

# HOUSE COMMITTEE ON TRANSPORTATION

April 07, 2003 Hearing Room 357  
8:30 AM Tapes 70 - 72

**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 2666 – Work Session**  
                                  **HB 3444 – Public Hearing**  
                                  **HB 3582 – Public Hearing**

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<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
<b>TAPE 70, A</b>		
003	Chair Brown	Calls the meeting to order at 8:26 a.m., and opens a work session on HB 2666.
<b><u>HB 2666 – WORK SESSION</u></b>		
005	Janet Adkins	Committee Administrator. Offers a description of HB 2666, the proposed -2 amendment ( <b>EXHIBIT A</b> ), and the proposed -3 amendment ( <b>EXHIBIT B</b> ).
025	Gary Lockwood	State Director of Selective Service. Offers testimony in support of HB 2666 with reference to the Selective Service packet ( <b>EXHIBIT C</b> ) given to the members before the meeting.
075	Kelly Taylor	Oregon Department of Transportation, Division of Motor Vehicles. Offers testimony regarding HB 2666, including problems with the proposed -1 amendment.
090	Chair Brown	Asks if the -2 amendment addresses this concern.
095	Taylor	Indicates the -2 amendment and the -3 amendment are ok.
110	Rep. Mabrey	Clarifies that the federal funding comes as a reimbursement, but that money is needed to start the program, effectively creating a catch-22.
115	Lockwood	Addresses the concerns with the amendments regarding funding.
135	Rep. Zauner	Asks whether the bill would need a subsequent referral to the Committee on Ways and Means.
140	Chair Brown	Clarifies the Ways and Means referral.
145	Rep. Beyer	Refers to a state which enacted the program but required the funding upfront.
155	Lockwood	Discusses the funding and implementation in other states.
175	<b>Chair Brown</b>	<b>MOTION: Moves to ADOPT HB 2666-2 amendments dated</b>

04/04/03.

VOTE: 7-0

Hearing no objection, declares the motion CARRIED.

MOTION: Moves HB 2666 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means.

VOTE: 5-2

AYE: 5 - Beyer, Gilman, Mabrey, Zauner, Brown

NAY: 2 - Dingfelder, Greenlick

The motion CARRIES.

185 Chair Brown  
Rep. Mabrey

200 Chair Brown  
Chair Brown

Closes the work session on HB 2666, and opens a work session on HB 3444.

**HB 3444 – PUBLIC HEARING**

205 Janet Adkins  
225 Rep. Dingfelder

Committee Administrator. Offers a description of HB 3444. Indicates she is one of the main sponsors of the bill. Offers a brief history of the issue and reasoning for the legislation.

240 Chris Hagerbaumer

Oregon Environmental Council. Offers written testimony (EXHIBIT D) in support of HB 3444, with reference to submitted written testimony from Jenny Holmes with the Interfaith Network of Earth Concerns, Ecumenical Ministries of Oregon (EXHIBIT E), Eban Goodstein Associate Professor of Economics at Lewis and Clark College (EXHIBIT F), and Kirsten Jensen Asthma Policy and Programs Manager for the American Lung Association of Oregon (EXHIBIT G).

400 Sharon Grasseth

Salem, Oregon. Offers written testimony (EXHIBIT H) in support of HB 3444.

**TAPE 71, A**

001 Grasseth  
055 Rep. Mabrey

Continues with testimony.

Asks how Ms. Grasseth feels regarding taxation of her sport utility vehicle (SUV).

060 Grasseth  
070 Rep. Greenlick

Discusses the fuel tax of her SUV.

Asks whether hybrid vehicles cost more than others with similar fuel efficiency.

075 Grasseth  
080 Rep. Greenlick

Indicates she thinks they are similar in price.

Points out that cost does not seem to be a concern for those who buy hybrid vehicles, so therefore an extra registration fee might not affect the buying decision.

090 Grasseth  
095 John Earle  
120 Rep. Gilman

Discusses her purchase decision regarding her hybrid vehicle.

Hybrid Owner. Offers testimony in support of HB 3444.

