

Requested by JOINT COMMITTEE ON TRANSPORTATION PRESERVATION AND MODERNIZATION

**PROPOSED AMENDMENTS TO
HOUSE BILL 2017**

1 In line 2 of the printed bill, after “transportation” insert “; creating new
2 provisions; amending ORS 173.420, 184.610, 184.612, 184.615, 184.617, 184.619,
3 184.620, 184.621, 184.633, 184.639, 184.649, 184.740, 184.888, 184.891, 198.510,
4 305.992, 316.164, 316.169, 316.189, 316.197, 316.202, 316.207, 316.212, 319.020,
5 319.415, 319.530, 366.155, 366.462, 366.505, 366.752, 366.772, 366.805, 367.015,
6 367.080, 367.082, 367.084, 367.086, 367.806, 374.328, 377.841, 757.600, 757.612,
7 757.676, 777.267, 802.110, 803.090, 803.420, 803.585, 803.645, 818.225, 818.270,
8 825.450, 825.470, 825.476, 825.480 and 826.023 and section 1, chapter 637,
9 Oregon Laws 2015, and section 7, chapter 700, Oregon Laws 2015; repealing
10 ORS 184.613, 184.616, 184.618, 184.889 and 367.017 and section 17, chapter 63,
11 Oregon Laws 2012; prescribing an effective date; and providing for revenue
12 raising that requires approval by a three-fifths majority”.

13 Delete lines 4 through 10 and insert:

14

15

“ACCOUNTABILITY

16

“(Definitions)

17

18 **“SECTION 1.** ORS 184.610 is amended to read:

19 “184.610. As used in ORS 184.610 to 184.656, unless the context requires
20 otherwise:

21 “(1) ‘Commission’ means the Oregon Transportation Commission.

1 “(2) ‘Department’ means the Department of Transportation.

2 “(3) ‘Director’ means the Director of Transportation.

3 “(4) ‘STIP’ means the Statewide Transportation Improvement Program,
4 which is a list of transportation projects that:

5 “(a) Are to be implemented within four years following adoption or mod-
6 ification of the list;

7 “(b) Are consistent with the long-range transportation plan developed
8 pursuant to ORS [184.618 and with metropolitan plans] **184.617**; and

9 “(c) Can be implemented with resources reasonably expected to be avail-
10 able.

11

12 “(Oregon Transportation Commission)

13

14 “**SECTION 2.** ORS 184.612 is amended to read:

15 “184.612. (1) There is established the Oregon Transportation Commission
16 consisting of five members appointed by the Governor, subject to confirma-
17 tion by the Senate pursuant to section 4, Article III, Oregon Constitution.
18 **A member serves at the pleasure of the Governor. The Governor may**
19 **remove any member after notice and public hearing.**

20 “(2) The Governor shall appoint members of the commission in compli-
21 ance with all of the following:

22 “(a) Members shall be appointed with consideration of the different ge-
23 ographic regions of the state with one member being a resident of the area
24 east of the Cascade Range.

25 “(b) Not more than three members [*shall*] **who** belong to one political
26 party. Party affiliation shall be determined by the appropriate entry on offi-
27 cial election registration cards.

28 “(3) **At the time of appointment, a member may not have any direct**
29 **or indirect financial or fiduciary interest related to the commission’s**
30 **duties. If a conflict arises after a member’s appointment, the member**

1 **shall declare the conflict and abstain from deliberations and voting on**
2 **the matter under consideration by the commission.**

3 “[2] (4) The term of office of each member is four years. Before the
4 expiration of the term of a member, the Governor shall appoint a successor
5 whose term begins on July 1 next following. A member is eligible for reap-
6 pointment. In case of a vacancy for any cause, the Governor shall appoint
7 a person to fill the office for the unexpired term.

8 **“(5) The Governor shall appoint one of the members as chairperson.**
9 **The chairperson shall appoint one of the other members as vice**
10 **chairperson. The chairperson and vice chairperson shall have such**
11 **terms, duties and powers as the Oregon Transportation Commission**
12 **determines are necessary for the performance of such offices.**

13 **“(6) A majority of the members of the commission constitutes a**
14 **quorum. If a quorum is present at a meeting, the commission may**
15 **take action by an affirmative vote by a majority of the members who**
16 **are present. An individual member may not exercise individually any**
17 **administrative authority with respect to the Department of Transpor-**
18 **tation.**

19 **“(7) The commission shall meet at least quarterly, at a time and**
20 **place determined by the commission. The commission shall also meet**
21 **at such other times and places as are specified by the call of the**
22 **chairperson or of a majority of the commission.**

23 **“(8) A vacancy does not impair the right of the remaining members**
24 **to exercise all the powers of the commission, except that three mem-**
25 **bers of the commission must agree in the selection, vacation or**
26 **abandonment of state highways, and in case the members are unable**
27 **to agree the Governor shall have the right to vote as a member of the**
28 **commission.**

29 **“(9) The commission shall keep complete and accurate records of**
30 **all the meetings, transactions and business of the commission at the**

1 **office of the department.**

2 **“(10) The commission may provide an official seal.**

3 **“(11) Subject to the State Personnel Relations Law, the commission**
4 **may appoint all subordinate officers and employees of the commission,**
5 **prescribe their duties and fix their compensation. Upon request of the**
6 **commission, the Oregon Department of Administrative Services shall**
7 **provide professional services deemed necessary to carry out the ad-**
8 **ministration of this subsection.**

9 **“[(3)] (12) A member of the commission is entitled to compensation and**
10 **expenses as provided by ORS 292.495.**

11 **“NOTE: Sections 3 and 4 were deleted by amendment. Subsequent**
12 **sections were not renumbered.**

13 **“SECTION 5. ORS 184.619 is amended to read:**

14 **“184.619. In accordance with the applicable provisions of ORS chapter 183,**
15 **the Oregon Transportation Commission:**

16 **“(1) Shall adopt [*such*] any rules and orders as it considers necessary and**
17 **proper in performing the functions vested by law in the commission.**

18 **“(2) Notwithstanding any other provisions of law, the commission**
19 **has the power to adopt any rules, establish any policy or exercise any**
20 **other duty, function or power if a statute gives such power to the**
21 **Department of Transportation.**

22 **“SECTION 6. ORS 184.617 is amended to read:**

23 **“184.617. (1) [*It is the function of*] The Oregon Transportation Commission**
24 **[*to*] shall:**

25 **“(a) Establish the policies for the operation of the Department of Trans-**
26 **portation in a manner consistent with the policies and purposes of ORS**
27 **184.610 to 184.656.**

28 **“(b) Develop and maintain state transportation policies, including**
29 **but not limited to policies related to the management, construction**
30 **and maintenance of highways and other transportation systems in**

1 **Oregon, including but not limited to aviation, ports and rail.**

2 **“(c) Develop and maintain a comprehensive, 20-year long-range plan**
3 **for a safe, multimodal transportation system for the state which en-**
4 **compasses economic efficiency, orderly economic development and**
5 **environmental quality. The comprehensive, long-range plan:**

6 **“(A) Must include, but not be limited to, aviation, highways, mass**
7 **transit, ports, rails and waterways; and**

8 **“(B) Must be used by all agencies and officers to guide and coordi-**
9 **nate transportation activities and to ensure transportation planning**
10 **utilizes the potential of all existing and developing modes of trans-**
11 **portation.**

12 **“(d) In coordination with the State Marine Board, the Oregon**
13 **Business Development Department, the Oregon Department of Avi-**
14 **ation, cities, counties, mass transit districts organized under ORS**
15 **267.010 to 267.390 and transportation districts organized under ORS**
16 **267.510 to 267.650, develop plans for each mode of transportation and**
17 **multimodal plans for the movement of people and freight. Subject to**
18 **paragraph (c) of this subsection, the plans must include a list of**
19 **projects needed to maintain and develop the transportation**
20 **infrastructure of this state for at least 20 years in the future.**

21 **“(e) For the plans developed under paragraph (d) of this subsection,**
22 **include a list of projects for at least 20 years into the future that are**
23 **capable of being accomplished using the resources reasonably expected**
24 **to be available. As the plans are developed by the commission, the**
25 **Director of Transportation shall prepare and submit implementation**
26 **programs to the commission for approval. Work approved by the**
27 **commission to carry out the plans shall be assigned to the appropriate**
28 **unit of the Department of Transportation or other appropriate public**
29 **body, as defined in ORS 174.109.**

30 **“(f) Initiate studies, as it deems necessary, to guide the director**

1 **concerning the transportation needs of Oregon.**

2 **“(g) Prescribe the administrative practices followed by the director**
3 **in the performance of any duty imposed on the director by law.**

4 **“(h) Seek to enter into intergovernmental agreements with local**
5 **governments and local service districts, as those terms are defined in**
6 **ORS 174.116, to encourage cooperation between the department and**
7 **local governments and local service districts to maximize the effi-**
8 **ciency of transportation systems in Oregon.**

9 **“(i) Review and approve the department’s:**

10 **“(A) Proposed transportation projects, as described in the Statewide**
11 **Transportation Improvement Program, and any significant transpor-**
12 **tation project modifications, as determined by the commission;**

13 **“(B) Proposed budget form prior to the department submitting the**
14 **form to the Oregon Department of Administrative Services under ORS**
15 **291.208;**

16 **“(C) Anticipated capital construction requirements;**

17 **“(D) Construction priorities; and**

18 **“(E) Selection, vacation or abandonment of state highways.**

19 **“(j) Adopt a statewide transportation strategy on greenhouse gas**
20 **emissions to aid in achieving the greenhouse gas emissions reduction**
21 **goals set forth in ORS 468A.205. The commission shall focus on re-**
22 **ducing greenhouse gas emissions resulting from transportation. In**
23 **developing the strategy, the commission shall consider state and fed-**
24 **eral programs, policies and incentives related to reducing greenhouse**
25 **gas emissions. The commission shall consult and cooperate with met-**
26 **ropolitan planning organizations, other state agencies, local govern-**
27 **ments and stakeholders and shall actively solicit public review and**
28 **comment in the development of the strategy.**

29 **“(k) [*In addition, the commission shall*] Perform any other duty vested in**
30 **it by law.**

1 “[(2) *The commission shall keep complete and accurate records of all the*
2 *meetings, transactions and business of the commission at the office of the de-*
3 *partment.*]

4 “[(3)] (2) The commission [*shall have*] **has** general power to **take any**
5 **action necessary to** coordinate and administer programs relating to high-
6 ways, motor carriers, motor vehicles, public transit, rail, transportation
7 safety and such other programs related to transportation [*as may be assigned*
8 *by law to the department*].

9 “(3) **The commission may require the director to furnish whatever**
10 **reports, statistics, information or assistance the commission may re-**
11 **quest in order to study the department or transportation-related is-**
12 **sues.**

13 “[(4) *The Department of Transportation shall be the recipient of all federal*
14 *funds paid to or to be paid to the state to enable the state to provide the pro-*
15 *grams and services assigned to the department, except that the Oregon De-*
16 *partment of Aviation shall be the recipient of all federal funds paid to or to*
17 *be paid to the state to enable the state to provide aviation programs and ser-*
18 *vices.*]

19 “**SECTION 7. Sections 8 to 13 of this 2017 Act and ORS 366.150 are**
20 **added to and made a part of ORS 184.610 to 184.656.**

21 “**SECTION 8. Authority to enter into agreements.** (1) **The Oregon**
22 **Transportation Commission may:**

23 “(a) **Enter into any written agreement or any configuration of**
24 **written agreements relating to any duty, function or service of the**
25 **commission or the Department of Transportation, relating to trans-**
26 **portation projects or transportation research with any private entity**
27 **or unit of government or any configuration of private entities and**
28 **units of government, as those terms are defined in ORS 367.802. The**
29 **subject of agreements entered into under this section may include, but**
30 **need not be limited to, planning, acquisition, financing, development,**

1 design, construction, reconstruction, replacement, improvement,
2 maintenance, management, repair, leasing and operation of transpor-
3 tation projects or transportation research.

4 “(b) Include in any agreement entered into under this section any
5 financing mechanisms, including but not limited to the imposition and
6 collection of franchise fees or user fees and the development or use
7 of other revenue sources.

8 “(2) The agreements among the public and private sector partners
9 entered into under this section must specify at least the following:

10 “(a) At what point in the transportation project or transportation
11 research the public and private sector partners will enter the project
12 or research and which partners will assume responsibility for specific
13 project or research elements;

14 “(b) How the partners will share management of the risks of the
15 project or research;

16 “(c) How the partners will share the costs of development of the
17 project or research;

18 “(d) How the partners will allocate financial responsibility for cost
19 overruns;

20 “(e) The penalties for nonperformance;

21 “(f) The incentives for performance; and

22 “(g) The accounting and auditing standards to be used to evaluate
23 work on the project or research.

24 “SECTION 9. Real property inventory. (1) The Oregon Transporta-
25 tion Commission shall compile and keep current an inventory of real
26 property owned by the Department of Transportation.

27 “(2) The inventory must include the following, for each parcel of
28 real property:

29 “(a) A description of the real property and its current use.

30 “(b) An evaluation of future plans for the real property.

1 “(c) An assessment of the value of the real property.

2 “(3) This section does not apply to real property within a highway
3 right-of-way that is used by the public.

4 “(4) The commission shall periodically review the inventory of real
5 property. If the commission determines that a parcel of real property
6 is not anticipated for use for transportation purposes in the reasonably
7 foreseeable future and that disposition of the real property by sale,
8 lease or other means would result in a substantial net benefit to the
9 state to carry out the purposes of Article IX, section 3a, of the Oregon
10 Constitution, the commission shall direct the department to dispose
11 of the real property in the manner provided by rule by the department.

12 “SECTION 10. Continuous Improvement Advisory Committee. (1)
13 The Oregon Transportation Commission shall appoint a Continuous
14 Improvement Advisory Committee composed of members of the com-
15 mission, employees of the Department of Transportation and trans-
16 portation stakeholders. The committee shall be of such size and
17 representation as the commission determines appropriate.

18 “(2) The committee shall:

19 “(a) Advise the commission on ways to maximize the efficiency of
20 the department to allow increased investment in the transportation
21 system over the short, medium and long term.

22 “(b) Develop key performance measures, based on desired outcomes,
23 for each division of the department. The committee shall submit key
24 performance measures to the commission for its approval. The com-
25 mittee shall report to the commission at least once per year on the
26 status of key performance measures and what steps are being taken
27 by the department to achieve the goals of the key performance meas-
28 ures.

29 “(3) The committee shall periodically report to the commission. The
30 reports must include recommendations on ways the commission and

1 the department may execute their duties more efficiently.

2 “(4) Each odd-numbered year, the commission shall submit a re-
3 port, in the manner provided by ORS 192.245, to the Joint Committee
4 on Transportation established under section 26 of this 2017 Act. The
5 report must include information on the activities and recommen-
6 dations of the committee and information on any actions taken by the
7 commission or the department to implement recommendations of the
8 committee.

9 “(5) The committee shall meet regularly, at times and places fixed
10 by the chairperson of the committee or a majority of members of the
11 committee. The department shall provide office space and personnel
12 to assist the committee as requested by the chairperson, within the
13 limits of available funds.

14 “SECTION 11. Measuring condition of transportation
15 infrastructure. (1) The Oregon Transportation Commission shall de-
16 velop a set of uniform standards, in coordination with counties and
17 cities, for the consistent measurement of the condition of the trans-
18 portation infrastructure owned by the state, counties and cities. The
19 infrastructure measured must include pavement and bridges.

20 “(2) By January 1 of each odd-numbered year, every city and county
21 shall submit a report covering the condition of its transportation
22 infrastructure.

23 “(3) The commission shall periodically review the condition of the
24 transportation infrastructure owned by the state and the reports sub-
25 mitted under this section. The commission shall post the reports and
26 the commission’s review of the reports on the website described in
27 section 12 of this 2017 Act.

28 “(4) Notwithstanding ORS 366.762 to 366.768 or 366.785 to 366.820, any
29 city or county failing to file a report under this section may not re-
30 ceive any payments from the State Highway Fund until the report is

1 **filed.**

2 **“(5) Not later than February 1 of each odd-numbered year, the**
3 **commission shall submit a report about the state of the transportation**
4 **infrastructure of Oregon, including the transportation infrastructure**
5 **of cities and counties, to:**

6 **“(a) The Legislative Assembly in the manner provided by ORS**
7 **192.245; and**

8 **“(b) The Joint Committee on Transportation established under sec-**
9 **tion 26 of this 2017 Act.**

10 **“SECTION 12. Website. (1) The Oregon Transportation Commission**
11 **shall develop a website.**

12 **“(2) The website must include:**

13 **“(a) A list of all transportation projects in the Statewide Transpor-**
14 **tation Improvement Program and for each project the website must**
15 **include:**

16 **“(A) A description of the project and the project benefits;**

17 **“(B) The estimated cost and estimated completion date;**

18 **“(C) Updated information about the projects as they proceed, in-**
19 **cluding the actual amount spent to date on the project; and**

20 **“(D) After a project is completed, updated information including the**
21 **amount a project is under or over the original estimated cost and**
22 **whether a project was completed by the original estimated completion**
23 **date.**

24 **“(b) Information on the reports required under ORS 366.774 and**
25 **366.790 for all cities and counties in the state, including the amount**
26 **of transportation funds collected by each county and city and the**
27 **source of the funds and the amount of money spent on transportation**
28 **projects by type of expenditure as listed in ORS 366.774 (2) and 366.790**
29 **(2). This information shall be displayed for the most current six-year**
30 **period.**

1 “(c) Information on the condition of Oregon’s transportation
2 infrastructure, as required under section 11 of this 2017 Act.

3 “(d) Information about the results the audits performed pursuant
4 to ORS 184.639.

5 “(e) Links to all available county and city transportation project
6 websites.

7 “(f) Links to websites about transportation projects receiving mon-
8 eys from the Connect Oregon Fund.

9 “SECTION 13. Written analysis of costs and benefits of proposed
10 transportation projects. (1) As used in this section, ‘transportation
11 project’ means a project that is included in the Statewide Transporta-
12 tion Improvement Program.

13 “(2) Before the Department of Transportation submits a proposal
14 for a transportation project to the Oregon Transportation Commission
15 for review and approval, the department shall prepare a written anal-
16 ysis of the costs and benefits of the project. The analysis must state:

17 “(a) The scope of the project;

18 “(b) The period of analysis;

19 “(c) The discount rate used in the analysis;

20 “(d) The initial costs to the department to undertake the project,
21 including any costs for design, engineering, acquiring land and con-
22 struction;

23 “(e) The future costs to the department to preserve and maintain
24 the project, discounted to present value;

25 “(f) Any other costs to the department;

26 “(g) The costs to highway users that are associated with the project,
27 including loss of safety, delays in the time of travel and additional
28 expenses for operating vehicles;

29 “(h) The costs of any environmental impacts, including vehicle
30 emissions and noise; and

1 “(i) The value of the benefits of the project, including the value of
2 any:

3 “(A) Savings in the time of travel;

4 “(B) Improvements to safety; and

5 “(C) Savings in the cost of operating vehicles.

6 “(3) The analysis required by this section:

7 “(a) Must include a discussion of increases in costs that would re-
8 sult from delays in the performance of routine maintenance scheduled
9 by the department;

10 “(b) May include a discussion of:

11 “(A) The costs of the project for any other persons and govern-
12 mental agencies;

13 “(B) The value of any other social, economic or environmental
14 benefits or costs of the project; and

15 “(C) Any costs or benefits which may result from the use of alter-
16 native design, construction or financing practices; and

17 “(c) Must be prepared in a format that allows for the comparison
18 of proposed transportation projects.

19 “(4) The analysis required by this section must be made available
20 to the commission and the public when the agenda is posted for the
21 meeting at which the proposal will be submitted to the commission for
22 its approval.

23 “SECTION 14. ORS 184.621 is amended to read:

24 “184.621. The Oregon Transportation Commission shall work with
25 stakeholders to review and update the criteria used to select projects within
26 the Statewide Transportation Improvement Program. When revising the
27 project selection criteria the commission shall consider whether the project:

28 “(1) Improves the state highway system or major access routes to the state
29 highway system on the local road system to relieve congestion by expanding
30 capacity, enhancing operations or otherwise improving travel times within

1 high-congestion corridors.

2 “(2) Enhances the safety of the traveling public by decreasing traffic
3 crash rates, promoting the efficient movement of people and goods and pre-
4 serving the public investment in the transportation system.

5 “[*(3) Increases the operational effectiveness and reliability of the existing*
6 *system by using technological innovation, providing linkages to other existing*
7 *components of the transportation system and relieving congestion.*]

8 “[*(4) Is capable of being implemented to reduce the need for additional*
9 *highway projects.*]

10 “[*(5) Improves the condition, connectivity and capacity of freight-reliant*
11 *infrastructure serving the state.*]

12 “[*(6)* **(3)** Supports improvements necessary for [*this state’s*] **Oregon’s**
13 economic growth and competitiveness, accessibility to industries and eco-
14 nomic development.

15 “[*(7)* **(4)** Provides the greatest benefit in relation to project costs **as an-**
16 **alyzed under section 13 of this 2017 Act.**

17 “[*(8)* **(5)** Fosters livable communities by demonstrating that the invest-
18 ment does not undermine sustainable urban development.

19 “[*(9)* **(6)** Enhances the value of transportation projects through designs
20 and development that reflect environmental stewardship and community
21 sensitivity.

22 “[*(10)* **(7)** Is consistent with the state’s greenhouse gas emissions re-
23 duction goals and reduces [*this state’s*] **Oregon’s** dependence on foreign oil.

24 “**(8) To the extent practicable, ensures that the state’s transporta-**
25 **tion infrastructure is resilient in the event of a natural disaster.**

26 “**SECTION 15.** ORS 184.639 is amended to read:

27 “184.639. [*The Director of Transportation shall designate an internal au-*
28 *ditor for the Department of Transportation who shall perform internal audits*
29 *of the department and report findings to the director.*]

30 “**(1) The Oregon Transportation Commission shall designate an**

1 internal auditor for the Department of Transportation. Among the
2 duties assigned to the internal auditor by the commission, the internal
3 auditor shall perform internal audits of the department, in accordance
4 with ORS 184.360, including but not limited to the following:

5 “(a) Financial audits to ensure the financial integrity of the de-
6 partment;

7 “(b) Performance audits to determine the efficiency and effective-
8 ness of the operations of the department;

9 “(c) External audits on contracts entered into by the department,
10 as deemed necessary or advisable by the commission; and

11 “(d) Any audits required by federal law that are delegated to the
12 commission or the department to perform.

13 “(2) The internal auditor shall submit all final audit reports to the
14 commission. The commission shall post the reports on the website
15 described in section 12 of this 2017 Act.

16 “(3) The Director of Transportation may request that the internal
17 auditor conduct other audits as the director deems necessary.

18 “(4) The commission may authorize the employment by the internal
19 auditor of persons that in the internal auditor’s judgment may be
20 necessary. Compensation, travel allowance and other expenses shall
21 be fixed by the internal auditor with the approval of the commission.

22 “(5) This section is subject to any applicable provision of the State
23 Personnel Relations Law. Upon request of the commission, the Oregon
24 Department of Administrative Services shall provide professional ser-
25 vices deemed necessary to carry out the administration of this sub-
26 section.

27 “NOTE: Sections 16 and 17 were deleted by amendment. Subsequent
28 sections were not renumbered.

29 “SECTION 18. ORS 184.649 is amended to read:

30 “184.649. The [*Department of Transportation*] **Oregon Transportation**

1 **Commission** shall appear before the Joint Legislative Audit Committee es-
2 tablished by ORS 171.580 **and the Joint Committee on Transportation**
3 **established by section 26 of this 2017 Act** at least once each biennium to
4 report on [*internal audits and federal*] audits of the department.

5

6 **“(Department of Transportation)”**

7

8 **“SECTION 19.** ORS 184.615 is amended to read:

9 “184.615. (1) The Department of Transportation is established.

10 “[~~(2)~~ *The Department of Transportation shall consist of the Director of*
11 *Transportation and all personnel employed in the department. Except as oth-*
12 *erwise provided in subsections (4) and (5) of this section, for purposes of ad-*
13 *ministration, subject to the approval of the Oregon Transportation Commission,*
14 *the director may organize and reorganize the department as the director con-*
15 *siders necessary to properly conduct the work of the department.*]

16 “[~~(3)~~ **(2)** The department shall **perform the following duties:**

17 **“(a)** Carry out policies adopted by the [*commission*] **Oregon Transpor-**
18 **tation Commission** and all duties and responsibilities vested in it by law
19 including, but not necessarily limited to, duties and responsibilities con-
20 cerning drivers and motor vehicles, highways, motor carriers, public transit,
21 rail and transportation safety.

22 **“(b)** Provide strategic planning for statewide transportation systems
23 to meet the transportation challenges to be faced by Oregon at least
24 20 years into the future.

25 **“(c)** Promote coordination between different modes of transporta-
26 tion.

27 **“(d)** Promote coordination of major transportation projects, as de-
28 termined by the commission, between the state, cities and counties.

29 **“(e)** Integrate governmental functions to reduce the costs incurred
30 by this state in transportation matters;

1 “(f) Obtain the greatest benefit from state, local and federal trans-
2 portation expenditures.

3 “(g) Maximize the state’s prospects to obtain federal funds by re-
4 sponding to federal mandates for multimodal transportation planning.

5 “(h) To the extent practicable, ensure that the state’s transporta-
6 tion infrastructure is resilient in the event of a natural disaster.

7 “(3) The department shall be the recipient of all federal funds paid
8 to or to be paid to the state to enable the state to provide the pro-
9 grams and services assigned to the department, except that the Oregon
10 Department of Aviation shall be the recipient of all federal funds paid
11 to or to be paid to the state to enable the state to provide aviation
12 programs and services.

13 “[(4) The director shall appoint an administrator for each area of critical
14 concern to the department. The administrator shall be responsible for planning
15 and operations in that area, for relationships between the department and
16 persons affected by the operations of the area, for advocacy of the area within
17 the department planning and operations processes and for such other duties
18 as may be provided by law. For purposes of this subsection, ‘area of critical
19 concern’ includes, but is not necessarily limited to, driver and motor vehicle
20 services, highways, motor carriers, public transit, rail and transportation
21 safety. In appointing administrators under this subsection, the director shall
22 consider recommendations of any advisory committee interested in the area of
23 responsibility. Administrators appointed under this subsection are in the un-
24 classified service for purposes of the State Personnel Relations Law.]

25 “[(5) Whenever a duty or function is specifically given by statute to the di-
26 rector, and that duty or function involves day-to-day operations of an area of
27 critical concern to the department, the director shall delegate the duty or
28 function to the administrator of the area of critical concern.]

29 “**SECTION 20.** ORS 184.620 is amended to read:

30 “184.620. (1) The Department of Transportation shall be under the super-

1 vision of a Director of Transportation. *[who shall be appointed by and shall*
2 *hold office at the pleasure of the Governor]* **The Oregon Transportation**
3 **Commission shall appoint the director, after consultation with the**
4 **Governor. The director serves at the pleasure of the commission.**

5 “(2) The appointment of the director shall be subject to confirmation by
6 the Senate in the manner provided by ORS 171.562 and 171.565.

7 “(3) The director may appoint:

8 “(a) Deputy directors with full authority to act for the director, but sub-
9 ject to the director’s control. The appointment of a deputy director shall be
10 by written order filed with the Secretary of State. A deputy director shall
11 be in the unclassified services for purposes of the State Personnel Relations
12 Law.

13 “[*b*] *One executive assistant for each deputy director appointed under this*
14 *section and one for each administrator appointed under ORS 184.615 (4).*
15 *Executive assistants appointed under this paragraph are in the unclassified*
16 *service for purposes of the State Personnel Relations Law.]*

17 “[*c*] **(b)** All subordinate officers and employees of the department and
18 may prescribe their duties, assignments and reassignments and fix their
19 compensation, subject to any applicable provisions of the State Personnel
20 Relations Law.

21 “**(4) Subject to the approval of the commission, the director may**
22 **organize and reorganize the department as the director considers**
23 **necessary to properly conduct the work of the department. As directed**
24 **by the chairperson of the commission, the director shall assign em-**
25 **ployees of the department to staff the commission.**

26 “**(5) When service of summons or other process is required by**
27 **statute to be served on the Director of Transportation, the Department**
28 **of Transportation or the Oregon Transportation Commission, such**
29 **service shall be made upon the office of the director.**

30 “**NOTE:** Sections 21 to 24 were deleted by amendment. Subsequent

1 sections were not renumbered.

2 **“SECTION 25.** ORS 184.633 is amended to read:

3 “184.633. (1) Subject to policy direction by the Oregon Transportation
4 Commission, the Director of Transportation shall:

5 “(a) Be the administrative head of the Department of Transportation;

6 “(b) Have power, within applicable budgetary limitations, and in accord-
7 ance with ORS chapter 240, to hire, assign, reassign and coordinate person-
8 nel of the department and prescribe their duties and fix their compensation,
9 subject to the State Personnel Relations Law;

10 “(c) Administer the laws of the state concerning transportation; [*and*]

11 “(d) Intervene, as authorized by the commission, pursuant to the rules of
12 practice and procedure, in the proceedings of state and federal agencies
13 which may substantially affect the interest of the consumers and providers
14 of transportation within Oregon[.]; **and**

15 **“(e) Construct, coordinate and promote an integrated transporta-**
16 **tion system in cooperation with any city, county, district, port or**
17 **private entity, as defined in ORS 367.802.**

18 “(2) In addition to duties otherwise required by law, the director shall
19 prescribe regulations for the government of the department, the conduct of
20 its employees, the assignment and performance of its business and the cus-
21 tody, use and preservation of its records, papers and property in a manner
22 consistent with applicable law.

23 “(3) The director may delegate to any of the employees of the department
24 the exercise or discharge in the director’s name of any power, duty or func-
25 tion of whatever character, vested in or imposed by law upon the director,
26 including powers, duties or functions delegated to the director by the com-
27 mission pursuant to ORS 184.635. The official act of any such person so
28 acting in the director’s name and by the authority of the director shall be
29 considered to be an official act of the director.

30 “(4) The director shall have authority to require a fidelity bond of any

1 officer or employee of the department who has charge of, handles or has ac-
2 cess to any state money or property, and who is not otherwise required by
3 law to give a bond. The amounts of the bond shall be fixed by the director,
4 except as otherwise provided by law, and the sureties shall be approved by
5 the director. The department shall pay the premiums on the bonds.

6 “(5)(a) Subject to local government requirements and the provisions of
7 ORS 197.830 to 197.845, the director may participate in and seek review of a
8 land use decision or limited land use decision as defined in ORS 197.015, or
9 an expedited land division as defined in ORS 197.360. The director shall re-
10 port to the commission on each case in which the department participates
11 and on the positions taken by the director in each case.

12 “(b) If a meeting of the commission is scheduled prior to the close of the
13 period for seeking review of a land use decision, expedited land division or
14 limited land use decision, the director shall obtain formal approval from the
15 commission prior to seeking review of the decision. However, if the land use
16 decision, expedited land division or limited land use decision becomes final
17 less than 15 days before a meeting of the commission, the director shall
18 proceed as provided in paragraph (c) of this subsection. If the director re-
19 quests approval from the commission, the applicant and the affected local
20 government shall be notified in writing that the director is seeking commis-
21 sion approval. The director, the applicant and the affected local government
22 shall be given reasonable time to address the commission regarding the
23 director’s request for approval to seek review. No other testimony shall be
24 taken by the commission.

25 “(c) If a meeting of the commission is not scheduled prior to the close of
26 the period for seeking review of a land use decision, expedited land division
27 or limited land use decision, at the next commission meeting the director
28 shall report to the commission on each case for which the department has
29 sought review. The director shall request formal approval to proceed with
30 each appeal. The applicant and the affected local government shall be noti-

1 fied of the commission meeting in writing by the director. The director, the
2 applicant and the affected local government shall be given reasonable time
3 to address the commission regarding the director's request for approval to
4 proceed with the appeal. No other testimony shall be taken by the commis-
5 sion. If the commission does not formally approve an appeal, the director
6 shall file a motion with the appropriate tribunal to dismiss the appeal.

7 “(d) A decision by the commission under this subsection is not subject to
8 appeal.

9 “(e) For purposes of this subsection, ‘applicant’ means a person seeking
10 approval of a permit, as defined in ORS 215.402 or 227.160, expedited land
11 division or limited land use decision.

12 “(6) The director may intervene in an appeal of a land use decision
13 brought by another person in the manner provided for an appeal by the di-
14 rector under subsection (5) of this section.

15

16 **“(Joint Committee on Transportation)”**

17

18 **“SECTION 26. (1) There is established the Joint Committee on**
19 **Transportation.**

20 **“(2) The joint committee consists of members appointed as follows:**

21 **“(a) The President of the Senate shall appoint five members from**
22 **among the members of the Senate.**

23 **“(b) The Speaker of the House of Representatives shall appoint five**
24 **members from among the members of the House of Representatives.**

25 **“(3) The President of the Senate shall appoint one cochair for the**
26 **joint committee and the Speaker of the House of Representatives shall**
27 **appoint one cochair for the joint committee with the duties and pow-**
28 **ers necessary for the performance of the functions of the offices as the**
29 **President and the Speaker determine.**

30 **“(4) The joint committee has a continuing existence and may meet,**

1 act and conduct its business during sessions of the Legislative As-
2 sembly or any recess thereof and in the interim between sessions.

3 “(5) The term of a member shall expire upon the date of the con-
4 vening of the odd-numbered year regular session of the Legislative
5 Assembly next following the commencement of the member’s term.
6 When a vacancy occurs in the membership of the joint committee in
7 the interim between odd-numbered year regular sessions, until such
8 vacancy is filled, the membership of the joint committee shall be
9 considered not to include the vacant position for the purpose of de-
10 termining whether a quorum is present and a quorum is a majority
11 of the remaining members.

12 “(6) If there is a vacancy for any cause, the appointing authority
13 shall make an appointment to become immediately effective.

14 “(7) Members of the joint committee shall receive an amount equal
15 to that authorized under ORS 171.072 from funds appropriated to the
16 Legislative Assembly for each day spent in the performance of their
17 duties as members of the joint committee or any subcommittee thereof
18 in lieu of reimbursement for in-state travel expenses. However, when
19 engaged in out-of-state travel, members shall be entitled to receive
20 their actual and necessary expenses therefor in lieu of the amount
21 authorized by this subsection. Payment shall be made from funds
22 appropriated to the Legislative Assembly.

23 “(8) The joint committee may not transact business unless a quo-
24 rum is present. A quorum consists of a majority of joint committee
25 members from the House of Representatives and a majority of joint
26 committee members from the Senate.

27 “(9) Action by the joint committee requires the affirmative vote of
28 a majority of joint committee members from the House of Represen-
29 tatives and a majority of joint committee members from the Senate.

30 “(10) The joint committee may adopt rules necessary for the oper-

1 ation of the joint committee.

2 “(11) The Legislative Policy and Research Director may employ
3 persons necessary for the performance of the functions of the joint
4 committee. The Legislative Policy and Research Director shall fix the
5 duties and amounts of compensation of the employees. The joint
6 committee shall use the services of continuing legislative staff, with-
7 out employing additional persons, to the greatest extent practicable.

8 “(12) All agencies of state government, as defined in ORS 174.111,
9 are directed to assist the joint committee in the performance of the
10 duties of the joint committee and, to the extent permitted by laws
11 relating to confidentiality, to furnish information and advice the
12 members of the joint committee consider necessary to perform their
13 duties.

14 “SECTION 27. The Joint Committee on Transportation shall exam-
15 ine transportation related policy and all measures, concepts and
16 budget recommendations related to transportation. The joint commit-
17 tee has responsibility for oversight of the Department of Transporta-
18 tion.

19 “SECTION 27a. ORS 173.420, as amended by section 39, chapter 117,
20 Oregon Laws 2016, is amended to read:

21 “173.420. (1) Pursuant to the policies and directions of the appointing
22 authority, the Legislative Fiscal Officer shall:

23 “(a) Ascertain facts and make recommendations to the Legislative As-
24 sembly concerning the Governor’s budget.

25 “(b) Ascertain facts concerning state expenditures and make estimates
26 concerning state expenditures.

27 “(c) Ascertain facts and make recommendations concerning the fiscal im-
28 plications of the organization and functions of the state and its agencies.

29 “(d) Ascertain facts and make recommendations on such other matters as
30 may be provided for by joint or concurrent resolution.

1 “(e) Furnish such assistance in the performance of their duties as is re-
2 quested by the House Revenue Committee, the Senate Revenue Committee,
3 **the Joint Committee on Transportation**, the Legislative Revenue Officer
4 and other legislative standing and interim committees and members of the
5 Legislative Assembly.

6 “(2) Pursuant to the policies and directions of the appointing authority,
7 the Legislative Fiscal Officer may enter into contracts to carry out the
8 functions of the Legislative Fiscal Officer.

9

10 **“(Conforming Amendments)”**

11

12 **“SECTION 28.** ORS 366.752 is amended to read:

13 “366.752. (1) The following moneys shall be allocated as described in sub-
14 sections (2) and (3) of this section:

15 “(a) The amount attributable to the fee increases by the amendments to
16 ORS 803.090 by section 42, chapter 865, Oregon Laws 2009.

17 “(b) The amount attributable to the fee increases by the amendments to
18 ORS 803.420 by section 43, chapter 865, Oregon Laws 2009.

19 “(c) The amount attributable to the fee increases by the amendments to
20 ORS 803.420 by section 43a, chapter 865, Oregon Laws 2009.

21 “(d) The amount attributable to the fee increases by the amendments to
22 ORS 803.570 by section 44, chapter 865, Oregon Laws 2009.

23 “(e) The amount attributable to the fee increase by the amendments to
24 ORS 803.645 by section 44a, chapter 865, Oregon Laws 2009.

25 “(f) The amount attributable to the increase in fees and tax rates by the
26 amendments to ORS 319.020, 319.530, 818.225, 825.476 and 825.480 by sections
27 48, 49 and 51 to 53, chapter 865, Oregon Laws 2009.

28 “(2) The moneys described in subsection (1) of this section shall be allo-
29 cated first in an amount of \$24 million per year in monthly installments to
30 the Department of Transportation for the purposes described in the long-

1 range plan developed pursuant to ORS [184.618] **184.617**. The remainder of the
2 moneys shall be allocated as provided in subsection (3) of this section.

3 “(3) The moneys described in subsection (1) of this section that remain
4 after the allocation of moneys described in subsection (2) of this section shall
5 be allocated as follows:

6 “(a) 50 percent to the Department of Transportation.

7 “(b) 30 percent to counties for distribution as provided in ORS 366.762.

8 “(c) 20 percent to cities for distribution as provided in ORS 366.800.

9 “(4) Except as provided in subsection (5) of this section, the moneys de-
10 scribed in subsection (3)(a) of this section or equivalent amounts that become
11 available to the Department of Transportation shall be allocated as follows:

12 “(a) 33 percent for maintenance, preservation and safety of highways.

13 “(b) 15.75 percent for the state modernization program for highways as
14 described in ORS 366.507.

15 “(c) 51.25 percent for the purposes described in ORS 367.620 (3)(c) and
16 section 64, chapter 865, Oregon Laws 2009.

17 “(5) The moneys allocated in subsection (4) of this section may be used
18 to secure and pay bond debt service on Highway User Tax Bonds under ORS
19 367.615.

20 “(6) For the purposes of this section:

21 “(a) ‘Bond’ has the meaning given that term in ORS 367.010.

22 “(b) ‘Bond debt service’ has the meaning given that term in ORS 367.010.

23 **“SECTION 28a.** ORS 184.888 is amended to read:

24 “184.888. As used in ORS [184.889] **184.617**, 184.893, 184.895, 184.897 and
25 184.899, ‘metropolitan planning organization’ has the meaning given that
26 term in ORS 197.629.

27 **“SECTION 28b.** ORS 184.891 is amended to read:

28 “184.891. ORS [184.889] **184.617** does not limit the authority of an agency,
29 as defined in ORS 183.310, to regulate air contaminants.

30 **“SECTION 29.** ORS 367.806 is amended to read:

1 “367.806. (1) As part of the Oregon Innovative Partnerships Program es-
2 tablished under ORS 367.804, the Department of Transportation may:

3 “(a) Enter into any agreement or any configuration of agreements relating
4 to transportation projects with any private entity or unit of government or
5 any configuration of private entities and units of government. The subject
6 of agreements entered into under this section may include, but need not be
7 limited to, planning, acquisition, financing, development, design, con-
8 struction, reconstruction, replacement, improvement, maintenance, manage-
9 ment, repair, leasing and operation of transportation projects.

10 “(b) Include in any agreement entered into under this section any fi-
11 nancing mechanisms, including but not limited to the imposition and col-
12 lection of franchise fees or user fees and the development or use of other
13 revenue sources.

14 “(2) As part of the Oregon Innovative Partnerships Program established
15 under ORS 367.804, the department shall enter into agreements to undertake
16 transportation projects the subjects of which include the application of
17 technology standards to determine whether to certify technology, the col-
18 lection of metered use data, tax processing and account management, as
19 these subjects relate to the operation of a road usage charge system pursuant
20 to ORS 319.883 to 319.945.

21 “(3) The agreements among the public and private sector partners entered
22 into under this section must specify at least the following:

23 “(a) At what point in the transportation project public and private sector
24 partners will enter the project and which partners will assume responsibility
25 for specific project elements;

26 “(b) How the partners will share management of the risks of the project;

27 “(c) How the partners will share the costs of development of the project;

28 “(d) How the partners will allocate financial responsibility for cost over-
29 runs;

30 “(e) The penalties for nonperformance;

1 “(f) The incentives for performance;

2 “(g) The accounting and auditing standards to be used to evaluate work
3 on the project; and

4 “(h) Whether the project is consistent with the plan developed by the
5 Oregon Transportation Commission under ORS [184.618] **184.617** and any ap-
6 plicable regional transportation plans or local transportation system pro-
7 grams and, if not consistent, how and when the project will become
8 consistent with applicable plans and programs.

9 “(4) The department may, either separately or in combination with any
10 other unit of government, enter into working agreements, coordination
11 agreements or similar implementation agreements to carry out the joint im-
12 plementation of any transportation project selected under ORS 367.804.

13 “(5) Except for ORS 383.015, 383.017 (1), (2), (3) and (5) and 383.019, the
14 provisions of ORS 383.003 to 383.075 apply to any tollway project entered into
15 under ORS 367.800 to 367.824.

16 “(6) The provisions of ORS 279.835 to 279.855 and ORS chapters 279A,
17 279B and 279C do not apply to concepts or proposals submitted under ORS
18 367.804, or to agreements entered into under this section, except that if
19 public moneys are used to pay any costs of construction of public works that
20 is part of a project, the provisions of ORS 279C.800 to 279C.870 apply to the
21 public works. In addition, if public moneys are used to pay any costs of
22 construction of public works that is part of a project, the construction con-
23 tract for the public works must contain provisions that require the payment
24 of workers under the contract in accordance with ORS 279C.540 and 279C.800
25 to 279C.870.

26 “(7)(a) The department may not enter into an agreement under this sec-
27 tion until the agreement is reviewed and approved by the Oregon Transpor-
28 tation Commission.

29 “(b) The department may not enter into, and the commission may not
30 approve, an agreement under this section for the construction of a public

1 improvement as part of a transportation project unless the agreement pro-
2 vides for bonding, financial guarantees, deposits or the posting of other se-
3 curity to secure the payment of laborers, subcontractors and suppliers who
4 perform work or provide materials as part of the project.

5 “(c) Before presenting an agreement to the commission for approval under
6 this subsection, the department must consider whether to implement proce-
7 dures to promote competition among subcontractors for any subcontracts to
8 be let in connection with the transportation project. As part of its request
9 for approval of the agreement, the department shall report in writing to the
10 commission its conclusions regarding the appropriateness of implementing
11 such procedures.

12 “(8)(a) Except as provided in paragraph (b) of this subsection, documents,
13 communications and information developed, exchanged or compiled in the
14 course of negotiating an agreement with a private entity under this section
15 are exempt from disclosure under ORS 192.410 to 192.505.

16 “(b) The documents, communications or information described in para-
17 graph (a) of this subsection are subject to disclosure under ORS 192.410 to
18 192.505 when the documents, communications or information are submitted
19 to the commission in connection with its review and approval of a trans-
20 portation project under subsection (7) of this section.

21 “(9) The terms of a final agreement entered into under this section and
22 the terms of a proposed agreement presented to the commission for review
23 and approval under subsection (7) of this section are subject to disclosure
24 under ORS 192.410 to 192.505.

25 “(10) As used in this section:

26 “(a) ‘Public improvement’ has the meaning given that term in ORS
27 279A.010.

28 “(b) ‘Public works’ has the meaning given that term in ORS 279C.800.

29 **“SECTION 30.** ORS 374.328 is amended to read:

30 “374.328. The Oregon Transportation Commission shall periodically re-

1 view, not less often than every six years, the classification of state highways,
2 including the designation of highway segments as expressways, as a part of
3 its comprehensive, long-range transportation plan developed pursuant to ORS
4 [184.618] **184.617** to ensure that the classifications for the highways and des-
5 ignations of expressways are appropriate to their uses.

6
7 **“HIGHWAY MAINTENANCE, PRESERVATION AND**
8 **SEISMIC UPGRADES**
9 **“(Vehicle Registration Fees, Title Fees and Fuel Taxes)**

10
11 **“SECTION 31. Sections 32 and 37 of this 2017 Act are added to and**
12 **made a part of the Oregon Vehicle Code.**

13 **“SECTION 32. (1) As used in this section, ‘miles per gallon’ or**
14 **‘MPG’ means the distance traveled in a vehicle powered by one gallon**
15 **of gasoline or diesel fuel.**

16 **“(2) The Department of Transportation shall determine the com-**
17 **combined MPG ratings for each motor vehicle pursuant to a method de-**
18 **termined by the department.**

19 **“(3) In addition to the registration fees prescribed under ORS 803.420**
20 **(1) and (9)(a), during the period beginning on January 1, 2018, and**
21 **ending on December 31, 2019, there shall be paid an additional amount**
22 **as follows:**

23 **“(a) For vehicles other than electric vehicles, \$15.**

24 **“(b) For electric vehicles, \$100.**

25 **“(4) In addition to the registration fees prescribed under ORS 803.420**
26 **(1) and (9)(a), during the period beginning on January 1, 2020, and**
27 **ending on December 31, 2021, there shall be paid an additional amount**
28 **as follows:**

29 **“(a) For vehicles that have a rating of 0-19 MPG, \$15.**

30 **“(b) For vehicles that have a rating of 20-39 MPG, \$25.**

1 “(c) For vehicles that have a rating of 40 MPG or greater, \$35.

2 “(d) For electric vehicles, \$105.

3 “(5) In addition to the registration fees prescribed under ORS 803.420
4 (1) and (9)(a), during the period beginning on January 1, 2022, and
5 ending on December 31, 2023, there shall be paid an additional amount
6 as follows:

7 “(a) For vehicles that have a rating of 0-19 MPG, \$20.

8 “(b) For vehicles that have a rating of 20-39 MPG, \$30.

9 “(c) For vehicles that have a rating of 40 MPG or greater, \$40.

10 “(d) For electric vehicles, \$110.

11 “(6) In addition to the registration fees prescribed under ORS 803.420
12 (1) and (9)(a), during the period beginning on January 1, 2024, and
13 ending on December 31, 2025, there shall be paid an additional amount
14 as follows:

15 “(a) For vehicles that have a rating of 0-19 MPG, \$25.

16 “(b) For vehicles that have a rating of 20-39 MPG, \$35.

17 “(c) For vehicles that have a rating of 40 MPG or greater, \$45.

18 “(d) For electric vehicles, \$115.

19 “SECTION 33. Section 32 of this 2017 Act is amended to read:

20 “**Sec. 32.** (1) As used in this section, ‘miles per gallon’ or ‘MPG’ means
21 the distance traveled in a vehicle powered by one gallon of gasoline or diesel
22 fuel.

23 “(2) The Department of Transportation shall determine the combined
24 MPG ratings for each motor vehicle pursuant to a method determined by the
25 department.

26 “[(3) In addition to the registration fees prescribed under ORS 803.420 (1)
27 and (9)(a), during the period beginning on January 1, 2018, and ending on
28 December 31, 2019, there shall be paid an additional amount as follows:]

29 “[(a) For vehicles other than electric vehicles, \$15.]

30 “[(b) For electric vehicles, \$100.]

1 “[4] *In addition to the registration fees prescribed under ORS 803.420 (1)*
2 *and (9)(a), during the period beginning on January 1, 2020, and ending on*
3 *December 31, 2021, there shall be paid an additional amount as follows:]*

4 “[a] *For vehicles that have a rating of 0-19 MPG, \$15.]*

5 “[b] *For vehicles that have a rating of 20-39 MPG, \$25.]*

6 “[c] *For vehicles that have a rating of 40 MPG or greater, \$35.]*

7 “[d] *For electric vehicles, \$105.]*

8 “[5] *In addition to the registration fees prescribed under ORS 803.420 (1)*
9 *and (9)(a), during the period beginning on January 1, 2022, and ending on*
10 *December 31, 2023, there shall be paid an additional amount as follows:]*

11 “[a] *For vehicles that have a rating of 0-19 MPG, \$20.]*

12 “[b] *For vehicles that have a rating of 20-39 MPG, \$30.]*

13 “[c] *For vehicles that have a rating of 40 MPG or greater, \$40.]*

14 “[d] *For electric vehicles, \$110.]*

15 “[6] *In addition to the registration fees prescribed under ORS 803.420 (1)*
16 *and (9)(a), during the period beginning on January 1, 2024, and ending on*
17 *December 31, 2025, there shall be paid an additional amount as follows:]*

18 “[a] *For vehicles that have a rating of 0-19 MPG, \$25.]*

19 “[b] *For vehicles that have a rating of 20-39 MPG, \$35.]*

20 “[c] *For vehicles that have a rating of 40 MPG or greater, \$45.]*

21 “[d] *For electric vehicles, \$115.]*

22 **“(3) In addition to the registration fees prescribed under ORS 803.420**
23 **(1) and (9)(a), there shall be paid an additional amount as follows:**

24 **“(a) For vehicles that have a rating of 0-19 MPG, \$30.**

25 **“(b) For vehicles that have a rating of 20-39 MPG, \$40.**

26 **“(c) For vehicles that have a rating of 40 MPG or greater, \$50.**

27 **“(d) For electric vehicles, \$120.**

28 **“SECTION 34.** ORS 803.420 is amended to read:

29 “803.420. This section establishes registration fees for vehicles. If there
30 is uncertainty as to the classification of a vehicle for purposes of the pay-

1 ment of registration fees under the vehicle code, the Department of Trans-
2 portation may classify the vehicle to [*assure*] **ensure** that registration fees
3 for the vehicle are the same as for vehicles the department determines to be
4 comparable. The registration fees for the vehicle shall be those based on the
5 classification determined by the department. Except as otherwise provided
6 in this section, or unless the vehicle is registered quarterly, the fees de-
7 scribed in this section are for an entire registration period for the vehicle
8 as described under ORS 803.415. The department shall apportion any fee un-
9 der this section to reflect the number of quarters registered for a vehicle
10 registered for a quarterly registration period under ORS 803.415. The fees
11 are payable when a vehicle is registered and upon renewal of registration.
12 Except as provided in ORS 801.041 (3) and 801.042 (7), the fee shall be in-
13 creased by any amount established by the governing body of a county or by
14 the governing body of a district, as defined in ORS 801.237, under ORS
15 801.041 or 801.042 as an additional registration fee for the vehicle. The fees
16 for registration of vehicles are as follows:

17 “(1) Vehicles not otherwise provided for in this section or ORS 821.320,
18 \$43 for each year of the registration period.

19 “(2) Mopeds, [~~\$24~~] for each year of the registration period, **as follows:**

20 “(a) **For the period beginning on January 1, 2018, and ending on**
21 **December 31, 2019, \$44.**

22 “(b) **For the period beginning on January 1, 2020, and ending on**
23 **December 31, 2021, \$49.**

24 “(c) **For the period beginning on January 1, 2022, and ending on**
25 **December 31, 2023, \$54.**

26 “(d) **For the period beginning on January 1, 2024, and ending on**
27 **December 31, 2025, \$59.**

28 “(3) Motorcycles, [~~\$24~~] for each year of the registration period, **as fol-**
29 **lows:**

30 “(a) **For the period beginning on January 1, 2018, and ending on**

1 **December 31, 2019, \$44.**

2 **“(b) For the period beginning on January 1, 2020, and ending on**
3 **December 31, 2021, \$49.**

4 **“(c) For the period beginning on January 1, 2022, and ending on**
5 **December 31, 2023, \$54.**

6 **“(d) For the period beginning on January 1, 2024, and ending on**
7 **December 31, 2025, \$59.**

8 **“(4) Government-owned vehicles registered under ORS 805.040, [~~\$3.50~~]**
9 **\$10.**

10 **“(5) State-owned vehicles registered under ORS 805.045, [~~\$3.50~~] \$10** on
11 registration or renewal.

12 **“(6) Undercover vehicles registered under ORS 805.060, [~~\$3.50~~] \$10** on
13 registration or renewal.

14 **“(7) Antique vehicles registered under ORS 805.010, [~~\$54~~] \$100.**

15 **“(8) Vehicles of special interest registered under ORS 805.020, [~~\$81~~] \$100.**

16 **“(9) Electric vehicles and hybrid vehicles that use electricity and another**
17 **source of motive power, as follows:**

18 **“(a) The registration fee for an electric or hybrid vehicle not otherwise**
19 **described in this subsection is \$43 for each year of the registration period.**

20 **“(b) The registration fee for electric or hybrid vehicles that have two or**
21 **three wheels is \$43. This paragraph does not apply to electric or hybrid**
22 **mopeds. Electric or hybrid mopeds are subject to the same registration fee**
23 **as otherwise provided for mopeds under this section.**

24 **“(c) The registration fees for the following electric or hybrid vehicles are**
25 **the same as for comparable nonelectric vehicles described in this section plus**
26 **50 percent of such fee:**

27 **“(A) Motor homes.**

28 **“(B) Commercial buses.**

29 **“(C) Vehicles registered as farm vehicles under ORS 805.300.**

30 **“(D) Vehicles required to establish registration weight under ORS 803.430**

1 or 826.013.

