

SB 5542-5  
(LC 9542)  
2/19/19 (DFY/ps)

Requested by JOINT COMMITTEE ON WAYS AND MEANS

**PROPOSED AMENDMENTS TO  
SENATE BILL 5542**

1 In line 2 of the printed bill, after the semicolon insert “creating new  
2 provisions; amending ORS 274.064 and sections 1 and 2, chapter 570, Oregon  
3 Laws 2017, sections 12, 15 and 29, chapter 748, Oregon Laws 2017, and section  
4 8, chapter 87, Oregon Laws 2018; repealing section 10, chapter 748, Oregon  
5 Laws 2017;”.

6 Delete lines 4 through 15 and insert:

7 **“SECTION 1.** Section 8, chapter 87, Oregon Laws 2018, is amended to  
8 read:

9 **“Sec. 8.** (1) For the biennium ending June 30, 2019, at the request of the  
10 Oregon Department of Administrative Services, after the department consults  
11 with the Higher Education Coordinating Commission, the State Treasurer is  
12 authorized to issue lottery bonds pursuant to ORS 286A.560 to 286A.585 in  
13 an amount that produces \$9 million in net proceeds and interest earnings for  
14 the purposes described in subsection (2) of this section, plus an additional  
15 amount estimated by the State Treasurer to be necessary to pay bond-related  
16 costs.

17 **“(2)** Net proceeds of lottery bonds issued under this section in an amount  
18 sufficient to provide \$9 million in net proceeds and interest earnings must  
19 be transferred to the Higher Education Coordinating Commission for deposit  
20 in the [*Public University Fund established under ORS 352.450, segregated in*  
21 *a distinct subaccount to allow necessary compliance with the Internal Revenue*

1 *Code*] **EOU Field House Facility Fund, established under section 2 of**  
2 **this 2019 Act**, for distribution to Eastern Oregon University to construct a  
3 new field house facility.

4 “(3) The Legislative Assembly finds that the use of lottery bond proceeds  
5 will create jobs, further economic development, finance public education or  
6 restore and protect parks, beaches, watersheds and native fish and wildlife,  
7 and is authorized based on the following findings:

8 “(a) A new facility is needed in order for the university to have adequate  
9 instructional and athletic space.

10 “(b) Having adequate university buildings and facilities is essential to  
11 Oregon’s healthy economic growth.

12 “(c) The field house facility will be used as a venue for regional events,  
13 providing significant economic benefits to local communities.

14 “(d) Oregon manufactured wood products, including cross-laminated tim-  
15 ber, will be utilized in the construction of the field house facility, supporting  
16 Oregon’s wood products manufacturing industry.

17 **“SECTION 2. (1) The EOU Field House Facility Fund is established**  
18 **in the State Treasury, separate and distinct from the General Fund.**  
19 **Interest earned on the moneys in the EOU Field House Facility Fund**  
20 **must be credited to the fund. The fund consists of moneys deposited**  
21 **in the fund under section 8, chapter 87, Oregon Laws 2018, and may**  
22 **include moneys appropriated, allocated, deposited or transferred to the**  
23 **fund by the Legislative Assembly or otherwise and interest earned on**  
24 **moneys in the fund.**

25 **“(2) Moneys in the fund are continuously appropriated to the Higher**  
26 **Education Coordinating Commission for the purposes specified in sec-**  
27 **tion 8, chapter 87, Oregon Laws 2018.**

28 **“SECTION 3. The Oregon Department of Administrative Services**  
29 **may expend up to \$533,000 of net proceeds of lottery bonds issued pur-**  
30 **suant to section 1, chapter 614, Oregon Laws 2011, for distribution to**

1 **the Cascade AIDS Project for the purposes described in section 12,**  
2 **chapter 748, Oregon Laws 2017.**

3 **“SECTION 4.** Section 12, chapter 748, Oregon Laws 2017, is amended to  
4 read:

5 **“Sec. 12.** (1) For the biennium beginning July 1, 2017, at the request of  
6 the Oregon Department of Administrative Services, after the department  
7 consults with the Cascade AIDS Project, the State Treasurer is authorized  
8 to issue lottery bonds pursuant to ORS 286A.560 to 286A.585 in an amount  
9 that produces, **together with the amount distributed by the department**  
10 **under section 3 of this 2019 Act, no more than \$1 million** in net proceeds  
11 and interest earnings for the purposes described in subsection (2) of this  
12 section, plus an additional amount estimated by the State Treasurer to be  
13 necessary to pay bond-related costs.

