

# Enrolled House Bill 5040

Introduced and printed pursuant to House Concurrent Resolution 23 (2023) (at the request of Oregon Department of Administrative Services)

CHAPTER .....

AN ACT

Relating to the financial administration of the Department of Transportation; and declaring an emergency.

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

**SECTION 1.** There is appropriated to the Department of Transportation, for the biennium beginning July 1, 2023, out of the General Fund, the amount of \$16,930,280 for debt service on the State Radio Project and highway improvement projects.

**SECTION 2.** Notwithstanding any other law limiting expenditures, the following amounts are established for the biennium beginning July 1, 2023, as the maximum limits for payment of expenses from fees, moneys or other revenues, including Miscellaneous Receipts and federal funds received as reimbursement from the United States Department of Transportation, but excluding lottery funds and federal funds not described in this section, collected or received by the Department of Transportation, for the following purposes:

- (1) Capital improvement..... \$ 17,734,129
- (2) Maintenance..... \$ 568,670,189
- (3) Project delivery and support..... \$ 2,534,851,549
- (4) Local government program... \$ 565,396,171
- (5) Driver and motor vehicle services ..... \$ 279,871,126
- (6) State Board of Towing..... \$ 412,080
- (7) Commerce and compliance ... \$ 102,475,648
- (8) Policy, data and analysis ..... \$ 202,748,479
- (9) Public transportation..... \$ 318,402,800
- (10) ODOT administrative services ..... \$ 250,660,507
- (11) Finance and budget..... \$ 81,365,080
- (12) Debt service ..... \$ 443,275,713
- (13) Oregon Transportation Infrastructure Fund, wildlife corridor projects..... \$ 7,000,000

**SECTION 3.** Notwithstanding any other law limiting expenditures, the following amounts are established for the biennium beginning July 1, 2023, as the maximum limits for payment

of expenses from federal funds other than those described in section 2 of this 2023 Act, collected or received by the Department of Transportation, for the following purposes:

- (1) Driver and motor vehicle services..... \$ 31,226,793
- (2) Commerce and compliance ... \$ 14,197,291
- (3) Policy, data and analysis ..... \$ 215,163
- (4) Public transportation..... \$ 145,253,623
- (5) Finance and budget..... \$ 287,347

**SECTION 4.** Notwithstanding any other law limiting expenditures, the amount of \$136,144,810 is established for the biennium beginning July 1, 2023, as the maximum limit for payment of expenses from lottery moneys allocated from the Administrative Services Economic Development Fund to the Department of Transportation for debt service.

**SECTION 5.** Notwithstanding any other law limiting expenditures, the amount of \$650,000 is established for the biennium beginning July 1, 2023, as the maximum limit for payment of expenses from lottery moneys allocated from the Veterans' Services Fund established under ORS 406.140 to the Department of Veterans' Affairs and transferred to the Department of Transportation for veteran transit services.

**SECTION 6.** Notwithstanding any other law limiting expenditures, the amount of \$19,000,000 is established for the biennium beginning July 1, 2023, as the maximum limit for payment of expenses by the Department of Transportation from American Rescue Plan Act Coronavirus State Fiscal Recovery Fund moneys received by the Oregon Department of Administrative Services and transferred to the Department of Transportation, for the Newberg-Dundee Bypass Project.

**SECTION 7.** For the biennium beginning July 1, 2023, expenditures by the Department of Transportation from federal funds for debt service on Build America Bonds are not limited.

**SECTION 8.** For the biennium beginning July 1, 2023, expenditures by the Department of Transportation from the Oregon Transportation Infrastructure Fund established under ORS 367.015 for debt service and for internally reimbursed expenditures are not limited.

**SECTION 9.** This 2023 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect July 1, 2023.

**Passed by House June 7, 2023**

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Timothy G. Sekerak, Chief Clerk of House

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Dan Rayfield, Speaker of House

**Passed by Senate June 23, 2023**

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Rob Wagner, President of Senate

**Received by Governor:**

.....M,....., 2023

**Approved:**

.....M,....., 2023

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Tina Kotek, Governor

**Filed in Office of Secretary of State:**

.....M,....., 2023

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Secretary of State