

HB 2899 STAFF MEASURE SUMMARY

Carrier: Sen. Roblan

Senate Committee On Business and Transportation

Action Date: 05/03/17
Action: Do pass.
Vote: 4-0-1-0
Yeas: 4 - Beyer, Girod, Riley, Thomsen
Exc: 1 - Monroe
Fiscal: No fiscal impact
Revenue: No revenue impact
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WHAT THE MEASURE DOES:

Authorizes ports to enter into intergovernmental agreements as allowed by ORS Chapter 190.

ISSUES DISCUSSED:

- Clarification in statute of current practice
- Specific authority versus blanket authority

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

ORS Chapter 190 provides broad authority for different types of governments, including ports, to enter into intergovernmental agreements for a variety of purposes. However, ORS 777.112 grants specific authorization for ports to enter into intergovernmental agreements for two specified purposes: to provide facilities or services for improvement or maintenance of bays, harbors and channels of the Columbia River and other Oregon rivers and streams; and exercising powers to control use of the waters, shores or banks of same. Proponents of House Bill 2899 assert that the specific authority granted under ORS 777.112 may imply a lack of broad authority under ORS Chapter 190.