14 “(2) Net proceeds of lottery bonds issued under this section in an amount  
15 sufficient to provide \$1 million in net proceeds and interest earnings must  
16 be transferred to the department for deposit in the ODAS Economic Devel-  
17 opment Distributions Fund established under ORS 461.553 for distribution to  
18 the Cascade AIDS Project for acquisition and renovation of a primary care  
19 and mental health center for the lesbian, gay, bisexual, transgender, queer,  
20 and other minority gender identities and sexual orientation community.

21 “(3) The Legislative Assembly finds that the use of lottery bond proceeds  
22 will create jobs, further economic development, finance public education or  
23 restore and protect parks, beaches, watersheds and native fish and wildlife,  
24 and is authorized based on the following findings:

25 “(a) Individuals increase their potential for self-sufficiency and use fewer  
26 public resources when they have access to health care.

27 “(b) Individuals who have mental illnesses increase their potential for  
28 self-sufficiency and use fewer public resources when they have access to  
29 mental health services.

30 **“SECTION 5.** Section 15, chapter 748, Oregon Laws 2017, is amended to

1 read:

2 “**Sec. 15.** (1) For the biennium beginning July 1, 2017, at the request of  
3 the Oregon Department of Administrative Services, after the department  
4 consults with the Family Nurturing Center [*Rogue Valley Children’s Relief*  
5 *Nursery*], the State Treasurer is authorized to issue lottery bonds pursuant  
6 to ORS 286A.560 to 286A.585 in an amount that produces \$2 million in net  
7 proceeds and interest earnings for the purposes described in subsection (2)  
8 of this section, plus an additional amount estimated by the State Treasurer  
9 to be necessary to pay bond-related costs.

10 “(2) Net proceeds of lottery bonds issued under this section in an amount  
11 sufficient to provide \$2 million in net proceeds and interest earnings must  
12 be transferred to the department for deposit in the ODAS Economic Devel-  
13 opment Distributions Fund established under ORS 461.553 for distribution to  
14 the Family Nurturing Center [*Rogue Valley Children’s Relief Nursery to*  
15 *purchase and rehabilitate affordable housing adjacent to the Family Nurturing*  
16 *Center Campus*] **to build or redevelop affordable housing units serving**  
17 **seniors and families with young children.**

18 “(3) The Legislative Assembly finds that the use of lottery bond proceeds  
19 will create jobs, further economic development, finance public education or  
20 restore and protect parks, beaches, watersheds and native fish and wildlife,  
21 and is authorized based on the following findings:

22 “(a) Having housing for at-risk populations is essential to Oregon’s  
23 healthy economic growth.

24 “(b) A severe shortage of affordable housing exists in Oregon, and market  
25 indicators demonstrate a growing gap between the supply of and demand for  
26 affordable housing.

27 “**SECTION 6.** Section 29, chapter 748, Oregon Laws 2017, is amended to  
28 read:

29 “**Sec. 29.** (1) For the biennium beginning July 1, 2017, at the request of  
30 the Oregon Department of Administrative Services, after the department

1 consults with the Oregon Business Development Department, the State  
2 Treasurer is authorized to issue lottery bonds pursuant to ORS 286A.560 to  
3 286A.585 in an amount that produces \$3,390,000 in net proceeds and interest  
4 earnings for the purposes described in subsection (2) of this section, plus an  
5 additional amount estimated by the State Treasurer to be necessary to pay  
6 bond-related costs.

7 “(2) Net proceeds of lottery bonds issued under this section in an amount  
8 sufficient to provide \$3,390,000 in net proceeds and interest earnings must  
9 be transferred to the Oregon Business Development Department for deposit  
10 in the American Manufacturing Innovation District Fund established in  
11 section 7a, chapter 66, Oregon Laws 2016, for construction of [*access roads*  
12 *to the*] Oregon Manufacturing Innovation Center [*Research and Development*  
13 *Facility and Training Center*] **access roads**.

14 “(3) The Legislative Assembly finds that the use of lottery bonds proceeds  
15 with create jobs and further economic development, and is authorized based  
16 on the finding that the Oregon Manufacturing Innovation Center will enable  
17 and encourage the development of a robust manufacturing sector in the  
18 Oregon economy.