2 “(10)(a) For the period beginning on January 1, 2018, and ending on
3 **December 31, 2019**, motor vehicles required to establish a registration
4 weight under ORS 803.430 or 826.013, tow vehicles used to transport property
5 for hire other than as described in ORS 822.210, and commercial buses, as
6 provided in the following chart, based upon the weight submitted in the
7 declaration of weight prepared under ORS 803.435 or 826.015:

8 “ _____

9	Weight in Pounds	Fee
10	8,000 or less	\$ [55] _____
11	8,001 to 10,000	[344] _____
12	10,001 to 12,000	[391] _____
13	12,001 to 14,000	[438] _____
14	14,001 to 16,000	[485] _____
15	16,001 to 18,000	[532] _____
16	18,001 to 20,000	[593] _____
17	20,001 to 22,000	[640] _____
18	22,001 to 24,000	[703] _____
19	24,001 to 26,000	[764] _____
20	26,001 to 28,000	[375] _____
21	28,001 to 30,000	[391] _____
22	30,001 to 32,000	[422] _____
23	32,001 to 34,000	[438] _____
24	34,001 to 36,000	[468] _____
25	36,001 to 38,000	[485] _____
26	38,001 to 40,000	[515] _____
27	40,001 to 42,000	[532] _____
28	42,001 to 44,000	[562] _____
29	44,001 to 46,000	[578] _____
30	46,001 to 48,000	[593] _____

1	48,001	to	50,000	[625] _____
2	50,001	to	52,000	[656] _____
3	52,001	to	54,000	[672] _____
4	54,001	to	56,000	[686] _____
5	56,001	to	58,000	[717] _____
6	58,001	to	60,000	[750] _____
7	60,001	to	62,000	[780] _____
8	62,001	to	64,000	[811] _____
9	64,001	to	66,000	[827] _____
10	66,001	to	68,000	[857] _____
11	68,001	to	70,000	[874] _____
12	70,001	to	72,000	[904] _____
13	72,001	to	74,000	[921] _____
14	74,001	to	76,000	[951] _____
15	76,001	to	78,000	[967] _____
16	78,001	to	80,000	[998] _____
17	80,001	to	82,000	[1,014] _____
18	82,001	to	84,000	[1,045] _____
19	84,001	to	86,000	[1,061] _____
20	86,001	to	88,000	[1,092] _____
21	88,001	to	90,000	[1,108] _____
22	90,001	to	92,000	[1,139] _____
23	92,001	to	94,000	[1,155] _____
24	94,001	to	96,000	[1,185] _____
25	96,001	to	98,000	[1,202] _____
26	98,001	to	100,000	[1,218] _____
27	100,001	to	102,000	[1,249] _____
28	102,001	to	104,000	[1,265] _____
29	104,001	to	105,500	[1,295] _____
30	“ _____			

1 “(b) For the period beginning on January 1, 2020, and ending on
 2 December 31, 2021, motor vehicles required to establish a registration
 3 weight under ORS 803.430 or 826.013, tow vehicles used to transport
 4 property for hire other than as described in ORS 822.210, and com-
 5 mercial buses, as provided in the following chart, based upon the
 6 weight submitted in the declaration of weight prepared under ORS
 7 803.435 or 826.015:

8 “ _____

9 Weight in Pounds	Fee
10 8,000 or less	\$ _____
11 8,001 to 10,000	_____
12 10,001 to 12,000	_____
13 12,001 to 14,000	_____
14 14,001 to 16,000	_____
15 16,001 to 18,000	_____
16 18,001 to 20,000	_____
17 20,001 to 22,000	_____
18 22,001 to 24,000	_____
19 24,001 to 26,000	_____
20 26,001 to 28,000	_____
21 28,001 to 30,000	_____
22 30,001 to 32,000	_____
23 32,001 to 34,000	_____
24 34,001 to 36,000	_____
25 36,001 to 38,000	_____
26 38,001 to 40,000	_____
27 40,001 to 42,000	_____
28 42,001 to 44,000	_____
29 44,001 to 46,000	_____
30 46,001 to 48,000	_____

1	48,001	to	50,000	_____
2	50,001	to	52,000	_____
3	52,001	to	54,000	_____
4	54,001	to	56,000	_____
5	56,001	to	58,000	_____
6	58,001	to	60,000	_____
7	60,001	to	62,000	_____
8	62,001	to	64,000	_____
9	64,001	to	66,000	_____
10	66,001	to	68,000	_____
11	68,001	to	70,000	_____
12	70,001	to	72,000	_____
13	72,001	to	74,000	_____
14	74,001	to	76,000	_____
15	76,001	to	78,000	_____
16	78,001	to	80,000	_____
17	80,001	to	82,000	_____
18	82,001	to	84,000	_____
19	84,001	to	86,000	_____
20	86,001	to	88,000	_____
21	88,001	to	90,000	_____
22	90,001	to	92,000	_____
23	92,001	to	94,000	_____
24	94,001	to	96,000	_____
25	96,001	to	98,000	_____
26	98,001	to	100,000	_____
27	100,001	to	102,000	_____
28	102,001	to	104,000	_____
29	104,001	to	105,500	_____
30	“ _____			

1 “(c) For the period beginning on January 1, 2022, and ending on
 2 December 31, 2023, motor vehicles required to establish a registration
 3 weight under ORS 803.430 or 826.013, tow vehicles used to transport
 4 property for hire other than as described in ORS 822.210, and com-
 5 mercial buses, as provided in the following chart, based upon the
 6 weight submitted in the declaration of weight prepared under ORS
 7 803.435 or 826.015:

8 “ _____

9 Weight in Pounds		Fee
10 8,000	to less	\$ _____
11 8,001	to 10,000	_____
12 10,001	to 12,000	_____
13 12,001	to 14,000	_____
14 14,001	to 16,000	_____
15 16,001	to 18,000	_____
16 18,001	to 20,000	_____
17 20,001	to 22,000	_____
18 22,001	to 24,000	_____
19 24,001	to 26,000	_____
20 26,001	to 28,000	_____
21 28,001	to 30,000	_____
22 30,001	to 32,000	_____
23 32,001	to 34,000	_____
24 34,001	to 36,000	_____
25 36,001	to 38,000	_____
26 38,001	to 40,000	_____
27 40,001	to 42,000	_____
28 42,001	to 44,000	_____
29 44,001	to 46,000	_____
30 46,001	to 48,000	_____

1	48,001	to	50,000	_____
2	50,001	to	52,000	_____
3	52,001	to	54,000	_____
4	54,001	to	56,000	_____
5	56,001	to	58,000	_____
6	58,001	to	60,000	_____
7	60,001	to	62,000	_____
8	62,001	to	64,000	_____
9	64,001	to	66,000	_____
10	66,001	to	68,000	_____
11	68,001	to	70,000	_____
12	70,001	to	72,000	_____
13	72,001	to	74,000	_____
14	74,001	to	76,000	_____
15	76,001	to	78,000	_____
16	78,001	to	80,000	_____
17	80,001	to	82,000	_____
18	82,001	to	84,000	_____
19	84,001	to	86,000	_____
20	86,001	to	88,000	_____
21	88,001	to	90,000	_____
22	90,001	to	92,000	_____
23	92,001	to	94,000	_____
24	94,001	to	96,000	_____
25	96,001	to	98,000	_____
26	98,001	to	100,000	_____
27	100,001	to	102,000	_____
28	102,001	to	104,000	_____
29	104,001	to	105,500	_____
30	“ _____			

1 “(d) For the period beginning on January 1, 2024, and ending on
 2 December 31, 2025, motor vehicles required to establish a registration
 3 weight under ORS 803.430 or 826.013, tow vehicles used to transport
 4 property for hire other than as described in ORS 822.210, and com-
 5 mercial buses, as provided in the following chart, based upon the
 6 weight submitted in the declaration of weight prepared under ORS
 7 803.435 or 826.015:

8 “ _____

Weight in Pounds	Fee
8,000 or less	\$ _____
8,001 to 10,000	_____
10,001 to 12,000	_____
12,001 to 14,000	_____
14,001 to 16,000	_____
16,001 to 18,000	_____
18,001 to 20,000	_____
20,001 to 22,000	_____
22,001 to 24,000	_____
24,001 to 26,000	_____
26,001 to 28,000	_____
28,001 to 30,000	_____
30,001 to 32,000	_____
32,001 to 34,000	_____
34,001 to 36,000	_____
36,001 to 38,000	_____
38,001 to 40,000	_____
40,001 to 42,000	_____
42,001 to 44,000	_____
44,001 to 46,000	_____
46,001 to 48,000	_____

1	48,001	to	50,000	_____
2	50,001	to	52,000	_____
3	52,001	to	54,000	_____
4	54,001	to	56,000	_____
5	56,001	to	58,000	_____
6	58,001	to	60,000	_____
7	60,001	to	62,000	_____
8	62,001	to	64,000	_____
9	64,001	to	66,000	_____
10	66,001	to	68,000	_____
11	68,001	to	70,000	_____
12	70,001	to	72,000	_____
13	72,001	to	74,000	_____
14	74,001	to	76,000	_____
15	76,001	to	78,000	_____
16	78,001	to	80,000	_____
17	80,001	to	82,000	_____
18	82,001	to	84,000	_____
19	84,001	to	86,000	_____
20	86,001	to	88,000	_____
21	88,001	to	90,000	_____
22	90,001	to	92,000	_____
23	92,001	to	94,000	_____
24	94,001	to	96,000	_____
25	96,001	to	98,000	_____
26	98,001	to	100,000	_____
27	100,001	to	102,000	_____
28	102,001	to	104,000	_____
29	104,001	to	105,500	_____
30	“ _____			

1 “(11)(a)(A) For the period beginning on January 1, 2018, and ending
2 on December 31, 2019, motor vehicles with a registration weight of more
3 than 8,000 pounds that are described in ORS 825.015, that are operated by a
4 charitable organization as defined in ORS 825.017 (13), as provided in the
5 following chart:

6 “ _____

7	Weight in Pounds	Fee
8	8,001 to 10,000	\$ [50] _____
9	10,001 to 12,000	[60] _____
10	12,001 to 14,000	[65] _____
11	14,001 to 16,000	[75] _____
12	16,001 to 18,000	[80] _____
13	18,001 to 20,000	[90] _____
14	20,001 to 22,000	[95] _____
15	22,001 to 24,000	[105] _____
16	24,001 to 26,000	[110] _____
17	26,001 to 28,000	[120] _____
18	28,001 to 30,000	[125] _____
19	30,001 to 32,000	[135] _____
20	32,001 to 34,000	[140] _____
21	34,001 to 36,000	[150] _____
22	36,001 to 38,000	[155] _____
23	38,001 to 40,000	[165] _____
24	40,001 to 42,000	[170] _____
25	42,001 to 44,000	[180] _____
26	44,001 to 46,000	[185] _____
27	46,001 to 48,000	[190] _____
28	48,001 to 50,000	[200] _____
29	50,001 to 52,000	[210] _____
30	52,001 to 54,000	[215] _____

1	54,001	to	56,000	[220] _____
2	56,001	to	58,000	[230] _____
3	58,001	to	60,000	[240] _____
4	60,001	to	62,000	[250] _____
5	62,001	to	64,000	[260] _____
6	64,001	to	66,000	[265] _____
7	66,001	to	68,000	[275] _____
8	68,001	to	70,000	[280] _____
9	70,001	to	72,000	[290] _____
10	72,001	to	74,000	[295] _____
11	74,001	to	76,000	[305] _____
12	76,001	to	78,000	[310] _____
13	78,001	to	80,000	[320] _____
14	80,001	to	82,000	[325] _____
15	82,001	to	84,000	[335] _____
16	84,001	to	86,000	[340] _____
17	86,001	to	88,000	[350] _____
18	88,001	to	90,000	[355] _____
19	90,001	to	92,000	[365] _____
20	92,001	to	94,000	[370] _____
21	94,001	to	96,000	[380] _____
22	96,001	to	98,000	[385] _____
23	98,001	to	100,000	[390] _____
24	100,001	to	102,000	[400] _____
25	102,001	to	104,000	[405] _____
26	104,001	to	105,500	[415] _____

27 “ _____

28 **“(B) For the period beginning on January 1, 2020, and ending on**

29 **December 31, 2021, motor vehicles with a registration weight of more**

30 **than 8,000 pounds that are described in ORS 825.015, that are operated**

1 **by a charitable organization as defined in ORS 825.017 (13), as provided**
2 **in the following chart:**

3 “ _____

4	Weight in Pounds	Fee
5	8,001 to 10,000	\$ _____
6	10,001 to 12,000	_____
7	12,001 to 14,000	_____
8	14,001 to 16,000	_____
9	16,001 to 18,000	_____
10	18,001 to 20,000	_____
11	20,001 to 22,000	_____
12	22,001 to 24,000	_____
13	24,001 to 26,000	_____
14	26,001 to 28,000	_____
15	28,001 to 30,000	_____
16	30,001 to 32,000	_____
17	32,001 to 34,000	_____
18	34,001 to 36,000	_____
19	36,001 to 38,000	_____
20	38,001 to 40,000	_____
21	40,001 to 42,000	_____
22	42,001 to 44,000	_____
23	44,001 to 46,000	_____
24	46,001 to 48,000	_____
25	48,001 to 50,000	_____
26	50,001 to 52,000	_____
27	52,001 to 54,000	_____
28	54,001 to 56,000	_____
29	56,001 to 58,000	_____
30	58,001 to 60,000	_____

1	60,001	to	62,000	_____
2	62,001	to	64,000	_____
3	64,001	to	66,000	_____
4	66,001	to	68,000	_____
5	68,001	to	70,000	_____
6	70,001	to	72,000	_____
7	72,001	to	74,000	_____
8	74,001	to	76,000	_____
9	76,001	to	78,000	_____
10	78,001	to	80,000	_____
11	80,001	to	82,000	_____
12	82,001	to	84,000	_____
13	84,001	to	86,000	_____
14	86,001	to	88,000	_____
15	88,001	to	90,000	_____
16	90,001	to	92,000	_____
17	92,001	to	94,000	_____
18	94,001	to	96,000	_____
19	96,001	to	98,000	_____
20	98,001	to	100,000	_____
21	100,001	to	102,000	_____
22	102,001	to	104,000	_____
23	104,001	to	105,500	_____

24 “ _____

25 **“(C) For the period beginning on January 1, 2022, and ending on**
26 **December 31, 2023, motor vehicles with a registration weight of more**
27 **than 8,000 pounds that are described in ORS 825.015, that are operated**
28 **by a charitable organization as defined in ORS 825.017 (13), as provided**
29 **in the following chart:**

30 “ _____

1	Weight in Pounds	Fee
2	8,001 to 10,000	\$ _____
3	10,001 to 12,000	_____
4	12,001 to 14,000	_____
5	14,001 to 16,000	_____
6	16,001 to 18,000	_____
7	18,001 to 20,000	_____
8	20,001 to 22,000	_____
9	22,001 to 24,000	_____
10	24,001 to 26,000	_____
11	26,001 to 28,000	_____
12	28,001 to 30,000	_____
13	30,001 to 32,000	_____
14	32,001 to 34,000	_____
15	34,001 to 36,000	_____
16	36,001 to 38,000	_____
17	38,001 to 40,000	_____
18	40,001 to 42,000	_____
19	42,001 to 44,000	_____
20	44,001 to 46,000	_____
21	46,001 to 48,000	_____
22	48,001 to 50,000	_____
23	50,001 to 52,000	_____
24	52,001 to 54,000	_____
25	54,001 to 56,000	_____
26	56,001 to 58,000	_____
27	58,001 to 60,000	_____
28	60,001 to 62,000	_____
29	62,001 to 64,000	_____
30	64,001 to 66,000	_____

1	66,001	to	68,000	_____
2	68,001	to	70,000	_____
3	70,001	to	72,000	_____
4	72,001	to	74,000	_____
5	74,001	to	76,000	_____
6	76,001	to	78,000	_____
7	78,001	to	80,000	_____
8	80,001	to	82,000	_____
9	82,001	to	84,000	_____
10	84,001	to	86,000	_____
11	86,001	to	88,000	_____
12	88,001	to	90,000	_____
13	90,001	to	92,000	_____
14	92,001	to	94,000	_____
15	94,001	to	96,000	_____
16	96,001	to	98,000	_____
17	98,001	to	100,000	_____
18	100,001	to	102,000	_____
19	102,001	to	104,000	_____
20	104,001	to	105,500	_____

21 “ _____

22 “(D) For the period beginning on January 1, 2024, and ending on
 23 December 31, 2025, motor vehicles with a registration weight of more
 24 than 8,000 pounds that are described in ORS 825.015, that are operated
 25 by a charitable organization as defined in ORS 825.017 (13), as provided
 26 in the following chart:

27 “ _____

28	Weight in Pounds		Fee	
29	8,001 to 10,000		\$	_____
30	10,001 to 12,000			_____

1	12,001	to	14,000	_____
2	14,001	to	16,000	_____
3	16,001	to	18,000	_____
4	18,001	to	20,000	_____
5	20,001	to	22,000	_____
6	22,001	to	24,000	_____
7	24,001	to	26,000	_____
8	26,001	to	28,000	_____
9	28,001	to	30,000	_____
10	30,001	to	32,000	_____
11	32,001	to	34,000	_____
12	34,001	to	36,000	_____
13	36,001	to	38,000	_____
14	38,001	to	40,000	_____
15	40,001	to	42,000	_____
16	42,001	to	44,000	_____
17	44,001	to	46,000	_____
18	46,001	to	48,000	_____
19	48,001	to	50,000	_____
20	50,001	to	52,000	_____
21	52,001	to	54,000	_____
22	54,001	to	56,000	_____
23	56,001	to	58,000	_____
24	58,001	to	60,000	_____
25	60,001	to	62,000	_____
26	62,001	to	64,000	_____
27	64,001	to	66,000	_____
28	66,001	to	68,000	_____
29	68,001	to	70,000	_____
30	70,001	to	72,000	_____

1	72,001	to	74,000	_____
2	74,001	to	76,000	_____
3	76,001	to	78,000	_____
4	78,001	to	80,000	_____
5	80,001	to	82,000	_____
6	82,001	to	84,000	_____
7	84,001	to	86,000	_____
8	86,001	to	88,000	_____
9	88,001	to	90,000	_____
10	90,001	to	92,000	_____
11	92,001	to	94,000	_____
12	94,001	to	96,000	_____
13	96,001	to	98,000	_____
14	98,001	to	100,000	_____
15	100,001	to	102,000	_____
16	102,001	to	104,000	_____
17	104,001	to	105,500	_____

18 “ _____

19 “(b)(A) For the period beginning on January 1, 2018, and ending on

20 December 31, 2019, motor vehicles with a registration weight of more than

21 8,000 pounds that are certified under ORS 822.205, unless the motor [*vehicle*

22 *is*] **vehicles are** registered under subsection (10) of this section, or that are

23 used exclusively to transport manufactured structures, as provided in the

24 following chart:

25 “ _____

26	Weight in Pounds	Fee
27	8,001 to 10,000	\$ [102] _____
28	10,001 to 12,000	[122] _____
29	12,001 to 14,000	[132] _____
30	14,001 to 16,000	[153] _____

1	16,001	to	18,000	[163] _____
2	18,001	to	20,000	[183] _____
3	20,001	to	22,000	[193] _____
4	22,001	to	24,000	[214] _____
5	24,001	to	26,000	[224] _____
6	26,001	to	28,000	[244] _____
7	28,001	to	30,000	[255] _____
8	30,001	to	32,000	[275] _____
9	32,001	to	34,000	[285] _____
10	34,001	to	36,000	[306] _____
11	36,001	to	38,000	[316] _____
12	38,001	to	40,000	[336] _____
13	40,001	to	42,000	[346] _____
14	42,001	to	44,000	[367] _____
15	44,001	to	46,000	[377] _____
16	46,001	to	48,000	[387] _____
17	48,001	to	50,000	[407] _____
18	50,001	to	52,000	[428] _____
19	52,001	to	54,000	[438] _____
20	54,001	to	56,000	[448] _____
21	56,001	to	58,000	[468] _____
22	58,001	to	60,000	[489] _____
23	60,001	to	62,000	[509] _____
24	62,001	to	64,000	[530] _____
25	64,001	to	66,000	[540] _____
26	66,001	to	68,000	[560] _____
27	68,001	to	70,000	[570] _____
28	70,001	to	72,000	[591] _____
29	72,001	to	74,000	[601] _____
30	74,001	to	76,000	[621] _____

1	76,001	to	78,000	[631]	_____
2	78,001	to	80,000	[652]	_____
3	80,001	to	82,000	[662]	_____
4	82,001	to	84,000	[682]	_____
5	84,001	to	86,000	[692]	_____
6	86,001	to	88,000	[713]	_____
7	88,001	to	90,000	[723]	_____
8	90,001	to	92,000	[743]	_____
9	92,001	to	94,000	[754]	_____
10	94,001	to	96,000	[774]	_____
11	96,001	to	98,000	[784]	_____
12	98,001	to	100,000	[794]	_____
13	100,001	to	102,000	[815]	_____
14	102,001	to	104,000	[825]	_____
15	104,001	to	105,500	[845]	_____

16 “ _____

17 **“(B) For the period beginning on January 1, 2020, and ending on**

18 **December 31, 2021, motor vehicles with a registration weight of more**

19 **than 8,000 pounds that are certified under ORS 822.205, unless the**

20 **motor vehicles are registered under subsection (10) of this section, or**

21 **that are used exclusively to transport manufactured structures, as**

22 **provided in the following chart:**

23 “ _____

24	Weight in Pounds	Fee
25	8,001 to 10,000	\$ _____
26	10,001 to 12,000	_____
27	12,001 to 14,000	_____
28	14,001 to 16,000	_____
29	16,001 to 18,000	_____
30	18,001 to 20,000	_____

1	20,001	to	22,000	_____
2	22,001	to	24,000	_____
3	24,001	to	26,000	_____
4	26,001	to	28,000	_____
5	28,001	to	30,000	_____
6	30,001	to	32,000	_____
7	32,001	to	34,000	_____
8	34,001	to	36,000	_____
9	36,001	to	38,000	_____
10	38,001	to	40,000	_____
11	40,001	to	42,000	_____
12	42,001	to	44,000	_____
13	44,001	to	46,000	_____
14	46,001	to	48,000	_____
15	48,001	to	50,000	_____
16	50,001	to	52,000	_____
17	52,001	to	54,000	_____
18	54,001	to	56,000	_____
19	56,001	to	58,000	_____
20	58,001	to	60,000	_____
21	60,001	to	62,000	_____
22	62,001	to	64,000	_____
23	64,001	to	66,000	_____
24	66,001	to	68,000	_____
25	68,001	to	70,000	_____
26	70,001	to	72,000	_____
27	72,001	to	74,000	_____
28	74,001	to	76,000	_____
29	76,001	to	78,000	_____
30	78,001	to	80,000	_____

1	80,001	to	82,000	_____
2	82,001	to	84,000	_____
3	84,001	to	86,000	_____
4	86,001	to	88,000	_____
5	88,001	to	90,000	_____
6	90,001	to	92,000	_____
7	92,001	to	94,000	_____
8	94,001	to	96,000	_____
9	96,001	to	98,000	_____
10	98,001	to	100,000	_____
11	100,001	to	102,000	_____
12	102,001	to	104,000	_____
13	104,001	to	105,500	_____

14 “ _____

15 “(C) For the period beginning on January 1, 2022, and ending on
 16 December 31, 2023, motor vehicles with a registration weight of more
 17 than 8,000 pounds that are certified under ORS 822.205, unless the
 18 motor vehicles are registered under subsection (10) of this section, or
 19 that are used exclusively to transport manufactured structures, as
 20 provided in the following chart:

21 “ _____

22	Weight in Pounds			Fee
23	8,001	to	10,000	\$ _____
24	10,001	to	12,000	_____
25	12,001	to	14,000	_____
26	14,001	to	16,000	_____
27	16,001	to	18,000	_____
28	18,001	to	20,000	_____
29	20,001	to	22,000	_____
30	22,001	to	24,000	_____

1	24,001	to	26,000	_____
2	26,001	to	28,000	_____
3	28,001	to	30,000	_____
4	30,001	to	32,000	_____
5	32,001	to	34,000	_____
6	34,001	to	36,000	_____
7	36,001	to	38,000	_____
8	38,001	to	40,000	_____
9	40,001	to	42,000	_____
10	42,001	to	44,000	_____
11	44,001	to	46,000	_____
12	46,001	to	48,000	_____
13	48,001	to	50,000	_____
14	50,001	to	52,000	_____
15	52,001	to	54,000	_____
16	54,001	to	56,000	_____
17	56,001	to	58,000	_____
18	58,001	to	60,000	_____
19	60,001	to	62,000	_____
20	62,001	to	64,000	_____
21	64,001	to	66,000	_____
22	66,001	to	68,000	_____
23	68,001	to	70,000	_____
24	70,001	to	72,000	_____
25	72,001	to	74,000	_____
26	74,001	to	76,000	_____
27	76,001	to	78,000	_____
28	78,001	to	80,000	_____
29	80,001	to	82,000	_____
30	82,001	to	84,000	_____

1	84,001	to	86,000	_____
2	86,001	to	88,000	_____
3	88,001	to	90,000	_____
4	90,001	to	92,000	_____
5	92,001	to	94,000	_____
6	94,001	to	96,000	_____
7	96,001	to	98,000	_____
8	98,001	to	100,000	_____
9	100,001	to	102,000	_____
10	102,001	to	104,000	_____
11	104,001	to	105,500	_____

12 “ _____

13 **“(D) For the period beginning on January 1, 2024, and ending on**
 14 **December 31, 2025, motor vehicles with a registration weight of more**
 15 **than 8,000 pounds that are certified under ORS 822.205, unless the**
 16 **motor vehicles are registered under subsection (10) of this section, or**
 17 **that are used exclusively to transport manufactured structures, as**
 18 **provided in the following chart:**

19 “ _____

20	Weight in Pounds		Fee	
21	8,001	to	10,000	\$ _____
22	10,001	to	12,000	_____
23	12,001	to	14,000	_____
24	14,001	to	16,000	_____
25	16,001	to	18,000	_____
26	18,001	to	20,000	_____
27	20,001	to	22,000	_____
28	22,001	to	24,000	_____
29	24,001	to	26,000	_____
30	26,001	to	28,000	_____

1	28,001	to	30,000	_____
2	30,001	to	32,000	_____
3	32,001	to	34,000	_____
4	34,001	to	36,000	_____
5	36,001	to	38,000	_____
6	38,001	to	40,000	_____
7	40,001	to	42,000	_____
8	42,001	to	44,000	_____
9	44,001	to	46,000	_____
10	46,001	to	48,000	_____
11	48,001	to	50,000	_____
12	50,001	to	52,000	_____
13	52,001	to	54,000	_____
14	54,001	to	56,000	_____
15	56,001	to	58,000	_____
16	58,001	to	60,000	_____
17	60,001	to	62,000	_____
18	62,001	to	64,000	_____
19	64,001	to	66,000	_____
20	66,001	to	68,000	_____
21	68,001	to	70,000	_____
22	70,001	to	72,000	_____
23	72,001	to	74,000	_____
24	74,001	to	76,000	_____
25	76,001	to	78,000	_____
26	78,001	to	80,000	_____
27	80,001	to	82,000	_____
28	82,001	to	84,000	_____
29	84,001	to	86,000	_____
30	86,001	to	88,000	_____

1	88,001	to	90,000	_____
2	90,001	to	92,000	_____
3	92,001	to	94,000	_____
4	94,001	to	96,000	_____
5	96,001	to	98,000	_____
6	98,001	to	100,000	_____
7	100,001	to	102,000	_____
8	102,001	to	104,000	_____
9	104,001	to	105,500	_____

10 “ _____
11 “(c) The owner of a vehicle described in paragraphs (a) and (b) of this
12 subsection must certify at the time of initial registration, in a manner de-
13 termined by the department by rule, that the motor vehicle will be used ex-
14 clusively to transport manufactured structures or exclusively as described in
15 ORS 822.210, unless the motor vehicle is registered under subsection (10) of
16 this section, or as described in ORS 825.015 or 825.017 (13). Registration of
17 a vehicle described in paragraphs (a) and (b) of this subsection is invalid if
18 the vehicle is operated in any manner other than that described in the cer-
19 tification under this paragraph.

20 “(12) Trailers registered under permanent registration, [~~\$10~~] \$_____.

21 “(13) Fixed load vehicles as follows:

22 “(a) If a declaration of weight described under ORS 803.435 is submitted
23 establishing the weight of the vehicle at 3,000 pounds or less, [~~\$54~~] \$_____.

24 “(b) If no declaration of weight is submitted or if the weight of the vehi-
25 cle is in excess of 3,000 pounds, [~~\$75~~] \$_____.

26 “(14) Trailers for hire that are equipped with pneumatic tires made of an
27 elastic material and that are not travel trailers or trailers registered under
28 permanent registration, [~~\$27~~] \$_____.

29 “(15) Trailers registered as part of a fleet under an agreement reached
30 pursuant to ORS 802.500, the same as the fee for vehicles of the same type

1 registered under other provisions of the Oregon Vehicle Code.

2 “(16) Travel trailers, campers and motor homes as follows, based on
3 length as determined under ORS 803.425:

4 “(a) For travel trailers or campers that are 6 to 10 feet in length, \$81.

5 “(b) For travel trailers or campers over 10 feet in length, \$81 plus \$6.75
6 a foot for each foot of length over the first 10 feet.

7 “(c) For motor homes that are 6 to 14 feet in length, \$54.

8 “(d) For motor homes over 14 feet in length, \$126 plus \$7.50 a foot for
9 each foot of length over the first 10 feet.

10 “(17) Special use trailers as follows, based on length as determined under
11 ORS 803.425:

12 “(a) For lengths 6 to 10 feet, \$54.

13 “(b) For special use trailers over 10 feet in length, \$54 plus \$3 a foot for
14 each foot of length over the first 10 feet.

15 “(18) Fees for vehicles with proportional registration under ORS 826.009,
16 or proportioned fleet registration under ORS 826.011, are as provided for ve-
17 hicles of the same type under this section except that the fees shall be fixed
18 on an apportioned basis as provided under the agreement established under
19 ORS 826.007.

20 “(19) For any vehicle that is registered under a quarterly registration
21 period, a minimum of \$15 for each quarter registered plus an additional fee
22 of [\$1] \$_____.

23 “(20) In addition to any other fees charged for registration of vehicles in
24 fleets under ORS 805.120, the department may charge the following fees:

25 “(a) A [\$2] \$_____ service charge for each vehicle entered into a fleet.

26 “(b) A [\$1] \$_____ service charge for each vehicle in the fleet at the time
27 of renewal.

28 “(21) The registration fee for vehicles with special registration for disa-
29 bled veterans under ORS 805.100 is a fee of \$15.

30 “(22)(a) **For the period beginning on January 1, 2018, and ending on**

1 **December 31, 2019**, subject to subsection (19) of this section, the registra-
2 tion fee for motor vehicles registered as farm vehicles under ORS 805.300 is
3 as follows based upon the registration weight given in the declaration of
4 weight submitted under ORS 803.435:

5 “ _____

6	Weight in Pounds	Fee
7	8,000 or less	\$ [35] _____
8	8,001 to 10,000	[46] _____
9	10,001 to 12,000	[53] _____
10	12,001 to 14,000	[68] _____
11	14,001 to 16,000	[76] _____
12	16,001 to 18,000	[91] _____
13	18,001 to 20,000	[99] _____
14	20,001 to 22,000	[114] _____
15	22,001 to 24,000	[121] _____
16	24,001 to 26,000	[137] _____
17	26,001 to 28,000	[144] _____
18	28,001 to 30,000	[159] _____
19	30,001 to 32,000	[167] _____
20	32,001 to 34,000	[182] _____
21	34,001 to 36,000	[190] _____
22	36,001 to 38,000	[205] _____
23	38,001 to 40,000	[213] _____
24	40,001 to 42,000	[228] _____
25	42,001 to 44,000	[235] _____
26	44,001 to 46,000	[251] _____
27	46,001 to 48,000	[258] _____
28	48,001 to 50,000	[273] _____
29	50,001 to 52,000	[281] _____
30	52,001 to 54,000	[288] _____

1	54,001	to	56,000	[304] _____
2	56,001	to	58,000	[319] _____
3	58,001	to	60,000	[326] _____
4	60,001	to	62,000	[334] _____
5	62,001	to	64,000	[349] _____
6	64,001	to	66,000	[364] _____
7	66,001	to	68,000	[372] _____
8	68,001	to	70,000	[380] _____
9	70,001	to	72,000	[395] _____
10	72,001	to	74,000	[402] _____
11	74,001	to	76,000	[418] _____
12	76,001	to	78,000	[425] _____
13	78,001	to	80,000	[440] _____
14	80,001	to	82,000	[448] _____
15	82,001	to	84,000	[463] _____
16	84,001	to	86,000	[471] _____
17	86,001	to	88,000	[486] _____
18	88,001	to	90,000	[493] _____
19	90,001	to	92,000	[509] _____
20	92,001	to	94,000	[516] _____
21	94,001	to	96,000	[531] _____
22	96,001	to	98,000	[539] _____
23	98,001	to	100,000	[554] _____
24	100,001	to	102,000	[562] _____
25	102,001	to	104,000	[577] _____
26	104,001	to	105,500	[585] _____

27 “ _____

28 **“(b) For the period beginning on January 1, 2020, and ending on**

29 **December 31, 2021, subject to subsection (19) of this section, the reg-**

30 **istration fee for motor vehicles registered as farm vehicles under ORS**

1 **805.300 is as follows based upon the registration weight given in the**
2 **declaration of weight submitted under ORS 803.435:**

3 “ _____

4	Weight in Pounds	Fee
5	8,000 or less	\$ _____
6	8,001 to 10,000	_____
7	10,001 to 12,000	_____
8	12,001 to 14,000	_____
9	14,001 to 16,000	_____
10	16,001 to 18,000	_____
11	18,001 to 20,000	_____
12	20,001 to 22,000	_____
13	22,001 to 24,000	_____
14	24,001 to 26,000	_____
15	26,001 to 28,000	_____
16	28,001 to 30,000	_____
17	30,001 to 32,000	_____
18	32,001 to 34,000	_____
19	34,001 to 36,000	_____
20	36,001 to 38,000	_____
21	38,001 to 40,000	_____
22	40,001 to 42,000	_____
23	42,001 to 44,000	_____
24	44,001 to 46,000	_____
25	46,001 to 48,000	_____
26	48,001 to 50,000	_____
27	50,001 to 52,000	_____
28	52,001 to 54,000	_____
29	54,001 to 56,000	_____
30	56,001 to 58,000	_____

1	58,001	to	60,000	_____
2	60,001	to	62,000	_____
3	62,001	to	64,000	_____
4	64,001	to	66,000	_____
5	66,001	to	68,000	_____
6	68,001	to	70,000	_____
7	70,001	to	72,000	_____
8	72,001	to	74,000	_____
9	74,001	to	76,000	_____
10	76,001	to	78,000	_____
11	78,001	to	80,000	_____
12	80,001	to	82,000	_____
13	82,001	to	84,000	_____
14	84,001	to	86,000	_____
15	86,001	to	88,000	_____
16	88,001	to	90,000	_____
17	90,001	to	92,000	_____
18	92,001	to	94,000	_____
19	94,001	to	96,000	_____
20	96,001	to	98,000	_____
21	98,001	to	100,000	_____
22	100,001	to	102,000	_____
23	102,001	to	104,000	_____
24	104,001	to	105,500	_____

25 “ _____

26 **“(c) For the period beginning on January 1, 2022, and ending on**

27 **December 31, 2023, subject to subsection (19) of this section, the reg-**

28 **istration fee for motor vehicles registered as farm vehicles under ORS**

29 **805.300 is as follows based upon the registration weight given in the**

30 **declaration of weight submitted under ORS 803.435:**

1 “

2	Weight in Pounds	Fee
3	8,000 or less	\$ _____
4	8,001 to 10,000	_____
5	10,001 to 12,000	_____
6	12,001 to 14,000	_____
7	14,001 to 16,000	_____
8	16,001 to 18,000	_____
9	18,001 to 20,000	_____
10	20,001 to 22,000	_____
11	22,001 to 24,000	_____
12	24,001 to 26,000	_____
13	26,001 to 28,000	_____
14	28,001 to 30,000	_____
15	30,001 to 32,000	_____
16	32,001 to 34,000	_____
17	34,001 to 36,000	_____
18	36,001 to 38,000	_____
19	38,001 to 40,000	_____
20	40,001 to 42,000	_____
21	42,001 to 44,000	_____
22	44,001 to 46,000	_____
23	46,001 to 48,000	_____
24	48,001 to 50,000	_____
25	50,001 to 52,000	_____
26	52,001 to 54,000	_____
27	54,001 to 56,000	_____
28	56,001 to 58,000	_____
29	58,001 to 60,000	_____
30	60,001 to 62,000	_____

1	62,001	to	64,000	_____
2	64,001	to	66,000	_____
3	66,001	to	68,000	_____
4	68,001	to	70,000	_____
5	70,001	to	72,000	_____
6	72,001	to	74,000	_____
7	74,001	to	76,000	_____
8	76,001	to	78,000	_____
9	78,001	to	80,000	_____
10	80,001	to	82,000	_____
11	82,001	to	84,000	_____
12	84,001	to	86,000	_____
13	86,001	to	88,000	_____
14	88,001	to	90,000	_____
15	90,001	to	92,000	_____
16	92,001	to	94,000	_____
17	94,001	to	96,000	_____
18	96,001	to	98,000	_____
19	98,001	to	100,000	_____
20	100,001	to	102,000	_____
21	102,001	to	104,000	_____
22	104,001	to	105,500	_____

23 “ _____

24 “(d) For the period beginning on January 1, 2024, and ending on
25 December 31, 2025, subject to subsection (19) of this section, the reg-
26 istration fee for motor vehicles registered as farm vehicles under ORS
27 805.300 is as follows based upon the registration weight given in the
28 declaration of weight submitted under ORS 803.435:

29 “ _____

30 Weight in Pounds Fee

1	8,000	or	less	\$	_____
2	8,001	to	10,000		_____
3	10,001	to	12,000		_____
4	12,001	to	14,000		_____
5	14,001	to	16,000		_____
6	16,001	to	18,000		_____
7	18,001	to	20,000		_____
8	20,001	to	22,000		_____
9	22,001	to	24,000		_____
10	24,001	to	26,000		_____
11	26,001	to	28,000		_____
12	28,001	to	30,000		_____
13	30,001	to	32,000		_____
14	32,001	to	34,000		_____
15	34,001	to	36,000		_____
16	36,001	to	38,000		_____
17	38,001	to	40,000		_____
18	40,001	to	42,000		_____
19	42,001	to	44,000		_____
20	44,001	to	46,000		_____
21	46,001	to	48,000		_____
22	48,001	to	50,000		_____
23	50,001	to	52,000		_____
24	52,001	to	54,000		_____
25	54,001	to	56,000		_____
26	56,001	to	58,000		_____
27	58,001	to	60,000		_____
28	60,001	to	62,000		_____
29	62,001	to	64,000		_____
30	64,001	to	66,000		_____

1	66,001	to	68,000	_____
2	68,001	to	70,000	_____
3	70,001	to	72,000	_____
4	72,001	to	74,000	_____
5	74,001	to	76,000	_____
6	76,001	to	78,000	_____
7	78,001	to	80,000	_____
8	80,001	to	82,000	_____
9	82,001	to	84,000	_____
10	84,001	to	86,000	_____
11	86,001	to	88,000	_____
12	88,001	to	90,000	_____
13	90,001	to	92,000	_____
14	92,001	to	94,000	_____
15	94,001	to	96,000	_____
16	96,001	to	98,000	_____
17	98,001	to	100,000	_____
18	100,001	to	102,000	_____
19	102,001	to	104,000	_____
20	104,001	to	105,500	_____

21 “ _____
22 “(23) The registration fee for school vehicles registered under ORS 805.050
23 is [~~\$7.50~~] **\$10**.

24 “(24) The registration fee for a low-speed vehicle is [~~\$43~~], for each year
25 of the registration period,**as follows:**

26 “(a) **For the period beginning on January 1, 2018, and ending on**
27 **December 31, 2019, \$63.**

28 “(b) **For the period beginning on January 1, 2020, and ending on**
29 **December 31, 2021, \$68.**

30 “(c) **For the period beginning on January 1, 2022, and ending on**

1 **December 31, 2023, \$73.**

2 **“(d) For the period beginning on January 1, 2024, and ending on**
3 **December 31, 2025, \$78.**

4 “(25) A rental or leasing company, as defined in ORS 221.275, that elects
5 to initially register a vehicle for an annual or biennial registration period
6 shall pay a fee of [~~\$1~~] \$_____ in addition to the vehicle registration fee
7 provided under this section.

8 “(26) Racing activity vehicles registered under ORS 805.035, [~~\$81~~] **\$100.**

9 “(27) Medium-speed electric vehicles, [~~\$43~~] for each year of the registra-
10 tion period, **as follows:**

11 **“(a) For the period beginning on January 1, 2018, and ending on**
12 **December 31, 2019, \$63.**

13 **“(b) For the period beginning on January 1, 2020, and ending on**
14 **December 31, 2021, \$68.**

15 **“(c) For the period beginning on January 1, 2022, and ending on**
16 **December 31, 2023, \$73.**

17 **“(d) For the period beginning on January 1, 2024, and ending on**
18 **December 31, 2025, \$78.**

19 **“SECTION 35.** ORS 803.420, as amended by section 34 of this 2017 Act,
20 is amended to read:

21 “803.420. This section establishes registration fees for vehicles. If there
22 is uncertainty as to the classification of a vehicle for purposes of the pay-
23 ment of registration fees under the vehicle code, the Department of Trans-
24 portation may classify the vehicle to ensure that registration fees for the
25 vehicle are the same as for vehicles the department determines to be com-
26 parable. The registration fees for the vehicle shall be those based on the
27 classification determined by the department. Except as otherwise provided
28 in this section, or unless the vehicle is registered quarterly, the fees de-
29 scribed in this section are for an entire registration period for the vehicle
30 as described under ORS 803.415. The department shall apportion any fee un-

1 der this section to reflect the number of quarters registered for a vehicle
2 registered for a quarterly registration period under ORS 803.415. The fees
3 are payable when a vehicle is registered and upon renewal of registration.
4 Except as provided in ORS 801.041 (3) and 801.042 (7), the fee shall be in-
5 creased by any amount established by the governing body of a county or by
6 the governing body of a district, as defined in ORS 801.237, under ORS
7 801.041 or 801.042 as an additional registration fee for the vehicle. The fees
8 for registration of vehicles are as follows:

9 “(1) Vehicles not otherwise provided for in this section or ORS 821.320,
10 \$43 for each year of the registration period.

11 “(2) Mopeds, ~~\$64~~ for each year of the registration period.[, *as follows:*]

12 “[*a*] For the period beginning on January 1, 2018, and ending on December
13 31, 2019, \$44.]

14 “[*b*] For the period beginning on January 1, 2020, and ending on December
15 31, 2021, \$49.]

16 “[*c*] For the period beginning on January 1, 2022, and ending on December
17 31, 2023, \$54.]

18 “[*d*] For the period beginning on January 1, 2024, and ending on December
19 31, 2025, \$59.]

20 “(3) Motorcycles, ~~\$64~~ for each year of the registration period.[, *as*
21 *follows:*]

22 “[*a*] For the period beginning on January 1, 2018, and ending on December
23 31, 2019, \$44.]

24 “[*b*] For the period beginning on January 1, 2020, and ending on December
25 31, 2021, \$49.]

26 “[*c*] For the period beginning on January 1, 2022, and ending on December
27 31, 2023, \$54.]

28 “[*d*] For the period beginning on January 1, 2024, and ending on December
29 31, 2025, \$59.]

30 “(4) Government-owned vehicles registered under ORS 805.040, \$10.

1 “(5) State-owned vehicles registered under ORS 805.045, \$10 on registra-
2 tion or renewal.

3 “(6) Undercover vehicles registered under ORS 805.060, \$10 on registration
4 or renewal.

5 “(7) Antique vehicles registered under ORS 805.010, \$100.

6 “(8) Vehicles of special interest registered under ORS 805.020, \$100.

7 “(9) Electric vehicles and hybrid vehicles that use electricity and another
8 source of motive power, as follows:

9 “(a) The registration fee for an electric or hybrid vehicle not otherwise
10 described in this subsection is \$43 for each year of the registration period.

11 “(b) The registration fee for electric or hybrid vehicles that have two or
12 three wheels is \$43. This paragraph does not apply to electric or hybrid
13 mopeds. Electric or hybrid mopeds are subject to the same registration fee
14 as otherwise provided for mopeds under this section.

15 “(c) The registration fees for the following electric or hybrid vehicles are
16 the same as for comparable nonelectric vehicles described in this section plus
17 50 percent of such fee:

18 “(A) Motor homes.

19 “(B) Commercial buses.

20 “(C) Vehicles registered as farm vehicles under ORS 805.300.

21 “(D) Vehicles required to establish registration weight under ORS 803.430
22 or 826.013.

23 “[*(10)(a) For the period beginning on January 1, 2018, and ending on De-*
24 *cember 31, 2019, motor vehicles required to establish a registration weight un-*
25 *der ORS 803.430 or 826.013, tow vehicles used to transport property for hire*
26 *other than as described in ORS 822.210, and commercial buses, as provided in*
27 *the following chart, based upon the weight submitted in the declaration of*
28 *weight prepared under ORS 803.435 or 826.015:]*

29 “[_____]

30 *Weight in Pounds* *Fee*

1	8,000	or	less	\$	_____
2	8,001	to	10,000		_____
3	10,001	to	12,000		_____
4	12,001	to	14,000		_____
5	14,001	to	16,000		_____
6	16,001	to	18,000		_____
7	18,001	to	20,000		_____
8	20,001	to	22,000		_____
9	22,001	to	24,000		_____
10	24,001	to	26,000		_____
11	26,001	to	28,000		_____
12	28,001	to	30,000		_____
13	30,001	to	32,000		_____
14	32,001	to	34,000		_____
15	34,001	to	36,000		_____
16	36,001	to	38,000		_____
17	38,001	to	40,000		_____
18	40,001	to	42,000		_____
19	42,001	to	44,000		_____
20	44,001	to	46,000		_____
21	46,001	to	48,000		_____
22	48,001	to	50,000		_____
23	50,001	to	52,000		_____
24	52,001	to	54,000		_____
25	54,001	to	56,000		_____
26	56,001	to	58,000		_____
27	58,001	to	60,000		_____
28	60,001	to	62,000		_____
29	62,001	to	64,000		_____
30	64,001	to	66,000		_____

1	66,001	to	68,000	_____
2	68,001	to	70,000	_____
3	70,001	to	72,000	_____
4	72,001	to	74,000	_____
5	74,001	to	76,000	_____
6	76,001	to	78,000	_____
7	78,001	to	80,000	_____
8	80,001	to	82,000	_____
9	82,001	to	84,000	_____
10	84,001	to	86,000	_____
11	86,001	to	88,000	_____
12	88,001	to	90,000	_____
13	90,001	to	92,000	_____
14	92,001	to	94,000	_____
15	94,001	to	96,000	_____
16	96,001	to	98,000	_____
17	98,001	to	100,000	_____
18	100,001	to	102,000	_____
19	102,001	to	104,000	_____
20	104,001	to	105,500	_____

21 “[_____]

22 “(b) For the period beginning on January 1, 2020, and ending on December
23 31, 2021, motor vehicles required to establish a registration weight under ORS
24 803.430 or 826.013, tow vehicles used to transport property for hire other than
25 as described in ORS 822.210, and commercial buses, as provided in the fol-
26 lowing chart, based upon the weight submitted in the declaration of weight
27 prepared under ORS 803.435 or 826.015:]

28 “[_____]

29	Weight in Pounds		Fee	
30	8,000	or	less	\$ _____

1	8,001	to	10,000	_____
2	10,001	to	12,000	_____
3	12,001	to	14,000	_____
4	14,001	to	16,000	_____
5	16,001	to	18,000	_____
6	18,001	to	20,000	_____
7	20,001	to	22,000	_____
8	22,001	to	24,000	_____
9	24,001	to	26,000	_____
10	26,001	to	28,000	_____
11	28,001	to	30,000	_____
12	30,001	to	32,000	_____
13	32,001	to	34,000	_____
14	34,001	to	36,000	_____
15	36,001	to	38,000	_____
16	38,001	to	40,000	_____
17	40,001	to	42,000	_____
18	42,001	to	44,000	_____
19	44,001	to	46,000	_____
20	46,001	to	48,000	_____
21	48,001	to	50,000	_____
22	50,001	to	52,000	_____
23	52,001	to	54,000	_____
24	54,001	to	56,000	_____
25	56,001	to	58,000	_____
26	58,001	to	60,000	_____
27	60,001	to	62,000	_____
28	62,001	to	64,000	_____
29	64,001	to	66,000	_____
30	66,001	to	68,000	_____

1	68,001 to 70,000	_____
2	70,001 to 72,000	_____
3	72,001 to 74,000	_____
4	74,001 to 76,000	_____
5	76,001 to 78,000	_____
6	78,001 to 80,000	_____
7	80,001 to 82,000	_____
8	82,001 to 84,000	_____
9	84,001 to 86,000	_____
10	86,001 to 88,000	_____
11	88,001 to 90,000	_____
12	90,001 to 92,000	_____
13	92,001 to 94,000	_____
14	94,001 to 96,000	_____
15	96,001 to 98,000	_____
16	98,001 to 100,000	_____
17	100,001 to 102,000	_____
18	102,001 to 104,000	_____
19	104,001 to 105,500	_____

20 “[_____]

21 “[(c) For the period beginning on January 1, 2022, and ending on December
22 31, 2023, motor vehicles required to establish a registration weight under ORS
23 803.430 or 826.013, tow vehicles used to transport property for hire other than
24 as described in ORS 822.210, and commercial buses, as provided in the fol-
25 lowing chart, based upon the weight submitted in the declaration of weight
26 prepared under ORS 803.435 or 826.015:]

27 “[_____]

28	<i>Weight in Pounds</i>	<i>Fee</i>	
29	8,000 or less	\$	_____
30	8,001 to 10,000		_____

1	10,001	to	12,000	_____
2	12,001	to	14,000	_____
3	14,001	to	16,000	_____
4	16,001	to	18,000	_____
5	18,001	to	20,000	_____
6	20,001	to	22,000	_____
7	22,001	to	24,000	_____
8	24,001	to	26,000	_____
9	26,001	to	28,000	_____
10	28,001	to	30,000	_____
11	30,001	to	32,000	_____
12	32,001	to	34,000	_____
13	34,001	to	36,000	_____
14	36,001	to	38,000	_____
15	38,001	to	40,000	_____
16	40,001	to	42,000	_____
17	42,001	to	44,000	_____
18	44,001	to	46,000	_____
19	46,001	to	48,000	_____
20	48,001	to	50,000	_____
21	50,001	to	52,000	_____
22	52,001	to	54,000	_____
23	54,001	to	56,000	_____
24	56,001	to	58,000	_____
25	58,001	to	60,000	_____
26	60,001	to	62,000	_____
27	62,001	to	64,000	_____
28	64,001	to	66,000	_____
29	66,001	to	68,000	_____
30	68,001	to	70,000	_____

1	70,001 to 72,000	_____
2	72,001 to 74,000	_____
3	74,001 to 76,000	_____
4	76,001 to 78,000	_____
5	78,001 to 80,000	_____
6	80,001 to 82,000	_____
7	82,001 to 84,000	_____
8	84,001 to 86,000	_____
9	86,001 to 88,000	_____
10	88,001 to 90,000	_____
11	90,001 to 92,000	_____
12	92,001 to 94,000	_____
13	94,001 to 96,000	_____
14	96,001 to 98,000	_____
15	98,001 to 100,000	_____
16	100,001 to 102,000	_____
17	102,001 to 104,000	_____
18	104,001 to 105,500	_____

19 “[_____]

20 “[(d) For the period beginning on January 1, 2024, and ending on December
21 31, 2025, motor vehicles required to establish a registration weight under ORS
22 803.430 or 826.013, tow vehicles used to transport property for hire other than
23 as described in ORS 822.210, and commercial buses, as provided in the fol-
24 lowing chart, based upon the weight submitted in the declaration of weight
25 prepared under ORS 803.435 or 826.015:]

26 “[_____]

27	Weight in Pounds	Fee
28	8,000 or less	\$ _____
29	8,001 to 10,000	_____
30	10,001 to 12,000	_____

1	12,001	to	14,000	_____
2	14,001	to	16,000	_____
3	16,001	to	18,000	_____
4	18,001	to	20,000	_____
5	20,001	to	22,000	_____
6	22,001	to	24,000	_____
7	24,001	to	26,000	_____
8	26,001	to	28,000	_____
9	28,001	to	30,000	_____
10	30,001	to	32,000	_____
11	32,001	to	34,000	_____
12	34,001	to	36,000	_____
13	36,001	to	38,000	_____
14	38,001	to	40,000	_____
15	40,001	to	42,000	_____
16	42,001	to	44,000	_____
17	44,001	to	46,000	_____
18	46,001	to	48,000	_____
19	48,001	to	50,000	_____
20	50,001	to	52,000	_____
21	52,001	to	54,000	_____
22	54,001	to	56,000	_____
23	56,001	to	58,000	_____
24	58,001	to	60,000	_____
25	60,001	to	62,000	_____
26	62,001	to	64,000	_____
27	64,001	to	66,000	_____
28	66,001	to	68,000	_____
29	68,001	to	70,000	_____
30	70,001	to	72,000	_____

1	72,001 to 74,000	_____
2	74,001 to 76,000	_____
3	76,001 to 78,000	_____
4	78,001 to 80,000	_____
5	80,001 to 82,000	_____
6	82,001 to 84,000	_____
7	84,001 to 86,000	_____
8	86,001 to 88,000	_____
9	88,001 to 90,000	_____
10	90,001 to 92,000	_____
11	92,001 to 94,000	_____
12	94,001 to 96,000	_____
13	96,001 to 98,000	_____
14	98,001 to 100,000	_____
15	100,001 to 102,000	_____
16	102,001 to 104,000	_____
17	104,001 to 105,500	_____

18 “[_____]

19 “[(11)(a)(A) For the period beginning on January 1, 2018, and ending on
20 December 31, 2019, motor vehicles with a registration weight of more than 8,000
21 pounds that are described in ORS 825.015, that are operated by a charitable
22 organization as defined in ORS 825.017 (13), as provided in the following
23 chart:]

24 “[_____]

25	Weight in Pounds	Fee
26	8,001 to 10,000	\$ _____
27	10,001 to 12,000	_____
28	12,001 to 14,000	_____
29	14,001 to 16,000	_____
30	16,001 to 18,000	_____

1	18,001	to	20,000	_____
2	20,001	to	22,000	_____
3	22,001	to	24,000	_____
4	24,001	to	26,000	_____
5	26,001	to	28,000	_____
6	28,001	to	30,000	_____
7	30,001	to	32,000	_____
8	32,001	to	34,000	_____
9	34,001	to	36,000	_____
10	36,001	to	38,000	_____
11	38,001	to	40,000	_____
12	40,001	to	42,000	_____
13	42,001	to	44,000	_____
14	44,001	to	46,000	_____
15	46,001	to	48,000	_____
16	48,001	to	50,000	_____
17	50,001	to	52,000	_____
18	52,001	to	54,000	_____
19	54,001	to	56,000	_____
20	56,001	to	58,000	_____
21	58,001	to	60,000	_____
22	60,001	to	62,000	_____
23	62,001	to	64,000	_____
24	64,001	to	66,000	_____
25	66,001	to	68,000	_____
26	68,001	to	70,000	_____
27	70,001	to	72,000	_____
28	72,001	to	74,000	_____
29	74,001	to	76,000	_____
30	76,001	to	78,000	_____

1	78,001 to 80,000	_____
2	80,001 to 82,000	_____
3	82,001 to 84,000	_____
4	84,001 to 86,000	_____
5	86,001 to 88,000	_____
6	88,001 to 90,000	_____
7	90,001 to 92,000	_____
8	92,001 to 94,000	_____
9	94,001 to 96,000	_____
10	96,001 to 98,000	_____
11	98,001 to 100,000	_____
12	100,001 to 102,000	_____
13	102,001 to 104,000	_____
14	104,001 to 105,500	_____

15 “[_____]

16 “[(B) For the period beginning on January 1, 2020, and ending on Decem-
17 ber 31, 2021, motor vehicles with a registration weight of more than 8,000
18 pounds that are described in ORS 825.015, that are operated by a charitable
19 organization as defined in ORS 825.017 (13), as provided in the following
20 chart:]

21 “[_____]

22	Weight in Pounds	Fee
23	8,001 to 10,000	\$ _____
24	10,001 to 12,000	_____
25	12,001 to 14,000	_____
26	14,001 to 16,000	_____
27	16,001 to 18,000	_____
28	18,001 to 20,000	_____
29	20,001 to 22,000	_____
30	22,001 to 24,000	_____

1	24,001	to	26,000	_____
2	26,001	to	28,000	_____
3	28,001	to	30,000	_____
4	30,001	to	32,000	_____
5	32,001	to	34,000	_____
6	34,001	to	36,000	_____
7	36,001	to	38,000	_____
8	38,001	to	40,000	_____
9	40,001	to	42,000	_____
10	42,001	to	44,000	_____
11	44,001	to	46,000	_____
12	46,001	to	48,000	_____
13	48,001	to	50,000	_____
14	50,001	to	52,000	_____
15	52,001	to	54,000	_____
16	54,001	to	56,000	_____
17	56,001	to	58,000	_____
18	58,001	to	60,000	_____
19	60,001	to	62,000	_____
20	62,001	to	64,000	_____
21	64,001	to	66,000	_____
22	66,001	to	68,000	_____
23	68,001	to	70,000	_____
24	70,001	to	72,000	_____
25	72,001	to	74,000	_____
26	74,001	to	76,000	_____
27	76,001	to	78,000	_____
28	78,001	to	80,000	_____
29	80,001	to	82,000	_____
30	82,001	to	84,000	_____

1	84,001 to 86,000	_____
2	86,001 to 88,000	_____
3	88,001 to 90,000	_____
4	90,001 to 92,000	_____
5	92,001 to 94,000	_____
6	94,001 to 96,000	_____
7	96,001 to 98,000	_____
8	98,001 to 100,000	_____
9	100,001 to 102,000	_____
10	102,001 to 104,000	_____
11	104,001 to 105,500	_____

12 “[_____]

13 “[(C) For the period beginning on January 1, 2022, and ending on December
14 31, 2023, motor vehicles with a registration weight of more than 8,000 pounds
15 that are described in ORS 825.015, that are operated by a charitable organ-
16 ization as defined in ORS 825.017 (13), as provided in the following chart:]

17 “[_____]

	<i>Weight in Pounds</i>	<i>Fee</i>
18		
19	8,001 to 10,000	\$ _____
20	10,001 to 12,000	_____
21	12,001 to 14,000	_____
22	14,001 to 16,000	_____
23	16,001 to 18,000	_____
24	18,001 to 20,000	_____
25	20,001 to 22,000	_____
26	22,001 to 24,000	_____
27	24,001 to 26,000	_____
28	26,001 to 28,000	_____
29	28,001 to 30,000	_____
30	30,001 to 32,000	_____

1	32,001	to	34,000	_____
2	34,001	to	36,000	_____
3	36,001	to	38,000	_____
4	38,001	to	40,000	_____
5	40,001	to	42,000	_____
6	42,001	to	44,000	_____
7	44,001	to	46,000	_____
8	46,001	to	48,000	_____
9	48,001	to	50,000	_____
10	50,001	to	52,000	_____
11	52,001	to	54,000	_____
12	54,001	to	56,000	_____
13	56,001	to	58,000	_____
14	58,001	to	60,000	_____
15	60,001	to	62,000	_____
16	62,001	to	64,000	_____
17	64,001	to	66,000	_____
18	66,001	to	68,000	_____
19	68,001	to	70,000	_____
20	70,001	to	72,000	_____
21	72,001	to	74,000	_____
22	74,001	to	76,000	_____
23	76,001	to	78,000	_____
24	78,001	to	80,000	_____
25	80,001	to	82,000	_____
26	82,001	to	84,000	_____
27	84,001	to	86,000	_____
28	86,001	to	88,000	_____
29	88,001	to	90,000	_____
30	90,001	to	92,000	_____

1	92,001 to 94,000	_____
2	94,001 to 96,000	_____
3	96,001 to 98,000	_____
4	98,001 to 100,000	_____
5	100,001 to 102,000	_____
6	102,001 to 104,000	_____
7	104,001 to 105,500	_____

8 “[_____]