Asks if these funding methods are decreased, how the roads would be funded.

125 Earle  
145 Marilyn Dilles

Discusses the issue of funding.

Corvallis, Oregon. Offers written testimony (EXHIBIT I) in support of HB 3444.

295 David Brook  
355 Al Jubith

Flex Car. Offers testimony in support of HB 3444.

Portland, Oregon. Offers testimony in support of HB 3444.

**TAPE 70, B**

035 Jubith

Addresses Rep. Gilman's prior question about funding road maintenance if these fees are reduced.

075 Kelly Taylor

Oregon Department of Transportation, Division of Motor Vehicles. Offers testimony regarding HB 3444.

125 Rep. Zauner

Asks if costs would be less if the bill only applied to new

		vehicles.
130	Taylor	Explains this would help, and discusses the cost associated with this situation.
140	Rep. Zauner	Asks if the Department could work with the dealers on the issue.
145	Taylor	Discusses the ability for ODOT to work with the new car dealers.
150	Rep. Beyer	Asks whether hybrid vehicles create less wear on the roads than other vehicles.
160	Taylor	Discusses how the registration fees are used.
165	Rep. Beyer	Clarifies her question regarding basing fees on air quality versus improving the road system.
170	Rep. Dingfelder	Discusses the uses of the registration fee, and points out that registration fees do not represent true costs.
200	Taylor	Further discusses the use of road fees and the limited ability for use.
205	Rep. Dingfelder	Discusses the intent of the bill.
210	Rep. Beyer	Expresses her concern that the bill does not address the issue of reducing vehicle miles traveled.
225	Darryl Fuller	Oregon Automobile Dealers Association. Offers testimony in opposition to HB 3444, discussing the intent of the registration fee vs. the intent of the gas tax.
360	Chair Brown	Closes the public hearing on HB 3444, and opens a public hearing on HB 3582.

**HB 3582 – PUBLIC HEARING**

365	Janet Adkins	Committee Administrator. Offers a description of HB 3582.
385	Rep. Hunt	House District 40. Offers written testimony ( <b>EXHIBIT J</b> ) in support of HB 3582.

**TAPE 71, B**

005	Rep. Hunt	Continues with testimony in support of HB 3582.
100	Rep. Greenlick	Asks which counties would benefit from this measure and which would lose, questioning that the county in which the vehicle is registered is not necessarily related to use in that county.
120	Rep. Hunt	Addresses Rep. Greenlick's concern, discussing the relationship between population and car registration.
155	Rep. Dingfelder	Asks about statistics provided in Rep. Hunt's testimony, indicating her wish to see projections ten years from now without the bill.
165	Rep. Hunt	Clarifies Rep. Dingfelder's concerns, and offers an overview of what such a projection would look like.
185	Rep. Beyer	Ask whether there is currently a factor allowing for high-growth counties.
190	Rep. Hunt	Explains that there is currently no such factor.
195	Bill Penhollow	Association of Oregon Counties. Offers written testimony ( <b>EXHIBIT K</b> ) regarding HB 3582.
365	Cam Gilmour	Clackamas County. Offers testimony in support of HB 3582.
420	Rep. Zauner	Asks which counties would be opposed to the bill.
425	Penhollow	Explains that he does not know all those counties would be adversely affected by the measure.

**TAPE 72, A**

025	Rep. Mabrey	Asks about the adjustments which are made to the formula annually.
035	Rep. Hunt	Discusses the proposed formula and its adjustments.
050	Susan Schneider	City of Portland. Offers testimony in opposition to HB 3582.
065	Chair Brown	Closes the public hearing on HB3582.

070	Adkins	Enters into the record written testimony from Dave Tyler of ODOT ( <b>EXHIBIT L</b> ) regarding HB 3582, and submitted pamphlets ( <b>EXHIBIT M</b> ) regarding HB 2666.
075	Chair Brown	Closes the public hearing on HB 3582 and adjourns the meeting at 10:30 a.m.

