

**PROPOSED AMENDMENTS TO
HOUSE BILL 2310**

1 On page 1 of the printed bill, line 2, after “projects;” insert “creating new
2 provisions; amending ORS 367.080, 367.082, 367.084 and 367.086;”.

3 On page 2, line 1, delete “grants and”.

4 Delete lines 6 through 22 and insert:

5 **“SECTION 3. (1) To the extent that proposed transportation projects**
6 **meet the qualifications established by the Oregon Transportation**
7 **Commission by rule, the commission shall allocate at least 10 percent**
8 **of the net proceeds of the lottery bonds authorized by section 2 of this**
9 **2013 Act to each region described in this section.**

10 **“(2) For purposes of this section, the regions are as follows:**

11 **“(a) Region one consists of Clackamas, Hood River, Multnomah and**
12 **Washington Counties.**

13 **“(b) Region two consists of Benton, Clatsop, Columbia, Lane,**
14 **Lincoln, Linn, Marion, Polk, Tillamook and Yamhill Counties.**

15 **“(c) Region three consists of Coos, Curry, Douglas, Jackson and**
16 **Josephine Counties.**

17 **“(d) Region four consists of Crook, Deschutes, Gilliam, Jefferson,**
18 **Klamath, Lake, Sherman, Wasco and Wheeler Counties.**

19 **“(e) Region five consists of Baker, Grant, Harney, Malheur,**
20 **Morrow, Umatilla, Union and Wallowa Counties.**

21 **“(3) Nothing in this section requires the commission to select a**
22 **transportation project for funding solely to meet the regional allo-**

1 **ation requirement in subsection (1) of this section.**

2 **“SECTION 4.** ORS 367.080 is amended to read:

3 “367.080. (1) As used in ORS 367.080 to 367.086, ‘transportation project’
4 has the meaning given that term in ORS 367.010.

5 “(2) The Multimodal Transportation Fund is established separate and
6 distinct from the General Fund. Earnings on moneys in the Multimodal
7 Transportation Fund shall be deposited into the fund. Moneys in the Multi-
8 modal Transportation Fund are continuously appropriated to the Department
9 of Transportation for the purposes described in subsection (3) of this section
10 and in ORS 367.086.

11 “(3) The department shall use moneys in the Multimodal Transportation
12 Fund to provide [*grants and*] loans for transportation projects as provided
13 in ORS 367.080 to 367.086. [*Grants and*] Loans may be provided only for
14 projects that involve one or more of the following modes of transportation:

15 “(a) Air;

16 “(b) Marine;

17 “(c) Rail; [*and*]

18 “(d) Public transit[.];

19 “(e) **Bicycle; and**

20 “(f) **Pedestrian.**

21 “(4) All moneys received by the department as interest on loans made
22 under this section and as repayment of principal of loans made under this
23 section shall be deposited into the Multimodal Transportation Fund.

24 **“SECTION 5.** ORS 367.082 is amended to read:

25 “367.082. (1) Except as provided in subsection (2) of this section, the De-
26 partment of Transportation may provide, from moneys in the Multimodal
27 Transportation Fund established by ORS 367.080[:]

28 “[*(a) Grants for transportation projects to public bodies, as defined in ORS*
29 *174.109, and to private entities; and*]

30 “[*(b) Loans for transportation projects*], **loans** to public bodies, as defined

1 in ORS 174.109, and to private entities, **for transportation projects.**

2 “(2)(a) [*Grants and*] Loans may not be made from the Multimodal Trans-
3 portation Fund for transportation projects that could constitutionally be
4 funded by revenues described in [*section 3a,*] Article IX, **section 3a**, of the
5 Oregon Constitution.

6 “(b) Loans may not exceed 80 percent of the moneys required for
7 **the total cost of a transportation project.**

8 “(3) A loan recipient shall receive partial forgiveness of a loan re-
9 ceived under this section if the loan recipient submits an application
10 to the department in accordance with rules adopted by the depart-
11 ment. The department shall forgive:

12 “(a) 37.5 percent of the moneys lent for a transportation project if
13 the recipient is a public body.

14 “(b) 25 percent of the moneys lent for a transportation project if the
15 recipient meets project delivery standards as established by the de-
16 partment by rule.

17 “(c) 37.5 percent of the moneys lent for a transportation project if
18 the recipient demonstrates that the project meets the performance
19 measures as established by the department by rule.

