

A-Engrossed House Bill 5202

Ordered by the House March 4
Including House Amendments dated March 4

Sponsored by JOINT COMMITTEE ON WAYS AND MEANS

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

Modifies amounts and purposes authorized for issuance of general obligation bonds and revenue bonds for biennium.

Authorizes issuance of various lottery bonds.

Modifies description of [*project*] **projects** for which lottery bonds may be issued.

Requires public universities to impose certain requirements relating to apprenticeship, benefits and outreach to women, minority individuals and veterans on contractors for certain projects.

Declares emergency, effective on passage.

A BILL FOR AN ACT

Relating to state financial administration; creating new provisions; amending section 28, chapter 748, Oregon Laws 2017, sections 1 and 2, chapter 661, Oregon Laws 2019, and sections 18, 28 and 37, chapter 671, Oregon Laws 2019; repealing section 14, chapter 671, Oregon Laws 2019; and declaring an emergency.

Be It Enacted by the People of the State of Oregon:

SECTION 1. Section 1, chapter 661, Oregon Laws 2019, is amended to read:

Sec. 1. The amounts authorized, as provided by ORS 286A.035, for issuance of general obligation bonds of the state during the 2019-2021 biennium, notwithstanding section 9, chapter 570, Oregon Laws 2017, are as follows:

GENERAL OBLIGATION BONDS

General Fund Obligations

- (1) Higher Education Coordinating Commission (Art. XI-G):
 - (a) Blue Mountain Community College, Facility for Agricultural Resource Management \$ 6,615,000
 - (b) Central Oregon Community College, Classroom Building Redmond Campus \$ 8,125,000
 - (c) Clatsop Community College, Maritime Science Building \$ 8,120,000
 - (d) Klamath Community College,

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1	Apprenticeship and Industrial		
2	Trades Center	\$	3,965,000
3	(e) Lane Community College,		
4	Health Care Village Facility.....	\$	8,125,000
5	(f) Mt. Hood Community College,		
6	Maywood Park Center	\$	8,125,000
7	(g) Oregon Coast Community		
8	College, Workforce Education		
9	and Resiliency Center.....	\$	8,125,000
10	(h) Portland Community College,		
11	Health Technology Building		
12	Renovation.....	\$	8,125,000
13	(i) Southwestern Oregon		
14	Community College,		
15	Sumner and Coaledo Halls		
16	Remodel.....	\$	2,800,000
17	(j) Treasure Valley Community		
18	College, Nursing-Allied		
19	Health Professions Center	\$	5,015,000
20	(k) Umpqua Community College,		
21	Industrial Technology		
22	Center/Lockwood Hall		
23	Renovation		
24	[Building]	\$	8,125,000
25	(L) Oregon Institute of		
26	Technology, Boivin Hall		
27	Rehabilitation.....	\$	1,055,000
28	(m) Oregon State University,		
29	Arts and Education Complex	\$	35,455,000
30	(n) Portland State University,		
31	SB1 Renovation and		
32	Expansion.....	\$	7,620,000
33	(o) University of Oregon,		
34	Huestis Hall Renovation	\$	6,475,000
35	(2) Oregon Business Development		
36	Department (Art. XI-M).....	\$	101,240,000
37	(3) Oregon Business Development		
38	Department (Art. XI-N).....	\$	20,270,000
39	(4) Department of Education		
40	(Art. XI-P)	\$	126,090,000
41	(5) Oregon Department of		
42	Administrative		
43	Services (Art. XI-Q):		
44	(a) State Fair Horse Barn.....	\$	3,050,000
45	(b) State Fair Poultry Barn	\$	2,045,000

