

## HOUSE AMENDMENTS TO RESOLVE CONFLICTS TO A-ENGROSSED SENATE BILL 80

By COMMITTEE ON REVENUE

July 1

- 1 On page 1 of the printed A-engrossed bill, line 9, delete “348.890,”.
- 2 In line 15, delete “461.543,”.
- 3 On page 2, line 4, delete “and”.
- 4 In line 5, after “2015” insert “, and sections 29 and 30, chapter 565, Oregon Laws 2015 (Enrolled
- 5 House Bill 3303)”.
- 6 In line 14, delete the third “and”.
- 7 In line 15, delete “, 168a” and after “2013” insert “, section 32, chapter \_\_\_\_, Oregon Laws 2015
- 8 (Enrolled House Bill 2411), section 51, chapter 245, Oregon Laws 2015 (Enrolled House Bill 2412),
- 9 and section 20, chapter 565, Oregon Laws 2015 (Enrolled House Bill 3303)”.
- 10 On page 4, delete lines 30 and 31.
- 11 In line 32, delete “(4)” and insert “(3)”.
- 12 On page 65, line 8, delete “the”.
- 13 On page 93, delete lines 17 through 27 and insert:
- 14 “**NOTE:** Section 115 was deleted by amendment. Subsequent sections were not renumbered.”.
- 15 On page 132, delete lines 33 through 45.
- 16 On page 133, delete lines 1 through 15 and insert:
- 17 “**NOTE:** Section 178 was deleted by amendment. Subsequent sections were not renumbered.”.
- 18 On page 152, delete lines 26 through 45 and delete pages 153 and 154 and insert:
- 19 “**SECTION 223.** Section 1, chapter 90, Oregon Laws 2010, as amended by section 1, chapter 373,
- 20 Oregon Laws 2011, and section 99, chapter 366, Oregon Laws 2015 (Enrolled House Bill 2408), is
- 21 amended to read:
- 22 “**Sec. 1.** (1) There is created the Grow Oregon Council, consisting of 19 members appointed as
- 23 follows:
- 24 “(a) The President of the Senate shall appoint:
- 25 “(A) Two members from among members of the Senate who shall be from different political
- 26 parties.
- 27 “(B) Two members representing municipal or regional economic development organizations.
- 28 “(C) One member who shall be a current or former business leader with fast-growth business
- 29 experience.
- 30 “(b) The Speaker of the House of Representatives shall appoint:
- 31 “(A) Two members from among members of the House of Representatives who shall be from
- 32 different political parties.
- 33 “(B) Two members representing municipal or regional economic development organizations.
- 34 “(C) One member who shall be a current or former business leader with fast-growth business
- 35 experience.

1 “(D) One member representing a nonprofit business development organization.

2 “(c) The executive director of the Higher Education Coordinating Commission shall appoint:

3 “(A) One member representing [*the Oregon University System*] **public universities listed in ORS**

4 **352.002** who shall be a current or former business leader.

5 “(B) One member representing the community colleges in this state.

6 “(d) The Director of the Oregon Business Development Department shall appoint:

7 “(A) One member representing the department.

8 “(B) One member representing a small business development center who shall be a current or

9 former business leader.

10 “(e) The Governor shall appoint:

11 “(A) Two members who are currently principals of Oregon-based companies, or have been prin-

12 cipals of Oregon-based companies within the past five years; and

13 “(B) Two members who represent trade associations.

14 “(f) At least two of the nonlegislative members appointed should have knowledge of advanced

15 market research tools and their application.

16 “(2) The council shall:

17 “(a) Identify and assess Oregon’s continuum of business development services with particular

18 attention to the needs of stage two, high-growth businesses, advanced market research, including

19 but not limited to connectivity among business service providers, and infrastructure to support

20 entrepreneurship and growth company capacity building.

21 “(b) Collaborate with state and local governments and their departments, community colleges,

22 institutions of higher education and business and economic development organizations to identify

23 areas for program modification, enhancement, coordination and creation to deliver a more robust

24 continuum of services for stage two, high-growth businesses consistent with the principles of eco-

25 nomic gardening.

26 “(c) Make recommendations to the Seventy-seventh Legislative Assembly for program modifica-

27 tion, enhancement, coordination and creation to deliver a more robust continuum of services for

28 stage two, high-growth businesses consistent with the principles of economic gardening.

29 “(d) Recommend program areas in which [*Oregon University System*] **public university** graduate

30 programs and community colleges may choose to participate in order to assist in providing a more

31 robust continuum of services for stage two, high-growth businesses consistent with the principles

32 of economic gardening, including but not limited to courses of study and internships.

33 “(e) Make recommendations for criteria for stage two, high-growth businesses as the criteria

34 relate to recommended strategies for fast-growth stage-two business development.

35 “(f) Make recommendations for key metrics and outcomes to be measured should the state create

36 an economic gardening program.

37 “(g) Make recommendations for how an economic gardening program may fit within efforts un-

38 der way to support the development of the state’s minority, women and emerging small business

39 enterprises.

40 “(h) Explore opportunities for connecting market research and economic gardening services to

41 capital access programs, including but not limited to the Building Opportunities for Oregon Small

42 Business Today (BOOST) Account.

43 “(i) Explore opportunities for facilitating the access of stage two, high-growth businesses to

44 international markets.

45 “(j) Advise the Oregon Business Development Department or other administering entity on a

1 pilot program providing economic gardening services, if such a pilot program is authorized.

2 “(3) A majority of the members of the council constitutes a quorum for the transaction of busi-  
3 ness.

4 “(4) Official action by the council requires the approval of a majority of the members of the  
5 council.

6 “(5) The council shall elect one of its members to serve as chairperson.

7 “(6) If there is a vacancy for any cause, the appointing authority shall make an appointment to  
8 become immediately effective.

9 “(7)(a) The council shall meet at least once every three months, at times and places specified  
10 by the call of the chairperson or of a majority of the members of the council.

11 “(b) The Grow Oregon Council shall cease meeting once the council:

12 “(A) Completes its evaluation of the implementation of the pilot program providing economic  
13 gardening services, if such a program is authorized; or

14 “(B) Recommends against implementation of a pilot program.

15 “(8) The council may adopt rules necessary for the operation of the council.

16 “(9) Notwithstanding ORS 171.072, members of the council who are members of the Legislative  
17 Assembly are not entitled to mileage expenses or a per diem and serve as volunteers on the council.  
18 Other members of the council are not entitled to compensation or reimbursement for expenses and  
19 serve as volunteers on the council.

20 “(10) All agencies of state government, as defined in ORS 174.111, are directed to assist the  
21 council in the performance of its duties and, to the extent permitted by laws relating to  
22 confidentiality, to furnish such information and advice as the members of the council consider nec-  
23 essary to perform their duties.

24  
25 **“AMENDMENTS TO RESOLVE CONFLICTS**

26  
27 **“SECTION 224.** If House Bill 3303 becomes law, ORS 200.025, as amended by section 60 of this  
28 2015 Act, is amended to read:

29 “200.025. (1) [*There is created, in the Office of the Governor, the Advocate for Minority, Women*  
30 *and Emerging Small Business who shall be appointed by the Governor.*] **The Governor shall appoint**  
31 **a Governor’s Policy Advisor for Economic and Business Equity within the office of the Gov-**  
32 **ernor.**

33 “(2) [*There is created in the Oregon Business Development Department the Office for Minority,*  
34 *Women and Emerging Small Business, the employees of which shall be appointed by]* **The Certifica-**  
35 **tion Office for Business Inclusion and Diversity is created within the Oregon Business De-**  
36 **velopment Department, and the Director of the Oregon Business Development Department shall**  
37 **appoint the employees of the office.**

38 “[(3)(a) *The director may prescribe the duties and assignments of all officers and employees of the*  
39 *Office for Minority, Women and Emerging Small Business. The director shall establish the compen-*  
40 *sation of all officers and employees of the office.]*

41 “[*(b) The officers and employees of the office shall be allowed reimbursement for reasonable and*  
42 *necessary travel and other expenses incurred in the performance of their duties.*]

43 “[*(4)*] **(3) The [Advocate for Minority, Women and Emerging Small Business] Governor’s Policy**  
44 **Advisor for Economic and Business Equity shall:**

45 “(a) Advise the Governor and the director on activities and initiatives that may promote the

1 economic integration of minorities, women, **service-disabled veterans** and emerging small busi-  
2 nesses into the business sector;

