

HB 2592-7
(LC 2947)
5/2/19 (ASD/ps)

At the request of JOINT COMMITTEE ON TRANSPORTATION (at the request of Department of Transportation)

**PROPOSED AMENDMENTS TO
HOUSE BILL 2592**

1 In line 2 of the printed bill, after “transportation” insert “; creating new
2 provisions; amending ORS 184.612, 184.665, 320.400, 320.470, 367.095, 367.097,
3 803.203, 803.420 and 818.340 and section 18, chapter 30, Oregon Laws 2010,
4 and sections 45 and 71f, chapter 750, Oregon Laws 2017; repealing ORS
5 824.237 and section 1, chapter 55, Oregon Laws 2012; and prescribing an ef-
6 fective date”.

7 Delete lines 4 through 9 and insert:

8 **“SECTION 1.** Section 45, chapter 750, Oregon Laws 2017, as amended by
9 section 43, chapter 93, Oregon Laws 2018, is amended to read:

10 **“Sec. 45.** (1)(a) For calendar years beginning on or after January 1, 2020,
11 the rates determined under ORS 319.020 (1)(b) and 319.530 (1) shall each be
12 increased by two cents only if the Oregon Transportation Commission sub-
13 mits a report in the manner provided by ORS 192.245 on or before December
14 1, 2019, to the Joint Committee on Transportation established under ORS
15 171.858 stating that:

16 **“(A)** The commission has identified sufficient shovel-ready highway
17 projects and highway maintenance or operational uses of the increased fuel
18 tax revenue to justify the increase;

19 **“(B)** The set of uniform standards required under ORS 184.657 (1) has been
20 developed and the standards are being followed;

21 **“(C)** The reports [*required*] **received** from cities and counties under ORS

1 184.657 (2) have been submitted and posted by the commission as required
2 under ORS 184.657 (3);

3 “(D) The Department of Transportation is implementing the registration
4 fees and title fees described in ORS 803.091 and 803.422; and

5 “(E) The Interstate 205 Active Traffic Management Project and the
6 Interstate 205 Corridor Bottleneck Project have been completed.

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

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

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

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

18 “(D) The status of the Treasure Valley Intermodal Facility Project and
19 the Value Pricing Set-Up Project;

20 “(E) Design, cost analysis and construction option packages for the
21 Interstate 5 Rose Quarter Project for consideration by the Legislative As-
22 ssembly; and

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

29 “(2)(a) For calendar years beginning on or after January 1, 2022, the rates
30 determined under ORS 319.020 (1)(b) and 319.530 (1) and subsection (1) of this

1 section shall each be increased by two cents only if the Oregon Transporta-
2 tion Commission submits a report in the manner provided by ORS 192.245
3 on or before December 1, 2021, to the Joint Committee on Transportation
4 established under ORS 171.858 stating that:

5 “(A) The Continuous Improvement Advisory Committee appointed under
6 ORS 184.665 has reviewed and reported to the commission on all transporta-
7 tion projects costing \$50 million or more and completed not less than six
8 months prior to the date of the report required under this paragraph;

9 “(B) The recommendations for improvement reported by the Continuous
10 Improvement Advisory Committee to the commission at least six months
11 prior to the date of the report required under this paragraph, **and approved**
12 **by the commission**, have been implemented **or plans for implementation**
13 **have been developed**;

14 “(C) The commission has identified sufficient shovel-ready highway
15 projects and highway maintenance or operational uses of the increased fuel
16 tax revenue to justify the increase;

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

19 “(E) The reports [*required*] **received** from cities and counties under ORS
20 184.657 (2) have been [*submitted and*] posted by the commission as required
21 under ORS 184.657 (3);

22 “(F) Under ORS 184.657 (4), payments from the State Highway Fund have
23 been withheld from cities and counties that failed to submit reports as re-
24 quired under ORS 184.657 (2); **and**

25 “[*(G) To the best knowledge of the commission, all bodies scheduled to re-*
26 *ceive fuel tax revenue pursuant to chapter 750, Oregon Laws 2017, after the*
27 *operative date of the increase are in compliance with ORS 279C.305 or under*
28 *review by the Bureau of Labor and Industries for compliance with ORS*
29 *279C.305, or the commission has requested from the bureau confirmation of*
30 *such compliance; and*]

1 “[~~H~~] (G) The Department of Transportation is implementing the regis-
2 tration fees and title fees described in ORS 803.091 and 803.422.

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

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

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

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

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

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

1 **resolution of the violation or breach is determined under ORS 279C.306.**

2 “(3)(a) For calendar years beginning on or after January 1, 2024, the rates
3 determined under ORS 319.020 (1)(b) and 319.530 (1) and subsections (1) and
4 (2) of this section shall each be increased by two cents only if the Oregon
5 Transportation Commission submits a report in the manner provided by ORS
6 192.245 on or before December 1, 2023, to the Joint Committee on Transpor-
7 tation established under ORS 171.858 stating that:

8 “(A) The Continuous Improvement Advisory Committee appointed under
9 ORS 184.665 has reviewed and reported to the commission on all transporta-
10 tion projects costing \$50 million or more and completed not less than six
11 months prior to the date of the report required under this paragraph;

12 “(B) The recommendations for improvement reported by the Continuous
13 Improvement Advisory Committee to the commission at least six months
14 prior to the date of the report required under this paragraph, **and approved**
15 **by the commission, have been implemented or plans for implementation**
16 **have been developed;**

17 “(C) The commission has identified sufficient shovel-ready highway
18 projects and highway maintenance or operational uses of the increased fuel
19 tax revenue to justify the increase;

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

22 “(E) The reports [*required*] **received** from cities and counties under ORS
23 184.657 (2) have been [*submitted and*] posted by the commission as required
24 under ORS 184.657 (3); **and**

25 “(F) Under ORS 184.657 (4), payments from the State Highway Fund have
26 been withheld from cities and counties that failed to submit reports as re-
27 quired under ORS 184.657 (2).[; *and*]

28 “[*(G) To the best knowledge of the commission, all bodies scheduled to re-*
29 *ceive fuel tax revenue pursuant to chapter 750, Oregon Laws 2017, after the*
30 *operative date of the increase are in compliance with ORS 279C.305 or under*

1 *review by the Bureau of Labor and Industries for compliance with ORS*
2 *279C.305, or the commission has requested from the bureau confirmation of*
3 *such compliance.]*

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

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

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

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

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

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

1 “184.612. (1) There is established the Oregon Transportation Commission
2 consisting of five members appointed by the Governor, subject to confirma-
3 tion by the Senate pursuant to section 4, Article III, Oregon Constitution.
4 A member serves at the pleasure of the Governor.

