

House Bill 5029

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 **as introduced**.

Maintains and reserves lottery revenues available to benefit public purposes during biennium beginning July 1, 2023, in Administrative Services Economic Development Fund. Allocates moneys from fund for biennium beginning July 1, 2023.

Directs Oregon Department of Administrative Services to establish process for quarterly allocations of moneys from Administrative Services Economic Development Fund and Veterans' Services Fund.

Allocates moneys from Veterans' Services Fund for biennium beginning July 1, 2023.

Directs distribution of moneys from Criminal Fine Account.

Directs distribution of moneys from Oregon Marijuana Account.

Declares emergency, effective July 1, 2023.

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, 2023, 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, 2023, and thereafter are reserved to meet the commitments of sections 1 to 13 of**
10 **this 2023 Act.**

11 **SECTION 3. The following amounts are allocated for the biennium beginning July 1, 2023,**
12 **from the Administrative Services Economic Development Fund, to the Oregon Business De-**
13 **velopment Department, for the following purposes:**

14 (1) **Operations..... \$ 15,464,504**

15 (2) **Business, innovation**

16 **and trade..... \$283,776,598**

17 (3) **Infrastructure..... \$ 3,183,088**

18 (4) **Oregon Film and Video Office .. \$ 1,479,463**

19 **SECTION 4. There is allocated for the biennium beginning July 1, 2023, from the Admin-**
20 **istrative Services Economic Development Fund, to the Department of Education, for the**
21 **State School Fund, the amount of \$395,629,059.**

22 **SECTION 5. There is allocated for the biennium beginning July 1, 2023, from the Admin-**
23 **istrative Services Economic Development Fund, to the office of the Governor, the amount**
24 **of \$4,811,152 for expenses of the Regional Solutions Program.**

25 **SECTION 6. (1) The Oregon Department of Administrative Services shall establish a**
26 **process for allocating available moneys in the Administrative Services Economic Develop-**

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 ment Fund on a quarterly basis to fulfill the biennial allocations made by sections 1 to 13 of
2 this 2023 Act. The department shall set the quarterly allocations.

3 (2) If, in any quarter, the moneys transferred from the State Lottery Fund to the Ad-
4 ministrative Services Economic Development Fund are insufficient to pay for the quarterly
5 allocations made by sections 1 to 13 of this 2023 Act or any other 2023 Act, prior to making
6 any other allocations pursuant to sections 1 to 13 of this 2023 Act, the department shall
7 satisfy lottery bond debt service obligations in the amount of \$335,879,816 for outstanding
8 lottery bonds.

9 (3) After the lottery bond debt service obligations described in subsection (2) of this
10 section are satisfied, if the remaining moneys transferred from the State Lottery Fund to
11 the Administrative Services Economic Development Fund are insufficient to pay for the
12 quarterly allocations made by sections 1 to 13 of this 2023 Act, the department shall reduce
13 the quarterly allocations not described in subsection (2) of this section proportionately in
14 amounts sufficient to accommodate the revenue shortfall.

15 **SECTION 7.** There is allocated for the biennium beginning July 1, 2023, from the Admin-
16 istrative Services Economic Development Fund, to the Oregon Department of Administrative
17 Services, the amount of \$47,431,606 for the purpose of paying, when due, the principal, in-
18 terest and premium, if any, on outstanding lottery bonds, as described in section 6 of this
19 2023 Act.

20 **SECTION 8.** Notwithstanding and in lieu of the requirement in ORS 461.547 (1) for a
21 percentage-based transfer of moneys, for the biennium beginning July 1, 2023, the amount
22 allocated from the Administrative Services Economic Development Fund to the Oregon De-
23 partment of Administrative Services for distribution to counties for economic development
24 activities as provided by ORS 461.547 is \$60,931,250.

25 **SECTION 9.** Notwithstanding and in lieu of the requirement in ORS 461.549 (2) for a
26 percentage-based transfer of moneys, for the biennium beginning July 1, 2023, the amount
27 allocated from the Administrative Services Economic Development Fund to the Problem
28 Gambling Treatment Fund is \$17,601,696.

29 **SECTION 10.** Notwithstanding and in lieu of the requirement in ORS 565.447 for a
30 percentage-based transfer of moneys, for the biennium beginning July 1, 2023, the amount
31 allocated from the Administrative Services Economic Development Fund to the County Fair
32 Account established in ORS 565.445 is \$3,828,000.

