Senate Bill 5524

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 **as introduced.**

Appropriates moneys from General Fund to Oregon Business Development Department for certain biennial expenses.

Limits biennial expenditures from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by department for certain purposes.

Limits biennial expenditures by department from lottery moneys for certain purposes.

Limits biennial expenditures by department from federal funds for certain purposes.

Authorizes certain nonlimited expenditures.

Declares emergency, effective July 1, 2023.

A BILL FOR AN ACT

Relating to the financial administration of the Oregon Business Development Department; and declaring an emergency.

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

SECTION 1. There are appropriated to the Oregon Business Development Department, for the biennium beginning July 1, 2023, out of the General Fund, the following amounts, for the following purposes:

(1)	**Oregon Arts Commission**	**$ 4,287,169**
(2)	**Operations**	**$ 264,792**
(3)	**Business, innovation and trade**	**$ 179,241**
(4)	**Debt service**	**$103,371,404**

SECTION 2. In addition to and not in lieu of any other appropriation, there is appropriated to the Oregon Business Development Department, for the biennium beginning July 1, 2023, out of the General Fund, the amount of $1,000,000, for business, innovation and trade, for municipal wildfire assistance approved in section 192, chapter 669, Oregon Laws 2021.

SECTION 3. In addition to and not in lieu of any other appropriation, there is appropriated to the Oregon Business Development Department, for the biennium beginning July 1, 2023, out of the General Fund, the amount of $13,500,000, for business, innovation and trade, for the emerging opportunities program approved in section 287, chapter 669, Oregon Laws 2021.

SECTION 4. In addition to and not in lieu of any other appropriation, there is appropriated to the Oregon Business Development Department, for the biennium beginning July 1, 2023, out of the General Fund, the amount of $1,584,181, for infrastructure, for the purpose of making grants to the county entities for financial assistance due to the 2020 wildfire season for building and planning departments staffing that were approved in section 194, chapter 669, Oregon Laws 2021.

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.

SECTION 5. In addition to and not in lieu of any other appropriation, there is appropriated to the Oregon Business Development Department, for the biennium beginning July 1, 2023, out of the General Fund, the amount of $89,479, for infrastructure, for a Confederated Tribes of the Warm Springs Reservation wastewater system improvement project approved in section 82, chapter 110, Oregon Laws 2022.

SECTION 6. In addition to and not in lieu of any other appropriation, there is appropriated to the Oregon Business Development Department, for the biennium beginning July 1, 2023, out of the General Fund, the amount of $684,000, for infrastructure, for distribution to the City of St. Helens for a Central Waterfront Redevelopment project approved in section 297, chapter 110, Oregon Laws 2022.

SECTION 7. In addition to and not in lieu of any other appropriation, there is appropriated to the Oregon Business Development Department, for the biennium beginning July 1, 2023, out of the General Fund, the amount of $10,000,000, for infrastructure, for distribution to the Oregon International Port of Coos Bay for the Coos Bay Channel Modification Project approved in section 299, chapter 110, Oregon Laws 2022.

SECTION 8. Notwithstanding any other law limiting expenditures, the following amounts are established for the biennium beginning July 1, 2023, as the maximum limits for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received by the Oregon Business Development Department, for the following purposes:

(1)	Business, innovation and trade	$143,544,286
(2)	Infrastructure	$395,186,719
(3)	Operations	$ 5,160,545
(4)	Arts and Cultural Trust	$ 9,484,453
(5)	Broadband Program	$108,563,000

SECTION 9. Notwithstanding any other law limiting expenditures, the following amounts are established for the biennium beginning July 1, 2023, as the maximum limits for payment of expenses from lottery moneys allocated from the Administrative Services Economic Development Fund to the Oregon Business Development Department, for the following purposes:

(1)	Business, innovation and trade	$283,776,598
(2)	Operations	$ 15,464,504
(3)	Oregon Film and Video Office	$ 1,479,463
(4)	Lottery bond debt service	$ 47,504,550
(5)	Infrastructure	$ 1,692,478
(6)	Broadband Program	$ 1,490,610

SECTION 10. Notwithstanding any other law limiting expenditures, the following amounts are established for the biennium beginning July 1, 2023, as the maximum limits for payment of expenses from federal funds collected or received by the Oregon Business Development Department, for the following purposes:

(1)	Business, innovation and trade	$ 94,246,210
(2)	Infrastructure	$ 41,430,925

(3) Operations..... $ 626,752

(4) Arts..... $ 2,208,982

SECTION 11. Notwithstanding any other law limiting expenditures, the amount of $251,835,427 is established for the biennium beginning July 1, 2023, as the maximum limit for payment of expenses by the Oregon Business Development Department, from American Rescue Plan Act Coronavirus State Fiscal Recovery Fund moneys received by the Oregon Department of Administrative Services and transferred to the Oregon Business Development Department, for infrastructure, for grants approved in section 196, chapter 669, Oregon Laws 2021.

SECTION 12. Notwithstanding any other law limiting expenditures, the amount of $12,267,260 is established for the biennium beginning July 1, 2023, as the maximum limit for payment of expenses by the Oregon Business Development Department, from American Rescue Plan Act Coronavirus State Fiscal Recovery Fund moneys received by the Oregon Department of Administrative Services and transferred to the Oregon Business Development Department, for infrastructure, for grants approved in section 417, chapter 110, Oregon Laws 2022.

SECTION 13. For the biennium beginning July 1, 2023, expenditures by the Oregon Business Development Department are not limited for:

(1) Loans from the following funds:

(a) Oregon Business Development Fund (ORS 285B.092), Oregon Entrepreneurial Development Loan Fund (ORS 285B.758), Credit Enhancement Fund (ORS 285B.215) and Small Business Expansion Loan Fund (ORS 285B.133).

(b) Special Public Works Fund (ORS 285B.455), Water Fund (ORS 285B.563), Marine Navigation Improvement Fund (ORS 777.267), Oregon Port Revolving Fund (ORS 285A.708), Safe Drinking Water Revolving Loan Fund (ORS 285A.213), Brownfields Redevelopment Fund (ORS 285A.188), and Oregon Brownfield Properties Revitalization Fund (ORS 285A.198).

(2) Debt service, excluding debt service on lottery revenue bonds and general obligation bonds.

SECTION 14. 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.