

House Bill 3532

Sponsored by Representatives GOMBERG, NOSSE; Senator ANDERSON (at the request of Oregon Business Development Department)

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**.

Allows Arts Program to use up to five percent of value of Trust for Cultural Development Account for certain administrative purposes.

A BILL FOR AN ACT

1
2 Relating to the Trust for Cultural Development Account; amending ORS 359.426, 359.441 and 359.444.

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

4 **SECTION 1.** ORS 359.426 is amended to read:

5 359.426. (1) Under the direction of the Trust for Cultural Development Board, each fiscal year
6 the Arts Program shall disburse no less than 50 percent, but no more than 60 percent, of all moneys
7 raised for and deposited in the Trust for Cultural Development Account during the previous fiscal
8 year, and all interest earned on the moneys, as of July 1.

9 *[(2)(a) The Arts Program may use up to \$400,000 of the total amount disbursed from the account
10 per fiscal year under subsection (1) of this section for:]*

11 *[(A) Supporting the operations of the account;]*

12 *[(B) Facilitating technical assistance;]*

13 *[(C) Local cultural planning; and]*

14 *[(D) Other activities that encourage cultural activity.]*

15 *[(b) Each year, the \$400,000 limitation contained in paragraph (a) of this subsection shall be ad-
16 justed by multiplying \$400,000 by the percentage, if any, by which the monthly averaged U.S. City
17 Average Consumer Price Index for All Urban Consumers (All Items), as published by the Bureau of
18 Labor Statistics of the United States Department of Labor, for the 12 consecutive months ending June
19 30 of the current calendar year, exceeds the monthly averaged U.S. City Average Consumer Price Index
20 for the 12 consecutive months ending June 30, 2015.]*

21 *[(3)]* **(2)** The amount determined under subsection (1) of this section, *[less the amount authorized
22 under subsection (2) of this section,]* shall be distributed as follows:

23 (a) 50 percent to the preservation of, stabilization of and investment in Oregon's cultural re-
24 sources through the Cultural Development Grant Program as provided under ORS 359.431.

25 (b) 25 percent to Oregon's counties and to the nine federally recognized Indian tribes through
26 the Community Cultural Participation Grant Program as provided under ORS 359.436.

27 (c) 25 percent to the core partner agencies as provided under ORS 359.441.

28 **(3) Each fiscal year, the Arts Program shall assess the total value of the Trust for Cul-
29 tural Development Account for the previous fiscal year and may distribute up to five percent
30 of that value for administrative purposes, including:**

31 **(a) Supporting the operations of the Trust for Cultural Development Board and the Trust**

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 **for Cultural Development Account;**

2 **(b) Facilitating technical assistance;**

3 **(c) Local cultural planning; and**

4 **(d) Other activities that encourage cultural activity.**

5 **SECTION 2.** ORS 359.441 is amended to read:

6 359.441. (1) The Arts Program, under the direction of the Trust for Cultural Development Board,
7 shall distribute the amount disbursed from the Trust for Cultural Development Account under ORS
8 359.426 [(3)(c)] (2)(c) to the core partner agencies as follows:

9 (a) The Arts Program shall allocate 20 percent of the amount disbursed under ORS 359.426
10 [(3)(c)] (2)(c) for joint efforts by the core partner agencies in fostering cooperative cultural projects,
11 including but not limited to cultural education, cultural tourism and other cultural activities.

12 (b) The Arts Program shall allocate 80 percent of the amount disbursed under ORS 359.426
13 [(3)(c)] (2)(c) to the core partner agencies for the purposes described in ORS 359.444. The Trust for
14 Cultural Development Board shall determine the amount or percent of available funds that each core
15 partner agency shall receive under this paragraph.

16 (2) The core partner agencies are not eligible to apply for grants from the Community Cultural
17 Participation Grant Program or the Cultural Development Grant Program.

18 **SECTION 3.** ORS 359.444 is amended to read:

19 359.444. (1) A core partner agency may use funds received under ORS 359.426 [(3)(c)] (2)(c) to:

20 (a) Carry out the mission and mandate of the agency;

21 (b) Serve more grantees; and

22 (c) Encourage new cultural undertakings.

23 (2) Each core partner agency shall expend a portion of the amount received under ORS 359.426
24 [(3)(c)] (2)(c) as determined by the Trust for Cultural Development Board each fiscal year to fund
25 development of qualitative benchmarks and culture within Oregon. The evaluation of benchmarks
26 may be done in partnership with one or more higher education institutions in Oregon. It is intended
27 that this partnership will stimulate research and investigation of the ways in which culture and
28 related cultural policy will impact the state over a 10-year period.

29