

SENATE COMMITTEE ON
TRANSPORTATION AND ECONOMIC DEVELOPMENT

April 28, 2003
8:00 AM

Hearing Room C
Tapes 101 – 102

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

STAFF PRESENT: **Amy Joyce, Committee Administrator**
 Megan Jensen, Committee Assistant

MEASURE/ISSUES HEARD: **SB 751 – Public Hearing**
 SB 765 – Public Hearing and Work Session
 SB 2933 – Public Hearing
 HB 2501A – 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 101, A		
002	Chair Metsger	Calls the committee to order at 8:15 a.m. and opens a public hearing on SB 751.
<u>SB 751 - PUBLIC HEARING</u>		
004	Chair Metsger	Introduces SB 751-1 amendments dated (EXHIBIT A) for a public hearing at a later date. Closes public hearing on SB 751 and opens public hearing on HB 2933.
<u>HB 2933 – PUBLIC HEARING</u>		
013	Rep. Dan Doyle	District 19 State Representative. Provides testimony in support of HB 2933. Discusses two issues: <ul style="list-style-type: none">• \$1,000 threshold for reporting accidents is too low• Ambiguous and complex procedure for reporting accidents Explains that HB 2933 will raise the reporting level to \$2,500 and that the individual who suffers property damage is the one who files the report.
125	Chair Metsger	Asks if the agency could provide more clarity regarding individual reporting procedures.
135	Rep. Doyle	Responds that the Department of Motor Vehicles could make procedures more consumer friendly.
140	Chair Metsger	Asks about the origins of the proposed \$2500 reporting level.
145	Rep. Doyle	Responds that there is flexibility with the reporting level amount and elaborates.

155	Vice-Chair B. Starr	Asks if he researched insurance company databases for information on the percentage of accidents and the average cost of accidents.
162	Rep. Doyle	Responds that he did not research that information.
170	Troy Costales	Safety Manager, Oregon Department of Transportation (ODOT). Provides testimony in opposition to HB 2933 (EXHIBIT B) and expresses concern that HB 2933 would change the crash data quality and quantity and would have an adverse impact on Oregon's public roadways and driver and vehicle occupant safety initiatives.
242	Vice-Chair B. Starr	Inquires why all accidents are not required to file an accident report.
253	Kelly Taylor	ODOT. Clarifies that a suspension letter is sent out 30 days prior to a suspension and explains the reporting process.
283	Sen. Deckert	Expresses concern that too many people get stuck in the process and are forced to pay \$50 to reinstate their driving status.
295	Taylor	Explains that part of the procedure is to track uninsured drivers because policy dictates that uninsured drivers should be suspended.
317	Sen. Deckert	Comments that tens of thousands of people appear to be affected.
320	Taylor	Offers to research the subject.
325	Chair Metsger	Asks about the process for reporting accidents.
330	Kelly	Explains the process for turning in an accident report.
341	Chair Metsger	Talks about making the reporting process more consumer friendly and adding clarity to the notice. Asks if there is flexibility in the dollar limit.
385	Costales	Affirms.
388	Vice-Chair B. Starr	Asks for the average cost of damages from an accident.
390	Costales	Replies that he does not have the information and supplies statistics on the number of accidents occurring each year.
418	Chair Metsger	Asks for clarification on the number of accidents that result in property damage.
424	Costales	Provides statistics on accidents resulting in property damage.
TAPE 102, A		
015	Susan Schneider	City of Portland. Expresses concern with HB 2933.
028	Mark Lear	City of Portland Traffic Investigation Section Manager. Provides testimony in opposition to HB 2933 (EXHIBIT C). Believes crash data collection methods will be compromised and states that
055	Andrea Fogue	League of Oregon Cities. Provides testimony in support of HB 2933. Talks about unintended safety consequences.
076	John Powell	State Farm Insurance Companies, North Pacific Insurance Company. States the insurance industry's concern with HB 2933 regarding reporting accidents and states there is no objection to continuing streamlining efforts.
097	Jack Monroe	American Insurance Association. Agrees with previous testimony and expresses concern with accurate accident reporting methods under HB 2933.
107	Chair Metsger	Talks about the public record of liability when only the person who received property damage in an accident is required to file an accident report.
120	Monroe	Believes it could affect insurance practices.
134	Chair Metsger	Asks about how common it is for someone to file a claim with an insurance company but not an accident report if the damage was less than \$1000.
150	Powell	Responds that insurance companies encourage accident victims to immediately report accidents and elaborates.

170 Chair Metsger Inquires if insurance companies have access to the state accident reports database.

175 Powell Explains that insurance companies generally rely on Department of Motor Vehicles records.

180 Chair Metsger Inquires if insurance companies share accident claim information with the state.

183 Powell Offers to research the issue.

187 Chair Metsger Closes work session on HB 2933 and opens public hearing on SB 765.

SB 765 – PUBLIC HEARING

195 Chair Metsger Submits dash one amendments to SB 765 (**EXHIBIT D**).

200 Bruce Warner Oregon Department of Transportation (ODOT). Provides testimony in support of SB 765 and -1 amendments dated 4/23/03 (**EXHIBIT E**). Believes SB 765 will provide tools to help ODOT effectively deal with access management issues.

240 Sen. Deckert Asks what problem is SB 765 addresses.

245 Warner Explains that SB 765 will remove the sunset date attached to legislation that allowed ODOT to help pay expenses of property owners when a driveway connecting to a state highway is relocated and the amendment will put in statute criteria now contained in Administrative Rule.

260 Sen. Deckert Asks if the SB 765 will be more effective in statute or in administrative rules.

262 Warner Explains that SB 765 should be put in statute.

274 Jacob Brostoff 1000 Friends of Oregon. Provides testimony in opposition to SB 765 (**EXHIBIT F**). Supports the repeal of the sunset but expresses concern about defining reasonable access in statute.

297 Chair Metsger Points out that the definition of reasonable access has been deleted in the amendments.

305 Brostoff Believes that if the bill does not require changes to the administrative rule definition, SB 765 might be more acceptable.

310 Chair Metsger Closes public hearing and opens work session on SB 765.

SB 765 – WORK SESSION

315 Vice-Chair B. Starr **MOTION: Moves to ADOPT SB 765-1 amendments dated**

320 **VOTE: 3-0**

EXCUSED: 1 - Sen. Nelson

Chair Metsger Hearing no objection, declares the motion CARRIED.

325 Vice-Chair B. Starr **MOTION: Moves SB 765 to the floor with a DO PASS AS AMENDED recommendation.**

330 **VOTE: 3-0**

EXCUSED: 1 - Sen. Nelson

Chair Metsger Hearing no objection, declares the motion CARRIED.

SEN. STARR will lead discussion on the floor.

Closes work session on SB 765 and opens public hearing on HB 2501A.

HB 2501A – PUBLIC HEARING

335 Chair Metsger Preserves HB 2501A for future consideration. Closes public hearing on HB 2501A and adjourns the committee at 9:05 a.m.

EXHIBIT SUMMARY

A – SB 751, SB 751-1 amendments dated 4/25/03, staff, 15 pp.

B – SB 2933, written testimony, Troy Costales, 3 pp.

- C – SB 2933, written testimony, Mark Lear, 3 pp.**
- D – SB 765, SB 765-1 amendments dated 4/23/03, staff, 1 p.**
- E – SB 765, written testimony, Bruce Warner, 1 p.**
- F – SB 765, written testimony, Jacob Brostoff, 1 p.**