

Enrolled
House Bill 5005

Introduced and printed pursuant to House Concurrent Resolution 23 (2023) (at the request of Oregon Department of Administrative Services)

CHAPTER

AN ACT

Relating to state financial administration; and declaring an emergency.

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

SECTION 1. The amounts authorized, as provided by ORS 286A.035, for issuance of general obligation bonds of the state during the 2023-2025 biennium are as follows:

GENERAL OBLIGATION BONDS

General Fund Obligations

- (1) **Higher Education Coordinating Commission (Art. XI-G):**
 - (a) **Chemeketa Community College, Building 7 Remodel ... \$ 8,110,000**
 - (b) **Klamath Community College, Childcare Resource Learning Center..... \$ 1,535,000**
 - (c) **Rogue Community College, Transportation Technology Center..... \$ 7,105,000**
 - (d) **Central Oregon Community College, Renovation and Expansion of CTE Facilities at Redmond Campus..... \$ 4,050,000**
 - (e) **Clatsop Community College, Maritime Science Building..... \$ 8,010,000**
 - (f) **Oregon Coast Community College, Center for Trades Education..... \$ 8,110,000**
 - (g) **Columbia Gorge Community College, Campus Renovations for Student Safety and Success \$ 5,595,000**
 - (h) **Lane Community College, Science, Mathematics and Engineering Building**

	Renovation.....	\$ 8,110,000
(i)	Portland Community College, Rock Creek Campus Building Complex - Phase I	\$ 8,110,000
(j)	Southwestern Oregon Community College, Student Uplift and Collaboration Create Expanded Support and Success.....	\$ 8,110,000
(k)	Umpqua Community College, Welcome Center and Medical Careers Training Hub	\$ 8,110,000
(L)	University of Oregon, Friendly Hall Renovation.....	\$ 7,650,000
(m)	Oregon State University, Collaborative Innovation Complex	\$ 72,680,000
(n)	Portland State University, Vernier Science Center and Gateway Art and Design Project Completions.....	\$ 4,330,000
(2)	Department of Environmental Quality (Art. XI-H)	\$ 10,333,333
(3)	Oregon Business Development Department (Art. XI-M)	\$ 100,885,000
(4)	Oregon Business Development Department (Art. XI-N).....	\$ 50,570,000
(5)	Department of Education (Art. XI-P)	\$ 100,885,000
(6)	Oregon Department of Administrative Services (Art. XI-Q):	
(a)	Oregon Military Department:	
(A)	Salem Owen Summers Building Service Life Extension.....	\$ 2,955,000
(B)	Salem Owen Summers Building Seismic Strengthening and Life Safety Improvements	\$ 5,595,000
(b)	Department of State Police:	
(A)	Central Point Office Expansion	\$ 26,845,000
(B)	Springfield Forensic Lab and Medical Examiner's Office.....	\$ 21,545,000
(C)	Springfield Patrol Area Command Office	\$ 7,385,000
(c)	Department of Corrections:	
(A)	Camera System.....	\$ 8,615,000
(B)	Capital Improvement and Renewal	\$ 50,570,000
(C)	Wireless Communication System	\$ 13,070,000
(d)	Oregon Youth Authority:	
(A)	Camp Riverbend Dorm	

	Renovation.....	\$	5,455,000
(B)	Capital Improvements - All Facilities	\$	11,795,000
(C)	Control Room Renovations.....	\$	330,000
(D)	JJIS IT System Modernization.....	\$	7,850,000
(E)	MacLaren West Cottages Renovations	\$	11,425,000
(F)	Rogue Valley Facility Improvements.....	\$	1,509,910
(G)	Tillamook Dorm Renovation...	\$	8,420,000
(e)	Department of Education, Oregon School for the Deaf Capital Improvements	\$	3,550,000
(f)	State Forestry Department:		
(A)	Capital Improvements	\$	2,461,687
(B)	Toledo Facility Replacement, Phase II.....	\$	1,134,135
(C)	Multi-Mission Aircraft.....	\$	7,444,980
(D)	Salem Airport Hangar	\$	1,248,480
(g)	State Department of Fish and Wildlife, Capital Improvement and Renewal.....	\$	2,540,000
(h)	Housing and Community Services Department, Local Innovation and Fast Track (LIFT)/Permanent Supportive Housing Programs	\$	604,280,000
(i)	Higher Education Coordinating Commission:		
(A)	Public Universities Capital Improvement and Renewal.....	\$	100,885,000
(B)	FAMIS System Replacement, Phase II.....	\$	5,095,000
(C)	University of Oregon, Friendly Hall Renovation.....	\$	65,840,000
(D)	Portland State University, Vernier Science Center and Gateway Art and Design Project Completions	\$	53,175,000
(E)	Oregon Institute of Technology, Geothermal System Emergency Renovation.....	\$	18,160,000
(j)	Oregon Health Authority:		
(A)	Junction City Single Unit Remodel.....	\$	5,095,000
(B)	PLC System Replacement.....	\$	3,045,000
(k)	Department of Revenue, Electronic Valuation Information System.....	\$	14,265,000
(L)	Legislative Administration Committee, Capitol		