3 “[*b*] Prepare an annual report to the Governor, director and Legislative Assembly on the status  
4 of minorities and women in the marketplace, accomplishments and resolutions of issues of concern to  
5 minority and women’s enterprises and recommendations for executive and legislative actions; and]

6 **“(b) Prepare an annual report to the Governor, director and Legislative Assembly on  
7 disadvantaged business enterprises, minority-owned businesses, woman-owned businesses,  
8 businesses that service-disabled veterans own and emerging small businesses that examines:**

9 **“(A) The status of the enterprises and businesses in the marketplace;**

10 **“(B) Accomplishments and resolutions that have occurred with respect to issues that  
11 concern the enterprises and businesses; and**

12 **“(C) Recommendations for executive and legislative action; and**

13 **“(c) Carry out other duties that [*may be assigned by*] the Governor **may assign.****

14 “[*5*] (4) The [*Office for Minority, Women and Emerging Small Business*] **Certification Office  
15 for Business Inclusion and Diversity** shall:

16 **“(a) Provide information to [*minority, women and*] **minority-owned businesses, woman-owned  
17 businesses, businesses that service-disabled veterans own and emerging small businesses;****

18 **“(b) Assist in [*the development and implementation of*] **developing and implementing** an ag-  
19 gressive strategy for this state, based on research and monitoring, that encourages [*participation*  
20 *of*] minorities, women, **service-disabled veterans** and emerging small businesses **to participate** in  
21 the state’s economy;**

22 **“(c) [*Make recommendations to the director on the research, development and implementation of the*  
23 *plan for the involvement of disadvantaged and minority groups and emerging small businesses in all*  
24 *state programs*] **Recommend to the director methods for researching, developing and imple-  
25 menting a plan to involve minority-owned businesses, woman-owned businesses, businesses  
26 that service-disabled veterans own and emerging small businesses in all state programs;****

27 **“(d) Maintain, in consultation with the Department of Transportation, public universities  
28 listed in ORS 352.002 and other entities, an Oregon Opportunity Register and Clearinghouse for  
29 information [*on public agency and other contract solicitations for professional services, supplies and*  
30 *services and other bid opportunities, in consultation with public universities listed in ORS 352.002, the*  
31 *Department of Transportation and other entities*] **about contracting agency solicitations and other  
32 opportunities to submit bids or proposals to contracting agencies to provide goods, supplies  
33 and services, including professional services;****

34 **“(e) Monitor the certification and compliance program for disadvantaged, minority, women and  
35 emerging small businesses under ORS 200.055;]**

36 **“(e) Monitor the certification and compliance program under ORS 200.055 for:**

37 **“(A) Disadvantaged business enterprises;**

38 **“(B) Minority-owned businesses, woman-owned businesses and businesses that service-  
39 disabled veterans own; and**

40 **“(C) Emerging small businesses;**

41 **“(f) Investigate complaints and possible abuses of the certification program; and**

42 **“(g) Assist in [*the promotion and coordination of*] **promoting and coordinating** plans, programs  
43 and operations of state government that [*strengthen minority and women participation*] **help  
44 minority-owned businesses, woman-owned businesses, businesses that service-disabled vet-  
45 erans own and emerging small businesses to participate** in the economic life of this state.**

1       “**SECTION 225.** If House Bill 3303 becomes law, ORS 200.025, as amended by section 2, chapter  
2 565, Oregon Laws 2015 (Enrolled House Bill 3303), is amended to read:

3       “200.025. (1) The Governor shall appoint a Governor’s Policy Advisor for Economic and Business  
4 Equity within the office of the Governor.

5       “(2) The Certification Office for Business Inclusion and Diversity is created within the Oregon  
6 Business Development Department, and the Director of the Oregon Business Development Depart-  
7 ment shall appoint the employees of the office.

8       “(3) The Governor’s Policy Advisor for Economic and Business Equity shall:

9       “(a) Advise the Governor and the director on activities and initiatives that may promote the  
10 economic integration of minorities, women, service-disabled veterans and emerging small businesses  
11 into the business sector;

12       “(b) Prepare an annual report to the Governor, director and Legislative Assembly on disadvan-  
13 taged business enterprises, minority-owned businesses, woman-owned businesses, businesses that  
14 service-disabled veterans own and emerging small businesses that examines:

15       “(A) The status of the enterprises and businesses in the marketplace;

16       “(B) Accomplishments and resolutions that have occurred with respect to issues that concern  
17 the enterprises and businesses; and

18       “(C) Recommendations for executive and legislative action; and

19       “(c) Carry out other duties that the Governor may assign.

20       “(4) The Certification Office for Business Inclusion and Diversity shall:

21       “(a) Provide information to minority-owned businesses, woman-owned businesses, businesses that  
22 service-disabled veterans own and emerging small businesses;

23       “(b) Assist in developing and implementing an aggressive strategy for this state, based on re-  
24 search and monitoring, that encourages minorities, women, service-disabled veterans and emerging  
25 small businesses to participate in the state’s economy;

26       “(c) Recommend to the director methods for researching, developing and implementing a plan  
27 to involve minority-owned businesses, woman-owned businesses, businesses that service-disabled  
28 veterans own and emerging small businesses in all state programs;

29       “(d) Maintain, in consultation with the [*State Board of Higher Education, the*] Department of  
30 Transportation, **public universities listed in ORS 352.002** and other entities, an Oregon Opportu-  
31 nity Register and Clearinghouse for information about contracting agency solicitations and other  
32 opportunities to submit bids or proposals to contracting agencies to provide goods, supplies and  
33 services, including professional services;

34       “(e) Monitor the certification and compliance program under ORS 200.055 for:

35       “(A) Disadvantaged business enterprises;

36       “(B) Minority-owned businesses, woman-owned businesses and businesses that service-disabled  
37 veterans own; and

38       “(C) Emerging small businesses;

39       “(f) Investigate complaints and possible abuses of the certification program; and

40       “(g) Assist in promoting and coordinating plans, programs and operations of state government  
41 that help minority-owned businesses, woman-owned businesses, businesses that service-disabled vet-  
42 erans own and emerging small businesses to participate in the economic life of this state.

43       “**SECTION 226.** If House Bill 3524 does not become law, ORS 270.100, as amended by section  
44 72 of this 2015 Act, is amended to read:

45       “270.100. (1)(a) Before offering for sale any real property or equitable interest [*therein owned by*

1 *the state* **in real property that the state owns**, the state agency acting for the state in [*such*] **the**  
2 **sales** transaction shall report [*its intent of sale or transfer*] to the Oregon Department of Adminis-  
3 trative Services **that the state agency intends to sell or transfer the real property or the eq-**  
4 **uitable interest**. The department, or [*the*] **an agency the department** specifically [*designated by the*  
5 *department*] **designates**, shall notify other state agencies authorized to own real property of the in-  
6 tended sale or transfer to determine whether [*acquisition of*] **acquiring** the real property or interest  
7 [*therein*] **in the real property** would be advantageous to another state agency.

8 “(b) The department shall give political subdivisions, as defined in ORS 271.005, the first op-  
9 portunity after other state agencies to acquire, purchase, exchange or lease real property **or an**  
10 **interest in real property** [*to be sold or disposed of by*] **that** the State of Oregon **disposes of or**  
11 **sells**. The state agency responsible for selling or transferring the property **or the equitable inter-**  
12 **est** may require at the time of the sale or transfer that [*any state real property sold or transferred*  
13 *to*] a political subdivision[, *as defined in ORS 271.005, shall be for use*] **must use state real prop-**  
14 **erty or an equitable interest in real property sold or transferred to the political subdivision**  
15 for a public purpose or benefit, and [*not be for resale*] **that the political subdivision may not resell**  
16 **the real property or the equitable interest** to a private purchaser.

17 “(c) If a state agency that intends to sell or transfer real property or an equitable interest  
18 **in real property has not disposed of the real property or the equitable interest** [*is not disposed*  
19 *of*] under paragraph (a) or (b) of this subsection, [*in accordance with rules adopted by the*  
20 *department,*] the state agency [*desiring to sell or transfer the property*] shall cause [*it*] **the real**  
21 **property** to be appraised by one or more competent and experienced appraisers **in accordance with**  
22 **rules the department adopts**. Except as provided in ORS 273.825, if [*such*] **the** property has an  
23 appraised value exceeding \$5,000, [*it shall*] **the property or an equitable interest in the property**  
24 **may not be sold to any private person except after notice calling for such proposals as set forth in**  
25 **ORS 270.130.**

26 “(d) The department shall adopt rules to carry out the provisions of this section.

