

HB 2017-3 Index

Accountability

Definitions

Section 1 – Defines Commission, Department, Director, STIP.....	1
Oregon Transportation Commission	
Section 2 – Establishes Oregon Transportation Commission, membership, appointment, meetings, vacancy practices, record-keeping, seal, subordinate officers.....	2
(Sections 3 and 4 deleted by amendment)	
Section 5 - Establishes power to adopt rules.....	4
Section 6 – Requires that the OTC shall establish policies for operation of ODOT, policies related to transportation systems, 20-year long-range plan.....	5
Section 7 – Specifies that sections 8 to 13 are added to and made a part of ORS 184.610 to 184.656.....	7
Section 8 – Grants OTC authority to enter into agreements.....	7
Section 9 – Requires OTC to compile and keep current an inventory of real property owned by ODOT.....	8
Section 10 – Requires OTC to appoint Continuous Improvement Advisory Committee.....	9
Section 11 – Requires OTC to develop set of uniform standards by which to measure condition of transportation infrastructure throughout Oregon.....	10
Section 12 – Requires OTC to develop a website.....	11
Section 13 – Requires ODOT to prepare written analysis of costs and benefits of proposed transportation project before submitting proposal to OTC.....	12
Section 14 – Requires OTC to work with stakeholders and revise project selection criteria.....	13
Section 15 – Requires OTC to designate an internal auditor for ODOT and assigns duties.....	14
(Sections 16 and 17 deleted by amendment)	
Section 18 – Requires OTC to appear before Joint Legislative Audit Committee and Joint Committee on Transportation at least once per biennium to report on audits.....	15

Department of Transportation

Section 19 – Establishes Department of Transportation and assigns duties.....	16
Section 20 – Requires OTC to appoint Director of Department of Transportation.....	17
(Sections 21 to 24 deleted by amendment)	

Section 25 – Defines duties of Director of Department of Transportation.....18

Joint Committee on Transportation

Section 26 – Establishes Joint Committee on Transportation, membership, appointment, meetings, vacancy practices, compensation, business practices, voting practices, adoption of rules, ability to employ, cooperation of state agencies.....21

Section 27 – Assigns Joint Committee on Transportation oversight responsibility for ODOT.....23

Conforming Amendments

Section 28 – Allocates moneys to Department of Transportation.....24

Section 29 – Allows ODOT to enter into agreements relating to transportation projects with private entities and government units under Oregon Innovative Partnerships Program.....25

Section 30 – Requires OTC to review, at least once every six years, state highway classifications as part of long-range plan.....28

Highway Maintenance, Preservation, and Seismic Upgrades

Vehicle Registration Fees, Title Fees, and Fuel Taxes

Section 31 – Specifies that sections 32 and 37 are added to and made part of Oregon Vehicle Code.....29

Section 32 – Requires ODOT to determine MPG ratings, introduces fees for electric and non-electric vehicles, assigns fees for vehicles based on MPG ratings, increases fees incrementally each biennium.....29

Section 33 – Amends Section 32, requires ODOT to determine MPG ratings, introduces fees for electric and non-electric vehicles, assigns fees for vehicles based on MPG ratings.....30

Section 34 – Establishes vehicle registration fees and increases fees incrementally each biennium.....31

Section 35 – Establishes weight-mile vehicle fees.....67

Section 36 – Specifies that amendments to ORS 803.420 by section 35 apply to registration fees imposed on or after January 1, 2026.....110

Section 37 – Requires ODOT to determine MPG ratings, introduces fees for electric and non-electric vehicles, assigns fees for vehicles based on MPG ratings, increases fees incrementally each biennium.....110

Section 38 – Amends Section 37.....111

Section 39 – Specifies that the amendments made to Section 32 by Section 33 and the amendments made to Section 37 by Section 38 apply to fees imposed on or after January 1, 2026.....113

Section 40 – Establishes fuel tax rates and increases incrementally each biennium.....118

Section 41 – Establishes fuel tax rates and increases incrementally each biennium.....120

Section 42 – Establishes fuel tax rates.....	121
Section 43 – Specifies that amendments made by Section 42 apply to fuel sold on or after January 1, 2026.....	123
Section 44 – Establishes fuel tax rates increases fees incrementally each biennium	123
Section 45 – Establishes fuel tax rates increases fees incrementally each biennium	124
Section 46 – Establishes excise tax rates.....	125
Section 47 – Specifies that amendments made by Section 46 apply to fuel used in motor vehicles on or after January 1, 2026.....	125

