

# House Bill 3126

Sponsored by Representatives HICKS, WILLIAMSON, GARRETT; Senator THOMSEN

## 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**.

Authorizes State Treasurer to issue Article XI-Q general obligation bonds to finance construction and improvement of courthouses.

Establishes Oregon Courthouse Capital Construction and Improvement Fund. Appropriates moneys in fund to Judicial Department. Establishes matching grant program for projects financed from moneys in fund.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1 Relating to capital projects for courthouses; appropriating money; and declaring an emergency.

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

3 **SECTION 1. (1) Notwithstanding ORS 286A.818 (1)(b), in addition to and not in lieu of any**  
4 **authorization to issue general obligation bonds under ORS 286A.035, in the biennium begin-**  
5 **ning July 1, 2013, the State Treasurer may issue Article XI-Q bonds in:**

6 (a) An amount not to exceed \$\_\_\_\_\_ million of net proceeds for the purpose specified  
7 in subsection (3) of this section, plus an amount estimated by the State Treasurer to pay  
8 estimated bond-related costs; and

9 (b) The manner provided by ORS 286A.816 to 286A.826.

10 (2) The Judicial Department shall consult with the Oregon Department of Administrative  
11 Services to determine when net proceeds are needed for the purposes described in subsection  
12 (3) of this section and regarding the sale of bonds to be issued pursuant to this section.

13 (3) The State Treasurer shall deposit \$\_\_\_\_\_ million in net proceeds of bonds issued  
14 pursuant to this section in the Oregon Courthouse Capital Construction and Improvement  
15 Fund established under section 2 of this 2013 Act. The net proceeds and any interest earnings  
16 may be used solely to finance the construction and improvement of courthouses or portions  
17 of courthouses that are owned or operated by the State of Oregon.

18 (4) As used in ORS 286A.816 to 286A.826 with respect to this section:

19 (a) "Project agency" means the Judicial Department.

20 (b) "Project fund" means the Oregon Courthouse Capital Construction and Improvement  
21 Fund.

22 **SECTION 2. (1) The Oregon Courthouse Capital Construction and Improvement Fund is**  
23 **established in the State Treasury, separate and distinct from the General Fund. Interest**  
24 **earned on moneys in the Oregon Courthouse Capital Construction and Improvement Fund**  
25 **shall be credited to the fund.**

26 (2) The fund consists of moneys deposited in the fund under section 1 of this 2013 Act,  
27 and may include fees, revenues and other moneys appropriated by the Legislative Assembly  
28 for deposit in the fund.  
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**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 (3) Moneys in the fund are continuously appropriated to the Judicial Department for:

2 (a) The purposes described in section 1 (3) of this 2013 Act;

3 (b) Payment of the costs incurred by the department to administer the fund; and

4 (c) Payment of bond-related costs, as defined in ORS 286A.816.

5 (4) The Judicial Department may transfer moneys from the fund pursuant to subsection  
6 (3)(a) of this section solely to match funds in the manner prescribed in section 3 of this 2013  
7 Act.

8 **SECTION 3.** (1) The Judicial Department shall establish by rule a matching grant pro-  
9 gram to achieve the purposes described in section 1 (3) of this 2013 Act.

10 (2)(a) The matching grant program established pursuant to this section must require an  
11 application by the governing body of a county seeking financing for the construction or im-  
12 provement of courthouses in the county.

13 (b) The application must include the following information regarding the proposed  
14 project:

15 (A) A description of the nature and scope of the project;

16 (B) A description of the courthouse or portions of a courthouse owned or operated by the  
17 State of Oregon to be constructed or improved;

18 (C) The estimated total costs;

19 (D) The amount and source of funding to be matched by the department pursuant to  
20 subsection (4) of this section if the application is approved;

21 (E) The estimated completion schedule; and

22 (F) Any other information the department considers necessary.

23 (3)(a) The department shall approve or deny an application within 90 days after sub-  
24 mission of the application by the governing body.

25 (b) The department may require changes to an application before making a final decision  
26 to approve or deny the application.

27 (4) A grant awarded pursuant to the program may not exceed 50 percent of the estimated  
28 total costs of the project as stated in the version of the application that is approved.

29 **SECTION 4.** This 2013 Act being necessary for the immediate preservation of the public  
30 peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect  
31 on its passage.

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