

## Legislative Fiscal Office

900 Court St. NE, H-178  
Salem OR 97301  
503-986-1828



## Oregon Legislative Emergency Board

Sen. Peter Courtney, Senate Co-Chair  
Rep. Dan Rayfield, House Co-Chair

### Certificate

June 3, 2022

Pursuant to the provisions of ORS 291.328, and acting under the authority of ORS 291.326(1)(a), (b), (c), (d); ORS 291.371; and ORS 291.375; this hereby certifies that the Emergency Board, meeting via remote interface on June 3, 2022, took the following actions:

- 1. Commission on Judicial Fitness and Disability**  
Acknowledged receipt of a report on compensation plan changes.
- 2. Oregon Judicial Department**  
Approved, retroactively, the submission of a federal grant application to the U.S. Department of Justice, Bureau of Justice Assistance, in the amount of \$2,000,000 over a period of four federal fiscal years, to improve, expand, and enhance adult drug courts.
- 3. Public Defense Services Commission**  
Acknowledged receipt of a report on compensation plan changes.
- 4. Public Defense Services Commission**  
Acknowledged receipt of a report on the agency's reorganization.
- 5. Public Defense Services Commission**  
Acknowledged receipt of a report on a financial update; and authorized the transfer of \$1,250,000 from the General Fund appropriation established for the Public Defense Services Commission by section 1(3), chapter 444, Oregon Laws 2021, Appellate Division, to the General Fund appropriation established for the Public Defense Services Commission by section 1(6), chapter 444, Oregon Laws 2021, Court Mandated Expenses; authorized the transfer of \$10,602,500 from the General Fund appropriation established for the Public Defense Services Commission by section 1(4), chapter 444, Oregon Laws 2021, Trial Criminal Division, to the General Fund appropriation established for the Public Defense Services Commission by section 1(6), chapter 444, Oregon Laws 2021, Court Mandated Expenses; and authorized the transfer of \$7,706,454 from the General Fund appropriation established for the Public Defense Services Commission by section 1(5), chapter 444, Oregon Laws 2021, Nonroutine Expenses, to the General Fund appropriation established for the Public Defense Services Commission by section 1(6), chapter 444, Oregon Laws 2021, Court Mandated Expenses; to align General Fund appropriations with expenditures in support of the agency's legislative approved programs.

**6. Public Defense Services Commission**

Allocated \$413,011 from the Emergency Fund established by section 1, chapter 669, Oregon Laws 2021, to supplement the appropriation made to the Public Defense Services Commission by section 1(8), chapter 444, Oregon Laws 2021, Administrative Services Division, for a one fiscal year contract extension with the Oregon Judicial Department for information technology support.

**7. Public Defense Services Commission**

Allocated \$70,250,989 from the special purpose appropriation made to the Emergency Board by section 3(1)(a), chapter 444, Oregon Laws 2021, to supplement the appropriation made to the Public Defense Services Commission by section 1(4), chapter 444, Oregon Laws 2021, Trial Criminal Division; allocated \$14,554,511 from the special purpose appropriation made to the Emergency Board by section 3(1)(b), chapter 444, Oregon Laws 2021, to supplement the appropriation made to the Public Defense Services Commission by section 1(5), chapter 444, Oregon Laws 2021, Nonroutine Expenses; allocated \$5,002,135 from the special purpose appropriation made to the Emergency Board by section 3(1)(c), chapter 444, Oregon Laws 2021, to supplement the appropriation made to the Public Defense Services Commission by section 1(6), chapter 444, Oregon Laws 2021, Court Mandated Expenses; and allocated \$10,192,365 from the special purpose appropriation made to the Emergency Board by section 3(1)(d), chapter 444, Oregon Laws 2021, to supplement the appropriation made to the Public Defense Services Commission by section 1(7), chapter 444, Oregon Laws 2021, Juvenile Division; for public defense services.

**8. Public Defense Services Commission**

Allocated \$94,155 from the Emergency Fund established by section 1, chapter 669, Oregon Laws 2021, to supplement the appropriation made to the Public Defense Services Commission by section 1(8), chapter 444, Oregon Laws 2021, Administrative Services Division, to fund the administrative reclassification of a Procurement Analyst 1 position to a Manger 2 position.

