

JOINT CONFERENCE COMMITTEE ON HB 3090B

July 20, 1999 Hearing Room E

3:00 p.m. Tape 1

MEMBERS PRESENT: Rep. Jerry Krummel, Chair

Sen. Ted Ferrioli

Rep. Jeff Kropf

Sen. Marylin Shannon

Sen. Mae Yih

MEMBER EXCUSED: Rep. Mike Lehman

STAFF PRESENT: Janet Adkins, Administrator

Nancy Masee, Administrative Support

MEASURE HEARD: HB 3090B 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 1, A		
006	Chair Krummel	Opens meeting at 3:50 p.m. and opens work session on HB 3090B.
<u>HB 3090B WORK SESSION</u>		
010	Sen. Shannon	Describes her concern of the bill that is on line 7, "including but not limited to new alignments or bridges." Does not agree with widening a road to a bridge and then tolling the bridge.

018	Rep. Kropf	Comments that this bill is not a mandate to toll but to look at the potential for tolling roads.
026	Sen. Shannon	Comments the Senate does not want to toll existing bridges. Tolling new bridges would be acceptable.
036	Sen. Ferrioli	States the bill should not preclude the Lewis and Clark Bridge replacement.
045	Chair Krummel	Asks why the language was not taken out on the senate side.
050	Sen. Shannon	Responds that the potential was not recognized.
053	Rep. Kropf	Suggests language to prohibit tolling of existing roads and bridges with the exception of the Lewis and Clark Bridge replacement.
062	Sen. Shannon	Responds she feels comfortable with that statement, but repeats she does not want tolling of bridges to occur when widening of a road takes place.
067	Janet Adkins	Committee Administrator. Explains the bill's purpose is to determine if tolls should be applied and how they would be applied and it is not authorizing or prohibiting tolling.
075	Sen. Shannon	Asks if this bill gives ODOT the authority to toll that they did not have previously.
080	Adkins	Explains the bill does not give the authority to build toll roads or bridges; the bill is directing ODOT to study the feasibility of tolls on projects and if a project includes tolls, it will be prioritized because it will be partly self supporting.
083	Chair Krummel	Asks if new alignments for bridges will not affect whether bridges can be tolled. These projects have to be approved by the legislature.
091	Adkins	Comments on other statutes related to tolling bridges.
106	Sen. Shannon	Asks where is the ORS that says tolling has to be approved by the legislature.
108	Chair Krummel	Reads from ORS 383.007.
147	Doug Tindall	ODOT. Explains there is a specific statute for the Astoria toll bridge. To toll a road, legislative approval has to be obtained.
158	Ferrioli	Asks if ODOT can designate tolling congestion areas.

160	Tindall	Responds it is his understanding that there must be legislative authority.
176	Adkins	Reads ORS 383.310 on tolling bridges.
180	Joan Robinson	Legislative Counsel. Reads statutes on when toll bridges are allowed. Reads ORS 382.105.
184	Sen. Shannon	Constructing of bridges includes widening the alignment.
190	Kropf	Suggests new alignments and bridges mean new alignments and new bridges.
192	Robinson	Suggests if new bridges was intended it would have said new bridges.
195	Ferrioli	Comments the department already has authority to toll roads and bridges.
198	Robinson	Responds on specific existing roads and bridges. For a toll highway the legislature has to approve. Toll bridges are a different situation.
234	Ferrioli	Asks if ODOT has the authority to toll bridges.
240	Robinson	Says she is not sure on old bridges, but on new bridges. Says the statutes have been in effect since 1953. Adding tolls cannot be imposed on bridges without specific legislative authority.
271	Sen. Shannon	Suggests taking out bridges.
286	Sen. Ferrioli	Comments that it is a modernization project.
293	Sen. Shannon	Responds anything new is modernization.
297	Robinson	This bill would not give ODOT authority to impose tolls; it only considers if it is reasonably applied as a positive factor.
301	Chair Krummel	Says with or without the language, "including but not limited to new alignments or bridges," does not make that difference.
310	Robinson	Agrees removing the language does not make that much difference.
312	Sen. Shannon	Says she is comfortable taking out the language.
315	Chris Hagerbaumer	Oregon Environmental Council (OEC). Says it is a good idea to remove the

		language. ODOT is not looking at any existing facilities to toll.
317	Sen. Shannon	MOTION: Moves to AMEND HB 3090 in line 7, delete "including but not limited to new alignments or bridges".
		VOTE: 5-0 EXCUSED: 1 ñ Lehman
318	Chair Krummel	Hearing no objection, declares the motion CARRIED.
319	Rep. Kropf	MOTION: Moves to ADOPT HB 3090B-7 amendments dated 7/16/99.
		VOTE: 5-0 EXCUSED: 1 ñ Lehman
320	Chair Krummel	Hearing no objection, declares the motion CARRIED.
320	Chair Krummel	Explains these amendments have been worked on by Rep. Lehman and Rep. Krummel.
321	Sen. Yih	Asks why the date is 2003.
322	Chair Krummel	Explains ODOT will report their findings to the 71 st legislature. Says the fiscal impact will be about \$25,000.
330	Sen. Yih	Asks why the fiscal impact shows \$50,000.
331	Chair Krummel	Responds he misspoke. Explains how ODOT will be looking at the study.
332	Sen. Yih	Comments she is glad this is moving forward and she supports it.
333	Rep. Kropf	MOTION: Moves HB 3090B to the floor with the recommendation that the House concur in Senate amendments dated 5/11/99 and be further amended and repassed.
334		VOTE: 5-0

		EXCUSED: 1 ñ Lehman
335	Chair Krummel	Hearing no objection, declares the motion CARRIED. SEN. SHANNON AND REP. KRUMMEL will lead discussion on the floor.
336	Chair Krummel	Adjourns meeting at 4:30 pm.

Submitted By, Reviewed By,

Nancy Masee, Janet Adkins,

Administrative Support Administrator

EXHIBIT SUMMARY

No exhibits presented.