

**SENATE COMMITTEE ON GENERAL GOVERNMENT AND
TRANSPORTATION**

January 23, 2001 Hearing Room 343
3:00 pm Tapes 10 - 12

MEMBERS PRESENT: **Sen. Gary George, Chair**
 Sen. Rick Metsger, Vice-Chair
 Sen. Sen. Margaret Carter
 Sen. Sen. Beverly Clarno
 Sen. Sen. Ken Messerle

STAFF PRESENT: **Patrick Balducci, Administrator**
 Nancy Masee, Administrative Support

MEASURE/ISSUES HEARD:
 Overview of Driver and Motor Vehicles Division
 Overview of Motor Carrier Transportation Division
 SB 298 Public Hearing and Work Session
 SB 299 Public Hearing and 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.

TAPE/#	Speaker	Comments
TAPE 10, A		
003	Sen. Gary George	Chair. Opens meeting at 3:05 pm.
009	Patrick Balducci	Staff. Gives introduction to meeting agenda.
014	Lorna Youngs	Driver and Motor Vehicles Division (DMV) Deputy Director. Gives overview of DMV. Describes responsibilities of the department (EXHIBIT A). DMV is about transactions. Its mission is to promote driver safety, protect financial and ownership interests in vehicles and collect revenue for Oregon roads. The two areas that DMV deals with are drivers and vehicles.
083	Youngs	Continues presentation of the work of the DMV. Explains customer service. Discusses cost and productivity. Comments on population growth in Oregon and its affect on DMV.
145	Youngs	Continues presentation. Discusses driving safety and customer service of DMV. Comments on accomplishments of the department. <ul style="list-style-type: none">• Maintained service level with budget cuts.• Implemented 40 legislative bills.• Automated many of their programs.• Prepared an Older Driver Study.
213	Youngs	Discusses the future of DMV. States the present budget is \$116 million. Information technology will be implemented depending on revenue. Comments that "credit card payment" needs to be implemented. Screening for "impairment" as opposed to "age" is a goal.

246	Youngs	Describes electronic processes that need to be implemented.
290	Youngs	Discusses “keeping ahead of the game”.
310	Sen. Metsger	Asks about customer service and how personal information is to be kept confidential. Relates the Gresham incident where DMV offices were broken into.
336	Youngs	Explains the computers were recovered quickly and the database was determined in tact. Answers that storing no more than one day’s information in the computers has tightened security. Confidentiality is protected.
353	Sen. Metsger	Asks about buyer-seller transfer of titles electronically through DMV.
367	Youngs	Describes what she knows about financial institutions that would have to subscribe to the service for tracking buying and selling automobiles
393	Sen. Messerle	Asks about closing of the Coquille office and the options.
400	Youngs	Answers that there are proposals offering service. Explains at this point the department does not know what its budget allocations will be and what the policy will be. Says DMV is ready to negotiate what the policy will be according to legislative direction.
460	Sen. Messerle	Asks if DMV has responded to Coquille as of today.
467	Youngs	Answers she has not answered yet.
474	Sen. George	Introduces Gregg Dal Ponte.
480	Gregg DalPonte	Deputy Director, Motor Carrier Transportation Division of ODOT (EXHIBIT B). Gives overview of the Motor Carrier Transportation Division and states its mission is to promote a safe, efficient, and responsible commercial transportation industry.

TAPE 11, A

080	DalPonte	Continues presentation on motor carrier transportation division. Discusses services delivered to the public, to the trucking industry, to the state. Describes trucking industry services. Explains collection of highway use tax for the state.
115	DalPonte	Describes 6 ports of entry throughout the state that are under the motor carrier division and their purpose.
120	Chair	Asks when a person buys a permit to operate within the state, are they required to bond.
125	DalPonte	Occasional users get temporary passes and trip permits. There are 25,000 motor carriers and over 300,000 trucks registered to operate in Oregon.
140	Chair George	Asks if that data can be obtained electronically.
145	DalPonte	Describes their plan. They accept credit cards.
212	DalPonte	Continues presentation describing the motor carrier division duties and responsibilities. Describes how weigh stations operate.
237	Sen. Carter	Asks if there is technology to check the trucks.
240	DalPonte	Describes a device called a transponder that can be attached to a truck. Explains how technology at the weigh station very quickly identifies and assesses a truck’s weight and measurements.
297	Chair George	Asks if weigh stations are manned 24 hours a day. What kind of data is accumulated when no one is present?
300	DalPonte	Describes how the weigh station operates when staff is not present. Describes how motor carriers division promotes highway safety. Explains how inspectors at weigh stations check

