

HOUSE COMMITTEE ON TRANSPORTATION

April 20, 2005 Hearing Room C

1:00 P.M. Tapes 52 - 53

MEMBERS PRESENT: Rep. George Gilman, Chair

Rep. Terry Beyer, Vice-Chair

Rep. Chuck Burley, Vice-Chair

Rep. Deborah Boone

Rep. Scott Bruun

Rep. Dave Hunt

Rep. Kim Thatcher

STAFF PRESENT: Patrick Brennan, Committee Administrator

Mike Reiley, Committee Assistant

MEASURES/ISSUES HEARD:

HB 3019 – Public Hearing and Work Session

HB 2762 – Public Hearing

HB 2946 – Public Hearing and Work Session

HB 2165 – Public Hearing

These minutes are in compliance with Senate and House Rules. Only text enclosed in quotation marks reports a speaker's exact words. For complete contents, please refer to the tapes.

TAPE/#	Speaker	Comments
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TAPE 52, A

003 Chair Gilman Calls the meeting to order at 1:06 p.m. Opens a public hearing on HB 3019.

HB 3019 – PUBLIC HEARING

007 Patrick Brennan Committee Administrator. Introduces HB 3019.

015 Pat Egan Port of Portland. Submits and summarizes prepared testimony in support of HB 3019 (**EXHIBIT A**). Submits the prepared testimony of Rep. Gary Hansen in support of HB 3019 (**EXHIBIT B**).

025 Ken Armstrong Oregon Ports Group; Oregon Short Line Railroad Association. Testifies in support of HB 3019.

035 Jack Crider General Manager, Port of Tillamook Bay. Testifies in support of HB 3019. Gives a history of rail operations in the Tillamook area.

065 Rep. Thatcher Asks who will define “any facilities.”

071 Egan Answers that ports are operating railroad-related facilities and that the Rail Division of the Oregon Department of Transportation would define terms through their rulemaking.

078 Chair Gilman Closes the public hearing and opens a work session on HB 3019.

HB 3019 – WORK SESSION

082 Rep. Bruun MOTION: Moves HB 3019 to the floor with a DO PASS recommendation.

090 Rep. Thatcher Expresses concern that the definition of “any facility” could be expanded to compete with private industry.

VOTE: 6-0-1

AYE: In a roll call vote, all members present vote Aye.

EXCUSED: 1 – Burley

(Note: See Tape 53, A at 195 on Page 3 of these minutes)

Chair Gilman **The motion CARRIES.**

REP. BRUUN will lead discussion on the floor.

100 Chair Gilman Closes the work session on HB 3019. Opens a public hearing on HB 2762.

HB 2762 – PUBLIC HEARING

105 Patrick Brennan Committee Administrator. Introduces HB 2762.

112 Kevin O'Reilly Oregon Paralyzed Veterans of America. Submits and summarizes prepared testimony in support of HB 2762 (**EXHIBIT C**). Cites the prepared testimony of Darrel Ackerman (**EXHIBIT D**) and Terry Brown (**EXHIBIT E**) in support of HB 2762.

187 Ronald Edwards Resident, Linn County. Submits and summarizes prepared testimony and information in support of HB 2762 (**EXHIBIT F**).

245 Rep. Thatcher Expresses support for the concept of HB 2762. Clarifies that the proposed difference is changing the signage of parking spaces. Asks if the color scheme would be changed. Declares a potential conflict of interest.

260 Edwards Answers that the color scheme for van-only spaces would be changed.

263 Rep. Thatcher Asks if there is a time frame for changing the signage and paint scheme.

265 O'Reilly Answers that it the changes would begin once the bill becomes law.

268 Edwards Explains the work currently being done repainting parking lots.

276 Rick Bennett AARP of Oregon. Testifies in support of HB 2762.

295 Jacqueline Zimmer Oregon Association of Area Agencies on Aging and Disabilities. Testifies in support of HB 2762.

311 Chair Gilman Closes the public hearing on HB 2762. Opens a public hearing on HB 2946.

HB 2946 – PUBLIC HEARING

318 Patrick Brennan Committee Administrator. Introduces HB 2946.

325 Rep. Dave Hunt Testifies in support of HB 2946. Submits -1 amendments **(EXHIBIT G)** and summarizes the prepared testimony of Joyce Wofford **(EXHIBIT H)**. Explains the issue of identity theft and disabled parking placards. Lists organizations that support HB 2946.