	Accessibility, Maintenance and Safety Phase III.....	\$ 216,920,000
(m)	Judicial Department:	
(A)	Benton County Courthouse	\$ 8,950,000
(B)	Clackamas County Courthouse	\$ 30,365,000
(C)	Morrow County Courthouse ...	\$ 12,745,000
(D)	Curry County Courthouse	\$ 10,760,000
(7)	Department of Transportation (Art. XI, section 7), Interstate 5 Bridge Replacement Project...	\$ 251,825,000
	<u>Dedicated Fund Obligations</u>	
(8)	Department of Veterans' Affairs (Art. XI-A).....	\$ 109,023,670
(9)	Higher Education Coordinating Commission (Art. XI-F(1)):	
(a)	Portland State University, Smith Memorial Union	\$ 8,315,000
(b)	Portland State University, Vernier Science Center and Gateway Art and Design Project Completions	\$ 16,190,000
(10)	Department of Environmental Quality (Art. XI-H)	\$ 20,000,000
(11)	Housing and Community Services Department (Art. XI-I(2)).....	\$ 50,000,000
(12)	Oregon Department of Administrative Services (Art. XI-Q):	
(a)	Yellow Parking Lot Paving.....	\$ 4,050,000
(b)	State Forestry Department:	
(A)	Capital Improvements	\$ 2,418,313
(B)	Toledo Facility Replacement, Phase II.....	\$ 1,575,865
(C)	Multi-Mission Aircraft.....	\$ 4,720,020
(D)	Salem Airport Hangar	\$ 791,520
(c)	Department of Justice, Legal Tools Replacement System 3.0.....	\$ 21,520,000
(d)	Oregon Liquor and Cannabis Commission:	
(A)	Liquor Warehouse Conveyor System.....	\$ 15,185,000
(B)	Liquor Warehouse Land and Building.....	\$ 55,515,000
(C)	Liquor Warehouse Management IT System.....	\$ 16,695,000
	<u>Total General Obligation</u>	
	<u>Bonds</u>.....	\$2,351,436,913

SECTION 2. The amounts authorized, as provided by ORS 286A.035, for issuance of revenue bonds of the state during the 2023-2025 biennium are as follows:

REVENUE BONDS

Direct Revenue Bonds

Housing and Community Services Department.....	\$ 500,000,000
Department of Transportation, Highway User Tax.....	\$ 360,000,000
Department of Transportation, Grant Anticipation Revenue Vehicle	\$ 300,000,000
Oregon Business Development Department.....	\$ 30,000,000
Oregon Department of Administrative Services, Lottery Revenue Bonds	\$ 501,100,000
<u>Total Direct Revenue Bonds</u>	\$ 1,691,100,000

<u>Pass-Through Revenue Bonds</u>	
Oregon Business Development Department, Industrial Development Bonds.....	\$ 600,000,000
Oregon Business Development Department, Beginning and Expanding Farmer Loan Program.....	\$ 2,000,000
Oregon Facilities Authority..	\$ 1,000,000,000
Housing and Community Services Department.....	\$ 1,300,000,000
<u>Total Pass-Through Revenue Bonds</u>	\$ 2,902,000,000

<u>Total Revenue Bonds</u>	\$ 4,593,100,000
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SECTION 3. The amount authorized, as provided by ORS 286A.035, for issuance of certificates of participation and other financing agreements of the state during the 2023-2025 biennium for the Oregon Department of Administrative Services is \$100,000,000.

SECTION 4. (1) For calendar year 2024, the amount of \$509,538,600 is allocated for private activity bonds, as provided in ORS 286A.615, as follows:

- (a) Oregon Business Development Department, Beginning and Expanding Farmer Loan Program..... \$ 1,000,000
- (b) Housing and Community Services Department..... \$450,000,000
- (c) Private Activity Bond Committee..... \$ 58,538,600

(2) For calendar year 2025, the amount of \$509,538,600 is allocated for private activity bonds, as provided in ORS 286A.615, as follows:

- (a) Oregon Business Development Department, Beginning and Expanding Farmer Loan Program..... \$ 1,000,000

- (b) **Housing and Community Services Department..... \$450,000,000**
- (c) **Private Activity Bond Committee..... \$ 58,538,600**

(3) If an increase in this state’s population, a sufficient increase in the Consumer Price Index or a change in federal law allows the private activity bond limit as set by the Internal Revenue Code of 1986, as amended, to exceed \$509,538,600 during the 2024 calendar year or \$509,538,600 during the 2025 calendar year, the increase is allocated to the Private Activity Bond Committee.

SECTION 5. In addition to and not in lieu of any authorization to issue general obligation bonds under ORS 286A.035, in the biennium beginning July 1, 2025, at the request of the Department of Transportation, the State Treasurer may issue general obligation bonds authorized under Article XI, section 7, of the Oregon Constitution, in an amount that produces \$250,000,000 of net proceeds for the Interstate 5 bridge replacement project, plus an amount estimated by the State Treasurer to pay bond-related costs.

