

HOUSE COMMITTEE ON TRANSPORTATION

April 30, 2003 Hearing Room 357

8:30 AM Tapes 94 – 95

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: **SB 179A – Public Hearing and Work Session**
 HB 3628 – Public Hearing and Work Session
 SB 83A – 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 94, A		
003	Chair Brown	Calls meeting to order at 8:40 a.m., and opens a public hearing on SB 179A.
<u>SB 179A – PUBLIC HEARING</u>		
005	Rep. Greenlick	Updates the committee on the status and intent of SB 179A, with reference to sample signage (EXHIBIT A) and sample fine matrix (EXHIBIT B).
040	Sen. Beyer	Senate District 9. Offers testimony in favor of SB 179A with reference to relative situations in his district.
085	Chair Brown	Concurs with Sen. Beyer on the effectiveness of blinking lights in school zones.
100	D. Bridges	Oregon Forest Products Transportation Association. Offers testimony in support of SB 179A.
130	Christy Monson	League of Oregon Cities. Offers written testimony (EXHIBIT C) regarding SB 179A.
140	Chair Brown	Clarifies the \$7200.00 figure offered in testimony.
145	Rep. Dingfelder	Points out the figure in question is an average for a city the size of Redmond, Oregon.
150	Rep. Beyer	Asks whether the bill would require the cities to install flashing lights around schools.
155	Monson	Explains that the bill would not require such action by the city, and further discusses the issue.
160	Chair Brown	Closes the public hearing on SB 179 A, and opens a work session on SB 179 A.
<u>SB 179 A- WORK SESSION</u>		
165	Rep. Greenlick	MOTION: Moves SB 179A to the floor with a DO PASS AS

AMENDED recommendation.

165 Janet Adkins Committee Administrator. Points out that the committee adopted the proposed –A2 amendments (**EXHIBIT D**) during the last meeting (04/28/2003). Clarifies that those amendments are technical amendments requested by Legislative Counsel.

175 Rep. Gilman Points out his intent to vote Aye on the bill as amended.

180
Chair Brown **VOTE: 7-0**
AYE: In a roll call vote, all members present vote Aye.
The motion CARRIES.
GILMAN will lead discussion on the floor.

190 Chair Brown Closes the work session on SB 179A, and opens a public hearing on HB 3628.

HB 3628 – PUBLIC HEARING

195 Janet Adkins Committee Administrator. Offers a description of HB 3628, pointing out that the bill contains the intent of HB 2685 which had an inadequate relating clause for the scope of the bill.

250 Ken Armstrong Oregon Ports Group. Offer testimony in support of HB 3628.

270 Don Mann Port of Newport. Offers written testimony (**EXHIBIT E**) in support of HB 3628.

335 Chair Brown Refers to a specific situation, and asks whether this fund could be used to address such a situation.

340 Mann Explains that the fund would cover such a situation, and further discusses the fund.

345 Chair Brown Asks about the scope of the problem.

350 Armstrong Discusses the fiscal and geographic scope of the problem.

365 Paul Donheffner Oregon Marine Board. Offers testimony in support of HB 3628.

375 Rep. Dingfelder Mentions that a portion of the Columbia River is within her district. Asks about specific language in the bill regarding the proposed fee increase for floating homes.

385 Donheffner Explains that floating homes have a one time title fee, so the increase is not so significant.

TAPE 95, A

010 Rep. Dingfelder Expresses her relief that these abandoned vessels will no longer be burned as a means of removal, asks whether local governments would be eligible to access the removal fund.

015 Donheffner Explains that the original bill limited access to the fund to Ports, but subsequent amendments would give access to local governmental agencies.

020 Phil Donovan Northwest Stealheaders. Offers testimony regarding HB 3628.

045 Janet Adkins Asks whether there is any estimate as to how much would be raised in a biennium.

050 Donheffner Explains the revenue would be around \$200,000 per biennium, and discusses the estimated revenue sources.

070 Chair Brown Asks how the state would be able to identify every boathouse.

075 Donheffner Explains that both floating homes and boat houses are currently titled.

080 Rep. Greenlick Clarifies the definition of “abandoned” in the bill.

090 Donheffner Discusses the definition of “abandoned” and points out the work which has gone into the bill to ensure due process of notification.

