

# A-Engrossed House Bill 5005

Ordered by the House June 21  
Including House Amendments dated June 21

Introduced and printed pursuant to House Concurrent Resolution 23 (2023) (at the request of Oregon Department of Administrative Services)

## 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.

Establishes amounts authorized for issuance of general obligation bonds, revenue bonds, certificates of participation and other financing agreements for biennium.

Establishes amounts allocated for private activity bonds.

**Authorizes general obligation bonding for Interstate 5 bridge replacement project for future biennia.**

**Makes legislative findings regarding benefits to higher education institutions and community colleges from issuance of bonds under Article XI-F(1) and Article XI-G of Oregon Constitution.**

**Requires constructing authority to make certain certifications before issuance of bonds under Article XI-G of Oregon Constitution.**

**Establishes requirements applicable to certain contracts for specified higher education capital construction projects.**

Declares emergency, effective July 1, 2023.

## A BILL FOR AN ACT

Relating to state financial administration; and declaring an emergency.

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

**SECTION 1. The amounts authorized, as provided by ORS 286A.035, for issuance of general obligation bonds of the state during the 2023-2025 biennium are as follows:**

### **GENERAL OBLIGATION BONDS**

#### **General Fund Obligations**

##### **(1) Higher Education Coordinating**

**Commission (Art. XI-G):**

##### **(a) Chemeketa Community**

**College, Building 7 Remodel ... \$ 8,110,000**

##### **(b) Klamath Community College,**

**Childcare Resource Learning**

**Center ..... \$ 1,535,000**

##### **(c) Rogue Community College,**

**Transportation Technology**

**Center ..... \$ 7,105,000**

##### **(d) Central Oregon Community**

**College, Renovation and**

**Expansion of CTE Facilities**

**Note: For budget, see 2023-2025 Biennial Budget**

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		<b>at Redmond Campus.....</b>	<b>\$ 4,050,000</b>
2	(e)	<b>Clatsop Community College,</b>	
3		<b>Maritime Science Building.....</b>	<b>\$ 8,010,000</b>
4	(f)	<b>Oregon Coast Community</b>	
5		<b>College, Center for Trades</b>	
6		<b>Education.....</b>	<b>\$ 8,110,000</b>
7	(g)	<b>Columbia Gorge Community</b>	
8		<b>College, Campus Renovations</b>	
9		<b>for Student Safety and</b>	
10		<b>Success .....</b>	<b>\$ 5,595,000</b>
11	(h)	<b>Lane Community College,</b>	
12		<b>Science, Mathematics and</b>	
13		<b>Engineering Building</b>	
14		<b>Renovation.....</b>	<b>\$ 8,110,000</b>
15	(i)	<b>Portland Community College,</b>	
16		<b>Rock Creek Campus Building</b>	
17		<b>Complex - Phase I .....</b>	<b>\$ 8,110,000</b>
18	(j)	<b>Southwestern Oregon Community</b>	
19		<b>College, Student Uplift and</b>	
20		<b>Collaboration Create Expanded</b>	
21		<b>Support and Success.....</b>	<b>\$ 8,110,000</b>
22	(k)	<b>Umpqua Community College,</b>	
23		<b>Welcome Center and Medical</b>	
24		<b>Careers Training Hub.....</b>	<b>\$ 8,110,000</b>
25	(L)	<b>University of Oregon,</b>	
26		<b>Friendly Hall Renovation.....</b>	<b>\$ 7,650,000</b>
27	(m)	<b>Oregon State University,</b>	
28		<b>Collaborative Innovation</b>	
29		<b>Complex .....</b>	<b>\$ 72,680,000</b>
30	(n)	<b>Portland State University,</b>	
31		<b>Vernier Science Center and</b>	
32		<b>Gateway Art and Design</b>	
33		<b>Project Completions.....</b>	<b>\$ 4,330,000</b>
34	(2)	<b>Department of Environmental</b>	
35		<b>Quality (Art. XI-H) .....</b>	<b>\$ 10,333,333</b>
36	(3)	<b>Oregon Business Development</b>	
37		<b>Department (Art. XI-M) .....</b>	<b>\$ 100,885,000</b>
38	(4)	<b>Oregon Business Development</b>	
39		<b>Department (Art. XI-N).....</b>	<b>\$ 50,570,000</b>
40	(5)	<b>Department of Education</b>	
41		<b>(Art. XI-P) .....</b>	<b>\$ 100,885,000</b>
42	(6)	<b>Oregon Department of</b>	
43		<b>Administrative</b>	
44		<b>Services (Art. XI-Q):</b>	
45	(a)	<b>Oregon Military Department:</b>	