**9. State Treasurer**

Increased the Other Funds expenditure limitation established for the State Treasurer by section 1(2), chapter 443, Oregon Laws 2021, Trust Property Services, by \$177,320, and authorized an increase of 0.59 FTE, to fund the reclassification of four positions and increase of two positions from part-time to full-time for the Trust Property Program.

**10. Higher Education Coordinating Commission**

Established a General Fund appropriation by allocating \$19,000,000 from the special purpose appropriation made to the Emergency Board by section 455(1), chapter 110, Oregon Laws 2022, to the Higher Education Coordinating Commission, for the implementation of the Oregon Tribal Student Grant Program.

**12. Department of Education**

Approved, retroactively, the submission of a federal grant application to the U.S. Department of Health and Human Services, Substance Abuse and Mental Health Services Administration, in the amount of \$5,400,000 over a period of five years, to support the development, implementation, and evaluation of a sustainable

infrastructure for school-based mental health, promote healthy social and emotional development of school-aged youth, and prevent youth violence in school settings.

**13. Department of Education**

Approved the submission of a federal grant application to the U.S. Department of Health and Human Services, Administration for Children and Families, in the amount of up to \$1,600,000 over a period of four years, to design and conduct research on how state child care policies are implemented into practice and to measure the effect of state and federal investments on provider engagement in state-funded child care programs.

**15. Oregon Health Authority**

Allocated \$30,000,000 from the special purpose appropriation made to the Emergency Board by section 281(1), chapter 669, Oregon Laws 2021, to supplement the appropriation made to the Oregon Health Authority by section 1(1), chapter 668, Oregon Laws 2021, Health Systems, Health Policy and Analytics, and Public Health; and increased the Federal Funds expenditure limitation established for the Oregon Health Authority by section 5(1), chapter 668, Oregon Laws 2021, Health Systems, Health Policy and Analytics, and Public Health, by \$45,000,000; for the Oregon Essential Workforce Health Care Program.

**16. Oregon Health Authority**

Allocated \$42,500,000 from the special purpose appropriation made to the Emergency Board by section 385(1), chapter 110, Oregon Laws 2022, to supplement the appropriation made to the Oregon Health Authority by section 1(1), chapter 668, Oregon Laws 2021, Health Systems, Health Policy and Analytics, and Public Health; and increased the Federal Funds expenditure limitation established for the Oregon Health Authority by section 5(1), chapter 668, Oregon Laws 2021, Health Systems, Health Policy and Analytics, and Public Health, by \$112,000,000; for increasing behavioral health provider rates.

**17. Department of Human Services**

Established an Other Funds expenditure limitation of \$4,432,000 for the Department of Human Services, Aging and People with Disabilities program; and established an Other Funds expenditure limitation of \$3,347,000 for the Department of Human Services, Intellectual and Developmental Disabilities program, for funding from the Coronavirus Relief Fund received by the Department of Administrative Services and transferred to the Department of Human Services; for one-time worker incentive payments to eligible direct care workers in nursing facilities and group homes.

**18. Department of Human Services**

Established a General Fund appropriation by allocating \$5,000,000 from the special purpose appropriation made to the Emergency Board by section 167(1), chapter 669, Oregon Laws 2021, to the Department of Human Services, for drought response efforts, with the understanding the Department of Administrative Services will unschedule \$4,000,000 of the amount until the agency provides the Legislative Fiscal Office and Chief Financial Office a spending plan.