19 “**SECTION 7.** Section 1, chapter 570, Oregon Laws 2017, as amended by  
20 section 1, chapter 87, Oregon Laws 2018, is amended to read:

21 “**Sec. 1.** The amounts authorized, as provided by ORS 286A.035, for issu-  
22 ance of general obligation bonds of the state during the 2017-2019 biennium,  
23 notwithstanding section 10, chapter 705, Oregon Laws 2013, are as follows:

24

25 GENERAL OBLIGATION BONDS

26 General Fund Obligations

27 (1) Higher Education Coordinating

28 Commission (Art. XI-G):

29 (a) Oregon Institute of

30 Technology, Center for

1	Excellence in Engineering		
2	and Technology/Cornett		
3	Hall Renovation.....	\$	2,050,000
4	(b) Oregon State University:		
5	[(A) <i>Quality Foods and Beverage</i>		
6	[Center.....	\$	9,100,000]
7	(A) <b>Dairy Products Pilot Plant ...</b>	<b>\$</b>	<b>3,055,000</b>
8	(B) Gilkey Hall Renovation.....	\$	2,050,000
9	(C) Cascades Academic		
10	Building 2.....	\$	10,215,000
11	(c) Portland State University,		
12	Graduate School of		
13	Education Facility .....	\$	36,485,000
14	(d) University of Oregon,		
15	Campus for Accelerating		
16	Scientific Impact .....	\$	70,910,000
17	(e) Western Oregon University:		
18	(A) Information Technology		
19	Center Renovation.....	\$	540,000
20	(B) Oregon Military Building		
21	Renovation.....	\$	540,000
22	(f) Blue Mountain Community		
23	College, Facility for		
24	Agricultural Resource		
25	Management .....	\$	5,115,000
26	(g) Chemeketa Community		
27	College, Agricultural		
28	Complex.....	\$	6,125,000
29	(h) Clackamas Community College:		
30	(A) DeJardin Building Addition.....	\$	8,140,000

1	(B) Student Services and		
2	Community Commons .....	\$	8,140,000
3	(i) Clatsop Community College,		
4	[ <i>Marine Science Center</i> ]		
5	[ <i>Renovation and Expansion</i> .....	\$	8,135,000]
6	<b>Maritime Science Building....</b>	<b>\$</b>	<b>8,135,000</b>
7	(j) Columbia Gorge Community		
8	College, Middle College		
9	Prototype Facility .....	\$	7,400,000
10	(k) Lane Community College,		
11	Health Care Village Facility.....	\$	8,140,000
12	(L) Linn-Benton Community		
13	College, Student Advising		
14	and Campus Safety Center .....	\$	7,635,000
15	(m) Mt. Hood Community College,		
16	Maywood Park Center.....	\$	8,140,000
17	(n) Oregon Coast Community		
18	College, Workforce Education		
19	and Resiliency Center.....	\$	8,140,000
20	(o) Portland Community College,		
21	Health Technology		
22	Building Renovation .....	\$	8,140,000
23	(p) Rogue Community College,		
24	[ <i>Elk Building Science Facility</i> ]		
25	[ <i>Renovation and Expansion</i> .....	\$	6,125,000]
26	<b>Redwood Campus Science</b>		
27	<b>Facility .....</b>	<b>\$</b>	<b>6,125,000</b>
28	(q) Southwestern Oregon		
29	Community College,		
30	Dellwood Hall Remodel and		

1	Expansion.....	\$	2,805,000
2	(r) Treasure Valley Community		
3	College, Workforce		
4	Vocational Center.....	\$	2,865,000
5	(s) Umpqua Community College,		
6	Industrial Technology		
7	Building .....	\$	8,140,000
8	(2) Department of Environmental		
9	Quality (Art. XI-H).....	\$	10,300,000
10	(3) Oregon Business Development		
11	Department (Art. XI-M).....	\$	101,180,000
12	(4) Oregon Business Development		
13	Department (Art. XI-N).....	\$	20,430,000
14	(5) Department of Education		
15	(Art. XI-P) .....	\$	100,985,000
16	(6) Oregon Department of		
17	Administrative		
18	Services (Art. XI-Q):		
19	(a) Department of Corrections:		
20	(A) Capital Improvements and		
21	Renewal.....	\$	26,770,000
22	(B) Technology Infrastructure .....	\$	12,445,000
23	(b) Department of Education,		
24	Oregon School for the Deaf		
25	Facility Improvements .....	\$	4,365,000
26	(c) Department of Environmental		
27	Quality, Environmental Data		
28	Management System.....	\$	5,070,000
29	(d) Department of Human		
30	Services, ONE Integrated		



