

Requested by Representative HELM

**PROPOSED AMENDMENTS TO
HOUSE BILL 3251**

1 On page 1 of the printed bill, delete lines 5 through 30 and delete pages
2 2 and 3 and insert:

3 **“SECTION 1. As used in this section and section 2 of this 2019 Act:**

4 **“(1) ‘Business accelerator’ means a company:**

5 **“(a) Having its principal place of business in this state;**

6 **“(b) With demonstrated success in operating educational programs**
7 **in which outdoor gear and apparel industry veterans mentor cohorts**
8 **of founders of emerging outdoor gear and apparel industry companies**
9 **located in this state; and**

10 **“(c) Whose purpose is to help the founders incubate and accelerate**
11 **the growth of their emerging companies.**

12 **“(2) ‘Membership organization’ means a for-profit or nonprofit or-**
13 **ganization:**

14 **“(a) Having its principal place of business in this state;**

15 **“(b) Consisting of member businesses from the outdoor gear and**
16 **apparel industry whose principal place of business is in this state; and**

17 **“(c) That has the purpose of growing the outdoor gear and apparel**
18 **industry at the state or regional level.**

19 **“(3) ‘Outdoor gear and apparel industry’ means all traded sector**
20 **businesses that manufacture gear and apparel for use in outdoor re-**
21 **creation or that sell gear, apparel and services related to outdoor re-**

1 creation.

2 “(4) ‘Outdoor recreation’ means activities undertaken for pleasure
3 outdoors in natural environments.

4 “(5) ‘Traded sector’ has the meaning given that term in ORS
5 285B.280.

6 **“SECTION 2. (1)(a) The Oregon Business Development Department
7 may award matching grants to membership organizations and business
8 accelerators in accordance with this section.**

9 **“(b) Matching grants awarded under this section must be used by
10 the receiving membership organizations and business accelerators for
11 the purposes of capacity building and technical assistance in the out-
12 door gear and apparel industry.**

13 **“(2)(a) The department shall provide public notice to the outdoor
14 gear and apparel industry whenever there are funds available for
15 matching grants under this section. The notice may be made in any
16 manner likely to reach the largest group of membership organizations
17 and business accelerators possible.**

18 **“(b) The notice must include information about the requirements
19 for eligibility and the application process for the matching grants.**

20 **“(3)(a) A membership organization or business accelerator seeking
21 a matching grant under this section must file with the department an
22 application in accordance with rules adopted by the department under
23 subsection (9) of this section. The information included with the ap-
24 plication must demonstrate that the applicant is a membership or-
25 ganization or business accelerator.**

26 **“(b) The department may charge an application fee in an amount
27 that does not exceed the actual costs incurred by the department in
28 processing applications filed pursuant to this section.**

29 **“(4)(a) If the department rejects an application, the department
30 shall notify the applicant and explain the reasons for the rejection.**

1 **“(b) The department, in its sole discretion, may allow an applicant**
2 **to modify a rejected application without refileing.**

3 **“(c) The final rejection of an application under this subsection may**
4 **not be appealed.**

5 **“(d) Notwithstanding paragraph (c) of this subsection, an applicant**
6 **is not barred from reapplying for a matching grant under this section**
7 **at any time.**

8 **“(5) If the department approves an application, the department**
9 **shall notify the applicant and award the matching grant from moneys**
10 **in the Industry Competitiveness Fund established under ORS 285B.290**
11 **that are allocated or otherwise credited to the fund for the purpose**
12 **of awarding matching grants under this section.**

13 **“(6)(a) The maximum amount of a matching grant awarded under**
14 **this section to an individual membership organization or business ac-**
15 **celerator is \$_____.**

16 **“(b) The maximum amount of all matching grants awarded under**
17 **this section is \$_____ per biennium.**

18 **“(c) A matching grant may not be awarded until the department is**
19 **satisfied that the membership organization or business accelerator has**
20 **secured a match of 100 percent of the amount of the matching grant**
21 **awarded under this section.**

22 **“(7) A membership organization or business accelerator that re-**
23 **ceives a matching grant under this section may seek and receive other**
24 **investments of any kind from any public or private source.**

25 **“(8) The department shall require each recipient of a matching**
26 **grant to submit a report to the department. The department may**
27 **prescribe the time, form, manner and contents of the report on a**
28 **case-by-case basis.**

29 **“(9) The department shall adopt rules that establish:**

30 **“(a) The application process, including, but not limited to, the ap-**

1 **plication form, the information required to be included with the form,**
2 **the application deadlines and the application fee; and**

3 **“(b) Any other process that the department considers necessary or**
4 **convenient for the administration by the department of this section.**

5 **“SECTION 3. There is allocated for the biennium beginning July 1,**
6 **2019, from the Administrative Services Economic Development Fund,**
7 **to the Oregon Business Development Department, the amount of**
8 **\$500,000, for deposit in the Industry Competitiveness Fund established**
9 **under ORS 285B.290, for the purpose of awarding matching grants un-**
10 **der section 2 of this 2019 Act.**

11 **“SECTION 4. ORS 285B.290 is amended to read:**

12 **“285B.290. (1) The Industry Competitiveness Fund is established in the**
13 **State Treasury, separate and distinct from the General Fund.**

14 **“(2) The Industry Competitiveness Fund shall consist of all moneys cred-**
15 **ited to the fund, including moneys from the Administrative Services Eco-**
16 **nomic Development Fund. Interest earned by the Industry Competitiveness**
17 **Fund shall be credited to the fund.**

18 **“(3)(a) Except as provided in paragraph (b) of this subsection, mon-**
19 **eys in the fund are continuously appropriated to the Oregon Business De-**
20 **velopment Department to provide funds for activities outlined in ORS**
21 **285B.286.**

22 **“(b) Moneys in the fund that are deposited or otherwise credited to**
23 **the fund for the purpose of awarding grants under section 2 of this 2019**
24 **Act are allocated to the department for such purpose and may not be**
25 **used for any other purpose.**

26 **“SECTION 5. No later than September 15, 2020, the Oregon Business**
27 **Development Department shall submit, in the manner provided in ORS**
28 **192.245, a report that sets forth the investments made pursuant to**
29 **section 2 of this 2019 Act to the interim committees of the Legislative**
30 **Assembly related to economic development.**

1 **“SECTION 6. This 2019 Act being necessary for the immediate**
2 **preservation of the public peace, health and safety, an emergency is**
3 **declared to exist, and this 2019 Act takes effect on its passage.”.**

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