

**A-Engrossed**  
**House Bill 2592**

Ordered by the House May 30  
Including House Amendments dated May 30

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Joint Interim Committee on Transportation)

**SUMMARY**

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

*[Directs Department of Transportation to study development of uniform standards for speed bump height and markings and report on findings to interim committees of Legislative Assembly related to transportation on or before September 15, 2020.]*

*[Sunsets January 2, 2021.]*

**Modifies and adds laws related to transportation.**

**Takes effect on 91st day following adjournment sine die.**

**A BILL FOR AN ACT**

1  
2 Relating to transportation; creating new provisions; amending ORS 184.612, 184.665, 319.665, 319.671,  
3 320.400, 320.430, 320.440, 320.470, 366.747, 367.080, 367.081, 367.084, 367.095, 367.097, 801.194,  
4 801.285, 803.203, 803.420, 818.340, 823.012, 825.141, 825.450, 825.452 and 825.454 and section 18,  
5 chapter 30, Oregon Laws 2010, section 7, chapter 700, Oregon Laws 2015, sections 45, 71f, 148,  
6 149 and 150, chapter 750, Oregon Laws 2017, and sections 30a and 30b, chapter 93, Oregon Laws  
7 2018; repealing ORS 367.089 and 824.237 and section 1, chapter 55, Oregon Laws 2012, and sec-  
8 tion 71c, chapter 750, Oregon Laws 2017; and prescribing an effective date.

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

10 **SECTION 1.** ORS 320.400, as amended by section 10, chapter 93, Oregon Laws 2018, is amended  
11 to read:

12 320.400. As used in ORS 320.400 to 320.490 and 803.203:

13 (1)(a) "Bicycle" means:

14 **(A)** A vehicle that is designed to be operated on the ground on wheels and is propelled exclu-  
15 sively by human power[.]; **or**

16 *[(b)]* **(B)** *["Bicycle" includes]* An electric assisted bicycle as defined in ORS 801.258.

17 *[(c)]* **(b)** "Bicycle" does not include:

18 **(A) Carts;**

19 **(B) Durable medical equipment;[.]**

20 **(C) In-line skates;**

21 **(D) Roller skates;**

22 **(E) Skateboards;**

23 **(F) Stand-up scooters;**

24 **(G) Strollers designed for the transportation of children;**

25 **(H) Trailer cycles or other bicycle attachments; or**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1       **(I) Wagons.**

2       (2)(a) "Retail sales price" means the total price paid at retail for a taxable vehicle, exclusive  
3 of the amount of any excise, privilege or use tax, to a seller by a purchaser of the taxable vehicle.

4       (b) "Retail sales price" does not include the retail value of:

5       (A) Modifications to a taxable vehicle that are necessary for a person with a disability to enter  
6 or drive or to otherwise operate or use the vehicle.

7       (B) Customized industrial modifications to the chassis of a truck that has a gross vehicle weight  
8 rating of at least 10,000 pounds and not more than 26,000 pounds.

9       (3) "Seller" means:

10      (a) With respect to the privilege tax imposed under ORS 320.405 and the use tax imposed under  
11 ORS 320.410, a vehicle dealer.

12      (b) With respect to the excise tax imposed under ORS 320.415, a person engaged in whole or in  
13 part in the business of selling bicycles.

14      (4) "Taxable bicycle" means a new bicycle that has a retail sales price of \$200 or more.

15      (5) "Taxable motor vehicle" means a vehicle that:

16      (a) Has a gross vehicle weight rating of 26,000 pounds or less;

17      (b)(A) If equipped with an odometer, has 7,500 miles or less on the odometer; or

18      (B) If not equipped with an odometer, has a manufacturer's certificate of origin or a  
19 manufacturer's statement of origin; and

20      (c) Is:

21      (A) A vehicle as defined in ORS 744.850, other than an all-terrain vehicle or a trailer;

22      (B) A camper as defined in ORS 801.180;

23      (C) A commercial bus as defined in ORS 801.200;

24      (D) A commercial motor vehicle as defined in ORS 801.208;

25      (E) A commercial vehicle as defined in ORS 801.210;

26      (F) A fixed load vehicle as defined in ORS 801.285;

27      (G) A moped as defined in ORS 801.345;

28      (H) A motor home as defined in ORS 801.350;

29      (I) A motor truck as defined in ORS 801.355;

30      (J) A tank vehicle as defined in ORS 801.522;

31      (K) A trailer as defined in ORS 801.560 that is required to be registered in this state;

32      (L) A truck tractor as defined in ORS 801.575; or

33      (M) A worker transport bus as defined in ORS 801.610.

34      (6) "Taxable vehicle" means a taxable bicycle or a taxable motor vehicle.

35      (7) "Transportation project taxes" means the privilege tax imposed under ORS 320.405, the use  
36 tax imposed under ORS 320.410 and the excise tax imposed under ORS 320.415.

37      (8)(a) "Vehicle dealer" means:

38      (A) A person engaged in business in this state that is required to obtain a vehicle dealer cer-  
39 tificate under ORS 822.005; and

40      (B) A person engaged in business in another state that would be subject to ORS 822.005 if the  
41 person engaged in business in this state.

42      (b) Notwithstanding paragraph (a) of this subsection, a person is not a vehicle dealer for pur-  
43 poses of ORS 320.400 to 320.490 and 803.203 to the extent the person:

44      (A) Conducts an event that lasts less than seven consecutive days, for which the public is  
45 charged admission and at which otherwise taxable motor vehicles are sold at auction; or

1 (B) Sells an otherwise taxable motor vehicle at auction at an event described in this paragraph.

2 **SECTION 2.** ORS 320.430 is amended to read:

3 320.430. (1)(a) If the amount of transportation project taxes paid by a seller or purchaser ex-  
4 ceeds the amount of taxes due, the Department of Revenue shall refund the amount of the excess.

5 [(2)] (b) Except as provided in **paragraph (c) of this subsection [(3) of this section]**, the period  
6 prescribed for the department to allow or make a refund of any overpayment of transportation  
7 project taxes paid shall be as provided in ORS 314.415.

8 [(3)] (c) The department shall apply any overpayment of tax first to any amount of transporta-  
9 tion project taxes that is then outstanding.

10 **(2)(a) This subsection applies whenever a taxable motor vehicle with respect to which the**  
11 **privilege tax imposed under ORS 320.405 has been paid by the vehicle dealer is returned by**  
12 **or on behalf of the purchaser to the vehicle dealer pursuant to ORS 646A.400 to 646A.418.**

13 **(b) The vehicle dealer shall notify the department of the return of the taxable motor**  
14 **vehicle, and the department shall refund the amount of the privilege tax collected with re-**  
15 **spect to the taxable motor vehicle to the vehicle dealer.**

16 **(c) Upon receipt of the refund under this subsection, the vehicle dealer shall return the**  
17 **amount received under paragraph (b) of this subsection to the purchaser.**

18 **SECTION 3. The amendments to ORS 320.430 by section 2 of this 2019 Act apply to priv-**  
19 **ilege taxes paid with respect to taxable motor vehicles that are returned by the purchaser**  
20 **on or after the effective date of this 2019 Act.**

21 **SECTION 4.** ORS 801.194 is amended to read:

22 801.194. (1) "Class III all-terrain vehicle" means a motorcycle that travels on two tires and that  
23 is actually being operated off highway.

24 (2) "Class IV all-terrain vehicle" means any motorized vehicle that:

25 (a) Travels on four or more pneumatic tires that are six inches or more in width and that are  
26 designed for use on wheels with a rim diameter of 14 inches or less;

27 (b) Is designed for or capable of cross-country travel on or immediately over land, water, sand,  
28 snow, ice, marsh, swampland or other natural terrain;

29 (c) Has nonstraddle seating;

30 (d) Has a steering wheel for steering control;

31 (e) Has a dry weight of [1,800] **2,500** pounds or less; and

32 (f) Is [65] **80** inches wide or less at its widest point.

33 **SECTION 5. Section 6 of this 2019 Act is added to and made a part of the Oregon Vehicle**  
34 **Code.**

35 **SECTION 6. Notwithstanding ORS 803.445 (5), a metropolitan service district established**  
36 **under ORS chapter 268 may impose a vehicle registration fee that does not exceed the sum**  
37 **of the fee imposed under ORS 803.420 (6)(a) and the fee applicable to the registered vehicle**  
38 **under ORS 803.422, if the vehicle registration fee is approved by the electors of the district**  
39 **before December 31, 2022.**

40 **SECTION 7.** Section 45, chapter 750, Oregon Laws 2017, as amended by section 43, chapter 93,  
41 Oregon Laws 2018, is amended to read:

42 **Sec. 45.** (1)(a) For calendar years beginning on or after January 1, 2020, the rates determined  
43 under ORS 319.020 (1)(b) and 319.530 (1) shall each be increased by two cents only if the Oregon  
44 Transportation Commission submits a report in the manner provided by ORS 192.245 on or before  
45 December 1, 2019, to the Joint Committee on Transportation established under ORS 171.858 stating

1 that:

2 (A) The commission has identified sufficient shovel-ready highway projects and highway main-  
3 tenance or operational uses of the increased fuel tax revenue to justify the increase;

4 (B) The set of uniform standards required under ORS 184.657 (1) has been developed and the  
5 standards are being followed;

6 (C) The reports [*required*] **received** from cities and counties under ORS 184.657 (2) have been  
7 submitted and posted by the commission as required under ORS 184.657 (3);

8 (D) The Department of Transportation is implementing the registration fees and title fees de-  
9 scribed in ORS 803.091 and 803.422; and

10 (E) The Interstate 205 Active Traffic Management Project and the Interstate 205 Corridor Bot-  
11 tleneck Project have been completed.

12 (b) In addition to the facts stated in the report required under paragraph (a) of this subsection,  
13 the Oregon Transportation Commission shall also submit with the report:

14 (A) A list of the shovel-ready highway projects the commission expects to undertake with the  
15 revenue that will become available as a result of the increase;

16 (B) The amount of bonds the commission considers necessary to be issued to complete shovel-  
17 ready highway projects scheduled to be commenced after January 1, 2020;

18 (C) The construction and financial status of uncompleted in-progress projects exceeding \$20  
19 million identified in chapter 750, Oregon Laws 2017;

20 (D) The status of the Treasure Valley Intermodal Facility Project and the Value Pricing Set-Up  
21 Project;

22 (E) Design, cost analysis and construction option packages for the Interstate 5 Rose Quarter  
23 Project for consideration by the Legislative Assembly; and

24 (F) The design, construction, financial status and progress of projects costing more than \$20  
25 million that are identified in chapter 750, Oregon Laws 2017, including, but not limited to, the  
26 Interstate 205 Abernethy Bridge Project, the Interstate 205 Freeway Widening Project, the State  
27 Highway 217 Northbound Project and the State Highway 217 Southbound Project, and any other  
28 state transportation projects implemented after October 6, 2017.

29 (2)(a) For calendar years beginning on or after January 1, 2022, the rates determined under ORS  
30 319.020 (1)(b) and 319.530 (1) and subsection (1) of this section shall each be increased by two cents  
31 only if the Oregon Transportation Commission submits a report in the manner provided by ORS  
32 192.245 on or before December 1, 2021, to the Joint Committee on Transportation established under  
33 ORS 171.858 stating that:

34 (A) The Continuous Improvement Advisory Committee appointed under ORS 184.665 has re-  
35 viewed and reported to the commission on all transportation projects costing \$50 million or more  
36 and completed not less than six months prior to the date of the report required under this para-  
37 graph;

38 (B) The recommendations for improvement reported by the Continuous Improvement Advisory  
39 Committee to the commission at least six months prior to the date of the report required under this  
40 paragraph, **and approved by the commission**, have been implemented **or plans for implementa-**  
41 **tion have been developed**;

42 (C) The commission has identified sufficient shovel-ready highway projects and highway main-  
43 tenance or operational uses of the increased fuel tax revenue to justify the increase;

44 (D) The set of uniform standards required under ORS 184.657 (1) has been developed and **the**  
45 **standards** are being followed;

1 (E) The reports [required] **received** from cities and counties under ORS 184.657 (2) have been  
2 [submitted and] posted by the commission as required under ORS 184.657 (3);

3 (F) Under ORS 184.657 (4), payments from the State Highway Fund have been withheld from  
4 cities and counties that failed to submit reports as required under ORS 184.657 (2); **and**

5 [(G) *To the best knowledge of the commission, all bodies scheduled to receive fuel tax revenue*  
6 *pursuant to chapter 750, Oregon Laws 2017, after the operative date of the increase are in compliance*  
7 *with ORS 279C.305 or under review by the Bureau of Labor and Industries for compliance with ORS*  
8 *279C.305, or the commission has requested from the bureau confirmation of such compliance; and]*

9 [(H)] (G) The Department of Transportation is implementing the registration fees and title fees  
10 described in ORS 803.091 and 803.422.

11 (b) In addition to the facts stated in the report required under paragraph (a) of this subsection,  
12 the Oregon Transportation Commission shall also identify in the report:

13 (A) A list of the shovel-ready highway projects the commission expects to undertake with the  
14 revenue that will become available as a result of the increase;

15 (B) The amount of bonds the commission considers necessary to be issued to complete shovel-  
16 ready highway projects scheduled to be commenced after January 1, 2022;

17 (C) The construction and financial status of uncompleted in-progress projects exceeding \$50  
18 million identified in chapter 750, Oregon Laws 2017; and

19 (D) The design, construction, financial status and progress of projects costing more than \$20  
20 million that are identified in chapter 750, Oregon Laws 2017, including, but not limited to, the  
21 Interstate 5 Rose Quarter Project, the Interstate 205 Abernethy Bridge Project, the Interstate 205  
22 Freeway Widening Project, the State Highway 217 Northbound Project, the Newberg-Dundee Bypass  
23 Project and the State Highway 217 Southbound Project, and any other state transportation projects  
24 implemented after October 6, 2017.

25 (c) **If the Commissioner of the Bureau of Labor and Industries has found substantial**  
26 **evidence, under ORS 279C.306, that a contracting agency that would otherwise receive in-**  
27 **creased amounts of fuel tax revenues pursuant to this section on or after January 1, 2022,**  
28 **has violated ORS 279C.305 within the five years immediately preceding the date of the**  
29 **commissioner's finding, or has materially breached an agreement entered into pursuant to**  
30 **ORS 279C.306, the Department of Transportation shall withhold the increased amounts until**  
31 **the final resolution of the violation or breach is determined under ORS 279C.306.**

32 (3)(a) For calendar years beginning on or after January 1, 2024, the rates determined under ORS  
33 319.020 (1)(b) and 319.530 (1) and subsections (1) and (2) of this section shall each be increased by  
34 two cents only if the Oregon Transportation Commission submits a report in the manner provided  
35 by ORS 192.245 on or before December 1, 2023, to the Joint Committee on Transportation estab-  
36 lished under ORS 171.858 stating that:

37 (A) The Continuous Improvement Advisory Committee appointed under ORS 184.665 has re-  
38 viewed and reported to the commission on all transportation projects costing \$50 million or more  
39 and completed not less than six months prior to the date of the report required under this para-  
40 graph;

41 (B) The recommendations for improvement reported by the Continuous Improvement Advisory  
42 Committee to the commission at least six months prior to the date of the report required under this  
43 paragraph, **and approved by the commission, have been implemented or plans for implementa-**  
44 **tion have been developed;**

45 (C) The commission has identified sufficient shovel-ready highway projects and highway main-

1 tenance or operational uses of the increased fuel tax revenue to justify the increase;

2 (D) The set of uniform standards required under ORS 184.657 (1) has been developed and **the**  
3 **standards** are being followed;

4 (E) The reports [*required*] **received** from cities and counties under ORS 184.657 (2) have been  
5 [*submitted and*] posted by the commission as required under ORS 184.657 (3); **and**

6 (F) Under ORS 184.657 (4), payments from the State Highway Fund have been withheld from  
7 cities and counties that failed to submit reports as required under ORS 184.657 (2).*]; and]*

8 [*(G) To the best knowledge of the commission, all bodies scheduled to receive fuel tax revenue*  
9 *pursuant to chapter 750, Oregon Laws 2017, after the operative date of the increase are in compliance*  
10 *with ORS 279C.305 or under review by the Bureau of Labor and Industries for compliance with ORS*  
11 *279C.305, or the commission has requested from the bureau confirmation of such compliance.]*

12 (b) In addition to the facts stated in the report required under paragraph (a) of this subsection,  
13 the Oregon Transportation Commission shall also submit with the report:

14 (A) A list of the shovel-ready highway projects the commission expects to undertake with the  
15 revenue that will become available as a result of the increase;

16 (B) The amount of bonds the commission considers necessary to be issued to complete shovel-  
17 ready highway projects scheduled to be commenced after January 1, 2024; and

18 (C) The design, construction, financial status and progress of projects costing more than \$20  
19 million that are identified in chapter 750, Oregon Laws 2017, including, but not limited to, the  
20 Interstate 5 Rose Quarter Project, the Interstate 205 Abernethy Bridge Project, the Interstate 205  
21 Freeway Widening Project, the State Highway 217 Northbound Project, the Newberg-Dundee Bypass  
22 Project and the State Highway 217 Southbound Project, and any other state transportation projects  
23 implemented after October 6, 2017.