1	(c) State Fair Facilities		
2	Capital Improvement.....	\$	5,430,000
3	(d) Department of Corrections:		
4	(A) Capital Improvement and		
5	Renewal.....	\$	24,810,000
6	(B) Radio System.....	\$	14,235,000
7	(C) Camera System	\$	8,790,000
8	(e) Department of Human		
9	Services, ONE Integrated		
10	Eligibility and Medicaid		
11	Eligibility System.....	\$	38,165,000
12	(f) Housing and Community		
13	Services Department:		
14	(A) Local Innovation and Fast		
15	[Track Housing Program.....	\$	151,550,000]
16	Track Housing Program	\$	201,865,000
17	(B) Permanent Supportive		
18	Housing.....	\$	50,730,000
19	(g) Higher Education		
20	Coordinating Commission:		
21	(A) Public Universities Capital		
22	Improvement and Renewal.....	\$	65,715,000
23	(B) Oregon Institute of		
24	Technology[,]:		
25	(i) OMIC R&D Rapid Toolmaking		
26	Center, Rapid Prototyping		
27	Education Lab and Sinter		
28	HIP Equipment	\$	12,905,000
29	(ii) Boivin Hall Rehabilitation.....	\$	18,560,000
30	(C) Portland State University,		
31	SB1 Renovation and		
32	Expansion.....	\$	53,135,000
33	(D) University of Oregon,		
34	Huestis Hall Renovation	\$	51,505,000
35	(E) Western Oregon University,		
36	Student Success Center	\$	21,650,000
37	(h) Oregon Military Department:		
38	(A) Salem and Pendleton		
39	Aviation Facility Emergency		
40	Enhancement.....	\$	9,985,000
41	(B) Portland Jackson Armory		
42	Service Life Extension.....	\$	4,335,000
43	(C) Salem Owen Summers and		
44	Anderson Readiness Center		
45	Service Life Extension.....	\$	5,910,000

1	(D) Oregon Military Museum.....	\$	2,045,000
2	(i) Oregon Youth Authority:		
3	(A) Oak Creek Medical and		
4	Dental Renovations	\$	1,345,000
5	(B) Tillamook Medical and		
6	Dental Renovations	\$	1,595,000
7	(C) MacLaren Infirmary and		
8	Pharmacy Renovation and		
9	Expansion.....	\$	1,875,000
10	(D) MacLaren West Cottages		
11	Renovation.....	\$	14,325,000
12	(E) Rogue Valley Facility		
13	Improvements	\$	8,135,000
14	(F) Control Room Renovations	\$	1,850,000
15	(G) Capital Improvements	\$	5,305,000
16	(j) State Forestry Department,		
17	Toledo Facility Replacement.....	\$	1,249,223
18	(k) Department of		
19	Environmental Quality,		
20	Environmental Data		
21	Management System.....	\$	5,065,000
22	(L) Legislative Administration		
23	Committee[,]:		
24	(A) Document Publishing and		
25	Management System.....	\$	9,280,000
26	(B) Capitol Accessibility		
27	Maintenance and Safety.....	\$	65,880,000
28	(m) Judicial Department:		
29	(A) Clackamas County		
30	Courthouse.....	\$	31,935,000
31	(B) Lane County Courthouse	\$	88,455,000
32	(C) Linn County Courthouse.....	\$	16,180,000
33	(D) Multnomah County		
34	Courthouse.....	\$	8,625,000
35	(E) Supreme Court		
36	Building Renovation.....	\$	28,230,000
37	<u>Dedicated Fund Obligations</u>		
38	(6) Department of Veterans'		
39	Affairs (Art. XI-A).....	\$	180,000,000
40	(7) Higher Education Coordinating		
41	Commission (Art. XI-F(1)):		
42	(a) Portland State University,		
43	University Center Building		
44	Land Acquisition.....	\$	15,270,000
45	(b) Western Oregon University,		

