

House Bill 2038

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Governor Kate Brown for Oregon Business Development Department)

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**.

Extends sunsets for temporary increases in annual revenue limit amount and maximum loan amount for entrepreneurial development loans and provides for annual adjustment of amounts for changes in Consumer Price Index.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to access to loans for economic development; creating new provisions; amending sections
3 28 and 29, chapter 10, Oregon Laws 2020 (second special session); and declaring an emergency.

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

5 **SECTION 1.** Section 28, chapter 10, Oregon Laws 2020 (second special session), is amended to
6 read:

7 **Sec. 28.** The amendments to ORS 285B.746 and 285B.749 by sections 24 and 26, [*of this 2020*
8 *second special session Act*] **chapter 10, Oregon Laws 2020 (second special session)**, apply to **ap-**
9 **plications for loans [*approved*] filed on or before December 31, [2021] 2024.**

10 **SECTION 2.** Section 29, chapter 10, Oregon Laws 2020 (second special session), is amended to
11 read:

12 **Sec. 29.** (1) The amendments to ORS 285B.746 and 285B.749 by sections 25 and 27, [*of this 2020*
13 *second special session Act*] **chapter 10, Oregon Laws 2020 (second special session)**, become oper-
14 ative January 1, [2022] **2025.**

15 (2) The amendments to ORS 285B.746 and 285B.749 by sections 25 and 27, [*of this 2020 second*
16 *special session Act*] **chapter 10, Oregon Laws 2020 (second special session)**, apply to **applications**
17 **for loans [*approved*] filed on or after the date specified in subsection (1) of this section.**

18 **SECTION 3.** Sections 4 and 6 of this 2021 Act are added to and made a part of ORS
19 **285B.740 to 285B.758.**

20 **SECTION 4.** (1) **Beginning with the 2023 calendar year, the Oregon Business Development**
21 **Department shall annually adjust the annual revenue limit amount specified in ORS 285B.746**
22 **(2)(a) and the maximum loan amount specified in ORS 285B.749 (2) by multiplying each**
23 **amount by the percentage change in the monthly averaged Consumer Price Index for All**
24 **Urban Consumers, West Region (All Items), as published by the Bureau of Labor Statistics**
25 **of the United States Department of Labor, for the 12 consecutive months ending on the im-**
26 **mediately preceding December 31 compared to the monthly averaged Consumer Price Index**
27 **for All Urban Consumers, West Region (All Items), for the 12 consecutive months ending on**
28 **December 31, 2021.**

29 (2) **Notwithstanding subsection (1) of this section:**

30 (a) **The adjusted annual revenue limit amount specified in ORS 285B.746 (2)(a) may not**

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 be less than \$1,500,000.

2 (b) The adjusted maximum loan amount specified in ORS 285B.749 (2) may not be less
3 than \$250,000.

4 **SECTION 5.** Section 4 of this 2021 Act is repealed on January 2, 2025.

5 **SECTION 6.** (1) Beginning with the 2025 calendar year, the Oregon Business Development
6 Department shall annually adjust the annual revenue limit amount specified in ORS 285B.746
7 (2)(a) and the maximum loan amount specified in ORS 285B.749 (2) by multiplying each
8 amount by the percentage change in the monthly averaged Consumer Price Index for All
9 Urban Consumers, West Region (All Items), as published by the Bureau of Labor Statistics
10 of the United States Department of Labor, for the 12 consecutive months ending on the im-
11 mediately preceding December 31 compared to the monthly averaged Consumer Price Index
12 for All Urban Consumers, West Region (All Items), for the 12 consecutive months ending on
13 December 31, 2021.

14 (2) Notwithstanding subsection (1) of this section:

15 (a) The adjusted annual revenue limit amount specified in ORS 285B.746 (2)(a) may not
16 be less than \$500,000.

17 (b) The adjusted maximum loan amount specified in ORS 285B.749 (2) may not be less
18 than \$100,000.

19 **SECTION 7.** This 2021 Act being necessary for the immediate preservation of the public
20 peace, health and safety, an emergency is declared to exist, and this 2021 Act takes effect
21 on its passage.

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