

Summary of Legislation

Impacting DAS and Other Agencies | October 2011



DAS
DEPARTMENT OF
ADMINISTRATIVE
SERVICES

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Summary of Legislation Impacting DAS and Other Agencies

During the 2011 legislative session, more than 3,000 measures were introduced by the 76th Legislative Assembly. According to the Legislative Information and Notification Update System (LINUS,) staff in all DAS divisions followed more than 1,200 of those measures. The legislature approved more than 800 measures by adjournment on June 30. Although the primary focus of session was to balance the state budget, legislators were busy approving measures that impact DAS and other agencies.

This summary does not include every measure that requires DAS action, but identifies many with significant deliverables or those that require urgent action. Many budget actions are not included in this summary. For each division, specific program or for those bills with statewide impact, the following list identifies measures of particular interest.

Many of the measures have elements in addition to those described in the summary; therefore this document should serve as a reference only. Links to bills and other important websites are provided for each measure. Effective dates for each measure are included, but if applicable, also consider the operative date of specific sections of measures.

If you have questions or comments about this summary or other legislation, please call Marjorie Taylor, (503) 378-3118, e-mail: marjorie.taylor@state.or.us.

Hold down Ctrl + click to follow links to bills

Audits

[HB 2247](#) [HB 2920](#)
[HB 2252](#) [HB 3291](#)

Budget and Management Division

[HB 2020](#) [SB 242](#)
[HB 3487](#) [SB 676](#)
[HB 5005](#) [SB 957](#)
[HB 5006](#) [SB 5503](#)
[HB 5037](#) [SB 5524](#)
[HB 5050](#) [SB 5525](#)
[SB 19](#)

Chief Operating Officer/Director's Office

[HB 2020](#) [SB 242](#)
[HB 2160](#) [SB 676](#)
[HB 2855](#) [SB 5502](#)
[HB 3528](#) [SB 5521](#)
[SB 53](#)

Enterprise Information Strategy and Policy Division

[HB 2064](#) [HB 3188](#)
[HB 2321](#) [HB 3247](#)
[HB 2770](#) [SB 242](#)
[HB 2788](#) [SB 250](#)
[HB 2825](#) [SB 877](#)
[HB 3110](#)

Facilities Division

[HB 2063](#) [SB 939](#)
[SB 52](#) [SB 5545](#)
[SB 195](#) [SB 5508](#)
[SB 242](#)

Fleet

[HB 2854](#) [SB 556](#)
[SB 242](#) [SB 5502](#)

Human Resource Services Division

[HB 2020](#) [HB 3207](#)
[HB 2241](#) [HB 3482](#)
[HB 2381](#) [SB 242](#)

Office of Economic Analysis

[HB 3075](#) [HB 5040](#)

Operations Division

[HB 2100](#) [SB 766](#)
[HB 2397](#) [SB 5508](#)
[HB 2634](#) [SB 5536](#)
[HB 3525](#)

Oregon Transparency

[HB 2788](#) [HB 3188](#)
[HB 2825](#) [SB 250](#)

Risk Management

[HB 3650](#) [SB 397](#)
[SB 5537](#) [SB 939](#)
[SB 242](#)

State Procurement Office

[HB 2062](#) [HB 3316](#)
[HB 2100](#) [SB 242](#)
[HB 3000](#)

State Controller's Division

[HB 2252](#) [SB 939](#)
[SB 556](#)

State Data Center

[HB 2321](#) [SB 242](#)

State Surplus

[SB 14](#)

Statewide Impact

[HB 2020](#) [HB 3291](#)
[HB 2241](#) [HB 3482](#)
[HB 2244](#) [HB 3487](#)
[HB 2247](#) [HB 3528](#)
[HB 2252](#) [SB 10](#)
[HB 2321](#) [SB 241](#)
[HB 2788](#) [SB 397](#)
[HB 2854](#) [SB 440](#)
[HB 2855](#) [SB 556](#)
[HB 2920](#) [SB 676](#)
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DAS Initiated Bills – Enacted

Senate Bill 53

Effective Date: January 1, 2012

Relating to annual charitable fund drive program

- **What the measure does:** Senate Bill 53 updates statutes related to the [State Employee Charitable Fund Drive](#) to reflect current terminology and structure of the program. With regard to administrative costs associated with the program, DAS is required to adopt rules to set a limit on costs, specify specific expenses that qualify as administrative costs, and publish that information in promotional materials.
- **Background:** The State Employee Charitable Fund Drive Committee provides supervision and oversight of the annual campaign and payroll deductions. Statutes that govern the Charitable Fund Drive refer to outdated terms and don't reflect the committee structure and administration of the program.

Administrative costs for the program are paid for out of donations raised through the annual campaign. During the 2010-11 campaign, just over 10 percent of donations went to administrative costs of the Charitable Management Organization contracted to manage the campaign.

- **Impact on DAS:** Revises key definitions and statute. Requires rule making regarding administrative costs for the program.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See references throughout.
- **Source:** 5/26/11 Staff Measure Summary; Text of the measure

DAS Initiated Bills – Not Enacted

[House Bill 2062](#)

Relating to determinations required for procuring services under the Public Contracting Code

- **What the measure would have done:** House Bill 2062 would have resolved several housekeeping issues with [HB 2867](#) (2009) which requires a cost analysis or written determination when an agency wants to contract for services in excess of \$250,000.
- **Background:** The State Procurement Office in the DAS State Services Division convened a work group in early 2010 that included union representation, local governments, state agencies and legislators to discuss and propose solutions to barriers encountered during implementation of HB 2867(2009.) House Bill 2062 proposed solutions to issues surrounding statewide and multiple agency price agreements; single-agency price agreements solicited by DAS; emergency contract for services; the cost to procure, including contractor’s costs and profit; and judicial remedies. [House Bill 3488](#) was introduced by legislators during the 2011 session to propose changes to other portions of HB 2867.

[House Bill 2063](#)

Relating to deferred maintenance for state facilities

- **What the measure would have done:** House Bill 2063 would have created an Asset Protection and Deferred Maintenance Fund to assist with funding selected critical deferred maintenance projects in partnership with a standardized process to identify and prioritize the backlog of deferred maintenance projects in Oregon’s facility asset portfolio.
- **Background:** State property-owning agencies currently have the ability to dedicate funds to complete work on their own deferred maintenance backlogs, however there is no method to determine that the highest priority projects are identified on a statewide basis to ensure that those projects are completed first. Governor Kulongoski signed [Executive Order 10-11](#) on Long-Range Capital Planning that directs DAS to establish standards and guidelines, and a comprehensive plan for addressing operational and deferred maintenance needs.

[House Bill 2064](#)

Relating to electronic government portal

- **What the measure would have done:** House Bill 2064 would have authorized DAS to purchase the exclusive electronic access rights to DMV records and to collect convenience fees from organizations that are authorized by DMV to purchase and resell those records. With approval of the Electronic Government Portal Advisory Board ([HB 2146](#)(2009)), the convenience fees could have been used to fund all or part of the operation of Oregon.gov.
- **Background:** The application of a convenience fee to access DMV records to self-fund state e-government web services is common practice in at least 23 states. Statute allows DAS to collect a convenience fee, with approval of an advisory group, to fund the operation of Oregon.gov however the Department of Justice advised that there may be constitutional limitations related to funds collected from reselling DMV records.

House Bill 2160

Relating to the Oregon Department of Administrative Services

- **What the measure would have done:** House Bill 2160 would have initiated the process to provide flexibility for DAS to begin implementation of the Entrepreneurial Management model of doing business. The measure would have established a task force to review all statutes, rules and policies governing DAS and required the task force to recommend changes to remove barriers to providing services more effectively and cost efficiently.
- **Background:** [House Bill 5002](#) (2009), the budget bill for DAS , included a budget note that required the agency to convene a work group to review and develop a recommendation on the potential budgetary, programmatic and operational benefits of separating DAS policy functions from service functions. The work group recommended that the agency remain whole, but that DAS transition to provide services more competitively under an Entrepreneurial Management model. The workgroup report is available here: <http://oregon.gov/DAS/docs/HB5002/Report.pdf>

Senate Bill 52

Relating to state real property

- **What the measure would have done:** Senate bill 52 would have allowed state agencies to use methods, other than by newspaper, to give notice of proposed sale of state real property.
- **Background:** Agencies are currently required to provide notice of sale of state real property in a local newspaper for three successive weeks in order to obtain purchase proposals. If a property does not sell during the 18-month period after initial notice in the local newspaper, the agency must repeat the three-week newspaper notice process again. This measure would have provided agencies with other options to distribute information in addition to newspapers.

Enacted Bills Impacting DAS and Other Agencies

House Bill 2020

Effective date: July 6, 2011

Relating to state agency employees

- **What the measure does:** House Bill 2020 requires DAS to develop a plan for state agencies of more than 100 employees to attain a ratio of 11 to 1 employees to supervisory and managerial employees acting in a supervisory capacity. The plan will be used to develop budgets beginning with the 2013-15 biennium. DAS is required to report on the ratio during each odd-year legislative session.
- **Background:** The Service Employees International Union (SEIU), Local 503 released [Moving Oregon Forward: A Better Way](#) in March 2011. A recommendation contained in the report was for a review of state agency structures with a focus on staff to manager ratios. The report stated that the current agency ratio is 5.7 to 1 and SEIU recommended that the ratio be increased incrementally.
- **Impact:** DAS must report to the legislature during the February 2012 session on the current employee to management ratio.
- **Due date if applicable:** Initial report on the staffing ratio in February 2012. Regular reports beginning during the 2013 legislative session.
- **Relevant text of measure:** See provisions throughout the measure.
- **Source:** 6/8/11 Staff Measure Summary; Text of the measure

House Bill 2100

Effective date: August 5, 2011

Relating to functions of the Oregon Health Authority

- **What the measure does:** In addition to other provisions, House Bill 2100 transfers the Public Employees' Benefit Board and the Oregon Educators Benefit Board from DAS to the Oregon Health Authority. The measure also establishes complete procurement and contracting authority for OHA apart from the DAS Direction, except for OHA's acknowledgment and use of the DAS Statewide Price Agreement program.
- **Background:** [House Bill 2009](#) (2009) created the Oregon Health Authority and established that PEBB and OEGB would transition from DAS to OHA beginning with the 2011-13 biennium.
- **Impact:** A former DAS division is officially transferred to Oregon Health Authority and state procurement authority is further distributed to partner agencies.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Sections 70, 71, 72, 73, 73a, 74 and 126a of the measure.
- **Source:** 6/21/11 Staff Measure Summary; Text of the measure.

