

# Legislative Fiscal Office

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## Budget Information Report

### Compiled Budget Notes 2007 Legislative Session

The following is a compilation of all legislatively adopted budget notes for the 2007-09 biennium. A budget note is a directive to a state agency on the legislative intent of a particular budget measure and is typically technical in nature, directing administrative and managerial actions relating to the agency's execution of its biennial budget.<sup>i</sup> A budget note originates from one legislative committee, the Joint Committee on Ways and Means, and is found exclusively in a budget report, which is the measure summary that accompanies most measures passed by Ways and Means. The only exception is in the case when separate Senate and House Budget Committees are appointed.

#### **Budget notes statistics in brief**

The volume of budget notes for the 2005 and 2007 legislative sessions can be categorized as follows:

2007-09	2005-07	Volume of Budget Notes
74	92	total number of budget notes (excluding four rescinded notes) <sup>ii</sup>
70	79	total number of unique budget notes
4	13	total number of duplicate budget notes
10	15	total number of joint budget notes or those detailing more than one agency
33	44	number of budget reports with a budget note out of 109 (110 for 2005) reports
27	39	number of agencies with at least one budget note (out of approximately 100 total) <sup>iii</sup>
19	22	number of agencies with more than one budget note
11	10	greatest number of budget notes for one agency (Department of Human Services for both biennia)

The general purpose of the adopted budget notes for the last two legislative sessions is outlined below:<sup>iv</sup>

2007-09	2005-07	General Purpose of Budget Notes
50	49	number of budget notes dealing with submission of a report
11	11	number of budget notes dealing with performance measures
5	8	number of budget notes of instruction on budget execution
5	9	number of budget notes dealing with expenditure limitation or scheduling
3	7	number of work groups established
0	5	number of budget notes dealing with a special purpose appropriation
0	3	number of possible general purpose appropriations

<sup>i</sup> For a more complete discussion of what a budget note is, their origin, legal standing, and use, please refer to *Budget Information Brief 2007-3, Budget Note*, which is posted on the Legislative Fiscal Office website under "Publications" at <http://www.leg.state.or.us/comm/lfo/home.htm>

<sup>ii</sup> For the 2005-07 biennium, of the 95 budget notes contained in budget reports, four were rescinded by action of the second chamber yet remained within the text of each respective budget report (see HB 5130, HB 5134, HB 5153, and SB 5584).

<sup>iii</sup> Health-Related Licensing Boards, for purposes of this statistic, are considered one agency.

<sup>iv</sup> In addition to, or in lieu of, a budget note an agency may receive less formal instruction from the Legislature in a budget report that may address these same or other general purpose requirements.

## **2007-09 Budget Notes**

The following budget notes are sorted by program area, agency, measure number, and Oregon Chapter law reference. Please note that a budget note affecting more than one agency, under certain circumstances, may only be listed once under the primary agency. Thus, comments have been added directing the reader to other budget notes of interest for a particular agency. Also note that a measure's budget report may include additional language beyond the note itself that establishes the context or provides additional information on a specific note. The numeric below each agency title and the Chapter Law are for reference purposes only.<sup>v</sup> The Department of Administrative Services' Budget and Management Division assisted the Legislative Fiscal Office in the compilation of the 2007-09 legislative session budget notes.

### **Education Program Area**

#### ***Department of Community Colleges and Workforce***

***HB 5012-A***

1442

Chapter 698, 2007 Laws

The Department shall include a report on the Community College Support Fund distribution formula with its budget request to the 2009 Legislative Assembly. In preparing this report, the Department shall seek input from community college presidents through the Oregon Presidents Council. The report shall evaluate the effect on each local institution's performance outcomes of: 1. State funds appropriated through the distribution formula; 2. State funds provided through specific grants or special appropriations; 3. Local ad valorem levies, including operating and capital; 4. Federal funds provided through grants or special programs; 5. Tuition and fees; and 6. Other factors that the Department finds to be significant. The Department may also include in the report recommendations for changes in the distribution formula to enhance statewide success in meeting Key Performance Measures across the system.

#### ***Department of Community Colleges and Workforce***

***HB 5012-A***

1408

Chapter 698, 2007 Laws

The nature of the governance structure in our community colleges creates a challenge with respect to relating funding levels to educational outcomes. Community colleges are governed by independent locally elected boards. However, state funds are appropriated to the Department of Community Colleges and Workforce Development, which is not directly responsible for college performance. The Legislature intends that each community college district governing board shall be responsible for meeting the key performance measures for its respective institution, and communicating the results to the Department, and that the Department shall be responsible for assuring that results of successful programs and best practices are shared among the 17 college districts to maximize the results at each institution; and managing the decision-making for distribution of resources among the institutions to maximize statewide performance, recognize local investment, and reward success.

#### ***Department of Education***

***HB 5019-A***

1410

Chapter 699, 2007 Laws

The Oregon Department of Education will conduct a study on alternative methods to funding transportation costs for students. The study should focus on reducing costs and increasing efficiency. The Department will report to the interim Joint Committee on Ways and Means or the Emergency Board on the options available along with recommendations on suggested changes before the 2009 Legislative session.

#### ***Department of Education***

***HB 5019-A***

1446

Chapter 699, 2007 Laws

The Department of Education is directed to work with a representative stakeholder group to conduct a study of the funding mechanism for the educational component of the LTCT programs and offer suggestions for improvement. The Department is directed to report to the interim Joint Committee on

<sup>v</sup> The Oregon Chapter Law is the legal citation for an enrolled measure and does not serve as a reference for a budget report or budget note.

Ways and Means or Emergency Board any findings and recommendations for funding options for the LTCL programs.

***Department of Education***

***HB 5019-A***

1445

Chapter 699, 2007 Laws

The Department of Education will report to the interim Joint Committee on Ways and Means or the Emergency Board on the steps being taken to ensure the Early Intervention/Early Childhood Education programs are addressing the needs of children with autism and early K-12 grades are interacting with an appropriate health professional.

***Department of Education***

***HB 5019-A***

1444

Chapter 699, 2007 Laws

The Oregon Department of Education will do further analysis on the viability of moving the Oregon School for the Blind (OSB) to the Oregon School for the Deaf (OSD) campus. The Department will complete a Request for Proposal (RFP) to seek costs related to the needed changes to the OSD campus in order to accommodate the OSB and renovations needed to existing structures for the OSD. It is expected that the agency will review the proposed RFP with the interim Joint Committee on Ways & Means or the Emergency Board prior to finalizing it for release. The agency should begin discussions with potential buyers of the OSB property to ascertain the value and identify any potential issues with the sale. The results of both processes should be reported to the Legislature during the Special Session scheduled in February 2008.