9 “[(D) For the period beginning on January 1, 2024, and ending on Decem-
10 ber 31, 2025, motor vehicles with a registration weight of more than 8,000
11 pounds that are described in ORS 825.015, that are operated by a charitable
12 organization as defined in ORS 825.017 (13), as provided in the following
13 chart:]

14 “[_____]

15	Weight in Pounds	Fee	
16	8,001 to 10,000	\$	_____
17	10,001 to 12,000		_____
18	12,001 to 14,000		_____
19	14,001 to 16,000		_____
20	16,001 to 18,000		_____
21	18,001 to 20,000		_____
22	20,001 to 22,000		_____
23	22,001 to 24,000		_____
24	24,001 to 26,000		_____
25	26,001 to 28,000		_____
26	28,001 to 30,000		_____
27	30,001 to 32,000		_____
28	32,001 to 34,000		_____
29	34,001 to 36,000		_____
30	36,001 to 38,000		_____

1	38,001	to	40,000	_____
2	40,001	to	42,000	_____
3	42,001	to	44,000	_____
4	44,001	to	46,000	_____
5	46,001	to	48,000	_____
6	48,001	to	50,000	_____
7	50,001	to	52,000	_____
8	52,001	to	54,000	_____
9	54,001	to	56,000	_____
10	56,001	to	58,000	_____
11	58,001	to	60,000	_____
12	60,001	to	62,000	_____
13	62,001	to	64,000	_____
14	64,001	to	66,000	_____
15	66,001	to	68,000	_____
16	68,001	to	70,000	_____
17	70,001	to	72,000	_____
18	72,001	to	74,000	_____
19	74,001	to	76,000	_____
20	76,001	to	78,000	_____
21	78,001	to	80,000	_____
22	80,001	to	82,000	_____
23	82,001	to	84,000	_____
24	84,001	to	86,000	_____
25	86,001	to	88,000	_____
26	88,001	to	90,000	_____
27	90,001	to	92,000	_____
28	92,001	to	94,000	_____
29	94,001	to	96,000	_____
30	96,001	to	98,000	_____

1	98,001 to 100,000	_____
2	100,001 to 102,000	_____
3	102,001 to 104,000	_____
4	104,001 to 105,500	_____

5 “[_____]

6 “[(b)(A) For the period beginning on January 1, 2018, and ending on De-
7 cember 31, 2019, motor vehicles with a registration weight of more than 8,000
8 pounds that are certified under ORS 822.205, unless the motor vehicles are
9 registered under subsection (10) of this section, or that are used exclusively to
10 transport manufactured structures, as provided in the following chart:]

11 “[_____]

12	<i>Weight in Pounds</i>	<i>Fee</i>
13	8,001 to 10,000	\$ _____
14	10,001 to 12,000	_____
15	12,001 to 14,000	_____
16	14,001 to 16,000	_____
17	16,001 to 18,000	_____
18	18,001 to 20,000	_____
19	20,001 to 22,000	_____
20	22,001 to 24,000	_____
21	24,001 to 26,000	_____
22	26,001 to 28,000	_____
23	28,001 to 30,000	_____
24	30,001 to 32,000	_____
25	32,001 to 34,000	_____
26	34,001 to 36,000	_____
27	36,001 to 38,000	_____
28	38,001 to 40,000	_____
29	40,001 to 42,000	_____
30	42,001 to 44,000	_____

1	44,001	to	46,000	_____
2	46,001	to	48,000	_____
3	48,001	to	50,000	_____
4	50,001	to	52,000	_____
5	52,001	to	54,000	_____
6	54,001	to	56,000	_____
7	56,001	to	58,000	_____
8	58,001	to	60,000	_____
9	60,001	to	62,000	_____
10	62,001	to	64,000	_____
11	64,001	to	66,000	_____
12	66,001	to	68,000	_____
13	68,001	to	70,000	_____
14	70,001	to	72,000	_____
15	72,001	to	74,000	_____
16	74,001	to	76,000	_____
17	76,001	to	78,000	_____
18	78,001	to	80,000	_____
19	80,001	to	82,000	_____
20	82,001	to	84,000	_____
21	84,001	to	86,000	_____
22	86,001	to	88,000	_____
23	88,001	to	90,000	_____
24	90,001	to	92,000	_____
25	92,001	to	94,000	_____
26	94,001	to	96,000	_____
27	96,001	to	98,000	_____
28	98,001	to	100,000	_____
29	100,001	to	102,000	_____
30	102,001	to	104,000	_____

1 104,001 to 105,500 _____

2 “[_____]

3 “[*(B) For the period beginning on January 1, 2020, and ending on Decem-*
4 *ber 31, 2021, motor vehicles with a registration weight of more than 8,000*
5 *pounds that are certified under ORS 822.205, unless the motor vehicles are*
6 *registered under subsection (10) of this section, or that are used exclusively to*
7 *transport manufactured structures, as provided in the following chart:]*

8 “[_____]

Weight in Pounds	Fee
8,001 to 10,000	\$ _____
10,001 to 12,000	_____
12,001 to 14,000	_____
14,001 to 16,000	_____
16,001 to 18,000	_____
18,001 to 20,000	_____
20,001 to 22,000	_____
22,001 to 24,000	_____
24,001 to 26,000	_____
26,001 to 28,000	_____
28,001 to 30,000	_____
30,001 to 32,000	_____
32,001 to 34,000	_____
34,001 to 36,000	_____
36,001 to 38,000	_____
38,001 to 40,000	_____
40,001 to 42,000	_____
42,001 to 44,000	_____
44,001 to 46,000	_____
46,001 to 48,000	_____
48,001 to 50,000	_____

1 50,001 to 52,000 _____
2 52,001 to 54,000 _____
3 54,001 to 56,000 _____
4 56,001 to 58,000 _____
5 58,001 to 60,000 _____
6 60,001 to 62,000 _____
7 62,001 to 64,000 _____
8 64,001 to 66,000 _____
9 66,001 to 68,000 _____
10 68,001 to 70,000 _____
11 70,001 to 72,000 _____
12 72,001 to 74,000 _____
13 74,001 to 76,000 _____
14 76,001 to 78,000 _____
15 78,001 to 80,000 _____
16 80,001 to 82,000 _____
17 82,001 to 84,000 _____
18 84,001 to 86,000 _____
19 86,001 to 88,000 _____
20 88,001 to 90,000 _____
21 90,001 to 92,000 _____
22 92,001 to 94,000 _____
23 94,001 to 96,000 _____
24 96,001 to 98,000 _____
25 98,001 to 100,000 _____
26 100,001 to 102,000 _____
27 102,001 to 104,000 _____
28 104,001 to 105,500 _____

29 “[_____]

30 “[*(C) For the period beginning on January 1, 2022, and ending on December*

1 31, 2023, motor vehicles with a registration weight of more than 8,000 pounds
 2 that are certified under ORS 822.205, unless the motor vehicles are registered
 3 under subsection (10) of this section, or that are used exclusively to transport
 4 manufactured structures, as provided in the following chart:]

5 “[_____]

<i>Weight in Pounds</i>	<i>Fee</i>
8,001 to 10,000	\$ _____
10,001 to 12,000	_____
12,001 to 14,000	_____
14,001 to 16,000	_____
16,001 to 18,000	_____
18,001 to 20,000	_____
20,001 to 22,000	_____
22,001 to 24,000	_____
24,001 to 26,000	_____
26,001 to 28,000	_____
28,001 to 30,000	_____
30,001 to 32,000	_____
32,001 to 34,000	_____
34,001 to 36,000	_____
36,001 to 38,000	_____
38,001 to 40,000	_____
40,001 to 42,000	_____
42,001 to 44,000	_____
44,001 to 46,000	_____
46,001 to 48,000	_____
48,001 to 50,000	_____
50,001 to 52,000	_____
52,001 to 54,000	_____
54,001 to 56,000	_____

1	56,001	to	58,000	_____
2	58,001	to	60,000	_____
3	60,001	to	62,000	_____
4	62,001	to	64,000	_____
5	64,001	to	66,000	_____
6	66,001	to	68,000	_____
7	68,001	to	70,000	_____
8	70,001	to	72,000	_____
9	72,001	to	74,000	_____
10	74,001	to	76,000	_____
11	76,001	to	78,000	_____
12	78,001	to	80,000	_____
13	80,001	to	82,000	_____
14	82,001	to	84,000	_____
15	84,001	to	86,000	_____
16	86,001	to	88,000	_____
17	88,001	to	90,000	_____
18	90,001	to	92,000	_____
19	92,001	to	94,000	_____
20	94,001	to	96,000	_____
21	96,001	to	98,000	_____
22	98,001	to	100,000	_____
23	100,001	to	102,000	_____
24	102,001	to	104,000	_____
25	104,001	to	105,500	_____

26 “[_____]

27 “[(D) For the period beginning on January 1, 2024, and ending on Decem-
28 ber 31, 2025, motor vehicles with a registration weight of more than 8,000
29 pounds that are certified under ORS 822.205, unless the motor vehicles are
30 registered under subsection (10) of this section, or that are used exclusively to

1 *transport manufactured structures, as provided in the following chart:]*

2 “[_____]

3	<i>Weight in Pounds</i>	<i>Fee</i>
4	8,001 to 10,000	\$ _____
5	10,001 to 12,000	_____
6	12,001 to 14,000	_____
7	14,001 to 16,000	_____
8	16,001 to 18,000	_____
9	18,001 to 20,000	_____
10	20,001 to 22,000	_____
11	22,001 to 24,000	_____
12	24,001 to 26,000	_____
13	26,001 to 28,000	_____
14	28,001 to 30,000	_____
15	30,001 to 32,000	_____
16	32,001 to 34,000	_____
17	34,001 to 36,000	_____
18	36,001 to 38,000	_____
19	38,001 to 40,000	_____
20	40,001 to 42,000	_____
21	42,001 to 44,000	_____
22	44,001 to 46,000	_____
23	46,001 to 48,000	_____
24	48,001 to 50,000	_____
25	50,001 to 52,000	_____
26	52,001 to 54,000	_____
27	54,001 to 56,000	_____
28	56,001 to 58,000	_____
29	58,001 to 60,000	_____
30	60,001 to 62,000	_____

1	62,001 to 64,000	_____
2	64,001 to 66,000	_____
3	66,001 to 68,000	_____
4	68,001 to 70,000	_____
5	70,001 to 72,000	_____
6	72,001 to 74,000	_____
7	74,001 to 76,000	_____
8	76,001 to 78,000	_____
9	78,001 to 80,000	_____
10	80,001 to 82,000	_____
11	82,001 to 84,000	_____
12	84,001 to 86,000	_____
13	86,001 to 88,000	_____
14	88,001 to 90,000	_____
15	90,001 to 92,000	_____
16	92,001 to 94,000	_____
17	94,001 to 96,000	_____
18	96,001 to 98,000	_____
19	98,001 to 100,000	_____
20	100,001 to 102,000	_____
21	102,001 to 104,000	_____
22	104,001 to 105,500	_____

23 “[_____]

24 “(10) Motor vehicles required to establish a registration weight un-
 25 der ORS 803.430 or 826.013, tow vehicles used to transport property for
 26 hire other than as described in ORS 822.210, and commercial buses, as
 27 provided in the following chart, based upon the weight submitted in
 28 the declaration of weight prepared under ORS 803.435 or 826.015:

29 “ _____

30 **Weight in Pounds** **Fee**

1	8,000	or	less	\$	_____
2	8,001	to	10,000		_____
3	10,001	to	12,000		_____
4	12,001	to	14,000		_____
5	14,001	to	16,000		_____
6	16,001	to	18,000		_____
7	18,001	to	20,000		_____
8	20,001	to	22,000		_____
9	22,001	to	24,000		_____
10	24,001	to	26,000		_____
11	26,001	to	28,000		_____
12	28,001	to	30,000		_____
13	30,001	to	32,000		_____
14	32,001	to	34,000		_____
15	34,001	to	36,000		_____
16	36,001	to	38,000		_____
17	38,001	to	40,000		_____
18	40,001	to	42,000		_____
19	42,001	to	44,000		_____
20	44,001	to	46,000		_____
21	46,001	to	48,000		_____
22	48,001	to	50,000		_____
23	50,001	to	52,000		_____
24	52,001	to	54,000		_____
25	54,001	to	56,000		_____
26	56,001	to	58,000		_____
27	58,001	to	60,000		_____
28	60,001	to	62,000		_____
29	62,001	to	64,000		_____
30	64,001	to	66,000		_____

1	66,001	to	68,000	_____
2	68,001	to	70,000	_____
3	70,001	to	72,000	_____
4	72,001	to	74,000	_____
5	74,001	to	76,000	_____
6	76,001	to	78,000	_____
7	78,001	to	80,000	_____
8	80,001	to	82,000	_____
9	82,001	to	84,000	_____
10	84,001	to	86,000	_____
11	86,001	to	88,000	_____
12	88,001	to	90,000	_____
13	90,001	to	92,000	_____
14	92,001	to	94,000	_____
15	94,001	to	96,000	_____
16	96,001	to	98,000	_____
17	98,001	to	100,000	_____
18	100,001	to	102,000	_____
19	102,001	to	104,000	_____
20	104,001	to	105,500	_____

21 “ _____
 22 “(11)(a) Motor vehicles with a registration weight of more than 8,000
 23 pounds that are described in ORS 825.015, that are operated by a
 24 charitable organization as defined in ORS 825.017 (13), as provided in
 25 the following chart:

26 “ _____

27	Weight in Pounds	Fee	
28	8,001 to 10,000	\$	_____
29	10,001 to 12,000		_____
30	12,001 to 14,000		_____

1	14,001	to	16,000	_____
2	16,001	to	18,000	_____
3	18,001	to	20,000	_____
4	20,001	to	22,000	_____
5	22,001	to	24,000	_____
6	24,001	to	26,000	_____
7	26,001	to	28,000	_____
8	28,001	to	30,000	_____
9	30,001	to	32,000	_____
10	32,001	to	34,000	_____
11	34,001	to	36,000	_____
12	36,001	to	38,000	_____
13	38,001	to	40,000	_____
14	40,001	to	42,000	_____
15	42,001	to	44,000	_____
16	44,001	to	46,000	_____
17	46,001	to	48,000	_____
18	48,001	to	50,000	_____
19	50,001	to	52,000	_____
20	52,001	to	54,000	_____
21	54,001	to	56,000	_____
22	56,001	to	58,000	_____
23	58,001	to	60,000	_____
24	60,001	to	62,000	_____
25	62,001	to	64,000	_____
26	64,001	to	66,000	_____
27	66,001	to	68,000	_____
28	68,001	to	70,000	_____
29	70,001	to	72,000	_____
30	72,001	to	74,000	_____

1	74,001 to 76,000	_____
2	76,001 to 78,000	_____
3	78,001 to 80,000	_____
4	80,001 to 82,000	_____
5	82,001 to 84,000	_____
6	84,001 to 86,000	_____
7	86,001 to 88,000	_____
8	88,001 to 90,000	_____
9	90,001 to 92,000	_____
10	92,001 to 94,000	_____
11	94,001 to 96,000	_____
12	96,001 to 98,000	_____
13	98,001 to 100,000	_____
14	100,001 to 102,000	_____
15	102,001 to 104,000	_____
16	104,001 to 105,500	_____

17 “ _____

18 **“(b) Motor vehicles with a registration weight of more than 8,000**
19 **pounds that are certified under ORS 822.205, unless the motor vehicles**
20 **are registered under subsection (10) of this section, or that are used**
21 **exclusively to transport manufactured structures, as provided in the**
22 **following chart:**

23 “ _____

24	Weight in Pounds	Fee
25	8,001 to 10,000	\$ _____
26	10,001 to 12,000	_____
27	12,001 to 14,000	_____
28	14,001 to 16,000	_____
29	16,001 to 18,000	_____
30	18,001 to 20,000	_____

1	20,001	to	22,000	_____
2	22,001	to	24,000	_____
3	24,001	to	26,000	_____
4	26,001	to	28,000	_____
5	28,001	to	30,000	_____
6	30,001	to	32,000	_____
7	32,001	to	34,000	_____
8	34,001	to	36,000	_____
9	36,001	to	38,000	_____
10	38,001	to	40,000	_____
11	40,001	to	42,000	_____
12	42,001	to	44,000	_____
13	44,001	to	46,000	_____
14	46,001	to	48,000	_____
15	48,001	to	50,000	_____
16	50,001	to	52,000	_____
17	52,001	to	54,000	_____
18	54,001	to	56,000	_____
19	56,001	to	58,000	_____
20	58,001	to	60,000	_____
21	60,001	to	62,000	_____
22	62,001	to	64,000	_____
23	64,001	to	66,000	_____
24	66,001	to	68,000	_____
25	68,001	to	70,000	_____
26	70,001	to	72,000	_____
27	72,001	to	74,000	_____
28	74,001	to	76,000	_____
29	76,001	to	78,000	_____
30	78,001	to	80,000	_____

1	80,001	to	82,000	_____
2	82,001	to	84,000	_____
3	84,001	to	86,000	_____
4	86,001	to	88,000	_____
5	88,001	to	90,000	_____
6	90,001	to	92,000	_____
7	92,001	to	94,000	_____
8	94,001	to	96,000	_____
9	96,001	to	98,000	_____
10	98,001	to	100,000	_____
11	100,001	to	102,000	_____
12	102,001	to	104,000	_____
13	104,001	to	105,500	_____

14 “ _____

15 “(c) The owner of a vehicle described in paragraphs (a) and (b) of this
16 subsection must certify at the time of initial registration, in a manner de-
17 termined by the department by rule, that the motor vehicle will be used ex-
18 clusively to transport manufactured structures or exclusively as described in
19 ORS 822.210, unless the motor vehicle is registered under subsection (10) of
20 this section, or as described in ORS 825.015 or 825.017 (13). Registration of
21 a vehicle described in paragraphs (a) and (b) of this subsection is invalid if
22 the vehicle is operated in any manner other than that described in the cer-
23 tification under this paragraph.

24 “(12) Trailers registered under permanent registration, \$_____.

25 “(13) Fixed load vehicles as follows:

26 “(a) If a declaration of weight described under ORS 803.435 is submitted
27 establishing the weight of the vehicle at 3,000 pounds or less, \$_____.

28 “(b) If no declaration of weight is submitted or if the weight of the vehi-
29 cle is in excess of 3,000 pounds, \$_____.

30 “(14) Trailers for hire that are equipped with pneumatic tires made of an

1 elastic material and that are not travel trailers or trailers registered under
2 permanent registration, \$_____.

3 “(15) Trailers registered as part of a fleet under an agreement reached
4 pursuant to ORS 802.500, the same as the fee for vehicles of the same type
5 registered under other provisions of the Oregon Vehicle Code.

6 “(16) Travel trailers, campers and motor homes as follows, based on
7 length as determined under ORS 803.425:

8 “(a) For travel trailers or campers that are 6 to 10 feet in length, \$81.

9 “(b) For travel trailers or campers over 10 feet in length, \$81 plus \$6.75
10 a foot for each foot of length over the first 10 feet.

11 “(c) For motor homes that are 6 to 14 feet in length, \$54.

12 “(d) For motor homes over 14 feet in length, \$126 plus \$7.50 a foot for
13 each foot of length over the first 10 feet.

14 “(17) Special use trailers as follows, based on length as determined under
15 ORS 803.425:

16 “(a) For lengths 6 to 10 feet, \$54.

17 “(b) For special use trailers over 10 feet in length, \$54 plus \$3 a foot for
18 each foot of length over the first 10 feet.

19 “(18) Fees for vehicles with proportional registration under ORS 826.009,
20 or proportioned fleet registration under ORS 826.011, are as provided for ve-
21 hicles of the same type under this section except that the fees shall be fixed
22 on an apportioned basis as provided under the agreement established under
23 ORS 826.007.

24 “(19) For any vehicle that is registered under a quarterly registration
25 period, a minimum of \$15 for each quarter registered plus an additional fee
26 of \$_____.

27 “(20) In addition to any other fees charged for registration of vehicles in
28 fleets under ORS 805.120, the department may charge the following fees:

29 “(a) A \$_____ service charge for each vehicle entered into a fleet.

30 “(b) A \$_____ service charge for each vehicle in the fleet at the time of

1 renewal.

2 “(21) The registration fee for vehicles with special registration for disa-
3 bled veterans under ORS 805.100 is a fee of \$15.

4 “[*(22)(a) For the period beginning on January 1, 2018, and ending on De-*
5 *cember 31, 2019, subject to subsection (19) of this section, the registration fee*
6 *for motor vehicles registered as farm vehicles under ORS 805.300 is as follows*
7 *based upon the registration weight given in the declaration of weight submit-*
8 *ted under ORS 803.435:]*

9 “[_____]

10	<i>Weight in Pounds</i>	<i>Fee</i>
11	<i>8,000 or less</i>	<i>\$ _____</i>
12	<i>8,001 to 10,000</i>	<i>_____</i>
13	<i>10,001 to 12,000</i>	<i>_____</i>
14	<i>12,001 to 14,000</i>	<i>_____</i>
15	<i>14,001 to 16,000</i>	<i>_____</i>
16	<i>16,001 to 18,000</i>	<i>_____</i>
17	<i>18,001 to 20,000</i>	<i>_____</i>
18	<i>20,001 to 22,000</i>	<i>_____</i>
19	<i>22,001 to 24,000</i>	<i>_____</i>
20	<i>24,001 to 26,000</i>	<i>_____</i>
21	<i>26,001 to 28,000</i>	<i>_____</i>
22	<i>28,001 to 30,000</i>	<i>_____</i>
23	<i>30,001 to 32,000</i>	<i>_____</i>
24	<i>32,001 to 34,000</i>	<i>_____</i>
25	<i>34,001 to 36,000</i>	<i>_____</i>
26	<i>36,001 to 38,000</i>	<i>_____</i>
27	<i>38,001 to 40,000</i>	<i>_____</i>
28	<i>40,001 to 42,000</i>	<i>_____</i>
29	<i>42,001 to 44,000</i>	<i>_____</i>
30	<i>44,001 to 46,000</i>	<i>_____</i>

1	46,001	to	48,000	_____
2	48,001	to	50,000	_____
3	50,001	to	52,000	_____
4	52,001	to	54,000	_____
5	54,001	to	56,000	_____
6	56,001	to	58,000	_____
7	58,001	to	60,000	_____
8	60,001	to	62,000	_____
9	62,001	to	64,000	_____
10	64,001	to	66,000	_____
11	66,001	to	68,000	_____
12	68,001	to	70,000	_____
13	70,001	to	72,000	_____
14	72,001	to	74,000	_____
15	74,001	to	76,000	_____
16	76,001	to	78,000	_____
17	78,001	to	80,000	_____
18	80,001	to	82,000	_____
19	82,001	to	84,000	_____
20	84,001	to	86,000	_____
21	86,001	to	88,000	_____
22	88,001	to	90,000	_____
23	90,001	to	92,000	_____
24	92,001	to	94,000	_____
25	94,001	to	96,000	_____
26	96,001	to	98,000	_____
27	98,001	to	100,000	_____
28	100,001	to	102,000	_____
29	102,001	to	104,000	_____
30	104,001	to	105,500	_____

1 “[_____]
 2 “[*(b) For the period beginning on January 1, 2020, and ending on December*
 3 *31, 2021, subject to subsection (19) of this section, the registration fee for motor*
 4 *vehicles registered as farm vehicles under ORS 805.300 is as follows based*
 5 *upon the registration weight given in the declaration of weight submitted un-*
 6 *der ORS 803.435:]*
 7 “[_____]

<i>Weight in Pounds</i>	<i>Fee</i>
8 8,000 or less	\$ _____
9 8,001 to 10,000	_____
10 10,001 to 12,000	_____
11 12,001 to 14,000	_____
12 14,001 to 16,000	_____
13 16,001 to 18,000	_____
14 18,001 to 20,000	_____
15 20,001 to 22,000	_____
16 22,001 to 24,000	_____
17 24,001 to 26,000	_____
18 26,001 to 28,000	_____
19 28,001 to 30,000	_____
20 30,001 to 32,000	_____
21 32,001 to 34,000	_____
22 34,001 to 36,000	_____
23 36,001 to 38,000	_____
24 38,001 to 40,000	_____
25 40,001 to 42,000	_____
26 42,001 to 44,000	_____
27 44,001 to 46,000	_____
28 46,001 to 48,000	_____
29 48,001 to 50,000	_____
30 48,001 to 50,000	_____

1 50,001 to 52,000 _____
2 52,001 to 54,000 _____
3 54,001 to 56,000 _____
4 56,001 to 58,000 _____
5 58,001 to 60,000 _____
6 60,001 to 62,000 _____
7 62,001 to 64,000 _____
8 64,001 to 66,000 _____
9 66,001 to 68,000 _____
10 68,001 to 70,000 _____
11 70,001 to 72,000 _____
12 72,001 to 74,000 _____
13 74,001 to 76,000 _____
14 76,001 to 78,000 _____
15 78,001 to 80,000 _____
16 80,001 to 82,000 _____
17 82,001 to 84,000 _____
18 84,001 to 86,000 _____
19 86,001 to 88,000 _____
20 88,001 to 90,000 _____
21 90,001 to 92,000 _____
22 92,001 to 94,000 _____
23 94,001 to 96,000 _____
24 96,001 to 98,000 _____
25 98,001 to 100,000 _____
26 100,001 to 102,000 _____
27 102,001 to 104,000 _____
28 104,001 to 105,500 _____

29 “[_____]

30 “[*(c) For the period beginning on January 1, 2022, and ending on December*

1 31, 2023, subject to subsection (19) of this section, the registration fee for motor
 2 vehicles registered as farm vehicles under ORS 805.300 is as follows based
 3 upon the registration weight given in the declaration of weight submitted un-
 4 der ORS 803.435:]

5 “[_____]

<i>Weight in Pounds</i>	<i>Fee</i>
7 8,000 or less	\$ _____
8 8,001 to 10,000	_____
9 10,001 to 12,000	_____
10 12,001 to 14,000	_____
11 14,001 to 16,000	_____
12 16,001 to 18,000	_____
13 18,001 to 20,000	_____
14 20,001 to 22,000	_____
15 22,001 to 24,000	_____
16 24,001 to 26,000	_____
17 26,001 to 28,000	_____
18 28,001 to 30,000	_____
19 30,001 to 32,000	_____
20 32,001 to 34,000	_____
21 34,001 to 36,000	_____
22 36,001 to 38,000	_____
23 38,001 to 40,000	_____
24 40,001 to 42,000	_____
25 42,001 to 44,000	_____
26 44,001 to 46,000	_____
27 46,001 to 48,000	_____
28 48,001 to 50,000	_____
29 50,001 to 52,000	_____
30 52,001 to 54,000	_____

1	54,001 to 56,000	_____
2	56,001 to 58,000	_____
3	58,001 to 60,000	_____
4	60,001 to 62,000	_____
5	62,001 to 64,000	_____
6	64,001 to 66,000	_____
7	66,001 to 68,000	_____
8	68,001 to 70,000	_____
9	70,001 to 72,000	_____
10	72,001 to 74,000	_____
11	74,001 to 76,000	_____
12	76,001 to 78,000	_____
13	78,001 to 80,000	_____
14	80,001 to 82,000	_____
15	82,001 to 84,000	_____
16	84,001 to 86,000	_____
17	86,001 to 88,000	_____
18	88,001 to 90,000	_____
19	90,001 to 92,000	_____
20	92,001 to 94,000	_____
21	94,001 to 96,000	_____
22	96,001 to 98,000	_____
23	98,001 to 100,000	_____
24	100,001 to 102,000	_____
25	102,001 to 104,000	_____
26	104,001 to 105,500	_____

27 “[_____]

28 “[(d) For the period beginning on January 1, 2024, and ending on December
29 31, 2025, subject to subsection (19) of this section, the registration fee for motor
30 vehicles registered as farm vehicles under ORS 805.300 is as follows based

1 upon the registration weight given in the declaration of weight submitted un-
2 der ORS 803.435:]

3 “[_____]

4	<i>Weight in Pounds</i>	<i>Fee</i>
5	8,000 or less	\$ _____
6	8,001 to 10,000	_____
7	10,001 to 12,000	_____
8	12,001 to 14,000	_____
9	14,001 to 16,000	_____
10	16,001 to 18,000	_____
11	18,001 to 20,000	_____
12	20,001 to 22,000	_____
13	22,001 to 24,000	_____
14	24,001 to 26,000	_____
15	26,001 to 28,000	_____
16	28,001 to 30,000	_____
17	30,001 to 32,000	_____
18	32,001 to 34,000	_____
19	34,001 to 36,000	_____
20	36,001 to 38,000	_____
21	38,001 to 40,000	_____
22	40,001 to 42,000	_____
23	42,001 to 44,000	_____
24	44,001 to 46,000	_____
25	46,001 to 48,000	_____
26	48,001 to 50,000	_____
27	50,001 to 52,000	_____
28	52,001 to 54,000	_____
29	54,001 to 56,000	_____
30	56,001 to 58,000	_____

1	58,001	to	60,000	_____
2	60,001	to	62,000	_____
3	62,001	to	64,000	_____
4	64,001	to	66,000	_____
5	66,001	to	68,000	_____
6	68,001	to	70,000	_____
7	70,001	to	72,000	_____
8	72,001	to	74,000	_____
9	74,001	to	76,000	_____
10	76,001	to	78,000	_____
11	78,001	to	80,000	_____
12	80,001	to	82,000	_____
13	82,001	to	84,000	_____
14	84,001	to	86,000	_____
15	86,001	to	88,000	_____
16	88,001	to	90,000	_____
17	90,001	to	92,000	_____
18	92,001	to	94,000	_____
19	94,001	to	96,000	_____
20	96,001	to	98,000	_____
21	98,001	to	100,000	_____
22	100,001	to	102,000	_____
23	102,001	to	104,000	_____
24	104,001	to	105,500	_____

25 “[_____]

26 “(22) Subject to subsection (19) of this section, the registration fee
27 for motor vehicles registered as farm vehicles under ORS 805.300 is as
28 follows based upon the registration weight given in the declaration of
29 weight submitted under ORS 803.435:

30 “ _____

1	Weight in Pounds	Fee
2	8,000 or less	\$ _____
3	8,001 to 10,000	_____
4	10,001 to 12,000	_____
5	12,001 to 14,000	_____
6	14,001 to 16,000	_____
7	16,001 to 18,000	_____
8	18,001 to 20,000	_____
9	20,001 to 22,000	_____
10	22,001 to 24,000	_____
11	24,001 to 26,000	_____
12	26,001 to 28,000	_____
13	28,001 to 30,000	_____
14	30,001 to 32,000	_____
15	32,001 to 34,000	_____
16	34,001 to 36,000	_____
17	36,001 to 38,000	_____
18	38,001 to 40,000	_____
19	40,001 to 42,000	_____
20	42,001 to 44,000	_____
21	44,001 to 46,000	_____
22	46,001 to 48,000	_____
23	48,001 to 50,000	_____
24	50,001 to 52,000	_____
25	52,001 to 54,000	_____
26	54,001 to 56,000	_____
27	56,001 to 58,000	_____
28	58,001 to 60,000	_____
29	60,001 to 62,000	_____
30	62,001 to 64,000	_____

1	64,001	to	66,000	_____
2	66,001	to	68,000	_____
3	68,001	to	70,000	_____
4	70,001	to	72,000	_____
5	72,001	to	74,000	_____
6	74,001	to	76,000	_____
7	76,001	to	78,000	_____
8	78,001	to	80,000	_____
9	80,001	to	82,000	_____
10	82,001	to	84,000	_____
11	84,001	to	86,000	_____
12	86,001	to	88,000	_____
13	88,001	to	90,000	_____
14	90,001	to	92,000	_____
15	92,001	to	94,000	_____
16	94,001	to	96,000	_____
17	96,001	to	98,000	_____
18	98,001	to	100,000	_____
19	100,001	to	102,000	_____
20	102,001	to	104,000	_____
21	104,001	to	105,500	_____

22 “ _____

23 “(23) The registration fee for school vehicles registered under ORS 805.050
 24 is \$10.

25 “(24) The registration fee for a low-speed vehicle is ~~\$83~~, for each year of
 26 the registration period[, *as follows:*]

27 “[*a*] For the period beginning on January 1, 2018, and ending on December
 28 31, 2019, \$63.]

29 “[*b*] For the period beginning on January 1, 2020, and ending on December
 30 31, 2021, \$68.]

1 “(c) For the period beginning on January 1, 2022, and ending on December
2 31, 2023, \$73.]

3 “(d) For the period beginning on January 1, 2024, and ending on December
4 31, 2025, \$78].

5 “(25) A rental or leasing company, as defined in ORS 221.275, that elects
6 to initially register a vehicle for an annual or biennial registration period
7 shall pay a fee of \$_____ in addition to the vehicle registration fee provided
8 under this section.

9 “(26) Racing activity vehicles registered under ORS 805.035, \$100.

10 “(27) Medium-speed electric vehicles, ~~\$83~~ for each year of the registration
11 period[, as follows:]

12 “(a) For the period beginning on January 1, 2018, and ending on December
13 31, 2019, \$63.]

14 “(b) For the period beginning on January 1, 2020, and ending on December
15 31, 2021, \$68.]

16 “(c) For the period beginning on January 1, 2022, and ending on December
17 31, 2023, \$73.]

18 “(d) For the period beginning on January 1, 2024, and ending on December
19 31, 2025, \$78].

20 **“SECTION 36. The amendments to ORS 803.420 by section 35 of this**
21 **2017 Act apply to registration fees imposed on or after January 1, 2026.**

22 **“SECTION 37. (1) As used in this section, ‘miles per gallon’ or**
23 **‘MPG’ means the distance traveled in a vehicle powered by one gallon**
24 **of gasoline or diesel fuel.**

25 **“(2) The Department of Transportation shall determine the com-**
26 **bined MPG ratings for each motor vehicle pursuant to a method de-**
27 **termined by the department.**

28 **“(3) In addition to the title fees prescribed under ORS 803.090 (1)(c)**
29 **and (2)(b), during the period beginning on January 1, 2018, and ending**
30 **on December 31, 2019, there shall be paid an additional amount as fol-**

1 **lows:**

2 **“(a) For vehicles other than electric vehicles, \$15.**

3 **“(b) For electric vehicles, \$100.**

4 **“(4) In addition to the title fees prescribed under ORS 803.090 (1)(c)**
5 **and (2)(b), during the period beginning on January 1, 2020, and ending**
6 **on December 31, 2021, there shall be paid an additional amount as fol-**
7 **lows:**

8 **“(a) For vehicles that have a rating of 0-19 MPG, \$15.**

9 **“(b) For vehicles that have a rating of 20-39 MPG, \$25.**

10 **“(c) For vehicles that have a rating of 40 MPG or greater, \$35.**

11 **“(d) For electric vehicles, \$105.**

12 **“(5) In addition to the title fees prescribed under ORS 803.090 (1)(c)**
13 **and (2)(b), during the period beginning on January 1, 2022, and ending**
14 **on December 31, 2023, there shall be paid an additional amount as fol-**
15 **lows:**

16 **“(a) For vehicles that have a rating of 0-19 MPG, \$20.**

17 **“(b) For vehicles that have a rating of 20-39 MPG, \$30.**

18 **“(c) For vehicles that have a rating of 40 MPG or greater, \$40.**

19 **“(d) For electric vehicles, \$110.**

20 **“(6) In addition to the title fees prescribed under ORS 803.090 (1)(c)**
21 **and (2)(b), during the period beginning on January 1, 2024, and ending**
22 **on December 31, 2025, there shall be paid an additional amount as fol-**
23 **lows:**

24 **“(a) For vehicles that have a rating of 0-19 MPG, \$25.**

25 **“(b) For vehicles that have a rating of 20-39 MPG, \$35.**

26 **“(c) For vehicles that have a rating of 40 MPG or greater, \$45.**

27 **“(d) For electric vehicles, \$115.**

28 **“SECTION 38.** Section 37 of this 2017 Act is amended to read:

29 **“Sec. 37. (1) As used in this section, ‘miles per gallon’ or ‘MPG’ means**
30 **the distance traveled in a vehicle powered by one gallon of gasoline or diesel**

1 fuel.

2 “(2) The Department of Transportation shall determine the combined
3 MPG ratings for each motor vehicle pursuant to a method determined by the
4 department.

5 “[3] *In addition to the title fees prescribed under ORS 803.090 (1)(c) and*
6 *(2)(b), during the period beginning on January 1, 2018, and ending on De-*
7 *cember 31, 2019, there shall be paid an additional amount as follows:]*

8 “[a] *For vehicles other than electric vehicles, \$15.]*

9 “[b] *For electric vehicles, \$100.]*

10 “[4] *In addition to the title fees prescribed under ORS 803.090 (1)(c) and*
11 *(2)(b), during the period beginning on January 1, 2020, and ending on De-*
12 *cember 31, 2021, there shall be paid an additional amount as follows:]*

13 “[a] *For vehicles that have a rating of 0-19 MPG, \$15.]*

14 “[b] *For vehicles that have a rating of 20-39 MPG, \$25.]*

15 “[c] *For vehicles that have a rating of 40 MPG or greater, \$35.]*

16 “[d] *For electric vehicles, \$105.]*

17 “[5] *In addition to the title fees prescribed under ORS 803.090 (1)(c)*
18 *and(2)(b), during the period beginning on January 1, 2022, and ending on*
19 *December 31, 2023, there shall be paid an additional amount as follows:]*

20 “[a] *For vehicles that have a rating of 0-19 MPG, \$20.]*

21 “[b] *For vehicles that have a rating of 20-39 MPG, \$30.]*

22 “[c] *For vehicles that have a rating of 40 MPG or greater, \$40.]*

23 “[d] *For electric vehicles, \$110.]*

24 “[6] *In addition to the title fees prescribed under ORS 803.090 (1)(c) and*
25 *(2)(b), during the period beginning on January 1, 2024, and ending on De-*
26 *cember 31, 2025, there shall be paid an additional amount as follows:]*

27 “[a] *For vehicles that have a rating of 0-19 MPG, \$25.]*

28 “[b] *For vehicles that have a rating of 20-39 MPG, \$35.]*

29 “[c] *For vehicles that have a rating of 40 MPG or greater, \$45.]*

30 “[d] *For electric vehicles, \$115.]*

1 **“(3) In addition to the title fees prescribed under ORS 803.090 (1)(c)**
2 **and (2)(b), there shall be paid an additional amount as follows:**

3 **“(a) For vehicles that have a rating of 0-19 MPG, \$30.**

4 **“(b) For vehicles that have a rating of 20-39 MPG, \$40.**

5 **“(c) For vehicles that have a rating of 40 MPG or greater, \$50.**

6 **“(d) For electric vehicles, \$120.**

7 **“SECTION 39. The amendments to section 32 of this 2017 Act by**
8 **section 33 of this 2017 Act, and the amendments to section 37 of this**
9 **2017 Act by section 38 of this 2017 Act, apply to fees imposed on or after**
10 **January 1, 2026.**

11 **“SECTION 39a. ORS 803.090 is amended to read:**

12 **“803.090. The following fees are the fees for the transaction described:**

13 **“(1) The transfer fee under ORS 803.092:**

14 **“(a) For a salvage title, \$27.**

15 **“(b) For trailers eligible for permanent registration under ORS 803.415 (1)**
16 **and motor vehicles with a gross vehicle weight rating over 26,000 pounds,**
17 **excluding motor homes, [\$90.] as follows:**

18 **“(A) For the period beginning on January 1, 2018, and ending on**
19 **December 31, 2019, \$100.**

20 **“(B) For the period beginning on January 1, 2020, and ending on**
21 **December 31, 2021, \$105.**

22 **“(C) For the period beginning on January 1, 2022, and ending on**
23 **December 31, 2023, \$110.**

24 **“(D) For the period beginning on January 1, 2024, and ending on**
25 **December 31, 2025, \$115.**

26 **“(c) For vehicles other than vehicles for which the title fee is described**
27 **in paragraph (b) of this subsection, \$77.**

28 **“(2) The fee for issuance of a certificate of title under ORS 803.045:**

29 **“(a) For trailers eligible for permanent registration under ORS 803.415 (1)**
30 **and motor vehicles with a gross vehicle weight rating over 26,000 pounds,**

1 excluding motor homes, [\$90.] as follows:

2 **“(A) For the period beginning on January 1, 2018, and ending on**
3 **December 31, 2019, \$100.**

4 **“(B) For the period beginning on January 1, 2020, and ending on**
5 **December 31, 2021, \$105.**

6 **“(C) For the period beginning on January 1, 2022, and ending on**
7 **December 31, 2023, \$110.**

8 **“(D) For the period beginning on January 1, 2024, and ending on**
9 **December 31, 2025, \$115.**

10 **“(b) For vehicles other than vehicles for which the title fee is described**
11 **in paragraph (a) of this subsection, \$77.**

12 **“(3) The fee for issuance of a salvage title certificate under ORS 803.140,**
13 **\$27.**

14 **“(4) The fee for issuance of a duplicate or replacement certificate of title**
15 **under ORS 803.065:**

16 **“(a) For a duplicate or replacement salvage title certificate, \$27.**

17 **“(b) For trailers eligible for permanent registration under ORS 803.415 (1)**
18 **and motor vehicles with a gross vehicle weight rating over 26,000 pounds,**
19 **excluding motor homes, [\$90.] as follows:**

20 **“(A) For the period beginning on January 1, 2018, and ending on**
21 **December 31, 2019, \$100.**

22 **“(B) For the period beginning on January 1, 2020, and ending on**
23 **December 31, 2021, \$105.**

24 **“(C) For the period beginning on January 1, 2022, and ending on**
25 **December 31, 2023, \$110.**

26 **“(D) For the period beginning on January 1, 2024, and ending on**
27 **December 31, 2025, \$115.**

28 **“(c) For vehicles other than vehicles for which the title fee is described**
29 **in paragraph (b) of this subsection, [\$77] as follows:**

30 **“(A) For the period beginning on January 1, 2018, and ending on**

1 **December 31, 2019, \$97.**

2 **“(B) For the period beginning on January 1, 2020, and ending on**
3 **December 31, 2021, \$102.**

4 **“(C) For the period beginning on January 1, 2022, and ending on**
5 **December 31, 2023, \$107.**

6 **“(D) For the period beginning on January 1, 2024, and ending on**
7 **December 31, 2025, \$112.**

8 “(5) The fee under subsection (4) of this section may not be paid at the
9 same time as a transfer fee under this section if application is made at the
10 same time as application for transfer.

11 “(6) The fee for issuance of a new certificate of title under ORS 803.220
12 indicating a change of name or address:

13 “(a) For a new salvage title certificate, \$27.

14 “(b) For trailers eligible for permanent registration under ORS 803.415 (1)
15 and motor vehicles with a gross vehicle weight rating over 26,000 pounds,
16 excluding motor homes, \$90.

17 “(c) For vehicles other than vehicles for which the title fee is described
18 in paragraph (b) of this subsection, [~~\$77~~] **as follows:**

19 **“(A) For the period beginning on January 1, 2018, and ending on**
20 **December 31, 2019, \$97.**

21 **“(B) For the period beginning on January 1, 2020, and ending on**
22 **December 31, 2021, \$102.**

23 **“(C) For the period beginning on January 1, 2022, and ending on**
24 **December 31, 2023, \$107.**

25 **“(D) For the period beginning on January 1, 2024, and ending on**
26 **December 31, 2025, \$112.**

27 “(7) The fee for late presentation of certificate of title under ORS 803.105,
28 \$25 from the 31st day after the transfer through the 60th day after the
29 transfer and \$50 thereafter.

30 “(8) The fees for title transactions involving a form of title other than a

1 certificate shall be the amounts established by the Department of Transpor-
2 tation by rule under ORS 803.012.

3 **“SECTION 39b.** ORS 803.090, as amended by section 39a of this 2017 Act,
4 is amended to read:

5 “803.090. The following fees are the fees for the transaction described:

6 “(1) The transfer fee under ORS 803.092:

7 “(a) For a salvage title, \$27.

8 “(b) For trailers eligible for permanent registration under ORS 803.415 (1)
9 and motor vehicles with a gross vehicle weight rating over 26,000 pounds,
10 excluding motor homes, *[as follows:]*

11 “[A] *For the period beginning on January 1, 2018, and ending on Decem-*
12 *ber 31, 2019, \$100.]*

13 “[B] *For the period beginning on January 1, 2020, and ending on Decem-*
14 *ber 31, 2021, \$105.]*

15 “[C] *For the period beginning on January 1, 2022, and ending on December*
16 *31, 2023, \$110.]*

17 “[D] *For the period beginning on January 1, 2024, and ending on Decem-*
18 *ber 31, 2025, \$115] \$120.*

19 “(c) For vehicles other than vehicles for which the title fee is described
20 in paragraph (b) of this subsection, \$77.

21 “(2) The fee for issuance of a certificate of title under ORS 803.045:

22 “(a) For trailers eligible for permanent registration under ORS 803.415 (1)
23 and motor vehicles with a gross vehicle weight rating over 26,000 pounds,
24 excluding motor homes, *[as follows:]*

25 “[A] *For the period beginning on January 1, 2018, and ending on Decem-*
26 *ber 31, 2019, \$100.]*

27 “[B] *For the period beginning on January 1, 2020, and ending on Decem-*
28 *ber 31, 2021, \$105.]*

29 “[C] *For the period beginning on January 1, 2022, and ending on December*
30 *31, 2023, \$110.]*

1 “(D) For the period beginning on January 1, 2024, and ending on Decem-
2 ber 31, 2025, \$115] **\$120.**

3 “(b) For vehicles other than vehicles for which the title fee is described
4 in paragraph (a) of this subsection, \$77.

5 “(3) The fee for issuance of a salvage title certificate under ORS 803.140,
6 \$27.

7 “(4) The fee for issuance of a duplicate or replacement certificate of title
8 under ORS 803.065:

9 “(a) For a duplicate or replacement salvage title certificate, \$27.

10 “(b) For trailers eligible for permanent registration under ORS 803.415 (1)
11 and motor vehicles with a gross vehicle weight rating over 26,000 pounds,
12 excluding motor homes, [as follows:]

13 “(A) For the period beginning on January 1, 2018, and ending on Decem-
14 ber 31, 2019, \$100.]

15 “(B) For the period beginning on January 1, 2020, and ending on Decem-
16 ber 31, 2021, \$105.]

17 “(C) For the period beginning on January 1, 2022, and ending on December
18 31, 2023, \$110.]

19 “(D) For the period beginning on January 1, 2024, and ending on Decem-
20 ber 31, 2025, \$115] **\$120.**

21 “(c) For vehicles other than vehicles for which the title fee is described
22 in paragraph (b) of this subsection, [as follows:]

23 “(A) For the period beginning on January 1, 2018, and ending on Decem-
24 ber 31, 2019, \$97.]

25 “(B) For the period beginning on January 1, 2020, and ending on Decem-
26 ber 31, 2021, \$102.]

27 “(C) For the period beginning on January 1, 2022, and ending on December
28 31, 2023, \$107.]

29 “(D) For the period beginning on January 1, 2024, and ending on Decem-
30 ber 31, 2025, \$112] **\$117.**

1 “(5) The fee under subsection (4) of this section may not be paid at the
2 same time as a transfer fee under this section if application is made at the
3 same time as application for transfer.

4 “(6) The fee for issuance of a new certificate of title under ORS 803.220
5 indicating a change of name or address:

6 “(a) For a new salvage title certificate, \$27.

7 “(b) For trailers eligible for permanent registration under ORS 803.415 (1)
8 and motor vehicles with a gross vehicle weight rating over 26,000 pounds,
9 excluding motor homes, \$90.

10 “(c) For vehicles other than vehicles for which the title fee is described
11 in paragraph (b) of this subsection, [*as follows:*]

12 “[*(A) For the period beginning on January 1, 2018, and ending on Decem-*
13 *ber 31, 2019, \$97.*]

14 “[*(B) For the period beginning on January 1, 2020, and ending on Decem-*
15 *ber 31, 2021, \$102.*]

16 “[*(C) For the period beginning on January 1, 2022, and ending on December*
17 *31, 2023, \$107.*]

18 “[*(D) For the period beginning on January 1, 2024, and ending on Decem-*
19 *ber 31, 2025, \$112]* **\$117.**

20 “(7) The fee for late presentation of certificate of title under ORS 803.105,
21 \$25 from the 31st day after the transfer through the 60th day after the
22 transfer and \$50 thereafter.

23 “(8) The fees for title transactions involving a form of title other than a
24 certificate shall be the amounts established by the Department of Transpor-
25 tation by rule under ORS 803.012.

26 **“SECTION 39c. The amendments to ORS 803.090 by section 39b of**
27 **this 2017 Act apply to fees imposed on or after January 1, 2026.**

28 **“SECTION 40.** ORS 319.020 is amended to read:

29 “319.020. (1) Subject to subsections (2) to (4) of this section, in addition
30 to the taxes otherwise provided for by law, every dealer engaging in the

1 dealer's own name, or in the name of others, in the first sale, use or dis-
2 tribution of motor vehicle fuel or aircraft fuel or withdrawal of motor vehi-
3 cle fuel or aircraft fuel for sale, use or distribution within areas in this state
4 within which the state lacks the power to tax the sale, use or distribution
5 of motor vehicle fuel or aircraft fuel, shall:

6 “(a) Not later than the 25th day of each calendar month, render a state-
7 ment to the Department of Transportation of all motor vehicle fuel or air-
8 craft fuel sold, used, distributed or so withdrawn by the dealer in the State
9 of Oregon as well as all such fuel sold, used or distributed in this state by
10 a purchaser thereof upon which sale, use or distribution the dealer has as-
11 sumed liability for the applicable license tax during the preceding calendar
12 month. The dealer shall render the statement to the department in the man-
13 ner provided by the department by rule.

14 “(b) Except as provided in ORS 319.270, pay a license tax computed on the
15 basis of [30 cents] **the following rates** per gallon on the first sale, use or
16 distribution of such motor vehicle fuel or aircraft fuel so sold, used, distrib-
17 uted or withdrawn as shown by such statement in the manner and within the
18 time provided in ORS 319.010 to 319.430[.]:

19 **“(A) For the period beginning on January 1, 2018, and ending on**
20 **December 31, 2019, 36 cents.**

21 **“(B) For the period beginning on January 1, 2020, and ending on**
22 **December 31, 2021, 38 cents.**

23 **“(C) For the period beginning on January 1, 2022, and ending on**
24 **December 31, 2023, 40 cents.**

25 **“(D) For the period beginning on January 1, 2024, and ending on**
26 **December 31, 2025, 42 cents.**

27 “(2) When aircraft fuel is sold, used or distributed by a dealer, the license
28 tax shall be computed on the basis of 11 cents per gallon of fuel so sold, used
29 or distributed, except that when aircraft fuel usable in aircraft operated by
30 turbine engines (turbo-prop or jet) is sold, used or distributed, the tax rate

1 shall be three cents per gallon.

2 “(3) In lieu of claiming refund of the tax paid on motor vehicle fuel con-
3 sumed by such dealer in nonhighway use as provided in ORS 319.280, 319.290
4 and 319.320, or of any prior erroneous payment of license tax made to the
5 state by such dealer, the dealer may show such motor vehicle fuel as a credit
6 or deduction on the monthly statement and payment of tax.

7 “(4) The license tax computed on the basis of the sale, use, distribution
8 or withdrawal of motor vehicle or aircraft fuel may not be imposed wherever
9 such tax is prohibited by the Constitution or laws of the United States with
10 respect to such tax.

11 “**SECTION 41.** ORS 319.020, as amended by section 4, chapter 700, Oregon
12 Laws 2015, is amended to read:

13 “319.020. (1) Subject to subsections (2) to (4) of this section, in addition
14 to the taxes otherwise provided for by law, every dealer engaging in the
15 dealer’s own name, or in the name of others, in the first sale, use or dis-
16 tribution of motor vehicle fuel or aircraft fuel or withdrawal of motor vehi-
17 cle fuel or aircraft fuel for sale, use or distribution within areas in this state
18 within which the state lacks the power to tax the sale, use or distribution
19 of motor vehicle fuel or aircraft fuel, shall:

20 “(a) Not later than the 25th day of each calendar month, render a state-
21 ment to the Department of Transportation of all motor vehicle fuel or air-
22 craft fuel sold, used, distributed or so withdrawn by the dealer in the State
23 of Oregon as well as all such fuel sold, used or distributed in this state by
24 a purchaser thereof upon which sale, use or distribution the dealer has as-
25 sumed liability for the applicable license tax during the preceding calendar
26 month. The dealer shall render the statement to the department in the man-
27 ner provided by the department by rule.

28 “(b) Except as provided in ORS 319.270, pay a license tax computed on the
29 basis of [30 cents] **the following rates** per gallon on the first sale, use or
30 distribution of such motor vehicle fuel or aircraft fuel so sold, used, distrib-

1 uted or withdrawn as shown by such statement in the manner and within the
2 time provided in ORS 319.010 to 319.430[.]:

3 **“(A) For the period beginning on January 1, 2018, and ending on**
4 **December 31, 2019, 36 cents.**

5 **“(B) For the period beginning on January 1, 2020, and ending on**
6 **December 31, 2021, 38 cents.**

7 **“(C) For the period beginning on January 1, 2022, and ending on**
8 **December 31, 2023, 40 cents.**

9 **“(D) For the period beginning on January 1, 2024, and ending on**
10 **December 31, 2025, 42 cents.**

11 **“(2) When aircraft fuel is sold, used or distributed by a dealer, the license**
12 **tax shall be computed on the basis of nine cents per gallon of fuel so sold,**
13 **used or distributed, except that when aircraft fuel usable in aircraft operated**
14 **by turbine engines (turbo-prop or jet) is sold, used or distributed, the tax rate**
15 **shall be one cent per gallon.**

16 **“(3) In lieu of claiming refund of the tax paid on motor vehicle fuel con-**
17 **sumed by such dealer in nonhighway use as provided in ORS 319.280, 319.290**
18 **and 319.320, or of any prior erroneous payment of license tax made to the**
19 **state by such dealer, the dealer may show such motor vehicle fuel as a credit**
20 **or deduction on the monthly statement and payment of tax.**

21 **“(4) The license tax computed on the basis of the sale, use, distribution**
22 **or withdrawal of motor vehicle or aircraft fuel may not be imposed wherever**
23 **such tax is prohibited by the Constitution or laws of the United States with**
24 **respect to such tax.**

25 **“SECTION 42. ORS 319.020, as amended by section 4, chapter 700, Oregon**
26 **Laws 2015, and sections 40 and 41 of this 2017 Act, is amended to read:**

27 **“319.020. (1) Subject to subsections (2) to (4) of this section, in addition**
28 **to the taxes otherwise provided for by law, every dealer engaging in the**
29 **dealer’s own name, or in the name of others, in the first sale, use or dis-**
30 **tribution of motor vehicle fuel or aircraft fuel or withdrawal of motor vehi-**

1 cle fuel or aircraft fuel for sale, use or distribution within areas in this state
2 within which the state lacks the power to tax the sale, use or distribution
3 of motor vehicle fuel or aircraft fuel, shall:

4 “(a) Not later than the 25th day of each calendar month, render a state-
5 ment to the Department of Transportation of all motor vehicle fuel or air-
6 craft fuel sold, used, distributed or so withdrawn by the dealer in the State
7 of Oregon as well as all such fuel sold, used or distributed in this state by
8 a purchaser thereof upon which sale, use or distribution the dealer has as-
9 sumed liability for the applicable license tax during the preceding calendar
10 month. The dealer shall render the statement to the department in the man-
11 ner provided by the department by rule.

12 “(b) Except as provided in ORS 319.270, pay a license tax computed on the
13 basis of [*the following rates*] **44 cents** per gallon on the first sale, use or
14 distribution of such motor vehicle fuel or aircraft fuel so sold, used, distrib-
15 uted or withdrawn as shown by such statement in the manner and within the
16 time provided in ORS 319.010 to 319.430.[:]

17 “[*(A) For the period beginning on January 1, 2018, and ending on Decem-*
18 *ber 31, 2019, 36 cents.*]

19 “[*(B) For the period beginning on January 1, 2020, and ending on Decem-*
20 *ber 31, 2021, 38 cents.*]

21 “[*(C) For the period beginning on January 1, 2022, and ending on December*
22 *31, 2023, 40 cents.*]

23 “[*(D) For the period beginning on January 1, 2024, and ending on Decem-*
24 *ber 31, 2025, 42 cents.*]

25 “(2) When aircraft fuel is sold, used or distributed by a dealer, the license
26 tax shall be computed on the basis of nine cents per gallon of fuel so sold,
27 used or distributed, except that when aircraft fuel usable in aircraft operated
28 by turbine engines (turbo-prop or jet) is sold, used or distributed, the tax rate
29 shall be one cent per gallon.

30 “(3) In lieu of claiming refund of the tax paid on motor vehicle fuel con-

1 sumed by such dealer in nonhighway use as provided in ORS 319.280, 319.290
2 and 319.320, or of any prior erroneous payment of license tax made to the
3 state by such dealer, the dealer may show such motor vehicle fuel as a credit
4 or deduction on the monthly statement and payment of tax.

5 “(4) The license tax computed on the basis of the sale, use, distribution
6 or withdrawal of motor vehicle or aircraft fuel may not be imposed wherever
7 such tax is prohibited by the Constitution or laws of the United States with
8 respect to such tax.

