

**PROPOSED AMENDMENTS TO
SENATE BILL 260**

1 On page 2 of the printed bill, after line 37, insert:

2 **“SECTION 4. Section 5 of this 2013 Act is added to and made a part**
3 **of ORS 824.200 to 824.256.**

4 **“SECTION 5. (1) Notwithstanding ORS 367.082, a railroad company**
5 **may not receive, directly or indirectly, a grant or loan from the**
6 **Multimodal Transportation Fund established under ORS 367.080 if the**
7 **railroad company charges a landowner for an easement to cross a**
8 **railroad that is necessary for the landowner to access the landowner’s**
9 **property.**

10 **(2)(a) This section applies only to a railroad company that operates**
11 **a railroad located wholly within the boundaries of Benton and Linn**
12 **Counties.**

13 **“(b) The provisions of this section do not apply to a railroad com-**
14 **pany that was imposing and collecting a charge before January 1, 2013.**

15 **“(3) Rules adopted by the Department of Transportation under ORS**
16 **367.082 relating to applications for grants or loans from the Multimodal**
17 **Transportation Fund must provide for notice to applicants of the re-**
18 **strictions imposed by this section.**

19 **“(4) If the department determines that a railroad company has**
20 **charged a landowner for an easement in violation of this section, the**
21 **department may not thereafter make any further grants or loans from**
22 **the Multimodal Transportation Fund that would benefit the railroad**

1 **company.**

2 **“SECTION 6. Section 5 of this 2013 Act applies to all grants and**
3 **loans from the Multimodal Transportation Fund made on or after the**
4 **effective date of this 2013 Act.”.**

5 In line 38, delete “4” and insert “7”.

6 _____