

SENATE AMENDMENTS TO SENATE BILL 1601

By JOINT COMMITTEE ON WAYS AND MEANS

March 4

1 In line 2 of the printed bill, after the first semicolon insert “creating new provisions;” and delete
2 “292.411” and insert “292.010, 292.039, 292.311, 292.411, 292.930, 327.342, 327.008 and 565.447 and
3 section 7, chapter 708, Oregon Laws 2013, and section 71d, chapter 750, Oregon Laws 2017”.

4 Delete lines 4 through 24 and insert:
5

“JUDICIAL SALARIES

6
7
8 “**SECTION 1.** ORS 292.411 is amended to read:

9 “292.411. (1)(a) The annual salary of the Chief Justice of the Supreme Court shall be \$157,076
10 for the period beginning on January 1, 2019, and ending on June 30, 2020.

11 “(b) On July 1, 2020, the annual salary of the Chief Justice of the Supreme Court, as adjusted
12 under ORS 292.428, shall be increased by \$5,000.

13 “(c) On July 1, 2025, the annual salary of the Chief Justice of the Supreme Court shall be
14 \$224,784.

15 “(d) On July 1, 2027, the annual salary of the Chief Justice of the Supreme Court shall be 110
16 percent of the salary specified in paragraph (c) of this subsection, as adjusted under ORS 292.428.

17 “(2)(a) The annual salary of each other judge of the Supreme Court shall be \$154,040 for the
18 period beginning on January 1, 2019, and ending on June 30, 2020.

19 “(b) On July 1, 2020, the annual salary of each other judge of the Supreme Court, as adjusted
20 under ORS 292.428, shall be increased by \$5,000.

21 “(c) On July 1, 2025, the annual salary of each other judge of the Supreme Court shall be
22 \$220,596.

23 “(d) On July 1, 2027, the annual salary of each other judge of the Supreme Court shall be 110
24 percent of the salary specified in [subsection (3) of this section] **paragraph (c) of this subsection**,
25 as adjusted under ORS 292.428.
26

“SEX OFFENDER CLASSIFICATION

27
28
29 “**SECTION 2.** Section 7, chapter 708, Oregon Laws 2013, as amended by section 27, chapter 820,
30 Oregon Laws 2015, section 31, chapter 442, Oregon Laws 2017, section 1, chapter 488, Oregon Laws
31 2017, and section 1, chapter 430, Oregon Laws 2019, is amended to read:

32 “**Sec. 7.** (1) As used in this section and ORS 163A.200 to 163A.210:

33 “(a) ‘Event triggering the obligation to make an initial report’ has the meaning given that term
34 in ORS 163A.110.

35 “(b) ‘Existing registrant’ means a person for whom the event triggering the obligation to make

1 an initial report under ORS 163A.010 (3)(a)(A), 163A.015 (4)(a)(A) or 163A.020 (1)(a)(A), (2)(a)(A) or
2 (3)(a)(A) occurs before January 1, 2014.

3 “(2)(a) No later than [December 1, 2026] **June 30, 2030**, the State Board of Parole and Post-Prison
4 Supervision shall classify existing registrants in one of the levels described in ORS 163A.100. The
5 Department of State Police shall enter the results of the classifications described in this section into
6 the Law Enforcement Data System within a reasonable time after receipt.

7 “(b) The board shall classify an existing registrant as a level three sex offender under ORS
8 163A.100 (3), if:

9 “(A) The person was previously designated a predatory sex offender and the designation was
10 made after the person was afforded notice and an opportunity to be heard as to all factual questions
11 at a meaningful time and in a meaningful manner; or

12 “(B) The person is a sexually violent dangerous offender under ORS 137.765.

13 “(c) The Psychiatric Security Review Board may complete the risk assessment of an existing
14 registrant who is under the jurisdiction of the Psychiatric Security Review Board, regardless of
15 whether the person has been found guilty except for insanity of a sex crime or was previously con-
16 victed of a sex crime, if the State Board of Parole and Post-Prison Supervision and the Psychiatric
17 Security Review Board mutually agree that the Psychiatric Security Review Board has adequate
18 resources to perform the assessment and that the performance of the assessment by the Psychiatric
19 Security Review Board would assist in classifying the existing registrant in a more timely manner.

20 “(3) As soon as practicable following the classification of an existing registrant under this sec-
21 tion, the classifying board shall notify the person of the classification by mail.