1	Eligibility and Medicaid		
2	Eligibility System .....	\$	34,045,000
3	(e) Department of Justice,		
4	Child Support Enforcement		
5	Automated System .....	\$	19,400,000
6	(f) Department of Revenue,		
7	Core Tax Revenue Systems		
8	Replacement .....	\$	4,855,000
9	(g) Department of Veterans'		
10	Affairs:		
11	(A) Lebanon Veteran's Home		
12	Parking Lot .....	\$	1,345,000
13	(B) The Dalles Veterans' Home		
14	Capital Improvements .....	\$	1,195,000
15	(C) Roseburg Veterans' Home.....	\$	10,720,000
16	(h) Housing and Community		
17	Services Department, Local		
18	Innovation and Fast Track		
19	Housing Program .....	\$	81,090,000
20	(i) Higher Education		
21	Coordinating Commission:		
22	(A) Public Universities Capital		
23	Improvement and Renewal.....	\$	50,620,000
24	(B) Eastern Oregon University,		
25	Loso Hall Renovation .....	\$	5,575,000
26	(C) Oregon Institute of		
27	Technology:		
28	(i) Center for Excellence in		
29	Engineering and Technology/		
30	Cornett Hall Renovation .....	\$	38,475,000

1	(ii)	Oregon Manufacturing		
2		Innovation Center, Research		
3		and Development Facility .....	\$	3,940,000
4	(D)	Oregon State University:		
5	(i)	Cordley Hall Renovation.....	\$	15,250,000
6	(ii)	Fairbanks Hall Renovation.....	\$	11,220,000
7	(iii)	Gilkey Hall Renovation .....	\$	1,045,000
8	(iv)	Cascades Expansion Site		
9		Reclamation .....	\$	9,145,000
10	(v)	Cascades Academic		
11		Building 2.....	\$	29,410,000
12	(E)	Portland State University,		
13		Graduate School of		
14		Education Facility .....	\$	9,145,000
15	(F)	Southern Oregon		
16		University:		
17	(i)	Central Hall Capital		
18		Improvements .....	\$	6,125,000
19	(ii)	Boiler Replacement.....	\$	2,855,000
20	(G)	Western Oregon University:		
21	(i)	Information Technology		
22		Center Renovation .....	\$	5,070,000
23	(ii)	Oregon Military Building		
24		Renovation .....	\$	7,335,000
25	(j)	Legislative Administration		
26		Committee, Capitol		
27		Accessibility, Maintenance,		
28		and Safety .....	\$	23,660,000
29	(k)	Oregon Judicial Department:		
30	(A)	Lane County Courthouse .....	\$	5,115,000

1	(B) Multnomah County		
2	Courthouse.....	\$	102,495,000
3	(C) Oregon Supreme Court		
4	Building Renovation .....	\$	6,125,000
5	(L) Oregon Military Department:		
6	(A) Grants Pass Armory		
7	Service Life Extension.....	\$	3,330,000
8	(B) Regional Armory Emergency		
9	Enhancement Project .....	\$	8,675,000
10	(C) Regional Training Institute .....	\$	6,630,000
11	(D) Resiliency Grant Fund.....	\$	5,070,000
12	(E) Youth Challenge Armory .....	\$	5,095,000
13	(m) Oregon Youth Authority:		
14	(A) Capital Improvements .....	\$	17,450,000
15	(B) MacLaren West Cottages		
16	Renovation.....	\$	15,450,000
17	(C) Rogue Valley Facility		
18	Improvements .....	\$	7,095,000
19	(n) State Department of Fish		
20	and Wildlife .....	\$	10,215,000
21	(o) State Forestry Department,		
22	Toledo Facility Replacement.....	\$	774,225
23	<u>Dedicated Fund Obligations</u>		
24	(7) Department of Veterans'		
25	Affairs (Art. XI-A).....	\$	120,000,000
26	(8) Higher Education Coordinating		
27	Commission (Art. XI-F(1)):		
28	(a) Portland State University:		
29	(A) Land Acquisition for		
30	University Center Building.....	\$	15,260,000

1	(B) 12th & Market		
2	Residence Hall .....	\$	54,225,000
3	(C) Graduate School of		
4	Education Facility .....	\$	6,080,000
5	(D) Corbett Building Purchase.....	\$	5,100,000
6	(b) Oregon Institute of		
7	Technology, Student		
8	Recreation Center.....	\$	5,115,000
9	(c) Eastern Oregon University,		
10	Track and Field Facilities		
11	Restoration .....	\$	1,180,000
12	(d) Western Oregon University,		
13	Natural Sciences Building		
14	Renovation.....	\$	3,560,000
15	(9) Department of Environmental		
16	Quality (Art. XI-H).....	\$	10,000,000
17	(10) Housing and Community		
18	Services Department		
19	(Art. XI-I(2)).....	\$	25,000,000
20	(11) Oregon Department of		
21	Administrative Services		
22	(Art. XI-Q):		
23	(a) Portland State Office		
24	Building Improvements .....	\$	13,360,000
25	(b) State Forestry Department,		
26	Toledo Facility Replacement.....	\$	1,075,775
27	<u>Total General Obligation</u>		
28	<u>[Bonds].....</u>	\$	1,341,615,000]
29	<b><u>Bonds</u> .....</b>	<b>\$</b>	<b>1,335,570,000</b>

