

Senate Bill 5563

Sponsored by JOINT COMMITTEE ON WAYS AND MEANS

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**.

Increases for six-year period beginning July 1, 2009, limits on payment of expenses from other funds collected or received by Department of Human Services and Department of Veterans' Affairs for capital construction.

Establishes and modifies limits for six-year period beginning July 1, 2009, on payment of expenses from bond proceeds and other revenues, including federal funds, collected or received by Oregon University System for capital construction.

Sets expiration date on project approvals and expenditure limitations.

Adopts legislative findings regarding eligibility of Oregon Center for Sustainability for Article XI-F(1) bonding financing.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to state financial administration; creating new provisions; amending section 2, chapter 761,
3 Oregon Laws 2007, and sections 6, 8, 9, 10 and 20, chapter 904, Oregon Laws 2009; limiting
4 expenditures; and declaring an emergency.

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

6 **SECTION 1. Notwithstanding any other law limiting expenditures, the limitation on**
7 **expenditures established by section 1 (4), chapter 904, Oregon Laws 2009, for a six-year period**
8 **beginning July 1, 2009, as the maximum limit for the payment of expenses from fees, moneys**
9 **or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal**
10 **funds, collected or received by the Department of Human Services for the acquisition of land**
11 **and the acquisition, planning, constructing, altering, repairing, furnishing and equipping of**
12 **the Oregon State Hospital is increased by \$10,000.**

13 **SECTION 2. (1) Notwithstanding any other law limiting expenditures, the amount of**
14 **\$964,714 is established for a six-year period beginning July 1, 2009, as the maximum limit for**
15 **the payment of expenses from fees, moneys or other revenues, including Miscellaneous Re-**
16 **ceipts, but excluding lottery funds and federal funds, collected or received by the Department**
17 **of Veterans' Affairs for the acquisition of land and the acquisition, planning, constructing,**
18 **altering, repairing, furnishing and equipping of the Oregon Veterans' Home Multipurpose**
19 **Area.**

20 **(2) Notwithstanding any other law limiting expenditures, the amount of \$1,791,611 is es-**
21 **tablished for the six-year period beginning July 1, 2009, as the maximum limit for the ex-**
22 **penditure of federal funds, collected or received by the Department of Veterans' Affairs for**
23 **the acquisition of land and the acquisition, planning, constructing, altering, repairing, fur-**
24 **nishing and equipping of the Oregon Veterans' Home Multipurpose Area.**

25 **SECTION 3. Section 6, chapter 904, Oregon Laws 2009, is amended to read:**

26 **Sec. 6.** Notwithstanding any other law limiting expenditures, the following amounts are estab-
27 lished for a six-year period beginning July 1, 2009, as the maximum limit for payment of expenses

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 under this section from bond proceeds and other revenues, including federal funds, collected or re-
 2 ceived by the [*Department of Higher Education*] **Oregon University System**, for the acquisition of
 3 land, improvements to land and the acquisition, planning, constructing, altering, repairing, furnish-
 4 ing and equipping of buildings, facilities and other projects within the [*Department of Higher Edu-
 5 cation*] **Oregon University System**:

	Article	Article	Lottery	Energy		Other
	XI-G	XI-F(1)				Revenues
	Bonds	Bonds	Bonds	Loans	COPs	(including
						Federal
						Funds)
(1) Oregon University System						
(a) Capital renewal, code compliance and safety	\$ -	\$ -	\$ -	\$ -	\$ 20,286,000	\$ -
(b) South Waterfront Life Sciences Facility	50,000,000	60,000,000	-	-	-	90,000,000
(c) Oregon Center for Sustainability	-	80,000,000	-	-	-	-
(d) Biofuels demonstration project	4,000,000	-	-	-	-	4,000,000
(e) Wind demonstration project	-	-	-	-	-	4,000,000
(2) Eastern Oregon University						
(a) Zabel Hall deferred maintenance	1,522,000	-	2,215,000	2,706,000	-	-
(b) Pierce Library project	4,000,000	-	-	-	4,000,000	-
(3) Oregon Institute of Technology geothermal renewable energy demonstration project	2,000,000	2,000,000	-	-	-	2,600,000
(4) Oregon State University						
(a) Education Hall additional structural deficiencies deferred maintenance	-	-	4,000,000	-	-	-
(b) Strand Agriculture Hall deferred maintenance	6,586,000	-	6,586,000	6,851,000	4,847,000	-
(c) Bates Hall/Hallie Ford						

