

SENATE COMMITTEE ON TRANSPORTATION

April 26, 1999 Hearing Room C

3:05 p.m. Tapes 73 - 74

MEMBERS PRESENT: Sen. Marylin Shannon, Chair

Sen. Mae Yih, Vice-Chair

Sen. Susan Castillo

Sen. Joan Dukes

Sen. Ted Ferrioli

Sen. Gary George

Sen. Lenn Hannon

MEMBER EXCUSED:

STAFF PRESENT: Megan Palau, Administrator

Gary Roulier, Administrative Support

MEASURE/ISSUES HEARD: SB 1006 Work Session

SB 655 Work Session

SJR 11 Work Session

SB 764 Work Session

SB 614 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.

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TAPE/#	Speaker	Comments
TAPE 73, A		
002	Chair Shannon	Opens the meeting at 3:19 p.m. and opens a work session on SB 1006.
<u>SB 1006 WORK SESSION</u>		
007	Megan Palau	Administrator. Explains the provisions of SB 1006 which allows action for a state traffic offense to be commenced in circuit, justice or municipal court in a county other than the county in which the offense occurred under certain circumstances. Presents (EXHIBIT A) and adds that the ñ1 amendments clarify the governing Oregon statutes.
023	Sen. Dukes	MOTION: Moves to ADOPT SB 1006-1 amendments dated 4/22/99 (EXHIBIT A).
	Chair Shannon	Hearing no objection, declares the motion CARRIED.

026 Sen. Dukes **MOTION: Moves SB 1006 to the floor with a DO PASS AS AMENDED recommendation.**

VOTE: 5-0

AYE: In a roll call vote, all members present vote Aye.

EXCUSED: 2 - Ferrioli, Hannon

Chair Shannon The motion CARRIES.

SEN. GEORGE will lead discussion on the floor.

034 Chair Shannon Closes the work session and opens a work session on SB 655.

SB 655 WORK SESSION

044 Palau Presents (**EXHIBIT B**) and explains the provisions of the ñ3 amendments restricting the boundaries of a mass transit district to the Urban Growth Boundary (UGB).

052	Ben Featherstone	Legal Counsel, Salem Mass Transit District. Testifies that the district is comfortable with the ñ3 amendments.
066	Sen. Dukes	Asks if the amendment limits the mass transit district to the UGB or allows the district to expand beyond the UGB.
068	Featherstone	Responds that the ñ3 amendments would fix the boundary to the UGB.
079	Sen. Dukes	Comments that the ñ3 amendments fix the territory to include "as a minimum" all territory within the Urban Growth Boundary.
081	Featherstone	Answers that the intent of the bill and the amendment are to allow the boundaries to extend beyond the UGB as it existed in 1977 to the new UGB.
102	Sen. Dukes	Asks if the district is interested in growing beyond the UGB.
104	Featherstone	Responds that the district does desire to expand beyond the UGB but feels that SB 655 will correct the inconsistencies within the current law.

125	Sen. Shannon	MOTION: Moves to ADOPT SB 655-3 amendments dated 4/19/99 (EXHIBIT B).
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	Chair Shannon	Hearing no objection, declares the motion CARRIED.
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129	Sen. Shannon	MOTION: Moves SB 655 to the floor with a DO PASS AS AMENDED recommendation.
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VOTE: 5-0

AYE: In a roll call vote, all members present vote Aye.

EXCUSED: 2 - Ferrioli, Hannon

	Chair Shannon	The motion CARRIES.
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Sen. SHANNON will lead discussion on the floor.

