

**2009 Regular Legislative Session
FISCAL ANALYSIS OF PROPOSED LEGISLATION
Prepared by the Oregon Legislative Fiscal Office**

MEASURE NUMBER: SB 217 **STATUS:** A Engrossed
SUBJECT: Historic Preservation Revolving Loan Fund
GOVERNMENT UNIT AFFECTED: Parks and Recreation Department and Department of Justice
PREPARED BY: Dawn Farr
REVIEWED BY: Susie Jordan and Doug Wilson
DATE: April 1, 2009

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| EXPENDITURES: | <u>2009-2011</u> | <u>2011-2013</u> |
| See Comments. | | |

REVENUES:
See Comments.

EFFECTIVE DATE: On Passage.

GOVERNOR’S BUDGET: This bill is not anticipated by the Governor’s recommended budget.

LOCAL GOVERNMENT MANDATE: This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

COMMENTS: The bill expands uses of funds in the Historic Preservation Revolving Loan Fund to pay specific expenses incurred by the Attorney General and to promote public education regarding cultural preservation; and, eliminates the transfer of unused funds to the Oregon Property Management Account.

The Parks and Recreation Department indicates that, while they have authority to establish the Historic Preservation Revolving Loan Fund, this fund has not yet been activated because there is not money to place in the Fund. If the account were to be established, the department anticipates that they will need to do rulemaking and set procedures for payment of Attorney General expenses from the Historic Preservation Revolving Loan Fund. The department anticipates that these activities will require minimal effort and can be accomplished with existing resources.

The bill gives the Department of Justice (DOJ) enforcement authority; however, DOJ operates on a fee for service basis. If there are no funds in the historic Preservation Revolving Loan Fund to reimburse DOJ expenses, they don’t anticipate taking on any cases. Even if monies were available, the number of potential enforcement actions resulting from the bill are indeterminate.