1	(A) Salem Owen Summers Building	
2	Service Life Extension.....	\$ 2,955,000
3	(B) Salem Owen Summers Building	
4	Seismic Strengthening and	
5	Life Safety Improvements .....	\$ 5,595,000
6	(b) Department of State Police:	
7	(A) Central Point Office	
8	Expansion .....	\$ 26,845,000
9	(B) Springfield Forensic Lab and	
10	Medical Examiner's Office.....	\$ 21,545,000
11	(C) Springfield Patrol Area	
12	Command Office .....	\$ 7,385,000
13	(c) Department of Corrections:	
14	(A) Camera System.....	\$ 8,615,000
15	(B) Capital Improvement and	
16	Renewal .....	\$ 50,570,000
17	(C) Wireless Communication	
18	System .....	\$ 13,070,000
19	(d) Oregon Youth Authority:	
20	(A) Camp Riverbend Dorm	
21	Renovation.....	\$ 5,455,000
22	(B) Capital Improvements -	
23	All Facilities .....	\$ 11,795,000
24	(C) Control Room Renovations.....	\$ 330,000
25	(D) JJIS IT System	
26	Modernization .....	\$ 7,850,000
27	(E) MacLaren West Cottages	
28	Renovations .....	\$ 11,425,000
29	(F) Rogue Valley Facility	
30	Improvements.....	\$ 1,509,910
31	(G) Tillamook Dorm Renovation...	\$ 8,420,000
32	(e) Department of Education,	
33	Oregon School for the Deaf	
34	Capital Improvements .....	\$ 3,550,000
35	(f) State Forestry Department:	
36	(A) Capital Improvements .....	\$ 2,461,687
37	(B) Toledo Facility Replacement,	
38	Phase II .....	\$ 1,134,135
39	(C) Multi-Mission Aircraft.....	\$ 7,444,980
40	(D) Salem Airport Hangar .....	\$ 1,248,480
41	(g) State Department of Fish	
42	and Wildlife, Capital	
43	Improvement and Renewal.....	\$ 2,540,000
44	(h) Housing and Community	
45	Services Department, Local	

1	<b>Innovation and Fast Track</b>	
2	<b>(LIFT)/Permanent Supportive</b>	
3	<b>Housing Programs .....</b>	<b>\$ 604,280,000</b>
4	<b>(i) Higher Education</b>	
5	<b>Coordinating Commission:</b>	
6	<b>(A) Public Universities Capital</b>	
7	<b>Improvement and Renewal .....</b>	<b>\$ 100,885,000</b>
8	<b>(B) FAMIS System Replacement,</b>	
9	<b>Phase II .....</b>	<b>\$ 5,095,000</b>
10	<b>(C) University of Oregon,</b>	
11	<b>Friendly Hall Renovation .....</b>	<b>\$ 65,840,000</b>
12	<b>(D) Portland State University,</b>	
13	<b>Vernier Science Center and</b>	
14	<b>Gateway Art and Design Project</b>	
15	<b>Completions .....</b>	<b>\$ 53,175,000</b>
16	<b>(E) Oregon Institute of</b>	
17	<b>Technology, Geothermal System</b>	
18	<b>Emergency Renovation .....</b>	<b>\$ 18,160,000</b>
19	<b>(j) Oregon Health Authority:</b>	
20	<b>(A) Junction City Single</b>	
21	<b>Unit Remodel .....</b>	<b>\$ 5,095,000</b>
22	<b>(B) PLC System Replacement .....</b>	<b>\$ 3,045,000</b>
23	<b>(k) Department of Revenue,</b>	
24	<b>Electronic Valuation</b>	
25	<b>Information System .....</b>	<b>\$ 14,265,000</b>
26	<b>(L) Legislative Administration</b>	
27	<b>Committee, Capitol</b>	
28	<b>Accessibility, Maintenance</b>	
29	<b>and Safety Phase III .....</b>	<b>\$ 216,920,000</b>
30	<b>(m) Judicial Department:</b>	
31	<b>(A) Benton County Courthouse ....</b>	<b>\$ 8,950,000</b>
32	<b>(B) Clackamas County</b>	
33	<b>Courthouse .....</b>	<b>\$ 30,365,000</b>
34	<b>(C) Morrow County Courthouse ...</b>	<b>\$ 12,745,000</b>
35	<b>(D) Curry County Courthouse .....</b>	<b>\$ 10,760,000</b>
36	<b>(7) Department of</b>	
37	<b>Transportation (Art. XI,</b>	
38	<b>section 7), Interstate 5</b>	
39	<b>Bridge Replacement Project ...</b>	<b>\$ 251,825,000</b>
40	<b><u>Dedicated Fund Obligations</u></b>	
41	<b>(8) Department of Veterans'</b>	
42	<b>Affairs (Art. XI-A) .....</b>	<b>\$ 109,023,670</b>
43	<b>(9) Higher Education Coordinating</b>	
44	<b>Commission (Art. XI-F(1)):</b>	
45	<b>(a) Portland State University,</b>	