9 **“SECTION 43. The amendments to ORS 319.020 by section 42 of this**
10 **2017 Act apply to motor vehicle fuel sold, used, distributed or with-**
11 **drawn on or after January 1, 2026.**

12 **“SECTION 44.** ORS 319.530 is amended to read:

13 “319.530. (1) To compensate this state partially for the use of its highways,
14 an excise tax hereby is imposed at the *[rate of 30 cents]* **following rates** per
15 gallon on the use of fuel in a motor vehicle[.]:

16 **“(a) For the period beginning on January 1, 2018, and ending on**
17 **December 31, 2019, 36 cents.**

18 **“(b) For the period beginning on January 1, 2020, and ending on**
19 **December 31, 2021, 38 cents.**

20 **“(c) For the period beginning on January 1, 2022, and ending on**
21 **December 31, 2023, 40 cents.**

22 **“(d) For the period beginning on January 1, 2024, and ending on**
23 **December 31, 2025, 42 cents.**

24 “(2) Except as otherwise provided in subsections (3) and (4) of this sec-
25 tion, 100 cubic feet of fuel used or sold in a gaseous state, measured at 14.73
26 pounds per square inch of pressure at 60 degrees Fahrenheit, is taxable at
27 the same rate as a gallon of liquid fuel.

28 “(3) One hundred twenty cubic feet of compressed natural gas used or sold
29 in a gaseous state, measured at 14.73 pounds per square inch of pressure at
30 60 degrees Fahrenheit, is taxable at the same rate as a gallon of liquid fuel.

1 “(4) One and three-tenths liquid gallons of propane at 60 degrees
2 Fahrenheit is taxable at the same rate as a gallon of other liquid fuel.

3 “(5)(a) Except as provided in paragraph (b) of this subsection, the excise
4 tax imposed under subsection (1) of this section does not apply to diesel fuel
5 blended with a minimum of 20 percent biodiesel that is derived from used
6 cooking oil.

7 “(b) The exemption provided under paragraph (a) of this subsection does
8 not apply to fuel:

9 “(A) Used in motor vehicles that have a gross vehicle weight rating of
10 26,001 pounds or more;

11 “(B) That is not sold in retail operations; or

12 “(C) That is sold in operations involving fleet fueling or bulk sales.

13 **“SECTION 45.** ORS 319.530, as amended by section 3, chapter 648, Oregon
14 Laws 2013, is amended to read:

15 “319.530. (1) To compensate this state partially for the use of its highways,
16 an excise tax hereby is imposed at the *[rate of 30 cents]* **following rates** per
17 gallon on the use of fuel in a motor vehicle[.]:

18 **“(a) For the period beginning on January 1, 2018, and ending on**
19 **December 31, 2019, 36 cents.**

20 **“(b) For the period beginning on January 1, 2020, and ending on**
21 **December 31, 2021, 38 cents.**

22 **“(c) For the period beginning on January 1, 2022, and ending on**
23 **December 31, 2023, 40 cents.**

24 **“(d) For the period beginning on January 1, 2024, and ending on**
25 **December 31, 2025, 42 cents.**

26 “(2) Except as otherwise provided in subsections (3) and (4) of this sec-
27 tion, 100 cubic feet of fuel used or sold in a gaseous state, measured at 14.73
28 pounds per square inch of pressure at 60 degrees Fahrenheit, is taxable at
29 the same rate as a gallon of liquid fuel.

30 “(3) One hundred twenty cubic feet of compressed natural gas used or sold

1 in a gaseous state, measured at 14.73 pounds per square inch of pressure at
2 60 degrees Fahrenheit, is taxable at the same rate as a gallon of liquid fuel.

3 “(4) One and three-tenths liquid gallons of propane at 60 degrees
4 Fahrenheit is taxable at the same rate as a gallon of other liquid fuel.

5 **“SECTION 46.** ORS 319.530, as amended by section 3, chapter 648, Oregon
6 Laws 2013, and sections 44 and 45 of this 2017 Act, is amended to read:

7 “319.530. (1) To compensate this state partially for the use of its highways,
8 an excise tax hereby is imposed at the *[following rates]* **rate of 44 cents** per
9 gallon on the use of fuel in a motor vehicle.[.]

10 “[*a*) For the period beginning on January 1, 2018, and ending on December
11 31, 2019, 36 cents.]

12 “[*b*) For the period beginning on January 1, 2020, and ending on December
13 31, 2021, 38 cents.]

14 “[*c*) For the period beginning on January 1, 2022, and ending on December
15 31, 2023, 40 cents.]

16 “[*d*) For the period beginning on January 1, 2024, and ending on December
17 31, 2025, 42 cents.]

18 “(2) Except as otherwise provided in subsections (3) and (4) of this sec-
19 tion, 100 cubic feet of fuel used or sold in a gaseous state, measured at 14.73
20 pounds per square inch of pressure at 60 degrees Fahrenheit, is taxable at
21 the same rate as a gallon of liquid fuel.

22 “(3) One hundred twenty cubic feet of compressed natural gas used or sold
23 in a gaseous state, measured at 14.73 pounds per square inch of pressure at
24 60 degrees Fahrenheit, is taxable at the same rate as a gallon of liquid fuel.

25 “(4) One and three-tenths liquid gallons of propane at 60 degrees
26 Fahrenheit is taxable at the same rate as a gallon of other liquid fuel.

27 **“SECTION 47. The amendments to ORS 319.530 by section 46 of this**
28 **2017 Act apply to fuel used in motor vehicles on or after January 1,**
29 **2026.**

30

1 “(a) For a heavy motor vehicle trip permit, \$_____.

2 “(b) For a heavy trailer trip permit, \$_____.

3 “(c) For a light vehicle trip permit, \$_____.

4 “(d) For a recreational vehicle trip permit, \$_____.

5 “(e) For a registration weight trip permit, \$_____.

6 “(f) For a registered vehicle trip permit, \$_____.

7 “(g) For a 10-day trip permit issued under ORS 803.600 (2) by a per-
8 son with a vehicle dealer certificate or a towing business certificate,
9 \$_____.

10 “(4) For the period beginning on January 1, 2024, and ending on
11 December 31, 2025, fees for trip permits issued under ORS 803.600 are
12 as follows:

13 “(a) For a heavy motor vehicle trip permit, \$_____.

14 “(b) For a heavy trailer trip permit, \$_____.

15 “(c) For a light vehicle trip permit, \$_____.

16 “(d) For a recreational vehicle trip permit, \$_____.

17 “(e) For a registration weight trip permit, \$_____.

18 “(f) For a registered vehicle trip permit, \$_____.

19 “(g) For a 10-day trip permit issued under ORS 803.600 (2) by a per-
20 son with a vehicle dealer certificate or a towing business certificate,
21 \$_____.

22 “**SECTION 49.** ORS 803.645, as amended by section 48 of this 2017 Act,
23 is amended to read:

24 “803.645. [(1) For the period beginning on January 1, 2018, and ending on
25 December 31, 2019,] Fees for trip permits issued under ORS 803.600 are as
26 follows:

27 “(1) For a heavy motor vehicle trip permit, \$_____.

28 “(2) For a heavy trailer trip permit, \$_____.

29 “(3) For a light vehicle trip permit, \$_____.

30 “(4) For a recreational vehicle trip permit, \$_____.

1 **“(5) For a registration weight trip permit, \$_____.**

2 **“(6) For a registered vehicle trip permit, \$_____.**

3 **“(7) For a 10-day trip permit issued under ORS 803.600 (2) by a per-**
4 **son with a vehicle dealer certificate or a towing business certificate,**
5 **\$_____.**

6 *“(a) For a heavy motor vehicle trip permit, \$_____.]*

7 *“(b) For a heavy trailer trip permit, \$_____.]*

8 *“(c) For a light vehicle trip permit, \$_____.]*

9 *“(d) For a recreational vehicle trip permit, \$_____.]*

10 *“(e) For a registration weight trip permit, \$_____.]*

11 *“(f) For a registered vehicle trip permit, \$_____.]*

12 *“(g) For a 10-day trip permit issued under ORS 803.600 (2) by a person*
13 *with a vehicle dealer certificate or a towing business certificate, \$_____.]*

14 *“(2) For the period beginning on January 1, 2020, and ending on December*
15 *31, 2021, fees for trip permits issued under ORS 803.600 are as follows:]*

16 *“(a) For a heavy motor vehicle trip permit, \$_____.]*

17 *“(b) For a heavy trailer trip permit, \$_____.]*

18 *“(c) For a light vehicle trip permit, \$_____.]*

19 *“(d) For a recreational vehicle trip permit, \$_____.]*

20 *“(e) For a registration weight trip permit, \$_____.]*

21 *“(f) For a registered vehicle trip permit, \$_____.]*

22 *“(g) For a 10-day trip permit issued under ORS 803.600 (2) by a person*
23 *with a vehicle dealer certificate or a towing business certificate, \$_____.]*

24 *“(3) For the period beginning on January 1, 2022, and ending on December*
25 *31, 2023, fees for trip permits issued under ORS 803.600 are as follows:]*

26 *“(a) For a heavy motor vehicle trip permit, \$_____.]*

27 *“(b) For a heavy trailer trip permit, \$_____.]*

28 *“(c) For a light vehicle trip permit, \$_____.]*

29 *“(d) For a recreational vehicle trip permit, \$_____.]*

30 *“(e) For a registration weight trip permit, \$_____.]*

1 “[(f) For a registered vehicle trip permit, \$_____.]
2 “[(g) For a 10-day trip permit issued under ORS 803.600 (2) by a person
3 with a vehicle dealer certificate or a towing business certificate, \$_____.]
4 “[(4) For the period beginning on January 1, 2024, and ending on December
5 31, 2025, fees for trip permits issued under ORS 803.600 are as follows:]
6 “[(a) For a heavy motor vehicle trip permit, \$_____.]
7 “[(b) For a heavy trailer trip permit, \$_____.]
8 “[(c) For a light vehicle trip permit, \$_____.]
9 “[(d) For a recreational vehicle trip permit, \$_____.]
10 “[(e) For a registration weight trip permit, \$_____.]
11 “[(f) For a registered vehicle trip permit, \$_____.]
12 “[(g) For a 10-day trip permit issued under ORS 803.600 (2) by a person
13 with a vehicle dealer certificate or a towing business certificate, \$_____.]

14 **“SECTION 50. The amendments to ORS 803.645 by section 49 of this**
15 **2017 Act apply to fees imposed on or after January 1, 2026.**

16 **“SECTION 51.** ORS 818.225 is amended to read:

17 **“818.225. (1) As used in this section, ‘equivalent single-axle load’**
18 **means the relationship between actual or requested weight and an**
19 **18,000 pound single-axle load as determined by the American Associ-**
20 **ation of State Highway and Transportation Officials Road Tests re-**
21 **ported at the Proceedings Conference of 1962.**

22 “[(1)(a)] **(2)(a)** In addition to any fee for a single-trip nondivisible load
23 permit, a person who is issued the permit or who operates a vehicle in a
24 manner that requires the permit is liable for payment of a road use assess-
25 ment fee [of seven and one-tenths cents] **computed on the basis of the fol-**
26 **lowing rates** per equivalent single-axle load mile traveled[.]:

27 **“(A) For the period beginning on January 1, 2018, and ending on**
28 **December 31, 2019, _____ cents.**

29 **“(B) For the period beginning on January 1, 2020, and ending on**
30 **December 31, 2021, _____ cents.**

1 “(C) For the period beginning on January 1, 2022, and ending on
2 December 31, 2023, _____ cents.

3 “(D) For the period beginning on January 1, 2024, and ending on
4 December 31, 2025, _____ cents. [*As used in this subsection, ‘equivalent*
5 *single-axle load’ means the relationship between actual or requested weight*
6 *and an 18,000 pound single-axle load as determined by the American Associ-*
7 *ation of State Highway and Transportation Officials Road Tests reported at*
8 *the Proceedings Conference of 1962. The Department of Transportation may*
9 *adopt rules to standardize the determination of equivalent single-axle load*
10 *computation based on average highway conditions.*]

11 “(b) If the road use assessment fee is not collected at the time of issuance
12 of the permit, the department shall bill the permittee for the amount due.
13 The account shall be considered delinquent if not paid within 60 days of
14 billing.

15 “(c) The miles of travel authorized by a single-trip nondivisible load per-
16 mit shall be exempt from taxation under ORS chapter 825.

17 “[(2) *The department by rule may establish procedures for payment, col-*
18 *lection and enforcement of the fees and assessments established by this*
19 *chapter.*]

20 “(3) **The department may adopt rules:**

21 “(a) **To standardize the determination of equivalent single-axle load**
22 **computation based on average highway conditions; and**

23 “(b) **To establish procedures for payment, collection and enforce-**
24 **ment of the fees and assessments established by this chapter.**

25 “**SECTION 52.** ORS 818.225, as amended by section 51 of this 2017 Act,
26 is amended to read:

27 “818.225. (1) As used in this section, ‘equivalent single-axle load’ means
28 the relationship between actual or requested weight and an 18,000 pound
29 single-axle load as determined by the American Association of State Highway
30 and Transportation Officials Road Tests reported at the Proceedings Con-

1 ference of 1962.

2 “(2)(a) In addition to any fee for a single-trip nondivisible load permit, a
3 person who is issued the permit or who operates a vehicle in a manner that
4 requires the permit is liable for payment of a road use assessment fee [*com-*
5 *puted on the basis of the following rates*] **of _____ cents** per equivalent
6 single-axle load mile traveled.[:]

7 “[(A) *For the period beginning on January 1, 2018, and ending on Decem-*
8 *ber 31, 2019, _____ cents.*]

9 “[(B) *For the period beginning on January 1, 2020, and ending on Decem-*
10 *ber 31, 2021, _____ cents.*]

11 “[(C) *For the period beginning on January 1, 2022, and ending on December*
12 *31, 2023, _____ cents.*]

13 “[(D) *For the period beginning on January 1, 2024, and ending on Decem-*
14 *ber 31, 2025, _____ cents.*]

15 “(b) If the road use assessment fee is not collected at the time of issuance
16 of the permit, the department shall bill the permittee for the amount due.
17 The account shall be considered delinquent if not paid within 60 days of
18 billing.

19 “(c) The miles of travel authorized by a single-trip nondivisible load per-
20 mit shall be exempt from taxation under ORS chapter 825.

21 “(3) The department may adopt rules:

22 “(a) To standardize the determination of equivalent single-axle load com-
23 putation based on average highway conditions; and

24 “(b) To establish procedures for payment, collection and enforcement of
25 the fees and assessments established by this chapter.

26 “**SECTION 53. The amendments to ORS 818.225 by section 52 of this**
27 **2017 Act apply to road use assessment fees imposed on or after January**
28 **1, 2026.**

29 “**SECTION 54. ORS 818.270 is amended to read:**

30 “**818.270. (1) For the period beginning on January 1, 2018, and ending**

1 **on December 31, 2019:**

2 “[1] (a) The fee for issuance of a variance permit under ORS 818.200
3 may be any amount determined by a road authority, not to exceed [\$8]
4 \$_____. If the variance permit is issued by a private contractor, the con-
5 tractor may charge an additional fee not to exceed [\$5] \$_____.

6 “[2] (b) The fee for issuance of a sifting or leaking load permit under
7 ORS 818.230 is [\$8] \$_____.

8 “[3] (c) The fee for issuance of a dragging permit under ORS 818.240 is
9 [\$8] \$_____.

10 **“(2) For the period beginning on January 1, 2020, and ending on
11 December 31, 2021:**

12 **“(a) The fee for issuance of a variance permit under ORS 818.200
13 may be any amount determined by a road authority, not to exceed
14 \$_____. If the variance permit is issued by a private contractor, the
15 contractor may charge an additional fee not to exceed \$_____.**

16 **“(b) The fee for issuance of a sifting or leaking load permit under
17 ORS 818.230 is \$_____.**

18 **“(c) The fee for issuance of a dragging permit under ORS 818.240 is
19 \$_____.**

20 **“(3) For the period beginning on January 1, 2022, and ending on
21 December 31, 2023:**

22 **“(a) The fee for issuance of a variance permit under ORS 818.200
23 may be any amount determined by a road authority, not to exceed
24 \$_____. If the variance permit is issued by a private contractor, the
25 contractor may charge an additional fee not to exceed \$_____.**

26 **“(b) The fee for issuance of a sifting or leaking load permit under
27 ORS 818.230 is \$_____.**

28 **“(c) The fee for issuance of a dragging permit under ORS 818.240 is
29 \$_____.**

30 **“(4) For the period beginning on January 1, 2024, and ending on**

1 **December 31, 2025:**

2 **“(a) The fee for issuance of a variance permit under ORS 818.200**
3 **may be any amount determined by a road authority, not to exceed**
4 **\$_____. If the variance permit is issued by a private contractor, the**
5 **contractor may charge an additional fee not to exceed \$_____.**

6 **“(b) The fee for issuance of a sifting or leaking load permit under**
7 **ORS 818.230 is \$_____.**

8 **“(c) The fee for issuance of a dragging permit under ORS 818.240 is**
9 **\$_____.**

10 **“[(4)] (5) The fee for issuance of a permit under ORS 818.260 for the use**
11 **of bus safety lights is a fee established by rule by the Department of Trans-**
12 **portation. Any fee established for purposes of this subsection [shall] may**
13 **not exceed the actual costs of issuing the permit.**

14 **“SECTION 55. ORS 818.270, as amended by section 54 of this 2017 Act,**
15 **is amended to read:**

16 **“818.270. [(1) For the period beginning on January 1, 2018, and ending on**
17 **December 31, 2019:]**

18 **“[(a) The fee for issuance of a variance permit under ORS 818.200 may be**
19 **any amount determined by a road authority, not to exceed \$_____. If the var-**
20 **iance permit is issued by a private contractor, the contractor may charge an**
21 **additional fee not to exceed \$_____.]**

22 **“[(b) The fee for issuance of a sifting or leaking load permit under ORS**
23 **818.230 is \$_____.]**

24 **“[(c) The fee for issuance of a dragging permit under ORS 818.240 is**
25 **\$_____.]**

26 **“[(2) For the period beginning on January 1, 2020, and ending on December**
27 **31, 2021:]**

28 **“[(a) The fee for issuance of a variance permit under ORS 818.200 may be**
29 **any amount determined by a road authority, not to exceed \$_____. If the var-**
30 **iance permit is issued by a private contractor, the contractor may charge an**

1 *additional fee not to exceed \$_____.*]

2 *“(b) The fee for issuance of a sifting or leaking load permit under ORS*
3 *818.230 is \$_____.*]

4 *“(c) The fee for issuance of a dragging permit under ORS 818.240 is*
5 *\$_____.*]

6 *“(3) For the period beginning on January 1, 2022, and ending on December*
7 *31, 2023:*]

8 *“(a) The fee for issuance of a variance permit under ORS 818.200 may be*
9 *any amount determined by a road authority, not to exceed \$_____. If the var-*
10 *iance permit is issued by a private contractor, the contractor may charge an*
11 *additional fee not to exceed \$_____.*]

12 *“(b) The fee for issuance of a sifting or leaking load permit under ORS*
13 *818.230 is \$_____.*]

14 *“(c) The fee for issuance of a dragging permit under ORS 818.240 is*
15 *\$_____.*]

16 *“(4) For the period beginning on January 1, 2024, and ending on December*
17 *31, 2025:*]

18 *“(a) The fee for issuance of a variance permit under ORS 818.200 may be*
19 *any amount determined by a road authority, not to exceed \$_____. If the var-*
20 *iance permit is issued by a private contractor, the contractor may charge an*
21 *additional fee not to exceed \$_____.*]

22 *“(b) The fee for issuance of a sifting or leaking load permit under ORS*
23 *818.230 is \$_____.*]

24 *“(c) The fee for issuance of a dragging permit under ORS 818.240 is*
25 *\$_____.*]

26 **“(1) The fee for issuance of a variance permit under ORS 818.200**
27 **may be any amount determined by a road authority, not to exceed**
28 **\$_____. If the variance permit is issued by a private contractor, the**
29 **contractor may charge an additional fee not to exceed \$_____.**

30 **“(2) The fee for issuance of a sifting or leaking load permit under**

1 **ORS 818.230 is \$_____.**

2 **“(3) The fee for issuance of a dragging permit under ORS 818.240 is**
3 **\$_____.**

4 **“[(5)] (4) The fee for issuance of a permit under ORS 818.260 for the use**
5 **of bus safety lights is a fee established by rule by the Department of Trans-**
6 **portation. Any fee established for purposes of this subsection may not exceed**
7 **the actual costs of issuing the permit.**

8 **“SECTION 56. The amendments to ORS 818.270 by section 55 of this**
9 **2017 Act apply to fees imposed on or after January 1, 2026.**

10 **“SECTION 57. ORS 825.450 is amended to read:**

11 **“825.450. (1) Except as otherwise permitted under ORS 825.470, the De-**
12 **partment of Transportation shall issue a receipt stating the combined weight**
13 **of each self-propelled or motor-driven vehicle and any train or combination**
14 **of vehicles to be used [therewith] with the self-propelled or motor-driven**
15 **vehicle.**

16 **“(2) A person may not load any motor vehicle in excess of its combined**
17 **weight permit rating [thus] determined under subsection (1) of this section**
18 **except as variations may necessarily result in passenger loading. [A fee of**
19 **\$8] The following fee shall be paid to the department for each weight re-**
20 **ceipt issued[.]:**

21 **“(a) For the period beginning on January 1, 2018, and ending on**
22 **December 31, 2019, \$_____.**

23 **“(b) For the period beginning on January 1, 2020, and ending on**
24 **December 31, 2021, \$_____.**

25 **“(c) For the period beginning on January 1, 2022, and ending on**
26 **December 31, 2023, \$_____.**

27 **“(d) For the period beginning on January 1, 2024, and ending on**
28 **December 31, 2025, \$_____.**

29 **“(3) Receipts issued under this section [shall be] are valid from the first**
30 **day of any calendar quarter to the last day of the fourth consecutive calen-**

1 dar quarter. Each carrier may select the calendar quarter in which the pe-
2 riod will begin except that, if necessary for administrative convenience, the
3 department may require a carrier to adopt a starting date chosen by the de-
4 partment.

5 “(4) All vehicles operating under the carrier’s authority shall have the
6 same four-quarter period of receipt validity. The department may allow a
7 carrier to operate with expired receipts for up to one extra quarter if the
8 renewal application has been submitted and the required fees have been paid
9 on or before the last day of the period of validity of the receipt. The exten-
10 sion of time allowed by this subsection shall be granted only if the depart-
11 ment determines that the extension is necessary for the administrative
12 convenience of the department.

13 “(5) The department may adopt rules necessary to administer the pro-
14 visions of this section.

15 “**SECTION 58.** ORS 825.450, as amended by section 57 of this 2017 Act,
16 is amended to read:

17 “825.450. (1) Except as otherwise permitted under ORS 825.470, the De-
18 partment of Transportation shall issue a receipt stating the combined weight
19 of each self-propelled or motor-driven vehicle and any train or combination
20 of vehicles to be used with the self-propelled or motor-driven vehicle.

21 “(2) A person may not load any motor vehicle in excess of its combined
22 weight permit rating determined under subsection (1) of this section except
23 as variations may necessarily result in passenger loading. [*The following*
24 *fee*] **A fee of \$_____** shall be paid to the department for each weight receipt
25 issued.[.]

26 “[*(a) For the period beginning on January 1, 2018, and ending on December*
27 *31, 2019, \$_____.*]

28 “[*(b) For the period beginning on January 1, 2020, and ending on December*
29 *31, 2021, \$_____.*]

30 “[*(c) For the period beginning on January 1, 2022, and ending on December*

1 31, 2023, \$_____.]

2 “[(d) For the period beginning on January 1, 2024, and ending on December
3 31, 2025, \$_____.]

4 “(3) Receipts issued under this section are valid from the first day of any
5 calendar quarter to the last day of the fourth consecutive calendar quarter.
6 Each carrier may select the calendar quarter in which the period will begin
7 except that, if necessary for administrative convenience, the department may
8 require a carrier to adopt a starting date chosen by the department.

9 “(4) All vehicles operating under the carrier’s authority shall have the
10 same four-quarter period of receipt validity. The department may allow a
11 carrier to operate with expired receipts for up to one extra quarter if the
12 renewal application has been submitted and the required fees have been paid
13 on or before the last day of the period of validity of the receipt. The exten-
14 sion of time allowed by this subsection shall be granted only if the depart-
15 ment determines that the extension is necessary for the administrative
16 convenience of the department.

17 “(5) The department may adopt rules necessary to administer the pro-
18 visions of this section.

19 **“SECTION 59. The amendments to ORS 825.450 by section 58 of this
20 2017 Act apply to fees imposed on or after January 1, 2026.**

21 **“SECTION 60. ORS 825.470 is amended to read:**

22 “825.470. (1) For single trip or short-time operation not exceeding 10 days
23 of a vehicle subject to the provisions of this chapter, the Department of
24 Transportation may issue a temporary pass identifying the motor vehicle.
25 [For this pass a fee of \$9 for each motor vehicle shall be paid.] **The following
26 fee shall be paid to the department for each temporary pass issued:**

27 **“(a) For the period beginning on January 1, 2018, and ending on
28 December 31, 2019, \$_____.**

29 **“(b) For the period beginning on January 1, 2020, and ending on
30 December 31, 2021, \$_____.**

1	Declared Combined	Fee Rates
2	Weight Groups	Per Mile
3	(Pounds)	(Mills)
4	26,001 to 28,000	[49.8] _____
5	28,001 to 30,000	[52.8] _____
6	30,001 to 32,000	[55.2] _____
7	32,001 to 34,000	[57.6] _____
8	34,001 to 36,000	[59.9] _____
9	36,001 to 38,000	[63.0] _____
10	38,001 to 40,000	[65.4] _____
11	40,001 to 42,000	[67.7] _____
12	42,001 to 44,000	[70.2] _____
13	44,001 to 46,000	[72.6] _____
14	46,001 to 48,000	[74.9] _____
15	48,001 to 50,000	[77.4] _____
16	50,001 to 52,000	[80.3] _____
17	52,001 to 54,000	[83.3] _____
18	54,001 to 56,000	[86.4] _____
19	56,001 to 58,000	[90.0] _____
20	58,001 to 60,000	[94.1] _____
21	60,001 to 62,000	[99.0] _____
22	62,001 to 64,000	[104.5] _____
23	64,001 to 66,000	[110.4] _____
24	66,001 to 68,000	[118.3] _____
25	68,001 to 70,000	[126.6] _____
26	70,001 to 72,000	[135.0] _____
27	72,001 to 74,000	[142.7] _____
28	74,001 to 76,000	[150.0] _____
29	76,001 to 78,000	[157.2] _____
30	78,001 to 80,000	[163.8] _____

1 “

2 **AXLE-WEIGHT MILEAGE**
3 **TAX RATE TABLE “B”**

4 Declared Combined	5 Number of Axles				
6 Weight Groups	5	6	7	8	9 or
6 (Pounds)				(Mills)	more
7 80,001 to 82,000	[169.2	154.8	144.7	137.4	129.6]
8	-----	-----	-----	-----	-----
9 82,001 to 84,000	[174.7	157.2	147.0	139.2	131.3]
10	-----	-----	-----	-----	-----
11 84,001 to 86,000	[179.9	160.9	149.4	140.9	133.2]
12	-----	-----	-----	-----	-----
13 86,001 to 88,000	[186.0	164.3	151.8	143.4	135.0]
14	-----	-----	-----	-----	-----
15 88,001 to 90,000	[193.2	168.6	154.3	145.8	137.4]
16	-----	-----	-----	-----	-----
17 90,001 to 92,000	[201.6	173.4	156.5	148.2	139.8]
18	-----	-----	-----	-----	-----
19 92,001 to 94,000	[210.7	178.2	159.0	150.5	141.7]
20	-----	-----	-----	-----	-----
21 94,001 to 96,000	[220.2	183.6	162.0	153.0	143.9]
22	-----	-----	-----	-----	-----
23 96,001 to 98,000	[230.4	190.2	165.6	155.5	146.4]
24	-----	-----	-----	-----	-----
25 98,001 to 100,000		[197.3	169.2	158.4	148.8]
26		-----	-----	-----	-----
27 100,001 to 102,000			[172.8	162.0	151.3]
28			-----	-----	-----
29 102,001 to 104,000			[176.4	165.6	154.3]
30			-----	-----	-----

1 104,001 to 105,500 [181.1 169.2 157.2]

2 -----

3 “ _____

4 **“(2) For the period beginning on January 1, 2020, and ending on**
5 **December 31, 2021:**

6 “ _____

7 MILEAGE TAX RATE TABLE “A”

8 Declared Combined Fee Rates

9 Weight Groups Per Mile

10 (Pounds) (Mills)

11 26,001 to 28,000 []

12 28,001 to 30,000 []

13 30,001 to 32,000 []

14 32,001 to 34,000 []

15 34,001 to 36,000 []

16 36,001 to 38,000 []

17 38,001 to 40,000 []

18 40,001 to 42,000 []

19 42,001 to 44,000 []

20 44,001 to 46,000 []

21 46,001 to 48,000 []

22 48,001 to 50,000 []

23 50,001 to 52,000 []

24 52,001 to 54,000 []

25 54,001 to 56,000 []

26 56,001 to 58,000 []

27 58,001 to 60,000 []

28 60,001 to 62,000 []

29 62,001 to 64,000 []

30 64,001 to 66,000 []

1 66,001 to 68,000 [] _____
 2 68,001 to 70,000 [] _____
 3 70,001 to 72,000 [] _____
 4 72,001 to 74,000 [] _____
 5 74,001 to 76,000 [] _____
 6 76,001 to 78,000 [] _____
 7 78,001 to 80,000 [] _____

8 “ _____

9 **AXLE-WEIGHT MILEAGE**

10 **TAX RATE TABLE “B”**

11 Declared Combined	11 Number of Axles				
12 Weight Groups	5	6	7	8	9 or
13 (Pounds)	13 (Mills)				more
14 80,001 to 82,000	[]	[]	[]	[]	[]
15	_____	_____	_____	_____	_____
16 82,001 to 84,000	[]	[]	[]	[]	[]
17	_____	_____	_____	_____	_____
18 84,001 to 86,000	[]	[]	[]	[]	[]
19	_____	_____	_____	_____	_____
20 86,001 to 88,000	[]	[]	[]	[]	[]
21	_____	_____	_____	_____	_____
22 88,001 to 90,000	[]	[]	[]	[]	[]
23	_____	_____	_____	_____	_____
24 90,001 to 92,000	[]	[]	[]	[]	[]
25	_____	_____	_____	_____	_____
26 92,001 to 94,000	[]	[]	[]	[]	[]
27	_____	_____	_____	_____	_____
28 94,001 to 96,000	[]	[]	[]	[]	[]
29	_____	_____	_____	_____	_____
30 96,001 to 98,000	[]	[]	[]	[]	[]

1		_____	_____	_____	_____	_____
2	98,001 to 100,000		[_____	_____	_____	_____]
3		_____	_____	_____	_____	
4	100,001 to 102,000		[_____	_____	_____	_____]
5		_____	_____	_____	_____	
6	102,001 to 104,000		[_____	_____	_____	_____]
7		_____	_____	_____	_____	
8	104,001 to 105,500		[_____	_____	_____	_____]
9		_____	_____	_____	_____	

10 “ _____
 11 **“(3) For the period beginning on January 1, 2022, and ending on**
 12 **December 31, 2023:**
 13 “ _____

14 **MILEAGE TAX RATE TABLE “A”**

15	Declared Combined	Fee Rates
16	Weight Groups	Per Mile
17	(Pounds)	(Mills)
18	26,001 to 28,000	[_____] _____
19	28,001 to 30,000	[_____] _____
20	30,001 to 32,000	[_____] _____
21	32,001 to 34,000	[_____] _____
22	34,001 to 36,000	[_____] _____
23	36,001 to 38,000	[_____] _____
24	38,001 to 40,000	[_____] _____
25	40,001 to 42,000	[_____] _____
26	42,001 to 44,000	[_____] _____
27	44,001 to 46,000	[_____] _____
28	46,001 to 48,000	[_____] _____
29	48,001 to 50,000	[_____] _____
30	50,001 to 52,000	[_____] _____

1	52,001 to 54,000	[_____]	_____
2	54,001 to 56,000	[_____]	_____
3	56,001 to 58,000	[_____]	_____
4	58,001 to 60,000	[_____]	_____
5	60,001 to 62,000	[_____]	_____
6	62,001 to 64,000	[_____]	_____
7	64,001 to 66,000	[_____]	_____
8	66,001 to 68,000	[_____]	_____
9	68,001 to 70,000	[_____]	_____
10	70,001 to 72,000	[_____]	_____
11	72,001 to 74,000	[_____]	_____
12	74,001 to 76,000	[_____]	_____
13	76,001 to 78,000	[_____]	_____
14	78,001 to 80,000	[_____]	_____

15 “ _____

16 **AXLE-WEIGHT MILEAGE**
17 **TAX RATE TABLE “B”**

18	Declared Combined	Number of Axles				
19	Weight Groups	5	6	7	8	9 or
20	(Pounds)	(Mills)				more
21	80,001 to 82,000	[_____]	_____	_____	_____	_____]
22		_____	_____	_____	_____	_____
23	82,001 to 84,000	[_____]	_____	_____	_____	_____]
24		_____	_____	_____	_____	_____
25	84,001 to 86,000	[_____]	_____	_____	_____	_____]
26		_____	_____	_____	_____	_____
27	86,001 to 88,000	[_____]	_____	_____	_____	_____]
28		_____	_____	_____	_____	_____
29	88,001 to 90,000	[_____]	_____	_____	_____	_____]
30		_____	_____	_____	_____	_____

1	90,001 to 92,000	[_____]	_____	_____	_____	_____
2		_____	_____	_____	_____	_____
3	92,001 to 94,000	[_____]	_____	_____	_____	_____
4		_____	_____	_____	_____	_____
5	94,001 to 96,000	[_____]	_____	_____	_____	_____
6		_____	_____	_____	_____	_____
7	96,001 to 98,000	[_____]	_____	_____	_____	_____
8		_____	_____	_____	_____	_____
9	98,001 to 100,000	[_____]	_____	_____	_____	_____
10		_____	_____	_____	_____	_____
11	100,001 to 102,000		[_____]	_____	_____	_____
12			_____	_____	_____	_____
13	102,001 to 104,000		[_____]	_____	_____	_____
14			_____	_____	_____	_____
15	104,001 to 105,500		[_____]	_____	_____	_____
16			_____	_____	_____	_____

17 “ _____
18 “(4) For the period beginning on January 1, 2024, and ending on
19 December 31, 2025:
20 “ _____

21 MILEAGE TAX RATE TABLE “A”

22	Declared Combined	Fee Rates
23	Weight Groups	Per Mile
24	(Pounds)	(Mills)
25	26,001 to 28,000	[_____] _____
26	28,001 to 30,000	[_____] _____
27	30,001 to 32,000	[_____] _____
28	32,001 to 34,000	[_____] _____
29	34,001 to 36,000	[_____] _____
30	36,001 to 38,000	[_____] _____

1	38,001 to 40,000	[_____]	_____
2	40,001 to 42,000	[_____]	_____
3	42,001 to 44,000	[_____]	_____
4	44,001 to 46,000	[_____]	_____
5	46,001 to 48,000	[_____]	_____
6	48,001 to 50,000	[_____]	_____
7	50,001 to 52,000	[_____]	_____
8	52,001 to 54,000	[_____]	_____
9	54,001 to 56,000	[_____]	_____
10	56,001 to 58,000	[_____]	_____
11	58,001 to 60,000	[_____]	_____
12	60,001 to 62,000	[_____]	_____
13	62,001 to 64,000	[_____]	_____
14	64,001 to 66,000	[_____]	_____
15	66,001 to 68,000	[_____]	_____
16	68,001 to 70,000	[_____]	_____
17	70,001 to 72,000	[_____]	_____
18	72,001 to 74,000	[_____]	_____
19	74,001 to 76,000	[_____]	_____
20	76,001 to 78,000	[_____]	_____
21	78,001 to 80,000	[_____]	_____

22 “ _____

23 **AXLE-WEIGHT MILEAGE**

24 **TAX RATE TABLE “B”**

25	Declared Combined	Number of Axles				
26	Weight Groups	5	6	7	8	9 or
27	(Pounds)			(Mills)		more
28	80,001 to 82,000	[_____	_____	_____	_____	_____]
29		_____	_____	_____	_____	_____
30	82,001 to 84,000	[_____	_____	_____	_____	_____]

1		_____	_____	_____	_____	_____
2	84,001 to 86,000	[_____	_____	_____	_____	_____]
3		_____	_____	_____	_____	_____
4	86,001 to 88,000	[_____	_____	_____	_____	_____]
5		_____	_____	_____	_____	_____
6	88,001 to 90,000	[_____	_____	_____	_____	_____]
7		_____	_____	_____	_____	_____
8	90,001 to 92,000	[_____	_____	_____	_____	_____]
9		_____	_____	_____	_____	_____
10	92,001 to 94,000	[_____	_____	_____	_____	_____]
11		_____	_____	_____	_____	_____
12	94,001 to 96,000	[_____	_____	_____	_____	_____]
13		_____	_____	_____	_____	_____
14	96,001 to 98,000	[_____	_____	_____	_____	_____]
15		_____	_____	_____	_____	_____
16	98,001 to 100,000	[_____	_____	_____	_____	_____]
17		_____	_____	_____	_____	_____
18	100,001 to 102,000	[_____	_____	_____	_____	_____]
19		_____	_____	_____	_____	_____
20	102,001 to 104,000	[_____	_____	_____	_____	_____]
21		_____	_____	_____	_____	_____
22	104,001 to 105,500	[_____	_____	_____	_____	_____]
23		_____	_____	_____	_____	_____

24 “ _____

25 **“SECTION 64.** ORS 825.476, as amended by section 63 of this 2017 Act,

26 is amended to read:

27 “825.476. [(1) For the period beginning on January 1, 2018, and ending on

28 December 31, 2019:]

29 “[_____]

30 *MILEAGE TAX RATE TABLE “A”*

1	<i>Declared Combined</i>	<i>Fee Rates</i>
2	<i>Weight Groups</i>	<i>Per Mile</i>
3	<i>(Pounds)</i>	<i>(Mills)</i>
4	<i>26,001 to 28,000</i>	_____
5	<i>28,001 to 30,000</i>	_____
6	<i>30,001 to 32,000</i>	_____
7	<i>32,001 to 34,000</i>	_____
8	<i>34,001 to 36,000</i>	_____
9	<i>36,001 to 38,000</i>	_____
10	<i>38,001 to 40,000</i>	_____
11	<i>40,001 to 42,000</i>	_____
12	<i>42,001 to 44,000</i>	_____
13	<i>44,001 to 46,000</i>	_____
14	<i>46,001 to 48,000</i>	_____
15	<i>48,001 to 50,000</i>	_____
16	<i>50,001 to 52,000</i>	_____
17	<i>52,001 to 54,000</i>	_____
18	<i>54,001 to 56,000</i>	_____
19	<i>56,001 to 58,000</i>	_____
20	<i>58,001 to 60,000</i>	_____
21	<i>60,001 to 62,000</i>	_____
22	<i>62,001 to 64,000</i>	_____
23	<i>64,001 to 66,000</i>	_____
24	<i>66,001 to 68,000</i>	_____
25	<i>68,001 to 70,000</i>	_____
26	<i>70,001 to 72,000</i>	_____
27	<i>72,001 to 74,000</i>	_____
28	<i>74,001 to 76,000</i>	_____
29	<i>76,001 to 78,000</i>	_____
30	<i>78,001 to 80,000</i>	_____

1 “[_____]

2 **AXLE-WEIGHT MILEAGE**
3 **TAX RATE TABLE “B”**

4 Declared Combined	5 Number of Axles				
6 Weight Groups	5	6	7	8	9 or
6 (Pounds)	7 (Mills)				8 more
7 80,001 to 82,000	_____	_____	_____	_____	_____
8 82,001 to 84,000	_____	_____	_____	_____	_____
9 84,001 to 86,000	_____	_____	_____	_____	_____
10 86,001 to 88,000	_____	_____	_____	_____	_____
11 88,001 to 90,000	_____	_____	_____	_____	_____
12 90,001 to 92,000	_____	_____	_____	_____	_____
13 92,001 to 94,000	_____	_____	_____	_____	_____
14 94,001 to 96,000	_____	_____	_____	_____	_____
15 96,001 to 98,000	_____	_____	_____	_____	_____
16 98,001 to 100,000		_____	_____	_____	_____
17 100,001 to 102,000			_____	_____	_____
18 102,001 to 104,000			_____	_____	_____
19 104,001 to 105,500			_____	_____	_____

20 “[_____]

21 “[(2) For the period beginning on January 1, 2020, and ending on December
22 31, 2021:]

23 “[_____]

24 **MILEAGE TAX RATE TABLE “A”**

25 Declared Combined	26 Fee Rates
26 Weight Groups	27 Per Mile
27 (Pounds)	28 (Mills)
28 26,001 to 28,000	_____
29 28,001 to 30,000	_____
30 30,001 to 32,000	_____

1	32,001 to 34,000	_____
2	34,001 to 36,000	_____
3	36,001 to 38,000	_____
4	38,001 to 40,000	_____
5	40,001 to 42,000	_____
6	42,001 to 44,000	_____
7	44,001 to 46,000	_____
8	46,001 to 48,000	_____
9	48,001 to 50,000	_____
10	50,001 to 52,000	_____
11	52,001 to 54,000	_____
12	54,001 to 56,000	_____
13	56,001 to 58,000	_____
14	58,001 to 60,000	_____
15	60,001 to 62,000	_____
16	62,001 to 64,000	_____
17	64,001 to 66,000	_____
18	66,001 to 68,000	_____
19	68,001 to 70,000	_____
20	70,001 to 72,000	_____
21	72,001 to 74,000	_____
22	74,001 to 76,000	_____
23	76,001 to 78,000	_____
24	78,001 to 80,000	_____

25 “[_____]

26 *AXLE-WEIGHT MILEAGE*

27 *TAX RATE TABLE “B”*

28	<i>Declared Combined</i>	<i>Number of Axles</i>				
29	<i>Weight Groups</i>	<i>5</i>	<i>6</i>	<i>7</i>	<i>8</i>	<i>9 or</i>
30	<i>(Pounds)</i>			<i>(Mills)</i>		<i>more</i>

1	80,001 to 82,000	_____	_____	_____	_____	_____
2	82,001 to 84,000	_____	_____	_____	_____	_____
3	84,001 to 86,000	_____	_____	_____	_____	_____
4	86,001 to 88,000	_____	_____	_____	_____	_____
5	88,001 to 90,000	_____	_____	_____	_____	_____
6	90,001 to 92,000	_____	_____	_____	_____	_____
7	92,001 to 94,000	_____	_____	_____	_____	_____
8	94,001 to 96,000	_____	_____	_____	_____	_____
9	96,001 to 98,000	_____	_____	_____	_____	_____
10	98,001 to 100,000	_____	_____	_____	_____	_____
11	100,001 to 102,000	_____	_____	_____	_____	_____
12	102,001 to 104,000	_____	_____	_____	_____	_____
13	104,001 to 105,500	_____	_____	_____	_____	_____

14 “[_____]
15 “[*(3) For the period beginning on January 1, 2022, and ending on December*
16 *31, 2023:*]
17 “[_____]

18 **MILEAGE TAX RATE TABLE “A”**

19	<i>Declared Combined</i>	<i>Fee Rates</i>
20	<i>Weight Groups</i>	<i>Per Mile</i>
21	<i>(Pounds)</i>	<i>(Mills)</i>
22	26,001 to 28,000	_____
23	28,001 to 30,000	_____
24	30,001 to 32,000	_____
25	32,001 to 34,000	_____
26	34,001 to 36,000	_____
27	36,001 to 38,000	_____
28	38,001 to 40,000	_____
29	40,001 to 42,000	_____
30	42,001 to 44,000	_____

1	44,001 to 46,000	_____
2	46,001 to 48,000	_____
3	48,001 to 50,000	_____
4	50,001 to 52,000	_____
5	52,001 to 54,000	_____
6	54,001 to 56,000	_____
7	56,001 to 58,000	_____
8	58,001 to 60,000	_____
9	60,001 to 62,000	_____
10	62,001 to 64,000	_____
11	64,001 to 66,000	_____
12	66,001 to 68,000	_____
13	68,001 to 70,000	_____
14	70,001 to 72,000	_____
15	72,001 to 74,000	_____
16	74,001 to 76,000	_____
17	76,001 to 78,000	_____
18	78,001 to 80,000	_____

19 “[_____]

**AXLE-WEIGHT MILEAGE
TAX RATE TABLE “B”**

22	<i>Declared Combined</i>	<i>Number of Axles</i>				
23	<i>Weight Groups</i>	<i>5</i>	<i>6</i>	<i>7</i>	<i>8</i>	<i>9 or</i>
24	<i>(Pounds)</i>			<i>(Mills)</i>		<i>more</i>
25	80,001 to 82,000	_____	_____	_____	_____	_____
26	82,001 to 84,000	_____	_____	_____	_____	_____
27	84,001 to 86,000	_____	_____	_____	_____	_____
28	86,001 to 88,000	_____	_____	_____	_____	_____
29	88,001 to 90,000	_____	_____	_____	_____	_____
30	90,001 to 92,000	_____	_____	_____	_____	_____

1	92,001 to 94,000	_____	_____	_____	_____	_____
2	94,001 to 96,000	_____	_____	_____	_____	_____
3	96,001 to 98,000	_____	_____	_____	_____	_____
4	98,001 to 100,000		_____	_____	_____	_____
5	100,001 to 102,000			_____	_____	_____
6	102,001 to 104,000			_____	_____	_____
7	104,001 to 105,500			_____	_____	_____

8 “[_____]

9 “[*(4) For the period beginning on January 1, 2024, and ending on December*
10 *31, 2025;*]

11 “[_____]

12 **MILEAGE TAX RATE TABLE “A”**

13	<i>Declared Combined</i>	<i>Fee Rates</i>
14	<i>Weight Groups</i>	<i>Per Mile</i>
15	<i>(Pounds)</i>	<i>(Mills)</i>
16	26,001 to 28,000	_____
17	28,001 to 30,000	_____
18	30,001 to 32,000	_____
19	32,001 to 34,000	_____
20	34,001 to 36,000	_____
21	36,001 to 38,000	_____
22	38,001 to 40,000	_____
23	40,001 to 42,000	_____
24	42,001 to 44,000	_____
25	44,001 to 46,000	_____
26	46,001 to 48,000	_____
27	48,001 to 50,000	_____
28	50,001 to 52,000	_____
29	52,001 to 54,000	_____
30	54,001 to 56,000	_____

1	56,001 to 58,000	_____
2	58,001 to 60,000	_____
3	60,001 to 62,000	_____
4	62,001 to 64,000	_____
5	64,001 to 66,000	_____
6	66,001 to 68,000	_____
7	68,001 to 70,000	_____
8	70,001 to 72,000	_____
9	72,001 to 74,000	_____
10	74,001 to 76,000	_____
11	76,001 to 78,000	_____
12	78,001 to 80,000	_____

13 “[_____]

**AXLE-WEIGHT MILEAGE
TAX RATE TABLE “B”**

16	<i>Declared Combined</i>	<i>Number of Axles</i>				
17	<i>Weight Groups</i>	<i>5</i>	<i>6</i>	<i>7</i>	<i>8</i>	<i>9 or</i>
18	<i>(Pounds)</i>			<i>(Mills)</i>		<i>more</i>
19	80,001 to 82,000	_____	_____	_____	_____	_____
20	82,001 to 84,000	_____	_____	_____	_____	_____
21	84,001 to 86,000	_____	_____	_____	_____	_____
22	86,001 to 88,000	_____	_____	_____	_____	_____
23	88,001 to 90,000	_____	_____	_____	_____	_____
24	90,001 to 92,000	_____	_____	_____	_____	_____
25	92,001 to 94,000	_____	_____	_____	_____	_____
26	94,001 to 96,000	_____	_____	_____	_____	_____
27	96,001 to 98,000	_____	_____	_____	_____	_____
28	98,001 to 100,000		_____	_____	_____	_____
29	100,001 to 102,000			_____	_____	_____
30	102,001 to 104,000			_____	_____	_____

1 104,001 to 105,500

2 “[_____]

3 “ _____

4 **MILEAGE TAX RATE TABLE “A”**

5 **Declared Combined Fee Rates**

6 **Weight Groups Per Mile**

7 **(Pounds) (Mills)**

8 **26,001 to 28,000** _____

9 **28,001 to 30,000** _____

10 **30,001 to 32,000** _____

11 **32,001 to 34,000** _____

12 **34,001 to 36,000** _____

13 **36,001 to 38,000** _____

14 **38,001 to 40,000** _____

15 **40,001 to 42,000** _____

16 **42,001 to 44,000** _____

17 **44,001 to 46,000** _____

18 **46,001 to 48,000** _____

19 **48,001 to 50,000** _____

20 **50,001 to 52,000** _____

21 **52,001 to 54,000** _____

22 **54,001 to 56,000** _____

23 **56,001 to 58,000** _____

24 **58,001 to 60,000** _____

25 **60,001 to 62,000** _____

26 **62,001 to 64,000** _____

27 **64,001 to 66,000** _____

28 **66,001 to 68,000** _____

29 **68,001 to 70,000** _____

30 **70,001 to 72,000** _____

1	72,001 to 74,000	_____
2	74,001 to 76,000	_____
3	76,001 to 78,000	_____
4	78,001 to 80,000	_____

5 “ _____

6 **AXLE-WEIGHT MILEAGE**
7 **TAX RATE TABLE “B”**

8 Declared Combined	9 Number of Axles				
9 Weight Groups	5	6	7	8	9 or
10 (Pounds)	10 (Mills)				
					10 more
11 80,001 to 82,000	_____	_____	_____	_____	_____
12 82,001 to 84,000	_____	_____	_____	_____	_____
13 84,001 to 86,000	_____	_____	_____	_____	_____
14 86,001 to 88,000	_____	_____	_____	_____	_____
15 88,001 to 90,000	_____	_____	_____	_____	_____
16 90,001 to 92,000	_____	_____	_____	_____	_____
17 92,001 to 94,000	_____	_____	_____	_____	_____
18 94,001 to 96,000	_____	_____	_____	_____	_____
19 96,001 to 98,000	_____	_____	_____	_____	_____
20 98,001 to 100,000		_____	_____	_____	_____
21 100,001 to 102,000			_____	_____	_____
22 102,001 to 104,000			_____	_____	_____
23 104,001 to 105,500			_____	_____	_____

24 “ _____

25 **“SECTION 65. The amendments to ORS 825.476 by section 64 of this**
26 **2017 Act apply to taxes imposed on or after January 1, 2026.**

27 **“SECTION 66.** ORS 825.480 is amended to read:

28 “825.480. (1)(a) In lieu of other fees provided in ORS 825.474, carriers en-
29 gaged in operating motor vehicles in the transportation of logs, poles, peeler
30 cores or piling may pay annual fees for such operation computed at the

1 **following** rate [*of seven dollars and fifty-nine cents*] for each 100 pounds of
2 declared combined weight[.]:

3 “(A) For the period beginning on January 1, 2018, and ending on
4 December 31, 2019, ____ cents.

5 “(B) For the period beginning on January 1, 2020, and ending on
6 December 31, 2021, ____ cents.

7 “(C) For the period beginning on January 1, 2022, and ending on
8 December 31, 2023, ____ cents.

9 “(D) For the period beginning on January 1, 2024, and ending on
10 December 31, 2025, ____ cents.

11 “(b) Any carrier electing to pay fees under this method may, as to vehicles
12 otherwise exempt from taxation, elect to be taxed on the mileage basis for
13 movements of such empty vehicles over public highways whenever operations
14 are for the purpose of repair, maintenance, servicing or moving from one
15 exempt highway operation to another.

16 “(2) The annual fees provided in subsections (1), (4) and (5) of this section
17 may be paid on a monthly basis. Any carrier electing to pay fees under this
18 method may not change an election during the same calendar year in which
19 the election is made, but may be relieved from the payment due for any
20 month [*on*] **during which** a motor vehicle [*which*] is not operated. A carrier
21 electing to pay fees under this method shall report and pay these fees on or
22 before the 10th of each month for the preceding month’s operations. A
23 monthly report shall be made on all vehicles on the annual fee basis in-
24 cluding any vehicle not operated for the month.

25 “(3)(a) In lieu of the fees provided in ORS 825.470 to 825.474, motor vehi-
26 cles described in ORS 825.024 with a combined weight of less than 46,000
27 pounds that are being operated under a permit issued under ORS 825.102 may
28 pay annual fees for such operation computed at the **following** rate [*of six*
29 *dollars and twenty-three cents*] for each 100 pounds of declared combined
30 weight[.]:

1 **“(A) For the period beginning on January 1, 2018, and ending on**
2 **December 31, 2019, ____ cents.**

3 **“(B) For the period beginning on January 1, 2020, and ending on**
4 **December 31, 2021, ____ cents.**

5 **“(C) For the period beginning on January 1, 2022, and ending on**
6 **December 31, 2023, ____ cents.**

7 **“(D) For the period beginning on January 1, 2024, and ending on**
8 **December 31, 2025, ____ cents.**

9 “(b) The annual fees provided in this subsection shall be paid in advance
10 but may be paid on a monthly basis on or before the first day of the month.
11 A carrier may be relieved from the fees due for any month during which the
12 motor vehicle is not operated for hire if a statement to that effect is filed
13 with the Department of Transportation on or before the fifth day of the first
14 month for which relief is sought.

15 “(4)(a) In lieu of other fees provided in ORS 825.474, carriers engaged in
16 the operation of motor vehicles equipped with dump bodies and used in the
17 transportation of sand, gravel, rock, dirt, debris, cinders, asphaltic concrete
18 mix, metallic ores and concentrates or raw nonmetallic products, whether
19 crushed or otherwise, moving from mines, pits or quarries may pay annual
20 fees for such operation computed at the **following** rate [*of seven dollars and*
21 *fifty-three cents*] for each 100 pounds of declared combined weight[.]:

22 **“(A) For the period beginning on January 1, 2018, and ending on**
23 **December 31, 2019, ____ cents.**

24 **“(B) For the period beginning on January 1, 2020, and ending on**
25 **December 31, 2021, ____ cents.**

26 **“(C) For the period beginning on January 1, 2022, and ending on**
27 **December 31, 2023, ____ cents.**

28 **“(D) For the period beginning on January 1, 2024, and ending on**
29 **December 31, 2025, ____ cents.**

30 “(b) Any carrier electing to pay fees under this method may, as to vehicles

1 otherwise exempt for taxation, elect to be taxed on the mileage basis for
2 movements of such empty vehicles over public highways whenever operations
3 are for the purpose of repair, maintenance, servicing or moving from one
4 exempt highway operation to another.

5 “(5)(a) In lieu of other fees provided in ORS 825.474, carriers engaged in
6 operating motor vehicles in the transportation of wood chips, sawdust,
7 barkdust, hog fuel or shavings may pay annual fees for such operation com-
8 puted at the **following** rate [*of thirty dollars and sixty-five cents*] for each
9 100 pounds of declared combined weight[.]:

10 “(A) For the period beginning on January 1, 2018, and ending on
11 December 31, 2019, ____ cents.

12 “(B) For the period beginning on January 1, 2020, and ending on
13 December 31, 2021, ____ cents.

14 “(C) For the period beginning on January 1, 2022, and ending on
15 December 31, 2023, ____ cents.

16 “(D) For the period beginning on January 1, 2024, and ending on
17 December 31, 2025, ____ cents.

18 “(b) Any carrier electing to pay under this method may, as to vehicles
19 otherwise exempt from taxation, elect to be taxed on the mileage basis for
20 movement of such empty vehicles over public highways whenever operations
21 are for the purpose of repair, maintenance, service or moving from one ex-
22 empt highway operation to another.

23 “**SECTION 67.** ORS 825.480, as amended by section 66 of this 2017 Act,
24 is amended to read:

25 “825.480. (1)(a) In lieu of other fees provided in ORS 825.474, carriers en-
26 gaged in operating motor vehicles in the transportation of logs, poles, peeler
27 cores or piling may pay annual fees for such operation computed at the
28 [*following*] rate of ____ cents for each 100 pounds of declared combined
29 weight.[.]

30 “[A] For the period beginning on January 1, 2018, and ending on Decem-

1 *ber 31, 2019, _____ cents.]*

2 *“(B) For the period beginning on January 1, 2020, and ending on Decem-*
3 *ber 31, 2021, _____ cents.]*

4 *“(C) For the period beginning on January 1, 2022, and ending on December*
5 *31, 2023, _____ cents.]*

6 *“(D) For the period beginning on January 1, 2024, and ending on Decem-*
7 *ber 31, 2025, _____ cents.]*

8 “(b) Any carrier electing to pay fees under this method may, as to vehicles
9 otherwise exempt from taxation, elect to be taxed on the mileage basis for
10 movements of such empty vehicles over public highways whenever operations
11 are for the purpose of repair, maintenance, servicing or moving from one
12 exempt highway operation to another.

13 “(2) The annual fees provided in subsections (1), (4) and (5) of this section
14 may be paid on a monthly basis. Any carrier electing to pay fees under this
15 method may not change an election during the same calendar year in which
16 the election is made, but may be relieved from the payment due for any
17 month during which a motor vehicle is not operated. A carrier electing to
18 pay fees under this method shall report and pay these fees on or before the
19 10th of each month for the preceding month’s operations. A monthly report
20 shall be made on all vehicles on the annual fee basis including any vehicle
21 not operated for the month.

