

HOUSE COMMITTEE ON TRANSPORTATION

April 14, 2003 Hearing Room 357

8:30 Tapes 80 - 81

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 3240 – Work Session**
 HB 3135 – Public Hearing
 HB 2578 – Work Session
 HB 2670 – Work Session
 HB 2954 – 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>
Tape 80, A		
003	Chair Brown	Calls meeting to order at 8:33 a.m., and opens a work session on HB 3240.
<u>HB 3240 – WORK SESSION</u>		
005	Janet Adkins	Committee Administrator. Offers a description of HB 3240, and the proposed -3 amendments (EXHIBIT A).
030	Susan Schneider	City of Portland. Offers testimony in support of HB 3240 with the proposed -3 amendment.
045	Bradd Swank	Oregon State Court Administrators Office. Offers testimony in opposition to HB 3240 and the proposed -3 amendments.
130	Rep. Greenlick	Asks how much the assessment is currently.
135	Swank	Discusses where the current assessment is spent.
140	Rep. Greenlick	Clarifies his earlier question.
145	Swank	Discusses what assessments are collected.
160	Rep. Greenlick	Asks how much the current unitary assessment is, and how is it being spent.
170	Swank	Explains that the current assessment is \$35, and discusses the variations of that fee. Discusses how those assessments are used.
190	Rep. Mabrey	Asks Mr. Swank how he would fix the collection process.
195	Swank	Discusses how the assessment could be better collected, including increasing the assessment, or increasing the violation fee.
220	Rep. Mabrey	Clarifies the suggestion of increasing the unitary assessment.
225	Swank	Discusses the possibility of increasing the unitary assessment.
250	Rep. Mabrey	Clarifies that the legislature allocates a percentage.

252	Swank	Acknowledges.
255	Rep. Brown	Discusses how the unitary assessment funds are allocated.
260	Rep. Zauner	Asks whether more fines could be assessed for moving violations.
265	Swank	Explains that it would be more problematic to increase only certain assessments. Further discusses the issue of assessment increases.
295	Schneider	Discusses the problems with the collection tools being discussed, explaining that these means have been discussed but deemed inadequate.
335	Scott Bricker	Oregon Transportation Safety Coalition. Offers testimony regarding the assessment process, and concerns with the unitary assessment.
365	Rep. Beyer	Asks whether, if the bill went to Ways and Means and they chose to add the fee would Ms. Schneider's group, and Ms. Bricker's group be happy.
370	Schneider	Defers to Mr. Bricker.
375	Bricker	Discusses his wish to see a dedicated fund.
390	Schneider	Indicates that the proposed bill is patterned off of a similar assessment process in Colorado.
400	Swank	Comments on the collection process, and the failures in that process.
TAPE 81, A		
030	Mark Lear	City of Portland. Discusses the model for the assessment in the state of Colorado.
040	Rep. Mabrey	Offers a hypothetical situation, and asks for clarification of the assessment process.
055	Swank	Comments on the hypothetical situation, outlining the process from when the ticket is written by the officer to when it is assessed by the judge. Further outlines the legislative history of the issue.
095	Rep. Beyer	Asks whether Colorado has a unitary assessment program.
100	Lear	Indicates that he does not know.
105	Swank	Explains that Oregon is the first state to implement such a program.
115	Lear	Explains that it is difficult to allocate the funds collected by the assessment.
125	Chair Brown	Discusses the need for a referral to Ways and Means.
130	Rep. Greenlick	MOTION: Moves to ADOPT HB 3240-3 amendments dated 04/11/03.
		VOTE: 7-0
		AYE: In a roll call vote, all members present vote Aye.
	Chair Brown	The motion CARRIES.
140	Rep. Gilman	Expresses his support for traffic education, but his reluctant support for the bill.
145	Rep. Greenlick	MOTION: Moves HB 3240 to floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.
155	Rep. Beyer	Points out that she supports the issue.
160	Rep. Greenlick	Discusses his constituents interest in the bill.
170		VOTE: 7-0
		AYE: In a roll call vote, all members present vote Aye.