24 (c) **If the Commissioner of the Bureau of Labor and Industries has found substantial**  
25 **evidence, under ORS 279C.306, that a contracting agency that would otherwise receive in-**  
26 **creased amounts of fuel tax revenues pursuant to this section on or after January 1, 2024,**  
27 **has violated ORS 279C.305 within the five years immediately preceding the date of the**  
28 **commissioner's finding, or has materially breached an agreement entered into pursuant to**  
29 **ORS 279C.306, the Department of Transportation shall withhold the increased amounts until**  
30 **the final resolution of the violation or breach is determined under ORS 279C.306.**

31 **SECTION 8.** ORS 184.612 is amended to read:

32 184.612. (1) There is established the Oregon Transportation Commission consisting of five mem-  
33 bers appointed by the Governor, subject to confirmation by the Senate pursuant to [*section 4,*] Arti-  
34 cle III, **section 4, of the Oregon Constitution.** A member serves at the pleasure of the Governor.

35 (2) The Governor shall appoint members of the commission in compliance with all of the fol-  
36 lowing:

37 (a) Members shall be appointed with consideration of the different geographic regions of the  
38 state with one member being a resident of the area east of the Cascade Range.

39 (b) Not more than three members who belong to one political party. Party affiliation shall be  
40 determined by the appropriate entry on official election registration cards.

41 [*(3) At the time of appointment, a member may not have any direct or indirect financial or fiduciary*  
42 *interest related to the commission's duties. If a conflict arises after a member's appointment, the mem-*  
43 *ber shall declare the conflict and abstain from deliberations and voting on the matter under consider-*  
44 *ation by the commission.]*

45 **(3) At the time of appointment, a member or a relative of a member, as defined in ORS**

1 **244.020, may not have an actual conflict of interest, as defined in ORS 244.020.**

2 (4) **Notwithstanding ORS 244.120 (2), when met with a potential or actual conflict of in-**  
3 **terest, as those terms are defined in ORS 244.020, a member shall announce publicly the**  
4 **nature of the potential or actual conflict and:**

5 (a) **Except as provided in paragraph (b) of this subsection, refrain from participating as**  
6 **a public official in any discussion or debate on the issue out of which the potential or actual**  
7 **conflict arises or from voting on the issue.**

8 (b) **If the member's vote is necessary to meet a requirement of a minimum number of**  
9 **votes to take official action, be eligible to vote, but not to participate as a public official in**  
10 **any discussion or debate on the issue out of which the potential or actual conflict arises.**

11 [(4)] (5) The term of office of each member is four years. Before the expiration of the term of  
12 a member, the Governor shall appoint a successor whose term begins on July 1 next following. A  
13 member is eligible for reappointment. In case of a vacancy for any cause, the Governor shall appoint  
14 a person to fill the office for the unexpired term.

15 [(5)] (6) The Governor shall appoint one of the members as chairperson. The chairperson shall  
16 appoint one of the other members as vice chairperson. The chairperson and vice chairperson shall  
17 have such terms, duties and powers as the Oregon Transportation Commission determines are nec-  
18 essary for the performance of such offices.

19 [(6)] (7) A majority of the members of the commission constitutes a quorum. If a quorum is  
20 present at a meeting, the commission may take action by an affirmative vote by a majority of the  
21 members who are present. An individual member may not exercise individually any administrative  
22 authority with respect to the Department of Transportation.

23 [(7)] (8) The commission shall meet at least quarterly, at a time and place determined by the  
24 commission. The commission shall also meet at such other times and places as are specified by the  
25 call of the chairperson or of a majority of the commission.

26 [(8)] (9) A vacancy does not impair the right of the remaining members to exercise all the  
27 powers of the commission, except that three members of the commission must agree in the selection,  
28 vacation or abandonment of state highways, and in case the members are unable to agree the Gov-  
29 ernor shall have the right to vote as a member of the commission.

30 [(9)] (10) The commission shall keep complete and accurate records of all the meetings, trans-  
31 actions and business of the commission at the office of the department.

32 [(10)] (11) The commission may provide an official seal.

33 [(11)] (12) The commission may hire staff the commission deems necessary to assist the com-  
34 mission in carrying out its duties. The staff shall be considered employees of the department for  
35 purposes of the State Personnel Relations Law under ORS chapter 240.

36 [(12)] (13) A member of the commission is entitled to compensation and expenses as provided  
37 by ORS 292.495.

38 **SECTION 9.** ORS 184.665 is amended to read:

39 184.665. (1) The Oregon Transportation Commission shall appoint a Continuous Improvement  
40 Advisory Committee composed of members of the commission, employees of the Department of  
41 Transportation and transportation stakeholders. The committee shall be of such size and represen-  
42 tation as the commission determines appropriate.

43 (2) The committee shall:

44 (a) Advise the commission on ways to maximize the efficiency of the department to allow in-  
45 creased investment in the transportation system over the short, medium and long term.

1 (b) Develop key performance measures, based on desired outcomes, for each division of the de-  
2 partment. The committee shall submit key performance measures to the commission for its approval.  
3 The committee shall report to the commission at least once per year on the status of key perform-  
4 ance measures and what steps are being taken by the department to achieve the goals of the key  
5 performance measures.

6 (3) The committee shall periodically report to the commission. The reports must include recom-  
7 mendations on ways the commission and the department may execute their duties more efficiently.

8 (4) Each odd-numbered year, the commission shall submit a report, in the manner provided by  
9 ORS 192.245, to the Joint Committee on Transportation established under ORS 171.858. The report  
10 must include information on the activities and recommendations of the committee and information  
11 on any actions taken by the commission or the department to implement recommendations of the  
12 committee.

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

17 **(6) Members of the committee are entitled to compensation and expenses as provided**  
18 **under ORS 292.495.**

19 **SECTION 10.** Section 71f, chapter 750, Oregon Laws 2017, is amended to read:

20 **Sec. 71f.** (1) Notwithstanding ORS 367.080 to [367.086] **367.089** and subject to subsection (3) of  
21 this section and the availability of funds, the Department of Transportation shall first distribute the  
22 moneys in the Connect Oregon Fund, other than moneys dedicated for purposes described in Article  
23 XV, section 4a, of the Oregon Constitution, for the projects listed in subsection (2) of this section.

24 (2) The department shall distribute the following amounts for the projects listed below:  
25

---

26	
27	(a) Mid-Willamette Valley
28	Intermodal Facility..... \$ 25 million
29	(b) Treasure Valley
30	Intermodal Facility..... \$ 26 million
31	(c) Rail expansion in
32	East Beach Industrial
33	Park at the
34	Port of Morrow..... \$ 6.55 million
35	(d) Extend [Brooks] rail
36	siding <b>along the Amtrak</b>
37	<b>Cascade line in Oregon</b>
38	<b>south of the City</b>
39	<b>of Portland</b> ..... \$ 2.6 million
40	

---

41  
42 (3) No later than January 1, 2020, to receive a distribution under this section, a potential re-  
43 cipient of moneys shall prepare and submit a plan to the Oregon Transportation Commission. At a  
44 minimum, the plan submitted must certify when and how the potential recipient plans to spend the  
45 moneys for the project with no more than five percent of the allocated funds to be available to re-



1 recipients for development of the plan. The commission shall promptly review any submitted plans and  
 2 if the commission approves the plan, the Department of Transportation shall distribute the moneys  
 3 after adopting an agreement with the recipient. The agreement shall follow rules adopted by the  
 4 commission for projects that receive grants from the Connect Oregon Fund.

5 (4) After the distributions, if any, are made under this section, the remainder of the moneys in  
 6 the Connect Oregon Fund shall be distributed as described in ORS 367.080 to [367.086] **367.089**.

7 **SECTION 11.** Section 18, chapter 30, Oregon Laws 2010, as amended by section 71L, chapter  
 8 750, Oregon Laws 2017, and section 32, chapter 93, Oregon Laws 2018, is amended to read:

9 **Sec. 18.** [(1) *The Department of Transportation shall report semiannually to the legislative com-*  
 10 *mittees on revenue if the Legislative Assembly is in session or, if the Legislative Assembly is not in*  
 11 *session, to the Legislative Revenue Officer. The department's report shall include an estimate of the*  
 12 *amounts received in the previous two quarters from the increased taxes and fees established in chapter*  
 13 *865, Oregon Laws 2009, and an estimate of the projected revenue in the current quarter from the in-*  
 14 *creased taxes and fees established in chapter 865, Oregon Laws 2009.]*

15 [(2) *In addition to the report described in subsection (1) of this section,*] The Department of  
 16 Transportation shall report semiannually to the legislative committees on revenue if the Legislative  
 17 Assembly is in session or, if the Legislative Assembly is not in session, to the Legislative Revenue  
 18 Officer. The department's report shall include:

19 [(a)] (1) An estimate of the amounts received in the previous two quarters from the increased  
 20 taxes and fees established in ORS 803.091 and 803.422 and section 45, chapter 750, Oregon Laws  
 21 2017, and the amendments to ORS 319.020, 319.530, 803.420, 803.645, 818.225, 818.270, [825.450,]  
 22 825.476, 825.480 and 826.023 by sections 34, 35, 40 to 43, 48, 49, 51, 52, 54, [57,] 63, 64, 66, 67 and 70,  
 23 chapter 750, Oregon Laws 2017, and an estimate of the projected revenue in the current quarter and  
 24 the next quarter from the increased taxes and fees established in ORS 803.091 and 803.422 and sec-  
 25 tion 45, chapter 750, Oregon Laws 2017, and the amendments to ORS 319.020, 319.530, 803.420,  
 26 803.645, 818.225, 818.270, [825.450,] 825.476, 825.480 and 826.023 by sections 34, 35, 40 to 43, 48, 49,  
 27 51, 52, 54, [57,] 63, 64, 66, 67 and 70, chapter 750, Oregon Laws 2017.

28 [(b)] (2) An estimate of the amounts received in the previous biennium to date from the in-  
 29 creased taxes and fees established in ORS 803.091 and 803.422 and section 45, chapter 750, Oregon  
 30 Laws 2017, and the amendments to ORS 319.020, 319.530, 803.420, 803.645, 818.225, 818.270,  
 31 [825.450,] 825.476, 825.480 and 826.023 by sections 34, 35, 40 to 43, 48, 49, 51, 52, 54, [57,] 63, 64, 66,  
 32 67 and 70, chapter 750, Oregon Laws 2017, and an estimate of the projected revenue in the remain-  
 33 ing current biennium from the increased taxes and fees established in ORS 803.091 and 803.422 and  
 34 section 45, chapter 750, Oregon Laws 2017, and the amendments to ORS 319.020, 319.530, 803.420,  
 35 803.645, 818.225, 818.270, [825.450,] 825.476, 825.480 and 826.023 by sections 34, 35, 40 to 43, 48, 49,  
 36 51, 52, 54, [57,] 63, 64, 66, 67 and 70, chapter 750, Oregon Laws 2017.

37 [(c)] (3) Information about the expenditures and distributions made under ORS 367.095, including  
 38 but not limited to:

39 [(A)] (a) Information about the department's total funds as well as the funds raised separately  
 40 by the increased taxes and fees established in ORS 803.091 and 803.422 and section 45, chapter 750,  
 41 Oregon Laws 2017, and the amendments to ORS 319.020, 319.530, 803.420, 803.645, 818.225, 818.270,  
 42 [825.450,] 825.476, 825.480 and 826.023 by sections 34, 35, 40 to 43, 48, 49, 51, 52, 54, [57,] 63, 64, 66,  
 43 67 and 70, chapter 750, Oregon Laws 2017, and expended as described in ORS 367.095 [(3)/(c)] (3).

44 [(B)] (b) Semiannual amounts that include all the actual and forecasted expenditures and dis-  
 45 tributions made under ORS 367.095 for each quarter of the current biennium and the forecasted

1 expenditures and distributions for the following biennium.

2 **SECTION 12.** ORS 803.203 is amended to read:

3 803.203. (1) A person that purchases a taxable motor vehicle from a seller that is not subject to  
4 the privilege tax imposed under ORS 320.405 may not register or title the taxable motor vehicle in  
5 Oregon unless the person provides proof that *[the person]*:

6 (a) **The person** paid the use tax imposed under ORS 320.410; *[or]*

7 (b) **The person** is not required to pay the use tax for the reasons provided in ORS 320.410  
8 (4)[.]; **or**

9 (c) **The taxable motor vehicle was purchased and titled by a car rental company as de-**  
10 **defined in ORS 803.219 using an electronic integrator.**

11 (2) The person shall provide the proof described in subsection (1) of this section to the Depart-  
12 ment of Transportation in the manner established by the department by rule.

13 **SECTION 13.** ORS 818.340 is amended to read:

14 818.340. (1) A person commits the offense of operating in violation of a variance permit if the  
15 person has been issued a variance permit under ORS 818.200 that authorized the movement of any-  
16 thing and the person does any of the following:

17 (a) Drives, moves or operates anything in violation of the terms of the permit.

18 (b) Owns anything and causes or permits it to be driven, moved or operated in violation of the  
19 permit. Operation in violation of this section is prima facie evidence that the owner caused or per-  
20 mitted the operation and the owner shall be liable for any penalties imposed under subsection (5)  
21 of this section as a result of the operation.

22 (2) A person is in violation of the terms of a permit for purposes of this section if the person  
23 misrepresents any size or weight required to be specified when applying for the permit.

24 (3) It shall be a defense to any charge of violation of this section if the person so charged  
25 produces a variance permit issued under ORS 818.200 that authorized the operation and that was  
26 issued prior to and valid at the time of operation.

27 (4) A person does not commit the offense described in this section if the person is driving,  
28 moving or operating anything under a variance permit issued under ORS 818.200 and:

29 (a) The permit authorizes the person to exceed the maximum weight limitations;

30 (b) The person is operating a vehicle with a fully functional idle reduction system designed to  
31 reduce fuel use and emissions from engine idling; and

32 (c) The total weight of the vehicle is not more than *[400]* **550** pounds greater than the weight  
33 authorized by the variance permit.

34 (5) Violation of the offense described in this section is subject to civil liability under ORS  
35 818.410.

36 (6) The offense described in this section, operating in violation of a variance permit, is  
37 punishable according to the following:

38 (a) Violation of any provision of the permit, other than the violations described in paragraph (b),  
39 (c) or (d) of this subsection, is a Class D violation.

40 (b) Violation of any weight provision by a vehicle that is authorized by permit to exceed axle  
41 or tandem axle weights specified in ORS 818.010 (1) or (2) is subject to penalty under Schedule II  
42 of the penalties in ORS 818.430.

