

Requested by JOINT COMMITTEE ON WAYS AND MEANS

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 2173**

1 On page 1 of the printed A-engrossed bill, line 3, after “2009” delete the
2 rest of the line and insert “, and section 3, chapter 51, Oregon Laws 2018;
3 repealing section 5, chapter 782, Oregon Laws 2009; and declaring an emer-
4 gency.”.

5 In line 17, after the period delete the rest of the line and line 18.

6 On page 6, after line 7, insert:

7 **“SECTION 7.** Section 3, chapter 51, Oregon Laws 2018, is amended to
8 read:

9 **“Sec. 3.** (1) The Connecting Oregon Schools Fund is established in the
10 State Treasury, separate and distinct from the General Fund. Interest earned
11 by the Connecting Oregon Schools Fund shall be credited to the fund.

12 “(2) The Connecting Oregon Schools Fund consists of any moneys depos-
13 ited in the fund from whatever source and may include moneys appropriated,
14 allocated, deposited or transferred to the fund by the Legislative Assembly
15 or otherwise and interest earned on moneys in the fund.

16 “(3) The moneys in the fund are continuously appropriated to the De-
17 partment of Education for the purpose of providing matching funds for fed-
18 eral moneys received by school districts, **education service districts,**
19 **public charter schools or a consortium that is any combination of**
20 **school districts, education service districts and public charter schools**
21 for the purpose of providing broadband access to eligible [*schools*] **education**

1 **facilities** in this state.

2 “(4) [A *school*] **An education facility** is eligible to receive matching
3 funds under this section if the [*school*] **education facility**:

4 “[*(a)* *Is a kindergarten through grade 12 public school in this state;*]

5 “[*(b)*] **(a)** Receives federal moneys for the purpose of providing broadband
6 access to [*the school*] **the education facility**;

7 “[*(c)*] **(b)** Takes steps to determine whether existing broadband
8 infrastructure, including fiber-based broadband, may be integrated into the
9 proposed broadband access project; and

10 “[*(d)*] **(c)** Meets any other eligibility requirements established by the
11 State Board of Education by rule.

12 “(5)(a) Before the department may distribute any state moneys under this
13 section, the board shall adopt rules to implement the provisions of this sec-
14 tion, including rules setting criteria that govern the distribution of the
15 moneys to eligible [*schools*] **education facilities**.

16 “(b) Rules adopted under this section must take into consideration any
17 eligibility requirements established by the federal program awarding federal
18 moneys.

19 “(6) **As used in this section:**

20 “(a) **‘Education facility’ means:**

21 “(A) **A public school that offers education to students in**
22 **kindergarten or grades 1 through 12, or any combination of those**
23 **grade levels;**

24 “(B) **A building owned by a school district, education service district**
25 **or public charter school; or**

26 “(C) **A public charter school building leased from a school district**
27 **or education service district.**

28 “(b) **‘Public charter school’ has the meaning given that term in ORS**
29 **338.005.**

30 “**SECTION 8. (1) Notwithstanding any other law limiting expendi-**

1 tures, the amount of \$178,180 is established for the biennium beginning
2 July 1, 2019, as the maximum limit for payment of expenses from lot-
3 tery funds allocated from the Administrative Services Economic De-
4 velopment Fund to the Oregon Business Development Department for
5 the Oregon Broadband Office.

6 “(2) Notwithstanding any other law limiting expenditures, the
7 amount of \$764,939 is established for the biennium beginning July 1,
8 2019, as the maximum limit for payment of expenses for the Oregon
9 Broadband Office from fees, moneys or other revenues, including
10 Miscellaneous Receipts, but excluding lottery funds and federal funds,
11 collected or received by the Oregon Business Development Depart-
12 ment.

13 “SECTION 9. This 2019 Act being necessary for the immediate
14 preservation of the public peace, health and safety, an emergency is
15 declared to exist, and this 2019 Act takes effect July 1, 2019.”.

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