

HB 3049 STAFF MEASURE SUMMARY

Joint Committee On Transportation

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Meeting Dates: 3/11

WHAT THE MEASURE DOES:

Authorizes a county governing body to require and charge a fee for permit to construct or alter a line, fixture, or facility within the right of way of a public road under the county's jurisdiction. Authorizes public bodies to charge utilities for costs incurred that result from failure of utilities to relocate utility facilities in the highway right of way under certain circumstances.

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Oregon law allows for construction and operation of utility lines, fixtures, and other facilities along the public roads of the state, except within city limits, provided that they do not obstruct public roads or navigable streams. Counties and the Oregon Department of Transportation have authority to designate location for roads under their jurisdiction where these facilities may be located.

House Bill 3049 authorizes counties to require a permit for construction or alteration of utility lines, fixtures, and facilities within right of way of highways under their jurisdiction. The measure also allows counties to charge utilities for any costs incurred due to failure to relocate utility facilities in cases where notice was provided regarding work that would require relocation of utility facilities.