

# Senate Bill 933

Sponsored by Senator MEEK, Representative BYNUM, Senator BONHAM, Representatives HIEB, NERON; Senators HANSELL, WEBER, WOODS, Representatives LEWIS, RUIZ, WALTERS

## 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**.

Prohibits Oregon Transportation Commission from establishing toll on Interstate 205 or Interstate 5. Provides exception for tolls on Interstate 5 bridges that cross Columbia River.

Directs Department of Transportation to conduct analysis of alternative funding sources for specified bridge projects. Sunsets report January 2, 2024.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

Relating to tolling; creating new provisions; amending ORS 383.150; and declaring an emergency.

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

**SECTION 1. Section 2 of this 2023 Act is added to and made a part of ORS 383.001 to 383.245.**

**SECTION 2. (1) Notwithstanding ORS 383.001 to 383.245, the Oregon Transportation Commission may not assess a toll on Interstate 205 or Interstate 5.**

**(2) The prohibition to assess tolls under subsection (1) of this section does not apply to the Interstate 5 bridges that cross the Columbia River.**

**SECTION 3. ORS 383.150 is amended to read:**

383.150. (1) The Oregon Transportation Commission shall establish a toll program.

(2) As part of the toll program, after seeking and receiving approval from the Federal Highway Administration, the commission may assess variable rate tolls. Tolling may include, but is not limited to assessing variable rate tolls for the purpose of:

(a) Managing congestion; and

(b) Partially or wholly funding the construction, operation or maintenance of a highway.

*[(3) The commission shall assess tolls in the following locations:]*

*[(a) On Interstate 205, beginning at the Washington state line and ending where it intersects with Interstate 5 in this state.]*

*[(b) On Interstate 5, beginning at the Washington state line and ending where it intersects with Interstate 205.]*

*[(4) To the extent necessary and permitted by state and federal law and Article IX, section 3a, of the Oregon Constitution, the commission shall ensure tolls assessed pursuant to subsection (3) of this section or tolls assessed as part of the Interstate 5 Boone Bridge and Seismic Improvement Project:]*

*[(a) Reduce traffic congestion by managing demand on the tollway and by improving operations on the tollway;]*

*[(b) Reduce traffic congestion as a result of the tollway, not only on the tollway but also on adjacent, connected or parallel highways to the tollways, regardless of ownership;]*

*[(c) Improve safety not only on the tollway but also on adjacent, connected or parallel highways*

**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 *to the tollways, regardless of ownership; and]*

2 *[(d) Minimize and mitigate impacts to historically and currently underrepresented and disadvan-*  
3 *tagged communities.]*

4 *[(5)] (3) Any unit of government assessing tolls on highways for which the unit of government*  
5 *is the road authority, pursuant to ORS 810.010, shall collaborate with other units of government to:*

6 *(a) Determine whether assessing tolls may result in traffic, equity, safety or climate impacts as*  
7 *a result of assessing tolls;*

8 *(b) Determine appropriate investments or efforts that may minimize or reduce any potential im-*  
9 *pacts; and*

10 *(c) Periodically review any investments or efforts identified and implemented under this sub-*  
11 *section.*

12 *[(6) Before assessing tolls in the locations described under subsection (3) of this section, the com-*  
13 *mission shall report to the Joint Committee on Transportation established under ORS 171.858.]*

14 *[(7)] (4) The commission may enter into agreements with the State of Washington, or the State*  
15 *of Washington's tollway operator or other designee, relating to establishing, reviewing, adjusting*  
16 *and collecting tolls for the program described in this section.*

17 *[(8)] (5) As used in this section, "highway" has the meaning given that term in ORS 366.005.*

18 **SECTION 4. (1) The Department of Transportation shall conduct an analysis of all rea-**  
19 **sonable alternative funding sources, existing or prospective, for highway projects on the**  
20 **Abernethy Bridge, Tualatin River Bridge and the Boone Bridge and make a report on the**  
21 **department's findings.**

22 **(2) The department shall submit the report required by this section, and may include**  
23 **recommendations for legislation, to the Joint Committee on Transportation in the manner**  
24 **provided under ORS 192.245 no later than December 1, 2023.**

25 **SECTION 5. Section 4 of this 2023 Act is repealed on January 2, 2024.**

26 **SECTION 6. This 2023 Act being necessary for the immediate preservation of the public**  
27 **peace, health and safety, an emergency is declared to exist, and this 2023 Act takes effect**  
28 **on its passage.**

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