5 “(2) The Governor shall appoint members of the commission in compliance
6 with all of the following:

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

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

13 “[*(3) At the time of appointment, a member may not have any direct or in-
14 direct financial or fiduciary interest related to the commission’s duties. If a
15 conflict arises after a member’s appointment, the member shall declare the
16 conflict and abstain from deliberations and voting on the matter under con-
17 sideration by the commission.*]

18 “**(3) At the time of appointment, a member or a relative of a
19 member, as defined in ORS 244.020, may not have an actual conflict
20 of interest, as defined in ORS 244.020.**

21 “**(4) Notwithstanding ORS 244.120 (2), when met with a potential or
22 actual conflict of interest, as those terms are defined in ORS 244.020,
23 a member shall announce publicly the nature of the potential or actual
24 conflict and:**

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

29 “**(b) If the member’s vote is necessary to meet a requirement of a
30 minimum number of votes to take official action, be eligible to vote,**

1 **but not to participate as a public official in any discussion or debate**
2 **on the issue out of which the potential or actual conflict arises.**

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

8 “[5] (6) The Governor shall appoint one of the members as chairperson.
9 The chairperson shall appoint one of the other members as vice chairperson.
10 The chairperson and vice chairperson shall have such terms, duties and
11 powers as the Oregon Transportation Commission determines are necessary
12 for the performance of such offices.

13 “[6] (7) A majority of the members of the commission constitutes a
14 quorum. If a quorum is present at a meeting, the commission may take action
15 by an affirmative vote by a majority of the members who are present. An
16 individual member may not exercise individually any administrative author-
17 ity with respect to the Department of Transportation.

18 “[7] (8) The commission shall meet at least quarterly, at a time and
19 place determined by the commission. The commission shall also meet at such
20 other times and places as are specified by the call of the chairperson or of
21 a majority of the commission.

22 “[8] (9) A vacancy does not impair the right of the remaining members
23 to exercise all the powers of the commission, except that three members of
24 the commission must agree in the selection, vacation or abandonment of
25 state highways, and in case the members are unable to agree the Governor
26 shall have the right to vote as a member of the commission.

27 “[9] (10) The commission shall keep complete and accurate records of
28 all the meetings, transactions and business of the commission at the office
29 of the department.

30 “[10] (11) The commission may provide an official seal.

1 “~~[(11)]~~ (12) The commission may hire staff the commission deems neces-
2 sary to assist the commission in carrying out its duties. The staff shall be
3 considered employees of the department for purposes of the State Personnel
4 Relations Law under ORS chapter 240.

5 “~~[(12)]~~ (13) A member of the commission is entitled to compensation and
6 expenses as provided by ORS 292.495.

7 “**SECTION 3.** ORS 184.665 is amended to read:

8 “184.665. (1) The Oregon Transportation Commission shall appoint a
9 Continuous Improvement Advisory Committee composed of members of the
10 commission, employees of the Department of Transportation and transporta-
11 tion stakeholders. The committee shall be of such size and representation as
12 the commission determines appropriate.

13 “(2) The committee shall:

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

17 “(b) Develop key performance measures, based on desired outcomes, for
18 each division of the department. The committee shall submit key performance
19 measures to the commission for its approval. The committee shall report to
20 the commission at least once per year on the status of key performance
21 measures and what steps are being taken by the department to achieve the
22 goals of the key performance measures.

23 “(3) The committee shall periodically report to the commission. The re-
24 ports must include recommendations on ways the commission and the de-
25 partment may execute their duties more efficiently.

26 “(4) Each odd-numbered year, the commission shall submit a report, in the
27 manner provided by ORS 192.245, to the Joint Committee on Transportation
28 established under ORS 171.858. The report must include information on the
29 activities and recommendations of the committee and information on any
30 actions taken by the commission or the department to implement recom-

1 mendations of the committee.

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

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

8 “**SECTION 4.** Section 71f, chapter 750, Oregon Laws 2017, is amended to
9 read:

10 “**Sec. 71f.** (1) Notwithstanding ORS 367.080 to [367.086] **367.089** and sub-
11 ject to subsection (3) of this section and the availability of funds, the De-
12 partment of Transportation shall first distribute the moneys in the Connect
13 Oregon Fund, other than moneys dedicated for purposes described in Article
14 XV, section 4a, of the Oregon Constitution, for the projects listed in sub-
15 section (2) of this section.

16 “(2) The department shall distribute the following amounts for the
17 projects listed below:

18 “ _____

- 19 (a) Mid-Willamette Valley
 - 20 Intermodal Facility..... \$ 25 million
- 21 (b) Treasure Valley
 - 22 Intermodal Facility..... \$ 26 million
- 23 (c) Rail expansion in
 - 24 East Beach Industrial
 - 25 Park at the
 - 26 Port of Morrow..... \$ 6.55 million
- 27 (d) Extend [Brooks] rail
 - 28 siding **along the Amtrak**
 - 29 **Cascade line in Oregon**
 - 30 **south of the City**

1 of Portland..... \$ 2.6 million

2 “

3 “(3) No later than January 1, 2020, to receive a distribution under this
4 section, a potential recipient of moneys shall prepare and submit a plan to
5 the Oregon Transportation Commission. At a minimum, the plan submitted
6 must certify when and how the potential recipient plans to spend the moneys
7 for the project with no more than five percent of the allocated funds to be
8 available to recipients for development of the plan. The commission shall
9 promptly review any submitted plans and if the commission approves the
10 plan, the Department of Transportation shall distribute the moneys after
11 adopting an agreement with the recipient. The agreement shall follow rules
12 adopted by the commission for projects that receive grants from the Connect
13 Oregon Fund.

14 “(4) After the distributions, if any, are made under this section, the re-
15 mainder of the moneys in the Connect Oregon Fund shall be distributed as
16 described in ORS 367.080 to [367.086] **367.089**.

17 “**SECTION 5.** Section 18, chapter 30, Oregon Laws 2010, as amended by
18 section 71L, chapter 750, Oregon Laws 2017, and section 32, chapter 93,
19 Oregon Laws 2018, is amended to read:

20 “**Sec. 18.** [(1) *The Department of Transportation shall report semiannually*
21 *to the legislative committees on revenue if the Legislative Assembly is in ses-*
22 *sion or, if the Legislative Assembly is not in session, to the Legislative Reve-*
23 *nue Officer. The department’s report shall include an estimate of the amounts*
24 *received in the previous two quarters from the increased taxes and fees estab-*
25 *lished in chapter 865, Oregon Laws 2009, and an estimate of the projected*
26 *revenue in the current quarter from the increased taxes and fees established*
27 *in chapter 865, Oregon Laws 2009.]*

28 “[(2) *In addition to the report described in subsection (1) of this section,]*
29 *The Department of Transportation shall report semiannually to the legisla-*
30 *tive committees on revenue if the Legislative Assembly is in session or, if*

1 the Legislative Assembly is not in session, to the Legislative Revenue Offi-
2 cer. The department’s report shall include:

3 “[a)] (1) An estimate of the amounts received in the previous two quar-
4 ters from the increased taxes and fees established in ORS 803.091 and 803.422
5 and section 45, chapter 750, Oregon Laws 2017, and the amendments to ORS
6 319.020, 319.530, 803.420, 803.645, 818.225, 818.270, 825.450, 825.476, 825.480 and
7 826.023 by sections 34, 35, 40 to 43, 48, 49, 51, 52, 54, 57, 63, 64, 66, 67 and 70,
8 chapter 750, Oregon Laws 2017, and an estimate of the projected revenue in
9 the current quarter and the next quarter from the increased taxes and fees
10 established in ORS 803.091 and 803.422 and section 45, chapter 750, Oregon
11 Laws 2017, and the amendments to ORS 319.020, 319.530, 803.420, 803.645,
12 818.225, 818.270, 825.450, 825.476, 825.480 and 826.023 by sections 34, 35, 40 to
13 43, 48, 49, 51, 52, 54, 57, 63, 64, 66, 67 and 70, chapter 750, Oregon Laws 2017.

