

# House Bill 4072

Sponsored by Representative ANDERSEN, Senator PATTERSON, Representative MANNIX; Representatives EVANS, GAMBA (Pre-session 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**. The statement includes a measure digest written in compliance with applicable readability standards.

**Digest:** The Act would make state agencies pay a fee to Salem for the fire, police and emergency medical services that the city provides based on the agencies' use of state-owned land in the city. The Act would let other cities opt in to the fee program. (Flesch Readability Score: 62.1).

Requires the Oregon Department of Administrative Services to pay a fee to the City of Salem for the share of the city's budget for fire, police and emergency medical services provided to state agencies. Authorizes the department to recoup the payment from state agencies according to their use of state-owned land in the city. Authorizes other cities to opt in to the fee program.

## A BILL FOR AN ACT

1  
2 Relating to governmental payments.

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

4 **SECTION 1. (1) As used in sections 1 to 4 of this 2024 Act:**

5 (a) **"Emergency medical services" has the meaning given that term in ORS 682.400.**

6 (b) **"Reimbursable governmental services" means:**

7 (A) **Fire protection.**

8 (B) **Police, law enforcement and other forms of public safety protection.**

9 (C) **Emergency medical services.**

10 (c) **"State agency" has the meaning given that term in ORS 291.227.**

11 (d) **"Subject state-owned land" means land owned by the State of Oregon, other than**  
12 **highways owned by the Department of Transportation.**

13 (2)(a) **On or before April 15 of each year, the Oregon Department of Administrative Ser-**  
14 **vices shall provide to the governing body of the City of Salem a report showing the number**  
15 **of acres of subject state-owned land situated within the city as of January 1 of the current**  
16 **calendar year.**

17 (b) **The Oregon Department of Administrative Services may consult with the Department**  
18 **of State Lands and the State Parks and Recreation Department when compiling the report**  
19 **required under this subsection.**

20 (3)(a) **As soon as practicable after receipt of the report, the governing body shall perform**  
21 **the following computations:**

22 (A) **Subtract from the total number of acres of land within the city boundaries the total**  
23 **number of acres of subject state-owned land within the city boundaries.**

24 (B) **Divide the total number of acres of subject state-owned land within the city bounda-**  
25 **ries by the difference determined under subparagraph (A) of this paragraph.**

26 (C) **Multiply the budgeted amount for reimbursable governmental services adopted by the**  
27 **city for the current year by the quotient determined under subparagraph (B) of this para-**

**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 graph.

2 (b) The governing body shall submit an invoice to the Oregon Department of Adminis-  
3 trative Services for payment of a dollar amount equal to the least of:

- 4 (A) The product determined under paragraph (a)(C) of this subsection;
- 5 (B) \_\_\_\_\_ percent of the budgeted amount; or
- 6 (C) \$\_\_\_\_\_.

7 (c) All computations shall be carried to two decimal places.

8 (4)(a) Within 60 days of receipt, the Oregon Department of Administrative Services shall  
9 pay to the governing body of the City of Salem, out of the Governmental Services Revolving  
10 Fund established under section 3 of this 2024 Act, the amount reflected on the invoice.

11 (b) Fee amounts received by the governing body are intended to supplement and not  
12 supplant other state moneys that the city receives.

13 (5)(a) The Oregon Department of Administrative Services may recoup the amount paya-  
14 ble under subsection (4) of this section from state agencies based on the agencies' use of  
15 subject state-owned land within the city to which the fee relates.

16 (b) In addition to the recouped amounts, the Oregon Department of Administrative Ser-  
17 vices may collect from state agencies a proportional share of the department's actual costs  
18 in administering sections 1 to 4 of this 2024 Act.

19 (c) All amounts received by the Oregon Department of Administrative Services under  
20 this subsection shall be credited to the Governmental Services Revolving Fund established  
21 under section 3 of this 2024 Act.

22 (6) The Oregon Department of Administrative Services may adopt rules to administer  
23 sections 1 to 4 of this 2024 Act.

24 **SECTION 2.** (1) Upon request, the Oregon Department of Administrative Services shall  
25 provide to the governing body of any city in this state other than the City of Salem that  
26 wishes to introduce within its boundaries the fee program established under sections 1 to 4  
27 of this 2024 Act the information necessary for the governing body to make the computations  
28 required under section 1 (3) of this 2024 Act.

29 (2)(a) The governing body of a city may adopt an ordinance or resolution under which the  
30 fee program shall apply to subject state-owned land situated within the boundaries of the city  
31 on the same terms as set forth in section 1 of this 2024 Act for the City of Salem.

32 (b) An ordinance or resolution adopted pursuant to this section shall not become opera-  
33 tive before the next succeeding September 1 of an odd-numbered year that occurs not less  
34 than 60 days following the effective date of the ordinance or resolution.

35 (c) As soon as practicable after adoption, the governing body shall provide the depart-  
36 ment with a copy of the ordinance or resolution.

37 **SECTION 3.** (1) The Governmental Services Revolving Fund is established in the State  
38 Treasury, separate and distinct from the General Fund. Interest earned by the Governmental  
39 Services Revolving Fund shall be credited to the fund.

40 (2) Moneys in the Governmental Services Revolving Fund shall consist of:

41 (a) Amounts appropriated or otherwise transferred or credited to the fund by the Legis-  
42 lative Assembly;

43 (b) Amounts received from state agencies under section 1 (5) of this 2024 Act;

44 (c) Interest and other earnings received on moneys in the fund; and

45 (d) Other moneys or proceeds of property from any public or private source that are

1 transferred, donated or otherwise credited to the fund.

2 (3) Moneys in the Governmental Services Revolving Fund are continuously appropriated  
3 to the Oregon Department of Administrative Services for the purposes of sections 1 to 4 of  
4 this 2024 Act.

5 (4) Moneys in the Governmental Services Revolving Fund at the end of a biennium shall  
6 be retained in the fund and used for the purposes set forth in subsection (3) of this section.

7 **SECTION 4.** (1) On or before September 15 of each year, the Oregon Department of Ad-  
8 ministrative Services shall submit, in the manner provided under ORS 192.245, a report to  
9 the interim committees of the Legislative Assembly relating to revenue that sets forth in  
10 detail the cumulative experience of the fee program established under sections 1 to 4 of this  
11 2024 Act.

12 (2) The department shall provide to the League of Oregon Cities a copy of the report  
13 submitted under this section to be made available upon request to the governing body of any  
14 city in this state.

15 **SECTION 5.** There is appropriated to the Oregon Department of Administrative Services,  
16 for the biennium ending June 30, 2025, out of the General Fund, the amount of \$10,000,000 for  
17 the purpose of carrying out the provisions of sections 1 to 4 of this 2024 Act.

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