33 **SECTION 11.** Notwithstanding and in lieu of the allocation described in section 2 (3),
34 chapter 2, Oregon Laws 2017 (Ballot Measure 99 (2016)), for a percentage-based transfer of
35 moneys with an annual cap, for the biennium beginning July 1, 2023, the amount allocated
36 from the Administrative Services Economic Development Fund to the Outdoor School Edu-
37 cation Fund is \$56,565,871.

38 **SECTION 12.** Notwithstanding and in lieu of the requirement in ORS 461.543 (4) for a
39 percentage-based transfer of moneys, for the biennium beginning July 1, 2023, the amount
40 allocated from the Administrative Services Economic Development Fund to the Sports Lot-
41 tery Account is \$17,788,281.

42 **SECTION 13.** Notwithstanding and in lieu of the allocation described in section 44, chap-
43 ter 355, Oregon Laws 2019, as amended by section 1, chapter 10, Oregon Laws 2021, for the
44 biennium beginning July 1, 2023, the amount allocated from the Administrative Services
45 Economic Development Fund to the Employer Incentive Fund is \$21,715,622.

1 **SECTION 14.** There are allocated for the biennium beginning July 1, 2023, from the
2 Veterans’ Services Fund, to the Veterans’ Department of Veterans’ Affairs Dedicated Lot-
3 tery Fund, the following amounts for the following purposes:

- 4 (1) Veterans’ Services Program \$ 12,332,356
- 5 (2) County Veterans’ Service
- 6 Officers \$ 7,788,605
- 7 (3) National Service
- 8 Organizations..... \$ 541,693

9 **SECTION 15.** There is allocated for the biennium beginning July 1, 2023, from the
10 Veterans’ Services Fund, to the Bureau of Labor and Industries, the amount of \$297,187 for
11 veterans’ employment apprenticeship outreach and coordination.

12 **SECTION 16.** There is allocated for the biennium beginning July 1, 2023, from the
13 Veterans’ Services Fund, to the Oregon Criminal Justice Commission, the amount of \$603,177
14 for veterans’ specialty courts.

15 **SECTION 17.** There are allocated for the biennium beginning July 1, 2023, from the
16 Veterans’ Services Fund, to the Oregon Health Authority, the following amounts for the
17 following purposes:

- 18 (1) Veterans’ behavioral
- 19 health services..... \$ 2,233,850
- 20 (2) Veterans’ dental program..... \$ 2,730,796

21 **SECTION 18.** There is allocated for the biennium beginning July 1, 2023, from the
22 Veterans’ Services Fund, to the Housing and Community Services Department, the amount
23 of \$2,150,341 for housing services for veterans.

24 **SECTION 19.** (1) The Oregon Department of Administrative Services shall establish a
25 process for allocating available moneys in the Veterans’ Services Fund on a quarterly basis
26 to fulfill the biennial allocations made by sections 14 to 18 of this 2023 Act.

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

31 **SECTION 20.** Notwithstanding ORS 137.300, for the biennium beginning July 1, 2023, the
32 Department of Revenue shall distribute the moneys in the Criminal Fine Account established
33 by ORS 137.300 as specified in sections 21 to 25 of this 2023 Act.

34 **SECTION 21.** There are allocated to the Department of Public Safety Standards and
35 Training for the biennium beginning July 1, 2023, from the Criminal Fine Account, the fol-
36 lowing amounts for the following purposes:

- 37 (1) Criminal justice training
- 38 and standards operations..... \$ 41,532,481
- 39 (2) Public Safety Memorial Fund ... \$ 279,677

40 **SECTION 22.** There are allocated to the Department of Justice for the biennium begin-
41 ning July 1, 2023, from the Criminal Fine Account, the following amounts for the following
42 purposes:

- 43 (1) Child Abuse Multidisciplinary
- 44 Intervention Account..... \$ 12,210,883
- 45 (2) Creation and operation of a

- 1 statewide system of regional
- 2 assessment centers as
- 3 provided under ORS 418.746
- 4 to 418.796..... \$ 920,490
- 5 (3) Criminal Injuries
- 6 Compensation Account \$ 10,272,994
- 7 (4) Services to children eligible
- 8 for compensation under
- 9 ORS 147.390 and costs to
- 10 administer provision of
- 11 these services \$ 779,144

12 **SECTION 23.** There are allocated to the Department of Human Services for the biennium
 13 beginning July 1, 2023, from the Criminal Fine Account, the following amounts for the fol-
 14 lowing purposes:

- 15 (1) Domestic Violence Fund
- 16 established in ORS 409.300
- 17 for the purpose of
- 18 ORS 409.292 (1)(a) to (c)..... \$ 2,668,697
- 19 (2) Sexual Assault Victims Fund.... \$ 605,216

20 **SECTION 24.** There are allocated to the State Court Facilities and Security Account es-
 21 tablished under ORS 1.178, for the biennium beginning July 1, 2023, from the Criminal Fine
 22 Account, the following amounts for the following purposes:

- 23 (1) State court security
- 24 and emergency preparedness.... \$ 4,493,981
- 25 (2) Distributions to county court
- 26 facilities security accounts..... \$ 3,326,651

27 **SECTION 25.** (1) There is allocated to the Oregon Health Authority for the biennium be-
 28 ginning July 1, 2023, from the Criminal Fine Account, the amount of \$42,884 for the purpose
 29 of grants under ORS 430.345 for the establishment, operation and maintenance of alcohol and
 30 drug abuse prevention, early intervention and treatment services provided through a county.

31 (2) There is allocated to the Law Enforcement Medical Liability Account established un-
 32 der ORS 414.815, for the biennium beginning July 1, 2023, from the Criminal Fine Account,
 33 the amount of \$1,300,000.

34 (3) There is allocated to the Oregon State Police for the biennium beginning July 1, 2023,
 35 from the Criminal Fine Account, the amount of \$351,572 for the purpose of enforcing the laws
 36 relating to driving under the influence of intoxicants.

37 (4) There is allocated to the Department of Corrections for the biennium beginning July
 38 1, 2023, from the Criminal Fine Account, the amount of \$5,197,236 for the purpose of plan-
 39 ning, operating and maintaining county juvenile and adult corrections programs and facilities
 40 and drug and alcohol programs. Notwithstanding ORS 137.300 (4), the grant to each county
 41 shall be based on the formula used to determine the distribution of moneys under the
 42 Grant-in-Aid Program under ORS 423.530.

43 (5) There is allocated to the State Court Technology Fund established under ORS 1.012,
 44 for the biennium beginning July 1, 2023, from the Criminal Fine Account, the amount of
 45 \$3,887,500.

1 (6) There is allocated to the Intoxicated Driver Program Fund created under ORS 813.270,
2 for the biennium beginning July 1, 2023, from the Criminal Fine Account, the amount of
3 \$4,323,000.

4 (7) There is allocated to the Oregon Health Authority for the biennium beginning July
5 1, 2023, from the Criminal Fine Account, the amount of \$331,824 for the Emergency Medical
6 Services and Trauma Systems Program created under ORS 431A.085.

7 (8) There is allocated to the Oregon Health Authority for the biennium beginning July
8 1, 2023, from the Criminal Fine Account, the amount of \$31,200 for the Drug Treatment and
9 Recovery Services Fund established under ORS 430.384.

10 (9) There is allocated to the Department of Revenue for the biennium beginning July 1,
11 2023, from the Criminal Fine Account, the amount of \$100,000 for administrative costs of the
12 department.

13 **SECTION 26.** After distributing the amounts specified in sections 21 to 25 of this 2023
14 Act, the Department of Revenue shall distribute funds remaining in the Criminal Fine Ac-
15 count to the General Fund.

16 **SECTION 27.** (1) There is allocated to the State School Fund established under ORS
17 327.008, for the biennium beginning July 1, 2023, from the Oregon Marijuana Account, the
18 amount of \$40,751,000.

19 (2) There is allocated to the Oregon Health Authority, for mental health treatment or for
20 purposes related to alcohol and drug abuse prevention, early intervention and treatment
21 services, for the biennium beginning July 1, 2023, from the Oregon Marijuana Account, the
22 amount of \$20,375,000.

23 (3) There is allocated to the Oregon Health Authority, for the health systems division,
24 for the biennium beginning July 1, 2023, from the Oregon Marijuana Account, the amount
25 of \$5,094,000 for purposes related to alcohol and drug abuse prevention, early intervention
26 and treatment services.

27 (4) There is allocated to the Oregon Health Authority, for the biennium beginning July
28 1, 2023, from the Oregon Marijuana Account, the amount of \$231,300,000, for deposit into the
29 Drug Treatment and Recovery Services Fund.

30 (5) There is allocated to the State Police Account established under ORS 181A.020, for the
31 biennium beginning July 1, 2023, from the Oregon Marijuana Account, the amount of
32 \$15,281,000.

33 **SECTION 28.** This 2023 Act being necessary for the immediate preservation of the public
34 peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect
35 July 1, 2023.

36