House Bill 2241**Effective Date:** April 14, 2011

Relating to employment protections for members of the uniformed service

- **What the measure does:** For employment protection purposes, House Bill 2241 expands the definition of “uniformed service” to clarify inclusion of Army and Air National Guard, include the US Public Health Service and other persons designated by the President in time of war or emergency, and cover inactive duty for training, for which public employees may take a leave of absence.
- **Background:** [House Bill 3256](#) (2009) gave service members the option to pursue a state court remedy for employment discrimination instead of relying on the federal remedy provided in the Uniformed Services Employment and Reemployment Rights Act of 1994 (USERRA.) House Bill 2241 clarifies and broadens the statutory definition of “uniformed service” to align state and federal definitions.
- **Impact:** Modifies the definitions of “uniformed service” for employment protection and includes active duty training as a type of military leave for which employees may take a leave of absence.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See provisions throughout.
- **Source:** 3/30/11 Staff Measure Summary; Text of the measure.

House Bill 2244**Effective Date:** August 2, 2011

Relating to public records

- **What the measure does:** House Bill 2244 modifies the definition of “public record” to include information that meets the following criteria: prepared, owned, used or retained by a state agency or political subdivision; relates to an activity, transaction or function of a state agency or political subdivision; and is necessary to satisfy the fiscal, legal, administrative or historical policies, requirements or needs of the state agency or political subdivision. Agencies must maintain records without regard to the technology or medium used to create or communicate the record. State agencies must have a written policy describing agency use, retention and ownership of records and the policy must be submitted to the State Archivist for approval.
- **Background:** The previous definition of “public record” included a “writing” that contained information relating to the conduct of public business. Provisions of this measure reflect the evolution of technology and that records may take other forms in addition to “writing.”
- **Impact:** Agencies must prepare a written policy describing agency use, retention and ownership of public records and submit the policy to the State Archivist for approval.
- **Due date if applicable:** Agencies must prepare written policies for review and approval by the State Archivist by January 1, 2012.
- **Relevant text of measure:** Sections 1-5 of the measure.
- **Source:** 6/1/11 Staff Measure Summary; Text of the measure.

House Bill 2247

Effective Date: January 1, 2012

Relating to disclosure of government audit information

- **What the measure does:** House Bill 2247 declares that any document or other information related to an audit of a public body is not disclosable until the final audit report is issued or the audit is abandoned.
- **Background:** Provisions of the measure exempt work papers and related documents from disclosure until a final audit is released. This may ensure that audit results are not influenced by early release of information. Copies of draft audits sent to the audited entity are disclosable. The measure only applies to audits conducted under nationally recognized auditing standards and confidentiality is extended to work that is conducted under those standards.
- **Impact:** Clarifies when information related to audits of public bodies may be disclosed.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** Sections 1 and 2 of the measure.
- **Source:** 5/18/11 Staff Measure Summary; Text of the measure.

House Bill 2252

Effective Date: June 2, 2011

Relating to uncollectible debts owed state agencies

- **What the measure does:** House Bill 2252 removes the ability for state agencies to certify to the Secretary of State that money owed to the agency is uncollectable. The measure also removes requirements that the Secretary approve state agency criteria for uncollectibility and state agency action to write off debt.
- **Background:** Government auditing standards require auditors to maintain independence from the management duties that involve the areas to be audited. Recently, audit standards for independence have been tightened, and with changes proposed in the measure, the Secretary of State may maintain independence if they are auditing an agency but not also directing them to write off uncollectible debts.
- **Impact:** Agencies who may write off uncollectible debts need to be aware of changes to these requirements. Agencies must adopt criteria for determining when money is uncollectible and the criteria must be approved by the Attorney General.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Section 1 of the measure.
- **Source:** 5/16/11 Staff Measure Summary; Text of the measure.

House Bill 2321

Effective Date: January 1, 2012

Relating to electronic mail

- **What the measure does:** House Bill 2321 allows public bodies to send notices by email if the recipient enters into an agreement with the public body to receive notice by email and other conditions are met.
- **Background:** There is an increasing public preference to receive some government communications by email. After initial consideration of the measure, a work group proposed final language that allows governments to offer email options, protects legal notification requirements, and allows the public to return to a non-email preference if they choose to.
- **Impact:** Allows agencies to send notices by email to people who request notices to be sent in that manner.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Section 1 of the measure.
- **Source:** 5/16/11 Staff Measure Summary; Text of the measure

House Bill 2381

Effective Date: January 1, 2012

Relating to health professional regulatory boards that are semi-independent state agencies

- **What the measure does:** Among other provisions, House Bill 2381 specifies that State Personnel Relations Law and provisions relating to salaries and expenses of public employees apply to the Oregon Board of Optometry, State Board of Massage Therapists and Physical Therapist Licensing Board.
- **Background:** Oregon has fourteen agencies classified as “semi-independent,” including three health care regulatory boards: Board of Optometry; Board of Massage Therapists; and the Physical Therapist Licensing Board. This measure brings the three boards more in line with other health care regulatory boards by requiring them to be subject to job classifications and salary provisions in statute.
- **Impact:** The Board of Optometry, Board of Massage Therapists and Physical Therapist Licensing Board will be assessed for services from the DAS Human Resource Services Division.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Section 1 of the measure.
- **Source:** 5/2/11 Staff Measure Summary; 3/2/11 Fiscal Impact Statement; Text of the measure

House Bill 2397

Effective Date: August 2, 2011

Relating to a loan forgiveness program for primary care health practitioners

- **What the measure does:** House Bill 2397 creates the loan forgiveness program for primary care practitioners in the Office of Rural Health and appropriates money to DAS for purposes of the program.

- **Background:** Students studying to be physicians, nurse practitioners and physician assistants who commit to practicing in rural, underserved areas of Oregon may be eligible for the loan forgiveness program.
- **Impact:** The measure specifies that funds for the program will be appropriated to DAS for distribution to the Office of Rural Health.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Sections 2 and 3 of the measure.
- **Source:** 6/10/11 Budget Report; 3/11/11 Staff Measure Summary; Text of the Measure

House Bill 2634
Relating to elections

Effective Date: June 16, 2011

- **What the measure does:** House Bill 2634 creates the Citizens' Initiative Review Commission (a new agency) to convene citizen panels to review initiative measures in a fair and impartial manner. The commission will summarize their findings and write recommendations for voter review. The commission may accept contributions and assistance from certain public and private sources and it is the expectation that the commission will pay for staff, citizens' time to conduct reviews, travel expenses and the cost of placing reviews in voters' pamphlets.
- **Background:** The Oregon Citizen Initiative Review process was created by [HB 2895](#) (2009), which authorized the Secretary of State to have non-profit organizations form citizen panels to review and create official statements on ballot initiative measures. For each initiative that was reviewed, a 24-member panel was created by Health Democracy Oregon, the designated non-partisan, non-profit organization. Provisions of HB 2634 codify the initiative review process into statute to be governed by the commission. Examples of work for [Measure 73](#) and [Measure 74](#).
- **Impact:** To the extent needed, DAS is to provide reimbursable funding for start-up costs of the commission.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Sections 11 and 12 of the measure.
- **Source:** 5/13/11 Budget Report; 5/4/11 Fiscal Impact Statement; Text of the measure

House Bill 2770
Relating to the Business Ombudsman

Effective Date: January 1, 2012

- **What the measure does:** In addition to other provisions, House Bill 2770 proposes that the Business Development Department provide specific information on a website related to new or prospective small businesses doing business in Oregon. The information may be placed on the department website, or that of another department. (Also see HB 3247.)
- **Background:** The original measure proposed establishing the Business Ombudsman to receive comments from business concerns on regulatory actions taken by agencies. The approved measure

directs the Business Development Department to explore feasibility of establishing a Business Ombudsman, but to provide business information on their website.

- **Impact:** Provisions of the measure may require DAS to assist Business Development with a website.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Section 1 of the measure.
- **Source:** 5/11/11 Staff Measure Summary; Text of the measure

[House Bill 2788](#)

Effective Date: June 16, 2011

Relating to the Oregon transparency website

- **What the measure does:** Provisions of House Bill 2788 require the State Treasurer to provide data to be included on the Oregon Transparency website. Also, the measure requires agency public meeting notices to also be available on the transparency website.
- **Background:** [House Bill 2500](#) (2009) required creation of the Oregon Transparency website. At that time, the Treasurer was exempt from providing information to be posted on the website.
- **Impact:** DAS will continue to work with agencies to post required data to the Oregon Transparency website.
- **Due date if applicable:** New data will be posted by the January 1, 2012 operative date of the measure.
- **Relevant text of measure:** See Sections 1 and 2 of the measure.
- **Source:** 5/25/11 Staff Measure Summary; Text of the measure

[House Bill 2825](#)

Effective Date: September 29, 2011

Relating to public access to economic development tax expenditure information

- **What the measure does:** House Bill 2825 directs state agencies to submit information about tax expenditures that have a purpose connected to specific economic development, to be posted on the Oregon Transparency website.
- **Background:** It has been expressed that the public has difficulty accessing information about who receives tax credits and property tax abatements for economic development programs. Provisions of this measure require specific information to be posted to the Oregon Transparency website.
- **Impact:** DAS will continue to work with agencies to post required data to the Oregon Transparency website.
- **Due date if applicable:** Specific agencies must submit data by September 30 and DAS must post to the Oregon Transparency site no later than December 31 each year.
- **Relevant text of measure:** See Sections 1 and 2 of the measure.

- **Source:** 5/11/11 Staff Measure Summary; Text of the measure

[House Bill 2854](#)

Effective Date: January 1, 2012

Relating to a motor pool for common use

- **What the measure does:** House Bill 2854 requires DAS to work with other state and public agencies to establish policies, methods and means by which public bodies can acquire, share, maintain, use, repair and dispose of motor pool resources cost-effectively and efficiently.
- **Background:** Prior to passage of the measure, statute required establishment of a motor pool for common use, and DAS had intergovernmental agreements with 31 local governments and public agencies for vehicles and services. House Bill 2854, at the recommendation of the [Government Efficiency Task Force](#), expands the DAS role to include responsibility for taking the lead on finding more cost-effective ways for public agencies to share motor pool services.
- **Impact:** DAS will continue to work with state agency partners and local governments to provide motor pool services in a cost-efficient, effective manner. DAS must also submit a report to the Legislative Assembly each biennium describing department actions and evaluating the costs, benefits and effectiveness of actions.
- **Due date if applicable:** DAS must report to the legislature each biennium regarding motor pool activity.
- **Relevant text of measure:** See Section 1 of the measure.
- **Source:** 5/20/11 Staff Measure Summary; Text of the measure

[House Bill 2855](#)

Effective Date: June 17, 2011

Relating to efficiencies in the provision of governmental services

- **What the measure does:** House Bill 2855 continues the work of the State and Local Government Efficiency Task Force. They are charged with identifying opportunities to provide services in the most effective and cost-efficient manner through coordinated and integrated reorganization of the way services are delivered by state and local government entities and through specific process improvements. The task force is repealed on February 4, 2013.
- **Background:** Approved during the 2009 legislative session, [House Bill 2920](#) created the [Task Force on Effective and Cost-Efficient Service Provision](#). The task force reviewed state and county shared services in four areas: assessment and taxation, elections, human services and criminal justice. The task force presented [23 recommendations including 14 legislative proposals](#). The recommendation approved in this measure proposes to continue the work on criminal justice, human services and elections issues, but adds natural resources and education to the portfolio for review.
- **Impact:** The task force may require agency participation in their work and review of prescribed topics.
- **Due date if applicable:** The task force is directed to submit an interim report by January 31, 2012 and a final report by October 1, 2012.
- **Relevant text of measure:** See Section 1 of the measure.

