

# A-Engrossed House Bill 5014

Ordered by the House June 9  
Including House Amendments dated June 9

Introduced and printed pursuant to House Concurrent Resolution 23 (2023) (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 Department of Education for certain biennial expenses.

Appropriates moneys from General Fund to department for distribution as grants-in-aid, for program costs and to purchase services.

Appropriates moneys from General Fund to department for debt service on general obligation bonds.

Limits certain biennial expenditures by department from lottery moneys.

Appropriates moneys from General Fund to department for deposit in High School Graduation and College and Career Readiness Fund.

Limits certain biennial expenditures from certain fees, moneys or other revenues collected or received by department.

Limits biennial expenditures by department from certain federal funds.

Limits biennial expenditures by department for payment of grants-in-aid, program costs and purchased services from certain federal funds received by department.

Limits biennial expenditures by department for payment of grants-in-aid, program costs and purchased services from certain fees, moneys or other revenues collected or received by department.

Limits biennial expenditures **and transfers** by department from specified accounts.

Authorizes specified nonlimited expenditures.

**Modifies specified expenditure limitation for biennium ending June 30, 2023.**

Declares emergency, effective July 1, 2023.

## A BILL FOR AN ACT

1  
2 Relating to the financial administration of the Department of Education; and declaring an emer-  
3 gency.

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

5 **SECTION 1. There are appropriated to the Department of Education, for the biennium**  
6 **beginning July 1, 2023, out of the General Fund, the following amounts, for the following**  
7 **purposes:**

8 (1) **Operations..... \$109,446,753**

9 (2) **Oregon School for the Deaf..... \$ 15,384,563**

10 **SECTION 2. There are appropriated to the Department of Education, for the biennium**  
11 **beginning July 1, 2023, out of the General Fund, the following amounts, which are to be dis-**  
12 **tributed as grants-in-aid, for program costs and to purchase services, for the following pur-**  
13 **poses:**

14 (1) **Early intervention services**  
15 **and early childhood special**  
16 **education programs ..... \$195,333,054**

17 (2) **Other K-12 grant-in-aid**

**Note: For budget, see 2023-2025 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            programs..... \$141,506,597

2            (3) Youth development programs... \$ 15,324,869

3            **SECTION 3.** Notwithstanding ORS 327.856, there is appropriated to the Department of  
4 Education, for the biennium beginning July 1, 2023, out of the General Fund, the amount of  
5 \$147,234,632 for deposit into the High School Graduation and College and Career Readiness  
6 Fund.

7            **SECTION 4.** There is appropriated to the Department of Education, for the biennium  
8 beginning July 1, 2023, out of the General Fund, the amount of \$64,206,661 for debt service  
9 on general obligation bonds.

10           **SECTION 5.** Notwithstanding any other law limiting expenditures, the amount of  
11 \$3,481,660 is established for the biennium beginning July 1, 2023, as the maximum limit for  
12 payment of expenses from lottery moneys allocated from the Administrative Services Eco-  
13 nomic Development Fund to the Department of Education for debt service.

14           **SECTION 6.** Notwithstanding any other law limiting expenditures, the following amounts  
15 are established for the biennium beginning July 1, 2023, as the maximum limits for payment  
16 of expenses, other than expenses described in sections 7 and 15 of this 2023 Act, from fees,  
17 moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds,  
18 corporate activity tax funds and federal funds, collected or received by the Department of  
19 Education, for the following purposes:

20           (1) Capital bonding ..... \$242,500,000

21           (2) Operations..... \$ 50,080,259

22           (3) Operations - American Rescue  
23 Plan Act..... \$ 263,351

24           (4) Oregon School for the Deaf..... \$ 6,959,140

25           **SECTION 7.** Notwithstanding any other law limiting expenditures, the following amounts  
26 are established for the biennium beginning July 1, 2023, as the maximum limits for payment  
27 of grants-in-aid, program costs and purchased services from fees, moneys or other revenues,  
28 including Miscellaneous Receipts, but excluding lottery funds, corporate activity tax funds  
29 and federal funds, collected or received by the Department of Education for programs other  
30 than those specified in sections 6 and 15 of this 2023 Act, for the following purposes:

31           (1) Youth development programs... \$ 6,597,025

32           (2) Youth development programs -  
33 American Rescue Plan Act..... \$ 6,736,649

