

Enrolled
Senate Bill 5555

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Joint Interim Committee on Ways and Means)

CHAPTER

AN ACT

Relating to state financial administration; creating new provisions; amending section 29, chapter 787, Oregon Laws 2005, and sections 2, 3, 6, 16 and 18, chapter 761, Oregon Laws 2007; appropriating money; limiting expenditures; and declaring an emergency.

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

SECTION 1. (1) The Legislative Assembly approves the proposal of the Oregon Military Department, submitted in accordance with ORS 396.515 (4), for the sale of 3.3 acres of real property at the Newport Municipal Airport.

(2) The Legislative Assembly approves the proposal of the Oregon Military Department, submitted in accordance with ORS 396.515 (4), for the sale of the Klamath Falls Armory real property to the City of Klamath Falls.

SECTION 2. Notwithstanding any other law limiting expenditures, the limitation on expenditures for multiple data center conversions established by section 1 (3)(h), chapter 767, Oregon Laws 2005, for the six-year period beginning July 1, 2005, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the Oregon Department of Administrative Services, is increased by \$1,005,000.

SECTION 3. In addition to and not in lieu of any other appropriation, there is appropriated to the Department of Human Services, for the six-year period beginning July 1, 2007, out of the General Fund, the amount of \$929,000, which may be expended for the acquisition of land and the acquisition, planning, constructing, altering, repairing, furnishing and equipping of buildings and facilities for community group homes for people with developmental disabilities.

SECTION 4. Notwithstanding any other law limiting expenditures, the limitation on expenditures for the Oregon Wireless Interoperability Network established by section 2 (3), chapter 742, Oregon Laws 2007, for the six-year period beginning July 1, 2007, as the maximum limit for the expenditure of federal funds, collected or received by the Oregon State Police for the acquisition of land and the acquisition, planning, constructing, altering, repairing, furnishing and equipping of buildings and facilities, is increased by \$6,000,000.

SECTION 5. Notwithstanding any other law limiting expenditures, the limitation on expenditures for the Aurora Land Acquisition and Taxiway Relocation project established by section 1 (10)(a), chapter 742, Oregon Laws 2007, for the six-year period beginning July 1, 2007, as the maximum limit for payment of expenses from fees, moneys or other revenues,

including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the Oregon Department of Aviation for the acquisition of land and the acquisition, planning, constructing, altering, repairing, furnishing and equipping of buildings and facilities, is increased by \$65,973.

SECTION 6. Notwithstanding any other law limiting expenditures, the limitation on expenditures for the Aurora Land Acquisition and Taxiway Relocation project established by section 2 (2)(a), chapter 742, Oregon Laws 2007, for the six-year period beginning July 1, 2007, as the maximum limit for the expenditure of federal funds collected or received by the Oregon Department of Aviation for the acquisition of land and the acquisition, planning, constructing, altering, repairing, furnishing and equipping of buildings and facilities, is increased by \$1,178,928.

SECTION 7. Notwithstanding any other law limiting expenditures, the limitation on expenditures for the Lebanon Runway, Runway Safety Area, Widening, MIRL and PAPI project established by section 1 (10)(f), chapter 742, Oregon Laws 2007, for the six-year period beginning July 1, 2007, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the Oregon Department of Aviation for the acquisition of land and the acquisition, planning, constructing, altering, repairing, furnishing and equipping of buildings and facilities, is increased by \$13,568.

SECTION 8. Notwithstanding any other law limiting expenditures, the limitation on expenditures for the Lebanon Runway, Runway Safety Area, Widening, MIRL and PAPI project established by section 2 (2)(f), chapter 742, Oregon Laws 2007, for the six-year period beginning July 1, 2007, as the maximum limit for the expenditure of federal funds collected or received by the Oregon Department of Aviation for the acquisition of land and the acquisition, planning, constructing, altering, repairing, furnishing and equipping of buildings and facilities, is increased by \$259,500.

SECTION 9. Notwithstanding any other law limiting expenditures, the amount of \$2,200,000 is established for the six-year period beginning July 1, 2007, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the Oregon Department of Aviation for the acquisition, planning, constructing, altering, repairing, furnishing and equipping of buildings and facilities for Mulino Airport improvements.

SECTION 10. Notwithstanding any other law limiting expenditures, the limitation on expenditures for the Sisters Maintenance Station established by section 1 (1)(d), chapter 742, Oregon Laws 2007, for the six-year period beginning July 1, 2007, as the maximum limit for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the Department of Transportation for the acquisition of land and the acquisition, planning, constructing, altering, repairing, furnishing and equipping of buildings and facilities, is increased by \$3,399,999.

