4,147,778
 24 (2) Distributions to county court
 25 facilities security accounts..... \$ 3,057,584

26 **SECTION 21.** (1) There is allocated to the Oregon Health Authority for the biennium be-
 27 ginning July 1, 2021, from the Criminal Fine Account, the amount of \$42,884 for the purpose
 28 of grants under ORS 430.345 for the establishment, operation and maintenance of alcohol and
 29 drug abuse prevention, early intervention and treatment services provided through a county.

30 (2) There is allocated to the Law Enforcement Medical Liability Account established un-
 31 der ORS 414.815, for the biennium beginning July 1, 2021, from the Criminal Fine Account,
 32 the amount of \$1,300,000.

33 (3) There is allocated to the Oregon State Police for the biennium beginning July 1, 2021,
 34 from the Criminal Fine Account, the amount of \$351,572 for the purpose of enforcing the laws
 35 relating to driving under the influence of intoxicants.

36 (4) There is allocated to the Department of Corrections for the biennium beginning July
 37 1, 2021, from the Criminal Fine Account, the amount of \$4,846,812 for the purpose of plan-
 38 ning, operating and maintaining county juvenile and adult corrections programs and facilities
 39 and drug and alcohol programs. Notwithstanding ORS 137.300 (4), the grant to each county
 40 shall be based on the formula used to determine the distribution of moneys under the
 41 Grant-in-Aid Program under ORS 423.530.

42 (5) There is allocated to the State Court Technology Fund established under ORS 1.012,
 43 for the biennium beginning July 1, 2021, from the Criminal Fine Account, the amount of
 44 \$3,887,500.

45 (6) There is allocated to the Intoxicated Driver Program Fund created under ORS 813.270,

1 for the biennium beginning July 1, 2021, from the Criminal Fine Account, the amount of
2 \$4,323,000.

3 (7) There is allocated to the Oregon Health Authority for the biennium beginning July
4 1, 2021, from the Criminal Fine Account, the amount of \$331,824 for the Emergency Medical
5 Services and Trauma Systems Program created under ORS 431A.085.

6 (8) There is allocated to the Department of Revenue for the biennium beginning July 1,
7 2021, from the Criminal Fine Account, the amount of \$100,000 for administrative costs of the
8 department.

9 **SECTION 22.** After distributing the amounts specified in sections 17 to 21 of this 2021
10 Act, the Department of Revenue shall distribute funds remaining in the Criminal Fine Ac-
11 count to the General Fund.

12 **SECTION 23.** (1) There is allocated to the State School Fund established under ORS
13 327.008, for the biennium beginning July 1, 2021, from the Oregon Marijuana Account, the
14 amount of \$36,000,000.

15 (2) There is allocated to the Oregon Health Authority, for mental health treatment or for
16 purposes related to alcohol and drug abuse prevention, early intervention and treatment
17 services, for the biennium beginning July 1, 2021, from the Oregon Marijuana Account, the
18 amount of \$18,000,000.

19 (3) There is allocated to the Oregon Health Authority, for the health systems division,
20 for the biennium beginning July 1, 2021, from the Oregon Marijuana Account, the amount
21 of \$4,500,000 for purposes related to alcohol and drug abuse prevention, early intervention
22 and treatment services.

23 (4) There is allocated to the Oregon Health Authority, for the biennium beginning July
24 1, 2021, from the Oregon Marijuana Account, the amount of \$249,360,000, for deposit into the
25 Drug Treatment and Recovery Services Fund.

26 (5) There is allocated to the State Police Account established under ORS 181A.020, for the
27 biennium beginning July 1, 2021, from the Oregon Marijuana Account, the amount of
28 \$13,500,000.

29 **SECTION 24.** This 2021 Act being necessary for the immediate preservation of the public
30 peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect
31 July 1, 2021.
32