



**Lane Area Commission on Transportation**

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## Agenda Item 8

### **Legislative update**

#### **Presenter**

Paul Thompson, Central Lane MPO

#### **Action requested**

Consider proposed legislation and determine any next steps as appropriate.

#### **Summary**

This agenda item is to inform LaneACT members of proposed legislation relevant to LaneACT and transportation goals of the region and inform discussion on if and how to advance LaneACT's interests.

One example is House Bill (HB) 2619 (attachment B). HB 2619 increases the Oregon Transportation Commission membership from five (5) to nine (9) and establishes criteria for who can be considered for appointment by the Governor.

#### **Attachments**

- A. List of proposed legislation.
- B. House Bill 2619 introduced.

# LEGISLATION ASSIGNED<sup>1</sup> TO JOINT COMMITTEE ON TRANSPORTATION

BILL <sup>2</sup>	SUMMARY
HB 2095	Authorizes all cities to elect to operate photo radar if city pays costs of operating photo radar.
HB 2096	<i>Placeholder</i>
HB 2097	<i>Placeholder</i>
HB 2098	<i>Placeholder</i>
HB 2099	<i>Placeholder</i>
HB 2100	<i>Placeholder</i> Directs Department of Transportation to study issues related to transportation funding and to report to appropriate committee or interim committee of Legislative Assembly on or before September 15, 2024.
<a href="#">HB 2101</a>	Directs Department of Transportation to establish local transportation program to provide state funding in exchange for federal surface transportation funding available to cities and counties.
HB 2137	Establishes Willamette River Bridge Task Force.
HB 2139	Directs Oregon Department of Aviation to prepare report with specific recommendations for expediting return of commercial air service within City of Salem.
HB 2269	Authorizes Oregon Department of Aviation to establish by rule fees related to airports and aircraft.
HB 2289	Updates reference to applicable federal regulation in statute that specifies required percentage of ethanol in gasoline sold or offered for sale in this state.
HB 2518	Expands traffic offense of pedestrian with improper position upon or improperly proceeding along a highway to include prohibiting pedestrian on interstate highways.
HB 2524	Increases tax on fuel usable in aircraft operated by turbine engines.
HB 2613	Appropriates \$30,000,000 to Department of Environmental Quality for deposit in Zero-Emission Incentive Fund.
<a href="#">HB 2619</a>	Modifies membership of Oregon Transportation Commission.
<a href="#">HB 2658</a>	Directs Department of Transportation to determine carbon emissions of motor vehicles and impose additional registration fee based on relative vehicle carbon emissions.
HB 2662	Requires Department of Transportation, in collaboration with Tri-Met and Portland & Western Railroad to study extending Westside Express Service commuter line to Salem.
HB 2666	Requires the mass transit district known as TriMet to adopt ordinance to modify district boundaries to exclude specified territory.
HB 2668	Establishes Aurora State Airport Advisory Council for purpose of developing intergovernmental planning agreement among its members.
<a href="#">HB 2677</a>	Requires Department of Transportation to provide funding plan for highway maintenance when transportation project that adds lane miles is added to STIP.
<a href="#">HB 2691</a>	Provides that any agreement related to providing ultra-high-speed ground transportation in this state must include service to Eugene.
HB 2692	Directs Department of Transportation to work with Washington State Department of Transportation and British Columbia Ministry of Transportation and Infrastructure to develop plans to operate and fund rail transportation.
HB 2756	Transfers jurisdiction of Hall Boulevard to City of Tigard.
<a href="#">HB 2777</a>	Authorizes city or county to impose public transit incentive surcharge on amount of any fine for violation of city's or county's motor vehicle parking code.
HB 2779	<i>Placeholder</i> Directs Department of Transportation to study issues related to improving ground transportation infrastructure resilience and to report to appropriate committee or interim committee of Legislative Assembly on or before September 15, 2024.
HB 2781	Authorizes formation of bridge district in capital city region, consisting of Benton, Marion, Polk and Yamhill Counties.
HB 2785	<i>Placeholder</i> Directs Department of Transportation to study issues related to improving transportation infrastructure resilience and to report to appropriate committee or interim committee of Legislative Assembly on or before September 15, 2024.
HB 2787	Directs Department of Transportation to notify vehicle dealers when department discovers documentation or fees vehicle dealer submitted to register or title vehicle are missing or incomplete.
HB 2790	Directs Department of Transportation to provide two days' notice to vehicle dealers and dismantlers before inspecting records unless department is responding to complaint.
HB 2793	<i>Placeholder</i>
HB 2796	Expands all-terrain vehicle highway access routes to include county roads.
HB 2834	Prohibits governing body of local government from granting exclusive right to one operator to develop vertiports or control vertiport operations within local government's jurisdiction.

