

House Bill 3153

Sponsored by Representative PARRISH

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Prohibits Legislative Assembly from appropriating, allocating or otherwise authorizing expenditure of General Fund moneys, or moneys collected or received by Department of Transportation, for highway maintenance or sidewalk development within incorporated cities. Provides exceptions.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to state finance; creating new provisions; amending ORS 366.790; and declaring an emer-
3 gency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. (1) Notwithstanding ORS 366.508 and 366.785 to 366.820, the Legislative As-**
6 **sembly may not appropriate, allocate or otherwise authorize the expenditure of moneys from**
7 **the General Fund, or moneys collected or received by the Department of Transportation, for**
8 **highway maintenance or sidewalk development projects within the boundaries of an incor-**
9 **porated city.**

10 (2) Subsection (1) of this section does not apply to:

11 (a) Projects involving state highways within the boundaries of an incorporated city; and

12 (b) Projects for which an appropriation, allocation, authorization or other approval was
13 provided pursuant to law prior to January 1, 2014.

14 (3) As used in this section, "highway" has the meaning given that term in ORS 801.305.

15 **SECTION 2.** ORS 366.790 is amended to read:

16 366.790. (1) Moneys paid to cities under ORS 366.785 to 366.820 shall be used only for the pur-
17 poses stated in **Article IX**, sections 3 and 3a, [*Article IX*] of the Oregon Constitution, and the
18 statutes enacted pursuant thereto, including ORS 366.514.

19 (2) Cities receiving moneys under ORS 366.785 to 366.820 shall report annually to the Legislative
20 Assembly the expenditures of those moneys in each of the following areas:

21 (a) Administration;

22 (b) Bicycle paths;

23 (c) Construction and expansion;

24 (d) Operations [*and maintenance*];

25 (e) Other payments;

26 (f) Payments to other governments; and

27 (g) Repair and preservation.

28 (3) The League of Oregon Cities shall make an annual report to the Legislative Assembly pre-
29 senting the information required by subsection (2) of this section. The report shall be made to the
30 committees of the Legislative Assembly with primary jurisdiction over transportation matters.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 (4) For the purposes of subsection (2) of this section, each city shall account for moneys paid
2 to the city under ORS 366.785 to 366.820 separately from any other city moneys.

3 (5) This section does not apply to a city with a population under 5,000.

4 **SECTION 3. Section 1 of this 2015 Act and the amendments to ORS 366.790 by section 2**
5 **of this 2015 Act apply to expenditures made on or after July 1, 2015.**

6 **SECTION 4. This 2015 Act being necessary for the immediate preservation of the public**
7 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**
8 **on its passage.**

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