27 “(2) Before [*acquisition of*] **a state agency acquires** any real property or interest [*therein by*  
28 *any state agency*] **in real property**, except for highway right of way [*acquired by*] **that** the Depart-  
29 ment of Transportation **acquires**, [*and*] park properties [*acquired by*] **that** the State Parks and Re-  
30 creation Department **acquires** and property within the approved projected campus boundaries for  
31 public universities listed in ORS 352.002, the state agency shall report [*its intent of acquisition*] to  
32 the Oregon Department of Administrative Services **that the state agency intends to acquire the**  
33 **real property or the interest in real property**. The department shall notify other state agencies  
34 [*owning land of the intended acquisition*] **that own land that the state agency intends to acquire**  
35 **real property or an interest in real property** to determine whether another state agency desires  
36 to sell or transfer property that would meet the needs of the [*purchasing*] **acquiring** agency. In ac-  
37 cordance with rules [*adopted by*] the Oregon Department of Administrative Services **adopts**, if no  
38 other state agency desires to sell or transfer property that would meet the needs of the agency **that**  
39 **intends to acquire real property or an interest in real property**, the agency may acquire the  
40 real property or interest [*therein*] **in real property**, consistent with applicable provisions of law.

41 “(3) Before any terminal disposition of real property or an interest in real property, the state  
42 agency acting for the state in the transaction must secure approval of the transaction from the  
43 Oregon Department of Administrative Services.

44 “(4) Subsection (3) of this section does not apply to terminal disposition of the following real  
45 property:

1 “(a) Property [controlled by] **that** the State Department of Fish and Wildlife **controls**;  
2 “(b) State forestlands [controlled by] **that** the State Forestry Department **controls**;  
3 “(c) Property [controlled by] **that** the Department of Transportation **controls**;  
4 “(d) Property [controlled by] **that** the Department of State Lands **controls**;  
5 “(e) Property [controlled by] **that** public universities listed in ORS 352.002 **control**;  
6 “(f) **Property that the legislative branch of state government controls**;  
7 “[f)] (g) Property [controlled by the legislative or judicial branches] **that the judicial branch**  
8 of state government **controls**; and  
9 “[g)] (h) Property [controlled by] **that** the State Parks and Recreation Department **controls**.  
10 “(5) Notwithstanding the provisions of subsection (4) of this section, prior approval by the  
11 Oregon Department of Administrative Services is required for the terminal disposition of public land  
12 for less than the fair market value of [that] **the public** land.  
13 “(6) The provisions of ORS 184.634, 270.005 to 270.015, 270.100 to 270.190, 273.416, 273.426 to  
14 273.436, 273.551 and 308A.709 (1) to (4) do not apply to:  
15 “(a) A home or farm [acquired or sold by] **that** the Department of Veterans’ Affairs **acquires**  
16 **or sells** under ORS 88.720, 406.050, 407.135, 407.145, 407.375 [and] **or** 407.377.  
17 “(b) Real property [acquired or sold by] **that** the Housing and Community Services Department  
18 **acquires or sells** under the provisions of ORS 456.515 to 456.725 or ORS chapter 458.  
19 “(c) **Real property that the Oregon Health Authority or the Department of Human Ser-**  
20 **vices acquires or sells under ORS 410.075 or 416.340.**  
21 “**SECTION 227.** If House Bill 3524 does not become law, ORS 270.100, as amended by section  
22 1, chapter 285, Oregon Laws 2015 (Enrolled Senate Bill 224), is amended to read:  
23 “270.100. (1)(a) Before offering for sale any real property or equitable interest in real property  
24 that the state owns, the state agency acting for the state in the sales transaction shall report to the  
25 Oregon Department of Administrative Services that the state agency intends to sell or transfer the  
26 real property or the equitable interest. The department, or an agency the department specifically  
27 designates, shall notify other state agencies authorized to own real property of the intended sale or  
28 transfer to determine whether acquiring the real property or interest in the real property would be  
29 advantageous to another state agency.  
30 “(b) The department shall give political subdivisions, as defined in ORS 271.005, the first op-  
31 portunity after other state agencies to acquire, purchase, exchange or lease real property or an in-  
32 terest in real property that the State of Oregon disposes of or sells. The state agency responsible  
33 for selling or transferring the property or the equitable interest may require at the time of the sale  
34 or transfer that a political subdivision must use state real property or an equitable interest in real  
35 property sold or transferred to the political subdivision for a public purpose or benefit, and that the  
36 political subdivision may not resell the real property or the equitable interest to a private pur-  
37 chaser.  
38 “(c) If a state agency that intends to sell or transfer real property or an equitable interest in  
39 real property has not disposed of the real property or the equitable interest under paragraph (a) or  
40 (b) of this subsection, the state agency shall cause the real property to be appraised by one or more  
41 competent and experienced appraisers in accordance with rules the department adopts. Except as  
42 provided in ORS 273.825, if the property has an appraised value exceeding \$5,000, the property or  
43 an equitable interest in the property may not be sold to any private person except after notice  
44 calling for such proposals as set forth in ORS 270.130.  
45 “(d) The department shall adopt rules to carry out the provisions of this section.

1       “(2) Before a state agency acquires any real property or interest in real property, except for  
2 highway right of way that the Department of Transportation acquires, park properties that the State  
3 Parks and Recreation Department acquires and property within the approved projected campus  
4 boundaries for public universities [of the Oregon University System or public universities with gov-  
5 erning boards listed in ORS 352.054] **listed in ORS 352.002**, the state agency shall report to the  
6 Oregon Department of Administrative Services that the state agency intends to acquire the real  
7 property or the interest in real property. The department shall notify other state agencies that own  
8 land that the state agency intends to acquire real property or an interest in real property to de-  
9 termine whether another state agency desires to sell or transfer property that would meet the needs  
10 of the acquiring agency. In accordance with rules the Oregon Department of Administrative Services  
11 adopts, if no other state agency desires to sell or transfer property that would meet the needs of the  
12 agency that intends to acquire real property or an interest in real property, the agency may acquire  
13 the real property or interest in real property, consistent with applicable provisions of law.

14       “(3) Before any terminal disposition of real property or an interest in real property, the state  
15 agency acting for the state in the transaction must secure approval of the transaction from the  
16 Oregon Department of Administrative Services.

17       “(4) Subsection (3) of this section does not apply to terminal disposition of the following real  
18 property:

19       “(a) Property that the State Department of Fish and Wildlife controls;

20       “(b) State forestlands that the State Forestry Department controls;

21       “(c) Property that the Department of Transportation controls;

22       “(d) Property that the Department of State Lands controls;

23       “(e) Property that [the Oregon University System controls or that] public universities [with gov-  
24 erning boards] listed in ORS [352.054] **352.002** control;

25       “(f) Property that the legislative branch of state government controls;

26       “(g) Property that the judicial branch of state government controls; and

27       “(h) Property that the State Parks and Recreation Department controls.

28       “(5) Notwithstanding the provisions of subsection (4) of this section, prior approval by the  
29 Oregon Department of Administrative Services is required for the terminal disposition of public land  
30 for less than the fair market value of the public land.

31       “(6) The provisions of ORS 184.634, 270.005 to 270.015, 270.100 to 270.190, 273.416, 273.426 to  
32 273.436, 273.551 and 308A.709 (1) to (4) do not apply to:

33       “(a) A home or farm that the Department of Veterans’ Affairs acquires or sells under ORS  
34 88.720, 406.050, 407.135, 407.145, 407.375 or 407.377.

35       “(b) Real property that the Housing and Community Services Department acquires or sells under  
36 the provisions of ORS 456.515 to 456.725 or ORS chapter 458.

37       “(c) Real property that the Oregon Health Authority or the Department of Human Services ac-  
38 quires or sells under ORS 410.075 or 416.340.

39       “**SECTION 228.** If House Bill 3524 becomes law, ORS 270.100, as amended by section 72 of this  
40 2015 Act, is amended to read:

41       “270.100. (1)(a) Before offering for sale any real property or equitable interest [therein owned by  
42 the state] **in real property that the state owns**, the state agency acting for the state in [such] **the**  
43 **sales** transaction shall report [its intent of sale or transfer] to the Oregon Department of Adminis-  
44 trative Services **that the state agency intends to sell or transfer the real property or the eq-**  
45 **uitable interest.** The department, or [the] **an** agency **the department** specifically [designated by the

1 *department*] **designates**, shall notify other state agencies authorized to own real property of the in-  
2 tended sale or transfer to determine whether [*acquisition of*] **acquiring** the real property or interest  
3 [*therein*] **in the real property** would be advantageous to another state agency.