43 (c) Violation of any weight provision by a vehicle listed in ORS 818.210 is subject to penalty  
44 under Schedule I of the penalties in ORS 818.430.

45 (d) Violation related to the required number of pilot vehicles or routing in accordance with the

1 terms, limits or conditions established on a permit under ORS 818.220 (1)(c) is a Class A traffic vi-  
2 olation.

3 **SECTION 14.** ORS 320.470 is amended to read:

4 320.470. (1) Notwithstanding the confidentiality provisions of ORS 320.475, the Department of  
5 Revenue may disclose information received under ORS 320.400 to 320.490 and 803.203 to the De-  
6 partment of Transportation for the purposes of carrying out the provisions of ORS 320.410 and  
7 803.203.

8 (2) The Department of Transportation may disclose information obtained under ORS 320.410 and  
9 803.203 to the Department of Revenue for the purposes of carrying out the provisions of ORS 320.400  
10 to 320.490 and 803.203.

11 **(3) Any officer or employee of the Department of Transportation to whom information**  
12 **is disclosed under subsection (1) of this section is not required to execute a certificate under**  
13 **ORS 314.840 (3)(a).**

14 [(3)] (4) Except as otherwise provided in ORS 320.400 to 320.490 and 803.203, a person aggrieved  
15 by an act or determination of the Department of Revenue or its authorized agent under ORS 320.400  
16 to 320.490 and 803.203 may appeal, within 90 days after the act or determination, to the Oregon Tax  
17 Court in the manner provided in ORS 305.404 to 305.560. These appeal rights are the exclusive  
18 remedy available to determine the person's liability for the transportation project taxes.

19 **SECTION 15.** ORS 367.097 is amended to read:

20 367.097. (1) Notwithstanding ORS 367.095 (4), the Department of Transportation may use  
21 amounts available under ORS 367.095 to **secure and pay bond** debt service [*for the purposes de-*  
22 *scribed in ORS 367.620 (3)(d)*] **on Highway User Tax Bonds under ORS 367.615.**

23 (2) Any amounts remaining after the payment of debt service shall be used as described in ORS  
24 367.095 (4).

25 **SECTION 16.** ORS 803.420, as amended by section 3, chapter 114, Oregon Laws 2018, is  
26 amended to read:

27 803.420. (1) The vehicle registration fees imposed under this section shall be based on the clas-  
28 sifications determined by the Department of Transportation by rule. The department may classify a  
29 vehicle to ensure that registration fees for the vehicle are the same as for other vehicles the de-  
30 partment determines to be comparable.

31 (2) Except as otherwise provided in this section, or unless the vehicle is registered quarterly,  
32 the fees described in this section are for an entire registration period for the vehicle as described  
33 under ORS 803.415. For a vehicle registered for a quarterly registration period under ORS 803.415,  
34 the department shall apportion any fee under this section to reflect the number of quarters regis-  
35 tered.

36 (3) Vehicle registration fees are due when a vehicle is registered and when the registered owner  
37 renews the registration.

38 (4) In addition to the registration fees listed in this section, a county or a district may impose  
39 an additional registration fee as provided under ORS 801.041 and 801.042.

40 (5) A rental or leasing company, as defined in ORS 221.275, that elects to initially register a  
41 vehicle for an annual or biennial registration period shall pay a fee of \$2 in addition to the vehicle  
42 registration fee provided under this section.

43 (6) The registration fees for each year of the registration period for vehicles subject to biennial  
44 registration are as follows:

45 (a) Passenger vehicles not otherwise provided for in this section or ORS 821.320, \$43.

- 1 (b) Utility trailers or light trailers, as those terms are defined by rule by the department, \$58.  
2 (c) Mopeds and motorcycles, \$39.  
3 (d) Low-speed vehicles, \$58.  
4 (e) Medium-speed electric vehicles, \$58.
- 5 (7) The registration fees for vehicles that are subject to biennial registration and that are listed  
6 in this subsection are as follows:
- 7 (a) State-owned vehicles registered under ORS 805.045 and undercover vehicles registered under  
8 ORS 805.060, \$10 upon registration or renewal.
- 9 (b) Fixed load vehicles:
- 10 (A) If a declaration of weight described under ORS 803.435 is submitted establishing the weight  
11 of the vehicle at 3,000 pounds or less, \$61.
- 12 (B) If no declaration of weight is submitted or if the weight of the vehicles is in excess of 3,000  
13 pounds, \$82.
- 14 (c) Travel trailers, special use trailers, campers and motor homes, based on length as determined  
15 under ORS 803.425:
- 16 (A) Trailers or campers that are 6 to 10 feet in length, \$81.
- 17 (B) Trailers or campers over 10 feet in length, \$81 plus \$6.75 a foot for each foot of length over  
18 the first 10 feet.
- 19 (C) Motor homes that are 6 to 14 feet in length, \$86.
- 20 (D) Motor homes over 14 feet in length, \$126 plus \$7.50 a foot for each foot of length over the  
21 first 10 feet.
- 22 (8) The registration fee for trailers for hire that are equipped with pneumatic tires made of an  
23 elastic material and that are not travel trailers or trailers registered under permanent registration  
24 is \$30.
- 25 (9) The registration fees for vehicles subject to ownership registration are as follows:
- 26 (a) Government-owned vehicles registered under ORS 805.040, \$5.
- 27 (b) Vehicles registered with special registration for disabled veterans under ORS 805.100 or for  
28 former prisoners of war under ORS 805.110, \$15.
- 29 (c) School vehicles registered under ORS 805.050, \$5.
- 30 (10) The registration fees for vehicles subject to permanent registration are as follows:
- 31 (a) Antique vehicles registered under ORS 805.010, \$100.
- 32 (b) Vehicles of special interest registered under ORS 805.020, \$100.
- 33 (c) Racing activity vehicles registered under ORS 805.035, \$100.
- 34 (d) Trailers, \$10.
- 35 **(e) State-owned vehicles registered under ORS 805.045 and undercover vehicles registered**  
36 **under ORS 805.060, \$10.**
- 37 (11) The registration fee for trailers registered as part of a fleet under an agreement reached  
38 pursuant to ORS 802.500 is the same fee as the fee for vehicles of the same type registered under  
39 other provisions of the Oregon Vehicle Code.
- 40 (12) The registration fee for vehicles with proportional registration under ORS 826.009, or pro-  
41 portional fleet registration under ORS 826.011, is the same fee as the fee for vehicles of the same  
42 type under this section except that the fees shall be fixed on an apportioned basis as provided under  
43 the agreement established under ORS 826.007.
- 44 (13) In addition to any other registration fees charged for registration of vehicles in fleets under  
45 ORS 805.120, the department may charge the following fees:

1 (a) Service charge for each vehicle entered into a fleet, \$3.

2 (b) Service charge for each vehicle in the fleet at the time of renewal, \$2.

3 (14)(a)(A) For the period beginning January 1, 2018, and ending December 31, 2019, the regis-  
4 tration fee for motor vehicles required to establish a registration weight under ORS 803.430 or  
5 826.013, tow vehicles used to transport property for hire other than as described in ORS 822.210 and  
6 commercial buses is as 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

---

10	Weight in Pounds		Fee
11	8,000	or less	\$ 63
12	8,001	to 10,000	396
13	10,001	to 12,000	450
14	12,001	to 14,000	504
15	14,001	to 16,000	558
16	16,001	to 18,000	612
17	18,001	to 20,000	682
18	20,001	to 22,000	736
19	22,001	to 24,000	808
20	24,001	to 26,000	879
21	26,001	to 28,000	375
22	28,001	to 30,000	391
23	30,001	to 32,000	422
24	32,001	to 34,000	438
25	34,001	to 36,000	468
26	36,001	to 38,000	485
27	38,001	to 40,000	515
28	40,001	to 42,000	532
29	42,001	to 44,000	562
30	44,001	to 46,000	578
31	46,001	to 48,000	593
32	48,001	to 50,000	625
33	50,001	to 52,000	656
34	52,001	to 54,000	672
35	54,001	to 56,000	686
36	56,001	to 58,000	717
37	58,001	to 60,000	750
38	60,001	to 62,000	780
39	62,001	to 64,000	811
40	64,001	to 66,000	827
41	66,001	to 68,000	857
42	68,001	to 70,000	874
43	70,001	to 72,000	904
44	72,001	to 74,000	921
45	74,001	to 76,000	951

1	76,001	to	78,000	967
2	78,001	to	80,000	998
3	80,001	to	82,000	1,014
4	82,001	to	84,000	1,045
5	84,001	to	86,000	1,061
6	86,001	to	88,000	1,092
7	88,001	to	90,000	1,108
8	90,001	to	92,000	1,139
9	92,001	to	94,000	1,155
10	94,001	to	96,000	1,185
11	96,001	to	98,000	1,202
12	98,001	to	100,000	1,218
13	100,001	to	102,000	1,249
14	102,001	to	104,000	1,265
15	104,001	to	105,500	1,295

16

17

18 (B) For the period beginning on January 1, 2020, and ending on December 31, 2021, the regis-  
 19 tration fee for motor vehicles required to establish a registration weight under ORS 803.430 or  
 20 826.013, tow vehicles used to transport property for hire other than as described in ORS 822.210 and  
 21 commercial buses is as provided in the following chart, based upon the weight submitted in the  
 22 declaration of weight prepared under ORS 803.435 or 826.015:

23

24

25	Weight in Pounds		Fee
26	8,000	or less	\$ 70
27	8,001	to 10,000	437
28	10,001	to 12,000	497
29	12,001	to 14,000	556
30	14,001	to 16,000	616
31	16,001	to 18,000	676
32	18,001	to 20,000	753
33	20,001	to 22,000	813
34	22,001	to 24,000	893
35	24,001	to 26,000	970
36	26,001	to 28,000	375
37	28,001	to 30,000	391
38	30,001	to 32,000	422
39	32,001	to 34,000	438
40	34,001	to 36,000	468
41	36,001	to 38,000	485
42	38,001	to 40,000	515
43	40,001	to 42,000	532
44	42,001	to 44,000	562
45	44,001	to 46,000	578

1	46,001	to	48,000	593
2	48,001	to	50,000	625
3	50,001	to	52,000	656
4	52,001	to	54,000	672
5	54,001	to	56,000	686
6	56,001	to	58,000	717
7	58,001	to	60,000	750
8	60,001	to	62,000	780
9	62,001	to	64,000	811
10	64,001	to	66,000	827
11	66,001	to	68,000	857
12	68,001	to	70,000	874
13	70,001	to	72,000	904
14	72,001	to	74,000	921
15	74,001	to	76,000	951
16	76,001	to	78,000	967
17	78,001	to	80,000	998
18	80,001	to	82,000	1,014
19	82,001	to	84,000	1,045
20	84,001	to	86,000	1,061
21	86,001	to	88,000	1,092
22	88,001	to	90,000	1,108
23	90,001	to	92,000	1,139
24	92,001	to	94,000	1,155
25	94,001	to	96,000	1,185
26	96,001	to	98,000	1,202
27	98,001	to	100,000	1,218
28	100,001	to	102,000	1,249
29	102,001	to	104,000	1,265
30	104,001	to	105,500	1,295

31

32

33 (b)(A)(i) For the period beginning January 1, 2018, and ending December 31, 2019, the registra-  
34 tion fee for motor vehicles with a registration weight of more than 8,000 pounds that are described  
35 in ORS 825.015, that are operated by a charitable organization as defined in ORS 825.017 (13), is as  
36 provided in the following chart:

37

38

39	Weight in Pounds		Fee	
40	8,001	to	10,000	\$ 64
41	10,001	to	12,000	76
42	12,001	to	14,000	83
43	14,001	to	16,000	95
44	16,001	to	18,000	102
45	18,001	to	20,000	114

1	20,001	to	22,000	121
2	22,001	to	24,000	133
3	24,001	to	26,000	140
4	26,001	to	28,000	152
5	28,001	to	30,000	159
6	30,001	to	32,000	171
7	32,001	to	34,000	178
8	34,001	to	36,000	191
9	36,001	to	38,000	197
10	38,001	to	40,000	210
11	40,001	to	42,000	216
12	42,001	to	44,000	229
13	44,001	to	46,000	235
14	46,001	to	48,000	241
15	48,001	to	50,000	254
16	50,001	to	52,000	267
17	52,001	to	54,000	273
18	54,001	to	56,000	279
19	56,001	to	58,000	292
20	58,001	to	60,000	305
21	60,001	to	62,000	318
22	62,001	to	64,000	330
23	64,001	to	66,000	337
24	66,001	to	68,000	349
25	68,001	to	70,000	356
26	70,001	to	72,000	368
27	72,001	to	74,000	375
28	74,001	to	76,000	387
29	76,001	to	78,000	394
30	78,001	to	80,000	406
31	80,001	to	82,000	413
32	82,001	to	84,000	425
33	84,001	to	86,000	432
34	86,001	to	88,000	445
35	88,001	to	90,000	451
36	90,001	to	92,000	464
37	92,001	to	94,000	470
38	94,001	to	96,000	483
39	96,001	to	98,000	489
40	98,001	to	100,000	495
41	100,001	to	102,000	508
42	102,001	to	104,000	514
43	104,001	to	105,500	527

44

45



1 (ii) For the period beginning on January 1, 2020, and ending on December 31, 2021, the regis-  
 2 tration fee for motor vehicles with a registration weight of more than 8,000 pounds that are de-  
 3 scribed in ORS 825.015, that are operated by a charitable organization as defined in ORS 825.017  
 4 (13), is as provided in the following chart:

---

Weight in Pounds	Fee
8,001 to 10,000	\$ 68
10,001 to 12,000	81
12,001 to 14,000	88
14,001 to 16,000	101
16,001 to 18,000	108
18,001 to 20,000	122
20,001 to 22,000	128
22,001 to 24,000	142
24,001 to 26,000	149
26,001 to 28,000	162
28,001 to 30,000	169
30,001 to 32,000	182
32,001 to 34,000	189
34,001 to 36,000	203
36,001 to 38,000	209
38,001 to 40,000	223
40,001 to 42,000	230
42,001 to 44,000	243
44,001 to 46,000	250
46,001 to 48,000	257
48,001 to 50,000	270
50,001 to 52,000	284
52,001 to 54,000	290
54,001 to 56,000	297
56,001 to 58,000	311
58,001 to 60,000	324
60,001 to 62,000	338
62,001 to 64,000	351
64,001 to 66,000	358
66,001 to 68,000	371
68,001 to 70,000	378
70,001 to 72,000	392
72,001 to 74,000	398
74,001 to 76,000	412
76,001 to 78,000	419
78,001 to 80,000	432
80,001 to 82,000	439
82,001 to 84,000	452

1	84,001	to	86,000	459
2	86,001	to	88,000	473
3	88,001	to	90,000	479
4	90,001	to	92,000	493
5	92,001	to	94,000	500
6	94,001	to	96,000	513
7	96,001	to	98,000	520
8	98,001	to	100,000	527
9	100,001	to	102,000	540
10	102,001	to	104,000	547
11	104,001	to	105,500	560

12

13

14 (B)(i) For the period beginning January 1, 2018, and ending December 31, 2019, the registration  
 15 fee for motor vehicles that are certified under ORS 822.205, unless the motor vehicles are registered  
 16 under paragraph (a) of this subsection, or that are used exclusively to transport manufactured  
 17 structures, is as provided in the following chart:

18

19

20	Weight in Pounds		Fee
21	8,000	or less	\$ 56
22	8,001	to 10,000	130
23	10,001	to 12,000	155
24	12,001	to 14,000	168
25	14,001	to 16,000	194
26	16,001	to 18,000	207
27	18,001	to 20,000	232
28	20,001	to 22,000	245
29	22,001	to 24,000	272
30	24,001	to 26,000	284
31	26,001	to 28,000	310
32	28,001	to 30,000	324
33	30,001	to 32,000	349
34	32,001	to 34,000	362
35	34,001	to 36,000	389
36	36,001	to 38,000	401
37	38,001	to 40,000	427
38	40,001	to 42,000	439
39	42,001	to 44,000	466
40	44,001	to 46,000	479
41	46,001	to 48,000	491
42	48,001	to 50,000	517
43	50,001	to 52,000	544
44	52,001	to 54,000	556
45	54,001	to 56,000	569

1	56,001	to	58,000	594
2	58,001	to	60,000	621
3	60,001	to	62,000	646
4	62,001	to	64,000	673
5	64,001	to	66,000	686
6	66,001	to	68,000	711
7	68,001	to	70,000	724
8	70,001	to	72,000	751
9	72,001	to	74,000	763
10	74,001	to	76,000	789
11	76,001	to	78,000	801
12	78,001	to	80,000	828
13	80,001	to	82,000	841
14	82,001	to	84,000	866
15	84,001	to	86,000	879
16	86,001	to	88,000	906
17	88,001	to	90,000	918
18	90,001	to	92,000	944
19	92,001	to	94,000	958
20	94,001	to	96,000	983
21	96,001	to	98,000	996
22	98,001	to	100,000	1,008
23	100,001	to	102,000	1,035
24	102,001	to	104,000	1,048
25	104,001	to	105,500	1,073

26  
27

---

(ii) For the period beginning on January 1, 2020, and ending on December 31, 2021, the registration fee for motor vehicles that are certified under ORS 822.205, unless the motor vehicles are registered under paragraph (a) of this subsection, or that are used exclusively to transport manufactured structures, is as provided in the following chart:

32  
33

Weight in Pounds			Fee
8,000	or	less	\$ 61
8,001	to	10,000	138
10,001	to	12,000	165
12,001	to	14,000	178
14,001	to	16,000	207
16,001	to	18,000	220
18,001	to	20,000	247
20,001	to	22,000	261
22,001	to	24,000	289
24,001	to	26,000	302
26,001	to	28,000	329

1	28,001	to	30,000	344
2	30,001	to	32,000	371
3	32,001	to	34,000	385
4	34,001	to	36,000	413
5	36,001	to	38,000	427
6	38,001	to	40,000	454
7	40,001	to	42,000	467
8	42,001	to	44,000	495
9	44,001	to	46,000	509
10	46,001	to	48,000	522
11	48,001	to	50,000	549
12	50,001	to	52,000	578
13	52,001	to	54,000	591
14	54,001	to	56,000	605
15	56,001	to	58,000	632
16	58,001	to	60,000	660
17	60,001	to	62,000	687
18	62,001	to	64,000	716
19	64,001	to	66,000	729
20	66,001	to	68,000	756
21	68,001	to	70,000	770
22	70,001	to	72,000	798
23	72,001	to	74,000	811
24	74,001	to	76,000	838
25	76,001	to	78,000	852
26	78,001	to	80,000	880
27	80,001	to	82,000	894
28	82,001	to	84,000	921
29	84,001	to	86,000	934
30	86,001	to	88,000	963
31	88,001	to	90,000	976
32	90,001	to	92,000	1,003
33	92,001	to	94,000	1,018
34	94,001	to	96,000	1,045
35	96,001	to	98,000	1,058
36	98,001	to	100,000	1,072
37	100,001	to	102,000	1,100
38	102,001	to	104,000	1,114
39	104,001	to	105,500	1,141

40

41

42 (C) The owner of a vehicle described in subparagraph (A) or (B) of this paragraph must certify  
43 at the time of initial registration, in a manner determined by the department by rule, that the motor  
44 vehicle will be used exclusively to transport manufactured structures or exclusively as described in  
45 ORS 822.210, unless the motor vehicle is registered under paragraph (a) of this subsection, or as

1 described in ORS 825.015 or 825.017 (13). Registration of a vehicle described in subparagraph (A) or  
 2 (B) of this paragraph is invalid if the vehicle is operated in any manner other than that described  
 3 in the certification under this subparagraph.

4 (c)(A) For the period beginning on January 1, 2018, and ending on December 31, 2019, subject  
 5 to paragraph (d) of this subsection, the registration fee for motor vehicles registered as farm vehi-  
 6 cles under ORS 805.300 is as provided in the following chart, based upon the registration weight  
 7 given in the declaration of weight submitted under ORS 803.435:

---

Weight in Pounds	Fee
8,000 or less	\$ 44
8,001 to 10,000	58
10,001 to 12,000	67
12,001 to 14,000	86
14,001 to 16,000	97
16,001 to 18,000	116
18,001 to 20,000	126
20,001 to 22,000	145
22,001 to 24,000	154
24,001 to 26,000	174
26,001 to 28,000	183
28,001 to 30,000	202
30,001 to 32,000	212
32,001 to 34,000	231
34,001 to 36,000	241
36,001 to 38,000	260
38,001 to 40,000	271
40,001 to 42,000	290
42,001 to 44,000	298
44,001 to 46,000	319
46,001 to 48,000	328
48,001 to 50,000	347
50,001 to 52,000	357
52,001 to 54,000	366
54,001 to 56,000	386
56,001 to 58,000	405
58,001 to 60,000	414
60,001 to 62,000	424
62,001 to 64,000	443
64,001 to 66,000	462
66,001 to 68,000	472
68,001 to 70,000	483
70,001 to 72,000	502
72,001 to 74,000	511
74,001 to 76,000	531

1	76,001	to	78,000	540
2	78,001	to	80,000	559
3	80,001	to	82,000	569
4	82,001	to	84,000	588
5	84,001	to	86,000	598
6	86,001	to	88,000	617
7	88,001	to	90,000	626
8	90,001	to	92,000	646
9	92,001	to	94,000	655
10	94,001	to	96,000	674
11	96,001	to	98,000	685
12	98,001	to	100,000	704
13	100,001	to	102,000	714
14	102,001	to	104,000	733
15	104,001	to	105,500	743

16

17

18 (B) For the period beginning on January 1, 2020, and ending on December 31, 2021, subject to  
 19 paragraph (d) of this subsection, the registration fee for motor vehicles registered as farm vehicles  
 20 under ORS 805.300 is as provided in the following chart, based upon the registration weight given  
 21 in the declaration of weight submitted under ORS 803.435:

22

23

24	Weight in Pounds		Fee
25	8,000	or less	\$ 47
26	8,001	to 10,000	62
27	10,001	to 12,000	72
28	12,001	to 14,000	92
29	14,001	to 16,000	103
30	16,001	to 18,000	123
31	18,001	to 20,000	134
32	20,001	to 22,000	154
33	22,001	to 24,000	163
34	24,001	to 26,000	185
35	26,001	to 28,000	194
36	28,001	to 30,000	215
37	30,001	to 32,000	225
38	32,001	to 34,000	246
39	34,001	to 36,000	257
40	36,001	to 38,000	277
41	38,001	to 40,000	288
42	40,001	to 42,000	308
43	42,001	to 44,000	317
44	44,001	to 46,000	339
45	46,001	to 48,000	348

1	48,001	to	50,000	369
2	50,001	to	52,000	379
3	52,001	to	54,000	389
4	54,001	to	56,000	410
5	56,001	to	58,000	431
6	58,001	to	60,000	440
7	60,001	to	62,000	451
8	62,001	to	64,000	471
9	64,001	to	66,000	491
10	66,001	to	68,000	502
11	68,001	to	70,000	513
12	70,001	to	72,000	533
13	72,001	to	74,000	543
14	74,001	to	76,000	564
15	76,001	to	78,000	574
16	78,001	to	80,000	594
17	80,001	to	82,000	605
18	82,001	to	84,000	625
19	84,001	to	86,000	636
20	86,001	to	88,000	656
21	88,001	to	90,000	666
22	90,001	to	92,000	687
23	92,001	to	94,000	697
24	94,001	to	96,000	717
25	96,001	to	98,000	728
26	98,001	to	100,000	748
27	100,001	to	102,000	759
28	102,001	to	104,000	779
29	104,001	to	105,500	790

30

31

32 (d) For any vehicle that is registered under a quarterly registration period, the registration fee  
 33 is a minimum of \$15 for each quarter registered plus an additional fee of \$2.

34 **(15) The registration and renewal fees for vehicles specified in this subsection that are**  
 35 **required to establish a registration weight under ORS 803.430 or 826.013 are as follows:**

36 **(a) State-owned vehicles registered under ORS 805.045, \$10.**

37 **(b) Undercover vehicles registered under ORS 805.060, \$10.**

38 **SECTION 17.** ORS 803.420, as amended by section 35, chapter 750, Oregon Laws 2017, and  
 39 section 4, chapter 114, Oregon Laws 2018, is amended to read:

40 803.420. (1) The vehicle registration fees imposed under this section shall be based on the clas-  
 41 sifications determined by the Department of Transportation by rule. The department may classify a  
 42 vehicle to ensure that registration fees for the vehicle are the same as for other vehicles the de-  
 43 partment determines to be comparable.

44 (2) Except as otherwise provided in this section, or unless the vehicle is registered quarterly,  
 45 the fees described in this section are for an entire registration period for the vehicle as described

1 under ORS 803.415. For a vehicle registered for a quarterly registration period under ORS 803.415,  
2 the department shall apportion any fee under this section to reflect the number of quarters regis-  
3 tered.

4 (3) Vehicle registration fees are due when a vehicle is registered and when the registered owner  
5 renews the registration.

6 (4) In addition to the registration fees listed in this section, a county or a district may impose  
7 an additional registration fee as provided under ORS 801.041 and 801.042.

8 (5) A rental or leasing company, as defined in ORS 221.275, that elects to initially register a  
9 vehicle for an annual or biennial registration period shall pay a fee of \$2 in addition to the vehicle  
10 registration fee provided under this section.

11 (6) The registration fees for each year of the registration period for vehicles subject to biennial  
12 registration are as follows:

13 (a) Passenger vehicles not otherwise provided for in this section or ORS 821.320, \$43.

14 (b) Utility trailers or light trailers, as those terms are defined by rule by the department, \$63.

15 (c) Mopeds and motorcycles, \$44.

16 (d) Low-speed vehicles, \$63.

17 (e) Medium-speed electric vehicles, \$63.

18 (7) The registration fees for vehicles that are subject to biennial registration and that are listed  
19 in this subsection are as follows:

20 (a) State-owned vehicles registered under ORS 805.045 and undercover vehicles registered under  
21 ORS 805.060, \$10 upon registration or renewal.

22 (b) Fixed load vehicles:

23 (A) If a declaration of weight described under ORS 803.435 is submitted establishing the weight  
24 of the vehicle at 3,000 pounds or less, \$61.

25 (B) If no declaration of weight is submitted or if the weight of the vehicles is in excess of 3,000  
26 pounds, \$82.

27 (c) Travel trailers, special use trailers, campers and motor homes, based on length as determined  
28 under ORS 803.425:

29 (A) Trailers or campers that are 6 to 10 feet in length, \$81.

30 (B) Trailers or campers over 10 feet in length, \$81 plus \$6.75 a foot for each foot of length over  
31 the first 10 feet.

32 (C) Motor homes that are 6 to 14 feet in length, \$86.

33 (D) Motor homes over 14 feet in length, \$126 plus \$7.50 a foot for each foot of length over the  
34 first 10 feet.

35 (8) The registration fee for trailers for hire that are equipped with pneumatic tires made of an  
36 elastic material and that are not travel trailers or trailers registered under permanent registration  
37 is \$30.

38 (9) The registration fees for vehicles subject to ownership registration are as follows:

39 (a) Government-owned vehicles registered under ORS 805.040, \$5.

40 (b) Vehicles registered with special registration for disabled veterans under ORS 805.100 or for  
41 former prisoners of war under ORS 805.110, \$15.

42 (c) School vehicles registered under ORS 805.050, \$5.

43 (10) The registration fees for vehicles subject to permanent registration are as follows:

44 (a) Antique vehicles registered under ORS 805.010, \$100.

45 (b) Vehicles of special interest registered under ORS 805.020, \$100.



(c) Racing activity vehicles registered under ORS 805.035, \$100.

(d) Trailers, \$10.

**(e) State-owned vehicles registered under ORS 805.045 and undercover vehicles registered under ORS 805.060, \$10.**

(11) The registration fee for trailers registered as part of a fleet under an agreement reached pursuant to ORS 802.500 is the same fee as the fee for vehicles of the same type registered under other provisions of the Oregon Vehicle Code.

(12) The registration fee for vehicles with proportional registration under ORS 826.009, or proportional fleet registration under ORS 826.011, is the same fee as the fee for vehicles of the same type under this section except that the fees shall be fixed on an apportioned basis as provided under the agreement established under ORS 826.007.

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

(a) Service charge for each vehicle entered into a fleet, \$3.

(b) Service charge for each vehicle in the fleet at the time of renewal, \$2.

(14)(a) The registration fee for motor vehicles required to establish a registration weight under ORS 803.430 or 826.013, tow vehicles used to transport property for hire other than as described in ORS 822.210 and commercial buses is as provided in the following chart, based upon the weight submitted in the declaration of weight prepared under ORS 803.435 or 826.015:

---

Weight in Pounds		Fee
8,000	or less	\$ 74
8,001	to 10,000	464
10,001	to 12,000	528
12,001	to 14,000	591
14,001	to 16,000	655
16,001	to 18,000	718
18,001	to 20,000	801
20,001	to 22,000	864
22,001	to 24,000	949
24,001	to 26,000	1,031
26,001	to 28,000	375
28,001	to 30,000	391
30,001	to 32,000	422
32,001	to 34,000	438
34,001	to 36,000	468
36,001	to 38,000	485
38,001	to 40,000	515
40,001	to 42,000	532
42,001	to 44,000	562
44,001	to 46,000	578
46,001	to 48,000	593
48,001	to 50,000	625
50,001	to 52,000	656

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

28  
29

---

(b)(A) The registration fee for motor vehicles with a registration weight of more than 8,000 pounds that are described in ORS 825.015, that are operated by a charitable organization as defined in ORS 825.017 (13), is as provided in the following chart:

33  
34

	Weight in Pounds		Fee
35			
36	8,001	to 10,000	\$ 71
37	10,001	to 12,000	85
38	12,001	to 14,000	92
39	14,001	to 16,000	107
40	16,001	to 18,000	114
41	18,001	to 20,000	128
42	20,001	to 22,000	135
43	22,001	to 24,000	149
44	24,001	to 26,000	156
45	26,001	to 28,000	170

1	28,001	to	30,000	178
2	30,001	to	32,000	192
3	32,001	to	34,000	199
4	34,001	to	36,000	213
5	36,001	to	38,000	220
6	38,001	to	40,000	234
7	40,001	to	42,000	241
8	42,001	to	44,000	256
9	44,001	to	46,000	263
10	46,001	to	48,000	270
11	48,001	to	50,000	284
12	50,001	to	52,000	298
13	52,001	to	54,000	305
14	54,001	to	56,000	312
15	56,001	to	58,000	327
16	58,001	to	60,000	341
17	60,001	to	62,000	355
18	62,001	to	64,000	369
19	64,001	to	66,000	376
20	66,001	to	68,000	391
21	68,001	to	70,000	398
22	70,001	to	72,000	412
23	72,001	to	74,000	419
24	74,001	to	76,000	433
25	76,001	to	78,000	440
26	78,001	to	80,000	454
27	80,001	to	82,000	462
28	82,001	to	84,000	476
29	84,001	to	86,000	483
30	86,001	to	88,000	497
31	88,001	to	90,000	504
32	90,001	to	92,000	518
33	92,001	to	94,000	525
34	94,001	to	96,000	540
35	96,001	to	98,000	547
36	98,001	to	100,000	554
37	100,001	to	102,000	568
38	102,001	to	104,000	575
39	104,001	to	105,500	589

