

HOUSE COMMITTEE ON TRANSPORTATION

March 31, 2003 Hearing Room 357
8:30 AM Tapes 60 - 63

MEMBERS PRESENT: Rep. Alan Brown, Chair
Rep. Elizabeth Beyer, Vice-Chair
Rep. John Mabrey Vice-Chair
Rep. Jackie Dingfelder
Rep. George Gilman
Rep. Mitch Greenlick
Rep. Cliff Zauner

STAFF PRESENT: Janet Adkins, Administrator
Ryan Sherlock, Assistant

MEASURE/ISSUES HEARD: HB 2747 – Work Session
HB 2666 – Public Hearing
HB 2217 – Public Hearing
HB 3510 – 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.

<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
<u>TAPE 60, A</u>		
003	Chair Brown	Calls the meeting to order at 8:35 a.m., and opens a work session on HB 2747.
<u>HB 2747 - WORK SESSION</u>		
005	Janet Adkins	Committee Administrator. Offers a description of HB 2747, and the proposed -1 amendment (EXHIBIT A).
020	Sen. Ringo	Senate District 17. Offers testimony in support of HB 2747.
040	Rep. Dingfelder	Thanks all those that have put in work on HB 2747.
050	Rep. Greenlick	MOTION: Moves to ADOPT HB 2747-1 amendments dated 03/24/03.
		VOTE: 7-0
060	Chair Brown Rep. Dingfelder	Hearing no objection, declares the motion CARRIED. MOTION: Moves HB 2747 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Revenue by Prior Reference.
		VOTE: 7-0
		AYE: In a roll call vote, all members present vote Aye.
		The motion CARRIES.
070	Chair Brown Chair Brown	Closes the work session on HB 2747, and opens a public hearing on HB 2666.
<u>HB 2666 – PUBLIC HEARING</u>		
075	Janet Adkins	Committee Administrator. Offers a description of HB 2666, and the proposed -1 amendment (EXHIBIT B).
090	Gary Lockwood	Oregon Director of Selective Service. Introduces himself and

		defers to Ms. Cleven.
115	Dianna Cleven	Selective Service, Region One Director. Offers written testimony (EXHIBIT C) in support of HB 2666, with reference to Selective Service packet (EXHIBIT D) .
190	Rep. Greenlick	Clarifies that there currently is not a draft.
195	Cleven	Acknowledges that currently there is no active draft.
200	Rep. Greenlick	Asks whether informing those who register for a driver's license would be a better means of increasing registration.
205	Cleven	Explains that allowing such an option would create more work for the Division of Motor Vehicles (DMV), and further discusses the issue.
240	Lockwood	Offers some history of Selective Service registration in response to Rep. Greenlick's previous question.
285	Chair Brown	Asks Rep. Kropf to address the committee.
290	Cleven	Explains the options presented to registering youths.
300	Rep. Kropf	House District 17. Offers testimony in support of HB 2666, and explains his personal experience with the Selective Service.
345	Rep. Beyer	Expresses her concern that this bill would impact the number of drivers who are registered to drive.
360	Cleven	Discusses the issue of driver registration linked with draft registration in other states.
375	Rep. Kropf	Addresses the issues which cause individuals to not register for driver's license.
TAPE 61, A		
005	Rep. Mabrey	Mentions his personal patriotism, but expresses his concerns for linking requirements that are otherwise unrelated, and concern for making the requirement only for men.
030	Rep. Kropf	Discusses specific language in the bill.
035	Chair Brown	Explains that the bill would apply to those who are required to register by the federal government.
040	Lockwood	Comments on the ten percent who "fall through the cracks" and are not registered for whatever reason, and the possible rights they lose when not registering.
060	Rep. Kropf	Explains that it is appropriate to hold people accountable for their rights, and discusses the needs of those rights.
080	Rep. Mabrey	Comments on the success of registering people to vote, and asks whether the intent of the bill could be accomplished through increasing the visibility of the draft.
095	Rep. Kropf	Comments on youths interest in obtaining a drivers license, and how this would link those incentives to registering for the draft.
125	Lockwood	Explains that there are currently options as mentioned by Rep. Mabrey to register.
135	Rep. Beyer	Asks whether those states that have enacted similar legislation have done better at registering the ten percent which fails to register.
140	Lockwood	Explains that those states which have enacted similar legislation are in the high ninety to hundred percent range in registration.
150	Mary Lou Cornejo	Corvallis, Oregon. Offers testimony in support of HB 2666.
215	Kelly Taylor	Oregon Department of Transportation (ODOT), DMV. Offers testimony regarding HB 2666 and the proposed -1 amendment, and the requirements which would be placed on ODOT upon passage of the bill.
250	Rep. Beyer	Refers to a letter she delivered to Congressmen DeFazio, requesting that the federal government better reimburse the