22 “(3)(a) In lieu of the fees provided in ORS 825.470 to 825.474, motor vehi-
23 cles described in ORS 825.024 with a combined weight of less than 46,000
24 pounds that are being operated under a permit issued under ORS 825.102 may
25 pay annual fees for such operation computed at the *[following]* rate of
26 _____ **cents** for each 100 pounds of declared combined weight.[:]

27 *“(A) For the period beginning on January 1, 2018, and ending on Decem-*
28 *ber 31, 2019, _____ cents.]*

29 *“(B) For the period beginning on January 1, 2020, and ending on Decem-*
30 *ber 31, 2021, _____ cents.]*

1 “(C) For the period beginning on January 1, 2022, and ending on December
2 31, 2023, _____ cents.]

3 “(D) For the period beginning on January 1, 2024, and ending on Decem-
4 ber 31, 2025, _____ cents.]

5 “(b) The annual fees provided in this subsection shall be paid in advance
6 but may be paid on a monthly basis on or before the first day of the month.
7 A carrier may be relieved from the fees due for any month during which the
8 motor vehicle is not operated for hire if a statement to that effect is filed
9 with the Department of Transportation on or before the fifth day of the first
10 month for which relief is sought.

11 “(4)(a) In lieu of other fees provided in ORS 825.474, carriers engaged in
12 the operation of motor vehicles equipped with dump bodies and used in the
13 transportation of sand, gravel, rock, dirt, debris, cinders, asphaltic concrete
14 mix, metallic ores and concentrates or raw nonmetallic products, whether
15 crushed or otherwise, moving from mines, pits or quarries may pay annual
16 fees for such operation computed at the [following] rate of _____ cents for
17 each 100 pounds of declared combined weight.[:]

18 “(A) For the period beginning on January 1, 2018, and ending on Decem-
19 ber 31, 2019, _____ cents.]

20 “(B) For the period beginning on January 1, 2020, and ending on Decem-
21 ber 31, 2021, _____ cents.]

22 “(C) For the period beginning on January 1, 2022, and ending on December
23 31, 2023, _____ cents.]

24 “(D) For the period beginning on January 1, 2024, and ending on Decem-
25 ber 31, 2025, _____ cents.]

26 “(b) Any carrier electing to pay fees under this method may, as to vehicles
27 otherwise exempt for taxation, elect to be taxed on the mileage basis for
28 movements of such empty vehicles over public highways whenever operations
29 are for the purpose of repair, maintenance, servicing or moving from one
30 exempt highway operation to another.

1 “(5)(a) In lieu of other fees provided in ORS 825.474, carriers engaged in
2 operating motor vehicles in the transportation of wood chips, sawdust,
3 barkdust, hog fuel or shavings may pay annual fees for such operation com-
4 puted at the [following] rate of _____ cents for each 100 pounds of declared
5 combined weight.[:]

6 “[A] For the period beginning on January 1, 2018, and ending on Decem-
7 ber 31, 2019, _____ cents.]

8 “[B] For the period beginning on January 1, 2020, and ending on Decem-
9 ber 31, 2021, _____ cents.]

10 “[C] For the period beginning on January 1, 2022, and ending on December
11 31, 2023, _____ cents.]

12 “[D] For the period beginning on January 1, 2024, and ending on Decem-
13 ber 31, 2025, _____ cents.]

14 “(b) Any carrier electing to pay under this method may, as to vehicles
15 otherwise exempt from taxation, elect to be taxed on the mileage basis for
16 movement of such empty vehicles over public highways whenever operations
17 are for the purpose of repair, maintenance, service or moving from one ex-
18 empt highway operation to another.

19 **“SECTION 68. The amendments to ORS 825.480 by section 67 of this**
20 **2017 Act apply to fees imposed on or after January 1, 2026.**

21 **“SECTION 69. ORS 826.023 is amended to read:**

22 “826.023. (1) The fee for issuance of a duplicate or replacement registra-
23 tion card is [\$2.50.] **as follows:**

24 **“(a) For the period beginning on January 1, 2018, and ending on**
25 **December 31, 2019, \$_____.**

26 **“(b) For the period beginning on January 1, 2020, and ending on**
27 **December 31, 2021, \$_____.**

28 **“(c) For the period beginning on January 1, 2022, and ending on**
29 **December 31, 2023, \$_____.**

30 **“(d) For the period beginning on January 1, 2024, and ending on**

1 **December 31, 2025, \$_____.**

2 “(2) The fee for issuance of each original, replacement or duplicate reg-
3 istration plate is [~~\$2.50~~] **as follows** and includes a registration card and
4 sticker[.]:

5 “(a) **For the period beginning on January 1, 2018, and ending on**
6 **December 31, 2019, \$_____.**

7 “(b) **For the period beginning on January 1, 2020, and ending on**
8 **December 31, 2021, \$_____.**

9 “(c) **For the period beginning on January 1, 2022, and ending on**
10 **December 31, 2023, \$_____.**

11 “(d) **For the period beginning on January 1, 2024, and ending on**
12 **December 31, 2025, \$_____.**

13 “(3) The fee for renewal of a registration plate is [~~\$2.50~~] **as follows** and
14 includes a registration card and sticker[.]:

15 “(a) **For the period beginning on January 1, 2018, and ending on**
16 **December 31, 2019, \$_____.**

17 “(b) **For the period beginning on January 1, 2020, and ending on**
18 **December 31, 2021, \$_____.**

19 “(c) **For the period beginning on January 1, 2022, and ending on**
20 **December 31, 2023, \$_____.**

21 “(d) **For the period beginning on January 1, 2024, and ending on**
22 **December 31, 2025, \$_____.**

23 “(4) The fee for issuance of replacement registration stickers is [~~\$2.50~~.]
24 **as follows:**

25 “(a) **For the period beginning on January 1, 2018, and ending on**
26 **December 31, 2019, \$_____.**

27 “(b) **For the period beginning on January 1, 2020, and ending on**
28 **December 31, 2021, \$_____.**

29 “(c) **For the period beginning on January 1, 2022, and ending on**
30 **December 31, 2023, \$_____.**

1 **“(d) For the period beginning on January 1, 2024, and ending on**
2 **December 31, 2025, \$_____.**

3 “(5) If a second plate is required for one vehicle, the fee for the plate or
4 for a sticker for the plate is [\$2.50.] **as follows:**

5 **“(a) For the period beginning on January 1, 2018, and ending on**
6 **December 31, 2019, \$_____.**

7 **“(b) For the period beginning on January 1, 2020, and ending on**
8 **December 31, 2021, \$_____.**

9 **“(c) For the period beginning on January 1, 2022, and ending on**
10 **December 31, 2023, \$_____.**

11 **“(d) For the period beginning on January 1, 2024, and ending on**
12 **December 31, 2025, \$_____.**

13 **“SECTION 70.** ORS 826.023, as amended by section 69 of this 2017 Act,
14 is amended to read:

15 “826.023. (1) The fee for issuance of a duplicate or replacement registra-
16 tion card is \$_____. [*as follows:*]

17 “*[(a) For the period beginning on January 1, 2018, and ending on December*
18 *31, 2019, \$_____.]*

19 “*[(b) For the period beginning on January 1, 2020, and ending on December*
20 *31, 2021, \$_____.]*

21 “*[(c) For the period beginning on January 1, 2022, and ending on December*
22 *31, 2023, \$_____.]*

23 “*[(d) For the period beginning on January 1, 2024, and ending on December*
24 *31, 2025, \$_____.]*

25 “(2) The fee for issuance of each original, replacement or duplicate reg-
26 istration plate is [*as follows*] \$_____ and includes a registration card and
27 sticker.[.]

28 “*[(a) For the period beginning on January 1, 2018, and ending on December*
29 *31, 2019, \$_____.]*

30 “*[(b) For the period beginning on January 1, 2020, and ending on December*

1 31, 2021, \$_____.]

2 “[c) For the period beginning on January 1, 2022, and ending on December
3 31, 2023, \$_____.]

4 “[d) For the period beginning on January 1, 2024, and ending on December
5 31, 2025, \$_____.]

6 “(3) The fee for renewal of a registration plate is [as follows] \$_____ and
7 includes a registration card and sticker.[:]

8 “[a) For the period beginning on January 1, 2018, and ending on December
9 31, 2019, \$_____.]

10 “[b) For the period beginning on January 1, 2020, and ending on December
11 31, 2021, \$_____.]

12 “[c) For the period beginning on January 1, 2022, and ending on December
13 31, 2023, \$_____.]

14 “[d) For the period beginning on January 1, 2024, and ending on December
15 31, 2025, \$_____.]

16 “(4) The fee for issuance of replacement registration stickers is \$_____.
17 [as follows:]

18 “[a) For the period beginning on January 1, 2018, and ending on December
19 31, 2019, \$_____.]

20 “[b) For the period beginning on January 1, 2020, and ending on December
21 31, 2021, \$_____.]

22 “[c) For the period beginning on January 1, 2022, and ending on December
23 31, 2023, \$_____.]

24 “[d) For the period beginning on January 1, 2024, and ending on December
25 31, 2025, \$_____.]

26 “(5) If a second plate is required for one vehicle, the fee for the plate or
27 for a sticker for the plate is \$_____. [as follows:]

28 “[a) For the period beginning on January 1, 2018, and ending on December
29 31, 2019, \$_____.]

30 “[b) For the period beginning on January 1, 2020, and ending on December

1 31, 2021, \$_____.]

2 “[c) For the period beginning on January 1, 2022, and ending on December
3 31, 2023, \$_____.]

4 “[d) For the period beginning on January 1, 2024, and ending on December
5 31, 2025, \$_____.]

6 **“SECTION 71. The amendments to ORS 826.023 by section 70 of this
7 2017 Act apply to fees imposed on or after January 1, 2026.**

8

9 **“(Tax and Fee Distribution and Projects)**

10

11 **“SECTION 71a. (1) The following amounts shall be distributed in the
12 manner prescribed in this section:**

13 **“(a) The amount attributable to the increase in tax rates by the
14 amendments to ORS 319.020 and 319.530 by sections 40 to 42 and
15 sections 44 to 46 of this 2017 Act.**

16 **“(b) The amount attributable to the vehicle registration and title
17 fees imposed under sections 32, 33, 37 and 38 of this 2017 Act.**

18 **“(c) The amount attributable to the increase in taxes and fees by
19 the amendments to ORS 803.090, 803.420, 803.645, 818.225, 818.270, 825.450,
20 825.470, 825.476, 825.480 and 826.023 by sections 34, 35, 39a, 39b, 48, 49,
21 51, 52, 54, 55, 57, 58, 60, 61, 63, 64, 66, 67, 69 and 70 of this 2017 Act.**

22 **“(2) The amounts shall be distributed as follows:**

23 **“(a) 50 percent to the Department of Transportation.**

24 **“(b) 30 percent to counties for distribution as provided in ORS
25 366.762.**

26 **“(c) 20 percent to cities for distribution as provided in ORS 366.800.**

27 **“(3) Of the amounts that become available to the Department of
28 Transportation under this section, the department shall distribute the
29 moneys in the following order of priority:**

30 **“(a) First, \$10 million for highway safety.**

1 **“(b) Second, for transportation projects listed in this section for**
2 **each of the following regions, as described in ORS 366.805, provided**
3 **that the department determines that the project could constitutionally**
4 **be funded by revenues described in Article IX, section 3a, of the**
5 **Oregon Constitution:**

- 6 **“(A) Region one \$ 16.5 million**
- 7 **“(B) Region two \$ 107.95 million**
- 8 **“(C) Region three \$ 35 million**
- 9 **“(D) Region four \$ 25 million**
- 10 **“(E) Region five \$ 23.9 million**
- 11 **“(F) Regions four and**
- 12 **five joint project \$ 10 million**

13 **“(c) Third, for the following purposes:**

- 14 **“(A) Forty percent for bridges.**
- 15 **“(B) Thirty percent for seismic improvements related to highways**
16 **and bridges.**
- 17 **“(C) Twenty-four percent for maintenance and replacement of state**
18 **highway pavement and culverts.**

19 **“(D) Six percent for state highway maintenance, preservation and**
20 **safety improvements.**

21 **“(4) The moneys distributed to region one under subsection (3)(b)(A)**
22 **of this section shall be distributed or spent as follows:**

23 **“(a) Distributed to the City of Molalla for the State Highway 211 and**
24 **State Highway 213 intersection.**

25 **“(b) Spent by the department for Cornelius Pass Road improve-**
26 **ments.**

27 **“(c) Distributed to the City of Portland for Powell Boulevard im-**
28 **provements.**

29 **“(d) Distributed to the City of Cascade Locks for Wanapa Street.**

30 **“(e) Distributed to the Port of Hood River for the Port of Hood**

1 **River bridge replacement environmental informational study.**

2 **“(5) The moneys distributed to region two under subsection (3)(b)(B)**
3 **of this section shall be distributed or spent as follows:**

4 **“(a) Spent by the department for Interstate 5 at the Aurora-Donald**
5 **interchange, Phase I.**

6 **“(b) Spent by the department for the Newberg and Dundee Bypass,**
7 **Phase II, design only.**

8 **“(c) Spent by the department for State Highway 99E at Halsey**
9 **Street.**

10 **“(d) Distributed to the City of Silverton for the State Highway 214**
11 **crosswalk at Jefferson Street.**

12 **“(e) Distributed to Lane County for Territorial Highway following**
13 **the jurisdictional transfer under section 134 of this 2017 Act.**

14 **“(f) Distributed to the department for U.S. Highway 20 from the**
15 **City of Albany to the City of Corvallis.**

16 **“(g) Spent by the department for State Highway 58, adding passing**
17 **lanes west of the City of Oakridge.**

18 **“(6) The moneys distributed to region three under subsection**
19 **(3)(b)(C) of this section shall be spent by the department for the**
20 **southern Oregon seismic triage transportation project.**

21 **“(7) The moneys distributed to region four under subsection**
22 **(3)(b)(D) of this section shall be distributed to Sherman County for the**
23 **U.S. Highway 97 safety corridor project.**

24 **“(8) The moneys distributed to region five under subsection (3)(b)(E)**
25 **of this section shall be distributed as follows:**

26 **“(a) To Umatilla County for the Umatilla County access road**
27 **project for the Eastern Oregon Trade and Event Center.**

28 **“(b) To the City of Hermiston for the Hermiston North First Place**
29 **project.**

30 **“(c) To Baker County for the State Highway 30 and Hughes Lane**

1 intersection.

2 “(d) To Union County for Pierce Road from State Highway 30 to the
3 Interstate 84 interchange.

4 “(e) To the Port of Umatilla for Port of Umatilla Road.

5 “(f) To the Columbia Development Authority for Columbia Devel-
6 opment Authority Access Road.

7 “(9) The moneys distributed to regions four and five for a joint
8 project under subsection (3)(b)(F) of this section shall be spent by the
9 department for U.S. Highway 20 freight mobility enhancements.

10 **“SECTION 71b. (1) Notwithstanding section 71a of this 2017 Act,**
11 **during the period beginning January 1, 2018, and ending December 31,**
12 **2018, the Department of Transportation shall first distribute the mon-**
13 **eys described in section 71a (1) of this 2017 Act as follows:**

14 “(a) To Wheeler County for the Alder Creek project, \$593,000.

15 “(b) To the City of Dufur for school traffic and pedestrian safety
16 improvements, \$400,000.

17 “(c) To the City of Heppner for pedestrian and highway improve-
18 ments, \$3 million.

19 “(d) For deposit into the Safe Routes to Schools Fund for the pur-
20 pose of providing Safe Routes to Schools matching grants under sec-
21 tion 123 of this 2017 Act, \$6,007,000.

22 “(2) Notwithstanding section 71a of this 2017 Act, during the period
23 beginning January 1, 2019, and ending December 31, 2027, the moneys
24 described in section 71a (1) of this 2017 Act shall be distributed first in
25 the amount of \$10 million each year for the purposes of providing Safe
26 Routes to Schools matching grants under section 123 of this 2017 Act.

27 “(3) After the distributions are made under this section, the re-
28 mainder of the moneys described in section 71a (1) of this 2017 Act
29 shall be distributed as provided in section 71a (2) and (3) of this 2017
30 Act.

1 **“SECTION 71c. Notwithstanding section 71a (3) of this 2017 Act,**
2 **during the period beginning January 1, 2018, and ending December 31,**
3 **2018, the moneys described in section 71a (3) of this 2017 Act shall be**
4 **distributed first in an amount of \$3 million to the City of Milton-**
5 **Freewater for the purpose of pedestrian and highway improvements.**
6 **The remainder of the moneys shall be used as provided in section 71a**
7 **(3) of this 2017 Act.**

8 **“SECTION 71d. (1) Notwithstanding ORS 367.080 to 367.086, for the**
9 **biennium beginning July 1, 2017, the Department of Transportation**
10 **shall first distribute \$4 million from the moneys received from the**
11 **repayment of loans from the Connect Oregon Fund to Oregon Manu-**
12 **facturing Innovation Center to advance manufacturing technologies**
13 **through applied research and development for the following modes of**
14 **transportation, marine, freight and aviation.**

15 **“(2) Notwithstanding ORS 367.080 to 367.086, for the biennium be-**
16 **ginning July 1, 2017, the Department of Transportation shall first dis-**
17 **tribute the moneys in the Connect Oregon Fund, other than moneys**
18 **dedicated for purposes described in Article XV, section 4a, of the**
19 **Oregon Constitution, or moneys described in subsection (1) of this**
20 **section, as follows for the projects listed below:**

21 **“(a) To Lane County for the Valley Transmodal Facility, \$25 million.**

22 **“(b) To the Port of Arlington for the Arlington Airport paving**
23 **project, \$1.7 million.**

24 **“(c) To Malheur County for the Treasure Valley Transmodal Facil-**
25 **ity, \$26 million.**

26 **“(d) To the Port of Morrow for the East Beach Industrial Park rail**
27 **expansion, \$5.3 million.**

28 **“(e) To the Oregon Military Department for the Oregon National**
29 **Guard for rail improvements, \$3 million.**

30 **“(3) No later than January 1, 2020, to receive a distribution under**

1 **this section, a potential recipient of moneys in the Connect Oregon**
2 **Fund who receives moneys for projects listed in subsection (1) or (2)**
3 **of this section shall prepare and submit a plan to the Department of**
4 **Transportation. At a minimum, the plan submitted must certify when**
5 **and how the potential recipient plans to spend the moneys for the**
6 **project. The department shall promptly review any submitted plans**
7 **and if the department approves the plan, distribute the moneys ac-**
8 **cordingly. Any funds not distributed by January 1, 2020, shall be dis-**
9 **tributed as described in subsection (4) of this section.**

10 **“(4) After the distributions, if any, are made under this section, the**
11 **remainder of the moneys in the Connect Oregon Fund shall be dis-**
12 **tributed as described in ORS 367.080 to 367.086.**

13

14 **“(Small Cities and Counties)**

15

16 **“SECTION 72.** ORS 366.805 is amended to read:

17 **“366.805. (1) Except as provided in subsection (2) of this section, the ap-**
18 **propriation specified in ORS 366.800 shall be allocated to the cities as pro-**
19 **vided in this subsection. The moneys subject to allocation under this**
20 **subsection shall be distributed by the Department of Transportation accord-**
21 **ing to the following:**

22 **“(a) The moneys shall be distributed to all the cities.**

23 **“(b) Each city shall receive such share of the moneys as its population**
24 **bears to the total population of the cities.**

25 **“(2) Each year, the sum of [~~\$500,000~~] **\$2,500,000** shall be withdrawn from**
26 **the appropriation specified in ORS 366.800 and [~~\$500,000~~] **\$2,500,000** shall be**
27 **withdrawn from moneys available to the Department of Transportation from**
28 **the State Highway Fund. [*and set up*] **The sums withdrawn shall be de-****

29 **posited** in a separate account to be administered by the Department of
30 **Transportation. The following apply to the account described in this sub-**

1 section:

2 “(a) Money from the account shall [*only*] be used **only** upon streets:

3 “(A) That are not a part of the state highway system;

4 “(B) That are within cities with populations of 5,000 or fewer persons; and

5 “(C) That are inadequate for the capacity [*they*] **the streets** serve or are
6 in a condition detrimental to safety.

7 “(b) All moneys in the account shall be allotted each year.

8 “(c) Subject to paragraph (d) of this subsection, the department shall de-
9 termine the distribution of the expenditures after considering applications
10 [*made to it therefor*] from the cities **submitted to the department**.

11 “(d) The department may enter into agreements with cities upon the ad-
12 vice and counsel of organizations representing cities to establish:

13 “(A) The method of allotting moneys from the account; or

14 “(B) The method of considering applications from cities and determining
15 distribution based on the applications.

16 “(3) **The Director of Transportation shall establish a small city ad-
17 visory committee. The advisory committee shall review applications
18 submitted by small cities and shall recommend applications for ap-
19 proval to the director. In consultation with the League of Oregon
20 Cities, the director shall appoint to the advisory committee one rep-
21 resentative of a small city in each of the five regions of this state.**

22 “(4) **For purposes of this section:**

23 “(a) **Region one consists of Clackamas, Hood River, Multnomah and
24 Washington Counties.**

25 “(b) **Region two consists of Benton, Clatsop, Columbia, Lane,
26 Lincoln, Linn, Marion, Polk, Tillamook and Yamhill Counties.**

27 “(c) **Region three consists of Coos, Curry, Douglas, Jackson and
28 Josephine Counties.**

29 “(d) **Region four consists of Crook, Deschutes, Gilliam, Jefferson,
30 Klamath, Lake, Sherman, Wasco and Wheeler Counties.**

1 “(e) Region five consists of Baker, Grant, Harney, Malheur,
2 Morrow, Umatilla, Union and Wallowa Counties.

3 “**SECTION 73.** ORS 366.772 is amended to read:

4 “366.772. (1) Not later than July 31 in each calendar year, the sum of
5 [\$500,000] **\$5,500,000** shall be withdrawn from the appropriation specified in
6 ORS 366.762[,] and the sum of \$250,000 shall be withdrawn from moneys
7 available to the Department of Transportation from the State Highway Fund.
8 The sums withdrawn shall be [set up] **deposited** in a separate account to be
9 administered by the Department of Transportation.

10 “(2) Not later than July 31 in each calendar year, the sum of [\$750,000]
11 **\$5,750,000** shall be withdrawn from the separate account described in sub-
12 section (1) of this section and distributed to counties [that had a county road
13 base funding deficit in the prior fiscal year. A county’s share of the \$750,000
14 shall be based on the ratio of the amount of the county’s road base funding
15 deficit to the total amount of county road base funding deficits of all
16 counties.] **as follows:**

17 “(a) **An amount of \$750,000 shall be distributed to the following**
18 **counties in the following amounts:**

19	(A) Harney County	\$	271,909
20	(B) Malheur County	\$	187,947
21	(C) Morrow County	\$	108,073
22	(D) Gilliam County	\$	94,036
23	(E) Sherman County	\$	79,700
24	(F) Wheeler County	\$	8,335

25 “(b) **An amount of \$5,000,000 shall be distributed proportionally to**
26 **counties with fewer than 200,000 registered vehicles based on a ratio**
27 **of registered vehicles to road miles maintained by each county.**

28 “(3) Moneys allocated as provided in this section may be used only for
29 maintenance, repair and improvement of existing roads **that are[.]**:

30 “(a) **Not a part of the state highway system;**

1 “(b) Within counties with fewer than 200,000 registered vehicles; and
2 “(c) Inadequate for the capacity the roads serve or are in a condi-
3 tion detrimental to safety.

4 “(4) All moneys in the account shall be allotted each year.

5 “[(4) As used in this section:]

6 “[(a) ‘Arterial highway’ has the meaning given that term in ORS 801.127.]

7 “[(b) ‘Collector highway’ has the meaning given that term in ORS
8 801.197.]

9 “[(c) ‘County road base funding deficit’ means the amount of a county’s
10 minimum county road base funding minus the amount of that county’s dedi-
11 cated county road funding. A county has a county road base funding deficit
12 only if the amount of the dedicated county road funding is less than the
13 amount of the minimum county road base funding.]

14 “[(d) ‘Dedicated county road funding’ for a county means:]

15 “[(A) Moneys received from federal forest reserves and apportioned to the
16 county road fund in accordance with ORS 294.060;]

17 “[(B) State Highway Fund moneys distributed to the county, other than
18 moneys distributed under this section and not including moneys allocated un-
19 der section 15, chapter 911, Oregon Laws 2007; and]

20 “[(C) Federal Highway Administration revenues allocated by formula to the
21 county annually under the federal-aid highway program authorized by 23
22 U.S.C. chapter 1. These moneys do not include federal funds received by the
23 county through a competitive grant process.]

24 “[(e) ‘Minimum county road base funding’ means \$4,500 per mile of county
25 roads that are arterial and collector highways beginning on July 1, 2008, and
26 thereafter means \$4,500 per mile of county roads that are arterial and collector
27 highways as adjusted annually on the basis of the Portland-Salem, OR-WA,
28 Consumer Price Index for All Urban Consumers for All Items, as published
29 by the Bureau of Labor Statistics of the United States Department of Labor.]

30 “**SECTION 74.** ORS 366.155 is amended to read:

1 “366.155. (1) The Department of Transportation shall, among other things:

2 “(a) So far as practicable, compile statistics relative to the public high-
3 ways of the state and collect all information in regard thereto which the
4 Director of Transportation may deem important or of value in connection
5 with highway location, construction, maintenance, improvement or opera-
6 tion.

7 “(b) Keep on file in the office of the department copies of all plans,
8 specifications and estimates prepared by the department.

9 “(c) Make all necessary surveys for the location or relocation of highways
10 and cause to be made and kept in the department a general highway plan
11 of the state.

12 “(d) Collect and compile information and statistics relative to the mile-
13 age, character and condition of highways and bridges in the different coun-
14 ties in the state, both with respect to state and county highways.

15 “(e) Investigate and determine the methods of road construction best
16 adapted in the various counties or sections of the state, giving due regard
17 to the topography, natural character and availability of road-building mate-
18 rials and the cost of building and maintaining roads under this Act.

19 “(f) Prepare surveys, plans, specifications and estimates for the con-
20 struction, reconstruction, improvement, maintenance and repair of any
21 bridge, street, road and highway. In advertising for bids on any such project
22 the director shall invite bids in conformity with such plans and specifica-
23 tions.

24 “(g) Keep an accurate and detailed account of all moneys expended in the
25 location, survey, construction, reconstruction, improvement, maintenance or
26 operation of highways, roads and streets, including costs for rights of way,
27 under this Act, and keep a record of the number of miles so located, con-
28 structed, maintained or operated in each county, the date of construction, the
29 width of such highways and the cost per mile for the construction and
30 maintenance of the highways.

1 “(h) Upon request of a county governing body, assist the county on mat-
2 ters relating to road location, construction or maintenance. Plans and spec-
3 ifications for bridges or culverts that are provided under this paragraph shall
4 be provided without cost to the 10 counties with the lowest [*dedicated county*
5 *road funding, as defined in ORS 366.772*] **ratio of registered vehicles to**
6 **road miles maintained by each county**. Standard specifications for road
7 projects shall be provided without cost to all counties. The Department of
8 Transportation shall determine an amount to be charged for assistance under
9 this paragraph in establishing specifications and standards for roads under
10 ORS 368.036. The costs of assistance not specifically provided for under this
11 paragraph shall be paid as provided by agreement between the county gov-
12 erning body and the director.

13 “(i) Upon request of the State Parks and Recreation Department, assist
14 the State Parks and Recreation Department in evaluating the potential need
15 for construction, reconstruction, improvement, maintenance or operation of
16 highways, roads and streets that would result if the State Parks and Recre-
17 ation Commission acquired and developed a new historic site, park or re-
18 creation area under the criteria established pursuant to ORS 390.112 or any
19 other criteria for acquisition established by the State Parks and Recreation
20 Commission.

21 “(2) The director may require duties with respect to audits and accounting
22 procedures provided for in this section and ORS 366.165 to be performed and
23 responsibilities to be assumed by the fiscal officer of the department ap-
24 pointed under ORS 184.637.

25 “(3) In carrying out the duties set forth in this section, the director shall
26 act in a manner that is consistent with the goal set forth in ORS 468B.155.

27

28

“(Study and Report)”

29

30 “**SECTION 75. (1) The Oregon Transportation Commission shall**

1 **conduct a study. The purpose of the study is to determine:**

2 **“(a) The proportionate share that users of vehicles that are powered**
3 **by different means should pay for the costs of maintenance, operation**
4 **and improvement of the highways in this state; and**

5 **“(b) Whether users of vehicles that are powered by different means**
6 **are paying that share.**

7 **“(2) If the commission determines that users are not paying a**
8 **proportionate share, then the commission may include in the report**
9 **recommendations for legislation.**

10 **“(3) This section applies to users paying the vehicle registration fee**
11 **under ORS 803.420 (1) or (9)(a).**

12 **“(4) The commission shall report the results of the study to the**
13 **Joint Committee on Transportation established under section 26 of this**
14 **2017 Act, in the manner provided by ORS 192.245, no later than Sep-**
15 **tember 15, 2023.**

16 **“SECTION 76. Section 75 of this 2017 Act is repealed on January 2,**
17 **2024.**

18

19 **“MULTIMODAL TRANSPORTATION**

20 **“(Connect Oregon)**

21

22 **“SECTION 77. (1) For the biennium beginning July 1, 2017, at the**
23 **request of the Oregon Department of Administrative Services, in con-**
24 **sultation with the Department of Transportation, the State Treasurer**
25 **is authorized to issue lottery bonds pursuant to ORS 286A.560 to**
26 **286A.585 in an amount that produces \$71.9 million in net proceeds and**
27 **interest earnings for the purpose described in subsection (2) of this**
28 **section, plus an additional amount estimated by the State Treasurer**
29 **to be necessary to pay bond-related costs.**

30 **“(2) Net proceeds of lottery bonds issued pursuant to this section**

1 must be transferred to the Department of Transportation for deposit
2 in the Connect Oregon Fund established under ORS 367.080 in an
3 amount sufficient to provide \$71.9 million for the department to fi-
4 nance grants for transportation projects as provided in ORS 367.080 to
5 367.086.

6 “(3) Bond-related costs for the lottery bonds authorized by this
7 section must be paid from the gross proceeds of the lottery bonds and
8 from allocations for the purposes of ORS 286A.576 (1)(c).

9 “(4) The Legislative Assembly finds that issuing lottery bonds to
10 finance transportation projects pursuant to this section is essential to
11 promoting the state’s economic development and the use of lottery
12 bond proceeds is authorized based on the following findings:

13 “(a) There is an urgent need to improve and expand publicly owned
14 and privately owned transportation infrastructure to support economic
15 development in this state.

16 “(b) A safe, efficient and reliable transportation network supports
17 the long-term economic development and livability of this state.

18 “(c) A multimodal network of air, bicycle, highway, marine, pedes-
19 trian and rail transportation moves people and goods efficiently.

20 “(d) Local governments and private sector businesses often lack
21 capital and the technical capacity to undertake multimodal transpor-
22 tation projects.

23 “(e) Public financial assistance can stimulate industrial growth and
24 commercial enterprise and promote employment opportunities in this
25 state.

26 “(f) Public investment in transportation infrastructure will create
27 jobs and further economic development in this state.

28 “(g) The use of lottery bond proceeds as provided in this section
29 will create jobs, further economic development, finance public educa-
30 tion or protect parks, beaches, watersheds, native fish and wildlife

1 **within Oregon, and issuance of lottery bonds for the purpose described**
2 **in this section is therefore an appropriate use of state lottery funds**
3 **under Article XV, section 4, of the Oregon Constitution, and ORS**
4 **461.510.**

5 **“SECTION 78.** ORS 367.080 is amended to read:

6 **“367.080. (1) As used in ORS 367.080 to 367.086:**

7 **“(a) ‘Bicycle’ has the meaning given that term in ORS 801.150.**

8 **“(b) ‘Public body’ has the meaning given that term in ORS 174.109.**

9 **“(c) ‘Statewide significance’ means a transportation project that:**

10 **“(A) Benefits the regional and statewide economy; and**

11 **“(B) Sustains employment within the community or region in which**
12 **the transportation project is located beyond the employment associ-**
13 **ated with construction or implementation of the project.**

14 **“[(b)] (d) ‘Transportation project’ means a project or undertaking for**
15 **transit, rail, marine, aviation and bicycle and pedestrian capital**
16 **infrastructure, including bridges, paths and ways, or a project that facilitates**
17 **the transportation of materials, animals or people. A transportation project**
18 **does not include costs associated with operating expenses or the purchase**
19 **of bicycles.**

20 **“(2) The Connect Oregon Fund is established in the State Treasury,**
21 **separate and distinct from the General Fund. Earnings on moneys in the**
22 **Connect Oregon Fund shall be deposited into the fund. Moneys in the Con-**
23 **nect Oregon Fund are continuously appropriated to the Department of**
24 **Transportation for the purposes described in subsection (3) of this section**
25 **and in ORS 367.086. The fund consists of the following:**

26 **“(a) Moneys transferred to the fund under section 84 or 97 of this**
27 **2017 Act.**

28 **“(b) Moneys appropriated to the fund by the Legislative Assembly.**

29 **“(c) Earnings on moneys in the fund.**

30 **“(d) Lottery bond proceeds.**

1 “(e) Moneys from any other source.

2 “(3) Except as provided in section 84 of this 2017 Act, the department
3 shall use moneys in the Connect Oregon Fund to provide grants for trans-
4 portation projects as provided in ORS 367.080 to 367.086. Grants may be
5 provided only for projects that involve one or more of the following modes
6 of transportation:

7 “(a) Air;

8 “(b) Marine;

9 “(c) Rail; **and**

10 “[(d) *Public transit; and*]

11 “[(e)] (d) Bicycle and pedestrian.

12 “**SECTION 79.** ORS 367.082 is amended to read:

13 “367.082. (1) Except as provided in subsection (2) of this section, the De-
14 partment of Transportation may provide, from moneys in the Connect Oregon
15 Fund established [by] **under** ORS 367.080, grants for transportation projects
16 to public bodies, as defined in ORS 174.109, and to private entities.

17 “(2) Grants may not be made from the Connect Oregon Fund for trans-
18 portation projects that could constitutionally be funded by revenues de-
19 scribed in [section 3a,] Article IX, **section 3a**, of the Oregon Constitution.

20 “(3) The Department of Transportation shall adopt rules specifying the
21 process by which a public body or private entity may apply for a grant under
22 this section and prescribing the terms and conditions of grants[, *including*
23 *but not necessarily limited to a requirement that the public body or private*
24 *entity receiving the grant provide at least 30 percent of the moneys required*
25 *for the transportation project*]. **An applicant receiving a grant must pro-**
26 **vide the following amounts:**

27 “(a) For public bodies, 30 percent of the moneys required for the
28 transportation project.

29 “(b) For private entities, 50 percent of the moneys required for the
30 transportation project.

1 **“SECTION 80.** ORS 367.084 is amended to read:

2 “367.084. (1) The Oregon Transportation Commission shall select trans-
3 portation projects to be funded with moneys in the Connect Oregon Fund
4 established [by] **under** ORS 367.080.

5 **“(2)(a) Prior to selecting transportation projects, the commission**
6 **shall seek input from the applicable area commission on transporta-**
7 **tion.**

8 “[(2)(a)] **(b)** Prior to selecting aeronautic and airport transportation
9 projects, the commission shall solicit recommendations from the State Avi-
10 ation Board.

11 “[(b)] **(c)** Prior to selecting freight transportation projects, the commis-
12 sion shall solicit recommendations from the Freight Advisory Committee.

13 “[(c)] **(d)** Prior to selecting [*public transit and*] rail projects, the commis-
14 sion shall solicit recommendations from [*its public transit and*] **the** rail ad-
15 visory [*committees*] **committee.**

16 “[(d)] **(e)** Prior to selecting marine projects, the commission shall solicit
17 recommendations from the Oregon Business Development Department.

18 “[(e)] **(f)** Prior to selecting bicycle and pedestrian projects, the commis-
19 sion shall solicit recommendations from the advisory committee created by
20 ORS 366.112.

21 **“(3) The commission shall divide the Connect Oregon program into**
22 **two parts to be known as Connect Oregon Part One and Connect**
23 **Oregon Part Two.**

24 **“(4) Connect Oregon Part One consists of transportation projects**
25 **that involve one or more of the following modes of transportation:**

26 **“(a) Air;**

27 **“(b) Marine;**

28 **“(c) Rail; and**

29 **“(d) Bicycle and pedestrian.**

30 **“(5) Connect Oregon Part Two consists of transportation projects**

1 **that:**

2 **“(a) Are transportation projects of statewide significance; and**

3 **“(b) Enhance or maintain one or more of the following modes of**
4 **transportation:**

5 **“(A) Air;**

6 **“(B) Marine;**

7 **“(C) Class I railroads; or**

8 **“(D) Class III railroads.**

9 **“[(3)] (6) In selecting transportation projects within Connect Oregon**
10 **Part One, the commission shall consider:**

11 **“(a) Whether a proposed transportation project reduces transportation**
12 **costs for Oregon businesses or improves access to jobs and sources of labor;**

13 **“(b) Whether a proposed transportation project results in an economic**
14 **benefit to this state;**

15 **“(c) Whether a proposed transportation project is a critical link connect-**
16 **ing elements of Oregon’s transportation system that will measurably improve**
17 **utilization and efficiency of the system;**

18 **“(d) How much of the cost of a proposed transportation project can be**
19 **borne by the applicant for the grant from any source other than the Connect**
20 **Oregon Fund;**

21 **“(e) Whether a proposed transportation project is ready for construction;**
22 **and**

23 **“(f) Whether a proposed transportation project has a useful life expect-**
24 **ancy that offers maximum benefit to the state.**

25 **“(7) The commission may award grants only for bicycle and pedes-**
26 **trian transportation projects that expand and improve commuter**
27 **routes for nonmotorized vehicles and pedestrians, including bicycle**
28 **trails, footpaths and multiuse trails.**

29 **“(8) In selecting marine enhancement transportation projects**
30 **within Connect Oregon Part Two, the commission shall consider**

1 **whether a proposed transportation project:**

2 **“(a) Is located in a deepwater port;**

3 **“(b) Is located in a port with commercial activities where freight**
4 **is transferred between water and another mode of freight transport;**

5 **“(c) Improves efficiency of port operations or transportation sys-**
6 **tem;**

7 **“(d) Improves accessibility, connections, safety or mobility between**
8 **a port and another modes of transportation;**

9 **“(e) Has a significant economic benefit to this state including but**
10 **not limited to adding jobs, retaining a high number of existing jobs**
11 **or supporting business expansion at a port facility; and**

12 **“(f) Leverages private funding.**

13 **“(9) In selecting marine maintenance transportation projects within**
14 **Connect Oregon Part Two, the commission shall consider whether a**
15 **proposed transportation project:**

16 **“(a) Maintains or improves channel depth or width;**

17 **“(b) Preserves high-use or high-volume dock or pier infrastructure;**

18 **“(c) Maintains connections to a port facility, including railroads or**
19 **highways; and**

20 **“(d) Preserves critical equipment necessary to maintain port**
21 **functionality including but not limited to cranes, lifts, hoists and**
22 **moorings.**

23 **“(10) In selecting Class III railroad enhancement transportation**
24 **projects within Connect Oregon Part Two, the commission shall con-**
25 **sider whether a proposed transportation project:**

26 **“(a) Allows a Class III railroad to transport a substantial volume**
27 **or value of freight in relation to other Class III railroads;**

28 **“(b) Connects a Class III railroad to a deepwater port;**

29 **“(c) Improves efficiency of the line;**

30 **“(d) Improves capacity of the line;**

1 “(e) Connects to new or expanding businesses requiring rail service;
2 **and**

3 “(f) Improves connectivity with Class I railroads.

4 “(11) In selecting Class III railroad maintenance transportation
5 **projects within Connect Oregon Part Two, the commission shall con-**
6 **sider whether a proposed transportation project:**

7 “(a) Maintains or increases functionality of the railroad;

8 “(b) Maintains or improves a critical bridge, tunnel or other struc-
9 **ture necessary to maintain rail service;**

10 “(c) Provides jobs to economically disadvantaged areas, as deter-
11 **mined by the Oregon Business Development Department by rule;**

12 “(d) Helps protect critical rail infrastructure from seismic vulner-
13 **ability;**

14 “(e) Improves a railroad that serves industries that are important
15 **and to this state;**

16 “(f) Increases the volume or value of freight; and

17 “(g) Improves connections to highways or intermodal terminals.

18 “(12) In selecting Class I railroad enhancement transportation
19 **projects within Connect Oregon Part Two, the commission shall con-**
20 **sider whether a proposed transportation project:**

21 “(a) Eliminates or improves an identified rail congestion;

22 “(b) Improves the capacity or efficiency of the rail system;

23 “(c) Has a strong benefit to Oregon’s economy;

24 “(d) Improves operations and efficiency of shared rail passenger
25 **service providers;**

26 “(e) Improves accessibility to ports or other intermodal terminals;
27 **and**

28 “(f) Improves the safety or reliability of the rail system.

29 “(13) In selecting Class I railroad maintenance transportation
30 **projects within Connect Oregon Part Two, the commission shall con-**

1 **sider whether a proposed transportation project:**

2 **“(a) Connects to Class III railroads, ports, intermodal terminals or**
3 **highways; and**

4 **“(b) Improves seismically vulnerable portions of the railroad or**
5 **bridges.**

6 **“(14) To receive a grant under Connect Oregon Part Two a proposed**
7 **aviation transportation project must benefit a category I, II, III or IV**
8 **airport, as defined by the Oregon Department of Aviation by rule and**
9 **the project must be eligible for federal matching funds. In addition the**
10 **commission shall consider whether a proposed transportation project:**

11 **“(a) Facilitates rescue or recovery efforts following a seismic event;**

12 **“(b) Serves joint military and civilian operations; or**

13 **“(c) Facilitates expanded commercial service, excluding the acqui-**
14 **sition or operation of aircraft.**

15 **“[(4)] (15) To promote fairness in the selection process, the Director of**
16 **Transportation may not choose a member of a final review committee:**

17 **“(a) Who represents an entity that submitted an application for a Connect**
18 **Oregon Fund grant that is being considered for funding by a final review**
19 **committee; or**

20 **“(b) Has a direct financial interest in an application that is being con-**
21 **sidered for funding by a final review committee.**

22 **“SECTION 80a. Section 7, chapter 700, Oregon Laws 2015, is amended to**
23 **read:**

24 **“Sec. 7. (1) The following amounts shall be distributed in the manner**
25 **prescribed in this section:**

26 **“(a) Any amount of tax on aircraft fuel usable in aircraft operated by**
27 **turbine engines that is computed on a basis in excess of one cent per gallon**
28 **and any amount of tax on all other aircraft fuel that is computed on a basis**
29 **in excess of nine cents per gallon, under ORS 319.020 (2); and**

30 **“(b) Any amount of tax on aircraft fuel usable in aircraft operated by**

1 turbine engines in excess of one cent per gallon and any amount of tax on
2 all other aircraft fuel in excess of nine cents per gallon, that is deducted
3 before the refunding of tax under ORS 319.330 (1).

4 “(2) Applications for distributions under this section may not be approved
5 unless the applicant demonstrates a commitment to contribute at least five
6 percent of the costs of the project to which the application relates. The
7 Oregon Department of Aviation shall adopt rules for purposes of this sub-
8 section.

9 “(3)(a) The State Aviation Board shall establish a review committee
10 composed of one member from each of the area commissions on transporta-
11 tion chartered by the Oregon Transportation Commission.

12 “(b) The review committee shall meet as necessary to review applications
13 for distributions of amounts pursuant to this section. The criteria specified
14 in ORS 367.084 [(3)] (6) apply to the review process of the review committee.

15 “(c) The review committee shall recommend applications to the State
16 Aviation Board, which shall select applications with the following priority:

17 “(A) First, to applications filed pursuant to subsection (5)(a)(A) of this
18 section;

19 “(B) Second, to applications filed with respect to safety and infrastructure
20 development; and

21 “(C) Third, to applications filed with respect to aviation-related economic
22 benefits related to airports.

23 “(4)(a) Five percent of the amounts described in subsection (1) of this
24 section are appropriated to the Oregon Department of Aviation for the costs
25 of the department and the State Aviation Board in administering this sec-
26 tion.

27 “(b) The remaining 95 percent of the amounts described in subsection (1)
28 of this section shall be distributed pursuant to subsections (5) to (7) of this
29 section.

30 “(5)(a) Fifty percent of the amounts described in subsection (4)(b) of this

1 section shall be distributed for the following purposes:

2 “(A) To assist airports in Oregon with match requirements for Federal
3 Aviation Administration Airport Improvement Program grants.

4 “(B) To make grants for emergency preparedness and infrastructure
5 projects, in accordance with the Oregon Resilience Plan, including grants for
6 emergency management plan development, seismic studies and emergency
7 generators and similar equipment.

8 “(C) To make grants for:

9 “(i) Services critical or essential to aviation, including, but not limited
10 to, fuel, sewer, water and weather equipment.

11 “(ii) Aviation-related business development, including, but not limited to,
12 hangars, parking for business aircraft and related facilities.

13 “(iii) Airport development for local economic benefit, including, but not
14 limited to, signs and marketing.

15 “(b) Priority in distributing grants shall be given to projects for which
16 applicants demonstrate a commitment to contribute the greatest amounts
17 toward the costs of the projects to which the applications relate.

18 “(6) Twenty-five percent of the amounts described in subsection (4)(b) of
19 this section shall be distributed for the purpose of assisting commercial air
20 service to rural Oregon.

21 “(7) Twenty-five percent of the amounts described in subsection (4)(b) of
22 this section shall be distributed to state-owned airports for the purposes of:

23 “(a) Safety improvements recommended by the State Aviation Board and
24 local community airports.

25 “(b) Infrastructure projects at public use airports.

26 “(8)(a) The State Aviation Board shall submit reports, in the manner
27 provided in ORS 192.245 and paragraph (b) of this subsection, that describe
28 in detail the projects for which applications have been submitted and ap-
29 proved, the airports affected, the names of the applicants and the persons
30 who will perform the work proposed in the applications, the progress of

1 projects for which applications have been approved and any other informa-
2 tion the board considers necessary for a comprehensive analysis of the im-
3 plementation of this section.

4 “(b) The reports described in paragraph (a) of this subsection shall be
5 submitted:

6 “(A) Not later than February 10 of each year to the committees of the
7 Legislative Assembly related to air transportation; and

8 “(B) Not later than September 30 of each year to the interim committees
9 of the Legislative Assembly related to air transportation.

10 **“SECTION 81.** ORS 367.086 is amended to read:

11 “367.086. (1) The Department of Transportation, in cooperation with the
12 Oregon Department of Aviation, shall administer aeronautic and airport
13 transportation projects selected under ORS 367.084 for funding with moneys
14 in the Connect Oregon Fund. The Oregon Department of Aviation may use
15 moneys from the Connect Oregon Fund to pay administrative costs incurred
16 by the Oregon Department of Aviation in carrying out the provisions of ORS
17 367.080 to 367.086.

18 “(2) Except as provided in subsection (1) of this section, the Department
19 of Transportation shall administer all transportation projects that are se-
20 lected under ORS 367.084. [*The Department of Transportation may use moneys*
21 *from the Connect Oregon Fund to pay administrative costs incurred by the*
22 *Department of Transportation in carrying out the provisions of ORS 367.080*
23 *to 367.086.*]

24 **“SECTION 82.** Sections 83 to 85 of this 2017 Act are added to and
25 made a part of ORS 367.080 to 367.086.

26 **“SECTION 83.** The amounts available under ORS 367.080 shall be
27 distributed for transportation projects within the Connect Oregon
28 program as follows:

29 **“(1) For projects within Connect Oregon Part One:**

30 **“(a) Forty-seven percent for transportation projects that involve**

1 **one or more of the following modes of transportation:**

2 **“(A) Aviation;**

3 **“(B) Marine; or**

4 **“(C) Rail.**

5 **“(b) Seven percent for bicycle and pedestrian transportation**
6 **projects.**

7 **“(c) One percent is appropriated to the Department of Transporta-**
8 **tion to pay administrative costs incurred by the department in carry-**
9 **ing out the provisions of ORS 367.080 to 367.086.**

10 **“(2) Forty-five percent for transportation projects within Connect**
11 **Oregon Part Two.**

12 **“(3) To the extent that proposed transportation projects meet the**
13 **qualifications established by the Oregon Transportation Commission**
14 **by rule, the commission shall allocate at least 10 percent of the**
15 **amount described in subsection (1)(a) of this section to each of the five**
16 **regions described in ORS 366.805.**

17 **“SECTION 84. (1) Subject to subsection (2) of this section, each**
18 **biennium, the State Parks and Recreation Department shall transfer**
19 **to the Department of Transportation from the Parks Subaccount es-**
20 **tablished under ORS 390.135, \$4 million for deposit into the Connect**
21 **Oregon Fund established under ORS 367.080. The amount deposited**
22 **into the Connect Oregon Fund from the Parks Subaccount shall be**
23 **used for the purposes of providing grants for bicycle and pedestrian**
24 **transportation projects under ORS 367.080 to 367.086.**

25 **“(2) Moneys allocated to the Department of Transportation under**
26 **this section may not be used for bicycle and pedestrian transportation**
27 **projects if the use is inconsistent with any restrictions of Article XV,**
28 **section 4a, of the Oregon Constitution.**

29 **“SECTION 85. (1) The Oregon Transportation Commission shall**
30 **pursue methods to streamline the process for submitting applications**

1 **under ORS 367.080 to 367.086.**

2 **“(2) The Oregon Transportation Commission shall report to the**
3 **Joint Committee on Transportation established under section 26 of this**
4 **2017 Act no later than September 15, 2017, on the implementation of**
5 **this section.**

6
7 **“(Dredging)”**
8

9 **“SECTION 86.** ORS 319.415 is amended to read:

10 “319.415. (1) On or before July 15 of each year, the Oregon Department
11 of Administrative Services, after consultation with the Department of
12 Transportation and the State Marine Board, shall determine the amount of
13 the motor vehicle fuel tax imposed under ORS 319.010 to 319.430 during the
14 preceding fiscal year with respect to fuel purchased and used to operate or
15 propel motor boats. The amount determined shall be reduced by the amount
16 of any refunds for motor boats used for commercial purposes actually paid
17 during the preceding year on account of ORS 319.280 (1)(a).

18 “(2)(a) The Oregon Department of Administrative Services shall estimate
19 the amount of fuel described in subsection (1) of this section that is used to
20 operate or propel motor boats by conducting a statistically valid, unbiased,
21 independent survey of boat owners. The survey shall be conducted once every
22 four years and shall be designed to estimate the average daily fuel con-
23 sumption by motor boats and the total days of motor boat use per year. The
24 survey shall be used to determine the amount of the transfer required by
25 subsection (3) of this section for the first transfer that occurs after the sur-
26 vey is completed. If the tax rate changes during the fiscal year, the amount
27 of tax to be transferred shall be prorated based on the percentage of total
28 motor boat use taking place during each tax period.

29 “(b) In years when no survey is conducted, the amount to be transferred
30 under subsection (3) of this section shall be calculated by multiplying the

1 per boat fuel consumption factors from the preceding survey by the number
2 of motor boats as shown by the annual actual count of boat registrations.
3 The resulting amount, in gallons per year, shall be the basis for the deter-
4 mination of the amount to be transferred.

5 “(c) The survey required by paragraph (a) of this subsection shall be de-
6 veloped by a research department within Oregon State University, in con-
7 sultation with the State Marine Board and the Department of
8 Transportation. The Oregon Department of Administrative Services shall
9 contract for the development and conduct of the survey, and the costs shall
10 be paid by the Department of Transportation. Costs paid by the Department
11 of Transportation may be deducted from the amount transferred to the State
12 Marine Board **and to the Oregon Business Development Department**
13 under subsection (3) of this section.

14 “(3) The Oregon Department of Administrative Services shall certify the
15 amount of the estimate made under subsection (1) of this section, as reduced
16 by refunds, to the Department of Transportation, to the State Marine
17 Board, **to the Oregon Business Development Department** and to the
18 State Treasurer. Thereupon, that amount shall be transferred from the De-
19 partment of Transportation Driver and Motor Vehicle Suspense Account to
20 the:

21 “(a) Boating Safety, Law Enforcement and Facility Account created un-
22 der ORS 830.140, and is continuously appropriated to the State Marine Board
23 for the purposes for which the moneys in the Boating Safety, Law Enforce-
24 ment and Facility Account are appropriated[.]; **and**

25 “(b) **Marine Navigation Improvement Fund established under ORS**
26 **777.267, and is continuously appropriated to the Oregon Business De-**
27 **velopment Department for the Oregon Infrastructure Finance Au-**
28 **thority for the purposes of paying for portions of the cost of**
29 **maintenance dredging projects undertaken with equipment owned by**
30 **the State of Oregon at publicly owned ports and marinas.**

1 **“(4) Of the amounts transferred under subsection (3) of this section,**
2 **two cents per gallon of fuel shall first be transferred to the Marine**
3 **Navigation Improvement Fund and the remaining amounts shall be**
4 **transferred to the Boating Safety, Law Enforcement and Facility Ac-**
5 **count.**

6 **“SECTION 87.** ORS 777.267 is amended to read:

7 **“777.267.** (1) The Marine Navigation Improvement Fund is established in
8 the State Treasury, separate and distinct from the General Fund. Interest
9 earned by the Marine Navigation Improvement Fund shall be credited to the
10 fund. The moneys in the fund and interest earnings on the moneys in the
11 fund are continuously appropriated to the Oregon Business Development
12 Department for the Oregon Infrastructure Finance Authority for the pur-
13 poses of:

14 “(a) Paying a portion of the construction costs of dredging activities that
15 constitute new federally authorized navigation improvement projects and are
16 carried out in the harbors and channels on the Oregon coast and along the
17 Columbia River when federal law or regulation requires a portion of the
18 costs to be paid by nonfederal interests;

19 “(b) Paying the study and construction costs of other new navigation
20 improvement projects that directly support, or provide access to, a federally
21 authorized navigation improvement project; *[and]*

22 “(c) Paying the study and construction costs of maintenance projects re-
23 lated to existing federally authorized navigation improvement projects[.];

24 **and**

25 **“(d) Paying for portions of the cost of maintenance dredging**
26 **projects undertaken with equipment owned by the State of Oregon at**
27 **publicly owned ports and marinas.**

28 “(2) The Marine Navigation Improvement Fund established by this section
29 consists of:

30 **“(a) Moneys appropriated or otherwise deposited into [to] the fund by**

1 the Legislative Assembly[,];

2 “(b) Repayment of loans made with moneys in the fund; and

3 “(c) Bond proceeds deposited in the fund.

4 “(3) Moneys in the fund shall be used primarily to make loans to ports
5 for eligible projects. The authority may award a grant or provide other as-
6 sistance from moneys in the fund to a port for an eligible project only if a
7 loan is not feasible due to the financial hardship of the port or other special
8 circumstances, as set forth in rules adopted by the department.

9 “(4) Eligibility for assistance from the Marine Navigation Improvement
10 Fund shall be limited to and funded, subject to the availability of funds, in
11 the following order of priority:

12 “(a) Maintenance projects related to existing federally authorized navi-
13 gation improvement projects.

14 “(b) Other new navigation improvement projects that directly support, or
15 provide access to, a federally authorized navigation improvement project or
16 a federally authorized navigation channel.

17 “(c) New federally authorized navigation improvement projects.

18 “(d) **Payment of portions of the cost of maintenance dredging**
19 **projects undertaken with equipment owned by the State of Oregon at**
20 **publicly owned ports and marinas.**

21 “(5) The authority shall limit financial assistance for construction costs
22 under subsection (1)(a) of this section to those projects that have completed
23 all federally required studies.

24 “(6) The authority shall limit financial assistance for construction costs
25 under subsection (1)(b) of this section to projects sponsored by a port, as
26 defined in ORS 777.005 or 778.005, that meet criteria developed by the au-
27 thority.

28 “(7) The authority shall limit financial assistance for study costs under
29 subsection (1)(b) of this section to projects that meet criteria developed by
30 the authority.

1 “(8) The authority shall limit financial assistance for study and con-
2 struction costs under subsection (1)(c) of this section to projects that meet
3 criteria developed by the authority.

4 **“SECTION 88.** ORS 802.110 is amended to read:

5 “802.110. Any procedures the Department of Transportation establishes for
6 financial administration of those functions of the department dealing with
7 driver and motor vehicle services and for the disposition and payment of
8 moneys it receives from the provision of driver and motor vehicle services
9 shall comply with all of the following:

10 “(1) The department shall deposit all moneys it receives related to driver
11 and motor vehicle services in the Department of Transportation Driver and
12 Motor Vehicle Suspense Account for approved expenses and disbursements before
13 payment of general administrative expenses of the department related to the
14 provision of driver and motor vehicle services. Notwithstanding this sub-
15 section, the department may return a bank check or money order when re-
16 ceived in incorrect or incomplete form or when not accompanied by the
17 proper application.

18 “(2) The department shall pay the following approved expenses and dis-
19 bursals from the Department of Transportation Driver and Motor Vehicle
20 Suspense Account before payment of the general administrative expenses of
21 the department related to driver and motor vehicle services:

22 “(a) Refunds authorized by any statute administered by the department
23 when such refunds are approved by the department.

24 “(b) Amounts transferred to the State Treasurer under ORS 319.410 (2) for
25 the purpose of carrying out the state aviation laws, amounts transferred to
26 the Boating Safety, Law Enforcement and Facility Account **and to the**
27 **Marine Navigation Improvement Fund** by ORS 319.415, amounts trans-
28 ferred to the State Aviation Account by ORS 319.417 and amounts transferred
29 to the Department of Transportation Operating Fund by ORS 184.643.