22 “(4)(a) An existing registrant who seeks review of a classification made under this section as a
23 level two or level three sex offender as described in ORS 163A.100 may petition the classifying board
24 for review. The petition may be filed no later than 60 days after the board provides the notice de-
25 scribed in subsection (3) of this section.

26 “(b) Upon receipt of a petition described in this subsection, the classifying board shall afford the
27 person an opportunity to be heard as to all factual questions related to the classification.

28 “(c) After providing the person with notice and an opportunity to be heard in accordance with
29 this subsection, the board shall classify the person in accordance with the classifications described
30 in ORS 163A.100, based on all of the information available to the classifying board.

31 “(5) The boards shall adopt rules to carry out the provisions of this section.

32 “(6) An existing registrant may not petition for reclassification or relief from the obligation to
33 report as a sex offender as provided in ORS 163A.125 until either all existing registrants have been
34 classified in one of the levels described in ORS 163A.100 or December 1, 2018, whichever occurs
35 first.

36 “(7) Notwithstanding ORS 163A.225 or any other provision of law, the Department of State Po-
37 lice may until December 1, 2018, continue to use the Internet to make information available to the
38 public concerning any adult sex offender designated as predatory as authorized by the law in effect
39 on December 31, 2013.

40 “(8)(a) If the State Board of Parole and Post-Prison Supervision or the Psychiatric Security Re-
41 view Board does not classify an existing registrant under ORS 163A.100 because the person has
42 failed or refused to participate in a sex offender risk assessment as directed by the State Board of
43 Parole and Post-Prison Supervision or the Psychiatric Security Review Board, the appropriate board
44 shall classify the person as a level three sex offender under ORS 163A.100 (3).

45 “(b) If an existing registrant classified as a level three sex offender under this subsection noti-

1 fies the State Board of Parole and Post-Prison Supervision or the Psychiatric Security Review Board
2 of the willingness to participate in a sex offender risk assessment, the appropriate board shall per-
3 form the assessment and classify the existing registrant in one of the levels described in ORS
4 163A.100.

5 “(9) The State Board of Parole and Post-Prison Supervision or the Psychiatric Security Review
6 Board may reassess or reclassify an existing registrant placed in one of the levels described in ORS
7 163A.100 under this section if the classifying board determines that a factual mistake caused an
8 erroneous assessment or classification.

9
10 **“SUMMER LEARNING GRANT PROGRAM REPORTING**

11
12 **“SECTION 3.** ORS 327.342 is amended to read:

13 “327.342. (1) The Department of Education shall establish and administer the Summer Learning
14 Grant program.

15 “(2)(a) Under the grant program, the department shall award grants for summer learning pro-
16 grams that are provided to incoming kindergarten students through outgoing grade 12 students.

17 “(b) A summer learning program is eligible for a grant if the program focuses on improving a
18 student’s reading proficiency by:

19 “(A) Prioritizing the improvement of student academic outcomes;

20 “(B) Incorporating evidence-based literacy instruction and interventions designed to support
21 students who are reading below grade level; and

22 “(C) Using a variety of learning strategies that:

23 “(i) Align with academic content standards adopted under ORS 329.045;

24 “(ii) Are focused on evidence-based literacy, mathematics, science or language arts; and

25 “(iii) When appropriate, assist with credit recovery.

26 “(c) A summer learning program may include enrichment activities if the activities are designed
27 to improve student academic outcomes and are combined with evidence-based interventions.

28 “(3) A summer learning program must be provided for a minimum of 80 total hours for each
29 session of the program. Calculations made under this subsection may include hours provided by an
30 entity with which a partnership has been entered into, as described in subsection (4)(c) of this sec-
31 tion.

32 “(4)(a) Any school district, education service district, public charter school or federally recog-
33 nized Indian tribe in this state, or any combination thereof, may apply to receive a grant under this
34 section for a summer learning program.

35 “(b) The department shall award a grant to an applicant based on whether the applicant meets
36 the requirements for the grant. An application for a grant must include:

37 “(A) A description of the summer learning program and how the program satisfies the require-
38 ments described in subsections (2) and (3) of this section.

39 “(B) Documentation that the applicant has a plan for summer learning, which may include:

40 “(i) An early literacy success plan developed under ORS 327.831 to receive a grant under the
41 Early Literacy Success School Grant program; or

42 “(ii) A plan developed under ORS 327.883 to receive a grant under the High School Graduation
43 and College and Career Readiness Act.