140	Chair Shannon	Closes the work session and opens a work session on SJR 11.
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SJR 11 WORK SESSION

172	Greg Willeford,	Captain, Patrol Services Division, Oregon State Police. Testifies in support of SJR 11 and explains the provisions of the ñ2 amendments.
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204	Sen. Hannon	Presents (EXHIBIT C) and explains that the ñ2 amendments replace the ñ1 amendments and restrict funding to the state police.
245	Chair Shannon	Asks how many new troopers would be funded under SJR 11.
257	Sen. Hannon	Responds it would fund approximately 185 troopers and would be considered by the voters in 2000.
264	Sen. Dukes	Asks if SJR 11 has a chance of passing with the voters.
270	Sen. Hannon	Answers that he has no polling figures but the voters should see the need for additional policing on the highways.
287	Bill Penhollow	Association of Oregon Counties (AOC). Testifies in opposition to SJR 11 because the bill opens up the highway trust fund to other uses. Notes that the AOC acknowledges the need for additional police.
318	Sen. Castillo	Asks if the issue is that the available funds are inadequate.
320	Penhollow	Responds that the counties face a shortfall of \$500 million in unmet highway maintenance and are concerned about the diversion of funds.
351	Sen. Hannon	Notes that both the state police and parks have experienced declining revenue in the past 19 years.
383	Penhollow	Answers that the AOC representatives from the sheriff's association also oppose SJR 11.
419	Sen. Dukes	Asks if the AOC could support the ñ1 amendments.
421	Penhollow	Responds that the ñ 1 amendments are narrow with regard to raising revenue.

TAPE 74, A

001	Sen. Hannon	Comments that Section 3 defines a gas tax.
014	Penhollow	Responds that Section 2(1)(b) does not apply to all of the provisions of Section 1 which refer to the gas tax.
022	Sen. Castillo	Asks for a dollar amount that the state police would receive.

029 Sen. Hannon Responds that the enabling legislation would determine an amount.

040 Sen. Hannon **MOTION: Moves SJR 11 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Ways and Means by prior reference.**

VOTE: 6-0

AYE: In a roll call vote, all members present vote Aye.

EXCUSED: 1 - George

Chair Shannon The motion CARRIES.

059 Chair Shannon Closes the work session and opens a work session on SB 764.

SB 764 WORK SESSION

073 Gary Weeks Director, Department of Human Resources (DHR). Testifies in support of SB 764 and summarizes the output of the workgroup.

089 Jacqueline Zimmer Director, Oregon Association of Area Agencies on Aging and Disabilities. Testifies in support of SB 764 and explains the recommendations of the workgroup on the bill. Notes that the workgroup recommends that the funds continue to be administered by the Oregon Department of Transportation (ODOT).

125 Zimmer Discusses a formula for the distribution of funds. Summarizes workgroup recommendations regarding accountability.

147 Don Butsch Legislative Chair, Governor's Commission on Senior Services. Testifies in support of the original form of the bill and stresses that the DHR should administer the funds.

165 Sen. Gary George Senate District 2. Testifies that SB 764 should be moved to the Ways and Means committee.

179 Sen. Hannon Asks if the compromise from the workgroup would fit into the House bill.

184 Weeks Responds with a summary of some language that could be presented to the Ways and Means committee.

212	Sen. George	Explains the provisions of the ñ1 amendments. Discusses with the committee the allowance for school districts to participate in providing transit services to seniors and the disabled.
254	Chair Shannon	Notes that the bill does not define disabilities.
260	Sen. George	Explains that the intent is to avoid micro-management of the programs.
277	Sen. Dukes	Emphasizes that school buses are designed for school children.
289	Sen. George	Responds that he is not vested in the ñ 1 amendments.
308	Sen. Castillo	States that she does not support the bill.