BILL <sup>2</sup>	SUMMARY
HB 2951	Directs Department of Transportation to establish program for awarding grants to providers of traffic safety education courses to fund Spanish language traffic safety education courses.
HB 3034	Appropriates moneys from General Fund to Department of Transportation for transfer to City of Sherwood to construct underpass beneath Cedar Creek Trail.
HB 3041	Directs Department of Transportation to study laws related to graduated driver license program and to provide results of study in report to interim committees of Legislative Assembly no later than September 15, 2024.
HB 3058	Directs Oregon Department of Aviation to study issues related to improving airport infrastructure resilience and to report to appropriate committee or interim committee of Legislative Assembly on or before September 15, 2024.
HB 3080	Directs Department of Transportation to allow vehicle dealers that sold more than 100 vehicles in previous calendar year to electronically transmit certain documents related to vehicle sales.
SB 14	Requires Department of Transportation to study options for expanding passenger rail service in Oregon. (Portland<>Ontario)
SB 16	Requires Department of Transportation to study funding options to support transportation by rail.
SB 72	Establishes DMV Modernization Task Force to study options for expanding number of driver and motor vehicle services available to public through private providers.
SB 445	Establishes Rural Traffic Safety Grant Fund to provide grants to rural cities for installation and improvement of traffic control devices and crosswalks.
SB 512	Requires that fee for motor vehicle emission certificates of compliance issued after inspection that did not occur at department test station and did not use testing equipment owned by department not exceed lowest fee for other motor vehicle emissions certificates of compliance.
SB 598	Transfers jurisdiction of Southeast Powell Boulevard to City of Portland.
SB 635	Authorizes county governing body to require and charge fee for permit to construct or alter line, fixture or facility within right of way of public road under jurisdiction of county.
SB 645	Provides one month extension on use of studded tires for vehicles traveling in Deschutes County.
SB 671	Directs Department of Transportation to provide walk-in appointments for written driver license test.
SB 693	Establishes voluntary bicycle registration program.
SB 719	Defines terms used in Article IX, section 16, of Oregon Constitution.
SB 771	Provides that person who is registered owner of motor vehicle registered at address that is within City of Wilsonville may apply for exemption from paying toll on Interstate 5 Boone Bridge.
SJR 2	Proposes amendment to Oregon Constitution to authorize use of motor vehicle-related tax revenue for infrastructure that reduces traffic burden of, or pollution from, motor vehicles on public roads in this state.
SJR 19	Proposes amendment to Oregon Constitution to prohibit public body from assessing highway toll unless toll was assessed before January 1, 2018, toll is assessed for use of Bridge of the Gods, Hood River Bridge or Hood River-White Salmon Interstate Bridge, or proposed toll is approved by majority of total votes cast in elections held in counties with border located within 15-mile radius of any section of highway proposed to be tolled.

BILL <sup>2</sup>	SUMMARY
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## LEGISLATION ASSIGNED<sup>1</sup> TO OTHER COMMITTEES