***Department of Education***

***HB 5021-A***

1411

Chapter 701, 2007 Laws

As part of the Continuous Improvement Plan (CIP) that is required to be submitted to the Oregon Department of Education, each school district will specifically identify the areas that they will be targeting with their grant from the School Improvement Fund. Each district will also provide a detailed description and quantifiable performance measure for the planned use of the funds at the local level. Proposed uses for these grants should be improving district and/or school achievement or one or more statewide measures, and should apply evidence-based approaches. Performance measures should be designed to demonstrate progress on one or more established statewide measures and may be focused on the impact the grant will achieve in that measure at the individual district level. The Department will report to the Emergency Board or the interim Joint Committee on Ways and Means the areas targeted by the school districts and which Key Performance Measures may be affected. When the data become available, the Department will report the results of the planned funding and the impact on the Key Performance Measures.

***Oregon Student Assistance Commission***

***HB 5044-A***

1459

Chapter 748, 2007 Laws

No later than February 1, 2008, the Oregon Student Assistance Commission shall report to the interim Joint Committee on Ways and Means or Emergency Board, for its approval, of actual data and proposed targets for approved Key Performance Measures. Additionally, the Commission shall include in this report one or more Key Performance Measures with proposed targets, intended to measure the impact of the adoption of the Shared Responsibility Model.

***Oregon Student Assistance Commission***

***HB 5044-A***

1458

Chapter 748, 2007 Laws

No later than February 1, 2008, the Oregon Student Assistance Commission shall report to the interim Joint Committee on Ways and Means or Emergency Board, on progress toward implementing the Shared Responsibility Model. This report shall include detailed information on projected award levels for the 2008-09 academic years.

***Oregon Student Assistance Commission***

***HB 5044-A***

1417

Chapter 748, 2007 Laws

The approved budget for the Opportunity Grant fully funds implementation of the Shared Responsibility Model, beginning with the 2008-09 academic year. The Commission shall adjust award amounts under

the Shared Responsibility Model, as permitted by law, to ensure that total financial aid awards for the 2008-09 academic year not exceed \$72 million, or the amount of funds approved in this budget for the 2007-09 biennium that remain after awarding 2007-08 academic year Opportunity Grants, whichever is less. The Subcommittee understands that the Essential Budget Level for the Opportunity Grant program for the 2009-11 biennium will be calculated to total twice the projected amount of 2008-09 academic year awards, adjusted for any inflation rate applied for cost increases in Special Payments under the budget instructions governing development of the 2009-11 biennium state

***Department of Higher Education***

***SB 5515-A***

1470

Chapter 702, 2007 Laws

The Subcommittee understands that beginning in the 2009-11 biennium, the Department will distribute General Fund appropriated for Undergraduate and Graduate Cell Funding in the Resource Allocation Model on the basis of the actual fundable student FTE counts for the fiscal year of the distribution. This may include adjustments designed to settle up fiscal year allocations once final fundable student FTE counts are known.

***Department of Higher Education***

***SB 5515-A***

1427

Chapter 702, 2007 Laws

Institutions shall use the funds allocated to them from the \$10 million approved in this [budget policy] package to move faculty compensation rates closer to peer levels, and thereby maintain institution quality, recruit and retain high-quality faculty, and promote academic excellence for students. The Department shall include information on the impact of this funding on measures of campus performance in its budget request to the 2009 Legislative Assembly.

***Department of Higher Education***

***SB 5515-A***

1473

Chapter 702, 2007 Laws

The approved budget for all programs supported by General Fund and Lottery Funds expenditures fully funds these programs in the 2007-09 biennium. The Subcommittee understands that Essential Budget Level (EBL) calculations for the 2009-11 biennium budget will not include General Fund or Lottery Funds phase-in adjustments. Notwithstanding this, the Subcommittee understands that a General Fund phase-in adjustment will be included in the EBL calculation for the Faculty Salary Catch-Up package. This phase-in shall be calculated on the basis of package funds being distributed through two equal salary percentage increases awarded on July 1 of each fiscal year in the 2007-09 biennium.

***Department of Higher Education***

***SB 5515-A***

1472

Chapter 702, 2007 Laws

The Department shall assist the State Treasurer and the Legislative Fiscal Office in an examination of the management and investment of Department funds, and in the development of fund management policy proposals designed to optimize outcomes to both the State General Fund and the Oregon University System. The report findings and policy proposals shall be presented to the interim Joint Committee on Ways and Means or Emergency Board no later than January 1, 2008.

***Department of Higher Education***

***SB 5515-A***

1471

Chapter 702, 2007 Laws

The adopted budget projects net tuition and fee revenues of \$1 billion for the 2007-09 biennium. The Subcommittee expects tuition rate increases for resident undergraduate students, excluding students enrolled at Western Oregon University, to average 3.4% each year of the biennium. The Department shall report to the interim Joint Committee on Ways and Means or Emergency Board prior to any State Board of Higher Education approval of tuition and fee rate increases that would result in average increases for resident undergraduate students, excluding students enrolled at Western Oregon University, exceeding these amounts. The Subcommittee further expects the Department to limit resource fee (including energy surcharge fee) revenue to no more than 8.6% of gross tuition revenue.

## **Human Services Program Area**

*Department of Human Services-Children, Adults, and Families Division*  
1413

*HB 5031-A*

Chapter 743, 2007 Laws

The Department is directed to report to the Interim Committee on Ways and Means, the 2008 Special Session, or the Emergency Board on the restructured Temporary Assistance for Needy Families (TANF) program, with revised budget estimates for the program, at the time of each departmental budget rebalance. Also, the Department is to continue its work with the Family Services Review Commission and other stakeholders during the interim to review the impact of the restructured program on program clients, assess program outcomes, and consider any potential program improvements. The Department shall report to the 2009 Legislative Assembly on its findings and any recommendations developed as a result of this work.

*Department of Human Services-Children, Adults, and Families Division*  
1440

*SB 5547-A*

Chapter 140, 2007 Laws

The Department of Human Services is to report to the Emergency Board or the 2008 legislative session, at the time of its 2005-07 budget close-out, on the status of TANF MOE for federal fiscal year 2007 and estimates for federal fiscal years 2008 and 2009, and available federal TANF funds for the 2007-09 biennium.

*Department of Human Services-Health Services Division*  
1449

*HB 5031-A*

Chapter 743, 2007 Laws

The Department of Human Services is directed to report to the 2008 Special Session and to the Emergency Board at each of its meetings during the 2007-09 interim on the Oregon State Hospital replacement project. The report should include information on financing, expenditures, and other significant project issues. This report is in addition to the joint reporting required by budget note of the Department and the Department of Corrections on the Junction City property.

