

House Bill 4037

Sponsored by Representative HOY, Senator PATTERSON, Representative MOORE-GREEN; Representatives ALONSO LEON, EVANS (Presession filed.)

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 **as introduced**.

Requires Oregon Department of Administrative Services to use reasonable efforts to lease certain unused or underutilized state real property to City of Salem for use as transitional housing accommodations upon certain terms. Requires other state agencies to assist.

Sunset January 2, 2026.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to use of state property for transitional housing accommodations; and declaring an emer-
3 gency.

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

5 **SECTION 1. (1) Notwithstanding any other provision of ORS 270.100 to 270.190, the**
6 **Oregon Department of Administrative Services shall use reasonable efforts to enter into one**
7 **or more lease agreements for state real property to the City of Salem for the city's use as**
8 **transitional housing accommodations, as described in ORS 197.746, as the city may desire.**
9 **The department shall enter into lease agreements under this section without regard to**
10 **whether it would be more advantageous to sell, lease or use the property for another state**
11 **purpose.**

12 **(2) A lease agreement entered into by the department under this section:**

13 **(a) May not require that the city pay more than the state's actual costs in entering into**
14 **the lease agreement;**

15 **(b) May not have an initial lease term of longer than 18 months;**

16 **(c) Must require that the city indemnify the state for any liability associated with the**
17 **city's use of the property;**

18 **(d) May not include the use of any improvement on the property except for the use of**
19 **parking lots; and**

20 **(e) Must require that the city demonstrate the commitment of resources to establish,**
21 **maintain and operate secure, healthy and safe transitional housing accommodations and to**
22 **restore the condition of the property at the end of the lease term.**

23 **(3) The department shall consider available for lease under this section:**

24 **(a) Any surplus real property or unused property of the state within the City of Salem;**
25 **or**

26 **(b) Unused or underutilized portions of the property or parking lots on which is sited:**

27 **(A) The Department of Transportation property commonly known as the Wallace Road**
28 **Park and Ride;**

29 **(B) The Department of Corrections property commonly known as Mill Creek Correctional**

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 **Facility;**

2 (C) The Department of Corrections property commonly known as Oregon State
3 Penitentiary;

4 (D) The Department of Transportation facilities or properties located on Doaks Ferry
5 Road NW in the City of Salem; or

6 (E) State employee parking facilities.

7 (4) State agencies shall assist the Oregon Department of Administrative Services with
8 making the state real property available for lease under this section.

9 (5) This section does not apply to state real property described in ORS 270.100 (4)(a), (b)
10 or (d) to (f).

11 (6) Notwithstanding ORS 270.100 (4) or 270.110 (4), the Department of Transportation may
12 not dispose of or enter into a lease agreement of any term for real property controlled by
13 the department within the City of Salem unless the department first receives in writing no-
14 tice from the Oregon Department of Administrative Services that the property is not needed
15 for a lease under this section.

16 **SECTION 2.** Section 1 of this 2022 Act is repealed on January 2, 2026.

17 **SECTION 3.** This 2022 Act being necessary for the immediate preservation of the public
18 peace, health and safety, an emergency is declared to exist, and this 2022 Act takes effect
19 on its passage.

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