- 19. Department of Human Services**  
Acknowledged receipt of various reports required by budget notes related to recent investments in long-term care capital improvement and emergency preparedness, long-term care workforce development and training, and foster care respite services, as well as barriers to mental health for individuals served by the Aging and People with Disabilities and the Intellectual and Developmental Disabilities programs.
- 20. Department of Justice**  
Increased the Federal Funds expenditure limitation established for the Department of Justice by section 3(3), chapter 427, Oregon Laws 2021, Crime Victim and Survivor Services Division, by \$35,110,718, for a federal Victims of Crime Act grant.
- 21. Department of Justice**  
Allocated \$357,161 from the Emergency Fund established by section 1, chapter 669, Oregon Laws 2021, to supplement the appropriation made to the Department of Justice by section 1(4), chapter 427, Oregon Laws 2021, Crime Victim and Survivor Services, and authorized the establishment of three limited duration positions (1.42 FTE), for the administration of a community based violence prevention program.
- 22. Oregon Military Department**  
Established a General Fund appropriation by allocating \$63,050 from the Emergency Fund established by section 1, chapter 669, Oregon Laws 2021, to the Oregon Military Department, for Capital improvement; and increased the Federal Funds expenditure limitation established for the Oregon Military Department by section 3(5), chapter 662, Oregon Laws 2021, Capital improvement, by \$189,150; for the installation of new computer fiberoptic cable at the Senator Jackie Winters Oregon National Guard Youth Challenge Campus.
- 23. Criminal Justice Commission**  
Approved, retroactively, the submission of a federal grant application to the U.S. Department of Justice, Office of Justice Programs, in the amount of up to \$250,000, for a Prison Rape Elimination Act Standards grant.
- 24. Department of Corrections**  
Acknowledged receipt of a report on overtime usage.
- 25. Oregon State Police**  
Approved, retroactively, the submission of a federal grant application to the U.S. Department of Justice, Bureau of Justice Statistics, in the amount of up to \$2,000,000, for the national criminal background check system.
- 26. Oregon State Police**  
Approved, retroactively, the submission of a federal grant application to the U.S. Department of Justice, Office of Community Oriented Policing Services, in the amount of up to \$175,000, for the Law Enforcement Mental Health and Wellness grant.

- 27. Oregon State Police**  
Approved, retroactively, the submission of a federal grant application to the U.S. Department of Transportation, Pipeline and Hazardous Materials Safety Administration, in the amount of \$966,156, for hazardous materials emergency preparedness.
- 28. Department of Public Safety Standards and Training**  
Increased the Other Funds expenditure limitation established for the Department of Public Safety Standards and Training by section 2(2), chapter 381, Oregon Laws 2021, Public Safety Memorial Fund, by \$429,930, to accommodate an increase in expenditures from the Fund.
- 29. Housing and Community Services Department**  
Allocated \$1,000,000 from the special purpose appropriation made to the Emergency Board by section 8(1), chapter 556, Oregon Laws 2021, to supplement the appropriation made to the Housing and Community Services Department by section 1, chapter 556, Oregon Laws 2021, for administrative expenses associated with program start-up for a grant program that supports gap financing for affordable housing projects co-located with child care or early learning centers, with the understanding that the Housing and Community Services Department will return to the Emergency Board to request remaining funds when a third-party program administrator has been selected and solicitation for project proposals is ready to proceed.
- 30. Oregon Business Development Department**  
Increased the Federal Funds expenditure limitation established for the Oregon Business Development Department by section 4(1), chapter 560, Oregon Laws 2021, Business, innovation and trade, by \$26,500,000, and authorized the establishment of four permanent positions (2.00 FTE), for the administration and expenditure of federal State Small Business Credit Initiative program funds.
- 31. Oregon Business Development Department**  
Established an Other Funds expenditure limitation of \$287,800 for the Oregon Business Development Department, for Business, innovation and trade, for funding from the Coronavirus Relief Fund received by the Department of Administrative Services and transferred to the Oregon Business Development Department, for the Rural Broadband Capacity Program.
- 32. Oregon Business Development Department**  
Approved, retroactively, the submission of a federal grant application to the U.S. Department of Agriculture, Forest Services, in the amount of \$13,000,000, to provide loans and grants for economic development projects that benefit local communities in the vicinity of the Opal Creek Wilderness area.
- 33. Oregon Business Development Department**  
Approved, retroactively, the submission of a federal grant application to the U.S. Environmental Protection Agency, in the amount of \$5,000,000, for the capitalization of the Oregon Brownfields Revolving Loan Fund.

