

SENATE COMMITTEE ON TRANSPORTATION

February 16, 2005
3:10 P.M.

Hearing Room C
Tapes 19 - 20

MEMBERS PRESENT: Sen. Joanne Verger, Chair
Sen. Doug Whitsett, Vice-Chair
Sen. Rick Metsger
Sen. Floyd Prozanski
Sen. Bruce Starr

STAFF PRESENT: Judith Callens, Committee Administrator
Gary Roulier, Committee Assistant

MEASURES/ISSUES HEARD:
SB 487 – Public Hearing and Work Session
SB 76 – Work Session
SB 178 – Work Session
SB 78 – 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.

<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
TAPE 19, A		
003	Chair Verger	Opens the meeting at 3:12 p.m. and opens a public hearing on SB 487.
<u>SB 487 – PUBLIC HEARING</u>		
011	Judith Callens	Administrator. Explains the provisions of the bill.
020	Sen. Peter Courtney	State Senator, District 11. Presents written testimony (EXHIBIT A) and testifies in support of SB 487.
042	Chair Verger	Thanks Sen. Courtney for his support of these issues.
058	Colonel Mike Caldwell	Deputy Director, Oregon Military Department. Testifies in support of SB 487.
075	Chair Verger	Closes the public hearing and opens a work session on SB 487.
<u>SB 487 – WORK SESSION</u>		
086	Sen. Whitsett	MOTION: Moves SB 487 to the floor with a DO PASS recommendation.
		VOTE: 5-0-0
		AYE: In a roll call vote, all members present vote Aye.
	Chair Verger	The motion CARRIES.
		SEN. METSGER will lead discussion on the floor.
104	Chair Verger	Closes the work session on SB 487 and opens a work session SB 76.
<u>SB 76 – WORK SESSION</u>		
118	Callens	Explains the provisions of the bill.
120	Sen. Whitsett	MOTION: Moves SB 76 to the floor with a DO PASS recommendation.
125	Sen. Prozanski	Expresses concern about situations where parents have differing

		custodial rights and disagree with the action to cancel driving privileges.
138	Sen. Whitsett	Notes that he will not be able to support the bill due to the concerns that Sen. Prozanski expressed.
143	Robin Freeman	Oregon Department of Transportation (ODOT). Explains the intent of the legislation.
164	Sen. Prozanski	Restates that a non-custodial parent with visitation rights could make a decision that only the custodial parent should make.
180	Freeman	Notes that the department is willing to work on these issues.
189	Chair Verger	Closes the work session on SB 76 and opens a work session on SB 178.

SB 178 – WORK SESSION

193	Callens	Explains the provisions of the bill.
205	Sen. Whitsett	MOTION: Moves SB 178 to the floor with a DO PASS recommendation.
		VOTE: 5-0-0
	Chair Verger	AYE: In a roll call vote, all members present vote Aye. The motion CARRIES.
		SEN. PROZANSKI will lead discussion on the floor.
212	Chair Verger	Closes the work session SB 178 and opens a work session on SB 78.

SB 78 – WORK SESSION

223	Callens	Explains the provisions of the bill.
228	Chair Verger	Asks if the provisions of this bill eliminate the need for a police report.
241	Freeman	Responds that she has not been able to determine that a police report is required.
249	Chair Verger	Asks if she is able to report to file a report with the police without reporting to the Department of Motor Vehicles (DMV).
254	Freeman	Answers that there is a requirement to report to DMV but not a requirement to report to the police. Reviews the criteria for reporting.
267	Sen. Metsger	Expresses concern regarding the insurance requirements for reporting to police.
292	John Powell	State Farm Insurance Companies. Reviews the insurance claim requirements for reporting and case law regarding police reports.
334	Sen. Metsger	Restates that he would be willing to support the bill if ODOT communicates to insurance carriers the changes for reporting accidents.
363	Powell	Adds that the insurance company wants to know if there was police involvement, but it is not a factor in whether or not they would pay the claim.
380	Sen. B. Starr	Asks if any police agencies expressed any opinions about this bill.
382	Powell	Responds that the police agencies will continue to forward the reports.
403	Freeman	Notes that the intent is to ensure that DMV receives the accident reports. Adds that law enforcement agencies are often “too busy” to forward the reports.

TAPE 20, A

008	Freeman	Assures the committee that the Department of Consumer and Business Services will be apprised of the provisions contained within the bill.
010	Chair Verger	Asks if ODOT feels that they are not receiving all of the accident

017	Freeman	reports. Answers that they don't want to have to suspend driving privileges because they did not receive a report that was filed with a law enforcement agency and not forwarded to DMV.
024	Sen. Whitsett	MOTION: Moves SB 78 to the floor with a DO PASS recommendation.
	Chair Verger	VOTE: 5-0-0 AYE: In a roll call vote, all members present vote Aye. The motion CARRIES. SEN. WHITSETT will lead discussion on the floor.
031	Chair Verger	Reminds the committee that they will be taking public testimony on ConnectOregon in upcoming meetings.
070	Sen. B. Starr	Discusses procedures for introduction of committee bills.
084	Sen. Prozanski	Asks about priority bills.
088	Callens	Reviews the procedures for dropping priority bills.
103	Chair Verger	Closes the work session on SB 78 and adjourns the meeting at 3:45 p.m.

EXHIBIT SUMMARY

A. **SB 487, written testimony, Sen. Peter Courtney, 1 pp**