

Requested by Senator BONHAM

**PROPOSED AMENDMENTS TO  
HOUSE BILL 3991**

1 On page 1 of the printed bill, line 2, after “ORS” delete the rest of the  
2 line and delete lines 3 through 10 and insert “171.861, 184.620, 184.623,  
3 184.659, 184.665, 291.055, 295.103, 319.010, 319.020, 319.390, 319.520, 319.530,  
4 319.550, 319.671, 319.700, 319.883, 319.885, 319.915, 320.550, 366.506, 366.772,  
5 366.805, 367.095, 377.841, 381.015, 381.312, 383.003, 383.004, 383.009, 383.015,  
6 801.041, 801.042, 803.090, 803.420, 803.422, 803.445, 810.530, 818.225, 818.400,  
7 823.012, 823.023, 823.027, 823.085, 825.005, 825.104, 825.141, 825.250, 825.326,  
8 825.450, 825.474, 825.476, 825.480, 825.492, 825.555 and 825.990 and section 2,  
9 chapter 4, Oregon Laws 2013, section 6, chapter 491, Oregon Laws 2019, and  
10 section 6, chapter 255, Oregon Laws 2025; repealing ORS 319.665, 319.890,  
11 383.001, 383.005, 383.011, 383.014, 383.017, 383.035, 383.055, 383.150, 383.200,  
12 383.205, 383.215, 383.225, 383.235, 383.245 825.486 and section 2, chapter 428,  
13 Oregon Laws 2019; prescribing an effective date; and providing for revenue  
14 raising that requires approval by a three-fifths majority.”.

15 Delete lines 12 through 24 and delete pages 2 through 53 and insert:  
16

17 **“ACCOUNTABILITY AND HIGHWAY COST ALLOCATION STUDY**  
18

19 **“SECTION 1. (1) As used in this section, ‘performance audit’ has**  
20 **the meaning given that term in ORS 297.070.**

21 **“(2) The Division of Audits shall conduct a biennial performance**

1 **audit of the Department of Transportation relating to the following:**

2 **“(a) The responsible use of moneys in the State Highway Fund; and**

3 **“(b) Capital projects carried out by the department.**

4 **“(3) The Division of Audits shall present the results of the audits**  
5 **described in subsection (2) of this section to an appropriate standing**  
6 **or interim committee of the Legislative Assembly.**

7 **“SECTION 2.** ORS 184.620 is amended to read:

8 “184.620. (1) The Department of Transportation shall be under the super-  
9 vision of a Director of Transportation **who shall be appointed by and shall**  
10 **hold office at the pleasure of the Governor.** [*The Oregon Transportation*  
11 *Commission shall appoint the director, after consultation with the Governor.*  
12 *The director serves at the pleasure of the commission.*]

13 “(2) The appointment of the director shall be subject to confirmation by  
14 the Senate in the manner provided in ORS 184.623.

15 “(3) The director may appoint:

16 “(a) Deputy directors with full authority to act for the director, but sub-  
17 ject to the director’s control. The appointment of a deputy director shall be  
18 by written order filed with the Secretary of State. A deputy director shall  
19 be in the unclassified services for purposes of the State Personnel Relations  
20 Law.

21 “(b) All subordinate officers and employees of the department and may  
22 prescribe their duties, assignments and reassignments and fix their compen-  
23 sation, subject to any applicable provisions of the State Personnel Relations  
24 Law.

25 “(4) Subject to the approval of the [*commission*] **Oregon Transportation**  
26 **Commission**, the director may organize and reorganize the department as  
27 the director considers necessary to properly conduct the work of the de-  
28 partment. As directed by the chairperson of the commission, the director  
29 shall assign employees of the department to staff the commission.

30 “(5) When service of summons or other process is required by statute to

1 be served on the Director of Transportation, the Department of Transporta-  
2 tion or the Oregon Transportation Commission, such service shall be made  
3 upon the office of the director.

4 **“SECTION 3.** ORS 184.623 is amended to read:

5 “184.623. (1) The executive appointment of the Director of Transportation  
6 by the [*Oregon Transportation Commission*] **Governor** under ORS 184.620 is  
7 subject to confirmation by the Senate. Confirmation requires the affirmative  
8 vote of a majority of the members of the Senate.

9 “(2) If an appointment made under ORS 184.620 is not confirmed by the  
10 Senate, the [*commission*] **Governor** shall make another appointment, subject  
11 to confirmation by the Senate.

12 “(3) The name of the individual to be appointed or reappointed shall be  
13 submitted to the Senate by the [*commission*] **Governor** under ORS 184.620.  
14 The Senate shall take up the question of confirmation as soon after the  
15 convening of a regular or special session as is appropriate. The question of  
16 confirmation may be referred to committee or may be acted upon without a  
17 referral.

18 “(4) If the name of an individual to be appointed or reappointed submitted  
19 by the [*commission*] **Governor** is not acted upon during the term of the  
20 Legislative Assembly to which it is submitted, the name may be resubmitted  
21 to the subsequent term by the [*commission*] **Governor** on or after the date  
22 the Legislative Assembly convenes in the subsequent regular session.

23 **“SECTION 4. (1) The amendments to ORS 184.620 and 184.623 by**  
24 **sections 2 and 3 of this 2025 special session Act apply to appointments**  
25 **made on or after the effective date of this 2025 special session Act.**

26 **“(2) The Director of Transportation who is serving on the effective**  
27 **date of this 2025 special session Act continues to be governed by ORS**  
28 **184.620 as in effect immediately before the effective date of this 2025**  
29 **special session Act.**

30 **“SECTION 5.** ORS 184.665 is amended to read:

1       “184.665. [(1) *The Oregon Transportation Commission shall appoint a Con-*  
2 *tinuous Improvement Advisory Committee composed of members of the com-*  
3 *mission, employees of the Department of Transportation and transportation*  
4 *stakeholders. The committee shall be of such size and representation as the*  
5 *commission determines appropriate.*]

6       “(1) **As used in this section:**

7       “(a) **‘Chief engineer’ means the person appointed by the Director**  
8 **of Transportation under ORS 184.628.**

9       “(b) **‘Major project’ means a transportation project that costs \$250**  
10 **million or more to complete.**

11       “(2) **The Oregon Transportation Commission shall appoint a Con-**  
12 **tinuous Improvement Advisory Committee. The members of the com-**  
13 **mittee shall include, but are not limited to, the following:**

14       “(a) **Members of the commission;**

15       “(b) **The Director of Transportation;**

16       “(c) **The chief engineer;**

17       “(d) **Individuals with demonstrated expertise in planning, executing**  
18 **and delivering major projects; and**

19       “(e) **At least one individual with demonstrated knowledge and ex-**  
20 **perience in the application and implementation of the National Envi-**  
21 **ronmental Policy Act.**

22       “[(2)] (3) **The committee shall:**

23       “(a) **Advise the commission on ways to maximize the efficiency of the**  
24 **Department of Transportation to allow increased investment in the trans-**  
25 **portation system over the short, medium and long term.**

26       “(b) **Develop key performance measures, based on desired outcomes, for**  
27 **each division of the department. The committee shall submit key performance**  
28 **measures to the commission for its approval. The committee shall report**  
29 **quarterly to the commission [at least once per year] and to the Joint**  
30 **Committee on Transportation on the status of key performance measures**

1 and what steps are being taken by the department to achieve the goals of the  
2 key performance measures.

3 “[3] (4) The [committee] **Continuous Improvement Advisory Com-**  
4 **mittee** shall [periodically] report **quarterly** to the commission **and to the**  
5 **Joint Committee on Transportation**. The reports must include recommen-  
6 dations on ways the commission and the department may execute their duties  
7 more efficiently.

8 “[4] *Each odd-numbered year, the commission shall submit a report, in the*  
9 *manner provided by ORS 192.245, to the Joint Committee on Transportation*  
10 *established under ORS 171.858. The report must include information on the*  
11 *activities and recommendations of the committee and information on any*  
12 *actions taken by the commission or the department to implement recommen-*  
13 *dations of the committee.*]

14 “(5) The [committee] **Continuous Improvement Advisory Committee**  
15 shall meet [regularly] **at least once a month**, at times and places fixed by  
16 the chairperson of the committee or a majority of members of the committee.

17 “(6) The department shall provide office space and personnel to assist the  
18 committee as requested by the chairperson, within the limits of available  
19 funds.

20 “[6] (7) Members of the committee are entitled to compensation and ex-  
21 penses as provided under ORS 292.495.

22 “**SECTION 6. The amendments to ORS 184.665 by section 5 of this**  
23 **2025 special session Act become operative on January 1, 2026.**

24 “**SECTION 7.** ORS 171.861 is amended to read:

25 “171.861. (1) **As used in this section, ‘major project’ means a trans-**  
26 **portation project that costs \$250 million or more to complete.**

27 “(2) The Joint Committee on Transportation shall:

28 “(a) Examine transportation related policy [and];

29 “(b) **Review** transportation project expenditures;

30 “(c) **Review the scope, schedule, changes and budget updates to**

1 **major projects on a quarterly basis;**

2 **“(d) Review requests for project scope expansion submitted by a city**  
3 **or a county under section 8 of this 2025 special session Act; and**

4 **“(e) Make recommendations related to transportation and appropriation**  
5 **of funding to the Joint Committee on Ways and Means during the period**  
6 **when the Legislative Assembly is in session, or to the Emergency**  
7 **Board or the Joint Interim Committee on Ways and Means during the**  
8 **interim period between sessions.**

9 **“(3) The Joint Committee on Transportation shall provide general legis-**  
10 **lative oversight of the Department of Transportation and the Oregon De-**  
11 **partment of Aviation.**

12 **“SECTION 8. (1) As used in this section, ‘highway improvement**  
13 **project’ means a state highway project for which the Department of**  
14 **Transportation may use federal transportation funds.**

15 **“(2) If a city or county proposes to expand the scope of a highway**  
16 **improvement project, but does not provide funding, the city or county**  
17 **shall submit the proposed change to the Oregon Transportation Com-**  
18 **mission. If the commission approves the proposed change, the com-**  
19 **mission shall submit a report to the Joint Committee on**  
20 **Transportation that informs the committee about the proposed change**  
21 **and cost associated with the expanded scope. After reviewing the re-**  
22 **port, the committee may submit recommendations for appropriations**  
23 **that may be made in the future to cover the costs of the expanded**  
24 **scope of the highway improvement project.**

25 **“(3) This section applies to highway improvement projects when a**  
26 **city or county is not covering the costs of the expanded scope and:**

27 **“(a) The project costs less than \$25 million and the changes in scope**  
28 **the city or county is requesting increase the project costs by 10 percent**  
29 **or more; or**

30 **“(b) The project costs \$25 million or more and the changes in scope**

1 **the city or county is requesting increase the project costs by five per-**  
2 **cent or more.**

3 **“SECTION 9. The Legislative Policy and Research Director shall**  
4 **enter into a professional services contract for a performance audit of**  
5 **the operations of the Department of Transportation, to include exam-**  
6 **ination of:**

7 **“(1) The management of the department; and**

8 **“(2) Whether and how the department addresses recommendations**  
9 **from the management review conducted pursuant to section 203,**  
10 **chapter 7, Oregon Laws 2025 (Enrolled Senate Bill 5550).**

11 **“SECTION 10. Section 9 of this 2025 special session Act is repealed**  
12 **on January 2, 2027.**

13 **“SECTION 11. ORS 366.506 is amended to read:**

14 **“366.506. (1) Once every two years, the Oregon Department of Adminis-**  
15 **trative Services shall conduct a highway cost allocation study. The purpose**  
16 **of the study is to determine:**

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

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

21 **“(2) Each study must include:**

22 **“(a) An examination of the most recent study period for which actual data**  
23 **are available for the purpose of determining the accuracy of the most re-**  
24 **cently published study results; and**

25 **“(b) An examination of the prospective study period based on projected**  
26 **data for the purpose described in subsection (1) of this section **and that****  
27 **incorporates the results of the examination described in paragraph (a)**  
28 **of this subsection.**

29 **“(3) The department may use any study design the department determines**  
30 **will best accomplish the purposes stated in subsection (1) of this section. In**

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

6 “(4) The department may appoint a study review team to participate in  
7 the study required by subsection (1) of this section. The team may perform  
8 any functions assigned by the department, including, but not limited to,  
9 consulting on the design of the study.

10 “(5) A report on the results of the study shall be submitted to the legis-  
11 lative revenue committees and the Joint Committee on Transportation by  
12 January 31 of each odd-numbered year.

13 “(6) The Legislative Assembly shall use the report described in subsection  
14 (5) of this section to determine whether adjustments to revenue sources de-  
15 scribed in Article IX, section 3a (3), of the Oregon Constitution, are needed  
16 in order to carry out the purposes of Article IX, section 3a (3), of the Oregon  
17 Constitution. If such adjustments are needed, the Legislative Assembly shall  
18 enact whatever measures are necessary to make the adjustments.

19 **“SECTION 12.** ORS 366.506, as amended by section 11 of this 2025 special  
20 session Act, is amended to read:

21 “366.506. (1) Once every two years, the Oregon Department of Adminis-  
22 trative Services shall conduct a highway cost allocation study. The purpose  
23 of the study is to determine:

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

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

28 “(2) Each study must include:

29 “(a) An examination of the most recent study period for which actual data  
30 are available for the purpose of determining the accuracy of the most re-



1 cently published study results; and

2 “(b) An examination of the prospective study period based on projected  
3 data for the purpose described in subsection (1) of this section and that in-  
4 corporates the results of the examination described in paragraph (a) of this  
5 subsection.

6 “(3) The department may use any study design the department determines  
7 will best accomplish the purposes stated in subsection (1) of this section. In  
8 designing the study, the department may make decisions that include, but  
9 are not limited to, the methodology to be used for the study, what constitutes  
10 a class of vehicle for purposes of collection of data under subsections (1) to  
11 (5) of this section and the nature and scope of costs that will be included in  
12 the study.

13 “(4) The department may appoint a study review team to participate in  
14 the study required by subsection (1) of this section. The team may perform  
15 any functions assigned by the department, including, but not limited to,  
16 consulting on the design of the study.

17 “(5) A report on the results of the study shall be submitted to the legis-  
18 lative revenue committees and the Joint Committee on Transportation by  
19 January 31 of each odd-numbered year.

20 “(6) The Legislative Assembly shall use the report described in subsection  
21 (5) of this section to determine whether adjustments to revenue sources de-  
22 scribed in Article IX, section 3a (3), of the Oregon Constitution, are needed  
23 in order to carry out the purposes of Article IX, section 3a (3), of the Oregon  
24 Constitution. If such adjustments are needed, the Legislative Assembly shall  
25 enact whatever measures are necessary to make the adjustments.

26 **“(7)(a) This subsection applies if:**

27 **“(A) The highway cost allocation report indicates that the equity**  
28 **ratio for the heavy vehicle class or the light vehicle class is at least**  
29 **1.05; and**

30 **“(B) The Legislative Assembly has not complied with subsection (6)**

1 of this section within 120 days following the date on which the Joint  
2 Committee on Transportation received the report submitted under  
3 subsection (5) of this section.

4 “(b)(A) On or after September 1 of each odd-numbered year, the  
5 department shall adopt rules that adjust the fee rates per mile set  
6 forth in ORS 825.476 and the fuel tax rates set forth in ORS 319.020  
7 (1)(b) and 319.530 (1) as necessary so that whichever class has an equity  
8 ratio of 1.05 or greater will have an equity ratio of 1.045.

9 “(B) Adjustments made pursuant to this paragraph shall maintain  
10 revenue neutrality to the extent possible.

11 “(C) Adjustments to the fuel tax rates shall be rounded to the  
12 nearest 0.1 cents per gallon.

13 “(8) The department shall repeal any rule adopted pursuant to sub-  
14 section (7) of this section if the department determines that, after the  
15 rule was adopted, the Legislative Assembly adjusted revenue sources  
16 to carry out the purposes of Article IX, section 3a (3), of the Oregon  
17 Constitution.

18 “SECTION 13. The amendments to ORS 366.506 by section 12 of this  
19 2025 special session Act become operative on January 1, 2030.

20 “SECTION 14. (1) In consultation with the study review team de-  
21 scribed in ORS 366.506, the Oregon Department of Administrative  
22 Services shall undertake a review of the methodology for the highway  
23 cost allocation study required under ORS 366.506.

24 “(2) The department shall examine all aspects of the methodology  
25 for the highway cost allocation study, including but not limited to the  
26 following:

27 “(a) The revenues and expenditures included in the highway cost  
28 allocation study;

29 “(b) How costs are allocated across different classes of vehicles;

30 “(c) What constitutes a class of vehicle;

1       “(d) The data used in the highway cost allocation study;

2       “(e) The level of granularity to which cost responsibility is calcu-  
3 lated for potential rate changes; and

4       “(f) Whether equity should be analyzed based on an estimate of the  
5 future biennium’s revenue and expenditures or a retrospective analysis  
6 of past actual revenue and expenditures.

7       “(3) The department may provide recommendations for updating the  
8 methodology for the study, including any changes in statute needed  
9 to improve the outcome of the study and ensure fairness and propor-  
10 tionate revenue and costs for each class of vehicle.

11       “(4) The department shall submit a report in the manner provided  
12 by ORS 192.245, and may include recommendations for legislation, to  
13 the Joint Committee on Transportation no later than June 30, 2026.

14       “SECTION 15. Section 14 of this 2025 special session Act is repealed  
15 on January 2, 2027.

16

17                   **“FUEL TAXES AND REGISTRATION AND TITLE FEES**

18

19       “SECTION 16. ORS 319.020 is amended to read:

20       “319.020. (1) Subject to subsections (2) to (4) of this section, in addition  
21 to the taxes otherwise provided for by law, every dealer engaging in the  
22 dealer’s own name, or in the name of others, in the first sale, use or dis-  
23 tribution of motor vehicle fuel or aircraft fuel or withdrawal of motor vehi-  
24 cle fuel or aircraft fuel for sale, use or distribution within areas in this state  
25 within which the state lacks the power to tax the sale, use or distribution  
26 of motor vehicle fuel or aircraft fuel, shall:

27       “(a) Not later than the 25th day of each calendar month, render a state-  
28 ment to the Department of Transportation of all motor vehicle fuel or air-  
29 craft fuel sold, used, distributed or so withdrawn by the dealer in the State  
30 of Oregon as well as all such fuel sold, used or distributed in this state by

1 a purchaser thereof upon which sale, use or distribution the dealer has as-  
2 sumed liability for the applicable license tax during the preceding calendar  
3 month. The dealer shall render the statement to the department in the man-  
4 ner provided by the department by rule.

5 “(b) Except as provided in ORS 319.270, pay a license tax computed on the  
6 basis of [34] 46 cents per gallon on the first sale, use or distribution of such  
7 motor vehicle fuel or aircraft fuel so sold, used, distributed or withdrawn as  
8 shown by such statement in the manner and within the time provided in ORS  
9 319.010 to 319.430.

10 “(2) When aircraft fuel is sold, used or distributed by a dealer, the license  
11 tax shall be computed on the basis of 11 cents per gallon of fuel so sold, used  
12 or distributed, except that when aircraft fuel usable in aircraft operated by  
13 turbine engines (turbo-prop or jet) is sold, used or distributed, the tax rate  
14 shall be three cents per gallon.

15 “(3) In lieu of claiming refund of the tax paid on motor vehicle fuel con-  
16 sumed by such dealer in nonhighway use as provided in ORS 319.280, 319.290  
17 and 319.320, or of any prior erroneous payment of license tax made to the  
18 state by such dealer, the dealer may show such motor vehicle fuel as a credit  
19 or deduction on the monthly statement and payment of tax.

20 “(4) The license tax computed on the basis of the sale, use, distribution  
21 or withdrawal of motor vehicle or aircraft fuel may not be imposed wherever  
22 such tax is prohibited by the Constitution or laws of the United States with  
23 respect to such tax.

24 “**SECTION 17.** ORS 319.530 is amended to read:

25 “319.530. (1) To compensate this state partially for the use of its highways,  
26 an excise tax hereby is imposed at the rate of [34] 46 cents per gallon on the  
27 use of fuel in a motor vehicle.

28 “(2) Except as otherwise provided in subsections (3) to (6) of this section,  
29 100 cubic feet of fuel used or sold in a gaseous state, measured at 14.73  
30 pounds per square inch of pressure at 60 degrees Fahrenheit, is taxable at

1 the same rate as a gallon of liquid fuel.

2 “(3) 123.57 cubic feet, or 5.66 pounds, of compressed natural gas used or  
3 sold in a gaseous state is taxable at the same rate as one gasoline gallon.

4 “(4) 1.353 gallons, or 5.75 pounds, of liquefied petroleum gas is taxable at  
5 the same rate as one gasoline gallon.

6 “(5) 1.71 gallons, or 6.059 pounds, of liquefied natural gas is taxable at the  
7 same rate as one diesel gallon.

8 “(6) One kilogram of hydrogen is taxable at the same rate as one gasoline  
9 gallon.

10 **“SECTION 18.** ORS 803.420 is amended to read:

11 “803.420. (1) The vehicle registration fees imposed under this section shall  
12 be based on the classifications determined by the Department of Transpor-  
13 tation by rule. The department may classify a vehicle to ensure that regis-  
14 tration fees for the vehicle are the same as for other vehicles the department  
15 determines to be comparable.

16 “(2) Except as otherwise provided in this section, or unless the vehicle is  
17 registered quarterly, the fees described in this section are for an entire reg-  
18 istration period for the vehicle as described under ORS 803.415. For a vehicle  
19 registered for a quarterly registration period under ORS 803.415, the depart-  
20 ment shall apportion any fee under this section to reflect the number of  
21 quarters registered.

22 “(3) Vehicle registration fees are due when a vehicle is registered and  
23 when the registered owner renews the registration.

24 “(4) In addition to the registration fees listed in this section, a county  
25 or a district may impose an additional registration fee as provided under  
26 ORS 801.041 and 801.042.

27 “(5) A rental or leasing company, as defined in ORS 221.275, that elects  
28 to initially register a vehicle for an annual or biennial registration period  
29 shall pay a fee of \$2 in addition to the vehicle registration fee provided under  
30 this section.

1       “(6) The registration fees for each year of the registration period for ve-  
2 hicles subject to biennial registration are as follows:

3       “(a) Passenger vehicles not otherwise provided for in this section or ORS  
4 821.320, [~~\$43~~] **\$85**.

5       “(b) Utility trailers or light trailers, as those terms are defined by rule  
6 by the department, [~~\$63~~] **\$105**.

7       “(c) Mopeds and motorcycles, [~~\$44~~] **\$86**.

8       “(d) Low-speed vehicles, [~~\$63~~] **\$105**.

9       “(e) Medium-speed electric vehicles, [~~\$63~~] **\$105**.

10       “(7) The registration fees for vehicles that are subject to biennial regis-  
11 tration and that are listed in this subsection are as follows:

12       “(a) State-owned vehicles registered under ORS 805.045 and undercover  
13 vehicles registered under ORS 805.060, \$10 upon registration or renewal.

14       “(b) Fixed load vehicles:

15       “(A) If a declaration of weight described under ORS 803.435 is submitted  
16 establishing the weight of the vehicle at 3,000 pounds or less, \$61.

17       “(B) If no declaration of weight is submitted or if the weight of the ve-  
18 hicles is in excess of 3,000 pounds, \$82.

19       “(c) Travel trailers, special use trailers, campers and motor homes, based  
20 on length as determined under ORS 803.425:

21       “(A) Trailers or campers that are 6 to 10 feet in length, \$81.

22       “(B) Trailers or campers over 10 feet in length, \$81 plus \$7 a foot for each  
23 foot of length over the first 10 feet.

24       “(C) Motor homes that are 6 to 14 feet in length, \$86.

25       “(D) Motor homes over 14 feet in length, \$126 plus \$8 a foot for each foot  
26 of length over the first 10 feet.

27       “(8) The registration fee for trailers for hire that are equipped with  
28 pneumatic tires made of an elastic material and that are not travel trailers  
29 or trailers registered under permanent registration is \$30.

30       “(9) The registration fees for vehicles subject to ownership registration

1 are as follows:

2 “(a) Government-owned vehicles registered under ORS 805.040, \$5.

3 “(b) Vehicles registered with special registration for disabled veterans  
4 under ORS 805.100 or for former prisoners of war under ORS 805.110, \$15.

5 “(c) School vehicles registered under ORS 805.050, \$5.

6 “(10) The registration fees for vehicles subject to permanent registration  
7 are as follows:

8 “(a) Antique vehicles registered under ORS 805.010, \$100.

9 “(b) Vehicles of special interest registered under ORS 805.020, \$100.

10 “(c) Racing activity vehicles registered under ORS 805.035, \$100.

11 “(d) Trailers, \$10.

12 “(e) State-owned vehicles registered under ORS 805.045 and undercover  
13 vehicles registered under ORS 805.060, \$10.

14 “(11) The registration fee for trailers registered as part of a fleet under  
15 an agreement reached pursuant to ORS 802.500 is the same fee as the fee for  
16 vehicles of the same type registered under other provisions of the Oregon  
17 Vehicle Code.