40

41

42 (B) The registration fee for motor vehicles that are certified under ORS 822.205, unless the mo-  
43 tor vehicles are registered under paragraph (a) of this subsection, or that are used exclusively to  
44 transport manufactured structures, is as provided in the following chart:

45

1			
2	Weight in Pounds		Fee
3	8,000 or less		\$ 63
4	8,001 to 10,000		145
5	10,001 to 12,000		173
6	12,001 to 14,000		187
7	14,001 to 16,000		217
8	16,001 to 18,000		231
9	18,001 to 20,000		260
10	20,001 to 22,000		274
11	22,001 to 24,000		304
12	24,001 to 26,000		318
13	26,001 to 28,000		346
14	28,001 to 30,000		362
15	30,001 to 32,000		391
16	32,001 to 34,000		405
17	34,001 to 36,000		435
18	36,001 to 38,000		449
19	38,001 to 40,000		477
20	40,001 to 42,000		491
21	42,001 to 44,000		521
22	44,001 to 46,000		535
23	46,001 to 48,000		550
24	48,001 to 50,000		578
25	50,001 to 52,000		608
26	52,001 to 54,000		622
27	54,001 to 56,000		636
28	56,001 to 58,000		665
29	58,001 to 60,000		694
30	60,001 to 62,000		723
31	62,001 to 64,000		753
32	64,001 to 66,000		767
33	66,001 to 68,000		795
34	68,001 to 70,000		809
35	70,001 to 72,000		839
36	72,001 to 74,000		853
37	74,001 to 76,000		882
38	76,001 to 78,000		896
39	78,001 to 80,000		926
40	80,001 to 82,000		940
41	82,001 to 84,000		968
42	84,001 to 86,000		983
43	86,001 to 88,000		1,012
44	88,001 to 90,000		1,027
45	90,001 to 92,000		1,055

1	92,001	to	94,000	1,071
2	94,001	to	96,000	1,099
3	96,001	to	98,000	1,113
4	98,001	to	100,000	1,127
5	100,001	to	102,000	1,157
6	102,001	to	104,000	1,172
7	104,001	to	105,500	1,200

8  
9

---

(C) The owner of a vehicle described in subparagraph (A) or (B) of this paragraph must certify at the time of initial registration, in a manner determined by the department by rule, that the motor vehicle will be used exclusively to transport manufactured structures or exclusively as described in ORS 822.210, unless the motor vehicle is registered under paragraph (a) of this subsection, or as described in ORS 825.015 or 825.017 (13). Registration of a vehicle described in subparagraph (A) or (B) of this paragraph is invalid if the vehicle is operated in any manner other than that described in the certification under this subparagraph.

(c) Subject to paragraph (d) of this subsection, the registration fee for motor vehicles registered as farm vehicles under ORS 805.300 is as provided in the following chart, based upon the registration weight given in the declaration of weight submitted under ORS 803.435:

20  
21

---

	Weight in Pounds	Fee
22	8,000 or less	\$ 50
23	8,001 to 10,000	65
24	10,001 to 12,000	75
25	12,001 to 14,000	97
26	14,001 to 16,000	108
27	16,001 to 18,000	129
28	18,001 to 20,000	141
29	20,001 to 22,000	162
30	22,001 to 24,000	172
31	24,001 to 26,000	195
32	26,001 to 28,000	204
33	28,001 to 30,000	226
34	30,001 to 32,000	237
35	32,001 to 34,000	258
36	34,001 to 36,000	270
37	36,001 to 38,000	291
38	38,001 to 40,000	302
39	40,001 to 42,000	324
40	42,001 to 44,000	334
41	44,001 to 46,000	356
42	46,001 to 48,000	366
43	48,001 to 50,000	388
44	50,001 to 52,000	399

1	52,001	to	54,000	409
2	54,001	to	56,000	432
3	56,001	to	58,000	453
4	58,001	to	60,000	463
5	60,001	to	62,000	474
6	62,001	to	64,000	496
7	64,001	to	66,000	517
8	66,001	to	68,000	528
9	68,001	to	70,000	540
10	70,001	to	72,000	561
11	72,001	to	74,000	571
12	74,001	to	76,000	594
13	76,001	to	78,000	604
14	78,001	to	80,000	625
15	80,001	to	82,000	636
16	82,001	to	84,000	657
17	84,001	to	86,000	669
18	86,001	to	88,000	690
19	88,001	to	90,000	700
20	90,001	to	92,000	723
21	92,001	to	94,000	733
22	94,001	to	96,000	754
23	96,001	to	98,000	765
24	98,001	to	100,000	787
25	100,001	to	102,000	798
26	102,001	to	104,000	819
27	104,001	to	105,500	831

28  
29

(d) For any vehicle that is registered under a quarterly registration period, the registration fee is a minimum of \$15 for each quarter registered plus an additional fee of \$2.

**(15) The registration and renewal fees for vehicles specified in this subsection that are required to establish a registration weight under ORS 803.430 or 826.013 are as follows:**

**(a) State-owned vehicles registered under ORS 805.045, \$10.**

**(b) Undercover vehicles registered under ORS 805.060, \$10.**

**SECTION 18. Section 19 of this 2019 Act is added to and made a part of ORS 320.400 to 320.490.**

**SECTION 19. For purposes of ORS 315.037, any tax expenditure enacted with respect to any or all transportation project taxes shall remain in continuous effect until the Legislative Assembly expressly provides otherwise.**

**SECTION 20. ORS 367.080 is amended to read:**

367.080. (1) As used in ORS 367.080 to 367.089:

*[(a) "Bicycle" has the meaning given that term in ORS 801.150.]*

*[(b)] (a) "Private entity" means any entity that is not a public body, including but not limited to a corporation, partnership, company, nonprofit organization or other legal entity or natural per-*

1 son.

2 [(c)] **(b)** “Public body” has the meaning given that term in ORS 174.109.

3 [(d) “Statewide significance” means a transportation project that:]

4 [(A) Benefits the regional and statewide economy; and]

5 [(B) Sustains employment within the community or region in which the transportation project is  
6 located beyond the employment associated with construction or implementation of the project.]

7 [(e) “Transportation project” means a project or undertaking for transit, rail, marine, aviation and  
8 bicycle and pedestrian capital infrastructure, including bridges, paths and ways, or a project that fa-  
9 cilitates the transportation of materials, animals or people. A transportation project does not include  
10 costs associated with operating expenses or the purchase of bicycles.]

11 **(c)(A) “Transportation project” means a project or undertaking for rail, marine or avi-  
12 ation capital infrastructure, including bridges, or a project that facilitates the transportation  
13 of materials, animals or people.**

14 **(B) A transportation project does not include costs associated with operating expenses.**

15 (2) The Connect Oregon Fund is established in the State Treasury, separate and distinct from  
16 the General Fund. Earnings on moneys in the Connect Oregon Fund shall be deposited into the fund.  
17 Moneys in the Connect Oregon Fund are continuously appropriated to the Department of Trans-  
18 portation for the purposes described in subsection (3) of this section and in ORS 367.086. The fund  
19 consists of the following:

20 (a) Moneys transferred to the fund under ORS 320.435 [and 320.440].

21 (b) Moneys appropriated to the fund by the Legislative Assembly.

22 (c) Earnings on moneys in the fund.

23 (d) Lottery bond proceeds.

24 (e) Moneys from any other source.

25 (3) The department shall use moneys in the Connect Oregon Fund to provide grants for trans-  
26 portation projects as provided in ORS 367.080 to 367.089. Grants may be provided only for projects  
27 that involve one or more of the following modes of transportation:

28 (a) [Air] **Aviation;**

29 (b) Marine; **and**

30 (c) Rail.[: and]

31 [(d) Bicycle and pedestrian.]

32 **SECTION 21.** ORS 367.081 is amended to read:

33 367.081. **(1) Each biennium, the Department of Transportation may provide grants for  
34 transportation projects under ORS 367.080 only if the department determines that \$50 million  
35 or more will be available in the Connect Oregon Fund for the biennium in which the grants  
36 are provided.**

37 **(2) The department may use up to one percent of the amounts available within the Con-  
38 nect Oregon Fund to pay administrative costs incurred by the department in carrying out  
39 the provisions of ORS 367.080 to 367.089.**

40 **(3) Each biennium, the department shall transfer seven percent of the moneys in the  
41 Connect Oregon Fund to the Multimodal Active Transportation Fund established under sec-  
42 tion 23 of this 2019 Act for the purpose of providing grants for bicycle and pedestrian trans-  
43 portation projects.**

44 [(1) If there is \$75 million or more in the Connect Oregon Fund on July 1 of an odd-numbered year,  
45 the amounts available under ORS 367.080 shall be distributed for transportation projects within the

1 *Connect Oregon program as follows:]*

2 *[(a) For projects within Connect Oregon Part One:]*

3 *[(A) Forty-seven percent for transportation projects that involve one or more of the following modes*  
4 *of transportation:]*

5 *[(i) Aviation;]*

6 *[(ii) Marine; or]*

7 *[(iii) Rail.]*

8 *[(B) Seven percent for bicycle and pedestrian transportation projects.]*

9 *[(C) One percent is appropriated to the Department of Transportation to pay administrative costs*  
10 *incurred by the department in carrying out the provisions of ORS 367.080 to 367.089.]*

11 *[(b) For transportation projects within Connect Oregon Part Two, forty-five percent.]*

12 *[(2) If there is less than \$75 million in the Connect Oregon Fund on July 1 of an odd-numbered*  
13 *year, the amounts available under ORS 367.080 shall be distributed for transportation projects within*  
14 *the Connect Oregon program as follows for projects within Connect Oregon Part One:]*

15 *[(a) Ninety-two percent for transportation projects that involve one or more of the following modes*  
16 *of transportation:]*

17 *[(A) Aviation;]*

18 *[(B) Marine; or]*

19 *[(C) Rail.]*

20 *[(b) Seven percent for bicycle and pedestrian transportation projects.]*

21 *[(c) One percent is appropriated to the Department of Transportation to pay administrative costs*  
22 *incurred by the department in carrying out the provisions of ORS 367.080 to 367.089.]*

23 *[(3) To the extent that proposed transportation projects meet the qualifications established by the*  
24 *Oregon Transportation Commission by rule, the commission shall allocate at least 10 percent of the*  
25 *amount described in subsection (1) or (2) of this section to each of the five regions described in ORS*  
26 *366.805.]*

27 **SECTION 22.** ORS 367.084 is amended to read:

28 367.084. (1) The Oregon Transportation Commission shall select transportation projects to be  
29 funded with moneys in the Connect Oregon Fund established under ORS 367.080.

30 (2)(a) Prior to selecting transportation projects, the commission shall seek input from the appli-  
31 cable area commission on transportation.

32 (b) Prior to selecting aeronautic and airport transportation projects, the commission shall solicit  
33 recommendations from the State Aviation Board.

34 (c) Prior to selecting freight transportation projects, the commission shall solicit recommen-  
35 dations from the Freight Advisory Committee.

36 (d) Prior to selecting rail projects, the commission shall solicit recommendations from the rail  
37 advisory committee.

38 (e) Prior to selecting marine projects, the commission shall solicit recommendations from the  
39 Oregon Business Development Department.

40 *[(f) Prior to selecting bicycle and pedestrian projects, the commission shall solicit recommendations*  
41 *from the advisory committee created by ORS 366.112.]*

42 *[(3) The commission shall divide the Connect Oregon program into two parts to be known as*  
43 *Connect Oregon Part One and Connect Oregon Part Two.]*

44 *[(4) Connect Oregon Part One consists of transportation projects that involve one or more of the*  
45 *following modes of transportation:]*



- 1        *[(a) Air;]*  
2        *[(b) Marine;]*  
3        *[(c) Rail; and]*  
4        *[(d) Bicycle and pedestrian.]*  
5        *[(5) Connect Oregon Part Two consists of transportation projects that:]*  
6        *[(a) Are transportation projects of statewide significance; and]*  
7        *[(b) Enhance or maintain one or more of the following modes of transportation:]*  
8        *[(A) Air;]*  
9        *[(B) Marine;]*  
10       *[(C) Class I railroads;]*  
11       *[(D) Class II railroads; or]*  
12       *[(E) Class III railroads.]*  
13       *[(6)] (3) In selecting transportation projects [within Connect Oregon Part One], the commission*  
14 *shall consider:*  
15       *(a) Whether a proposed transportation project reduces transportation costs for Oregon busi-*  
16 *nesses or improves access to jobs and sources of labor;*  
17       *(b) Whether a proposed transportation project results in an economic benefit to this state;*  
18       *(c) Whether a proposed transportation project is a critical link connecting elements of Oregon's*  
19 *transportation system that will measurably improve utilization and efficiency of the system;*  
20       *(d) How much of the cost of a proposed transportation project can be borne by the applicant for*  
21 *the grant from any source other than the Connect Oregon Fund;*  
22       *(e) Whether a proposed transportation project is ready for construction;*  
23       *(f) Whether a proposed transportation project has a useful life expectancy that offers maximum*  
24 *benefit to the state; and*  
25       *(g) Whether a proposed transportation project is located near operations conducted for mining*  
26 *aggregate or processing aggregate as described in ORS 215.213 (2)(d) or 215.283 (2)(b).*  
27       *[(7) The commission may award grants only for bicycle and pedestrian transportation projects that*  
28 *expand and improve commuter routes for nonmotorized vehicles and pedestrians, including bicycle*  
29 *trails, footpaths and multiuse trails.]*  
30       *[(8) In selecting marine enhancement transportation projects within Connect Oregon Part Two, the*  
31 *commission shall consider whether a proposed transportation project:]*  
32       *[(a) Is located in a deepwater port;]*  
33       *[(b) Is located in a port with commercial activities where freight is transferred between water and*  
34 *another mode of freight transport;]*  
35       *[(c) Improves efficiency of port operations or transportation system;]*  
36       *[(d) Improves accessibility, connections, safety or mobility between a port and another modes of*  
37 *transportation;]*  
38       *[(e) Has a significant economic benefit to this state including but not limited to adding jobs, re-*  
39 *taining a high number of existing jobs or supporting business expansion at a port facility; and]*  
40       *[(f) Leverages private funding.]*  
41       *[(9) In selecting marine maintenance transportation projects within Connect Oregon Part Two, the*  
42 *commission shall consider whether a proposed transportation project:]*  
43       *[(a) Maintains or improves channel depth or width;]*  
44       *[(b) Preserves high-use or high-volume dock or pier infrastructure;]*  
45       *[(c) Maintains connections to a port facility, including railroads or highways; and]*

1        *[(d) Preserves critical equipment necessary to maintain port functionality including but not limited*  
2 *to cranes, lifts, hoists and moorings.]*

3        *[(10) In selecting Class II or III railroad enhancement transportation projects within Connect*  
4 *Oregon Part Two, the commission shall consider whether a proposed transportation project:]*

5        *[(a) Allows a Class II or III railroad to transport a substantial volume or value of freight in re-*  
6 *lation to other Class II or III railroads;]*

7        *[(b) Connects a Class II or III railroad to a deepwater port;]*

8        *[(c) Improves efficiency of the line;]*

9        *[(d) Improves capacity of the line;]*

10       *[(e) Connects to new or expanding businesses requiring rail service; and]*

11       *[(f) Improves connectivity with Class I railroads.]*

12       *[(11) In selecting Class II or III railroad maintenance transportation projects within Connect*  
13 *Oregon Part Two, the commission shall consider whether a proposed transportation project:]*

14       *[(a) Maintains or increases functionality of the railroad;]*

15       *[(b) Maintains or improves a critical bridge, tunnel or other structure necessary to maintain rail*  
16 *service;]*

17       *[(c) Provides jobs to economically disadvantaged areas, as determined by the Oregon Business*  
18 *Development Department by rule;]*

19       *[(d) Helps protect critical rail infrastructure from seismic vulnerability;]*

20       *[(e) Improves railroads that serve industries that are important to this state;]*

21       *[(f) Increases the volume or value of freight; and]*

22       *[(g) Improves connections to highways or intermodal terminals.]*

23       *[(12) In selecting Class I railroad enhancement transportation projects within Connect Oregon Part*  
24 *Two, the commission shall consider whether a proposed transportation project:]*

25       *[(a) Eliminates or improves an identified rail congestion point;]*

26       *[(b) Improves the capacity or efficiency of the rail system;]*

27       *[(c) Has a strong benefit to Oregon's economy;]*

28       *[(d) Improves operations and efficiency of shared rail passenger service providers;]*

29       *[(e) Improves accessibility to ports or other intermodal terminals; and]*

30       *[(f) Improves the safety or reliability of the rail system.]*

31       *[(13) In selecting Class I railroad maintenance transportation projects within Connect Oregon Part*  
32 *Two, the commission shall consider whether a proposed transportation project:]*

33       *[(a) Connects to Class II or III railroads, ports, intermodal terminals or highways; and]*

34       *[(b) Improves seismically vulnerable portions of the railroad or bridges.]*

35       *[(14) To receive a grant under Connect Oregon Part Two a proposed aviation transportation project*  
36 *must benefit a category I, II, III or IV airport, as defined by the Oregon Department of Aviation by*  
37 *rule and the airport must be eligible for federal matching funds. In addition the commission shall*  
38 *consider whether a proposed transportation project:]*

39       *[(a) Facilitates rescue or recovery efforts following a seismic event;]*

40       *[(b) Serves joint military and civilian operations; or]*

41       *[(c) Facilitates expanded commercial service, excluding the acquisition or operation of aircraft.]*

42       *[(15)] (4) To promote fairness in the selection process, the Director of Transportation may not*  
43 *choose a member of a final review committee:*

44       *(a) Who represents an entity that submitted an application for a Connect Oregon Fund grant*  
45 *that is being considered for funding by a final review committee; or*

1 (b) Has a direct financial interest in an application that is being considered for funding by a  
2 final review committee.

