

**PROPOSED AMENDMENTS TO
SENATE BILL 824**

1 On page 1 of the printed bill, line 2, after “emissions;” delete the rest of
2 the line and line 3 and insert “and declaring an emergency.”.

3 Delete lines 4 through 27 and insert:

4 “Whereas exposure to diesel particulate pollution causes myriad health
5 effects, including the exacerbation of asthma symptoms and early death from
6 heart disease and various cancers; and

7 “Whereas children are especially vulnerable to the negative health effects
8 of diesel particulate pollution because their lungs are still in the develop-
9 mental phase and they breathe, on average, 50 percent more air per pound
10 of body weight than adults; and

11 “Whereas in 2007 the Environmental Quality Commission established a
12 goal to reduce excess lifetime risk of cancer due to exposure to diesel engine
13 emissions to no more than one case per million individuals by 2017, but
14 Oregon is far from achieving that target; and

15 “Whereas the health impacts and premature deaths caused by diesel
16 particulate pollution have an annual economic impact of more than \$3 billion
17 in this state; and

18 “Whereas 17 Oregon counties have ambient levels of diesel particulate
19 pollution that are considered harmful to health; and

20 “Whereas new diesel engines and older diesel engines retrofitted with
21 particulate filters can reduce diesel particulates by up to 95 percent as
22 compared to diesel particulate emissions from older, dirty diesel engines that

1 are not retrofitted; and

2 “Whereas the attrition rate of older, dirty diesel engines without retrofits
3 is too slow to adequately curb emissions in a timely manner and earlier
4 adoption of the new federal diesel standards will protect public health; and

5 “Whereas a strategy to shorten the timeline for adoption of the new fed-
6 eral diesel standards requires a combination of regulations and incentives;
7 and

8 “Whereas the problem of diesel particulate pollution in this state is
9 exacerbated when engines are allowed to idle unnecessarily; and

10 “Whereas despite state statutory requirements to limit the risk from die-
11 sel particulate pollution to children by 2013, only 42 percent of school buses
12 are using clean diesel technology in Oregon today; now, therefore,”.

13 On page 2, delete lines 2 through 45 and delete pages 3 through 7 and
14 insert:

15 **“SECTION 1. (1) The Task Force to Investigate a Clean Diesel Pro-
16 gram is established, consisting of 19 members appointed as follows:**

17 **“(a) The President of the Senate shall appoint two members from
18 among members of the Senate.**

19 **“(b) The Speaker of the House of Representatives shall appoint two
20 members from among members of the House of Representatives.**

21 **“(c) The Governor shall appoint 15 members as follows:**

22 **“(A) One member representing cities or counties.**

23 **“(B) One member representing the Department of Transportation.**

24 **“(C) One member representing large trucking companies.**

25 **“(D) One member representing small trucking companies.**

26 **“(E) One member representing a labor organization that represents
27 members of the public health sector.**

28 **“(F) One member representing a labor organization that represents
29 members of the building trades.**

30 **“(G) One member representing large contracting companies.**

- 1 **“(H) One member representing small contracting companies.**
- 2 **“(I) One member representing the mining and aggregate industries.**
- 3 **“(J) One member from a health advocacy organization that has a**
4 **focus in air quality.**
- 5 **“(K) One member from an environmental advocacy organization.**
- 6 **“(L) One member representing the Department of Environmental**
7 **Quality.**
- 8 **“(M) One member representing the Oregon Health Authority.**
- 9 **“(N) One member representing the Oregon Pupil Transportation**
10 **Association.**
- 11 **“(O) One member representing a labor organization that represents**
12 **transportation employees for school districts.**
- 13 **“(2) The task force shall explore and recommend a strategy for**
14 **implementing a clean diesel program in Oregon that will serve to ac-**
15 **complish the goal outlined in ORS 468A.793. In developing the strategy**
16 **required by this subsection, the task force shall:**
- 17 **“(a) Conduct an assessment of the costs, funding structures and**
18 **funding options, including public and private funding options, for the**
19 **short-term and long-term stability of a clean diesel program in Oregon**
20 **for both on-road and nonroad vehicles;**
- 21 **“(b) Investigate establishing a registration program for nonroad**
22 **vehicles and related issues, including but not limited to strategies for**
23 **the establishment of a registration fee and a registry, and issues as-**
24 **sociated with administering the registration program;**
- 25 **“(c) Determine the feasibility of regulating on-road diesel emis-**
26 **sions;**
- 27 **“(d) Assess the effectiveness of current diesel programs in this state**
28 **and applicable federal programs;**
- 29 **“(e) Determine a timeline for implementation of a clean diesel pro-**
30 **gram;**

