

SENATE AMENDMENTS TO A-ENGROSSED HOUSE BILL 2138

By COMMITTEE ON BUSINESS, TRANSPORTATION AND ECONOMIC DEVELOPMENT

June 6

- 1 On page 1 of the printed A-engrossed bill, line 2, after “ORS” insert “184.843, 367.802,”.
- 2 On page 8, after line 22, insert:
- 3 “**SECTION 7.** ORS 184.843 is amended to read:
- 4 “184.843. (1) There is created the Road User Fee Task Force.
- 5 “(2) The purpose of the task force is to develop a design for revenue collection for Oregon’s
- 6 roads and highways that will replace the current system for revenue collection. The task force shall
- 7 consider all potential revenue sources.
- 8 “(3) The task force shall consist of 12 members, as follows:
- 9 “(a) Two members shall be members of the House of Representatives, appointed by the Speaker
- 10 of the House of Representatives.
- 11 “(b) Two members shall be members of the Senate, appointed by the President of the Senate.
- 12 “(c) Four members shall be appointed by the Governor, the Speaker and the President acting
- 13 jointly. In making appointments under this paragraph, the appointing authorities shall consider in-
- 14 dividuals who are representative of the telecommunications industry, of highway user groups, of the
- 15 Oregon transportation research community and of national research and policy-making bodies such
- 16 as the Transportation Research Board and the American Association of State Highway and Trans-
- 17 portation Officials.
- 18 “(d) One member shall be an elected city official, appointed by the Governor, the Speaker and
- 19 the President acting jointly.
- 20 “(e) One member shall be an elected county official, appointed by the Governor, the Speaker and
- 21 the President acting jointly.
- 22 “(f) Two members shall be members of the Oregon Transportation Commission, appointed by the
- 23 chairperson of the commission.
- 24 “(4)(a) The term of a legislator appointed to the task force is four years except that the legis-
- 25 lator ceases to be a member of the task force when the legislator ceases to be a legislator. A leg-
- 26 islator may be reappointed to the task force.
- 27 “(b) The term of a member of the task force appointed under subsection (3)(c) of this section is
- 28 four years and the member may be reappointed.
- 29 “(c) The term of a member of the task force appointed under subsection (3)(d) or (e) of this
- 30 section is four years except that the member ceases to be a member of the task force when the
- 31 member ceases to be a city or county elected official. A city or county elected official may be re-
- 32 appointed to the task force.
- 33 “(d) The term of a member of the Oregon Transportation Commission appointed to the task force
- 34 is four years except that the member ceases to be a member of the task force when the member
- 35 ceases to be a member of the commission. A member of the commission may be reappointed to the

1 task force.

2 “(5) A legislator appointed to the task force is entitled to per diem and other expense payments
3 as authorized by ORS 171.072 from funds appropriated to the Legislative Assembly. Other members
4 of the task force are entitled to compensation and expenses as provided in ORS 292.495.

5 “(6) The Department of Transportation shall provide staff to the task force.

6 “(7) The task force shall study alternatives to the current system of taxing highway use through
7 motor vehicle fuel taxes. The task force shall gather public comment on alternative approaches and
8 shall make recommendations to the Department of Transportation and the Oregon Transportation
9 Commission on the design of pilot programs to be used to test alternative approaches. The task force
10 may also make recommendations to the department and the commission on criteria to be used to
11 evaluate pilot programs. The task force may evaluate any pilot program implemented by the de-
12 partment and report the results of the evaluation to the Legislative Assembly, the department and
13 the commission.

14 “(8) **When the task force is studying alternatives to the current system of taxing highway**
15 **use through motor vehicle fuel taxes and developing recommendations on the design of pilot**
16 **programs to test alternative approaches under subsection (7) of this section, the task force**
17 **shall:**

18 “(a) **Take into consideration the availability, adaptability, reliability and security of**
19 **methods that might be used in recording and reporting highway use.**

20 “(b) **Take into consideration the protection of any personally identifiable information**
21 **used in reporting highway use.**

22 “(c) **Take into consideration the ease and cost of recording and reporting highway use.**

23 “(d) **Take into consideration the ease and cost of administering the collection of taxes**
24 **and fees as an alternative to the current system of taxing highway use through motor vehi-**
25 **cle fuel taxes.**

26 “(e) **Take into consideration effective methods of maintaining compliance.**

27 “(f) **Consult with highway users and transportation stakeholders, including represen-**
28 **tatives of vehicle users, vehicle manufacturers and fuel distributors.**

29 “[8] *In addition to the requirements of subsection (9) of this section, the task force shall propose*
30 *to the Seventy-second Legislative Assembly options for the design of a revenue collection system for*
31 *Oregon’s roads and highways that would replace the current system for revenue collection.]*

32 “(9) The task force shall report to each **odd-numbered year** regular session of the Legislative
33 Assembly on the work of the task force, the department and the commission in designing, imple-
34 menting and evaluating pilot programs.

35 “(10) Official action by the task force requires the approval of a majority of the members of the
36 task force.

37 “(11) Notwithstanding ORS 171.130 and 171.133, the task force by official action may recommend
38 legislation. Legislation recommended by the task force must indicate that it is introduced at the
39 request of the task force. Legislative measures proposed by the task force shall be prepared in time
40 for pre-session filing with the Legislative Counsel by December 15 of the year preceding a regular
41 session of the Legislative Assembly.

42 “**SECTION 8.** ORS 367.802 is amended to read:

43 “367.802. As used in ORS 367.800 to 367.824:

44 “(1) ‘Agreement’ means a written agreement, including but not limited to a contract, for a
45 transportation project that is entered into under ORS 367.806.

1 “(2) ‘Private entity’ means any entity that is not a unit of government, including but not limited
2 to a corporation, partnership, company, nonprofit organization or other legal entity or a natural
3 person.

4 “(3) ‘Transportation project’ or ‘project’ means any proposed or existing undertaking that facil-
5 itates any mode of transportation in this state **or that facilitates the collection of taxes and fees**
6 **as an alternative to the motor vehicle fuel taxes imposed under ORS 319.020 and 319.530.**

7 “(4) ‘Unit of government’ means any department or agency of the federal government, any state
8 or any agency, office or department of a state, any city, county, district, commission, authority, en-
9 tity, port or other public corporation organized and existing under statutory law or under a voter-
10 approved charter and any intergovernmental entity created under ORS 190.003 to 190.130, 190.410
11 to 190.440 or 190.480 to 190.490.”.

12 In line 23, delete “7” and insert “9”.

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