18 “(12) The registration fee for vehicles with proportional registration un-  
19 der ORS 826.009, or proportional fleet registration under ORS 826.011, is the  
20 same fee as the fee for vehicles of the same type under this section except  
21 that the fees shall be fixed on an apportioned basis as provided under the  
22 agreement established under ORS 826.007.

23 “(13) In addition to any other registration fees charged for registration  
24 of vehicles in fleets under ORS 805.120, the department may charge the fol-  
25 lowing fees:

26 “(a) Service charge for each vehicle entered into a fleet, \$3.

27 “(b) Service charge for each vehicle in the fleet at the time of renewal,  
28 \$2.

29 “(14)(a) The registration fee for motor vehicles required to establish a  
30 registration weight under ORS 803.430 or 826.013, tow vehicles used to

1 transport property for hire other than as described in ORS 822.210 and com-  
2 mercial buses is as provided in the following chart, based upon the weight  
3 submitted in the declaration of weight prepared under ORS 803.435 or  
4 826.015:

5 “

---

6	Weight in Pounds	Fee
7	8,000 or less	\$ 74
8	8,001 to 10,000	464
9	10,001 to 12,000	528
10	12,001 to 14,000	591
11	14,001 to 16,000	655
12	16,001 to 18,000	718
13	18,001 to 20,000	801
14	20,001 to 22,000	864
15	22,001 to 24,000	949
16	24,001 to 26,000	1,031
17	26,001 to 28,000	375
18	28,001 to 30,000	391
19	30,001 to 32,000	422
20	32,001 to 34,000	438
21	34,001 to 36,000	468
22	36,001 to 38,000	485
23	38,001 to 40,000	515
24	40,001 to 42,000	532
25	42,001 to 44,000	562
26	44,001 to 46,000	578
27	46,001 to 48,000	593
28	48,001 to 50,000	625
29	50,001 to 52,000	656
30	52,001 to 54,000	672



1	54,001	to	56,000	686
2	56,001	to	58,000	717
3	58,001	to	60,000	750
4	60,001	to	62,000	780
5	62,001	to	64,000	811
6	64,001	to	66,000	827
7	66,001	to	68,000	857
8	68,001	to	70,000	874
9	70,001	to	72,000	904
10	72,001	to	74,000	921
11	74,001	to	76,000	951
12	76,001	to	78,000	967
13	78,001	to	80,000	998
14	80,001	to	82,000	1,014
15	82,001	to	84,000	1,045
16	84,001	to	86,000	1,061
17	86,001	to	88,000	1,092
18	88,001	to	90,000	1,108
19	90,001	to	92,000	1,139
20	92,001	to	94,000	1,155
21	94,001	to	96,000	1,185
22	96,001	to	98,000	1,202
23	98,001	to	100,000	1,218
24	100,001	to	102,000	1,249
25	102,001	to	104,000	1,265
26	104,001	to	105,500	1,295

27 “ \_\_\_\_\_

28 “(b)(A) The registration fee for motor vehicles with a registration weight

29 of more than 8,000 pounds that are described in ORS 825.015, that are oper-

30 ated by a charitable organization as defined in ORS 825.017 (13), is as pro-

1 vided in the following chart:

2 “

---

3	Weight in Pounds	Fee
4	8,001 to 10,000	\$ 71
5	10,001 to 12,000	85
6	12,001 to 14,000	92
7	14,001 to 16,000	107
8	16,001 to 18,000	114
9	18,001 to 20,000	128
10	20,001 to 22,000	135
11	22,001 to 24,000	149
12	24,001 to 26,000	156
13	26,001 to 28,000	170
14	28,001 to 30,000	178
15	30,001 to 32,000	192
16	32,001 to 34,000	199
17	34,001 to 36,000	213
18	36,001 to 38,000	220
19	38,001 to 40,000	234
20	40,001 to 42,000	241
21	42,001 to 44,000	256
22	44,001 to 46,000	263
23	46,001 to 48,000	270
24	48,001 to 50,000	284
25	50,001 to 52,000	298
26	52,001 to 54,000	305
27	54,001 to 56,000	312
28	56,001 to 58,000	327
29	58,001 to 60,000	341
30	60,001 to 62,000	355

1	62,001	to	64,000	369
2	64,001	to	66,000	376
3	66,001	to	68,000	391
4	68,001	to	70,000	398
5	70,001	to	72,000	412
6	72,001	to	74,000	419
7	74,001	to	76,000	433
8	76,001	to	78,000	440
9	78,001	to	80,000	454
10	80,001	to	82,000	462
11	82,001	to	84,000	476
12	84,001	to	86,000	483
13	86,001	to	88,000	497
14	88,001	to	90,000	504
15	90,001	to	92,000	518
16	92,001	to	94,000	525
17	94,001	to	96,000	540
18	96,001	to	98,000	547
19	98,001	to	100,000	554
20	100,001	to	102,000	568
21	102,001	to	104,000	575
22	104,001	to	105,500	589

23 “ \_\_\_\_\_  
24 “(B) The registration fee for motor vehicles that are certified under ORS  
25 822.205, unless the motor vehicles are registered under paragraph (a) of this  
26 subsection, or that are used exclusively to transport manufactured struc-  
27 tures, is as provided in the following chart:

28 “ \_\_\_\_\_

29	Weight in Pounds		Fee
30	8,000	or less	\$ 63

1	8,001	to	10,000	145
2	10,001	to	12,000	173
3	12,001	to	14,000	187
4	14,001	to	16,000	217
5	16,001	to	18,000	231
6	18,001	to	20,000	260
7	20,001	to	22,000	274
8	22,001	to	24,000	304
9	24,001	to	26,000	318
10	26,001	to	28,000	346
11	28,001	to	30,000	362
12	30,001	to	32,000	391
13	32,001	to	34,000	405
14	34,001	to	36,000	435
15	36,001	to	38,000	449
16	38,001	to	40,000	477
17	40,001	to	42,000	491
18	42,001	to	44,000	521
19	44,001	to	46,000	535
20	46,001	to	48,000	550
21	48,001	to	50,000	578
22	50,001	to	52,000	608
23	52,001	to	54,000	622
24	54,001	to	56,000	636
25	56,001	to	58,000	665
26	58,001	to	60,000	694
27	60,001	to	62,000	723
28	62,001	to	64,000	753
29	64,001	to	66,000	767
30	66,001	to	68,000	795

1	68,001	to	70,000	809
2	70,001	to	72,000	839
3	72,001	to	74,000	853
4	74,001	to	76,000	882
5	76,001	to	78,000	896
6	78,001	to	80,000	926
7	80,001	to	82,000	940
8	82,001	to	84,000	968
9	84,001	to	86,000	983
10	86,001	to	88,000	1,012
11	88,001	to	90,000	1,027
12	90,001	to	92,000	1,055
13	92,001	to	94,000	1,071
14	94,001	to	96,000	1,099
15	96,001	to	98,000	1,113
16	98,001	to	100,000	1,127
17	100,001	to	102,000	1,157
18	102,001	to	104,000	1,172
19	104,001	to	105,500	1,200

20 “ \_\_\_\_\_

21 “(C) The owner of a vehicle described in subparagraph (A) or (B) of this  
22 paragraph must certify at the time of initial registration, in a manner de-  
23 termined by the department by rule, that the motor vehicle will be used ex-  
24 clusively to transport manufactured structures or exclusively as described in  
25 ORS 822.210, unless the motor vehicle is registered under paragraph (a) of  
26 this subsection, or as described in ORS 825.015 or 825.017 (13). Registration  
27 of a vehicle described in subparagraph (A) or (B) of this paragraph is invalid  
28 if the vehicle is operated in any manner other than that described in the  
29 certification under this subparagraph.

30 “(c) Subject to paragraph (d) of this subsection, the registration fee for

1 motor vehicles registered as farm vehicles under ORS 805.300 is as provided  
2 in the following chart, based upon the registration weight given in the dec-  
3 laration of weight submitted under ORS 803.435:

4 “ \_\_\_\_\_

5	Weight in Pounds	Fee
6	8,000 or less	\$ 50
7	8,001 to 10,000	65
8	10,001 to 12,000	75
9	12,001 to 14,000	97
10	14,001 to 16,000	108
11	16,001 to 18,000	129
12	18,001 to 20,000	141
13	20,001 to 22,000	162
14	22,001 to 24,000	172
15	24,001 to 26,000	195
16	26,001 to 28,000	204
17	28,001 to 30,000	226
18	30,001 to 32,000	237
19	32,001 to 34,000	258
20	34,001 to 36,000	270
21	36,001 to 38,000	291
22	38,001 to 40,000	302
23	40,001 to 42,000	324
24	42,001 to 44,000	334
25	44,001 to 46,000	356
26	46,001 to 48,000	366
27	48,001 to 50,000	388
28	50,001 to 52,000	399
29	52,001 to 54,000	409
30	54,001 to 56,000	432

1	56,001	to	58,000	453
2	58,001	to	60,000	463
3	60,001	to	62,000	474
4	62,001	to	64,000	496
5	64,001	to	66,000	517
6	66,001	to	68,000	528
7	68,001	to	70,000	540
8	70,001	to	72,000	561
9	72,001	to	74,000	571
10	74,001	to	76,000	594
11	76,001	to	78,000	604
12	78,001	to	80,000	625
13	80,001	to	82,000	636
14	82,001	to	84,000	657
15	84,001	to	86,000	669
16	86,001	to	88,000	690
17	88,001	to	90,000	700
18	90,001	to	92,000	723
19	92,001	to	94,000	733
20	94,001	to	96,000	754
21	96,001	to	98,000	765
22	98,001	to	100,000	787
23	100,001	to	102,000	798
24	102,001	to	104,000	819
25	104,001	to	105,500	831

26 “

---

27 “(d) For any vehicle that is registered under a quarterly registration pe-  
28 riod, the registration fee is a minimum of \$15 for each quarter registered plus  
29 an additional fee of \$2.

30 “(15) The registration and renewal fees for vehicles specified in this sub-

1 section that are required to establish a registration weight under ORS  
2 803.430 or 826.013 are as follows:

3 “(a) State-owned vehicles registered under ORS 805.045, \$10.

4 “(b) Undercover vehicles registered under ORS 805.060, \$10.

5 **“SECTION 19.** ORS 803.090 is amended to read:

6 “803.090. (1) Except as provided in subsection (2) of this section, the fee  
7 to issue a certificate of title under ORS 803.045 or 803.140, to transfer title  
8 under ORS 803.092, to issue a duplicate or replacement certificate of title  
9 under ORS 803.065 or to issue a new title due to name or address change  
10 under ORS 803.220 is as follows:

11 “(a) For a salvage title, \$27.

12 “(b) For a vehicle title for trailers eligible for permanent registration  
13 under ORS 803.415 (1) and motor vehicles with a gross vehicle weight rating  
14 over 26,000 pounds, excluding motor homes, \$90.

15 “(c) For a vehicle title for vehicles other than those vehicles described in  
16 paragraph (b) of this subsection, [~~\$77~~] **\$216.**

17 “(2) If an application for a duplicate or replacement certificate of title is  
18 filed at the same time as an application for a transfer of title for the same  
19 vehicle, the applicant is required to pay only the transfer of title fee.

20 “(3) The fee for late presentation of certificate of title under ORS 803.105  
21 is \$25 from the 31st day after the transfer through the 60th day after the  
22 transfer and \$50 thereafter.

23 “(4) The fees for title transactions involving a form of title other than a  
24 certificate shall be the amounts established by the Department of Transpor-  
25 tation by rule under ORS 803.012.

26 **“SECTION 20.** (1) **Notwithstanding ORS 366.739, the following**  
27 **amounts shall be distributed in the manner prescribed in this section:**

28 **“(a) The amount attributable to the increase in tax rates by the**  
29 **amendments to ORS 319.020 and 319.530 by sections 16 and 17 of this**  
30 **2025 special session Act.**



1       **“(b) The amount attributable to the increase in taxes and fees by**  
2 **the amendments to ORS 803.090, 803.420 and 803.422 by sections 18, 19**  
3 **and 46 of this 2025 special session Act.**

4       **“(2) Each year, the moneys described in subsection (1) of this sec-**  
5 **tion shall be allocated as follows:**

6       **“(a) 50 percent to the Department of Transportation.**

7       **“(b) 30 percent to counties as follows:**

8       **“(A) 1.37 percent of the 30 percent for distribution to small counties**  
9 **as provided in ORS 366.772 (3); and**

10       **“(B) The remainder of the amount after the distribution described**  
11 **in subparagraph (A) of this paragraph, to counties as provided in ORS**  
12 **366.762.**

13       **“(c) 20 percent to cities for distribution as provided in ORS 366.800.**

14       **“SECTION 21.** ORS 366.772 is amended to read:

15       **“366.772. (1) Not later than July 31 in each calendar year, the sum of**  
16 **\$5,500,000 shall be withdrawn from the appropriation specified in ORS 366.762**  
17 **and the sum of \$250,000 shall be withdrawn from moneys available to the**  
18 **Department of Transportation from the State Highway Fund. The sums**  
19 **withdrawn shall be transferred to a separate account to be administered by**  
20 **the Department of Transportation.**

21       **“(2) Not later than July 31 in each calendar year, the sum of \$5,750,000**  
22 **shall be withdrawn from the separate account described in subsection (1) of**  
23 **this section and distributed to counties as follows:**

24       **“(a) An amount of \$750,000 shall be distributed to the following counties**  
25 **in the following amounts:**

26       **“**

---

27       (A) Harney County.....	\$	271,909
28       (B) Malheur County.....	\$	187,947
29       (C) Morrow County.....	\$	108,073
30       (D) Gilliam County.....	\$	94,036

1	(E) Sherman County .....	\$	79,700
2	(F) Wheeler County .....	\$	8,335

3 “

---

4 “(b) An amount of \$5,000,000 shall be distributed proportionally to coun-  
5 ties with fewer than 200,000 registered vehicles based on a ratio of road miles  
6 maintained by each county to registered vehicles.

7 “(3) Not later than July 31 in each calendar year, moneys received  
8 under section 20 of this 2025 special session Act shall be distributed  
9 proportionally to counties with fewer than 200,000 registered vehicles  
10 based on a ratio of road miles maintained by each county to registered  
11 vehicles.

12 “[3] (4) Moneys allocated as provided in this section may be used only  
13 for maintenance, repair and improvement of existing roads that are:

- 14 “(a) Not a part of the state highway system;
- 15 “(b) Within counties with fewer than 200,000 registered vehicles; and
- 16 “(c) Inadequate for the capacity the roads serve or are in a condition  
17 detrimental to safety.

18 “[4] (5) All moneys in the account shall be allotted each year.

19 “**SECTION 22.** ORS 366.805 is amended to read:

20 “366.805. (1) Except as provided in subsection (2) of this section, the ap-  
21 propriation specified in ORS 366.800 shall be allocated to the cities as pro-  
22 vided in this subsection. The moneys subject to allocation under this  
23 subsection shall be distributed by the Department of Transportation accord-  
24 ing to the following:

- 25 “(a) The moneys shall be distributed to all the cities.
- 26 “(b) Each city shall receive such share of the moneys as its population  
27 bears to the total population of the cities.

28 “(2) Each year, the sum of [\$2,500,000] **\$3,000,000** shall be withdrawn from  
29 the appropriation specified in ORS 366.800 and [\$2,500,000] **\$3,000,000** shall  
30 be withdrawn from moneys available to the Department of Transportation

1 from the State Highway Fund. The sums withdrawn shall be transferred to  
2 a separate account to be administered by the Department of Transportation.  
3 The following apply to the account described in this subsection:

4 “(a) Money from the account shall be used only on roads:

5 “(A) That are not a part of the state highway system, with the exception  
6 of project elements that are required to comply with federal or state law;

7 “(B) That are within, **or under the jurisdiction of**, cities with popu-  
8 lations of 5,000 or fewer persons; and

9 “(C) That are inadequate for the capacity the roads serve or are in a  
10 condition detrimental to safety.

11 “(b) To the extent moneys are available to fund whole projects, all moneys  
12 in the account shall be allocated each year.

13 “(c) Subject to paragraph (d) of this subsection, the department shall de-  
14 termine annual allocation after considering applications, including project  
15 budgets, submitted by the cities to the department.

16 “(d) The department may enter into agreements with cities upon the ad-  
17 vice and counsel of the small city advisory committee to determine allocation  
18 based on those applications.

19 “(3) The Director of Transportation shall establish a small city advisory  
20 committee. The small city advisory committee shall review department rec-  
21 ommendations and approve applications submitted by small cities to the di-  
22 rector. In consultation with the League of Oregon Cities, the director shall  
23 appoint to the small city advisory committee one representative of a small  
24 city in each of the five regions of this state.

25 “(4) For purposes of this section:

26 “(a) Region one consists of Clackamas, Hood River, Multnomah and  
27 Washington Counties.

28 “(b) Region two consists of Benton, Clatsop, Columbia, Lane, Lincoln,  
29 Linn, Marion, Polk, Tillamook and Yamhill Counties.

30 “(c) Region three consists of Coos, Curry, Douglas, Jackson and Josephine

1 Counties.

2 “(d) Region four consists of Crook, Deschutes, Gilliam, Jefferson,  
3 Klamath, Lake, Sherman, Wasco and Wheeler Counties.

4 “(e) Region five consists of Baker, Grant, Harney, Malheur, Morrow,  
5 Umatilla, Union and Wallowa Counties.

6 **“SECTION 23. The amendments to ORS 319.020, 319.530, 803.090,  
7 803.420 and 803.422 by sections 16 to 19 and 46 of this 2025 special session  
8 Act apply to taxes and fees imposed on or after the effective date of  
9 this 2025 special session Act.**

10

11

### “TRANSIT

12

13 **“SECTION 24.** ORS 320.550 is amended to read:

14 “320.550. (1) As used in this section:

15 “(a) ‘Employer’ has the meaning given that term in ORS 316.162.

16 “(b) ‘Resident of this state’ has the meaning given that term in ORS  
17 316.027.

18 “(c) ‘Wages’ has the meaning given that term in ORS 316.162.

19 “(2) A tax is imposed at the rate of [*one-tenth*] **two-tenths** of one percent  
20 of the wages of an employee who is:

21 “(a) A resident of this state, regardless of where services are performed.

22 “(b) Not a resident of this state, for services performed in this state.

23 “(3) Every employer at the time of the payment of wages shall deduct and  
24 withhold from the total amount of the wages paid for services described un-  
25 der subsection (2) of this section an amount equal to the total amount of  
26 wages multiplied by the rate of tax imposed under subsection (2) of this  
27 section.

28 “(4) An employer shall report and pay the tax imposed under this section  
29 to the Department of Revenue at the time and in the manner determined by  
30 the department by rule.

1 “(5) For purposes of the tax imposed under this section, an employer is  
2 considered a taxpayer.

3 “(6) If a lender, surety or other person who supplies funds to or for the  
4 account of an employer for the purpose of paying wages of the employees of  
5 such employer has actual notice or knowledge that such employer does not  
6 intend to or will not be able to make timely payment or deposit of the tax  
7 required to be deducted and withheld, such lender, surety or other person  
8 shall be liable to the State of Oregon in a sum equal to the taxes, together  
9 with interest, that are not timely paid over to the Department of Revenue.  
10 Such liability shall be limited to the principal amount supplied by the lender,  
11 surety or other person, and any amounts so paid to the department shall be  
12 credited against the liability of the employer.

13 “(7)(a) An employer shall submit an annual return pursuant to ORS  
14 316.202 to the Department of Revenue. The amounts deducted from the wages  
15 during any calendar year in accordance with this section shall be considered  
16 to be in payment of the tax imposed under subsection (2) of this section.

17 “(b) The return submitted by the employer shall be accepted by the De-  
18 partment of Revenue as evidence in favor of the employee of the amounts so  
19 deducted from the employee’s wages.

20 “(8) Nothing in this section prohibits the Department of Revenue from  
21 including the tax imposed under this section in the combined quarterly tax  
22 report required under ORS 316.168.

23 “(9) An employer that fails to deduct and withhold the tax required under  
24 this section:

25 “(a) Is deemed responsible for the payment of the tax obligation in an  
26 amount equal to the amount required to be withheld from the employee’s  
27 wages and remitted to the Department of Revenue; and

28 “(b) Is subject to a penalty of \$250 per employee, up to a maximum pen-  
29 alty of \$25,000, if the employer knowingly fails to deduct and withhold the  
30 tax.

1 “(10) Residents subject to the tax imposed under this section on wages  
2 earned outside this state from an employer not doing business within this  
3 state shall report and pay the tax in an amount not to exceed [*one-tenth*]  
4 **two-tenths** of one percent of the wages earned outside this state, and at the  
5 time and in the manner, as determined by the Department of Revenue by  
6 rule.

7 **“SECTION 25. The amendments to ORS 320.550 by section 24 of this**  
8 **2025 special session Act become operative on January 1, 2026.**

9

10 **“ROAD USAGE CHARGE**

11

12 **“SECTION 26. Section 27 of this 2025 special session Act is added to**  
13 **and made a part of ORS 319.883 to 319.946.**

14 **“SECTION 27. The recording, reporting and payment provisions of**  
15 **ORS 319.883 to 319.946 do not apply to a registered owner or lessee**  
16 **voluntarily participating in the per-mile road usage charge program**  
17 **for reporting periods beginning on or after July 1, 2031, until such re-**  
18 **porting period, if any, for which the registered owner or lessee is re-**  
19 **quired to participate in the per-mile road usage charge program under**  
20 **ORS 319.883, as amended by sections 30 and 32 of this 2025 special ses-**  
21 **sion Act.**

22 **“SECTION 28. Section 27 of this 2025 special session Act is repealed**  
23 **on January 2, 2037.**

24 **“SECTION 29. ORS 319.890 and section 2, chapter 428, Oregon Laws**  
25 **2019, are repealed on July 1, 2031.**

26 **“SECTION 30. ORS 319.883 is amended to read:**

27 **“319.883. As used in ORS 319.883 to 319.946:**

28 **“(1) ‘Electric vehicle’ means a motor vehicle that uses electricity**  
29 **as its only source of motive power.**

30 **“[(1)] (2) ‘Fuel taxes’ means motor vehicle fuel taxes imposed under ORS**

1 319.010 to 319.430 and taxes imposed on the use of fuel in a motor vehicle  
2 under ORS 319.510 to 319.880.

3 “[2] (3) ‘Highway’ has the meaning given that term in ORS 801.305.

4 “(4)(a) **‘Hybrid electric vehicle’ means a motor vehicle that:**

5 **“(A) Is powered by an internal combustion engine in combination**  
6 **with one or more electric motors that use energy stored in batteries;**  
7 **and**

8 **“(B) Is not recharged from an external electric power source.**

9 **“(b) The Department of Transportation may adopt rules that clarify**  
10 **the definition in paragraph (a) of this subsection to account for**  
11 **changes in the technology or nomenclature of hybrid electric vehicles.**

12 “[3] (5) ‘Lessee’ means a person that leases a motor vehicle that is re-  
13 quired to be registered in Oregon.

14 “[4)(a)] (6)(a) ‘Motor vehicle’ has the meaning given that term in ORS  
15 801.360.

16 “(b) ‘Motor vehicle’ does not mean a motor vehicle designed to travel with  
17 fewer than four wheels in contact with the ground.

18 **“(7) ‘Motor vehicle rental company’ means a person whose primary**  
19 **business is renting motor vehicles to consumers under rental agree-**  
20 **ments for terms of 90 days or less.**

21 **“(8)(a) ‘Plug-in hybrid electric vehicle’ means a motor vehicle that:**

22 **“(A) Is powered by an electric motor that uses batteries as well as**  
23 **motor vehicle fuel, as defined in ORS 319.010, to power an internal**  
24 **combustion engine or other source of propulsion;**

25 **“(B) Is equipped with an onboard charger; and**

26 **“(C) Is rechargeable from a connection to an external electric power**  
27 **source.**

28 **“(b) The Department of Transportation may adopt rules that clarify**  
29 **the definition in paragraph (a) of this subsection to account for**  
30 **changes in the technology or nomenclature of plug-in hybrid electric**

1 **vehicles.**

2 “[5] (9) ‘Registered owner’ means a person, other than a vehicle dealer  
3 that holds a certificate issued under ORS 822.020, that is required to register  
4 a motor vehicle in Oregon.

5 “[6] (10) ‘Subject vehicle’ means a motor vehicle that is [*the subject of*  
6 *an application approved pursuant to ORS 319.890.*] **or will be classified as**  
7 **a passenger vehicle by the Department of Transportation and that is:**

8 **“(a) For reporting periods beginning on or after July 1, 2027, an**  
9 **electric vehicle that is not a new electric vehicle;**

10 **“(b) For reporting periods beginning on or after January 1, 2028:**

11 **“(A) A motor vehicle described in paragraph (a) of this subsection;**  
12 **or**

13 **“(B) A new electric vehicle;**

14 **“(c) For reporting periods beginning on or after July 1, 2028:**

15 **“(A) A motor vehicle described in paragraph (a) or (b) of this sub-**  
16 **section; or**

17 **“(B) A hybrid electric vehicle or a plug-in hybrid electric vehicle;**  
18 **or**

19 **“(d) For reporting periods beginning before July 1, 2031:**

20 **“(A) A motor vehicle described in paragraph (a), (b) or (c) of this**  
21 **subsection; or**

22 **“(B) The subject of an application approved pursuant to ORS**  
23 **319.890.**

24 “[7] (11) ‘Vehicle dealer’ means a person engaged in business in this  
25 state that is required to obtain a vehicle dealer certificate under ORS  
26 822.005.