1	Valsetz Dining Hall and		
2	Auxiliary Services		
3	Renovation	\$	3,555,000
4	[(7)] (8) Department of Environmental		
5	Quality (Art. XI-H).....	\$	10,000,000
6	[(8)] (9) Housing and Community		
7	Services Department		
8	(Art. XI-I(2)).....	\$	50,000,000
9	[(9)] (10) Oregon Department of		
10	Administrative Services		
11	(Art. XI-Q):		
12	(a) Revenue Building Electrical		
13	System Upgrades.....	\$	10,240,000
14	(b) Justice Building		
15	Exterior Renovations	\$	5,105,000
16	(c) Portland State Office		
17	Building Improvements	\$	8,725,000
18	(d) Wilsonville Building		
19	Purchase.....	\$	24,330,000
20	(e) Wilsonville Building		
21	Improvements	\$	50,730,000
22	[(e)] (f) State Forestry Department,		
23	Toledo Facility Replacement.....	\$	1,735,777
24	<u>Total General Obligation</u>		
25	[Bonds].....	\$	1,236,150,000
26	Bonds	\$	1,617,355,000

27 **SECTION 2.** Section 2, chapter 661, Oregon Laws 2019, is amended to read:

28 **Sec. 2.** The amounts authorized, as provided by ORS 286A.035, for issuance of revenue bonds
 29 of the state during the 2019-2021 biennium are as follows:

30			
31	REVENUE BONDS		
32	<u>Direct Revenue Bonds</u>		
33	Housing and Community		
34	Services Department	\$	500,000,000
35	Department of		
36	Transportation	\$	485,000,000
37	Oregon Business Development		
38	Department	\$	100,000,000
39	Oregon Department of		
40	Administrative Services,		
41	[Lottery Revenue Bonds]	\$	302,505,000
42	Lottery Revenue Bonds	\$	332,980,000
43	Total Direct Revenue		
44	[Bonds].....	\$	1,387,505,000
45	Bonds	\$	1,417,980,000

1	<u>Pass-Through Revenue Bonds</u>	
2	Oregon Business Development	
3	Department, Industrial	
4	Development Bonds	\$ 600,000,000
5	Oregon Business Development	
6	Department, Beginning and	
7	Expanding Farmer Loan	
8	Program.....	\$ 5,000,000
9	Oregon Facilities Authority	\$ 1,000,000,000
10	Housing and Community	
11	Services Department	\$ 600,000,000
12	<u>Total Pass-Through Revenue</u>	
13	<u>Bonds</u>	\$ 2,205,000,000
14	[<u>Total Revenue Bonds</u>	\$ 3,592,505,000]
15	Total Revenue Bonds	\$ 3,622,980,000

16 **SECTION 3. Section 14, chapter 671, Oregon Laws 2019, is repealed.**

17 **SECTION 4.** Section 18, chapter 671, Oregon Laws 2019, is amended to read:

18 **Sec. 18.** (1) For the biennium beginning July 1, 2019, at the request of the Oregon Department
 19 of Administrative Services, after the department consults with Multnomah County School District
 20 No. 7, the State Treasurer is authorized to issue lottery bonds pursuant to ORS 286A.560 to
 21 286A.585 in an amount that produces \$2,331,872 in net proceeds for the purposes described in sub-
 22 section (2) of this section, plus an additional amount estimated by the State Treasurer to be neces-
 23 sary to pay bond-related costs.

24 (2) Net proceeds of lottery bonds issued under this section must be transferred to the depart-
 25 ment for deposit in the ODAS Economic Development Distributions Fund established under ORS
 26 461.553 for distribution to Multnomah County School District No. 7 for construction of a school-
 27 based health center at Reynolds High School in Troutdale. The project also includes [*renovation of*
 28 *existing classroom space to establish a temporary health center that will be restored upon completion*
 29 *of the permanent health center*] **acquisition and installation of medical equipment for the health**
 30 **center.**

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

- 34 (a) Funding construction of public school facilities finances public education; and
- 35 (b) Student access to healthcare services improves educational outcomes and attainment.

