

**SENATE COMMITTEE ON
TRANSPORTATION AND ECONOMIC DEVELOPMENT**

March 20, 2003
8:00 AM

Hearing Room C
Tapes 63-65

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 181 – Public Hearing and Work Session
 SB 179 – Public Hearing and Work Session
 SB 690 – 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 63, A		
002	Chair Metsger	Calls the committee to order at 8:10 a.m. and opens a public hearing on SB 179.
<u>SB 179 - PUBLIC HEARING</u>		
010	Sen. Roger Beyer	District 9. Requests additional clarification on the SB 179 dash one amendments.
015	Troy Costales	Manager of the Safety Division, Oregon Department of Transportation (ODOT). Provides a summary of the dash one amendments to SB 179.
025	Costales	Continues testimony: <ul style="list-style-type: none">• Road adjacent to school clarification• School areas already posted below 35 mph• School areas already posted above 35 mph and above• School cross walks (non-adjunct schools)
055	Sen. Beyer	Inquires about the time zones outlined in the dash one amendments.
060	Costales	Answers and elaborates on the type of road which will qualify to have amber warning lights or signs posted when children are present.
080	Sen. Beyer	States that his concern was the rural crosswalks and those concerns have been satisfied with Mr. Costales testimony.
087	De Bridges	Oregon Forest Product Transportation Association (OFPTA). States that the association supports SB 179.
090	Tricia Smith	Oregon School Employees Association. Provides testimony in support for SB 179 with the amendments. States concerns regarding the signs postings.
125	Costales	Clarifies the speed zone amendments in the school crossing zones.

135 Chair Metsger Clarifies that there is minimal fiscal impact for SB 179.
 150 Christy Munson League of Oregon Cities. Begins testimony in opposition to SB 179 and provides written testimony (**EXHIBIT A**).
 205 Chair Metsger Inquires ODOT whether there are requirements in the bill to add additional flashing lights.
 215 Costales States that there is no such requirement, but allows the flashing lights as an option.
 230 Munson Re-states the cost to smaller cities.
 235 Sen. Nelson Asks for clarification of what SB 179 will accomplish.
 240 Costales States that the original bill was to clarify the definition of ‘when children are present’. States that during the original hearing further clarification of signing on the higher speed roads and address the issue that drivers are unaware of being in a school zone until they are actually in the zone.

285 Chair Metsger Closes the public hearing on SB 179 and opens a work session on SB 179.

SB 179 – WORK SESSION

290 Vice Chair B. Starr **MOTION: Moves to ADOPT SB 179-1 amendments dated 03/19/03.**
VOTE: 4-0

292 Chair Metsger **Hearing no objection, declares the motion CARRIED.**
 295 Vice Chair B. Starr **MOTION: Moves SB 179 to the floor with a DO PASS AS AMENDED recommendation.**
VOTE: 4-0

305 Chair Metsger **Hearing no objection, declares the motion CARRIED.**
SEN. STARR will lead discussion on the floor.

310 Chair Metsger Closes the work session on SB 179 and opens a public hearing on SB 181.

SB 181 – PUBLIC HEARING

320 Stan Porter Vehicles Standards Coordinator of ODOT. Provides testimony in support of the two amendments to SB 181.
 340 Chair Metsger Clarifies the original need for the amendments to SB 181.
 350 Chair Metsger Closes the public hearing on SB 181 and opens a work session on SB 181.

SB 181 – WORK SESSION

360 Vice Chair B. Starr **MOTION: Moves to ADOPT SB 181-1 amendments dated 02/17/03.**
VOTE: 4-0

362 Chair Metsger **Hearing no objection, declares the motion CARRIED.**
 365 Vice Chair B. Starr **MOTION: Moves to ADOPT SB 181-2 amendments dated 03/18/03.**
VOTE: 4-0

368 Chair Metsger **Hearing no objection, declares the motion CARRIED.**
 372 Vice Chair B. Starr **MOTION: Moves SB 181 to the floor with a DO PASS AS AMENDED recommendation.**
VOTE: 4-0