3 **SECTION 23.** (1) As used in this section and section 24 of this 2019 Act:

4 (a) "Private entity" means any entity that is not a public body, including but not limited  
5 to a corporation, partnership, company, nonprofit organization or other legal entity or na-  
6 tural person.

7 (b) "Public body" has the meaning given that term in ORS 174.109.

8 (c) "Transportation project" means a project or undertaking for bicycle and pedestrian  
9 capital infrastructure, including bridges, paths and ways. A transportation project does not  
10 include costs associated with operating expenses or the purchase of bicycles.

11 (2) The Multimodal Active Transportation Fund is established in the State Treasury,  
12 separate and distinct from the General Fund. Earnings on moneys in the Multimodal Active  
13 Transportation Fund shall be deposited into the fund. Moneys in the fund are continuously  
14 appropriated to the Department of Transportation for the purposes described in subsection

15 (3) of this section and in section 24 of this 2019 Act. The fund consists of the following:

16 (a) Moneys transferred to the fund under ORS 320.440.

17 (b) Moneys transferred to the fund under ORS 367.081.

18 (c) Moneys appropriated to the fund by the Legislative Assembly.

19 (d) Earnings on moneys in the fund.

20 (e) Moneys from any other source.

21 (3) The department shall use moneys in the fund to award grants for bicycle and pedes-  
22 trian transportation projects as provided in section 24 of this 2019 Act.

23 **SECTION 24.** (1) The Department of Transportation shall establish the Multimodal Active  
24 Transportation Program. The department may provide, from moneys in the Multimodal Ac-  
25 tive Transportation Fund established under section 23 of this 2019 Act, grants for transpor-  
26 tation projects to public bodies and to private entities.

27 (2) The department shall adopt rules specifying the process by which a public body or  
28 private entity may apply for a grant under this section and prescribing the terms and con-  
29 ditions of grants. An applicant receiving a grant must provide 30 percent of the moneys re-  
30 quired for the transportation project.

31 (3) The Oregon Transportation Commission shall select transportation projects to be  
32 funded with moneys in the Multimodal Active Transportation Fund. Before selecting bicycle  
33 and pedestrian transportation projects, the commission shall solicit recommendations from  
34 the advisory committee created by ORS 366.112.

35 **SECTION 25.** ORS 320.440 is amended to read:

36 320.440. (1) The Department of Revenue shall deposit all revenue collected from the excise tax  
37 imposed under ORS 320.415 in a suspense account established under ORS 293.445 for the purposes  
38 of receiving the excise tax revenue. The department may pay expenses for the administration and  
39 enforcement of the excise tax out of moneys received from the excise tax. Amounts necessary to pay  
40 administrative and enforcement expenses are continuously appropriated to the department from the  
41 suspense account.

42 (2) After payment of administrative and enforcement expenses under subsection (1) of this sec-  
43 tion and refunds or credits arising from erroneous overpayments, the department shall transfer the  
44 balance of the moneys received from the excise tax to the [*Connect Oregon Fund*] **Multimodal Ac-**  
45 **tive Transportation Fund** established under [*ORS 367.080*] **section 23 of this 2019 Act** for the

1 purpose of providing grants for bicycle and pedestrian transportation projects **under section 24 of**  
2 **this 2019 Act.**

3 **SECTION 26.** Section 7, chapter 700, Oregon Laws 2015, as amended by section 80a, chapter  
4 750, Oregon Laws 2017, is amended to read:

5 **Sec. 7.** (1) The following amounts shall be distributed in the manner prescribed in this section:

6 (a) Any amount of tax on aircraft fuel usable in aircraft operated by turbine engines that is  
7 computed on a basis in excess of one cent per gallon and any amount of tax on all other aircraft fuel  
8 that is computed on a basis in excess of nine cents per gallon, under ORS 319.020 (2); and

9 (b) Any amount of tax on aircraft fuel usable in aircraft operated by turbine engines in excess  
10 of one cent per gallon and any amount of tax on all other aircraft fuel in excess of nine cents per  
11 gallon, that is deducted before the refunding of tax under ORS 319.330 (1).

12 (2) Applications for distributions under this section may not be approved unless the applicant  
13 demonstrates a commitment to contribute at least five percent of the costs of the project to which  
14 the application relates. The Oregon Department of Aviation shall adopt rules for purposes of this  
15 subsection.

16 (3)(a) The State Aviation Board shall establish a review committee composed of one member  
17 from each of the area commissions on transportation chartered by the Oregon Transportation Com-  
18 mission.

19 (b) The review committee shall meet as necessary to review applications for distributions of  
20 amounts pursuant to this section. The criteria specified in ORS 367.084 [(6)] (3) apply to the review  
21 process of the review committee.

22 (c) The review committee shall recommend applications to the State Aviation Board, which shall  
23 select applications with the following priority:

24 (A) First, to applications filed pursuant to subsection (5)(a)(A) of this section;

25 (B) Second, to applications filed with respect to safety and infrastructure development; and

26 (C) Third, to applications filed with respect to aviation-related economic benefits related to air-  
27 ports.

28 (4)(a) Five percent of the amounts described in subsection (1) of this section are appropriated  
29 to the Oregon Department of Aviation for the costs of the department and the State Aviation Board  
30 in administering this section.

31 (b) The remaining 95 percent of the amounts described in subsection (1) of this section shall be  
32 distributed pursuant to subsections (5) to (7) of this section.

33 (5)(a) Fifty percent of the amounts described in subsection (4)(b) of this section shall be distrib-  
34 uted for the following purposes:

35 (A) To assist airports in Oregon with match requirements for Federal Aviation Administration  
36 Airport Improvement Program grants.

37 (B) To make grants for emergency preparedness and infrastructure projects, in accordance with  
38 the Oregon Resilience Plan, including grants for emergency management plan development, seismic  
39 studies and emergency generators and similar equipment.

40 (C) To make grants for:

41 (i) Services critical or essential to aviation, including, but not limited to, fuel, sewer, water and  
42 weather equipment.

43 (ii) Aviation-related business development, including, but not limited to, hangars, parking for  
44 business aircraft and related facilities.

45 (iii) Airport development for local economic benefit, including, but not limited to, signs and

1 marketing.

2 (b) Priority in distributing grants shall be given to projects for which applicants demonstrate a  
3 commitment to contribute the greatest amounts toward the costs of the projects to which the ap-  
4 plications relate.

5 (6) Twenty-five percent of the amounts described in subsection (4)(b) of this section shall be  
6 distributed for the purpose of assisting commercial air service to rural Oregon.

7 (7) Twenty-five percent of the amounts described in subsection (4)(b) of this section shall be  
8 distributed to state-owned airports for the purposes of:

9 (a) Safety improvements recommended by the State Aviation Board and local community air-  
10 ports.

11 (b) Infrastructure projects at public use airports.

12 (8)(a) The State Aviation Board shall submit reports, in the manner provided in ORS 192.245 and  
13 paragraph (b) of this subsection, that describe in detail the projects for which applications have been  
14 submitted and approved, the airports affected, the names of the applicants and the persons who will  
15 perform the work proposed in the applications, the progress of projects for which applications have  
16 been approved and any other information the board considers necessary for a comprehensive anal-  
17 ysis of the implementation of this section.

18 (b) The reports described in paragraph (a) of this subsection shall be submitted:

19 (A) Not later than February 10 of each year to the committees of the Legislative Assembly re-  
20 lated to air transportation; and

21 (B) Not later than September 30 of each year to the interim committees of the Legislative As-  
22 sembly related to air transportation.

23 **SECTION 27. The Department of Transportation shall transfer from the Connect Oregon**  
24 **Fund, established under ORS 367.080, to the Multimodal Active Transportation Fund, estab-**  
25 **lished under section 23 of this 2019 Act, any amounts remaining in the Connect Oregon Fund**  
26 **on the effective date of this 2019 Act that are attributable to the transfer of the excise tax**  
27 **revenues under ORS 320.440.**

28 **SECTION 28. (1) Each biennium, in cooperation with the Department of Transportation,**  
29 **the State Parks and Recreation Department shall allocate, for bicycle and pedestrian trans-**  
30 **portation projects to meet recreation and transportation needs, up to \$4 million of lottery**  
31 **revenues designated for outdoor recreation improvement projects.**

32 (2) Each biennium, the State Parks and Recreation Department shall allocate one-half  
33 of the funding described in subsection (1) of this section for the purpose of providing grants  
34 for bicycle and pedestrian transportation projects through local and regional grant programs.

35 (3) Each biennium, the State Parks and Recreation Department shall allocate one-half  
36 of the funding described in subsection (1) of this section for the purpose of funding bicycle  
37 and pedestrian transportation projects on signature, scenic or recreation trails within the  
38 State of Oregon.

39 **SECTION 29. Section 28 of this 2019 Act is repealed on January 2, 2025.**

40 **SECTION 30. Section 31 of this 2019 Act is added to and made a part of ORS 295.001 to**  
41 **295.108.**

42 **SECTION 31. (1) This section applies to the following moneys:**

43 (a) Motor fuel taxes, penalties and interest that are:

44 (A) Imposed on motor carriers; and

45 (B) Payable through a clearinghouse operated under an international fuel tax agreement

1 entered into under ORS 825.555; and

2 (b) Registration fees and other fixed fees and taxes that are:

3 (A) Imposed on motor carriers for motor vehicles proportionally registered in this state  
4 and other jurisdictions;

5 (B) Apportioned to this state; and

6 (C) Payable through a clearinghouse operated under an agreement for proportional reg-  
7 istration entered into under ORS 826.007.

8 (2) Moneys described in subsection (1) of this section are not public funds for purposes  
9 of ORS 295.001 to 295.108 for the period during which the moneys are held by a clearinghouse  
10 described in subsection (1) of this section pending disbursement to, or payment on behalf of,  
11 the state.

12 NOTE: Sections 32 and 33 were deleted by amendment. Subsequent sections were not renum-  
13 bered.

14 SECTION 34. Section 148, chapter 750, Oregon Laws 2017, as amended by section 154, chapter  
15 750, Oregon Laws 2017, is amended to read:

16 **Sec. 148.** As used in sections 148 to 152, **chapter 750, Oregon Laws 2017** [*of this 2017 Act*]:

17 (1) "Light-duty zero-emission vehicle" means a motor vehicle that:

18 (a) Has a gross vehicle weight rating of 8,500 pounds or less;

19 (b) Is capable of attaining a speed of 55 miles per hour or more; and

20 (c) Is powered:

21 (A) Primarily by an electric battery and may or may not use a flywheel energy storage device  
22 or a capacitor that also stores energy to assist in vehicle operation.

23 (B) By polymer electrolyte membrane fuel cells or proton exchange membrane fuel cells that use  
24 hydrogen fuel and oxygen from the air to produce electricity.

25 (C) Primarily by a zero-emission energy storage device that provides enough power for the ve-  
26 hicle to travel 75 miles or more using only electricity and may or may not use a backup alternative  
27 power unit that does not operate until the energy storage device is fully depleted.

28 (2) "Motor vehicle" has the meaning given that term in ORS 801.360.

29 (3) "Neighborhood electric vehicle" means a low-speed vehicle that:

30 (a) Is powered using an electric battery;

31 (b) Has a gross vehicle weight not exceeding 3,000 pounds; and

32 (c) Has at least four wheels.

33 (4) "Person" means a person as defined in ORS 174.100 or a public body as defined in ORS  
34 174.109.

35 (5) "Plug-in hybrid electric vehicle" means a hybrid electric motor vehicle that:

36 (a) Has zero evaporative emissions from its fuel system;

37 (b) Has an onboard electrical energy storage device with useful capacity of 10 or more miles  
38 of urban dynamometer driving schedule range, as described by the United States Environmental  
39 Protection Agency, on electricity alone;

40 (c) Is equipped with an onboard charger;

41 (d) Is rechargeable from an external connection to an off-board electrical source;

42 (e) Meets the super ultra-low emission vehicle standards for exhaust emissions, as defined by the  
43 Environmental Quality Commission by rule;

44 (f) Has a warranty of at least 15 years and 150,000 miles on emission control components; and

45 (g) Is capable of attaining a speed of 55 miles per hour or more.

1 (6) “Qualifying vehicle” means a motor vehicle that:

2 (a) Is a:

3 (A) Light-duty zero-emission vehicle; *[or]*

4 **(B) Neighborhood electric vehicle;**

5 *[(B)] (C) Plug-in hybrid electric vehicle; or*

6 **(D) Zero-emission motorcycle;**

7 (b) Is new, or has been previously used only as a dealership floor model or test-drive vehicle;

8 (c) Has not previously been registered;

9 (d) Is constructed entirely from new parts that have never been the subject of a retail sale;

10 (e) Has a base manufacturer’s suggested retail price of less than \$50,000;

11 (f) Is covered by a manufacturer’s express warranty on the vehicle drive train, including the  
12 applicable energy storage system or battery pack, for at least 24 months from the date of purchase;  
13 and

14 (g) Is certified by the manufacturer to comply with all applicable federal safety standards issued  
15 by the National Highway Traffic Safety Administration for new motor vehicles and new motor ve-  
16 hicle equipment.

17 (7)(a) “Vehicle dealer” means:

18 (A) A person engaged in business in this state that has been issued a vehicle dealer certificate  
19 under ORS 822.020; and

20 (B) A person engaged in business in another state that would be subject to ORS 822.005 if the  
21 person engaged in business in this state.

22 (b) Notwithstanding paragraph (a) of this subsection, a person is not a vehicle dealer for pur-  
23 poses of sections 148 to 152, **chapter 750, Oregon Laws 2017**, *[of this 2017 Act]* to the extent the  
24 person:

25 (A) Conducts an event that lasts less than seven consecutive days, for which the public is  
26 charged admission and at which otherwise qualifying vehicles are sold at auction; or

27 (B) Sells an otherwise qualifying vehicle at auction at an event described in this paragraph.

