

SENATE COMMITTEE ON TRANSPORTATION

March 22, 1999 Hearing Room C

3:05 p.m. Tapes 44

MEMBERS PRESENT: Sen. Marylin Shannon, Chair

Sen. Mae Yih, Vice-Chair

Sen. Susan Castillo

Sen. Ted Ferrioli

Sen. Gary George

Sen. Lenn Hannon

MEMBERS EXCUSED: Sen. Joan Dukes

STAFF PRESENT: Don Scott, Administrator

Valerie Luhr, Administrative Support

MEASURE/ISSUES HEARD: SB 492 Public Hearing and Work Session

SB 583 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 44, A		
004	Chair Shannon	Calls the meeting to order at 3:10 p.m. Opens a public hearing on SB 492.
<u>SB 492 PUBLIC HEARING</u>		
010	Don Scott	Committee Administrator. Reviews provisions of SB 492 and the SB 492-1 amendments [EXHIBIT A].
023	Sen. George	References Sarah Barnett's testimony (February 15) in which she comments on federal and state prohibition of devices that alter odometer readings. Expresses

		concern about the state's ability to override a federal requirement.
028	Scott	States the principal concern was the odometer disclosure form and the federal government's specific items. States he has not been in contact with Sen. Courtney's office to find out what they have learned. States Sen. Courtney's office requested the amendment.
036	Sen. George	States he does not know whether the federal government requires disclosure or makes the devices illegal. Asks why anyone would manufacture a device if it was illegal.
041	Chair Shannon	Requests someone to find Sen. Courtney.
042	Scott	Indicates all states but one permit installation of the devices. States he believes the bill does not go beyond federal law by permitting the devices.
048	Chair Shannon	Reviews the proceedings for other members who have just arrived. Closes the public hearing on SB 492. Opens a work session on SB 492.
<u>SB 492 WORK SESSION</u>		
056	Sen. Hannon	MOTION: Moves to ADOPT SB 492-1 amendments dated 03/09/99.
		VOTE: 5-0 EXCUSED: 2 n Dukes, Ferrioli
	Chair Shannon	Hearing no objection, declares the motion CARRIED.
061	Sen. Hannon	MOTION: Moves SB 492 to the floor with a DO PASS AS AMENDED recommendation.
062	Vice Chair Yih	Asks if there are safeguards against abuse of the disconnect devices.
065	Chair Shannon	States safeguards were previously discussed (February 15 meeting).
070	Kelly Taylor	Oregon Department of Transportation (ODOT). States the federal regulations permit this type of device because a vehicle cannot run on its own when the device is hooked up. The device only works when the car is being towed. States federal regulations do not consider tow miles as miles driven. States the SB 492-1 amendments do not impact ODOT and the bill will be similar to what other states have done.
082	Vice Chair Yih	Clarifies the device only works when a vehicle is being towed the engine is off and the wheels turn.
086	Taylor	States Vice Chair Yih is correct.
		VOTE: 6-0 AYE: In a roll call vote, all members present vote Aye.

		EXCUSED: 1 - Dukes
094	Chair Shannon	The motion CARRIES. SEN. HANNON will lead discussion on the floor.
096	Chair Shannon	Closes the work session on SB 492. States she will not hold hearings on SB 749 and SB 655. Opens a work session on SB 583.
<u>SB 583 WORK SESSION</u>		
104	Scott	Comments on the measures taken from the agenda. Reviews provisions of SB 583, which was returned to the committee on March 3. Reviews provisions of the SB 583 amendments [EXHIBIT B] .
120	Chair Shannon	Acknowledges the committee is in a work session and invites the witnesses to testify.
125	Lisa Millet	Manager, Child Fatality and Injury Prevention, Oregon Health Division, Department of Human Resources. Submits and presents testimony on behalf of Grant Higginson in opposition to SB 583 [EXHIBIT C] . States the department opposes SB 583 as originally introduced and as amended. States the "department continues to believe that reducing deaths and saving taxpayer dollars is more important than personal freedom."
146	Brad Higbee	Oregon Chapter of the American College of Emergency Physicians (ACEP). Submits and presents testimony in opposition to SB 583 [EXHIBIT D] . States ACEP opposes the bill as originally introduced and as amended. References some of the statistics in his testimony. Concludes by the commenting on the bulleted items on the third page of his testimony.
177	Sen. Hannon	MOTION: Moves to ADOPT SB 583-1 amendments dated 03/22/99.
181	Sen. Castillo	States she believes the amendment will lead to an increased number of stops of motorcycle riders. Expresses concern about determining age and difficulty of enforcement. Believes the amendment is the opposite of what the bikers wanted.
195	Chair Shannon	States the amendment is from the bikers.
199	Sen. George	Reminds the committee of his remonstrance in which he pointed out that 68,000 teenagers have died on the highways in automobiles in the last ten years. Indicates 50 states require seat belt, but 60 percent of children do not wear the belts. States he believes Oregon's motorcyclists have demonstrated their commitment to good instruction. Comments on his motorcycle riding when he was young.
220	Chair Shannon	Explains the bill for the benefit of Vice Chair Yih.
		VOTE: 4-2 AYE: 4 - Ferrioli, George, Hannon, Shannon NAY: 2 - Castillo, Yih EXCUSED: 1 - Dukes

	Chair Shannon	The motion CARRIES.
235	Sen. Hannon	MOTION: Moves to RECONSIDER the vote by which Moves SB 583 to the floor with a DO PASS recommendation.
		VOTE: 6-0 EXCUSED: 1 - Dukes
237	Chair Shannon	Hearing no objection, declares the motion CARRIED.
238	Sen. Hannon	MOTION: Moves SB 583 to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 4-2 AYE: 4 - Ferrioli, George, Hannon, Shannon NAY: 2 - Castillo, Yih EXCUSED: 1 - Dukes
246	Chair Shannon	The motion CARRIES. SEN. GEORGE will lead discussion on the floor.
255	Chair Shannon	Closes the work session on SB 583. Declares the meeting adjourned at 3:29 p.m.

Submitted By, Reviewed By,

Valerie Luhr, Don Scott,

Administrative Support Administrator

EXHIBIT SUMMARY

A ñ SB 492-1 amendments, staff, 1 p

B ñ SB 583-1 amendments, staff, 1 p.

C ñ SB 583, written testimony, Lisa Millet, 2 pp.

D ñ SB 583, written testimony, Brad Higbee, 3 pp.