1	Smith Memorial Union .....	\$ 8,315,000
2	(b) Portland State University,	
3	Vernier Science Center and	
4	Gateway Art and Design Project	
5	Completions .....	\$ 16,190,000
6	(10) Department of Environmental	
7	Quality (Art. XI-H) .....	\$ 20,000,000
8	(11) Housing and Community	
9	Services Department	
10	(Art. XI-I(2)) .....	\$ 50,000,000
11	(12) Oregon Department of	
12	Administrative Services	
13	(Art. XI-Q):	
14	(a) Yellow Parking Lot Paving.....	\$ 4,050,000
15	(b) State Forestry Department:	
16	(A) Capital Improvements .....	\$ 2,418,313
17	(B) Toledo Facility Replacement,	
18	Phase II .....	\$ 1,575,865
19	(C) Multi-Mission Aircraft .....	\$ 4,720,020
20	(D) Salem Airport Hangar .....	\$ 791,520
21	(c) Department of Justice,	
22	Legal Tools Replacement	
23	System 3.0 .....	\$ 21,520,000
24	(d) Oregon Liquor and Cannabis	
25	Commission:	
26	(A) Liquor Warehouse Conveyor	
27	System .....	\$ 15,185,000
28	(B) Liquor Warehouse Land	
29	and Building .....	\$ 55,515,000
30	(C) Liquor Warehouse	
31	Management IT System .....	\$ 16,695,000
32	<b><u>Total General Obligation</u></b>	
33	<b><u>Bonds</u> .....</b>	<b>\$2,351,436,913</b>

34 **SECTION 2.** The amounts authorized, as provided by ORS 286A.035, for issuance of re-  
35 venue bonds of the state during the 2023-2025 biennium are as follows:

36		
37	<b>REVENUE BONDS</b>	
38	<b><u>Direct Revenue Bonds</u></b>	
39	Housing and Community	
40	Services Department .....	\$ 500,000,000
41	Department of Transportation,	
42	Highway User Tax .....	\$ 360,000,000
43	Department of Transportation,	
44	Grant Anticipation Revenue	
45	Vehicle .....	\$ 300,000,000

1	<b>Oregon Business Development</b>	
2	<b>Department.....</b>	<b>\$ 30,000,000</b>
3	<b>Oregon Department of</b>	
4	<b>Administrative Services,</b>	
5	<b>Lottery Revenue Bonds .....</b>	<b>\$ 501,100,000</b>
6	<b><u>Total Direct Revenue</u></b>	
7	<b><u>Bonds</u> .....</b>	<b>\$ 1,691,100,000</b>
8	<b><u>Pass-Through Revenue Bonds</u></b>	
9	<b>Oregon Business Development</b>	
10	<b>Department, Industrial</b>	
11	<b>Development Bonds.....</b>	<b>\$ 600,000,000</b>
12	<b>Oregon Business Development</b>	
13	<b>Department, Beginning and</b>	
14	<b>Expanding Farmer Loan</b>	
15	<b>Program .....</b>	<b>\$ 2,000,000</b>
16	<b>Oregon Facilities Authority..</b>	<b>\$ 1,000,000,000</b>
17	<b>Housing and Community</b>	
18	<b>Services Department.....</b>	<b>\$ 1,300,000,000</b>
19	<b><u>Total Pass-Through Revenue</u></b>	
20	<b><u>Bonds</u> .....</b>	<b>\$ 2,902,000,000</b>
21	<b><u>Total Revenue Bonds</u> .....</b>	<b>\$ 4,593,100,000</b>

22 **SECTION 3.** The amount authorized, as provided by ORS 286A.035, for issuance of cer-  
 23 tificates of participation and other financing agreements of the state during the 2023-2025  
 24 biennium for the Oregon Department of Administrative Services is \$100,000,000.

