

DRAFT

SUMMARY

Specifies that proceeds from bonds issued under Articles XI-M and XI-N of Oregon Constitution may be used for surveying and conducting engineering evaluations and for paying costs of personnel, advisors, equipment, supplies and services that are reasonably necessary to carry out seismic rehabilitation grant program.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to seismic rehabilitation bonds; amending ORS 286A.760 and
3 286A.780; and declaring an emergency.

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

5 **SECTION 1.** ORS 286A.760 is amended to read:

6 286A.760. As used in ORS 286A.760 to 286A.772, unless the context re-
7 quires otherwise:

8 (1) "Article XI-M bonds" means general obligation bonds or other general
9 obligation indebtedness issued or incurred under the authority of Article
10 XI-M of the Oregon Constitution.

11 (2) "Bond administration fund" means the Article XI-M Bond Adminis-
12 tration Fund established under ORS 286A.766.

13 (3) "Bond fund" means the Article XI-M Bond Fund established under
14 ORS 286A.764.

15 (4) "Bond-related costs" means:

16 (a) The costs of paying the principal of, the interest on and the premium,
17 if any, on Article XI-M bonds;

18 (b) The costs and expenses of issuing, administering and maintaining Ar-

1 ticle XI-M bonds including, but not limited to, redeeming Article XI-M bonds
2 and paying amounts due in connection with bond insurance, other credit
3 enhancements or the administrative costs and expenses of the State Treas-
4 urer and the Oregon Department of Administrative Services, including costs
5 of consultants or advisers retained by the State Treasurer or the department
6 for the purpose of issuing, administering or maintaining Article XI-M bonds;

7 (c) Capitalized interest on Article XI-M bonds;

8 (d) Costs of funding reserves for Article XI-M bonds, including costs of
9 surety bonds and similar instruments;

10 (e) Rebates or penalties due the United States Government in connection
11 with Article XI-M bonds; and

12 (f) Other costs or expenses that the Director of the Oregon Department
13 of Administrative Services determines are necessary or desirable in con-
14 nection with issuing, administering or maintaining Article XI-M bonds.

15 **(5) “Plan and implement seismic rehabilitation” includes:**

16 **(a) Surveying and conducting engineering evaluations of the need**
17 **for seismic rehabilitation; and**

18 **(b) Paying costs of personnel, advisors, equipment, supplies and**
19 **services that are reasonably necessary to develop and carry out the**
20 **seismic rehabilitation grant program described in ORS 401.910.**

21 [(5)] **(6)** “Seismic fund” means the Education Seismic Fund established
22 under ORS 286A.768.

23 [(6)] **(7)** “State share of costs” means [*the*] total costs [*and related ex-*
24 *penses of the seismic rehabilitation of public education buildings,*] minus
25 contributions [*for seismic rehabilitation*] from [*the*] applicants as required by
26 the Oregon Business Development Department.

27 **SECTION 2.** ORS 286A.780 is amended to read:

28 286A.780. As used in ORS 286A.780 to 286A.792, unless the context re-
29 quires otherwise:

30 (1) “Article XI-N bonds” means general obligation bonds or other general
31 obligation indebtedness issued or incurred under the authority of Article

1 XI-N of the Oregon Constitution.

2 (2) “Bond administration fund” means the Article XI-N Bond Adminis-
3 tration Fund established under ORS 286A.786.

4 (3) “Bond fund” means the Article XI-N Bond Fund established under ORS
5 286A.784.

6 (4) “Bond-related costs” means:

7 (a) The costs of paying the principal of, the interest on and the premium,
8 if any, on Article XI-N bonds;

9 (b) The costs and expenses of issuing, administering and maintaining Ar-
10 ticle XI-N bonds including, but not limited to, redeeming Article XI-N bonds
11 and paying amounts due in connection with bond insurance, other credit
12 enhancements or the administrative costs and expenses of the State Treas-
13 urer and the Oregon Department of Administrative Services, including costs
14 of consultants or advisers retained by the State Treasurer or the department
15 for the purpose of issuing, administering or maintaining Article XI-N bonds;

16 (c) Capitalized interest on Article XI-N bonds;

17 (d) Costs of funding reserves for Article XI-N bonds, including costs of
18 surety bonds and similar instruments;

19 (e) Rebates or penalties due the United States Government in connection
20 with Article XI-N bonds; and

21 (f) Other costs or expenses that the Director of the Oregon Department
22 of Administrative Services determines are necessary or desirable in con-
23 nection with issuing, administering or maintaining Article XI-N bonds.

24 **(5) “Plan and implement seismic rehabilitation” includes:**

25 **(a) Surveying and conducting engineering evaluations of the need**
26 **for seismic rehabilitation; and**

27 **(b) Paying costs of personnel, advisors, equipment, supplies and**
28 **services that are reasonably necessary to develop and carry out the**
29 **seismic rehabilitation grant program described in ORS 401.910.**

30 [(5)] **(6) “Seismic fund” means the Emergency Services Seismic Fund es-**
31 **tablished under ORS 286A.788.**

1 [(6)] (7) “State share of costs” means [*the*] total costs [*and related ex-*
2 *penses of the seismic rehabilitation of emergency services buildings,*] minus
3 contributions [*for seismic rehabilitation*] from [*the*] applicants as required by
4 the Oregon Business Development Department.

5 **SECTION 3. This 2016 Act being necessary for the immediate pres-**
6 **ervation of the public peace, health and safety, an emergency is de-**
7 **clared to exist, and this 2016 Act takes effect on its passage.**

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