- **Source:** 5/20/11 Staff Measure Summary; Text of the measure

[House Bill 2920](#)

Effective Date: January 1, 2012

Relating to Secretary of State audits of fund transfers to counties

- **What the measure does:** House Bill 2920 authorizes the Secretary of State to audit the use of fund transfers from the state to counties including video lottery revenues, state highway funds, cigarette tax revenues, and Oregon Liquor Control Commission funds.
- **Background:** The Secretary of State Audits Division was established to carry out the Secretary of State's constitutional responsibility as auditor of public accounts. The Audit Division's mission is to ensure that public funds are properly accounted for, spent in accordance with legal requirements, and used to their best advantage.
- **Impact:** Secretary of State Audits Division may audit more agency transactions.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Section 1 of the measure.
- **Source:** 4/19/11 and 5/9/11 Staff Measure Summaries; Text of the measure

[House Bill 3000](#)

Effective Date: June 7, 2011

Relating to preferences in public contracting

- **What the measure does:** House Bill 3000 has the informal title of the "Buy Oregon" bill. Under provisions of the measure, contracting agencies are allowed to pay up to ten percent more for goods fabricated or processed in Oregon, or services performed in the state.
- **Background:** [House bill 2763](#) (2009) allowed contracting agencies to pay up to ten percent more than the lowest bidder for agricultural products produced and transported entirely within Oregon. Provisions of HB 3000 expand that preference to goods fabricated or processed in Oregon and to services performed in the state.
- **Impact:** The "Buy Oregon" preference established in the measure is not mandatory, but contracting agencies may choose to use the preference when soliciting and evaluating bids for certain goods and services.
- **Due date if applicable:** Effective date of the measure. Operative January 1, 2012.
- **Relevant text of measure:** See Sections 1, 2 and 3 of the measure.
- **Source:** 5/18/11 Staff Measure Summary; Text of the measure.

Relating to ignition interlock devices

- **What the measure does:** House Bill 3075 requires installation of an ignition interlock device as a condition of entry into a DUII diversion program. The measure also removes the ability of courts to suspend the interlock requirement due to insufficient moneys in the Intoxicated Driver Program Fund.
- **Background:** ORS 813.602 requires that an ignition interlock device be installed and used in any vehicle operated by a person who has been convicted of driving under the influence of intoxicants. An ignition interlock is currently required to be present and functional in any vehicle operated by the offender for one year for first time offenders and two years for subsequent offenders.

If the court determines that approved ignition interlock devices are reasonably available, the court may require an individual participating in a diversion agreement to install an interlock device as a term of diversion. Prior to passage of the measure, courts were not permitted to exercise authority under this subsection during any period the courts were notified by the Office of Economic Analysis that there were not sufficient moneys in the Intoxicated Driver Program Fund to pay for indigent defendants.

Under provisions of this measure, courts will no longer suspend the ignition interlock requirements when notified by OEA that there are not sufficient funds in the program to cover associated costs of maintaining the program.

- **Impact:** Removes requirement for the Office of Economic Analysis to continue to evaluate funding levels of the Intoxicated Driver Program Fund.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Section 2 of the measure.
- **Source:** 6/10/11 Staff Measure Summary; Text of the measure

Relating to electronic submissions to the Legislative Assembly

- **What the measure does:** House Bill 3105 requires state agencies to electronically submit executive summaries and notices of rulemaking to members of the Legislative Assembly. However, members may request paper copies of reports or executive summaries if they prefer.
- **Background:** The Legislative Assembly is working towards becoming a paperless environment. Paper files and documents are being used less frequently as a means to save space, time and money. However, when a law requires a written report to be submitted to the Legislative Assembly, an executive summary must be provided to each member. Also, notices of agency rulemaking must be submitted to the legislator who introduced related legislation, the chair and members of committees who considered the bill. Prior to passage of this measure, statute did not specify how this information was to be shared with the legislature.
- **Impact:** Agencies will distribute required notifications to the legislature using email.

- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Sections 1 and 2 of the measure.
- **Source:** 5/25/11 Staff Measure Summary; Text of the measure

[House Bill 3110](#)

Effective Date: January 1, 2012

Relating to substance abuse programs

- **What the measure does:** Primarily, House Bill 3110 removes the sunset on the Alcohol and Drug Policy Commission. The commission is also charged with new responsibilities and has been authorized to appoint a director and staff. DAS will work with the commission and other agencies to develop and implement a plan for data collection and reporting.
- **Background:** The Alcohol and Drug Policy Commission was established by HB 3353(2009) and it was charged with planning, evaluating and coordinating policies for the funding and effective delivery of alcohol and drug prevention and treatment services.
- **Impact:** DAS and other agencies will work with the Alcohol and Drug Policy Commission to develop and implement a plan for structuring Oregon's data collection and reporting systems for alcohol and drug prevention and treatment programs to promote effective and efficient use of resources and reduce unnecessary administrative requirements.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Section 2 of the measure.
- **Source:** 6/10/11 Fiscal Impact Statement; 6/15/11 Staff Measure Summary; Text of the measure

[House Bill 3186](#)

Effective Date: January 1, 2012

Relating to operating a motor vehicle while using a mobile communication device

- **What the measure does:** House Bill 3186 removes the exception for people driving within the scope of employment from the offense of driving while using a mobile communication device without a hands-free accessory.
- **Background:** In 2007, legislation was approved that required the use of a hands-free accessory to lawfully use a mobile communication device while driving. In 2009, this violation was designated as a primary offense with exceptions in several cases including when operating a vehicle in the scope of the person's employment.
- **Impact:** With limited exceptions outlined in statute, people driving and using a mobile communications device must use a hands-free accessory.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Section 1 of the measure.

- **Source:** 6/1/11 Staff Measure Summary; Text of the measure

[House Bill 3188](#)

Effective Date: June 16, 2011

Relating to state lottery funds received by counties

- **What the measure does:** House Bill 3188 requires counties to deposit moneys received from the State Lottery for the purpose of economic development into a dedicated fund and report to the Lottery Commission regarding the use of those funds. The measure requires information to be posted on the Oregon Transparency website.
- **Background:** Statute requires the Lottery Commission to transfer 2.5 percent of video lottery net receipts to counties for economic development activities.
- **Impact:** Counties are required to report to DAS on Lottery Funds received for economic development. This information must be posted to the Oregon Transparency website
- **Due date if applicable:** Counties are to report to DAS on or before October 1 of each year.
- **Relevant text of measure:** See Section 1 of the measure.
- **Source:** 3/15/11 Fiscal Impact Statement; 5/25/11 Staff Measure Summary; Text of the measure

[House Bill 3207](#)

Effective Date: January 1, 2012

Relating to veterans who apply for civil service positions

- **What the measure does:** House Bill 3207 requires public employers to interview each veteran who applies for a civil service position, meets minimum qualifications and submits application materials that clearly identify transferable skills required and requested by the public employer.
- **Background:** The Task Force on Veterans' Services reviewed existing policies and procedures, obtained input during town hall meetings, and provided recommendations on services to veterans. An issue addressed by the task force was persistent veteran unemployment. Provisions of this measure expand the opportunity for interviews to those veterans who meet minimum qualifications and show transferrable skills for the open position.
- **Impact:** Agencies may interview additional veteran candidates for open positions.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Section 2 of the measure.
- **Source:** 6/1/11 Staff Measure Summary; Text of the measure

[House Bill 3247](#)

Effective Date: August 2, 2011

Relating to the Secretary of State's business registry functions

- **What the measure does:** Provisions of House Bill 3247 require the Secretary of State's Business Registration Information Center to create and maintain a "One Stop Shop for Oregon Business" web

page that provides information, services and resources for a variety of business-related programs. (Also see HB 2770.)

- **Background:** The Secretary of State Corporation Division houses the Business Registration Information Center, which includes information about Oregon's business registration requirements from participating state agencies. This information is available to anyone either starting a new business or operating and existing business.
- **Impact:** The Secretary of State Corporations Division will work to create the new web page. Provisions of the measure may require DAS to assist with development of the website
- **Due date if applicable:** The One Stop Shop for Oregon Business is expected to be functional on January 1, 2012.
- **Relevant text of measure:** See Section 1 of the measure.
- **Source:** 6/8/11 Staff Measure Summary; Text of the measure

[House Bill 3291](#)

Effective Date: January 1, 2012

Relating to audits of state agencies

- **What the measure does:** House Bill 3291 requires state agencies, which have been audited by the Secretary of State under ORS 297.070, to disclose results of the audit and report on changes the agency has made or will make in response to the audit. The report is due within six months of the audit to the appropriate subcommittee of Ways and Means and for three years thereafter.
- **Background:** The mission of the Secretary of State Audits Division is to ensure that public funds are properly accounted for, spent in accordance with legal requirements, and used to their best advantage. The division conducts audits selected to produce the best value for taxpayers.
- **Impact:** Audited agencies will have to report to Ways and Means on the result of audits for a specific period of time.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Section 1 of the measure.
- **Source:** 5/16/11 Staff Measure Summary; Text of the measure

[House Bill 3316](#)

Effective Date: June 21, 2011

Relating to certain professional services procured under the Public Contracting Code

- **What the measure does:** Among other provisions, House Bill 3316 requires state and local agencies to use Qualification-Based Selection (QBS) of consultants to provide architectural, engineering, photogrammetric mapping, transportation planning, land surveying services and related services. The measure clarifies that a contracting agency can adjust QBS procedures to accommodate the scope, schedule or objectives for a particular project if the estimated cost for services does not exceed \$250,000 and may directly appoint a consultant if the cost for services does not exceed \$100,000.

