

Senate Bill 771

Sponsored by Senator WOODS

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 **as introduced**.

Provides that person who is registered owner of motor vehicle registered at address that is within City of Wilsonville may apply for exemption from paying toll on Interstate 5 Boone Bridge.
Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to tolls on the Interstate 5 Boone Bridge; amending ORS 383.004; and declaring an emer-
3 gency.

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

5 **SECTION 1.** ORS 383.004, as amended by section 16, chapter 7, Oregon Laws 2022, is amended
6 to read:

7 383.004. (1) Except as provided in [*subsection (2)*] **subsections (2) and (3)** of this section, a toll
8 may not be established unless the Oregon Transportation Commission has reviewed and approved
9 the toll. The commission shall adopt rules specifying the process under which proposals to establish
10 tolls will be reviewed. When reviewing a proposal to establish tolls, the commission shall take into
11 consideration:

12 (a) The amount and classification of the traffic using, or anticipated to use, the tollway;

13 (b) The amount of the toll proposed to be established for each class or category of tollway user
14 and, if applicable, the different amounts of the toll depending on time and day of use;

15 (c) The extent of the tollway, including improvements necessary for tollway operation and im-
16 provements necessary to support the flow of traffic onto or off of the tollway;

17 (d) The location of toll booths or electronic toll collection systems to collect the toll for the
18 tollway;

19 (e) The cost of constructing, reconstructing, improving, installing, maintaining, repairing and
20 operating the tollway;

21 (f) The amount of indebtedness incurred for the construction of the tollway and all expenses and
22 obligations related to the indebtedness including, without limitation, financial covenants, debt ser-
23 vice requirements, reserve requirements and any other funding requirements established under the
24 terms of any indenture prepared under ORS 383.225 and any other contracts establishing the terms
25 of the indebtedness, if any;

26 (g) The value of assets, equipment and services required for the operation of the tollway;

27 (h) The period of time during which the toll will be in effect;

28 (i) The process for altering the amount of the toll during the period of operation of the tollway;

29 (j) The method of collecting the toll; and

30 (k) The rate of return that would be fair and reasonable for a private equity holder, if any, in
31 the tollway.

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 **(2) A registered owner of a motor vehicle registered at an address that is within the City**
2 **of Wilsonville may apply to the Department of Transportation for an exemption from paying**
3 **the Interstate 5 Boone Bridge toll. The commission shall adopt rules establishing procedures**
4 **for applying and qualifying for the exemption.**

5 [(2)(a)] **(3)(a)** Nothing in ORS 383.001 to 383.245 prohibits a city or county from establishing a
6 toll on any highway, as defined in ORS 801.305, that the city or county has jurisdiction over as a
7 road authority pursuant to ORS 810.010.

8 (b) Nothing in ORS 383.001 to 383.245 prohibits Multnomah County from establishing a toll on
9 the bridges across the Willamette River that are within the boundaries of the City of Portland and
10 that are operated and maintained by Multnomah County as required under ORS 382.305 and 382.310.

11 (c) Nothing in ORS 383.001 to 383.245 prohibits the Port of Hood River from establishing a toll
12 on the bridges across the Columbia River that are operated and maintained by the port.

13 (d) Nothing in ORS 383.001 to 383.245 prohibits the Port of Cascade Locks from establishing a
14 toll on the bridges across the Columbia River that are operated and maintained by the port.

15 (e) Nothing in ORS 383.001 to 383.245 prohibits a commission formed under section 3, chapter
16 7, Oregon Laws 2022, from establishing a toll on a bridge across the Columbia River that is operated
17 and maintained by the commission or the commission's designee.

18 **SECTION 2. This 2023 Act being necessary for the immediate preservation of the public**
19 **peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect**
20 **on its passage.**

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