27 **“SECTION 31. The amendments to ORS 319.883 by section 30 of this**  
28 **2025 special session Act become operative on July 1, 2027.**

29 **“SECTION 32. ORS 319.883, as amended by section 30 of this 2025 special**  
30 **session Act, is amended to read:**



1 “319.883. As used in ORS 319.883 to 319.946:

2 “(1) ‘Electric vehicle’ means a motor vehicle that uses electricity as its  
3 only source of motive power.

4 “(2) ‘Fuel taxes’ means motor vehicle fuel taxes imposed under ORS  
5 319.010 to 319.430 and taxes imposed on the use of fuel in a motor vehicle  
6 under ORS 319.510 to 319.880.

7 “(3) ‘Highway’ has the meaning given that term in ORS 801.305.

8 “(4)(a) ‘Hybrid electric vehicle’ means a motor vehicle that:

9 “(A) Is powered by an internal combustion engine in combination with  
10 one or more electric motors that use energy stored in batteries; and  
11 “(B) Is not recharged from an external electric power source.

12 “(b) The Department of Transportation may adopt rules that clarify the  
13 definition in paragraph (a) of this subsection to account for changes in the  
14 technology or nomenclature of hybrid electric vehicles.

15 “(5) ‘Lessee’ means a person that leases a motor vehicle that is required  
16 to be registered in Oregon.

17 “(6)(a) ‘Motor vehicle’ has the meaning given that term in ORS 801.360.

18 “(b) ‘Motor vehicle’ does not mean a motor vehicle designed to travel with  
19 fewer than four wheels in contact with the ground.

20 “(7) ‘Motor vehicle rental company’ means a person whose primary busi-  
21 ness is renting motor vehicles to consumers under rental agreements for  
22 terms of 90 days or less.

23 “(8)(a) ‘Plug-in hybrid electric vehicle’ means a motor vehicle that:

24 “(A) Is powered by an electric motor that uses batteries as well as motor  
25 vehicle fuel, as defined in ORS 319.010, to power an internal combustion en-  
26 gine or other source of propulsion;

27 “(B) Is equipped with an onboard charger; and

28 “(C) Is rechargeable from a connection to an external electric power  
29 source.

30 “(b) The Department of Transportation may adopt rules that clarify the

1 definition in paragraph (a) of this subsection to account for changes in the  
2 technology or nomenclature of plug-in hybrid electric vehicles.

3 “(9) ‘Registered owner’ means a person, other than a vehicle dealer that  
4 holds a certificate issued under ORS 822.020, that is required to register a  
5 motor vehicle in Oregon.

6 “(10) ‘Subject vehicle’ means a motor vehicle that is or will be classified  
7 as a passenger vehicle by the Department of Transportation and that is:

8 “(a) *[For reporting periods beginning on or after July 1, 2027,]* An electric  
9 vehicle; **or** *[that is not a new electric vehicle;]*

10 “*[(b) For reporting periods beginning on or after January 1, 2028:*

11 “*[(A) A motor vehicle described in paragraph (a) of this subsection; or]*

12 “*[(B) A new electric vehicle;]*

13 “*[(c) For reporting periods beginning on or after July 1, 2028:]*

14 “*[(A) A motor vehicle described in paragraph (a) or (b) of this subsection;*  
15 *or]*

16 “*[(B)] (b) A hybrid electric vehicle or a plug-in hybrid electric vehicle.[:]*  
17 *or]*

18 “*[(d) For reporting periods beginning before July 1, 2031:]*

19 “*[(A) A motor vehicle described in paragraph (a), (b) or (c) of this sub-*  
20 *section; or]*

21 “*[(B) The subject of an application approved pursuant to ORS 319.890.]*

22 “(11) ‘Vehicle dealer’ means a person engaged in business in this state  
23 that is required to obtain a vehicle dealer certificate under ORS 822.005.

24 “**SECTION 33. The amendments to ORS 319.883 by section 32 of this**  
25 **2025 special session Act become operative on July 1, 2031.**

26 “**SECTION 34.** ORS 319.885 is amended to read:

27 “319.885. (1)(a) Except as provided in paragraph (b) of this subsection, the  
28 registered owner of a subject vehicle shall pay a per-mile road usage charge  
29 for metered use by the subject vehicle of the highways in Oregon.

30 “(b) During the term of a lease, the lessee of a subject vehicle shall pay

1 the per-mile road usage charge for metered use by the subject vehicle of the  
2 highways in Oregon.

3 “(2)(a) The rate of the per-mile road usage charge is five percent of the  
4 rate of the per-gallon license tax provided in ORS 319.020 (1)(b) in effect at  
5 the time the charge becomes due.

6 **“(b) Notwithstanding paragraph (a) of this subsection, instead of  
7 paying the per-mile rate under paragraph (a) of this subsection, a  
8 registered owner or lessee may elect to pay a flat annual fee of \$340.**

9 **“(3) A subject vehicle is not subject to the additional amount of  
10 registration fees imposed under ORS 803.422.**

11 **“SECTION 35. The amendments to ORS 319.885 by section 34 of this  
12 2025 special session Act become operative on July 1, 2027.**

13 **“NOTE: Sections 36 and 37 were deleted. Subsequent sections were not  
14 renumbered.**

15 **“SECTION 38. Section 39 of this 2025 special session Act is added to  
16 and made a part of ORS 319.883 to 319.946.**

17 **“SECTION 39. An agreement between a motor vehicle rental com-  
18 pany and a consumer for the rental of a subject vehicle may not con-  
19 tain a surcharge for the per-mile road usage charge imposed under  
20 ORS 319.885 that exceeds a reasonable estimate of the company’s costs  
21 in paying the charge with respect to the subject vehicle.**

22 **“NOTE: Sections 40 and 41 were deleted. Subsequent sections were not  
23 renumbered.**

24 **“SECTION 42. ORS 319.915 is amended to read:**

25 **“319.915. (1) As used in this section:**

26 **“(a) ‘Certified service provider’ means an entity that has entered into an  
27 agreement with the Department of Transportation under ORS 367.806 for re-  
28 porting metered use by a subject vehicle or for administrative services re-  
29 lated to the collection of per-mile road usage charges and authorized  
30 employees of the entity.**

1       “(b) ‘Personally identifiable information’ means any information that  
2 identifies or describes a person, including, but not limited to, the person’s  
3 travel pattern data, per-mile road usage charge account number, address,  
4 telephone number, electronic mail address, driver license or identification  
5 card number, registration plate number, photograph, recorded images, bank  
6 account information and credit card number.

7       “(c) ‘VIN summary report’ means a monthly report by the department or  
8 a certified service provider that includes a summary of all vehicle identifi-  
9 cation numbers of subject vehicles and associated total metered use during  
10 the month. The report may not include location information.

11       “(2) Except as provided in subsections (3) and (4) of this section, per-  
12 sonally identifiable information used for reporting metered use or for ad-  
13 ministrative services related to the collection of the per-mile road usage  
14 charge imposed under ORS 319.885 is confidential within the meaning of ORS  
15 192.355 (9)(a) and is a public record exempt from disclosure under ORS  
16 192.311 to 192.478.

17       “(3)(a) The department, a certified service provider or a contractor for a  
18 certified service provider may not disclose personally identifiable informa-  
19 tion used or developed for reporting metered use by a subject vehicle or for  
20 administrative services related to the collection of per-mile road usage  
21 charges to any person except:

22       “(A) The registered owner or lessee;

23       “(B) A financial institution, for the purpose of collecting per-mile road  
24 usage charges owed;

25       “(C) Employees of the department;

26       “(D) A certified service provider;

27       “(E) A contractor for a certified service provider, but only to the extent  
28 the contractor provides services directly related to the certified service  
29 provider’s agreement with the department;

30       “(F) An entity expressly approved to receive the information by the reg-

1 istered owner or lessee of the subject vehicle; or

2 “(G) A police officer pursuant to a valid court order based on probable  
3 cause and issued at the request of a federal, state or local law enforcement  
4 agency in an authorized criminal investigation involving a person to whom  
5 the requested information pertains.

6 “(b) Disclosure under paragraph (a) of this subsection is limited to per-  
7 sonally identifiable information necessary to the respective recipient’s func-  
8 tion under ORS 319.883 to 319.946.

9 “(4)(a) Not later than 30 days after completion of payment processing,  
10 dispute resolution for a single reporting period or a noncompliance investi-  
11 gation, whichever is latest, the department and certified service providers  
12 shall destroy records of the location and daily metered use of subject vehi-  
13 cles.

14 “(b) Notwithstanding paragraph (a) of this subsection:

15 “(A) For purposes of traffic management and research, the department and  
16 certified service providers may retain, aggregate and use information in the  
17 records after removing personally identifiable information.

18 “(B) A certified service provider may retain the records if the registered  
19 owner or lessee consents to the retention. Consent under this subparagraph  
20 does not entitle the department to obtain or use the records or the informa-  
21 tion contained in the records.

22 “(C) Monthly summaries of metered use by subject vehicles may be re-  
23 tained in VIN summary reports by the department and certified service pro-  
24 viders.

25 “[5) *The department, in any agreement with a certified service provider,*  
26 *shall provide for penalties if the certified service provider violates this*  
27 *section.*]

28 “**(5) In any agreement with a certified service provider, the depart-**  
29 **ment:**

30 “**(a) May not agree to the certified service provider retaining for**

1 **administrative costs more than 10 percent of any per-mile road usage**  
2 **charges the certified service provider collects under the agreement;**  
3 **and**

4 **“(b) Shall provide for penalties if the certified service provider vio-**  
5 **lates this section.**

6 **“NOTE:** Sections 43 to 45 were deleted. Subsequent sections were not  
7 renumbered.

8 **“SECTION 46.** ORS 803.422 is amended to read:

9 “803.422. (1) As used in this section[,]:

10 **“(a) ‘Electric vehicle’ means a motor vehicle that uses electricity**  
11 **as its only source of motive power.**

12 **“(b) ‘Miles per gallon’ or ‘MPG’ means the distance traveled in a vehicle**  
13 **powered by one gallon of fuel.**

14 **“(2) The Department of Transportation shall determine the combined**  
15 **MPG ratings for each motor vehicle pursuant to a method determined by the**  
16 **department.**

17 **“(3) Except as provided in ORS 319.885 and 319.890 (3), in addition to the**  
18 **registration fees prescribed under ORS 803.420 (6)(a), there shall be paid for**  
19 **each year of the registration period, an additional amount as follows:**

20 **“(a) For vehicles that have a combined rating of 0-19 MPG, \$20.**

21 **“(b) For vehicles that have a combined rating of 20-39 MPG, \$25.**

22 **“(c) For vehicles that have a combined rating of 40 MPG or greater,**  
23 **[~~\$35~~] \$65.**

24 **“(d) For electric vehicles, [~~\$115~~] \$145.**

25 **“SECTION 47.** ORS 803.422, as amended by section 46 of this 2025 special  
26 session Act, is amended to read:

27 “803.422. (1) As used in this section[.],

28 **“[(a) ‘Electric vehicle’ means a motor vehicle that uses electricity as its only**  
29 **source of motive power.]**

30 **“[(b)] ‘miles per gallon’ or ‘MPG’ means the distance traveled in a vehicle**

1 powered by one gallon of fuel.

2 “(2) The Department of Transportation shall determine the combined  
3 MPG ratings for each motor vehicle pursuant to a method determined by the  
4 department.

5 “(3) Except as provided in ORS 319.885 [*and 319.890 (3)*], in addition to the  
6 registration fees prescribed under ORS 803.420 (6)(a), there shall be paid for  
7 each year of the registration period, an additional amount as follows:

8 “(a) For vehicles that have a combined rating of 0-19 MPG, \$20.

9 “(b) For vehicles that have a combined rating of 20-39 MPG, \$25.

10 “(c) For vehicles that have a combined rating of 40 MPG or greater, \$65.

11 “[*(d) For electric vehicles, \$145.*]

12 **“SECTION 48. The amendments to ORS 803.422 by section 47 of this  
13 2025 special session Act become operative on July 1, 2031.**

14 **“SECTION 49.** ORS 803.445 is amended to read:

15 “803.445. (1) The governing body of a county may impose registration fees  
16 for vehicles as provided in ORS 801.041.

17 “(2) The governing body of a district may impose registration fees for  
18 vehicles as provided in ORS 801.042.

19 “(3) The Department of Transportation shall provide by rule for the ad-  
20 ministration of laws authorizing county and district registration fees and for  
21 the collection of those fees.

22 “(4) Any registration fee imposed under this section shall be imposed in  
23 a manner consistent with ORS 803.420.

24 “(5) A county or district may not impose a vehicle registration fee that  
25 would by itself, or in combination with any other vehicle registration fee  
26 imposed under this section, exceed the sum of the fee imposed under ORS  
27 803.420 (6)(a) and the fee applicable to the registered vehicle under ORS  
28 803.422. The owner of any vehicle subject to multiple fees under this section  
29 shall be allowed a credit or credits with respect to one or more of such fees  
30 so that the total of such fees does not exceed the sum of the fee imposed

1 under ORS 803.420 (6)(a) and the fee applicable to the registered vehicle un-  
2 der ORS 803.422.

3 **“(6) A subject vehicle exempt under ORS 319.885 from the fees im-  
4 posed under ORS 803.422 shall remain liable for any amount of vehicle  
5 registration fee imposed by a county or a district under this section  
6 that would be required if the exemption did not exist. As used in this  
7 subsection, ‘subject vehicle’ has the meaning given that term in ORS  
8 319.883.**

9 **“SECTION 50.** ORS 801.041 is amended to read:

10 “801.041. The following apply to the authority granted to counties by ORS  
11 801.040 to establish registration fees for vehicles:

12 “(1) An ordinance establishing registration fees under this section must  
13 be enacted by the county imposing the registration fee and filed with the  
14 Department of Transportation. Notwithstanding ORS 203.055 or any pro-  
15 vision of a county charter, the governing body of a county with a population  
16 of 350,000 or more may enact an ordinance establishing registration fees. The  
17 governing body of a county with a population of less than 350,000 may enact  
18 an ordinance establishing registration fees after submitting the ordinance to  
19 the electors of the county for their approval. The governing body of the  
20 county imposing the registration fee shall enter into an intergovernmental  
21 agreement under ORS 190.010 with the department by which the department  
22 shall collect the registration fees, pay them over to the county and, if nec-  
23 essary, allow the credit or credits described in ORS 803.445 (5). The inter-  
24 governmental agreement must state the date on which the department shall  
25 begin collecting registration fees for the county.

26 “(2) The authority granted by this section allows the establishment of  
27 registration fees in addition to those described in ORS 803.420 and 803.422.  
28 There is no authority under this section to affect registration periods, qual-  
29 ifications, cards, plates, requirements or any other provision relating to ve-  
30 hicle registration under the vehicle code.



1 “(3) Except as otherwise provided for in this subsection, when registration  
2 fees are imposed under this section, they must be imposed on all vehicle  
3 classes. Registration fees as provided under this section may not be imposed  
4 on the following:

5 “(a) Snowmobiles and Class I all-terrain vehicles.

6 “(b) Fixed load vehicles.

7 “(c) Vehicles registered under ORS 805.100 to disabled veterans.

8 “(d) Vehicles registered as antique vehicles under ORS 805.010.

9 “(e) Vehicles registered as vehicles of special interest under ORS 805.020.

10 “(f) Government-owned or operated vehicles registered under ORS 805.040  
11 or 805.045.

12 “(g) School buses or school activity vehicles registered under ORS 805.050.

13 “(h) Law enforcement undercover vehicles registered under ORS 805.060.

14 “(i) Vehicles registered on a proportional basis for interstate operation.

15 “(j) Vehicles with a registration weight of 26,001 pounds or more de-  
16 scribed in ORS 803.420 (14)(a) or (b).

17 “(k) Vehicles registered as farm vehicles under the provisions of ORS  
18 805.300.

19 “(L) Travel trailers, campers and motor homes.

20 “(m) Vehicles registered to an employment address as provided in ORS  
21 802.250 when the eligible public employee or household member’s residence  
22 address is not within the county of the employment address. The department  
23 may adopt rules it considers necessary for the administration of this para-  
24 graph.

25 “(n) Vehicles registered under ORS 805.110 to former prisoners of war.

26 “(4)(a) Any registration fee imposed by a county must be a fixed amount  
27 not to exceed, with respect to any vehicle class, the sum of the registration  
28 fee established under ORS 803.420 (6)(a) and the fee applicable to the regis-  
29 tered vehicle under ORS 803.422. For vehicles on which a flat fee is imposed  
30 under ORS 803.420, the fee must be a whole dollar amount.

1       “(b) A subject vehicle exempt under ORS 319.885 from the fees im-  
2 posed under ORS 803.422 shall remain liable for any amount of vehicle  
3 registration fee imposed by a county under this section that would be  
4 required if the exemption did not exist. As used in this subsection,  
5 ‘subject vehicle’ has the meaning given that term in ORS 319.883.

6       “(5) Moneys from registration fees established under this section must be  
7 paid to the county establishing the registration fees as provided in ORS  
8 802.110.

9       “(6) Except as provided in ORS 801.044, or unless a different distribution  
10 is agreed upon by the county and the cities within the jurisdiction of the  
11 county, the county ordinance shall provide for payment of at least 40 percent  
12 of the moneys from registration fees established under this section to cities  
13 within the county.

14       “(7) The moneys for the cities and the county shall be used for any pur-  
15 pose for which moneys from registration fees may be used, including the  
16 payment of debt service and costs related to bonds or other obligations is-  
17 sued for such purposes.

18       “(8) Two or more counties may act jointly to impose a registration fee  
19 under this section. The ordinance of each county acting jointly with another  
20 under this subsection must provide for the distribution of moneys collected  
21 through a joint registration fee.

22       “**SECTION 51.** ORS 801.042 is amended to read:

23       “801.042. The following apply to the authority granted to a district by  
24 ORS 801.040 to establish registration fees for vehicles:

25       “(1) Before the governing body of a district can impose a registration fee  
26 under this section, it must submit the proposal to the electors of the district  
27 for their approval and, if the proposal is approved, enter into an intergov-  
28 ernmental agreement under ORS 190.010 with the governing bodies of all  
29 counties, other districts and cities with populations of over 300,000 that  
30 overlap the district. The intergovernmental agreement must state the regis-

1 tration fees and, if necessary, how the revenue from the fees shall be appor-  
2 tioned among counties and the districts. Before the governing body of a  
3 county can enter into such an intergovernmental agreement, the county shall  
4 consult with the cities in its jurisdiction.

5 “(2) If a district raises revenues from a registration fee for purposes re-  
6 lated to highways, roads, streets and roadside rest areas, the governing body  
7 of that district shall establish a Regional Arterial Fund and shall deposit in  
8 the Regional Arterial Fund all such registration fees.

9 “(3) Interest received on moneys credited to the Regional Arterial Fund  
10 shall accrue to and become a part of the Regional Arterial Fund.

11 “(4) The Regional Arterial Fund must be administered by the governing  
12 body of the district referred to in subsection (2) of this section and such  
13 governing body by ordinance may disburse moneys in the Regional Arterial  
14 Fund. Moneys within the Regional Arterial Fund may be disbursed only for  
15 a program of projects recommended by a joint policy advisory committee on  
16 transportation consisting of local officials and state agency representatives  
17 designated by the district referred to in subsection (2) of this section. The  
18 projects for which the joint policy advisory committee on transportation can  
19 recommend funding must concern arterials, collectors or other improvements  
20 designated by the joint policy advisory committee on transportation.

21 “(5) Ordinances establishing registration fees under this section must be  
22 filed with the Department of Transportation. The governing body of the dis-  
23 trict imposing the registration fee shall enter into an intergovernmental  
24 agreement under ORS 190.010 with the department by which the department  
25 shall collect the registration fees, pay them over to the district and, if nec-  
26 essary, allow the credit or credits described in ORS 803.445 (5). The inter-  
27 governmental agreement must state the date on which the department shall  
28 begin collecting registration fees for the district.

29 “(6) The authority granted by this section allows the establishment of  
30 registration fees in addition to those described in ORS 803.420 and 803.422.

1 There is no authority under this section to affect registration periods, qual-  
2 ifications, cards, plates, requirements or any other provision relating to ve-  
3 hicle registration under the vehicle code.

4 “(7) Except as otherwise provided for in this subsection, when registration  
5 fees are imposed under this section, the fees must be imposed on all vehicle  
6 classes. Registration fees as provided under this section may not be imposed  
7 on the following:

8 “(a) Snowmobiles and Class I all-terrain vehicles.

9 “(b) Fixed load vehicles.

10 “(c) Vehicles registered under ORS 805.100 to disabled veterans.

11 “(d) Vehicles registered as antique vehicles under ORS 805.010.

12 “(e) Vehicles registered as vehicles of special interest under ORS 805.020.

13 “(f) Government-owned or operated vehicles registered under ORS 805.040  
14 or 805.045.

15 “(g) School buses or school activity vehicles registered under ORS 805.050.

16 “(h) Law enforcement undercover vehicles registered under ORS 805.060.

17 “(i) Vehicles registered on a proportional basis for interstate operation.

18 “(j) Vehicles with a registration weight of 26,001 pounds or more de-  
19 scribed in ORS 803.420 (14)(a) or (b).

20 “(k) Vehicles registered as farm vehicles under the provisions of ORS  
21 805.300.

22 “(L) Travel trailers, campers and motor homes.

23 “(m) Vehicles registered to an employment address as provided in ORS  
24 802.250 when the eligible public employee or household member’s residence  
25 address is not within the county of the employment address. The department  
26 may adopt rules it considers necessary for the administration of this para-  
27 graph.

28 “(n) Vehicles registered under ORS 805.110 to former prisoners of war.

29 “(8) Any registration fee imposed by the governing body of a district must  
30 be a fixed amount not to exceed, with respect to any vehicle class, the reg-

1 istration fee established under ORS 803.420 (6)(a) and the fee applicable to  
2 the registered vehicle under ORS 803.422. For vehicles on which a flat fee  
3 is imposed under ORS 803.420, the fee must be a whole dollar amount.

4 **“(9) A subject vehicle exempt under ORS 319.885 from the fees im-**  
5 **posed under ORS 803.422 shall remain liable for any amount of vehicle**  
6 **registration fee imposed by a district under this section that would be**  
7 **required if the exemption did not exist. As used in this subsection,**  
8 **‘subject vehicle’ has the meaning given that term in ORS 319.883.**

9 **“SECTION 52.** Section 6, chapter 491, Oregon Laws 2019, is amended to  
10 read:

11 **“Sec. 6. (1)** Notwithstanding ORS 803.445 (5), a metropolitan service dis-  
12 trict established under ORS chapter 268 may impose a vehicle registration  
13 fee that does not exceed the sum of the fee imposed under ORS 803.420 (6)(a)  
14 and the fee applicable to the registered vehicle under ORS 803.422, if the  
15 vehicle registration fee is approved by the electors of the district before  
16 December 31, 2022.

17 **“(2) A subject vehicle exempt under ORS 319.885 from the fees im-**  
18 **posed under ORS 803.422 shall remain liable for any amount of vehicle**  
19 **registration fee imposed by a district under this section that would be**  
20 **required if the exemption did not exist. As used in this section, ‘sub-**  
21 **ject vehicle’ has the meaning given that term in ORS 319.883.**

22 **“SECTION 53. (1)** The amendments to ORS 801.041, 801.042 and  
23 **803.445 and section 6, chapter 491, Oregon Laws 2019, by sections 49 to**  
24 **52 of this 2025 special session Act become operative on July 1, 2027.**

25 **“(2) The amendments to ORS 319.915 by section 42 of this 2025 spe-**  
26 **cial session Act become operative on July 1, 2030.**

27

28 **“REPEAL OF TOLL PROGRAM**

29

30 **“SECTION 54. ORS 383.150 is repealed.**

1       **“SECTION 55.** ORS 367.095 is amended to read:

2       “367.095. (1) The following amounts shall be distributed in the manner  
3 prescribed in this section:

4       “(a) The amount attributable to the increase in tax rates by section 45,  
5 chapter 750, Oregon Laws 2017, and the amendments to ORS 319.020 and  
6 319.530 by sections 40 to 43, chapter 750, Oregon Laws 2017.

7       “(b) The amount attributable to the vehicle registration and title fees  
8 imposed under ORS 803.091 and 803.422.

9       “(c) The amount attributable to the increase in taxes and fees by the  
10 amendments to ORS 803.420, 803.645, 818.225, 825.476, 825.480 and 826.023 by  
11 sections 34, 35, 48, 49, 51, 52, 63, 64, 66, 67 and 70, chapter 750, Oregon Laws  
12 2017.