4 “(b)(A) The department shall give [*political subdivisions, as defined in ORS 271.005,*] the first  
5 opportunity after other state agencies to acquire, purchase, exchange or lease real property **or an**  
6 **interest in real property** [*to be sold or disposed of by*] **that** the State of Oregon **disposes of or**  
7 **sells to:**

8 “(i) **The following entities, on the condition that the entities will develop housing on the**  
9 **real property that will be occupied by families and individuals with an income no greater than**  
10 **80 percent of the median family income for the county in which the real property is located:**

11 “(I) **Nonprofit organizations; and**

12 “(II) **Indian tribes, as defined in ORS 97.740; and**

13 “(ii) **Political subdivisions, as defined in ORS 271.005.**

14 “(B) The state agency responsible for selling or transferring the property **or the equitable in-**  
15 **terest** may require at the time of the sale or transfer that [*any state real property sold or transferred*  
16 *to*] a political subdivision[, *as defined in ORS 271.005, shall be for use*] **must use state real prop-**  
17 **erty or an equitable interest in real property sold or transferred to the political subdivision**  
18 for a public purpose or benefit, and [*not be for resale*] **that the political subdivision may not resell**  
19 **the real property or the equitable interest** to a private purchaser.

20 “(c) If a state agency that intends to sell or transfer real property or an equitable interest  
21 **in real property has not disposed of the real property or the equitable interest** [*is not disposed*  
22 *of*] under paragraph (a) or (b) of this subsection, [*in accordance with rules adopted by the*  
23 *department,*] the state agency [*desiring to sell or transfer the property*] shall cause [*it*] **the real**  
24 **property** to be appraised by one or more competent and experienced appraisers **in accordance with**  
25 **rules the department adopts.** Except as provided in ORS 273.825, if [*such*] **the property** has an  
26 appraised value exceeding \$5,000, [*it shall*] **the property or an equitable interest in the property**  
27 **may** not be sold to any private person except after notice calling for such proposals as set forth in  
28 ORS 270.130.

29 “(d) The department shall adopt rules to carry out the provisions of this section.

30 “(2) Before [*acquisition of*] **a state agency acquires** any real property or interest [*therein by*  
31 *any state agency*] **in real property**, except for highway right of way [*acquired by*] **that** the Depart-  
32 ment of Transportation **acquires**, [*and*] park properties [*acquired by*] **that** the State Parks and Re-  
33 creation Department **acquires** and property within the approved projected campus boundaries for  
34 public universities listed in ORS 352.002, the state agency shall report [*its intent of acquisition*] to  
35 the Oregon Department of Administrative Services **that the state agency intends to acquire the**  
36 **real property or the interest in real property.** The department shall notify other state agencies  
37 [*owning land of the intended acquisition*] **that own land that the state agency intends to acquire**  
38 **real property or an interest in real property** to determine whether another state agency desires  
39 to sell or transfer property that would meet the needs of the [*purchasing*] **acquiring** agency. In ac-  
40 cordance with rules [*adopted by*] the Oregon Department of Administrative Services **adopts**, if no  
41 other state agency desires to sell or transfer property that would meet the needs of the agency **that**  
42 **intends to acquire real property or an interest in real property**, the agency may acquire the  
43 real property or interest [*therein*] **in real property**, consistent with applicable provisions of law.

44 “(3) Before any terminal disposition of real property or an interest in real property, the state  
45 agency acting for the state in the transaction must secure approval of the transaction from the

1 Oregon Department of Administrative Services.

2 “(4) Subsection (3) of this section does not apply to terminal disposition of the following real  
3 property:

4 “(a) Property [controlled by] **that** the State Department of Fish and Wildlife **controls**;

5 “(b) State forestlands [controlled by] **that** the State Forestry Department **controls**;

6 “(c) Property [controlled by] **that** the Department of Transportation **controls**;

7 “(d) Property [controlled by] **that** the Department of State Lands **controls**;

8 “(e) Property [controlled by] **that** public universities listed in ORS 352.002 **control**;

9 “(f) **Property that the legislative branch of state government controls**;

10 “[f] (g) Property [controlled by the legislative or judicial branches] **that the judicial branch**  
11 **of state government controls**; and

12 “[g] (h) Property [controlled by] **that** the State Parks and Recreation Department **controls**.

13 “(5) Notwithstanding the provisions of subsection (4) of this section, prior approval by the  
14 Oregon Department of Administrative Services is required for the terminal disposition of public land  
15 for less than the fair market value of [that] **the public land**.

16 “(6) The provisions of ORS 184.634, 270.005 to 270.015, 270.100 to 270.190, 273.416, 273.426 to  
17 273.436, 273.551 and 308A.709 (1) to (4) do not apply to:

18 “(a) A home or farm [acquired or sold by] **that** the Department of Veterans’ Affairs **acquires**  
19 **or sells** under ORS 88.720, 406.050, 407.135, 407.145, 407.375 [and] **or** 407.377.

20 “(b) Real property [acquired or sold by] **that** the Housing and Community Services Department  
21 **acquires or sells** under the provisions of ORS 456.515 to 456.725 or ORS chapter 458.

22 “(c) **Real property that the Oregon Health Authority or the Department of Human Ser-**  
23 **VICES acquires or sells under ORS 410.075 or 416.340.**

24 “**SECTION 229.** If House Bill 3524 becomes law, ORS 270.100, as amended by section 1, chapter  
25 285, Oregon Laws 2015 (Enrolled Senate Bill 224), and section 1a, chapter 572, Oregon Laws 2015  
26 (Enrolled House Bill 3524), is amended to read:

27 “270.100. (1)(a) Before offering for sale any real property or equitable interest in real property  
28 that the state owns, the state agency acting for the state in the sales transaction shall report to the  
29 Oregon Department of Administrative Services that the state agency intends to sell or transfer the  
30 real property or the equitable interest. The department, or an agency the department specifically  
31 designates, shall notify other state agencies authorized to own real property of the intended sale or  
32 transfer to determine whether acquiring the real property or interest in the real property would be  
33 advantageous to another state agency.

34 “(b)(A) The department shall give the first opportunity after other state agencies to acquire,  
35 purchase, exchange or lease real property or an interest in real property that the State of Oregon  
36 disposes of or sells to:

37 “(i) The following entities, on the condition that the entities will develop housing on the real  
38 property that will be occupied by families and individuals with an income no greater than 80 percent  
39 of the median family income for the county in which the real property is located:

40 “(I) Nonprofit organizations; and

41 “(II) Indian tribes, as defined in ORS 97.740; and

42 “(ii) Political subdivisions, as defined in ORS 271.005.

43 “(B) The state agency responsible for selling or transferring the property or the equitable in-  
44 terest may require at the time of the sale or transfer that a political subdivision must use state real  
45 property or an equitable interest in real property sold or transferred to the political subdivision for

1 a public purpose or benefit, and that the political subdivision may not resell the real property or the  
2 equitable interest to a private purchaser.

3 “(c) If a state agency that intends to sell or transfer real property or an equitable interest in  
4 real property has not disposed of the real property or the equitable interest under paragraph (a) or  
5 (b) of this subsection, the state agency shall cause the real property to be appraised by one or more  
6 competent and experienced appraisers in accordance with rules the department adopts. Except as  
7 provided in ORS 273.825, if the property has an appraised value exceeding \$5,000, the property or  
8 an equitable interest in the property may not be sold to any private person except after notice  
9 calling for such proposals as set forth in ORS 270.130.

10 “(d) The department shall adopt rules to carry out the provisions of this section.

11 “(2) Before a state agency acquires any real property or interest in real property, except for  
12 highway right of way that the Department of Transportation acquires, park properties that the State  
13 Parks and Recreation Department acquires and property within the approved projected campus  
14 boundaries for public universities [*of the Oregon University System or public universities with gov-*  
15 *erning boards listed in ORS 352.054*] **listed in ORS 352.002**, the state agency shall report to the  
16 Oregon Department of Administrative Services that the state agency intends to acquire the real  
17 property or the interest in real property. The department shall notify other state agencies that own  
18 land that the state agency intends to acquire real property or an interest in real property to de-  
19 termine whether another state agency desires to sell or transfer property that would meet the needs  
20 of the acquiring agency. In accordance with rules the Oregon Department of Administrative Services  
21 adopts, if no other state agency desires to sell or transfer property that would meet the needs of the  
22 agency that intends to acquire real property or an interest in real property, the agency may acquire  
23 the real property or interest in real property, consistent with applicable provisions of law.