25 **SECTION 4.** (1) For calendar year 2024, the amount of \$509,538,600 is allocated for private  
 26 activity bonds, as provided in ORS 286A.615, as follows:

- 27 (a) **Oregon Business Development**
- 28 **Department, Beginning and**
- 29 **Expanding Farmer Loan**
- 30 **Program.....** \$ 1,000,000
- 31 (b) **Housing and Community**
- 32 **Services Department.....** \$450,000,000
- 33 (c) **Private Activity Bond**
- 34 **Committee.....** \$ 58,538,600

35 (2) For calendar year 2025, the amount of \$509,538,600 is allocated for private activity  
 36 bonds, as provided in ORS 286A.615, as follows:

- 37 (a) **Oregon Business Development**
- 38 **Department, Beginning and**
- 39 **Expanding Farmer Loan**
- 40 **Program.....** \$ 1,000,000
- 41 (b) **Housing and Community**
- 42 **Services Department.....** \$450,000,000
- 43 (c) **Private Activity Bond**
- 44 **Committee.....** \$ 58,538,600

45 (3) If an increase in this state’s population, a sufficient increase in the Consumer Price

1 Index or a change in federal law allows the private activity bond limit as set by the Internal  
2 Revenue Code of 1986, as amended, to exceed \$509,538,600 during the 2024 calendar year or  
3 \$509,538,600 during the 2025 calendar year, the increase is allocated to the Private Activity  
4 Bond Committee.

5 **SECTION 5.** In addition to and not in lieu of any authorization to issue general obligation  
6 bonds under ORS 286A.035, in the biennium beginning July 1, 2025, at the request of the De-  
7 partment of Transportation, the State Treasurer may issue general obligation bonds au-  
8 thorized under Article XI, section 7, of the Oregon Constitution, in an amount that produces  
9 \$250,000,000 of net proceeds for the Interstate 5 bridge replacement project, plus an amount  
10 estimated by the State Treasurer to pay bond-related costs.

11 **SECTION 6.** In addition to and not in lieu of any authorization to issue general obligation  
12 bonds under ORS 286A.035, in the biennium beginning July 1, 2027, at the request of the De-  
13 partment of Transportation, the State Treasurer may issue general obligation bonds au-  
14 thorized under Article XI, section 7, of the Oregon Constitution, in an amount that produces  
15 \$250,000,000 of net proceeds for the Interstate 5 bridge replacement project, plus an amount  
16 estimated by the State Treasurer to pay bond-related costs.

17 **SECTION 7.** In addition to and not in lieu of any authorization to issue general obligation  
18 bonds under ORS 286A.035, in the biennium beginning July 1, 2029, at the request of the De-  
19 partment of Transportation, the State Treasurer may issue general obligation bonds au-  
20 thorized under Article XI, section 7, of the Oregon Constitution, in an amount that produces  
21 \$250,000,000 of net proceeds for the Interstate 5 bridge replacement project, plus an amount  
22 estimated by the State Treasurer to pay bond-related costs.

23 **SECTION 8.** (1) For purposes of Article XI-F(1), section 1, of the Oregon Constitution,  
24 the Legislative Assembly determines that the projects authorized to be financed pursuant to  
25 section 1 (9) of this 2023 Act with bonds issued under Article XI-F(1) of the Oregon Consti-  
26 tution will benefit higher education institutions or activities.

27 (2) For purposes of Article XI-G, section 1, of the Oregon Constitution, the Legislative  
28 Assembly determines that the projects authorized to be financed pursuant to section 1 (1)  
29 of this 2023 Act with bonds issued under Article XI-G of the Oregon Constitution will benefit  
30 higher education institutions or activities or community colleges authorized by law to receive  
31 state aid.

32 **SECTION 9.** Bonds authorized pursuant to Article XI-G of the Oregon Constitution under  
33 section 1 (1) of this 2023 Act for the benefit of a constructing authority may not be issued  
34 until the constructing authority certifies that the constructing authority has matching funds  
35 available for the same or similar purposes as the bonds, that the matching funds are not  
36 proceeds of indebtedness incurred by the state under any other article of the Oregon Con-  
37 stitution, and that the matching funds are available to the constructing authority in an  
38 amount at least equal to the amount of indebtedness incurred by the state through the is-  
39 suance of the bonds.

40 **SECTION 10.** (1) Out of the amount specified in section 1 (6)(m)(A) of this 2023 Act, the  
41 State Treasurer may issue Article XI-Q bonds in an amount not to exceed \$8,831,894 of net  
42 proceeds for the purposes and in the manner specified in section 8, chapter 705, Oregon Laws  
43 2013, plus an amount estimated by the State Treasurer to pay estimated bond-related costs.