SB 119	Requires Department of Transportation, Oregon Department of Administrative Services and any contracting agency that uses funds from American Rescue Plan Act of 2021 to study use of apprentices in projects for public works and other public improvement projects.
SB 125, HB 2720	Directs Department of Transportation to establish grant program for fuel cell electric vehicle and hydrogen fueling demonstration projects.
SB 343	Directs Department of Transportation to study issues related to driving privileges and to report to appropriate committee or interim committee of Legislative Assembly on or before September 15, 2024.
SB 431	Appropriates moneys from General Fund to Department of Transportation for distribution to Port of Hood River for construction of Hood River-White Salmon Interstate Bridge.
SB 440	Directs Department of Transportation to establish intensive planting pilot program to plant trees and vegetation in highway right of way for purpose of sequestering carbon.
HB 2051	Applies insurance requirements for drivers that provide transportation services in affiliation with transportation network companies to drivers that provide delivery services to customers in affiliation with transportation network companies.
HB 2233, HB 2585	Ends automatic voter registration through Oregon Motor Voter.
<a href="#">HB 2301</a>	Imposes tax on use of electricity to charge battery of electric vehicle at rate equivalent to rate of license tax imposed on first sale, use or distribution of motor vehicle fuel.
HB 2338, HB 2369	Directs Department of Transportation to study issues related to driving privileges and to report to appropriate committee or interim committee of Legislative Assembly on or before September 15, 2024.
HB 2614	Requires transportation network companies to meet or exceed specified targets for percentage of service miles provided by zero-emission vehicles.
HB 2786	Requires Oregon Department of Emergency Management to study seaport transportation infrastructure resilience.
HB 2799	Appropriates moneys from General Fund to Department of Transportation for grants to erect and maintain livestock safety fencing along portions of state highway where there is high risk of conflict between traveling public and livestock.
HB 3000	Appropriates moneys from General Fund to Department of Transportation to cover costs associated with Fallen Hero roadside memorial signs and veterans' recognition registration plates for biennium beginning July 1, 2023.
HB 3001	Directs Department of Transportation to waive fee for Fallen Hero roadside memorial highway sign if applicant is Gold Star Family member and funds are appropriated or otherwise made available to department for purpose of paying fees.
<a href="#">HB 3113</a>	Appropriates moneys from General Fund to Department of Transportation, for biennium beginning July 1, 2023, for improving safety and increasing access to walking, biking and transit on state highways that serve as community main streets.
<a href="#">HB 3131</a>	Requires Department of Transportation to study means of imposing tax on use of electricity to charge electric vehicles at rate equivalent to tax rate imposed per gallon on motor vehicle fuel.

1. Committee assignments may change as bills progress

2. [Click on link provided above to read full text of highlighted bills. Otherwise, go to this page, click on the "Bills" icon, and search for the bill](#)

# House Bill 2619

Sponsored by Representatives PHAM K, DEXTER, Senator CAMPOS; Representatives GAMBIA, HUDSON, WALTERS (Pre-session filed.)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Modifies membership of Oregon Transportation Commission. Directs Governor to appoint executive director for commission.

## A BILL FOR AN ACT

1  
2 Relating to the Oregon Transportation Commission; creating new provisions; and amending ORS  
3 184.612.

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

5 **SECTION 1.** ORS 184.612 is amended to read:

6 184.612. (1) There is established the Oregon Transportation Commission consisting of [*five*] **nine**  
7 members appointed by the Governor, subject to confirmation by the Senate pursuant to Article III,  
8 section 4, of the Oregon Constitution. A member serves at the pleasure of the Governor.

9 [*(2) The Governor shall appoint members of the commission in compliance with all of the*  
10 *following:*]

11 [*(a) Members shall be appointed with consideration of the different geographic regions of the state*  
12 *with one member being a resident of the area east of the Cascade Range.*]

13 [*(b) Not more than three members who belong to one political party. Party affiliation shall be de-*  
14 *termined by the appropriate entry on official election registration cards.*]

15 **(2) The Governor shall appoint the nine members of the commission. The commission**  
16 **must include:**

17 **(a) One member who has not attained 25 years of age as of the date of appointment.**

18 **(b) One member whose primary method of travel is other than a motor vehicle.**

19 **(c) One member who is a person with a disability, has a family member with a disability**  
20 **or is a member of an advocacy group for people with disabilities.**

21 **(d) One member who represents the interests of Oregon Indian tribes and has knowledge**  
22 **of tribal transportation issues, appointed in consultation with the Commission on Indian**  
23 **Services.**

24 **(3) The Governor shall appoint members to the commission so that there is at least one**  
25 **member of the commission from each congressional district in this state and so that no more**  
26 **than three members reside in the same congressional district.**

27 **(4) At the time of appointment, commission members may not serve state government,**  
28 **as defined in ORS 174.111, as an elected official, appointed official, employee or agent, irre-**  
29 **spective of whether the person is compensated for the services. This subsection does not**  
30 **apply to members who are members of the commission and who are reappointed to serve on**  
31 **the commission.**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1        [(3)] (5) At the time of appointment, a member or a relative of a member, as defined in ORS  
2 244.020, may not have an actual conflict of interest, as defined in ORS 244.020.