28 (8) “Zero-emission motorcycle” means a motorcycle that:

29 (a) Has zero evaporative emissions from its fuel system;

30 (b) Is capable of attaining a speed of 55 miles per hour or more;

31 (c) Is designed to travel on two wheels; and

32 (d) Is powered by electricity.

33 **SECTION 35.** Section 149, chapter 750, Oregon Laws 2017, as amended by section 155, chapter  
34 750, Oregon Laws 2017, and section 20, chapter 93, Oregon Laws 2018, is amended to read:

35 **Sec. 149.** (1) The Department of Environmental Quality shall establish a program for providing  
36 rebates to persons that purchase or lease qualifying vehicles for use in this state. The Director of  
37 the Department of Environmental Quality may hire or contract with a third-party organization to  
38 implement and serve as the administrator of the program required by this section.

39 (2) The department may:

40 (a) Specify design features for the program; and

41 (b) Establish procedures to:

42 (A) Prioritize available moneys for specific qualifying vehicles; and

43 (B) Limit the number of rebates available for each type of qualifying vehicle.

44 (3) The purchaser or lessee of a qualifying vehicle may apply for a rebate for a portion of the  
45 purchase price or may choose to assign the rebate to a vehicle dealer or lessor.

1 (4) Rebates under the program shall be made from moneys credited to or deposited in the Zero-  
2 Emission Incentive Fund established under section 152, chapter 750, Oregon Laws 2017. A rebate  
3 may not be made until there are sufficient moneys available in the fund to make the rebate.

4 (5) The department shall prescribe the rebate application procedure for purchasers and lessees.  
5 All rebate applications must include a declaration under penalty of perjury in the form required by  
6 ORCP 1 E.

7 (6) Rebates for qualifying vehicles shall be set annually by the department as follows:

8 (a) For light-duty zero-emission vehicles and plug-in hybrid electric vehicles with an  
9 electrochemical energy storage capacity of 10 kilowatt hours or more, up to \$2,500 but no less than  
10 \$1,500.

11 (b) For light-duty zero-emission vehicles or plug-in hybrid electric vehicles with an  
12 electrochemical energy storage capacity of less than 10 kilowatt hours, up to \$1,500 but no less than  
13 \$750.

14 (c) For neighborhood electric vehicles, up to \$750 but not less than \$375.

15 (d) For zero-emission motorcycles, up to \$750 but not less than \$375.

16 (7) To be eligible for a rebate, a person requesting a rebate under the program shall:

17 (a) Purchase or lease a qualifying vehicle. A lease must have a minimum term of 24 months.

18 (b) Provide proof of an intent to use the qualifying vehicle primarily on the public highways of  
19 this state, which may be satisfied by providing proof of registration of the qualifying vehicle in  
20 Oregon.

21 (c) Submit an application for a rebate to the administrator of the program within six months  
22 after the date of purchase of the qualifying vehicle or six months after the date the lease of the  
23 qualifying vehicle begins.

24 (d) Retain registration of the qualifying vehicle for a minimum of 24 consecutive months after  
25 the date of purchase or the date the lease begins.

26 (8) A rebate recipient may not make or allow any modifications to the qualifying vehicle's  
27 emissions control systems, hardware, software calibrations or hybrid system.

28 (9)(a) If a rebate recipient sells the qualifying vehicle[,] or terminates the qualifying vehicle  
29 lease before the end of 24 months, the rebate recipient shall:

30 (A) Notify the administrator of the program of the sale or termination; and [shall]

31 (B) Reimburse the administrator for the [entire rebate amount] **rebate in a prorated amount**  
32 **based on the number of months that the rebate recipient owned or leased the qualifying ve-**  
33 **hicle.**

34 (b) **The administrator may waive the reimbursement requirement under paragraph (a)**  
35 **of this subsection if the administrator determines that a waiver is appropriate given un-**  
36 **foreseeable or unavoidable circumstances that gave rise to a need for the rebate recipient**  
37 **to sell the qualifying vehicle or terminate the qualifying vehicle lease before the end of 24**  
38 **months.**

39 (10) Rebate recipients may be requested to participate in ongoing research efforts.

40 (11) The administrator of the program shall work to ensure timely payment of rebates with a  
41 goal of paying rebates within 60 days after receiving an application for a rebate.

42 (12) A vehicle dealer may advertise the program on the premises owned or operated by the ve-  
43 hicle dealer. If no moneys are available from the program or the program otherwise changes, a ve-  
44 hicle dealer who advertises the program may not be held liable for advertising false or misleading  
45 information.



1 (13) The Environmental Quality Commission may adopt any rules necessary to carry out the  
2 provisions of this section.

3 **SECTION 36.** Section 150, chapter 750, Oregon Laws 2017, as amended by section 21, chapter  
4 93, Oregon Laws 2018, is amended to read:

5 **Sec. 150.** (1) As used in this section:

6 (a) "Area median income" means the median income for the metropolitan statistical area in  
7 which a household is located or, if the household is not located within a metropolitan statistical  
8 area, for the metropolitan statistical area in closest proximity to the location of the household, as  
9 determined by the Housing and Community Services Department, adjusted for household size.

10 (b) "Charge ahead rebate" means a rebate for the purchase or lease of a new or used light-duty  
11 zero-emission vehicle **or plug-in hybrid electric vehicle** issued through the Charge Ahead Oregon  
12 Program established under this section.

13 (c) "Low income household" means a household with income less than or equal to 80 percent  
14 of the area median income.

15 (d) "Moderate income household" means a household with income less than or equal to 120  
16 percent and greater than 80 percent of the area median income.

17 (2) The Department of Environmental Quality shall establish a Charge Ahead Oregon Program  
18 to provide for charge ahead rebates to low income households and moderate income households. The  
19 Director of the Department of Environmental Quality may hire or contract with a third-party or-  
20 ganization to implement and serve as the administrator of the program required by this section.

21 (3) The department may:

22 (a) Specify design features for the program; and

23 (b) Establish procedures to:

24 (A) Prioritize available moneys to specific income levels or geographic areas; and

25 (B) Limit the number of charge ahead rebates available.

26 (4) An eligible purchaser or lessee of a new or used light-duty zero-emission vehicle **or plug-in**  
27 **hybrid electric vehicle** may apply for a charge ahead rebate for a portion of the purchase price  
28 or may choose to assign the charge ahead rebate to a vehicle dealer or lessor.

29 (5) Rebates under the Charge Ahead Oregon Program shall be made from moneys credited to  
30 or deposited in the Zero-Emission Incentive Fund established under section 152, chapter 750, Oregon  
31 Laws 2017. A rebate may not be made until there are sufficient moneys available in the fund to  
32 make the rebate.

33 (6) The department shall prescribe the rebate application procedure for purchasers and lessees.  
34 All rebate applications must include a declaration under penalty of perjury in the form required by  
35 ORCP 1 E.

36 (7) Charge ahead rebates shall be in an amount up to \$2,500, but not less than \$1,250.

37 (8) To be eligible for a charge ahead rebate, a person requesting a rebate under the program  
38 must:

39 (a) Be a member of a low income household or a moderate income household.

40 (b) Purchase or lease a new or used light-duty zero-emission vehicle **or plug-in hybrid electric**  
41 **vehicle**. A lease must have a minimum term of 24 months.

42 (c) Provide proof of an intent to use the light-duty zero-emission vehicle **or plug-in hybrid**  
43 **electric vehicle** primarily on the public highways of this state, which may be satisfied by providing  
44 proof of registration of the vehicle in Oregon.

45 (d) Submit an application for a charge ahead rebate to the administrator of the program within

1 six months of the date of purchase or six months from the date the lease begins.

2 (e) Retain registration of the light-duty zero-emission vehicle for a minimum of 24 consecutive  
3 months following the date of purchase or following the date the lease begins.

4 (9) A person that receives a charge ahead rebate may not make or allow any modifications to  
5 the vehicle's emissions control systems, hardware, software calibrations or hybrid system.

6 (10)(a) If a charge ahead rebate recipient sells the vehicle[,] or terminates the vehicle lease  
7 before the end of 24 months, the charge ahead rebate recipient shall:

8 (A) Notify the administrator of the program of the sale or termination; and [shall]

9 (B) Reimburse the administrator for the [entire charge ahead rebate amount] **rebate in a pro-**  
10 **rated amount based on the number of months that the rebate recipient owned or leased the**  
11 **qualifying vehicle.**

12 (b) **The administrator may waive the reimbursement requirement under paragraph (a)**  
13 **of this subsection if the administrator determines that a waiver is appropriate given un-**  
14 **foreseeable or unavoidable circumstances that gave rise to a need for the rebate recipient**  
15 **to sell the qualifying vehicle or terminate the qualifying vehicle lease before the end of 24**  
16 **months.**

17 (11) Charge ahead rebate recipients may be requested to participate in ongoing research efforts.

18 (12) The administrator of the program shall work to ensure timely payment of charge ahead re-  
19 bates with a goal of paying rebates within 60 days of receiving an application for a charge ahead  
20 rebate.

21 (13) In establishing the Charge Ahead Oregon Program, the department shall provide opportu-  
22 nities for public comment by low income households, moderate income households and community-  
23 based organizations that are located in areas of this state that have elevated concentrations of air  
24 contaminants attributable to motor vehicle emissions, relative to other areas of the state. The de-  
25 partment shall use the comments received pursuant to this subsection to inform, evaluate and  
26 strengthen the design of the program in order to increase the usage of light-duty zero-emission ve-  
27 hicles **and plug-in hybrid electric vehicles.**

28 (14) The administrator of the program shall, throughout the course of implementing the program,  
29 conduct community outreach to low income households, moderate income households and  
30 community-based organizations that are located in areas of this state that have elevated concen-  
31 trations of air contaminants attributable to motor vehicle emissions, relative to other areas of the  
32 state, in order to:

33 (a) Solicit feedback on program implementation; and

34 (b) Take steps to ensure that the program is promoted effectively.

35 (15) A vehicle dealer may advertise the Charge Ahead Oregon Program on the premises owned  
36 or operated by the vehicle dealer. If no moneys are available from the program or the program  
37 otherwise changes, a vehicle dealer who advertises the program may not be held liable for adver-  
38 tising false or misleading information.

39 (16) A charge ahead rebate may be combined with a rebate described in section 149, chapter 750,  
40 Oregon Laws 2017.

41 (17) An organization that the department has hired or contracted with to implement and serve  
42 as the administrator of the program may offer expanded financing mechanisms for program partic-  
43 ipants, including, but not limited to, a loan or loan-loss reserve credit enhancement program to in-  
44 crease consumer access to new or used light-duty zero-emission vehicles **and plug-in hybrid**  
45 **electric vehicles.**

1 (18) The Environmental Quality Commission may adopt any rules necessary to carry out the  
2 provisions of this section.

3 **SECTION 37.** (1) **Notwithstanding section 149 (7)(c), chapter 750, Oregon Laws 2017, a**  
4 **person may submit an application for a rebate to the administrator of the program estab-**  
5 **lished under section 149, chapter 750, Oregon Laws 2017, within six months after the effective**  
6 **date of this 2019 Act, if the person purchased or leased a vehicle at any time beginning**  
7 **January 1, 2018, and ending August 2, 2018.**

8 (2) **Notwithstanding section 150 (8)(d), chapter 750, Oregon Laws 2017, a person may**  
9 **submit an application for a charge ahead rebate to the administrator of the Charge Ahead**  
10 **Oregon Program within six months after the effective date of this 2019 Act, if the person**  
11 **purchased or leased a vehicle at any time beginning January 1, 2018, and ending August 2,**  
12 **2018.**

13 **SECTION 38.** ORS 825.450, as amended by section 58, chapter 750, Oregon Laws 2017, and  
14 section 28a, chapter 93, Oregon Laws 2018, is amended to read:

15 825.450. [(1) *Except as otherwise permitted under ORS 825.470, the Department of Transportation*  
16 *shall issue a receipt stating the combined weight of each self-propelled or motor-driven vehicle and any*  
17 *train or combination of vehicles to be used with the self-propelled or motor-driven vehicle.*]

18 (1) **Upon application by a carrier, the Department of Transportation may issue a weight**  
19 **identifier for each vehicle the carrier enrolls with the department, which must state the**  
20 **combined weight of the vehicle or combination of vehicles. The department shall record each**  
21 **weight identifier electronically. This subsection does not apply to vehicles issued a temporary**  
22 **pass under ORS 825.470.**

23 (2) A person may not load any motor vehicle in excess of [its] **the** combined weight [permit rat-  
24 *ing determined*] **stated on the weight identifier issued for that motor vehicle** under subsection  
25 (1) of this section [*except as variations may necessarily result in passenger loading. A fee of \$8 shall*  
26 *be paid to the department for each weight receipt issued*].

27 (3) [Receipts] **Weight identifiers** issued under this section are valid from the first day of any  
28 calendar quarter to the last day of the fourth consecutive calendar quarter. Each carrier may select  
29 the calendar quarter in which the period will begin except that, if necessary for administrative  
30 convenience, the department may require a carrier to adopt a starting date chosen by the depart-  
31 ment.

32 (4) All vehicles operating under the carrier's authority shall have the same four-quarter period  
33 of [receipt] **weight identifier** validity. The department may allow a carrier to operate with expired  
34 [receipts] **weight identifiers** for up to one extra quarter if the renewal application has been sub-  
35 mitted [*and the required fees have been paid on or before the last day of the period of validity of the*  
36 *receipt*]. The extension of time allowed by this subsection shall be granted only if the department  
37 determines that the extension is necessary for the administrative convenience of the department.

38 (5) The department may adopt rules necessary to administer the provisions of this section.

39 **SECTION 39.** Section 30a, chapter 93, Oregon Laws 2018, is amended to read:

40 **Sec. 30a.** The amendments to ORS 818.270 [*and 825.450 by sections 28 and 28a*] **by section 28,**  
41 **chapter 93, Oregon Laws 2018,** [*of this 2018 Act*] become operative on January 1, 2020.

42 **SECTION 40.** Section 30b, chapter 93, Oregon Laws 2018, is amended to read:

43 **Sec. 30b.** The amendments to ORS 818.270 [*and 825.450 by sections 28 and 28a*] **by section 28,**  
44 **chapter 93, Oregon Laws 2018,** [*of this 2018 Act*] apply to fees imposed on or after January 1, 2020.

45 **SECTION 41.** ORS 825.452 is amended to read:

1       825.452. In order to facilitate the registration issuance and registration renewal processes, when  
2 a carrier initially registers under ORS 826.009 or 826.037, the Department of Transportation may  
3 assign a registration period ranging from three to 12 months. *[Initial fees shall be adjusted accord-*  
4 *ingly.]*

5       **SECTION 42.** ORS 825.454 is amended to read:

6       825.454. (1) The Department of Transportation, in the discretion of the department, may require  
7 the use of identification devices, such as cab cards, stamps or carrier identification numbers, to  
8 identify and be carried with or placed upon each motor vehicle authorized to be operated in Oregon  
9 subject to the provisions of this chapter. The form of any identification device and the method for  
10 its use shall be determined by the department.

11       (2) Notwithstanding any other provision in this chapter, the department may require applica-  
12 tions for identification devices to be made annually *[and may require each carrier holding or ob-*  
13 *taining a permit under this chapter to pay to the department a fee of not to exceed \$8 for each device*  
14 *issued on an annual basis].*

15       **SECTION 43.** ORS 319.665 is amended to read:

16       319.665. (1) The seller of fuel for use in a motor vehicle shall collect the tax provided by ORS  
17 319.530 at the time the fuel is sold, unless one of the following situations applies:

18       (a) The **Department of Transportation has issued a weight identifier under ORS 825.450**  
19 **for the** vehicle into which the seller delivers or places the fuel *[bears a valid permit or user's*  
20 *emblem issued by the Department of Transportation].*

21       (b) The fuel is dispensed at a nonretail facility, in which case the seller shall collect any tax  
22 owed at the same time the seller collects the purchase price from the person to whom the fuel was  
23 dispensed at the nonretail facility. A seller is not required to collect the tax under this paragraph  
24 from a person who certifies to the seller that the use of the fuel is exempt from the tax imposed  
25 under ORS 319.530.