44 (2) Out of the amount specified in section 1 (6)(m)(B) of this 2023 Act, the State Treas-  
45 urer may issue Article XI-Q bonds in an amount not to exceed \$30,000,000 of net proceeds for

1 the purposes and in the manner specified in section 8, chapter 705, Oregon Laws 2013, plus  
2 an amount estimated by the State Treasurer to pay estimated bond-related costs.

3 (3) Out of the amount specified in section 1 (6)(m)(C) of this 2023 Act, the State Treas-  
4 urer may issue Article XI-Q bonds in an amount not to exceed \$12,575,000 of net proceeds for  
5 the purposes and in the manner specified in section 8, chapter 705, Oregon Laws 2013, plus  
6 an amount estimated by the State Treasurer to pay estimated bond-related costs.

7 (4) Out of the amount specified in section 1 (6)(m)(D) of this 2023 Act, the State Treas-  
8 urer may issue Article XI-Q bonds in an amount not to exceed \$10,600,000 of net proceeds for  
9 the purposes and in the manner specified in section 8, chapter 705, Oregon Laws 2013, plus  
10 an amount estimated by the State Treasurer to pay estimated bond-related costs.

11 (5) For purposes of sections 8 and 9, chapter 705, Oregon Laws 2013, and section 64,  
12 chapter 723, Oregon Laws 2013, bonds issued pursuant to this section are considered to be  
13 bonds issued pursuant to section 8, chapter 705, Oregon Laws 2013.

14 (6) Bonds may not be issued pursuant to section 1 (6)(m)(A), (B), (C) or (D) of this 2023  
15 Act except as provided in this section.

16 **SECTION 11.** (1) A public university that is carrying out a qualified project shall require  
17 each contractor in a contract with an estimated cost of \$200,000 or greater to:

18 (a) Employ apprentices to perform 15 percent of the work hours that workers in  
19 apprenticeable occupations perform under the contract, in a manner consistent with the  
20 apprentices' respective apprenticeship training programs;

21 (b) Establish and execute a plan for outreach, recruitment and retention of women, mi-  
22 nority individuals and veterans to perform work under the contract, with the aspirational  
23 target of having at least 15 percent of total work hours performed by individuals in one or  
24 more of those groups;

25 (c) Provide health insurance and retirement benefits to workers; and

26 (d) Require any subcontractor engaged by the contractor to abide by the requirements  
27 set forth in paragraphs (a), (b) and (c) of this subsection, if the work to be performed under  
28 the subcontract has an estimated cost of \$200,000 or greater.

29 (2) On or before February 1 of each year, each public university that is carrying out a  
30 qualified project shall report to the Joint Committee on Ways and Means or Joint Interim  
31 Committee on Ways and Means, as part of the report required under ORS 350.379, on:

32 (a) The amount of work performed on qualified projects by apprentices;

33 (b) The amount of work performed on qualified projects by women, minority individuals  
34 and veterans; and

35 (c) The types and costs of health insurance and retirement benefits provided to workers  
36 by contractors and subcontractors.

37 (3) The requirements of this section are in addition to, and not in lieu of, the require-  
38 ments imposed under ORS 350.379.

39 (4) As used in this section:

40 (a) "Apprentice" has the meaning given that term in ORS 660.010.

41 (b) "Apprenticeable occupation" has the meaning given that term in ORS 660.010.

42 (c) "Apprenticeship training program" means the total system of apprenticeship that a  
43 particular local joint committee, as defined in ORS 660.010, operates, including the local joint  
44 committee's registered standards and all other terms and conditions for qualifying, recruit-  
45 ing, selecting, employing and training apprentices in an apprenticeable occupation.



- 1       (d) “Minority individual” has the meaning given that term in ORS 200.005.  
2       (e) “Qualified project” means the following capital construction projects:  
3       (A) The University of Oregon Friendly Hall renovation referenced in section 1 (1)(L) of  
4 this 2023 Act;  
5       (B) The Oregon State University Collaborative Innovation Complex referenced in section  
6 1 (1)(m) of this 2023 Act;  
7       (C) The Portland State University Vernier Science Center and Gateway Art and Design  
8 project completions referenced in section 1 (1)(n) of this 2023 Act; and  
9       (D) The Oregon Institute of Technology geothermal system emergency renovation refer-  
10 enced in section 1 (6)(i)(E) of this 2023 Act.  
11       (f) “Veteran” has the meaning given that term in ORS 408.225.  
12       (g) “Woman” has the meaning given that term in ORS 200.005.  
13       SECTION 12. This 2023 Act being necessary for the immediate preservation of the public  
14 peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect  
15 July 1, 2023.  
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