14 “[b)] (2) An estimate of the amounts received in the previous biennium
15 to date from the increased taxes and fees established in ORS 803.091 and
16 803.422 and section 45, chapter 750, Oregon Laws 2017, and the amendments
17 to ORS 319.020, 319.530, 803.420, 803.645, 818.225, 818.270, 825.450, 825.476,
18 825.480 and 826.023 by sections 34, 35, 40 to 43, 48, 49, 51, 52, 54, 57, 63, 64,
19 66, 67 and 70, chapter 750, Oregon Laws 2017, and an estimate of the
20 projected revenue in the remaining current biennium from the increased
21 taxes and fees established in ORS 803.091 and 803.422 and section 45, chapter
22 750, Oregon Laws 2017, and the amendments to ORS 319.020, 319.530, 803.420,
23 803.645, 818.225, 818.270, 825.450, 825.476, 825.480 and 826.023 by sections 34,
24 35, 40 to 43, 48, 49, 51, 52, 54, 57, 63, 64, 66, 67 and 70, chapter 750, Oregon
25 Laws 2017.

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

28 “[A)] (a) Information about the department’s total funds as well as the
29 funds raised separately by the increased taxes and fees established in ORS
30 803.091 and 803.422 and section 45, chapter 750, Oregon Laws 2017, and the

1 amendments to ORS 319.020, 319.530, 803.420, 803.645, 818.225, 818.270, 825.450,
2 825.476, 825.480 and 826.023 by sections 34, 35, 40 to 43, 48, 49, 51, 52, 54, 57,
3 63, 64, 66, 67 and 70, chapter 750, Oregon Laws 2017, and expended as de-
4 scribed in ORS 367.095 [(3)(c)] (3).

5 “[B)] (b) Semiannual amounts that include all the actual and forecasted
6 expenditures and distributions made under ORS 367.095 for each quarter of
7 the current biennium and the forecasted expenditures and distributions for
8 the following biennium.

9 **“SECTION 6.** ORS 367.095, as amended by section 30c, chapter 93, Oregon
10 Laws 2018, is amended to read:

11 “367.095. (1) The following amounts shall be distributed in the manner
12 prescribed in this section:

13 “(a) The amount attributable to the increase in tax rates by section 45,
14 chapter 750, Oregon Laws 2017, and the amendments to ORS 319.020 and
15 319.530 by sections 40 to 43, chapter 750, Oregon Laws 2017.

16 “(b) The amount attributable to the vehicle registration and title fees
17 imposed under ORS 803.091 and 803.422.

18 “(c) The amount attributable to the increase in taxes and fees by the
19 amendments to ORS 803.420, 803.645, 818.225, 818.270, 825.450, 825.476, 825.480
20 and 826.023 by sections 34, 35, 48, 49, 51, 52, 54, 57, 63, 64, 66, 67 and 70,
21 chapter 750, Oregon Laws 2017.

22 “(2) The amounts described in subsection (1) of this section shall be dis-
23 tributed in the following order and for the following purposes:

24 “(a) For calendar years beginning on or after January 1, 2022, \$30 million
25 **per year** shall be used for the Interstate 5 Rose Quarter Project. This
26 amount shall be used **to pay** for the Interstate 5 Rose Quarter Project, **in-**
27 **cluding project costs on a current basis and paying for debt service**
28 **on bonds issued to finance the project**, only until the later of the date
29 on which the project is completed or on which all bonds issued to fund the
30 project have been repaid. **Any remaining moneys shall be distributed as**

1 **described in subsection (3) of this section.**

2 “(b) \$10 million per year shall be deposited into the Safe Routes to
3 Schools Fund for the purpose of providing Safe Routes to Schools matching
4 grants under ORS 184.742. The remainder of the moneys shall be distributed
5 as described in subsection (3) of this section.

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

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

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

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

12 “(4) The moneys described in subsection (3)(a) of this section or equiv-
13 alent amounts that become available to the Department of Transportation
14 shall be allocated as follows:

15 “(a) \$10 million for safety.

16 “(b) Of the remaining balance:

17 “(A) Forty percent for bridges.

18 “(B) Thirty percent for seismic improvements related to highways and
19 bridges.

20 “(C) Twenty-four percent for state highway pavement preservation and
21 culverts.

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

23 **“SECTION 7.** ORS 367.095, as amended by section 71b, chapter 750,
24 Oregon Laws 2017, and section 30d, chapter 93, Oregon Laws 2018, is
25 amended to read:

26 “367.095. (1) The following amounts shall be distributed in the manner
27 prescribed in this section:

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

1 “(b) The amount attributable to the vehicle registration and title fees
2 imposed under ORS 803.091 and 803.422.

3 “(c) The amount attributable to the increase in taxes and fees by the
4 amendments to ORS 803.420, 803.645, 818.225, 825.476, 825.480 and 826.023 by
5 sections 34, 35, 48, 49, 51, 52, 63, 64, 66, 67 and 70, chapter 750, Oregon Laws
6 2017.

7 “(2) The amounts described in subsection (1) of this section shall be dis-
8 tributed in the following order and for the following purposes:

9 “(a) \$30 million **per year** shall be used for the Interstate 5 Rose Quarter
10 Project. This amount shall be used **to pay** for the Interstate 5 Rose Quarter
11 Project, **including project costs on a current basis and paying for debt**
12 **service on bonds issued to finance the project**, only until the later of the
13 date on which the project is completed or on which all bonds issued to fund
14 the project have been repaid. **Any remaining moneys shall be distributed**
15 **as described in subsection (3) of this section.**

16 “(b) \$15 million per year shall be deposited into the Safe Routes to
17 Schools Fund for the purpose of providing Safe Routes to Schools matching
18 grants under ORS 184.742. The remainder of the moneys shall be distributed
19 as described in subsection (3) of this section.

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

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

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

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

26 “(4) The moneys described in subsection (3)(a) of this section or equiv-
27 alent amounts that become available to the Department of Transportation
28 shall be allocated as follows:

29 “(a) \$10 million for safety.

30 “(b) Of the remaining balance:

1 “(A) Forty percent for bridges.

2 “(B) Thirty percent for seismic improvements related to highways and
3 bridges.

4 “(C) Twenty-four percent for state highway pavement preservation and
5 culverts.

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

7 “**SECTION 8.** ORS 803.203 is amended to read:

8 “803.203. (1) A person that purchases a taxable motor vehicle from a seller
9 that is not subject to the privilege tax imposed under ORS 320.405 may not
10 register or title the taxable motor vehicle in Oregon unless the person pro-
11 vides proof that [*the person*]:

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

13 “(b) **The person** is not required to pay the use tax for the reasons pro-
14 vided in ORS 320.410 (4)[.]; **or**

15 “(c)(A) **The taxable motor vehicle is registered or titled to a person**
16 **that holds a vehicle dealer certificate issued or renewed under ORS**
17 **822.020 or 822.040; and**

18 “(B) **The person submits an application for registration or title us-**
19 **ing electronic vehicle registration in the manner prescribed by the**
20 **department.**

21 “(2) The person shall provide the proof described in subsection (1) of this
22 section to the Department of Transportation in the manner established by
23 the department by rule.