26       (c) A cardlock card is used for purchase of the fuel at an attended portion of a retail facility  
27 equipped with a cardlock card reader, in which case the cardlock card issuer licensed in this state  
28 is responsible for collecting and remitting the tax unless the person making the purchase certifies  
29 to the seller that the use of the fuel is exempt from the tax imposed under ORS 319.530.

30       (2) If a cardlock card is used for purchase of fuel at an attended portion of a retail facility  
31 equipped with a cardlock card reader, the seller at the retail facility may deduct fuel purchases  
32 made with a cardlock card from the seller's retail transactions if the seller provides the department  
33 with the following information:

34       (a) A monthly statement from a cardlock card issuer that details the cardlock card purchases  
35 at the retail facility; and

36       (b) A listing of cardlock card issuers and gallons of fuel purchased at the retail facility by the  
37 issuers' customers.

38       (3) The department shall supply each seller of fuel for use in a motor vehicle with a chart which  
39 sets forth the tax imposed on given quantities of fuel.

40       **SECTION 44.** ORS 319.671 is amended to read:

41       319.671. (1) The seller of fuel for any purpose shall make a duplicate invoice for every sale of  
42 fuel for any purpose and shall retain one copy and give the other copy to the user. The Department  
43 of Transportation may prescribe the form of the invoice. The invoice shall show:

44       (a) The seller's name and address;

45       (b) The date;

1 (c) The amount of the sale in gallons; and

2 (d) The name and address of the user.

3 (2) In addition to the invoice entries listed in subsection (1) of this section, the seller of fuel for  
4 use in a motor vehicle shall indicate on the invoice the amount of the tax collected, if any, and:

5 (a) The *[identification]* **license** plate number, if the vehicle bears *[an identification]* **a license**  
6 plate issued by the department **or another jurisdiction**;

7 (b) The emblem number, if the vehicle bears a user's emblem; **or**

8 (c) The temporary pass number *[or the receipt number]*, if the vehicle bears no valid user's  
9 emblem or *[identification]* **license** plate issued by the department.*[: or]*

10 *[(d) The license plate number if the vehicle bears no valid user's emblem or permit issued by the*  
11 *department.]*

12 (3) Notwithstanding subsection (1) of this section, this section does not require any invoice to  
13 be prepared for any sale where fuel is delivered into the fuel tank of a vehicle described in this  
14 subsection unless the operator of the vehicle requests an invoice. If an invoice is prepared under  
15 this subsection, the name and address of a user is not required to be shown on the invoice for sales  
16 where the fuel is delivered into the fuel tanks of vehicles described in this subsection. This sub-  
17 section applies to vehicles:

18 (a) That have a combined weight of 26,000 pounds or less; and

19 (b)(A) For which the tax under ORS 319.530 must be paid at the time of sale under ORS 319.665;

20 or

21 (B) For which an emblem has been issued under ORS 319.535.

22 **SECTION 45.** ORS 366.747 is amended to read:

23 366.747. (1) The following moneys shall be allocated as described in subsection (2) of this section:

24 (a) The amount attributable to the increase in the inspection fee by the amendments to ORS  
25 803.215 by section 47, chapter 618, Oregon Laws 2003.

26 (b) The amount attributable to any increase in registration plate fees by the amendments to ORS  
27 803.570 by section 48, chapter 618, Oregon Laws 2003.

28 (c) The amount attributable to the increases in fees for driver licenses, permits and endorse-  
29 ments by the amendments to ORS 807.370 by section 49, chapter 618, Oregon Laws 2003.

30 *[(d) The amount attributable to the increase in the weight receipt fee by the amendments to ORS*  
31 *825.450 by section 50, chapter 618, Oregon Laws 2003.]*

32 (2) The moneys described in subsection (1) of this section shall be allocated 60 percent to  
33 counties and 40 percent to cities. Moneys allocated under this section shall be distributed in the  
34 same manner as moneys allocated to counties and cities under ORS 366.739 are distributed.

35 **SECTION 46.** ORS 367.095, as amended by section 71b, chapter 750, Oregon Laws 2017, and  
36 section 30d, chapter 93, Oregon Laws 2018, is amended to read:

37 367.095. (1) The following amounts shall be distributed in the manner prescribed in this section:

38 (a) The amount attributable to the increase in tax rates by section 45, chapter 750, Oregon Laws  
39 2017, and the amendments to ORS 319.020 and 319.530 by sections 40 to 43, chapter 750, Oregon  
40 Laws 2017.

41 (b) The amount attributable to the vehicle registration and title fees imposed under ORS 803.091  
42 and 803.422.

43 (c) The amount attributable to the increase in taxes and fees by the amendments to ORS 803.420,  
44 803.645, 818.225, **818.270**, 825.476, 825.480 and 826.023 by sections 34, 35, 48, 49, 51, 52, **54**, 63, 64,  
45 66, 67 and 70, chapter 750, Oregon Laws 2017.

1 (2) The amounts described in subsection (1) of this section shall be distributed in the following  
2 order and for the following purposes:

3 (a) **For calendar years beginning on or after January 1, 2022**, \$30 million **per year** shall be  
4 used for the Interstate 5 Rose Quarter Project. This amount shall be used **to pay** for the Interstate  
5 5 Rose Quarter Project, **including project costs on a current basis and paying for debt service**  
6 **on bonds issued to finance the project**, only until the later of the date on which the project is  
7 completed or on which all bonds issued to fund the project have been repaid. **Any remaining**  
8 **moneys shall be distributed as described in subsection (3) of this section.**

9 (b) [~~\$15~~] **\$10** million per year shall be deposited into the Safe Routes to Schools Fund for the  
10 purpose of providing Safe Routes to Schools matching grants under ORS 184.742. The remainder of  
11 the moneys shall be distributed as described in subsection (3) of this section.

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

14 (a) 50 percent to the Department of Transportation.

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

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

17 (4) The moneys described in subsection (3)(a) of this section or equivalent amounts that become  
18 available to the Department of Transportation shall be allocated as follows:

19 (a) \$10 million for safety.

20 (b) Of the remaining balance:

21 (A) Forty percent for bridges.

22 (B) Thirty percent for seismic improvements related to highways and bridges.

23 (C) Twenty-four percent for state highway pavement preservation and culverts.

24 (D) Six percent for state highway maintenance and safety improvements.

25 **SECTION 47.** ORS 367.095, as amended by section 71b, chapter 750, Oregon Laws 2017, section  
26 30d, chapter 93, Oregon Laws 2018, and section 46 of this 2019 Act, is amended to read:

27 367.095. (1) The following amounts shall be distributed in the manner prescribed in this section:

28 (a) The amount attributable to the increase in tax rates by section 45, chapter 750, Oregon Laws  
29 2017, and the amendments to ORS 319.020 and 319.530 by sections 40 to 43, chapter 750, Oregon  
30 Laws 2017.

31 (b) The amount attributable to the vehicle registration and title fees imposed under ORS 803.091  
32 and 803.422.

33 (c) The amount attributable to the increase in taxes and fees by the amendments to ORS 803.420,  
34 803.645, 818.225, [~~818.270~~,] 825.476, 825.480 and 826.023 by sections 34, 35, 48, 49, 51, 52, [~~54~~,] 63, 64,  
35 66, 67 and 70, chapter 750, Oregon Laws 2017.

36 (2) The amounts described in subsection (1) of this section shall be distributed in the following  
37 order and for the following purposes:

38 (a) [~~For calendar years beginning on or after January 1, 2022,~~] \$30 million per year shall be used  
39 for the Interstate 5 Rose Quarter Project. This amount shall be used to pay for the Interstate 5 Rose  
40 Quarter Project, including project costs on a current basis and paying for debt service on bonds  
41 issued to finance the project, only until the later of the date on which the project is completed or  
42 on which all bonds issued to fund the project have been repaid. Any remaining moneys shall be  
43 distributed as described in subsection (3) of this section.

44 (b) [~~\$10~~] **\$15** million per year shall be deposited into the Safe Routes to Schools Fund for the  
45 purpose of providing Safe Routes to Schools matching grants under ORS 184.742. The remainder of

1 the moneys shall be distributed as described in subsection (3) of this section.

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

4 (a) 50 percent to the Department of Transportation.

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

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

7 (4) The moneys described in subsection (3)(a) of this section or equivalent amounts that become  
8 available to the Department of Transportation shall be allocated as follows:

9 (a) \$10 million for safety.

10 (b) Of the remaining balance:

11 (A) Forty percent for bridges.

12 (B) Thirty percent for seismic improvements related to highways and bridges.

13 (C) Twenty-four percent for state highway pavement preservation and culverts.

14 (D) Six percent for state highway maintenance and safety improvements.

15 **SECTION 48. The amendments to ORS 367.095 by section 47 of this 2019 Act become op-**  
16 **erative on January 1, 2023.**

17 **SECTION 49.** ORS 823.012 is amended to read:

18 823.012. (1) If the Director of Transportation determines that an emergency, as defined in ORS  
19 401.025, has occurred or is imminent, the director may suspend operation of one or more of the fol-  
20 lowing statutes involving motor carriers for the purpose of expediting the movement of persons or  
21 property:

22 (a) ORS 818.400, compliance with commercial vehicle enforcement requirements related to com-  
23 mercial vehicle weight, size, load, conformation or equipment.

24 (b) ORS 825.100, certificate or permit requirement for commercial transportation of persons or  
25 property.

26 (c) ORS 825.104, registration requirement for for-hire or private carrier engaged in interstate  
27 operations.

28 (d) ORS 825.160, requirement for person operating as motor carrier to have policy of public li-  
29 ability and property damage insurance.

30 (e) ORS 825.162, requirement for person operating as for-hire carrier of freight or express to  
31 have cargo insurance.

32 (f) ORS 825.250, requirement to stop and submit to an inspection of the driver, the cargo or the  
33 vehicle or combination of vehicles.

34 (g) ORS 825.252, safety regulations for for-hire and private carriers.

35 (h) ORS 825.258, rules for transportation of hazardous waste, hazardous material and PCB.

36 (i) ORS 825.450, *[weight receipts]* **weight identifiers** issued by Department of Transportation *[for*  
37 *motor vehicles subject to weight-mile tax]*.

38 (j) ORS 825.470, temporary pass for single trip or short-time operation of vehicle.

39 (k) ORS 825.474, assessment of tax for use of highways.

40 (L) ORS 826.031, registration of certain vehicles not already registered with state.

41 (2) A suspension under this section may occur prior to a declaration of a state of emergency  
42 under ORS 401.165, but may not exceed 72 hours unless a state of emergency is declared under ORS  
43 401.165. If a state of emergency is declared under ORS 401.165, the suspension shall last until the  
44 state of emergency is terminated as provided under ORS 401.204.

45 (3) The director may designate by rule a line of succession of deputy directors or other em-

1 ployees of the department who may suspend operations of statutes under this section in the event  
2 the director is not available. Any suspension by a person designated by the director under this  
3 subsection has the same force and effect as if issued by the director, except that, if the director can  
4 be reached, the suspension must be affirmed by the director when the director is reached. If the  
5 director does not set aside a suspension within 24 hours of being reached, the suspension shall be  
6 considered affirmed by the director.

7 **SECTION 50.** ORS 825.141 is amended to read:

8 825.141. In addition to any other requirements of this chapter, a carrier whose operating  
9 authority has been suspended shall pay a reinstatement fee of \$25 to the Department of Transportation  
10 before the operating authority may be reinstated, plus \$5 for each vehicle [*receipt outstanding*] **is-**  
11 **sued a weight identifier under ORS 825.450, and shall demonstrate operational activity at the**  
12 **time of reinstatement.** [*the carrier's authority at the time of suspension, if the suspension has been*  
13 *in effect more than 30 days. However, if the suspension has been in effect for 30 days or less, in ad-*  
14 *dition to the reinstatement fee of \$25 the carrier only need pay \$5 for each receipt it does not surrender*  
15 *upon application for reinstatement of the authority.*]

16 **SECTION 51.** ORS 801.285 is amended to read:

17 801.285. "Fixed load vehicle" means all of the following apply to the vehicle:

18 (1) It is a vehicle with or without motive power that is designed and used primarily:

19 (a) To support and move a permanent load in the form of equipment or appliances constructed  
20 as part of or permanently attached to the body of the vehicle;

21 (b) For transportation of equipment or appliances that are ordinarily kept on or in the vehicle  
22 in order that the vehicle may be used for its primary purpose; and

23 (c) Except for the transportation of permanent load, appliances and equipment described in  
24 paragraphs (a) and (b) of this subsection, for purposes other than for the transportation of persons  
25 or property over public highways or streets.

26 (2) It is a vehicle other than the following:

27 (a) A travel trailer.

28 (b) A tow vehicle, including a tow vehicle with cranes, hoists or dollies.

29 (c) A truck-mounted transit mixer or volumetric mixer.

30 (d) A self-propelled mobile crane.

31 **(e) A bucket truck.**

32 (3) It is a vehicle that may include, but is not limited to, the following vehicles:

33 (a) Air compressors, air drills, asphalt plants, asphalt spreaders, bituminous plants, bituminous  
34 mixers, bituminous spreaders and bucket loaders;

35 (b) Concrete batch plants, concrete mixers other than transit mixers or volumetric mixers, ce-  
36 ment spreaders, carryalls, crawler cranes, crushers and crushing plants, diggers and ditchers, power  
37 units and plants;

38 (c) Earthmoving scrapers, electric generating equipment, electric load-bank and wiring equip-  
39 ment, front-end loaders, leveling graders, lighting plants and portable wiring, motor graders,  
40 payloaders, power hoists, road graders, scoopmobiles, skip hoists, stackers and hoists;

41 (d) Athey wheels, backhoes, bituminous and concrete pavement finishers, drag lines, fork lift  
42 trucks, log loaders, portable bins, portable parts and storage bins, portable shops, portable storage  
43 tanks, power shovels, road rollers, sheepsfoot rollers and paving mixers, towermobiles, welders,  
44 yarders;

45 (e) Bituminous and concrete finishing machines, elevator equipment, scarifiers and rooters,



1 traction engines, vibro screens and rotary screens, wheeled and crawler tractors other than truck  
2 tractors; and

3 (f) Apron feeders, grain grinders, grain rollers, sand classifiers and drags, sawmills and special  
4 construction equipment, scrap metal balers, scrubber screens and plate feeders.

5 **SECTION 52. Section 19 of this 2019 Act applies to tax expenditures enacted before, on  
6 or after the effective date of this 2019 Act with respect to transportation project taxes.**

7 **SECTION 53. The amendments to ORS 184.612 by section 8 of this 2019 Act apply to  
8 members appointed to the Oregon Transportation Commission on or after the effective date  
9 of this 2019 Act.**

10 **SECTION 54. The amendments to ORS 320.470 by section 14 of this 2019 Act apply to  
11 disclosures of information made before, on or after the effective date of this 2019 Act.**

12 **SECTION 55. ORS 824.237 and section 1, chapter 55, Oregon Laws 2012, and section 71c,  
13 chapter 750, Oregon Laws 2017, are repealed.**

14 **SECTION 56. ORS 367.089 is repealed.**

15 **SECTION 57. The repeal of ORS 367.089 by section 56 of this 2019 Act does not apply to  
16 a request for reimbursement submitted pursuant to ORS 367.089 that is received by the State  
17 Parks and Recreation Department before the effective date of this 2019 Act. A request for  
18 reimbursement received before the effective date of this 2019 Act shall be governed by the  
19 provisions of ORS 367.089 in effect immediately before the effective date of this 2019 Act.**

20 **SECTION 58. This 2019 Act takes effect on the 91st day after the date on which the 2019  
21 regular session of the Eightieth Legislative Assembly adjourns sine die.**

22