13       “(2) The amounts described in subsection (1) of this section shall be dis-  
14 tributed in the following order and for the following purposes:

15       “(a)(A) \$30 million per year shall be used to pay for:

16       “(i) The Interstate 5 Rose Quarter Project;

17       “(ii) The Interstate 205 Improvements: Stafford Road to Oregon Route 213  
18 Project; **and**

19       “(iii) The Interstate 5 Boone Bridge and Seismic Improvement Project[;  
20 *and*]

21       “*[(iv) The implementation of the toll program established under ORS*  
22 *383.150].*

23       “(B) The amount described in subparagraph (A) of this paragraph shall  
24 be used to pay for costs, including project costs on a current basis and pay-  
25 ing for debt service on bonds issued to finance the projects [*or toll*  
26 *program*], only until the later of the date on which the projects [*or toll pro-*  
27 *gram*] is completed or on which all bonds issued to fund the projects [*or toll*  
28 *program*] have been repaid. Any remaining moneys shall be distributed as  
29 described in subsection (3) of this section.

30       “(b) \$15 million per year shall be deposited into the Safe Routes to

1 Schools Fund for the purpose of providing Safe Routes to Schools matching  
2 grants under ORS 184.742. The remainder of the moneys shall be distributed  
3 as described in subsection (3) of this section.

4 “(3) The moneys described in subsection (1) of this section that remain  
5 after the allocation of moneys described in subsection (2) of this section shall  
6 be allocated as follows:

7 “(a) 50 percent to the Department of Transportation.

8 “(b) 30 percent to counties for distribution as provided in ORS 366.762.

9 “(c) 20 percent to cities for distribution as provided in ORS 366.800.

10 “(4) The moneys described in subsection (3)(a) of this section or equiv-  
11 alent amounts that become available to the Department of Transportation  
12 shall be allocated as follows:

13 “(a) \$10 million for safety.

14 “(b) Of the remaining balance:

15 “(A) Forty percent for bridges.

16 “(B) Thirty percent for seismic improvements related to highways and  
17 bridges.

18 “(C) Twenty-four percent for state highway pavement preservation and  
19 culverts.

20 “(D) Six percent for state highway maintenance and safety improvements.

21 **“SECTION 56.** ORS 184.659 is amended to read:

22 “184.659. (1) As used in this section, ‘transportation project’ means a  
23 project:

24 “(a) That is a highway modernization transportation project or capacity  
25 building transportation project proposed for construction in the Statewide  
26 Transportation Improvement Program; and

27 “(b) That is estimated to cost at least \$15 million.

28 “(2) As a part of the project scoping phase, the Department of Transpor-  
29 tation shall prepare a written analysis of the costs and benefits of a trans-  
30 portation project. The analysis must state:

1       “(a) The scope of the project;

2       “(b) The period of analysis;

3       “(c) The discount rate used in the analysis;

4       “(d) The estimated costs to the department to undertake the project, in-

5       cluding any costs for design, purchasing highway right-of-way and con-

6       struction;

7       “(e) The future costs to the department to preserve and maintain the

8       project, discounted to present value;

9       “(f) Any other costs to the department;

10       “(g) The costs to highway users that are associated with the project, in-

11       cluding loss of safety, delays in the time of travel and additional expenses

12       for operating vehicles;

13       “(h) The costs of any environmental impacts, including vehicle emissions

14       and noise; and

15       “(i) The value of the benefits of the project, including the value of any:

16       “(A) Savings in the time of travel;

17       “(B) Improvements to safety;

18       “(C) Savings in the cost of operating vehicles; and

19       “(D) Other social, economic or environmental benefits of the project.

20       “(3) The analysis required by this section:

21       “(a) Must include a discussion of increases in costs that would result from

22       delays in the performance of routine maintenance scheduled by the depart-

23       ment;

24       “(b) May include a discussion of:

25       “(A) The costs of the project for any other persons and governmental

26       agencies; and

27       “(B) Any costs or benefits which may result from the use of alternative

28       design, construction or financing practices; and

29       “(c) Must be prepared in a format that allows for the comparison of pro-

30       posed transportation projects.



1 “(4) The analysis required by this section must be made available to the  
2 commission and the public when the agenda is posted for the meeting at  
3 which the proposal will be submitted to the commission for its approval.

4 “(5) This section does not apply to transportation projects listed in ORS  
5 367.095 [or 383.150] or section 71d or 71f, chapter 750, Oregon Laws 2017.

6 “**SECTION 57.** ORS 383.009 is amended to read:

7 “383.009. (1) There is hereby established the Toll Program Fund as a sep-  
8 arate and distinct fund from the State Highway Fund. The Toll Program  
9 Fund shall consist of:

10 “[a] *All moneys and revenues received by the Department of Transporta-*  
11 *tion from or made available by the federal government to the department for*  
12 *any tollway project or for the operation or maintenance of any tollway;]*

13 “[b] (a) Any moneys received by the [department] **Department of**  
14 **Transportation** from any other unit of government or any private entity for  
15 a tollway project or from the operation or maintenance of any tollway;

16 “[c] *All moneys and revenues received by the department from any agree-*  
17 *ment entered into or loan made by the department for a tollway project pur-*  
18 *suant to ORS 383.005, and from any lease, agreement, franchise or license for*  
19 *the right to the possession and use, operation or management of a tollway*  
20 *project;]*

21 “[d] *All tolls and other revenues received by the department or tollway*  
22 *operator from the users of any tollway project;]*

23 “[e] *The proceeds of any bonds authorized to be issued for tollway*  
24 *projects;]*

25 “[f] *Any moneys that the department has legally transferred from the State*  
26 *Highway Fund to the Toll Program Fund for tollway projects;]*

27 “[g] (b) All moneys and revenues received by the department from all  
28 other sources that by gift, bequest, donation, grant, contract or law from any  
29 public or private source are for deposit in the Toll Program Fund;

30 “[h] (c) All interest earnings on investments made from any of the

1 moneys held in the Toll Program Fund;

2 “[(i) *All civil penalties and administrative fees paid to the department from*  
3 *the enforcement of tolls;*]

4 “[(j)] (d) Fees paid to the department for information provided under ORS  
5 383.075;

6 “[(k)] (e) Moneys appropriated for deposit in or otherwise transferred to  
7 the Toll Program Fund by the Legislative Assembly; and

8 “[(L)] (f) Moneys received from federal sources or other state or local  
9 sources, excluding proceeds of Highway User Tax Bonds issued under ORS  
10 367.615 that finance projects other than toll projects.

11 “(2) Moneys in the Toll Program Fund may be used by the department for  
12 the following purposes:

13 “(a) To finance preliminary studies and reports for any tollway project;

14 “(b) To acquire land to be owned by the state for tollways and any related  
15 facilities therefor;

16 “(c) To finance the construction, renovation, operation, improvement,  
17 maintenance or repair of any tollway project;

18 “(d) To make grants or loans to a unit of government for tollway projects;

19 “(e) To make loans to private entities for tollway projects;

20 “(f) To pay the principal, interest and premium due with respect to, and  
21 to pay the costs connected with the issuance or ongoing administration of,  
22 any bonds or other financial obligations authorized to be issued by, or the  
23 proceeds of which are received by, the department for any tollway project,  
24 including capitalized interest and any rebates or penalties due to the United  
25 States in connection with the bonds;

26 “(g) To provide a guaranty or other security for any bonds or other fi-  
27 nancial obligations, including but not limited to financial obligations with  
28 respect to any bond insurance, surety or credit enhancement device issued  
29 or incurred by the department, a unit of government or a private entity, for  
30 the purpose of financing a single tollway project or any related group or

1 system of tollway projects or related facilities;

2 “(h) To pay the costs incurred by the department in connection with its  
3 oversight, operation and administration of the Toll Program Fund[,] **and** the  
4 proposals and projects submitted under ORS 383.015 [*and the tollway projects*  
5 *financed under ORS 383.005*]; **and**

6 “[*(i) To develop, implement and administer the toll program established*  
7 *under ORS 383.150, including the cost of consultants, advisors, attorneys or*  
8 *other professional service providers appointed, retained or approved by the de-*  
9 *partment; and*]

10 “[*(j)*] (i) To make improvements or fund efforts on the tollway and on  
11 adjacent, connected or parallel highways to the tollway to reduce traffic  
12 congestion as a result of a tollway project, improve safety as a result of a  
13 tollway project and reduce impacts of diversion as a result of a tollway  
14 project.

15 “(3) For purposes of paying or securing bonds or providing a guaranty,  
16 surety or other security authorized by this section, the department may:

17 “(a) Irrevocably pledge all or any portion of the amounts that are credited  
18 to, or are required to be credited to, the Toll Program Fund;

19 “(b) Establish subaccounts in the Toll Program Fund, and make covenants  
20 regarding the credit to and use of amounts in those subaccounts; and

21 “(c) Establish separate trust funds or accounts and make covenants to  
22 transfer to those separate trust funds or accounts all or any portion of the  
23 amounts that are required to be deposited in the Toll Program Fund.

24 “(4) Notwithstanding any other provision of ORS 383.001 to 383.245, the  
25 department shall not pledge any funds or amounts at any time held in the  
26 Toll Program Fund as security for the obligations of a unit of government  
27 or a private entity unless the department has entered into a binding and  
28 enforceable agreement that provides the department reasonable assurance  
29 that the department will be repaid, with appropriate interest, any amounts  
30 that the department is required to advance pursuant to that pledge.

1 “(5) Moneys in the Toll Program Fund are continuously appropriated to  
2 the department for purposes authorized by this section.

3 “(6) Notwithstanding subsection (1) of this section, a city, county, district,  
4 port or other public corporation organized and existing under statutory law  
5 or under a voter-approved charter is not required to deposit into the Toll  
6 Program Fund tolls, or other revenues are received from the users of any  
7 tollway, that are assessed by a city, county, district, port or other public  
8 corporation organized and existing under statutory law or under a voter-  
9 approved charter.

10 “(7) Moneys in the Toll Program Fund that are transferred from the State  
11 Highway Fund or are derived from any revenues under Article IX, section  
12 3a, of the Oregon Constitution, may be used only for purposes permitted by  
13 Article IX, section 3a, of the Oregon Constitution.

14 “**SECTION 57a.** If House Bill 2931 (2025) becomes law, ORS 383.009, as  
15 amended by section 8, chapter 255, Oregon Laws 2025, is amended to read:

16 “383.009. (1) The Toll Program Fund is established, separate and distinct  
17 from the General Fund and the State Highway Fund. The Toll Program Fund  
18 shall consist of:

19 “[*(a) All moneys and revenues received by the Department of Transporta-*  
20 *tion from, or made available to the department by, the federal government for*  
21 *any tollway project or for the operation or maintenance of any tollway;*]

22 “[*(b)*] **(a)** Any moneys received by the [*department*] **Department of**  
23 **Transportation** from any other unit of government or any private entity for  
24 a tollway project or from the operation or maintenance of any tollway;

25 “[*(c) All moneys and revenues received by the department from any agree-*  
26 *ment entered into or loan made by the department for a tollway project pur-*  
27 *suant to ORS 383.005, and from any lease, agreement, franchise or license for*  
28 *the right to the possession and use, operation or management of a tollway*  
29 *project;*]

30 “[*(d) All tolls and other revenues received by the department or tollway*

1 *operator from the users of any tollway project;]*

2 *“(e) The proceeds of any bonds authorized to be issued for tollway*  
3 *projects;]*

4 *“(f) Any moneys that the department has legally transferred from the State*  
5 *Highway Fund to the Toll Program Fund for tollway projects;]*

6 *“[(g)] (b) All moneys and revenues received by the department from all*  
7 *other sources that by gift, bequest, donation, grant, contract or law from any*  
8 *public or private source are for deposit in the Toll Program Fund;*

9 *“[(h)] (c) All interest earnings on investments made from any of the*  
10 *moneys held in the Toll Program Fund;*

11 *“[(i) All civil penalties and administrative fees paid to the department from*  
12 *the enforcement of tolls;]*

13 *“[(j)] (d) Fees paid to the department for information provided under ORS*  
14 *383.075;*

15 *“[(k)] (e) Moneys appropriated for deposit in or otherwise transferred to*  
16 *the Toll Program Fund by the Legislative Assembly;*

17 *“[(L)] (f) Moneys received from federal sources or other state or local*  
18 *sources, excluding proceeds of Highway User Tax Bonds issued under ORS*  
19 *367.615 that finance projects other than toll projects; and*

20 *“[(m)] (g) Any moneys transferred from the Interstate 5 Bridge Toll Ac-*  
21 *count to the Toll Program Fund.*

22 *“(2) Moneys in the Toll Program Fund may be used by the department for*  
23 *the following purposes:*

24 *“(a) To finance preliminary studies and reports for any tollway project;*

25 *“(b) To acquire land to be owned by the state for tollways and any related*  
26 *facilities therefor;*

27 *“(c) To finance the construction, renovation, operation, improvement,*  
28 *maintenance or repair of any tollway project;*

29 *“(d) To make grants or loans to a unit of government for tollway projects;*

30 *“(e) To make loans to private entities for tollway projects;*

1 “(f) To pay the principal, interest and premium due with respect to, and  
2 to pay the costs connected with the issuance or ongoing administration of,  
3 any bonds or other financial obligations authorized to be issued by, or the  
4 proceeds of which are received by, the department for any tollway project,  
5 including capitalized interest and any rebates or penalties due to the United  
6 States in connection with the bonds;

7 “(g) To provide a guaranty or other security for any bonds or other fi-  
8 nancial obligations, including but not limited to financial obligations with  
9 respect to any bond insurance, surety or credit enhancement device issued  
10 or incurred by the department, a unit of government or a private entity, for  
11 the purpose of financing a single tollway project or any related group or  
12 system of tollway projects or related facilities;

13 “(h) To pay the costs incurred by the department in connection with its  
14 oversight, operation and administration of the Toll Program Fund[,] **and** the  
15 proposals and projects submitted under ORS 383.015 [*and the tollway projects*  
16 *financed under ORS 383.005*];

17 “[*i*] *To develop, implement and administer the toll program established*  
18 *under ORS 383.150, including the cost of consultants, advisors, attorneys or*  
19 *other professional service providers appointed, retained or approved by the de-*  
20 *partment;*]

21 “[*j*] (i) To make improvements or fund efforts on the tollway and on  
22 adjacent, connected or parallel highways to the tollway to reduce traffic  
23 congestion as a result of a tollway project, improve safety as a result of a  
24 tollway project and reduce impacts of diversion as a result of a tollway  
25 project; and

26 “[*k*] (j) For moneys transferred to the Toll Program Fund from the  
27 Interstate 5 Bridge Toll Account under section 6 [*of this 2025 Act*], **chapter**  
28 **255, Oregon Laws 2025**, to pay costs or provide funds for any purpose au-  
29 thorized in this subsection for the Interstate 5 bridge replacement project  
30 and any related facility.

1 “(3) For purposes of paying or securing bonds or providing a guaranty,  
2 surety or other security authorized by this section, the department may:

3 “(a) Irrevocably pledge all or any portion of the amounts that are credited  
4 to, or are required to be credited to, the Toll Program Fund;

5 “(b) Establish subaccounts in the Toll Program Fund, and make covenants  
6 regarding the credit to and use of amounts in those subaccounts; and

7 “(c) Establish separate trust funds or accounts and make covenants to  
8 transfer to those separate trust funds or accounts all or any portion of the  
9 amounts that are required to be deposited in the Toll Program Fund.

10 “(4) Notwithstanding any other provision of ORS 383.001 to 383.245, the  
11 department shall not pledge any funds or amounts at any time held in the  
12 Toll Program Fund as security for the obligations of a unit of government  
13 or a private entity unless the department has entered into a binding and  
14 enforceable agreement that provides the department reasonable assurance  
15 that the department will be repaid, with appropriate interest, any amounts  
16 that the department is required to advance pursuant to that pledge.

17 “(5) Moneys in the Toll Program Fund are continuously appropriated to  
18 the department for purposes authorized by this section.

19 “(6) Notwithstanding subsection (1) of this section, a city, county, district,  
20 port or other public corporation organized and existing under statutory law  
21 or under a voter-approved charter is not required to deposit into the Toll  
22 Program Fund tolls, or other revenues are received from the users of any  
23 tollway, that are assessed by a city, county, district, port or other public  
24 corporation organized and existing under statutory law or under a voter-  
25 approved charter.

26 “(7) Moneys in the Toll Program Fund that are transferred from the State  
27 Highway Fund or are derived from any revenues under Article IX, section  
28 3a, of the Oregon Constitution, may be used only for purposes permitted by  
29 Article IX, section 3a, of the Oregon Constitution.

30 **SECTION 57b.** If House Bill 2931 (2025) becomes law, section 6, chapter

1 255, Oregon Laws 2025, is amended to read:

2 “**Sec. 6.** (1) The Interstate 5 Bridge Toll Account is established in the  
3 State Treasury, separate and distinct from the General Fund and the State  
4 Highway Fund. Interest earned by the Interstate 5 Bridge Toll Account shall  
5 be credited to the account. Moneys in the account are continuously appro-  
6 priated to the Department of Transportation for the Interstate 5 bridge re-  
7 placement project.

8 “(2) The department may transfer moneys from the account to the Toll  
9 Program Fund for the purposes described in ORS 383.009 [(2)(k)] (2)(j).

10

11

### “ROADSIDE REST AREAS

12

13 “**SECTION 58.** ORS 377.841 is amended to read:

14 “377.841. (1) For the purposes of this section, ‘roadside rest areas’ includes  
15 the following roadside rest areas in this state:

16 “(a) Suncrest, Interstate 5, near milepost 22.

17 “(b) Manzanita, Interstate 5, near milepost 63.

18 “(c) Cabin Creek, Interstate 5, near milepost 143.

19 “(d) Gettings Creek, Interstate 5, near milepost 178.

20 “(e) Oak Grove, Interstate 5, near milepost 206.

21 “(f) Santiam River, Interstate 5, near milepost 241.

22 “(g) French Prairie, Interstate 5, near milepost 282.

23 “(h) Memaloose, Interstate 84, near milepost 73.

24 “(i) Boardman, Interstate 84, near milepost 161.

25 “(j) Stanfield, Interstate 84, near milepost 187.

26 “(k) Deadman Pass, Interstate 84, near milepost 229.

27 “(L) Charles Reynolds, Interstate 84, near milepost 269.

28 “(m) Baker Valley, Interstate 84, near milepost 295.

29 “(n) Weatherby, Interstate 84, near milepost 336.

30 “(o) Ontario, Interstate 84, near milepost 377.



1 “(p) The Maples, State Highway 22, near milepost 35.  
2 “(q) Tillamook River, U.S. Highway 101, near milepost 71.  
3 “(r) Sunset, U.S. Highway 26, near milepost 29.  
4 “(s) Cow Canyon, U.S. Highway 97, near milepost 69.  
5 “(t) Beaver Marsh, U.S. Highway 97, near milepost 207.  
6 “(u) Midland, U.S. Highway 97, near milepost 282.  
7 “(v) Government Camp, U.S. Highway 26, near milepost 54.  
8 “(w) Van Duzer Corridor State Park, State Highway 18, near milepost 10.  
9 “(x) Ellmaker Wayside State Park, U.S. Highway 20, near milepost 32.  
10 “(y) Peter Skene Ogden State Park, U.S. Highway 97, near milepost 113.  
11 “(2) The Travel Information Council shall manage, maintain, improve and  
12 develop for local economic development and other purposes identified in ORS  
13 377.705 the roadside rest areas listed in subsection (1) of this section.  
14 “(3) The Department of Transportation and the State Parks and Recre-  
15 ation Department shall:  
16 “(a) Maintain ownership of the roadside rest areas, except for the Gov-  
17 ernment Camp roadside rest area listed in subsection (1)(v) of this section,  
18 that the council manages, maintains, improves and develops pursuant to  
19 subsection (2) of this section; and  
20 “(b) Enter into intergovernmental agreements with the council under  
21 which the council has the authority to manage, maintain, improve and de-  
22 velop those roadside rest areas owned by the departments.  
23 “(4) Under the intergovernmental agreements entered into under sub-  
24 section (3) of this section, the council shall conduct public contracting ac-  
25 tivities in accordance with the provisions of ORS 377.836.  
26 “(5) For the purpose of funding the management, maintenance, improve-  
27 ment and development of roadside rest areas under this section, the Depart-  
28 ment of Transportation shall allocate to the council, no later than July 1  
29 of each year, [~~\$9.16~~] **\$12.16** million, from the State Highway Fund.  
30 “(6) For the purpose of funding the activities described in ORS 377.880,

1 the department shall allocate to the council, no later than January 2 of each  
2 year, an amount necessary to carry out the provisions of ORS 377.880, from  
3 the Department of Transportation Human Trafficking Awareness Fund es-  
4 tablished under ORS 377.885.

5 “(7) The council may not use any moneys originating from a local tran-  
6 sient lodging tax or a state transient lodging tax, as those terms are defined  
7 in ORS 320.300, for the purpose of funding the management, maintenance,  
8 improvement and development of roadside rest areas under this section.

9

10

## “DIESEL FUEL TAX ADMINISTRATION

11

12 “**SECTION 59.** ORS 319.010 is amended to read:

13 “319.010. As used in ORS 319.010 to 319.430, unless the context requires  
14 otherwise:

15 “(1) ‘Aircraft’ means every contrivance now known, or hereafter invented,  
16 used or designed for navigation of or flight in the air, operated or propelled  
17 by the use of aircraft fuel.

18 “(2) ‘Aircraft fuel’ means any gasoline and any other inflammable or  
19 combustible gas or liquid by whatever name [*such gasoline, gas or liquid*] **it**  
20 is known or sold, **that is** usable as fuel for the operation of aircraft, except  
21 gas or liquid, the chief use of which, as determined by the Department of  
22 Transportation is for purposes other than the propulsion of aircraft.

23 “(3) ‘Airport’ means any area of land or water, except a restricted landing  
24 area, which is designed for the landing and takeoff of aircraft.

25 “(4) ‘Broker’ means [*and includes*] every person, other than a dealer, en-  
26 gaged in business as a broker, jobber or wholesale merchant dealing in motor  
27 vehicle fuel or aircraft fuel.

28 “(5) ‘Bulk transfer’ means any change in ownership of motor vehicle fuel  
29 or aircraft fuel contained in a terminal storage facility or any physical  
30 movement of motor vehicle fuel or aircraft fuel between terminal storage

1 facilities by pipeline or marine transport.

2 “(6) ‘Dealer’ means any person who:

3 “(a) Imports or causes to be imported motor vehicle fuels or aircraft fuels  
4 for sale, use or distribution in, and after the same reaches the State of  
5 Oregon, but ‘dealer’ does not include any person who imports into this state  
6 motor vehicle fuel in quantities of 500 gallons or less purchased from a  
7 supplier who is licensed as a dealer under ORS 319.010 to 319.430 and who  
8 assumes liability for the payment of the applicable license tax to this state;

9 “(b) Produces, refines, manufactures or compounds motor vehicle fuels or  
10 aircraft fuels in the State of Oregon for use, distribution or sale in this state;

11 “(c) Acquires in this state for sale, use or distribution in this state motor  
12 vehicle fuels or aircraft fuels with respect to which there has been no license  
13 tax previously incurred; or

14 “(d) Acquires title to or possession of motor vehicle fuels or aircraft fuels  
15 in this state and exports the product out of this state.

16 “(7) ‘Department’ means the Department of Transportation.

17 “(8) **‘Diesel’ or ‘diesel fuel’ includes biodiesel and renewable diesel**  
18 **fuel and other diesel fuel blends.**

19 “[8] (9) ‘Distribution’ means, in addition to its ordinary meaning, the  
20 delivery of motor vehicle fuel or aircraft fuel by a dealer to any service  
21 station or into any tank, storage facility or series of tanks or storage facil-  
22 ities connected by pipelines, from which motor vehicle fuel or aircraft fuel  
23 is withdrawn directly for sale or for delivery into the fuel tanks of motor  
24 vehicles whether or not the service station, tank or storage facility is owned,  
25 operated or controlled by the dealer.

26 “[9] (10) ‘First sale, use or distribution of motor vehicle fuel or aircraft  
27 fuel’ means the first withdrawal, other than by bulk transfer, of motor ve-  
28 hicle fuel or aircraft fuel from terminal storage facilities for sale, use or  
29 distribution. ‘First sale, use or distribution of motor vehicle fuel or aircraft  
30 fuel’ also means the first sale, use or distribution of motor vehicle fuel or

1 aircraft fuel after import into this state if the motor vehicle fuel or aircraft  
2 fuel is delivered other than to the terminal storage facilities of a licensed  
3 dealer.

4 “[~~(10)~~] (11) ‘Highway’ means every way, thoroughfare and place, of what-  
5 ever nature, open for use of the public for the purpose of vehicular travel.

6 “[~~(11)~~] (12) ‘Motor vehicle’ means all vehicles, engines or machines, mov-  
7 able or immovable, operated or propelled by the use of motor vehicle fuel.

8 “[~~(12)~~] (13)(a) ‘Motor vehicle fuel’ means [*and includes*] gasoline, **diesel**  
9 and any other inflammable or combustible gas or liquid, by whatever name  
10 [*such gasoline, gas or liquid*] **it** is known or sold, **that is** usable as fuel for  
11 the operation of motor vehicles, except gas or liquid[, ] the chief use of which,  
12 as determined by the department, is for purposes other than the propulsion  
13 of motor vehicles upon the highways of this state.

14 “(b) ‘**Motor vehicle fuel**’ **does not include dyed diesel as defined in**  
15 **ORS 319.520.**

16 “[~~(13)~~] (14) ‘Person’ includes every natural person, association, firm,  
17 partnership, corporation or the United States.

