

Requested by SENATE COMMITTEE ON EDUCATION

**PROPOSED AMENDMENTS TO
SENATE BILL 285**

1 On page 1 of the printed bill, delete lines 5 through 30 and delete pages
2 2 and 3 and insert:

3 **SECTION 1.** ORS 286A.801 is amended to read:

4 “286A.801. (1) The Department of Education shall administer a grant
5 program that is financed with the net proceeds of Article XI-P bonds and
6 that provides matching fund grants to school districts for capital costs of the
7 school districts. Any construction, improvement, remodel, equipment, main-
8 tenance or repair of a building of a school district that is financed with a
9 grant received under this section is not required to meet the standards
10 specified in ORS 286A.810.

11 “(2) A school district that seeks a grant under this section must prepare
12 and submit a facilities assessment and a long-range facilities plan to the
13 department with the application for the grant.

14 “(3) A school district is eligible to receive a grant under this section if:

15 “(a) The school district complies with the requirements of this section and
16 rules adopted pursuant to this section; and

17 “(b) Moneys are available to the school district pursuant to subsection (6)
18 of this section.

19 “(4) A school district that receives a grant under this section must pro-
20 vide matching funds that meet or exceed the amount of the grant. The
21 matching funds must be from general obligation bonds approved by the vot-

1 ers of the school district to finance capital costs of the school district.

2 “(5) Grants awarded under this section shall be calculated as follows,
3 **subject to subsection (8) of this section:**

4 “(a) For a school district that provides matching funds in any amount up
5 to [~~\$4~~] **\$6** million, a matching ratio for state to local funds of one to one.

6 “(b) For a school district that provides matching funds in any amount
7 greater than [~~\$4~~] **\$6** million, a matching ratio for state to local funds that
8 is based on the funding formula developed as provided in subsection (7)(c)
9 of this section. Grants awarded under this paragraph shall be for a minimum
10 of [~~\$4~~] **\$6** million per grant and a maximum of [~~\$8~~] **\$12** million per grant.

11 “(6)(a) The department shall award grants to school districts as follows:

12 “(A) [~~Sixty~~] **Sixty-six** percent of funds available for grants shall be based
13 on the priority list established under subsection (7)(b) of this section; and

14 “(B) [~~Forty~~] **Thirty-four** percent of funds available for grants shall be
15 provided to school districts based on the order in which the Department of
16 Education receives the completed applications for the grants.

17 “(b) To the extent that moneys are available, a school district that re-
18 ceives moneys as provided by paragraph (a)(A) of this subsection also may
19 receive moneys as provided by paragraph (a)(B) of this subsection. The total
20 amount the school district receives may not exceed the maximum amount
21 allowed under subsection (5) of this section.

22 “(7)(a) For the purpose of awarding grants under this section, the de-
23 partment shall develop a priority list and a funding formula that are based
24 on **factors that may include:**

25 “(A) The total assessed value of all tangible property located in the school
26 district;

27 “(B) The percentage of poverty families within the school district, as
28 calculated under ORS 327.013 (1)(c)(A)(v)(I); [*and*]

29 “(C) The number of students in average daily membership for the school
30 district, as calculated under ORS 327.061[.]; **and**

1 **“(D) Other factors adopted by the State Board of Education by rule.**

2 “(b) The priority list developed under this subsection shall be used to
3 rank the order in which school districts may qualify to receive a grant under
4 subsection (6)(a)(A) of this section.

5 “(c) The funding formula developed under this subsection shall be used
6 to determine the matching ratio for state to local funds. The funding formula
7 must comply with the limits described in subsection (5) of this section.

8 **“(8) To account for effects of inflation, the State Board of Educa-**
9 **tion shall, by rule, biennially adjust the dollar amounts specified in**
10 **subsection (5) of this section based on the Consumer Price Index for**
11 **All Urban Consumers, West Region (All Items), as published by the**
12 **Bureau of Labor Statistics of the United States Department of Labor.**

13 “[(8)] (9) The State Board of Education may adopt any rules necessary for
14 the administration of this section.

15 **“SECTION 2.** ORS 326.125 is amended to read:

16 “326.125. For the purpose of assisting school districts with capital costs,
17 the Office of School Facilities is established within the Department of Edu-
18 cation. The office shall be responsible for:

19 “(1) Distributing hardship grants to school districts with facility needs.
20 Grants awarded under this section may not exceed \$500,000 and shall be
21 provided to school districts based on the order in which the Department of
22 Education receives the completed applications for the grants. A school dis-
23 trict may be eligible for a grant under this subsection if the school district
24 meets requirements established by the State Board of Education by rule, in-
25 cluding any requirements to provide matching funds.

26 “(2) Providing technical assistance and establishing and maintaining
27 standards for facilities assessments and long-range facilities plans for school
28 districts.

29 “(3) Administering a certification program for qualified providers of
30 technical assistance for the purposes described in subsection (2) of this sec-

1 tion.

2 “(4) Providing grants to school districts for the cost of technical assist-
3 ance for the purposes described in subsection (2) of this section. The State
4 Board of Education may establish by rule requirements for a school district
5 to receive a grant under this subsection. Grants for a school district under
6 this subsection may not exceed[.] **\$40,000, as adjusted under section 3 of**
7 **this 2023 Act. Grants must be used for one or more of the following**
8 **purposes:**

9 “(a) [*\$20,000 for a*] Facilities assessment;

10 “(b) [*\$25,000 for a*] Long-range facilities [*plan*] **planning;**

11 “(c) [*\$25,000 for an*] Assessment of school district facilities for potential
12 environmental hazards under ORS 332.331; [*and*] **or**

13 “(d) [*\$25,000 for a*] Seismic assessment or other specialized assessment.

14 “(5) Maintaining the Oregon School Facilities Database. The database
15 must include information that:

16 “(a) Assists with analyzing, planning and prioritizing school capital im-
17 provement needs for school districts by providing district-to-district and
18 school-to-school comparisons; and

19 “(b) Is required by the State Board of Education by rule.

20 “(6) Administering the grant program described in ORS 286A.801.

21 “(7) Administering a statewide facilities assessment program.

22 **“SECTION 3. To account for effects of inflation, the State Board**
23 **of Education shall, by rule, biennially adjust the maximum amount**
24 **of technical assistance grants specified in ORS 326.125 (4) based on the**
25 **Consumer Price Index for All Urban Consumers, West Region (All**
26 **Items), as published by the Bureau of Labor Statistics of the United**
27 **States Department of Labor.”.**

28