*Department of Human Services-Health Services Division*  
1450

*HB 5031-A*

Chapter 743, 2007 Laws

The Department of Human Services is directed to prepare a report on developing an integrated delivery system of health care for its Medicaid clients. The report will investigate ways to reduce system fragmentation, improve health outcomes, and control costs through an integrated system of care. In addition, the report shall include a proposal for the integration of Oregon Health Plan behavioral and physical health services. The Department will work with appropriate stakeholders to prepare the report and shall present it to appropriate 2007-09 interim legislative committees, including the Emergency Board, by June 30, 2008.

*Department of Human Services-Health Services Division*  
1451

*HB 5031-A*

Chapter 743, 2007 Laws

It is the expectation of the Legislature that managed care plans and the hospitals with whom they contract, work together to ensure there is appropriate access to, and coordination of, services for Medicaid beneficiaries enrolled in managed care plans. Hospitals and managed care plans are expected to work closely to achieve reasonable payment schedules within the funds available. The Department of Human Services is directed to report to the 2009 Legislative Assembly on the status of contracts between hospitals and managed care plans.

*Department of Human Services-Health Services Division*  
1452

*HB 5031-A*

Chapter 743, 2007 Laws

The Oregon Office of Health Policy and Research and Department of Human Services shall conduct a study of Medicaid reimbursement for Type A and B hospitals (ORS 442.470). The study shall review and analyze the current methods used to determine Medicaid reimbursement for these hospitals; if appropriate, include recommendations for changes to reimbursement; and estimate the fiscal impact of

these recommendations on the hospitals and on the state's Medicaid health plan costs. The Office and the Department shall present the results of this study to appropriate interim legislative committees, including the Emergency Board, by June 30, 2008.

***Department of Human Services-Health Services Division***  
1453

***HB 5031-A***  
Chapter 754, 2007 Laws

The Department of Human Services is directed to report to the Emergency Board by June 30, 2008 on its efforts to reduce health care disparities among the variety of racial and ethnic populations served by the Oregon Health Plan. The report should include a discussion of the ways the Office of Multi-cultural Health within the Public Health Division has collaborated with the Division of Medical Assistance Programs to develop and implement strategies to achieve this goal. As an introduction, the report should discuss the costs of health care disparities and the benefits of reducing those disparities.

***Department of Human Services-Health Services Division***  
1448

***HB 5031-A***  
Chapter 743, 2007 Laws

The Department of Human Services is directed to report to the 2008 Special Session and Emergency Board on Oregon State Hospital actual revenue and costs as compared to budgeted amounts. The reports shall coincide with, but be in addition to, the Department's budget rebalance requests.

***Department of Human Services-Seniors and People with Disabilities Division***  
1441

***HB 5031-A***  
Chapter 743, 2007 Laws

The Departments of Human Services and Transportation are directed to work together to investigate sources of new revenue to enhance funding for elderly and disabled transportation services, with consideration for both urban and rural Oregon. The departments shall report their findings to the Department of Administrative Services, Budget and Management Division and the Legislative Fiscal Office prior to the 2009 Legislative Session.

***Department of Human Services-Seniors and People with Disabilities Division***  
1454

***HB 5031-A***  
Chapter 743, 2007 Laws

The Department of Human Services is directed to report to the Emergency Board by June 30, 2008, and to the 2009 Legislative Assembly, on its comprehensive and on-going planning efforts for the long-term care system for seniors and people with disabilities (initially outlined in the department's draft report, *Recommendations on the Future of Long-Term Care in Oregon* in May 2006). The report shall include a discussion of recommendations for system changes, reimbursement rates and access for eligible clients, necessary Medicaid waivers, the development of an acuity-based care reimbursement system, and a timetable for implementing the proposed changes. In preparing the report, DHS should continue to work with appropriate stakeholders and advocates for senior and disability services.

***Department of Human Services- Seniors and People with Disabilities Division***  
1455

***HB 5031-A***  
Chapter 743, 2007 Laws

The Department of Human Services and the Psychiatric Security Review Board shall report to the Emergency Board on their progress of implementing Senate Bill 328 when the Department presents its budget rebalance plans. The report shall provide the number of children receiving services under Senate Bill 328 and their placement status. In addition, the report shall include demographic data such as age, ethnic or racial identification, gender, geographic location and other pertinent information.

***Department of Human Services***

Also see Department of Correction (HB 5006 A: budget note 1407) and Criminal Justice Commission (SB 5507 A: budget note 1423).

***Psychiatric Security Review Board***

See Department of Human Services (HB 5031 A: budget note 1455).

## Public Safety Program Area

### *Department of Corrections*

1407

*HB 5006-A*

Chapter 742, 2007 Laws

The Department of Corrections and the Department of Human Services are to report to the Interim Joint Committee on Ways and Means or the Emergency Board on the status of both projects [State Hospital and Junction City Prison]. The report must include: (1) current plans for each facility in terms of size and timing; (2) ongoing joint activities in developing the property, specifically in site and infrastructure design; (3) future joint activities and shared facilities that are under discussion and consideration; and (4) an estimate of the savings from the joint activities. If the Certificates of Participation are issued for this project, the Department of Administrative Services is requested to un-schedule \$6.5 million of the expenditure limitation for the Department of Corrections allocated for the prison's planning and design until the agencies have made their report.

### *Department of Corrections*

1465

*SB 5505-A*

Chapter 594, 2007 Laws

The Department of Administrative Services, in cooperation with the Legislative Fiscal Office, shall convene a workgroup to develop a proposal for a long-term deferred maintenance funding plan and mechanism for those agencies that currently do not have such a plan. The Department of Administrative Services shall report on the workgroup's product to the Emergency Board or the interim Joint Committee on Ways and Means before September 2008. Members of the workgroup should include representatives of those agencies with larger facilities or multiple facilities.

### *Department of Corrections*

1422

*SB 5505-A*

Chapter 594, 2007 Laws

The Department is instructed to consider contracting a portion of this \$1 million additional funding [expansion of cognitive programs] to community-based organizations that use evidence-based cognitive programming, and that provide services both in prison and after offenders are released into the community through transitional aftercare. The Department is to report enrollment and outcome data to the 2009 Legislature as part of its Joint Committee on Ways and Means budget presentation.

### *Department of Corrections*

Also see Department of Criminal Justice Commission (SB 5507 A: budget note 1466); Department of Human Services (HB 5031 A: budget note 1449) and Department of State Police (SB 5533 A: budget note 1434).