24 “(3) Before any terminal disposition of real property or an interest in real property, the state  
25 agency acting for the state in the transaction must secure approval of the transaction from the  
26 Oregon Department of Administrative Services.

27 “(4) Subsection (3) of this section does not apply to terminal disposition of the following real  
28 property:

29 “(a) Property that the State Department of Fish and Wildlife controls;

30 “(b) State forestlands that the State Forestry Department controls;

31 “(c) Property that the Department of Transportation controls;

32 “(d) Property that the Department of State Lands controls;

33 “(e) Property that [*the Oregon University System controls or that*] public universities [*with gov-*  
34 *erning boards*] listed in ORS [*352.054*] **352.002** control;

35 “(f) Property that the legislative branch of state government controls;

36 “(g) Property that the judicial branch of state government controls; and

37 “(h) Property that the State Parks and Recreation Department controls.

38 “(5) Notwithstanding the provisions of subsection (4) of this section, prior approval by the  
39 Oregon Department of Administrative Services is required for the terminal disposition of public land  
40 for less than the fair market value of the public land.

41 “(6) The provisions of ORS 184.634, 270.005 to 270.015, 270.100 to 270.190, 273.416, 273.426 to  
42 273.436, 273.551 and 308A.709 (1) to (4) do not apply to:

43 “(a) A home or farm that the Department of Veterans’ Affairs acquires or sells under ORS  
44 88.720, 406.050, 407.135, 407.145, 407.375 or 407.377.

45 “(b) Real property that the Housing and Community Services Department acquires or sells under

1 the provisions of ORS 456.515 to 456.725 or ORS chapter 458.

2 “(c) Real property that the Oregon Health Authority or the Department of Human Services ac-  
3 quires or sells under ORS 410.075 or 416.340.

4 “**SECTION 230.** ORS 273.785, as amended by section 76 of this 2015 Act, is amended to read:

5 “273.785. ORS 273.551 and 273.775 to 273.790 do not apply to:

6 “(1) Soil, clay, stone, sand and gravel [*acquired or used by*] **that** state agencies **acquire or use**  
7 for the purpose of constructing or repairing roads or other state facilities, or the proceeds from  
8 [*those materials*] **soil, clay, stone, sand or gravel.**

9 “(2) Mineral or geothermal resource rights or **the** proceeds from [*those rights acquired by*]  
10 **mineral or geothermal resource rights that** the State Fish and Wildlife Commission [*pursuant*  
11 *to*] **acquires in** an agreement with the federal government under 16 U.S.C. 669 to 669i (P.L. 75-415).

12 “(3) Mineral or geothermal resource rights or **the** proceeds from [*those*] **mineral or geothermal**  
13 **resource** rights if [*other disposition is required by*] federal rules or regulations or any agreement  
14 [*entered into at the time of acquisition of*] **that the state enters into at the time the state ac-**  
15 **quires the mineral or geothermal resource rights requires another disposition** [*the mineral or*  
16 *geothermal resource rights by the state*].

17 “(4) Proceeds of mineral and geothermal resource rights [*acquired by*] **that** the state **acquires**  
18 pursuant to ORS 530.010 and 530.030, other than [*those*] **mineral and geothermal resource rights**  
19 distributed under ORS 530.110 (1)(c).

20 “(5) Mineral or geothermal resource rights or **the** proceeds from [*those*] **mineral or geothermal**  
21 **resource** rights [*acquired after January 1, 1974, for the state by*] **that** the Department of Veterans’  
22 Affairs [*pursuant to*] **acquires for the state after January 1, 1974 under** ORS 88.720, 406.050 (2),  
23 407.135 or 407.145. After consultation, the Department of State Lands and the Department of  
24 Veterans’ Affairs shall enter into an interagency agreement governing consultation between [*them*]  
25 **the departments** concerning mineral and geothermal resource values on properties **the Depart-**  
26 **ment of Veterans’ Affairs acquires** [*acquired*] for the state [*by the Department of Veterans’*  
27 *Affairs*]. The Department of Veterans’ Affairs shall adopt rules relating to the release of mineral and  
28 geothermal rights on [*such*] **the acquired** properties.

29 “(6) Mineral or geothermal resource rights or **the** proceeds from [*those*] **mineral or geothermal**  
30 **resource** rights [*given by*] **that** a donor **gives** to any public university or office, department or ac-  
31 tivity under the control of the governing board of a public university listed in ORS 352.002 that [*are*  
32 *acquired or held*] **the public university acquires or holds** for the state [*by the public university*  
33 *pursuant to*] **under** ORS chapters 351 and 567. In managing mineral or geothermal resource leases,  
34 the governing board shall consult with the Department of State Lands in accordance with an inter-  
35 agency agreement [*established by*] **that** the department and the governing board [*governing*] **estab-**  
36 **lish to govern** consultation between the department and the public university and [*governing*] **to**  
37 **govern** management of the mineral or geothermal resources.

38 “(7) Mineral or geothermal resource rights or proceeds from [*those*] **mineral or geothermal**  
39 **resource** rights [*acquired and held by*] **that** the Department of Transportation **acquires and**  
40 **holds.** In managing mineral or geothermal resource leases, the Department of Transportation shall  
41 enter into an intergovernmental agreement with the Department of State Lands governing consul-  
42 tation between the departments and governing management of the mineral or geothermal resources.

43 “(8) Mineral or geothermal resource rights or **the** proceeds from [*those*] **mineral or geothermal**  
44 **resource** rights [*acquired and held by*] **that** the Housing and Community Services Department **ac-**  
45 **quires and holds.**

1 “(9) Mineral or geothermal resource rights or the proceeds from mineral or geothermal  
2 resource rights that the Oregon Health Authority or the Department of Human Services  
3 acquires and holds.

4 “**SECTION 231.** ORS 273.785, as amended by section 2, chapter 285, Oregon Laws 2015 (Enrolled  
5 Senate Bill 224), is amended to read:

6 “273.785. ORS 273.551 and 273.775 to 273.790 do not apply to:

7 “(1) Soil, clay, stone, sand and gravel that state agencies acquire or use for the purpose of  
8 constructing or repairing roads or other state facilities, or the proceeds from soil, clay, stone, sand  
9 or gravel.

10 “(2) Mineral or geothermal resource rights or the proceeds from mineral or geothermal resource  
11 rights that the State Fish and Wildlife Commission acquires in an agreement with the federal gov-  
12 ernment under 16 U.S.C. 669 to 669i (P.L. 75-415).

13 “(3) Mineral or geothermal resource rights or the proceeds from mineral or geothermal resource  
14 rights if federal rules or regulations or any agreement that the state enters into at the time the  
15 state acquires the mineral or geothermal resource rights requires another disposition.

16 “(4) Proceeds of mineral and geothermal resource rights that the state acquires pursuant to ORS  
17 530.010 and 530.030, other than mineral and geothermal resource rights distributed under ORS  
18 530.110 (1)(c).

19 “(5) Mineral or geothermal resource rights or the proceeds from mineral or geothermal resource  
20 rights that the Department of Veterans’ Affairs acquires for the state after January 1, 1974 under  
21 ORS 88.720, 406.050 (2), 407.135 or 407.145. After consultation, the Department of State Lands and  
22 the Department of Veterans’ Affairs shall enter into an interagency agreement governing consulta-  
23 tion between the departments concerning mineral and geothermal resource values on properties the  
24 Department of Veterans’ Affairs acquires for the state. The Department of Veterans’ Affairs shall  
25 adopt rules relating to the release of mineral and geothermal rights on the acquired properties.

26 “(6) Mineral or geothermal resource rights or the proceeds from mineral or geothermal resource  
27 rights that a donor gives to any public university or office, department or activity under the control  
28 of the [*State Board of Higher Education that the board acquires or holds*] **governing board of a**  
29 **public university listed in ORS 352.002 that the public university acquires or holds** for the  
30 state under ORS chapters 351 and 567. In managing mineral or geothermal resource leases, the  
31 [*State Board of Higher Education*] **governing board** shall consult with the Department of State  
32 Lands in accordance with an interagency agreement that the department and the **governing** board  
33 establish to govern consultation between the department and the [*board*] **public university** and to  
34 govern management of the mineral or geothermal resources.