1	Healthy Children and						
2	[Families Center	6,000,000	-	-	-	-	6,000,000]
3	Families Center	5,000,000	-	-	-	-	5,000,000
4	(d) Student Success						
5	Center	2,054,000	-	4,554,000	-	-	7,392,000
6	(e) Cultural Center	-	10,000,000	-	-	-	-
7	(f) International Residence						
8	Hall	-	52,000,000	-	-	-	-
9	(g) Sports Performance						
10	Center	-	12,000,000	-	-	-	-
11	(h) CH2M Hill Alumni						
12	Center	-	-	-	-	-	4,200,000
13	(i) Sonpark/EPA acquisition,						
14	OF COPs	-	-	-	-	1,900,000	-
15	(j) Warehouse acquisition,						
16	OF COPs	-	-	-	-	1,000,000	-
17	(k) Intramural Outdoor						
18	Sports Complex	-	7,450,000	-	-	-	300,000
19	(L) McAlexander Field House	-	3,250,000	-	-	-	500,000
20	(5) Portland State						
21	University						
22	(a) Science Research and						
23	Teaching Center/Hazardous						
24	Waste Facility, phase 2	2,500,000	-	-	-	-	2,500,000
25	(b) City Tower acquisition	-	-	-	-	1	-
26	(c) Market Center						
27	[acquisition	-	-	-	-	1	-]
28	acquisition	-	-	-	-	24,000,000	-
29	(d) Land acquisition	-	8,000,000	-	-	-	-
30	(e) Lincoln Hall	-	-	-	-	-	4,500,000
31	(6) Southern Oregon						
32	University						
33	(a) Churchill Hall						
34	deferred maintenance	-	-	-	2,730,000	3,192,000	-
35	(b) Theatre Arts building						
36	expansion and remodel	5,500,000	-	-	-	-	5,500,000
37	(7) University of Oregon						
38	(a) Allen Hall expansion						
39	and remodel	7,500,000	-	-	-	-	7,500,000
40	(b) Straub Memorial Hall						
41	deferred maintenance	-	-	-	8,998,000	4,321,000	-
42	(c) Power Station, phase 2,						
43	waste gasification						
44	demonstration project	-	29,150,000	5,000,000	13,502,000	3,663,000	5,000,000
45	(d) Erb Memorial Union,						

1	partial renovation,						
2	West Lower Level	-	2,260,000	-	-	-	300,000
3	(e) Chiles Center						
4	renovations	-	-	-	-	-	1,000,000
5	(f) Alumni Center Project	-	9,975,000	-	-	-	6,825,000
6	(g) Riverfront Research						
7	Park, Technology						
8	Business Incubator	-	-	-	-	-	1,500,000
9	(h) Barnhart Hall building						
10	envelope restoration	-	-	-	-	-	900,000
11	(i) Carson Hall electrical						
12	upgrade	-	-	-	-	-	560,000
13	(j) Earl Complex building						
14	envelope, electrical and						
15	mechanical systems	-	2,924,000	-	-	-	-
16	(k) New student housing	-	75,000,000	-	-	-	-
17	(8) Reserves	-	8,508,470	-	-	-	5,356,710
18	(9) Commercial paper						
19	capitalized interest						
20	pilot project	-	5,000,000	-	-	-	-

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SECTION 4. Section 2, chapter 761, Oregon Laws 2007, as amended by section 11, chapter 15, Oregon Laws 2008, and section 3, chapter 2, Oregon Laws 2009, 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] **Oregon University System**, 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] **Oregon University System**:

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	Article	Article	Lottery	Energy	Other
	XI-G	XI-F(1)			Revenues
	Bonds	Bonds	Bonds	Loans	(including
					Federal
					COPs
					Funds)
40	[(1) Department of Higher				
41	Education]				
42	(1) Oregon University				
43	System				
44	Capital renewal, code				
45	compliance and safety	- \$ 20,000,000	\$ 50,000,000	- \$ 31,114,000	\$ 13,100,000