### *Criminal Justice Commission*

1466

*SB 5507-A*

Chapter 726, 2007 Laws

The Criminal Justice Commission, in coordination with the Legislative Fiscal Office and the Department of Administrative Services, is directed to take the lead in coordinating an interim work group including the Oregon Judicial Department, the Public Defense Services Commission, the Department of Justice, and the Department of Human Services to develop a process for determining mandated caseload adjustments in public safety-related agencies. The determination of the mandated caseloads of the Department of Corrections and the Oregon Youth Authority should continue under their current processes. The work group is instructed to determine: 1) based on Department of Administrative Services budget development instructions, the types of cases that would be included in the mandated caseload definition for each agency; 2) the methodology for forecasting caseload, including consultation with the Office of Economic Analysis and other state forecasting offices; and 3) what extraordinary cost adjustments would be appropriate based on the particular needs of individual agencies. Once these determinations have been made, the work group will develop a projected 2009-11 mandated caseload for each agency and identify the projected cost. The Commission and the agencies are to provide a draft report on mandated caseload projections and costs to the Emergency Board or to a meeting of the interim Joint Committee on Ways and Means, for review and approval by no later than July 2008. The Commission will also report to the 2009 Joint Committee on Ways and Means on the mandated caseload budget.

***Criminal Justice Commission***

***SB 5507-A***

1423

Chapter 726, 2007 Laws

The Criminal Justice Commission, Oregon Judicial Department and the Department of Human Services are instructed to develop a long-term plan for the administration of the drug courts and related services currently funded through the Commission's grant programs. The plan must address (1) whether the programs initially funded as grants should be transitioned into an ongoing program, (2) the current legal authority of the potential host agencies, and (3) the operation of the current drug courts not funded through this grant program. The agencies are to report on the plan to the Emergency Board or to a meeting of the interim Joint Committee on Ways and Means. The development of the 2009-2011 Governor's Recommended Budget should take into account this long-range plan for the administration of the drug courts.

***Department of Justice***

***SB 5520-A***

1431

Chapter 728, 2007 Laws

The Department of Justice is instructed to report to the interim Joint Committee on Ways and Means or the Emergency Board on its progress in meeting the workload demands for Defense of Criminal Convictions (DCC) cases. In its report, the agency must outline what measures have been taken to streamline the processing of these cases, the impact of the additional funding on the size of the backlog of cases, and future estimates of the number of DCC cases.

***Department of Justice***

***SB 5520-A***

1475

Chapter 728, 2007 Laws

The Department of Justice is instructed to report to the interim Joint Committee on Ways and Means or the Emergency Board on the amount owed to the federal government once the final findings from the audit are formally announced. The Department of Administrative Services is requested to uncommitted \$1.7 million allocated for payment of the amount due resulting from the audit until the report is made.

***Department of Justice***

Also see Criminal Justice Commission (SB 5507 A: budget note 1466).

***Military Department***

***HB 5037-A***

1416

Chapter 747, 2007 Laws

The Military Department is instructed to report to the Joint Committee on Ways and Means or the Emergency Board at least twice during the interim on the status of the integration of the Office of Emergency Management into the Military Department. The Department is also required to submit a final report to the 2009 Legislature, in particular, the Joint Committee on Ways and Means.

***Military Department***

***HB 5037-A***

1457

Chapter 747, 2007 Laws

To the maximum possible extent possible, the Military Department will use Capital Construction Account funds to reduce certificate of participation issuances and/or to reduce debt service costs. The Department is to report to the interim Joint Ways and Means or the Emergency Board prior to December 2008 on the status of such reductions.

***Military Department***

***HB 5037-A***

1456

Chapter 747, 2007 Laws

The Department is instructed to return to the 2009 Legislature with a budget proposal that includes funding of a portion of its debt service schedule with Other Funds generated from statewide armory rental revenues.

***Military Department***

***SB 5545-A***

1439

Chapter 104, 2007 Laws

The Military Department is instructed to report to the 2009 Legislature, in particular the Joint Committee on Ways and Means, on: its statutory and other authorities governing Oregon's State Active Duty (SAD) rates; a review of agreement(s) related to SAD rates; a comparison of Oregon SAD rates to other states'



SAD rates, statutes, regulations, financial calculations, and applications. The comparison should include states who utilize the National Guard for wild land firefighting. The report should also address Department plans to avoid future issues arising from reimbursement of SAD rates and rate differentials like those experienced with Hurricane Katrina by other states or the Federal Emergency Management Agency.

***Military Department***

Also see Department of Corrections (SB 5505 A: budget note 1465)

***Department of State Police***  
1434

***SB 5533-A***

Chapter 439, 2007 Laws

The Oregon State Police and other OWIN participants will make regular reports to the appropriate legislative committee on the progress and status of the OWIN project. In addition, prior to requesting further funding authority for construction, the following information must be presented to the Emergency Board or interim Joint Committee on Ways and Means: (1) the most recent available cost estimate for the project broken into categories based on project phases and components (e.g. microwave system); (2) the roll-out schedule based on location and major project components; (3) the various technologies considered in designing the system and the reasons they were selected or not; (4) the feasibility of integrating other systems including Oregon Public Broadcasting; (5) the anticipated level of federal and other participation in funding the project and the basis for the estimate; and (6) the amount of local commitment to partnering with the state on specific sites or regional systems, and estimates of the potential cost savings to the State as a result of these partnerships.

***Department of Public Safety Standards and Training***  
1435

***SB 5536-A***

Chapter 730, 2007 Laws

The Department of Public Safety Standards and Training is instructed to report to the interim Joint Committee on Ways and Means or the Emergency Board on the number of new recruits or trainees requiring training in all areas, the source of the new recruits, and the impact it has had on the agency's operations and finances. In addition, the Department of Administrative Services (DAS) is requested to unschedule \$1 million Other Funds limitation for this budget until the agency has made its report to the interim committee or the Emergency Board outlining sufficient demand for training for the additional funding.

***Oregon Youth Authority***  
1490

***SB 5544-A***

Chapter 599, 2007 Laws

The funding for gang intervention efforts in Multnomah County is to be distributed by Multnomah County government. The Oregon Youth Authority is to report back to the 2009 Legislature as part of its budget discussions on the distribution and outcomes of this funding, and the distribution and outcomes of the statewide competitive gang intervention funds.

***Oregon Youth Authority***

Also see Department of Criminal Justice Commission (SB 5507 A: budget note 1466) and Department of Correction SB 5505 A: budget note 1465).

<b>Economic and Community Development Program Area</b>
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***Bureau of Labor and Industries***  
1476

***SB 5521-A***

Chapter 595, 2007 Laws

The Bureau of Labor and Industries (BOLI) is directed to report to the Joint Legislative Audit Committee, at its meeting closest to January 1, 2009, on its progress in implementing the apprenticeship integration initiative. This report should include: the participating school and the methodology for selecting the schools; the number of students that have participated, and plan to participate, in the program for each pilot; the types of apprenticeship programs that are participating; training and other services leveraged for each pilot; and specific recommendations on the future of this initiative, including potential funding sources.

***Bureau of Labor and Industries***

1432

***SB 5521-A***

Chapter 595, 2007 Laws

The Bureau of Labor and Industries (BOLI) is directed to monitor the work of its wage claim function, including a compilation of the number and types of wage claim investigations. BOLI should place particular emphasis on monitoring wage claim investigations involving transient or migrant labor in all categories of employment, to ensure that no particular category of transient and migrant labor wage claim investigations receives excessive emphasis. BOLI is directed to report to the Emergency Board or other designated legislative committee at the meeting closest to January 1, 2009 on the activities of its wage claim function.