### **EXHIBIT SUMMARY**

- A – HB 2666, -2 amendment, Staff, 1 p.**
- B – HB 2666, -3 amendment, Staff, 1 p.**
- C – HB 2666, Selective Service packet, Staff, 13 pp.**
- D – HB 3444, written testimony, Chris Hagerbaumer, 2 pp.**
- E – HB 3444, written testimony, Jenny Holmes, 1 p.**
- F – HB 3444, written testimony, Eban Goodstein, 1 p.**
- G – HB 3444, written testimony, Kirsten Jensen, 1 p.**
- H – HB 3444, written testimony, Sharon Grassest, 1 p.**
- I – HB 3444, written testimony, Marilyn Dilles, 1 p.**
- J – HB 3582, written testimony, Rep. Hunt, 6 pp.**
- K – HB 3582, written testimony, Bill Penhollow, 2 pp.**
- L – HB 3582, written testimony, Dave Tyler, 1 p.**
- M – HB 2666, submitted pamphlets, Staff, 6 pp.**

# HOUSE COMMITTEE ON TRANSPORTATION

April 07, 2003 Hearing Room 343  
2:00 PM Tapes 73 - 74

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

**MEMBERS EXCUSED:** Rep. Alan Brown, Chair

**STAFF PRESENT:** Janet Adkins, Administrator  
Ryan Sherlock, Assistant

**MEASURE/ISSUES HEARD:** HB 2670 – Public Hearing  
HB 2685 – Public Hearing  
Informational Meeting – Freight Advisory Committee

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<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
<b><u>TAPE 73, A</u></b>		
003	Vice Chair Mabrey	Calls the meeting to order at 2:07 a.m., and opens a public hearing on HB 2670.
<b><u>HB 2670 – PUBLIC HEARING</u></b>		
005	Janet Adkins	Committee Administrator. Offers a description of HB 2670.
030	Shawn Miller	Oregon Recreational Vehicle Dealers Association. Offers testimony in support of HB 2670.
085	Rep. Zauner	Asks for clarification of wording in testimony.
090	Miller	Clarifies the language, continues with testimony in support of HB 2670.
180	John Brenneman	Recreational Vehicles Industries Association (RVIA). Offers testimony regarding HB 2670.
230	Adkins	Asks about the need for a federal franchise law.
235	Miller	Explains what national legislation is required for such a situation.
255	Rep. Mabrey	Clarifies that most RV's are manufactured on Ford, Chevy, or Dodge frames.
265	Miller	Discusses the use of domestic parts in manufacturing.
280	Brenneman	Discusses the inconsistencies regarding manufacturing regulations.
305	Rep. Beyer	Refers to a constituent concern regarding inconsistent regulations.
325	Vice Chair Mabrey	Closes the public hearing on HB 2670, and opens a public hearing on HB 2685.
<b><u>HB 2685 – PUBLIC HEARING</u></b>		
330	Janet Adkins	Committee Administrator. Offers a description of HB 2685.

