

# House Bill 2711

Sponsored by Representative HUFFMAN

## 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**.

Establishes Oregon School Facilities Task Force. Directs task force to study status of public school facilities and make recommendations for funding mechanisms that will meet capital needs of public school facilities.

Establishes Oregon School Facilities Task Force Fund. Continuously appropriates moneys in fund to Oregon Department of Administrative Services for purposes related to task force.

Appropriates moneys to department for purpose of funding task force.

Sunsets task force and fund on January 2, 2016.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to task force on public school facilities; appropriating money; and declaring an emergency.

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

4 **SECTION 1. (1) The Oregon School Facilities Task Force is established to conduct a study**  
5 **on the status of public school facilities and make recommendations as described in section**  
6 **2 of this 2013 Act.**

7 (2) The task force consists of 15 members as follows:

8 (a) The State Treasurer, or the designee of the State Treasurer.

9 (b) The President of the Senate shall appoint to the task force the chairperson of the  
10 Senate committee on education.

11 (c) The Speaker of the House of Representatives shall appoint to the task force the  
12 chairperson of the House committee on education.

13 (d) The Governor shall appoint to the task force the following members:

14 (A) One architect who specializes in designing school facilities.

15 (B) One member of a district school board.

16 (C) Three school facility managers as follows:

17 (i) One who represents a school district that has fewer than 3,000 students;

18 (ii) One who represents a school district that has 3,000 or more students, but not more  
19 than 10,000 students; and

20 (iii) One who represents a school district that has more than 10,000 students.

21 (D) One superintendent who was a superintendent for a school district that, within the  
22 previous 10 years, constructed a school facility and incurred bonded indebtedness for the  
23 purpose of financing the school facility.

24 (E) One civil engineer.

25 (F) One bond counsel or bond sales specialist.

26 (G) One general contractor who constructed a school facility within the previous 10  
27 years.

28 (H) One public health official.

**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 (1) Two members of the public.

2 (3) The State Treasurer, or the designee of the State Treasurer, and members of the  
3 Legislative Assembly who serve on the task force are nonvoting members of the task force  
4 and may act in an advisory capacity only.

5 (4) A majority of the voting members of the task force constitutes a quorum for the  
6 transaction of business.

7 (5) Official action by the task force requires the approval of a majority of the voting  
8 members of the task force.

9 (6) The task force shall elect one of its members to serve as chairperson.

10 (7) If there is a vacancy for any cause, the appointing authority shall make an appoint-  
11 ment to become immediately effective.

12 (8) The task force shall meet at times and places specified by the call of the chairperson  
13 or of a majority of the members of the task force.

14 (9) The task force may adopt rules necessary for the operation of the task force.

15 (10) The Oregon Department of Administrative Services shall provide staff support to the  
16 task force. The Director of the Oregon Department of Administrative Services may hire  
17 employees or consultants necessary for the performance of the functions of the task force.

18 (11) Members of the task force are not entitled to compensation, but members of the task  
19 force who are not members of the Legislative Assembly may be reimbursed for actual and  
20 necessary travel and other expenses incurred by them in the performance of their official  
21 duties in the manner and amounts provided for in ORS 292.495. Claims for expenses shall be  
22 paid out of funds appropriated to the Oregon Department of Administrative Services for  
23 purposes of the task force.

24 (12) All agencies of state government, as defined in ORS 174.111, are directed to assist  
25 the task force in the performance of its duties and, to the extent permitted by laws relating  
26 to confidentiality, to furnish such information and advice as the members of the task force  
27 consider necessary to perform their duties.

28 (13) The Oregon Department of Administrative Services may accept contributions of  
29 moneys and assistance from the United States Government or its agencies or from any other  
30 source, public or private, and agree to conditions placed on the moneys not inconsistent with  
31 the duties of the task force. All moneys received by the department under this subsection  
32 shall be deposited into the Oregon School Facilities Task Force Fund established under sec-  
33 tion 4 of this 2013 Act to be used for the purposes of carrying out the duties of the task  
34 force.

35 (14) To the extent practicable, the task force shall review and use work done by previous  
36 task forces relating to school facilities.

37 **SECTION 2.** (1) Based on the amount of available funding, the Oregon School Facilities  
38 Task Force established by section 1 of this 2013 Act shall conduct a study of public school  
39 facilities that includes:

40 (a) An evaluation of the existing condition of school facilities, including:

41 (A) The architectural status;

42 (B) The mechanical status;

43 (C) The electrical status;

44 (D) The structural status;

45 (E) The environmental and health quality status, including lighting, air quality, venti-

1 lation, regulation of temperature and humidity and health and safety hazards;

2 (F) The status of implementing energy and water conservation efforts; and

3 (G) The status of making seismic upgrades.

4 (b) Minimum facility standards based on the educational requirements for the grades  
5 using the school facility.

6 (c) Modernizations, upgrades and other improvements required to be made to existing  
7 school facilities.

8 (d) An assessment of the current and projected capacity of school facilities.

9 (e) An assessment of the needs of school facilities based on the educational requirements  
10 for the grades that will be using the school facilities.

11 (f) The amount of money required to upgrade, rebuild or expand existing school facilities.

12 (g) The local financial capacity of school districts to meet capital needs for school facili-  
13 ties.

14 (h) A review of other state strategies for funding school facilities for preschool through  
15 grade 12.

16 (i) Additional topics determined by the task force.

17 (2) Based on the study conducted under subsection (1) of this section, the task force shall  
18 recommend funding mechanisms that will meet the capital needs of public school facilities,  
19 including identifying state and local financial contributions required to meet capital needs  
20 and proposing a statewide distribution formula that would provide funding for school facility  
21 improvement and development.

22 (3) The task force may appoint advisory committees for the purpose of performing the  
23 functions of the task force.

24 (4) No later than March 1, 2015, the task force shall submit to the Seventy-eighth Legis-  
25 lative Assembly a report that summarizes:

26 (a) The study conducted under subsection (1) of this section; and

27 (b) The recommendations required by subsection (2) of this section.

28 **SECTION 3.** Sections 1 and 2 of this 2013 Act are repealed on January 2, 2016.

29 **SECTION 4.** The Oregon School Facilities Task Force Fund is established in the State  
30 Treasury, separate and distinct from the General Fund. Interest earned by the Oregon  
31 School Facilities Task Force Fund shall be credited to the fund. All moneys in the Oregon  
32 School Facilities Task Force Fund are continuously appropriated to the Oregon Department  
33 of Administrative Services for the purposes of the Oregon School Facilities Task Force es-  
34 tablished under section 1 of this 2013 Act.

35 **SECTION 5.** (1) Section 4 of this 2013 Act is repealed on January 2, 2016.

36 (2) Any moneys remaining in the Oregon School Facilities Task Force Fund on January  
37 2, 2016, that are unexpended, unobligated and not subject to any conditions shall revert to  
38 the General Fund.

39 **SECTION 6.** In addition to and not in lieu of any other appropriation, there is appropri-  
40 ated to the Oregon Department of Administrative Services, for the biennium beginning July  
41 1, 2013, out of the General Fund, the amount of \$\_\_\_\_\_, which may be expended for the  
42 costs of the Oregon School Facilities Task Force established under section 1 of this 2013 Act.

43 **SECTION 7.** This 2013 Act being necessary for the immediate preservation of the public  
44 peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect  
45 on its passage.