Fees Related to Heavy Trucks

Section 48 – Establishes trip permit fees and increases fees incrementally each biennium.....	126
Section 49 – Establishes trip permit fees and increases fees incrementally each biennium.....	127
Section 50 – Specifies that amendments made by Section 49 apply to fees imposed on or after January 1, 2026.....	129
Section 51 – Establishes road use assessment fees and increases fees incrementally each biennium.....	129
Section 52 – Establishes road use assessment fees.....	130
Section 53 – Specifies that amendments made by Section 52 apply to fees imposed on or after January 1, 2026.....	131
Section 54 – Establishes fees for issuance of variance permits and increases fees incrementally each biennium	131
Section 55 – Establishes fees for issuance of variance permits.....	133
Section 56 – Specifies that amendments made by Section 55 apply to fees imposed on or after January 1, 2026.....	135
Section 57 – Establishes fees for issuance of combined weight receipts and increases fees incrementally each biennium	135
Section 58 – Establishes fees for issuance of combined weight receipts.....	136
Section 59 – Specifies that amendments made by Section 58 apply to fees imposed on or after January 1, 2026.....	137
Section 60 – Establishes fees for issuance of temporary passes and increases fees incrementally each biennium	137
Section 61 – Establishes fees for issuance of temporary passes.....	138
Section 62 – Specifies that amendments made by Section 61 apply to fees imposed on or after January 1, 2026.....	138
Section 63 – Establishes mileage tax fees and increases fees incrementally each biennium...	138

Section 64 – Establishes mileage tax fees.....147

Section 65 – Specifies that amendments made by Section 64 apply to fees imposed on or after January 1, 2026.....156

Section 66 – Establishes annual fees for carriers engaged in operating motor vehicles transporting logs, poles, peeler cores or piling and increases fees incrementally each biennium.....156

Section 67 – Establishes annual fees for carriers engaged in operating motor vehicles transporting logs, poles, peeler cores or piling.....159

Section 68 – Specifies that amendments made by Section 67 apply to fees imposed on or after January 1, 2026.....162

Section 69 – Establishes fees for issuance of duplicate or replacement registration cards.....162

Section 70 – Establishes fees for issuance of duplicate or replacement registration cards.....164

Section 71 – Specifies that amendments made by Section 70 apply to fees imposed on or after January 1, 2026.....166

Tax and Fee Distribution and Projects

Sections 71a through 71d – Specifies distribution of moneys attributable to taxes and fees.....166

Small Cities and Counties

Section 72 – Specifies distribution of moneys to transportation projects in small cities; requires Director of Department of Transportation to establish a small city advisory committee.....171

Section 73 – Specifies distribution of moneys to transportation projects in small counties.....173

Section 74 – Requires ODOT to compile data regarding public highway location, construction, maintenance, improvement and operation; requires ODOT to prepare surveys, plans, specifications and estimates for transportation projects; requires ODOT to account for all moneys expended in relation to transportation projects; requires ODOT to assist State Parks and Recreation Department with transportation projects; allows director to require fiscal officer to perform duties with respect to audits and accounting procedures.....174

Study and Report

Section 75 – Requires OTC to conduct study on fair cost sharing among users of vehicles powered by different means and report results of study to Joint Committee on Transportation by September 15, 2023.....176

Section 76 – Repeals Section 75 on January 2, 2024.....177

Multimodal Transportation

Connect Oregon

Section 77 – Authorizes State Treasurer to receive lottery bonds to be transferred to ODOT for deposit in the Connect Oregon Fund.....177

Section 78 – Defines terms, specifies composition and use of Connect Oregon Fund.....179

Section 79 – Specifies terms and conditions of Connect Oregon grants.....	180
Section 80 – Requires OTC to seek input from relevant commissions before selecting grant projects; divides Connect Oregon program into two parts and defines parts.....	181
Section 81 – Specifies that ODOT must cooperate with Department of Aviation and administer aviation transportation projects.....	188
Section 82 – Specifies that Sections 83 through 85 are added to and made part of ORS 367.080 to 367.086.....	188
Section 83 – Specifies amounts to be distributed within Connect Oregon program.....	188
Section 84 – Requires State Parks and Recreation Department to transfer money from subaccount to ODOT to be deposited in Connect Oregon fund and to be used to provide grants for bicycle and pedestrian transportation projects.....	189
Section 85 – Requires OTC to pursue methods to streamline grant applications and report to the Joint Committee on Transportation.....	189

Dredging

Section 86 – Requires DAS to consult with ODOT and OSMB to determine fuel taxes related to motor boats; requires DAS to conduct study to determine motor boat usage and fuel consumption; requires money be directed to Boating Safety, Law Enforcement and Facility Account and Marine Navigation Improvement Fund.....	190
Section 87 – Establishes Marine Navigation Improvement Fund and specifies uses of Fund moneys.....	192
Section 88 – Establishes rules regarding the funding of Department of Driver and Motor Vehicles.....	193

Revenue for Traffic Congestion Relief, Freight Mobility and Connect Oregon

Section 89 – Defines terms.....	199
Section 90 – Imposes taxes on the retail sale of motor vehicles.....	201
Section 91 – Imposes use tax on motor vehicles purchased at retail.....	202
Section 92 – Imposes excise tax on retail sale of bicycles.....	203
Section 93 – Specifies terms of collection of use tax.....	203
Section 94 – Specifies terms of resale certificates.....	205
Section 95 – Specifies terms of refunds of excess payment.....	205
Section 96 – Specifies terms for the deposit of revenue from privilege and use taxes on taxable motor vehicles.....	205
Section 97 – Specifies terms of deposit of revenue from excise tax on taxable bicycles.....	206
Section 98 – Specifies collection point for use tax and excise tax.....	206