36 **SECTION 5.** Section 28, chapter 671, Oregon Laws 2019, is amended to read:

37 **Sec. 28.** (1) For the biennium beginning July 1, 2019, at the request of the Oregon Department
 38 of Administrative Services, after the department consults with the Oregon Business Development
 39 Department, the State Treasurer is authorized to issue lottery bonds pursuant to ORS 286A.560 to
 40 286A.585 in an amount that produces [~~\$20~~] **\$27** million in net proceeds for the purposes described in
 41 subsection (2) of this section, plus an additional amount estimated by the State Treasurer to be
 42 necessary to pay bond-related costs.

43 (2) Net proceeds of lottery bonds issued under this section must be transferred to the Oregon
 44 Business Development Department for deposit in the OBDD Economic Development Distributions
 45 Fund established under section 28, chapter 748, Oregon Laws 2017, for distribution to the City of

1 Salem for drinking water system improvements.

2 (3) The Legislative Assembly finds that the use of lottery bond proceeds will create jobs, further
3 economic development, finance public education or restore and protect parks, beaches, watersheds
4 and native fish and wildlife, and is authorized based on the finding that drinking water systems are
5 an integral part of the commercial and industrial infrastructure of this state, and improvements to
6 drinking water systems will promote economic development in this state.

7 **SECTION 6.** Section 37, chapter 671, Oregon Laws 2019, is amended to read:

8 **Sec. 37.** (1) For the biennium beginning July 1, 2019, at the request of the Oregon Department
9 of Administrative Services, after the department consults with the Department of Transportation,
10 the State Treasurer is authorized to issue lottery bonds pursuant to ORS 286A.560 to 286A.585 in
11 an amount that produces [\$2] \$4 million in net proceeds for the purposes described in subsection (2)
12 of this section, plus an additional amount estimated by the State Treasurer to be necessary to pay
13 bond-related costs.

14 (2) Net proceeds of lottery bonds issued under this section must be transferred to the Depart-
15 ment of Transportation for deposit in the DOT Economic Development Distributions Fund estab-
16 lished in ORS 461.557 for distribution to the City of Sherwood for pedestrian connection
17 improvements between Sherwood East and West at or near the State Highway 99W and Sunset
18 Boulevard intersection.

19 (3) The Legislative Assembly finds that the use of lottery bond proceeds will create jobs, further
20 economic development, finance public education or restore and protect parks, beaches, watersheds
21 and native fish and wildlife, and is authorized based on the finding that a safe, efficient and reliable
22 pedestrian and bicycle transportation network supports the long-term economic development and
23 livability of this state.

24 **SECTION 7.** (1) For the biennium ending June 30, 2021, at the request of the Oregon
25 Department of Administrative Services, after the department consults with the City of
26 Woodburn, the State Treasurer is authorized to issue lottery bonds pursuant to ORS
27 286A.560 to 286A.585 in an amount that produces \$7.5 million in net proceeds for the purposes
28 described in subsection (2) of this section, plus an additional amount estimated by the State
29 Treasurer to be necessary to pay bond-related costs.

30 (2) Net proceeds of lottery bonds issued under this section must be transferred to the
31 department for deposit in the ODAS Economic Development Distributions Fund established
32 under ORS 461.553 for distribution to the City of Woodburn for construction of a community
33 center in Woodburn.

34 (3) The Legislative Assembly finds that the use of lottery bond proceeds will create jobs,
35 further economic development, finance public education or restore and protect parks,
36 beaches, watersheds and native fish and wildlife, and is authorized based on the finding that
37 improving access to community services will enhance the economic viability of the region,
38 create jobs and improve the quality of life for the community.

39 **SECTION 8.** (1) For the biennium ending June 30, 2021, at the request of the Oregon
40 Department of Administrative Services, after the department consults with the City of
41 Eugene, the State Treasurer is authorized to issue lottery bonds pursuant to ORS 286A.560
42 to 286A.585 in an amount that produces \$3 million in net proceeds for the purposes described
43 in subsection (2) of this section, plus an additional amount estimated by the State Treasurer
44 to be necessary to pay bond-related costs.

