

HOUSE AMENDMENTS TO A-ENGROSSED HOUSE BILL 2173

By JOINT COMMITTEE ON WAYS AND MEANS

June 19

1 On page 1 of the printed A-engrossed bill, line 3, after the first “2009” delete the rest of the line
2 and insert “, and section 3, chapter 51, Oregon Laws 2018; repealing section 5, chapter 782, Oregon
3 Laws 2009; and declaring an emergency.”.

4 In line 17, after the period delete the rest of the line and line 18.

5 On page 6, after line 7, insert:

6 “**SECTION 7.** Section 3, chapter 51, Oregon Laws 2018, is amended to read:

7 “**Sec. 3.** (1) The Connecting Oregon Schools Fund is established in the State Treasury, separate
8 and distinct from the General Fund. Interest earned by the Connecting Oregon Schools Fund shall
9 be credited to the fund.

10 “(2) The Connecting Oregon Schools Fund consists of any moneys deposited in the fund from
11 whatever source and may include moneys appropriated, allocated, deposited or transferred to the
12 fund by the Legislative Assembly or otherwise and interest earned on moneys in the fund.

13 “(3) The moneys in the fund are continuously appropriated to the Department of Education for
14 the purpose of providing matching funds for federal moneys received by school districts, **education**
15 **service districts, public charter schools or a consortium that is any combination of school**
16 **districts, education service districts and public charter schools** for the purpose of providing
17 broadband access to eligible [*schools*] **education facilities** in this state.

18 “(4) [*A school*] **An education facility** is eligible to receive matching funds under this section if
19 the [*school*] **education facility**:

20 “[*a*] *Is a kindergarten through grade 12 public school in this state;*]

21 “[*b*] **(a)** Receives federal moneys for the purpose of providing broadband access to [*the school*]
22 **the education facility**;

23 “[*c*] **(b)** Takes steps to determine whether existing broadband infrastructure, including fiber-
24 based broadband, may be integrated into the proposed broadband access project; and

25 “[*d*] **(c)** Meets any other eligibility requirements established by the State Board of Education
26 by rule.

27 “(5)(a) Before the department may distribute any state moneys under this section, the board
28 shall adopt rules to implement the provisions of this section, including rules setting criteria that
29 govern the distribution of the moneys to eligible [*schools*] **education facilities**.

30 “(b) Rules adopted under this section must take into consideration any eligibility requirements
31 established by the federal program awarding federal moneys.

32 “**(6) As used in this section:**

33 “**(a) ‘Education facility’ means:**

34 “**(A) A public school that offers education to students in kindergarten or grades 1**
35 **through 12, or any combination of those grade levels;**

1 “(B) A building owned by a school district, education service district or public charter
2 school; or

3 “(C) A public charter school building leased from a school district or education service
4 district.

5 “(b) ‘Public charter school’ has the meaning given that term in ORS 338.005.

6 “SECTION 8. (1) Notwithstanding any other law limiting expenditures, the amount of
7 \$178,180 is established for the biennium beginning July 1, 2019, as the maximum limit for
8 payment of expenses from lottery funds allocated from the Administrative Services Eco-
9 nomic Development Fund to the Oregon Business Development Department for the Oregon
10 Broadband Office.

11 “(2) Notwithstanding any other law limiting expenditures, the amount of \$764,939 is es-
12 tablished for the biennium beginning July 1, 2019, as the maximum limit for payment of ex-
13 penses for the Oregon Broadband Office from fees, moneys or other revenues, including
14 Miscellaneous Receipts, but excluding lottery funds and federal funds, collected or received
15 by the Oregon Business Development Department.

16 “SECTION 9. This 2019 Act being necessary for the immediate preservation of the public
17 peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect
18 July 1, 2019.”.

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