35 “(7) Mineral or geothermal resource rights or proceeds from mineral or geothermal resource  
36 rights that the Department of Transportation acquires and holds. In managing mineral or geothermal  
37 resource leases, the Department of Transportation shall enter into an intergovernmental agreement  
38 with the Department of State Lands governing consultation between the departments and governing  
39 management of the mineral or geothermal resources.

40 “(8) Mineral or geothermal resource rights or the proceeds from mineral or geothermal resource  
41 rights that the Housing and Community Services Department acquires and holds.

42 “(9) Mineral or geothermal resource rights or the proceeds from mineral or geothermal resource  
43 rights that the Oregon Health Authority or the Department of Human Services acquires and holds.

44 “**SECTION 232.** If House Bill 2412 becomes law and House Bill 2411 does not become law, ORS  
45 342.147, as amended by section 106 of this 2015 Act, is amended to read:

1 “342.147. (1)(a) [After considering recommendations of the State Board of Education,] The Teacher  
2 Standards and Practices Commission shall establish by rule standards for approval of [teacher edu-  
3 cation institutions and teacher education programs] **educator preparation providers and educator**  
4 **preparation programs.** [Public teacher education institutions shall be approved for programs of more  
5 than four years’ duration only if teacher education programs which are reasonably attainable in a  
6 four-year period are also available in the system of higher education and are designed to culminate in  
7 a baccalaureate degree that qualifies its graduates for entry-level teaching licenses.]

8 “(b) **Standards for approval of an educator preparation program for early childhood edu-**  
9 **cation, elementary education, special education or reading must require that the program**  
10 **provide instruction on dyslexia and that the instruction be consistent with the knowledge and**  
11 **practice standards of an international organization on dyslexia.**

12 “(2) The **Teacher Standards and Practices** Commission shall establish rules that allow [teacher  
13 education] **educator preparation** programs leading to graduate degrees to commence prior to the  
14 [student’s] **candidate’s** completion of baccalaureate degree requirements and that allow the com-  
15 bined use of undergraduate and graduate level course work in achieving program completion.

16 “(3) Whenever any [teacher education institution or program] **educator preparation provider**  
17 **or educator preparation program** is denied approved status or has such status withdrawn, [such]  
18 **the** denial or withdrawal must be treated as a contested case [within the meaning of] **under** ORS  
19 chapter 183.

20 “(4) Nothing in this section is intended to grant [any authority] to the **Teacher Standards and**  
21 **Practices** Commission **any authority** relating to granting degrees or establishing degree require-  
22 ments that are within the authority of **the Higher Education Coordinating Commission or any**  
23 **of the** public universities listed in ORS 352.002, or that are within the authority of the governing  
24 board of any private institution of higher education.

25 “**SECTION 233.** If House Bill 2412 becomes law and House Bill 2411 does not become law, ORS  
26 342.147, as amended by section 8, chapter 245, Oregon Laws 2015 (Enrolled House Bill 2412), is  
27 amended to read:

28 “342.147. (1)(a) The Teacher Standards and Practices Commission shall establish by rule stan-  
29 dards for approval of educator preparation providers and educator preparation programs.

30 “(b) Standards for approval of an educator preparation program for early childhood education,  
31 elementary education, special education or reading must require that the program provide instruc-  
32 tion on dyslexia and that the instruction be consistent with the knowledge and practice standards  
33 of an international organization on dyslexia.

34 “(2) The Teacher Standards and Practices Commission shall establish rules that allow educator  
35 preparation programs leading to graduate degrees to commence prior to the candidate’s completion  
36 of baccalaureate degree requirements and that allow the combined use of undergraduate and grad-  
37 uate level course work in achieving program completion.

38 “(3) Whenever any educator preparation provider or educator preparation program is denied  
39 approved status or has such status withdrawn, the denial or withdrawal must be treated as a con-  
40 tested case under ORS chapter 183.

41 “(4) Nothing in this section is intended to grant to the Teacher Standards and Practices Com-  
42 mission any authority relating to granting degrees or establishing degree requirements that are  
43 within the authority of [the State Board of Higher Education,] the Higher Education Coordinating  
44 Commission or any of the public universities listed in ORS 352.002, or that are within the authority  
45 of the governing board of any private institution of higher education.

1       “**SECTION 234.** If both House Bill 2412 and House Bill 3069 become law and House Bill 2411  
2 does not become law, ORS 342.147, as amended by section 8, chapter 245, Oregon Laws 2015 (En-  
3 rolled House Bill 2412), and section 233 of this 2015 Act, is amended to read:

4       “342.147. (1)(a) The Teacher Standards and Practices Commission shall establish by rule stan-  
5 dards for approval of educator preparation providers and educator preparation programs.

6       “(b) Standards for approval of an educator preparation program for early childhood education,  
7 elementary education, special education or reading must require that the program provide instruc-  
8 tion on dyslexia and that the instruction be consistent with the knowledge and practice standards  
9 of an international organization on dyslexia.

10       “(2) The commission shall adopt rules that:

11       “(a) Require educator preparation programs to demonstrate that candidates enrolled in  
12 the programs receive training to provide instruction that enables students to meet or exceed  
13 third-grade reading standards and become proficient readers by the end of the third grade,  
14 as designated by the State Board of Education. For the purposes of this paragraph:

15       “(A) An educator preparation program may make the demonstration through course  
16 curriculum, approved textbooks or other program requirements.

17       “(B) An educator preparation program that is unable to make the demonstration shall  
18 develop a plan to meet the requirement within one year and shall report to the commission  
19 on the progress of implementing that plan.

20       “[(2)] (b) [*The Teacher Standards and Practices Commission shall establish rules that*] Allow ed-  
21 ucator preparation programs leading to graduate degrees to commence prior to the candidate’s  
22 completion of baccalaureate degree requirements and [*that allow the combined use of*] **to combine**  
23 undergraduate and graduate level course work in achieving program completion.

24       “(3) Whenever any educator preparation provider or educator preparation program is denied  
25 approved status or has such status withdrawn, the denial or withdrawal must be treated as a con-  
26 tested case under ORS chapter 183.

27       “(4) Nothing in this section is intended to grant to the Teacher Standards and Practices Com-  
28 mission any authority relating to granting degrees or establishing degree requirements that are  
29 within the authority of the Higher Education Coordinating Commission or any of the public uni-  
30 versities listed in ORS 352.002, or that are within the authority of the governing board of any pri-  
31 vate institution of higher education.

32       “**SECTION 235.** If both House Bill 2412 and House Bill 3069 become law and House Bill 2411  
33 does not become law, ORS 342.147, as amended by section 8, chapter 245, Oregon Laws 2015 (En-  
34 rolled House Bill 2412), and section 2, chapter 427, Oregon Laws 2015 (Enrolled House Bill 3069),  
35 is amended to read:

36       “342.147. (1)(a) The Teacher Standards and Practices Commission shall establish by rule stan-  
37 dards for approval of educator preparation providers and educator preparation programs.

38       “(b) Standards for approval of an educator preparation program for early childhood education,  
39 elementary education, special education or reading must require that the program provide instruc-  
40 tion on dyslexia and that the instruction be consistent with the knowledge and practice standards  
41 of an international organization on dyslexia.

42       “(2) The commission shall adopt rules that:

43       “(a) Require educator preparation programs to demonstrate that candidates enrolled in the  
44 programs receive training to provide instruction that enables students to meet or exceed third-grade  
45 reading standards and become proficient readers by the end of the third grade, as designated by the

1 State Board of Education. For the purposes of this paragraph:

2 “(A) An educator preparation program may make the demonstration through course curriculum,  
3 approved textbooks or other program requirements.

4 “(B) An educator preparation program that is unable to make the demonstration shall develop  
5 a plan to meet the requirement within one year and shall report to the commission on the progress  
6 of implementing that plan.

7 “(b) Allow educator preparation programs leading to graduate degrees to commence prior to the  
8 candidate’s completion of baccalaureate degree requirements and to combine undergraduate and  
9 graduate level course work in achieving program completion.

10 “(3) Whenever any educator preparation provider or educator preparation program is denied  
11 approved status or has such status withdrawn, the denial or withdrawal must be treated as a con-  
12 tested case under ORS chapter 183.