- 35. Department of State Lands**  
Increased the Federal Funds expenditure limitation established for the Department of State Lands by section 3(2), chapter 607, Oregon Laws 2021, Common School Fund programs, by \$146,116, for the expenditure of federal grant funds awarded by the U.S. Environmental Protection Agency, Wetland Program Development program, for the development of an electronic geographic information system data set for wetlands and waters delineation and determination records.
- 36. Department of State Lands**  
Increased the Federal Funds expenditure limitation established for the Department of State Lands by section 3(2), chapter 607, Oregon Laws 2021, Common School Fund programs, by \$236,833, for the expenditure of federal grant funds awarded by the U.S. Environmental Protection Agency in the previous two biennia, for wetlands programs.
- 39. Oregon Department of Energy**  
Approved, retroactively, the submission of a federal grant application to the U.S. Department of Energy, in the amount of \$200,000, to support state energy security planning.
- 40. Department of Land Conservation and Development**  
Approved, retroactively, the submission of a federal grant application to the U.S. Economic Development Administration, in the amount of up to \$500,000, to assist with mitigation of regulatory barriers to the use of mass timber products.
- 43. Department of Agriculture**  
Allocated \$1,192,241 from the special purpose appropriation made to the Emergency Board by section 167(1), chapter 669, Oregon Laws 2021, to supplement the appropriation made to the Department of Agriculture by section 7, chapter 4, Oregon Laws 2021 (second special session), for the suppression of grasshoppers and crickets.
- 45. Department of Agriculture**  
Approved, retroactively, the submission of a federal grant application to the U.S. Department of Agriculture, in the amount of up to \$62,000,000 over a period of eight years, for Climate Smart Commodities.
- 46. Department of Forestry**  
Approved, retroactively, the submission of a federal grant application to the U.S. Economic Development Administration, in the amount of \$3,250,000, to accelerate forest restoration and provide additional wood fiber to support mass-timber manufacturing.
- 47. Department of Forestry**  
Increased the Federal Funds expenditure limitation established for the Department of Forestry by section 4(3), chapter 605, Oregon Laws 2021, State forests, by \$1,115,923, for the expenditure of federal grant awards for Topographical Data and Habitat Conservation Plan Development.

- 48. Department of Forestry**  
Established a General Fund appropriation by allocating \$50,000,000 from the special purpose appropriation made to the Emergency Board by section 312(1), chapter 110, Oregon Laws 2022, to the Department of Forestry, for cash flow needs.
- 49. Department of Forestry**  
Increased the Federal Funds expenditure limitation established for the Department of Forestry by section 4(5), chapter 605, Oregon Laws 2021, Private Forests, by \$17,000,000, for expenditure of federal grant funds awarded by the U.S. Forest Service for the Forest Legacy Program.
- 51. Department of Forestry**  
Increased the Other Funds expenditure limitation established for the Department of Forestry by section 2(4), chapter 605, Oregon Laws 2021, Federal forest restoration, by \$3,000,000, for the expenditure revenues resultant from federal forest restoration work under Good Neighbor Authority agreements.
- 52. Department of Forestry**  
Allocated \$1,957,075 from the Emergency Fund established by section 1, chapter 669, Oregon Laws 2021, to supplement the appropriation made to the Department of Forestry by section 1(2), chapter 605, Oregon Laws 2021, Fire protection; and increased the Other Funds expenditure limitation established for the Department of Forestry by section 2(2), chapter 605, Oregon Laws 2021, Fire protection, by \$315,000; for payment of premium costs associated with the state's 2022 catastrophic wildfire insurance policy.
- 53. Department of Forestry**  
Increased the Federal Funds expenditure authority established for the Department of Forestry by section 4(5), chapter 605, Oregon Laws 2021, Private forests, by \$598,368, and authorized the establishment of six limited duration positions (3.00 FTE), to address workload staffing issues resultant from increased federal funding for existing programs.
- 54. Department of Geology and Mineral Industries**  
Approved the submission of a federal grant application to the Federal Emergency Management Agency, in the amount of \$1,017,215, for the Cooperating Technical Partners Program.
- 55. Department of Geology and Mineral Industries**  
Approved, retroactively, the submission of a federal grant application to the National Oceanic and Atmospheric Administration, in the amount of \$494,331, for the National Tsunami Hazard Mitigation Program.
- 56. Department of Environmental Quality**  
Approved, retroactively, the submission of a federal grant application to the Environmental Protection Agency, in the amount of \$500,000, to enhance air quality monitoring.

