

**HB 2099 A STAFF MEASURE SUMMARY**

Carrier: Rep. McLain

**Joint Committee On Transportation****Action Date:** 05/18/23**Action:** Do pass with amendments. (Printed A-Eng.)**House Vote****Yeas:** 7 - Boshart Davis, Evans, Helfrich, Mannix, McLain, Nathanson, Pham K**Senate Vote****Yeas:** 4 - Boquist, Findley, Frederick, President Wagner**Exc:** 1 - Woods**Fiscal:** Fiscal impact issued**Revenue:** Has minimal revenue impact**Prepared By:** Patrick Brennan, LPRO Analyst**Meeting Dates:** 5/9, 5/18**WHAT THE MEASURE DOES:**

Allows Oregon Transportation Commission to reduce amount of cash match for Safe Routes to Schools grants by rule, and directs Commission to prioritize expenditures for projects located within a two-mile radius of schools serving grades 1-12. Modifies language permitting Oregon Department of Transportation (ODOT) to provide grants under Connect Oregon when at least \$50 million is available in the Connect Oregon Fund. Specifies that, for use fuel purposes, a valid user's license is not required if the tax for all fuel used is paid at time of sale, or if person is subject to either weight-mile tax or flat fee rate. Adds definition of "liquefied petroleum gas" to use fuel statutes. Increases volumes of compressed natural gas, and adds volumes of liquefied petroleum gas, liquefied natural gas, and hydrogen for taxation of use fuels. Revises Small City Allocation to specify that moneys may be used on roads for project elements required for compliance with federal or state law. Clarifies that all moneys in Small City Account are to be expended to the extent that moneys are available. References small city advisory committee as consultant for ODOT for entering into agreements with cities and directs advisory committee to provide department with ranked list of applications. Directs ODOT to adopt rules necessary to administer the federal Drug and Alcohol Clearinghouse and prohibits department from issuing or renewing commercial driving privileges for person who has not complied with rules. Revises statutes related to regulation and certification of persons and organizations for safe operation of motor vehicles, including commercial motor vehicles. Modified term "endorsement" to "approval" for county sheriff for purposes of emergency driver permits and special student driver permits. Clarifies that ODOT may issue temporary permits for Class C driver licenses and noncommercial driving permits and may establish eligibility by rule. Modifies provisions for permanent suspension of commercial driving privileges. Permits weighmaster or motor carrier enforcement officer to present evidence in lieu of city or district attorney in certain cases. Provides that inspection of vehicle dealers should be during normal business hours Monday through Friday. Modifies provisions related to renewal of vehicle dealer certificates. Modifies provisions related to use of vehicle dealer plates. Permits ODOT to revoke, suspend, or place on probation vehicle dealers for failure to pay certain civil penalties or for display of dealer plates on vehicles not for sale. Allows ODOT to determine which special interest plates are available for issuance, and allows department to determine whether plates no longer currently issued may still be transferred. Authorizes ODOT to designate, by rule, law enforcement agencies to perform vehicle identification number inspections. Deletes provision allowing voluntary reporting of odometer reading to department for vehicles 10 years old or older. Repeals sections related to commercial driver training schools and revises ODOT rulemaking authority for commercial driving schools. Modifies fees for certain certificates for dealers, dismantlers, towing businesses, vehicle transporters, training instructors, and commercial driver training schools. Limits to 10 the number of special vehicle transporter plates or devices for holders of vehicle transporter certificates. Designates use of vehicle transporter plate outside

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of State of Oregon as improper use of vehicle transporter plate, punishable as Class D traffic violation. Clarifies meaning of "qualified provider" of driving tests. Allows ODOT to enter into intergovernmental agreement with City of Portland for removal, storage, and disposition of personal property left or displayed on property owned by department. Takes effect on 91st day following adjournment sine die.

### **ISSUES DISCUSSED:**

- Whether measure would require three-fifths vote due to revenue increase
- Other measures related to traffic safety education
- Graffiti and property removal
- Provisions of amendment

### **EFFECT OF AMENDMENT:**

Replaces the measure.

### **BACKGROUND:**

House Bill 2099 A is the omnibus transportation measure for the 2023 Legislative Session. It makes a number of changes related to a variety of programs, including: Safe Routes to Schools; grants under the Connect Oregon program; use fuels; transportation through the Small City Account; commercial driver privileges and training; emergency student driver permits and special student driver permits; weighmasters presenting evidence in certain court proceedings; vehicle dealer inspections; license plates; inspection procedures for vehicle identification numbers; voluntary odometer reporting; privileges of holders of vehicle transporter certificates; and intergovernmental agreements between the Oregon Department of Transportation and the City of Portland for removal, storage, and disposition of personal property on department property.