

SENATE AMENDMENTS TO SENATE BILL 260

By COMMITTEE ON BUSINESS AND TRANSPORTATION

April 4

1 On page 2 of the printed bill, after line 37, insert:

2 **“SECTION 4. Section 5 of this 2013 Act is added to and made a part of ORS 824.200 to**
3 **824.256.**

4 **“SECTION 5. (1) Notwithstanding ORS 367.082, a railroad company may not receive, di-**
5 **rectly or indirectly, a grant or loan from the Multimodal Transportation Fund established**
6 **under ORS 367.080 if the railroad company charges a landowner for an easement to cross a**
7 **railroad that is necessary for the landowner to access the landowner’s property.**

8 **“(2)(a) This section applies only to a railroad company that operates a railroad located**
9 **wholly within the boundaries of Benton and Linn Counties.**

10 **“(b) The provisions of this section do not apply to a railroad company that was imposing**
11 **and collecting a charge before January 1, 2013.**

12 **“(3) Rules adopted by the Department of Transportation under ORS 367.082 relating to**
13 **applications for grants or loans from the Multimodal Transportation Fund must provide for**
14 **notice to applicants of the restrictions imposed by this section.**

15 **“(4) If the department determines that a railroad company has charged a landowner for**
16 **an easement in violation of this section, the department may not thereafter make any fur-**
17 **ther grants or loans from the Multimodal Transportation Fund that would benefit the rail-**
18 **road company.**

19 **“SECTION 6. Section 5 of this 2013 Act applies to all grants and loans from the Multi-**
20 **modal Transportation Fund made on or after the effective date of this 2013 Act.”.**

21 In line 38, delete “4” and insert “7”.

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