

HB 4007-11
(LC 255)
2/3/26 (HE/ps)

Requested by Representative BOSHART DAVIS

**PROPOSED AMENDMENTS TO
HOUSE BILL 4007**

1 On page 1 of the printed bill, line 2, after “153.660,” insert “184.752,
2 184.758.”

3 On page 18, line 34, delete “26” and insert “26a”.

4 On page 19, after line 44, insert:

5

6 **“PUBLIC TRANSPORTATION**

7

8 **“SECTION 29.** ORS 184.752 is amended to read:

9 “184.752. As used in ORS 184.752 to 184.766:

10 **“(1) ‘Farebox recovery ratio’ means the financial metric used in
11 public transportation to assess how much of the operating costs are
12 met through fares paid by passengers using regularly scheduled ser-
13 vice.**

14 **“[(1)] (2) ‘Public transportation service provider’ includes a qualified en-
15 tity and a city, county, special district, intergovernmental entity or any
16 other political subdivision or municipal or public corporation that provides
17 public transportation services and is not otherwise described in subsection
18 (2) of this section.**

19 **“[(2)] (3) ‘Qualified entity’ means the following:**

20 **“(a) Counties in which no part of a mass transit district or transportation
21 district exists;**

1 “(b) Mass transit districts organized under ORS 267.010 to 267.394;
2 “(c) Transportation districts organized under ORS 267.510 to 267.650; and
3 “(d) Federally recognized Indian tribes.

4 **“SECTION 30.** ORS 184.758 is amended to read:

5 “184.758. (1) The Oregon Transportation Commission shall distribute the
6 moneys in the Statewide Transportation Improvement Fund established under
7 ORS 184.751 to the Department of Transportation to pay for:

8 “(a) Program administration; and

9 “(b) Projects of statewide significance that support the transit network
10 and manage the operation of public transportation services.

11 “(2) The moneys described in subsection (1) of this section that remain
12 after the distribution of moneys described in subsection (1) of this section
13 shall be distributed as follows:

14 “(a) Conditioned upon the commission’s approval of a public transporta-
15 tion improvement plan, 90 percent to qualified entities;

16 “(b) Five percent to public transportation service providers based on a
17 competitive grant program adopted by the commission by rule;

18 “(c) Four percent to public transportation service providers to provide
19 funding assistance to cover the costs of improving public transportation
20 services between two or more communities; and

21 “(d) One percent to the Department of Transportation to establish a
22 statewide public transportation technical resource center, the purpose of
23 which is to assist public transportation service providers in rural areas with
24 technical assistance, training, transportation planning and information
25 technology.

26 “(3) A portion of the 90 percent distribution under subsection (2)(a) of this
27 section shall be dedicated to transit services for older adults and individuals
28 with disabilities. Each biennium the commission shall first distribute the
29 moneys transferred to the fund under ORS 184.751 as needed to maintain
30 funding that benefits older adults and individuals with disabilities in the

1 amount distributed during the 2019-2021 biennium. Each biennium thereafter,
2 the commission shall adjust this amount upward or downward based on the
3 rate of growth or decline of the Statewide Transportation Improvement Fund.
4 Moneys dedicated to transit services for older adults and individuals with
5 disabilities under this subsection shall be distributed as follows:

6 “(a) Each transportation district and mass transit district shall receive
7 that share of the moneys as the population of the counties in which the
8 district is situated, determined under ORS 190.510 to 190.610 last preceding
9 apportionment of the moneys, bears to the total population of this state.
10 However, if two or more districts are situated in a single county, distribution
11 of moneys under this subsection shall be determined as though only the mass
12 transit district is located in that county or, if there are two or more trans-
13 portation districts in the county, as though only the transportation district
14 with the highest population is located in that county.

15 “(b) Each county in which no part of a mass transit district or transpor-
16 tation district is located shall receive that share of the moneys as its popu-
17 lation, determined under ORS 190.510 to 190.610 last preceding apportionment
18 of the moneys, bears to the total population of this state.

19 “(c) Each federally recognized Indian tribe shall receive that share of the
20 moneys as the population of the tribe residing in Oregon, determined by the
21 commission by rule, bears to the total population of this state.

22 “(4) Each qualified entity under subsection (3) of this section shall receive
23 an annual target amount of \$67,700. Each biennium, the commission shall
24 adjust this amount upward or downward based on the rate of growth or de-
25 cline of the Statewide Transportation Improvement Fund.