24 “**SECTION 9.** ORS 818.340 is amended to read:

25 “818.340. (1) A person commits the offense of operating in violation of a
26 variance permit if the person has been issued a variance permit under ORS
27 818.200 that authorized the movement of anything and the person does any
28 of the following:

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

1 “(b) Owns anything and causes or permits it to be driven, moved or op-
2 erated in violation of the permit. Operation in violation of this section is
3 prima facie evidence that the owner caused or permitted the operation and
4 the owner shall be liable for any penalties imposed under subsection (5) of
5 this section as a result of the operation.

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

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

13 “(4) A person does not commit the offense described in this section if the
14 person is driving, moving or operating anything under a variance permit is-
15 sued under ORS 818.200 and:

16 “(a) The permit authorizes the person to exceed the maximum weight
17 limitations;

18 “(b) The person is operating a vehicle with a fully functional idle re-
19 duction system designed to reduce fuel use and emissions from engine idling;
20 and

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

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

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

27 “(a) Violation of any provision of the permit, other than the violations
28 described in paragraph (b), (c) or (d) of this subsection, is a Class D vio-
29 lation.

30 “(b) Violation of any weight provision by a vehicle that is authorized by

1 permit to exceed axle or tandem axle weights specified in ORS 818.010 (1)
2 or (2) is subject to penalty under Schedule II of the penalties in ORS 818.430.

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

5 “(d) Violation related to the required number of pilot vehicles or routing
6 in accordance with the terms, limits or conditions established on a permit
7 under ORS 818.220 (1)(c) is a Class A traffic violation.

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

10 “320.400. As used in ORS 320.400 to 320.490 and 803.203:

11 “(1)(a) ‘Bicycle’ means:

12 “(A) A vehicle that is designed to be operated on the ground on wheels
13 and is propelled exclusively by human power[.]; **or**

14 “[*(b)*] (B) [*‘Bicycle’ includes*] An electric assisted bicycle as defined in
15 ORS 801.258.

16 “[*(c)*] (b) ‘Bicycle’ does not include durable medical equipment.

17 “(2)(a) ‘Retail sales price’ means the total price paid at retail for a taxable
18 vehicle, exclusive of the amount of any excise, privilege or use tax, to a
19 seller by a purchaser of the taxable vehicle.

20 “(b) ‘Retail sales price’ does not include the retail value of:

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

23 “(B) Customized industrial modifications to the chassis of a truck that
24 has a gross vehicle weight rating of at least 10,000 pounds and not more than
25 26,000 pounds.

26 “(3) ‘Seller’ means:

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

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

1 “(4) ‘Taxable bicycle’ means a new bicycle that has a retail sales price
2 of \$200 or more.

3 “(5) ‘Taxable motor vehicle’ means a vehicle that:

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

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

7 “(B) If not equipped with an odometer, has a manufacturer’s certificate
8 of origin or a manufacturer’s statement of origin; and

9 “(c) Is:

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

12 “(B) A camper as defined in ORS 801.180;

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

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

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

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

17 “(G) A moped as defined in ORS 801.345;

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

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

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

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

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

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

25 “(6) ‘Taxable vehicle’ means a taxable bicycle or a taxable motor vehicle.

26 “(7) ‘Transportation project taxes’ means the privilege tax imposed under
27 ORS 320.405, the use tax imposed under ORS 320.410 and the excise tax im-
28 posed under ORS 320.415.

29 “(8)(a) ‘Vehicle dealer’ means:

30 “(A) A person engaged in business in this state that is required to obtain

1 a vehicle dealer certificate under ORS 822.005; and

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

4 “(b) Notwithstanding paragraph (a) of this subsection, a person is not a
5 vehicle dealer for purposes of ORS 320.400 to 320.490 and 803.203 to the ex-
6 tent the person:

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

10 “(B) Sells an otherwise taxable motor vehicle at auction at an event de-
11 scribed in this paragraph.

12 **“SECTION 11.** ORS 320.470 is amended to read:

13 “320.470. (1) Notwithstanding the confidentiality provisions of ORS
14 320.475, the Department of Revenue may disclose information received under
15 ORS 320.400 to 320.490 and 803.203 to the Department of Transportation for
16 the purposes of carrying out the provisions of ORS 320.410 and 803.203.

17 “(2) The Department of Transportation may disclose information obtained
18 under ORS 320.410 and 803.203 to the Department of Revenue for the pur-
19 poses of carrying out the provisions of ORS 320.400 to 320.490 and 803.203.

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

23 “[~~(3)~~] (4) Except as otherwise provided in ORS 320.400 to 320.490 and
24 803.203, a person aggrieved by an act or determination of the Department of
25 Revenue or its authorized agent under ORS 320.400 to 320.490 and 803.203
26 may appeal, within 90 days after the act or determination, to the Oregon Tax
27 Court in the manner provided in ORS 305.404 to 305.560. These appeal rights
28 are the exclusive remedy available to determine the person’s liability for the
29 transportation project taxes.

30 **“NOTE:** Sections 12 and 13 were deleted by amendment. Subsequent

1 sections were not renumbered.

2 **“SECTION 14.** ORS 367.097 is amended to read:

3 “367.097. (1) Notwithstanding ORS 367.095 (4), the Department of Trans-
4 portation may use amounts available under ORS 367.095 to **secure and** pay
5 debt **bond** service [*for the purposes described in ORS 367.620 (3)(d)*] **on**
6 **Highway User Tax Bonds under ORS 367.615.**

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

9 **“SECTION 15.** ORS 803.420, as amended by section 3, chapter 114, Oregon
10 Laws 2018, is amended to read:

11 “803.420. (1) The vehicle registration fees imposed under this section shall
12 be based on the classifications determined by the Department of Transpor-
13 tation by rule. The department may classify a vehicle to ensure that regis-
14 tration fees for the vehicle are the same as for other vehicles the department
15 determines to be comparable.

16 “(2) Except as otherwise provided in this section, or unless the vehicle is
17 registered quarterly, the fees described in this section are for an entire reg-
18 istration period for the vehicle as described under ORS 803.415. For a vehicle
19 registered for a quarterly registration period under ORS 803.415, the depart-
20 ment shall apportion any fee under this section to reflect the number of
21 quarters registered.

22 “(3) Vehicle registration fees are due when a vehicle is registered and
23 when the registered owner renews the registration.

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

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

1 “(6) The registration fees for each year of the registration period for ve-
2 hicles subject to biennial registration are as follows:

3 “(a) Passenger vehicles not otherwise provided for in this section or ORS
4 821.320, \$43.

5 “(b) Utility trailers or light trailers, as those terms are defined by rule
6 by the department, \$58.

7 “(c) Mopeds and motorcycles, \$39.

8 “(d) Low-speed vehicles, \$58.

9 “(e) Medium-speed electric vehicles, \$58.

10 “(7) The registration fees for vehicles that are subject to biennial regis-
11 tration and that are listed in this subsection are as follows:

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

14 “(b) Fixed load vehicles:

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

17 “(B) If no declaration of weight is submitted or if the weight of the ve-
18 hicles is in excess of 3,000 pounds, \$82.