105 Rep. Greenlick Further comments on those vessels which appear abandoned, but are not.

110 Donheffner Further discusses the issue of abandonment.

125 Chair Brown Closes the public hearing on HB 3628, and opens a work session on HB 3628.

HB 3628 – WORK SESSION

130 Rep. Dingfelder

MOTION: Moves HB 3628 to the floor with a **DO PASS** recommendation and **BE REFERRED** to the committee on Ways and Means by prior reference.

135

VOTE: 7-0

Chair Brown

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

140

Chair Brown

Closes the work session on HB 3628, and opens a public hearing on SB 83A.

SB 83A – PUBLIC HEARING

145 Janet Adkins

Committee Administrator. Offers a description of SB 83A. Introduces written testimony in support of SB 83 (**EXHIBIT F**) from Senator Bruce Starr.

155

Jim Whitty

Oregon Department of Transportation; Road Users Fee Task Force (RUFTF). Offers written testimony (**EXHIBIT G**) in support of SB 83A. Introduces proposed –A2 amendments (**EXHIBIT H**) drafted to address the personal privacy concern of the bill. Expresses the task force’s wish that the subsequent referral to Ways and Means be rescinded due to its lack of fiscal impact.

300

Chair Brown

Clarifies language in the written testimony.

305

Whitty

Acknowledges the clarification.

310

Rep. Dingfelder

Comments on the Senate debate regarding the issue. Comments on the effective implementation of congestion based pricing.

335

Rep. Greenlick

Clarifies specific language in the –A2 amendments.

345

Whitty

Comments on the language in question and further clarifies the purpose and intent of the proposed –A2 amendments are to avoid any and all concerns regarding personal privacy.

365

Rep. Greenlick

Further questions the language.

375

John Watt

Road User Fee Task Force. Offers a clarification of the language in question, and offers further testimony in support of SB 83 A.

TAPE 94, B

030

Chair Brown

Clarifies specific language in the bill.

035

Whitty

Discusses the language in question.

040

Chair Brown

Asks how the fee can be assessed if there is no record kept.

045

Whitty

Explains the process for time stamping and fee assessment.

050

Rep. Greenlick

Offers his understanding of the issue.

060

Whitty

Concurs with Rep. Greenlick’s interpretation of the bill.

065

Watt

Points out that only those vehicles which volunteer for the pilot program would have their information collected.

075

Chair Brown

Expresses the concerns of the rural community of being charged more than those in urban areas.

080

Watt

Points out that currently under the gas tax, there are higher costs with increased mileage.

085

Whitty

Concurs with Mr. Watt, but points out that SB 83 A only deals with the congestion based pricing.

090

Rep. Zauner

Clarifies that the bill is just to allow the RUFTF to test the congestion based pricing.

100

Rep. Gilman

Asks whether there would be any differential dealing with vehicle weight.

105

Whitty

Explains that for the purpose of the simplicity in the pilot study, there will be no accounting for weight, but points out that this

		would be a future issue.
120	Rep. Dingfelder	Asks why there is a referral to Ways and Means.
125	Whitty	Points out that ODOT did a fiscal impact analysis and there was no fiscal impact.
130	Watt	Points out the constitutional issue.
135	Whitty	Explains that the project is already funded.
140	Rep. Greenlick	Expresses his wish to see an amendment to further clarify the privacy issue.
142	Chair Brown	Asks whether Rep. Greenlick would be willing to work on this issue.
145	Rep. Greenlick	Indicates he would be so willing.
150	Chair Brown	Expresses his wish to see the bill rescheduled.
155	Janet Adkins	Committee Administrator. Enters into the record, written testimony (EXHIBIT I) from Senator Bruce Starr regarding SB 179A.
160	Chair Brown	Closes the public hearing on SB 83A, and adjourns the meeting at 9:46 a.m.

EXHIBIT SUMMARY

- A – SB 179A, sample signage, Staff, 1 p.**
- B – SB 179A, sample fine matrix, Staff, 1 p.**
- C – SB 179A, written testimony, Christy Monson, 2 pp.**
- D – SB 179 A, -A2 amendments, Staff, 1 p.**
- E – HB 3628, written testimony, Don Mann, 2 pp.**
- F – SB 83 A, written testimony, Sen. Bruce Starr, 2 pp.**
- G – SB 83 A, written testimony, Jim Whitty, 2 pp.**
- H – SB 83 A, -A2 amendments, Jim Whitty, 1 p.**
- I – SB 179 A, written testimony, Sen. Bruce Starr, 1 p.**