1	(2) Western Oregon University						
2	(a) New student residence	-	11,250,000	-	-	-	-
3	(b) Business, Math and Computer						
4	Science Facility Project	2,500,000	-	-	-	-	500,000
5	(c) Humanities and Social						
6	Science Deferred Maintenance/						
7	Seismic Tier II	984,500	-	-	1,074,000	-	1,080,000
8	(d) Physical Education						
9	Building Deferred Maintenance	-	-	-	4,117,000	8,534,000	-
10	(e) Health and Wellness Center	-	12,000,000	-	-	-	-
11	(f) Classroom and Office						
12	Building	3,000,000	-	-	-	3,000,000	-
13	(3) Eastern Oregon University						
14	Inlow Hall Deferred						
15	Maintenance/Seismic						
16	Tier I	1,312,000	-	-	3,618,000	-	-
17	(4) Oregon State University						
18	(a) National Wave Energy						
19	Research Center	1,500,000	-	-	-	-	3,000,000
20	(b) Goss Stadium expansion	-	-	-	-	-	4,500,000
21	(c) Apperson Hall	-	-	-	-	-	4,000,000
22	(d) OSU Dining Center						
23	Renovation: Arnold						
24	Catering	-	3,500,000	-	-	-	-
25	(e) Cross Country Track	-	3,000,000	-	-	-	-
26	(f) Athletics/Academic						
27	Center	-	1	-	-	-	-
28	(g) Boathouse remodel	-	3,000,000	-	-	-	-
29	(h) Gill Coliseum renovation	-	20,000,000	-	-	-	-
30	(i) Mouse Model Organism						
31	Facility	-	-	-	-	-	1,500,000
32	[(j) Intramural Field]						
33	[Synthetic Turf Project]	-	-	-	-	-	3,250,000
34	[(k)] (j) Pauling Research and						
35	Education Building	31,256,035	-	-	-	-	31,256,035
36	[(L)] (k) Nash Hall Deferred						
37	Maintenance/Seismic						
38	Tier II	3,776,000	-	-	6,824,000	-	1,198,000
39	[(m)] (L) Building						
40	rewiring	-	-	-	-	5,000,000	-
41	(5) Portland State University						
42	(a) Parking expansion						
43	(block 189 development)	-	12,000,000	-	-	-	-
44	(b) Student housing and						
45	land acquisition	-	1	-	-	-	-

1	(c) Peter Stott Center						
2	gym expansion	-	8,500,000	-	-	-	-
3	(d) Retail development	-	1	-	-	-	-
4	(e) Walk of the Heroines						
5	Project	-	-	-	-	-	1,800,000
6	(f) PCAT Redevelopment						
7	Project	10,000,000	42,000,000	-	-	-	19,000,000
8	(g) Campus fiber expansion						
9	and telecom facility upgrades	-	-	-	-	1,000,000	-
10	(h) Science Research and Teaching						
11	Center/Hazardous Waste						
12	Facility Phase I	7,000,000	-	-	-	3,500,000	3,500,000
13	(i) Lincoln Hall Deferred						
14	Maintenance/Seismic						
15	Tier I	8,616,000	-	-	11,986,000	-	-
16	(j) Science Building II						
17	Deferred Maintenance/						
18	Seismic Tier II	7,658,500	-	-	10,992,000	-	-
19	(k) Campus steam loop Phase II						
20	Deferred Maintenance	-	-	-	10,032,000	7,468,000	-
21	(6) University of Oregon						
22	(a) Riverfront Research						
23	Park Multitenant						
24	Building	-	19,250,000	-	-	-	-
25	(b) Riverfront Research						
26	Park building purchase	-	14,373,000	-	-	-	-
27	[(c) New student housing	-	1	-	-	-	-]
28	[(d)] (c) Food service						
29	upgrade	-	1,000,000	-	-	-	-
30	[(e)] (d) Gilbert/Peterson Hall						
31	phase 3	-	-	-	-	-	6,000,000
32	[(f)] (e) Oregon State Museum						
33	of Anthropology	-	-	-	-	-	3,500,000
34	[(g)] (f) Integrative Science						
35	Complex, Phase 2	30,000,000	-	-	-	-	35,000,000
36	[(h)] (g) Fenton Hall Deferred						
37	Maintenance/Seismic						
38	Tier I	2,480,500	-	-	3,111,000	-	-
39	[(i)] (h) Classroom and laboratory						
40	upgrades	-	-	-	-	5,000,000	-
41	[(j)] (i) Hayward						
42	Field	2,500,000	-	-	-	-	2,500,000
43	[(k)] (j) New						
44	Arena	-	200,000,000	-	-	-	-
45	(7) Oregon Institute of						