18 “[~~(14)~~] (15) ‘Restricted landing area’ means any area of land or water, or  
19 both, which is used or made available for the landing and takeoff of aircraft,  
20 the use of which, except in case of emergency, is provided from time to time  
21 by the department.

22 “[~~(15)~~] (16) ‘Service station’ means [*and includes*] any place operated for  
23 the purpose of retailing and delivering motor vehicle fuel into the fuel tanks  
24 of motor vehicles or aircraft fuel into the fuel tanks of aircraft.

25 “[~~(16)~~] (17) ‘Terminal storage facility’ means any fuel storage facility that  
26 has marine or pipeline access.

27 “**SECTION 60.** ORS 295.103 is amended to read:

28 “295.103. (1) This section applies to the following moneys:

29 “(a) Motor **vehicle** fuel taxes, penalties and interest that are:

30 “(A) Imposed on motor carriers; and

1 “(B) Payable through a clearinghouse operated under an international  
2 fuel tax agreement entered into under ORS 825.555; and

3 “(b) Registration fees and other fixed fees and taxes that are:

4 “(A) Imposed on motor carriers for motor vehicles proportionally regis-  
5 tered in this state and other jurisdictions;

6 “(B) Apportioned to this state; and

7 “(C) Payable through a clearinghouse operated under an agreement for  
8 proportional registration entered into under ORS 826.007.

9 “(2) Moneys described in subsection (1) of this section are not public  
10 funds for purposes of ORS 295.001 to 295.108 for the period during which the  
11 moneys are held by a clearinghouse described in subsection (1) of this section  
12 pending disbursement to, or payment on behalf of, the state.

13 **“SECTION 61.** ORS 319.390 is amended to read:

14 *“319.390. [Every dealer in motor vehicle fuel shall keep a record in such*  
15 *form as may be prescribed by the Department of Transportation of all pur-*  
16 *chases, receipts, sales and distribution of motor fuel. The records shall include*  
17 *copies of all invoices or bills of all such sales and shall at all times during*  
18 *the business hours of the day be subject to inspection by the department or its*  
19 *deputies or other officers duly authorized by the department. Upon request*  
20 *from the officials to whom is entrusted the enforcement of the motor fuel tax*  
21 *law of another state, territory, country or the federal government, the depart-*  
22 *ment shall forward to such officials any information which it may have rela-*  
23 *tive to the import or export of any motor vehicle fuel by any dealer, provided*  
24 *such other state, territory, country or federal government furnishes like infor-*  
25 *mation to this state.]*

26 **“(1) As used in this section:**

27 **“(a) ‘Department of Transportation’ or ‘department’ includes depu-**  
28 **ties or other officers or representatives duly authorized by the de-**  
29 **partment.**

30 **“(b) ‘Inspection’ means any inspection, audit, examination or test**

1 reasonably required in the administration of this section.

2 “(c) ‘Premises’ means any premises, equipment, rolling stock or  
3 facilities operated or occupied by any dealer or broker.

4 “(d) ‘Records’ means any records of purchases, receipts, sales and  
5 distribution of motor vehicle fuel, including copies of invoices or bills  
6 of such sales, and related books, papers, statements and reports.

7 “(2) The Department of Transportation may, at any time during a  
8 dealer’s or broker’s business hours, upon demand, enter upon the  
9 premises in order to:

10 “(a) Conduct an inspection of records and equipment;

11 “(b) Set up and use any apparatus or appliance, and occupy neces-  
12 sary space, for the inspection;

13 “(c) Verify the completeness, truth and accuracy of any records;  
14 and

15 “(d) Determine whether the dealer or broker has violated any pro-  
16 vision of ORS 319.010 to 319.430.

17 “(3) Any dealer or broker that refuses entry to the department for  
18 an inspection, or a demand to furnish records necessary for the in-  
19 spection, is subject to a civil penalty under section 72 of this 2025  
20 special session Act.

21 “**SECTION 62.** ORS 825.555 is amended to read:

22 “825.555. (1) The Department of Transportation may enter into an inter-  
23 national fuel tax agreement with jurisdictions outside [of] this state to pro-  
24 vide for cooperation and assistance among member jurisdictions in the  
25 administration and collection of taxes imposed on motor carriers for the  
26 consumption of all fuels used in vehicles operated interstate.

27 “(2) An agreement under this section may:

28 “(a) Provide for determining a base state for motor carriers for purposes  
29 of the agreement.

30 “(b) Impose record keeping requirements.

- 1       “(c) Specify audit procedures.
- 2       “(d) Provide for exchange of information among jurisdictions.
- 3       “(e) Provide criteria for determining which carriers are eligible to receive  
4 the benefits of the agreement.
- 5       “(f) Define qualified motor vehicles.
- 6       “(g) Specify conditions under which bonds are required.
- 7       “(h) Specify reporting requirements and periods, including but not limited  
8 to specifying penalty and interest rates for late reporting.
- 9       “(i) Determine methods for collecting and forwarding of motor **vehicle**  
10 fuel taxes, penalties and interest to another jurisdiction.
- 11       “(j) Provide that the Department of Transportation may deny any person  
12 further benefits under the agreement until all motor **vehicle** fuel taxes have  
13 been paid, if the department determines that additional motor **vehicle** fuel  
14 taxes are owed by the person.
- 15       “(k) Authorize the department to suspend, [*or*] cancel **or refuse to renew**  
16 benefits under the agreement for any person who violates any term or con-  
17 dition of the agreement or any law or rule of this state relating to motor  
18 carriers or vehicles.
- 19       “(L) Contain such other provisions as will facilitate the agreement.
- 20       “(m) **Authorize the department to deny or revoke an international**  
21 **fuel tax agreement license if the department has reasonable grounds**  
22 **to believe, based on information contained in the department files and**  
23 **records or based on evidence presented during an administrative**  
24 **hearing, that the department has authority to deny or revoke an**  
25 **international fuel tax agreement license.**
- 26       “(3) An agreement may not provide for any benefit, exemption or privilege  
27 with respect to any fees or taxes levied or assessed against the use of high-  
28 ways or use or ownership of vehicles except for motor **vehicle** fuel taxes and  
29 requirements related to motor **vehicle** fuel taxes.
- 30       “(4) The department may adopt any rules the department deems necessary

1 to **enforce**, effectuate and administer the provisions of an agreement entered  
2 into under this section. Nothing in the agreement shall affect the right of  
3 the department to adopt rules as provided in ORS chapter 823 and this  
4 chapter.

5 “(5) An agreement shall be in writing and shall be filed with the depart-  
6 ment within 10 days after execution or on the effective date of the agree-  
7 ment, whichever is later.

8 “(6)(a) The department shall adopt rules establishing an annual fee to be  
9 paid by each motor carrier receiving benefits from an agreement entered into  
10 under this section.

11 “(b) In establishing fees, the department shall consider the size of the  
12 motor carrier’s fleet.

13 “(c) Fees established under this subsection shall be designed to recover  
14 the full direct and indirect costs to the department that result from partic-  
15 ipation in the agreement[, *but the department may not establish a fee under*  
16 *this subsection that exceeds \$650*].

17 “**SECTION 63.** ORS 810.530 is amended to read:

18 “810.530. (1) A weighmaster or motor carrier enforcement officer in whose  
19 presence an offense described in this subsection is committed may arrest or  
20 issue a citation for the offense in the same manner as under ORS 810.410 as  
21 if the weighmaster or motor carrier enforcement officer were a police officer.

22 This subsection applies to the following offenses:

23 “(a) Violation of maximum weight limits under ORS 818.020.

24 “(b) Violation of posted weight limits under ORS 818.040.

25 “(c) Violation of administratively imposed weight or size limits under  
26 ORS 818.060.

27 “(d) Violation of maximum size limits under ORS 818.090.

28 “(e) Exceeding maximum number of vehicles in combination under ORS  
29 818.110.

30 “(f) Violation of posted limits on use of road under ORS 818.130.



- 1 “(g) Violation of towing safety requirements under ORS 818.160.
- 2 “(h) Operating with sifting or leaking load under ORS 818.300.
- 3 “(i) Dragging objects on highway under ORS 818.320.
- 4 “(j) Unlawful use of devices without wheels under ORS 815.155.
- 5 “(k) Unlawful use of metal objects on tires under ORS 815.160.
- 6 “(L) Operation without pneumatic tires under ORS 815.170.
- 7 “(m) Operation in violation of vehicle variance permit under ORS 818.340.
- 8 “(n) Failure to carry and display permit under ORS 818.350.
- 9 “(o) Failure to comply with commercial vehicle enforcement requirements  
10 under ORS 818.400.
- 11 “(p) Violation of any provision of ORS chapter 825.
- 12 “(q) Operation without proper fenders or mudguards under ORS 815.185.
- 13 “[*r*] *Operating a vehicle without driving privileges in violation of ORS*  
14 *807.010 if the person is operating a commercial motor vehicle and the person*  
15 *does not have commercial driving privileges.*]
- 16 “[*s*] *Violation driving while suspended or revoked in violation of ORS*  
17 *811.175 if the person is operating a commercial motor vehicle while the person’s*  
18 *commercial driving privileges are suspended or revoked.*]
- 19 **“(r) Operating a vehicle without driving privileges in violation of**  
20 **ORS 807.010 if the person does not have driving privileges and is oper-**  
21 **ating:**
- 22 **“(A) A commercial motor vehicle; or**
- 23 **“(B) A commercial vehicle that has:**
- 24 **“(i) A gross vehicle weight rating of 10,001 pounds or more;**
- 25 **“(ii) A gross combination weight rating of 10,001 pounds or more;**
- 26 **“(iii) A gross vehicle weight of 10,001 pounds or more; or**
- 27 **“(iv) A gross combination weight of 10,001 pounds or more.**
- 28 **“(s) Violation driving while suspended or revoked in violation of**  
29 **ORS 811.175 if the person is operating any of the following vehicles**  
30 **while the person’s driving privileges are suspended or revoked:**

1       “(A) A commercial motor vehicle; or  
2       “(B) A commercial vehicle that has:  
3       “(i) A gross vehicle weight rating of 10,001 pounds or more;  
4       “(ii) A gross combination weight rating of 10,001 pounds or more;  
5       “(iii) A gross vehicle weight of 10,001 pounds or more; or  
6       “(iv) A gross combination weight of 10,001 pounds or more.  
7       “(t) Failure to use vehicle traction tires or chains in violation of ORS  
8 815.140 if the person is operating a motor vehicle subject to ORS chapter 825  
9 or 826.  
10       “(u) Failure to carry vehicle traction tires or chains in violation of ORS  
11 815.142 if the person is operating a motor vehicle subject to ORS chapter 825  
12 or 826.  
13       “(v) Illegally altering or displaying registration plate in violation of ORS  
14 803.550.  
15       “(2) A weighmaster or motor carrier enforcement officer in whose pres-  
16 ence an offense described in this subsection is committed by a person oper-  
17 ating a [*commercial motor*] vehicle **described in subsection (3) of this**  
18 **section** may issue a citation for the offense. A weighmaster or motor carrier  
19 enforcement officer who finds evidence that an offense described in this  
20 subsection has been committed by a person operating a [*commercial motor*]  
21 vehicle **described in subsection (3) of this section** or by a motor carrier  
22 for which the person is acting as an agent may issue a citation for the of-  
23 fense. A weighmaster or motor carrier enforcement officer issuing a citation  
24 under this subsection has the authority granted a police officer issuing a  
25 citation under ORS 810.410. A citation issued under this subsection to the  
26 operator of a [*commercial motor*] vehicle **described in subsection (3) of this**  
27 **section** shall be considered to have been issued to the motor carrier that  
28 owns the [*commercial motor*] vehicle **described in subsection (3) of this**  
29 **section** if the operator is not the owner. This subsection applies to the fol-  
30 lowing offenses, all of which are Class A traffic violations under ORS 825.990

1 (1):

2 “(a) Repeatedly violating or avoiding any order or rule of the Department  
3 of Transportation.

4 “(b) Repeatedly refusing or repeatedly failing, after being requested to do  
5 so, to furnish service authorized by certificate.

6 “(c) Refusing or failing to file the annual report as required by ORS  
7 825.320.

8 “(d) Refusing or failing to maintain records required by the department  
9 or to produce such records for examination as required by the department.

10 “(e) Failing to appear for a hearing after notice that the carrier’s certifi-  
11 cate or permit is under investigation.

12 “(f) Filing with the department an application that is false with regard  
13 to the ownership, possession or control of the equipment being used or the  
14 operation being conducted.

15 “(g) Delinquency in reporting or paying any fee, tax or penalty due to the  
16 department under ORS chapter 825 or 826.

17 “(h) Refusing or failing to file a deposit or bond as required under ORS  
18 825.506.

19 “(i) Failing to comply with the applicable requirements for attendance at  
20 a motor carrier education program as required by ORS 825.402.

21 “(j) **Failure to comply with an international fuel tax agreement**  
22 **under section 66 of this 2025 special session Act.**

23 “(k) **Improper use of dyed diesel under section 67 of this 2025 special**  
24 **session Act.**

25 “(3) **Subsections (2) and (4) of this section apply to the following**  
26 **vehicles:**

27 “(a) **A commercial motor vehicle; or**

28 “(b) **A commercial vehicle that has:**

29 “(A) **A gross vehicle weight rating of 10,001 pounds or more;**

30 “(B) **A gross combination weight rating of 10,001 pounds or more;**

1       “(C) A gross vehicle weight of 10,001 pounds or more; or

2       “(D) A gross combination weight of 10,001 pounds or more.

3       “[(3)] (4) A weighmaster or motor carrier enforcement officer who finds  
4 evidence that a person operating a [*commercial motor*] vehicle **described in**  
5 **subsection (3) of this section** has committed the offense of failure to pay  
6 the appropriate registration fee under ORS 803.315 may issue a citation for  
7 the offense in the same manner as under ORS 810.410 as if the weighmaster  
8 or motor carrier enforcement officer were a police officer.

9       “[(4)] (5) The authority of a weighmaster or motor carrier enforcement  
10 officer to issue citations or arrest under this section is subject to ORS  
11 chapter 153.

12       “[(5)(a)] (6)(a) A person is a weighmaster for purposes of this section if  
13 the person is a county weighmaster or a police officer.

14       “(b) A person is a motor carrier enforcement officer under this section if  
15 the person is duly authorized as a motor carrier enforcement officer by the  
16 Department of Transportation.

17       “[(6)] (7) A weighmaster or motor carrier enforcement officer may accept  
18 security in the same manner as a police officer under ORS 810.440 and  
19 810.450 and may take as security for the offenses, in addition to other secu-  
20 rity permitted under this section, the sum fixed as the presumptive fine for  
21 the offense.

22       “[(7)] (8) A weighmaster or motor carrier enforcement officer may arrest  
23 a person for the offense of failure to appear in a violation proceeding under  
24 ORS 153.992 if the violation is based upon a citation for any offense de-  
25 scribed in subsection (1) or [(3)] (4) of this section except those described in  
26 subsection (1)(p) of this section.

27       “[(8)] (9) A weighmaster or motor carrier enforcement officer may exercise  
28 the same authority as a police officer under ORS 810.490 to enforce vehicle  
29 requirements and detain vehicles. A person who fails to comply with the  
30 authority of a weighmaster or motor carrier enforcement officer under this

1 subsection is subject to penalty under ORS 818.400.

2 **“SECTION 64. Sections 65 to 67 of this 2025 special session Act are**  
3 **added to and made a part of the Oregon Vehicle Code.**

4 **“SECTION 65. ‘Dyed diesel’ has the meaning given that term in**  
5 **ORS 319.520.**

6 **“SECTION 66. (1) A person commits the offense of failure to comply**  
7 **with an international fuel tax agreement if the person is required to**  
8 **comply with the requirements of an international fuel tax agreement**  
9 **entered into under ORS 825.555 or any rule adopted by the Department**  
10 **of Transportation under ORS 825.555, and the person fails to comply.**

11 **“(2) The offense described under this section, failure to comply with**  
12 **an international fuel tax agreement, is a Class A traffic violation.**

13 **“SECTION 67. (1) A person commits the offense of improper use of**  
14 **dyed diesel if the person operates a motor vehicle on the highways of**  
15 **this state and has dyed diesel in the fuel supply tank of the vehicle in**  
16 **violation of section 71 of this 2025 special session Act.**

17 **“(2) The offense described under this section, improper use of dyed**  
18 **diesel, is a Class A traffic violation.**

19 **“SECTION 68. ORS 319.520 is amended to read:**

20 **“319.520. As used in ORS 319.510 to 319.880, unless the context clearly**  
21 **indicates a different meaning:**

22 **“(1) ‘Cardlock card’ means a fuel card:**

23 **“(a) Capable of generating an electronic invoice or electronic statement**  
24 **that includes the information required by ORS 319.671 and the applicable fuel**  
25 **tax amount;**

26 **“(b) Issued for a specific vehicle, a specific piece of equipment or a group**  
27 **of equipment;**

28 **“(c) That includes the qualifying information, as designated by the De-**  
29 **partment of Transportation by rule, that is printed on the electronic invoice**  
30 **or electronic statement;**

1 “(d) That allows the tax status of the cardlock card to be indicated on the  
2 electronic invoice or electronic statement and includes state tax as a sepa-  
3 rate item on the invoice or statement; and

4 “(e) That allows a cardlock card issuer to generate a statement recording,  
5 by fuel type, gallons of fuel purchased for domestic and foreign customers  
6 each month.

7 “(2) ‘Combined weight’ means the total empty weight of all vehicles in a  
8 combination plus the total weight of the load carried on that combination  
9 of vehicles.

10 “(3) ‘Delinquent’ means having failed to pay a tax or penalty within the  
11 time provided by law.

12 “(4) ‘Department’ means the Department of Transportation.

13 “(5) **‘Diesel’ and ‘diesel fuel’ have the meanings given those terms**  
14 **in ORS 319.010.**

15 “[5] (6) ‘Domestic customer’ means a customer making a purchase at a  
16 nonretail facility owned by the cardlock card issuer.

17 “(7) **‘Dyed diesel’ means diesel fuel that is dyed a color and meets**  
18 **the dyeing and marking requirements of the Internal Revenue Service.**

19 “[6] (8) ‘Foreign customer’ means a customer making a purchase at a  
20 nonretail facility owned by a seller other than the cardlock card issuer.

21 “[7] (9) ‘Fuel’ means any combustible gas, liquid or material of a kind  
22 used for the generation of power to propel a motor vehicle on the highways  
23 except motor vehicle fuel as defined in ORS 319.010.

24 “[8] (10) ‘Highway’ means every way, thoroughfare and place, of what-  
25 ever nature, open to the use of the public for the purpose of vehicular travel.

26 “[9] (11) ‘Light weight’ means the weight of a vehicle when fully  
27 equipped for moving over the highway.

28 “[10] (12) ‘Liquefied petroleum gas’ includes propane, pentane and any  
29 mixture of propane and pentane.

30 “[11] (13) ‘Motor vehicle’ means every self-propelled vehicle operated on

1 the highway, except an implement of husbandry used in agricultural oper-  
2 ations and only incidentally operated or moved upon the highway.

3 “[~~(12)~~] (14) ‘Nonretail facility’ means:

4 “(a) An unattended facility accessible only by cardlock card and not as-  
5 sociated with a retail facility; or

6 “(b) An unattended portion of a retail facility separate from the retail  
7 operations and accessible only by cardlock card.

8 “[~~(13)~~] (15) ‘Person’ means any individual, firm, copartnership, joint ven-  
9 ture, association, corporation, trust, receiver or any group or combination  
10 acting as a unit.

11 “[~~(14)~~] (16) ‘Seller’ means:

12 “(a) A person that sells fuel to a user; or

13 “(b) If the fuel is dispensed at a nonretail facility, the person that owns  
14 the user’s accounts and bills the user for fuel purchased at a nonretail fa-  
15 cility.

16 “[~~(15)~~] (17) ‘To sell fuel for use in a motor vehicle’ means to dispense or  
17 place fuel for a price into a receptacle on a motor vehicle, from which re-  
18 ceptacle the fuel is supplied to propel the motor vehicle.

19 “[~~(16)~~] (18) ‘To use fuel in a motor vehicle’ means to receive into any re-  
20 ceptacle on a motor vehicle, fuel to be consumed in propelling the motor  
21 vehicle on the highways of this state; and, if the fuel is received into the  
22 receptacle outside the taxing jurisdiction of the state, ‘to use fuel in a motor  
23 vehicle’ means to consume in propelling the motor vehicle on the highways  
24 of this state.

25 **“SECTION 69.** ORS 319.550 is amended to read:

26 “319.550. (1) Except as provided in this section, a person may not use fuel  
27 in a motor vehicle in this state unless the person holds a valid user’s license.

28 “(2) A nonresident may use fuel in a motor vehicle not registered in  
29 Oregon for a period not exceeding 30 consecutive days without obtaining a  
30 user’s license or the emblem issued under ORS 319.600, if, for all fuel used

1 in a motor vehicle in this state, the nonresident pays to a seller, at the time  
2 of the sale, the tax provided in ORS 319.530.

3 “(3) A user’s license is not required for a person who uses fuel in a motor  
4 vehicle if, for all fuel used in a motor vehicle in this state, the person pays  
5 to a seller, at the time of the sale, the tax provided in ORS 319.530.

6 “(4) A user’s license is not required for a person who is subject to the  
7 weight-mile tax described in ORS 825.474 and 825.476 or the flat fee rate de-  
8 scribed in ORS 825.480.

9 “(5)(a) A user’s license is not required for a person who uses fuel as de-  
10 scribed in ORS 319.520 [(7)] **(9)** in the vehicles specified in this subsection  
11 if the person pays to a seller, at the time of the sale, the tax provided in  
12 ORS 319.530.

13 “(b) Paragraph (a) of this subsection applies to the following vehicles:

14 “(A) Motor homes as defined in ORS 801.350.

15 “(B) Recreational vehicles as defined in ORS 174.101.

16 “(6) A user’s license is not required for a person who uses fuel in a motor  
17 vehicle:

18 “(a) Metered use by which is subject to the per-mile road usage charge  
19 imposed under ORS 319.885; and

20 “(b) That also uses fuels subject to ORS 319.510 to 319.880.

21 “(7) A user’s license is not required for a person who uses fuel in a motor  
22 vehicle on which an emblem issued for the motor vehicle pursuant to ORS  
23 319.535 is displayed.

24 **“SECTION 70. Sections 71 and 72 of this 2025 special session Act are  
25 added to and made a part of ORS 319.510 to 319.880.**

26 **“SECTION 71. Dyed diesel use. (1) A person may operate or main-  
27 tain a motor vehicle on the highways of this state with dyed diesel in  
28 the fuel supply tank only if the use is authorized by an agency of the  
29 United States or the person is eligible for a refund under ORS 267.570  
30 (2) or 319.831.**



1       “(2) A person that owns, operates or maintains a fuel storage tank  
2 or terminal storage facility:

3       “(a) Shall provide markings consistent with those directed by fed-  
4 eral law; and

5       “(b) May not knowingly store, or cause to be stored, dyed diesel in  
6 a fuel storage tank or terminal storage facility if the purpose of the  
7 tank or facility is to store undyed diesel.

8       “(3) A person that violates this section is subject to a civil penalty  
9 under section 72 of this 2025 special session Act.

10       “SECTION 72. Civil penalties. (1) In addition to any other penalty  
11 provided by law, the Department of Transportation may impose a civil  
12 penalty for failure to comply with section 71 of this 2025 special session  
13 Act.

14       “(2) Any civil penalty imposed under this section shall be imposed  
15 in the manner provided by ORS 183.745.

16       “(3) The department shall adopt rules implementing these pro-  
17 visions, including a schedule of civil penalties.

18       “(4) The civil penalty for each violation of section 71 of this 2025  
19 special session Act may not exceed the amount of \$10 per gallon of  
20 capacity of the fuel supply tank of the motor vehicle, or \$1,000,  
21 whichever is greater, plus the amount of tax that would have been  
22 paid for an equivalent amount of motor vehicle fuel.

23       “(5) A civil penalty imposed under this section may be remitted or  
24 reduced upon such terms and conditions as the department considers  
25 proper and consistent with the public health and safety.

26       “(6)(a) In imposing a penalty pursuant to the schedule adopted  
27 pursuant to this section, the department shall consider the following  
28 factors:

29       “(A) Any prior violations of section 71 of this 2025 special session  
30 Act.

1       **“(B) The extent to which the violation threatens the public health**  
2       **or safety and the immediacy of the threat.**

3       **“(b) The penalty imposed under this section may be remitted or**  
4       **mitigated upon such terms and conditions as the department deter-**  
5       **mines to be proper and consistent with the public benefit.**

6       **“(7) All penalties recovered under this section shall be paid into the**  
7       **State Treasury and credited to the State Highway Fund.**

8       **“SECTION 73.** ORS 319.700 is amended to read:

9       “319.700. The tax and the penalty imposed upon a user of fuel in a motor  
10       vehicle by ORS 319.510 to 319.880 **or penalties associated with the im-**  
11       **proper use or storage of dyed diesel under sections 71 and 72 of this**  
12       **2025 special session Act** shall constitute a lien upon, and shall have the  
13       effect of an execution duly levied against, any motor vehicle in connection  
14       with which the taxable use is made, attaching at the time of such use. The  
15       lien shall not be removed until the tax has been paid or the motor vehicle  
16       subject to the lien has been sold in payment of such tax. The lien is para-  
17       mount to all private liens or encumbrances of whatever character upon the  
18       motor vehicle and to the rights of any conditional vendor or any other holder  
19       of the legal title in or to the motor vehicle.