	Chair Brown	The motion CARRIES.
175	Chair Brown	Closes the work session on HB 3240, and opens a public hearing on HB 3135.
<u>HB 3135 – PUBLIC HEARING</u>		
180	Rep. Zauner	Discusses his intentions for sponsoring HB 3135, with reference to the proposed -1 amendments (EXHIBIT B).
200	Scott Bricker	Bicycle Transportation Alliance. Offers testimony regarding HB 3135.
250	Chair Brown	Asks how many bicycles are in the state of Oregon.
255	Bricker	Explains that around 250,000 bikes are sold a year in Oregon, with 175,00 being sold in large chain stores, and around 50,000 being sold in specialty stores. Further discusses bike sales in Oregon.
280	Rep. Dingfelder	Asks how much money this bill would generate.
285	Bricker	Discusses the difficulty of collecting these fees, and the concerns of the biking community regarding the cost of assessing such a fee.
300	Rep. Zauner	Refers to Rep. Dingfelder’s question, and discusses his vision of how bikes would be registered.
320	Rep. Beyer	Asks whether there would be any type of enforcement.
325	Rep. Zauner	Discusses the enforcement issue with reference to the example of Hawaii.
340	Chair Brown	Closes the public hearing on HB 3135, and opens a work session on HB 2578.
<u>HB 2578 – WORK SESSION</u>		
355	Chair Brown	Discusses his intent to send the bill to the House Judiciary Committee.
365	Rep. Zauner	MOTION: Moves HB 2578 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Judiciary.
		VOTE: 7-0
	Chair Brown	Hearing no objection, declares the motion CARRIED.
380	Chair Brown	Recesses the meeting at 9:28 a.m.
<u>RECESS</u>		
382	Chair Brown	Calls meeting to order and recesses the committee until 9:45 a.m.
<u>RECESS UNTIL 9:45 a.m.</u>		
385	Chair Brown	Calls meeting to order and opens a work session on HB 2670.
<u>HB 2670 – WORK SESSION</u>		
390	Janet Adkins	Committee Administrator. Offers a description of HB 2670, and the proposed -4 amendments (EXHIBIT C).
TAPE 80, B		
020	Rep. Greenlick	Asks how similar the proposed agreement is to that between car manufacturers and dealers.
025	Adkins	Explains that there are issues which differentiate recreational vehicles and automobiles.
030	Shawn Miller	Oregon Recreational Dealers Association. Offers testimony in support of the -4 amendments to HB 2670.
045	Rep. Greenlick	Asks if the problem is conceptual.
050	Miller	Indicates the problem in question is conceptual.
060	John Brenneman	Recreational Vehicle Industry Association. Offers testimony in support of the -4 amendments to HB 2670.
080	Rep. Beyer	Asks about specific language in the amendment and its intent.
085	Miller	Explains the language in question.

095	Adkins	Points out that Marathon Coach is grandfathered by the bill to operate as a dealer.
100	Rep. Beyer	Asks whether the grandfathered exemption is lost if the company changes hands.
105	Miller	Indicates that the grandfathered exemption would then be lost.
110	Brenneman	Discusses the case of Marathon Coach.
120	Rep. Zauner	MOTION: Moves to ADOPT HB 2670-4 amendments dated 04/14/03.
		VOTE: 7-0
	Chair Brown	Hearing no objection, declares the motion CARRIED.
125	Rep. Zauner	MOTION: Moves HB 2670 to the floor with a DO PASS AS AMENDED recommendation.
130		VOTE: 7-0
	Chair Brown	AYE: In a roll call vote, all members present vote Aye. The motion CARRIES.
		GREENLICK will lead discussion on the floor.
135	Rep. Zauner	MOTION: Moves HB 2670 be placed on the CONSENT CALENDAR.
140	Rep. Greenlick	Indicates his wish to discuss the bill on the floor.
145	Rep. Zauner	Rescinds motion to place HB 2670 on the consent calendar.
150	Chair Brown	Closes the work session on HB 2670 and opens a public hearing on HB 2954.
<u>HB 2954 – PUBLIC HEARING</u>		
155	Chair Brown	Asks if anyone has any testimony to offer regarding HB 2954. Seeing none, closes the public hearing on HB 2954.
160	Janet Adkins	Committee Administrator. Discusses the upcoming schedule for the committee.
165	Chair	Adjourns the meeting at 10:19 a.m.

EXHIBIT SUMMARY

- A – HB 3240, -3 amendments, Staff, 4 pp.**
- B – HB 3135, -1 amendments, Staff, 5 pp.**
- C – HB 2670, -4 amendments, Staff, 16 pp.**