30 “(c) After deduction of expenses of collection, transfer and administration,

1 the department shall pay moneys collected from the Student Driver Training
2 Fund eligibility fee under ORS 807.040, 807.150 and 807.370 to the State
3 Treasurer for deposit in the Student Driver Training Fund. The moneys de-
4 posited in the Student Driver Training Fund under this paragraph are con-
5 tinuously appropriated to the department for the following purposes:

6 “(A) To the extent of not more than 10 percent of the amount transferred
7 into the Student Driver Training Fund in any biennium, to pay the expenses
8 of administering ORS 336.795, 336.800, 336.805, 336.810 (2) and 336.815.

9 “(B) The remaining moneys, for reimbursing school districts and com-
10 mercial driver training schools as provided under ORS 336.805.

11 “(d) After deduction of expenses of collection, transfer and administration,
12 the department shall pay moneys collected for the Motorcycle Safety Subac-
13 count under ORS 807.170 to the State Treasurer for deposit in the Motorcycle
14 Safety Subaccount of the Transportation Safety Account. Moneys paid to the
15 State Treasurer under this paragraph shall be used for the purpose of ORS
16 802.320.

17 “(e) After deduction of expenses for the administration of the issuance of
18 customized registration plates under ORS 805.240, the department shall place
19 moneys received from the sale of customized registration plates in the Pas-
20 senger Rail Transportation Account. The moneys placed in the account are
21 continuously appropriated to the department and shall be used for the pay-
22 ment of expenses incurred in administering passenger rail programs.

23 “(f) After deduction of expenses of collection, transfer and administration,
24 the department shall pay moneys from any registration fees established by
25 the governing bodies of counties or a district, as defined in ORS 801.237,
26 under ORS 801.041 or 801.042 to the appropriate counties or districts. The
27 department shall make the payments on at least a monthly basis unless an-
28 other basis is established by the intergovernmental agreements required by
29 ORS 801.041 and 801.042 between the department and the governing bodies
30 of a county or a district.

1 “(g) After deducting the expenses of the department in collecting and
2 transferring the moneys, the department shall make disbursements and payments
3 of moneys collected for or dedicated to any other purpose or fund except the
4 State Highway Fund, including but not limited to, payments to the Depart-
5 ment of Transportation Operating Fund established by ORS 184.642 (1) and
6 (2).

7 “(3) The department shall refund from the Department of Transportation
8 Driver and Motor Vehicle Suspense Account any excess or erroneous pay-
9 ment to a person who made the payment or to the person’s legal represen-
10 tative when the department determines that money has been received by it
11 in excess of the amount legally due and payable or that it has received
12 money in which it has no legal interest. Refunds payable under this sub-
13 section are continuously appropriated for such purposes in the manner for
14 payment of refunds under this section. If the department determines that a
15 refund is due, the department may refund the amount of excess or erroneous
16 payment without a claim being filed. Except as provided in ORS 319.290,
17 319.375, 319.820 and 319.831, any claim for a refund from the department must
18 be filed within 12 months after the date payment is received by the depart-
19 ment.

20 “(4) After payment of those expenses and disbursements approved for payment
21 before general administrative expenses related to the provision of driver and
22 motor vehicle services, the department shall pay from the Department of
23 Transportation Driver and Motor Vehicle Services Administrative Account
24 its general administrative expenses incurred in the administration of any law
25 related to driver and motor vehicle services that the department is charged
26 with administering and any other expenses the department is permitted by
27 law to pay from moneys held by the department before transfer of the moneys
28 to the State Highway Fund. The following limitations apply to payments of
29 administrative expenses under this subsection:

30 “(a) The department shall make payment of the expenses of administering

1 the issuance of winter recreation parking permits under ORS 811.595 from
2 those moneys received from issuing the permits.

3 “(b) The department shall pay its expenses for administering the regis-
4 tration and titling of snowmobiles under ORS 821.060 and 821.100 from the
5 fees collected from administering those sections. The department shall also
6 pay its expenses for the administration of the snowmobile driver permit
7 program under ORS 821.160 from the moneys otherwise described in this
8 paragraph.

9 “(c) The department shall pay its expenses for determining the amount
10 of money to be withheld under ORS 802.120 from the fees collected for ad-
11 ministering the registration and titling of snowmobiles. The amount used to
12 pay expenses under this paragraph shall be such sum as necessary but may
13 not exceed \$10,000 during each biennium.

14 “(d) The department shall retain not more than \$15,000 in any biennium
15 for the expenses of collecting and transferring moneys to the Student Driver
16 Training Fund under this section and for the administration of ORS 336.810
17 (3).

18 “(5) Except as otherwise provided in this subsection, the department shall
19 transfer to the State Highway Fund the moneys not used for payment of the
20 general administrative expenses or for approved expenses and disbursements be-
21 fore payment of general administrative expenses. The following apply to this
22 subsection:

23 “(a) If the Director of Transportation certifies the amount of principal
24 or interest of highway bonds due on any particular date, the department may
25 make available for the payment of such interest or principal any sums that
26 may be necessary to the extent of moneys on hand available for the State
27 Highway Fund regardless of the dates otherwise specified under this section.

28 “(b) Notwithstanding paragraph (a) of this subsection, the department
29 may not make available for purposes described in paragraph (a) of this sub-
30 section any moneys described in ORS 367.605 when there are not sufficient

1 amounts of such moneys in the State Highway Fund for purposes of bonds
2 issued under ORS 367.615.

3 “(6) Notwithstanding any other provision of this section, the following
4 moneys shall be transferred to the State Highway Fund at the times de-
5 scribed:

6 “(a) Moneys received under ORS 802.120 and not used for the payment of
7 administrative expenses of the department shall be transferred before July
8 31 of each year.

9 “(b) Moneys received from the registration of snowmobiles that are not
10 to be used for payment of administrative expenses of the department shall
11 be transferred within 30 days after the end of the quarter.

12 “(c) Moneys received from the issuance of winter recreation parking per-
13 mits that are not used for payment of administrative expenses of the de-
14 partment shall be transferred within 30 days after the end of the quarter.

15 “(7) The following moneys transferred to the State Highway Fund under
16 this section may be used only for the purposes described as follows:

17 “(a) Moneys collected from the issuance of winter recreation parking
18 permits, and the interest on such moneys, shall be used to enforce the re-
19 quirement for winter recreation parking permits and to remove snow from
20 winter recreation parking locations designated under ORS 810.170. Any re-
21 maining moneys shall, upon approval by the Winter Recreation Advisory
22 Committee:

23 “(A) Be used to maintain parking locations developed with moneys ob-
24 tained under ORS 810.170 and snowmobile facilities that are parking lots
25 developed with moneys as provided under this section;

26 “(B) Be used to develop additional winter recreation parking locations
27 under ORS 810.170; or

28 “(C) Be carried over to be used in subsequent years for the purposes and
29 in the manner described in this paragraph.

30 “(b) Moneys received from the registration of snowmobiles or under ORS

1 802.120 may be used for development and maintenance of multiuse trails
2 within urban growth boundaries [*described in ORS 367.017*] or for the de-
3 velopment and maintenance of snowmobile facilities, including the acqui-
4 sition of land therefor by any means other than the exercise of eminent
5 domain. Moneys received under ORS 802.120 may also be used for the
6 enforcement of ORS 811.590, 821.100 to 821.120, 821.140, 821.150, 821.190,
7 821.210 and 821.240 to 821.290.

8 “(8) The department shall maintain the Revolving Account for Emergency
9 Cash Advances separate from other moneys described in this section. From
10 the account, the department may pay for the taking up of dishonored remit-
11 tances returned by banks or the State Treasurer and for emergency cash
12 advances to be subsequently reimbursed. The account shall be used only as
13 a revolving fund. The department shall at all times be accountable for the
14 amount of the account, either in cash or unreimbursed items and advances.
15 The moneys in the account are continuously appropriated for the purposes
16 of this subsection. The amount of moneys in the account under this sub-
17 section may not exceed \$40,000 from moneys received by the department in
18 the performance of its driver and motor vehicle services functions and mon-
19 eys otherwise appropriated for purposes of this subsection. The account un-
20 der this subsection shall be kept on deposit with the State Treasurer. The
21 State Treasurer is authorized to honor and pay all properly signed and
22 indorsed checks or warrants drawn against the account.

23
24 **“REVENUE FOR TRAFFIC CONGESTION RELIEF,**
25 **FREIGHT MOBILITY AND CONNECT OREGON**

26
27 **“SECTION 89. Definitions for sections 89 to 106. (1) As used in**
28 **sections 89 to 106 of this 2017 Act:**

29 **“(a) ‘Bicycle’ means a vehicle that:**

30 **“(A) Is designed to be operated on the ground on wheels and to**

1 travel with not more than three wheels in contact with the ground;
2 and

3 “(B) Is propelled exclusively by human power.

4 “(b) ‘Retail sales price’ means the total price paid at retail for a
5 taxable vehicle, exclusive of the amount of any excise, privilege or use
6 tax, to a seller by a purchaser of the taxable vehicle.

7 “(c) ‘Seller’ means:

8 “(A) With respect to the privilege tax imposed under section 90 of
9 this 2017 Act and the use tax imposed under section 91 of this 2017 Act,
10 a vehicle dealer.

11 “(B) With respect to the excise tax imposed under section 92 of this
12 2017 Act, a person engaged in whole or in part in the business of selling
13 bicycles.

14 “(d) ‘Taxable bicycle’ means a new bicycle that:

15 “(A) Has wheels of at least 26 inches in diameter; or

16 “(B) Is sold at retail for \$500 or more.

17 “(e) ‘Taxable motor vehicle’ means:

18 “(A) A vehicle as defined in ORS 744.850;

19 “(B) An antique vehicle as defined in ORS 801.125;

20 “(C) A bus trailer as defined in ORS 801.165;

21 “(D) A camper as defined in ORS 801.180;

22 “(E) A commercial bus as defined in ORS 801.200;

23 “(F) A commercial motor vehicle as defined in ORS 801.208;

24 “(G) A commercial vehicle as defined in ORS 801.210;

25 “(H) An electric assisted bicycle as defined in ORS 801.258;

26 “(I) A fixed load vehicle as defined in ORS 801.285;

27 “(J) A moped as defined in ORS 801.345;

28 “(K) A motor assisted scooter as defined in ORS 801.348;

29 “(L) A motor home as defined in ORS 801.350;

30 “(M) A motor truck as defined in ORS 801.355;

1 “(N) A tank vehicle as defined in ORS 801.522;
2 “(O) A truck tractor as defined in ORS 801.575;
3 “(P) A truck trailer as defined in ORS 801.580; and
4 “(Q) A worker transport bus as defined in ORS 801.610.
5 “(f) ‘Taxable vehicle’ means a taxable bicycle or a taxable motor
6 vehicle.
7 “(g) ‘Transportation project taxes’ means the privilege tax imposed
8 under section 90 of this 2017 Act, the use tax imposed under section
9 91 of this 2017 Act and the excise tax imposed under section 92 of this
10 2017 Act.
11 “(h) ‘U.S. City Average Consumer Price Index’ means the U.S. City
12 Average Consumer Price Index for All Urban Consumers (All Items)
13 as published by the Bureau of Labor Statistics of the United States
14 Department of Labor.
15 “(i) ‘Vehicle dealer’ has the meaning given that term in ORS
16 822.043.
17 “(2)(a) For each tax year beginning on or after July 1, 2018, the
18 Department of Revenue shall recompute the threshold retail sales
19 price of a taxable bicycle as follows:
20 “(A) Divide the average U.S. City Average Consumer Price Index for
21 the prior calendar year by the average U.S. City Average Consumer
22 Price Index for 2017.
23 “(B) Recompute the threshold retail sales price by multiplying \$500
24 by the indexing factor determined under subparagraph (A) of this
25 paragraph.
26 “(b) If any change in the threshold retail sales price determined
27 under paragraph (a) of this subsection is not a multiple of \$10, the
28 increase shall be rounded to the nearest multiple of \$10.
29 “SECTION 90. Imposition of tax for privilege of engaging in the
30 business of selling taxable motor vehicles at retail. (1) A tax is imposed

1 on each vehicle dealer for the privilege of engaging in the business of
2 selling taxable motor vehicles at retail in this state.

3 “(2) The privilege tax shall be computed at the rate of 0.75 percent
4 of the retail sales price of the taxable motor vehicle. The tax may be
5 rounded to the nearest whole cent.

6 “(3) Notwithstanding subsection (2) of this section, the amount of
7 privilege tax imposed with respect to any taxable motor vehicle other
8 than a vehicle as defined in ORS 744.850 or an antique vehicle as de-
9 fined in ORS 801.125 may not exceed \$3,750.

10 “SECTION 91. Imposition of use tax on taxable motor vehicles
11 purchased at retail. (1) A use tax is imposed on the storage, use or
12 other consumption in this state of taxable motor vehicles purchased
13 at retail from any seller.

14 “(2)(a) The use tax shall be computed at the rate of 0.75 percent of
15 the retail sales price of the taxable motor vehicle.

16 “(b) Notwithstanding paragraph (a) of this subsection, the amount
17 of use tax imposed with respect to any taxable motor vehicle other
18 than a vehicle as defined in ORS 744.850 or an antique vehicle as de-
19 fined in ORS 801.125 may not exceed \$3,750.

20 “(3) The use tax is a liability of the purchaser of the taxable motor
21 vehicle.

22 “(4) The use tax shall be reduced, but not below zero, by the amount
23 of any privilege, excise, sales or use tax imposed by any jurisdiction
24 on the sale, or on the storage, use or other consumption, of the taxa-
25 ble motor vehicle. The reduction under this subsection shall be made
26 only upon a showing by the purchaser that a privilege, excise, sales
27 or use tax has been paid.

28 “(5) The amount of the use tax shall be separately stated on an in-
29 voice, receipt or other similar document that the seller provides to the
30 purchaser or shall be otherwise disclosed to the purchaser.

1 “(6) A purchaser’s liability for the use tax is satisfied by a valid
2 receipt given to the purchaser under section 93 of this 2017 Act by the
3 seller of the taxable motor vehicle.

4 “SECTION 92. Imposition of excise tax on retail sale of taxable bi-
5 cycles. (1) An excise tax is imposed on the sale at retail in this state
6 of taxable bicycles.

7 “(2) The excise tax shall be computed at the rate of three percent
8 of the retail sales price of the taxable bicycle.

9 “(3) The excise tax is a liability of the purchaser of the taxable bi-
10 cycle.

11 “(4) The amount of the excise tax shall be separately stated on an
12 invoice, receipt or other similar document that the seller provides to
13 the purchaser or shall be otherwise disclosed to the purchaser.

14 “(5) A seller shall collect the amount of the excise tax at the time
15 of the taxable sale.

16 “(6) A purchaser’s liability for the excise tax is satisfied by a valid
17 receipt given to the purchaser by the seller of the taxable bicycle.

18 “SECTION 93. Collection of use tax. (1) A seller shall collect the use
19 tax imposed under section 91 of this 2017 Act from a purchaser of a
20 taxable motor vehicle and give the purchaser a receipt for the use tax
21 in the manner and form prescribed by the Department of Revenue if:

22 “(a) The seller is:

23 “(A) Engaged in business in this state;

24 “(B) Required to collect the use tax; or

25 “(C) Authorized by the department, under rules the department
26 adopts, to collect the use tax and, for purposes of the use tax, regarded
27 as a seller engaged in business in this state; and

28 “(b) The seller makes sales of taxable motor vehicles for storage,
29 use or other consumption in this state that are subject to the use tax.

30 “(2) A seller required to collect the use tax under this section shall

1 collect the tax:

2 “(a) At the time of the taxable sale; or

3 “(b) If the storage, use or other consumption of the taxable motor
4 vehicle is not taxable at the time of sale, at the time the storage, use
5 or other consumption becomes taxable.

6 “(3) To ensure the proper administration of section 91 of this 2017
7 Act, and to prevent evasion of the use tax, the following presumptions
8 are established:

9 “(a) A taxable motor vehicle is stored, used or otherwise consumed
10 in this state if it is present in this state for private or public display
11 or storage.

12 “(b)(A) A taxable motor vehicle sold by any seller for delivery in
13 this state was sold for storage, use or other consumption in this state
14 unless the contrary is proved.

15 “(B) The burden of proving the contrary is on the seller unless the
16 seller takes from the purchaser a resale certificate to the effect that
17 the taxable motor vehicle was purchased for resale in the ordinary
18 course of the purchaser’s business.

19 “(c)(A) A taxable motor vehicle delivered outside this state to a
20 purchaser known by the seller to be a resident of this state was pur-
21 chased from the seller for storage, use or other consumption in this
22 state and stored, used or otherwise consumed in this state unless the
23 contrary is proved.

24 “(B) The contrary may be proved by:

25 “(i) A statement in writing, signed by the purchaser or an author-
26 ized agent of the purchaser and retained by the seller, that the taxable
27 motor vehicle was purchased for storage, use or other consumption
28 exclusively at a designated point or points outside this state; or

29 “(ii) Other evidence satisfactory to the department that the taxable
30 motor vehicle was not purchased for storage, use or other consump-

1 tion in this state.

2 **“SECTION 94. Resale certificates. Notwithstanding sections 90 to**
3 **93 of this 2017 Act, a resale certificate taken from a purchaser ordi-**
4 **narly engaged in the business of selling taxable vehicles relieves the**
5 **seller from the obligation to collect and remit transportation project**
6 **taxes. A resale certificate must be substantially in the form prescribed**
7 **by the Department of Revenue by rule.**

8 **“SECTION 95. Refunds for excess payment. (1) If the amount of**
9 **transportation project taxes paid by a seller or purchaser exceeds the**
10 **amount of taxes due, the Department of Revenue shall refund the**
11 **amount of the excess.**

12 **“(2) Except as provided in subsection (3) of this section, the period**
13 **prescribed for the department to allow or make a refund of any over-**
14 **payment of transportation project taxes paid shall be as provided in**
15 **ORS 314.415.**

16 **“(3) The department shall apply any overpayment of tax first to any**
17 **amount of transportation project taxes that is then outstanding.**

18 **“SECTION 96. Deposit of revenue from privilege and use taxes on**
19 **taxable motor vehicles. (1) The Department of Revenue shall deposit**
20 **all revenue collected from the privilege tax imposed under section 90**
21 **of this 2017 Act and the use tax imposed under section 91 of this 2017**
22 **Act in a suspense account established under ORS 293.445 for the pur-**
23 **pose of receiving the revenue. The department may pay expenses for**
24 **the administration and enforcement of the privilege and use taxes out**
25 **of moneys received from the privilege and use taxes. Amounts neces-**
26 **sary to pay administrative and enforcement expenses are continuously**
27 **appropriated to the department from the suspense account.**

28 **“(2) After payment of administrative and enforcement expenses**
29 **under subsection (1) of this section and refunds or credits arising from**
30 **erroneous overpayments, the department shall transfer the balance**

1 of the moneys received from the privilege and use taxes as follows:

2 “(a) Moneys attributable to the privilege tax shall be transferred
3 as follows:

4 “(A) Ten percent shall be transferred to the Connect Oregon Fund
5 established under ORS 367.080.

6 “(B) Ninety percent shall be transferred to the Congestion Relief
7 Fund established under section 119f of this 2017 Act. Moneys trans-
8 ferred under this subparagraph shall be used exclusively for the con-
9 struction, reconstruction, improvement, repair, maintenance, and
10 operation of public highways, roads, streets and roadside rest areas in
11 this state.

12 “(b) Moneys attributable to the use tax shall be transferred to the
13 State Highway Fund.

14 “SECTION 97. Deposit of revenue from excise tax on taxable bicy-
15 cles. (1) The Department of Revenue shall deposit all revenue collected
16 from the excise tax imposed under section 92 of this 2017 Act in a
17 suspense account established under ORS 293.445 for the purposes of
18 receiving the excise tax revenue. The department may pay expenses
19 for the administration and enforcement of the excise tax out of mon-
20 eys received from the excise tax. Amounts necessary to pay adminis-
21 trative and enforcement expenses are continuously appropriated to the
22 department from the suspense account.

23 “(2) After payment of administrative and enforcement expenses
24 under subsection (1) of this section and refunds or credits arising from
25 erroneous overpayments, the department shall transfer the balance
26 of the moneys received from the excise tax to the Connect Oregon
27 Fund established under ORS 367.080 for the purpose of providing grants
28 for bicycle and pedestrian transportation projects.

29 “SECTION 98. Collection point for use tax and excise tax. (1) Ex-
30 cept as otherwise provided in sections 89 to 106 of this 2017 Act, the

1 use tax imposed under section 91 of this 2017 Act and the excise tax
2 imposed under section 92 of this 2017 Act shall be collected at the point
3 of sale and remitted by each seller that engages in the retail sale of
4 taxable vehicles. Each tax is considered a tax upon the seller that is
5 required to collect the tax, and the seller is considered a taxpayer.

6 “(2) Each seller of taxable vehicles that is liable for transportation
7 project taxes shall file a return with the Department of Revenue, in
8 the form and manner prescribed by the department, on or before the
9 last day of January, April, July and October of each year for the pre-
10 vious calendar quarter.

11 “(3) Each seller shall pay the applicable transportation project taxes
12 to the department in the form and manner prescribed by the depart-
13 ment, but not later than the date of submitting each quarterly return,
14 without regard to extensions under subsection (5) of this section.

15 “(4) Sellers of taxable vehicles shall file the returns required under
16 this section regardless of whether any transportation project taxes are
17 owed.

18 “(5) The department may extend the time for making any return
19 required under this section if a written request is filed with the de-
20 partment during or prior to the period for which the extension may
21 be granted. The department may not grant an extension of more than
22 30 days.

23 “(6) Interest shall be added to delinquent tax amounts at the rate
24 established under ORS 305.220 from the time the return to which the
25 delinquent tax amounts relate was originally required to be filed to the
26 time of payment.

27 **“SECTION 99. Liability for tax; warrant for collection; conference;**
28 **appeal.** (1) Every seller of taxable vehicles who collects any amount
29 of transportation project taxes shall hold the amount in trust for the
30 State of Oregon and for payment to the Department of Revenue in the

1 manner and at the time provided in section 98 of this 2017 Act.

2 “(2) If a seller of taxable vehicles fails to remit any amount of
3 transportation project taxes, whether collected or not, the department
4 may enforce collection by the issuance of a distraint warrant for the
5 collection of the delinquent amount and all penalties, interest and
6 collection charges accrued on the delinquent amount. The warrant
7 shall be issued and proceeded upon in the same manner and shall have
8 the same force and effect as is prescribed with respect to warrants for
9 the collection of delinquent income taxes.

10 “(3)(a) In the case of a seller that is assessed under the provisions
11 of ORS 305.265 (12) and 314.407 (1), the department may issue a notice
12 of liability to any officer, employee or member of the seller at any
13 time within three years after the assessment. Within 30 days after the
14 date on which the notice of liability is mailed to the officer, employee
15 or member, the officer, employee or member shall pay the assessment,
16 plus penalties and interest, or advise the department in writing of ob-
17 jections to the liability and, if desired, request a conference. A con-
18 ference shall be governed by the provisions of ORS 305.265 pertaining
19 to a conference requested from a notice of deficiency.

20 “(b) After a conference or, if no conference is requested, a deter-
21 mination of the issues raised in the written objections, the department
22 shall mail the officer, employee or member a conference letter af-
23 firming, canceling or adjusting the notice of liability. Within 90 days
24 after the date on which the conference letter is mailed to the officer,
25 employee or member, the officer, employee or member shall pay the
26 assessment, plus penalties and interest, or appeal to the tax court in
27 the manner provided for an appeal from a notice of assessment.

28 “(c) If the department does not receive payment or written ob-
29 jection to the notice of liability within 30 days after the notice of li-
30 ability was mailed, the notice of liability becomes final. The officer,

1 employee or member may appeal the notice of liability to the tax court
2 within 90 days after the notice became final in the manner provided
3 for an appeal from a notice of assessment.

4 “(4)(a) In the case of a seller that fails to file a return on the due
5 date, in addition to any action described in the provisions of ORS
6 305.265 (10) and 314.400, the department may issue a notice of determi-
7 nation and assessment to any officer, employee or member of the
8 seller at any time within three years after the assessment. The time
9 of assessment against the officer, employee or member is 30 days after
10 the date on which the notice of determination and assessment is
11 mailed. Within 30 days after the date on which the notice of determi-
12 nation and assessment is mailed to the officer, employee or member,
13 the officer, employee or member shall pay the assessment, plus pen-
14 alties and interest, or advise the department in writing of objections
15 to the assessment and, if desired, request a conference. A conference
16 shall be governed by the provisions of ORS 305.265 pertaining to a
17 conference requested from a notice of deficiency.

18 “(b) After a conference or, if no conference is requested, a deter-
19 mination of the issues raised in the written objections, the department
20 shall mail the officer, employee or member a conference letter af-
21 firming, canceling or adjusting the notice of determination and as-
22 sessment. Within 90 days after the date on which the conference letter
23 is mailed to the officer, employee or member, the officer, employee
24 or member shall pay the assessment, plus penalties and interest, or
25 appeal to the tax court in the manner provided for an appeal from a
26 notice of assessment.

27 “(c) If the department does not receive payment or written ob-
28 jection to the notice of determination and assessment within 30 days
29 after the notice of determination and assessment was mailed, the no-
30 tice of determination and assessment becomes final. The officer, em-

1 ployee or member may appeal the notice of determination and
2 assessment to the tax court within 90 days after the notice became
3 final in the manner provided for an appeal from a notice of assess-
4 ment.

5 “(5)(a) More than one officer or employee of a corporation may be
6 held jointly and severally liable for payment of transportation project
7 taxes.

8 “(b) Notwithstanding the confidentiality provisions of section 104
9 of this 2017 Act, if the department determines that more than one of-
10 ficer or employee of a corporation may be held jointly and severally
11 liable for payment of the transportation project taxes, the department
12 may require any or all of the officers or employees to appear before
13 the department for a joint determination of liability. The department
14 shall notify each officer or employee of the time and place set for the
15 determination of liability.

16 “(c) Each individual notified of a joint determination under this
17 subsection must appear and present such information as is necessary
18 to establish the individual’s liability or nonliability for payment of the
19 taxes to the department. If an individual who was notified fails to ap-
20 pear, the department shall make the determination on the basis of all
21 the information and evidence presented. The department’s determi-
22 nation is binding on all individuals notified and required to appear
23 under this subsection.

24 “(d)(A) If any individual determined to be liable for unpaid trans-
25 portation project taxes under this subsection appeals the determi-
26 nation to the Oregon Tax Court under section 103 of this 2017 Act, the
27 individual plaintiff shall implead all individuals required to appear
28 with the plaintiff before the department under this subsection. The
29 department may implead any officer or employee who may be held
30 jointly and severally liable for the payment of the transportation

1 project taxes. Each individual impleaded under this paragraph shall
2 be made a party to the action before the tax court and shall make
3 available to the tax court the information that was presented before
4 the department, as well as other information that may be presented
5 to the tax court.

6 “(B) The tax court may determine that one or more individuals
7 impleaded under this paragraph are liable for unpaid transportation
8 project taxes without regard to any earlier determination by the de-
9 partment that an impleaded individual was not liable for the unpaid
10 taxes.

11 “(C) If an individual required to appear before the tax court under
12 this subsection fails or refuses to appear or bring such information in
13 part or in whole, or is outside the jurisdiction of the tax court, the tax
14 court shall make its determination on the basis of all the evidence
15 introduced. Notwithstanding section 104 of this 2017 Act, the evidence
16 introduced in the tax court constitutes a public record and shall be
17 available to the parties and the tax court. The determination of the
18 tax court is binding on all individuals made parties to the action under
19 this subsection.

20 “(e) This subsection may not be construed to preclude a determi-
21 nation by the department or the tax court that more than one officer
22 or employee is jointly and severally liable for unpaid transportation
23 project taxes.

24 “SECTION 100. Purchaser’s duties to remit use and excise tax. Any
25 purchaser liable for the use tax imposed under section 91 of this 2017
26 Act or the excise tax imposed under section 92 of this 2017 Act and
27 from whom the tax has not been collected shall, on or before the 20th
28 day of the month following the close of the month in which the tax
29 became due, file with the Department of Revenue a report of the
30 amount of tax due from the purchaser in a form prescribed by the

1 department. The purchaser shall remit the amount of tax due with the
2 report.

3 **“SECTION 101. Records. (1)(a) A seller of taxable vehicles shall keep**
4 **receipts, invoices and other pertinent records related to retail sales**
5 **of taxable vehicles in the form required by the Department of Reve-**
6 **nue. Each record shall be preserved for five years from the time to**
7 **which the record relates, or for as long as the seller retains the taxable**
8 **vehicles to which the record relates, whichever is later.**

9 **“(b) During the retention period and at any time prior to the de-**
10 **struction of records, the department may give written notice to the**
11 **seller not to destroy records described in the notice without written**
12 **permission of the department.**

13 **“(c) Notwithstanding any other provision of law, the department**
14 **shall preserve reports and returns filed with the department for at**
15 **least five years.**

16 **“(2) ORS 314.425 applies to the authority of the Department of**
17 **Revenue to examine, or cause to be examined by an agent or repre-**
18 **sentative designated by the department for the purpose, any books,**
19 **papers, records or memoranda bearing upon the matter required to be**
20 **included in any return required under sections 89 to 106 of this 2017**
21 **Act for the purpose of ascertaining the correctness of the return or**
22 **for the purpose of making an estimate of the taxable sales of the tax-**
23 **payer.**

24 **“SECTION 102. Subpoenas; enforcement. (1) The Department of**
25 **Revenue may, by order or subpoena to be served with the same force**
26 **and effect and in the same manner as a subpoena is served in a civil**
27 **action in the circuit court or the Oregon Tax Court, require the pro-**
28 **duction at any time and place the department designates of any books,**
29 **papers, accounts or other information necessary to carry out sections**
30 **89 to 106 of this 2017 Act. The department may require the attendance**

1 of any individual having knowledge in the premises, and may take
2 testimony and require proof material for the information, with power
3 to administer oaths to the individual.

4 “(2)(a) If an individual fails to comply with a subpoena or order of
5 the department or to produce or permit the examination or inspection
6 of any books, papers, records and equipment pertinent to an investi-
7 gation or inquiry under sections 89 to 106 of this 2017 Act, or to testify
8 to any matter regarding which the individual is lawfully interrogated,
9 the department may apply to the Oregon Tax Court or to the circuit
10 court of the county in which the individual resides or where the indi-
11 vidual is for an order to the individual to attend and testify or other-
12 wise comply with the demand or request of the department.

13 “(b) The department shall apply to the court by ex parte motion,
14 upon which the court shall make an order requiring the individual
15 against whom the motion is directed to comply with the request or
16 demand of the department within 10 days after the service of the or-
17 der, or within the additional time granted by the court, or to justify
18 the failure within that time. The order shall be served upon the indi-
19 vidual to whom it is directed in the manner required by this state for
20 service of process, which is required to confer jurisdiction upon the
21 court.

22 “(3) Failure to obey any order issued by the court under this section
23 is contempt of court.

24 “(4) The remedy provided by this section is in addition to other
25 remedies, civil or criminal, existing under the tax laws or other laws
26 of this state.

27 **SECTION 103. Disclosure of information; appeals.** (1) Notwith-
28 standing the confidentiality provisions of section 104 of this 2017 Act,
29 the Department of Revenue may disclose information received under
30 sections 89 to 106 of this 2017 Act to the Department of Transportation

1 for the purposes of carrying out the provisions of section 109 of this
2 2017 Act.

3 “(2) The Department of Transportation may disclose information
4 obtained under section 109 of this 2017 Act to the Department of Rev-
5 enue for the purposes of carrying out the provisions of sections 89 to
6 106 of this 2017 Act.

7 “(3) Except as otherwise provided in sections 89 to 106 of this 2017
8 Act, a person aggrieved by an act or determination of the Department
9 of Revenue or its authorized agent under sections 89 to 106 of this 2017
10 Act may appeal, within 90 days after the act or determination, to the
11 Oregon Tax Court in the manner provided in ORS 305.404 to 305.560.
12 These appeal rights are the exclusive remedy available to determine
13 the person’s liability for the transportation project taxes.

14 “SECTION 104. Applicability of other provisions of tax law. Except
15 as otherwise provided in sections 89 to 106 of this 2017 Act or where
16 the context requires otherwise, the provisions of ORS chapters 305 and
17 314 as to the audit and examination of returns, periods of limitation,
18 determinations of and notices of deficiencies, assessments, collections,
19 liens, delinquencies, claims for refund and refunds, conferences, ap-
20 peals to the Oregon Tax Court, stays of collection pending appeal,
21 confidentiality of returns and the related penalties, and the related
22 procedures, apply to the determinations of taxes, penalties and inter-
23 est under sections 89 to 106 of this 2017 Act.

24 “SECTION 105. Department of Revenue to administer and enforce
25 laws. (1) The Department of Revenue shall administer and enforce
26 sections 89 to 106 of this 2017 Act.

27 “(2) The department may adopt or establish rules and procedures
28 that the department considers necessary or appropriate for the imple-
29 mentation, administration and enforcement of sections 89 to 106 of this
30 2017 Act and that are consistent with sections 89 to 106 of this 2017 Act.

1 **“(3) The Department of Transportation shall enter into an agree-**
2 **ment with the Department of Revenue for purposes of the implemen-**
3 **tation, administration and enforcement by the Department of**
4 **Transportation of those provisions of section 109 of this 2017 Act, and**
5 **rules or procedures adopted or established by the Department of Rev-**
6 **enue under this section, that the Department of Transportation and**
7 **the Department of Revenue determine are necessary for the effective**
8 **and efficient implementation, administration and enforcement of sec-**
9 **tion 109 of this 2017 Act.**

10 **“SECTION 106. Return of excess taxes paid. (1)(a) When an amount**
11 **represented by a seller of taxable vehicles at retail to a purchaser as**
12 **constituting the use tax imposed under section 91 of this 2017 Act or**
13 **the excise tax imposed under section 92 of this 2017 Act is computed**
14 **upon an amount that is not taxable or is in excess of the taxable**
15 **amount and is actually paid by the purchaser to the seller, the excess**
16 **tax paid shall be returned by the seller to the purchaser upon written**
17 **notification by the Department of Revenue or the purchaser.**

18 **“(b) The written notification must contain information necessary**
19 **to determine the validity of the purchaser’s claim.**

20 **“(2) If the seller does not return the excess tax within 60 days after**
21 **mailing of the written notification required under subsection (1) of this**
22 **section, the purchaser may appeal to the department for a refund of**
23 **the amount of the excess tax, in the manner and within the time al-**
24 **lowed under rules adopted by the department.**

25 **“(3) If the excess tax is returned to the purchaser by the depart-**
26 **ment, the department may issue a notice of deficiency for the excess**
27 **tax to the seller in the manner provided under ORS 305.265.**

28 **“SECTION 107. Applicability. Sections 89 to 106 of this 2017 Act ap-**
29 **ply to sales of taxable vehicles that become final, and the storage, use**
30 **or other consumption in this state of taxable vehicles that becomes**

1 taxable, on or after January 1, 2018.

2 **“SECTION 108. Section 109 of this 2017 Act is added to and made a**
3 **part of the Oregon Vehicle Code.**

4 **“SECTION 109. Vehicle registration and titling; proof of payment**
5 **of taxes. (1) A person that purchases a taxable motor vehicle, as de-**
6 **defined in section 89 of this 2017 Act, from a seller that is not subject to**
7 **the privilege tax imposed under section 90 of this 2017 Act may not**
8 **register or title the taxable motor vehicle in Oregon unless the person**
9 **provides proof that the person:**

10 **“(a) Paid the use tax imposed under section 91 of this 2017 Act; or**

11 **“(b) Is not required to pay the use tax for the reasons provided in**
12 **section 91 (4) of this 2017 Act.**

13 **“(2) The person shall provide the proof described in subsection (1)**
14 **of this section to the Department of Transportation in the manner**
15 **established by the department by rule.**

16 **“SECTION 110. Applicability. Section 109 of this 2017 Act applies to**
17 **taxable motor vehicles purchased on or after the effective date of this**
18 **2017 Act.**

19 **“SECTION 111. Tax moratorium. A unit of local government may**
20 **not impose a tax on the privilege of engaging in the business of selling**
21 **taxable motor vehicles, as defined in section 89 of this 2017 Act, at**
22 **retail, or any other privilege, excise, sales or use tax on taxable motor**
23 **vehicles, unless the tax is:**

24 **“(1) Authorized by statute; or**

25 **“(2) Approved by the governing body of the local government and**
26 **in effect on or before the effective date of this 2017 Act.**

27 **“SECTION 112. Legislative intent; expedited judicial review to Su-**
28 **preme Court; expiration. (1) It is the intent of the Legislative Assem-**
29 **bly that revenue from the privilege tax imposed under section 90 of**
30 **this 2017 Act is not subject to the provisions of Article IX, section 3a,**

1 of the Oregon Constitution.

2 “(2) Original jurisdiction to determine whether section 90 of this
3 2017 Act imposes a tax or excise levied on the ownership, operation or
4 use of motor vehicles that is subject to the provisions of Article IX,
5 section 3a, of the Oregon Constitution, is conferred on the Supreme
6 Court.

7 “(3)(a) Any person interested in or affected or aggrieved by section
8 90 of this 2017 Act may petition for judicial review under this section.
9 A petition for review must be filed within 30 days after the effective
10 date of this 2017 Act.

11 “(b) The petition must state facts showing how the petitioner is
12 interested, affected or aggrieved and the grounds upon which the pe-
13 tition is based.

14 “(4) The Supreme Court shall give priority on its docket to a peti-
15 tion for review filed under this section.

16 “(5) The filing of a petition under this section shall stay the transfer
17 under section 96 (2) of this 2017 Act of the balance of moneys received,
18 pending the determination of the Supreme Court. The court may not
19 stay the imposition of the tax under section 90 of this 2017 Act or the
20 collection and enforcement of the tax under any provision of law.

21 “(6) Judicial review under this section shall be limited to:

22 “(a) The provisions of this 2017 Act authorizing the imposition of
23 the privilege tax; and

24 “(b) The legislative history and any supporting documents related
25 to Article IX, section 3a, of the Oregon Constitution.

26 “(7) If the Supreme Court determines that section 90 of this 2017
27 Act imposes a tax or excise levied on the ownership, operation or use
28 of motor vehicles that is subject to the provisions of Article IX, sec-
29 tion 3a, of the Oregon Constitution:

30 “(a) Sections 7 to 13, 26, 27, 31 to 33, 36 to 39, 43, 47, 50, 53, 56, 59,

1 62, 65, 68, 71 to 71d, 75 to 77, 82 to 86, 89 to 111, 113, 119a to 119m, 119o,
2 120 to 122a, 122i to 123, 128 to 131, 134 to 137, 141 and 143 of this 2017
3 Act are repealed;

4 “(b) The amendments to statutes and session law by sections 1, 2,
5 5, 6, 14, 15, 18, 19, 20, 25, 27a, 28 to 30, 34, 35, 39a to 42, 44 to 46, 48, 49,
6 51, 52, 54, 55, 57, 58, 60, 61, 63, 64, 66, 67, 69, 70, 72 to 74, 78 to 81, 86 to
7 88, 115 to 118, 119n, 122b to 122h, 124 to 127, 132, 133 and 138 to 140 of
8 this 2017 Act and the repeal of ORS 184.613, 184.616, 184.618, 184.889 and
9 367.017 and section 17, chapter 63, Oregon Laws 2012, by section 142 of
10 this 2017 Act shall no longer be of any force or effect; and

11 “(c) The determination shall not apply to revenue from the privilege
12 tax imposed under section 90 of this 2017 Act that, as of the date of
13 the determination, has been expended or is irrevocably pledged for
14 repayment of bonded indebtedness. Revenue that has been collected
15 but not expended or so pledged shall be transferred to and held in the
16 General Fund as miscellaneous receipts available generally to meet
17 any expense or obligation of the State of Oregon lawfully incurred.

18 **“SECTION 113.** If this 2017 Act or any part thereof is referred to the
19 people under Article IV, section 1, of the Oregon Constitution, and is
20 not approved by a majority of the voters voting on the referendum
21 measure:

22 “(1) Sections 7 to 13, 26, 27, 31 to 33, 36 to 39, 43, 47, 50, 53, 56, 59,
23 62, 65, 68, 71 to 71d, 75 to 77, 82 to 86, 89 to 112, 119a to 119m, 119o, 120
24 to 122a, 122i to 123, 128 to 131, 134 to 137, 141 and 143 of this 2017 Act
25 are repealed; and

26 “(2) The amendments to statutes and session law by sections 1, 2,
27 5, 6, 14, 15, 18, 19, 20, 25, 27a, 28 to 30, 34, 35, 39a to 42, 44 to 46, 48, 49,
28 51, 52, 54, 55, 57, 58, 60, 61, 63, 64, 66, 67, 69, 70, 72 to 74, 78 to 81, 86 to
29 88, 115 to 118, 119n, 122b to 122h, 124 to 127, 132, 133 and 138 to 140 of
30 this 2017 Act and the repeal of ORS 184.613, 184.616, 184.618, 184.889 and

1 **367.017 and section 17, chapter 63, Oregon Laws 2012, by section 142 of**
2 **this 2017 Act shall no longer be of any force or effect.**

3 “**NOTE:** Section 114 was deleted by amendment. Subsequent sections were
4 not renumbered.

5 “**SECTION 115.** ORS 305.992 is amended to read:

6 “305.992. (1) If any returns required to be filed under ORS 475B.700 to
7 475B.760 or sections 89 to 106 of this 2017 Act or ORS chapter 118, 314, 316,
8 317, 318, 321 or 323 or under a local tax administered by the Department of
9 Revenue under ORS 305.620 are not filed for three consecutive years by the
10 due date (including extensions) of the return required for the third consec-
11 utive year, there shall be a penalty for each year of 100 percent of the tax
12 liability determined after credits and prepayments for each such year.

13 “(2) The penalty imposed under this section is in addition to any other
14 penalty imposed by law. However, the total amount of penalties imposed for
15 any taxable year under this section, ORS 305.265 (13), 314.400, 323.403, 323.585
16 or 475B.755 may not exceed 100 percent of the tax liability.

17 “**SECTION 116.** ORS 366.505 is amended to read:

18 “366.505. (1) The State Highway Fund shall consist of:

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

22 “(b) All moneys and revenues accruing from the licensing of motor vehi-
23 cles, operators and chauffeurs.

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

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

30 “(e) **Moneys and revenues derived from the use tax imposed under**

1 **section 91 of this 2017 Act.**

2 “[~~e~~] (f) Moneys and revenues derived from or made available by the
3 federal government for road construction, maintenance or betterment pur-
4 poses.

5 “[~~f~~] (g) All moneys and revenues received from all other sources which
6 by law are allocated or dedicated for highway purposes.

7 “(2) The State Highway Fund shall be deemed and held as a trust fund,
8 separate and distinct from the General Fund, and may be used only for the
9 purposes authorized by law and is continually appropriated for such pur-
10 poses.

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

15 **“SECTION 117.** ORS 803.585 is amended to read:

16 “803.585. (1) Except as otherwise provided in this section or ORS 801.041
17 or 801.042, the registration fees under the vehicle code are in lieu of all other
18 taxes and licenses, except municipal license fees under regulatory ordi-
19 nances, to which such vehicles or the owners thereof may be subject. Fixed
20 load vehicles are not exempt from ad valorem taxation by this section.

21 “(2) Travel trailers subject to registration and titling under the vehicle
22 code are not subject to ad valorem taxation, but may be reclassified as
23 manufactured structures and made subject to taxation as provided in ORS
24 308.880.

25 **“(3) This section does not apply to the privilege tax imposed under**
26 **section 90 of this 2017 Act or the use tax imposed under section 91 of**
27 **this 2017 Act.**

28 **“SECTION 118.** ORS 367.015 is amended to read:

29 “367.015. (1) There is established in the State Treasury, separate and dis-
30 tinct from the General Fund, the Oregon Transportation Infrastructure Fund.

1 All moneys in the infrastructure fund are continuously appropriated to the
2 Department of Transportation for the purposes of ORS 367.010 to 367.067.

3 “(2) The infrastructure fund consists of:

4 “(a) Moneys appropriated to the infrastructure fund by the Legislative
5 Assembly.

6 “(b) Moneys transferred to the infrastructure fund:

7 “(A) By the department from the State Highway Fund or from other funds
8 available to the Oregon Transportation Commission; **or**

9 “(B) **Under section 96 of this 2017 Act.**

10 “(c) Moneys from any federal grant, state grant or other grant that are
11 deposited in the infrastructure fund.

12 “(d) Proceeds of infrastructure bonds.

13 “(e) Proceeds of Highway User Tax Bonds issued under ORS 367.615 for
14 the purpose of providing infrastructure assistance or an infrastructure loan.

15 “(f) Moneys due to a municipality that are withheld pursuant to ORS
16 367.035 (3) or (5) and, for a loan made with proceeds of Highway User Tax
17 Bonds, moneys due to a municipality that are withheld pursuant to ORS
18 367.655 (2)(c).

19 “(g) Earnings on the infrastructure fund.

20 “(h) Moneys paid to the department in connection with infrastructure
21 loans or infrastructure assistance.

22 “(i) Any grants or donations made to the State of Oregon for deposit in
23 the infrastructure fund.

24 “(3) A pledge by the department of its revenues or other moneys in the
25 infrastructure fund is valid and binding from the time the pledge is made as
26 provided in ORS 286A.102.

27 “(4) The department shall use moneys in the infrastructure fund solely to:

28 “(a) Provide infrastructure loans and infrastructure assistance;

29 “(b) Pay the bond debt service for infrastructure bonds and pay the costs
30 of issuance and other costs related to infrastructure bonds;

1 “(c) Pay the department’s costs of administering the infrastructure fund
2 and providing infrastructure loans and infrastructure assistance, including
3 any costs of monitoring transportation projects and obtaining repayment of
4 infrastructure loans and infrastructure assistance;

5 “(d) Pay the department’s or another public entity’s costs for transporta-
6 tion projects including, but not limited to, projects funded with the proceeds
7 of Highway User Tax Bonds; and

8 “(e) Ensure repayment of loan guarantees or extensions of credit as pro-
9 vided in ORS 367.816.

10 “(5) The department may establish separate accounts in the infrastructure
11 fund for infrastructure loans, infrastructure assistance, the funding of
12 infrastructure bond reserves, bond debt service payments for infrastructure
13 bonds and related costs, administrative and operating expenses or any other
14 purpose necessary or desirable for carrying out the purposes of ORS 367.010
15 to 367.067. The commission may adopt rules that govern how the
16 infrastructure fund and its accounts are used. The infrastructure fund or any
17 of its accounts may be held by an escrow agent or bond trustee.

18 “(6) The department shall administer the infrastructure fund. Moneys in
19 the infrastructure fund, with the approval of the State Treasurer, may be
20 invested as provided by ORS 293.701 to 293.857 and the earnings from such
21 investments must be credited to the account in the infrastructure fund des-
22 ignated by the department.

23 “**NOTE:** Section 119 was deleted by amendment. Subsequent sections were
24 not renumbered.

25

26 **“TRAFFIC CONGESTION RELIEF AND FREIGHT MOBILITY**

27 **“(Congestion Relief Districts)**

28

29 **“SECTION 119a. (1) Each metropolitan planning organization as**
30 **defined in ORS 197.629 is established as a congestion relief district for**

1 purposes of sections 119a to 119m of this 2017 Act as follows:

2 “(a) Metro is established as the Metro Congestion Relief District.
3 The Metro Congestion Relief District shall not be considered a metro-
4 politan service district for any purpose.

5 “(b) The Salem-Keizer Area Transportation Study is established as
6 the Salem-Keizer Area Congestion Relief District.

7 “(c) The Albany Area Metropolitan Planning Organization is estab-
8 lished as the Albany Area Congestion Relief District.

9 “(d) The Corvallis Area Metropolitan Planning Organization is es-
10 tablished as the Corvallis Area Congestion Relief District.

11 “(e) The Central Lane Metropolitan Planning Organization is es-
12 tablished as the Central Lane Congestion Relief District.

13 “(f) The Bend Metropolitan Planning Organization is established as
14 the Bend Congestion Relief District.

15 “(g) The Middle Rogue Metropolitan Planning Organization is es-
16 tablished as the Middle Rogue Congestion Relief District.

17 “(h) The Rogue Valley Metropolitan Planning Organization is es-
18 tablished as the Rogue Valley Congestion Relief District.

19 “(2)(a) Except as provided in paragraph (b) of this subsection, the
20 boundaries of each congestion relief district shall be the boundaries
21 of the related metropolitan planning organization.

22 “(b) The boundaries of the Metro Congestion Relief District shall
23 be the urban growth boundary of Metro.

24 “(3)(a) For purposes of all deliberations and actions undertaken as
25 a congestion relief district under sections 119a to 119m of this 2017 Act:

26 “(A) The governing body of the Metro Congestion Relief District
27 shall consist of all members of the Joint Policy Advisory Committee
28 on Transportation who represent jurisdictions and agencies of this
29 state.

30 “(B) The governing body of the Salem-Keizer Area Congestion Relief

1 **District shall be the Salem-Keizer Area Transportation Study Policy**
2 **Committee.**

3 **“(C) The governing body of the Albany Area Congestion Relief Dis-**
4 **trict shall be the Albany Area Metropolitan Planning Organization**
5 **Policy Board.**

6 **“(D) The governing body of the Corvallis Area Congestion Relief**
7 **District shall be the Corvallis Area Metropolitan Planning Organiza-**
8 **tion Policy Board.**

9 **“(E) The governing body of the Central Lane Congestion Relief**
10 **District shall be the Metropolitan Policy Committee.**

11 **“(F) The governing body of the Bend Congestion Relief District shall**
12 **be the Bend Metropolitan Planning Organization Policy Board.**

13 **“(G) The governing body of the Middle Rogue Congestion Relief**
14 **District shall be the Rogue Valley Metropolitan Planning Organization**
15 **Policy Committee.**

16 **“(H) The governing body of the Rogue Valley Congestion Relief**
17 **District shall be the Rogue Valley Metropolitan Planning Organization**
18 **Policy Committee.**

19 **“(b) The actions of the Rogue Valley Metropolitan Planning Or-**
20 **ganization Policy Committee when acting as the governing body of the**
21 **Middle Rogue Congestion Relief District are separate for all purposes**
22 **from the actions of the committee when acting as the governing body**
23 **of the Rogue Valley Congestion Relief District.**

24 **“(c) Only members of a governing body listed in this subsection who**
25 **are elected officials shall be voting members of the governing body.**

26 **“(4)(a) With respect to each metropolitan planning organization**
27 **that is established as a congestion relief district and the related con-**
28 **gestion relief district, the organization and the district:**

29 **“(A) Are not subject to any duty imposed on the other, or on any**
30 **officer, employee or agent when acting on behalf of the other, by any**

1 **provision of law.**

2 **“(B) Are not parties to any contract, intergovernmental agreement**
3 **or memorandum of understanding entered into by the other, or by any**
4 **officer, employee or agent when acting on behalf of the other.**

5 **“(C) May not be held liable in a court of law for any action or**
6 **omission of the other, or of any officer, employee or agent when acting**
7 **on behalf of the other.**

8 **“(D) May not be held liable in a court of law for any debt or other**
9 **obligation of any kind incurred by the other, or by any officer, em-**
10 **ployee or agent when acting on behalf of the other.**

11 **“(E) Have no claim of any kind on the revenue or other property**
12 **of the other and may not pledge the revenue or property of the other**
13 **as security for any purpose.**

14 **“(F) May not exercise any right or authority granted to the other.**

15 **“(b) This subsection does not apply to express written agreements**
16 **entered into between a metropolitan planning organization that is es-**
17 **tablished as a congestion relief district and the congestion relief dis-**
18 **trict.**

19 **“(5) Oregon MPO Consortium may not participate as an entity in**
20 **any deliberations or actions undertaken by a congestion relief district**
21 **under sections 119a to 119m of this 2017 Act.**

22 **“(6) ORS 198.510 to 198.600 apply to the ordinances and resolutions**
23 **of a congestion relief district.**

24 **“SECTION 119b. (1) For purposes of carrying out the powers granted**
25 **to a congestion relief district under sections 119a to 119m of this 2017**
26 **Act, the district may:**

27 **“(a) Have and use a common seal.**

28 **“(b) Sue and be sued.**

29 **“(c) Acquire by purchase, gift, devise, condemnation proceedings**
30 **or any other legal means, such real and personal property and rights**

1 of way, either within or without the territory of the district, as in the
2 judgment of the governing body of the district are necessary or proper
3 in the exercise of the powers of the district, and pay for and hold the
4 property and rights of way.

5 “(d) Make and accept contracts, deeds, releases and documents
6 which, in the judgment of the governing body of the district, are nec-
7 essary or proper in the exercise of the powers of the district.

8 “(e) Employ and pay necessary agents, employees and assistants.

9 “(f) Invest any funds held in reserves or sinking funds, or any funds
10 not required for immediate disbursement, in property or any invest-
11 ment in which an Oregon city may legally invest surplus funds.

12 “(g) Do any act necessary or proper to the complete exercise of any
13 of the district’s powers under sections 119a to 119m of this 2017 Act.

14 “(h) Make and enforce all necessary and proper regulations gov-
15 erning the provisions of sections 119a to 119m of this 2017 Act.

16 “(2) A congestion relief district:

17 “(a) May not have a permanent rate limit on operating taxes as
18 defined in ORS 310.202 and, except as provided in section 119d of this
19 2017 Act, may not impose a tax on property of any kind.

20 “(b) Does not have inherent authority to impose taxes.

21 “(3) The legislative power of a congestion relief district shall be
22 vested in and may be exercised solely by the governing body of the
23 congestion relief district.

24 “(4)(a) A petition to refer a legislative ordinance adopted by the
25 governing body of a congestion relief district must be signed by not
26 less than 10 percent of the electors registered in the district at the
27 time the prospective petition is filed.

28 “(b) A petition to initiate a district measure must be signed by not
29 less than 15 percent of the electors registered in the district at the
30 time the prospective petition is filed.

1 **“SECTION 119c. (1) On or before December 31, 2017, the Joint Policy**
2 **Advisory Committee on Transportation, acting as the governing body**
3 **of the Metro Congestion Relief District, may adopt an ordinance or**
4 **resolution approving the following projects, in whole and not in part,**
5 **for the Metro Congestion Relief District:**

6 **“(a) The I-5 Rose Quarter Project, at a cost not to exceed \$338**
7 **million, to commence not later than December 31, 2022.**

8 **“(b) The I-205 Abernethy Bridge Project, at a cost not to exceed \$152**
9 **million, to commence not later than December 31, 2020.**

10 **“(c) The I-205 Freeway Widening Project, at a cost not to exceed**
11 **\$188 million, to commence not later than December 31, 2020, or, with**
12 **the approval of the Legislative Assembly, December 31, 2025.**

13 **“(d) The OR-217 Northbound Project, at a cost not to exceed \$54**
14 **million, to commence not later than December 31, 2021, or at an earlier**
15 **date, if the Oregon Transportation Commission determines that the**
16 **earlier date will not delay or otherwise interfere with the I-5 Rose**
17 **Quarter Project.**

18 **“(e) The OR-217 Southbound Project, at a cost not to exceed \$44**
19 **million, to commence not later than December 31, 2023, or at an earlier**
20 **date, if the Oregon Transportation Commission determines that the**
21 **earlier date will not delay or otherwise interfere with the I-5 Rose**
22 **Quarter Project.**

23 **“(2) Upon adoption of an ordinance or resolution approving the**
24 **projects, the Joint Policy Advisory Committee on Transportation shall**
25 **notify the Oregon Transportation Commission in writing of the**
26 **adoption.**

27 **“(3) The approval of the projects is not a land use decision, limited**
28 **land use decision, or land use regulation as those terms are defined in**
29 **ORS 197.015.**

30 **“SECTION 119d. (1) On or before the earlier of 30 days after adopt-**

1 ing an ordinance or resolution approving the projects under section
2 119c of this 2017 Act for the Metro Congestion Relief District, or De-
3 cember 31, 2017, the Joint Policy Advisory Committee on Transporta-
4 tion may impose the following schedule of fuel taxes and registration
5 fees, in whole and not in part:

6 “(a) For the period beginning on January 1, 2019, and ending on
7 December 31, 2020:

8 “(A) Notwithstanding ORS 319.950, a tax computed at the rate of
9 three cents per gallon on the first sale, use or distribution of motor
10 vehicle fuel sold, used, distributed or withdrawn, within the Metro
11 Congestion Relief District, and a tax computed at the rate of three
12 cents per gallon on the use of fuel in a motor vehicle, within the
13 meaning of ORS 319.510 to 319.880, within the Metro Congestion Relief
14 District; and

15 “(B) Notwithstanding ORS 803.445, a registration fee of \$5 for each
16 vehicle registered to an address within the Metro Congestion Relief
17 District.

18 “(b) For the period beginning on January 1, 2021, and ending on
19 December 31, 2022, in addition to and not in lieu of the fuel taxes and
20 registration fee imposed under paragraph (a) of this subsection:

21 “(A) Notwithstanding ORS 319.950, a tax computed at the rate of
22 three cents per gallon on the first sale, use or distribution of motor
23 vehicle fuel sold, used, distributed or withdrawn, within the Metro
24 Congestion Relief District, and a tax computed at the rate of three
25 cents per gallon on the use of fuel in a motor vehicle, within the
26 meaning of ORS 319.510 to 319.880, within the Metro Congestion Relief
27 District; and

28 “(B) Notwithstanding ORS 803.445, a registration fee of \$5 for each
29 vehicle registered to an address within the Metro Congestion Relief
30 District.

