

SENATE COMMITTEE ON
TRANSPORTATION AND ECONOMIC DEVELOPMENT

March 11, 2003
8:00 AM

Hearing Room C
Tapes 50-51

MEMBERS PRESENT: **Sen. Rick Metsger, Chair**
 Sen. Bruce Starr, Vice-Chair
 Sen. Ryan Deckert
 Sen. David Nelson

STAFF PRESENT: **Amy Joyce, Committee Administrator**
 Annastasia Suess, Committee Assistant

MEASURE/ISSUES HEARD: SB 627 – Public Hearing
 SB 289 – Public Hearing
 HB 2035 A – Public Hearing and Work Session
 SB 771 – 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.

TAPE/#	Speaker	Comments
TAPE 50, A		
002	Chair Metsger	Calls the committee to order at 8:02 a.m. and opens a public hearing on SB 627.
SB 627 – PUBLIC HEARING		
005	Sen. Joan Dukes	District 16. Provides testimony in support of SB 627.
050	Chair Metsger	Closes the public hearing on SB 627 and opens a public hearing on SB 289.
SB 289 – PUBLIC HEARING		
060	Sen. Jason Atkinson	District 2. Begins discussion in support of SB 289.
100	Sen. President Courtney	District 11. Provides written testimony in support of SB 289 (EXHIBITS A, B, C).
200	Aaron Mathews	Proponent of the bill. Provides testimony in support of SB 289.
280	Chair Metsger	Asks for clarification of Mr. Mathews vision when driving without the bioptic.
290	Mathews	Answers.
300	Chair Metsger	Inquires about Mr. Mathews distance vision.
305	Mathews	Responds.
315	Chair Metsger	Inquires about Mr. Mathews road sign visibility.
320	Mathews	Responds.
325	Sen. Nelson	Asks about the albinism disease.
330	Mathews	Responds.
335	Vice-Chair B. Starr	Thanks Mr. Mathew's for his testimony.
340	Wayne Schumacher	Executive Director of Oregon Optometric Physicians. Provides written testimony in support of SB 289 (EXHIBIT D) .
	Chair Metsger	Asks for an estimate of Oregonians that fit the definition.
TAPE 51, A		
010	Schumacher	States is unaware of the total.
015	Sen. Nelson	Asks for the difference between albinism and juvenile macular.
040	Schumacher	Answers and defines both diseases.

050	Sen. Nelson	Asks about the diseases and if they are progressive diseases.
055	Schumacher	Responds.
060	Chair Metsger	Asks what areas of the dash two amendments need work.
065	Schumacher	States that additional terminology should be included in the bill to define acuity.
080	Nan Heim	Oregon Academy of Ophthalmology. Provides testimony in support of SB 289.
095	Kelly Taylor	Oregon Department of Transportation (ODOT). Provides written testimony in opposition to SB 289 (EXHIBIT E) .
145	Chair Metsger	Inquires who participated in the survey mentioned in the testimony.
150	Taylor	Responds.
170	Chair Metsger	Asks if the language of the dash two amendments could be altered to meet ODOT standards.
180	Taylor	Responds.
190	Chair Metsger	States a curiosity about other states that use the bioptic for the drive test, and the success of those states.
200	Taylor	Agrees to provide further information.
202	Sen. Nelson	Asks for the definition of 'carry on glasses'.
205	Taylor	Defines.
210	Chair Metsger	Asks for the parties interested in the bill to get resolution on the amendments. Closes the public hearing on SB 289 and reopens the public hearing on SB 627.

SB 627 – PUBLIC HEARING

225	Mike Marsh	ODOT. Provides written testimony in support of SB 627 (EXHIBIT F) .
300	Chair Metsger	Asks about the minimal fiscal impact, and inquires how this could have an impact if there will be less work involved with the passage of the bill.
310	Marsh	Responds.
320	Chair Metsger	Closes the public hearing on SB 627 and opens a public hearing on HB 2035 A.

