Senate Bill 461

Sponsored by Senator HANSELL, Representative LEVY B (Presession 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.

Directs Oregon Business Development Department to develop and implement program to grant additional funding for certain capital construction projects affected by inflation or disruptions related to COVID-19 pandemic.

Declares emergency, effective July 1, 2023.

A BILL FOR AN ACT
Relating to capital construction; and declaring an emergency.

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

SECTION 1. (1) The Oregon Business Development Department shall develop and implement a program to grant additional funding for certain capital construction projects, as described in this section.

(2) A capital construction project is eligible for additional funding under this section only if:

(a) The project is funded in whole or in part from moneys received from the State of Oregon pursuant to law enacted in calendar years 2018 to 2021; and

(b) The project is underfunded, at the time of application, due to:

(A) Inflation; or

(B) Disruptions related to the COVID-19 pandemic, including supply chain disruptions resulting in increased costs of materials, delays in procurement of goods or services, and delays in receipt of moneys.

(3) A constructing authority, or a state agency on behalf of a constructing authority, may apply to the department for additional funding for an eligible capital construction project. The department shall specify the form and content of an application. The application must include a statement of cost overruns that are due to inflation or disruptions related to the COVID-19 pandemic. The department may require the submission of any additional information the department deems necessary to validate the statement of cost overruns.

(4) The department shall grant additional funding to a constructing authority in the amount of the cost overruns stated in the application. Before disbursing moneys under this section, the department shall execute a grant agreement with a constructing authority that specifies the purposes for which the constructing authority may expend the additional funding.

(5) The department shall adopt rules for the administration of this section.

(6) As used in this section:

(a) “Capital construction project” means a project for the construction, modification, replacement, repair, remodeling or renovation of a structure, or an addition to a structure,
that is expected to have a useful life of more than one year.

(b) “Constructing authority” means a person responsible for expending moneys received from the State of Oregon for a capital construction project.

SECTION 2. This 2023 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect July 1, 2023.