323	Sen. Hannon	MOTION: Moves SB 764 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Ways and Means by prior reference.
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343	Chair Shannon	VOTE: 6-1 AYE: 6 - Dukes, Ferrioli, George, Hannon, Yih, Shannon NAY: 1 ñ Castillo
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Chair Shannon	The motion CARRIES.
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361	Chair Shannon	Closes the work session and opens a work session on SB 614.
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SB 614 WORK SESSION

364	Palau	Explains the provisions of the bill which requires the Department of Transportation to develop a cost accounting system. Presents (EXHIBIT D) and outlines the provisions of the ñ8 amendments.
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381	Sen. Yih	Recommends that the ñ8 amendments should be changed to read "Director" rather than "persons."
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398	Sen. Hannon	Asks if cost accounting will be developed within ODOT whether SB 614 is passed or not.
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TAPE 73, B

002	Chair Shannon	Remarks that there have been a number of meetings between the committee and ODOT to determine the correct language.
014	Mike Marsh	Oregon Department of Transportation. Responds that ODOT has no problem with the bill and are willing to work with the auditor and the state controller division.
028	Sen. Hannon	Notes that there is no emergency clause and reviews Sections 3 and 4 of the amendment. Asks if the committee wants a time frame for implementation detailed within the bill.
041	Marsh	Answers that ODOT is committed to have the system in place prior to the next legislative session.
048	Sen. George	Comments that the details seem to outline a program budget rather than a cost accounting system.
059	Chair Shannon	Stresses that the core of the amendment is on page 1, lines 2 through 8 which outlines legislative intent.
064	Sen. George	Asks about the total costs of the Hawthorne Bridge rehabilitation and if the proposed accounting system would detail the costs of the project.
074	Marsh	Answers that the new system would detail the costs.
076	Sen. Yih	Recommends that the phrase "persons from" on page 3, line 19 and 20 of the bill amendments be deleted.
092	Sen. Castillo	Asks about the reporting requirements outlined in Section 3 and staffing needs.
098	Marsh	Responds that the reports would be simple written updates.
104	Sen. Dukes	Asks about page 3, line 4, and whether ODOT will be reporting on payments to cities, counties, and metropolitan planning organizations. Inquires whether ODOT will be reporting on payments made by local entities to contractors.
113	Marsh	Responds that they will not be reporting on how local governments are expending funds.
135	Sen. Dukes	Asks about page 3, line 8-10, and whether the accounting system would report on special programs, to include environmental services.
145	Marsh	Answers that amounts paid to contractors on environmental issues will be detailed to show whether it is direct, indirect or administrative costs.

152	Sen. Dukes	Asks if ODOT would be able to detail these costs even if SB 614 were not passed.
154	Marsh	Responds that ODOT would be able to detail costs with the system under design.
159	Chair Shannon	Explains the background and the intent to put the requirement for a cost accounting system into statute.
176	Marsh	Notes that the system is designed to be fully implemented on January 1, 2001.
184	Sen. George	Remarks that the legislature has been attempting for 15 years to get ODOT to adopt a cost accounting system.
211	Sen. Yih	Asks about the fiscal impact and if a new computer system would be necessary.
219	Marsh	Responds that ODOT anticipates no fiscal impact.
228	Sen. George	MOTION: Moves to ADOPT SB 614-8 amendments dated 4/21/99 and that the measure be FURTHER AMENDED on page 3, line 19, by deleting "persons from" after "with" and on page 3, line 20, by deleting "persons from" after "and".
	Chair Shannon	Hearing no objection, declares the motion CARRIED.
231	Sen. Hannon	MOTION: Moves SB 614 to the floor with a DO PASS AS AMENDED recommendation.
	Chair Shannon	VOTE: 5-2 AYE: 5 - Ferrioli, George, Hannon, Yih, Shannon NAY: 2 - Castillo, Dukes
	Chair Shannon	The motion CARRIES. SEN. SHANNON will lead discussion on the floor.
247	Chair Shannon	Closes the work session and adjourns the meeting at 4:32 p.m.

Gary Roulier, Megan Palau,
Administrative Support Administrator

EXHIBIT SUMMARY

A ñ SB 1006, amendments, staff, 1 p

B ñ SB 655, amendments, staff, 2 pp

C ñ SJR 11, amendments, staff, 1 p

D ñ SB 614, amendments, 3 pp