34           (3) Educator Advancement  
35 Council ..... \$ 67,928,837

36           (4) All other grants..... \$232,768,685

37           **SECTION 8.** Notwithstanding any other law limiting expenditures, the following amounts  
38 are established for the biennium beginning July 1, 2023, as the maximum limits for payment  
39 of expenses from federal funds, other than those described in sections 9 and 15 of this 2023  
40 Act, collected or received by the Department of Education, for the following purposes:

41           (1) Operations..... \$ 81,177,653

42           (2) Oregon School for the Deaf..... \$ 392,642

43           **SECTION 9.** Notwithstanding any other law limiting expenditures, the following amounts  
44 are established for the biennium beginning July 1, 2023, as the maximum limits for payment  
45 of grants-in-aid, program costs and purchased services from federal funds, other than those

1 described in sections 8 and 15 of this 2023 Act, received by the Department of Education, for  
2 the following purposes:

- 3 (1) Youth development programs... \$ 1,307,897
- 4 (2) K-12 COVID-19 related
- 5 grants..... \$529,705,846
- 6 (3) All other grants..... \$924,429,023

7 **SECTION 10.** Notwithstanding any other law limiting expenditures, the amount of  
8 \$940,857,193 is established for the biennium beginning July 1, 2023, as the maximum limit for  
9 payments of grants-in-aid, program costs and purchased services by the Department of Ed-  
10 ucation from the Student Investment Account established under ORS 327.175.

11 **SECTION 11.** Notwithstanding any other law limiting expenditures, the amount of  
12 \$93,270,198 is established for the biennium beginning July 1, 2023, as the maximum limit for  
13 payments of grants-in-aid, program costs and purchased services by the Department of Ed-  
14 ucation from the Early Learning Account established under ORS 327.269, for early inter-  
15 vention services and early childhood special education programs.

16 **SECTION 12.** Notwithstanding any other law limiting expenditures, the amount of  
17 \$437,613,169 is established for the biennium beginning July 1, 2023, as the maximum limit for  
18 payment of expenses by the Department of Education for a transfer of corporate activities  
19 tax funds from the Early Learning Account established under ORS 327.269 to the Department  
20 of Early Learning and Care.

21 **SECTION 13.** Notwithstanding any other law limiting expenditures, the following amounts  
22 are established for the biennium beginning July 1, 2023, as the maximum limits for payments  
23 of grants-in-aid, program costs and purchased services by the Department of Education from  
24 the Statewide Education Initiatives Account established under ORS 327.250, for the following  
25 purposes:

- 26 (1) High School Graduation and
- 27 College and Career
- 28 Readiness Fund..... \$162,927,214
- 29 (2) Reengagement program ..... \$ 8,694,448
- 30 (3) All other grants..... \$247,672,317

31 **SECTION 14.** Notwithstanding any other law limiting expenditures, the amount of  
32 \$42,240,779 is established for the biennium beginning July 1, 2023, as the maximum limit for  
33 payment of expenses by the Department of Education from the Statewide Education Initi-  
34 atives Account established under ORS 327.250 for operations.

35 **SECTION 15.** For the biennium beginning July 1, 2023, the following expenditures by the  
36 Department of Education are not limited:

- 37 (1) Moneys from the School Lunch Revolving Account, Education Training Revolving
- 38 Account and Common School Fund; and
- 39 (2) Expenditures for grants-in-aid and purchased services from federal funds received by
- 40 the Department of Education from the United States Department of Agriculture.

41 **SECTION 16.** Notwithstanding any other law limiting expenditures, the limitation on  
42 expenditures established by section 6 (4), chapter 603, Oregon Laws 2021, for the biennium  
43 ending June 30, 2023, as the maximum limit for payment of grants-in-aid, program costs and  
44 purchased services from fees, moneys or other revenues, including Miscellaneous Receipts,  
45 but excluding lottery funds, corporate activity tax funds and federal funds, collected or re-

1 ceived by the Department of Education for programs other than those specified in sections  
2 5 and 14, chapter 603, Oregon Laws 2021, for all other grants, is increased by \$1,341,219, for  
3 expenditures from the School Stabilization Subaccount for Wildfire-impacted School Dis-  
4 tricts.

5 SECTION 17. This 2023 Act being necessary for the immediate preservation of the public  
6 peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect  
7 July 1, 2023.

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