- **Background:** The focus of Qualification-Based Selection (QBS) is two-tiered. The potential consultants first compete based on their level of experience and technical expertise, and then, the price for services is negotiated following the selection of a firm and before the contract is finalized. Current statute requires QBS to be used for all architectural, engineering or land surveying projects if the services contract is issued by a state contracting agency. Local contracting agencies were not required to use a QBS process for contracting of architectural, engineering or land surveying services, but provisions of the measure change that requirement.
- **Impact:** DAS and the Attorney General may adopt rules and take other actions to implement the measure.
- **Due date if applicable:** DAS may write rules or take other action to implement the measure by the January 1, 2012 operative date.
- **Relevant text of measure:** See provisions throughout the measure and Section 14.
- **Source:** 5/24/11 Staff Measure Summary; Text of the measure.

[House Bill 3482](#)

Relating to employment

Effective Date: August 2, 2011

- **What the measure does:** House Bill 3482 allows employees to take unpaid leave to address issues arising from harassment.
- **Background:** A crime of harassment occurs if a person intentionally harasses or annoys another person by subjecting another person to offensive physical contact or publicly insulting a person by abusive words or gestures in a manner intended and likely to provoke a violent response.
- **Impact:** Agency employees may take unpaid leave to address issues arising from harassment. Provisions of the measure specifically apply to state employees.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See provisions throughout the measure and Section 6.
- **Source:** 6/8/11 Staff Measure Summary; Text of the measure

[House Bill 3487](#)

Relating to state agency fees

Effective Date: August 2, 2011

- **What the measure does:** House Bill 3487 specifies that new or increased state agency fees adopted after adjournment of a regular legislative session will be rescinded on adjournment of the next regular session unless they are authorized by legislation.
- **Background:** Prior to passage of the measure, fees established or raised during the interim were not reviewed by the legislature until the next regular session in an odd-numbered year. House Bill 3487 adjusts the date for review of administratively established fees or fee increases.

- **Impact:** In the new age of annual legislative sessions, new or increased state agency fees approved between sessions will be reviewed during the next session rather than only during the odd-year sessions.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Sections 1 and 2 of the measure.
- **Source:** 6/15/11 Staff Measure Summary; 6/10/11 Fiscal Impact Statement; Text of the measure

House Bill 3525

Effective Date: August 2, 2011

Relating to courthouse capital improvements

- **What the measure does:** Provisions of House Bill 3525 create the Courthouse Capital Improvement Trust Fund and identify moneys to be deposited into the fund.
- **Background:** This measure reduces the percentage of punitive damage awards allocated to a prevailing party and deposits the balance into the Courthouse Capital Improvement Trust Fund to be used for paying the costs of capital improvements to county courthouses.
- **Impact:** DAS is required to establish and manage the fund.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Section 2 of the measure.
- **Source:** 6/15/11 Staff Measure Summary; 6/16/11 Fiscal Impact Statement; Text of the measure

House Bill 3528

Effective Date: January 1, 2012

Relating to Oregon Progress Board

- **What the measure does:** House Bill 3528 allows DAS to consult with the [Oregon Progress Board](#) regarding plans to integrate Oregon benchmarks with the legislative budgeting and policymaking process; merge or align the purpose, duties and powers of the board with several other committees; or enter into agreements with agencies or nongovernmental entities.
- **Background:** The Oregon Progress Board was not funded for the 2009-11 biennium and is currently inactive. Work proposed in this measure is in alignment with priorities identified by the DAS Director and Chief Operating Officer including changes in budgeting and improved agency performance.
- **Impact:** Consultation language in the amendment is permissive. DAS intends to use existing staff and resources to develop integration plans and the report required in the measure.
- **Due date if applicable:** A report to legislature is due on or before July 2, 2012.
- **Relevant text of measure:** See Section 1 of the measure.
- **Source:** 6/8/11 Staff Measure Summary; 6/9/11 Fiscal Impact Statement; Text of the measure

- **What the measure does:** House Bill 3650 establishes the Oregon Integrated and Coordinated Health Care Delivery System to replace prepaid managed care systems for recipients of medical assistance, including those who are dually eligible for medical assistance and Medicare. A portion of the bill allows the Department of Corrections to draft rules to require inmates injured in a work program and who have been released from prison to use this system.
- **Background:** The cost of health care has become increasingly more expensive. This measure proposes a coordinated delivery system for care that may reduce expenses.
- **Impact:** DAS will partner with the Department of Corrections and SAIF to draft rules related to implementation of Section 55.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Section 55 of the measure.
- **Source:** 6/29/11 Budget Report; Text of the measure

- **What the measure does:** Senate Bill 10 clarifies whether statutory provisions that reference regular legislative session of the Legislative Assembly apply to even-numbered or odd-numbered regular legislative sessions.
- **Background:** Oregonians approved [Ballot Measure 71](#) in November 2010 to establish annual sessions of the Legislative Assembly. Prior to passage of Ballot Measure 71, the legislature convened in regular sessions in odd-numbered years only. Now that the Legislative Assembly meets annually in regular session, statutory references to “regular session” need to specify an odd-numbered or even-numbered regular session.
- **Impact:** Agencies should be aware of clarifications of references to legislative sessions.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See provisions throughout the measure.
- **Source:** 6/9/11 Staff Measure Summary; Text of the measure

Senate Bill 14

Effective Date: June 7, 2011

Relating to electronic commerce

- **What the measure does:** Senate Bill 14 allows the State Treasurer to authorize exceptions to requirements for depositing public funds in order to allow state agencies to conduct business through the use of e-commerce, unless a depository can provide the service in a cost-effective manner.
- **Background:** Prior to passage of the measure, state agencies were somewhat limited in their use of some e-commerce due to the payment services used by sites such as eBay, including the payment service PayPal. PayPal does not deposit funds into an Oregon depository, so it does not conform to statutory requirements that public funds be deposited in an Oregon bank or credit union. For the sale of surplus property, DAS had an agreement with eBay for a special interface that would comply with law, but the arrangement is no longer in compliance with eBay operations. Provisions of this measure allow the State Treasurer to make exceptions to restrictions by providing written permission to the state agency to enter into a written agreement with third parties for e-commerce.
- **Impact:** Agencies may have more flexibility under the measure to provide e-commerce services on the web.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Section 2 of the measure.
- **Source:** 5/17/11 Staff Measure Summary; Text of the measure

Senate Bill 19

Effective Date: April 12, 2011

Relating to Article XI-Q bonds

- **What the measure does:** Senate Bill 19 aligns language in Ballot Measure 72 (2010) with other state bond programs. The bill also makes other adjustments to bond maturity dates and issuance authority.
- **Background:** [Ballot Measure 72](#), approved by voters in 2010, amends the constitution to add a new exception to allow the state to issue general obligation bonds to finance acquisition, construction; remodeling, repair, equipping or furnishing of state owned or operated property.
- **Impact:** DAS was authorized to issue new XI-Q bonds to supplant Certificates of Participation authorized for the 2009-11 biennium.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See provisions throughout the measure.
- **Source:** 3/18/11 Budget Report; 3/22/11 Revenue Impact; Text of the measure

Senate Bill 195

Effective Date: January 1, 2012

Relating to the Space Age Industrial Park

- **What the measure does:** Senate Bill 195 repeals statutes related to the Space Age Industrial Park.

- **Background:** In 1963, the Boeing Company leased 100,000 acres in Eastern Oregon. The legislature enacted statutes to regulate the area (ORS 273). In 2000, Oregon began selling the land to various entities and no longer owns any of the original acreage that was the Space Age Industrial Park.
- **Impact:** DAS had authority over what was once Space Age Industrial Park.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Section 1 of the measure.
- **Source:** 3/14/11 and 4/25/11 Staff Measure Summaries; Text of the measure

[Senate Bill 241](#)

Effective Date: January 1, 2012

Relating to information on veterans' benefits

- **What the measure does:** Under certain circumstances, Senate Bill 241 requires state agencies to make reasonable efforts to ask customers or clients if they are veterans. The measure continues the requirement for the Department of Veterans Affairs (ODVA) and Oregon Military Department to provide contact information and materials about veterans' benefits to state agencies.
- **Background:** [Executive Order 09-09](#) and [House Bill 3104](#) (2009) required ODVA to provide outreach materials for agencies to provide to customers and clients regarding veterans services. Senate Bill 241 expands the outreach effort to include food banks and additional agency outreach.
- **Impact:** When appropriate, feasible and consistent with the agency's mission, they are to make reasonable efforts to ask if customers or clients are veterans and provide them with information.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Section 1 of the measure.
- **Source:** 3/2/11 and 4/5/11 Staff Measure Summaries; Text of the measure

[Senate Bill 242](#)

Effective Date: July 20, 2011

Relating to education

- **What the measure does:** Among other provisions, Senate Bill 242 establishes the Oregon University System as a public university system with greater authority and independence to manage affairs, operations and obligations. With this change, the Oregon University System is exempted from certain laws relating to state agencies.
- **Background:** The Legislative Higher Education Work Group conducted meetings with the State Board of Higher Education, University System, university presidents, student and faculty groups, state and regional agencies, union and business organizations and consulted with national higher education specialists to evaluate impediments and explore higher education reform.
- **Impact:** The Oregon University System is removed from the state risk fund (beginning in the 2013-15 biennium) and no longer subject to DAS assessments. The measure also establishes a process for OUS to

enter into a performance compact with the state and submit funding requests to DAS on or before September 1 of even-numbered years.

- **Due date if applicable:** Various effective and operative dates of the measure.
- **Relevant text of measure:** See provisions throughout the measure.
- **Source:** 6/24/11 Staff Measure Summary; 6/24/11 Fiscal Impact Statement; Text of the measure

Senate Bill 250

Relating to education service districts

Effective Date: August 2, 2011

- **What the measure does:** Senate Bill 250 makes significant changes to operation of Education Service Districts (ESD.) The measure requires posting of a broad scope of ESD information to be posted on the Oregon Transparency website.
- **Background:** A primary component of the measure allows school districts to withdraw from Education Service Districts.
- **Impact:** DAS is required to post information about ESDs on the Oregon Transparency website.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Section 20 of the measure.
- **Source:** 6/17/11 Staff Measure Summary; Text of the measure.

Senate Bill 397

Relating to tort claims against public bodies

Effective Date: January 1, 2012

- **What the measure does:** Senate Bill 397 allows actions based on torts to be brought against officers, employees or agents of public bodies if the complaint alleges that the plaintiff is entitled to damages in excess of the Oregon Tort Claims Act limits.
- **Background:** The Oregon Tort Claims Act provides a limited statutory right of recovery against public entities, and indemnification rights for its officers, employees and agents. Functionally, this means that when a lawsuit is brought naming individual employees of a public body, the public body is substituted as the sole defendant and recovery against the public body is capped. Through a variety of court and legislative actions, the tort recovery limits are currently \$1.7 million per individual and \$3.4 million per occurrence, and local government recovery limits are \$566,700 per individual and \$1,133,300 per occurrence. Provisions of SB 397 address the Court's concern about elimination of the cause of action against the individual. The measure allows a plaintiff to proceed against a named individual or individuals when the amount of damages exceeds the cap, without relieving the public body of its obligation to indemnify.
- **Impact:** Currently, few tort claim judgments exceed the tort cap limits. The passage of this bill does not impact the indemnification an officer, employee or agent of the state receives while working within the course and scope of employment.

- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Section 1 of the measure.
- **Source:** 5/18/11 Staff Measure Summary; Text of the measure

[Senate Bill 440](#)

Effective Date: June 7, 2011

Relating to the operations of public bodies with appointed members

- **What the measure does:** Senate Bill 440 allows state boards and commissions to meet by phone or other electronic means.
- **Background:** Prior to passage of the measure, ORS 192.670 required that meetings of a state board, commission or task force conducted by phone or other electronic means be conducted in accordance with public meetings laws. However, the law was unclear whether a board, commission or task force had authority to meet by phone or other method. Provisions of SB 440 clarify that boards, commission and task forces may meet using phone or other means and that if legislative members are entitled to receive per diem and mileage for those meetings, they may do so if they attend in person, but not by phone.
- **Impact:** Agency boards and commissions may meet by telephone or other electronic means.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Sections 1 and 2 of the measure.
- **Source:** 5/17/11 Staff Measure Summary; Text of the measure

[Senate Bill 556](#)

Effective Date: May 19, 2011

Relating to mileage reimbursement rates by state agencies

- **What the measure does:** Senate Bill 556 requires DAS to adopt a statewide policy to implement a tiered schedule for reimbursement of mileage expenses to people using privately-owned motor vehicles while conducting state business.
- **Background:** The [U.S. General Services Administration \(GSA\)](#) has a tiered reimbursement schedule for employees who use privately-owned vehicles for official business. The rate is dependent on whether or not a publicly-owned vehicle is available for use. Senate Bill 556 ties the state employee reimbursement rate to the GSA rate.
- **Impact:** If a state-owned vehicle is available for employee use and the employee chooses not to use it but instead drives a privately-owned vehicle, they may be reimbursed for mileage at a lower rate than they were in the past.
- **Due date if applicable:** Adjustments to mileage reimbursements apply to requests made on or after January 1, 2012.
- **Relevant text of measure:** See Sections 1-4 of the measure.

- **Source:** 5/3/11 Staff Measure Summary; Text of the measure

Senate Bill 676

Effective Date: June 28, 2011

Relating to state budget policy

- **What the measure does:** Senate Bill 676 directs DAS and the Governor to submit an outcomes-based budget to reflect the results of continuous improvement actions in agencies. The measure also requires plans to be submitted to the legislature by December 31, 2011 describing agency outcomes-based strategies.
- **Background:** Senate Bill 676 was introduced on behalf of the [Committee on Performance Excellence](#) (SB 1099 (2008)) and would expand the state budget policy to include submission of an outcomes-based budget based on state agency performance and performance measurements.
- **Impact:** The outcomes-based will be prepared in addition to the traditional budget report required in statute.
- **Due date if applicable:** Outcomes-based strategies are due to the legislature by December 31, 2011. Outcomes-based budgets are to be prepared for biennia beginning on or after July 1, 2013.
- **Relevant text of measure:** See Sections 1-7 of the measure.
- **Source:** 6/8/11 Staff Measure Summary; Text of the measure

Senate Bill 739

Effective Date: January 1, 2012

Relating to witnesses in legislative proceedings

- **What the measure does:** Senate Bill 739 requires the legislature to maintain a report of witnesses who testify on measures and that report is to be made available on the legislative website.
- **Background:** The Committee Services Office of Legislative Administration provides a witness registration form for every public hearing. A person seeking to testify is asked to provide their name, organization, county of residence, if they're traveling from more than 100 miles from the meeting location, position on the bill of interest, and whether they are submitting written testimony. The committee chair uses the form to call witnesses to testify. The witness registration form is not an official part of the public record of the bill.
- **Impact:** Agency staff should be aware that information on witness registration forms will be posted on the web.
- **Due date if applicable:** Effective date of the measure. (February 2012 legislative session.)
- **Relevant text of measure:** See Sections 1 and 2 of the measure.
- **Source:** 5/12/11 Staff Measure Summary; Text of the measure

Senate Bill 766**Effective Date:** June 28, 2011

Relating to siting of industrial uses

- **What the measure does:** Senate Bill 766 defines industrial development projects of significance and establishes the Economic Recovery Review Council. The Council may expedite the permitting of up to 10 industrial development projects per biennium through and expedited review process.
- **Background:** It has been stated that the program set forth in SB 766 will complement the Certified Industrial Site program which began in 2003 as a result of an Executive Order approved by Governor Ted Kulongoski.
- **Impact:** When the Employment Department notifies the Economic Recovery Review Council that the annual average unemployment rate for the most recent calendar year in Oregon is less than six percent, then the council will be abolished and liability, duty or obligations of the council are transferred to DAS.
- **Due date if applicable:** When the annual average unemployment rate for the most recent calendar year in Oregon is less than six percent.
- **Relevant text of measure:** See Sections 12 and 13 of the measure.
- **Source:** 6/3/11 Budget Report; Text of the measure

Senate Bill 877**Effective Date:** June 1, 2011

Relating to Oregon Coordinate System for land surveying

- **What the measure does:** Senate Bill 877 directs the [Department of Transportation](#) to adopt rules implementing the Oregon Coordinate System, and requires the agency to appoint members to an advisory committee before adopting rules.
- **Background:** The Oregon Coordinate Reference System is based on a group of low-distortion map projection coordinate systems. The Department of Transportation reported that low-distortion projections have multiple advantages including compatibility with geographic information systems (GIS) devices.
- **Impact:** Senate Bill 877 sets in place, a new [map coordinate system](#) for the State of Oregon.
- **Due date if applicable:** Changes are operative January 2, 2012.
- **Relevant text of measure:** See Sections 1-4 of the measure.
- **Source:** 5/2/11 Staff Measure Summary; Text of the measure

Senate Bill 939**Effective Date:** July 6, 2011

Relating to state financial administration

- **What the measure does:** Senate Bill 939 directs: DAS to adjust the allotment process to enable agencies to spend up to 54% of their General Fund appropriations in the first year of the biennium; transfers Oregon School Facilities Task Force funds to the Administrative Services Economic Development Fund; transfers funds from the DAS Operating Fund to the General Fund for general governmental purposes;

and transfers funds from the DAS Insurance Fund to the General Fund for general governmental purposes.

- **Background:** Senate Bill 939 is the program change bill for the 2011 legislative session.
- **Impact:** Makes adjustments to various DAS funds.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Sections 28, 87, 91 and 95 of the measure.
- **Source:** 6/29/11 Staff Measure Summary; 6/29/11 Fiscal Impact Statement

Senate Bill 957
Relating to state finance

Effective Date: January 1, 2012

- **What the measure does:** Senate Bill 957 directs the Department of Justice to deposit funds from state agencies in a certain account and transfer unused funds to the General Fund.
- **Background:** The Department of Justice is directed to estimate expenses it will incur while providing services to agencies during a biennium. Prior to passage of the measure, if estimated expenses were more or less than actual expenses, the difference was reflected in the next estimate of expenses. Senate Bill 957 allows the Department of Justice to transfer unneeded funds to the General Fund.
- **Impact:** The Department of Justice may return unused agency funds to the General Fund for other uses.
- **Due date if applicable:** Effective date of the measure.
- **Relevant text of measure:** See Section 1 of the measure.
- **Source:** 5/10/11 Staff Measure Summary; Text of the measure

Enacted Budget Bills with Directives to DAS

[House Bill 5005](#)

Effective Date: July 6, 2011

Establishes amounts for bonds and other financing agreements for the biennium

- **Impact on DAS:** House Bill 5005 limits the maximum amount of bonds and Certificates of Participation (COPs) or third party financing agreements state agencies may issue and the amount of revenue state agencies may raise from issuance. The Lottery Revenue Bond limit was reduced to reflect reductions for certain projects and Article XI-Q general obligation was reduced to reflect changes to authorized projects.
- **Due date if applicable:** N/A
- **Relevant text of measure or budget note:** See Section 1 of the bill.
- **Source:** [6/29/11 Budget Report](#) and text of the bill.

[House Bill 5006](#)

Effective Date: July 6, 2011

Limits expenditures for capital construction

- **Impact on DAS:** House Bill 5006 provides expenditure limitation for new capital construction projects for several state agencies. For DAS, those projects include: HVAC improvement projects; roof replacements; fire panel upgrades; building exterior weatherization; parking projects; Salem motor pool improvements; Facilities Integrated Software System; planning; and Department of Revenue building HVAC system chiller replacement.
- **Due date if applicable:** N/A
- **Relevant text of measure or budget note:** See Section 1 of the bill.
- **Source:** [6/29/11 Budget Report](#) and text of the bill.

[House Bill 5037](#)

Effective Date: July 6, 2011

Budget for the Oregon Military Department

- **Impact on DAS:** The Budget Report for HB 5037 directs DAS to unschedule funds for the Christmas Valley Project with the Oregon Military Department. The Legislative Fiscal Office also recommends that the Military Department work with the DAS Budget and Management Division and Legislative Fiscal Office to review agency Key Performance Measures.
- **Due date if applicable:** February 2012 legislative session and 2013 legislative session.
- **Relevant text of measure or budget note:**
Package 207, Christmas Valley. This package increases Other Funds expenditure limitation by \$42,911 for the repayment of a loan from the State Department of Energy for the purchase of land at Christmas Valley in Lake County. The Department of Administrative Services is directed to unschedule \$42,911 Other Funds expenditure limitation for the Christmas Valley Project as provided in the budget note below.
Budget Note:

The Military Department shall report to the appropriate House and Senate policy Committees and the Joint Committee on Ways and Means during the 2012 Legislative Session on its Christmas Valley Project and the progress of that project as measured against the Department's original business case and financial management plan. The Department of Administrative Services is directed to unschedule \$42,911 for the Christmas Valley Project until the submission by the Department of the report requested by the Emergency Board.

LFO Recommendation:

The Legislative Fiscal Office recommends approval of the Department's proposed Key Performance Measures and targets with the direction that the Military Department will work with the Department of Administrative Services and the Legislative Fiscal Office to conduct a review of the Department's KPMs and report back to the 2013 Legislative session on its recommendations.