20       **“SECTION 74.** ORS 823.012 is amended to read:

21       “823.012. (1) If the Director of Transportation determines that an emer-  
22       gency, as defined in ORS 401.025, has occurred or is imminent, the director  
23       may suspend operation of one or more of the following statutes involving  
24       motor carriers for the purpose of expediting the movement of persons or  
25       property:

26       “(a) ORS 818.400, compliance with commercial vehicle enforcement re-  
27       quirements related to commercial vehicle weight, size, load, conformation or  
28       equipment.

29       “(b) ORS 825.100, certificate or permit requirement for commercial trans-  
30       portation of persons or property.

1 “(c) ORS 825.104, registration requirement for for-hire or private carrier  
2 engaged in interstate operations.

3 “(d) ORS 825.160, requirement for person operating as motor carrier to  
4 have policy of public liability and property damage insurance.

5 “(e) ORS 825.162, requirement for person operating as for-hire carrier of  
6 freight or express to have cargo insurance.

7 “(f) ORS 825.250, requirement to stop and submit to an inspection of the  
8 driver, the cargo or the vehicle or combination of vehicles **or an inspection**  
9 **of the fuel supply tank of the vehicle or combination of vehicles.**

10 “(g) ORS 825.252, safety regulations for for-hire and private carriers.

11 “(h) ORS 825.258, rules for transportation of hazardous waste, hazardous  
12 material and PCB.

13 “(i) ORS 825.450, [*weight identifiers*] **tax enrollments** issued by Depart-  
14 ment of Transportation.

15 “(j) ORS 825.470, temporary pass for single trip or short-time operation  
16 of vehicle.

17 “(k) ORS 825.474, assessment of tax for use of highways.

18 “(L) ORS 826.031, registration of certain vehicles not already registered  
19 with state.

20 “(m) **Section 71 of this 2025 special session Act and ORS 319.020 and**  
21 **319.530 related to the payment of motor vehicle fuel taxes or the use**  
22 **of dyed diesel on the highways.**

23 “(2) A suspension under this section may occur prior to a declaration of  
24 a state of emergency under ORS 401.165, but may not exceed 72 hours unless  
25 a state of emergency is declared under ORS 401.165. If a state of emergency  
26 is declared under ORS 401.165, the suspension shall last until the state of  
27 emergency is terminated as provided under ORS 401.204.

28 “(3) The director may designate by rule a line of succession of deputy  
29 directors or other employees of the department who may suspend operations  
30 of statutes under this section in the event the director is not available. Any

1 suspension by a person designated by the director under this subsection has  
2 the same force and effect as if issued by the director, except that, if the di-  
3 rector can be reached, the suspension must be affirmed by the director when  
4 the director is reached. If the director does not set aside a suspension within  
5 24 hours of being reached, the suspension shall be considered affirmed by the  
6 director.

7 **“SECTION 75.** ORS 823.023 is amended to read:

8 “823.023. (1) The Department of Transportation or authorized represen-  
9 tatives may enter upon any premises, or any equipment, rolling stock, **motor**  
10 **vehicles** or facilities, operated or occupied by any motor carrier or railroad  
11 for the purpose of making any inspection, examination or test reasonably  
12 required in the administration of ORS chapters **319**, 823, 824, 825 and 826,  
13 and to set up and use on such premises, equipment, rolling stock, **motor**  
14 **vehicles** or facilities any apparatus or appliance and occupy reasonable  
15 space therefor.

16 “(2) The department or authorized representatives shall, upon demand,  
17 have the right to inspect the **motor vehicles**, books, accounts, papers, re-  
18 cords and memoranda of any motor carrier or railroad and to examine under  
19 oath any officer, agent or employee of such motor carrier or railroad in re-  
20 lation to its business and affairs.

21 “(3) Any person who on behalf of the department makes demand of a  
22 motor carrier or railroad for an examination, inspection or test shall, upon  
23 request therefor, produce a certificate under the seal of the department  
24 showing authority to make such examination, inspection or test.

25 “(4) The department or authorized representatives shall, upon demand,  
26 have the right to enter any premises of a business that the department has  
27 reasonable cause to believe tendered for shipment, by motor or rail, any  
28 hazardous material and to make any examination, inspection or test reason-  
29 ably required to determine compliance with the health and safety regulations  
30 administered or enforced by the department. Any person, who on behalf of

1 the department demands to make an examination, inspection or test, shall  
2 produce upon request a certificate under the seal of the department showing  
3 authority to make the examination, inspection or test.

4 “(5) Nothing in this section authorizes the department to use any infor-  
5 mation developed thereunder for any purpose inconsistent with any statute  
6 governing motor carriers or railroads and administered by the department  
7 or to make a disclosure thereof for other than regulatory purposes.

8 **“SECTION 76.** ORS 823.027 is amended to read:

9 “823.027. (1) Every motor carrier and railroad shall furnish to the De-  
10 partment of Transportation all information required by the department to  
11 carry into effect the provisions of ORS chapters **319**, 823, 824, 825 and 826  
12 and shall make specific answers to all questions submitted by the depart-  
13 ment.

14 “(2) If a motor carrier or railroad is unable to furnish any information  
15 required under subsection (1) of this section for any reason beyond its con-  
16 trol, it is a good and sufficient reason for such failure. The answer or in-  
17 formation shall be verified under oath and returned to the department at the  
18 department’s office within the period fixed by the department.

19 **“SECTION 77.** ORS 823.085 is amended to read:

20 “823.085. (1) Any motor carrier or railroad that does, or causes or permits  
21 to be done, any matter, act or thing prohibited by ORS chapters **319**, 823, 824,  
22 825 and 826, or omits to do any act, matter or thing required to be done by  
23 ORS chapters **319**, 823, 824, 825 and 826, is liable to the person injured  
24 thereby in the amount of damages sustained in consequence of such vio-  
25 lation. If the party seeking damages alleges and proves that the wrong or  
26 omission was the result of gross negligence or willful misconduct, the motor  
27 carrier or railroad is liable to the person injured thereby in treble the  
28 amount of damages sustained in consequence of the violation. The court may  
29 award reasonable attorney fees to the prevailing party in an action under  
30 this section.

1 “(2) Any recovery under this section does not affect recovery by the state  
2 of the penalty, forfeiture or fine prescribed for such violation.

3 “(3) This section does not apply with respect to the liability of any motor  
4 carrier or railroad for personal injury or property damage.

5 **“SECTION 78.** ORS 825.005 is amended to read:

6 “825.005. As used in this chapter:

7 “(1) ‘Carrier’ or ‘motor carrier’ means for-hire carrier or private carrier.

8 “(2) ‘Cartage carrier’ means any person who undertakes to transport any  
9 class of property by motor vehicle for compensation when the transportation  
10 is performed wholly within an incorporated city or a commercial zone adja-  
11 cent to an incorporated city.

12 “(3) ‘Certificate’ means an authority issued to a for-hire carrier under  
13 ORS 825.110.

14 “(4) ‘Combined weight’ means the [*weight of the motor vehicle plus the*  
15 *weight of the maximum load which the applicant has declared such vehicle*  
16 *will carry*] **total empty weight of all vehicles in a combination plus the**  
17 **total weight of the load carried on that combination of vehicles as**  
18 **listed in the vehicle registration for the time period shown on the**  
19 **registration document.** Any declared combined weight is subject to audit  
20 and approval by the Department of Transportation.

21 “(5) ‘Department’ means the Department of Transportation.

22 **“(6) ‘Electric vehicle’ means a motor vehicle that uses electricity**  
23 **as its only source of motive power.**

24 “[6] (7) ‘Extreme miles’ or ‘extreme mileage’ means the total miles op-  
25 erated by a vehicle over the public highways, except the extra miles neces-  
26 sarily operated in traversing detours or temporary routes on account of road  
27 blockades in the state.

28 “[7] (8) ‘For-hire carrier’ means:

29 “(a) Any person who transports persons or property for hire or who pub-  
30 licly purports to be willing to transport persons or property for hire by motor

1 vehicle; or

2 “(b) Any person who leases, rents or otherwise provides a motor vehicle  
3 to the public and who in connection therewith in the regular course of  
4 business provides, procures or arranges for, directly, indirectly or by course  
5 of dealing, a driver or operator therefor.

6 “[8] (9) ‘Household goods’ means the personal effects or other property  
7 used or to be used in a dwelling but does not include property transported  
8 from a store or factory or property exclusively for office use.

9 “[9] (10) ‘Motor vehicle’ means any self-propelled vehicle and any such  
10 vehicle in combination with any trailing units, used or physically capable  
11 of being used upon any public highway in this state in the transportation  
12 of persons or property, except vehicles operating wholly on fixed rails or  
13 tracks and electric trolley buses. ‘Motor vehicle’ includes overdimension ve-  
14 hicles or vehicles permitted excessive weights pursuant to a special author-  
15 ization issued by a city, county or the Department of Transportation.

16 “[10] (11) ‘Permit’ means an authority issued to a carrier under ORS  
17 825.102, **825.104**, 825.106, 825.108 or 825.127.

18 “[11] (12) ‘Private carrier’ means any person who operates a motor ve-  
19 hicle over the public highways of this state for the purpose of transporting  
20 persons or property when the transportation is incidental to a primary  
21 business enterprise, other than transportation, in which such person is en-  
22 gaged.

23 “[12] (13) ‘Privilege taxes’ means the weight-mile tax and fees prescribed  
24 in this chapter.

25 “[13] (14) ‘Property’ includes, but is not limited to, permanent loads such  
26 as equipment, appliances, devices, or ballast that are attached to, carried on,  
27 or made a part of the vehicle and that are designed to serve some functional  
28 purpose.

29 “[14] (15) ‘Public highway’ means every street, alley, road, highway and  
30 thoroughfare in this state used by the public or dedicated or appropriated

1 to public use.

2 “[~~(15)~~] (16) ‘Transit-type motor vehicle’ means any passenger-carrying ve-  
3 hicle that does not have a separate space for transporting baggage or ex-  
4 press.

5 “[~~(16)~~] (17) ‘Transporter’ has the meaning given that term in ORS 466.005.

6 **“SECTION 79. Section 80 of this 2025 special session Act is added to  
7 and made a part of ORS chapter 825.**

8 **“SECTION 80. (1) Before operating a motor vehicle on the public  
9 highways of this state, an out-of-state motor carrier not licensed un-  
10 der an international fuel tax agreement shall obtain a valid fuel trip  
11 permit from the Department of Transportation in accordance with this  
12 section. A motor carrier shall obtain a fuel trip permit under this  
13 section if:**

14 **“(a) The motor carrier is operating a motor vehicle that is not a  
15 recreational vehicle:**

16 **“(A) Having two axles and a gross vehicle weight or registered gross  
17 vehicle weight exceeding 26,000 pounds;**

18 **“(B) Having three or more axles regardless of weight; or**

19 **“(C) Used in combination, when the weight of such combination  
20 exceeds 26,000 pounds; and**

21 **“(b) The vehicle is not registered under ORS 826.009 or 826.031.**

22 **“(2) This section does not apply to a motor carrier that has a valid  
23 international fuel tax agreement license issued by a jurisdiction other  
24 than Oregon.**

25 **“(3) The Department of Transportation shall develop a standardized  
26 application form for a fuel trip permit issued under this section.**

27 **“(4) The department may not issue more than three fuel trip per-  
28 mits in a calendar year for any one motor vehicle.**

29 **“(5) No report of mileage is required for the motor vehicle to which  
30 the fuel trip permit relates.**



1       **“(6) A fuel trip permit issued under this section is valid:**

2       **“(a) For three consecutive days beginning and ending on the dates**  
3 **specified on the face of the fuel trip permit; and**

4       **“(b) Only for the motor vehicle for which the fuel trip permit was**  
5 **issued.**

6       **“(7) The fee for the fuel trip permit shall be determined by the de-**  
7 **partment by rule.**

8       **“(8) The department may adopt rules to carry out the provisions**  
9 **of this section.**

10       **“SECTION 81.** ORS 825.326 is amended to read:

11       **“825.326. (1) Except as provided in subsection (2) of this section, all fees,**  
12 **taxes, charges and other sums collected by the Department of Transportation**  
13 **or from international fuel tax agreement member jurisdictions** under  
14 this chapter shall be paid into the State Treasury and shall be placed to the  
15 credit of an account, separate and distinct from the General Fund, to be  
16 known as the Motor Carrier Account. Interest earned by the account shall  
17 be credited to the account.

18       **“(2) Notwithstanding ORS 823.991, all fees collected under ORS 825.247**  
19 **and all penalties collected under ORS 825.950 for offering to transport or**  
20 **transporting household goods without a certificate shall be paid into the**  
21 **State Treasury and shall be placed to the credit of an account, separate and**  
22 **distinct from the General Fund, to be known as the Consumer Protection**  
23 **Household Moves Account. Interest earned by the account shall be credited**  
24 **to the account. Moneys in the account are continuously appropriated to the**  
25 **department for purposes specified in subsection (5) of this section.**

26       **“(3) The department may purchase the necessary supplies and equipment**  
27 **and provide for all necessary and incidental expenses incurred by the de-**  
28 **partment in administering and enforcing this chapter.**

29       **“(4) All claims, duly approved by the department, that have been incurred**  
30 **in pursuance of law, shall be paid by warrants drawn in the manner provided**

1 by law, payable out of the Motor Carrier Account or the Consumer Pro-  
2 tection Household Moves Account.

3 “(5) Moneys in the Consumer Protection Household Moves Account shall  
4 be used by the department exclusively for administration and enforcement  
5 of provisions of this chapter relating to persons that offer to provide or  
6 provide transportation of household goods without a certificate.

7 **“SECTION 82.** ORS 825.104 is amended to read:

8 “825.104. An interstate for-hire carrier or private carrier required to ob-  
9 tain a United States Department of Transportation registration number en-  
10 gaged or to engage in interstate operations may not perform transportation  
11 services on the public highways of this state without having first:

12 “(1) Complied with federal registration and financial responsibility re-  
13 quirements; **and**

14 “(2) **Obtained a certificate or permit under ORS 825.100 or a tem-**  
15 **porary pass under ORS 825.470.**

16 **“SECTION 83.** ORS 825.141 is amended to read:

17 “825.141. In addition to any other requirements of this chapter, a carrier  
18 whose operating authority **or permit** has been suspended shall pay a rein-  
19 statement fee of \$25 to the Department of Transportation before the operat-  
20 ing authority **or permit** may be reinstated[, *plus \$5 for each vehicle issued*  
21 *a weight identifier under ORS 825.450, and shall demonstrate operational ac-*  
22 *tivity at the time of reinstatement*].

23 **“SECTION 84.** ORS 825.450 is amended to read:

24 “825.450. (1) [*Upon application by a carrier,*] The Department of Trans-  
25 portation may [*issue a weight identifier*] **utilize a motor carrier’s regis-**  
26 **tration card as the tax enrollment document** for each **eligible** vehicle the  
27 carrier enrolls with the department[, *which*]. **The tax enrollment docu-**  
28 **ment** must state the combined weight of the vehicle or combination of ve-  
29 hicles. [*The department shall record each weight identifier electronically.*] This  
30 subsection does not apply to vehicles issued a temporary pass under ORS

1 825.470.

2 “(2) A person may not load any motor vehicle in excess of the combined  
3 weight stated on the [*weight identifier issued*] **tax enrollment document** for  
4 that motor vehicle under subsection (1) of this section.

5 “(3) [*Weight identifiers issued*] **Tax enrollments** under this section are  
6 valid [*from the first day of any calendar quarter to the last day of the fourth*  
7 *consecutive calendar quarter. Each carrier may select the calendar quarter in*  
8 *which the period will begin except that, if necessary for administrative con-*  
9 *venience, the department may require a carrier to adopt a starting date chosen*  
10 *by the department*] **based on the dates shown on the motor vehicle’s**  
11 **registration card, as issued by the jurisdiction in which the vehicle is**  
12 **registered.**

13 “[*(4) All vehicles operating under the carrier’s authority shall have the*  
14 *same four-quarter period of weight identifier validity. The department may*  
15 *allow a carrier to operate with expired weight identifiers for up to one extra*  
16 *quarter if the renewal application has been submitted. The extension of time*  
17 *allowed by this subsection shall be granted only if the department determines*  
18 *that the extension is necessary for the administrative convenience of the de-*  
19 *partment.*.]

20 “[*(5)*] (4) The department may adopt rules necessary to administer the  
21 provisions of this section.

22 “**SECTION 85.** ORS 825.492 is amended to read:

23 “825.492. [*(1) Whenever in the judgment of the Department of Transporta-*  
24 *tion the estimated annual tax payable by a carrier will be less than \$100, and*  
25 *the vehicles operated by the carrier are of less than 30,000 pounds combined*  
26 *weight, the department may authorize the carrier to file reports annually in*  
27 *lieu of monthly reports required by ORS 825.490 and 825.515. Annual reports*  
28 *and accompanying remittances shall be filed on or before the due date of*  
29 *February 28 for the preceding calendar year.*.]

30 “[*(2)*] (1) At the request of a motor carrier, the Department **of Trans-**

1 **portation** may authorize the carrier to file quarterly reports in lieu of  
2 monthly reports required by ORS 825.490 and 825.515. Quarterly reports and  
3 accompanying remittances due shall be filed on or before the due date as  
4 follows: First calendar quarter, May 31; second quarter, August 31; third  
5 quarter, November 30; fourth quarter, February 28.

6 “[3] (2) Such authorizations may be withdrawn at any time upon the  
7 mailing of notice to the carrier at the last address of record of the carrier  
8 with the department. Any provisions of ORS 825.490 and 825.515 otherwise  
9 applicable to reports and remittances shall be applicable to reports and re-  
10 mittances under this section.

11 **“SECTION 86.** ORS 319.671 is amended to read:

12 “319.671. (1) The seller of fuel for any purpose shall make a duplicate in-  
13 voice for every sale of fuel for any purpose and shall retain one copy and  
14 give the other copy to the user. The Department of Transportation may pre-  
15 scribe the form of the invoice. The invoice shall show:

16 “(a) The seller’s name and address;

17 “(b) The date;

18 “(c) The amount of the sale in gallons; and

19 “(d) The name and address of the user.

20 “(2) In addition to the invoice entries listed in subsection (1) of this sec-  
21 tion, the seller of fuel for use in a motor vehicle shall indicate on the invoice  
22 the amount of the tax collected, if any, and:

23 “(a) The license plate number, if the vehicle bears a license plate issued  
24 by the department or another jurisdiction;

25 “(b) The emblem number, if the vehicle bears a user’s emblem;

26 “(c) The temporary pass number, if the vehicle bears no valid user’s  
27 emblem; or

28 “(d) The license plate number, if the vehicle bears no valid user’s emblem  
29 or temporary pass number issued by the department.

30 “(3) Notwithstanding subsection (1) of this section, this section does not

1 require any invoice to be prepared for any sale where fuel is delivered into  
2 the fuel tank of a vehicle described in this subsection unless the operator  
3 of the vehicle requests an invoice. If an invoice is prepared under this sub-  
4 section, the name and address of a user is not required to be shown on the  
5 invoice for sales where the fuel is delivered into the fuel tanks of vehicles  
6 described in this subsection. This subsection applies to vehicles:

7 “(a) That have a combined weight of 26,000 pounds or less; and

8 “(b)[(A) *For which the tax under ORS 319.530 must be paid at the time of*  
9 *sale under ORS 319.665; or]*

10 “[*(B)*] For which an emblem has been issued under ORS 319.535.

11 **“SECTION 87.** ORS 825.250 is amended to read:

12 “825.250. (1) An authorized representative of the Department of Trans-  
13 portation may require a person driving a vehicle or combination of vehicles  
14 subject to regulation by the department on a street or highway to stop and  
15 submit to an inspection of the driver, the cargo or the vehicle or combination  
16 of vehicles at any location where representatives of the department are  
17 conducting tests and inspections when signs are displayed requiring such  
18 stop.

19 **“(2) An authorized representative of the department may require a**  
20 **person driving a vehicle or combination of vehicles subject to regu-**  
21 **lation by the department on a street or highway to stop and submit**  
22 **to an inspection of the fuel supply tank of the vehicle or combination**  
23 **of vehicles at any location where representatives of the department**  
24 **are conducting tests and inspections when signs are displayed requir-**  
25 **ing such stop.**

26 “[*(2)*] (3) As used in this section, ‘authorized representative’ means a city,  
27 county or state employee who has been trained and certified by the depart-  
28 ment as a commercial vehicle inspector and who is employed either by the  
29 department or by an agency that has an agreement with the department to  
30 provide inspections of commercial vehicles, drivers, general cargo or haz-

1   ardous materials.

2    **“SECTION 88.** ORS 825.990 is amended to read:

3    “825.990. (1) Except as otherwise provided in subsection (2) **or (5)** of this  
4 section, every person who violates or procures, aids or abets violation of this  
5 chapter and any person who refuses or fails to obey any order, decision or  
6 rule, made under or pursuant to this chapter commits a Class A traffic vio-  
7 lation.

8    “(2) Knowingly violating an out-of-service notice issued under authority  
9 of the Department of Transportation is a Class A misdemeanor.

10   “(3) A person is subject to the penalties under subsection (4) of this sec-  
11 tion if the person knowingly:

12    “(a) Transports any hazardous waste listed under ORS 466.005 or rules  
13 adopted thereunder to a facility that does not have appropriate authority to  
14 receive the waste under ORS 466.005 to 466.385 and 466.992.

15    “(b) Disposes of any hazardous waste listed under ORS 466.005 or rules  
16 adopted thereunder without appropriate authority under ORS 466.005 to  
17 466.385 and 466.992.

18    “(c) Materially violates terms of any permit or authority issued to the  
19 person under this chapter or ORS 466.005 to 466.385 and 466.992 in the  
20 transporting or disposing of hazardous waste.

21    “(d) Makes any false material statement or representation in any appli-  
22 cation, label, manifest, record, report, permit or other document filed, main-  
23 tained or used for purposes of compliance with requirements under this  
24 chapter for the safe transportation of hazardous wastes.

25    “(e) Fails to include material information required under rules of the  
26 Department of Transportation in any application for any permit or authority  
27 to transport hazardous waste under this chapter.

28    “(f) Violates any rules adopted by the Department of Transportation  
29 concerning the transportation of hazardous wastes.

30   “(4) Subject to ORS 153.022, violation of subsection (3) of this section is

1 a Class B misdemeanor.

2 “(5) Violating ORS 825.250 (2) is a Class B misdemeanor.

3 “SECTION 89. ORS 818.400 is amended to read:

4 “818.400. (1) A person commits the offense of failure to comply with  
5 commercial vehicle enforcement requirements if the person is driving a ve-  
6 hicle or combination of vehicles and the person does not comply with any  
7 of the following or if the person is the owner of a vehicle or combination  
8 of vehicles and the person causes or permits the vehicle or combination not  
9 to comply with any of the following:

10 “(a) A vehicle or combination of vehicles must stop and submit to any  
11 enforcement of commercial vehicle weight, size, load, conformation or  
12 equipment regulation when directed to do so by an ‘OPEN’ sign displayed  
13 at a permanently established truck scale.

14 “(b) A vehicle or combination of vehicles must stop and submit to any  
15 enforcement of commercial vehicle weight, size, load, **dyed diesel use**, con-  
16 formation or equipment regulation when directed to do so by any sign or  
17 signal displayed or given by a police officer, motor carrier enforcement offi-  
18 cer or weighmaster acting in accordance with authority granted under ORS  
19 810.490.

20 “(c) A vehicle or combination of vehicles must move into the right lane  
21 for purposes of a weight or size check when instructed to do so by a sign  
22 indicating the presence of a weigh-in-motion scale.

23 “(d) The directions of any police officer, motor carrier enforcement officer  
24 or weighmaster that are given in accordance with authority granted under  
25 ORS 810.490 or 810.530 must be complied with.

26 “(2) The requirement of subsection (1)(a) of this section does not apply to:

27 “(a) An empty combination of a log truck and pole trailer if the pole  
28 trailer is bunked on the log truck and there is no other load; or

29 “(b) A vehicle or combination of vehicles if:

30 “(A) The normal route of the vehicle or combination of vehicles requires

1 turning off the highway after passing the ‘OPEN’ sign but before reaching  
2 the scale; and

3 “(B) The vehicle or combination of vehicles is en route to a terminal or  
4 other legitimate business.

5 “(3) Operation of any vehicle or combination of vehicles in violation of  
6 this section is prima facie evidence that the owner of such vehicle or com-  
7 bination caused or permitted it to be so operated and the owner shall be li-  
8 able for any penalties imposed under this section.

9 “(4) The offense described in this section, failure to comply with com-  
10 mercial vehicle enforcement requirements, is a Class B misdemeanor. The  
11 penalty provided under this subsection is in addition to any penalty provided  
12 for violation of any prohibition relating to vehicle weight, size, load, con-  
13 formation or equipment.

