

**SENATE COMMITTEE ON**  
**TRANSPORTATION AND ECONOMIC DEVELOPMENT**

**April 2, 2003**  
**8:00 AM**

**Hearing Room C**  
**Tapes 77 - 78**

**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 772 – Public Hearing**  
                                 **SB 777 - Public Hearing and Work Session**

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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.

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<b>TAPE/#</b>	<b>Speaker</b>	<b>Comments</b>
<b>TAPE 77, A</b>		
002	Chair Metsger	Calls the committee to order at 8:09 a.m. and opens a public hearing on SB 772.
<b><u>SB 772 - PUBLIC HEARING</u></b>		
010	Jim Whitty	Administrator, Oregon Department of Transportation (ODOT). Begins testimony in support of SB 772 ( <b>EXHIBITS A, B, C</b> ).
160	Doug Goe	Member, Innovative Finance Advisory Committee (IFAC). Provides testimony in support of SB 772.
200	Beth DeHamel	Member, IFAC. Provides testimony in support of SB 772.
210	John Carter	Member, IFAC. Provides testimony in support of SB 772.
240	Sen. Nelson	Asks if the bill addresses the domain authority issue.
250	Whitty	States that the dash one amendment defines the domain authority to a higher degree.
290	Chair Metsger	Asks about the innovative financing, and asks for an example how SB 772 would work and what would be allowed to happen that is not happening now.
300	Carter	States the light rail project at the Portland airport is a fairly good example. Says the construction and work on the project would have been difficult for several agencies to carry out alone.
345	Sen. Nelson	Asks for additional clarification to the issues of the imminent domain authority regarding toll roads.
355	Whitty	States the existing toll roads statute do exist.
390	Sen. Deckert	Asks where in SB 772 there is a need for this legislation to accomplish the innovative projects.
400	Whitty	States the exemption from the procurement process is essential.
<b>TAPE 78, A</b>		
010	Vice Chair B. Starr	Comments on the current statute limitations for project proposals. Elaborates on the process change suggested by SB 772.

040	Carter	States that SB 772 does not take away the control or guidance of any state projects or processes currently in place.
060	Mike Salsgiver	Government Affairs Manager for the Portland Business Alliance. Provides written testimony and discussion in support of SB 772 <b>(EXHIBIT D)</b> .
140	Doug Riggs	Representing Bechtel Corporation. Provides written testimony in support of SB 772 <b>(EXHIBIT E)</b> .
160	Jacob Brostoff	1000 Friends of Oregon. Provides testimony in support of the dash two amendments. States there are some concerns with the language of the current amendments.
195	Chair Metsger	Closes the public hearing on SB 772 and opens a public hearing on SB 777.

The following prepared testimony is submitted for the record without public testimony for SB 772:  
 Randall Pape Submits written testimony **(EXHIBIT G)**.

**SB 777 – PUBLIC HEARING**

215	Mike Marsh	ODOT. Provides written testimony in support of SB 777 <b>(EXHIBIT F)</b> .
260	Vice Chair B. Starr	Comments on current statutes in place for innovative financing.
295	Chair Metsger	Closes the public hearing on SB 777 and opens a work session on SB 777.

**SB 777 – WORK SESSION**

300	Vice Chair B. Starr	<b>MOTION: Moves to ADOPT SB 777-1 amendments dated 04/01/03.</b> <b>VOTE: 4-0</b>
302	Chair Metsger	<b>Hearing no objection, declares the motion CARRIED.</b>
304	Vice Chair B. Starr	<b>MOTION: Moves SB 777 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.</b> <b>VOTE: 4-0</b>
305	Chair Metsger	<b>Hearing no objection, declares the motion CARRIED.</b>
308	Chair Metsger	Closes the work session and adjourns the meeting at 9:00 a.m.

**EXHIBIT SUMMARY**

A – SB 772, written testimony, Jim Whitty, 4 pp  
 B – SB 772, written testimony, Jim Whitty, 8 pp  
 C – SB 772, written testimony, Jim Whitty, 39 pp  
 D – SB 772, written testimony, Mike Salsgiver, 1 p  
 E – SB 772, written testimony, Doug Riggs, 1 p  
 F – SB 777, written testimony, Mike Marsh, 1 p

The following exhibit is listed out of order in the body of the tape log:

G – SB 772, written testimony, Randall Pape, 1 p (not present in today's hearing)