

HB 2099-11
(LC 2935)
5/17/23 (HE/ps)

Requested by JOINT COMMITTEE ON TRANSPORTATION (at the request of Senator Lew Frederick, Representative Susan McLain)

**PROPOSED AMENDMENTS TO
HOUSE BILL 2099**

1 In line 2 of the printed bill, after “transportation” insert “; creating new
2 provisions; amending ORS 366.506; and prescribing an effective date”.

3 Delete lines 4 through 11 and insert:

4 **“SECTION 1.** ORS 366.506 is amended to read:

5 “366.506. (1) Once every two years, the Oregon Department of Adminis-
6 trative Services shall conduct [*either a full*] **a** highway cost allocation study
7 [*or an examination of data collected since the previous study*]. The [*purposes*]
8 **purpose** of the study [*or examination of data are*] **is** to determine:

9 “(a) The proportionate share that the users of each class of vehicle should
10 pay for the costs of maintenance, operation and improvement of the high-
11 ways, roads and streets in the state; and

12 “(b) Whether the users of each class are paying that share.

13 **“(2) Each study must include:**

14 **“(a) An examination of the most recent study period for which ac-**
15 **tual data are available for the purpose of determining the accuracy**
16 **of the most recently published study results; and**

17 **“(b) An examination of the prospective study period based on**
18 **projected data for the purpose described in subsection (1) of this sec-**
19 **tion.**

20 “[~~(2)~~] **(3)** The department may use any study design [*it*] **the department**
21 **determines will best accomplish the purposes stated in subsection (1) of this**

1 section. In designing the study, the department may make decisions that in-
2 clude, but are not limited to, the methodology to be used for the study, what
3 constitutes a class of vehicle for purposes of collection of data under sub-
4 sections (1) to [(4)] (5) of this section and the nature and scope of costs that
5 will be included in the study.

6 “[3)] (4) The department may appoint a study review team to participate
7 in the study [or examination of data] required by subsection (1) of this sec-
8 tion. The team may perform any functions assigned by the department, in-
9 cluding, but not limited to, consulting on the design of the study.

10 “[4)] (5) A report on the results of the study [or examination of data]
11 shall be submitted to the legislative revenue committees and the [legislative
12 committees with primary responsibility for transportation] **Joint Committee**
13 **on Transportation** by January 31 of each odd-numbered year.

14 “[5)] (6) The Legislative Assembly shall use the report described in
15 [subsections (1) to (4)] **subsection (5)** of this section to determine whether
16 adjustments to revenue sources described in **Article IX**, section 3a (3), [Ar-
17 ticle IX] of the Oregon Constitution, are needed in order to carry out the
18 purposes of **Article IX**, section 3a (3), [Article IX] of the Oregon Constitu-
19 tion. If such adjustments are needed, the Legislative Assembly shall enact
20 whatever measures are necessary to make the adjustments.

21 **“SECTION 2. (1) The Oregon Department of Administrative Services**
22 **shall prepare and submit a report that includes an analysis of, at least,**
23 **the three most recent reported highway cost allocation studies con-**
24 **ducted under ORS 366.506.**

25 **“(2) For each of the three previous study periods, the analysis must:**

26 **“(a) Evaluate the amount that users of each class of vehicle actu-**
27 **ally paid for the cost of maintenance, operation and improvement of**
28 **highways, roads and streets in the state; and**

29 **“(b) Evaluate whether the amount paid was a proportionate share**
30 **of those costs.**

1 “(3) The department shall submit the report, in the manner pro-
2 vided by ORS 192.245, to the Joint Committee on Transportation no
3 later than September 15, 2024.

4 “SECTION 3. Section 2 of this 2023 Act is repealed on January 2,
5 2025.

6 “SECTION 4. This 2023 Act takes effect on the 91st day after the
7 date on which the 2023 regular session of the Eighty-second Legislative
8 Assembly adjourns sine die.”.

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