***Bureau of Labor and Industries***

1491

***SB 5521-A***

Chapter 595, 2007 Laws

The Legislative Fiscal Office (LFO) will schedule a meeting with the Bureau of Labor and Industries (BOLI) during the first six months of the 2007-09 biennium to identify revisions to the key performance measures. LFO will request the participation of other agencies that have regulatory-related outcome measures to assist with the development of revised outcome measures for BOLI. BOLI is directed to report every six months thereafter on its progress in revising its key performance measures. LFO will schedule an appearance before the Joint Legislative Audit Committee to seek advice and concurrence when the key performance measure revisions have been finalized.

***Department of Consumer and Business Services***

1409

***HB 5014-A***

Chapter 215, 2007 Laws

The Department of Consumer and Business Services is directed to update the Legislative Fiscal Office quarterly on its progress in revising its key performance measures. The Legislative Fiscal Office may request the Department to seek advice or concurrence from an appropriate interim committee on its key performance measures.

***Department of Consumer and Business Services***

1443

***HB 5014-A***

Chapter 215, 2007 Laws

The Department of Consumer and Business Services is directed to update the Legislative Fiscal Office quarterly on its progress in developing and implementing the e-permitting project. The report should include, but is not limited to: a) during the design and implementation phase – the progress in the design and implementation of the program and the license and permit services available through the electronic program; b) the cost of the program biennium to report date; c) the revenue for the program biennium to report date; and d) the number of jurisdictions that have connected to the e-permitting program. DCBS is also requested to identify a methodology for estimating the benefits of the e-permitting program to state and local government and citizens, including savings or cost-avoidance within the construction system. The Legislative Fiscal Office may request the Department to report to an appropriate interim committee on the e-permitting project.

***Oregon Economic and Community Development Department***

1415

***HB 5035-A***

Chapter 745, 2007 Laws

The Oregon Innovation Council (Oregon InC) is directed to identify the targets related to the following performance measures and report on those targets to the Joint Legislative Audit Committee at the first meeting following adjournment of the 74th legislative assembly, and to report to the 75th meeting of the legislative assembly on the outcomes from these measures. 1. Package Outcome Measure #1: Leverage of federal, private and foundation dollars. 2. Package Outcome Measure #2: Successful commercialization of Oregon technology resulting in one or more of the following: new jobs, retained jobs, increased state revenue, new start-up companies and/or recruitment of companies to Oregon. 3. Program Specific Outcomes: a. Food Processing Initiative: Proposed Outcome Measure: Estimated productivity enhancements (in millions of dollars) for Oregon companies as a result of: 1) direct assistance from the Innovation and Productivity Center; and/or 2) the adoption of new technology facilitated by the Innovation and Productivity Center. b. Seafood Initiative: Proposed Outcome Measure: Number of direct

jobs retained and direct jobs created in Oregon's seafood industry. c. Manufacturing Initiative: Proposed Outcome Measure: Increase (by percentage and in millions of dollars) in the volume of applied manufacturing research conducted at Oregon Universities with federal funding and/or industry match. d. Wave Energy: Proposed Outcome Measure: Megawatts generated from ocean wave energy facilities on the Oregon Coast. e. Bio-Economy and Sustainable Technologies (BEST) Signature Research Center (SRC): Proposed Outcome Measure: Increase (by percentage and in millions of dollars) in the volume of research in the areas of bio-fuels, bio-products and/or green building conducted at Oregon Universities with federal funding and/or industry match. f. Oregon Nanoscience and Microtechnologies Institute (ONAMI) SRC: Proposed Outcome Measure: Number of technologies developed in partnership with ONAMI that are commercialized by start-up and/or existing Oregon companies; and leverage of federal and private funding for ONAMI research. g. Translational Research and Drug Development Institute (OTRADI) SRC : Proposed Outcome Measure: Revenue (in millions of dollars) generated by royalties and licenses for translational research conducted by OTRADI; and increase (by percentage and in millions of dollars) in the amount of federal, private and foundation funding for research and development in the areas of drug discovery and infectious diseases.

***Oregon Economic and Community Development Department***

***SB 5508-A***

1489

Chapter 760, 2007 Laws

Economic and Community Development Commission: For the period of July 1, 2007 to February, 2008, the Subcommittee expects the Commission to:

- Develop minimum standards for the administration of Regional Economic Development Boards (Boards) and establish a plan for allocating funding to the Boards.
- Determine the capability of each Board to carry out the requirements listed below. Notify the appointing authorities, including cities and counties, for each Board of the findings. Should the Commission determine that a Board is not able to meet the requirements, the Commission will work with the appointing authorities to designate an alternate organization. The Commission may redirect allocated funds to the organization identified by the appointing authorities.
- Develop the criteria for prioritizing regional Needs and Issues and infrastructure projects, and communicate the criteria to the Boards. The Commission should consider the need for infrastructure investment in areas of recent urban growth boundary expansion where population and development growth are targeted to occur when developing its criteria.
- Receive the Needs and Issues and infrastructure lists from the Boards, and prepare a consolidated statewide infrastructure priority list. Develop an infrastructure funding request based on the statewide priorities.
- Approve a statistically valid and auditable methodology for prioritizing, funding, tracking and reporting for Board grant and loan activities.

The Commission should identify the role of the Boards in furthering the statewide economic development goals established in SB 350, and as appropriate, develop a plan for the future role of these Boards. The Commission should report to the legislature in February 2008 on this plan, including potential funding. Regional Economic Development Boards: For the period of July 1, 2007 to February, 2008, the Subcommittee expects the Regional Economic Development Boards to focus on three key issues:

- Manage the existing grant and loan portfolios, but cease approving further grants and loans out of the funds appropriated for the 2007-09 biennium.
- Develop two prioritized lists for each region: A Needs and Issues list; and A list of all infrastructure development needs, prioritized as directed by the Economic and Community Development Commission.
- Assist the Commission in developing a statistically valid and auditable methodology for prioritizing, funding, tracking and reporting on the effect of Board grant and loan activities on the state economic development priorities, as set by the Commission.

***Oregon Economic and Community Development Department***

***SB 5508-A***

1488

Chapter 760, 2007 Laws

The Economic Development Commission is directed to establish performance contracts with entities receiving services as a result of this line item allocation. The contracts will define the job creation and retention outcomes that will be achieved based on the funding level provided under the contract. OECD will report to the Joint Legislative Audit Committee (JLAC) or other interim committee on these outcomes. The recipients of these services will report to the Commission quarterly on success in achieving these job creation and retention outcomes. The Commission will require independent validation of the data contained in the reports. OECD will report to JLAC or other interim committee at the meeting

closest to September 2008 on the results of the independent validation of outcome data. If the Commission determines that contractors are not meeting the performance outcomes identified in the contract, the Department shall report this to the Emergency Board, and may recommend appropriate remedial action, including suspension of Lottery Funds payments.