44 “(C) An identification of the assessments that the applicant will provide at the beginning of the
45 summer learning program and after the summer learning program. Assessments are subject to ap-

1 proval by the department and shall be used for the purpose of the report described in subsection
2 (7)(e) of this section.

3 “(D) A description of the budget for how the grant will be used, including the budget of the
4 applicant related to the provision of a summer learning program.

5 “(c)(A) An applicant for a grant may enter into a partnership with one or more entities as de-
6 scribed in this paragraph to provide a summer learning program that is funded by a grant under this
7 section.

8 “(B) Entities with which an applicant may enter into a partnership include a school district, an
9 education service district, a public charter school, an institution of higher education, a unit of local
10 government as defined in ORS 190.003, a local service district as defined in ORS 174.116, a federally
11 recognized Indian tribe in this state, a community-based organization or a nonprofit entity.

12 “(C) An applicant may enter into a partnership with an entity identified in subparagraph (B) of
13 this paragraph if the entity has demonstrated an ability to assist in literacy instruction and activ-
14 ities or academic enrichment, as determined by the applicant.

15 “(D) If an applicant applies for a grant based on a plan that includes a partnership with an en-
16 tity identified in subparagraph (B) of this paragraph, the applicant must provide with the application
17 a written letter of support from the entity. The letter must include a description of services to be
18 provided by the entity and the budget of the entity for the provision of those services.

19 “(5)(a) When awarding grants, the department shall prioritize applicants that:

20 “(A) Submit a summer learning plan that uses research-aligned literacy strategies, as defined in
21 ORS 327.825.

22 “(B) Have the lowest rates of reading proficiency, as determined based on criteria provided by
23 the department.

24 “(C) Have focused interventions that target students who have demonstrated academic needs,
25 including students whose level of proficiency is not at grade level.

26 “(b) The department shall establish the process and timelines for awarding a grant under this
27 section. The process must be communicated on the department’s website and be easily accessible
28 by applicants.

29 “(6)(a) Grants awarded under this section may be used for all expenses related to:

30 “(A) Providing personnel and staffing for a summer learning program, including professional
31 development.

32 “(B) Providing summer learning, including curriculum, technology and other supplies.

33 “(C) Contracting with third parties to provide a summer learning program.

34 “(D) Providing facilities that will support and accommodate a summer learning program.

35 “(E) Providing student transportation for a summer learning program.

36 “(F) Providing nutritious snacks and meals to participants of a summer learning program when
37 snacks or meals are not provided through the United States Department of Agriculture’s Summer
38 Food Service Program or through a summer meals program that is part of a national lunch program.

39 “(b) Expenses for allowed uses identified in paragraph (a) of this subsection may include the
40 administrative expenses of an entity with which a recipient of a grant has entered into a partnership
41 as described in subsection (4)(c) of this section.

42 “(c) A recipient of a grant received under this section may use a percentage of the grant moneys
43 for the administrative expenses of the recipient as follows:

44 “(A) Five percent of the grant amount, excluding any amounts used for student transportation,
45 if the recipient has entered into a partnership with an entity as described in subsection (4)(c) of this

1 section to administer the summer learning program in its entirety, with the exception of the pro-
2 vision of student transportation; or

3 “(B) Ten percent of the grant amount, excluding any amounts used for student transportation,
4 for a recipient who has not entered into a partnership with an entity as described in subparagraph
5 (A) of this paragraph.

6 “(7) Recipients of a grant must provide to the department a report that includes:

7 “(a) The number and demographics of students served by the summer learning program;

8 “(b) Activities of the summer learning program, including the number of hours for each activity;

9 “(c) Information regarding staffing levels of the summer learning program and training provided
10 to staff of the summer learning program;

11 “(d) A description of how activities of the summer learning program supported the requirements
12 described in subsections (2) and (3) of this section;

13 “(e) An evaluation of the assessments provided at the beginning of the summer learning program
14 and at the end of the summer learning program to identify changes in students’ academic outcomes
15 and to determine the effectiveness of the program;

16 “(f) The identification of any successful activities or strategies and of any activities or strategies
17 that may need to be modified;

18 “(g) The identification of the number of credits earned by participants of the summer learning
19 program, if applicable; and

20 “(h) A budget report on how the grant moneys were used.

