

**A-Engrossed**  
**House Bill 3066**

Ordered by the House May 9  
Including House Amendments dated May 9

Sponsored by Representatives D EDWARDS, RILEY, Senator STARR; Representatives BARKER, BONAMICI, BRUUN, GALIZIO, GREENLICK, MACPHERSON, READ, Senators AVAKIAN, BURDICK, DECKERT, DEVLIN

**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.

Authorizes issuance of lottery bonds to finance public parking facility in downtown area of City of Hillsboro.

Creates City of Hillsboro Downtown Parking Facility Fund. Continuously appropriates moneys in fund to Economic and Community Development Department to pay expenses of facility.

Declares emergency, effective on passage.

**A BILL FOR AN ACT**

1  
2 Relating to public borrowing for City of Hillsboro parking facility; appropriating money; and de-  
3 claring an emergency.

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

5 **SECTION 1. As used in sections 1 to 5 of this 2007 Act, "City of Hillsboro Downtown**  
6 **Parking Facility" or "facility" means the acquisition, construction and procurement of all**  
7 **components of a public parking facility to be established in the City of Hillsboro.**

8 **SECTION 2. (1) Notwithstanding ORS 286.505 to 286.545, for the biennium beginning July**  
9 **1, 2007, at the request of the Director of the Economic and Community Development De-**  
10 **partment, the State Treasurer is authorized to issue lottery bonds pursuant to ORS 286.560**  
11 **to 286.580 in the amount of \$10 million for payment of the expenses of the City of Hillsboro**  
12 **for the establishment of the City of Hillsboro Downtown Parking Facility, plus an additional**  
13 **amount to be estimated by the State Treasurer for payment of bond-related costs incurred**  
14 **by the Economic and Community Development Department, the Oregon Department of Ad-**  
15 **ministrative Services and the State Treasurer.**

16 **(2) The bond-related costs incurred by the Economic and Community Development De-**  
17 **partment, the Oregon Department of Administrative Services and the State Treasurer for**  
18 **the lottery bonds authorized by this section shall be paid from the gross proceeds of the**  
19 **lottery bonds, from allocations for the purposes of ORS 286.576 (1)(c) or from moneys in the**  
20 **City of Hillsboro Downtown Parking Facility Fund established under section 4 of this 2007**  
21 **Act.**

22 **SECTION 3. The Legislative Assembly finds that:**

23 **(1) The City of Hillsboro Downtown Parking Facility will accomplish the purpose of cre-**  
24 **ating jobs and furthering economic development in Oregon because construction and opera-**  
25 **tion of a parking facility in the downtown area of the City of Hillsboro will:**

**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 (a) Enhance access to transit options for employees in an area in which the population  
2 has doubled since 1990.

3 (b) Allow for increased investment in allied health training and education, areas in which  
4 the State of Oregon needs assessments performed by the Employment Department identified  
5 a projected shortage.

6 (c) Increase the likelihood of federal funding for the facility and add new moneys that  
7 directly benefit Oregon's construction industry as a result of receiving authorization for the  
8 issuance of lottery bonds.

9 (2) The factors described in subsection (1) of this section will encourage and promote  
10 economic development within the State of Oregon, and issuance of lottery bonds to finance  
11 the City of Hillsboro Downtown Parking Facility is therefore an appropriate use of state  
12 lottery funds under section 4, Article XV of the Oregon Constitution, and ORS 461.510.

13 **SECTION 4.** (1) The City of Hillsboro Downtown Parking Facility Fund is established  
14 separate and distinct from the General Fund. The moneys in the City of Hillsboro Downtown  
15 Parking Facility Fund and the interest earnings of the fund are continuously appropriated  
16 to the Economic and Community Development Department for the purpose described in  
17 subsection (2) of this section, for payment of the department's expenses incurred for enter-  
18 ing into, modifying and administering the grant agreement authorized by this section in an  
19 amount up to \$\_\_\_\_\_ and for payment of bond-related costs. The fund consists of moneys  
20 deposited in the fund under section 2 of this 2007 Act, and may include fees, moneys or other  
21 revenues available for payment of expenses of establishing the facility.

22 (2) Subject to subsection (3) of this section, moneys in the fund shall be available for  
23 immediate distribution to the City of Hillsboro to pay the expenses of the facility.

24 (3) The Director of the Economic and Community Development Department shall enter  
25 into a grant agreement with the City of Hillsboro that requires:

26 (a) The city to agree in the grant agreement authorized by this section:

27 (A) To indemnify the state government, as defined in ORS 174.111, to the fullest extent  
28 permitted by law for any liability the state government might incur in connection with a  
29 borrowing by the city for the facility.

30 (B) Not to request or accept moneys from the state General Fund for the facility.

31 (C) To refund the difference to the director for deposit in the City of Hillsboro Downtown  
32 Parking Facility Fund if, upon completion of the facility, the aggregate expenditure of state  
33 and local moneys is less than \$\_\_\_\_\_.

34 (b) The department to disburse, over the course of the development of the facility, an  
35 aggregate amount of \$\_\_\_\_\_ to the City of Hillsboro from the City of Hillsboro Downtown  
36 Parking Facility Fund when:

37 (A) Moneys are available;

38 (B) The director determines that the city has entered into one or more contracts that  
39 have an aggregate value of at least \$16 million for final design, construction or acquisition  
40 of components of the facility; and

41 (C) The director determines that the city has provided documentation that it will have  
42 sufficient financing to complete the facility.

43 **SECTION 5.** The State of Oregon is not liable to the lenders, vendors or contractors of  
44 the City of Hillsboro for any action or omission under sections 1 to 5 of this 2007 Act or the  
45 grant agreement authorized by section 4 of this 2007 Act.

1        **SECTION 6. This 2007 Act being necessary for the immediate preservation of the public**  
2        **peace, health and safety, an emergency is declared to exist, and this 2007 Act takes effect**  
3        **on its passage.**

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