Section 99 – Specifies liability for tax, warrant for collection, conference and appeal.....	207
Section 100 – Specifies purchaser’s duties to remit use and excise tax.....	211
Section 101 – Specifies necessary records relating to retail sale of taxable vehicles.....	212
Section 102 – Specifies terms of subpoenas and enforcement in regards to records of retail sale of taxable vehicles and compliance with this Act.....	212
Section 103 – Specifies terms of disclosure of information and appeals.....	213
Section 104 – Specifies applicability of other provisions of tax law.....	214
Section 105 – Specifies authority of Department of Revenue to administer and enforce laws...	214
Section 106 – Specifies terms for the return of excess taxes paid.....	215
Section 107 – Specifies parameters of applicability.....	215
Section 108 – Specifies that Section 109 is added to and made part of the Oregon Vehicle Code	
Section 109 – Specifies terms of vehicle registration and titling; proof of payment of taxes....	216
Section 110 – Specifies that Section 109 applies to taxable vehicles purchased on or after effective date of this Act.....	216
Section 111 – Specifies terms of government tax moratorium.....	216
Section 112 – Specifies legislative intent, expedited judicial review to Supreme Court and expiration.....	216
Section 113 – Specifies action to be taken if any part of Act is referred to the people and not approved by a majority of voters.....	218
(Section 114 deleted by amendment)	
Section 115 – Specifies penalties for failure to file tax returns.....	219
Section 116 – Specifies composition of State Highway Fund.....	219
Section 117 – Specifies terms of registration fees.....	220
Section 118 – Establishes Oregon Transportation Infrastructure Fund.....	220
(Section 119 deleted by amendment)	

Traffic Congestion Relief and Freight Mobility

Congestion Relief Districts

Section 119a through 119o– Establishes each metropolitan planning organization as a congestion relief district.....	222
---	-----

Traffic Congestion Relief Program

Section 120 – Requires OTC to establish traffic congestion relief program; specifies terms....	242
--	-----

Task Force on Mega Transportation Projects

Section 121 – Establishes Task Force on Mega Transportation Projects, defines terms, specifies membership.....243

Section 122 – Repeals Section 121 on December 31, 2018.....245

Public Transportation and Public Safety

Public Transit

Section 122a through 122t – Imposes income tax and specifies terms and allocation of moneys collected from tax.....245

Safe Routes to Schools

Section 123 – Allows OTC to provide matching grants for transportation projects regarding safety improvement near schools.....266

Section 124 – Specifies separation of Safe Routes to Schools Fund from General Fund and specifies authority of ODOT to manage Safe Routs to Schools Fund.....267

Roadside Rest Areas

Section 125 – Specifies responsibility of Oregon Travel Information Council to maintain roadside rest areas along specific highways.....267

Section 126 – Specifies applicable roadside rest areas, governing bodies responsible for roadside rest areas, and allocates moneys for this purpose.....269

Section 127 – Specifies applicable roadside rest areas, governing bodies responsible for roadside rest areas, and allocates moneys for this purpose.....273

Section 128 – Sets effective date as July 1, 2018.....274

Section 129 – Requires Oregon Travel Information Council to develop plan for transitioning maintenance responsibilities from departments to Council.....274

Section 130 – Specifies terms for exchange of information regarding roadside rest areas.....274

Section 131 – Specifies allocation of moneys for the maintenance of roadside rest areas.....274

Transportation Generally

Section 132 – Addresses debts incurred by City of Damascus.....275

Section 133 – Requires ODOT to construct fences on freeway overpasses.....279

Section 134 – Required ODOT to enter into memorandum of understanding with City of Portland, Lane County and Multnomah County regarding jurisdiction.....279

Section 135 – Specifies that Section 136 and Section 137 are added to and made a part of ORS Chapter 366.....280

Section 136 – Requires ODOT to respond to snow accumulation on highways.....280

Section 137 – Requires cities with populations of 160,000 or more to respond to snow accumulation on roads and highways.....280

Section 138 – Establishes annual public purpose expenditure standard to fund transportation projects related to energy conservation and progress.....281

Section 139 – Defines terms.....290

Section 140 – Authorizes governing body of consumer-owned utility to determine terms and conditions of access to electric service.....295

Section 141 – Specifies that amendments made by Section 138 apply to public purpose charge moneys allocated on or after effective date of this Act.....297

Repeals

Section 142 – Repeals ORS 184.613, 184.616, 184.618, 184.889 and 367.017 and section 17, chapter 63, Oregon Laws 2012.....297

Section 143 – Abolishes Urban Trail Fund.....297

Captions

Section 144 – Specifies that captions in this Act are provided only for convenience and do not become part of statutory law or express legislative intent.....297

Effective Date

Section 145 – Sets effective date for Act as 91st day after sine die.....297