1	Technology						
2	(a) Center for Health						
3	Professions	9,000,000	-	-	-	-	11,000,000
4	(b) Owens Hall Deferred						
5	Maintenance	1,444,000	-	-	1,871,000	1,715,000	-
6	(8) Project Reserves	-	1,810,397	-	-	-	1,969,007
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9 **SECTION 5.** Section 8, chapter 904, Oregon Laws 2009, is amended to read:

10 **Sec. 8. (1) Except as provided in subsection (2) of this section,** notwithstanding any other
 11 provision of [*this 2009 Act,*] **chapter 904, Oregon Laws 2009,** the bond proceeds and other revenues,
 12 including federal funds, the expenditures from which are limited by section 6 [*of this 2009 Act,*],
 13 **chapter 904, Oregon Laws 2009,** are not available for expenditure before [*the effective date of this*
 14 *2009 Act*] **August 4, 2009.** However, any action taken by the State Board of Higher Education prior
 15 to [*the effective date of this 2009 Act*] **August 4, 2009,** or any contract entered into by the board prior
 16 to [*the effective date of this 2009 Act*] **August 4, 2009,** necessary for the acquisition of and improve-
 17 ments to land and the acquisition, planning, constructing, altering, repairing, furnishing and equip-
 18 ping of buildings and facilities authorized by [*this 2009 Act*] **chapter 904, Oregon Laws 2009,** is
 19 hereby authorized.

20 **(2) Notwithstanding any other provision of chapter 904, Oregon Laws 2009, or this 2010**
 21 **Act, the bond proceeds and other revenues, including federal funds, the expenditures from**
 22 **which are limited by section 6 (4)(c), (k) and (L), (5)(c) and (e) and (7)(k), chapter 904, Oregon**
 23 **Laws 2009, are not available for expenditure before the effective date of this 2010 Act. How-**
 24 **ever, any action taken by the State Board of Higher Education prior to the effective date of**
 25 **this 2010 Act or any contract entered into by the board prior to the effective date of this 2010**
 26 **Act that is necessary for the acquisition of and improvements to land and the acquisition,**
 27 **planning, constructing, altering, repairing, furnishing and equipping of buildings and facilities**
 28 **authorized by section 6 (4)(c), (k) and (L), (5)(c) and (e) and (7)(k), chapter 904, Oregon Laws**
 29 **2009, is hereby authorized.**

30 **SECTION 6.** Section 9, chapter 904, Oregon Laws 2009, is amended to read:

31 **Sec. 9. (1) Except as provided in subsection (3) of this section,** the project approvals and
 32 expenditure limitations in [*this 2009 Act*] **chapter 904, Oregon Laws 2009,** and the expenditure
 33 limitations established by the Emergency Board during the biennium beginning July 1, 2009, for
 34 capital construction or acquisition projects of the Oregon University System and of the Department
 35 of Community Colleges and Workforce Development for community colleges, expire on June 30, 2015,
 36 unless otherwise noted or unless changed by the Legislative Assembly.

37 (2) The project approvals and expenditure limitations established by section 2 (5)(b), (e) and (i),
 38 chapter 725, Oregon Laws 2003, and section 2 (3)(h), chapter 845, Oregon Laws 2001, for capital
 39 construction or acquisition projects of the Oregon University System expire on June 30, 2011, unless
 40 otherwise changed by the Legislative Assembly.

