

Enrolled House Bill 5025

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

CHAPTER

AN ACT

Relating to the financial administration of the Higher Education Coordinating Commission; and declaring an emergency.

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

SECTION 1. There are appropriated to the Higher Education Coordinating Commission, for the biennium beginning July 1, 2023, out of the General Fund, the following amounts, for the following purposes:

- (1) Higher Education Coordinating Commission programs and operations \$ 87,294,874
- (2) Public university operations and student support for distribution to public universities..... \$ 1,006,164,482
- (3) Community College Support Fund for distribution to community colleges and community college service districts and school districts..... \$ 800,000,000
- (4) Oregon Opportunity Grant ... \$ 183,776,003
- (5) Oregon Promise grants..... \$ 44,252,681
- (6) Oregon Tribal Student Grant \$ 24,245,859
- (7) Oregon National Guard tuition assistance..... \$ 5,119,455
- (8) Oregon Health and Science University education and other programs \$ 139,292,377
- (9) Public university statewide programs..... \$ 59,248,952
- (10) Statewide public services..... \$ 180,611,441
- (11) Debt service and related costs:
 - (a) Debt service on outstanding general obligation bonds sold

	for the benefit of Oregon public universities.....	\$	263,112,900
(b)	Debt service on outstanding general obligation bonds sold for the benefit of Oregon community colleges.....	\$	39,711,540
(c)	Debt service on outstanding general obligation bonds sold for the benefit of Oregon Health and Science University	\$	23,575,130
(d)	Debt service on outstanding general obligation bonds sold for implementing the Financial Assistant Management Information Systems project	\$	1,443,880
(e)	Repayment of energy loans made to Oregon public universities by State Department of Energy	\$	13,119,216
(f)	Debt-related costs on bonds sold for the benefit of Oregon public universities....	\$	1,249,211
(g)	Debt-related costs on bonds sold for the benefit of Oregon community colleges.....	\$	162,662

SECTION 2. Notwithstanding any other law limiting expenditures, the amount of \$33,308,670 is established for the biennium beginning July 1, 2023, as the maximum limit for payment of expenses from lottery moneys allocated from the Administrative Services Economic Development Fund to the Higher Education Coordinating Commission for debt service on lottery bonds sold for the benefit of Oregon public universities.

SECTION 3. Notwithstanding any other law limiting expenditures, the amount of \$11,821,800 is established for the biennium beginning July 1, 2023, as the maximum limit for payment of expenses from lottery moneys allocated from the Administrative Services Economic Development Fund to the Higher Education Coordinating Commission for debt service on lottery bonds sold for the benefit of Oregon community colleges.

SECTION 4. Notwithstanding any other law limiting expenditures, the amount of \$56,406,064 is established for the biennium beginning July 1, 2023, as the maximum limit for payment of expenses from lottery moneys allocated from the Administrative Services Economic Development Fund to the Higher Education Coordinating Commission to the Outdoor School Education Fund.

SECTION 5. Notwithstanding any other law limiting expenditures, the amount of \$18,329,943 is established for the biennium beginning July 1, 2023, as the maximum limit for payment of expenses by the Higher Education Coordinating Commission from lottery moneys allocated to the Sports Lottery Account.

SECTION 6. Notwithstanding any other law limiting expenditures, the amount of \$84,000,000 is established for the biennium beginning July 1, 2023, as the maximum limit for payment of expenses from lottery moneys distributed from the Education Stability Fund to the Higher Education Coordinating Commission for Oregon Opportunity Grants.

SECTION 7. (1) In addition to and not in lieu of any other appropriation, there is appropriated to the Emergency Board, for the biennium beginning July 1, 2023, out of the General Fund, the amount of \$18,735,518, to be allocated to the Higher Education Coordinating Com-

mission to award grants to Portland State University and Oregon's technical regional universities (Oregon Institute of Technology, Southern Oregon University, Eastern Oregon University and Western Oregon University) to assist these institutions with long-term financial sustainability.

(2) If any of the moneys appropriated by subsection (1) of this section are not allocated by the Emergency Board prior to December 1, 2024, the moneys remaining on that date become available for any purpose for which the Emergency Board lawfully may allocate funds.

SECTION 8. Notwithstanding any other law limiting expenditures, the following amounts are established for the biennium beginning July 1, 2023, as the maximum limits for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds and funds described in sections 12 to 16 of this 2023 Act, collected or received by the Higher Education Coordinating Commission, for the following purposes:

- (1) Higher Education Coordinating Commission programs and related grants \$115,100,094
- (2) Debt service on outstanding general obligation bonds sold for the benefit of Oregon Health and Science University.. \$ 7,328,750
- (3) Debt service on outstanding lottery bonds and general obligation bonds sold for the benefit of Oregon public universities \$ 3,957,430

SECTION 9. Notwithstanding any other law limiting expenditures, the amount of \$20,000,000 is established for the biennium beginning July 1, 2023, as the maximum limit for payment of expenses by the Higher Education Coordinating Commission from American Rescue Plan Act Coronavirus State Fiscal Recovery Fund moneys received by the Oregon Department of Administrative Services and transferred to the commission for carrying out the provisions of sections 3 and 3a, chapter 28, Oregon Laws 2022.

SECTION 10. Notwithstanding any other law limiting expenditures, the amount of \$91,808,631 is established for the biennium beginning July 1, 2023, as the maximum limit for payment of expenses by the Higher Education Coordinating Commission from American Rescue Plan Act Coronavirus State Fiscal Recovery Fund moneys received by the Oregon Department of Administrative Services and transferred to the commission for carrying out the provisions of sections 9 and 11, chapter 28, Oregon Laws 2022.

SECTION 11. Notwithstanding any other law limiting expenditures, the amount of \$135,765,439 is established for the biennium beginning July 1, 2023, as the maximum limit for payment of expenses from federal funds, excluding federal funds described in section 14 of this 2023 Act, collected or received by the Higher Education Coordinating Commission, for Higher Education Coordinating Commission programs and related grants.

SECTION 12. Notwithstanding any other law limiting expenditures, the amount of \$98,626 is established for the biennium beginning July 1, 2023, as the maximum limit for payment of expenses by the Higher Education Coordinating Commission from the moneys received from the Western Oregon Timber Severance Tax Fund and the Eastern Oregon Timber Severance Tax Fund for the Community College Support Fund.

SECTION 13. For the biennium beginning July 1, 2023, expenditures by the Higher Education Coordinating Commission for debt service on general obligation bonds and certificates of participation issued for the benefit of public universities and Oregon Health and Science University and paid with resources received from the public universities and Oregon Health and Science University are not limited.

SECTION 14. For the biennium beginning July 1, 2023, expenditures by the Higher Education Coordinating Commission for payments to individuals, organizations or units of government from federal National Emergency Grants funds are not limited.

SECTION 15. For the biennium beginning July 1, 2023, expenditures by the Higher Education Coordinating Commission for debt service on Build America Bonds sold for the benefit of public universities and community colleges are not limited.

SECTION 16. For the biennium beginning July 1, 2023, expenditures by the Higher Education Coordinating Commission of moneys from the Tuition Protection Fund are not limited.

SECTION 17. 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 13, 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 23, 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