1 **“(f) Investigate state and federal restrictions on developing a clean
2 diesel program;**

3 **“(g) Explore the impacts of idling and find solutions to minimize
4 idling;**

5 **“(h) Examine the health impacts of diesel particulates in urban and
6 rural areas;**

7 **“(i) Review the categories of uses of diesel engines and determine
8 the practicality of retrofitting or replacing diesel engines within those
9 categories;**

10 **“(j) Review and determine the volume of emissions for each of the
11 diesel categories;**

12 **“(k) Review the economic impact of diesel replacement or
13 retrofitting on large and small businesses and within various industry
14 segments where appropriate;**

15 **“(L) Review the normal industry replacement rates of vehicles and
16 equipment;**

17 **“(m) Prioritize categories of engines in need of retrofit or replace-
18 ment by placing the highest priority on accomplishing the greatest
19 environmental and health benefits;**

20 **“(n) Assess strategies for assuring quicker compliance with state
21 goals for school bus engine retrofits and replacements; and**

22 **“(o) Consider appropriate exemptions from any standards adopted
23 under a clean diesel program.**

24 **“(3) A majority of the members of the task force constitutes a
25 quorum for the transaction of business.**

26 **“(4) Official action by the task force requires the approval of a
27 majority of the members of the task force.**

28 **“(5) The task force shall elect one of its members to serve as
29 chairperson.**

30 **“(6) If there is a vacancy for any cause, the appointing authority**

1 shall make an appointment to become immediately effective.

2 “(7) The task force shall meet at times and places specified by the
3 call of the chairperson or of a majority of the members of the task
4 force.

5 “(8) The task force may adopt rules necessary for the operation of
6 the task force.

7 “(9)(a) The task force shall submit a preliminary report in the
8 manner provided by ORS 192.245, and may include recommendations
9 for legislation, to the interim committees of the Legislative Assembly
10 related to environment and natural resources no later than September
11 15, 2015.

12 “(b) The task force shall submit a final report in the manner pro-
13 vided by ORS 192.245, and may include recommendations for legis-
14 lation, to the interim committees of the Legislative Assembly related
15 to environment and natural resources no later than September 15,
16 2016.

17 “(10) The Legislative Administrator shall provide staff support to
18 the task force.

19 “(11) Members of the task force who are not members of the Leg-
20 islative Assembly are not entitled to compensation, but may be reim-
21 bursed for actual and necessary travel and other expenses incurred by
22 them in the performance of their official duties in the manner and
23 amounts provided for in ORS 292.495. Claims for expenses incurred in
24 performing functions of the task force shall be paid out of funds ap-
25 propriated to the Legislative Administrator for purposes of the task
26 force.

27 “(12) All agencies of state government, as defined in ORS 174.111,
28 are directed to assist the task force in the performance of its duties
29 and, to the extent permitted by laws relating to confidentiality, to
30 furnish such information and advice as the members of the task force

1 **consider necessary to perform their duties.**

2 **“SECTION 2. Section 1 of this 2015 Act is repealed on December 31,**
3 **2016.**

4 **“SECTION 3. This 2015 Act being necessary for the immediate**
5 **preservation of the public peace, health and safety, an emergency is**
6 **declared to exist, and this 2015 Act takes effect on its passage.”.**

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