

**HOUSE COMMITTEE ON TRANSPORTATION**

**May 25, 2005 Hearing Room C**

**1:00 P.M. Tapes 74 - 75**

**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:**

**Road User Fee Pilot Program Update – Informational Meeting**

**SB 481-A – Public Hearing and Work Session**

**SB 997-A – Public Hearing and Work Session**

**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.**

<b>TAPE/#</b>	<b>Speaker</b>	<b>Comments</b>
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**TAPE 74, A**

003 Chair Gilman Calls the meeting to order at 1:05 p.m. Opens an informational meeting on the Road User Fee Pilot Program.

**ROAD USER FEE PILOT PROGRAM UPDATE – INFORMATIONAL MEETING**

007 James Whitty Manager, Office of Innovative Partnerships and Alternative Funding, Oregon Department of Transportation (ODOT). Submits and summarizes prepared testimony and information regarding the status of the Road User Fee Pilot Program (**EXHIBIT A**).

038 Rep. Burley Asks about the one-way flow of information from an onboard device to a global positioning system (GPS) satellite.

051 David Kim Associate Professor, Oregon State University (OSU). Explains the GPS satellites and how they communicate with the onboard device.

066 Whitty Describes the pilot project in the Puget Sound area.

070 Kim Clarifies further the one-way communication and the Puget Sound pilot program.

089 Rep. Burley Asks if the pilot program allows for congestion pricing.

093 Kim Answers yes and explains the difference between the Puget Sound pilot program and the Oregon pilot program.

104 Rep. Hunt Asks about concerns that have been raised about the project.

116 Whitty Discusses the privacy issue and the fee rate issue. Argues that the legislature is responsible for setting the fee rate. Explains that ODOT directed that the project should not have the ability to track vehicles. Explains that General Motors will be putting OnStar satellite-based communication systems on all vehicles by 2007.

160 Rep. Boone Commends the work done on the pilot program.

167 Whitty

Describes a forthcoming report that will describe the pilot program in further detail.

175 Chair Gilman Closes the informational meeting. Opens a public hearing on SB 481-A.

### **SB 481-A – PUBLIC HEARING**

180 Patrick Brennan Committee Administrator. Introduces SB 481-A.

190 Brian Doherty Chair, Travel Information Council. Submits and summarizes prepared testimony in support of SB 481-A (**EXHIBIT B**).

222 Rep. Burley Asks about the possible construction of facilities at rest areas.

228 Doherty Answers that the Oregon Department of Transportation (ODOT) would have to approve any project.

238 Chair Gilman Asks about issues regarding fast food restaurants operating at rest areas.

242 Doherty Answers that sales would be limited to local tourism-related products. Describes “travel plazas” that will soon be at rest areas. Notes that the Commission for the Blind has the exclusive right to market at all rest stops statewide.

282 Chair Gilman Closes the public hearing and opens a work session on SB 481-A.

### **SB 481-A – WORK SESSION**

285 Rep. Burley **MOTION: Moves SB 481-A to the floor with a DO PASS recommendation.**

**VOTE: 6-0-1**

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

**EXCUSED: 1 - Hunt**

**Chair Gilman The motion CARRIES.**

295 Rep. Burley **MOTION: Moves SB 481-A be placed on the CONSENT CALENDAR.**

**VOTE: 6-0-1**

**EXCUSED: 1 - Hunt**

**Chair Gilman Hearing no objection, declares the motion CARRIED.**

300 Chair Gilman Closes the work session on SB 481-A. Opens a public hearing on SB 997 A.

**SB 997-A – PUBLIC HEARING**

305 Patrick Brennan Committee Administrator. Introduces SB 997-A and the –A4 amendments (**EXHIBIT C**).

315 Darrell Fuller Regulatory Affairs Director, Oregon Automobile Dealers Association (OADA). Submits and summarizes prepared testimony in support of SB 997-A (**EXHIBIT D**).

**TAPE 75, A**

020 Rep. Burley References a study that was due to be done in 1997 and asks if sections of code could be deleted.

028 Fuller Answers that the study was delivered to the 1999 Legislative Assembly and agrees that the section in question could be deleted.

035 Cheryl Pellegrini Assistant Attorney General, Oregon Department of Justice (DOJ). Answers that she can obtain additional information.

042 Fuller States that he will bring the issue back to legislature.

048 Rep. Thatcher Asks why the state is involved in the setting of a fee.

050 Fuller Answers that OADA is operating as an agent of ODOT in processing paperwork. Notes that DOJ regulates the process.

- 073 Rep. Thatcher Asks why the paperwork processing fees are not included in the price of a vehicle.
- 077 Fuller Offers an analogy of purchasing an item from a store via catalog and paying a shipping and handling fee.
- 095 Pellegrini Testifies that DOJ is neutral on the bill. Notes that the Oregon State Police describe abandoned cars. Explains that there is no change in the law regarding the price a consumer will pay.
- 120 Chair Gilman Closes the public hearing and opens a work session on SB 997 A.

**SB 997-A – WORK SESSION**

- 125 Rep. Burley **MOTION: Moves to ADOPT SB 997 A-A4 amendments dated 5/25/05.**

**VOTE: 6-0-1**

**EXCUSED: 1 - Hunt**

**Chair Gilman Hearing no objection, declares the motion CARRIED.**

- 130 Rep. Burley **MOTION: Moves SB 997-A to the floor with a DO PASS AS AMENDED recommendation.**

**VOTE: 6-0-1**

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

**EXCUSED: 1 - Hunt**

**Chair Gilman The motion CARRIES.**

- 138 Rep. Bruun **MOTION: Moves SB 997-A be placed on the CONSENT CALENDAR.**

**VOTE: 6-0-1**

**EXCUSED: 1 - Hunt**

**Chair Gilman      Hearing no objection, declares the motion CARRIED.**

141      Chair Gilman      Closes the work session on SB 997 A. Adjourns the meeting at 1:45 p.m.

**EXHIBIT SUMMARY**

- A. Road User Fee Pilot Program Update testimony and information, James Whitty, 4 pp**
- B. SB 481-A, prepared testimony, Brian Doherty, 1 p**
- C. SB 997 A, -A4 amendments, staff, 2 pp**
- D. SB 997 A, prepared testimony, Darrell Fuller, 2 pp**