383 Rep. Wayne Krieger House District 1. Testifies in support of HB 2946. Reads **EXHIBIT H** into the record.

TAPE 53, A

030 Rep. Hunt Notes that the fiscal impact was eliminated by requiring the changing of the placards upon renewal or for newly issued permits rather than recalling them.

038 Kevin O'Reilly Oregon Paralyzed Veterans of America. Testifies in support of HB 2946.

051 Rick Bennett AARP of Oregon. Testifies in support of HB 2946.

065 Pam Leavitt Credit Union Association of Oregon. Submits and summarizes prepared testimony in support of HB 2946 **(EXHIBIT I)**. Relates instances of identity theft.

105 Jacqueline Zimmer Oregon Association of Agencies on Aging and Disability. Testifies in support of the concept of HB 2946. Wonders if it is possible to make temporary modifications to the current permits until they are renewed.

130 Rep. Hunt Asks if the changes should be addressed in rulemaking.

133 Zimmer Agrees that the Division of Motor Vehicles (DMV) can be trusted to implement the issue, since they are working on other identity theft issues.

142	Chair Gilman	Notes that the bill has no fiscal impact and hopes that it can remain without one.
149	Susan Schneider	City of Portland. Testifies in support of HB 2946. Notes that the -1 amendment addresses the City of Portland's concerns with the bill.
157	Chair Gilman	Closes the public hearing and opens a work session on HB 2946.

HB 2946 – WORK SESSION

165	Rep. Hunt	MOTION: Moves to ADOPT HB 2946-1 amendments dated 4/20/05.
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VOTE: 6-0-1

EXCUSED: 1 - Boone

Chair Gilman	Hearing no objection, declares the motion CARRIED.
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170	Rep. Hunt	MOTION: Moves HB 2946 to the floor with a DO PASS AS AMENDED recommendation.
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VOTE: 7-0-0

AYE: In a roll call vote, all members present vote Aye.

Chair Gilman	The motion CARRIES.
	REP. HUNT will lead discussion on the floor.

190	Chair Gilman	Closes the work session on HB 2946. Reopens a work session on HB 3019.
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HB 3019 – WORK SESSION

195	Rep. Hunt	MOTION: Requests unanimous consent that the rules be SUSPENDED to allow REP. BURLEY to BE RECORDED as voting AYE on the motion to move HB 3019 to the floor with a DO PASS recommendation.
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VOTE: 7-0-0

Chair Gilman Hearing no objection, declares the motion CARRIED.

200 Chair Gilman Closes the work session on HB 3019. Opens a public hearing on HB 2165.

HB 2165 – PUBLIC HEARING

205 Patrick Brennan Committee Administrator. Introduces HB 2165, -3 amendments **(EXHIBIT J)**, -5 amendments **(EXHIBIT K)**, and -6 amendments **(EXHIBIT L)**.

215 Art Schlack Association of Oregon Counties (AOC). Testifies in support of HB 2165. Explains the work done on the issue. Explains the -5 amendments.

330 Schlack Explains the -3 amendments.

367 Don Lindly Lincoln County Commissioner. Testifies in support of HB 2165.

TAPE 52, B

004 Rep. Burley Solicits comment on the -6 amendments.

006 Schlack Argues that they are not “keeping with the primary intent” of with HB 2165.

024 Bruce Warner Director, Oregon Department of Transportation (ODOT). Submits and summarizes prepared testimony and information regarding HB 2165 **(EXHIBIT M)**.

096 Rep. Hunt Asks about the participants involved in the implementation of HB 2165.

103 Warner Answers that the intent was to work with AOC and League of Oregon Cities (LOC) on concerns, but the list of interested parties is not complete.