350	Ken Armstrong	Oregon Ports Group. Offers testimony in support of HB 2685, and introduces the proposed -1 amendments ( <b>EXHIBIT A</b> ).
410	Rep. Beyer	Asks what the current registration fee is.
415	Armstrong	Explains that the fee is set and annual.
420	Rep. Beyer	Asks what percent of the boats would be under the 200 gross tons limit.
425	Armstrong	Explains the number is around 85% of registered boats.
435	Rep. Greenlick	Asks for clarification of the problem.
440	Armstrong	Refers to Mr. Mann.
<b>TAPE 74, A</b>		
025	Don Mann	Port of Newport, Manager. Offer written testimony ( <b>EXHIBIT B</b> ) in support of HB 2685.
095	Armstrong	Refers to Rep. Greenlick's earlier question regarding the target of the bill, indicating that it would primarily be used to remove abandoned boats which create navigation hazards.
125	Rep. Greenlick	Points out his concern for the types of boats which are included into the bill, and asks how boats were included.
130	Armstrong	Discusses the reasoning behind the weight limit, and other reasons why certain boats are included.
145	Rep. Dingfelder	Asks if there is some kind of cost recovery in the measure.
155	Armstrong	Discusses the issue of cost recovery.
170	Rep. Zauner	Asks who owns the docks where these boats are moored.
175	Mann	Explains that there are both private and publicly owned docks at the Port of Newport.
195	Rep. Zauner	Asks why the Port does not charge more rental fees to fund programs such as the one being proposed.
205	Mann	Discusses the means of increasing fees.
215	Rep. Beyer	Points out that abandoned boats are most likely junk boats which cannot be refurbished or resold. But asks what kinds of problems which might arise due to the lien process.
225	Armstrong	Comments on the issue and cost of the lien process.
250	Rep. Greenlick	Asks for further clarification regarding "floating-homes."
260	Armstrong	Discusses the issue of "floating-homes."
270	Terry Thompson	Lincoln County, Commissioner. Offers testimony in favor of HB 2685, further outlining the problems with abandoned boats.
290	Paul Donheffner	Marine Board. Offers written testimony ( <b>EXHIBIT C</b> ) in support of HB 2685, with reference to submitted photos ( <b>EXHIBIT D</b> ).
<b>TAPE 73, B</b>		
001	Paul Donheffner	Continues with testimony in favor of HB 2685, and the proposed -1 amendments.
055	Rep. Dingfelder	Clarifies that the proposed charge would be added onto the new fee established in other legislation.
060	Donheffner	Acknowledges, explains that the charge would be added onto the new fee.
065	Rep. Dingfelder	Clarifies the new fee outlined in the other legislation.
070	Donheffner	Explains that the new fee is \$30 per foot, and this would be a one dollar addition to that total.
075	Phil Donovan	Northwest Steelheaders. Offers testimony in opposition to HB 2685.
115	Rep. Zauner	Asks Mr. Donovan whether his group would support a twenty five percent match.
120	Donovan	Explains that this may help, but expresses his concerns with the match.

135	Rep. Mabrey	Comments on the issue of paying for service that, while not directly benefiting your group, may benefit you indirectly.
140	Donovan	Points out his groups interest in working on the issue.
155	Rep. Mabrey	Asks Mr. Donheffner whether the -1 amendments help address some of the concerns with the bill.
165	Donheffner	Indicates the -1 amendments go a long way to address his concerns, but do not address them all.
175	Rep. Mabrey	In reference to Rep. Greenlick's earlier question regarding the floating homes, asks whether the Representative was asking about fees assessed on these houseboats.
180	Rep. Greenlick	Acknowledges.
185	Rep. Mabrey	Asks the Mr. Donheffner to address this.
190	Donheffner	Explains that, as drafted, the bill would not assess fees on floating homes.
195	Armstrong	Discusses the problem with including floating homes, in regards to the relating clause.
200	Rep. Zauner	Asks how a boat is determined to be abandoned.
205	Donheffner	Points out the statute which defines abandoned boats.
215	Thompson	Points out the other side of the equity issue raised by Mr. Donovan.
220	Vice Chair Mabrey	Closes the public hearing on HB 2685, and opens an informational meeting on the Freight Advisory Committee.

**INFORMATIONAL MEETING**

230	Ken Armstrong	Oregon Ports Group, and Chair of the Freight Advisory Committee. Offers an overview of the freight Advisory Committee and the Oregon Freight Advisory Committee Report to the Legislature ( <b>EXHIBIT E</b> ).
290	Matt Garrett	Oregon Department of Transportation. Offers informational testimony regarding the Freight Advisory Committee.
300	Vice Chair Mabrey	Closes the informational meeting and adjourns the committee meeting at 3:23 p.m.

**EXHIBIT SUMMARY**

**A – HB 2685, -1 amendments, Ken Armstrong, 2 pp.**

**B – HB 2685, written testimony, Don Mann, 2 pp.**

**C – HB 2685, written testimony, Paul Donheffner, 2 pp.**

**D – HB 2685, photo exhibits, Paul Donheffner, 8 pp.**

**E – Informational, Oregon Freight Advisory Committee: Report to the Legislature, Ken Armstrong, 34 pp.**