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NOTICE OF PROPOSED RULEMAKING

INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 150
DEPARTMENT OF REVENUE

FILED: 10/31/2026 8:54 AM
ARCHIVES DIVISION SECRETARY OF STATE

FILING CAPTION: Establish a process for distributing moneys in the Criminal Fine Account.

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 12/01/2026 5:00 PM
The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

CONTACT:
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Filed By:
Katie McCann
Rules Coordinator

HEARING(S)
Auxiliary aids for persons with disabilities are available upon advance request. Notify the contact listed above.

DATE: 12/01/2026
TIME: 9:00 AM
OFFICER: Maribel Luna

REMOTE HEARING DETAILS
MEETING URL: Click here to join the meeting
PHONE NUMBER: 503-446-4951
SPECIAL INSTRUCTIONS:
Join by Teams video: https://teams.microsoft.com/meet/287820800679047?p=yn7qH4yH3hZj1Tvlp7
Meeting ID: 287 820 800 679 047
Passcode: wd68HG3P

Join by phone: 503-446-4951
Conference ID: 604 400 508#

NEED FOR THE RULE(S):

The Department of Revenue is required to establish by rule a process for distributing moneys in the Criminal Fine Account. This rule establishes how often funds in the Criminal Fine Account are distributed to state agencies. The rule also clarifies that in cases of insufficient funds the department will distribute the funds in the order of priority or in the manner set by the legislature.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

Oregon Revised Statute (ORS) 137.300

STATEMENT IDENTIFYING HOW ADOPTION OF RULE(S) WILL AFFECT RACIAL EQUITY IN THIS STATE:

Oregon Administrative Rule (OAR) 150-137-0010 does not have any known direct impacts on racial equity. The Department of Revenue is required to distribute moneys in the Criminal Fine Account to state agencies as determined by the legislature.

The legislature specifies the programs and the allocation from the Criminal Fine Account for those programs that are managed by state agencies.

FISCAL AND ECONOMIC IMPACT:

This rule does not have a direct fiscal or economic impact. The legislature determines which state agencies will receive distributions from the Criminal Fine Account and determines total allocations per biennium. The legislature also determines that any remaining funds be distributed to the general fund.

COST OF COMPLIANCE:

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

(1) There is no impact on units of local government. The rule will impact state agencies that received funds from the Criminal Fine Account. The legislature establishes the list of state-agency recipients and establishes allocations per biennium.
This rule establishes how often funds in the Criminal Fine Account are distributed to state agencies. It may also affect the amounts agencies receive when there are insufficient funds available for the monthly distributions. The rule also clarifies that, unless otherwise prohibited, at the end of each biennium, the department will distribute to the General Fund all moneys remaining in the Criminal Fine Account after distributing the biennial allocations to funds and programs as determined by the legislature.
(2)(a) There is no cost of compliance effect on small businesses associated with this rule. Any compliance or administrative costs arise from existing statutory requirements, which may affect the Department of Revenue (DOR) as well as the state agencies that receive distributions from the Criminal Fine Account. Small businesses are not subject to this rule.
(b) This rule does not require any additional reporting or recordkeeping. The administrative responsibilities for DOR are outlined in ORS 137.300 (1), which requires the agency to maintain records of all moneys transferred into and out of the Criminal Fine Account.
OAR 150-137-0010 does not require state agencies that receive Criminal Fine Account distributions to conduct any reporting, recordkeeping, or other administrative activities. Those obligations are established by other governing statutes or rules.
(c) None known.

DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

A rules advisory committee was formed with members of state agencies that are currently receiving funds from the Criminal Fine Account or have received funds in the past years.

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? YES

AMEND: 150-137-0010

RULE SUMMARY: Establish a process for distributing moneys in the criminal fine account.

CHANGES TO RULE:

150-137-0010
Criminal Fine Account Distribution ¶

(1) Monthly, the department will distribute moneys available in the Criminal Fine Account after final deposits into the account for the calendar month have been made by the Oregon Department of Revenue and Oregon Judicial Department.¶
(2) The department will distribute funds in the order of priority prescribed by ORS 137.300 or superseding legislative action. If moneys deposited into the account are insufficient, the department will distribute the available funds in the order of priority prescribed by ORS 137.300 or superseding legislative action, until funds are exhausted.¶
(3) Unless otherwise prohibited, at the end of each biennium, the department will distribute to the General Fund all moneys remaining in the Criminal Fine Account after distributing the ~~monthly~~biennial allocations to funds and programs ~~referenced in Oregon Laws 2011, Chapter 597, Section 53~~as determined by the legislature.
Statutory/Other Authority: ORS 305.100~~;~~, 137.300
Statutes/Other Implemented: ORS 137.300