		States for their federally mandated programs. Asks how strong the reimbursement clause is in the bill.
260	Lockwood	Explains the reimbursement clause, and expresses his perception that it is quite strong.
280	Rep. Beyer	Asks if there would be ability to stop collecting the information if the federal government did not reimburse the state for the expense.
290	Lockwood	Further discusses the reimbursement issue, and the states ability to effectively enforce reimbursement.
305	Taylor	Discusses her perceptions of the reimbursement issue as outlined in the bill.
340	Rep. Greenlick	Clarifies that if the federal government does not reimburse the program, the state could stop the program.
345	Taylor	Explains that in lieu of non-reimbursement the state would be faced with a budget problem.
350	Rep. Greenlick	Asks if the state would be able, in this case, to issue a drivers license in opposition to this law.
355	Taylor	Explains that it would be a budget issue for the legislature, and explains further clarification would need to come from the Attorney Generals Office.
375	Ed Hughes	Veteran's Service Association. Offers testimony in support of HB 2666.
430	Chair Brown	Explains that he would like to carry the bill over to the next meeting.
435	Rep. Gilman	Expresses support for the bill, but expresses his wish to see federal reimbursement for the cost.
440	Chair Brown	Closes the public hearing on HB 2666, and opens a public hearing on HB 2217.

TAPE 60, B

HB 2217 – PUBLIC HEARING

030	Janet Adkins	Committee Administrator. Offers a description of HB 2217.
050	Gregg Dal Ponte	Oregon Department of Transportation, Motor Carrier Transportation Division. Offers written testimony (EXHIBIT E) in support of HB 2217.
165	Andrew Eno	Federal Motor Carrier Safety Administration. Offers written testimony (EXHIBIT F) in support of HB 2217.
290	Rep. Zauner	Asks whether Mr. Eno is referring to Federal Laws or Administrative Rule.
295	Eno	Explains that there are both regarding this issue, and even the federal regulations take precedence.
300	Rep. Zauner	Asks whether this bill would add further delay to farm truck inspection.
310	Dal Ponte	Explains that currently farm trucks are subject to weight and size inspections, and discusses the requirements which would be implemented as a result of this bill.
335	Rep. Dingfelder	Asks whether all states are required to uphold these inspections, and asks Mr. Eno to address other states compliance.
345	Eno	Discusses other state compliance.
360	Dal Ponte	Discusses his understanding of other state compliance.
375	Rep. Beyer	Indicates the farmers trust in Mr. Dal Ponte, but concern for the division.
390	Dal Ponte	Discusses the trust in himself in regards to the bill.