13 “(4) Nothing in this section is intended to grant to the Teacher Standards and Practices Com-  
14 mission any authority relating to granting degrees or establishing degree requirements that are  
15 within the authority of [*the State Board of Higher Education,*] the Higher Education Coordinating  
16 Commission or any of the public universities listed in ORS 352.002, or that are within the authority  
17 of the governing board of any private institution of higher education.

18 “**SECTION 236.** If both House Bill 2411 and House Bill 2412 become law, ORS 342.147, as  
19 amended by section 106 of this 2015 Act, is amended to read:

20 “342.147. (1)(a) [*After considering recommendations of the State Board of Education,*] The Teacher  
21 Standards and Practices Commission shall establish by rule standards for approval of [*teacher edu-*  
22 *cation institutions and teacher education*] **educator preparation providers and educator prepara-**  
23 **tion** programs. [*Public teacher education institutions shall be approved for programs of more than four*  
24 *years’ duration only if teacher education programs which are reasonably attainable in a four-year pe-*  
25 *riod are also available in the system of higher education and are designed to culminate in a*  
26 *baccalaureate degree that qualifies its graduates for entry-level teaching licenses.*]

27 “(b) **Standards for approval of an educator preparation program for early childhood edu-**  
28 **cation, elementary education, special education or reading must require that the program**  
29 **provide instruction on dyslexia and that the instruction be consistent with the knowledge and**  
30 **practice standards of an international organization on dyslexia.**

31 “(2) The **Teacher Standards and Practices** Commission shall establish rules that allow [*teacher*  
32 *education*] **approved educator preparation** programs leading to graduate degrees to commence  
33 prior to the [*student’s*] **candidate’s** completion of baccalaureate degree requirements and that allow  
34 the combined use of undergraduate and graduate level course work in achieving program com-  
35 pletion.

36 “(3) Whenever any [*teacher education institution or*] **educator preparation provider or educa-**  
37 **tor preparation** program is denied approved status or has such status withdrawn, [*such*] **the** denial  
38 or withdrawal must be treated as a contested case [*within the meaning of*] **under** ORS chapter 183.

39 “(4) Nothing in this section is intended to grant [*any authority*] to the **Teacher Standards and**  
40 **Practices** Commission **any authority** relating to granting degrees or establishing degree require-  
41 ments that are within the authority of **the Higher Education Coordinating Commission or any**  
42 **of the** public universities listed in ORS 352.002, or that are within the authority of the governing  
43 board of any private institution of higher education.

44 “**SECTION 237.** If both House Bill 2411 and House Bill 2412 become law, ORS 342.147, as  
45 amended by sections 14 and 41, chapter \_\_\_, Oregon Laws 2015 (Enrolled House Bill 2411), is

1 amended to read:

2 “342.147. (1)(a) The Teacher Standards and Practices Commission shall establish by rule stan-  
3 dards for approval of educator preparation providers and educator preparation programs.

4 “(b) Standards for approval of an educator preparation program for early childhood education,  
5 elementary education, special education or reading must require that the program provide instruc-  
6 tion on dyslexia and that the instruction be consistent with the knowledge and practice standards  
7 of an international organization on dyslexia.

8 “(2) The Teacher Standards and Practices Commission shall establish rules that allow approved  
9 educator preparation programs leading to graduate degrees to commence prior to the candidate’s  
10 completion of baccalaureate degree requirements and that allow the combined use of undergraduate  
11 and graduate level course work in achieving program completion.

12 “(3) Whenever any educator preparation provider or educator preparation program is denied  
13 approved status or has such status withdrawn, the denial or withdrawal must be treated as a con-  
14 tested case under ORS chapter 183.

15 “(4) Nothing in this section is intended to grant to the Teacher Standards and Practices Com-  
16 mission any authority relating to granting degrees or establishing degree requirements that are  
17 within the authority of [*the State Board of Higher Education,*] the Higher Education Coordinating  
18 Commission or any of the public universities listed in ORS 352.002, or that are within the authority  
19 of the governing board of any private institution of higher education.

20 “**SECTION 238.** If House Bill 2411 and House Bill 2412 and House Bill 3069 become law, ORS  
21 342.147, as amended by sections 106 and 236 of this 2015 Act, is amended to read:

22 “342.147. (1)(a) The Teacher Standards and Practices Commission shall establish by rule stan-  
23 dards for approval of educator preparation providers and educator preparation programs.

24 “(b) Standards for approval of an educator preparation program for early childhood education,  
25 elementary education, special education or reading must require that the program provide instruc-  
26 tion on dyslexia and that the instruction be consistent with the knowledge and practice standards  
27 of an international organization on dyslexia.

28 “(2) **The commission shall adopt rules that:**

29 “(a) **Require approved educator preparation programs to demonstrate that candidates**  
30 **enrolled in the programs receive training to provide instruction that enables students to**  
31 **meet or exceed third-grade reading standards and become proficient readers by the end of**  
32 **the third grade, as designated by the State Board of Education. For the purposes of this**  
33 **paragraph:**

34 “(A) **An approved educator preparation program may make the demonstration through**  
35 **course curriculum, approved textbooks or other program requirements.**

36 “(B) **An approved educator preparation program that is unable to make the demon-**  
37 **stration shall develop a plan to meet the requirement within one year and shall report to the**  
38 **commission on the progress of implementing that plan.**

39 “[2] (b) [*The Teacher Standards and Practices Commission shall establish rules that*] Allow ap-  
40 proved educator preparation programs leading to graduate degrees to commence prior to the  
41 candidate’s completion of baccalaureate degree requirements and [*that allow the combined use of*]  
42 **to combine** undergraduate and graduate level course work in achieving program completion.

43 “(3) Whenever any educator preparation provider or educator preparation program is denied  
44 approved status or has such status withdrawn, the denial or withdrawal must be treated as a con-  
45 tested case under ORS chapter 183.

1 “(4) Nothing in this section is intended to grant to the Teacher Standards and Practices Com-  
2 mission any authority relating to granting degrees or establishing degree requirements that are  
3 within the authority of the Higher Education Coordinating Commission or any of the public uni-  
4 versities listed in ORS 352.002, or that are within the authority of the governing board of any pri-  
5 vate institution of higher education.

6 “**SECTION 239.** If House Bill 2411 and House Bill 2412 and House Bill 3069 become law, ORS  
7 342.147, as amended by sections 14, 41 and 42, chapter \_\_\_, Oregon Laws 2015 (Enrolled House Bill  
8 2411), is amended to read:

9 “342.147. (1)(a) The Teacher Standards and Practices Commission shall establish by rule stan-  
10 dards for approval of educator preparation providers and educator preparation programs.

11 “(b) Standards for approval of an educator preparation program for early childhood education,  
12 elementary education, special education or reading must require that the program provide instruc-  
13 tion on dyslexia and that the instruction be consistent with the knowledge and practice standards  
14 of an international organization on dyslexia.

15 “(2) The commission shall adopt rules that:

16 “(a) Require approved educator preparation programs to demonstrate that candidates enrolled  
17 in the programs receive training to provide instruction that enables students to meet or exceed  
18 third-grade reading standards and become proficient readers by the end of the third grade, as des-  
19 ignated by the State Board of Education. For the purposes of this paragraph:

20 “(A) An approved educator preparation program may make the demonstration through course  
21 curriculum, approved textbooks or other program requirements.

22 “(B) An approved educator preparation program that is unable to make the demonstration shall  
23 develop a plan to meet the requirement within one year and shall report to the commission on the  
24 progress of implementing that plan.

25 “(b) Allow approved educator preparation programs leading to graduate degrees to commence  
26 prior to the candidate’s completion of baccalaureate degree requirements and to combine under-  
27 graduate and graduate level course work in achieving program completion.

28 “(3) Whenever any educator preparation provider or educator preparation program is denied  
29 approved status or has such status withdrawn, the denial or withdrawal must be treated as a con-  
30 tested case under ORS chapter 183.

31 “(4) Nothing in this section is intended to grant to the Teacher Standards and Practices Com-  
32 mission any authority relating to granting degrees or establishing degree requirements that are  
33 within the authority of [*the State Board of Higher Education,*] the Higher Education Coordinating  
34 Commission or any of the public universities listed in ORS 352.002, or that are within the authority  
35 of the governing board of any private institution of higher education.

36 “**SECTION 240.** If House Bill 3303 becomes law, section 20, chapter 565, Oregon Laws 2015  
37 (Enrolled House Bill 3303) (amending ORS 351.070), is repealed.