41 **(3) The project approvals and expenditure limitations in section 6 (4)(c), (k) and (L), (5)(c)**
 42 **and (e) and (7)(k), chapter 904, Oregon Laws 2009, and the expenditure limitations established**
 43 **by the Emergency Board during the biennium beginning July 1, 2009, for capital construction**
 44 **or acquisition projects of the Oregon University System described in section 6 (4)(c), (k) and**
 45 **(L), (5)(c) and (e) and (7)(k), chapter 904, Oregon Laws 2009, expire on June 30, 2015, unless**

1 **otherwise noted or unless changed by the Legislative Assembly.**

2 **SECTION 7.** Section 10, chapter 904, Oregon Laws 2009, is amended to read:

3 **Sec. 10.** (1) Pursuant to Article XI-G of the Oregon Constitution and ORS 351.345 and ORS
4 chapter 286A, the State Board of Higher Education may sell, with the approval of the State Treas-
5 urer, general obligation bonds of the State of Oregon of the kind and character and within the limits
6 prescribed by Article XI-G of the Oregon Constitution, as the board determines, but in no event may
7 the board sell more than the aggregate principal sum of [~~\$144,900,479~~] **\$143,900,479** par value for the
8 biennium beginning July 1, 2009. The moneys realized from the sale of the bonds shall be appropri-
9 ated and may be expended for the purposes set forth in section 2 (3)(h), chapter 845, Oregon Laws
10 2001, section 2 (6)(h) and (p), chapter 787, Oregon Laws 2005, section 2 [(2)(b), (4)(k), (5)(f) and (h),]
11 **(4)(a) and (L), (5)(h)** and (6)(g) and (h), chapter 761, Oregon Laws 2007, section 6 (1)(b) and (d),
12 (2)(a) and (b), (3), (4)(b), (c) and (d), (5)(a), (6)(b) and (7)(a) [*of this 2009 Act*], **chapter 904, Oregon**
13 **Laws 2009**, and for payment for capitalized interest and costs incidental to issuance of the bonds.

14 (2) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds
15 available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon
16 Constitution in section 6 (1)(b) [*of this 2009 Act*], **chapter 904, Oregon Laws 2009**, are matched with
17 the General Fund appropriation made under section 14 [*of this 2009 Act*], **chapter 904, Oregon**
18 **Laws 2009**.

19 (3) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds
20 available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon
21 Constitution in section 6 (1)(d) [*of this 2009 Act*], **chapter 904, Oregon Laws 2009**, are matched with
22 the General Fund appropriation made under section 15 [*of this 2009 Act*], **chapter 904, Oregon**
23 **Laws 2009**.

24 (4) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds
25 available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon
26 Constitution in section 6 (2)(a) [*of this 2009 Act*], **chapter 904, Oregon Laws 2009**, are matched with
27 the General Fund appropriation made under section 16 [*of this 2009 Act*], **chapter 904, Oregon**
28 **Laws 2009**.

29 (5) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds
30 available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon
31 Constitution in section 6 (2)(b) [*of this 2009 Act*], **chapter 904, Oregon Laws 2009**, are matched with
32 the General Fund appropriation made under section 17 [*of this 2009 Act*], **chapter 904, Oregon**
33 **Laws 2009**.

34 (6) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds
35 available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon
36 Constitution in section 6 (3) [*of this 2009 Act*], **chapter 904, Oregon Laws 2009**, are matched with
37 the General Fund appropriation made under section 18 [*of this 2009 Act*], **chapter 904, Oregon**
38 **Laws 2009**.

39 (7) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds
40 available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon
41 Constitution in section 6 (4)(b), **chapter 904, Oregon Laws 2009**, [*of this 2009 Act*] are matched with
42 the General Fund appropriation made under section 19, **chapter 904, Oregon Laws 2009** [*of this*
43 *2009 Act*].

44 (8) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds
45 available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon

1 Constitution in section 6 (4)(c) [of this 2009 Act], **chapter 904, Oregon Laws 2009**, are matched with
 2 the General Fund appropriation made under section 20 [of this 2009 Act], **chapter 904, Oregon**
 3 **Laws 2009**.

4 (9) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds
 5 available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon
 6 Constitution in section 6 (4)(d) [of this 2009 Act], **chapter 904, Oregon Laws 2009**, are matched with
 7 the General Fund appropriation made under section 21 [of this 2009 Act], **chapter 904, Oregon**
 8 **Laws 2009**.