380 Chair Metsger **Hearing no objection, declares the motion CARRIED.**
SEN. METSGER will lead discussion on the floor.

385	Chair Metsger	Closes the work session on SB 181 and opens a public hearing on SB 690.
<u>SB 690 – PUBLIC HEARING</u>		
390	Don Miner	Oregon Manufactured Housing Association (OMHA). Begins discussion on SB 690 and provides written testimony in support of SB 690 (<u>EXHIBITS B, C</u>).
TAPE 64, A		
010	Miner	Continues discussion: <ul style="list-style-type: none"> • Summarizes the requirements of SB 181 • Dealer fees decreases • Consumer disclosures • Park landlord requirements • Licensing requirements • Proposed amendments • Concludes testimony
275	Don O'Rourke	General Manager of Fleetwood Homes. Provides testimony in support of SB 690. Cites a personal history with corrupt dealers in Oregon.
310	Gentry Johnson	Dealer in Eugene Oregon. Provides testimony in support of SB 690.
350	Wayne Hilderbrand	Chaperone Mobile Home Parks. Provides written testimony in opposition to SB 690 (<u>EXHIBIT D</u>).
TAPE 63, B		
020	Hilderbrand	Continues testimony.
070	Chair Metsger	Inquires about the existing law that is in place to cover the landlord.
085	Hilderbrand	Answers.
090	Debbie Berning	Mobile Park Manager. Provides testimony in opposition to SB 181.
130	Chester Berning	Rhododendron Trail Park Owner. Provides testimony in opposition to SB 181.
160	Jack Sikking	Mobile Home Park Owner. Provides testimony in opposition to SB 181.
270	Sen. Nelson	Asks if there is an issue with transferring the oversight from the Department of Motor Vehicles (DMV) to the Department of Consumer Business (DCBS).
271	Sikking	States this makes common sense.
085	Sen. Nelson	Comments on the lack of information to park owners and managers in Oregon.
298	Sikking	Responds and states the disagreement with SB 181 is with the licensing clause.
330	Dick Jacobson	Lane County Park Owner and manufactured home dealer. Begins testimony in support of SB 181.
375	Diane Belt	Personal Property Tax Collector of Washington County. Provides written testimony in support of SB 181 (<u>EXHIBIT E</u>).
412	Chair Metsger	Inquires about park owners not transferring titles upon purchase and asks, if under the current licensing law, the owner is required to do so.
425	Belt	States that yes the park owner is required to transfer the title.

430	Sen. Nelson	Asks if there is concern with the implementation of SB 181 and asks if it is too soon or too late.
435	Belt	Answers.
440	Gloria Higdon	Licensed Real Estate Agent for Coldwell Banker. Provides testimony in support of SB 181.
TAPE 64, B		
050	Higdon	Continues testimony.
130	Kelly Taylor	ODOT. Testifies on the current vehicle law of private citizen limits on the amount of vehicles that can be sold per year. States that Mobile Homes are vehicles.
190	Vice Chair B. Starr	Asks for clarification of current statute on the definition of personal vehicle.
200	Taylor	Clarifies the current law.
215	Pat Schwoch	Manufacture Home Owners of Oregon (OSTA). Provides written testimony in support of SB 690 (EXHIBIT F).
255	Brad Brewer	Mobile Home Park Owner. Provides testimony in support of SB 690.
360	Cheryl Peligreney	Assistant Attorney General Department of Fraud. States the Department has taken a neutral position to SB 690, however states the amendments are a cause for concern.
400	Vice Chair B. Starr	Inquires about the criminal penalties outlined in the current statute.
410	Peligreney	Defers to ODOT.
412	Taylor	ODOT. State that the statute are existing and will transfer over.
415	Sen. Nelson	Asks if ODOT has an issue with the implementation dates.
425	Taylor	States that for ODOT this is a transfer and the dates will not be a cause for concern to ODOT.
440	Troy Brost	Vice President, Royal Property Corporations. Provides written testimony in opposition to SB 690 (EXHIBIT G).
TAPE 65, A		
050	Brad Fudge	Licensed dealer and Park owner. Provides testimony in opposition to SB 690.
115	Chair Metsger	Closes the public hearing on SB 690 and adjourns the committee at 10:10 a.m.

EXHIBIT SUMMARY

- A – SB 179, written testimony, Christy Munson, 2 pp**
- B – SB 690, written testimony, Don Miner, 3 pp**
- C – SB 690, written testimony, Don Miner, 10 pp**
- D – SB 690, written testimony, Wayne Hilderbrand, 1 p**
- E – SB 690, written testimony, Diane Belt, 4pp**
- F – SB 690, written testimony, Pat Schwoch, 1 p**
- G – SB 690, written testimony, Troy Brost, 2 pp**