21 “(8) Each year, the department shall prepare *[reports that summarize]* **a report that summa-**
22 **rizes** the reports received from recipients of a grant under subsection (7) of this section. The de-
23 partment shall provide **the report** to *[the subcommittee of]* the Joint Committee on Ways and Means
24 *[related to education:]* **no later than January 30 of each year.**

25 “[*a*] *A preliminary report no later than January 15 of each year.*]

26 “[*b*] *A final report no later than February 15 of each year.*]

27 “(9) Each biennium, the department shall review statewide student academic outcomes to de-
28 termine which academic content areas to prioritize for summer learning programs for the upcoming
29 biennium.

30 “(10) The State Board of Education may adopt any rules necessary for the administration of this
31 section.

32 33 “PAY FREQUENCY 34

35 “**SECTION 4.** ORS 292.010 is amended to read:

36 “292.010. The salaries of the Governor, Secretary of State, State Treasurer, Attorney General,
37 judges of the Supreme and circuit courts, district attorneys, and all other state officers, and all
38 persons employed by the state whose salary or compensation is payable by law out of the State
39 Treasury, shall be paid *[monthly or on a biweekly basis]* **at a frequency of at least once per**
40 **month.**

41 “**SECTION 5.** ORS 292.039 is amended to read:

42 “292.039. (1) The payment of the salary or compensation of the employees of the Department of
43 Transportation and the officers and employees of any state agency, as defined in ORS 291.002, if
44 such agency is authorized by the Director of the Oregon Department of Administrative Services,
45 where such salary or compensation is payable out of the State Treasury and is fixed by law or the

1 proper governing board or authority at a definite rate per day, week, month or year, shall be made
2 [*monthly*] **periodically**, as provided in this section.

3 “(2) The superintendent, president or chief executive officer of the institutions, boards, commis-
4 sions or state agencies listed in subsection (1) of this section, or such other officer thereof as may
5 be, with the approval of the department, designated by the proper governing board or authority,
6 shall, at the end of each [*month*] **payroll period**, make out, certify and transmit to the department,
7 a payroll, duly verified by the superintendent, president or chief executive officer or designated
8 other officer and approved by the proper auditing committee or officer, showing the names of the
9 several officers and employees during the preceding payroll period, the rate of compensation of each
10 by the day, week, month or year, the time employed, the amount due and any other facts the de-
11 partment requires. The department, if it approves the payroll, shall draw a warrant on the State
12 Treasurer for the aggregate amount allowed by it thereon, in favor of the superintendent, president
13 or other officer of the institution, board, commission or state agency, who shall immediately pay
14 over the moneys received thereon to the several parties entitled thereto, taking receipts therefor,
15 which shall be transmitted to the department.

16 “**SECTION 6.** ORS 292.311 is amended to read:

17 “292.311. The incumbents of each of the following offices shall be paid an annual salary [*on a*
18 *monthly basis,*] as follows:

19 “(1) Governor, \$98,600 for the year beginning January 1, 2014, and for each year thereafter. The
20 Governor shall also be paid \$1,000 per month regularly for expenses necessarily incurred but not
21 otherwise provided for.

22 “(2) Secretary of State, \$77,000 for the year beginning January 1, 2014, and for each year
23 thereafter. The Secretary of State shall also be paid \$250 per month regularly for expenses neces-
24 sarily incurred but not otherwise provided for.

25 “(3) State Treasurer, \$77,000 for the year beginning January 1, 2014, and for each year there-
26 after. The State Treasurer shall also be paid \$250 per month regularly for expenses necessarily in-
27 curred but not otherwise provided for.

28 “(4) Attorney General, \$82,200 for the year beginning January 1, 2014, and for each year there-
29 after. The Attorney General shall also be paid \$250 per month regularly for expenses necessarily
30 incurred but not otherwise provided for.

31 “(5) Commissioner of the Bureau of Labor and Industries, \$77,000 for the year beginning January
32 1, 2014, and for each year thereafter. The commissioner shall also be paid \$250 per month regularly
33 for expenses necessarily incurred but not otherwise provided for.

34 “**SECTION 7.** ORS 292.930 is amended to read:

35 “292.930. Each of the following elective officers shall be paid an annual salary [*on a monthly*
36 *basis*] as determined by the Legislative Assembly each biennium:

37 “(1) Governor.

38 “(2) Secretary of State.

39 “(3) State Treasurer.

40 “(4) Attorney General.

41 “(5) Commissioner of the Bureau of Labor and Industries.

42 “(6) Chief Judge of the Court of Appeals.

43 “(7) Court of Appeals Judge.