- **Source:** [6/2/11 Budget Report](#) swap with header

House Bill 5040

Effective Date: July 6, 2011

Budget for the Oregon Department of Revenue

- **Impact on DAS:** The Budget Report for HB 5040 includes a budget note that requires the Department of Revenue to work with the Office of Economic Analysis and the Legislative Revenue Office to develop a methodology to determine what portions of state personal and corporate income tax receipts are attributable to enforcement work performed at the Department of Revenue.
- **Due date if applicable:** Department of Revenue must report to House and Senate Revenue committees and Joint Ways and Means committee on the methodology during the February 2012 legislative session.

- **Relevant text of measure or budget note:**

Budget Note

The Department of Revenue is directed to work with the Office of Economic Analysis and the Legislative Revenue Office to develop a methodology to determine what portions of the state's personal and corporate income tax receipts are attributable to the enforcement work (audit and collection efforts) performed at the Department of Revenue. The intent is to quantify the return on investments made in the agency's enforcement resources and to use that information to help inform decisions about potential future investments. In addition, a baseline calculation for enforcement efforts can be used to delineate between enforcement revenues and revenues from voluntary collections within the context of the quarterly revenue forecast.

Prior to formally adopting a methodology, the Department will report on its proposed methodology to the House and Senate Revenue Committees (either interim or session). In addition, the Department will report to the Joint Committee on Ways and Means during the 2012 Legislative Session on the methodology and a plan for integrating it into budget development for the 2013-15 biennium.

- **Source:** [6/15/11 Budget Report](#)

House Bill 5050

Effective Date: March 8, 2011

Adjustments to 2009-2011 Biennium

- **Impact on DAS:** House Bill 5050 is a budget reconciliation bill implementing some of the actions needed to rebalance agency budgets for the 2009-2011 biennium.

- **Due date if applicable:** N/A
- **Relevant text of measure or budget note:** See page 11 of the Budget Report for a summary of actions related to DAS. Sections 2, 30, 34 of the measure.
- **Source:** [2/24/11 Budget Report](#)

[Senate Bill 5502](#)

Effective Date: July 1, 2011

Budget for the Department of Administrative Services

- **Impact on DAS:** Senate Bill 5502 establishes the budget for DAS. A budget note in the bill requires DAS to develop a plan to reduce administrative functions across the Executive Branch by 10% for the 2013-15 biennium. A second budget note requires DAS to examine usage of permanently assigned DAS Motor Pool vehicles and work to reduce underutilization.
- **Due date if applicable:** The agency is required to report to Ways and Means during the February 2012 session on both budget notes. However, agency budget requests for the 2013-15 biennium should incorporate the 10% reduction of administrative functions.
- **Relevant text of measure or budget note:**

Budget Notes

10% Reduction

The Department of Administrative Services (DAS) shall develop a plan for reducing 2013-15 administrative functions (information technology, human resources, budgeting, accounting, etc.) across the Executive Branch of state government by 10%. The plan could include centralization of functions, efficiencies in processes, increasing risk tolerance or any other elements considered appropriate. The plan shall be developed with the participation of other state agencies and subject matter experts. The Department will present a progress report to the Joint Committee on Ways and Means during the 2012 Legislative Session. Agency budget requests for 2013-15 shall incorporate the recommendations of this plan.

Fleet Vehicle Utilization

The Department shall also examine the usage of permanently assigned vehicles owned by the DAS Motor Pool and work with agencies to reduce the number of underutilized vehicles. The Department will set minimum monthly mileage standards for permanently assigned vehicles including exemption criteria to account for low usage vehicles that are required for valid agency business needs. DAS Fleet will reallocate and/or work with agencies to return to the motor pool any cars not meeting those mileage standards. The Department will present the results of the above actions and future plans for controlling underutilized vehicles to the Joint Committee on Ways and Means during the 2012 Legislative Session. The Department will also review the replacement lifecycle for vehicle purchases, as well as the standards for determining which cars to purchase and the equipment packages included in those purchases. Finally, DAS will include data on which agencies each have their own authority for purchasing vehicles and the rationale behind that authority.
- **Source:** [6/3/11 Budget Note](#)

Senate Bill 5503**Effective Date:** July 1, 2011

Budget for the Commission for the Blind

- **Impact on DAS:** The Budget Report for SB 5503 requires the Commission for the Blind to work with DAS and the Legislative Fiscal Office to review Key Performance Measures and report back on recommendations.
- **Due date if applicable:** The Commission for the Blind must report back on KPMs during the 2013 legislative session.
- **Relevant text of measure or budget note:**
Summary of Performance Measure Action
See attached Legislatively Adopted 2011-13 Key Performance Measures form. The Blind Commission will work with the Department of Administrative Services and the Legislative Fiscal Office to conduct a review of its existing KPMs and report back to the 2013 Legislative session on its recommendations.
- **Source:** [5/6/11 Budget Report](#)

Senate Bill 5508**Effective Date:** June 30, 2011

Appropriates moneys to Emergency Board and modifies certain biennial appropriations

- **Impact on DAS:** This measure appropriates funds to state agencies for specific purposes and makes other adjustments to individual agency budget and position authority. The Budget Report identifies specific appropriations to DAS for programs including the Confluence Project, Boardman Health Clinic, Southwestern Oregon Community College's Curry Campus, and a marine center for Port Orford. The report also identifies distribution of proceeds from Lottery Bond sales for Port of Morrow, City of Hermiston, Milton-Freewater Water Control District, Oregon Historical Society and Lane Transit District.

DAS is also required to report with the Oregon School for the Deaf on building improvements, repairs and maintenance costs. DAS and Oregon School for the Deaf are to submit a five-year maintenance plan including available funding such as proceeds from the sale of the School for the Blind. – See [Budget Note in HB 5020 \(2011\)](#).
- **Due date if applicable:** N/A
- **Relevant text of measure or budget note:** See pages 9, 10, and 12 of the Budget Report and various sections of the bill.
- **Source:** [6/29/11 Budget Report](#) swap with header

Senate Bill 5521**Effective Date:** July 1, 2011

Budget for the State Library

- **Impact on DAS:** A budget note for SB 5521 requires DAS to participate in a work group with the Governor's Office, Secretary of State and Chief Justice regarding recommendations for consolidation and improvement of library and archives services.
- **Due date if applicable:** The work group outlined in the budget note is required to report to Ways and Means and a policy committee during the February 2012 session.

- **Relevant text of measure or budget note:**

Budget Note

The Governor's Office, Secretary of State, and the Chief Justice are requested to convene a workgroup to develop options and make recommendations on the consolidation and improvement of library and archives services to the Joint Committee on Ways and Means and the appropriate policy committee at the beginning of the February 2012 Legislative Session. The workgroup shall make specific recommendations on the following:

- (a) Consolidation of state archives services;
- (b) Increased utilization of digital resources;
- (c) Elimination of the duplicative state subscriptions and subscription services across state agencies;
- (d) Reduction of library facility costs;
- (e) Consolidation of services of the State Library, Higher Education libraries, and the State Law Library;
- (f) Development of public/private partnerships for library, law library, and archives services;
- (g) Development of a more cost-effective delivery of the Talking Books and Braille Services;
- (h) Leveraging additional federal grant funding for libraries and library services.

The State Library, Department of Administrative Services, the Oregon University System, Oregon Commission for the Blind and the Department of Education are instructed to be participating members in the workgroup. The Oregon State Bar Association should also be requested to participate in the workgroup.

- **Source:** [5/20/11 Budget Report](#)

Senate Bill 5524

Effective Date: July 1, 2011

Budget for the Long Term Care Ombudsman

- **Impact on DAS:** The Budget Report for SB 5524 requires review and revisions to Key Performance Measures and that the Long Term Care Ombudsman must report to DAS Budget and Management and the Legislative Fiscal Office on those revisions.
- **Due date if applicable:** The Ombudsman must report to BAM and LFO by January 1, 2012 on Key Performance Measures.
- **Relevant text of measure or budget note:**

The Subcommittee approved revisions to several KPMs to measure annual instead of quarterly visits to long-term care facilities, and two new KPMs for advocacy and volunteerism. The Subcommittee directed the agency to identify and review available data sources and establish targets for the two new measures and report to the Department of Administrative Services Budget and Management Division and the Legislative Fiscal Office by January 1, 2012.
- **Source:** [4/29/11 Budget Report](#)

Senate Bill 5525

Effective Date: July 1, 2011

Budget for the State Marine Board

- **Impact on DAS:** The Budget Report for SB 5525 requires Budget and Management and the Legislative Fiscal Office to work with the Marine Board to review and make recommendations regarding Key Performance Measures.

- **Due date if applicable:** The board must report back on Key Performance Measures during the 2013 legislative session.
- **Relevant text of measure or budget note:**
 1. The Marine Board will work with the Department of Administrative Services and the Legislative Fiscal Office to conduct a review of the Board's existing KPMs and report back to the 2013 Legislative Session on its recommendations.
- **Source:** [4/29/11 Budget Report](#)

Senate Bill 5536

Effective Date: July 1, 2011

Budget for the State Board of Pharmacy

- **Impact on DAS:** A budget note requires the Board of Pharmacy to work with DAS to contract for a review of operations and report on that review during the February 2012 legislative session.
- **Due date if applicable:** The board must report on an operational review during the February 2012 session.
- **Relevant text of measure or budget note:**

Budget Note:
The Subcommittee expressed concern about the overall operational management of the Board of Pharmacy. The Board was directed to work with the Department of Administrative Services to contract for a review of its operations including, but not limited to, the delegation of duties by position, the processes by which the Board conducts its administrative functions, how the revenues derived relate to the costs of doing business, management principles and policies, and efficient use of resources. The review should include specific findings on the gaps in operational policies, procedures and directives, allocation of resources, and cost allocation by license type and recommendations on how to address these gaps. The Board is directed to report on the operational review to the Joint Ways and Means during the February 2012 Legislative Session on the findings and the Board's plans on implementing the specific recommendations.
- **Source:** [5/6/11 Budget Report](#)

Senate Bill 5537

Effective Date: July 6, 2011

Budget for the Department of State Police

- **Impact on DAS:** A budget note to SB 5537 requires the Gaming Enforcement Division of the Oregon State Police to recover DAS risk management assessments for the Tribal Gaming Division in a new manner.
- **Due date if applicable:** N/A
- **Relevant text of measure or budget note:**

In accordance with ORS 278.435, the Department of Administrative Services (DAS) assessed over \$800,000 in risk management for the Tribal Gaming Section of the Oregon State Police. This is a significant increase from previous biennia and is mainly due to personnel related actions, legal costs and settlements dating back to 2005. The portion of the assessment attributable to these specific actions totals approximately \$785,000 and is scheduled to continue through the 2013-15 biennial budget. Neither

the Tribal Governments nor their tribal gaming activities directly provoked these costs, but the costs would not have been incurred except for the services required by the Oregon State Police's obligations under the gaming compacts with Tribal Governments. For these unique reasons, the Subcommittee determined that the Tribal Gaming organizations and the department should share the costs of the assessments and the following budget note was adopted.

