

Updated Sponsors

House Bill 3644

Sponsored by Representative J SMITH; Representatives BARKER, BUCKLEY, CLEM, FREDERICK, GARRETT, GELSER, GREENLICK, HARKER, HOLVEY, MATTHEWS, READ, STIEGLER, VANORMAN, WITT (Presession 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**.

Creates Oregon Economic Gardening Council.
Creates Oregon Economic Gardening Fund. Continuously appropriates moneys in fund to Oregon Business Development Department for purposes of council.
Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to economic gardening; appropriating money; and declaring an emergency.

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

4 **SECTION 1. (1) There is created the Oregon Economic Gardening Council, consisting of**
5 **seven members.**

6 **(2) The Governor shall appoint:**

7 **(a) One member who shall represent community college districts in this state;**

8 **(b) One member who shall represent institutions of higher education listed in ORS**
9 **352.002;**

10 **(c) One member who shall have fast-growth business experience;**

11 **(d) One member who shall have fast-growth business investment experience; and**

12 **(e) One member who shall represent public economic development organizations.**

13 **(3) The Speaker of the House of Representatives shall appoint one nonvoting member**
14 **from among the members of the House of Representatives.**

15 **(4) The President of the Senate shall appoint one nonvoting member from among the**
16 **members of the Senate.**

17 **(5) The term of office of each member appointed by the Governor is four years, but a**
18 **member serves at the pleasure of the Governor. Before the expiration of the term of a**
19 **member, the Governor shall appoint a successor whose term begins on January 1 next fol-**
20 **lowing. A member is eligible for reappointment. If there is a vacancy for any cause, the**
21 **Governor shall make an appointment to become immediately effective for the unexpired**
22 **term.**

23 **(6) The nonvoting member from the House of Representatives shall serve at the pleasure**
24 **of the Speaker, and the nonvoting member from the Senate shall serve at the pleasure of the**
25 **President of the Senate.**

26 **(7) A member of the council is entitled to compensation and expenses as provided in ORS**
27 **292.495 to the extent such funds are:**

28 **(a) Available from the Oregon Economic Gardening Fund established under section 3 of**

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 this 2010 Act; and

2 (b) Allocated for that purpose by the council.

3 (8) The voting members of the council must be residents of this state who are well in-
4 formed on the principles of economic gardening.

5 (9) The council shall select one of its voting members as chairperson and another as vice
6 chairperson, for such terms and with duties and powers necessary for the performance of
7 the functions of such offices as the council determines.

8 (10) A majority of the voting members of the council constitutes a quorum for the
9 transaction of business.

10 (11) The council shall meet at least once every two months at a place, day and hour de-
11 termined by the council. The council may also meet at other times and places specified by
12 the call of the chairperson or of a majority of the members of the council.

13 (12)(a) The council may establish such advisory and technical committees as it considers
14 necessary to aid and advise the council in the performance of its functions. These commit-
15 tees may be continuing or temporary committees. The council shall determine the repre-
16 sentation, membership, terms and organization of the committees and shall appoint their
17 members.

18 (b) Members of the committees are not entitled to compensation, but at the discretion
19 of the council may be reimbursed from funds available to the council for actual and neces-
20 sary travel and other expenses incurred by them in the performance of their official duties,
21 in the manner and amount provided in ORS 292.495.

22 (13) The Oregon Business Development Department shall provide staff and facilities to
23 the council.

24 (14) The Oregon University System and the Department of Community Colleges and
25 Workforce Development may provide staff and facilities to the council.

26 (15) All agencies of state government, as defined in ORS 174.111, are directed to assist
27 the council in the performance of its duties and, to the extent permitted by laws relating to
28 confidentiality, to furnish such information and advice as the members of the council con-
29 sider necessary to perform their duties.

30 **SECTION 2.** Notwithstanding the term of office specified by section 1 of this 2010 Act,
31 of the voting members first appointed to the Oregon Economic Gardening Council:

32 (1) Two of the members as designated by the Governor shall serve for terms ending
33 January 1, 2012.

34 (2) Three of the members as designated by the Governor shall serve for terms ending
35 January 1, 2014.

36 **SECTION 3.** (1) The Oregon Economic Gardening Fund is established in the State
37 Treasury, separate and distinct from the General Fund. Interest earned by the Oregon Eco-
38 nomic Gardening Fund shall be credited to the fund. Moneys in the Oregon Economic Gar-
39 dening Fund are continuously appropriated to the Oregon Business Development Department
40 for the purposes of carrying out the duties of the Oregon Economic Gardening Council.

41 (2) The department, on behalf of the council, may accept contributions of funds and as-
42 sistance from the United States Government or agencies of the United States Government
43 or from any other source, public or private, and agree to conditions not inconsistent with
44 the purposes of the council. All such funds are to aid in financing the functions of the council
45 and must be deposited in the Oregon Economic Gardening Fund to the credit of separate

1 accounts for the council to disburse for the purposes for which the funds were contributed.

2 **SECTION 4.** (1) The Oregon Economic Gardening Council may set fees to be charged for
3 program services, make and execute contracts with any individual, corporation, association,
4 public agency or any other entity and employ all other legal instruments necessary or con-
5 venient for the performance of its duties and the exercise of its powers and functions.

6 (2) The council may:

7 (a) Implement policies, plans and programs to:

8 (A) Assist small and medium-sized Oregon businesses to find appropriate resources for
9 improving business management, product development, marketing and sales, strategic plan-
10 ning and business financing;

11 (B) Develop training programs and career pathways that target innovative industries or
12 technology fields; and

13 (C) Develop entrepreneurial training for new and expanding small and medium-sized
14 businesses that may include, but is not limited to:

15 (i) Classroom instruction;

16 (ii) Counseling and mentoring; and

17 (iii) Marketing laboratories through community colleges or institutions of higher educa-
18 tion listed in ORS 352.002, or through community partnerships;

19 (b) Collaborate with state and local governments, community colleges, institutions of
20 higher education listed in ORS 352.002, business organizations and economic development
21 organizations to integrate entrepreneurial resources for small and medium-sized businesses;
22 and

23 (c) Serve as an information clearinghouse for small and medium-sized businesses re-
24 garding opportunities available under the programs of the council and other similar pro-
25 grams.

26 (3) The council shall coordinate its programs and activities with other small business
27 development programs administered by other state agencies, community colleges, insti-
28 tutions of higher education listed in ORS 352.002 and local governments, and shall minimize
29 duplication of the efforts of these programs.

30 **SECTION 5.** Not later than February 1, 2011, the Oregon Economic Gardening Council
31 shall submit a progress report on the council's programs and any recommendations for ad-
32 ditional legislation to the Seventy-sixth Legislative Assembly.

33 **SECTION 6.** This 2010 Act being necessary for the immediate preservation of the public
34 peace, health and safety, an emergency is declared to exist, and this 2010 Act takes effect
35 on its passage.

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