1 “(c) For calendar years beginning on or after January 1, 2023, in
2 addition to and not in lieu of the fuel taxes and registration fees im-
3 posed under paragraphs (a) and (b) of this subsection:

4 “(A) Notwithstanding ORS 319.950, a tax computed at the rate of
5 three cents per gallon on the first sale, use or distribution of motor
6 vehicle fuel sold, used, distributed or withdrawn, within the Metro
7 Congestion Relief District, and a tax computed at the rate of three
8 cents per gallon on the use of fuel in a motor vehicle, within the
9 meaning of ORS 319.510 to 319.880, within the Metro Congestion Relief
10 District; and

11 “(B) Notwithstanding ORS 803.445, a registration fee of \$5 for each
12 vehicle registered to an address within the Metro Congestion Relief
13 District.

14 “(2) If the Joint Policy Advisory Committee on Transportation de-
15 cides to impose the fuel taxes and registration fees authorized under
16 subsection (1) of this section, the committee shall impose the taxes
17 by majority vote of the governing body, without submitting the ques-
18 tion of the fuel taxes, the registration fees or the rates of the fuel
19 taxes or registration fees to the electors of the Metro Congestion Re-
20 lief District.

21 “SECTION 119e. (1) This section applies if the Joint Policy Advisory
22 Committee on Transportation adopts an ordinance or resolution ap-
23 proving the projects set forth in section 119c of this 2017 Act and im-
24 posing the fuel taxes and registration fees under section 119d of this
25 2017 Act.

26 “(2)(a) The Joint Policy Advisory Committee on Transportation
27 shall enter into an intergovernmental agreement under ORS 190.010
28 with the Department of Transportation pursuant to which the depart-
29 ment shall administer, collect and enforce the fuel taxes and the reg-
30 istration fees.

1 **“(b) Revenue from the fuel taxes and the registration fees shall be**
2 **paid over by the Department of Transportation to the State Treasurer**
3 **and deposited in the Metro Congestion Relief District’s subfund within**
4 **the Congestion Relief Fund established under section 119f of this 2017**
5 **Act.**

6 **“(3) The Joint Policy Advisory Committee on Transportation shall**
7 **enter into an intergovernmental agreement under ORS 190.010 with the**
8 **Oregon Transportation Commission pursuant to which the commission**
9 **shall oversee the design and construction of the projects set forth in**
10 **section 119c of this 2017 Act.**

11 **“(4) The costs of each project shall be funded as follows:**

12 **“(a) First, by federal funds dedicated to the project;**

13 **“(b) Second, by revenues from tolls, if any, collected under section**
14 **120 of this 2017 Act for the project; and**

15 **“(c) Third, in equal shares by:**

16 **“(A) Moneys in the Congestion Relief Fund established under sec-**
17 **tion 119f of this 2017 Act, other than moneys in the subfunds of the**
18 **congestion relief districts; and**

19 **“(B) Moneys in the Metro Congestion Relief District’s subfund**
20 **within the Congestion Relief Fund.**

21 **“SECTION 119f. (1) The Congestion Relief Fund is established in the**
22 **State Treasury, separate and distinct from the General Fund. Interest**
23 **earned by the Congestion Relief Fund shall be credited to the fund.**

24 **“(2) The Congestion Relief Fund consists of:**

25 **“(a) Moneys appropriated or otherwise transferred to the fund by**
26 **the Legislative Assembly;**

27 **“(b) Net revenue from the privilege tax imposed under section 90**
28 **of this 2017 Act;**

29 **“(c) Net proceeds of tolls imposed under section 120 of this 2017 Act;**

30 **“(d) Net revenue from taxes and fees imposed by a congestion relief**

1 **district;**

2 **“(e) Moneys received from federal sources or other state or local**
3 **sources;**

4 **“(f) Amounts donated to the fund;**

5 **“(g) Investment earnings received on moneys in the fund; and**

6 **“(h) Other amounts deposited in the fund from any source.**

7 **“(3) Moneys in the Congestion Relief Fund and moneys in all sub-**
8 **funds are continuously appropriated to the Oregon Transportation**
9 **Commission for the purposes of sections 119a to 119m of this 2017 Act.**

10 **“(4)(a) For the purpose of ensuring that there are sufficient moneys**
11 **to complete the projects listed in section 119c (1)(a) to (c) of this 2017**
12 **Act, the Oregon Transportation Commission may transfer to a con-**
13 **tingency subfund of the Congestion Relief Fund an amount not greater**
14 **than 25 percent of:**

15 **“(A) Moneys described in subsection (2)(a) to (c) and (e) to (h) of**
16 **this section; and**

17 **“(B) Net revenue from taxes and fees imposed by the Joint Policy**
18 **Advisory Committee on Transportation under section 119d of this 2017**
19 **Act.**

20 **“(b) The moneys shall be maintained in the contingency subfund**
21 **until expended by the Oregon Transportation Commission under sec-**
22 **tion __ of this 2017 Act or the date on which the projects listed in**
23 **section 119c (1)(a) to (c) are completed. Any funds remaining in the**
24 **subfund on the date on which the projects are completed shall be**
25 **transferred to the Contingency Relief Fund.**

26 **“(5)(a) Moneys received by the Congestion Relief Fund that consist**
27 **of net revenue described in subsection (2)(d) of this section, after**
28 **transfer of moneys under subsection (4) of this section, shall be cred-**
29 **ited to a separate subfund within the Congestion Relief Fund in the**
30 **name of the congestion relief district from which the revenue derives.**

1 **“(b) Notwithstanding subsection (1) of this section, interest earned**
2 **by each subfund shall be credited to the subfund.**

3 **“(c) An amount equal to 0.5 percent of the moneys received in each**
4 **subfund is continuously appropriated to the congestion relief district**
5 **from which the revenue derives for the purpose of paying the operat-**
6 **ing expenses of the congestion relief district.**

7 **“(6) The Oregon Transportation Commission and the congestion**
8 **relief districts may receive gifts, grants, contributions, bequests or**
9 **other donations of any kind from any public or private source to carry**
10 **out the provisions of sections 119a to 119m of this 2017 Act.**

11 **“(7) Moneys in the Congestion Relief Fund and the subfunds of the**
12 **fund may be invested and reinvested as provided in ORS 293.701 to**
13 **293.857.**

14 **“SECTION 119g. (1)(a) On or before December 31, 2021, the govern-**
15 **ing body of a county that is outside the territory of all congestion re-**
16 **lief districts may submit a request to the Legislative Assembly to be**
17 **established as a congestion relief district.**

18 **“(b) The request must include a proposed congestion relief program**
19 **prepared and approved by the governing body of the county in the**
20 **manner provided under section 119h (1) to (5) of this 2017 Act. The re-**
21 **quest need not be submitted to the Oregon Transportation Commission**
22 **for approval before submission to the Legislative Assembly.**

23 **“(2) If the Legislative Assembly approves the request:**

24 **“(a) The county shall be established as a congestion relief district;**

25 **“(b) The boundaries of the county shall be the boundaries of the**
26 **congestion relief district;**

27 **“(c) The governing body of the county shall be the governing body**
28 **of the congestion relief district;**

29 **“(d) Section 119a (4) of this 2017 Act shall apply to the county and**
30 **the congestion relief district established within the county; and**

1 “(e) Section 119b of this 2017 Act shall apply to the congestion relief
2 district.

3 “(3) A congestion relief district established under this section shall
4 not have any of the rights, duties, powers or authority of a county
5 under the Oregon Constitution or any provision of law.

6 “SECTION 119h. (1)(a) On or before December 31, 2021, the govern-
7 ing body of a congestion relief district other than the Metro Con-
8 gestion Relief District may prepare and approve by majority vote a
9 congestion relief program.

10 “(b) The approval of a congestion relief program, or any amend-
11 ment to the program, is not a land use decision, limited land use de-
12 cision, or land use regulation as those terms are defined in ORS
13 197.015.

14 “(2) A congestion relief program must identify:

15 “(a) The highway, arterial and related transportation projects to be
16 financed;

17 “(b) For each proposed project, the nature and amount of taxes re-
18 commended to be allocated to the project;

19 “(c) The amount of reserves, if any, to be held in the subfund of the
20 congestion relief district established under section 119f of this 2017 Act
21 for future amendments to the congestion relief program; and

22 “(d) The multiyear schedule of district revenues that may be
23 pledged or otherwise allocated to pay debt service for any bonds issued
24 to pay the costs of the project.

25 “(3) Projects which may be proposed by a congestion relief district
26 under this section include, but are not limited to:

27 “(a) For the Salem-Keizer Area Congestion Relief District, the River
28 Crossing Project.

29 “(b) For the Albany Area Congestion Relief District, the I-5 Auxil-
30 iary Lanes Project.

1 **“(c) For the Central Lane Congestion Relief District, the Delta**
2 **Highway and Territorial Road Project.**

3 **“(d) For the Bend Congestion Relief District, the North Highway 97**
4 **Improvements Projects, Phases I and II.**

5 **“(e) For the Rogue Valley Congestion Relief District, the Southern**
6 **Oregon Seismic Triage Project.**

7 **“(f) For Yamhill County, the Yamhill Parkway Dundee Bypass**
8 **Project.**

9 **“(4) When approving a congestion relief program, the governing**
10 **body of the district shall consider factors including, but not limited**
11 **to, the following:**

12 **“(a) Characteristics of the transportation system throughout the**
13 **congestion relief district, including, but not limited to, the location**
14 **and impact of traffic bottlenecks and safety issues on interstate high-**
15 **ways, state highways and regional arterials, and the seismic vulner-**
16 **ability of major traffic bridges and other infrastructure, within the**
17 **district;**

18 **“(b) Travel characteristics throughout the congestion relief district,**
19 **including, but not limited to, the location and impact of pedestrian**
20 **and bicycle safety issues and opportunities to foster transportation by**
21 **means other than motor vehicle use;**

22 **“(c) Consistency with local, regional and state land use and trans-**
23 **portation plans;**

24 **“(d) Allowed uses of the district revenues available for the con-**
25 **gestion relief program;**

26 **“(e) The anticipated amount of revenues available for the con-**
27 **gestion relief program and whether the reasonably estimated annual**
28 **amount of revenues will be sufficient to pay the costs of projects in**
29 **each year of the program;**

30 **“(f) Compliance of all proposed projects included in the program**

1 with the state transportation policy and plan developed and main-
2 tained by the Oregon Transportation Commission under ORS 184.618;
3 and

4 “(g) The implementation of the congestion relief program.

5 “(5) When approving a congestion relief program, the governing
6 body of a congestion relief district must:

7 “(a) Consult with public and private operators of public transpor-
8 tation, employers and transportation management organizations;

9 “(b) Provide substantial evidence in the record to support any de-
10 termination made by the governing body; and

11 “(c) Comply with all applicable federal, state and local law.

12 “(6)(a) Upon approval of a congestion relief program, the governing
13 body of the congestion relief district shall submit the program to the
14 Oregon Transportation Commission.

15 “(b) If the commission rejects the program, the commission shall
16 notify the governing body in writing, explaining the reasons for the
17 rejection.

18 “(c) The governing body of the congestion relief district may re-
19 consider the program in light of the reasons given by the commission,
20 approve and resubmit a revised program to the commission at any
21 time before the deadline provided in subsection (1)(a) of this section.

22 “(d) The commission may not directly adopt or amend a congestion
23 relief program, in whole or in part.

24 “(7) If the Oregon Transportation Commission approves a proposed
25 program under this section, the commission shall submit the approved
26 program, including the list of projects with proposed taxes, budgets
27 and schedules, as a recommendation for legislation to the Legislative
28 Assembly during the current regular session of the Legislative As-
29 sembly, if applicable, or during the next following regular session of
30 the Legislative Assembly.

1 **“SECTION 119i. (1) The Joint Policy Advisory Committee on**
2 **Transportation, acting as the governing body of the Metro Congestion**
3 **Relief District, may develop transportation projects in addition to the**
4 **projects listed in section 119c of this 2017 Act and allocate to the**
5 **projects funds in the subfund of the district within the Congestion**
6 **Relief Fund established under section 119f of this 2017 Act that are not**
7 **otherwise committed or pledged.**

8 **“(2) Projects developed under this section may include, but are not**
9 **limited to:**

10 **“(a) The OR 217 Project, Phase II, at a cost not to exceed \$50**
11 **million.**

12 **“(b) The Boone Bridge and Lanes Project, at a cost not to exceed**
13 **\$120 million.**

14 **“(3) The Joint Policy Advisory Committee on Transportation may**
15 **adopt an ordinance or resolution establishing the process by which the**
16 **committee shall develop the projects and allocate the funds.**

17 **“SECTION 119j. (1) As used in this section and sections 119L and**
18 **119m of this 2017 Act, ‘bond-related costs’ means:**

19 **“(a) The costs and expenses incurred in connection with issuing and**
20 **administering bonds under this section, including but not limited to:**

21 **“(A) Paying or redeeming the bonds;**

22 **“(B) Paying amounts due in connection with credit enhancement**
23 **devices or reserve instruments;**

24 **“(C) Paying the administrative costs and expenses of the State**
25 **Treasurer and the Oregon Transportation Commission, including the**
26 **cost of consultants, attorneys and advisers retained by the State**
27 **Treasurer or the commission for purposes related to the bonds; and**

28 **“(D) Any other costs or expenses that the State Treasurer or the**
29 **commission determines are necessary or desirable in connection with**
30 **issuing and administering the bonds;**

1 **“(b) The cost of funding bond reserves;**
2 **“(c) Capitalized interest for the bonds; and**
3 **“(d) Rebates or penalties due to the United States in connection**
4 **with the bonds.**

5 **“(2) The State Treasurer, at the request of the Oregon Transporta-**
6 **tion Commission, may issue revenue bonds for the purpose of financ-**
7 **ing the projects set forth in section 119c of this 2017 Act, plus an**
8 **additional amount to be estimated by the State Treasurer for payment**
9 **of bond-related costs.**

10 **“(3) Net proceeds of the bonds issued under this section shall be**
11 **deposited in the Congestion Relief Bond Proceeds Fund established**
12 **under section 119k of this 2017 Act.**

13 **“(4) Bond-related costs shall be paid from the gross proceeds of the**
14 **revenue bonds issued under this section and from moneys deposited in**
15 **the Congestion Relief Fund established under section 119f of this 2017**
16 **Act.**

17 **“(5) The State Treasurer, with the approval of the commission, may**
18 **irrevocably pledge and assign all or a portion of the moneys deposited**
19 **in the Congestion Relief Fund to secure revenue bonds or credit en-**
20 **hancements. Revenue bonds issued under this section:**

21 **“(a) Are payable from the moneys deposited in the Congestion Re-**
22 **lief Fund.**

23 **“(b) Do not constitute a debt or general obligation of this state, the**
24 **commission or any political subdivision of this state but are secured**
25 **solely by the moneys deposited in the Congestion Relief Fund, by**
26 **amounts in the Congestion Relief Bond Debt Service Fund established**
27 **under section 119L of this 2017 Act and a bond reserve fund, if any,**
28 **established under section 119L (5) of this 2017 Act with respect to rev-**
29 **enue bonds issued under this section or by a credit enhancement ob-**
30 **tained for the revenue bonds issued under this section.**

1 **“(6) The State Treasurer and the commission have no obligation to**
2 **pay bond-related costs except as provided in this section. A holder of**
3 **revenue bonds or other similar obligations issued under this section**
4 **does not have the right to compel the exercise of the taxing power of**
5 **the state to pay bond-related costs.**

6 **“(7) The holders of revenue bonds issued under this section, upon**
7 **the issuance of the revenue bonds, have a perfected lien on the moneys**
8 **deposited in the Congestion Relief Fund that are pledged and assigned**
9 **to the payment of the revenue bonds. The lien and pledge are valid and**
10 **binding from the date of issuance of the revenue bonds and are auto-**
11 **matically perfected without physical delivery, filing or other act. The**
12 **lien and pledge are superior to subsequent claims or liens on the**
13 **moneys deposited in the Congestion Relief Fund.**

14 **“(8) As long as any revenue bonds issued under this section are**
15 **outstanding, the provisions of this section and the provisions of a se-**
16 **curity document related to the revenue bonds are deemed to be con-**
17 **tracts between the state and holders of the revenue bonds. The state:**

18 **“(a) May not create a lien, encumbrance or any other obligation**
19 **that is superior to the liens authorized under subsection (7) of this**
20 **section on the moneys in the Congestion Relief Fund that are pledged**
21 **and assigned to the payment of the revenue bonds; and**

22 **“(b) May not give force or effect to a statute or initiative or refer-**
23 **endum measure approved by the electors of this state, or any political**
24 **subdivision of this state, if doing so would unconstitutionally impair**
25 **existing covenants made with the holders of existing revenue bonds**
26 **or would unconstitutionally impair other obligations or agreements**
27 **regarding the security of revenue bonds to which the moneys deposited**
28 **in the Congestion Relief Fund are pledged and assigned.**

29 **“SECTION 119k. (1) The Congestion Relief Bond Proceeds Fund is**
30 **established in the State Treasury, separate and distinct from the**

1 **General Fund. The net proceeds from the sale of revenue bonds issued**
2 **under section 119j of this 2017 Act shall be credited to the Congestion**
3 **Relief Bond Proceeds Fund. Investment earnings received on moneys**
4 **in the fund shall be credited to the fund.**

5 **“(2) Moneys in the fund are continuously appropriated to the**
6 **Oregon Transportation Commission for the purpose of financing the**
7 **projects set forth in section 119c of this 2017 Act.**

8 **“SECTION 119L. (1) The Congestion Relief Bond Debt Service Fund**
9 **is established in the State Treasury, separate and distinct from the**
10 **General Fund. The Congestion Relief Bond Debt Service Fund consists**
11 **of:**

12 **“(a) An amount from the moneys deposited in the Congestion Relief**
13 **Fund, credited by the State Treasurer, that is necessary in a fiscal**
14 **year, as determined by the Oregon Transportation Commission in**
15 **consultation with the State Treasurer, to pay the bond-related costs**
16 **scheduled to be paid in that fiscal year on the revenue bonds issued**
17 **under section 119j of this 2017 Act;**

18 **“(b) Any funds appropriated or allocated to the Congestion Relief**
19 **Bond Debt Service Fund; and**

20 **“(c) Investment earnings received on moneys in the Congestion**
21 **Relief Bond Debt Service Fund.**

22 **“(2) Moneys in the Congestion Relief Bond Debt Service Fund are**
23 **continuously appropriated to the Oregon Transportation Commission**
24 **to pay, when due, the bond-related costs on outstanding revenue**
25 **bonds, to fund revenue bond reserves and to pay amounts due in con-**
26 **nection with credit enhancements.**

27 **“(3) The Oregon Transportation Commission, in consultation with**
28 **the State Treasurer, shall use amounts in the Congestion Relief Bond**
29 **Debt Service Fund to pay, when due, the bond-related costs on out-**
30 **standing revenue bonds, to fund revenue bond reserves and to pay**

1 amounts due in connection with credit enhancements.

2 “(4) If the moneys deposited in the Congestion Relief Fund are in-
3 sufficient to pay the bond-related costs due to be paid in a fiscal year,
4 the Oregon Transportation Commission, in consultation with the State
5 Treasurer, shall make payments in that fiscal year according to the
6 relative priority of revenue bonds secured by the moneys deposited in
7 the Congestion Relief Fund.

8 “(5) The Oregon Transportation Commission may establish a sepa-
9 rate bond reserve fund to provide additional security for revenue bonds
10 issued under section 119j of this 2017 Act and credit to the bond reserve
11 fund an amount of net proceeds from the sale of the revenue bonds.

12 “SECTION 119m. (1) The Congestion Relief Bond Administration
13 Fund is established in the State Treasury, separate and distinct from
14 the General Fund. The Congestion Relief Bond Administration Fund
15 consists of:

16 “(a) The amount of revenue bond proceeds remaining after depos-
17 iting net proceeds in the Congestion Relief Bond Proceeds Fund and
18 in a bond reserve fund, if any, established under section 119L (5) of this
19 2017 Act;

20 “(b) The proceeds of revenue bonds issued to pay bond-related costs;

21 “(c) Any funds appropriated or allocated to the Congestion Relief
22 Bond Administration Fund; and

23 “(d) Investment earnings received on moneys in the Congestion
24 Relief Bond Administration Fund.

25 “(2) Moneys in the Congestion Relief Bond Administration Fund are
26 continuously appropriated to the Oregon Transportation Commission
27 for paying bond-related costs during the term of revenue bonds issued
28 under section 119j of this 2017 Act.

29 “(3) The Oregon Transportation Commission, in consultation with
30 the State Treasurer, may use amounts in the Congestion Relief Bond

1 **Administration Fund to pay bond-related costs during the term of**
2 **revenue bonds issued under section 119j of this 2017 Act. Amounts in**
3 **the fund shall be disbursed upon the written request of the commis-**
4 **sion.**

5 **“SECTION 119n.** ORS 198.510 is amended to read:

6 “198.510. As used in ORS 198.510 to 198.600, unless the context requires
7 otherwise:

8 “(1) ‘County’ means the county in which the district, or the greater por-
9 tion of the assessed value of the district, is located.

10 “(2) ‘County board’ means the board of county commissioners or the
11 county court of the county.

12 “(3) ‘County clerk’ means the county clerk of the county.

13 “(4) ‘District’ has the meaning given that term in ORS 198.010 (2), (4), (5),
14 (11), (12), (14), (16), (17), (19), (20) to (23), (25), (26) and (27). In addition,
15 ‘district’ means any one of the following:

16 “(a) A county service district organized under ORS chapter 451.

17 “(b) The Port of Portland established by ORS 778.010.

18 **“(c) A congestion relief district established under section 119a or**
19 **119g of this 2017 Act.**

20 “(5) ‘District board’ means the governing body of a district and the term
21 includes a county board that is in the governing body of a district.

22 “(6) ‘Presiding officer’ means the chairperson, president or other person
23 performing the office of presiding officer of the district board.

24 “(7) ‘Principal Act’ means the law, other than ORS 198.510 to 198.600,
25 applicable to a district.

26 **“SECTION 119o.** There is appropriated to the Joint Policy Advisory
27 **Committee on Transportation, acting as governing body of the Metro**
28 **Congestion Relief District, out of the General Fund, the amount of**
29 **\$200,000 for the purpose of funding the operations of the Joint Policy**
30 **Advisory Committee on Transportation, acting as governing body of**

1 the Metro Congestion Relief District. This appropriation is available
2 continuously until expended for the purposes specified in this section.

3
4 **“(Traffic Congestion Relief Program)”**

5
6 **“SECTION 120. (1) The Oregon Transportation Commission shall**
7 **establish a traffic congestion relief program.**

8 **“(2) The commission may apply to the Federal Highway Adminis-**
9 **tration of the United States Department of Transportation or other**
10 **federal or state government agencies for participation in any traffic**
11 **congestion reducing programs if required under federal law.**

12 **“(3) No later than December 31, 2018, the commission shall seek**
13 **approval from the Federal Highway Administration to implement**
14 **value pricing and tolling as described in this section.**

15 **“(4) After seeking and receiving approval from the Federal Highway**
16 **Administration, if required by federal law, the commission shall:**

17 **“(a) Implement value pricing to reduce traffic congestion. Value**
18 **pricing may include, but is not limited to, time-of-day pricing with**
19 **variable tolls. At a minimum, the commission shall implement value**
20 **pricing in the following locations:**

21 **“(A) On Interstate 205, beginning at the Washington state line and**
22 **ending where it intersects Interstate 5 in this state.**

23 **“(B) On Interstate 5, beginning at the Washington state line and**
24 **ending where it intersects with Interstate 205.**

25 **“(b) If imposing tolls is required to receive federal matching mon-**
26 **eys, or the commission’s resources are unable to fully pay for the**
27 **projects listed in this paragraph, impose and collect tolls to pay for the**
28 **costs of the following:**

29 **“(A) Widening the segment of Interstate 205 from Stafford Road to**
30 **Oregon City by adding one travel lane in each direction.**

1 **“(B) Replacing the Abernethy Bridge.**

2 **“(5) In addition to the amounts received from value pricing and**
3 **tolling under subsection (4) section, the moneys in the Congestion**
4 **Relief Fund established under section 119f of this section, other than**
5 **moneys in the subfunds of the congestion relief districts, shall be used**
6 **as follows:**

7 **“(a) No later than March 31, 2018, for the Interstate 205 Active**
8 **Traffic Management Project, at a cost not to exceed \$15.2 million.**

9 **“(b) No later than March 31, 2018, for the Interstate 205 Corridor**
10 **Bottleneck Project, at a cost not to exceed \$15.5 million.**

11 **“(c) No later than December 31, 2018, for the Zip Lane Pilot Project,**
12 **\$10 million, subject to approval by the commission.**

13 **“(d) No later than December 31, 2019, for the Value Pricing and**
14 **Preconstruction Tolling Set-Up Project, to pay for the costs of imple-**
15 **menting value pricing or tolling on the portions of Interstate 205 and**
16 **Interstate 5 as described in subsection (4) of this section, at an esti-**
17 **mated cost of \$33 million. Before imposing value pricing or tolling, the**
18 **commission shall report to the Joint Committee on Transportation**
19 **established under section 26 of this 2017 Act.**

20 **“(6) The commission may enter into agreements with the State of**
21 **Washington, or the State of Washington’s designee, relating to estab-**
22 **lishing, reviewing, adjusting and collecting tolls for the projects de-**
23 **scribed in this section.**

24
25 **“(Task Force on Mega Transportation Projects)**

26
27 **“SECTION 121. (1) The Task Force on Mega Transportation Projects**
28 **is established. For the purposes of this section, a ‘mega transportation**
29 **project’ includes transportation projects, as defined in ORS 367.010,**
30 **that cost at least \$500 million to complete, that attract a high level**

1 of public attention or political interest because of substantial direct
2 and indirect impacts on the community or environment or that re-
3 quire a high level of attention to manage the project successfully.

4 “(2) The task force consists of nine members appointed as follows:

5 “(a) The President of the Senate shall appoint two members from
6 among members of the Senate.

7 “(b) The Speaker of the House of Representatives shall appoint two
8 members from among members of the House of Representatives.

9 “(c) The Governor shall appoint three members who represent
10 highway users.

11 “(d) The chairperson of the Oregon Transportation Commission
12 shall appoint two members from among members of the commission.

13 “(3) The task force shall study how the State of Oregon selects and
14 approves mega transportation projects.

15 “(4) Members of the Legislative Assembly appointed to the task
16 force are nonvoting members of the task force and may act in an ad-
17 visory capacity only.

18 “(5) A majority of the voting members of the task force constitutes
19 a quorum for the transaction of business.

20 “(6) Official action by the task force requires the approval of a
21 majority of the voting members of the task force.

22 “(7) The task force shall elect one of its members to serve as
23 chairperson.

24 “(8) If there is a vacancy for any cause, the appointing authority
25 shall make an appointment to become immediately effective.

26 “(9) The task force shall meet at times and places specified by the
27 call of the chairperson or of a majority of the members of the task
28 force.

29 “(10) The task force may adopt rules necessary for the operation
30 of the task force.

1 “(11) The task force shall submit a report in the manner provided
2 by ORS 192.245, and may include recommendations for legislation, to
3 the Joint Committee on Transportation established under section 26
4 of this 2017 Act no later than September 15, 2018.

5 “(12) The Legislative Policy and Research Director shall provide
6 staff support to the task force.

7 “(13) Members of the task force who are not members of the Leg-
8 islative Assembly are not entitled to compensation or reimbursement
9 for expenses and serve as volunteers on the task force.

10 “(14) All agencies of state government, as defined in ORS 174.111,
11 are directed to assist the task force in the performance of the task
12 force’s duties and, to the extent permitted by laws relating to
13 confidentiality, to furnish information and advice the members of the
14 task force consider necessary to perform their duties.

15 “SECTION 122. Section 121 of this 2017 Act is repealed on December
16 31, 2018.

17
18 “PUBLIC TRANSPORTATION AND PUBLIC SAFETY
19 (Public Transit)
20

21 “SECTION 122a. (1) As used in this section:

22 “(a) ‘Employer’ has the meaning given that term in ORS 316.162.

23 “(b) ‘Wages’ has the meaning given that term in ORS 316.162.

24 “(2) A tax is imposed at the rate of one-tenth of one percent of:

25 “(a) The wages paid by an employer for services performed in this
26 state; and

27 “(b) The periodic payments under ORS 316.189.

28 “(3) Every employer at the time of the payment of wages to any
29 employee shall deduct and withhold from the total amount of the
30 wages paid for services performed in this state an amount equal to the

1 total amount of wages, without exemption or deduction, multiplied by
2 the rate of tax imposed under subsection (2) of this section.

3 “(4) Every payer at the time of making a periodic payment under
4 ORS 316.189 shall deduct and withhold from the payment an amount
5 equal to the total amount of the payment, without exemption or de-
6 duction, multiplied by the rate of tax imposed under subsection (2) of
7 this section.

8 “(5) An employer or payer shall report and pay the tax imposed
9 under this section to the Department of Revenue at the time and in
10 the manner in which other taxes are reported and paid under ORS
11 316.162 to 316.221.

12 “(6) For purposes of the tax imposed under this section, an em-
13 ployer or payer is considered a taxpayer.

14 “(7) If a lender, surety or other person who supplies funds to or for
15 the account of an employer for the purpose of paying wages of the
16 employees of such employer has actual notice or knowledge that such
17 employer does not intend to or will not be able to make timely pay-
18 ment or deposit of the tax required to be deducted and withheld, such
19 lender, surety or other person shall be liable to the State of Oregon
20 in a sum equal to the taxes, together with interest, that are not timely
21 paid over to the Department of Revenue. Such liability shall be limited
22 to the principal amount supplied by the lender, surety or other person,
23 and any amounts so paid to the department shall be credited against
24 the liability of the employer.

25 “(8)(a) An employer or payer shall submit an annual return pursu-
26 ant to ORS 316.202 to the Department of Revenue. The amounts de-
27 ducted from the wages during any calendar year in accordance with
28 this section shall be considered to be in payment of the tax imposed
29 under subsection (2) of this section.

30 “(b) The return submitted by the employer shall be accepted by the

1 **Department of Revenue as evidence in favor of the employee of the**
2 **amounts so deducted from the employee's wages.**

3 **“SECTION 122b.** ORS 316.164 is amended to read:

4 “316.164. (1) Except as provided in subsection (3) of this section, if the
5 Department of Revenue makes the findings required under subsection (2) of
6 this section, the department may require any employer subject to ORS
7 316.162 to 316.221, except the state or its political subdivisions, to post a
8 surety bond, or irrevocable letter of credit issued by an insured institution,
9 as defined in ORS 706.008, with the department, to secure future payment of
10 amounts required to be withheld and paid over to the department under ORS
11 316.162 to 316.221 **or section 122a of this 2017 Act.** The bond or letter of
12 credit shall be in an amount equal to the amounts required to be withheld
13 upon the wages paid or estimated to be paid by the employer for a period
14 of four calendar quarters. The bond or letter of credit shall be in a form
15 acceptable to the department. Posting of the bond or letter of credit shall
16 not relieve the employer from withholding and paying over amounts based
17 on wages paid by the employer under any provision of ORS 316.162 to 316.221
18 **or section 122a of this 2017 Act.** The department may, in its discretion, at
19 any time apply such bond or letter of credit or part thereof to the delin-
20 quencies or indebtedness of the employer arising under any provision of ORS
21 316.162 to 316.221 **and section 122a of this 2017 Act** and accruing after the
22 date the bond or letter of credit was posted. Appeal of an action of the de-
23 partment under this section shall not relieve an employer of the requirement
24 during the pendency of the appeal.

25 “(2) Before requiring an employer to post a bond or irrevocable letter of
26 credit under subsection (1) of this section, the department shall determine
27 that the employer has failed to make payment to the department of amounts
28 required to be withheld and paid over under any provision of ORS 316.162
29 to 316.221 **or section 122a of this 2017 Act** for at least three calendar
30 quarters, and the total amount of delinquent payments exceeds \$2,500, ex-

1 clusive of interest or penalties. For purposes of this subsection, a payment
2 shall not be considered delinquent if the employer's liability to withhold is
3 subject to appeal to the tax court.

4 “(3) The department shall not require a bond or irrevocable letter of
5 credit to be posted under this section if the employer elects to notify the
6 department of the times of payment of wages to the employees of the em-
7 ployer, and, notwithstanding ORS 316.197, to pay over amounts withheld
8 within three banking days after the dates the wages were paid.

9 “(4) Before requiring an employer to post a bond or irrevocable letter of
10 credit or make payment of amounts required to be withheld in the manner
11 prescribed in subsection (3) of this section, the department shall attempt to
12 obtain payment of delinquent amounts through other methods of collection,
13 however, the department is not required to seize or sell real or personal
14 property in order to comply with the requirements of this subsection.

15 “(5) Any bond or irrevocable letter of credit required under subsection (1)
16 of this section shall become the sole property of the department and shall
17 be held by the department to guarantee payment of withholding taxes by the
18 employer. The bond or letter of credit shall be held for the benefit of the
19 State of Oregon, subject only to the provisions of subsection (6) of this sec-
20 tion. The bond or letter of credit shall be prior to all other liens, claims
21 or encumbrances and shall be exempt from any process, attachment,
22 garnishment or execution.

23 “(6) If an employer ceases to be an employer subject to ORS 316.162 to
24 **316.221 and section 122a of this 2017 Act**, the department shall, upon re-
25 ceipt of all payments due from the employer for withheld amounts, cancel
26 any bond or irrevocable letter of credit given under this section. Such bonds
27 or letters of credit held for the benefit of the State of Oregon shall first be
28 applied to any indebtedness or deficiencies due from the employer under ORS
29 **316.162 to 316.221 and section 122a of this 2017 Act** and accruing after the
30 date the bond or letter of credit was posted before any return is made to the

1 employer. The employer shall have no interest in such bond or letter of
2 credit prior to full compliance with this section and all provisions of ORS
3 316.162 to 316.221 **and section 122a of this 2017 Act.**

4 “(7) If an employer required to post a bond or irrevocable letter of credit
5 or make payment of amounts withheld in the manner prescribed under this
6 section makes full payment of all delinquent amounts due and owing at the
7 time the bond, letter of credit or accelerated payment schedule was required
8 and makes payment of amounts due under ORS 316.162 to 316.221 **and sec-**
9 **tion 122a of this 2017 Act** and files returns required in connection with
10 those payments in a timely manner for the succeeding four calendar quarters,
11 the department shall release the employer from the requirement to post the
12 bond or letter of credit or make accelerated payments of amounts withheld.

13 “(8) If any employer fails to comply with subsections (1) to (7) of this
14 section, the Oregon Tax Court, upon commencement of an action by the de-
15 partment for that purpose, may order the employer to post the required bond
16 or irrevocable letter of credit or make accelerated payments of amounts
17 withheld. The employer’s failure to obey an order of the court is punishable
18 by contempt. If the Oregon Tax Court determines that an order of compliance
19 enforceable by contempt proceedings will not assure the payment of withheld
20 taxes by the employer, the court may enjoin the employer from further em-
21 ploying individuals in this state or continuing in business therein until the
22 employer has complied with subsections (1) to (7) of this section.

23 **“SECTION 122c.** ORS 316.169 is amended to read:

24 “316.169. (1) If a lender, surety or other person who is not an employer
25 with respect to an employee pays wages directly to the employee, or to an
26 agent on behalf of the employee, the lender, surety or other person shall
27 deduct and retain from the wages, and shall be liable to this state for, an
28 amount equal to the amount required to be withheld from the employee’s
29 wages by the employer under ORS 316.167 **and section 122a of this 2017**
30 **Act.**

1 “(2) A lender, surety or other person described under this section shall
2 file a combined quarterly tax report and make payment of the tax or as-
3 sessment that is due in the time and manner prescribed for employers under
4 ORS 316.168.

5 “(3) Amounts paid under this section shall be credited against the liability
6 of the employer under ORS 316.167 **and section 122a of this 2017 Act.**

7 “(4) A lender, surety or other person described under this section shall
8 be considered to be an employer with respect to withholdings made under
9 this section or required to be made under this section for purposes of ORS
10 316.191, 316.197, 316.202, 316.207 and 316.212 **and section 122a of this 2017**
11 **Act.**

12 “(5) The employer of an employee that receives wages from a lender,
13 surety or other person shall not be discharged from any liability or other
14 obligation under ORS 316.162 to 316.221 **or section 122a of this 2017 Act**
15 except as provided for in subsection (3) of this section.

16 **“SECTION 122d.** ORS 316.189 is amended to read:

17 “316.189. (1) As used in this section:

18 “(a) ‘Commercial annuity’ means an annuity, endowment or life insurance
19 contract issued by an insurance company authorized to transact insurance
20 in the State of Oregon.

21 “(b) ‘Department’ means the Oregon Department of Revenue.

22 “(c) ‘Designated distribution’ means any distribution or payment from or
23 under an employer deferred compensation plan, an individual retirement plan
24 or a commercial annuity. ‘Designated distribution’ does not include any
25 amount treated as wages as defined in ORS 316.162, the portion of any dis-
26 tribution or payment that is not includable in the gross income of the re-
27 cipient or any distribution or payment made under section 404(k)(2) of the
28 Internal Revenue Code.

29 “(d) ‘Employer deferred compensation plan’ means any pension, annuity,
30 profit-sharing or stock bonus plan or other plan deferring the receipt of

1 compensation.

2 “(e) ‘Individual retirement plan’ means an individual retirement account
3 described in section 408(a) of the Internal Revenue Code or an individual
4 retirement annuity described in section 408(b) of the Internal Revenue Code.

5 “(f) ‘Nonperiodic distribution’ means any designated distribution which
6 is not a periodic payment.

7 “(g) ‘Payer’ means any payer of a designated distribution doing business
8 in or making payments or distributions from sources in this state.

9 “(h) ‘Periodic payment’ means a designated distribution which is an an-
10 nuity or similar periodic payment.

11 “(i) ‘Plan administrator’ means a plan administrator as described in sec-
12 tion 414(g) of the Internal Revenue Code, who is the administrator of a plan
13 created by an Oregon employer.

14 “(j) ‘Qualified total distribution’ means any designated distribution made
15 under a retirement, annuity or deferred compensation plan described in sec-
16 tion 401(a), 403(a) or 457(b) of the Internal Revenue Code, that consists of
17 the balance to the credit of the employee, exclusive of accumulated deduct-
18 ible employee contributions, made within one tax year of the recipient.

19 “(2)(a) The payer of any periodic payment shall withhold from such pay-
20 ment the amount which would be required to be withheld from such payment
21 under ORS 316.167 **and section 122a of this 2017 Act** if the payment were
22 wages paid by an employer to an employee. The time and manner of payment
23 of withheld amounts to the department shall be the same as that required
24 under ORS 316.197 for withholding of income taxes from wages.

25 “(b) The payer of any nonperiodic distribution shall withhold from such
26 distribution an amount determined under tables prescribed by the depart-
27 ment.

28 “(c) The maximum amount to be withheld under this section on any des-
29 igned distribution shall not exceed 10 percent of the amount of money and
30 the fair market value of other property received in the distribution. If the

1 distribution is not subject to withholding for federal income tax purposes
2 under section 3405 of the Internal Revenue Code, it shall not be subject to
3 withholding under this section.

4 “(3)(a) Except as provided in paragraph (b) of this subsection, the payer
5 of a designated distribution shall withhold and be liable for payment of
6 amounts required to be withheld under this section.

7 “(b) In the case of any plan described in section 401(a), 403(a) or 457(b)
8 of the Internal Revenue Code, or section 301(d) of the Tax Reduction Act of
9 1975, the plan administrator shall withhold and be liable for payment of
10 amounts required to be withheld under this section, unless the plan admin-
11 istrator has directed the payer to withhold the tax and has provided the
12 payer with the information required by rule of the department.

13 “(4)(a) An individual may elect to have no withholding by a payer under
14 subsection (2) of this section. If an individual has elected to have no federal
15 withholding from payments or distributions described in this section the in-
16 dividual shall be deemed to have elected no withholding for state purposes,
17 unless the individual notifies the payer otherwise.

18 “(b) An election made under this subsection shall be effective as provided
19 under rules promulgated by the department. The rules required under this
20 paragraph shall provide the manner in which an election may be revoked and
21 when such revocation shall be effective.

22 “(5) The payer of any periodic payment or nonperiodic distribution shall
23 give notice to the payee of the right to make an election to have no state
24 withholding from the payment or distribution. The department shall provide
25 by rule for the time and manner of giving the notice required under this
26 subsection.

27 “(6) Any rules permitted or required to be promulgated by the department
28 under this section shall, insofar as is practicable, be consistent with corre-
29 sponding provisions of section 3405 of the Internal Revenue Code and regu-
30 lations promulgated thereunder.

1 “(7) Any designated distribution shall be treated as if it were wages paid
2 by an employer to an employee within the meaning of ORS 316.162 to 316.221
3 **and section 122a of this 2017 Act** for all other purposes of ORS 316.162 to
4 316.221 **and section 122a of this 2017 Act**. In the case of any designated
5 distribution not subject to withholding by reason of an election under sub-
6 section (4) of this section, the amount withheld shall be treated as zero.

7 **“SECTION 122e.** ORS 316.197 is amended to read:

8 “316.197. (1)(a) Except as provided under ORS 316.191 or paragraph (b) of
9 this subsection, within the time that each employer is required to pay over
10 taxes withheld for federal income tax purposes for any period, the employer
11 shall pay over to the Department of Revenue or to a financial agent of the
12 department the amounts required to be withheld under ORS 316.167 and
13 316.172 **and section 122a of this 2017 Act** for the same period. Any employer
14 not required to withhold federal income taxes for any period but who is re-
15 quired to deduct and retain amounts from wages paid to an employee under
16 ORS 316.167 and 316.172 **and section 122a of this 2017 Act** for the same
17 period shall pay over to the department, or financial agent of the department,
18 taxes withheld for the period, within the time and in the manner, as if the
19 employer were required to withhold taxes for the period under federal law.

20 “(b) Notwithstanding the provisions of paragraph (a) of this subsection,
21 any employer of agricultural employees who is not required to withhold
22 federal income taxes for any period but who is required to deduct and retain
23 amounts from wages paid to those employees under ORS 316.167 and 316.172
24 shall pay over to the department, or financial agent of the department, taxes
25 so withheld at the same time and for the same period for which the employer
26 is required to pay over employer and employee taxes under chapter 21 of the
27 Internal Revenue Code (Federal Insurance Contributions Act).

28 “(2) Every amount so paid over shall be accounted for as part of the col-
29 lections under this chapter. No employee has any right of action against an
30 employer in respect of any moneys deducted from wages and paid over in

1 compliance or intended compliance with this section.

2 “(3) If any amount required to be withheld and paid over to the depart-
3 ment is delinquent, interest shall accrue at the rate prescribed under ORS
4 305.220 on that amount from the last day of the month following the end of
5 the calendar quarter within which the amount was required to be paid to the
6 department to the date of payment. The provisions of this subsection shall
7 not relieve any employer from liability for a late payment penalty under any
8 other provision of law.

9 **“SECTION 122f.** ORS 316.202 is amended to read:

10 “316.202. (1) With each payment made to the Department of Revenue, ev-
11 ery employer shall deliver to the department, on a form prescribed by the
12 department showing the total amount of withheld taxes in accordance with
13 ORS 316.167 and 316.172 **and section 122a of this 2017 Act**, and supply such
14 other information as the department may require. The employer is charged
15 with the duty of advising the employee of the amount of moneys withheld,
16 in accordance with such regulations as the department may prescribe, using
17 printed forms furnished or approved by the department for such purpose.

18 “(2) Except as provided in subsection (4) of this section, every employer
19 shall submit a combined quarterly return to the department on a form pro-
20 vided by it showing the number of payments made, the withheld taxes paid
21 during the quarter and an explanation of federal withholding taxes as com-
22 puted by the employer. The report shall be filed with the department on or
23 before the last day of the month following the end of the quarter.

24 “(3) The employer shall make an annual return to the department on
25 forms provided or approved by it, summarizing the total compensation paid
26 and the taxes withheld for all employees during the calendar year and shall
27 file the same with the department on or before the due date of the corre-
28 sponding federal return for the year for which report is made. Failure to file
29 the annual report without reasonable excuse on or before the 30th day after
30 notice has been given to the employer of failure subjects the employer to a

1 penalty of \$100. The department may by rule require additional information
2 the department finds necessary to substantiate the annual return, including
3 but not limited to copies of federal form W-2 for individual employees, and
4 may prescribe circumstances under which the filing requirement imposed by
5 this subsection is waived.

6 “(4) Notwithstanding the provisions of subsection (2) of this section, em-
7 ployers of agricultural employees may submit returns annually showing the
8 number of payments made and the withheld taxes paid. However, such em-
9 ployers shall make and file a combined quarterly tax report with respect to
10 other tax programs, as required by ORS 316.168.

11 “(5) In addition to any other penalty required by law:

12 “(a) A person who fails to substantiate a report required under subsection
13 (3) of this section, or who files incomplete or incorrect substantiation, shall
14 be subject to a penalty of \$50 per federal form W-2 after the date on which
15 the substantiation is due, up to a maximum penalty of \$2,500.

16 “(b) A person who knowingly fails to substantiate a report required under
17 subsection (3) of this section, or who knowingly files incomplete or incorrect
18 substantiation, shall be subject to a penalty of \$250 per federal form W-2
19 after the date on which the substantiation is due, up to a maximum penalty
20 of \$25,000.

21 **“SECTION 122g.** ORS 316.207 is amended to read:

22 “316.207. (1) Every employer who deducts and retains any amount under
23 ORS 316.162 to 316.221 **and section 122a of this 2017 Act** shall hold the
24 same in trust for the State of Oregon and for the payment thereof to the
25 Department of Revenue in the manner and at the time provided in ORS
26 316.162 to 316.221.

27 “(2) At any time the employer fails to remit any amount withheld, the
28 department may enforce collection by the issuance of a distraint warrant for
29 the collection of the delinquent amount and all penalties, interest and col-
30 lection charges accrued thereon. Such warrant shall be issued, recorded and

1 proceeded upon in the same manner and shall have the same force and effect
2 as is prescribed with respect to warrants for the collection of delinquent
3 income taxes.

4 “(3)(a) In the case of an employer that is assessed pursuant to the pro-
5 visions of ORS 305.265 (12) and 314.407 (1), the department may issue a notice
6 of liability to any officer, employee or member described in ORS 316.162
7 (3)(b) of such employer within three years from the time of assessment.
8 Within 30 days from the date the notice of liability is mailed to the officer,
9 employee or member, such officer, employee or member shall pay the assess-
10 ment, plus penalties and interest, or advise the department in writing of ob-
11 jections to the liability and, if desired, request a conference. Any conference
12 shall be governed by the provisions of ORS 305.265 pertaining to a conference
13 requested from a notice of deficiency.

14 “(b) After a conference or, if no conference is requested, a determination
15 of the issues considering the written objections, the department shall mail
16 the officer, employee or member a conference letter affirming, canceling or
17 adjusting the notice of liability. Within 90 days from the date the conference
18 letter is mailed to the officer, employee or member, such officer, employee
19 or member shall pay the assessment, plus penalties and interest, or appeal
20 to the tax court in the manner provided for an appeal from a notice of as-
21 sessment.

22 “(c) If neither payment nor written objection to the notice of liability is
23 received by the department within 30 days after the notice of liability has
24 been mailed, the notice of liability becomes final. In such event, the officer,
25 employee or member may appeal the notice of liability to the tax court
26 within 90 days after it became final in the manner provided for an appeal
27 from a notice of assessment.

28 “(4)(a) In the case of a failure to file a withholding tax report on the due
29 date, governed by the provisions of ORS 305.265 (10) and 314.400, the de-
30 partment, in addition to the provisions of ORS 305.265 (10) and 314.400, may

1 send notices of determination and assessment to any officer, employee or
2 member described in ORS 316.162 (3)(b) any time within three years after the
3 assessment of an employer described in ORS 316.162 (3)(a). The time of as-
4 sessment against such officer, employee or member shall be 30 days after the
5 date the notice of determination and assessment is mailed. Within 30 days
6 from the date the notice of determination and assessment is mailed to the
7 officer, employee or member, such officer, employee or member shall pay the
8 assessment, plus penalties and interest, or advise the department in writing
9 of objections to the assessment, and if desired, request a conference. Any
10 conference shall be governed by the provisions of ORS 305.265 pertaining to
11 a conference requested from a notice of deficiency.

12 “(b) After a conference or, if no conference is requested, a determination
13 of the issues considering the written objections, the department shall mail
14 the officer, employee or member a conference letter affirming, canceling or
15 adjusting the notice of determination and assessment. Within 90 days from
16 the date the conference letter is mailed to the officer, employee or member,
17 such officer, employee or member shall pay the assessment, plus penalties
18 and interest, or appeal in the manner provided for an appeal from a notice
19 of assessment.

20 “(c) If neither payment nor written objection to the notice of determi-
21 nation and assessment is received by the department within 30 days after the
22 notice of determination and assessment has been mailed, the notice of de-
23 termination and assessment becomes final. In such event, the officer, em-
24 ployee or member may appeal the notice of determination and assessment to
25 the tax court within 90 days after it became final in the manner provided for
26 an appeal from a notice of assessment.

27 “(5)(a) More than one officer or employee of a corporation may be held
28 jointly and severally liable for payment of withheld taxes.

29 “(b) Notwithstanding the provisions of ORS 314.835, 314.840 or 314.991, if
30 more than one officer or employee of a corporation may be held jointly and

1 severally liable for payment of withheld taxes, the department may require
2 any or all of the officers, members or employees who may be held liable to
3 appear before the department for a joint determination of liability. The de-
4 partment shall notify each officer, member or employee of the time and place
5 set for the determination of liability.

6 “(c) Each person notified of a joint determination under this subsection
7 shall appear and present such information as is necessary to establish that
8 person’s liability or nonliability for payment of withheld taxes to the de-
9 partment. If any person notified fails to appear, the department shall make
10 its determination on the basis of all the information and evidence presented.
11 The department’s determination shall be binding on all persons notified and
12 required to appear under this subsection.

13 “(d)(A) If an appeal is taken to the Oregon Tax Court pursuant to ORS
14 305.404 to 305.560 by any person determined to be liable for unpaid with-
15 holding taxes under this subsection, each person required to appear before
16 the department under this subsection shall be impleaded by the plaintiff. The
17 department may implead any officer, employee or member who may be held
18 jointly and severally liable for the payment of withheld taxes. Each person
19 impleaded under this paragraph shall be made a party to the action before
20 the tax court and shall make available to the tax court such information as
21 was presented before the department, as well as such other information as
22 may be presented to the court.

23 “(B) The court may determine that one or more persons impleaded under
24 this paragraph are liable for unpaid withholding taxes without regard to any
25 earlier determination by the department that an impleaded person was not
26 liable for unpaid withholding taxes.

27 “(C) If any person required to appear before the court under this sub-
28 section fails or refuses to appear or bring such information in part or in
29 whole, or is outside the jurisdiction of the tax court, the court shall make
30 its determination on the basis of all the evidence introduced. All such evi-

1 dence shall constitute a public record and shall be available to the parties
2 and the court notwithstanding ORS 314.835, 314.840 or 314.991. The determi-
3 nation of the tax court shall be binding on all persons made parties to the
4 action under this subsection.

5 “(e) Nothing in this section shall be construed to preclude a determi-
6 nation by the department or the Oregon Tax Court that more than one offi-
7 cer, employee or member are jointly and severally liable for unpaid
8 withholding taxes.

9 **“SECTION 122h.** ORS 316.212 is amended to read:

10 “316.212. The provisions of the income tax laws in ORS chapters 305 and
11 314 and this chapter, relating to penalties, misdemeanors and jeopardy as-
12 sessments, apply to employers subject to the provisions of ORS 316.162 to
13 316.221 **and section 122a of this 2017 Act**, and for these purposes any
14 amount deducted or required to be deducted and remitted to the Department
15 of Revenue under ORS 316.162 to 316.221 **and section 122a of this 2017 Act**
16 is considered the tax of the employer and with respect to such amount the
17 employer is considered as a taxpayer.

18 **“SECTION 122i. Except as otherwise provided in section 122a of this**
19 **2017 Act or where the context requires otherwise, the provisions of**
20 **ORS chapters 305 and 314 as to the audit and examination of returns,**
21 **periods of limitation, determination of and notices of deficiencies, as-**
22 **sessments, collections, liens, delinquencies, claims for refund and re-**
23 **funds, conferences, appeals to the Oregon Tax Court, stays of**
24 **collection pending appeal, confidentiality of returns and the penalties**
25 **relative thereto, and the procedures relating thereto, apply to the de-**
26 **terminations of taxes, penalties and interest under section 122a of this**
27 **2017 Act.**

28 **“SECTION 122j. (1) All moneys received by the Department of Rev-**
29 **enue from the tax imposed under section 122a of this 2017 Act shall**
30 **be deposited in the State Treasury and credited to a suspense account**

1 established under ORS 293.445. The department may pay expenses for
2 the administration and enforcement of section 122a of this 2017 Act out
3 of moneys received from the tax imposed under section 122a of this
4 2017 Act. Amounts necessary to pay administrative and enforcement
5 expenses are continuously appropriated to the department from the
6 suspense account.

7 “(2) After the payment of administrative and enforcement expenses
8 and refunds or credits arising from erroneous overpayments, the de-
9 partment shall credit the balance of the moneys received by the de-
10 partment under section 122a of this 2017 Act to the Statewide
11 Transportation Improvement Fund established under section 122m of
12 this 2017 Act.

13 “SECTION 122k. The Department of Revenue may take any action
14 before the effective date of this 2017 Act that is necessary for the de-
15 partment to exercise the duties, functions and powers conferred on the
16 department by this 2017 Act.

17 “SECTION 122L. Section 122a of this 2017 Act applies to tax periods
18 beginning on or after January 1, 2018.

19 “SECTION 122m. (1) The Statewide Transportation Improvement
20 Fund is established in the State Treasury, separate and distinct from
21 the General Fund. Interest earned by the Statewide Transportation
22 Improvement Fund shall be credited to the fund. Moneys in the fund
23 are continuously appropriated to the Department of Transportation to
24 finance investments and improvements in public transportation ser-
25 vices, except that the moneys may not be used for light rail.

26 “(2) The Statewide Transportation Improvement Fund consists of:

27 “(a) All moneys received from the tax imposed under section 122a
28 of this 2017 Act;

29 “(b) Moneys appropriated or otherwise transferred to the fund by
30 the Legislative Assembly; and

1 “(c) Other moneys deposited in the fund from any source.

2 “**SECTION 122n.** As used in sections 122n to 122r of this 2017 Act:

3 “(1) ‘Qualified entity’ means the following entities that are eligible
4 to receive a percentage distribution of funds from the State Trans-
5 portation Improvement Fund:

6 “(a) Counties in which no part of a mass transit district or trans-
7 portation district exists;

8 “(b) Mass transit districts organized under ORS 267.010 to 267.390;

9 “(c) Transportation districts organized under ORS 267.510 to 267.650;
10 and

11 “(d) Federally recognized Indian tribes.

12 “(2) ‘Recipient’ means a qualified entity that is in receipt of a per-
13 centage distribution of funds from the Statewide Transportation Im-
14 provement Fund.

15 “**SECTION 122o.** (1) The Oregon Transportation Commission shall
16 distribute the moneys in the Statewide Transportation Improvement
17 Fund as follows:

18 “(a) 85 percent to qualified entities, provided that each qualified
19 entity receives an annual amount of at least \$100,000;

20 “(b) 10 percent to qualified entities, other than mass transit dis-
21 tricts, based on a competitive grant program adopted by the commis-
22 sion by rule;

23 “(c) Four percent to intercity public transportation service provid-
24 ers to provide funding assistance to cover the costs of improving pub-
25 lic transportation services between two or more communities; and

26 “(d) One percent to the Department of Transportation to establish
27 a statewide public transportation technical resource center, the pur-
28 pose of which is to assist public transportation service providers in
29 rural areas with training, transportation planning and information
30 technology.

1 **“(2) For purposes of the percentage distribution under subsection**
2 **(1)(a) and (b) of this section, if more than one mass transit district or**
3 **transportation district is located within a single county, the commis-**
4 **sion shall distribute the moneys to the larger district.**

5 **“(3) For purposes of the percentage distribution under subsection**
6 **(1)(c) of this section, if the amounts available are insufficient to fund**
7 **all costs of improving public transit connections for all intercity public**
8 **transportation service providers, the commission shall make the funds**
9 **available based on competitive grants in accordance with the program**
10 **adopted by the commission by rule.**

11 **“(4) The commission shall adopt by rule:**

12 **“(a) A competitive grant program by which a qualified entity may**
13 **apply for a percentage distribution under subsection (1)(b) and (c) of**
14 **this section and prescribing the terms and conditions of grants.**

15 **“(b) Any other provisions or procedures that are necessary for the**
16 **commission to carry out the provisions of sections 122n to 122r of this**
17 **2017 Act.**

18 **“SECTION 122p.** Section 122o of this 2017 Act is amended to read:

19 **Sec. 122o.** (1) The Oregon Transportation Commission shall distribute the
20 moneys in the Statewide Transportation Improvement Fund as follows:

21 **“(a) Except as provided in subsection (5) of this section,** 85 percent
22 to qualified entities, provided that each qualified entity receives an annual
23 amount of at least \$100,000;

24 **“(b)** 10 percent to qualified entities other than mass transit districts,
25 based on a competitive grant program adopted by the commission by rule;

26 **“(c)** Four percent to intercity public transportation service providers to
27 provide funding assistance to cover the costs of improving public transpor-
28 tation services between two or more communities; and

29 **“(d)** One percent to the Department of Transportation to establish a
30 statewide public transportation technical resource center, the purpose of

1 which is to assist public transportation service providers in rural areas with
2 training, transportation planning and information technology.