14 **“SECTION 90. ORS 319.665 and 825.486 are repealed.**

15 **“SECTION 91. (1) The amendments to ORS 825.005, 825.141 and**  
16 **825.450 by sections 78, 83 and 84 of this 2025 special session Act become**  
17 **operative on July 1, 2027.**

18 **“(2) Sections 65 to 67, 71, 72 and 80 of this 2025 special session Act**  
19 **and the amendments to ORS 295.103, 319.010, 319.390, 319.520, 319.550,**  
20 **319.671, 319.700, 810.530, 818.400, 823.012, 823.023, 823.027, 823.085, 825.104,**  
21 **825.250, 825.326, 825.492, 825.555 and 825.990 by sections 59 to 63, 68, 69,**  
22 **73 to 77, 81, 82 and 85 to 89 of this 2025 special session Act and the re-**  
23 **peal of ORS 319.665 and 825.486 by section 90 of this 2025 special session**  
24 **Act become operative on July 1, 2029.**

25

26

## **“HEAVY VEHICLE TAXES**

27

28 **SECTION 92. ORS 825.476 is amended to read:**

29 825.476.

30 “[ \_\_\_\_\_ ]



*MILEAGE TAX RATE TABLE "A"*

<i>Declared Combined</i>	<i>Fee Rates</i>
<i>Weight Groups</i>	<i>Per Mile</i>
<i>(Pounds)</i>	<i>(Mills)</i>
26,001 to 28,000	76.4
28,001 to 30,000	80.9
30,001 to 32,000	84.6
32,001 to 34,000	88.4
34,001 to 36,000	91.8
36,001 to 38,000	96.6
38,001 to 40,000	100.2
40,001 to 42,000	103.8
42,001 to 44,000	107.7
44,001 to 46,000	111.3
46,001 to 48,000	114.9
48,001 to 50,000	118.7
50,001 to 52,000	123.1
52,001 to 54,000	127.7
54,001 to 56,000	132.5
56,001 to 58,000	138.0
58,001 to 60,000	144.3
60,001 to 62,000	151.7
62,001 to 64,000	160.1
64,001 to 66,000	169.3
66,001 to 68,000	181.3
68,001 to 70,000	194.1
70,001 to 72,000	206.9
72,001 to 74,000	218.7
74,001 to 76,000	230.0
76,001 to 78,000	241.1

1 78,001 to 80,000 251.2

2 “[ \_\_\_\_\_ ]

3 **AXLE-WEIGHT MILEAGE**

4 **TAX RATE TABLE “B”**

5 Declared Combined	6 Number of Axles				
7 Weight Groups	5	6	7	8	9 or
8 (Pounds)	9 (Mills)				
					10 more
11 80,001 to 82,000	259.4	237.3	221.8	210.7	198.7
12 82,001 to 84,000	267.8	241.1	225.4	213.4	201.4
13 84,001 to 86,000	275.8	246.6	229.1	216.1	204.2
14 86,001 to 88,000	285.2	252.0	232.7	219.9	206.9
15 88,001 to 90,000	296.2	258.4	236.5	223.5	210.7
16 90,001 to 92,000	309.0	265.9	239.9	227.1	214.4
17 92,001 to 94,000	323.0	273.1	243.8	230.8	217.2
18 94,001 to 96,000	337.7	281.5	248.3	234.6	220.7
19 96,001 to 98,000	353.3	291.7	253.9	238.4	224.5
20 98,001 to 100,000		302.5	259.4	242.8	228.1
21 100,001 to 102,000			264.9	248.3	231.9
22 102,001 to 104,000			270.5	253.9	236.5
23 104,001 to 105,500			277.7	259.4	241.1

24 “[ \_\_\_\_\_ ]

25 “ \_\_\_\_\_

26 **MILEAGE TAX RATE TABLE “A”**

27 Declared Combined	28 Fee Rates
29 Weight Groups	30 Per Mile
(Pounds)	(Mills)
31 26,001 to 32,000	76.4
32 32,001 to 38,000	89.8
33 38,001 to 44,000	102.7
34 44,001 to 50,000	114.3

1	<b>50,001 to 56,000</b>	<b>132.5</b>
2	<b>56,001 to 62,000</b>	<b>143.1</b>
3	<b>62,001 to 68,000</b>	<b>166.2</b>
4	<b>68,001 to 74,000</b>	<b>181.5</b>
5	<b>74,001 to 80,000</b>	<b>251.2</b>
6	<b>80,001 to 105,500</b>	<b>263.1</b>

7 “ \_\_\_\_\_  
8 **“SECTION 93.** ORS 825.476, as amended by section 92 of this 2025 special  
9 session Act, is amended to read:  
10 825.476.

11 “ \_\_\_\_\_  
12 **MILEAGE TAX RATE TABLE “A”**

13	<b>Declared Combined</b>	<b>Fee Rates</b>
14	<b>Weight Groups</b>	<b>Per Mile</b>
15	<b>(Pounds)</b>	<b>(Mills)</b>
16	26,001 to 32,000	[76.4] <b>55.1</b>
17	32,001 to 38,000	[89.8] <b>64.8</b>
18	38,001 to 44,000	[102.7] <b>74.1</b>
19	44,001 to 50,000	[114.3] <b>82.5</b>
20	50,001 to 56,000	[132.5] <b>95.6</b>
21	56,001 to 62,000	[143.1] <b>103.2</b>
22	62,001 to 68,000	[166.2] <b>119.9</b>
23	68,001 to 74,000	[181.5] <b>130.9</b>
24	74,001 to 80,000	[251.2] <b>181.2</b>
25	80,001 to 105,500	[263.1] <b>189.8</b>

26 “ \_\_\_\_\_  
27 **MILEAGE TAX RATE TABLE “E”**

28	<b>Declared Combined</b>	<b>Fee Rates</b>
29	<b>Weight Groups</b>	<b>Per Mile</b>
30	<b>(Pounds)</b>	<b>(Mills)</b>

1	26,001 to 32,000	79.6
2	32,001 to 38,000	93.6
3	38,001 to 44,000	107.0
4	44,001 to 50,000	119.1
5	50,001 to 56,000	138.0
6	56,001 to 62,000	149.1
7	62,001 to 68,000	173.2
8	68,001 to 74,000	189.1
9	74,001 to 80,000	261.7
10	80,001 to 105,500	274.1

11 “ \_\_\_\_\_

12 **“SECTION 94.** ORS 825.474 is amended to read:

13 “825.474. (1) In addition to other fees and taxes imposed by law upon  
 14 carriers, there shall be assessed against and collected from every carrier a  
 15 tax for the use of the highways, to apply to the cost of administration of this  
 16 chapter and for the maintenance, operation, construction and reconstruction  
 17 of public highways.

18 “(2) The tax rate which shall apply to each motor vehicle shall be based  
 19 upon the declared combined weight of the motor vehicle and in accordance  
 20 with the weight group tax rates as shown in the tables set forth in ORS  
 21 825.476.

22 “(3) For the purpose of computing the tax due:

23 “(a) Table ‘A’ in **ORS 825.476** applies to motor vehicles subject to the tax  
 24 imposed by this section [*that are not issued an annual variance permit under*  
 25 *ORS 818.200 (1)(a) to (c) to operate with a combined weight of more than 80,000*  
 26 *pounds*].

27 “[*(b) Table ‘B’ applies to motor vehicles subject to the tax imposed by this*  
 28 *section that are issued or required to obtain an annual variance permit under*  
 29 *ORS 818.200 (1)(a) to (c) to operate with a combined weight of more than 80,000*  
 30 *pounds.*]

1       “[(c)] (b) The declared combined weight shall be the combined weight, as  
2 defined in ORS 825.005, declared in the [*application for authority under ORS*  
3 *825.100, subject to audit and approval by the Department of Transportation*]  
4 **registration weight.**

5       “[(d)] (c) In addition to any tax due under this chapter, motor vehicles  
6 that exceed the maximum vehicle weight limits for annual variance permits  
7 under ORS 818.200 (1)(a) to (c) are subject to the road use assessment fee  
8 imposed under ORS 818.225 for the entire motor vehicle weight, minus the  
9 road use assessment fee for the maximum vehicle weight allowed under the  
10 annual variance permit.

11       “(4) The tax for each motor vehicle [*when table ‘A’ or ‘B’ is used*] shall  
12 be computed by multiplying the extreme mileage of travel in Oregon by the  
13 appropriate weight group tax rate as it appears in the table.

14       “**SECTION 95.** ORS 825.474, as amended by section 94 of this 2025 special  
15 session Act, is amended to read:

16       “825.474. (1) In addition to other fees and taxes imposed by law upon  
17 carriers, there shall be assessed against and collected from every carrier a  
18 tax for the use of the highways, to apply to the cost of administration of this  
19 chapter and for the maintenance, operation, construction and reconstruction  
20 of public highways.

21       “(2) The tax rate which shall apply to each motor vehicle shall be based  
22 upon the declared combined weight of the motor vehicle and in accordance  
23 with the weight group tax rates as shown in the tables set forth in ORS  
24 825.476.

25       “(3) For the purpose of computing the tax due:

26       “(a) Table ‘A’ in ORS 825.476 applies to motor vehicles subject to the tax  
27 imposed by this section.

28       “**(b) Table ‘E’ in ORS 825.476 applies to electric vehicles subject to**  
29 **the tax imposed by this section.**

30       “[(b)] (c) The declared combined weight shall be the combined weight, as

1 defined in ORS 825.005, declared in the registration weight.

2 “[~~(c)~~] (d) In addition to any tax due under this chapter, motor vehicles  
3 that exceed the maximum vehicle weight limits for annual variance permits  
4 under ORS 818.200 (1)(a) to (c) are subject to the road use assessment fee  
5 imposed under ORS 818.225 for the entire motor vehicle weight, minus the  
6 road use assessment fee for the maximum vehicle weight allowed under the  
7 annual variance permit.

8 “(4) The tax for each motor vehicle shall be computed by multiplying the  
9 extreme mileage of travel in Oregon by the appropriate weight group tax rate  
10 as it appears in the table.

11 **“SECTION 96.** ORS 825.480 is amended to read:

12 “825.480. (1)(a) In lieu of other fees provided in ORS 825.474, carriers en-  
13 gaged in operating motor vehicles in the transportation of logs, poles, peeler  
14 cores or piling may pay annual fees for such operation computed at the rate  
15 of [~~\$11.60~~] **\$10.50** for each 100 pounds of declared combined weight.

16 “(b) Any carrier electing to pay fees under this method may, as to vehicles  
17 otherwise exempt from taxation, elect to be taxed on the mileage basis for  
18 movements of such empty vehicles over public highways whenever operations  
19 are for the purpose of repair, maintenance, servicing or moving from one  
20 exempt highway operation to another.

21 “(2) The annual fees provided in subsections (1)[, (4) and (5)] **and (3)** of  
22 this section may be paid on a monthly basis. Any carrier electing to pay fees  
23 under this method may not change an election during the same calendar year  
24 in which the election is made, but may be relieved from the payment due for  
25 any month during which a motor vehicle is not operated. A carrier electing  
26 to pay fees under this method shall report and pay these fees on or before  
27 the 10th of each month for the preceding month’s operations. A monthly re-  
28 port shall be made on all vehicles on the annual fee basis including any ve-  
29 hicle not operated for the month.

30 “[~~(3)(a)~~] *In lieu of the fees provided in ORS 825.470 to 825.474, motor vehi-*

1 *cles described in ORS 825.024 with a combined weight of less than 46,000*  
2 *pounds that are being operated under a permit issued under ORS 825.102 may*  
3 *pay annual fees for such operation computed at the rate of \$9.60 for each 100*  
4 *pounds of declared combined weight.]*

5 *“(b) The annual fees provided in this subsection shall be paid in advance*  
6 *but may be paid on a monthly basis on or before the first day of the month.*  
7 *A carrier may be relieved from the fees due for any month during which the*  
8 *motor vehicle is not operated for hire if a statement to that effect is filed with*  
9 *the Department of Transportation on or before the fifth day of the first month*  
10 *for which relief is sought.]*

11 *“(4)(a) (3)(a) In lieu of other fees provided in ORS 825.474, carriers en-*  
12 *gaged in the operation of motor vehicles equipped with dump bodies and used*  
13 *in the transportation of sand, gravel, rock, dirt, debris, cinders, asphaltic*  
14 *concrete mix, metallic ores and concentrates or raw nonmetallic products,*  
15 *whether crushed or otherwise, moving from mines, pits or quarries may pay*  
16 *annual fees for such operation computed at the rate of [\$11.50] **\$16.98** for*  
17 *each 100 pounds of declared combined weight.*

18 *“(b) Any carrier electing to pay fees under this method may, as to vehicles*  
19 *otherwise exempt for taxation, elect to be taxed on the mileage basis for*  
20 *movements of such empty vehicles over public highways whenever operations*  
21 *are for the purpose of repair, maintenance, servicing or moving from one*  
22 *exempt highway operation to another.*

23 *“(5)(a) In lieu of other fees provided in ORS 825.474, carriers engaged in*  
24 *operating motor vehicles in the transportation of wood chips, sawdust,*  
25 *barkdust, hog fuel or shavings may pay annual fees for such operation com-*  
26 *puted at the rate of \$47 for each 100 pounds of declared combined weight.]*

27 *“(b) Any carrier electing to pay under this method may, as to vehicles*  
28 *otherwise exempt from taxation, elect to be taxed on the mileage basis for*  
29 *movement of such empty vehicles over public highways whenever operations are*  
30 *for the purpose of repair, maintenance, service or moving from one exempt*

1 *highway operation to another.]*

2 **“SECTION 97.** ORS 825.480, as amended by section 96 of this 2025 special  
3 session Act, is amended to read:

4 *“825.480. [(1)(a) In lieu of other fees provided in ORS 825.474, carriers en-*  
5 *gaged in operating motor vehicles in the transportation of logs, poles, peeler*  
6 *cores or piling may pay annual fees for such operation computed at the rate*  
7 *of \$10.50 for each 100 pounds of declared combined weight.]*

8 **“(1)(a) In lieu of other fees provided in ORS 825.474, carriers engaged**  
9 **in operating motor vehicles in the transportation of logs, poles, peeler**  
10 **cores or piling may pay annual fees for such operation computed at**  
11 **the following rate for each 100 pounds of declared combined weight:**

12 **“(A) For electric motor vehicles, \$10.94.**

13 **“(B) For vehicles other than electric motor vehicles, \$7.57.**

14 **“(b)** Any carrier electing to pay fees under this method may, as to vehicles  
15 otherwise exempt from taxation, elect to be taxed on the mileage basis for  
16 movements of such empty vehicles over public highways whenever operations  
17 are for the purpose of repair, maintenance, servicing or moving from one  
18 exempt highway operation to another.

19 **“(2)** The annual fees provided in subsections (1) and (3) of this section  
20 may be paid on a monthly basis. Any carrier electing to pay fees under this  
21 method may not change an election during the same calendar year in which  
22 the election is made, but may be relieved from the payment due for any  
23 month during which a motor vehicle is not operated. A carrier electing to  
24 pay fees under this method shall report and pay these fees on or before the  
25 10th of each month for the preceding month’s operations. A monthly report  
26 shall be made on all vehicles on the annual fee basis including any vehicle  
27 not operated for the month.

28 **“[(3)(a)] (3)** In lieu of other fees provided in ORS 825.474, carriers engaged  
29 in the operation of motor vehicles equipped with dump bodies and used in  
30 the transportation of sand, gravel, rock, dirt, debris, cinders, asphaltic con-



1 crete mix, metallic ores and concentrates or raw nonmetallic products,  
2 whether crushed or otherwise, moving from mines, pits or quarries may pay  
3 annual fees for such operation computed at the **following** rate [*of \$16.98*] for  
4 each 100 pounds of declared combined weight[.]:

5 **“(a) For electric motor vehicles, \$17.69.**

6 **“(b) For vehicles other than electric motor vehicles, \$12.25.**

7 *“(b) Any carrier electing to pay fees under this method may, as to vehicles*  
8 *otherwise exempt for taxation, elect to be taxed on the mileage basis for*  
9 *movements of such empty vehicles over public highways whenever operations*  
10 *are for the purpose of repair, maintenance, servicing or moving from one ex-*  
11 *empt highway operation to another.]*

12 **“SECTION 98.** ORS 818.225 is amended to read:

13 **“818.225. (1)** As used in this section, ‘equivalent single-axle load’ means  
14 the relationship between actual or requested weight and an 18,000 pound  
15 single-axle load as determined by the American Association of State Highway  
16 and Transportation Officials Road Tests reported at the Proceedings Con-  
17 ference of 1962.

18 **“(2)(a)** In addition to any fee for a single-trip nondivisible load permit, a  
19 person who is issued the permit or who operates a vehicle in a manner that  
20 requires the permit is liable for payment of a road use assessment fee of [*ten*  
21 *and nine-tenths*] **seven and nine-tenths** cents per equivalent single-axle load  
22 mile traveled.

23 **“(b)** If the road use assessment fee is not collected at the time of issuance  
24 of the permit, the department shall bill the permittee for the amount due.  
25 The account shall be considered delinquent if not paid within 60 days of  
26 billing.

27 **“(c)** The miles of travel authorized by a single-trip nondivisible load per-  
28 mit shall be exempt from taxation under ORS chapter 825.

29 **“(3)** The department may adopt rules:

30 **“(a)** To standardize the determination of equivalent single-axle load com-

1 putation based on average highway conditions; and

2 “(b) To establish procedures for payment, collection and enforcement of  
3 the fees and assessments established by this chapter.

4 **“SECTION 99. (1) The amendments to ORS 825.474, 825.476 and  
5 825.480 by sections 92, 94 and 96 of this 2025 special session Act become  
6 operative on July 1, 2027.**

7 **“(2) The amendments to ORS 818.225, 825.474, 825.476 and 825.480 by  
8 sections 93, 95, 97 and 98 of this 2025 special session Act become oper-  
9 ative on July 1, 2029.**

10 **“SECTION 100. (1) The amendments to ORS 825.474, 825.476 and  
11 825.480 by sections 92, 94 and 96 of this 2025 special session Act apply  
12 to taxes imposed on or after July 1, 2027.**

13 **“(2) The amendments to ORS 818.225, 825.474, 825.476 and 825.480 by  
14 sections 93, 95, 97 and 98 of this 2025 special session Act apply to taxes  
15 imposed on or after July 1, 2029.**

16

17 **“TOLLING GENERALLY**

18

19 **“SECTION 101. Section 102 of this 2025 special session Act is added  
20 to and made a part of ORS 383.001 to 383.245.**

21 **“SECTION 102. Notwithstanding any other provision of law, the  
22 Oregon Transportation Commission and the Department of Transpor-  
23 tation, acting alone or as part of a unit of government, are prohibited  
24 from establishing or assessing a toll, except when acting on behalf of  
25 the Port of Hood River under ORS 381.312 to collect an unpaid toll es-  
26 tablished by the port.**

27 **“SECTION 103. ORS 383.003 is amended to read:**

28 **“383.003. As used in ORS 383.001 to 383.245:**

29 **“(1) ‘Department’ means the Department of Transportation.**

30 **“(2) ‘Electronic toll collection system’ means a system for collecting tolls**

1 that:

2 “(a) Does not require a vehicle to stop at a toll booth to pay the toll; and

3 “(b) Uses transponder readers and license plate capture cameras to aid in  
4 collecting tolls.

5 “(3) ‘Private entity’ means any nongovernmental entity, including a cor-  
6 poration, partnership, company or other legal entity, or any natural person.

7 “(4) ‘Related facility’ means any real or personal property that:

8 “(a) Will be used to operate, maintain, renovate or facilitate the use of  
9 the tollway;

10 “(b) Will provide goods or services to the users of the tollway; or

11 “(c) Will generate revenue that may be used to reduce tolls or will be  
12 deposited in the Toll Program Fund.

13 “(5) ‘Toll’ means any fee or charge for the use of a tollway.

14 “(6) ‘Tollway’ means any roadway, path, highway, bridge, tunnel, railroad  
15 track, bicycle path or other paved surface or structure specifically designed  
16 as a land vehicle transportation route for the use of which tolls are assessed.

17 “(7) ‘Tollway operator’ means the unit of government or the private entity  
18 that is responsible for all or any portion of the construction, reconstruction,  
19 improvement, financing, maintenance, repair and operation of a tollway or  
20 a related facility.

21 “(8) ‘Tollway project’ means any capital project involving the develop-  
22 ment, operation or equipping of a tollway, related facilities or any portion  
23 thereof.

24 “[*(9) ‘Tollway project revenue bonds’ means revenue bonds designated as*  
25 *tollway project revenue bonds under ORS 383.200.*]

26 “[*(10)*] **(9)** ‘Unit of government’ means any department or agency of the  
27 federal government, any state, [*any department or agency of a state,*] any  
28 bistate entity created by agreement under ORS 190.420 [*or other law for the*  
29 *purposes of the Interstate 5 bridge replacement project*], and any city, county,  
30 district, port or other public corporation organized and existing under stat-

1 utory law or under a voter-approved charter.

2 **“SECTION 104.** ORS 383.004 is amended to read:

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

8 *“[(a) The amount and classification of the traffic using, or anticipated to*  
9 *use, the tollway;]*

10 *“[(b) The amount of the toll proposed to be established for each class or*  
11 *category of tollway user and, if applicable, the different amounts of the toll*  
12 *depending on time and day of use;]*

13 *“[(c) The extent of the tollway, including improvements necessary for*  
14 *tollway operation and improvements necessary to support the flow of traffic*  
15 *onto or off of the tollway;]*

16 *“[(d) The location of toll booths or electronic toll collection systems to col-*  
17 *lect the toll for the tollway;]*

18 *“[(e) The cost of constructing, reconstructing, improving, installing, main-*  
19 *taining, repairing and operating the tollway;]*

20 *“[(f) The amount of indebtedness incurred for the construction of the*  
21 *tollway and all expenses and obligations related to the indebtedness including,*  
22 *without limitation, financial covenants, debt service requirements, reserve re-*  
23 *quirements and any other funding requirements established under the terms*  
24 *of any indenture prepared under ORS 383.225 and any other contracts estab-*  
25 *lishing the terms of the indebtedness, if any;]*

26 *“[(g) The value of assets, equipment and services required for the operation*  
27 *of the tollway;]*

28 *“[(h) The period of time during which the toll will be in effect;]*

29 *“[(i) The process for altering the amount of the toll during the period of*  
30 *operation of the tollway;]*

1       “[(j) *The method of collecting the toll; and*]

2       “[(k) *The rate of return that would be fair and reasonable for a private*  
3 *equity holder, if any, in the tollway.*]

4       “[(2)(a)] (1) Nothing in ORS 383.001 to 383.245 prohibits a city or county  
5 from establishing a toll on any highway, as defined in ORS 801.305, that the  
6 city or county has jurisdiction over as a road authority pursuant to ORS  
7 810.010.

8       “[(b)] (2) Nothing in ORS 383.001 to 383.245 prohibits Multnomah County  
9 from establishing a toll on the bridges across the Willamette River that are  
10 within the boundaries of the City of Portland and that are operated and  
11 maintained by Multnomah County as required under ORS 382.305 and  
12 382.310.

13       “[(c)] (3) Nothing in ORS 383.001 to 383.245 prohibits the Port of Hood  
14 River from establishing a toll on the bridges across the Columbia River that  
15 are operated and maintained by the port.

16       “[(d)] (4) Nothing in ORS 383.001 to 383.245 prohibits the Port of Cascade  
17 Locks from establishing a toll on the bridges across the Columbia River that  
18 are operated and maintained by the port.

19       “[(e)] (5) Nothing in ORS 383.001 to 383.245 prohibits a commission formed  
20 under ORS 381.705 from establishing a toll on a bridge across the Columbia  
21 River that is operated and maintained by the commission or the commission’s  
22 designee.

23       “**SECTION 104a.** If House Bill 2931 (2025) becomes law, ORS 383.004, as  
24 amended by section 4, chapter 255, Oregon Laws 2025, is amended to read:

25       “383.004. [(1) *Except as provided in subsection (3) of this section, a toll may*  
26 *not be established unless the Oregon Transportation Commission has reviewed*  
27 *and approved the toll. The commission shall adopt rules specifying the process*  
28 *under which proposals to establish tolls will be reviewed. When reviewing a*  
29 *proposal to establish tolls, the commission shall take into consideration:*]

30       “[(a) *The amount and classification of the traffic using, or anticipated to*

1 use, the tollway;]

2 “[b] The amount of the toll proposed to be established for each class or  
3 category of tollway user and, if applicable, the different amounts of the toll  
4 depending on time and day of use;]

5 “[c] The extent of the tollway, including improvements necessary for  
6 tollway operation and improvements necessary to support the flow of traffic  
7 onto or off of the tollway;]

8 “[d] The location of toll booths or electronic toll collection systems to col-  
9 lect the toll for the tollway;]

10 “[e] The cost of constructing, reconstructing, improving, installing, main-  
11 taining, repairing and operating the tollway;]

12 “[f] The amount of indebtedness incurred for the construction of the  
13 tollway and all expenses and obligations related to the indebtedness including,  
14 without limitation, financial covenants, debt service requirements, reserve re-  
15 quirements and any other funding requirements established under the terms  
16 of any indenture prepared under ORS 383.225 and any other contracts estab-  
17 lishing the terms of the indebtedness, if any;]

18 “[g] The value of assets, equipment and services required for the operation  
19 of the tollway;]

20 “[h] The period of time during which the toll will be in effect;]

21 “[i] The process for altering the amount of the toll during the period of  
22 operation of the tollway;]

23 “[j] The method of collecting the toll; ]

24 “[k] The rate of return that would be fair and reasonable based on equiv-  
25 alent market standards for a private equity holder, if any, in the tollway;  
26 and]

27 “[L] Traffic demand management.]