26 “(5) After a portion of the 90 percent distribution under subsection (2)(a)
27 of this section is distributed to transit services for older adults and individ-
28 uals with disabilities under subsection (3) of this section, the commission
29 shall distribute the remaining amount to qualified entities as follows:

30 “(a) Each distribution must be in such shares that the amount of tax paid,

1 as required under ORS 320.550, in the area of each qualified entity bears to
2 the total amount of the tax paid statewide, provided that each qualified en-
3 tity receives an annual target amount of \$100,000. Each biennium, the com-
4 mission shall adjust this amount upward or downward based on the rate of
5 growth or decline of the Statewide Transportation Improvement Fund.

6 “(b) If more than one mass transit district or transportation district is
7 located within a single county, the commission shall distribute the moneys
8 to the larger district.

9 “(6) The commission shall adopt by rule:

10 “(a) A competitive grant program, by which a public transportation ser-
11 vice provider may apply for a percentage distribution under subsection (2)(b)
12 of this section, and the terms and conditions of grants.

13 “(b) A competitive grant program, by which a public transportation ser-
14 vice provider may apply for a percentage distribution under subsection (2)(c)
15 of this section, and the terms and conditions of grants.

16 “(c) A process to review and approve a public transportation improvement
17 plan submitted under subsection (7) of this section.

18 “(d) Procedures for appealing a rejection of a public transportation im-
19 provement plan submitted under subsection (7) of this section.

20 “(e) Any other provisions or procedures that are necessary for the com-
21 mission to carry out the provisions of ORS 184.758 to 184.766.

22 “(7)(a) To be eligible to receive a percentage distribution under sub-
23 section (2)(a) of this section, a qualified entity shall prepare and submit a
24 public transportation improvement plan to the commission.

25 “(b) The commission must approve the plan submitted by the qualified
26 entity before the commission may make a percentage distribution to the
27 qualified entity.

28 “(8) At a minimum, a public transportation improvement plan submitted
29 under this section must include:

30 “(a) For each proposed project, the amount of moneys from the percentage

1 distribution that would be allocated to the project to fund the following:

2 “(A) Increased frequency of bus service schedules in communities with a

3 high percentage of low-income households;

4 “(B) Procurement of buses that are powered by natural gas or electricity

5 for use in areas with a population of 200,000 or more;

6 “(C) Implementation of programs to reduce fares for public transportation

7 in communities with a high percentage of low-income households;

8 “(D) Expansion of bus routes and bus services to reach communities with

9 a high percentage of low-income households;

10 “(E) Improvement in the frequency and reliability of service connections

11 between communities inside and outside of the qualified entity’s service area;

12 “(F) Coordination between public transportation service providers to re-

13 duce fragmentation in the provision of transportation services;

14 “(G) Implementation of programs to provide student transit services for

15 students in grades 9 through 12; and

16 “(H) Services for older adults and people with disabilities;

17 “(b) For the current fiscal year, a summary of any plans and project

18 proposals approved by an advisory committee under ORS 184.761; [and]

19 “(c) If a qualified entity was a recipient of a percentage distribution in

20 the preceding fiscal year, the amount of moneys received from the distrib-

21 ution that were allocated to a project for the purposes described under par-

22 agraph (a) of this subsection; and

23 **“(d) Documentation that in the preceding fiscal year, the qualified**

24 **entity had a farebox recovery ratio of 50 percent or greater.**

25 “(9) If practicable, as determined by the commission by rule each qualified

26 entity shall spend at least one percent of the amount received each year

27 under subsection (2)(a) of this section to implement programs to provide

28 student transit services for students in grades 9 through 12.

29 “(10) After the commission makes a distribution under subsection (2) of

30 this section, qualified entities may enter into intergovernmental agreements

1 under ORS chapter 190 to combine the moneys received for public transpor-
2 tation improvements.

3 "(11) If the commission rejects a public transportation improvement plan
4 or a grant application submitted under this section, the commission shall
5 notify the entity or provider in writing and state the reasons for the re-
6 jection.

7 "(12) The Department of Transportation shall make all grant applications
8 submitted under this section available to the public.".

9 On page 20, line 3, delete "29" and insert "31".

10 _____