3 “(2) For purposes of the percentage distribution under subsection (1)(a)
4 and (b) of this section, if more than one mass transit district or transporta-
5 tion district is located within a single county, the commission shall distrib-
6 ute the moneys to the larger district.

7 “(3) For purposes of the percentage distribution under subsection (1)(c)
8 of this section, if the amounts available are insufficient to fund all costs of
9 improving public transit connections for all intercity public transportation
10 service providers, the commission shall make the funds available based on
11 competitive grants in accordance with the program adopted by the commis-
12 sion by rule.

13 “(4) The commission shall adopt by rule:

14 “(a) A competitive grant program by which a qualified entity may apply
15 for a percentage distribution under subsection (1)(b) and (c) of this section
16 and prescribing the terms and conditions of grants.

17 “**(b) A process to review and approve a public transportation im-**
18 **provement plan submitted under this section.**

19 “**(c) Procedures for appealing a rejection of a public transportation**
20 **improvement plan.**

21 “[*(b)*] **(d)** Any other provisions or procedures that are necessary for the
22 commission to carry out the provisions of sections 122n to 122r of this 2017
23 Act.

24 “**(5) In order to receive a percentage distribution under subsection**
25 **(1)(a) of this section, a qualified entity shall prepare and submit a**
26 **public transportation improvement plan to the commission. The com-**
27 **mission must approve the plan submitted by the entity before the**
28 **commission may make a percentage distribution to the entity.**

29 “**(6) At a minimum, a public transportation improvement plan sub-**
30 **mitted under this section must identify:**

1 “(a) For each proposed project, the amount of moneys from the
2 percentage distribution allocated to the project; and

3 “(b) If a qualified entity was a recipient of a percentage distribution
4 in the preceding fiscal year, the amount of moneys received from the
5 distribution that were used to:

6 “(A) Increase the frequency of bus service schedules in communi-
7 ties with a high percentage of low-income households;

8 “(B) Procure buses that are powered by natural gas or electricity
9 for use in areas with a population of 200,000 or more;

10 “(C) Implement programs to reduce fares for public transportation
11 in communities with a high percentage of low-income households; and

12 “(D) Expand bus routes and bus services to reach communities with
13 a high percentage of low-income households.

14 “(7) If the commission rejects a public transportation improvement
15 plan or a grant application submitted under this section, the commis-
16 sion shall notify the entity in writing and state the reasons for the
17 rejection.

18 “(8) The Department of Transportation shall make all grant appli-
19 cations submitted under this section available to the public.

20 “SECTION 122q. (1) The governing body of each recipient shall ap-
21 point an advisory committee to advise and assist the governing body
22 in prioritizing disbursements from the moneys received under a per-
23 centage distribution under section 122o of this 2017 Act to public
24 transit service providers that provide services within the jurisdiction
25 of the recipient. The governing body shall determine the number and
26 terms of the members of an advisory committee appointed under this
27 section.

28 “(2) The advisory committee appointed under this section shall re-
29 view every disbursement of moneys described in subsection (1) of this
30 section made by the recipient. The advisory committee may propose

1 any changes to the policies or practices of the governing body relating
2 to the disbursement that the advisory committee considers necessary.

3 **“SECTION 122r.** Every recipient shall submit the following to the
4 Department of Transportation no later than 30 days prior to the end
5 of the fiscal year in which the recipient received a percentage distrib-
6 ution under section 122o of this 2017 Act:

7 **“(1)** A report on any actions taken by the recipient to mitigate the
8 impact of the tax imposed under section 122a of this 2017 Act on pas-
9 sengers who reside in low-income communities;

10 **“(2)** The adopted annual budget for the upcoming fiscal year; and

11 **“(3)** The results of any audits of the recipient as required by a local,
12 state or federal oversight agency for purposes of statewide reporting
13 including, but not limited to:

14 **“(a)** The state financial report required under ORS 291.040;

15 **“(b)** The results of any comprehensive review completed by the
16 Federal Transit Administration; and

17 **“(c)** Any information submitted by the recipient as a part of the
18 requirements of a statewide audit in accordance with the federal Sin-
19 gle Audit Act of 1984 (31 U.S.C. 7501 to 7507), as amended by the Single
20 Audit Act Amendments of 1996 (P.L. 104-156).

21 **“SECTION 122s.** On or before February 1, 2019, the Oregon Trans-
22 portation Commission shall submit a report in the manner provided
23 by ORS 192.245 to the Joint Committee on Transportation established
24 under section 26 of this 2017 Act on the implementation and outcomes
25 of sections 122n to 122r of this 2017 Act.

26 **“SECTION 122t.** The amendments to section 122o of this 2017 Act
27 by section 122p of this 2017 Act become operative on January 1, 2019.

28

29 **“(Safe Routes to Schools)**

30

1 **“SECTION 123. (1) The Oregon Transportation Commission may**
2 **provide matching grants under this section for safety improvement**
3 **projects near schools.**

4 **“(2) To qualify for a matching grant an applicant shall:**

5 **“(a) Demonstrate that a project fits within the applicable plan de-**
6 **veloped pursuant to ORS 195.115;**

7 **“(b) Provide a cash match of at least 40 percent of the project’s**
8 **costs; and**

9 **“(c) Provide any other information required by the commission.**

10 **“(3) Notwithstanding subsection (2) of this section, the commission**
11 **may reduce the amount the applicant must provide for a cash match.**
12 **An applicant providing a reduced cash match shall provide at least 25**
13 **percent of the project’s costs. This subsection applies if:**

14 **“(a) The school is located in a city with a population of 5,000 or less;**
15 **or**

16 **“(b) The project reduces hazards within a safety corridor, as defined**
17 **by the commission by rule.**

18 **“(4) The commission shall prioritize the expenditure of funds as**
19 **authorized under this section for projects that are located within a**
20 **quarter-mile radius of a school that serves students in**
21 **prekindergarten, kindergarten or grades 1 through 8, or any combina-**
22 **tion of those grade levels, or a school that serves students in**
23 **kindergarten through grade 12.**

24 **“(5) The matching grants shall be used to reduce barriers and haz-**
25 **ards to children walking or bicycling to and from school, including but**
26 **not limited to safety improvement projects that:**

27 **“(a) Improve sidewalks;**

28 **“(b) Reduce vehicle speeds;**

29 **“(c) Improve pedestrian and bicycle crossings;**

30 **“(d) Create or improve bicycle lanes; or**

1 “(d) Interstate 5, southbound, near milepost 143.
2 “(e) Interstate 5, northbound, near milepost 178.
3 “(f) Interstate 5, southbound, near milepost 178.
4 “(g) Interstate 5, northbound, near milepost 206.
5 “(h) Interstate 5, southbound, near milepost 206.
6 “(i) Interstate 5, northbound, near milepost 241.
7 “(j) Interstate 5, southbound, near milepost 241.
8 “(k) Interstate 5, northbound, near milepost 281.
9 “(L) Interstate 5, southbound, near milepost 281.
10 “(m) Interstate 84, eastbound, near milepost 73.
11 “(n) Interstate 84, westbound, near milepost 73.
12 “(o) Interstate 84, eastbound, near milepost 160.
13 “(p) Interstate 84, westbound, near milepost 160.
14 “(q) Interstate 84, eastbound, near milepost 187.
15 “(r) Interstate 84, westbound, near milepost 187.
16 “(s) Interstate 84, eastbound, near milepost 269.
17 “(t) Interstate 84, westbound, near milepost 269.
18 “(u) Interstate 84, eastbound, near milepost 295.
19 “(v) Interstate 84, westbound, near milepost 295.
20 “(w) Interstate 84, westbound, near milepost 336.
21 “(x) Interstate 84, westbound, near milepost 377.
22 “(y) U.S. Highway 26, westbound, near milepost 54.
23 “(z) U.S. Highway 101, southbound, near milepost 70.
24 “(2) Subject to subsection (4) of this section, in carrying out the pro-
25 visions of subsection (1) of this section, the council may enter into contracts
26 necessary to accomplish the purposes of subsection (1) of this section.
27 “(3) The Department of Transportation shall:
28 “(a) Maintain ownership of any roadside rest area located along an
29 interstate highway that the council manages, maintains, improves and de-
30 velops pursuant to subsection (1) of this section; and

1 “(b) Enter into an intergovernmental agreement with the council under
2 which the council has the authority to manage, maintain, improve and de-
3 velop those rest areas owned by the department that are listed in subsection
4 (1) of this section.

5 “(4) Under the intergovernmental agreement entered into under sub-
6 section (3) of this section, the council shall conduct public contracting ac-
7 tivities in accordance with the provisions of ORS 377.836.

8 “(5) For the purpose of funding the management, maintenance, improve-
9 ment and development of roadside rest areas under this section, the depart-
10 ment shall allocate to the council, *[no later than January 2 of each year, \$6.55*
11 *million]* **for the period beginning on January 1, 2018, and ending on**
12 **June 30, 2018, \$3.33 million**, from the State Highway Fund.

13 “(6) The council may not use any moneys originating from a local tran-
14 sient lodging tax or a state transient lodging tax, as those terms are defined
15 in ORS 320.300, for the purpose of funding the management, maintenance,
16 improvement and development of roadside rest areas under this section.

17 **“SECTION 126.** ORS 377.841, as amended by section 125 of this 2017 Act,
18 is amended to read:

19 **“377.841. (1) For the purposes of this section, ‘roadside rest areas’**
20 **includes the following list of roadside rest areas in this state:**

21 **“(a) Suncrest, Interstate 5, near milepost 22.**

22 **“(b) Manzanita, Interstate 5, near milepost 63.**

23 **“(c) Cabin Creek, Interstate 5, near milepost 143.**

24 **“(d) Gettings Creek, Interstate 5, near milepost 178.**

25 **“(e) Oak Grove, Interstate 5, near milepost 206.**

26 **“(f) Santiam River, Interstate 5, near milepost 241.**

27 **“(g) French Prairie, Interstate 5, near milepost 282.**

28 **“(h) Memaloose, Interstate 84, near milepost 73.**

29 **“(i) Boardman, Interstate 84, near milepost 161.**

30 **“(j) Stanfield, Interstate 84, near milepost 187.**

- 1 **“(k) Deadman Pass, Interstate 84, near milepost 229.**
2 **“(L) Charles Reynolds, Interstate 84, near milepost 269.**
3 **“(m) Baker Valley, Interstate 84, near milepost 295.**
4 **“(n) Weatherby, Interstate 84, near milepost 336.**
5 **“(o) Ontario, Interstate 84, near milepost 377.**
6 **“(p) The Maples, State Highway 22, near milepost 35.**
7 **“(q) Tillamook River, U.S. Highway 101, near milepost 71.**
8 **“(r) Sunset, U.S. Highway 26, near milepost 29.**
9 **“(s) Cow Canyon, U.S. Highway 97, near milepost 69.**
10 **“(t) Beaver Marsh, U.S. Highway 97, near milepost 207.**
11 **“(u) Midland, U.S. Highway 97, near milepost 282.**
12 **“(v) Government Camp, U.S. Highway 26, near milepost 54.**

13 **“(1) (2) The Travel Information Council shall manage, maintain, improve**
14 **and develop for local economic development and other purposes identified in**
15 **ORS 377.705 the roadside rest areas listed in subsection (1) of this sec-**
16 **tion.** *[along the following highways:]*

- 17 **“(a) Interstate 5, northbound, near milepost 63.]**
18 **“(b) Interstate 5, southbound, near milepost 63.]**
19 **“(c) Interstate 5, northbound, near milepost 143.]**
20 **“(d) Interstate 5, southbound, near milepost 143.]**
21 **“(e) Interstate 5, northbound, near milepost 178.]**
22 **“(f) Interstate 5, southbound, near milepost 178.]**
23 **“(g) Interstate 5, northbound, near milepost 206.]**
24 **“(h) Interstate 5, southbound, near milepost 206.]**
25 **“(i) Interstate 5, northbound, near milepost 241.]**
26 **“(j) Interstate 5, southbound, near milepost 241.]**
27 **“(k) Interstate 5, northbound, near milepost 281.]**
28 **“(L) Interstate 5, southbound, near milepost 281.]**
29 **“(m) Interstate 84, eastbound, near milepost 73.]**
30 **“(n) Interstate 84, westbound, near milepost 73.]**

1 “[o] *Interstate 84, eastbound, near milepost 160.*]
2 “[p] *Interstate 84, westbound, near milepost 160.*]
3 “[q] *Interstate 84, eastbound, near milepost 187.*]
4 “[r] *Interstate 84, westbound, near milepost 187.*]
5 “[s] *Interstate 84, eastbound, near milepost 269.*]
6 “[t] *Interstate 84, westbound, near milepost 269.*]
7 “[u] *Interstate 84, eastbound, near milepost 295.*]
8 “[v] *Interstate 84, westbound, near milepost 295.*]
9 “[w] *Interstate 84, westbound, near milepost 336.*]
10 “[x] *Interstate 84, westbound, near milepost 377.*]
11 “[y] *U.S. Highway 26, westbound, near milepost 54.*]
12 “[z] *U.S. Highway 101, southbound, near milepost 70.*]
13 “[2] *Subject to subsection (4) of this section, in carrying out the provisions*
14 *of subsection (1) of this section, the council may enter into contracts necessary*
15 *to accomplish the purposes of subsection (1) of this section.*]
16 “(3) The Department of Transportation **and the State Parks and Re-**
17 **creation Department** shall:
18 “(a) Maintain ownership of [any] **the** roadside rest [area located along an
19 *interstate highway*] **areas** that the council manages, maintains, improves and
20 develops pursuant to subsection [(1)] **(2)** of this section; and
21 “(b) Enter into [an] intergovernmental [agreement] **agreements** with the
22 council under which the council has the authority to manage, maintain, im-
23 prove and develop those **roadside** rest areas owned by the [department that
24 *are listed in subsection (1) of this section*] **departments**.
25 “(4) Under the intergovernmental [agreement] **agreements** entered into
26 under subsection (3) of this section, the council shall conduct public con-
27 tracting activities in accordance with the provisions of ORS 377.836.
28 “(5) For the purpose of funding the management, maintenance, improve-
29 ment and development of roadside rest areas under this section, the Depart-
30 ment **of Transportation** shall allocate to the council, for the period

1 beginning on [*January*] **July** 1, 2018, and ending on June 30, [2018] **2019**,
2 [\$3.33] **\$8.005** million, from the State Highway Fund.

3 “(6) The council may not use any moneys originating from a local tran-
4 sient lodging tax or a state transient lodging tax, as those terms are defined
5 in ORS 320.300, for the purpose of funding the management, maintenance,
6 improvement and development of roadside rest areas under this section.

7 **“SECTION 127.** ORS 377.841, as amended by sections 125 and 126 of this
8 2017 Act, is amended to read:

9 “377.841. (1) For the purposes of this section, ‘roadside rest areas’ includes
10 the following list of roadside rest areas in this state:

11 “(a) Suncrest, Interstate 5, near milepost 22.

12 “(b) Manzanita, Interstate 5, near milepost 63.

13 “(c) Cabin Creek, Interstate 5, near milepost 143.

14 “(d) Gettings Creek, Interstate 5, near milepost 178.

15 “(e) Oak Grove, Interstate 5, near milepost 206.

16 “(f) Santiam River, Interstate 5, near milepost 241.

17 “(g) French Prairie, Interstate 5, near milepost 282.

18 “(h) Memaloose, Interstate 84, near milepost 73.

19 “(i) Boardman, Interstate 84, near milepost 161.

20 “(j) Stanfield, Interstate 84, near milepost 187.

21 “(k) Deadman Pass, Interstate 84, near milepost 229.

22 “(L) Charles Reynolds, Interstate 84, near milepost 269.

23 “(m) Baker Valley, Interstate 84, near milepost 295.

24 “(n) Weatherby, Interstate 84, near milepost 336.

25 “(o) Ontario, Interstate 84, near milepost 377.

26 “(p) The Maples, State Highway 22, near milepost 35.

27 “(q) Tillamook River, U.S. Highway 101, near milepost 71.

28 “(r) Sunset, U.S. Highway 26, near milepost 29.

29 “(s) Cow Canyon, U.S. Highway 97, near milepost 69.

30 “(t) Beaver Marsh, U.S. Highway 97, near milepost 207.

1 “(u) Midland, U.S. Highway 97, near milepost 282.

2 “(v) Government Camp, U.S. Highway 26, near milepost 54.

3 “(w) **Van Duzer Corridor State Park, State Highway 18, near**
4 **milepost 10.**

5 “(x) **Ellmaker Wayside State Park, U.S. Highway 20, near milepost**
6 **32.**

7 “(y) **Peter Skene Ogden State Park, U.S. Highway 97, near milepost**
8 **113.**

9 “(2) The Travel Information Council shall manage, maintain, improve and
10 develop for local economic development and other purposes identified in ORS
11 377.705 the roadside rest areas listed in subsection (1) of this section.

12 “(3) The Department of Transportation and the State Parks and Recre-
13 ation Department shall:

14 “(a) Maintain ownership of the roadside rest areas that the council man-
15 ages, maintains, improves and develops pursuant to subsection (2) of this
16 section; and

17 “(b) Enter into intergovernmental agreements with the council under
18 which the council has the authority to manage, maintain, improve and de-
19 velop those roadside rest areas owned by the departments.

20 “(4) Under the intergovernmental agreements entered into under sub-
21 section (3) of this section, the council shall conduct public contracting ac-
22 tivities in accordance with the provisions of ORS 377.836.

23 “(5) For the purpose of funding the management, maintenance, improve-
24 ment and development of roadside rest areas under this section, the Depart-
25 ment of Transportation shall allocate to the council, [*for the period beginning*
26 *on July 1, 2018, and ending on June 30, 2019, \$8.005*] **no later than July 1**
27 **of each year, \$9.16** million, from the State Highway Fund.

28 “(6) The council may not use any moneys originating from a local tran-
29 sient lodging tax or a state transient lodging tax, as those terms are defined
30 in ORS 320.300, for the purpose of funding the management, maintenance,

1 improvement and development of roadside rest areas under this section.

2 **“SECTION 128. (1) The amendments to ORS 377.841 by section 126**
3 **of this 2017 Act become operative on July 1, 2018.**

4 **“(2) The amendments to ORS 377.841 by section 127 of this 2017 Act**
5 **become operative on July 1, 2019.**

6 **“SECTION 129. (1) The Travel Information Council, after consulting**
7 **with the Department of Transportation and the State Parks and Re-**
8 **creation Department, shall develop a plan for transitioning the man-**
9 **agement of the roadside rest areas listed in ORS 377.841 from the**
10 **departments to the council.**

11 **“(2) The council shall provide a report on the transition plan to the**
12 **Joint Committee on Transportation established under section 26 of this**
13 **2017 Act in the manner provided by ORS 192.245 no later than Sep-**
14 **tember 15, 2018.**

15 **“SECTION 130. At least six months before the management of a**
16 **roadside rest area listed in ORS 377.841 is transferred to the Travel**
17 **Information Council:**

18 **“(1) The state agency transferring the management of the roadside**
19 **rest area shall provide to the council all site maps, interagency and**
20 **intergovernmental agreements and contracts associated with the ap-**
21 **plicable roadside rest area.**

22 **“(2) After receiving the information described in subsection (1) of**
23 **this section, the council shall conduct a full access, on-site inspection**
24 **of the roadside rest area.**

25 **“SECTION 131. For the purpose of funding capital improvements to**
26 **roadside rest areas managed by the Travel Information Council under**
27 **ORS 377.841, the Department of Transportation shall allocate each year**
28 **from the State Highway Fund to the council the following amounts:**

29 **“(1) During the period beginning July 1, 2018, and ending June 30,**
30 **2019, \$2.8 million.**

1 “(2) Notwithstanding ORS 221.650, during the period that begins on the
2 30th day following the operative date determined under section 2, **chapter**
3 **637, Oregon Laws 2015**, [of this 2015 Act] and ends on the 60th day following
4 the operative date:

5 “(a) The City of Damascus shall expend moneys in the funds of the city
6 to satisfy:

7 “(A) Current and pending debts and obligations for which the city is lia-
8 ble, including, but not limited to, debt service payments, lease obligations,
9 financing arrangements and similar obligations;

10 “(B) Outstanding obligations relating to employment of city employees,
11 including pension and other employee benefit obligations; and

12 “(C) Other debts, obligations, liabilities and expenses requiring financial
13 satisfaction by a disincorporating city.

14 “(b) As soon as practicable after making the expenditures required under
15 paragraph (a) of this subsection, the city shall transfer:

16 “(A) All moneys in the city road fund to Clackamas County for deposit
17 in a separate account in the county road fund created for purposes of this
18 subparagraph. Moneys in the separate account shall be expended by the
19 county for the purposes for which moneys in the county road fund may be
20 expended, solely in the territory within the corporate boundaries of the City
21 of Damascus as they existed on the operative date determined under section
22 **2, chapter 637, Oregon Laws 2015** [of this 2015 Act].

23 “(B) An amount not to exceed \$3 million to Clackamas County for deposit
24 in a separate account in the county general fund created for purposes of this
25 subparagraph. Moneys in the separate account shall be expended by the
26 county for expenses related to the employment of employees of the City of
27 Damascus by Clackamas County pursuant to ORS 236.605 to 236.640, con-
28 tracted law enforcement services within the territory of the disincorporated
29 city and other current service expenses in the budget of the City of
30 Damascus on the operative date determined under section 2, **chapter 637**,

1 **Oregon Laws 2015** [*of this 2015 Act*], and the administration by the county
2 of this subparagraph, including but not limited to the processing of expend-
3 itures under this subparagraph.

4 “(c) The City of Damascus shall transfer all moneys in the funds of the
5 city in excess of the moneys required to be expended under paragraph (a) of
6 this subsection and transferred under paragraph (b) of this subsection to
7 Clackamas County for deposit in a separate account in the county general
8 fund created for purposes of this paragraph. Excess moneys in the separate
9 account shall be distributed by the county as provided in subsection (3) of
10 this section.

11 “(3)(a) Excess moneys transferred to Clackamas County under subsection
12 (2)(c) of this section shall be distributed by the county on or as soon as
13 practicable after January 1, 2018, to each person that owned taxable property
14 as of June 30, 2016, for which property taxes were paid in full to the City
15 of Damascus for the property tax year beginning on July 1, 2015, in an
16 amount determined by multiplying the amount of all excess moneys to be
17 distributed under this subsection by the ratio of the cumulative amount of
18 ad valorem property taxes certified by the city and paid with respect to the
19 property owned by the person for the property tax years beginning on July
20 1, 2013, and ending on June 30, 2016, to the cumulative amount of ad valorem
21 property taxes certified by the city and paid with respect to property owned
22 by all persons eligible for the distribution under this subsection for the
23 property tax years beginning on July 1, 2013, and ending on June 30, 2016.

24 “(b) Notwithstanding paragraph (a) of this subsection, amounts that
25 would otherwise be distributed under paragraph (a) of this subsection to a
26 taxpayer with respect to a homestead granted deferral under ORS 311.666 to
27 311.701 shall be paid to the credit of the account maintained for the deferred
28 property by the Department of Revenue pursuant to ORS 311.676. The county
29 shall notify the taxpayer upon making a payment to the department under
30 this paragraph.

1 “(c) A distribution is not required under this subsection if the amount of
2 the distribution would be \$10 or less.

3 “(d) Before making the distributions described in this subsection, the
4 county may retain an amount of the excess moneys equal to the actual costs
5 of the county in making the distributions.

6 “(e) Excess moneys to be distributed under this subsection that remain
7 unclaimed on January 1, 2019, shall be transferred to the general fund of
8 Clackamas County and may be expended by the county in the same manner
9 as other moneys in the general fund.

10 “(4)(a) Notwithstanding any other provision of law, in order to compen-
11 sate Clackamas County for the distribution of excess moneys under sub-
12 section (3) of this section, for the period that begins on the 61st day
13 following the operative date determined under section 2, **chapter 637,**
14 **Oregon Laws 2015** [*of this 2015 Act*], and ending 10 years later[,]:

15 “(A) Funds that would otherwise have been distributed to the City of
16 Damascus under ORS 323.455, [366.785 to 366.820,] 403.240 and 471.810 shall
17 be distributed to Clackamas County for deposit in a separate account in the
18 general fund of the county created for purposes of this [*subsection*] **subpar-**
19 **agraph.**

20 “(B) **Funds that would otherwise have been distributed to the City**
21 **of Damascus under ORS 366.785 to 366.820 shall be distributed to**
22 **Clackamas County for deposit in a separate account in the general**
23 **fund of the county created for purposes of this subparagraph.**

24 “(b)(A) Moneys described in paragraph (a)(A) of this subsection shall be
25 expended by the county on costs, including the actual costs of the county in
26 administering this subsection, related to public safety and law enforcement,
27 urban comprehensive planning, code enforcement and waste water and sur-
28 face water management that are incurred solely in the territory within the
29 corporate boundaries of the City of Damascus as they existed on the opera-
30 tive date determined under section 2, **chapter 637, Oregon Laws 2015** [*of*

1 *this 2015 Act*].

2 “(B) Moneys described in paragraph (a)(B) of this subsection shall
3 be expended by the county for uses permitted under Article IX, section
4 3a, of the Oregon Constitution, solely in the territory within the cor-
5 porate boundaries of the City of Damascus as they existed on the op-
6 erative date determined under section 2, chapter 637, Oregon Laws
7 2015.

8 “(c) Territory that is removed from the Metro urban growth boundary or
9 that is annexed to another city during the period described in paragraph (a)
10 of this subsection shall, from the effective date of the removal or annexation,
11 be considered outside the corporate boundaries of the City of Damascus for
12 purposes of this subsection.

13 “**SECTION 133.** ORS 366.462 is amended to read:

14 “366.462. (1) The Department of Transportation shall construct fences on
15 all freeway overpasses that are built on and after November 4, 1993. The
16 fences shall be designed to deter persons from throwing objects from the
17 overpasses onto the freeways.

18 “(2) [*Beginning in the fiscal year that starts July 1, 1993,*] The Department
19 of Transportation shall construct [*at least 15*] fences [*per year*] on existing
20 freeway overpasses[. *The department shall develop a priority system to con-*
21 *struct fences first on those overpasses*] that involve the greatest risk factors.

22 “**SECTION 134.** The Department of Transportation shall enter into
23 a memorandum of understanding with:

24 “(1) The City of Portland to transfer jurisdiction of Southeast
25 Powell Boulevard beginning where the highway intersects with
26 Southeast 9th Avenue and ending where the highway intersects with
27 Southeast 174th Avenue from the department to the city.

28 “(2) Lane County to transfer jurisdiction of the portion of Territo-
29 rial Highway that is located within the county from the department
30 to the county.

1 “(3) Lane County to transfer jurisdiction of the portion of Delta
2 Highway beginning where the highway intersects with Interstate 105
3 and ending where the highway intersects with the Randy Pape Beltline
4 from the county to the department.

5 “(4) Multnomah County and Washington County to transfer juris-
6 diction of the portion of Cornelius Pass Road beginning where the
7 highway intersects with U.S. Highway 30 and ending where the high-
8 way intersects with U.S. Highway 26 from the counties to the depart-
9 ment.

10 “SECTION 135. Sections 136 and 137 of this 2017 Act are added to
11 and made a part of ORS chapter 366.

12 “SECTION 136. (1) If at least two inches of snow accumulates on
13 the ground within a 12-hour period, the Department of Transportation
14 shall salt the highways and use snowplows in the areas affected by the
15 adverse weather. The department shall continue to salt the highways
16 and use snowplows on the affected highways until the department de-
17 termines it is safe to drive on the highways.

18 “(2) This section applies only to highways under the department’s
19 jurisdiction as a road authority under ORS 810.010.

20 “SECTION 137. (1) If at least two inches of snow accumulates on
21 the ground within a 12-hour period, a city with a population of 160,000
22 or more shall salt the highways and use snowplows in the areas af-
23 fected by the adverse weather. The city shall continue to salt the
24 highways and use snowplows on the affected highways until the city
25 determines it is safe to drive on the highways.

26 “(2) Subsection (1) of this section applies to at least 25 percent of
27 vital city highways within the boundaries of the affected city. If dan-
28 gerous driving conditions last longer than 24 hours, the affected city
29 shall salt at least 35 percent of vital city highways. For purposes of
30 this section, each affected city shall determine which of its highways

1 **are vital city highways.**

2 **“SECTION 138.** ORS 757.612 is amended to read:

3 “757.612. (1) There is established an annual public purpose expenditure
4 standard for electric companies and Oregon Community Power to fund new
5 cost-effective [*local*] energy conservation, new market transformation efforts,
6 **transportation electrification efforts**, the above-market costs of new
7 renewable energy resources and new low-income weatherization. The public
8 purpose expenditure standard shall be funded by the public purpose charge
9 described in subsection (2) of this section.

10 “(2)(a) Beginning on the date an electric company or Oregon Community
11 Power offers direct access to [*its*] retail electricity consumers, except resi-
12 dential electricity consumers, the electric company or Oregon Community
13 Power shall collect a public purpose charge from all of the retail electricity
14 consumers located within [*its*] **the electric company’s or Oregon Com-**
15 **munity Power’s** service area until January 1, 2026. Except as provided in
16 paragraph (b) of this subsection, the public purpose charge shall be equal to
17 three percent of the total revenues collected by the electric company, Oregon
18 Community Power or the electricity service supplier from [*its*] retail elec-
19 tricity consumers for electricity services, distribution **services**, ancillary
20 services, metering and billing, transition charges and other types of costs
21 included in electric rates on July 23, 1999.

22 “(b) For an aluminum plant that averages more than 100 average mega-
23 watts of electricity use per year, [*beginning on March 1, 2002,*] the electric
24 company or Oregon Community Power [*whose*], **whichever serves** territory
25 **that** abuts the greatest percentage of the site of the aluminum plant, shall
26 collect from the aluminum company a public purpose charge equal to one
27 percent of the total revenue from the sale of electricity [*services*] to the
28 aluminum plant [*from any source*].

29 “(3)(a) The Public Utility Commission shall establish rules implementing
30 the provisions of this section relating to electric companies and Oregon

1 Community Power.

2 “(b) [*Subject to paragraph (e)*] **Except as provided in paragraph (e)** of
3 this subsection, funds collected [*by an electric company or Oregon Community*
4 *Power*] through public purpose charges **under subsection (2) of this sec-**
5 **tion** shall be allocated as follows:

6 “(A) Sixty-three percent for new cost-effective **energy** conservation, new
7 market transformation **efforts and transportation electrification efforts,**
8 **provided that the amount allocated for transportation electrification**
9 **efforts does not exceed 25 percent of funds collected through the public**
10 **purpose charge.**

11 “(B) Nineteen percent for the above-market costs of constructing and op-
12 erating new renewable energy resources with a nominal electric generating
13 capacity, as defined in ORS 469.300, of 20 megawatts or less.

14 “(C) Thirteen percent for new low-income weatherization.

15 “(D) Five percent [*shall be transferred to*] **for deposit in** the Housing and
16 Community Services Department Electricity Public Purpose Charge Fund
17 established by ORS 456.587 (1) [*and used*] for the purpose of providing grants
18 as described in ORS 458.625 (2).

19 “(c) The costs of administering subsections (1) to (6) of this section for
20 an electric company or Oregon Community Power shall be paid out of the
21 funds collected through public purpose charges. The commission may require
22 [*that*] an electric company or Oregon Community Power **to** direct funds col-
23 lected through public purpose charges to [*the*] state agencies responsible for
24 implementing subsections (1) to (6) of this section in order to pay the costs
25 of [*administering such responsibilities*] **implementation.**

26 “(d) The commission shall direct the manner in which public purpose
27 charges are collected and spent by an electric company or Oregon Commu-
28 nity Power and may require an electric company or Oregon Community
29 Power to expend funds through competitive bids or other means designed to
30 encourage competition, except that funds dedicated for **new** low-income

1 weatherization shall be directed to the Housing and Community Services
2 Department *[as provided in subsection (7) of this section]* **for purposes re-**
3 **lated to new low-income weatherization.** The commission *[may also direct*
4 *that]* **may also require** funds collected *[by an electric company or Oregon*
5 *Community Power]* through public purpose charges **to** be paid to a nongov-
6 ernmental entity for investment in public purposes described in subsection
7 (1) of this section. Notwithstanding any other provision of this subsection:

8 “(A) **If an electric company collected the funds,** at least 80 percent
9 of the funds allocated *[for conservation]* **under paragraph (b)(A) of this**
10 **subsection** shall be spent within the service area of the electric company
11 *[that collected the funds];* or

12 “(B) If Oregon Community Power collected the funds, at least 80 percent
13 of the funds allocated *[for conservation]* **under paragraph (b)(A) of this**
14 **subsection** shall be spent within the service area of Oregon Community
15 Power.

16 “(e)(A) The first 10 percent of *[the]* funds collected *[annually]* **each year**
17 by an electric company or Oregon Community Power under subsection (2)
18 of this section shall be distributed to school districts that are located in the
19 service territory of the electric company or Oregon Community Power. The
20 funds shall be distributed to individual school districts according to the
21 weighted average daily membership (ADMw) of each school district for the
22 prior fiscal year as calculated under ORS 327.013. The commission shall es-
23 tablish by rule a methodology for distributing a proportionate share of funds
24 under this paragraph to school districts that are only partially located in the
25 service territory of the electric company or Oregon Community Power.

26 “(B) A school district that receives funds under this paragraph shall use
27 the funds first to pay for energy audits for schools located within the school
28 district. A school district may not expend additional funds received under
29 this paragraph on a school *[facility]* until an energy audit has been completed
30 for that school *[facility]*. To the extent practicable, a school district shall

1 coordinate with the State Department of Energy and incorporate federal
2 funding in complying with this paragraph. Following completion of an en-
3 ergy audit for an individual school, the school district may expend funds
4 received under this paragraph to implement the energy audit. Once an energy
5 audit has been conducted and completely implemented for each school within
6 the school district, the school district may expend funds received under this
7 paragraph for any of the following purposes:

8 “(i) Conducting **additional** energy audits. A school district shall conduct
9 an energy audit prior to expending funds on any other purpose authorized
10 under this paragraph unless the school district has performed an energy au-
11 dit within the three years immediately prior to receiving the funds.

12 “(ii) [*Weatherization*] **Weatherizing school district facilities** and up-
13 grading the energy efficiency of school district facilities.

14 “(iii) Energy conservation education programs.

15 “(iv) Purchasing electricity from [*environmentally focused*] sources **that**
16 **protect the environment.** [*and*]

17 “(v) Investing in renewable energy resources.

18 “(f) The commission may not establish a different public purpose charge
19 than the public purpose charge described in subsection (2) of this section.

20 “(g) If the commission [*directs*] **requires** funds collected through public
21 purpose charges to **be paid to** a nongovernmental entity, the entity shall,
22 **pursuant to an agreement entered into or renewed between the com-**
23 **mission and the entity:**

24 “(A) Include on the entity’s board of directors an ex officio member des-
25 ignated by the commission, who shall also serve on the entity’s nominating
26 committee for filling board vacancies.

27 “(B) Require the entity’s officers and directors to provide an annual dis-
28 closure of economic interest to be filed with the commission on or prior to
29 April 15 of each calendar year for public review in a form similar to the
30 statement of economic interest required for public officials under ORS

1 244.060.

2 “(C) Require the entity’s officers and directors to declare actual and po-
3 tential conflicts of interest at regular meetings of the entity’s governing body
4 when such conflicts arise, and require an officer or director to abstain from
5 participating in any discussion or [vote] **voting** on any item where that of-
6 ficer or director has an actual conflict of interest. For the purposes of this
7 subparagraph, ‘actual conflict of interest’ and ‘potential conflict of interest’
8 have the meanings given those terms in ORS 244.020.

9 “(D) **Annually**, arrange for an independent auditor to audit the entity’s
10 financial statements [*annually*], and direct the auditor to file an audit opin-
11 ion with the commission for public review.

12 “(E) **Annually** file with the commission [*annually*] the entity’s budget,
13 action plan and quarterly and annual reports for public review.

14 “(F) At least once every five years, contract for an independent manage-
15 ment evaluation to review the entity’s operations, efficiency and effective-
16 ness, and direct the independent reviewer to file a report with the
17 commission for public review.

18 “(h) The commission may remove from the board of directors of a non-
19 governmental entity an officer or director who fails to provide an annual
20 disclosure of economic interest, or **who fails to declare an** actual or poten-
21 tial conflict of interest, as described in paragraph (g)(B) and (C) of this
22 subsection, [*in connection with*] **if the failure is connected to** the allocation
23 or expenditure of funds collected through public purpose charges and [*di-*
24 *rected*] **paid** to the entity.

25 “(4)(a) An electric company that satisfies its obligations under this sec-
26 tion [*shall have*]:

27 “(A) **Has** no further obligation to invest in **new cost-effective energy**
28 conservation, new market transformation, **transportation electrification**
29 or new low-income weatherization, or to provide a commercial energy con-
30 servation services program; and

1 “(B) Is not subject to ORS 469.631 to 469.645 and 469.860 to 469.900.

2 “(b) Oregon Community Power, for any period during which Oregon
3 Community Power collects a public purpose charge under subsection (2) of
4 this section:

5 “(A) [*Shall have*] **Has** no [*other*] **further** obligation to invest in **new**
6 **cost-effective energy** conservation, new market transformation, **transportation electrification** or new low-income weatherization, or to provide a
7 commercial energy conservation services program; and

8 “(B) Is not subject to ORS 469.631 to 469.645 and 469.860 to 469.900.

9 “(5)(a) A retail electricity consumer that uses more than one average
10 megawatt of electricity at any site in the prior year shall receive a credit
11 against public purpose charges billed by an electric company or Oregon
12 Community Power for that site. The amount of the credit shall be equal to
13 the total amount of qualifying expenditures for [*new energy conservation*]
14 **purposes specified in subsection (3)(b)(A) of this section**, not to exceed
15 68 percent of the annual public purpose charges, and the above-market costs
16 [*of purchases*] of new renewable energy resources incurred by the retail
17 electricity consumer, not to exceed 19 percent of the annual public purpose
18 charges, less administration costs incurred under **this paragraph and paragraphs (b) and (c) of this subsection**. The credit may not exceed, on an
19 annual basis, the lesser of:

20 “(A) The amount of the retail electricity consumer’s qualifying expenditures; or

21 “(B) The portion of the public purpose charge billed to the retail electricity consumer that is dedicated to new **cost-effective** energy conservation, new market transformation, **transportation electrification** or the
22 above-market costs of new renewable energy resources.

23 “(b) To obtain a credit under **paragraph (a) of this subsection**, a retail
24 electricity consumer shall file with the State Department of Energy a description of the proposed conservation project or new renewable energy re-
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1 source and a declaration that the retail electricity consumer plans to incur
2 the qualifying expenditure. The State Department of Energy shall issue a
3 notice of precertification within 30 days of receipt of the filing, if such filing
4 is consistent with **paragraph (a)** of this subsection. The credit may be taken
5 after a retail electricity consumer provides a letter from a certified public
6 accountant to the State Department of Energy verifying that the precertified
7 qualifying expenditure has been made.

8 “(c) Credits earned by a retail electricity consumer as a result of quali-
9 fying expenditures that are not used in one year may be carried forward for
10 use in subsequent years.

11 “(d)(A) A retail electricity consumer that uses more than one average
12 megawatt of electricity at any site in the prior year may request that the
13 State Department of Energy hire an independent auditor to assess the po-
14 tential for conservation investments at the site. If the independent auditor
15 determines there is no available conservation measure at the site that would
16 have a simple payback of one to 10 years, the retail electricity consumer
17 shall be relieved of 54 percent of its payment obligation for public purpose
18 charges related to the site. If the independent auditor determines that there
19 are potential conservation measures available at the site, the retail elec-
20 tricity consumer shall be entitled to a credit against public purpose charges
21 related to the site equal to 54 percent of the public purpose charges less the
22 estimated cost of available conservation measures.

23 “(B) A retail electricity consumer shall be entitled each year to the credit
24 described in this [subsection] **paragraph** unless a subsequent independent
25 audit determines that new conservation investment opportunities are avail-
26 able. The State Department of Energy may require that a new independent
27 audit be performed on the site to determine whether new conservation
28 measures are available, provided that the independent audits [shall] occur
29 no more than once every two years.

30 “(C) The retail electricity consumer shall pay the cost of the independent

1 audits described in this [subsection] **paragraph**.

2 “(6) Electric utilities and retail electricity consumers shall receive a fair
3 and reasonable credit for the public purpose expenditures of their energy
4 suppliers. The State Department of Energy shall adopt rules to determine
5 eligible expenditures and the [methodology] **method** by which such credits
6 are accounted for and used. The [rules] **State Department of Energy** also
7 shall adopt methods to account for eligible public purpose expenditures made
8 through consortia or collaborative projects.

9 “(7)(a) In addition to the public purpose charge provided under subsection
10 (2) of this section, an electric company or Oregon Community Power shall
11 collect funds for low-income electric bill payment assistance in an amount
12 determined under paragraph (b) of this subsection.

13 “(b) The commission shall establish the amount to be collected by each
14 electric company in calendar year 2008 from retail electricity consumers
15 served by the company, and the rates to be charged to retail electricity
16 consumers served by the company, so that the total anticipated collection for
17 low-income electric bill payment assistance by all electric companies in cal-
18 endar year 2008 is \$15 million. In calendar year 2009 and subsequent calendar
19 years, the commission may not change the rates established for retail elec-
20 tricity consumers, but the total amount collected in a calendar year for
21 low-income electric bill payment assistance may vary based on electricity
22 usage by retail electricity consumers and changes in the number of retail
23 electricity consumers in this state. In no event shall a retail electricity
24 consumer be required to pay more than \$500 per month per site for low-
25 income electric bill payment assistance.

26 “(c) Funds collected [by] **through** the low-income electric bill payment
27 assistance charge shall be paid into the Housing and Community Services
28 Department Low-Income Electric Bill Payment Assistance Fund established
29 by ORS 456.587 (2). Moneys deposited in the fund under this paragraph shall
30 be used by the Housing and Community Services Department **solely** for [the

1 *purpose of funding*] **purposes related to** low-income electric bill payment
2 assistance[.] **and for the Housing and Community Services** Department’s
3 cost of administering this subsection. [*shall be paid out of funds collected by*
4 *the low-income electric bill payment assistance charge. Moneys deposited in the*
5 *fund under this paragraph shall be expended solely for low-income electric bill*
6 *payment assistance.*] Funds collected [*from*] **by** an electric company or Oregon
7 Community Power **under this subsection** shall be expended in the service
8 area of the electric company or Oregon Community Power from which the
9 funds are collected.

10 “(d)(A) The Housing and Community Services Department shall determine
11 the manner in which funds collected under this subsection will be allocated
12 by the **Housing and Community Services** Department to energy assistance
13 program providers for the purpose of providing low-income bill payment [*and*
14 *crisis*] assistance.

15 “(B) The **Housing and Community Services** Department, **in consulta-**
16 **tion with electric companies**, shall investigate and may implement alter-
17 native delivery models [*in consultation with electric companies*] to effectively
18 reduce service disconnections and related costs to retail electricity consum-
19 ers and electric utilities.

20 “(C) Priority assistance shall be directed to low-income electricity con-
21 sumers who are in danger of having their electricity service disconnected.

22 “(D) The **Housing and Community Services** Department shall maintain
23 records and provide those records upon request to an electric company,
24 Oregon Community Power and the Citizens’ Utility Board established under
25 ORS chapter 774 on a quarterly basis. Records maintained must include the
26 numbers of low-income electricity consumers served, the average amounts
27 paid **to low-income electricity consumers** and the type of assistance pro-
28 vided **to low-income electricity consumers**. Electric companies and
29 Oregon Community Power shall, if requested, provide the **Housing and**
30 **Community Services** Department with aggregate data relating to **low-**

1 **income electricity** consumers served on a quarterly basis to support pro-
2 gram development.

3 “(e) Interest on moneys deposited in the Housing and Community Services
4 Department Low-Income Electric Bill Payment Assistance Fund established
5 by ORS 456.587 (2) may be used to provide bill payment [*and crisis*] assist-
6 ance to electricity consumers whose primary source of heat is not electricity.

7 “(f) Notwithstanding ORS 757.310, the commission may allow an electric
8 company or Oregon Community Power to provide reduced rates or other **bill**
9 payment [*or crisis*] assistance or low-income program assistance to a low-
10 income household eligible for assistance under the federal Low Income Home
11 Energy Assistance Act of 1981, as amended and in effect on July 23, 1999.

12 “(8) For purposes of this section, ‘retail electricity consumers’ includes
13 any direct service industrial consumer that purchases electricity without
14 purchasing distribution services from the electric utility.

15 “(9) For purposes of this section, [*amounts*] **funds** collected by Oregon
16 Community Power through public purpose charges are not considered moneys
17 received from electric utility operations.

18 “**SECTION 139.** ORS 757.600 is amended to read:

19 “757.600. As used in ORS 757.600 to 757.689, unless the context requires
20 otherwise:

21 “(1) ‘Aggregate’ means combining retail electricity consumers into a buy-
22 ing group for the purchase of electricity and related services.

23 “(2) ‘Ancillary services’ means services necessary or incidental to the
24 transmission and delivery of electricity from generating facilities to retail
25 electricity consumers, including but not limited to scheduling, load shaping,
26 reactive power, voltage control and energy balancing services.

27 “(3) ‘Commission’ means the Public Utility Commission.

28 “(4) ‘Consumer-owned utility’ means a municipal electric utility, a
29 people’s utility district or an electric cooperative.

30 “(5) ‘Default supplier’ means an electricity service supplier or electric

1 company that has a legal obligation to provide electricity services to a con-
2 sumer, as determined by the commission.

3 “(6) ‘Direct access’ means the ability of a retail electricity consumer to
4 purchase electricity and certain ancillary services, as determined by the
5 commission for an electric company or the governing body of a consumer-
6 owned utility, directly from an entity other than the distribution utility.

7 “(7) ‘Direct service industrial consumer’ means an end user of electricity
8 that obtains electricity directly from the transmission grid and not through
9 a distribution utility.

10 “(8) ‘Distribution’ means the delivery of electricity to retail electricity
11 consumers through a distribution system consisting of local area power
12 poles, transformers, conductors, meters, substations and other equipment.

13 “(9) ‘Distribution utility’ means an electric utility that owns and operates
14 a distribution system connecting the transmission grid to the retail elec-
15 tricity consumer.

16 “(10) ‘Economic utility investment’ means all electric company invest-
17 ments, including plants and equipment and contractual or other legal obli-
18 gations, properly dedicated to generation or conservation, that were prudent
19 at the time the obligations were assumed but the full benefits of which are
20 no longer available to consumers as a direct result of ORS 757.600 to 757.667,
21 absent transition credits. ‘Economic utility investment’ does not include
22 costs or expenses disallowed by the commission in a prudence review or
23 other proceeding, to the extent of such disallowance, and does not include
24 fines or penalties authorized and imposed under state or federal law.

25 “(11) ‘Electric company’ means an entity engaged in the business of dis-
26 tributing electricity to retail electricity consumers in this state, but does not
27 include a consumer-owned utility.

28 “(12) ‘Electric cooperative’ means an electric cooperative corporation or-
29 ganized under ORS chapter 62 or under the laws of another state if the ser-
30 vice territory of the electric cooperative includes a portion of this state.

1 “(13) ‘Electric utility’ means an electric company or consumer-owned
2 utility that is engaged in the business of distributing electricity to retail
3 electricity consumers in this state.

4 “(14) ‘Electricity’ means electric energy, measured in kilowatt-hours, or
5 electric capacity, measured in kilowatts, or both.

6 “(15) ‘Electricity services’ means electricity distribution, transmission,
7 generation or generation-related services.

8 “(16) ‘Electricity service supplier’ means a person or entity that offers to
9 sell electricity services available pursuant to direct access to more than one
10 retail electricity consumer. ‘Electricity service supplier’ does not include
11 an electric utility selling electricity to retail electricity consumers in its own
12 service territory.

13 “(17) ‘Governing body’ means the board of directors or the commissioners
14 of an electric cooperative or people’s utility district, or the council or board
15 of a city with respect to a municipal electric utility.

16 “(18) ‘Load’ means the amount of electricity delivered to or required by
17 a retail electricity consumer at a specific point of delivery.

18 “(19) ‘Low-income weatherization’ means repairs, weatherization and in-
19 stallation of energy efficient appliances and fixtures for low-income resi-
20 dences for the purpose of enhancing energy efficiency.

21 “(20) ‘Municipal electric utility’ means an electric distribution utility
22 owned and operated by or on behalf of a city.

23 “(21) ‘New renewable energy resource’ means a renewable energy resource
24 project, or a new addition to an existing renewable energy resource project,
25 or the electricity produced by the project, that is not in operation on July
26 23, 1999. ‘New renewable energy resource’ does not include any portion of a
27 renewable energy resource project under contract to the Bonneville Power
28 Administration on or before July 23, 1999.

29 “(22) ‘One average megawatt’ means 8,760,000 kilowatt-hours of electricity
30 per year.

1 “(23) ‘People’s utility district’ has the meaning given that term in ORS
2 261.010.

3 “(24) ‘Portfolio access’ means the ability of a retail electricity consumer
4 to choose from a set of product and pricing options for electricity determined
5 by the governing board of a consumer-owned utility and may include product
6 and pricing options offered by the utility or by an electricity service sup-
7 plier.

8 “(25) ‘Power generation company’ means a company engaged in the pro-
9 duction and sale of electricity to wholesale customers, including but not
10 limited to independent power producers, affiliated generation companies,
11 municipal and state authorities, provided the company is not regulated by
12 the commission.

13 “(26) ‘Qualifying expenditures’ means those expenditures for energy con-
14 servation measures that have a simple payback period of not less than one
15 year and not more than 10 years, and expenditures for the above-market costs
16 of new renewable energy resources, provided that the State Department of
17 Energy by rule may establish a limit on the maximum above-market cost for
18 renewable energy that is allowed as a credit.

19 “(27) ‘Renewable energy resources’ means:

20 “(a) Electricity generation facilities fueled by wind, waste, solar or
21 geothermal power or by low-emission nontoxic biomass based on solid or-
22 ganic fuels from wood, forest and field residues.

23 “(b) Dedicated energy crops available on a renewable basis.

24 “(c) Landfill gas and digester gas.

25 “(d) Hydroelectric facilities located outside protected areas as defined by
26 federal law in effect on July 23, 1999.

27 “(28) ‘Residential electricity consumer’ means an electricity consumer
28 who resides at a dwelling primarily used for residential purposes. ‘Residen-
29 tial electricity consumer’ does not include retail electricity consumers in a
30 dwelling typically used for residency periods of less than 30 days, including

1 hotels, motels, camps, lodges and clubs. As used in this subsection,
2 ‘dwelling’ includes but is not limited to single family dwellings, separately
3 metered apartments, adult foster homes, manufactured dwellings, recre-
4 ational vehicles and floating homes.

5 “(29) ‘Retail electricity consumer’ means the end user of electricity for
6 specific purposes such as heating, lighting or operating equipment, and in-
7 cludes all end users of electricity served through the distribution system of
8 an electric utility on or after July 23, 1999, whether or not each end user
9 purchases the electricity from the electric utility.

10 “(30) ‘Site’ means a single contiguous area of land containing buildings
11 or other structures that are separated by not more than 1,000 feet, or
12 buildings and related structures that are interconnected by facilities owned
13 by a single retail electricity consumer and that are served through a single
14 electric meter.

15 “(31) ‘Transition charge’ means a charge or fee that recovers all or a
16 portion of an uneconomic utility investment.

17 “(32) ‘Transition credit’ means a credit that returns to consumers all or
18 a portion of the benefits from an economic utility investment.

19 “(33) ‘Transmission facility’ means the plant and equipment used to
20 transmit electricity in interstate commerce.

21 “(34) ‘**Transportation electrification**’ means:

22 “(a) **The use of electricity from external sources to provide power**
23 **to all or part of a vehicle;**

24 “(b) **Programs related to developing the use of electricity for the**
25 **purpose described in paragraph (a) of this subsection; and**

26 “(c) **Infrastructure investments related to developing the use of**
27 **electricity for the purpose described in paragraph (a) of this sub-**
28 **section.**

29 “[34] (35) ‘Undue market power’ means the unfair or improper exercise
30 of influence to increase or decrease the availability or price of a service or

1 product in a manner inconsistent with competitive markets.

2 “[35] (36) ‘Uneconomic utility investment’ means all electric company
3 investments, including plants and equipment and contractual or other legal
4 obligations, properly dedicated to generation, conservation and workforce
5 commitments, that were prudent at the time the obligations were assumed
6 but the full costs of which are no longer recoverable as a direct result of
7 ORS 757.600 to 757.667, absent transition charges. ‘Uneconomic utility in-
8 vestment’ does not include costs or expenses disallowed by the commission
9 in a prudence review or other proceeding, to the extent of such disallowance,
10 and does not include fines or penalties as authorized by state or federal law.

11 **“SECTION 140.** ORS 757.676 is amended to read:

12 “757.676. The governing body of a consumer-owned utility is authorized
13 to determine whether and under what terms and conditions it will offer its
14 retail electricity consumers direct access, portfolio access or other forms of
15 access to electric service suppliers. In making such determination, the gov-
16 erning body of a consumer-owned utility shall consider such factors as it
17 deems appropriate. A consumer-owned utility shall have sole authority to
18 determine:

19 “(1) The quality and nature of electric service, including but not limited
20 to different product and pricing options, which shall be made available to its
21 retail electricity consumers.

22 “(2) The extent to which products and services will be unbundled and the
23 rates, tariffs, terms and conditions on which they may be offered.

24 “(3) Whether one or more pilot programs for direct access, portfolio ac-
25 cess or other forms of access to alternative suppliers will be offered.

26 “(4) Notwithstanding ORS 757.600 (10) and [(35),] (36), what constitutes
27 an economic or uneconomic utility investment, the value of such investments
28 and, in the case of uneconomic utility investments, the manner and means
29 of mitigating such investments.

30 “(5) Whether and on what basis a transition charge will be adopted, as-

1 sessed and collected from a retail electricity consumer located within the
2 utility's service territory, including but not limited to a nonbypassable dis-
3 tribution charge, the amount and period of recovery for the charges, the al-
4 location of the charges among retail electricity consumers located within the
5 utility's service territory and the method of collecting such charges including
6 but not limited to whether to impose a nonbypassable distribution charge.

7 “(6) The manner of collecting stranded distribution charges, systems ben-
8 efit charges, franchise fees, taxes and payments made in lieu of taxes from
9 retail electricity consumers located within the utility's service territory for
10 electric power transactions using transmission facilities, whether or not such
11 transactions use distribution facilities. The governing body may assign
12 charges on the basis of usage, demand or any combination or method it finds
13 appropriate. Charges need not be assigned to specific facilities.

14 “(7) The collection from retail electricity consumers located within the
15 utility's service territory through rates, fees or charges, including the impo-
16 sition of a nonbypassable distribution charge, in amounts sufficient to re-
17 cover 100 percent of stranded costs imposed by, or incurred pursuant to the
18 purchase of cost-based electric power from, the Bonneville Power Adminis-
19 tration. Such stranded cost charges may include the difference in cost asso-
20 ciated with purchasing electric power from the Bonneville Power
21 Administration and the cost of purchasing a like and similar amount of
22 electric power at market prices.

23 “(8) The establishment of technical capability requirements, financial re-
24 sponsibility requirements and other protections for retail electricity con-
25 sumers located within the utility's service territory and the consumer-owned
26 utility in dealings with electric service suppliers.

27 “(9) Access to or use of the utility's transmission facilities or distribution
28 system by retail electricity consumers or electric service suppliers.

29 “(10) The utility's qualification standards for energy service suppliers in
30 addition to any certification standards established by the Public Utility

1 Commission, provided that the qualification standards are uniformly applied
2 to electricity service providers in a nondiscriminatory manner.

3 **“SECTION 141. The amendments to ORS 757.612 by section 138 of
4 this 2017 Act apply to public purpose charge moneys allocated on or
5 after the effective date of this 2017 Act.**

6

7

“REPEALS

8

9 **“SECTION 142. ORS 184.613, 184.616, 184.618, 184.889 and 367.017 and
10 section 17, chapter 63, Oregon Laws 2012, are repealed.**

11 **“SECTION 143. (1) The Urban Trail Fund, established under ORS
12 367.017, is abolished.**

13 **“(2) Any moneys remaining in the Urban Trail Fund on the effective
14 date of this 2017 Act that are unexpended, unobligated and not subject
15 to any conditions shall be transferred to the Connect Oregon Fund
16 established under ORS 367.080 for the purposes of providing grants for
17 bicycle and pedestrian transportation projects.**

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“CAPTIONS

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21 **“SECTION 144. The unit and section captions used in this 2017 Act
22 are provided only for the convenience of the reader and do not become
23 part of the statutory law of this state or express any legislative intent
24 in the enactment of this 2017 Act.**

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“EFFECTIVE DATE

27

28 **“SECTION 145. This 2017 Act takes effect on the 91st day after the
29 date on which the 2017 regular session of the Seventy-ninth Legislative
30 Assembly adjourns sine die.”.**

