

CONFERENCE COMMITTEE ON HB 2661B

August 12, 2003 Hearing Room E
10:00 AM Tape 1 - 2

MEMBERS PRESENT: **Rep. Alan Brown, Chair**
 Rep. Mitch Greenlick
 Rep. Randy Miller
 Sen. Rick Metsger
 Sen. Bruce Starr

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

MEASURE: **HB 2661B - 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 1, A 004	Chair Brown	Calls the meeting to order at 10:06 a.m. and opens a work session on HB 2661B that allows Department of Transportation to provide for vehicle to be taken into custody from right of way of certain highways.
<u>HB 2661B WORK SESSION</u>		
007	Janet Adkins	Committee Administrator. Offers a description of the bill and the issues to be addressed by the conference committee. Provides a section-by-section overview of the -B10 conflict amendments (EXHIBIT A) .
063	Adkins	Offers a description of the -B11 amendments (EXHIBIT B) .
085	Rep. Greenlick	Asks about specific wording in the -B11 amendment regarding definitions of a school zone.
092	Adkins	Offers an explanation of the wording in question.
096	Rep. Greenlick	Questions if the provisions in this amendment are exactly the same as they were in SB 179.
102	Chair Brown	Points out that the only change is in the implementation date.
106	Adkins	Clarifies the language of the conflict amendments.
110	Rep. Miller	MOTION: Moves to ADOPT HB 2661-B10 amendments dated 8/11/03.
113	Sen. Metsger	Confirms his understanding of the -B10 amendments.
120		VOTE: 5-0
123	Chair Brown	Hearing no objection, declares the motion CARRIED.

125	Sen. Metsger	Asks that Ms. Schneider address the intent of the proposed -B11 amendments.
127	Susan Schneider	City of Portland. Offers testimony in support of the -B11 amendments to HB 2661B.
154	Sen. Metsger	Asks for further clarification.
158	Schneider	Explains that flashing lights are not applicable in this situation.
160	Sen. B. Starr	Asks about the fine for speeding in a school zone.
161	Schneider	Indicates that she does not know.
165	Adkins	Says that they vary from \$75 to \$600.
182	Rep. Miller	Asks why there would be double fines for someone speeding through a school zone in the middle of the night when there are sure to be no children present.
187	Schneider	Comments that consistency would eliminate the current difficulty with enforcing the double fines in school zones.
208	Rep. Miller	Asks why the double fine provision could not be posted in school zones designating certain hours.
219	Sen. B. Starr	Explains the intent is to make fines for speeding in school zones consistent at all hours. Believes the double fine issue is completely separate from the speeding in school zones issue.
268	Rep. Greenlick	Asks for clarification of the wording required on signage if the committee does not adopt the -B11 amendments.
279	Schneider	Explains what cities would have to do.
292	Rep. Greenlick	Clarifies that it is not the issue of what the arresting officer writes down, but how the courts interpret the violation.
303	Schneider	Explains the violation remains the same, but the fine would be different.
310	Adkins	Clarifies her understanding of the amendment's intent.
328	Christy Monson	League of Oregon Cities. Offers an overview of what the work group intended.
340	Rep. Greenlick	Asks specifically about the double fine.
344	Monson	Explains the double fine is imposed only when children are present, which is narrowly defined to crosswalks.
368	Sen. Metsger	Comments on the difficulty regarding the issue.
410	Rep. Miller	Points out his preference regarding the issue.
440	Sen. Metsger	Concurs with Rep. Miller's analysis.
TAPE 2, A		
009	Sen. Metsger	MOTION: Moves that the House concur on the Senate amendments dated 5/28/03 and be further amended and re-passed with the B10 amendments.
022	Adkins	Points out that the B10 amendments could be further changed by legislative counsel to accomplish the intent of the operative date.
026	Rep. Greenlick	Asks that it be made clear for the record that the intent is to keep the doubling of traffic fines when children are present in a school zone.
037	Adkins	Points out that this might not be the case.
042	Rep. Greenlick	Clarifies the effects of the bill on statute.
048	Adkins	Further comments on the changes.
051	Rep. Greenlick	Contends that the old definition for the purpose of fines remains the same.
053	Adkins	Says the old definition has been amended.
056		VOTE: 5-0

060	Chair Brown	Hearing no objection, declares the motion CARRIED. REP. BROWN will lead discussion on the House floor SEN. METSGER will lead discussion on the Senate floor.
062	Chair Brown	Closes the work session on HB 2661B and adjourns the meeting at 10:40 a.m.

EXHIBIT SUMMARY

A – HB 2661B, -B10 amendments dated 8/11/03, submitted by staff, 36 pp

B – HB 2661B, -B11 amendments dated 8/11/03, submitted by staff, 3 pp