20 “[3] (4) The department [*of Transportation*] shall adopt rules[:]

21 “[a)] specifying the process by which a public body or private entity may
22 apply for a loan, **or partial forgiveness of a loan**, under this section and
23 prescribing the terms and conditions of loans, including but not necessarily
24 limited to **the delivery standards or performance measures that a loan**
25 **recipient or project must meet to qualify for partial forgiveness of a**
26 **loan**, interest rates and repayment schedules[; *and*].

27 “[b) *Specifying the process by which a public body or private entity may*
28 *apply for a grant under this section and prescribing the terms and conditions*
29 *of grants, including but not necessarily limited to a requirement that the*
30 *public body or private entity receiving the grant provide at least 20 percent of*

1 *the moneys required for the transportation project.]*

2 **“SECTION 6.** ORS 367.084 is amended to read:

3 “367.084. (1) The Oregon Transportation Commission shall select trans-
4 portation projects to be funded with moneys in the Multimodal Transporta-
5 tion Fund established by ORS 367.080.

6 “(2)(a) Prior to selecting aeronautic and airport transportation projects,
7 the commission shall solicit recommendations from the State Aviation Board.

8 “(b) Prior to selecting freight transportation projects, the commission
9 shall solicit recommendations from the Freight Advisory Committee.

10 “(c) Prior to selecting public transit and rail projects, the commission
11 shall solicit recommendations from its public transit and rail advisory com-
12 mittees.

13 “(d) Prior to selecting marine projects, the commission shall solicit rec-
14 ommendations from the Oregon Business Development Department.

15 **“(e) Prior to selecting bicycle and pedestrian projects, the commis-
16 sion shall solicit recommendations from the advisory committee cre-
17 ated by ORS 366.112.**

18 “(3) In selecting transportation projects the commission shall consider:

19 **“(a) Whether a proposed transportation project is a statewide
20 transportation priority;**

21 **“(b) Whether there is an urgent need for the proposed transporta-
22 tion project;**

23 “[*a*] (c) Whether a proposed transportation project reduces transporta-
24 tion costs for Oregon businesses or improves access to jobs and sources of
25 labor;

26 “[*b*] (d) Whether a proposed transportation project results in an eco-
27 nomic benefit to this state;

28 “[*c*] (e) Whether a proposed transportation project is a critical link
29 connecting elements of Oregon’s transportation system that will measurably
30 improve utilization and efficiency of the system;

1 “[d] (f) How much of the cost of a proposed transportation project can
2 be borne by the applicant for the [grant or] loan from any source other than
3 the Multimodal Transportation Fund; and

4 “[e] (g) Whether a proposed transportation project is ready for con-
5 struction.

6 “(4) When selecting transportation projects, the commission shall
7 give priority to the considerations described in subsection (3)(a) and
8 (b) of this section.

9 “**SECTION 7.** ORS 367.086 is amended to read:

10 “367.086. [(1) *The Oregon Transportation Commission shall transfer moneys*
11 *for aeronautic and airport transportation projects selected under ORS 367.084*
12 *from the Multimodal Transportation Fund to the Oregon Department of Avi-*
13 *ation, which shall administer the projects. The amount transferred shall in-*
14 *clude moneys to pay administrative costs incurred by the Oregon Department*
15 *of Aviation in carrying out the provisions of ORS 367.080 to 367.086.]*

16 “[2] (1) Except as provided in subsection [(1)] (2) of this section, the
17 Department of Transportation shall administer all transportation projects
18 that are selected under ORS 367.084. The department may use moneys from
19 the Multimodal Transportation Fund to pay administrative costs incurred
20 by the department in carrying out the provisions of ORS 367.080 to 367.086.

21 “(2) **The Department of Transportation, in cooperation with the**
22 **Oregon Department of Aviation, shall administer aeronautic and air-**
23 **port transportation projects selected under ORS 367.084 for funding,**
24 **using moneys from the Multimodal Transportation Fund. The Oregon**
25 **Department of Aviation may use moneys from the Multimodal Trans-**
26 **portation Fund to pay administrative costs incurred by the Oregon**
27 **Department of Aviation in carrying out the provisions of ORS 367.080**
28 **to 367.086.**

29 “**SECTION 8.** **This 2013 Act being necessary for the immediate**
30 **preservation of the public peace, health and safety, an emergency is**

1 **declared to exist, and this 2013 Act takes effect on its passage.”.**

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