

HB 4002-3
(LC 230)
2/11/26 (DJ/ps)

Requested by Representative EVANS

**PROPOSED AMENDMENTS TO
HOUSE BILL 4002**

1 On page 1 of the printed bill, line 2, delete “173.130” and insert “171.130,
2 173.130 and 184.843”.

3 Delete lines 5 through 18 and delete pages 2 and 3 and insert:

4 **“SECTION 1.** ORS 173.130 is amended to read:

5 “173.130. (1) The Legislative Counsel shall prepare or assist in the prep-
6 aration of legislative measures when requested to do so by a member or
7 committee of the Legislative Assembly.

8 “[~~(2)~~ *Upon the written request of a state agency, the Legislative Counsel*
9 *may prepare or assist in the preparation of legislative measures that have been*
10 *approved for preparation in writing by the Governor or the Governor’s desig-*
11 *nated representative. The Legislative Counsel may also prepare or assist in the*
12 *preparation of legislative measures that are requested in writing by the Judi-*
13 *cial Department, the Governor, the Secretary of State, the State Treasurer, the*
14 *Attorney General or the Commissioner of the Bureau of Labor and Industries.*
15 *In accordance with ORS 283.110, the Legislative Counsel may charge the*
16 *agency or officer for the services performed.]*

17 “[~~(3)~~] **(2)** The Legislative Counsel shall give such consideration to and
18 service concerning any measure or other legislative matter before the Leg-
19 islative Assembly as is requested by the House of Representatives, the Senate
20 or any committee of the Legislative Assembly that has the measure or other
21 matter under consideration.

1 “[4] (3) The Legislative Counsel, pursuant to the policies and directions
2 of the Legislative Counsel Committee and in conformity with any applicable
3 rules of the House of Representatives or Senate, shall perform or cause to
4 be performed research service requested by any member or committee of the
5 Legislative Assembly in connection with the performance of legislative
6 functions. Research assignments made by joint or concurrent resolution of
7 the Legislative Assembly shall be given priority over other research requests
8 received by the Legislative Counsel. The research service to be performed
9 includes the administrative services incident to the accomplishment of the
10 research requests or assignments.

11 “[5] (4) The Legislative Counsel shall give an opinion in writing upon
12 any question of law in which the Legislative Assembly or any member or
13 committee of the Legislative Assembly may have an interest when the Leg-
14 islative Assembly or any member or committee of the Legislative Assembly
15 requests the opinion. Except as provided [*in subsection (2) of this section*
16 *and*] ORS 173.135, the Legislative Counsel shall not give opinions or provide
17 other legal services to persons or agencies other than the Legislative As-
18 sembly and members and committees of the Legislative Assembly.

19 “[6] (5) The Legislative Counsel may enter into contracts to carry out
20 the functions of the Legislative Counsel.

21 **“SECTION 2.** ORS 171.130 is amended to read:

22 “171.130. (1) At any time in advance of any regular or special session of
23 the Legislative Assembly fixed by the Legislative Counsel Committee, or at
24 any time in advance of a special session as may be fixed by joint rules of
25 both houses of the Legislative Assembly, the following may file a proposed
26 legislative measure with the Legislative Counsel:

27 “(a) Members who will serve in the session and members-elect.

28 “(b) Interim and statutory committees of the Legislative Assembly.

29 “[2] *On or before December 15 of an even-numbered year, or at any time*
30 *in advance of a special session as may be fixed by joint rules of both houses*

1 *of the Legislative Assembly, the following may file a proposed legislative*
2 *measure with the Legislative Counsel:]*

3 *“(a) The Oregon Department of Administrative Services, to implement the*
4 *fiscal recommendations of the Governor contained in the Governor’s budget.]*

5 *“(b) The person who will serve as Governor during the session.]*

6 *“(c) The Secretary of State, the State Treasurer, the Attorney General and*
7 *the Commissioner of the Bureau of Labor and Industries.]*

8 *“(d) The Judicial Department.]*

9 *“(3) Notwithstanding subsection (2) of this section, a statewide elected of-*
10 *ficial who initially assumes office in January of an odd-numbered year may*
11 *submit proposed measures for introduction by members or committees of the*
12 *Legislative Assembly until the calendar day designated by rules of either house*
13 *of the Legislative Assembly. The exemption granted by this subsection to a*
14 *newly elected Governor does not apply to state agencies in the executive*
15 *branch.]*

16 *“(4) On or before December 15 of an even-numbered year, a state agency*
17 *may file a proposed legislative measure with the Legislative Counsel through*
18 *a member or committee of the Legislative Assembly.]*

19 *“(5) (2) The Legislative Counsel shall order each measure filed pursuant*
20 *to [subsections (1) to (4) of] this section prepared for printing and may order*
21 *the measure printed. If the person filing a measure specifically requests in*
22 *writing that the measure be made available for distribution, the Legislative*
23 *Counsel shall order the measure printed and shall make copies of the printed*
24 *measure available for distribution before the beginning of the session to*
25 *members and members-elect and to others upon request.*

26 *“(6) (3) Copies of all measures filed and prepared for printing or printed*
27 *pursuant to this section shall be forwarded by the Legislative Counsel to the*
28 *chief clerk of the house designated by the person filing the measure for in-*
29 *troduction.*

30 *“(7) (4) The costs of carrying out this section shall be paid out of the*

1 money appropriated for the expenses of that session of the Legislative As-
2 sembly for which the measure is to be printed.