HB 2035 A – PUBLIC HEARING

345	Terry Thompson	Lincoln County Commissioner. Provides testimony in support of HB 2035 A.
360	Rob Bovett	Assistant County Counsel of Lincoln County. Provides written testimony in support of HB 2035 A (EXHIBIT G) .
380	Cynda Bruce	Manager, Lincoln County Transit. Provides written testimony in support of HB 2035 A (EXHIBITS H, I) .

TAPE 50, B

010	Martin Loring	Administrator ODOT Public Transit Division. Provides written testimony in support of HB 2035 A (EXHIBIT J) .
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HB 2035 A – WORK SESSION

020	Vice Chair B. Starr	MOTION: Moves HB 2035A to the floor with a DO PASS recommendation.
		VOTE: 4-0
025	Chair Metsger	Hearing no objection, declares the motion CARRIED.
		SEN. DECKERT will lead discussion on the floor.
050	Chair Metsger	Closes the work session on HB 2035 A and opens a public hearing on SB 771.

SB 771 – PUBLIC HEARING

055	Vice Chair B. Starr	Summarizes SB 771.
080	Sen. Deckert	Asks about the current regulatory snags.
090	Vice Chair B. Starr	Responds.

115	John Rosenberger	Deputy Director of the Highway Division, ODOT. Provides written testimony on SB 771 (EXHIBIT K).
140	Chair Metsger	Asks what the objection ODOT has for SB 771.
145	Rosenberger	Responds.
150	Lauri Aunan	Department of Environmental Quality (DEQ). Provides testimony on SB 771.
170	Chair Metsger	Asks which language in section 2 of the bill is cause for concern.
175	Aunan	Answers.
180	Sen. Deckert	Asks for the difference between standards and process.
185	Aunan	Answers.
187	Vice-Chair B. Starr	Comments on the goal of SB 771.
190	Bob Rindy	Department of Land Conservation and Development (DLCD). Provides written testimony on SB 771 (EXHIBIT L).
230	Chair Metsger	Asks how the Governor's executive order would be less restrictive than the statute.
235	Rindy	Answers.
250	Sen. Deckert	Asks for clarification of current language.
270	Rindy	Responds.
305	Sen. Nelson	Inquires about the written testimony language.
310	Rosenberger	Responds.
325	Sen. Nelson	Comments on SB 627.
330	Vice-Chair B. Starr	Inquires about the difference between SB 627 and the governor's current directive.
340	Rindy	Responds.
415	Sen. Nelson	Inquires about the written testimony language.
TAPE 51, B		
010	Bob Cortright	DLCD. Responds and highlights the current partnership between ODOT and DLCD.
040	Sen. Nelson	Inquires about the similarities between SB 771 and SB 772.
045	Cortright	Responds.
055	Patrick Allen	Department of Consumer and Business Services (DCBS). Provides written testimony on SB 771 (EXHIBIT M).
120	Jacob Brostoff	1000 Friends of Oregon. Provides written testimony in opposition to SB 771 (EXHIBIT N).
200	Chair Metsger	Closes the public hearing on SB 771 and adjourns the committee at 9:30 a.m.

EXHIBIT SUMMARY

- A – SB 289, written testimony, Sen. Peter Courtney, 2 pp**
- B – SB 289, written testimony, Sen. Peter Courtney, 2 pp**
- C – SB 289, written testimony, Sen. Peter Courtney, 4 pp**
- D – SB 289, written testimony, Wayne Schumacher, 5 pp**
- E – SB 627, written testimony, Kelly Taylor, 2 pp**
- F – SB 627, written testimony, Mike Marsh, 2 pp**
- G – HB 2035 A, written testimony, Rob Bovett, 4 pp**
- H – HB 2035 A, written testimony, Cynda Bruce, 1 pp**
- I – HB 2035 A, written testimony, Cynda Bruce, 4 pp**
- J – HB 2035 A, written testimony, Martin Loring, 2 pp**
- K – SB 771, written testimony, John Rosenberger, 1 p**
- L – SB 771, written testimony, Bob Rindy, 4 pp**
- M – SB 771, written testimony, Patrick Allen, 4 pp**

N – SB 771, written testimony, Jacob Brostoff, 2 pp