

Senate Bill 697

Sponsored by Senator BOQUIST (at the request of Deborah and David Morris)

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 Department of Transportation, counties and cities from using more than five percent of moneys appropriated from State Highway Fund to cover administrative costs.

A BILL FOR AN ACT

Relating to the State Highway Fund; creating new provisions; and amending ORS 366.505.

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

SECTION 1. ORS 366.505 is amended to read:

366.505. (1) The State Highway Fund shall consist of:

(a) All moneys and revenues derived under and by virtue of the sale of bonds, the sale of which is authorized by law and the proceeds thereof to be dedicated to highway purposes.

(b) All moneys and revenues accruing from the licensing of motor vehicles, operators and chauffeurs.

(c) Moneys and revenues derived from any tax levied upon gasoline, distillate, liberty fuel or other volatile and inflammable liquid fuels, except moneys and revenues described in ORS 184.642 (2)(a) that become part of the Department of Transportation Operating Fund.

(d) Moneys and revenues derived from or made available by the federal government for road construction, maintenance or betterment purposes.

(e) All moneys and revenues received from all other sources which by law are allocated or dedicated for highway purposes.

(2) The highway fund shall be deemed and held as a trust fund, separate and distinct from the General Fund, and may be used only for the purposes authorized by law and is continually appropriated for such purposes.

(3) Moneys in the State Highway Fund may be invested as provided in ORS 293.701 to 293.857. All interest earnings on any of the funds designated in subsection (1) of this section shall be placed to the credit of the highway fund.

(4) Each biennium, the department, and any city or county that receives State Highway Fund moneys, may expend no more than five percent of moneys appropriated from the fund to pay for administrative costs.

SECTION 2. ORS 366.505, as amended by section 22, chapter 781, Oregon Laws 2013, is amended to read:

366.505. (1) The State Highway Fund shall consist of:

(a) All moneys and revenues derived under and by virtue of the sale of bonds, the sale of which is authorized by law and the proceeds thereof to be dedicated to highway purposes.

(b) All moneys and revenues accruing from the licensing of motor vehicles, operators and

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 chauffeurs.

2 (c) Moneys and revenues derived from any tax levied upon gasoline, distillate, liberty fuel or
3 other volatile and inflammable liquid fuels, except moneys and revenues described in ORS 184.642
4 (2)(a) that become part of the Department of Transportation Operating Fund.

5 (d) Moneys and revenues derived from the road usage charges imposed under ORS 319.885.

6 (e) Moneys and revenues derived from or made available by the federal government for road
7 construction, maintenance or betterment purposes.

8 (f) All moneys and revenues received from all other sources which by law are allocated or ded-
9 icated for highway purposes.

10 (2) The State Highway Fund shall be deemed and held as a trust fund, separate and distinct from
11 the General Fund, and may be used only for the purposes authorized by law and is continually ap-
12 propriated for such purposes.

13 (3) Moneys in the State Highway Fund may be invested as provided in ORS 293.701 to 293.857.
14 All interest earnings on any of the funds designated in subsection (1) of this section shall be placed
15 to the credit of the highway fund.

16 (4) **Each biennium, the department, and any city or county that receives State Highway**
17 **Fund moneys, may expend no more than five percent of moneys appropriated from the fund**
18 **to pay for administrative costs.**

19 **SECTION 3. The amendments to ORS 366.505 by sections 1 and 2 of this 2015 Act first**
20 **apply to expenditures made on or after the effective date of this 2015 Act.**

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