***Oregon Economic and Community Development Department***  
1467

***SB 5508-A***  
Chapter 760, 2007 Laws

The Economic Development Commission is directed to establish a performance contract with the Small Business Development Center Network (SBDC) that defines the job creation and retention outcomes that will be achieved based on the funding level provided. OECDD will report to the Joint Legislative Audit Committee (JLAC) or other appropriate interim committee on these outcomes. The SBDC will report to the Commission quarterly on its success in achieving these job creation and retention outcomes. The Commission will require independent validation of the data contained in the report. OECDD will report to JLAC or other appropriate committee at the meeting closest to September 2008 on the results of the independent validation of outcome data. If the Commission determines that SBDC is not meeting the performance outcomes identified in the contract, the Department shall report this to the Emergency Board, and may recommend appropriate remedial action, including suspension of Lottery Funds payments.

***Oregon Economic and Community Development Department***  
1424

***SB 5508-A***  
Chapter 760, 2007 Laws

For the period of July 1, 2007 to February, 2008, the Subcommittee expects the Economic and Community Development Commission to:

- Review and document the performance goals for each grant and loan program administered by the Department.
- Develop the criteria that the Department will use to prioritize grant and loan approval, based on the direction established in Senate Bill 350.
- Develop the criteria to ensure that the Commission reviews and approves major grants and loans.
- Develop a statistically valid and auditable methodology for prioritizing, funding, tracking and reporting grant and loan activities to the legislature. This should include reporting on the sustainability of economic development outcomes, including, when applicable, job retention for five or more years.
- The Commission should develop an economic and community development incentive report that includes all economic and community development incentive programs and funds. The Commission should provide the incentive report to the Governor and the Legislative Assembly by December 1, 2008. The report should itemize the success of economic development efforts for each program receiving support through OECDD funds, including performance data for each program or fund administered by OECDD, or for which participation in the program or support through the fund is subject to the approval, certification or recommendation of the Commission or OECDD.
- Report to the legislature on any recommendations made with respect to further organizational changes. The Commission is directed to report to the February 2008 meeting of the legislature on the outcome from these activities, including but not limited to: the methodology that the Department will use to approve grants and loans; the methodology for tracking and reporting the outcome from grant and loan activities; and any recommended organizational changes, including the costs.

***Department of Energy***  
1425

***SB 5512-A***  
Chapter 139, 2007 Laws

The Department of Energy is encouraged to contract with state agencies for energy audits that would be paid from Other Funds revenue with the goal of generating additional energy efficiency for those agencies. Should this effort be successful, the Department may return to the Emergency Board to seek limited duration positions and expenditure limitation to conduct these audits on a fee for service basis.

***Housing and Community Services Department***  
1428

***SB 5517-A***  
Chapter 757, 2007 Laws

Prior to the convention of the 2009 Regular Legislative Session, the Department of Housing and Community Services is directed to evaluate and report to the appropriate interim or legislative committee on alternative options for the administration of the following programs currently managed by the Department: the Oregon Commission for Voluntary Action and Service; the Manufactured Dwelling Park

Community Relations Program; and the Department's administration of Individual Development Accounts. The Department shall work with other state agencies to develop recommendations on whether these programs might be more effectively administered by other state agencies, or, if independent status or administration by a not-for-profit entity is feasible, a plan detailing the transition of the program out of the Department.

***Housing and Community Services Department***  
1429

***SB 5517-A***  
Chapter 757, 2007 Laws

The Department of Housing and Community Services is directed to deposit \$2.0 million General Fund in the Housing Finance Fund for the purposes of providing below market financing on flexible terms for site acquisition and predevelopment costs, including but not limited to providing gap financing for the preservation of manufactured dwelling parks.

***Real Estate Agency***  
1436

***SB 5539-A***  
Chapter 597, 2007 Laws

The Real Estate Agency is directed to explore, with the input of the Board and industry representatives, cost-effective education and outreach alternatives to in-person compliance reviews of real estate and property management firms. The agency shall report to the Ways and Means Committee or the appropriate legislative committee prior to the convening of the 2009 regular legislative session.

***Real Estate Agency***  
1478

***SB 5539-A***  
Chapter 597, 2007 Laws

Legislative leadership will appoint a work group including at least two members from each chamber, one from the Joint Committee on Ways and Means that considered the agency's budget and one from an appropriate substantive committee; two members from the Real Estate Board including at least one public member; the Real Estate Commissioner; and one licensee that has not served on the Real Estate Board. The Real Estate Agency shall provide the necessary administrative support for the work group. The work group shall review the recommendations from the 2006 Joint Interim Task Force on Real Estate Agency Oversight and draft legislation for consideration by the legislature to implement the recommendations of the 2006 Joint Interim Task Force on Real Estate Agency Oversight.

***Department of Veterans' Affairs***  
1437

***SB 5541-A***  
Chapter 138, 2007 Laws

The Department of Veterans' Affairs is directed to address legislative concerns about the distribution formula for funding enhanced and expanded services to veterans by county veterans' service offices. The Department is responsible to ensure that funds distributed improve the availability of outreach and services to veterans. To that end, the Department's formula should not only consider the number of offices at which veterans may access services, but also the nature and extent of services to be provided with the funding. It is understood that nationally accredited service officers in the Portland Federal Building are a statewide resource assisting county veterans service officers across Oregon and not duplicative of services in any one particular county. The formula should be more reflective of the distribution of the population of veterans throughout the state and the enhanced and expanded services to be provided by county veterans' services offices. Further, the Department has the responsibility to ensure that all state funds dedicated for veterans' services activities are put to effective use and, therefore, the relationship between services provided by the state, federal, and county veterans' services offices and organizations yield the highest and best benefit to state veterans. The Department is directed to report to the Emergency Board or the Joint Committee on Ways and Means prior to the 2009 Legislative Session on the distribution formula as well as the collaboration and coordination between the Department and the county veterans' service offices that ensures the formula achieves the best value for Oregon veterans.