- 57. Department of Environmental Quality**  
Approved, retroactively, the submission of a federal grant application to the U.S. Environmental Protection Agency, in the amount of \$1,919,100, for projects under the Pollution Prevention Grant Program.
- 59. Department of Transportation**  
Increased the Other Funds expenditure limitation established for the Department of Transportation by section 2(13), chapter 442, Oregon Laws 2021, Rail, by \$10,100,000, for rail crossing safety improvements; and increased the Other Funds and Federal Funds expenditure limitations, and authorized the establishment of limited duration and permanent positions, for administration of additional transportation funding under the Infrastructure Investment and Jobs Act federal transportation funding authorization; per the attached table.
- 60. Department of Transportation**  
Approved, retroactively, the submission of a federal grant application to the Federal Motor Carrier Safety Administration, in the amount of \$2,000,000, to implement an information technology solution for an Over-Dimension Permitting System.
- 61. Department of Transportation**  
Approved, retroactively, the submission of a federal grant application to the U.S. Department of Transportation, in the amount of \$20,000,000, for improvements to Oregon 99 in the Phoenix area.
- 62. Department of Transportation**  
Approved, retroactively, the submission of a federal grant application to the U.S. Department of Transportation, in the amount of \$18,000,000, for safety improvements on Outer Powell Boulevard.
- 63. Department of Transportation**  
Approved, retroactively, the submission of a federal grant application to the Federal Transit Administration, in the amount of up to \$14,155,246, to fund purchases of transit vehicles and other transit costs.
- 64. Department of Transportation**  
Approved, retroactively, the submission of a federal grant application to the U.S. Department of Transportation, in the amount of \$36,000,000, for improvements to the Interstate 5 Aurora-Donald interchange.
- 65. Department of Transportation**  
Approved, retroactively, the submission of a federal grant application to the U.S. Department of Transportation, in the amount of \$52,650,000, for freight connectivity and multimodal improvements to US 97 in the Redmond area.
- 66. Department of Transportation**  
Approved, retroactively, the submission of a federal grant application to the U.S. Department of Transportation, in the amount of \$120,000,000, for improvements to Interstate 205.



- 67. Department of Transportation**  
Approved the submission of a federal grant application to the Federal Highway Administration, in the amount of \$360,000, to update the Rogue Umpqua National Scenic Byway Corridor Management Plan.
- 68. Department of Aviation**  
Increased the Other Funds expenditure limitation established for the Department of Aviation by section 1(4), chapter 602, Oregon Laws 2021, General aviation entitlement grant program, by \$227,444; and increased the Federal Funds expenditure limitation established for the Department of Aviation by section 2(2), chapter 602, Oregon Laws 2021, General aviation entitlement grant program, by \$2,047,000; for infrastructure projects at ten state-owned airports.
- 70. Oregon Board of Dentistry**  
Acknowledged receipt of a report on adoption of dental therapy fees.
- 71. Oregon State Board of Nursing**  
Increased the Other Funds expenditure limitation established for the Oregon State Board of Nursing by section 1, chapter 310, Oregon Laws 2021, by \$664,645, and authorized the establishment of two limited duration positions (1.08 FTE), for increased licensing and legal costs.
- 72. Public Employees Retirement System**  
Increased the Other Funds expenditure limitation established for the Public Employees Retirement System by section 1(6)(b), chapter 145, Oregon Laws 2021, Core Retirement System: ORION Modernization Project, by \$3,797,797, and authorized the establishment of six limited duration positions (2.75 FTE), for the pre-planning phase of the ORION Modernization Project.
- 73. Bureau of Labor and Industries**  
Approved, retroactively, the submission of a federal grant application to the U.S. Department of Labor, in the amount of \$4,000,000, to expand the number of registered apprenticeship programs and apprentices across the state.
- 74. Department of Administrative Services**  
Increased the Other Funds expenditure limitation established for the Department of Administrative Services by section 2(7), chapter 425, Oregon Laws 2021, Enterprise Goods and Services, by \$3,266,681, to address costs associated with moving the implementation date of the Workday Payroll and Time Tracking project from July 1, 2022 to December 1, 2022.
- 75. Department of Administrative Services**  
Increased the Other Funds expenditure limitation established for the Department of Administrative Services by section 2(4), chapter 425, Oregon Laws 2021, Chief Human Resources Office, by \$505,831, and authorized the establishment of three limited duration positions (1.50 FTE), to address increased workload and to develop the state's workforce.