44 “(8) Chief Justice of the Supreme Court.

45 “(9) Supreme Court Judge.

1 “(10) Circuit Court Judge.

2 “(11) Tax Court Judge.

3
4 **“FUNDING FOR PCB TESTING**

5
6 **“SECTION 8.** ORS 327.008 is amended to read:

7 “327.008. (1)(a) There is established a State School Fund in the General Fund.

8 “(b) The Department of Education, on behalf of the State of Oregon, may solicit and accept gifts,
9 grants, donations and other moneys from public and private sources for the State School Fund.
10 Moneys received as provided in this paragraph shall be deposited into the State School Fund.

11 “(c) The State School Fund shall consist of moneys appropriated by the Legislative Assembly,
12 moneys transferred from the Fund for Student Success, moneys transferred from the Education Sta-
13 bility Fund and the Oregon Marijuana Account and moneys received as provided in paragraph (b)
14 of this subsection.

15 “(d) The State School Fund is continuously appropriated to the Department of Education for the
16 purposes of ORS 327.006 to 327.077, 327.095, 327.099, 327.101, 327.125, 327.137, 327.348, 327.356 to
17 327.359, 336.575, 336.580, 336.635, 343.243, 343.533, 343.941 and 343.961.

18 “(2)(a) There shall be apportioned from the State School Fund to each school district a State
19 School Fund grant, consisting of the positive amount equal to a general purpose grant and a trans-
20 portation grant and a high cost disabilities grant minus local revenue, computed as provided in ORS
21 327.011 and 327.013.

22 “(b) Each biennium, the Department of Education shall distribute amounts available for the
23 general purpose grant and the transportation grant, based on calculations made prior to any mod-
24 ifications made by the Emergency Board or the Legislative Assembly, as follows:

25 “(A) Forty-nine percent of the amounts available for distribution in the first year of the
26 biennium; and

27 “(B) Fifty-one percent of the amounts available for distribution in the second year of the
28 biennium.

29 “(3) For the first school year after a public charter school ceases to operate because of dissol-
30 ution or closure or because of termination or nonrenewal of a charter, there shall be apportioned
31 from the State School Fund to each school district that had sponsored a public charter school that
32 ceased to operate an amount equal to the school district’s general purpose grant per extended
33 ADMw multiplied by five percent of the ADM of the public charter school for the previous school
34 year.

35 “(4) There shall be apportioned from the State School Fund to each education service district
36 a State School Fund grant as calculated under ORS 327.019.

37 “(5) All figures used in the determination of the distribution of the State School Fund shall be
38 estimates for the same year as the distribution occurs, unless otherwise specified.

39 “(6) Numbers of students in average daily membership used in the distribution formula shall be
40 the numbers as of June of the year of distribution.

41 “(7) Each biennium, the Department of Education may expend from the State School Fund no
42 more than \$3 million for expenses incurred by the department in providing support to school dis-
43 tricts, education service districts and public charter schools at any time before, during or after a
44 threat or hazard that may affect a school district, an education service district or a public charter
45 school and for the purpose of helping to improve the safety and security of students and staff.

1 “(8) Each biennium, the Department of Education may expend from the State School Fund no
2 more than \$10 million for expenses incurred by the Office of School Facilities under ORS 326.125
3 (1)(b) to (g).

4 “(9) Each fiscal year, the Department of Education shall transfer to the Pediatric Nursing Fa-
5 cility Account established in ORS 327.022 the amount necessary to pay the costs of educational
6 services provided to students admitted to pediatric nursing facilities as provided in ORS 343.941.

7 “(10) Each fiscal year, the Department of Education shall transfer the amount of \$55 million
8 from the State School Fund to the High Cost Disabilities Account established in ORS 327.348.

9 “(11)(a) Each biennium, the Department of Education shall transfer \$39.5 million from the State
10 School Fund to the Educator Advancement Fund established under ORS 342.953.

11 “(b) For the purpose of making the transfer under this subsection:

12 “(A) The total amount available for all distributions from the State School Fund shall be reduced
13 by \$6 million;

14 “(B) The amount distributed to school districts from the State School Fund under this section
15 and ORS 327.013 shall be reduced by \$16.75 million; and

16 “(C) The amount distributed to education service districts from the State School Fund under this
17 section and ORS 327.019 shall be reduced by \$16.75 million.