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

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

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

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

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

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

30 “(9) The registration fees for vehicles subject to ownership registration

1 are as follows:

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

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

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

6 “(10) The registration fees for vehicles subject to permanent registration
7 are as follows:

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

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

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

11 “(d) Trailers, \$10.

12 “(e) **State-owned vehicles registered under ORS 805.045 and under-**
13 **cover vehicles registered under ORS 805.060, \$10.**

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

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

23 “(13) In addition to any other registration fees charged for registration
24 of vehicles in fleets under ORS 805.120, the department may charge the fol-
25 lowing fees:

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

27 “(b) Service charge for each vehicle in the fleet at the time of renewal,
28 \$2.

29 “(14)(a)(A) For the period beginning January 1, 2018, and ending Decem-
30 ber 31, 2019, the registration fee for motor vehicles required to establish a

1 registration weight under ORS 803.430 or 826.013, tow vehicles used to
2 transport property for hire other than as described in ORS 822.210 and com-
3 mercial buses is as provided in the following chart, based upon the weight
4 submitted in the declaration of weight prepared under ORS 803.435 or
5 826.015:

6 “ _____

7	Weight in Pounds	Fee
8	8,000 or less	\$ 63
9	8,001 to 10,000	396
10	10,001 to 12,000	450
11	12,001 to 14,000	504
12	14,001 to 16,000	558
13	16,001 to 18,000	612
14	18,001 to 20,000	682
15	20,001 to 22,000	736
16	22,001 to 24,000	808
17	24,001 to 26,000	879
18	26,001 to 28,000	375
19	28,001 to 30,000	391
20	30,001 to 32,000	422
21	32,001 to 34,000	438
22	34,001 to 36,000	468
23	36,001 to 38,000	485
24	38,001 to 40,000	515
25	40,001 to 42,000	532
26	42,001 to 44,000	562
27	44,001 to 46,000	578
28	46,001 to 48,000	593
29	48,001 to 50,000	625
30	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) For the period beginning on January 1, 2020, and ending on Decem-
30 ber 31, 2021, the registration fee for motor vehicles required to establish a

1 registration weight under ORS 803.430 or 826.013, tow vehicles used to
2 transport property for hire other than as described in ORS 822.210 and com-
3 mercial buses is as provided in the following chart, based upon the weight
4 submitted in the declaration of weight prepared under ORS 803.435 or
5 826.015:

6 “ _____

7	Weight in Pounds	Fee
8	8,000 or less	\$ 70
9	8,001 to 10,000	437
10	10,001 to 12,000	497
11	12,001 to 14,000	556
12	14,001 to 16,000	616
13	16,001 to 18,000	676
14	18,001 to 20,000	753
15	20,001 to 22,000	813
16	22,001 to 24,000	893
17	24,001 to 26,000	970
18	26,001 to 28,000	375
19	28,001 to 30,000	391
20	30,001 to 32,000	422
21	32,001 to 34,000	438
22	34,001 to 36,000	468
23	36,001 to 38,000	485
24	38,001 to 40,000	515
25	40,001 to 42,000	532
26	42,001 to 44,000	562
27	44,001 to 46,000	578
28	46,001 to 48,000	593
29	48,001 to 50,000	625
30	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)(i) For the period beginning January 1, 2018, and ending December
30 31, 2019, the registration fee for motor vehicles with a registration weight

1 of more than 8,000 pounds that are described in ORS 825.015, that are oper-
2 ated by a charitable organization as defined in ORS 825.017 (13), is as pro-
3 vided in the following chart:

4 “ _____

5	Weight in Pounds	Fee
6	8,001 to 10,000	\$ 64
7	10,001 to 12,000	76
8	12,001 to 14,000	83
9	14,001 to 16,000	95
10	16,001 to 18,000	102
11	18,001 to 20,000	114
12	20,001 to 22,000	121
13	22,001 to 24,000	133
14	24,001 to 26,000	140
15	26,001 to 28,000	152
16	28,001 to 30,000	159
17	30,001 to 32,000	171
18	32,001 to 34,000	178
19	34,001 to 36,000	191
20	36,001 to 38,000	197
21	38,001 to 40,000	210
22	40,001 to 42,000	216
23	42,001 to 44,000	229
24	44,001 to 46,000	235
25	46,001 to 48,000	241
26	48,001 to 50,000	254
27	50,001 to 52,000	267
28	52,001 to 54,000	273
29	54,001 to 56,000	279
30	56,001 to 58,000	292

1	58,001	to	60,000	305
2	60,001	to	62,000	318
3	62,001	to	64,000	330
4	64,001	to	66,000	337
5	66,001	to	68,000	349
6	68,001	to	70,000	356
7	70,001	to	72,000	368
8	72,001	to	74,000	375
9	74,001	to	76,000	387
10	76,001	to	78,000	394
11	78,001	to	80,000	406
12	80,001	to	82,000	413
13	82,001	to	84,000	425
14	84,001	to	86,000	432
15	86,001	to	88,000	445
16	88,001	to	90,000	451
17	90,001	to	92,000	464
18	92,001	to	94,000	470
19	94,001	to	96,000	483
20	96,001	to	98,000	489
21	98,001	to	100,000	495
22	100,001	to	102,000	508
23	102,001	to	104,000	514
24	104,001	to	105,500	527

25 “ _____
26 “(ii) For the period beginning on January 1, 2020, and ending on Decem-
27 ber 31, 2021, the registration fee for motor vehicles with a registration
28 weight of more than 8,000 pounds that are described in ORS 825.015, that are
29 operated by a charitable organization as defined in ORS 825.017 (13), is as
30 provided in the following chart:

1 “

2	Weight in Pounds	Fee
3	8,001 to 10,000	\$ 68
4	10,001 to 12,000	81
5	12,001 to 14,000	88
6	14,001 to 16,000	101
7	16,001 to 18,000	108
8	18,001 to 20,000	122
9	20,001 to 22,000	128
10	22,001 to 24,000	142
11	24,001 to 26,000	149
12	26,001 to 28,000	162
13	28,001 to 30,000	169
14	30,001 to 32,000	182
15	32,001 to 34,000	189
16	34,001 to 36,000	203
17	36,001 to 38,000	209
18	38,001 to 40,000	223
19	40,001 to 42,000	230
20	42,001 to 44,000	243
21	44,001 to 46,000	250
22	46,001 to 48,000	257
23	48,001 to 50,000	270
24	50,001 to 52,000	284
25	52,001 to 54,000	290
26	54,001 to 56,000	297
27	56,001 to 58,000	311
28	58,001 to 60,000	324
29	60,001 to 62,000	338
30	62,001 to 64,000	351

1	64,001	to	66,000	358
2	66,001	to	68,000	371
3	68,001	to	70,000	378
4	70,001	to	72,000	392
5	72,001	to	74,000	398
6	74,001	to	76,000	412
7	76,001	to	78,000	419
8	78,001	to	80,000	432
9	80,001	to	82,000	439
10	82,001	to	84,000	452
11	84,001	to	86,000	459
12	86,001	to	88,000	473
13	88,001	to	90,000	479
14	90,001	to	92,000	493
15	92,001	to	94,000	500
16	94,001	to	96,000	513
17	96,001	to	98,000	520
18	98,001	to	100,000	527
19	100,001	to	102,000	540
20	102,001	to	104,000	547
21	104,001	to	105,500	560

