

Senate Bill 76

Sponsored by Senator THATCHER (at the request of Representative Kevin Mannix) (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 State Parks and Recreation Department to develop and implement grant program to fund capital projects of history museums.

Appropriates moneys for grant program.

Provides that grants may be awarded until June 30, 2025.

Declares emergency, effective on passage.

A BILL FOR AN ACT

Relating to Oregon museums; and declaring an emergency.

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

SECTION 1. There is appropriated to the State Parks and Recreation Department, for the biennium beginning July 1, 2023, out of the General Fund, the amount of \$3,000,000 to be used for the purpose of carrying out the provisions of section 2 of this 2023 Act.

SECTION 2. (1) As used in this section:

(a) "Art museum" means a facility that is designed to display works of art to the public.

(b) "Capital improvements" includes construction of additions to existing museum facilities.

(c) "History" includes archaeology, architecture and civic development.

(d)(A) "History museum" means a facility operated by a nonprofit organization that is designed to preserve and present to the public information and displays relating to the history of the State of Oregon, the United States or the nine federally recognized Indian tribes of this state.

(B) "History museum" does not include art museums.

(e) "Nonprofit organization" means an organization described in section 501(c)(3) of the Internal Revenue Code that is exempt from taxation under section 501(a) of the Internal Revenue Code.

(f) "Small history museum" means a history museum that reports, for the five years preceding the date on which an application is submitted pursuant to this section, an average of \$300,000 per year or less in annual expenditures as reflected in reports the museum files with the Internal Revenue Service.

(2) The State Parks and Recreation Department shall develop and implement a program under which the department shall award grants, from moneys appropriated under section 1 of this 2023 Act, to history museums for capital improvements and repairs to museum facilities.

(3)(a) The department shall prescribe the form and manner in which a nonprofit organization that operates a history museum may apply for grants under this section.

(b) An application must include documentation:

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 (A) Establishing that the museum has been operating for at least 24 months immediately
2 preceding the date on which the application is submitted; and

3 (B) Describing how the museum preserves and presents to the public information and
4 displays relating to the history of the State of Oregon, the United States or the nine federally
5 recognized Indian tribes of this state.

6 (4)(a) The department shall review all timely and complete applications and notify each
7 applicant of the approval or rejection of the application.

8 (b) The rejection of an application may not be appealed but does not preclude the appli-
9 cant from reapplying.

10 (5)(a) In awarding grants, the department shall give priority to small history museums
11 seeking grants of \$50,000 or less.

12 (b) The total amount of grant moneys awarded with respect to an individual history
13 museum may not exceed \$250,000.

14 (c) Upon approval of an application, the department shall determine, based on the appli-
15 cation and consultation with the applicant, whether the grant moneys shall be awarded as
16 reimbursement for, or in advance of, the expenditures for which the application is approved.
17 Grants may not be awarded for projects that are completed at the time of application.

18 (6) Grant recipients shall provide the department with a detailed report on how the grant
19 moneys are expended:

20 (a) If the moneys are expended within 90 days following receipt of the moneys, upon
21 completion of the project; or

22 (b) If the moneys are not expended within 90 days following receipt of the moneys, every
23 90 days from the receipt of the moneys until the project is completed and upon completion
24 of the project.

25 (7)(a) The department shall adopt rules to allow grant moneys to be awarded in blocks
26 as needed for efficient implementation of the program.

27 (b) The department may adopt any other rules it considers necessary or convenient for
28 the administration of this section.

29 **SECTION 3.** (1) Grants may not be awarded under section 2 of this 2023 Act after June
30 30, 2025.

31 (2) Notwithstanding subsection (1) of this section, after the date specified in subsection
32 (1) of this section:

33 (a) Grant moneys may be expended in accordance with the terms on which they were
34 awarded under section 2 of this 2023 Act; and

35 (b) Reporting requirements imposed under section 2 of this 2023 Act shall remain in force
36 until the reporting obligation is fulfilled.

37 **SECTION 4.** This 2023 Act being necessary for the immediate preservation of the public
38 peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect
39 on its passage.