18 “(c) For each biennium, the amounts identified in this subsection shall be adjusted by the same
19 percentage by which the instructions furnished to state agencies by the Governor under ORS 291.204
20 direct the state agencies to adjust their agency budget requests for special payments under ORS
21 291.216 (6)(a)(C).

22 “(12) Each biennium, the Department of Education shall transfer \$12.5 million from the State
23 School Fund to the Statewide English Language Learner Program Account established under ORS
24 327.344.

25 “(13) Each fiscal year, the Department of Education may expend up to \$550,000 from the State
26 School Fund for the contract described in ORS 329.488. The amount distributed to education service
27 districts from the State School Fund under this section and ORS 327.019 shall be reduced by the
28 amount expended by the department under this subsection.

29 “(14) Each biennium, the Department of Education may expend up to \$350,000 from the State
30 School Fund to provide administration of and support for the development of talented and gifted
31 education under ORS 343.404.

32 “(15) Each biennium, the Department of Education may expend up to \$150,000 from the State
33 School Fund for the administration of a program to increase the number of licensed speech-language
34 pathologists and certified speech-language pathology assistants under ORS 348.398.

35 “(16) Each biennium, the Department of Education shall transfer \$2 million from the State
36 School Fund for deposit to the Healthy School Facilities Fund established under ORS 332.337.
37 Notwithstanding ORS 332.337, the department may expend moneys received in the Healthy School
38 Facilities Fund under this subsection only as grants for costs associated with testing for elevated
39 levels of lead in water used for drinking or food preparation **and for testing for elevated levels**
40 **of polychlorinated biphenyl exposure.**

41 “(17) Each biennium, the Department of Education shall transfer an amount not to exceed
42 \$5,595,000 for the purpose of making tampons and sanitary pads available as provided by ORS
43 326.545.

44 “(18) Each fiscal year, the Department of Education shall transfer the amount of \$2.5 million
45 from the State School Fund to the Small School District Supplement Fund established in ORS

1 327.359.

2 “(19) Each biennium, the Department of Education shall transfer to the Oregon Military De-
3 partment the amount necessary to pay the costs of educational services provided to students ad-
4 mitted to programs operated by the military department for at-risk youth, as described in ORS
5 396.360, that are outstanding after any General Fund appropriations and the calculation of available
6 federal funds for the programs.

7
8 **“TRANSFERS FOR GENERAL GOVERNMENTAL PURPOSES**

9
10 **“SECTION 9. Notwithstanding ORS 276A.209, the amount of \$23,000,000 is transferred**
11 **from the State Information Technology Operating Fund to the General Fund for general**
12 **governmental purposes. The transfer shall be made on May 31, 2027.**

13 **“SECTION 10. Notwithstanding ORS 285A.103, the amount of \$29,700,000 is transferred**
14 **from the Oregon Infrastructure Finance Fund to the General Fund for general governmental**
15 **purposes. The transfer shall be made on May 31, 2027.**

16
17 **“DEPARTMENT OF TRANSPORTATION**
18 **OPERATIONS AND MAINTENANCE**

19
20 **“SECTION 11. (1) Notwithstanding ORS 367.095 (4), the Department of Transportation**
21 **shall expend \$35,000,000 of the moneys described in ORS 367.095 (4) for operations and main-**
22 **tenance.**

23 **“(2) Moneys described in ORS 367.095 (4) that are not expended for operations and main-**
24 **tenance shall be allocated as described in ORS 367.095 (4).**

25 **“SECTION 12.** Section 71d, chapter 750, Oregon Laws 2017, as amended by section 5, chapter
26 93, Oregon Laws 2018, is amended to read:

27 **“Sec. 71d. (1)** On and after January 1, 2020, the Oregon Transportation Commission shall use
28 the proceeds of bonds, as defined in ORS 367.010, authorized under ORS 367.620 (3)(d) to finance the
29 transportation projects listed in this section. The commission shall determine the order of com-
30 pletion for the projects listed in subsection (2) of this section.