3        [(4)] (6) Notwithstanding ORS 244.120 (2), when met with a potential or actual conflict of inter-  
4 est, as those terms are defined in ORS 244.020, a member shall announce publicly the nature of the  
5 potential or actual conflict and:

6        (a) Except as provided in paragraph (b) of this subsection, refrain from participating as a public  
7 official in any discussion or debate on the issue out of which the potential or actual conflict arises  
8 or from voting on the issue.

9        (b) If the member's vote is necessary to meet a requirement of a minimum number of votes to  
10 take official action, be eligible to vote, but not to participate as a public official in any discussion  
11 or debate on the issue out of which the potential or actual conflict arises.

12        [(5)] (7) The term of office of each member is four years. Before the expiration of the term of  
13 a member, the Governor shall appoint a successor whose term begins on July 1 next following. A  
14 member is eligible for reappointment. In case of a vacancy for any cause, the Governor shall appoint  
15 a person to fill the office for the unexpired term. **A member is eligible for reappointment for a**  
16 **total of two consecutive terms.**

17        [(6)] (8) The Governor shall appoint one of the members as chairperson. The chairperson shall  
18 appoint one of the other members as vice chairperson. The chairperson and vice chairperson shall  
19 have such terms, duties and powers as the [*Oregon Transportation*] commission determines are nec-  
20 essary for the performance of such offices.

21        [(7)] (9) A majority of the members of the commission constitutes a quorum. If a quorum is  
22 present at a meeting, the commission may take action by an affirmative vote by a majority of the  
23 members who are present. An individual member may not exercise individually any administrative  
24 authority with respect to the Department of Transportation.

25        [(8)] (10) The commission shall meet at least quarterly, at a time and place determined by the  
26 commission. The commission shall also meet at such other times and places as are specified by the  
27 call of the chairperson or of a majority of the commission.

28        [(9)] (11) A vacancy does not impair the right of the remaining members to exercise all the  
29 powers of the commission, except that three members of the commission must agree in the selection,  
30 vacation or abandonment of state highways, and in case the members are unable to agree the Gov-  
31 ernor shall have the right to vote as a member of the commission.

32        [(10)] (12) The commission shall keep complete and accurate records of all the meetings, trans-  
33 actions and business of the commission at the office of the Department **of Transportation.**

34        [(11)] (13) The commission may provide an official seal.

35        [(12)] (14) [*The commission may hire staff the commission deems necessary to assist the commission*  
36 *in carrying out its duties.*] **The Governor shall appoint an executive director for the commission**  
37 **who shall be in the exempt service and who shall be responsible for the performance of duties**  
38 **assigned by the commission. Subject to the State Personnel Relations Law, the executive**  
39 **director may employ appropriate staff to carry out the duties assigned by the commission.**  
40 The staff shall be considered employees of the department for purposes of the State Personnel Re-  
41 lations Law under ORS chapter 240.

42        [(13)] (15) A member of the commission is entitled to compensation and expenses as provided  
43 by ORS 292.495.

44        (16) **The department shall make available to each member of the commission an elec-**  
45 **tronic mail address accessible by Oregonians on the Internet. The webpage for the commis-**

1 sion must include the electronic mail addresses at which the commissioners may be  
2 contacted.

3 (17) To the extent possible, when meetings are held by video or other virtual means, the  
4 commission must avoid obscuring the face of a person providing oral testimony.

5 **SECTION 2.** (1) On June 30, 2024, the term of office of members of the Oregon Trans-  
6 portation Commission then holding office shall cease. A member whose term of office has  
7 been terminated by this subsection is eligible for reappointment to the Oregon Transporta-  
8 tion Commission.

9 (2) Notwithstanding the term of office specified by ORS 184.612, of the members first  
10 appointed to the Oregon Transportation Commission:

11 (a) Two shall serve for a term ending June 30, 2025.

12 (b) Two shall serve for a term ending June 30, 2026.

13 (c) Two shall serve for a term ending June 30, 2027.

14 (d) Three shall serve for a term ending June 30, 2028.

15 **SECTION 3.** Section 2 of this 2023 Act is repealed on January 2, 2029.  
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