

CHAPTER 731, DIVISION 50
HIGHWAY AND NONHIGHWAY PROJECTS

731-050-0030

Allocation of funds for nonhighway transportation projects and purposes

(1) Annually, the Oregon Transportation Commission (Commission) shall determine the amount that will be available for nonhighway transportation projects and purposes from certain federal transportation funds apportioned to the State under the Surface Transportation Program (STP), 23 United States Code (USC) 133 and the Congestion Mitigation and Air Quality Improvement Program (CMAQ), 23 USC 149. The determination of the amount of funds available for nonhighway transportation projects and purposes shall not exceed an amount that would disqualify the State of Oregon from applying for discretionary grants of federal highway funds.

(2) From the amount established in section 1 of this rule, the Commission shall dedicate the first \$14 million to any transportation project or purpose as determined by the Commission. The Commission shall approve the distribution of the remaining funds to eligible nonhighway transportation projects and purposes of which an amount no less than ten percent shall be dedicated for projects eligible under the Oregon Department of Transportation Elderly and Disabled Transportation Program.

(3) For the purposes of sections 1 and 2 of this rule, eligible nonhighway transportation projects and purposes include but may not be limited to:

- (a) Transportation planning, research and data collection as authorized by 23 USC 505;
- (b) Elderly and Disabled Transportation Program as authorized by ORS 391.800;
- (c) Bicycle and pedestrian projects as authorized by 23 USC 217;
- (d) Transit capital projects as authorized by 23 USC 133 and 23 USC 149;
- (e) Transit operating assistance, limited to new or expanded transportation service as authorized by 23 USC 149;
- (f) Carpool projects and fringe and corridor parking facilities, as authorized by 23 USC 133.

(4) For the purposes of sections 1 and 2 of this rule certain federal transportation funds means those funds allocated to the State pursuant to the STP, 23 USC 133 and the CMAQ Program, 23 USC 149.

Stat. Auth.: ORS 184.616, 184.619, 366.205, 367.050

Stats. Implemented: 184.616, 184.619, 366.205, 367.010, 367.050