## Natural Resources Program Area

### *Department of Agriculture*

1406

*HB 5002-A*

Chapter 710, 2007 Laws

Funding for special payments used to support Soil and Water Conservation District (SWCD) operations are transferred from the Department of Agriculture (ODA) to the Oregon Watershed Enhancement Board (OWEB). Total special payments being added to the OWEB budget to support base operations of SWCDs will be increased by almost \$1.7 million over the Governor's budget, to \$5 million for the 2007-09 biennium. Payments to support Watershed Councils' base operations will likewise be increased to \$5 million total in the OWEB budget. Special payments to SWCDs are to be divided among Districts using the same methodology as they had in the past. All SWCD support positions will remain in ODA. ODA will enter into an Intergovernmental Agreement with OWEB so that the Department of Agriculture continues to review and approve District's work plans, gauge progress on the work plans, notify OWEB if payments should be approved based on work progress, and oversee payment accountability, along with all other oversight functions ODA has performed in the past. Moving the special payments funding into the OWEB budget will allow the amounts and types of funding for Districts support to be coordinated with funding for Councils to ensure funding parity. This change should address problems faced by SWCDs in recent biennia of having unequal payments compared to Watershed Councils and the transfer is anticipated to result in better coordination between Watershed Councils and Soil and Water Conservation Districts.

### *Department of Forestry*

1447

*HB 5024-A*

Chapter 754, 2007 Laws

The Department of Forestry is directed to update the Legislative Fiscal Office quarterly on the progress in revising its key performance measures. The Legislative Fiscal Office may request the Department to seek advice or concurrence from an appropriate interim committee on its key performance measures.

### *Department of Forestry*

1412

*HB 5024-A*

Chapter 754, 2007 Laws

Beginning with the 2007 fire season, the Department of Forestry is directed to track in detail the actual cost of "in-kind" fire suppression resources from private land owners by district and area excluding mobilization, and provide a quarterly report to the Legislative Fiscal Office. Under the supervision of the Legislative Fiscal Office, the Department shall commission an independent audit of the 2006-07 and 2007-08 fire suppression programs to validate usage and verifiable actual costs incurred by the Department and by landowners. The audit report shall be provided to the interim Joint Committee on Ways and Means or Emergency Board by no later than December 2008.

### *Department of Forestry*

See Department of State Police (SB 5533 A: budget note 1434) and Department of Corrections (SB 5505 A: budget note 1465).

### *Department of Land Conservation and Development*

1414

*HB 5033-A*

Chapter 737, 2007 Laws

Unincorporated urbanized area public services and facilities are provided by several different governmental and special service district units. Failure among these agencies to develop long range unified public facilities plans have resulted in a fragmented and costly approach to service system delivery and construction. Consequences of this lack of coordinated planning and programming are apparent in the urban and urbanizable areas. An additional \$500,000 General Fund is provided in this budget to provide grants to local governments to develop coordinated plans for efficient and sustainable service delivery in unincorporated and urbanizing urbanized areas. The Department of Land Conservation and Development is directed to provide to the Emergency Board by December 2008 a report on the grants awarded during the biennium with documentation of the amounts of grants expended.

***Department of Fish and Wildlife***

***SB 5513-A***

1426

Chapter 265, 2007 Laws

Approval of the Department's budget assumes continued operations at the Trask and Salmon River hatcheries. Any significant changes proposed for these facilities, such as closure, mothballing, or consolidation shall be reported to the appropriate policy committee as well as the Joint Committee on Ways and Means or the Emergency Board prior to implementation.

***Department of Fish and Wildlife***

***SB 5513-A***

1468

Chapter 265, 2007 Laws

The Department of Fish and Wildlife will report to the Emergency Board by September 1, 2008 on implementation of the new Point of Sale (POS) system. The report shall include the number of Information Technology (IT) staff and FTE assigned to work on the old system during the 2001-03 biennium, the number of IT staff and FTE assigned to the new system, the total cost of operating the new system including payments to the third party vendor, any IT staffing changes that should be made based on workload changes created by implementing the new POS system, the amount of revenue generated by the surcharge on licenses and tags at issuance, the cost of the Department providing customer service for the new POS system, and the amount the third party vendor would charge to provide the same level of customer service.

***Department of Fish and Wildlife***

***SB 5513-A***

1469

Chapter 265, 2007 Laws

The Department of Fish and Wildlife shall develop a 25-year plan, containing both long and short-term goals to enhance opportunities for angling in Oregon. In developing this plan ODFW shall include, but are not limited to, the following topics: •Methods to enhance angling opportunities throughout the state; •Effects of increasing state population on angling opportunities; •Strategic marketing to promote the recruitment of new anglers; and •Development of pilot programs designed to promote angling throughout Oregon. The Department shall present this plan to the appropriate policy committees of the Seventy-fifth Legislative Assembly.

***Department of Fish and Wildlife***

Also see Department of Corrections (SB 5505 A: budget note 1465).

***Parks and Recreation Department***

***SB 5530-A***

1477

Chapter 729, 2007 Laws

The Parks and Recreation Department is directed to update the Legislative Fiscal Office quarterly on its progress in revising its key performance measures. The Legislative Fiscal Office may request the Department to seek advice or concurrence from an appropriate interim committee on its key performance measures.

***Parks and Recreation Department***

***SB 5530-A***

1433

Chapter 729, 2007 Laws

If the Department of Administrative Services determines, based on the estimate of revenues scheduled to be released by the Department in December 2007 as required by ORS 291.342, that the total amount of the Lottery Fund revenues estimated to be available for the biennium beginning on July 1, 2007 is more than the total amount of Lottery Fund revenues estimated to be available for the biennium beginning July 1, 2007 in the end-of-session estimate that is reported to the appropriate interim committee, Parks and Recreation may request, in equal amounts, an increase in expenditure limitations to address backlog of facilities, park development and land acquisitions from the legislature during the proposed special session of the Legislature or Emergency Board.

***Parks and Recreation Department***

Also see Department of State Police (SB 5533 A: budget note 1434) and Department of Corrections (SB 5505 A: budget note 1465).

***Oregon Watershed Enhancement Board***

Also see Department of Agriculture (HB 5002-A: budget note 1406).

Other Natural Resource agencies should assist the Department of Water Resources, to the greatest extent possible, with design and completion of the Department's Water Supply and Conservation Initiative. As part of this study the Department should also consider the possible affects of global climate change on the state's water availability, supply, and storage, and include those in the Oregon Water Supply and Conservation Initiative. When completing an assessment of the state's future water needs the Department should also be sure to include the future needs and impacts to Oregon's agricultural and forestry sectors and municipal water supplies. In addition, the Water Resources Department should present regular updates on the Oregon Water Supply and Conservation Initiatives' design and findings to the relevant interim legislative policy committees.