31 **“(2)** No later than January 1, 2024, the commission shall allocate the following amounts to each
32 region, as described in ORS 366.805, for the projects listed below, provided that the commission de-
33 termines that the projects could constitutionally be funded by revenues described in Article IX,
34 section 3a, of the Oregon Constitution:

35 “ _____

36
37 (a) Region 1:..... \$ 249,700,000

38 (A) State Highway 211
39 improvements beginning where
40 the highway intersects with
41 State Highway 213 and ending
42 where the highway intersects
43 Molalla Avenue in the
44 City of Molalla

45 (B) WaNaPa Street improvements

- 1 in the City of Cascade
- 2 Locks
- 3 (C) Port of Hood River bridge
- 4 replacement environmental
- 5 impact study
- 6 (D) Columbia Boulevard
- 7 pedestrian safety
- 8 (E) Southeast Powell
- 9 Boulevard jurisdiction
- 10 transfer as described
- 11 under ORS 366.483
- 12 (F) Interstate 205 active traffic
- 13 management project
- 14 (G) Interstate 205 corridor
- 15 bottleneck project
- 16 (H) State Highway 217
- 17 Northbound project
- 18 (I) State Highway 217
- 19 Southbound project
- 20 (J) Improvements to Graham
- 21 Road where it intersects
- 22 with Interstate 84 in
- 23 the City of Troutdale
- 24 [(b) *Region 2*:..... \$ 201,950,000]
- 25 **(b) Region 2**:..... \$ 195,950,000
- 26 (A) Oregon Manufacturing
- 27 Innovation Center
- 28 Access Roads in Columbia
- 29 County
- 30 (B) Interstate 5 at the
- 31 Aurora-Donald interchange,
- 32 Phase I
- 33 (C) State Highway 99E in
- 34 the City of Halsey
- 35 (D) State Highway 214
- 36 pedestrian safety
- 37 improvements at the
- 38 intersection with
- 39 Jefferson Street in the
- 40 City of Silverton
- 41 (E) Territorial Highway
- 42 jurisdiction transfer
- 43 as described under
- 44 ORS 366.483
- 45 (F) U.S. Highway 20 safety

1 upgrades from the
 2 City of Albany to the
 3 City of Corvallis
 4 [(G) State Highway 58, adding]
 5 [passing lanes west of the]
 6 [City of Oakridge]
 7 [(H)](G) State Highway 22 and Center
 8 Street Bridge, seismic
 9 retrofit in the City
 10 of Salem
 11 [(I)] (H) State Highway 99 in
 12 City of Eugene
 13 jurisdiction transfer
 14 as described
 15 under ORS 366.483
 16 [(J)] (I) State Highway 126
 17 Florence-Eugene
 18 Highway for
 19 environmental impact study
 20 [(K)](J) 42nd Street in the City
 21 of Springfield
 22 [(L)] (K) Newberg and Dundee Bypass,
 23 State Highway 99W,
 24 Phase II, shovel ready
 25 preparations
 26 (c) Region 3:..... \$ 75 million
 27 (A) Scottsburg Bridge on
 28 State Highway 38 in
 29 Douglas County
 30 (B) Southern Oregon seismic
 31 triage transportation
 32 project
 33 (d) Region 4:..... \$ 76,493,000
 34 (A) U.S. Highway 97 Cooley
 35 Road mid-term
 36 improvements
 37 (B) U.S. Highway 97 at
 38 Terrebonne
 39 (C) Improvements to Alder
 40 Creek Road in
 41 Wheeler County
 42 (D) Pedestrian safety
 43 improvements
 44 in the City of Dufur
 45 (E) Pedestrian safety

- 1 improvements in the
- 2 City of Prineville
- 3 (F) Tom McCall Road
- 4 roundabout
- 5 (G) Pedestrian safety
- 6 improvements
- 7 in the City of Arlington
- 8 (e) Region 5:..... \$ 43,647,000
- 9 (A) Port of Umatilla Road
- 10 (B) Hermiston North First
- 11 Place Project in the
- 12 City of Hermiston
- 13 (C) State Highway 30 and
- 14 Hughes Lane intersection
- 15 in Baker County
- 16 (D) Eastern Oregon Trade and
- 17 Event Center access road
- 18 (E) Pedestrian safety
- 19 improvements in the
- 20 City of Heppner
- 21 (F) Pedestrian safety
- 22 improvements in the
- 23 City of Milton-Freewater
- 24 (G) Columbia Development
- 25 Authority Access Road
- 26 (H) Pedestrian safety
- 27 improvements
- 28 in the City of Burns
- 29 (I) Pedestrian safety
- 30 improvements
- 31 in the City of Irrigon
- 32 (J) U.S. Highway 20 freight
- 33 mobility enhancements
- 34 (K) Cedar Street and Hughes
- 35 Lane enhancements in
- 36 Baker County

37 “ _____

38

39 “(3)(a) When the commission determines that a project described in this section is completed,
 40 the commission shall reallocate any amount remaining from the allocation made under this section
 41 to another project described in the same region.