3 “[8] (5) The Legislative Counsel Committee may adopt rules or policies
4 to accomplish the purpose of this section.

5 “[9] (6) This section does not affect any law or any rule of the Legisla-
6 tive Assembly or either house thereof relating to the introduction of legis-
7 lative measures.

8 **“SECTION 3.** ORS 184.843 is amended to read:

9 “184.843. (1) There is created the Road User Fee Task Force.

10 “(2) The purpose of the task force is to develop a design for revenue col-
11 lection for Oregon’s roads and highways that will replace the current system
12 for revenue collection. The task force shall consider all potential revenue
13 sources.

14 “(3) The task force shall consist of 12 members, as follows:

15 “(a) Two members shall be members of the House of Representatives, ap-
16 pointed by the Speaker of the House of Representatives.

17 “(b) Two members shall be members of the Senate, appointed by the
18 President of the Senate.

19 “(c) Four members shall be appointed by the Governor, the Speaker and
20 the President acting jointly. In making appointments under this paragraph,
21 the appointing authorities shall consider individuals who are representative
22 of the telecommunications industry, of highway user groups, of the Oregon
23 transportation research community and of national research and policy-
24 making bodies such as the Transportation Research Board and the American
25 Association of State Highway and Transportation Officials.

26 “(d) One member shall be an elected city official, appointed by the Gov-
27 ernor, the Speaker and the President acting jointly.

28 “(e) One member shall be an elected county official, appointed by the
29 Governor, the Speaker and the President acting jointly.

30 “(f) Two members shall be members of the Oregon Transportation Com-

mission, appointed by the chairperson of the commission.

“(4)(a) The term of a legislator appointed to the task force is four years except that the legislator ceases to be a member of the task force when the legislator ceases to be a legislator. A legislator may be reappointed to the task force.

“(b) The term of a member of the task force appointed under subsection (3)(c) of this section is four years and the member may be reappointed.

“(c) The term of a member of the task force appointed under subsection (3)(d) or (e) of this section is four years except that the member ceases to be a member of the task force when the member ceases to be a city or county elected official. A city or county elected official may be reappointed to the task force.

“(d) The term of a member of the Oregon Transportation Commission appointed to the task force is four years except that the member ceases to be a member of the task force when the member ceases to be a member of the commission. A member of the commission may be reappointed to the task force.

“(5) A legislator appointed to the task force is entitled to per diem and other expense payments as authorized by ORS 171.072 from funds appropriated to the Legislative Assembly. Other members of the task force are entitled to compensation and expenses as provided in ORS 292.495.

“(6) The Department of Transportation shall provide staff to the task force.

“(7) The task force shall study alternatives to the current system of taxing highway use through motor vehicle fuel taxes. The task force shall gather public comment on alternative approaches and shall make recommendations to the Department of Transportation and the Oregon Transportation Commission on the design of pilot programs to be used to test alternative approaches. The task force may also make recommendations to the department and the commission on criteria to be used to evaluate pilot

1 programs. The task force may evaluate any pilot program implemented by the
2 department and report the results of the evaluation to the Legislative As-
3 sembly, the department and the commission.

4 “(8) When the task force is studying alternatives to the current system
5 of taxing highway use through motor vehicle fuel taxes and developing rec-
6 ommendations on the design of pilot programs to test alternative approaches
7 under subsection (7) of this section, the task force shall:

8 “(a) Take into consideration the availability, adaptability, reliability and
9 security of methods that might be used in recording and reporting highway
10 use.

11 “(b) Take into consideration the protection of any personally identifiable
12 information used in reporting highway use.

13 “(c) Take into consideration the ease and cost of recording and reporting
14 highway use.

15 “(d) Take into consideration the ease and cost of administering the col-
16 lection of taxes and fees as an alternative to the current system of taxing
17 highway use through motor vehicle fuel taxes.

18 “(e) Take into consideration effective methods of maintaining compliance.

19 “(f) Consult with highway users and transportation stakeholders, includ-
20 ing representatives of vehicle users, vehicle manufacturers and fuel distrib-
21 utors.

22 “(9) The task force shall report to each odd-numbered year regular session
23 of the Legislative Assembly on the work of the task force, the department
24 and the commission in designing, implementing and evaluating pilot pro-
25 grams.

26 “(10) Official action by the task force requires the approval of a majority
27 of the members of the task force.

28 “(11) [*Notwithstanding ORS 171.130 and 171.133,*] The task force by offi-
29 cial action may recommend legislation. Legislation recommended by the task
30 force must indicate that it is introduced at the request of the task force.