SECTION 11. Section 2, chapter 761, Oregon Laws 2007, is amended to read:

Sec. 2. Notwithstanding any other law limiting expenditures, the following amounts are established for a six-year period beginning July 1, 2007, as the maximum limit for payment of expenses under this section from bond proceeds and other revenues, including federal funds, collected or received by the Department of Higher Education, for the acquisition of land, improvements to land and the acquisition, planning, constructing, altering, repairing, furnishing and equipping of buildings, facilities and other projects within the Department of Higher Education:

				Other
				Revenues
				(including
Article	Article			Federal
XI-G	XI-F(1)	Lottery	Energy	

	Bonds	Bonds	Bonds	Loans	COPs	Funds)
(1) Department of Higher Education Capital renewal, code compliance and safety	-	20,000,000	50,000,000	-	-	13,100,000
(2) Western Oregon University						
(a) New student residence	-	11,250,000	-	-	-	-
(b) Business, Math and Computer Science Facility Project	2,500,000	-	-	-	-	500,000
(c) Humanities and Social Science Deferred Maintenance/Seismic Tier II	984,500	-	-	1,074,000	-	1,080,000
(3) Eastern Oregon University						
Inlow Hall Deferred Maintenance/Seismic Tier I	1,312,000	-	-	3,618,000	-	-
(4) Oregon State University						
(a) National Wave Energy Research Center	1,500,000	-	-	-	-	3,000,000
(b) Goss Stadium expansion	-	-	-	-	-	4,500,000
(c) Apperson Hall	-	-	-	-	-	4,000,000
(d) OSU Dining Center Renovation: Arnold Catering	-	3,500,000	-	-	-	-
(e) Cross Country Track	-	3,000,000	-	-	-	-
(f) Athletics/Academic Center	-	1	-	-	-	-
(g) Boathouse remodel	-	3,000,000	-	-	-	-
(h) Gill Coliseum renovation	-	20,000,000	-	-	-	-
(i) Mouse Model Organism Facility	-	-	-	-	-	1,500,000
(j) Intramural Field Synthetic Turf Project	-	-	-	-	-	3,250,000
(k) Pauling Research and Education Building	31,256,035	-	-	-	-	31,256,035
(L) Nash Hall Deferred Maintenance/Seismic Tier II	3,776,000	-	-	6,824,000	-	1,198,000
(m) Building rewiring	-	-	-	-	5,000,000	-
(5) Portland State University						
(a) Parking expansion (block 189 development)	-	12,000,000	-	-	-	-
(b) Student housing and land acquisition	-	1	-	-	-	-
(c) Peter Stott Center gym expansion	-	8,500,000	-	-	-	-
(d) Retail development	-	1	-	-	-	-
(e) Walk of the Heroines Project	-	-	-	-	-	1,800,000
(f) PCAT Redevelopment						

Project	10,000,000	42,000,000	-	-	-	19,000,000
(g) Campus fiber expansion and telecom facility upgrades	-	-	-	-	1,000,000	-
(h) Science Research and Teaching Center/Hazardous Waste Facility	9,500,000	-	-	-	-	9,500,000
(i) Lincoln Hall Deferred Maintenance/Seismic Tier I	8,616,000	-	-	11,986,000	-	-
(j) Science Building II Deferred Maintenance/ Seismic Tier II	7,658,500	-	-	10,992,000	-	-
(6) University of Oregon (a) Riverfront Research Park Multitenant Building	-	19,250,000	-	-	-	-
(b) Riverfront Research Park building purchase	-	14,373,000	-	-	-	-
(c) New student housing	-	1	-	-	-	-
(d) Food service upgrade	-	1,000,000	-	-	-	-
(e) Gilbert/Peterson Hall phase 3	-	-	-	-	-	6,000,000
(f) Oregon State Museum of Anthropology	-	-	-	-	-	3,500,000
(g) Integrative Science Complex, Phase 2	30,000,000	-	-	-	-	35,000,000
(h) Fenton Hall Deferred Maintenance/Seismic Tier I	2,480,500	-	-	3,111,000	-	-
(i) Classroom and laboratory upgrades	-	-	-	-	5,000,000	-
(j) Hayward Field	2,500,000	-	-	-	-	2,500,000
(k) New Arena	--	200,000,000	--	--	--	--
(7) Oregon Institute of Technology Center for Health [Professions	5,500,000	--	--	--	--	14,500,000]
Professions	9,000,000	--	--	--	--	11,000,000
(8) Project Reserves	-	1,810,397	-	-	-	1,969,007

SECTION 12. Section 3, chapter 761, Oregon Laws 2007, is amended to read:

Sec. 3. Notwithstanding any other law limiting expenditures, the following amounts are established for a six-year period beginning July 1, 2007, as the maximum limit for payment of expenses under this section from bond proceeds and other revenues, including federal funds, collected or received by the Department of Community Colleges and Workforce Development, for the acquisition of and improvements to land and the acquisition, planning, constructing, altering, repairing, furnishing and equipping of buildings and facilities at community colleges:

Other
Revenues

	Article XI-G Bonds	(including Federal Funds)
(1) Central Oregon Community College -Science and Allied Health Instructional Building	5,778,000	5,778,000
(2) Chemeketa Community College -Classroom and Health Sciences	5,625,000	5,625,000
(3) Clackamas Community College -Allied Healthcare Center of Excellence	5,156,250	5,156,250
(4) Lane Community College -Health and Wellness Building	6,750,000	6,750,000
(5) Linn-Benton Community College -Science Center Expansion and Renovation	3,731,250	3,731,250
(6) Mt. Hood Community College -Child Development Center	2,500,000	2,500,000
(7) Oregon Coast Community College -Expansion - Aquarium South County and Central Campus Land Purchase	3,000,000	3,000,000
(8) Portland Community College -Educational Center	7,500,000	7,500,000
(9) Clatsop Community College -New Facilities and Renovation of Existing Facilities	4,000,000	4,000,000

SECTION 13. Section 6, chapter 761, Oregon Laws 2007, is amended to read:

Sec. 6. (1) Pursuant to Article XI-G of the Oregon Constitution and ORS [286.031 to 286.061 and] 351.345 and either ORS 286.031 to 286.061 (2005 Edition) or ORS chapter 286A, the State Board of Higher Education may sell, with the approval of the State Treasurer, general obligation bonds of the State of Oregon of the kind and character and within the limits prescribed by Article XI-G of the Oregon Constitution, as the board determines, but in no event may the board sell more than the aggregate principal sum of [\$131,604,535] **\$135,104,535** par value for the biennium beginning July 1, 2007. The moneys realized from the sale of the bonds shall be appropriated and may be expended for the purposes set forth in section 2 (3)(h), chapter 845, Oregon Laws 2001, and in section 2 (6)(h) and (7)(e), chapter 787, Oregon Laws 2005, and section 2 (2)(b) and (c), (3), (4)(a), (k) and (L), (5)(f), (h), (i) and (j), (6)(g), (h) and (j) and (7), **chapter 761, Oregon Laws 2007, [of this 2007 Act]** and for payment for capitalized interest and costs incidental to issuance of the bonds.

(2) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 2 (2)(b), **chapter 761, Oregon Laws 2007, [of this 2007 Act]** are matched with the General Fund appropriations made under sections 10 (7) and 11, **chapter 761, Oregon Laws 2007 [of this 2007 Act]**.

(3) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 2 (2)(c), **chapter 761, Oregon Laws 2007, [of this 2007 Act]** are matched with the General Fund appropriation made under section 10 (8), **chapter 761, Oregon Laws 2007 [of this 2007 Act]**.

(4) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 2 (3), **chapter 761, Oregon Laws 2007, [of this 2007 Act]** are matched with

the General Fund appropriation made under section 10 (1), **chapter 761, Oregon Laws 2007** [of this 2007 Act].

(5) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 2 (4)(a), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 10 (3), **chapter 761, Oregon Laws 2007** [of this 2007 Act].

(6) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 2 (4)(k), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 12, **chapter 761, Oregon Laws 2007** [of this 2007 Act].

(7) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 2 (4)(L), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 10 (2), **chapter 761, Oregon Laws 2007** [of this 2007 Act].

(8) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 2 (5)(f), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 17, **chapter 761, Oregon Laws 2007** [of this 2007 Act].

(9) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 2 (5)(h), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 13, **chapter 761, Oregon Laws 2007** [of this 2007 Act].

(10) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 2 (5)(i), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 10 (4), **chapter 761, Oregon Laws 2007** [of this 2007 Act].

(11) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 2 (5)(j), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 10 (5), **chapter 761, Oregon Laws 2007** [of this 2007 Act].

(12) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 2 (6)(g), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 14, **chapter 761, Oregon Laws 2007** [of this 2007 Act].

(13) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 2 (6)(h), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 10 (6), **chapter 761, Oregon Laws 2007** [of this 2007 Act].

(14) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 2 (6)(j), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 15, **chapter 761, Oregon Laws 2007** [of this 2007 Act].

(15) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 2 (7), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 16, **chapter 761, Oregon Laws 2007** [of this 2007 Act].

SECTION 14. Section 16, chapter 761, Oregon Laws 2007, is amended to read:

Sec. 16. (1) There is established in the General Fund an account to be known as the Oregon Institute of Technology Center for Health Professions Account. Funds in the account shall be used for the construction, remodeling, expansion and renovation of facilities for a Center for Health Professions project for the Oregon Institute of Technology.