42 “(b) When the commission determines that all of the projects within a region are completed, the
 43 commission shall reallocate any amount remaining from the allocation made under this section to
 44 any other project listed in this section.

45 “(4) The amounts described in this section for jurisdiction transfers described in ORS 366.483

1 may not be allocated until after the transfer for which the allocation is dedicated occurs.

2 **“SECTION 13.** (1) The amendments to section 71d, chapter 750, Oregon Laws 2017, by
3 section 12 of this 2026 Act are intended to cancel the project approved for State Highway 58.
4 Such cancellation does not constitute completion of the project for purposes of section 71d
5 (3)(a), chapter 750, Oregon Laws 2017.

6 **“(2)** The amount of \$6,000,000 formerly approved under section 71d (2)(b), chapter 750,
7 Oregon Laws 2017, for the State Highway 58 project shall be expended by the Department of
8 Transportation for operations and maintenance.

9 **“SECTION 14.** The Department of Transportation may expend up to \$85,000,000 of unob-
10 ligated federal funds to finance projects described in section 71d, chapter 750, Oregon Laws
11 2017, as amended by section 12 of this 2026 Act.

12 **“SECTION 15.** (1) Notwithstanding ORS 367.095 (4), the Department of Transportation
13 shall expend \$85,000,000 of the moneys described in ORS 367.095 (4) for operations and main-
14 tenance.

15 **“(2)** Moneys described in ORS 367.095 (4) that are not expended for operations and main-
16 tenance shall be allocated as described in ORS 367.095 (4).

17 **“SECTION 16.** Notwithstanding ORS 367.080, the amount of \$35,000,000 is transferred
18 from the Connect Oregon Fund to the State Highway Fund described in ORS 366.505, to be
19 used for operations and maintenance. The transfer shall be made on the effective date of this
20 2026 Act.

21 **“SECTION 17.** (1) Notwithstanding ORS 320.435 (2)(a)(B), and subject to subsection (2) of
22 this section, during the biennium ending June 30, 2027, the Department of Revenue shall
23 transfer the moneys attributable to the privilege tax imposed under ORS 320.405 that would
24 otherwise be transferred to the Connect Oregon Fund under ORS 320.435 (2)(a)(B) to the
25 State Highway Fund described in ORS 366.505, to be used for operations and maintenance.

26 **“(2)** Subsection (1) of this section applies only to the first \$7,000,000 that would otherwise
27 be transferred to the Connect Oregon Fund under ORS 320.435 (2)(a)(B).

28 **“SECTION 18.** Notwithstanding ORS 367.091, the amount of \$6,000,000 is transferred from
29 the Multimodal Active Transportation Fund to the State Highway Fund described in ORS
30 366.505, to be used for operations and maintenance. The transfer shall be made on the ef-
31 fective date of this 2026 Act.

32 **“SECTION 19.** (1) Notwithstanding ORS 367.081 (3), and subject to subsection (2) of this
33 section, during the biennium ending June 30, 2027, the Department of Transportation shall
34 transfer the moneys that would otherwise be transferred to the Multimodal Active Trans-
35 portation Fund under ORS 367.081 (3) to the State Highway Fund described in ORS 366.505,
36 to be used for operations and maintenance.

37 **“(2)** Subsection (1) of this section applies only to the first \$2,000,000 that would otherwise
38 be transferred to the Multimodal Active Transportation Fund under ORS 367.081 (3).

39 **“SECTION 20.** (1) Notwithstanding ORS 367.095 (2)(b), and subject to subsection (2) of this
40 section, during the biennium ending June 30, 2027, the moneys that would otherwise be
41 transferred to the Safe Routes to Schools Fund under ORS 367.095 (2)(b) shall be transferred
42 to the State Highway Fund described in ORS 366.505, to be used for operations and mainte-
43 nance.

44 **“(2)** Subsection (1) of this section applies only to the first \$17,000,000 that would other-
45 wise be transferred to the Safe Routes to Schools Fund under ORS 367.095 (2)(b).

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“CAPTIONS

“SECTION 26. The unit captions used in this 2026 Act are provided only for the convenience of the reader and do not become part of the statutory law of this state or express any legislative intent in the enactment of this 2026 Act.

“EMERGENCY CLAUSE

“SECTION 27. This 2026 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2026 Act takes effect on its passage.”.