Budget Note:

For the 2011-13 budget, the Oregon State Police are instructed to recover the cost of the Department of Administrative Services risk management assessments for the Tribal Gaming Section attributable to the personnel actions described above in the following manner:

1. Half from charges assessed to Tribal Gaming organizations under the compacts; and
2. Half from other agency revenue sources.

The remaining portion of the DAS risk management assessment unrelated to the personnel actions described above is to be fully recovered from charges assessed under the gaming compacts.

- **Source:** [6/29/11 Budget Report](#)

Senate Bill 5545

Effective Date: May 27, 2011

Budget for the Teacher Standards and Practices Commission

- **Impact on DAS:** A policy package approved in SB 5545 requires DAS to continue working with the Teacher Standards and Practices Commission to identify appropriate office space.
- **Due date if applicable:** The commission is required to report on planning during the February 2012 session.
- **Relevant text of measure or budget note:**
Policy Package 100 – This was a placeholder package for the anticipated cost of relocating the office. The Subcommittee did not approve the expenditure limitation at this time. The agency was directed to continue working with the Department of Administrative Services to identify appropriate office space. The agency is expected to report back to an interim committee or during the 2012 session on the necessary cost of the move. It should continue to be mindful of its projected ending balance and identify a prudent office space.
- **Source:** [4/29/11 Budget Report](#)

Appendix A

Summary of Selected Impacts or Deliverables and Due Dates

Bill Number	Division(s)	Impact or Deliverable	Approximate Due Date
HB 2020	Director's Office / BAM / HRSD	<ol style="list-style-type: none"> DAS to develop a plan for state agencies of more than 100 employees to attain a ration of 11 to 1 employees to supervisory/managerial employees. Plan will be used to develop budgets beginning with 2013-15. DAS to report on the ratio during each odd-year session. Report to legislature in February 2012 on current ratio. 	<ol style="list-style-type: none"> Ongoing Incorporate into 2013 budget development (spring 2012) Ready by February 2013 February 2012
HB 2100	Operations / SSD-State Procurement / SCD / HRSD / BAM	<ol style="list-style-type: none"> PEBB and OEBS are officially transferred from DAS to Oregon Health Authority. Oregon Health Authority removed from DAS procurement authority. 	<ol style="list-style-type: none"> July 1, 2011 August 5, 2011
HB 2244	Operations	Requires agencies to prepare a written policy describing agency use, retention and ownership of public records and to submit the policy to the State Archivist for approval.	Requires review and approval of the policy by the State Archivist by January 1, 2012
HB 2252	Operations / SCD	Adopt criteria for determining when money is uncollectible and have criteria approved by the Attorney General.	June 2011
HB 2321	EISPD / State Data Center	Allows agencies to send notices by email if recipients choose that option.	January 1, 2012
HB 2381	Operations / HRSD	Board of Optometry, Board of Massage Therapists, Physical Therapist Licensing Board to be assessed for services provided by DAS HRSD.	January 1, 2012
HB 2397	Operations	Specific funds for the Office of Rural Health were appropriated to DAS for distribution.	August 2, 2011
HB 2634	Operations	DAS will provide reimbursable funding for start-up costs of the Citizens' Initiative Review Commission.	June 2011
HB 2770	EISPD	Business Development Department to develop a website related to new or prospective small businesses. See also HB 3247.	January 1, 2012
HB 2788	EISPD / Director's Office	<ol style="list-style-type: none"> Requires State Treasurer to provide information to be posted on the Oregon Transparency website. Requires agencies to post public meeting notices on the Oregon Transparency website. 	<ol style="list-style-type: none"> June 2011 January 1, 2012
HB 2825	EISPD / Director's Office	Specific agencies must submit information about tax expenditures connected to economic development so it may be posted on the Oregon Transparency website.	Agencies submit by September 30, 2011. Data posted by December 31, 2011
HB 2854	SSD - Fleet	<ol style="list-style-type: none"> Fleet is required to continue working with agency and local government partners to provide motor pool services in a cost-efficient, effective manner. DAS Fleet to report to legislature each biennium on actions and evaluation of costs, benefits and effectiveness of actions. 	<ol style="list-style-type: none"> January 1, 2012 February 2013
HB 2855	Director's Office	Continues the work of the 2009 Task Force on Effective and Cost-Efficient Service Provision. Requires the Task	<ol style="list-style-type: none"> Interim report due January 31, 2012.

		Force to report prior to the 2012 and 2013 legislative sessions.	2. Final report due October 1, 2012.
HB 2920	Operations / Director's Office-Audits	Authorizes Secretary of State Audits Division to audit use of fund transferred from the state to counties.	January 1, 2012
HB 3000	SSD - State Procurement	Permits agencies to apply a preference when purchasing products and services made in Oregon.	June 7, 2011
HB 3075	Director's Office – OEA	Removes requirement for the Office of Economic Analysis to evaluate funding levels of the Intoxicated Driver Program.	January 1, 2012
HB 3105	Director's Office – all divisions	Requires agencies to email executive summaries of reports and required notices of rulemaking to members of the legislature. Members may request paper copies.	January 1, 2012
HB 3110	EISPD	DAS and other agencies are to work with the Alcohol and Drug Policy Commission to develop and implement a data collection and reporting system for certain programs.	January 1, 2012
HB 3186	Director's Office, SSD – Fleet, Risk	With limited exceptions outlined in statute, people who are driving and using a cell phone must use a hands-free accessory.	January 1, 2012
HB 3188	EISPD / Director's Office	Counties are required to report to DAS on Lottery Funds received for economic development. Information will be posted to the Oregon Transparency website.	December 31, 2011
HB 3207	HRSD	Requires agencies to interview veterans who meet minimum qualifications for a position and clearly identify transferable skills required by the employer.	January 1, 2012
HB 3247	EISPD	Requires the Secretary of State Corporations Division to create a "One Stop Shop for Oregon Business" web page. See also HB 2770.	August 2, 2011
HB 3291	Director's Office-Audits	Requires agencies to report to the legislature within six months of an audit on results and any changes the agency implemented in response to the audit.	January 1, 2012
HB 3316	SSD – State Procurement	Requires DAS to write rules or take other actions to implement provisions of the measure related to Qualification-Based Selection for certain services.	January 1, 2012
HB 3482	HRSD	Allows employees to take unpaid leave to address issues arising from harassment. Provisions of the measure specifically apply to state employees.	August 2, 2011
HB 3487	BAM	Clarifies that new or increased state agency fees approved between legislative sessions will be reviewed during the next session rather than only the odd-year sessions.	August 2, 2011
HB 3525	Operations	Requires DAS to establish and manage the Courthouse Capital Improvement Trust Fund.	August 2, 2011
HB 3528	Director's Office	Authorizes DAS to consult with the Oregon Progress Board regarding integration of Oregon benchmarks into the budgeting and policymaking process and review merger of specific boards and commissions. Requires a report to the legislature on plans.	July 2, 2012
HB 3650	SSD – Risk	Requires DAS to partner with Department of Corrections and SAIF to draft rules related to implementation of the measure.	July 1, 2011
HB 5005	BAM	Limits the maximum amount of bonds and COPs or third party financing agreements state agencies may issue and the amount of revenue state agencies may raise from issuance	July 6, 2011

HB 5006	BAM / Facilities	Provides expenditure limitation for new capital construction projects for specific agencies including DAS	July 6, 2011
HB 5037	BAM / Operations	<ol style="list-style-type: none"> 1. Requires BAM to unscheduled funds for the Christmas Valley Project. 2. Requires Military Department to work with BAM and LFO on Key Performance Measures. 	<ol style="list-style-type: none"> 1. Military Department to report on Christmas Valley Project in February 2012. 2. Military Department to report on KPMs during 2013 session.
HB 5040	Director's Office – OEA	Requires the Department of Revenue to work with the Office of Economic Analysis and Legislative Revenue Office to develop a specific methodology.	Department of Revenue is to report on methodology during the February 2012 session.
HB 5050	Various Divisions	Budget Reconciliation Bill for 2009-2011 Biennium.	March 8, 2011
SB 14	SSD–Surplus, EISPD	Provides flexibility for state agencies to conduct business through the use of e-commerce.	June 7, 2011
SB 19	BAM	DAS was authorized to issue new XI-Q bonds to supplant Certificates of Participation authorized for the 2009-2011 biennium.	April 12, 2011
SB 53	Director's Office	<ol style="list-style-type: none"> 1. Rule-making regarding administrative costs for the Charitable Fund Drive. 2. Publish information related to administrative costs on promotional materials and web site. 	January 1, 2012
SB 195	Facilities	Repeals statutes related to Space Age Industrial Park.	January 1, 2012
SB 241	Director's Office –Other Divisions	Under certain circumstances, requires state agencies to make reasonable efforts to ask customers or clients if they are veterans.	January 1, 2012
SB 242	BAM, SSD, SDC, HRSD, Director's Office, EISPD,	<ol style="list-style-type: none"> 1. Oregon University System is removed from the state risk fund, no longer subject to DAS assessments. 2. Requires them to submit funding requests to DAS by September 1 of even-numbered years. 	<ol style="list-style-type: none"> 1. OUS is removed from the risk fund beginning 2013-15 budget. 2. September 1, 2012 OUS is required to submit funding request.
SB 250	EISPD / Director's Office	Requires information about Education Service Districts to be posted on the Oregon Transparency websites.	December 31, 2011
SB 397	SSD – Risk	Allows actions based on torts to be brought against officers, employees or agents of public bodies if the complaint alleges that the plaintiff is entitled to damages in excess of the Oregon Tort Claims Act limits.	January 1, 2012
SB 556	SSD – Fleet, SCD	<ol style="list-style-type: none"> 1. Requires DAS to adopt a statewide policy to implement a tiered schedule for reimbursement of mileage expenses to people using privately-owned motor vehicles. 2. Reports are due to the legislature by January 2, 2013-17 	<ol style="list-style-type: none"> 1. New rates apply to reimbursement requests after January 1, 2012 2. January 1, 2013, 2-15, 2017
SB 676	Director's Office / BAM	<ol style="list-style-type: none"> 1. Directs DAS and the Governor to submit and outcomes-based budget to reflect results of continuous improvement actions in agencies. 2. Plans describing outcomes-based strategies are due to legislature by December 31, 2011. 	<ol style="list-style-type: none"> 1. Outcomes-based budgets are to be prepared for biennia beginning on or after July 1, 2013. 2. Outcomes-based strategies are due to the legislature by December 31, 2011
SB 766	Operations / Director's	Under certain conditions, DAS will take on liability, duties or obligations of the Economic Recovery Review Council	DAS to take on responsibilities when the Employment