45 (2) Net proceeds of lottery bonds issued under this section must be transferred to the

1 department for deposit in the ODAS Economic Development Distributions Fund established
2 under ORS 461.553 for distribution to the City of Eugene for development of the Eugene
3 Downtown Riverfront Park.

4 (3) The Legislative Assembly finds that the use of lottery bond proceeds will create jobs,
5 further economic development, finance public education or restore and protect parks,
6 beaches, watersheds and native fish and wildlife, and is authorized based on the finding that
7 developing an accessible riverfront park will enhance the economic viability of the region
8 through increased tourism, create jobs and improve the quality of life for the community.

9 **SECTION 9.** (1) For the biennium ending June 30, 2021, at the request of the Oregon
10 Department of Administrative Services, after the department consults with the Willamette
11 Falls Locks Authority, the State Treasurer is authorized to issue lottery bonds pursuant to
12 ORS 286A.560 to 286A.585 in an amount that produces \$7,055,000 in net proceeds for the
13 purposes described in subsection (2) of this section, plus an additional amount estimated by
14 the State Treasurer to be necessary to pay bond-related costs.

15 (2) Net proceeds of lottery bonds issued under this section must be transferred to the
16 department for deposit in the ODAS Economic Development Distributions Fund established
17 under ORS 461.553 for distribution to the Willamette Falls Locks Authority for restoration
18 of the Willamette Falls navigation canal and locks.

19 (3) The Legislative Assembly finds that the use of lottery bond proceeds will create jobs,
20 further economic development, finance public education or restore and protect parks,
21 beaches, watersheds and native fish and wildlife, and is authorized based on the finding that
22 restoration of the Willamette Falls navigation canal and locks will enhance the economic
23 viability of the region, increase opportunities for commercial transportation and offer op-
24 portunities for recreation and transportation.

25 **SECTION 9a.** Notwithstanding section 2, chapter __, Oregon Laws 2020 (Enrolled House
26 Bill 4150), the Willamette Falls Locks Authority is subject to ORS chapters 279A, 279B and
27 279C with respect to contracts that are to be paid, in whole or in part, by proceeds of lottery
28 bonds issued under section 9 of this 2020 Act.

29 **SECTION 10.** (1) For the biennium ending June 30, 2021, at the request of the Oregon
30 Department of Administrative Services, after the department consults with the Oregon
31 Business Development Department, the State Treasurer is authorized to issue lottery bonds
32 pursuant to ORS 286A.560 to 286A.585 in an amount that produces \$3 million in net proceeds
33 for the purposes described in subsection (2) of this section, plus an additional amount esti-
34 mated by the State Treasurer to be necessary to pay bond-related costs.

35 (2) Net proceeds of lottery bonds issued under this section must be transferred to the
36 Oregon Business Development Department for deposit in the OBDD Economic Development
37 Distributions Fund established under section 28, chapter 748, Oregon Laws 2017, for distrib-
38 ution to the Lyons-Mehama Water District for water system improvements.

39 (3) The Legislative Assembly finds that the use of lottery bond proceeds will create jobs,
40 further economic development, finance public education or restore and protect parks,
41 beaches, watersheds and native fish and wildlife, and is authorized based on the finding that
42 water systems are an integral part of the commercial and industrial infrastructure of this
43 state, and improvements to water systems will promote economic development in this state.

44 **SECTION 11.** Section 28, chapter 748, Oregon Laws 2017, as amended by section 32, chapter
45 671, Oregon Laws 2019, is amended to read:

1 **Sec. 28.** (1) The OBDD Economic Development Distributions Fund is established in the State
2 Treasury, separate and distinct from the General Fund. Interest earned on the moneys in the OBDD
3 Economic Development Distributions Fund must be credited to the fund. The OBDD Economic De-
4 velopment Distributions Fund consists of moneys deposited in the fund under sections 26 and 27,
5 chapter 748, Oregon Laws 2017, [and] sections 27 to 31 [of this 2019 Act], **chapter 671, Oregon**
6 **Laws 2019, and section 10 of this 2020 Act** and may include fees, revenues or other income de-
7 posited into the fund by the Legislative Assembly.