		safety of trucks and drivers.
355	Sen. Messerle	Asks about law enforcement's role in tracking down violators of the system.
360	DalPonte	Explains how law enforcement is used along with motor carrier enforcement.
TAPE 10, B		
020	DalPonte	Explains the department's role in reducing highway truck accidents. ODOT certifies truck inspectors by classroom training. There are 500 trained truck inspectors. There are about 1,700 truck crashes annually in Oregon.
060	DalPonte	Continues presentation describing federal funding of safety measures.
065	Sen. Messerle	Asks if federal funds can be counted on in the future.
072	DalPonte	Answers by noting that the motor carrier division has been receiving federal funds for a long time. The division has to follow certain federal requirements that, if followed, ensure ongoing federal funding.
080	Sen. Messerle	Asks if the federal funds are only to start up a program.
088	DalPonte	Describes Green Light program and funding.
108	DalPonte	Refers to a letter from a constituent who inquired about regulations for amputees. Describes a prosthetic device in relation to medical waiver requirements for amputees. (EXHIBIT C)
166	DalPonte	Explains an individual example of an amputee driving a truck.
197	Chair George	Asks Sen. Carter to give her expectations of the committee.
218	Sen. Carter	Explains what her goals for the committee are (EXHIBIT D) . <ul style="list-style-type: none"> • Provide cost effective transportation for senior and disabled citizens. • Include communities in planning for transportation • Include transportation issues that consider national rail, port, highway and air services. • Maintain and repair the aging and congested transportation systems already in existence. <p>Says transportation future should look to new goals. The committee needs to work for transportation network that serves the state.</p>
367	Chair George	Closes informational meeting Opens public hearing on SB 298.
SB 298 PUBLIC HEARING		
400	Balducci	Describes SB 298. There is a fiscal impact. No revenue impact.
450	Kelly Taylor	ODOT. Supports SB 298. Explains the reasons why this measure should be passed. Says the bill gives the department authority to adjust and monitor the provisional driver improvement program rather than waiting for legislative sessions to modify programs (EXHIBIT E) .
TAPE 11, B		
080	Sen Carter	Agrees increasing driver safety by administrative rule is more efficient than legislatively.
088	Sen. Messerle	Asks about costs.
093	Balducci	Explains fiscal costs of program.
107	Clarno	Asks if this is referred to Ways and Means.
110	Balducci	Replies it does not go to Ways and Means.
112	Chair George	Closes public hearing on SB 298. Opens work session on SB

298.

SB 298 WORK SESSION

136 Sen. Carter Comments
146 Taylor Explains the history of the issue.
151 **Sen. METSGER:** **MOTION: Moves SB 298 be sent to the floor with a DO
PASS recommendation.**
VOTE: 5-0
152 **Chair** **Hearing no objection, declares the motion CARRIED.
SEN. CARTER will lead discussion on the floor.**
153 Chair George Closes work session on SB 298. Opens public hearing on SB
299.

SB 299 PUBLIC HEARING

204 Balducci Explains SB 299 regarding weighmasters issuing citations. States
the bill will be referred to the Revenue Committee.
207 Steve Johnston Manager, Field Motor Carrier Services, ODOT. Supports SB
299. Explains how this bill will help judges and provide uniform
enforcement (**EXHIBIT F**).
210 Chair George Asks how much evasion occurs.
215 Johnston Discusses fines and registration fees.
319 Sen. Messerle Asks if the medical cards are part of registration.
322 Johnston States the medical card is part of the licensing. There is a fine of
\$77 for not having a medical card under federal motor carrier
regulations.
329 Sen. Messerle Asks if that should be included in the citations.
332 Johnston Not necessary because it is part of the registration.
340 Sen. Metsger Asks if there can be federal and state penalties.
347 Johnston Explains there would be one citation, the state's.
358 Sen. Metsger Asks if the State Police are notified when there is a suspended
driver identified.
362 Johnston Explains the procedure.
400 Sen. Messerle Asks if that is the same procedures if somebody bypasses the
scales.
405 Johnston Explains the procedure followed to stop a truck.

TAPE 12, A

015 Sen. Clarno Asks about violation of no chains.
020 Johnston Explains the procedure to cite trucks for not being chained
properly.
037 Sen. Clarno Asks the authority and procedure in tracking unchained trucks in
snow areas.
042 Johnston Explains the procedure.
057 Sen. Carter Asks Gregg DalPonte about preparing personnel who issue
citations and make arrests.
060 DalPonte Responds on policy and procedures.
084 Johnston States no citation is worth an escalation involving possible
violence. Personnel are trained to handle hostile situations.
100 DalPonte States that Bob Russell, Oregon Trucking Association, has
reported that he supports SB 299.
103 Staff Submits (**EXHIBIT G**) from the State Police.

104 Chair George Asks for further discussion. Closes public hearing on SB 299.
Opens Work Session on SB 299.

SB 299 WORK SESSION

105 Sen. Carter

**MOTION: Moves SB 299 to the Revenue committee without
RECOMMENDATION to passage.**

106

Chair

VOTE: 5-0

107

Chair George

Hearing no objection, declares the motion CARRIED.

Adjourns meeting at 5:00 pm.

Submitted By,

Reviewed By,

Nancy Masee,
Administrative Support

Patrick Balducci,
Administrator

EXHIBIT SUMMARY

- A – Written testimony, Lorna Youngs, 13 pp**
- B – Written testimony, Gregg DalPonte, 28 pp**
- C – Letter, from Scott Cook, Gregg DalPonte, 1 p**
- D – Written testimony, Sen. Margaret Carter, 3 pp**
- E – Written testimony, Kelly Taylor, 2 pp**
- F – Written testimony, Steve Johnston, 2 pp**
- G – Written testimony, Oregon State Police, Staff, 2 pp**