(2) The account shall consist of grant funds, gift funds, federal and local government funds made available to and funds donated to the Department of Higher Education for the purpose of the Center for Health Professions project described in subsection (1) of this section. Interest earned on moneys in the account shall be credited to the account. The account may not be credited with more than [\$5,500,000] **\$9,000,000** for purposes of this subsection.

(3) Moneys in the account shall be considered to be General Fund moneys for purposes of section 1 (3), Article XI-G of the Oregon Constitution, are continuously appropriated to the Department of Higher Education and may be transferred to the Department of Higher Education Capital Construction Fund for the Center for Health Professions project described in subsection (1) of this section.

SECTION 15. Section 18, chapter 761, Oregon Laws 2007, is amended to read:

Sec. 18. (1) Pursuant to Article XI-G of the Oregon Constitution and ORS [286.031 to 286.061 and] 341.721 **and either ORS 286.031 to 286.061 (2005 Edition) or ORS chapter 286A**, the State Treasurer may sell, at the request of the State Board of Education, general obligation bonds of the State of Oregon of the kind and character and within the limits prescribed by Article XI-G of the Oregon Constitution, as the treasurer determines, but in no event may the treasurer sell more than the aggregate principal sum of [\$52,640,500] **\$56,640,500** par value for the biennium beginning July 1, 2007. The moneys realized from the sale of the bonds shall be appropriated and may be expended for the purposes set forth in section 3, **chapter 761, Oregon Laws 2007**, [of this 2007 Act] and sections 3 (5) and (6), chapter 787, Oregon Laws 2005, for payment for capitalized interest and costs incidental to issuance of the bonds.

(2) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 3 (1), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 20, **chapter 761, Oregon Laws 2007** [of this 2007 Act].

(3) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 3 (2), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 21, **chapter 761, Oregon Laws 2007** [of this 2007 Act].

(4) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 3 (3), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 22, **chapter 761, Oregon Laws 2007** [of this 2007 Act].

(5) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 3 (4), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 23, **chapter 761, Oregon Laws 2007** [of this 2007 Act].

(6) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 3 (5), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 24, **chapter 761, Oregon Laws 2007** [of this 2007 Act].

(7) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 3 (6), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 25, **chapter 761, Oregon Laws 2007** [of this 2007 Act].

(8) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 3 (7), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 27, chapter 787, Oregon Laws 2005.

(9) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 3 (8), **chapter 761, Oregon Laws 2007**, [of this 2007 Act] are matched with the General Fund appropriation made under section 27, **chapter 761, Oregon Laws 2007** [of this 2007 Act].

(10) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon Constitution in section 3 (9), chapter 761, Oregon Laws 2007, are matched with the General Fund appropriation made under section 29, chapter 787, Oregon Laws 2005.

SECTION 16. Section 29, chapter 787, Oregon Laws 2005, is amended to read:

Sec. 29. (1) There is established in the General Fund an account to be known as the Clatsop Community College Facilities Account. Moneys in the account shall be used to construct, improve, repair, equip[,] and furnish facilities and purchase land for new facilities for the Clatsop Community College District.

(2) The account may consist of the following moneys that have been deposited in the account by the Department of Community Colleges and Workforce Development at the request of the Clatsop Community College District for the purposes listed in subsection (1) of this section:

(a) Moneys from federal and local governments;

(b) Donations;

(c) Community College Support Fund moneys transferred to the account by the department at the request of the community college district;

(d) Building reserve funds of the community college district transferred to the department from the community college district; and

(e) Proceeds from the sale of bonds issued by the community college district.

(3) Interest earned on moneys in the account shall be credited to the account.

(4) The account may not be credited with more than [~~\$7,500,000~~] **\$11,500,000** in donations, Community College Support Fund moneys, proceeds from the sale of bonds, building reserve funds, federal and local government funds and interest.

(5) Moneys in the account shall be considered to be General Fund moneys for purposes of section 1 (3), Article XI-G of the Oregon Constitution, are continuously appropriated to the department and may be transferred to the Community College Capital Construction Fund for the purpose of making distributions to the Clatsop Community College District for the purposes listed in subsection (1) of this section.

SECTION 17. This 2008 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2008 Act takes effect on its passage.

Passed by Senate February 22, 2008

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Secretary of Senate

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President of Senate

Passed by House February 22, 2008

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Speaker of House

Received by Governor:

.....M,....., 2008

Approved:

.....M,....., 2008

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Governor

Filed in Office of Secretary of State:

.....M,....., 2008

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Secretary of State