- 76. Department of Administrative Services**  
Acknowledged receipt of a report on compensation plan changes.
- 77. Department of Revenue**  
Acknowledged receipt of a report on the conditions of the Revenue building facility relating to seismic and architectural studies.
- 78. Department of Revenue**  
Allocated \$617,350 from the Emergency Fund established by section 1, chapter 669, Oregon Laws 2021, to supplement the appropriation made to the Department of Revenue by section 1(1), chapter 441, Oregon Laws 2021, Administration; increased the Other Funds expenditure limitation established for the Department of Revenue by section 2(1), chapter 441, Oregon Laws 2021, Administration, by \$154,377; and authorized the establishment of seven permanent positions (3.21 FTE); to create a new internal controls office comprised of compliance, risk, and business continuity functions to improve the security of taxpayer financial and personal information.
- 79. Oregon Employment Department**  
Approved, retroactively, the submission of a federal grant application to the U.S. Department of Labor, in the amount of \$3,000,000 over three years, to assist underserved workers in understanding and receiving unemployment insurance benefits and services.
- 80. Housing and Community Services Department**  
Established a General Fund appropriation by allocating \$5,000,000 from the Emergency Fund established by section 1, chapter 669, Oregon Laws 2021, to the Housing and Community Services Department, for distribution to Home Forward to administer an affordable housing stabilization grant fund for affordable housing providers that can demonstrate outstanding debt from past due rent accumulated by residents in affordable units between April 1, 2020 and April 30, 2022.

**ATTACHMENT  
Item 59: Department of Transportation**

<b>DEPARTMENT OF TRANSPORTATION 2021-23</b>			
<b>June 2022</b>			
<b>Division/Appropriation Reference</b>	<b>Fund Type</b>	<b>Adjustments to Legislatively Approved Budget</b>	<b>Adjustments to Position Authority</b>
<b>Expenditure Limitation Adjustments:</b>			
<b>Maintenance and emergency relief programs</b>			
Ch 442 2(2), OL 2021	Other	9,231,721	
<b>Preservation program</b>			
Ch. 442 2(3), OL 2021	Other	8,948,822	4 pos / 1.29 FTE
<b>Bridge program</b>			
Ch 442 2(4), OL 2021	Other	99,495,444	6 pos / 2.13 FTE
<b>Operations program</b>			
Ch 442 2(5), OL 2021	Other	23,852,333	6 pos / 2.13 FTE
<b>Modernization program</b>			
Ch 442 2(6), OL 2021	Other	20,815,887	6 pos / 2.17 FTE
<b>Special Programs</b>			
Ch 442 2(7), OL 2021	Other	96,868,520	18 pos / 6.58 FTE
<b>Local government program</b>			
Ch 442 2(8), OL 2021	Other	103,467,668	2 pos / 0.75 FTE
<b>Commerce and compliance</b>			
Ch 442 3(2), OL 2021	Federal	4,000,000	7 pos / 3.42 FTE
<b>Policy, data and analysis</b>			
Ch 442 2(11), OL 2021	Other	36,878,097	9 pos / 4.17 FTE*
*2 positions / 0.84 FTE authorized as limited duration			
<b>Public transit</b>			
Ch 442 2(12), OL 2021	Other	3,333,333	
Ch 442 3(4), OL 2021	Federal	88,800,000	
	Total	92,133,333	7 pos / 2.38 FTE
<b>Support services</b>			
Ch 442 2(15), OL 2021	Other	965,558	7 pos / 3.50 FTE*
*2 pos / 1.00 FTE authorized as limited duration			
<b>ODOT headquarters</b>			
Ch 442 2(16), OL 2021	Other	2,709,407	4 pos / 1.25 FTE
<b>Department Total</b>			
	Other	406,566,790	
	Federal	92,800,000	
	Total	499,366,790	76 pos / 29.77 FTE