22 “ _____
23 “(B)(i) For the period beginning January 1, 2018, and ending December
24 31, 2019, the registration fee for motor vehicles that are certified under ORS
25 822.205, unless the motor vehicles are registered under paragraph (a) of this
26 subsection, or that are used exclusively to transport manufactured struc-
27 tures, is as provided in the following chart:

28 “ _____

29	Weight in Pounds		Fee
30	8,000	or less	\$ 56

1	8,001	to	10,000	130
2	10,001	to	12,000	155
3	12,001	to	14,000	168
4	14,001	to	16,000	194
5	16,001	to	18,000	207
6	18,001	to	20,000	232
7	20,001	to	22,000	245
8	22,001	to	24,000	272
9	24,001	to	26,000	284
10	26,001	to	28,000	310
11	28,001	to	30,000	324
12	30,001	to	32,000	349
13	32,001	to	34,000	362
14	34,001	to	36,000	389
15	36,001	to	38,000	401
16	38,001	to	40,000	427
17	40,001	to	42,000	439
18	42,001	to	44,000	466
19	44,001	to	46,000	479
20	46,001	to	48,000	491
21	48,001	to	50,000	517
22	50,001	to	52,000	544
23	52,001	to	54,000	556
24	54,001	to	56,000	569
25	56,001	to	58,000	594
26	58,001	to	60,000	621
27	60,001	to	62,000	646
28	62,001	to	64,000	673
29	64,001	to	66,000	686
30	66,001	to	68,000	711

1	68,001	to	70,000	724
2	70,001	to	72,000	751
3	72,001	to	74,000	763
4	74,001	to	76,000	789
5	76,001	to	78,000	801
6	78,001	to	80,000	828
7	80,001	to	82,000	841
8	82,001	to	84,000	866
9	84,001	to	86,000	879
10	86,001	to	88,000	906
11	88,001	to	90,000	918
12	90,001	to	92,000	944
13	92,001	to	94,000	958
14	94,001	to	96,000	983
15	96,001	to	98,000	996
16	98,001	to	100,000	1,008
17	100,001	to	102,000	1,035
18	102,001	to	104,000	1,048
19	104,001	to	105,500	1,073

20 “ _____

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

26 “ _____

27	Weight in Pounds	Fee
28	8,000 or less	\$ 61
29	8,001 to 10,000	138
30	10,001 to 12,000	165

1	12,001	to	14,000	178
2	14,001	to	16,000	207
3	16,001	to	18,000	220
4	18,001	to	20,000	247
5	20,001	to	22,000	261
6	22,001	to	24,000	289
7	24,001	to	26,000	302
8	26,001	to	28,000	329
9	28,001	to	30,000	344
10	30,001	to	32,000	371
11	32,001	to	34,000	385
12	34,001	to	36,000	413
13	36,001	to	38,000	427
14	38,001	to	40,000	454
15	40,001	to	42,000	467
16	42,001	to	44,000	495
17	44,001	to	46,000	509
18	46,001	to	48,000	522
19	48,001	to	50,000	549
20	50,001	to	52,000	578
21	52,001	to	54,000	591
22	54,001	to	56,000	605
23	56,001	to	58,000	632
24	58,001	to	60,000	660
25	60,001	to	62,000	687
26	62,001	to	64,000	716
27	64,001	to	66,000	729
28	66,001	to	68,000	756
29	68,001	to	70,000	770
30	70,001	to	72,000	798

1	72,001	to	74,000	811
2	74,001	to	76,000	838
3	76,001	to	78,000	852
4	78,001	to	80,000	880
5	80,001	to	82,000	894
6	82,001	to	84,000	921
7	84,001	to	86,000	934
8	86,001	to	88,000	963
9	88,001	to	90,000	976
10	90,001	to	92,000	1,003
11	92,001	to	94,000	1,018
12	94,001	to	96,000	1,045
13	96,001	to	98,000	1,058
14	98,001	to	100,000	1,072
15	100,001	to	102,000	1,100
16	102,001	to	104,000	1,114
17	104,001	to	105,500	1,141

18 “ _____

19 “(C) The owner of a vehicle described in subparagraph (A) or (B) of this
20 paragraph must certify at the time of initial registration, in a manner de-
21 termined by the department by rule, that the motor vehicle will be used ex-
22 clusively to transport manufactured structures or exclusively as described in
23 ORS 822.210, unless the motor vehicle is registered under paragraph (a) of
24 this subsection, or as described in ORS 825.015 or 825.017 (13). Registration
25 of a vehicle described in subparagraph (A) or (B) of this paragraph is invalid
26 if the vehicle is operated in any manner other than that described in the
27 certification under this subparagraph.

28 “(c)(A) For the period beginning on January 1, 2018, and ending on De-
29 cember 31, 2019, subject to paragraph (d) of this subsection, the registration
30 fee for motor vehicles registered as farm vehicles under ORS 805.300 is as

1 provided in the following chart, based upon the registration weight given in
2 the declaration of weight submitted under ORS 803.435:

3 “ _____

4	Weight in Pounds	Fee
5	8,000 or less	\$ 44
6	8,001 to 10,000	58
7	10,001 to 12,000	67
8	12,001 to 14,000	86
9	14,001 to 16,000	97
10	16,001 to 18,000	116
11	18,001 to 20,000	126
12	20,001 to 22,000	145
13	22,001 to 24,000	154
14	24,001 to 26,000	174
15	26,001 to 28,000	183
16	28,001 to 30,000	202
17	30,001 to 32,000	212
18	32,001 to 34,000	231
19	34,001 to 36,000	241
20	36,001 to 38,000	260
21	38,001 to 40,000	271
22	40,001 to 42,000	290
23	42,001 to 44,000	298
24	44,001 to 46,000	319
25	46,001 to 48,000	328
26	48,001 to 50,000	347
27	50,001 to 52,000	357
28	52,001 to 54,000	366
29	54,001 to 56,000	386
30	56,001 to 58,000	405

1	58,001	to	60,000	414
2	60,001	to	62,000	424
3	62,001	to	64,000	443
4	64,001	to	66,000	462
5	66,001	to	68,000	472
6	68,001	to	70,000	483
7	70,001	to	72,000	502
8	72,001	to	74,000	511
9	74,001	to	76,000	531
10	76,001	to	78,000	540
11	78,001	to	80,000	559
12	80,001	to	82,000	569
13	82,001	to	84,000	588
14	84,001	to	86,000	598
15	86,001	to	88,000	617
16	88,001	to	90,000	626
17	90,001	to	92,000	646
18	92,001	to	94,000	655
19	94,001	to	96,000	674
20	96,001	to	98,000	685
21	98,001	to	100,000	704
22	100,001	to	102,000	714
23	102,001	to	104,000	733
24	104,001	to	105,500	743

25 “ _____

26 “(B) For the period beginning on January 1, 2020, and ending on Decem-

27 ber 31, 2021, subject to paragraph (d) of this subsection, the registration fee

