

House Bill 2582

Sponsored by Representatives RAYFIELD, OLSON; Representatives BARNHART, BOONE, GOMBERG, WITT
(Pre-session filed.)

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 University Research Fighting Fund to provide state moneys to public universities or Oregon Health and Science University when universities seek federal research grants. Requires Higher Education Coordinating Commission to administer fund and establish process to determine which universities that request moneys should be awarded moneys from fund. Establishes criteria commission must use in awarding moneys from fund.

Appropriates \$20,000,000 from General Fund to University Research Fighting Fund.

Requires that if ending balance remains following transfer of General Fund moneys to Oregon Rainy Day Fund, that amount of General Fund moneys are transferred to ensure University Research Fighting Fund has balance of \$20,000,000.

Declares emergency, effective July 1, 2017.

A BILL FOR AN ACT

1
2 Relating to assisting public post-secondary institutions of education receive federal grant moneys;
3 and declaring an emergency.

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

5 **SECTION 1. (1) As used in this section:**

6 (a) **“Qualifying grant” means federal research moneys offered to post-secondary insti-**
7 **tutions of education:**

8 (A) **On a competitive basis; and**

9 (B) **With a requirement that in order to receive the federal moneys, the post-secondary**
10 **institution of education must provide additional moneys from private industry, state or other**
11 **sources.**

12 (b) **“Qualifying institution” means:**

13 (A) **A public university listed in ORS 352.002; or**

14 (B) **The Oregon Health and Science University.**

15 (2) **In order to be eligible to receive moneys from the University Research Fighting Fund**
16 **established in section 2 of this 2017 Act, a qualifying institution shall, at the time the quali-**
17 **ifying institution applies for a qualifying grant:**

18 (a) **Notify the Governor that the qualifying institution has applied for a qualifying grant;**
19 **and**

20 (b) **Apply to the Higher Education Coordinating Commission for moneys from the Uni-**
21 **versity Research Fighting Fund.**

22 (3) **The application submitted under subsection (2)(b) of this section must include a de-**
23 **tailed description on how receiving the qualifying grant would:**

24 (a) **Contribute to the economic development and commercialization of products or ideas;**

25 (b) **Assist in the solution of local, state, national or international problems;**

26 (c) **Further innovation; or**

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 (d) Create or advance general knowledge, information and well-being.

2 (3) A qualifying institution may apply for a federal research grant individually or in
3 partnership with:

4 (a) Any other qualifying institution or institutions; or

5 (b) Any other research university located in the United States.

6 (4) The commission by rule shall develop a process for reviewing and determining which
7 applications submitted under subsection (2)(b) of this section should be awarded moneys from
8 the University Research Fighting Fund.

9 (5) When awarding moneys from the University Research Fighting Fund, the commission
10 shall ensure that:

11 (a) A qualifying institution may not receive moneys from the fund until the institution
12 is awarded the qualifying grant.

13 (b) There is no limit on the number of applications for which a qualifying institution may
14 be awarded moneys from the fund.

15 (c) There is an anticipated return on investment of at least two-to-one on any state
16 moneys invested. This requirement may be reduced through the use of moneys provided by
17 private industry or philanthropy.

18 (d) No more than \$10,000,000 may be awarded from the fund to a single application.

19 (e) No more than \$2,000,000 during a biennium may be awarded from the fund to appli-
20 cations for grants of less than \$500,000.

21 (f) No more than \$10,000,000 during a biennium may be awarded from the fund for the
22 purpose of capital construction.

23 (6) Grants or moneys provided under this section do not qualify as matching funds for
24 the purposes of Article XI-G bonds.

25 (7) The commission shall report to the Legislative Assembly one time per calendar
26 quarter regarding the awarding of moneys from the University Research Fighting Fund.

27 **SECTION 2.** (1) The University Research Fighting Fund is established in the State
28 Treasury, separate and distinct from the General Fund.

29 (2) The fund shall consist of moneys appropriated or allocated to the Higher Education
30 Coordinating Commission for deposit into the fund and any donations or grants received by
31 the commission for a purpose of the fund.

32 (3) Moneys in the fund are continuously appropriated to the Higher Education Coordi-
33 nating Commission for the purpose of carrying out the provisions of section 1 of this 2017
34 Act.

35 **SECTION 3.** (1) As used in this section "ending balance" has the meaning given that term
36 in ORS 293.146.

37 (2)(a) If an ending balance remains following the transfer of General Fund moneys to the
38 Oregon Rainy Day Fund under ORS 293.146 (2), an amount necessary to ensure that the
39 balance of the University Research Fighting Fund established by section 2 of this 2017 Act
40 is equal to \$20,000,000 shall be transferred to the University Research Fighting Fund.

41 (b) If the ending balance following the transfer of moneys to the Oregon Rainy Day Fund
42 is not sufficient to enable the balance of the University Research Fighting Fund to equal
43 \$20,000,000, an amount equal to the ending balance following the transfer of moneys to the
44 Oregon Rainy Day Fund shall be transferred to the University Research Fighting Fund.

45 **SECTION 4.** There is appropriated to the Higher Education Coordinating Commission, for

1 the biennium beginning July 1, 2017, out of the General Fund, the amount of \$20,000,000 for
2 deposit into the University Research Fighting Fund established by section 2 of this 2017 Act
3 for the purpose of carrying out the provisions of section 1 of this 2017 Act.

4 SECTION 5. This 2017 Act being necessary for the immediate preservation of the public
5 peace, health and safety, an emergency is declared to exist, and this 2017 Act takes effect
6 on July 1, 2017.

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