



HB 2037 Section-by-Section Summary Reorganizing Oregon State Capitol Foundation (OSCF)

Summary – Reorganizes OSCF to clarify responsibilities and streamline organizational structure, funds and accounts. Converts OSCF from an advisory committee to the Legislative Administration Committee (LAC) to a 501(c)(3) nonprofit corporation.

Section 1 – Amends ORS 173.500, OSCF’s principal statute:

- Makes OSCF members “directors”, still appointed by the LAC;
- Directs OSCF to elect a “Chair” of the Foundation;
- Authorizes OSCF to advise and educate within IRS constraints;
- Requires OSCF to undertake an annual audit and to share it with LAC;
- Gives the Chair contract authority and the ability to delegate that authority to the Legislative Administrator;
- Stipulates OSCF is not a public body or a part of the legislative department of the state;
- Exempts OSCF directors from lobbying statutes
- Requires the Legislative Administrator to provide meeting space and administrative support to the Foundation.

Section 2 – Amends ORS 276.003 to discontinue the account in the State Treasury called the “Oregon State Capitol Foundation Fund.”

- In 2009, a separate 501(c)(3) Fund was created for the Oregon State Capitol Foundation.
- Since that time, all OSCF moneys are deposited in private financial institutions, with less than \$14,000 remaining in State Treasury.
- As provided in Section 5, the remaining balance in the State Treasury Fund is transferred to OSCF September 1, 2015.

Section 3 – Adjusts ORS 292.047 to clarify the state employee payroll charitable deduction law as it pertains to the Foundation.

Section 4 – Makes amendments under Sections 1 through 3 operative September 1, 2015.

Section 5

- Directs OSCF and Legislative Administrator to make all necessary preparations to become an Oregon nonprofit corporation by September 1, 2015, including the preparation and filing of all necessary or desirable documents under ORS chapter 65 and consistent with the terms of ORS 173.500.
- Provides for succession and continuity between the two entities, including transfer of State Treasury funds noted in Section 2.
- Authorizes the existing OSCF 501(c)(3) “Fund” to amend its Articles of Incorporation, bylaws and policies to absorb the existing OSCF into its corporate structure.

Section 6 – Declares emergency and makes bill effective September 1, 2015.

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