28 for motor vehicles registered as farm vehicles under ORS 805.300 is as pro-

29 vided in the following chart, based upon the registration weight given in the

30 declaration of weight submitted under ORS 803.435:

1 “

2	Weight in Pounds	Fee
3	8,000 or less	\$ 47
4	8,001 to 10,000	62
5	10,001 to 12,000	72
6	12,001 to 14,000	92
7	14,001 to 16,000	103
8	16,001 to 18,000	123
9	18,001 to 20,000	134
10	20,001 to 22,000	154
11	22,001 to 24,000	163
12	24,001 to 26,000	185
13	26,001 to 28,000	194
14	28,001 to 30,000	215
15	30,001 to 32,000	225
16	32,001 to 34,000	246
17	34,001 to 36,000	257
18	36,001 to 38,000	277
19	38,001 to 40,000	288
20	40,001 to 42,000	308
21	42,001 to 44,000	317
22	44,001 to 46,000	339
23	46,001 to 48,000	348
24	48,001 to 50,000	369
25	50,001 to 52,000	379
26	52,001 to 54,000	389
27	54,001 to 56,000	410
28	56,001 to 58,000	431
29	58,001 to 60,000	440
30	60,001 to 62,000	451

1	62,001	to	64,000	471
2	64,001	to	66,000	491
3	66,001	to	68,000	502
4	68,001	to	70,000	513
5	70,001	to	72,000	533
6	72,001	to	74,000	543
7	74,001	to	76,000	564
8	76,001	to	78,000	574
9	78,001	to	80,000	594
10	80,001	to	82,000	605
11	82,001	to	84,000	625
12	84,001	to	86,000	636
13	86,001	to	88,000	656
14	88,001	to	90,000	666
15	90,001	to	92,000	687
16	92,001	to	94,000	697
17	94,001	to	96,000	717
18	96,001	to	98,000	728
19	98,001	to	100,000	748
20	100,001	to	102,000	759
21	102,001	to	104,000	779
22	104,001	to	105,500	790

23 “ _____

24 “(d) For any vehicle that is registered under a quarterly registration pe-
 25 riod, the registration fee is a minimum of \$15 for each quarter registered plus
 26 an additional fee of \$2.

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

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

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

2 **“SECTION 16.** ORS 803.420, as amended by section 35, chapter 750,
3 Oregon Laws 2017, and section 4, chapter 114, Oregon Laws 2018, is amended
4 to read:

5 “803.420. (1) The vehicle registration fees imposed under this section shall
6 be based on the classifications determined by the Department of Transpor-
7 tation by rule. The department may classify a vehicle to ensure that regis-
8 tration fees for the vehicle are the same as for other vehicles the department
9 determines to be comparable.

10 “(2) Except as otherwise provided in this section, or unless the vehicle is
11 registered quarterly, the fees described in this section are for an entire reg-
12 istration period for the vehicle as described under ORS 803.415. For a vehicle
13 registered for a quarterly registration period under ORS 803.415, the depart-
14 ment shall apportion any fee under this section to reflect the number of
15 quarters registered.

16 “(3) Vehicle registration fees are due when a vehicle is registered and
17 when the registered owner renews the registration.

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

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

25 “(6) The registration fees for each year of the registration period for ve-
26 hicles subject to biennial registration are as follows:

27 “(a) Passenger vehicles not otherwise provided for in this section or ORS
28 821.320, \$43.

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

1 “(c) Mopeds and motorcycles, \$44.

2 “(d) Low-speed vehicles, \$63.

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

4 “(7) The registration fees for vehicles that are subject to biennial regis-
5 tration and that are listed in this subsection are as follows:

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

8 “(b) Fixed load vehicles:

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

11 “(B) If no declaration of weight is submitted or if the weight of the ve-
12 hicles is in excess of 3,000 pounds, \$82.

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

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

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

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

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

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

24 “(9) The registration fees for vehicles subject to ownership registration
25 are as follows:

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

27 “(b) Vehicles registered with special registration for disabled veterans
28 under ORS 805.100 or for 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

1 are as follows:

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

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

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

5 “(d) Trailers, \$10.

6 **“(e) State-owned vehicles registered under ORS 805.045 and under-**
7 **cover vehicles registered under ORS 805.060, \$10.**

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

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

17 “(13) In addition to any other registration fees charged for registration
18 of vehicles in fleets under ORS 805.120, the department may charge the fol-
19 lowing fees:

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

21 “(b) Service charge for each vehicle in the fleet at the time of renewal,
22 \$2.

23 “(14)(a) The registration fee for motor vehicles required to establish a
24 registration weight under ORS 803.430 or 826.013, tow vehicles used to
25 transport property for hire other than as described in ORS 822.210 and com-
26 mercial buses is as provided in the following chart, based upon the weight
27 submitted in the declaration of weight prepared under ORS 803.435 or
28 826.015:

29 “ _____

30 Weight in Pounds Fee

1	8,000	or	less	\$	74
2	8,001	to	10,000		464
3	10,001	to	12,000		528
4	12,001	to	14,000		591
5	14,001	to	16,000		655
6	16,001	to	18,000		718
7	18,001	to	20,000		801
8	20,001	to	22,000		864
9	22,001	to	24,000		949
10	24,001	to	26,000		1,031
11	26,001	to	28,000		375
12	28,001	to	30,000		391
13	30,001	to	32,000		422
14	32,001	to	34,000		438
15	34,001	to	36,000		468
16	36,001	to	38,000		485
17	38,001	to	40,000		515
18	40,001	to	42,000		532
19	42,001	to	44,000		562
20	44,001	to	46,000		578
21	46,001	to	48,000		593
22	48,001	to	50,000		625
23	50,001	to	52,000		656
24	52,001	to	54,000		672
25	54,001	to	56,000		686
26	56,001	to	58,000		717
27	58,001	to	60,000		750
28	60,001	to	62,000		780
29	62,001	to	64,000		811
30	64,001	to	66,000		827

1	66,001	to	68,000	857
2	68,001	to	70,000	874
3	70,001	to	72,000	904
4	72,001	to	74,000	921
5	74,001	to	76,000	951
6	76,001	to	78,000	967
7	78,001	to	80,000	998
8	80,001	to	82,000	1,014
9	82,001	to	84,000	1,045
10	84,001	to	86,000	1,061
11	86,001	to	88,000	1,092
12	88,001	to	90,000	1,108
13	90,001	to	92,000	1,139
14	92,001	to	94,000	1,155
15	94,001	to	96,000	1,185
16	96,001	to	98,000	1,202
17	98,001	to	100,000	1,218
18	100,001	to	102,000	1,249
19	102,001	to	104,000	1,265
20	104,001	to	105,500	1,295

21 “ _____
22 “(b)(A) The registration fee for motor vehicles with a registration weight
23 of more than 8,000 pounds that are described in ORS 825.015, that are oper-
24 ated by a charitable organization as defined in ORS 825.017 (13), is as pro-
25 vided in the following chart:

26 “ _____

27	Weight in Pounds		Fee
28	8,001	to 10,000	\$ 71
29	10,001	to 12,000	85
30	12,001	to 14,000	92

1	14,001	to	16,000	107
2	16,001	to	18,000	114
3	18,001	to	20,000	128
4	20,001	to	22,000	135
5	22,001	to	24,000	149
6	24,001	to	26,000	156
7	26,001	to	28,000	170
8	28,001	to	30,000	178
9	30,001	to	32,000	192
10	32,001	to	34,000	199
11	34,001	to	36,000	213
12	36,001	to	38,000	220
13	38,001	to	40,000	234
14	40,001	to	42,000	241
15	42,001	to	44,000	256
16	44,001	to	46,000	263
17	46,001	to	48,000	270
18	48,001	to	50,000	284
19	50,001	to	52,000	298
20	52,001	to	54,000	305
21	54,001	to	56,000	312
22	56,001	to	58,000	327
23	58,001	to	60,000	341
24	60,001	to	62,000	355
25	62,001	to	64,000	369
26	64,001	to	66,000	376
27	66,001	to	68,000	391
28	68,001	to	70,000	398
29	70,001	to	72,000	412
30	72,001	to	74,000	419

1	74,001	to	76,000	433
2	76,001	to	78,000	440
3	78,001	to	80,000	454
4	80,001	to	82,000	462
5	82,001	to	84,000	476
6	84,001	to	86,000	483
7	86,001	to	88,000	497
8	88,001	to	90,000	504
9	90,001	to	92,000	518
10	92,001	to	94,000	525
11	94,001	to	96,000	540
12	96,001	to	98,000	547
13	98,001	to	100,000	554
14	100,001	to	102,000	568
15	102,001	to	104,000	575
16	104,001	to	105,500	589

17 “ _____
18 “(B) The registration fee for motor vehicles that are certified under ORS
19 822.205, unless the motor vehicles are registered under paragraph (a) of this
20 subsection, or that are used exclusively to transport manufactured struc-
21 tures, is as provided in the following chart:

22 “ _____

23	Weight in Pounds	Fee
24	8,000 or less	\$ 63
25	8,001 to 10,000	145
26	10,001 to 12,000	173
27	12,001 to 14,000	187
28	14,001 to 16,000	217
29	16,001 to 18,000	231
30	18,001 to 20,000	260

1	20,001	to	22,000	274
2	22,001	to	24,000	304
3	24,001	to	26,000	318
4	26,001	to	28,000	346
5	28,001	to	30,000	362
6	30,001	to	32,000	391
7	32,001	to	34,000	405
8	34,001	to	36,000	435
9	36,001	to	38,000	449
10	38,001	to	40,000	477
11	40,001	to	42,000	491
12	42,001	to	44,000	521
13	44,001	to	46,000	535
14	46,001	to	48,000	550
15	48,001	to	50,000	578
16	50,001	to	52,000	608
17	52,001	to	54,000	622
18	54,001	to	56,000	636
19	56,001	to	58,000	665
20	58,001	to	60,000	694
21	60,001	to	62,000	723
22	62,001	to	64,000	753
23	64,001	to	66,000	767
24	66,001	to	68,000	795
25	68,001	to	70,000	809
26	70,001	to	72,000	839
27	72,001	to	74,000	853
28	74,001	to	76,000	882
29	76,001	to	78,000	896
30	78,001	to	80,000	926

1	80,001	to	82,000	940
2	82,001	to	84,000	968
3	84,001	to	86,000	983
4	86,001	to	88,000	1,012
5	88,001	to	90,000	1,027
6	90,001	to	92,000	1,055
7	92,001	to	94,000	1,071
8	94,001	to	96,000	1,099
9	96,001	to	98,000	1,113
10	98,001	to	100,000	1,127
11	100,001	to	102,000	1,157
12	102,001	to	104,000	1,172
13	104,001	to	105,500	1,200

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

24 “(c) Subject to paragraph (d) of this subsection, the registration fee for
25 motor vehicles registered as farm vehicles under ORS 805.300 is as provided
26 in the following chart, based upon the registration weight given in the dec-
27 laration of weight submitted under ORS 803.435:

28 “ _____

29	Weight in Pounds		Fee
30	8,000	or less	\$ 50

1	8,001	to	10,000	65
2	10,001	to	12,000	75
3	12,001	to	14,000	97
4	14,001	to	16,000	108
5	16,001	to	18,000	129
6	18,001	to	20,000	141
7	20,001	to	22,000	162
8	22,001	to	24,000	172
9	24,001	to	26,000	195
10	26,001	to	28,000	204
11	28,001	to	30,000	226
12	30,001	to	32,000	237
13	32,001	to	34,000	258
14	34,001	to	36,000	270
15	36,001	to	38,000	291
16	38,001	to	40,000	302
17	40,001	to	42,000	324
18	42,001	to	44,000	334
19	44,001	to	46,000	356
20	46,001	to	48,000	366
21	48,001	to	50,000	388
22	50,001	to	52,000	399
23	52,001	to	54,000	409
24	54,001	to	56,000	432
25	56,001	to	58,000	453
26	58,001	to	60,000	463
27	60,001	to	62,000	474
28	62,001	to	64,000	496
29	64,001	to	66,000	517
30	66,001	to	68,000	528

1	68,001	to	70,000	540
2	70,001	to	72,000	561
3	72,001	to	74,000	571
4	74,001	to	76,000	594
5	76,001	to	78,000	604
6	78,001	to	80,000	625
7	80,001	to	82,000	636
8	82,001	to	84,000	657
9	84,001	to	86,000	669
10	86,001	to	88,000	690
11	88,001	to	90,000	700
12	90,001	to	92,000	723
13	92,001	to	94,000	733
14	94,001	to	96,000	754
15	96,001	to	98,000	765
16	98,001	to	100,000	787
17	100,001	to	102,000	798
18	102,001	to	104,000	819
19	104,001	to	105,500	831

20 “ _____
21 “(d) For any vehicle that is registered under a quarterly registration pe-
22 riod, the registration fee is a minimum of \$15 for each quarter registered plus
23 an additional fee of \$2.

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

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

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

29 “SECTION 17. Section 18 of this 2019 Act is added to and made a
30 part of ORS 320.400 to 320.490.

1 **“SECTION 18. For purposes of ORS 315.037, any tax expenditure**
2 **enacted with respect to any or all transportation project taxes shall**
3 **remain in continuous effect until the Legislative Assembly expressly**
4 **provides otherwise.**

5 **“SECTION 19. Section 18 of this 2019 Act applies to tax expenditures**
6 **enacted before, on or after the effective date of this 2019 Act with re-**
7 **spect to transportation project taxes.**

8 **“SECTION 20. The amendments to ORS 184.612 by section 2 of this**
9 **2019 Act apply to members appointed to the Oregon Transportation**
10 **Commission on or after the effective date of this 2019 Act.**

11 **“SECTION 21. The amendments to ORS 320.470 by section 11 of this**
12 **2019 Act apply to disclosures made before, on or after the effective date**
13 **of this 2019 Act.**

14 **“SECTION 22. ORS 824.237 and section 1, chapter 55, Oregon Laws**
15 **2012, are repealed.**

16 **“SECTION 23. This 2019 Act takes effect on the 91st day after the**
17 **date on which the 2019 regular session of the Eightieth Legislative**
18 **Assembly adjourns sine die.”.**

19 _____