	Office	after it is abolished.	Department notifies DAS that unemployment rate has been less than six percent for a year.
SB 877	EISPD	Department of Transportation will adopt rules implementing the Oregon Coordinate System – a new map coordinate system for the State of Oregon.	January 2, 2012
SB 939	BAM, Facilities, SSD-Risk, Operations	<ol style="list-style-type: none"> 1. Requires DAS to adjust the allotment process for agencies to spend up to 54% of their General Fund appropriations in the first year. 2. Transfers Oregon School Facilities Task Force funds to Administrative Services Economic Development Fund 3. Transfers funds from DAS Operating Fund for other purposes. 4. Transfers funds from DAS Insurance Fund to General Fund for other purposes. 	July 6, 2011
SB 5502	All Divisions	<p>DAS Budget Bill – Budget Notes are as follows:</p> <ol style="list-style-type: none"> 1. Requires DAS to develop a plan for reducing administrative functions across Executive Branch for 2013-15 budget. Requires progress report. 2. Requires examination of utilization of permanently assigned fleet vehicles. Requires report. 	<ol style="list-style-type: none"> 1. Progress report on 10% reduction of administrative functions in February 2012. Recommendations to be included in 2013-15 budget. 2. Report on underutilized vehicles in February 2012.
SB 5503	BAM	Requires the Commission for the Blind to work with BAM and LFO on Key Performance Measures.	Commission for the Blind to report on recommendations during 2013 session.
SB 5508	Operations / Facilities	<ol style="list-style-type: none"> 1. Sections of the measure identify appropriations to DAS for specific projects and direct distribution of Lottery Bond sales for specific projects. 2. The measure also requires DAS to report with the Oregon School for the Deaf on building issues and a maintenance plan. 	<ol style="list-style-type: none"> 1. June 30, 2011 2. June 30, 2011
SB 5521	Director's Office or Other Division	Requires DAS to participate in a work group with the State Library, Governor's Office, Secretary of State and Chief Justice recommending consolidation and improvements of library and archives services.	State Library is required to report to Ways and Means in February 2012.
SB 5524	BAM	Long Term Care Ombudsman is required to work with BAM and LFO on Key Performance Measures.	Office of the Long Term Care Ombudsman is to report to BAM and LFO by January 1, 2012.
SB 5525	BAM	Requires the State Marine Board to work with BAM and LFO on Key Performance Measures.	State Marine Board is to report back on recommendations during 2013 session.
SB 5536	Operations	Board of Pharmacy is required to work with DAS to contract for a review of operations.	Board of Pharmacy is to report back during February 2012 session.
SB 5537	SSD – Risk	Requires Oregon State Police to recover the DAS Risk charge for Tribal Gaming Division with a new methodology.	State Police is directed to create a new recovery methodology.
SB 5545	Facilities	Requires DAS to continue working with the Teacher Standards and Practices Commission to find appropriate office space for the commission.	Teacher Standards and Practices Commission is required to report back on space planning in February 2012.

Appendix B

Calendar of Selected Legislative and DAS Activities

Pre - July 2011

DAS Activities

- June 2011 - Operations / SCD – HB 2252 – Criteria to be approved by Attorney General regarding uncollectable debts.
- June 2011 – Operations – HB 2634 – Prepare to provide reimbursable funding for start-up costs of Citizens’ Initiative Review Commission.
- June 2011 – SSD State Procurement – HB 3000 – Authorizes agencies to apply a preference for products and services made in Oregon.
- June 2011 – Facilities – SB 5508 – Work with Department of Education to report with School for the Deaf on building issues and a maintenance plan.

July 2011

DAS Activities

- All Divisions – HB 2100 – PEBB and OEBB transferred from DAS to Oregon Health Authority
- All Divisions – SB 242 – Oregon University System redefined as a public corporation and not a state agency.
- SSD Risk – HB 3650 – Work with Department of Corrections and SAIF to write rules for implementation of the measure.

August 2011

Scheduled Legislative Activities

- 26th – Revenue Forecast (OEA)

DAS Activities

- EISPD – HB 3247 – Secretary of State Corporations Division to create a “One Stop Shop for Oregon Business.” See also HB 2770.
- Operations – HB 2397 – Funds are made available for distribution to Office of Rural Health
- Operations – HB 3525 – Establish and manage the Courthouse Capital Improvement Trust Fund.
- SSD State Procurement – HB 2100 – Oregon Health Authority removed from DAS procurement authority

September 2011

Scheduled Legislative Activities

- 21st - 23rd – Legislative Committee Meetings

November 2011

Scheduled Legislative Activities

- 16th – 18th Legislative Committee Meetings
- 17th – Revenue Forecast (OEA)

December 2011

Scheduled Legislative Activities

- 5th - Deadline for legislators (and Governor) to request bill drafts from Legislative Counsel

DAS Activities

- Director’s Office / BAM – SB 676 – Plan describing outcomes-based strategies due to legislature December 31.
- EISPD – HB 2788 – Updates to Oregon Transparency website to include information from State Treasurer and public meeting notices.
- EISPD – HB 2825 – Updates to Oregon Transparency website to include information from specific agencies about tax expenditures.

- EISPD – HB 3188 – Updates to Oregon Transparency website to include information from counties about the use of Lottery Funds.
- EISPD – SB 250 – Updates to Oregon Transparency website to include information about Education Service Districts.

January 2012

Scheduled Legislative Activities

- 9th – Legislative Concept drafts returned to requestors
- 18th – 20th – Legislative Committee Meetings
- 23rd – Deadline for committees, members and Governor to file legislation
- 27th – Advisory referral of bills to committees

DAS Activities

- BAM – SB 5524 – Long Term Care Ombudsman to report to BAM and Legislative Fiscal Office on Key Performance Measures.
- Director's Office – HB 2855 – Monitor work of Task Force on Effective and Cost-Efficient Service Provision. Interim report due January 31.
- Director's Office – SB 53 – Rule making regarding administrative costs for Charitable Fund Drive and publishing administrative costs on promotional materials.
- Director's Office and all divisions – HB 3105 – Reports to legislature and administrative rule notification by email. Members may request paper copies.
- Director's Office and all divisions – SB 241 – Under certain circumstances, state agencies are required to make reasonable effort to ask customers if they are veterans' and provide information.
- Director's Office OEA – HB 3075 – OEA no longer required to evaluate funding levels of the Intoxicated Driver Program.
- EISPD – HB 2770 – Business Development Department to develop website related to new or prospective small businesses (see also HB 3247)
- EISPD – HB 3110 – Work with Alcohol and Drug Policy Commission to develop and implement a data collection and reporting system for certain programs.
- EISPD – SB 877 – Department of Transportation to adopt rules to implement the Oregon Coordinate System.
- EISPD / SDC – HB 2321 – Agencies may email notices to customers if they choose that option
- HRSD – HB 2381 – Board of Optometry, Board of Massage Therapists, Physical Therapist Licensing Board to be assessed for HRSD services
- Operations – HB 2244 – Review and approval by State Archivist of agency policy related to public records
- SSD Fleet – HB 2854 – Continue working with agencies and local governments to provide motor pool services in a cost-efficient, effective manner.
- SSD Fleet / SCD – SB 556 – DAS required to establish a statewide policy for tiered reimbursement of mileage expenses for privately-owned motor vehicles.
- SSD State Procurement – HB 3316 – Writes rules related to Qualification-Based Selection.

February 2012

Scheduled Legislative Activities

- 1st – 29th – 2012 Legislative Session

DAS Activities

- BAM/Operations – HB 5037 – Military Department to report on unscheduled funds for Christmas Valley Project.
- BAM/Operations – SB 5536 – Board of Pharmacy to report during legislative session on review of operations. Pharmacy to work with DAS on contract for review.
- Director's Office – HB 2020 – Progress report on current ratio of employee to management ratio

- Director's Office – SB 5502 – Provide progress report on 10% reduction of administrative functions. Recommendations to be included in 2013-15 budget.
- Director's Office (or other division) – SB 5521 – State Library to report during legislative session on work group recommendations regarding consolidation and improvements of library and archives services.
- Director's Office OEA – HB 5040 – Department of Revenue to report to legislature on specific methodology developed with OEA.
- Facilities – SB 5545 – Teacher Standards and Practices Commission to report during legislative session on work with DAS regarding space planning issues.
- SSD Fleet – SB 5502 – Report on underutilized vehicles in the DAS Fleet.

March 2012

Scheduled Legislative Activities

- 1st – 6th – 2012 Legislative Session (continued)

DAS Activities

- Director's Office – HB 2020 – Incorporation of 11:1 employee to management ratio in 2013-15 agency budgets.

May 2012

Scheduled Legislative Activities

- 21st – 23rd – Legislative Committee Meetings

July 2012

DAS Activities

- Director's Office – HB 3528 – Report to legislature on plans to integrate Oregon Benchmarks into the budgeting and policymaking process and review merger of specific boards and commissions.

September 2012

Scheduled Legislative Activities

- 12th – 14th – Legislative Committee Meetings

DAS Activities

- BAM – SB 242 – Oregon University System required to submit funding request.

October 2012

DAS Activities

- Director's Office – HB 2855 – Monitor work of Task Force on Effective and Cost-Efficient Service Provision. Final report due October 1.

December 2012

Scheduled Legislative Activities

- 10th – 12th – Legislative Committee Meetings

January 2013

Scheduled Legislative Activities

- 76th Legislative Assembly possibly convenes for organizational session

February 2013

Scheduled Legislative Activities

- 4th – Beginning of 2013 Legislative Session

DAS Activities

- BAM – HB 5037 – Military Department to report during 2013 session on recommendations for Key Performance Measures.
- BAM – SB 5503 – Commission for the Blind to report during 2013 session on recommendations for Key Performance Measures.
- BAM – SB 5525 – State Marine Board to report during 2013 session on recommendations for Key Performance Measures.
- Director's Office – HB 2020 – Report on employee to management ratio

- SSD Fleet – HB 2854 – Report on actions and evaluation of fleet activities in working with agencies and local governments to provide services in a cost-efficient, effective manner.

June 2013

Scheduled Legislative Activities

- 30th – End of 2011-2013 biennium

DAS Activities

- Director's Office / BAM – SB 676 – DAS and Governor to submit outcomes-based budget to reflect continuous improvement actions in agencies.
- SSD Risk – SB 242 – Oregon University System to withdraw from risk fund beginning 2013-15 biennium.