38 “**SECTION 241.** If House Bill 3303 becomes law, section 29, chapter 565, Oregon Laws 2015  
39 (Enrolled House Bill 3303), is amended to read:

40 “**Sec. 29.** The amendments to ORS 184.404, 200.005, 200.025, 200.035, 200.045, 200.055, 200.065,  
41 200.075, 200.090, 200.110, 200.120, 279A.105, 279A.110, 279A.142, 279C.110, 279C.836, 285B.740,  
42 286A.615, 293.796, [*351.070,*] 353.130 and 470.560 and section 18, chapter 4, Oregon Laws 2013, by  
43 sections 1 to 19 and 21 to 23, chapter 565, Oregon Laws 2015 (Enrolled House Bill 3303), [*of this*  
44 *2015 Act*] and the repeal of ORS 200.100 by section 24, chapter 565, Oregon Laws 2015 (Enrolled  
45 **House Bill 3303**), [*of this 2015 Act*] apply to:

1 “(1) Public contracts that a contracting agency advertises or otherwise solicits or, if the con-  
2 tracting agency does not advertise or solicit the public contract, to public contracts into which the  
3 contracting agency enters on or after the operative date specified in section 30, **chapter 565,**  
4 **Oregon Laws 2015 (Enrolled House Bill 3303)** [of this 2015 Act];

5 “(2) Decisions that the Oregon Business Development Department makes on and after the oper-  
6 ative date specified in section 30, **chapter 565, Oregon Laws 2015 (Enrolled House Bill 3303)**, [of  
7 this 2015 Act] to approve, deny, revoke or refuse to renew a certification as a disadvantaged busi-  
8 ness enterprise, a minority-owned business, a woman-owned business, a business that a service-  
9 disabled veteran owns or an emerging small business;

10 “(3) Investigations that the department or a contracting agency conducts on or after the oper-  
11 ative date specified in section 30, **chapter 565, Oregon Laws 2015 (Enrolled House Bill 3303)** [of  
12 this 2015 Act]; and

13 “(4) A contracting agency’s decision on or after the operative date specified in section 30,  
14 **chapter 565, Oregon Laws 2015 (Enrolled House Bill 3303)**, [of this 2015 Act] to suspend an  
15 enterprise’s or business’s right to submit a bid or proposal for a public contract.

16 “**SECTION 242.** If House Bill 3303 becomes law, section 30, chapter 565, Oregon Laws 2015  
17 (Enrolled House Bill 3303), is amended to read:

18 “**Sec. 30.** (1) The amendments to ORS 184.404, 200.005, 200.025, 200.035, 200.045, 200.055, 200.065,  
19 200.075, 200.090, 200.110, 200.120, 279A.105, 279A.110, 279A.142, 279C.110, 279C.836, 285B.740,  
20 286A.615, 293.796, [351.070,] 353.130 and 470.560 and section 18, chapter 4, Oregon Laws 2013, by  
21 sections 1 to 19 and 21 to 23, **chapter 565, Oregon Laws 2015 (Enrolled House Bill 3303)**, [of this  
22 2015 Act] and the repeal of ORS 200.100 by section 24, **chapter 565, Oregon Laws 2015 (Enrolled**  
23 **House Bill 3303)**, [of this 2015 Act] become operative on January 1, 2016.

24 “(2) The Attorney General, the Director of the Oregon Department of Administrative Services,  
25 the Director of Transportation, the Director of the Oregon Business Development Department and  
26 a contracting agency that adopts rules under ORS 279A.065 may adopt rules and take any other  
27 action before the operative date specified in subsection (1) of this section that is necessary to enable  
28 the Attorney General, the director or the contracting agency to exercise, on or after the operative  
29 date specified in subsection (1) of this section, all of the duties, functions and powers conferred on  
30 the Attorney General, the director or the contracting agency by the amendments to ORS 184.404,  
31 200.005, 200.025, 200.035, 200.045, 200.055, 200.065, 200.075, 200.090, 200.110, 200.120, 279A.105,  
32 279A.110, 279A.142, 279C.110, 279C.836, 285B.740, 286A.615, 293.796, [351.070,] 353.130 and 470.560  
33 and section 18, chapter 4, Oregon Laws 2013, by sections 1 to 19 and 21 to 23, **chapter 565, Oregon**  
34 **Laws 2015 (Enrolled House Bill 3303)** [of this 2015 Act].

35 “**SECTION 243.** If House Bill 2411 becomes law, section 32, chapter \_\_\_, Oregon Laws 2015  
36 (Enrolled House Bill 2411) (amending ORS 351.115), is repealed.

37 “**SECTION 244.** If House Bill 2412 becomes law, section 51, chapter 245, Oregon Laws 2015  
38 (Enrolled House Bill 2412) (amending ORS 351.115), is repealed.

39 “**SECTION 245.** If Senate Bill 215 becomes law, sections 98 and 99 of this 2015 Act (both  
40 amending ORS 326.500) are repealed and ORS 326.500, as amended by sections 4 and 6, chapter  
41 739, Oregon Laws 2013, and section 16, chapter \_\_\_, Oregon Laws 2015 (Enrolled Senate Bill  
42 215), is amended to read:

43 “326.500. (1) The STEM Investment Council is established. The council shall function under the  
44 direction and control of the Chief Education Office.

45 “(2)(a) The council is established for the purpose of assisting the Superintendent of Public In-

1 instruction, the Commissioner for Community College Services and the [*Chancellor of the Oregon*  
2 *University System*] **executive director of the Higher Education Coordinating Commission** in  
3 jointly developing and overseeing a long-term strategy that advances the following educational goals  
4 related to science, technology, engineering and mathematics:

5 “(A) Double the percentage of students in 4th and 8th grades who are proficient or advanced in  
6 mathematics and science, as determined using a nationally representative assessment of students’  
7 knowledge in mathematics and science; and

8 “(B) Double the number of students who earn a post-secondary degree requiring proficiency in  
9 science, technology, engineering or mathematics.

10 “(b) Achievement of the goals described in paragraph (a) of this subsection shall be determined  
11 based on a comparison between the 2014-2015 school year or academic year and the 2024-2025 school  
12 year or academic year.

13 “(3) To advance the educational goals described in subsection (2) of this section, the council  
14 shall make recommendations to:

15 “(a) The Superintendent of Public Instruction regarding the administration of the STEM In-  
16 vestment Grant Program established in ORS 327.380; and

17 “(b) The Superintendent of Public Instruction, the Commissioner for Community College Services  
18 and the [*Chancellor of the Oregon University System*] **executive director of the Higher Education**  
19 **Coordinating Commission** regarding other investments in science, technology, engineering and  
20 mathematics that are made or overseen by the Chief Education Office.

21 “(4) The council consists of nine members from the private sector who are jointly appointed by  
22 the Superintendent of Public Instruction, the Commissioner for Community College Services and the  
23 [*Chancellor of the Oregon University System*] **executive director of the Higher Education Coordi-**  
24 **nating Commission** and serve at the pleasure of the superintendent, commissioner and  
25 [*chancellor*] **executive director**.

26 “(5) To aid and advise the council in the performance of the council’s duties, the council:

27 “(a) Shall recruit educators and administrators from kindergarten through grade 12 and from  
28 post-secondary education to be nonvoting advisory members of the council;

29 “(b) May recruit nonvoting advisory members to the council who are in addition to the members  
30 identified in paragraph (a) of this subsection; and

31 “(c) May establish advisory and technical committees that the council considers necessary.

32 “(6)(a) The Superintendent of Public Instruction, the Commissioner for Community College Ser-  
33 vices and the [*Chancellor of the Oregon University System*] **executive director of the Higher Edu-**  
34 **cation Coordinating Commission** shall jointly appoint a council director. The council director  
35 shall serve at the pleasure of the superintendent, commissioner and [*chancellor*] **executive**  
36 **director**.

37 “(b) Except as otherwise directed by the Superintendent of Public Instruction, the Commissioner  
38 for Community College Services and the [*Chancellor of the Oregon University System*] **executive di-**  
39 **rector of the Higher Education Coordinating Commission**, the activities of the council shall be  
40 directed and supervised by the council director.

41 “(7) Members of the council are not entitled to compensation or reimbursement for expenses and  
42 serve as volunteers of the council.

43 “(8) The council shall submit an annual report to the Chief Education Office and the Legislative  
44 Assembly on the progress made toward achieving the goals described in subsection (2) of this section  
45 and the distribution of funds under the STEM Investment Grant Program.