SECTION 6. In addition to and not in lieu of any authorization to issue general obligation bonds under ORS 286A.035, in the biennium beginning July 1, 2027, at the request of the Department of Transportation, the State Treasurer may issue general obligation bonds authorized under Article XI, section 7, of the Oregon Constitution, in an amount that produces \$250,000,000 of net proceeds for the Interstate 5 bridge replacement project, plus an amount estimated by the State Treasurer to pay bond-related costs.

SECTION 7. In addition to and not in lieu of any authorization to issue general obligation bonds under ORS 286A.035, in the biennium beginning July 1, 2029, at the request of the Department of Transportation, the State Treasurer may issue general obligation bonds authorized under Article XI, section 7, of the Oregon Constitution, in an amount that produces \$250,000,000 of net proceeds for the Interstate 5 bridge replacement project, plus an amount estimated by the State Treasurer to pay bond-related costs.

SECTION 8. (1) For purposes of Article XI-F(1), section 1, of the Oregon Constitution, the Legislative Assembly determines that the projects authorized to be financed pursuant to section 1 (9) of this 2023 Act with bonds issued under Article XI-F(1) of the Oregon Constitution will benefit higher education institutions or activities.

(2) For purposes of Article XI-G, section 1, of the Oregon Constitution, the Legislative Assembly determines that the projects authorized to be financed pursuant to section 1 (1) of this 2023 Act with bonds issued under Article XI-G of the Oregon Constitution will benefit higher education institutions or activities or community colleges authorized by law to receive state aid.

SECTION 9. Bonds authorized pursuant to Article XI-G of the Oregon Constitution under section 1 (1) of this 2023 Act for the benefit of a constructing authority may not be issued until the constructing authority certifies that the constructing authority has matching funds available for the same or similar purposes as the bonds, that the matching funds are not proceeds of indebtedness incurred by the state under any other article of the Oregon Constitution, and that the matching funds are available to the constructing authority in an amount at least equal to the amount of indebtedness incurred by the state through the issuance of the bonds.

SECTION 10. (1) Out of the amount specified in section 1 (6)(m)(A) of this 2023 Act, the State Treasurer may issue Article XI-Q bonds in an amount not to exceed \$8,831,894 of net proceeds for the purposes and in the manner specified in section 8, chapter 705, Oregon Laws 2013, plus an amount estimated by the State Treasurer to pay estimated bond-related costs.

(2) Out of the amount specified in section 1 (6)(m)(B) of this 2023 Act, the State Treasurer may issue Article XI-Q bonds in an amount not to exceed \$30,000,000 of net proceeds for the purposes and in the manner specified in section 8, chapter 705, Oregon Laws 2013, plus an amount estimated by the State Treasurer to pay estimated bond-related costs.

(3) Out of the amount specified in section 1 (6)(m)(C) of this 2023 Act, the State Treasurer may issue Article XI-Q bonds in an amount not to exceed \$12,575,000 of net proceeds for the purposes and in the manner specified in section 8, chapter 705, Oregon Laws 2013, plus an amount estimated by the State Treasurer to pay estimated bond-related costs.

(4) Out of the amount specified in section 1 (6)(m)(D) of this 2023 Act, the State Treasurer may issue Article XI-Q bonds in an amount not to exceed \$10,600,000 of net proceeds for the purposes and in the manner specified in section 8, chapter 705, Oregon Laws 2013, plus an amount estimated by the State Treasurer to pay estimated bond-related costs.

(5) For purposes of sections 8 and 9, chapter 705, Oregon Laws 2013, and section 64, chapter 723, Oregon Laws 2013, bonds issued pursuant to this section are considered to be bonds issued pursuant to section 8, chapter 705, Oregon Laws 2013.

(6) Bonds may not be issued pursuant to section 1 (6)(m)(A), (B), (C) or (D) of this 2023 Act except as provided in this section.

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

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

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

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

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

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

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

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

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

(3) The requirements of this section are in addition to, and not in lieu of, the requirements imposed under ORS 350.379.

(4) As used in this section:

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

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

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

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

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

(A) The University of Oregon Friendly Hall renovation referenced in section 1 (1)(L) of this 2023 Act;

(B) The Oregon State University Collaborative Innovation Complex referenced in section 1 (1)(m) of this 2023 Act;

(C) The Portland State University Vernier Science Center and Gateway Art and Design project completions referenced in section 1 (1)(n) of this 2023 Act; and

(D) The Oregon Institute of Technology geothermal system emergency renovation referenced in section 1 (6)(i)(E) of this 2023 Act.

(f) "Veteran" has the meaning given that term in ORS 408.225.

(g) "Woman" has the meaning given that term in ORS 200.005.

SECTION 12. This 2023 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect July 1, 2023.

Passed by House June 25, 2023

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Timothy G. Sekerak, Chief Clerk of House

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Dan Rayfield, Speaker of House

Passed by Senate June 25, 2023

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Rob Wagner, President of Senate

Received by Governor:

.....M.,....., 2023

Approved:

.....M.,....., 2023

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Tina Kotek, Governor

Filed in Office of Secretary of State:

.....M.,....., 2023

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Secretary of State