30 **“SECTION 8.** Section 2, chapter 570, Oregon Laws 2017, as amended by

1 section 2, chapter 87, Oregon Laws 2018, is amended to read:

2 “**Sec. 2.** The amounts authorized, as provided by ORS 286A.035, for issu-  
3 ance of revenue bonds of the state during the 2017-2019 biennium are as fol-  
4 lows:

5	
6	REVENUE BONDS
7	<u>Direct Revenue Bonds</u>
8	Housing and Community
9	Services Department ..... \$ 400,000,000
10	Oregon Business Development
11	Department..... \$ 30,000,000
12	Oregon Department of
13	Administrative Services,
14	[ <i>Lottery Revenue Bonds</i> ..... \$ 221,025,000]
15	<b>Lottery Revenue Bonds</b> ..... <b>\$ 217,670,000</b>
16	<u>Total Direct Revenue</u>
17	[ <i>Bonds</i> ..... \$ 651,025,000]
18	<b>Bonds</b> ..... <b>\$ 647,670,000</b>
19	<u>Pass-Through Revenue Bonds</u>
20	Oregon Business Development
21	Department, Industrial
22	Development Bonds ..... \$ 400,000,000
23	Oregon Business Development
24	Department, Beginning and
25	Expanding Farmer Loan
26	Program..... \$ 10,000,000
27	Oregon Facilities Authority ..... \$ 1,350,000,000
28	Housing and Community
29	Services Department ..... \$ 600,000,000
30	<u>Total Pass-Through Revenue</u>

1	Bonds .....	\$ 2,360,000,000
2	[ <i>Total Revenue Bonds</i> .....	\$ 3,011,025,000]
3	<b>Total Revenue Bonds .....</b>	<b>\$ 3,007,670,000</b>

4 **“SECTION 9. Section 10, chapter 748, Oregon Laws 2017, is repealed.**

5 **“SECTION 10.** ORS 274.064 is amended to read:

6 “274.064. (1) The Portland Harbor Cleanup Fund is established in the  
7 State Treasury, separate and distinct from the General Fund. **Interest**  
8 **earned by the Portland Harbor Cleanup Fund must be credited to the**  
9 **fund.** The Portland Harbor Cleanup Fund consists of **all** moneys [*deposited*  
10 *in the fund under section 10, chapter 748, Oregon Laws 2017,*] **credited to the**  
11 **fund** and may include moneys appropriated, allocated, deposited or trans-  
12 ferred to the fund by the Legislative Assembly or otherwise and interest  
13 earned on moneys in the fund.

14 “(2) Moneys in the fund are continuously appropriated to the Department  
15 of State Lands for [*disbursement for the purposes set forth in section 10,*  
16 *chapter 748, Oregon Laws 2017*] **costs relating to or arising out of the**  
17 **Portland Harbor Superfund Site.**

18 “(3) Nothing in this section or [*section 10, chapter 748, Oregon Laws*  
19 *2017,*] **any other law that appropriates, allocates, deposits or transfers**  
20 **moneys to the fund** waives or limits the department’s ability to recover,  
21 by way of insurance, cost recovery, contribution, or claim or action relating  
22 to or arising out of the Portland Harbor Superfund Site, moneys from other  
23 parties, including claims for costs incurred by the department. In no event  
24 shall anything in this section or [*section 10, chapter 748, Oregon Laws*  
25 *2017,*] **any other law that appropriates, allocates, deposits or transfers**  
26 **moneys to the fund** be construed as a waiver by the State of Oregon of any  
27 form of defense or immunity, whether sovereign immunity, governmental  
28 immunity, immunity based on the Eleventh Amendment to the United States  
29 Constitution or otherwise.

30 **“SECTION 11. This 2019 Act being necessary for the immediate**

1 **preservation of the public peace, health and safety, an emergency is**  
2 **declared to exist, and this 2019 Act takes effect on its passage.”.**

3

