SENATE AMENDMENTS TO
SENATE BILL 719

By COMMITTEE ON COMMERCE AND WORKFORCE DEVELOPMENT

April 23

1   On page 2 of the printed bill, line 18, after "1997" insert ", or a municipality that provides or
2 will provide services to such an area,".

3   In line 27, delete "(7)" and insert "(10)".

4   After line 30, insert:

5   "(6) Subject to subsections (7) to (10) of this section, moneys in the Urban Growth Boundary
6 Expansion Area Revolving Loan Fund are available for immediate distribution to qualified munici-
7 palities that have executed loan agreements under this section, to pay the costs incurred to under-
8 take projects described in subsection (4) of this section.

9   "(7) A loan agreement executed under this section shall require:

10   "(a) A qualified municipality to:

11   "(A) Indemnify the state government, as defined in ORS 174.111, to the fullest extent permitted
12 by law for any liability the state government might incur in connection with a borrowing by the
13 qualified municipality; and

14   "(B) Refrain from requesting or accepting moneys from the General Fund for the purpose of
15 paying costs of projects for which the loan agreement is being executed; and

16   "(b) The Economic and Community Development Department, after receiving the approval of the
17 Oregon Department of Administrative Services, to disburse to qualified municipalities amounts from
18 the Urban Growth Boundary Expansion Area Revolving Loan Fund when:

19   "(A) Moneys are available; and

20   "(B) The Economic and Community Development Department determines that the qualified
21 municipality will have sufficient financing to complete the projects described in subsection (4) of this
22 section that the municipality undertakes.

23   "(8) The State of Oregon is not liable to any lender, vendor or contractor of a qualified
24 municipality for any action or omission under sections 1 to 4 of this 2009 Act.".

25   In line 31, delete "(6)" and insert "(9)".

26   In line 36, delete "(7)" and insert "(10)".

27   Delete lines 42 through 45 and insert:

28   "**SECTION 3. (1) For the biennium beginning July 1, 2009, at the request of the Oregon**
29 **Department of Administrative Services, after consultation with the Economic and Commu-**
30 **nity Development Department, the State Treasurer is authorized to issue lottery bonds pur-**
31 **suant to ORS 286A.560 to 286A.585 in an amount not to exceed net proceeds of $50 million for**
32 **the purposes described in subsection (2) of this section, plus an additional amount, to be es-**
33 **timated by the State Treasurer, for payment of bond-related costs.**

34   "**(2) Proceeds of lottery bonds issued under subsection (1) of this section, in the amount**
35 **of $50 million, must be deposited in the Urban Growth Boundary Expansion Area Revolving**

1   **Loan Fund established by section 2 of this 2009 Act, for the purposes described in section 2**

2   **of this 2009 Act.**

3   **"(3) Bond-related costs for the lottery bonds authorized by this section must be paid from**

4   **the gross proceeds of the lottery bonds and from allocations for the purposes of ORS**

5   **286A.576 (1)(c).**

6   **"<u>SECTION 4.</u> If the state has not deposited an aggregate amount of \$50 million in the**

7   **Urban Growth Boundary Expansion Area Revolving Loan Fund by June 30, 2011, the state**

8   **shall allocate, from residual lottery revenues that are available after application of the resi-**

9   **dual lottery revenues to existing debt service requirements, to the Economic and Community**

10   **Development Department an amount equal to the difference between \$50 million and the**

11   **aggregate deposits to the fund as of June 30, 2011. The allocation of moneys from the fund**

12   **under this section is subject to the requirements and priorities set forth in section 4, Article**

13   **XV of the Oregon Constitution, and ORS 286A.576 and any other amounts required by any**

14   **other pledges of, or liens on, net proceeds from the Oregon State Lottery.".**

15   On <u>page 3</u>, delete lines 1 through 17.

16   In line 18, delete "6" and insert "5".

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