

Requested by Representative WALLAN

**PROPOSED AMENDMENTS TO
SENATE BILL 4**

1 On page 1 of the printed bill, line 13, delete “Semiconductor and Ad-
2 vanced Manufacturing”.

3 In line 14, delete “Opportunity” and insert “Oregon CHIPS”.

4 On page 2, line 18, delete “Semiconductor and Advanced
5 Manufacturing”.

6 In line 19, delete “Opportunity” and insert “Oregon CHIPS”.

7 On page 4, line 28, delete “Semiconductor and Advanced”.

8 In line 29, delete “Manufacturing Opportunity” and insert “Oregon
9 CHIPS”.

10 On page 6, line 17, delete “Semiconductor and Advanced Manufactur-”.

11 In line 18, delete “ing Opportunity” and insert “Oregon CHIPS”.

12 Delete lines 21 through 42 and insert:

13 **“SECTION 6. (1) The Oregon CHIPS Fund is established in the State
14 Treasury, separate and distinct from the General Fund. Interest
15 earned by the Oregon CHIPS Fund shall be credited to the fund.**

16 **“(2) Moneys in the fund shall consist of:**

17 **“(a) Amounts appropriated or otherwise transferred or credited to
18 the fund by the Legislative Assembly;**

19 **“(b) Earnings received on moneys in the fund; and**

20 **“(c) Other moneys, or proceeds of property, from any public or
21 private source that are transferred, donated or otherwise credited to**

1 **the fund.**

2 **“(3) Moneys in the Oregon CHIPS Fund are continuously appropri-**
3 **ated to the Oregon Business Development Department for the follow-**
4 **ing purposes:**

5 **“(a) Paying the actual costs incurred by the department in devel-**
6 **oping and administering sections 1 to 6 of this 2023 Act; and**

7 **“(b) Carrying out the provisions of sections 1 to 6 of this 2023 Act.**

8 **“(4) Moneys in the Oregon CHIPS Fund on June 30, 2023, shall be**
9 **retained in the fund, and used for the purposes set forth in subsection**
10 **(3) of this section, until June 30, 2025.**

11 **“(5) Any moneys remaining in the Oregon CHIPS Fund on June 30,**
12 **2025, shall be transferred to the Oregon Rainy Day Fund established**
13 **under ORS 293.144.”.**

14 On page 7, line 2, delete “Semiconductor and Advanced Manufacturing
15 Opportu”.

16 In line 3, delete “nity” and insert “Oregon CHIPS”.

17 In line 18, delete “(3)” and insert “(3)(a)”.

18 Delete lines 22 through 31 and insert:

19 **“(b) Before issuing an executive order under this section, the Governor**
20 **shall:**

21 **“(A) Conduct one public meeting, in coordination with the city nearest**
22 **to the site and each county in which the site is located, to be held in that**
23 **city for the purpose of discussing bringing within the urban growth boundary**
24 **the lands or potential lands;**

25 **“(B) Accept public comments for a period of no fewer than 20 days fol-**
26 **lowing the public meeting conducted under subparagraph (A) of this para-**
27 **graph; and**

28 **“(C) Approve a plan, as developed by the owners of the land, each local**
29 **government with jurisdiction over the land and each public body with regu-**
30 **latory authority over the owners’ planned use of the land, to:**

1 “(i) Within six months after the executive order is issued, rezone the land
2 under subsection (8) of this section;

3 “(ii) Within 12 months after the executive order is issued, approve all
4 permits, including land use permits, for the development of the owners’ use;
5 and

6 “(iii) Within 18 months after the executive order is issued, complete all
7 site improvements and develop all necessary infrastructure for the use and
8 begin development.

9 “(4) Actions taken and decisions made by the Governor under subsection
10 (3) of this section are final and are not land use decisions and may not be
11 used as the basis to challenge an executive order issued under subsection (1)
12 of this section.”.

13 Delete lines 41 through 45 and insert:

14 “(7) Jurisdiction is conferred upon the Supreme Court to determine the
15 legal effect of subsections (1) to (6) of this section, including whether sub-
16 sections (1) to (6) of this section violate any provision of the Oregon Con-
17 stitution or of the United States Constitution. A person who is or will be
18 adversely affected by subsections (1) to (6) of this section may institute a
19 proceeding for review of the order only by filing a petition with the Supreme
20 Court within 60 days following the effective date of this 2023 Act and serving
21 a copy of the petition on the Attorney General and Governor.

22 “(8) No later than six months following the entry of an executive order
23 under this section, each local government with jurisdiction over the lands
24 may, notwithstanding any statewide planning goals or ORS 215.431 or 227.188
25 or this chapter, amend its comprehensive plan or enact or amend any land
26 use regulation to allow the use of the land for industrial uses under sub-
27 section (1) of this section, including amendments to land use regulations that
28 provide for an expedited procedure or the application of clear and objective
29 standards for uses on the rezoned lands, provided that:”.

30 On page 8, after line 4, insert:

1 “(9) An action taken by a local government under subsection (8) of this
2 section is not a land use decision and is not subject to appeal.”.

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