## **Transportation Program Area**

*Department of Transportation*

*HB 5047-A*

1418

Chapter 749, 2007 Laws

Construction Project Cost Over/Under runs: "The Department of Transportation's practice of requiring each Region to self-balance its allocation of Statewide Transportation Improvement Project funding is a concern to the legislature. The practice seems to prohibit the Department from consolidating project cost under-runs statewide to fund or advance projects based on statewide priority. In order for the Legislature to ascertain whether the magnitude and impact of this practice inhibits projects of statewide significance from advancing, the Department shall provide a report to the interim Joint Committee on Ways and Means or Emergency Board by no later than November 2008 of project under-runs by project and Region for the last six federal fiscal years. The report should list: 1. The project type (Preservation, Bridge, Safety, etc.); 2. The original STIP project budget; 3. The amount of under-run (savings); 4. The under-run percentage; and 5. A description of how the under-run savings were used – including but not limited to •Fund STIP project over-runs; (include Region, type of project, project STIP year, and date of OTC approval); •Advance STIP projects(include Region, type of project, project STIP year, and OTC approval date); •Fund Maintenance program projects (include Region, type of project and OTC approval date); •Other (include a description) . In addition, the Department shall provide alternatives to the practice with an analysis of each alternative identifying the advantages or disadvantages to the state for each alternative."

*Department of Transportation*

*HB 5047-A*

1463

Chapter 748, 2007 Laws

Performance Measures: "The Department of Transportation is directed to update the Legislative Fiscal Office quarterly on its progress in revising its key performance measures. The Legislative Fiscal Office may request the Department to seek advice or concurrence from an appropriate interim committee on its key performance measures."

*Department of Transportation*

*HB 5047-A*

1462

Chapter 748, 2007 Laws

Mentor Protégé Program: "The budget provides \$300,000 to fund a "Mentor Protégé Program" to address the Department of Transportation's commitment to providing contract opportunities to all Oregon-based Disadvantaged, Minority, Women and Emerging Small Business Enterprises (DMWESB). The Department is directed to develop performance measures and provide a report to the interim Joint Committee on Ways and Means or Emergency Board by no later than November 2008 on the business relationships established and achievements of assisting small firms grow capacity; improve revenues; employment levels, technology and business plan development."

*Department of Transportation*

*HB 5047-A*

1461

Chapter 748, 2007 Laws

Multimodal Study: "The Department of Transportation is directed to undertake a multimodal transportation study directed by House Bill 2278A. In addition to the criteria for identifying potential



funding sources and strategies that are independent of State General Funds or Lottery Funds as outlined in House Bill 2278A, the department is expected to include an assessment that directs funding for rail service improvements and service that places emphasis on Oregon commodities and/or providers. The Department shall provide the completed study to the interim Joint Committee on Ways and Means or Emergency Board. If the study is not completed by November 2008, the Department shall provide a status report to the Joint Committee on Ways and Means or Emergency Board.”

*Department of Transportation*  
1460

*HB 5047-A*  
Chapter 748, 2007 Laws

Airspace Leases: The budget provides \$4.0 million for completion of the right-of-way data management system; the Department is directed to provide a report to the interim Joint Committee on Ways and Means or Emergency Board by no later than November 2008 on its program for maximizing financial return of existing properties through lease or sale along with a status of properties currently owned by the Department.

*Department of Transportation*

Also see Department of Human Services (HB 5031 A: budget note 1441) and Department of State Police (SB 5533 A: budget note 1434); and Department of Corrections (HB 5505 A: budget note 1465).

## **Administration Program Area**

*Department of Administrative Services*

Also see Department of Corrections (HB 5006 A: budget note 1407); Department of Human Services (HB 5031 A: budget note 1441); Department of Corrections (HB 5505 A: budget note 1465); Department of Criminal Justice Commission (SB 5507 A: budget note 1423); Oregon Judicial Department (SB 5518 A: budget note 1474); Department of Justice (SB 5520 A: budget note 1475); and Parks and Recreation Department (SB 5530 A: budget note 1433)

*State Treasurer*

Also see Department of Higher Education (SB 5515 A: budget note 1472).

## **Legislative Branch**

*Legislative Fiscal Office*

Also see Department of Business and Consumer Services (HB 5014 A: budget note 1443); Bureau of Labor and Industries (SB 5521: budget note 1491); Department of Forestry (HB 5024 A: budget notes 1412 and 1447); Department of Human Services-Seniors and People with Disabilities (HB 5031 A: budget note 1441); Department of Transportation (HB 5047 A: budget note 1463); Department of Corrections (HB 5505 A: budget note 1465); Criminal Justice Commission (SB 5507 A: budget note 1466); Department of Higher Education (SB 5515 A: budget note 1472); Oregon Judicial Department (SB 5518 A: budget note 1474); and Parks and Recreation Department (SB 5530 A: budget note 1477).

## **Judicial Branch**

*Judicial Department*

1420

*HB 2331-B*  
Chapter 860, 2007 Laws

The Interim Judiciary Committee or Committees will study and make recommendations to 75th Oregon Legislative Assembly on the law library fees and the manner in which amounts generated by these fees are expended.

***Judicial Department***

1430

***SB 5518-A***

Chapter 758, 2007 Laws

The Oregon Judicial Department, the Criminal Justice Commission, and the Department of Human Services are instructed to develop a long-term plan for the administration of the drug courts and related services currently funded through the Commission's grant programs. The plan must address (1) whether the programs initially funded as grants be transitioned into an ongoing program, and (2) the current legal authority of the potential host agencies. Primary consideration for future administration of these drug courts are to be given to agencies already involved in the operation of drug courts such as the Oregon Judicial Department. The agencies are to report on the plan to the Emergency Board or to a meeting of the interim Joint Committee on Ways and Means. The development of the 2009-2011 Governor's Recommended Budget should take into account this long-range plan for the administration of the drug courts.

***Judicial Department***

1474

***SB 5518-A***

Chapter 758, 2007 Laws

The Oregon Judicial Department is requested to participate with the Criminal Justice Commission, which in coordination with the Legislative Fiscal Office and the Department of Administrative Services, is directed to take the lead in coordinating an interim work group including the Oregon Judicial Department, the Public Defense Services Commission, the Department of Justice, and the Department of Human Services to develop a process for determining mandated caseload adjustments in public safety-related agencies. The determination of the mandated caseloads of the Department of Corrections and the Oregon Youth Authority should continue under their current processes. The work group is instructed to determine: 1) Based on Department of Administrative Services budget development instructions, the types of cases that would be included in the mandated caseload definition for each agency; 2) The methodology for forecasting caseload, including consultation with the Office of Economic Analysis and other state forecasting offices; and 3) What extraordinary cost adjustments would be appropriate based on the particular needs of individual agencies. Once these determinations have been made, the work group will develop a projected 2009-11 mandated caseload for each agency and identify the projected cost. The Commission and the agencies are to provide a draft report on mandated caseload projections and costs to the Emergency Board or to a meeting of the interim Joint Committee on Ways and Means, for review and approval by no later than July 2008. The Commission will also report to the 2009 Joint Committee on Ways and Means on the mandated caseload budget.

***Public Defense Services Commission***

See Criminal Justice Commission (SB 5507 A: budget note 1466) and the Oregon Judicial Department (SB 5518 A: budget note 1474).

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