9 (10) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds
 10 available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon
 11 Constitution in section 6 (5)(a) [of this 2009 Act], **chapter 904, Oregon Laws 2009**, are matched with
 12 the General Fund appropriation made under section 22 [of this 2009 Act], **chapter 904, Oregon**
 13 **Laws 2009**.

14 (11) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds
 15 available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon
 16 Constitution in section 6 (6)(b) [of this 2009 Act], **chapter 904, Oregon Laws 2009**, are matched with
 17 the General Fund appropriation made under section 23 [of this 2009 Act], **chapter 904, Oregon**
 18 **Laws 2009**.

19 (12) In compliance with the requirements of Article XI-G of the Oregon Constitution, funds
 20 available under the expenditure limitation for bonds issued pursuant to Article XI-G of the Oregon
 21 Constitution in section 6 (7)(a) [of this 2009 Act], **chapter 904, Oregon Laws 2009**, are matched with
 22 the General Fund appropriation made under section 24 [of this 2009 Act], **chapter 904, Oregon**
 23 **Laws 2009**.

24 **SECTION 8.** Section 20, chapter 904, Oregon Laws 2009, is amended to read:

25 **Sec. 20.** (1) There is established in the General Fund an account to be known as the Oregon
 26 State University Bates Hall/Hallie Ford Healthy Children and Families Center Project Account.
 27 Funds in the account shall be used for the construction, remodeling, expansion and renovation of
 28 facilities for a facility project at Oregon State University.

29 (2) The account shall consist of proceeds from grant funds, gift funds and federal and local
 30 government funds made available to the [Department of Higher Education] **Oregon University Sys-**
 31 **tem** for the purpose of the facility project described in subsection (1) of this section. Interest earned
 32 on moneys in the account shall be credited to the account. The account may not be credited with
 33 more than [\$6,000,000] **\$5,000,000** for purposes of this subsection.

34 (3) Moneys in the account shall be considered to be General Fund moneys for purposes of sec-
 35 tion 1 (3), Article XI-G of the Oregon Constitution, are continuously appropriated to the [Department
 36 of Higher Education] **Oregon University System** and may be transferred to the [Department of
 37 Higher Education Capital Construction Fund] **account designated by ORS 351.626** for the facility
 38 project described in subsection (1) of this section.

39 **SECTION 9.** (1) **In approving bond financing under Article XI-F(1) of the Oregon Consti-**
 40 **tution for the Oregon Center for Sustainability as provided in section 6 (1)(c), chapter 904,**
 41 **Oregon Laws 2009, the Legislative Assembly finds that:**

42 (a) **The Oregon Center for Sustainability will be designed as a living, net zero building**
 43 **that will demonstrate how such a building operates and how tenants respond to such a**
 44 **building;**

45 (b) **The Oregon University System will reserve the right for its students and faculty to**

1 study the construction and operation of the Oregon Center for Sustainability and the use of
2 the center by its tenants;

3 (c) The students and faculty of the Oregon University System will benefit from the op-
4 portunities to study the construction, operation and use of the Oregon Center for
5 Sustainability, to interact with tenants involved in sustainable enterprises and to observe
6 and participate in ongoing research projects involving the building tenants; and

7 (d) The Oregon Center for Sustainability is a project that furthers higher education and
8 the statutory purposes of the Oregon University System, even though the center may be
9 occupied primarily by private tenants that do not directly provide higher education services.

10 (2) For the reasons described in subsection (1) of this section, the Legislative Assembly
11 determines that the Oregon Center for Sustainability is a project for higher education in
12 Oregon that is eligible for financing under Article XI-F(1) of the Oregon Constitution. The
13 Oregon University System is authorized to construct and operate the center and to lease any
14 space in the center to other entities in a manner that the State Board of Higher Education
15 determines will further the interests of the Oregon University System.

16 SECTION 10. This 2010 Act being necessary for the immediate preservation of the public
17 peace, health and safety, an emergency is declared to exist, and this 2010 Act takes effect
18 on its passage.

19 _____