114 Rep. Beyer Asks who brought the -6 amendments.

120	Brennan	Answers it they came from Randy Tucker of Metro.
127	Randy Tucker	Legislative Affairs Director, Metro. Testifies that Metro is neutral on HB 2165 as introduced, and discusses the -6 amendments. Proposes changes to the -5 amendments.
177	Chair Gilman	Notes that Oregonians, not any government organizations, own all of the state's transportation systems.
181	Rep. Boone	Asks about the intent of the bill.
195	Tucker	Explains the intent and cites language in -5 amendments.
213	Rep. Boone	Asks if the original group had a mass transit or metro planning organization representative.
217	Tucker	Answers not to his knowledge.
220	Rep. Boone	Asks if the makeup of the committee is cities, counties, and the state.
222	Tucker	Answers yes.
228	Rep. Burley	Clarifies the -6 amendment changes.
236	Cindy Robert	Oregon Transit Association. Testifies in opposition to HB 2165. Argues that the involved parties will come together to meet when it is necessary, and asserts it is not necessary to put the committee in statute.
290	Rep. Hunt	Argues with Ms. Robert in theory, but notes that groups are not working together effectively.
306	Robert	Answers that groups do work together regardless of whether or not a committee is set in statute.
325	Rep. Hunt	Asks what initially inspired HB 2165.
330	Robert	Speculates that it is from local elected officials being left out of <i>ConnectOregon</i> conversations.

356	Rep. Burley	Notes that it is commendable that there has been so much effort on the issue, but says that a statutory committee is not the answer.
360	Robert	Concurs.
365	Rep. Burley	Notes the number of advisory committees administered by ODOT. Wonders about a uniform policy to make committees statutory.
400	Robert	Explains the history of advisory committees and their effectiveness.

TAPE 53, B

001	Rep. Boone	Notes that advisory committees tend to arise from frustration that groups are not working together.
010	Robert	Argues that if the issues are important, groups will participate, regardless of whether an advisory committee is statutory or not.
015	Rep. Burley	Notes that if groups do not want to agree they will not, regardless of whether an advisory committee has been created.
026	Rep. Beyer	Expresses frustration that the involved groups are not talking to each other in the process.
037	Rep. Bruun	Asks what should happen if the committee is not set in statute.
050	Robert	Answers that the current system works fine. Argues that there is nothing for the parties to talk about in an advisory committee setting.
065	Tucker	Describes the changes in transportation funding.
076	Rep. Beyer	Addresses the concerns that LOC and AOC were not involved in projects such as the Oregon Transportation Investment Act (OTIA).
090	Robert	Argues that ODOT should “sit everyone down and make it work”.
105	Mike McArthur	Director, AOC. Explains the need for long-range planning on transportation policy. Explains that setting advisory committees in statute would involve the legislature in the process.

143	Rep. Burley	Asks how the legislature would be involved.
145	McArthur	Answers that the legislature creates statute and setting policy.
153	Rep. Burley	Argues that the legislature should not be a referee in the discussions.
163	McArthur	Responds that statutory advisory committees are a way to get the legislature involved.
168	Rep. Burley	Asks if the measure involves the legislature by providing a seat on the committee.
170	McArthur	Answers that the legislature would be involved by creating the committee.
182	Chair Gilman	Closes the public hearing on HB 2165. Adjourns the meeting at 2:42 p.m.

EXHIBIT SUMMARY

- A. HB 3019, prepared testimony, Pat Egan, 1 p
- B. HB 3019, prepared testimony of Rep. Gary Hansen, Pat Egan, 2 pp
- C. HB 2762, prepared testimony, Kevin O'Reilly, 2 pp
- D. HB 2762, prepared testimony of Darrel Ackerman, Kevin O'Reilly, 2 pp
- E. HB 2762, prepared testimony of Terry Brown, Kevin O'Reilly, 1 p
- F. HB 2762, prepared testimony and information, Ronald Edwards, 11 pp
- G. HB 2946, -1 amendments, staff, 1 p
- H. HB 2946, prepared testimony of Joyce Wafford, Rep. Dave Hunt, 1 p
- I. HB 2946, prepared testimony, Pam Leavitt, 4 pp
- J. HB 2165, -3 amendments, staff, 1 p
- K. HB 2165, -5 amendments, staff, 2 pp
- L. HB 2165, -6 amendments, staff, 1 p
- M. HB 2165, prepared testimony, Bruce Warner, 4 pp