

HB 2101-4
(LC 3332)
4/28/23 (HE/ps)

Requested by JOINT COMMITTEE ON TRANSPORTATION (at the request of Association of Oregon Counties)

**PROPOSED AMENDMENTS TO
HOUSE BILL 2101**

1 On page 1 of the printed bill, line 2, after “highways;” delete the rest of
2 the line and insert “and declaring an emergency.”.

3 Delete lines 4 through 31 and delete page 2 and insert:

4 **“SECTION 1. (1) Each year, the Department of Transportation shall**
5 **determine the amount of funding allocated under ORS 367.095 (4)(b)**
6 **that is necessary to fund:**

7 **“(a) Transportation projects specified by the Legislative Assembly**
8 **by law;**

9 **“(b) The matching moneys needed to spend federal funds;**

10 **“(c) Highway maintenance activities;**

11 **“(d) Programs that are more efficient to operate using state mon-**
12 **eys; and**

13 **“(e) Other purposes for which federal funds cannot be used.**

14 **“(2) From state moneys described under ORS 367.095 (4)(b) remain-**
15 **ing after setting aside the funds necessary to meet the purposes de-**
16 **scribed in subsection (1) of this section, the department shall allocate**
17 **to local governments \$35 million per year.**

18 **“(3) The department shall replace any state funds made available**
19 **to local governments under subsection (2) of this section with federal**
20 **surface transportation funding on a dollar for dollar basis.**

21 **“(4)(a) The department shall allocate the state moneys described in**

1 **ORS 367.095 (4)(b) under subsection (2) of this section to the following:**

2 **“(A) Counties;**

3 **“(B) Cities with a population of 5,000 or more and located outside**
4 **the boundaries of a metropolitan planning organization, as defined in**
5 **ORS 197.629;**

6 **“(C) Metropolitan planning organizations in urbanized areas with a**
7 **population of less than 200,000;**

8 **“(D) The League of Oregon Cities; or**

9 **“(E) The Association of Oregon Counties.**

10 **“(b) Moneys allocated under this subsection shall be used solely for**
11 **uses that are consistent with Article IX, section 3a, of the Oregon**
12 **Constitution.**

13 **“(c) The distribution of moneys under this subsection shall be:**

14 **“(A) Determined by agreement between the department, the League**
15 **of Oregon Cities and the Association of Oregon Counties; and**

16 **“(B) Provided to recipients through guidelines developed by the de-**
17 **partment.**

18 **“(5) If less than \$35 million of state moneys is allocated to local**
19 **governments under subsection (2) of this section in a year, the de-**
20 **partment shall, to the extent possible, allocate, under subsection (4)**
21 **of this section, federal surface transportation funding in an amount**
22 **equal to the difference between \$35 million and the amount of state**
23 **moneys allocated to local governments under subsection (2) of this**
24 **section.**

25 **“(6) The department may adopt rules to carry out the provisions**
26 **of this section.**

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

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