8 (2) Moneys in the fund are continuously appropriated to the Oregon Business Development De-
9 partment for purposes described in sections 26 and 27, chapter 748, Oregon Laws 2017, [and] sections
10 27 to 31 [of this 2019 Act], **chapter 671, Oregon Laws 2019, and section 10 of this 2020 Act.**

11 **SECTION 12.** (1) **A public university that is carrying out a qualified project shall require**
12 **each contractor in a contract with an estimated cost of \$200,000 or greater to:**

13 (a) **Employ apprentices to perform 15 percent of the work hours that workers in**
14 **apprenticeable occupations perform under the contract, in a manner consistent with the**
15 **apprentices' respective apprenticeship training programs;**

16 (b) **Establish and execute a plan for outreach, recruitment and retention of women, mi-**
17 **nority individuals and veterans to perform work under the contract, with the aspirational**
18 **target of having at least 15 percent of total work hours performed by individuals in one or**
19 **more of those groups;**

20 (c) **Provide health insurance and retirement benefits to workers; and**

21 (d) **Require any subcontractor engaged by the contractor to abide by the requirements**
22 **set forth in paragraphs (a), (b) and (c) of this subsection, if the work to be performed under**
23 **the subcontract has an estimated cost of \$200,000 or greater.**

24 (2) **On or before February 1 of each year, each public university that is carrying out a**
25 **qualified project shall report to the Joint Committee on Ways and Means or Joint Interim**
26 **Committee on Ways and Means, as part of the report required under ORS 350.379, on:**

27 (a) **The amount of work performed on qualified projects by apprentices;**

28 (b) **The amount of work performed on qualified projects by women, minority individuals**
29 **and veterans; and**

30 (c) **The types and costs of health insurance and retirement benefits provided to workers**
31 **by contractors and subcontractors.**

32 (3) **The requirements of this section are in addition to, and not in lieu of, the require-**
33 **ments imposed under ORS 350.379.**

34 (4) **As used in this section:**

35 (a) **"Apprentice" has the meaning given that term in ORS 660.010.**

36 (b) **"Apprenticeable occupation" has the meaning given that term in ORS 660.010.**

37 (c) **"Apprenticeship training program" means the total system of apprenticeship that a**
38 **particular local joint committee, as defined in ORS 660.010, operates, including the local joint**
39 **committee's registered standards and all other terms and conditions for qualifying, recruit-**
40 **ing, selecting, employing and training apprentices in an apprenticeable occupation.**

41 (d) **"Minority individual" has the meaning given that term in ORS 200.005.**

42 (e) **"Qualified project" means the following capital construction projects:**

43 (A) **The Oregon Institute of Technology Boivin Hall Rehabilitation referenced in section**
44 **1 (1)(L) of this 2020 Act;**

45 (B) **The Oregon State University Arts and Education Complex project referenced in sec-**

1 **tion 1 (1)(m) of this 2020 Act;**

2 **(C) The Portland State University SB1 Renovation and Expansion referenced in section**
3 **1 (1)(n) of this 2020 Act;**

4 **(D) The University of Oregon Huestis Hall Renovation referenced in section 1 (1)(o) of**
5 **this 2020 Act; and**

6 **(E) The Western Oregon University Student Success Center project referenced in section**
7 **1 (5)(g)(E) of this 2020 Act.**

8 **(f) “Veteran” has the meaning given that term in ORS 408.225.**

9 **(g) “Woman” has the meaning given that term in ORS 200.005.**

10 **SECTION 13. This 2020 Act being necessary for the immediate preservation of the public**
11 **peace, health and safety, an emergency is declared to exist, and this 2020 Act takes effect**
12 **on its passage.**

13