28 “[2] The Oregon Transportation Commission shall maintain tolls at rates  
29 sufficient to meet:]

30 “[a] Obligations to the holders of tollway project revenue bonds issued

1 *under ORS 383.200;]*

2 *“[(b) Obligations and covenants under any revenue declaration or indenture*  
3 *entered into under ORS 383.225 for outstanding tollway project revenue bonds*  
4 *issued by the State Treasurer; and]*

5 *“[(c) The requirements of any related credit enhancement devices, as defined*  
6 *in ORS 286A.001, or instruments defining the rights of holders of such in-*  
7 *struments entered in connection with tollway project revenue bonds.]*

8 *“[(3)(a)] (1) Nothing in ORS 383.001 to 383.245 prohibits a city or county*  
9 *from establishing a toll on any highway, as defined in ORS 801.305, that the*  
10 *city or county has jurisdiction over as a road authority pursuant to ORS*  
11 *810.010.*

12 *“[(b)] (2) Nothing in ORS 383.001 to 383.245 prohibits Multnomah County*  
13 *from establishing a toll on the bridges across the Willamette River that are*  
14 *within the boundaries of the City of Portland and that are operated and*  
15 *maintained by Multnomah County as required under ORS 382.305 and*  
16 *382.310.*

17 *“[(c)] (3) Nothing in ORS 383.001 to 383.245 prohibits the Port of Hood*  
18 *River from establishing a toll on the bridges across the Columbia River that*  
19 *are operated and maintained by the port.*

20 *“[(d)] (4) Nothing in ORS 383.001 to 383.245 prohibits the Port of Cascade*  
21 *Locks from establishing a toll on the bridges across the Columbia River that*  
22 *are operated and maintained by the port.*

23 *“[(e)] (5) Nothing in ORS 383.001 to 383.245 prohibits a commission formed*  
24 *under ORS 381.705 from establishing a toll on a bridge across the Columbia*  
25 *River that is operated and maintained by the commission or the commission’s*  
26 *designee.*

27 **“SECTION 104b.** ORS 291.055 is amended to read:

28 *“291.055. (1) Notwithstanding any other law that grants to a state agency*  
29 *the authority to establish fees, all new state agency fees or fee increases*  
30 *adopted during the period beginning on the date of adjournment sine die of*

1 a regular session of the Legislative Assembly and ending on the date of  
2 adjournment sine die of the next regular session of the Legislative Assembly:

3 “(a) Are not effective for agencies in the executive department of gov-  
4 ernment unless approved in writing by the Director of the Oregon Depart-  
5 ment of Administrative Services;

6 “(b) Are not effective for agencies in the judicial department of govern-  
7 ment unless approved in writing by the Chief Justice of the Supreme Court;

8 “(c) Are not effective for agencies in the legislative department of gov-  
9 ernment unless approved in writing by the President of the Senate and the  
10 Speaker of the House of Representatives;

11 “(d) Shall be reported by the state agency to the Oregon Department of  
12 Administrative Services within 10 days of their adoption; and

13 “(e) Are rescinded on adjournment sine die of the next regular session of  
14 the Legislative Assembly as described in this subsection, unless otherwise  
15 authorized by enabling legislation setting forth the approved fees.

16 “(2) This section does not apply to:

17 “(a) Any tuition or fees charged by a public university listed in ORS  
18 352.002.

19 “(b) Taxes or other payments made or collected from employers for un-  
20 employment insurance required by ORS chapter 657 or premium assessments  
21 required by ORS 656.612 and 656.614 or contributions and assessments cal-  
22 culated by cents per hour for workers’ compensation coverage required by  
23 ORS 656.506.

24 “(c) Fees or payments required for:

25 “(A) Health care services provided by the Oregon Health and Science  
26 University, by the Oregon Veterans’ Homes pursuant to ORS 408.362 and  
27 408.365 to 408.385 and by other state agencies and institutions pursuant to  
28 ORS 179.610 to 179.770.

29 “(B) Copayments and premiums paid to the Oregon medical assistance  
30 program.



1 “(C) Assessments paid to the Department of Consumer and Business Ser-  
2 vices under sections 3 and 5, chapter 538, Oregon Laws 2017.

3 “(d) Fees created or authorized by statute that have no established rate  
4 or amount but are calculated for each separate instance for each fee payer  
5 and are based on actual cost of services provided.

6 “(e) State agency charges on employees for benefits and services.

7 “(f) Any intergovernmental charges.

8 “(g) Forest protection district assessment rates established by ORS 477.210  
9 to 477.265 and the Oregon Forest Land Protection Fund fees established by  
10 ORS 477.760.

11 “(h) State Department of Energy assessments required by ORS 456.595 and  
12 469.421 (8).

13 “(i) Assessments on premiums charged by the Director of the Department  
14 of Consumer and Business Services pursuant to ORS 731.804 or fees charged  
15 by the director to banks, trusts and credit unions pursuant to ORS 706.530  
16 and 723.114.

17 “(j) Public Utility Commission operating assessments required by ORS  
18 756.310 or charges paid to the Residential Service Protection Fund required  
19 by chapter 290, Oregon Laws 1987.

20 “(k) Fees charged by the Housing and Community Services Department  
21 for intellectual property pursuant to ORS 456.562.

22 “(L) New or increased fees that are anticipated in the legislative budget-  
23 ing process for an agency, revenues from which are included, explicitly or  
24 implicitly, in the legislatively adopted budget or the legislatively approved  
25 budget for the agency.

26 “[*m*] *Tolls approved by the Oregon Transportation Commission pursuant*  
27 *to ORS 383.004.*]

28 “[*n*] **(m)** Portal provider fees as defined in ORS 276A.270 and established  
29 by the State Chief Information Officer under ORS 276A.276 (3) and recom-  
30 mended by the Electronic Government Portal Advisory Board.

1        “[o] (n) Fees set by the State Parks and Recreation Director and ap-  
2 proved by the State Parks and Recreation Commission under ORS 390.124  
3 (2)(b).

4        “(3)(a) Fees temporarily decreased for competitive or promotional reasons  
5 or because of unexpected and temporary revenue surpluses may be increased  
6 to not more than their prior level without compliance with subsection (1)  
7 of this section if, at the time the fee is decreased, the state agency specifies  
8 the following:

9        “(A) The reason for the fee decrease; and

10       “(B) The conditions under which the fee will be increased to not more  
11 than its prior level.

12       “(b) Fees that are decreased for reasons other than those described in  
13 paragraph (a) of this subsection may not be subsequently increased except  
14 as allowed by ORS 291.050 to 291.060 and 294.160.

15       **“SECTION 104c.** If House Bill 2931 (2025) becomes law, ORS 291.055, as  
16 amended by section 12, chapter 255, Oregon Laws 2025, is amended to read:

17       “291.055. (1) Notwithstanding any other law that grants to a state agency  
18 the authority to establish fees, all new state agency fees or fee increases  
19 adopted during the period beginning on the date of adjournment sine die of  
20 a regular session of the Legislative Assembly and ending on the date of  
21 adjournment sine die of the next regular session of the Legislative Assembly:

22       “(a) Are not effective for agencies in the executive department of gov-  
23 ernment unless approved in writing by the Director of the Oregon Depart-  
24 ment of Administrative Services;

25       “(b) Are not effective for agencies in the judicial department of govern-  
26 ment unless approved in writing by the Chief Justice of the Supreme Court;

27       “(c) Are not effective for agencies in the legislative department of gov-  
28 ernment unless approved in writing by the President of the Senate and the  
29 Speaker of the House of Representatives;

30       “(d) Shall be reported by the state agency to the Oregon Department of

1 Administrative Services within 10 days of their adoption; and

2 “(e) Are rescinded on adjournment sine die of the next regular session of  
3 the Legislative Assembly as described in this subsection, unless otherwise  
4 authorized by enabling legislation setting forth the approved fees.

5 “(2) This section does not apply to:

6 “(a) Any tuition or fees charged by a public university listed in ORS  
7 352.002.

8 “(b) Taxes or other payments made or collected from employers for un-  
9 employment insurance required by ORS chapter 657 or premium assessments  
10 required by ORS 656.612 and 656.614 or contributions and assessments cal-  
11 culated by cents per hour for workers’ compensation coverage required by  
12 ORS 656.506.

13 “(c) Fees or payments required for:

14 “(A) Health care services provided by the Oregon Health and Science  
15 University, by the Oregon Veterans’ Homes pursuant to ORS 408.362 and  
16 408.365 to 408.385 and by other state agencies and institutions pursuant to  
17 ORS 179.610 to 179.770.

18 “(B) Copayments and premiums paid to the Oregon medical assistance  
19 program.

20 “(C) Assessments paid to the Department of Consumer and Business Ser-  
21 vices under sections 3 and 5, chapter 538, Oregon Laws 2017.

22 “(d) Fees created or authorized by statute that have no established rate  
23 or amount but are calculated for each separate instance for each fee payer  
24 and are based on actual cost of services provided.

25 “(e) State agency charges on employees for benefits and services.

26 “(f) Any intergovernmental charges.

27 “(g) Forest protection district assessment rates established by ORS 477.210  
28 to 477.265 and the Oregon Forest Land Protection Fund fees established by  
29 ORS 477.760.

30 “(h) State Department of Energy assessments required by ORS 456.595 and

1 469.421 (8).

2 “(i) Assessments on premiums charged by the Director of the Department  
3 of Consumer and Business Services pursuant to ORS 731.804 or fees charged  
4 by the director to banks, trusts and credit unions pursuant to ORS 706.530  
5 and 723.114.

6 “(j) Public Utility Commission operating assessments required by ORS  
7 756.310 or charges paid to the Residential Service Protection Fund required  
8 by chapter 290, Oregon Laws 1987.

9 “(k) Fees charged by the Housing and Community Services Department  
10 for intellectual property pursuant to ORS 456.562.

11 “(L) New or increased fees that are anticipated in the legislative budget-  
12 ing process for an agency, revenues from which are included, explicitly or  
13 implicitly, in the legislatively adopted budget or the legislatively approved  
14 budget for the agency.

15 “[*m*] *Tolls approved by the Oregon Transportation Commission pursuant*  
16 *to ORS 383.004 and administrative fees imposed for failure to pay tolls when*  
17 *due as required under ORS 383.035.]*

18 “[*n*] **(m)** Portal provider fees as defined in ORS 276A.270 and established  
19 by the State Chief Information Officer under ORS 276A.276 (3) and recom-  
20 mended by the Electronic Government Portal Advisory Board.

21 “[*o*] **(n)** Fees set by the State Parks and Recreation Director and ap-  
22 proved by the State Parks and Recreation Commission under ORS 390.124  
23 (2)(b).

24 “(3)(a) Fees temporarily decreased for competitive or promotional reasons  
25 or because of unexpected and temporary revenue surpluses may be increased  
26 to not more than their prior level without compliance with subsection (1)  
27 of this section if, at the time the fee is decreased, the state agency specifies  
28 the following:

29 “(A) The reason for the fee decrease; and

30 “(B) The conditions under which the fee will be increased to not more

1 than its prior level.

2 “(b) Fees that are decreased for reasons other than those described in  
3 paragraph (a) of this subsection may not be subsequently increased except  
4 as allowed by ORS 291.050 to 291.060 and 294.160.

5 **“SECTION 104d.** If House Bill 2931 (2025) becomes law, section 2, chapter  
6 4, Oregon Laws 2013, as amended by section 2, chapter 255, Oregon Laws  
7 2025, is amended to read:

8 **“Sec. 2.** (1) The Legislative Assembly finds that it is in the interests of  
9 this state to undertake the Interstate 5 bridge replacement project.

10 “(2) The Interstate 5 bridge replacement project is a bistate, multimodal  
11 corridor improvement project between the Washington State Route 500  
12 interchange with Interstate 5 in Vancouver, Washington, and the Columbia  
13 Slough, south of the Victory Boulevard interchange with Interstate 5 in  
14 Portland, Oregon. The project includes:

15 “(a) New multimodal river crossings;

16 “(b) Replacement, modification and removal of the existing Interstate 5  
17 bridges;

18 “(c) Improvements to existing interchanges; and

19 “(d) Multimodal improvements to facilitate travel in the bistate corridor.

20 “[3] *The Oregon Transportation Commission may enter into agreements*  
21 *with the State of Washington, or the State of Washington’s designee, relating*  
22 *to the Interstate 5 bridge replacement project.]*

23 “[4] *The portion of toll revenues accruing to the State of Oregon from the*  
24 *Interstate 5 bridge replacement project may be used only for the purposes de-*  
25 *scribed in Article IX, section 3a, of the Oregon Constitution.]*

26 “[5] *Subject to approval by the State Treasurer, the portion of toll revenues*  
27 *accruing to the State of Oregon from the Interstate 5 bridge replacement project*  
28 *is not subject to ORS 295.001 to 295.108 while fully collateralized pursuant to*  
29 *an agreement with the State of Washington regarding collection, retention and*  
30 *disbursement of toll revenues on behalf of the State of Oregon.]*

1       **“SECTION 105.** ORS 383.015 is amended to read:

2       “383.015. (1) Tollway projects may be initiated by [*the Department of*  
3 *Transportation, by*] a unit of government having an interest in the installa-  
4 tion of a tollway[,] or by a private entity interested in constructing or op-  
5 erating a tollway project. The [*department*] **Department of Transportation**  
6 shall charge an administrative fee for reviewing and considering any tollway  
7 project proposed by a private entity, which the department shall establish  
8 by rule. All such administrative fees shall be deposited into the Toll Program  
9 Fund.

10       “(2) The department shall adopt rules pursuant to which it will consider  
11 authorization of a tollway project. The rules shall require consideration of:

12       “(a) The opinions and interests of units of government encompassing or  
13 adjacent to the path of the proposed tollway project in having the tollway  
14 installed;

15       “(b) The probable impact of the proposed tollway project on local envi-  
16 ronmental, aesthetic and economic conditions and on the economy of the  
17 state in general;

18       “(c) The extent to which funding other than state funding is available for  
19 the proposed tollway project;

20       “(d) The likelihood that the estimated use of the tollway project will  
21 provide sufficient revenues to independently finance the costs related to the  
22 construction and future maintenance, repair and reconstruction of the  
23 tollway project, including the repayment of any loans to be made from  
24 moneys in the Toll Program Fund;

25       “(e) With respect to tollway projects, any portion of which will be fi-  
26 nanced with state funds or department loans or grants:

27       “(A) The relative importance of the proposed tollway project compared to  
28 other proposed tollways; and

29       “(B) Traffic congestion and economic conditions in the communities that  
30 will be affected by competing tollway projects; and

1 “(f) The effects of tollway implementation on community and local street  
2 traffic.

3 “(3) Notwithstanding any other provision of ORS 383.001 to 383.245, no  
4 tollway project shall be authorized unless the department finds that either:

5 “(a) Based on the department’s estimate of present and future traffic  
6 patterns, the revenues generated by the tollway project will be sufficient,  
7 after payment of all obligations incurred in connection with the acquisition,  
8 construction and operation of such tollway project, to ensure the continued  
9 maintenance, repair and reconstruction of the tollway project without the  
10 contribution of additional public funds; or

11 “(b) The revenues generated by the tollway project will be at least suffi-  
12 cient to pay its operational expenses and a portion of the costs of its con-  
13 struction, maintenance, repair and reconstruction, and the importance of the  
14 tollway project to the welfare or economy of the state is great enough to  
15 justify the use of public funding for a portion of its construction, mainte-  
16 nance, repair and reconstruction.

17 “(4) If the department finds that a proposed tollway project qualifies for  
18 authorization under this section, the department may conduct or cause to  
19 be conducted any environmental, geological or other studies required by law  
20 as a condition of construction of the tollway project. The costs of completing  
21 the studies for any proposed tollway project may be paid from moneys in the  
22 Toll Program Fund that are reimbursed from the permanent financing for the  
23 project.”.

24 **“SECTION 106.** ORS 381.015 is amended to read:

25 “381.015. (1) A request for proposals or an invitation to bid issued in ac-  
26 cordance with the provisions of ORS 381.005 to 381.080 at a minimum must:

27 “(a) Require the proposer or bidder to comply with the requirements of  
28 ORS chapters 279A, 279B and 279C and other applicable laws related to en-  
29 vironmental protection, worker health and safety and employment of ap-  
30 prentices; and

1 “(b) State that the contracting agency will give a preference to procuring  
2 products, materials and components that are fabricated within the bounda-  
3 ries of this state or the State of Washington to the maximum extent feasible  
4 and practicable and taking into consideration:

5 “(A) Applicable state and federal law;

6 “(B) Whether in fabricating the products, materials and components a  
7 proposer or bidder can recycle materials or use recycled materials;

8 “(C) Whether the sites at which the products, materials or components  
9 are fabricated are in close proximity to the bridge location; and

10 “(D) Whether transportation costs and other conveniences favor or disfa-  
11 vor using products, materials and components manufactured in this state or  
12 the State of Washington.

13 “(2) An agreement made or contract entered into pursuant to the author-  
14 ity of ORS 381.005 to 381.080 shall, among other things, contain express  
15 provisions with respect to:

16 “(a) The site of the bridge.

17 “(b) The maximum financial obligation assumed by each of the contract-  
18 ing parties.

19 “(c) The estimated cost of the structure with the structure’s approaches  
20 and connecting roads.

21 “(d) The sources from which all the funds are to be obtained or derived.

22 “[*e*] *Whether the bridge is to be operated free to the public or as toll*  
23 *bridge.*]

24 “[*f*] (e) Any other appropriate matters or provisions consistent with the  
25 prudent principles of economy and good business.

26 “**SECTION 107.** ORS 381.312 is amended to read:

27 “381.312. (1) The Port of Hood River, or any private entity or unit of  
28 government that the port designates to operate a bridge in an agreement the  
29 port enters into under ORS 381.205 to 381.314, may establish, collect or alter  
30 a reasonable toll, administrative fee or civil penalty in connection with the



1 bridge.

2 “(2) The port or the private entity or unit of government that the port  
3 designates shall deposit any proceeds from a toll, administrative fee or civil  
4 penalty into an account established under an agreement described in ORS  
5 381.310. The port or unit of government shall deposit the share of proceeds  
6 that the port or unit of government receives with a depository that meets the  
7 requirements set forth in ORS chapter 295. A private entity shall deposit the  
8 share of proceeds that the private entity receives with an insured institution,  
9 as defined in ORS 706.008.

10 “[~~(3)(a)~~] **(3) A person who fails to pay a toll established under this**  
11 **section shall pay to the port the amount of the toll, a civil penalty and**  
12 **an administrative fee established by the port not to exceed the actual**  
13 **cost of collecting the unpaid toll.** The Department of Transportation, on  
14 behalf of the port, shall:

15 “[~~(A)~~] **(a)** Assess and collect the amount of a toll that a person fails to  
16 pay, plus a civil penalty and administrative fee; [~~and~~]

17 “[~~(B)~~] **(b)** Refuse to renew the motor vehicle registration of the motor  
18 vehicle of a person that failed to pay a toll, a civil penalty or an adminis-  
19 trative fee assessed under this subsection[.]; **and**

20 “[~~(b)~~ *For the purpose of conducting the activities described in paragraph*  
21 *(a) of this subsection, the department shall:*]

22 “[~~(A)~~ *Treat a toll established in connection with the bridge as a toll that*  
23 *was established under ORS 383.004;*]

24 “[~~(B)~~ *Apply the exemptions set forth in ORS 383.035 (5); and*]

25 “[~~(C)~~] **(C)** Adopt rules to establish a process by means of which the port,  
26 a private entity or a unit of government may request action from the de-  
27 partment under this subsection.

28 “**(4) A civil penalty imposed under this section may be remitted or**  
29 **reduced upon such terms and conditions as the department considers**  
30 **proper and consistent.**

1       **“(5) This section does not apply to:**

2       **“(a) A person who is a member of a category of persons exempted**  
3 **by the Port of Hood River from paying a toll; or**

4       **“(b) A person who is a member of a category of persons made eli-**  
5 **gible by the port for paying a reduced toll, to the extent of the re-**  
6 **duction.**

7       **“(6) Civil penalties imposed under this section shall be imposed in**  
8 **the manner provided by ORS 183.745.**

9       **“SECTION 107a.** If House Bill 2931 (2025) becomes law, ORS 381.312, as  
10 amended by section 13, chapter 255, Oregon Laws 2025, is amended to read:

11       “381.312. (1) The Port of Hood River, or any private entity or unit of  
12 government that the port designates to operate a bridge in an agreement the  
13 port enters into under ORS 381.205 to 381.314, may establish, collect or alter  
14 a reasonable toll, administrative fee or civil penalty in connection with the  
15 bridge.

16       “(2) The port or the private entity or unit of government that the port  
17 designates shall deposit any proceeds from a toll, administrative fee or civil  
18 penalty into an account established under an agreement described in ORS  
19 381.310. The port or unit of government shall deposit the share of proceeds  
20 that the port or unit of government receives with a depository that meets the  
21 requirements set forth in ORS chapter 295. A private entity shall deposit the  
22 share of proceeds that the private entity receives with an insured institution,  
23 as defined in ORS 706.008.

24       “~~[(3)(a)]~~ **(3) A person who fails to pay a toll established under this**  
25 **section shall pay to the port the amount of the toll, a civil penalty and**  
26 **an administrative fee established by the port not to exceed the actual**  
27 **cost of collecting the unpaid toll.** The Department of Transportation, on  
28 behalf of the port, shall:

29       “~~[(A)]~~ **(a) Assess and collect the amount of a toll that a person fails to**  
30 **pay, plus a civil penalty and administrative fee; [and]**

1       “[(B)] **(b)** Refuse to renew the motor vehicle registration of the motor  
2 vehicle of a person that failed to pay a toll, a civil penalty or an adminis-  
3 trative fee assessed under this subsection[.]; **and**

4       “[(b) *For the purpose of conducting the activities described in paragraph*  
5 *(a) of this subsection, the department shall:*]

6       “[(A) *Treat a toll established in connection with the bridge as a toll that*  
7 *was established under ORS 383.004;*]

8       “[(B) *Apply the exemptions set forth in ORS 383.035 (7); and*]

9       “[(C)] **(c)** Adopt rules to establish a process by means of which the port,  
10 a private entity or a unit of government may request action from the de-  
11 partment under this subsection.

12       “**(4) A civil penalty imposed under this section may be remitted or**  
13 **reduced upon such terms and conditions as the department considers**  
14 **proper and consistent.**

15       “**(5) This section does not apply to:**

16       “**(a) A person who is a member of a category of persons exempted**  
17 **by the Port of Hood River from paying a toll; or**

18       “**(b) A person who is a member of a category of persons made eli-**  
19 **gible by the port for paying a reduced toll, to the extent of the re-**  
20 **duction.**

21       “**(6) Civil penalties imposed under this section shall be imposed in**  
22 **the manner provided by ORS 183.745.**

23       “**SECTION 108. Section 109 of this 2025 special session Act is added**  
24 **to and made a part of ORS 381.005 to 381.080.**

25       “**SECTION 109. Any bridge constructed, purchased or otherwise ac-**  
26 **quired and operated under ORS 381.005 to 381.080 shall be operated free**  
27 **to the public.**

28       “**SECTION 110. ORS 383.001, 383.005, 383.011, 383.014, 383.017, 383.035,**  
29 **383.055, 383.200, 383.205, 383.215, 383.225, 383.235 and 383.245 are repealed.**

30       “**SECTION 110a. (1) Notwithstanding section 7, chapter 255, Oregon**

1 **Laws 2025 (amending ORS 383.005), if House Bill 2931 (2025) becomes**  
2 **law, ORS 383.005 is repealed by section 110 of this 2025 special session**  
3 **Act.**

4 **“(2) Notwithstanding section 10, chapter 255, Oregon Laws 2025**  
5 **(amending ORS 383.035), if House Bill 2931 (2025) becomes law, ORS**  
6 **383.035 is repealed by section 110 of this 2025 special session Act.**

7 **“(3) Notwithstanding section 9, chapter 255, Oregon Laws 2025**  
8 **(amending ORS 383.200), if House Bill 2931 (2025) becomes law, ORS**  
9 **383.200 is repealed by section 110 of this 2025 special session Act.**

10

11

### **“CAPTIONS**

12

13 **“SECTION 111. The unit and section captions used in this 2025 spe-**  
14 **cial session Act are provided only for the convenience of the reader**  
15 **and do not become part of the statutory law of this state or express**  
16 **any legislative intent in the enactment of this 2025 special session Act.**

17

18

### **“EFFECTIVE DATE**

19

20 **“SECTION 112. This 2025 special session Act takes effect on the 91st**  
21 **day after the date on which the 2025 special session of the Eighty-third**  
22 **Legislative Assembly adjourns sine die.”.**

23

\_\_\_\_\_