

HB 4036 -1, -6, -7, -8, -11, -12, -14, -15, -16, -17, -18 STAFF

MEASURE SUMMARY

Joint Committee On Transportation

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Sub-Referral To: Joint Committee On Ways and Means

Meeting Dates: 2/11, 2/13

WHAT THE MEASURE DOES:

Authorizes Oregon Department of Transportation (ODOT) to delegate authority to set speed limits to cities under certain circumstances. Adds Port of Portland passenger terminal to list of facilities where open carry of firearms is prohibited. Allows electric company or natural gas company to recover costs from consumers for expenses of infrastructure to support adoption of alternative forms of transportation vehicles. Changes required date of biennial report on condition of transportation infrastructure. Eliminates and replaces outdated terms and requirements from statutes related to railroads. Aligns statutory odometer check requirement with federal law. Allows use of registered address, rather than owner's address, for Clean Diesel program. Exempts park model recreational vehicles from VIN inspections. Authorizes ODOT to waive exams, tests, or demonstrations for applicants that hold a valid, out-of-state license to operate motor vehicles. Clarifies definition of "bicycle" for purposes of bicycle excise tax. Eliminates sunset on temporary two-cent increases in jet fuel and aviation fuel taxes and increases each an additional two cents, effective January 1, 2022. Modifies grant programs administered by Oregon Department of Aviation. Modifies statutes related to Statewide Transportation Improvement Fund and related grant program.

ISSUES DISCUSSED:

- Uses of aviation and jet fuel tax revenues
- Unfunded needs in airports across Oregon
- Availability of federal aviation funding with 10 percent match
- Efforts to increase funding for transportation electrification
- Security at Portland International Airport and other airports throughout Oregon

EFFECT OF AMENDMENT:

- 1 Deletes sections 2-5 of the measure (relating to the regulation of firearms at commercial airport terminals).
- 6 Requires drivers to pay extra attention to message provided by flashing yellow beacons and to follow requirements of other traffic control device that might otherwise not be applicable at all times.
- 7 Requires motor carriers participating in mandatory education program to attend at least eight hours of classroom instruction, which may include a webinar option. Allows ODOT to appoint agents to carry out the program. Increases maximum allowable fee for program from \$60 to \$200.
- 8 Adds county-owned airports to definition of "visitor venue" to make them exempt from provisions providing preferences to persons who are blind with regard to operating vending facilities.
- 11 Allows investment in infrastructure behind the customer meter for natural gas. Allows investments that support adoption of alternative vehicles powered by hydrogen.
- 12 Broadens applicability of statutes governing carrying of firearms in public buildings to passenger terminals of all commercial service airports. Deletes sections 3-5 of the original measure.

-14 Revises odometer disclosure requirement to exempt vehicles at least 20 years old. Clarifies language related to VIN inspection. Restores language related to water quality for railroad engines. Clarifies language related to expiration of cards, placards and decals issued by Department of Transportation. Makes exemption for surrendering title or application for salvage title. Allows weight identifier or valid user's emblem for collection of tax on use fuels. Requires license plate number be recorded on fuel invoice where no valid user's emblem or temporary pass number is present. Removes term "substantial alteration" from offense of noncompliance with requirements for destruction of vehicle. Makes retroactive entering into agreement for ODOT to collect local fuel tax revenues.

-15 Inserts language for cost recovery for electric companies into ORS 757.357. Authorizes PUC to allow electric companies to recover costs from retail electricity consumers for prudent infrastructure measures to support transportation electrification under certain circumstances. Requires allowance of customer choice in selecting charging station to be installed. Establishes separate procedure for natural gas utilities and allows reimbursement for investments that support hydrogen-powered vehicles.

-16 Eliminates additional two-cent increases in aviation fuel tax and jet fuel tax.

-17 Eliminates statutory prioritization of fund distribution for grant programs administered by State Board of Aviation, but retains categories under section 7(5)(a-d). Grants Board authority to establish, by rule, priorities for distributions made pursuant to this section.

-18 Increases membership of Board of Commissioners for Port of Portland from nine to 13 members by adding two Senators and two Representatives as nonvoting members.

BACKGROUND:

House Bill 4036 is the omnibus transportation bill for the 2020 Session.