TAPE 61, B

015	Rep. Kropf	House District 17. As both a fifth generation farmer and the
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		Chair of the Farm Plate Task Force, offers testimony regarding HB 2217.
095	Rep. Greenlick	Asks whether Rep. Kropf is suggesting that the committee hold the bill until the state receives notice regarding the issue.
100	Rep. Kropf	Comments on the need for notice from the federal government.
110	Jene Underhill-Wilkinson	Oregon Farm Bureau. Offers testimony regarding HB 2217.
175	Rep. Dingfelder	Comments on other states compliance with the federal regulations and what makes Oregon unique enough to warrant an exemption.
185	Wilkinson	Explains that she is unsure of the situation in other states, and comments on the unique situation in Oregon.
210	Rep. Greenlick	Refers to Rep. Kropf's mention of a voluntary program, and asks for comment on that proposal.
220	Wilkinson	Comments on the voluntary proposal.
235	Dean Freeborn	Polk County Farm Bureau, President. Offers testimony in opposition to HB 2217.
320	Chair Brown	Comments on the federal regulation.
330	Brad Anderson	Arlington, Oregon. Offers testimony regarding HB 2217.
370	Chair Brown	Comments on when inspections should occur.
380	Rep. Mabrey	Comments on the need to ensure the federal funding.
390	Wilkinson	Expresses concern for moving the bill out of committee today.
400	Rep. Beyer	Asks whether Ms. Wilkinson has been working on the alternatives.
405	Wilkinson	Explains that they are not currently working on alternatives, because they had been focusing on the exemption.

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010	Rep. Mabrey	Asks whether it would be possible for ODOT to implement a self-certification program, while complying with the federal guidelines.
020	Wilkinson	Explains that while those are good questions, she does not know the answer. Points out that those questions should be addressed to the representatives of the federal government.
025	Tom Brawley	Marion County. Offers testimony in opposition to HB 2217.
050	Claude White	Marion County. Offers testimony in opposition to HB 2217.
060	Vice Chair Mabrey	Closes the public hearing on HB 2217, and opens a public hearing on HB 3510.

HB 3510 – PUBLIC HEARING

065	Rep. Verger	House District 9. Offers testimony regarding HB 3510.
130	Rep. Anderson	House District 3. Offers testimony in support of HB 3510 with reference to written testimony of Robert Weber, Public Works Director for Josephine County (EXHIBIT G).
190	Rep. Greenlick	Asks whether it is likely that the relative criterion will change.
200	Rep. Anderson	Acknowledges.
210	Rep. Beyer	Refers to a similar issue in her district. Expresses her concern for having these largely local roads part of the state when they have little interest in maintaining these properties, and concern for having those who use these roads pay for them.
230	Rep. Anderson	Discusses the issue of who pays.
240	Rep. Mabrey	Asks if Committee Administrator Adkins has anything to add, as to the description of the bill.
245	Janet Adkins	Committee Administrator. Explains that she does not have anything to add.
260	Bill Peterson	City of Grants Pass. Offers testimony in support of HB 3510.

400 Rep. Mabrey Recesses the hearing on HB 3510, and reopens the public on HB 2217.

TAPE 63, A

HB 2217 – PUBLIC HEARING

005 Curt Curtis Oregon State Police. Offers written testimony (**EXHIBIT H**) in support of HB 2217.

050 Kevin Peterson Motor Carrier Program Coordinator, Clackamas County. Offers written testimony (**EXHIBIT I**) in support of HB 2217.

085 John Naccarato Clackamas County Sheriff, Sergeant. Offers testimony in support of HB 2217.

100 Rep. Mabrey Asks whether the state could use a voluntary program but still meet federal guidelines.

105 Eno Discusses the possibility.

130 Rep. Mabrey Discusses his personal experience.

135 Peterson Refers to the equality aspect of the bill.

150 Rep. Mabrey Closes the public hearing on HB 2217, and adjourns the meeting at 11:00 a.m.

EXHIBIT SUMMARY

- A – HB 2747, -1 amendment, Staff, 3 pp.**
- B – HB 2666, -1 amendment, Staff, 1 p.**
- C – HB 2666, written testimony, Dianna Cleven, 2 pp.**
- D – HB 2666, Selective Service packet, Dianna Cleven, Oversized.**
- E – HB 2217, written testimony, Gregg Dal Ponte, 3 pp.**
- F – HB 2217, written testimony, Andrew Eno, 3 pp.**
- G – HB 3510, written testimony, Robert Weber, 1 p.**
- H – HB 2217, written testimony, Curt Curtis, 1 p.**
- I – HB 2217, written testimony, Kevin Peterson, 1 p.**