

# SENATE COMMITTEE ON TRANSPORTATION

July 13, 1999 9:00 a.m. Hearing Room 50

Tapes 118 - 119

## MEMBERS PRESENT:

Sen. Marylin Shannon, Chair

Sen. Mae Yih, Vice-Chair

Sen. Lee Beyer

Sen. Tom Hartung

## MEMBERS EXCUSED:

Sen. Susan Castillo

## STAFF PRESENT:

Megan Palau, Administrator

Valerie Luhr, Administrative Support

## MEASURES HEARD:

HB; 2082-C Work Session

TAPE/# Speaker Comments

**TAPE 118, A**

004 Chair Shannon Opens the meeting at 9:00 a.m. and opens a work session on HB 2082C.

## HB 2082C WORK SESSION

### Staff Submits **(EXHIBIT A)**.

036 Megan Palau Committee Administrator. Reviews provisions of the HB 2082-C45 amendments. Explains the forest count separates the Wallowa and Whitman forests management as one forest, but the federal level treats them as two forests. Explains that high growth counties will receive the registration fees allocated to their county.

040 Sen. Beyer Asks for clarification.

055 Joan Robinson Legislative Counsel Office. Explains the HB; 2082-C45 amendments are unnecessary if the HB 2082-C57 amendments are adopted.

066 Bill Penhollow Association of Oregon Counties (AOC). States the HB 2082-C45 amendments deal with the safety net and ensure the Wallowa and Whitman National Forests are identified separately. Secondly, language was developed so that the high growth county registration fees go to those counties.

070 Penhollow Comments he has not seen the latest version of the amendments relating to the high-growth counties.

071 Sen. Hartung Suggests adopting the -C45 amendments with the provision that Legislative Counsel make the necessary adjustments.

080 Sen. Yih Asks why the forests need to be separated.

082 Penhollow Explains the unique situation of the Wallowa and Whitman jointly administered forests.

088 Sen. Yih Asks if 50% of the money goes to the county roads.

090 Penhollow Explains that 75% goes to the county roads and 25% to the county school fund with some exceptions.

091 Sen. Hartung MOTION: Moves to ADOPT HB 2082C-45 conceptual amendments dated 7/9/99.

VOTE: 4-0

EXCUSED: 1 -Sen. Castillo

092 Chair Shannon Hearing no objection, declares the motion CARRIED.

096 Palau Explains the -C46 amendments change the weight-mile tax rate table and truck registration flat fees. States the change was based on the cost responsibility study.

100 Chair Shannon Explains the original four goals for the committee to meet from HB 2082:

(1) Maintain cost responsibility

(2) Highway trust fund remain revenue neutral

(3) No major shift between truck classes

(4) Revenue neutrality sustained into the future States her support and states the committee has met the goals.

120 Sen. Beyer Asks if the tables included are based on the study.

122 Paul Warner Legislative Revenue Officer (LRO). Explains the tables came out of the analysis of cost responsibility.

139 Sen. Beyer Asks if the LRO review maintains revenue neutrality and approximates cost responsibility under the weight-mile method.

141 Warner Responds by explaining the foreseen increases for the years 2000 and 2002.

145 Sen. Beyer Asks if, on average, most truckers would pay the same as on the weight-mile system.

150 Warner Responds by explaining the fee system is built around the weight-mile structure.

180 Chair Shannon Reiterates that the new cost allocations study found that some trucks were overpaying. Comments that if HB, 2082 does not pass, car registration will go up \$10. Asks if intrastate heavy weight vehicles are paying lower rates.

190 Warner Responds the new study suggested adjustments to the fees by making higher rates for lighter and heavier vehicles and lower rates for those in the middle.

195 Chair Shannon Asks if heavier out-of-state vehicles were paying lower rates while instate heavy vehicles were underpaying rates and if the new study levels this out.

197 Warner Responds there need to be adjustments.

211 Sen. Beyer Asks if the practice that lighter vehicles pay less than their proportional share continues.

215 Warner Responds there is not a detailed effort to adjust the 2,000-pound weight class.

217 Sen. Beyer Asks if that class has been underpaying.

220 Warner Responds the study shows the lighter weight vehicles were underpaying.

226 Chair Shannon States that the bill will cost the lighter trucks more.

234 Warner Explains that the number of axles determines lower fees.

235 Chair Shannon MOTION: Moves to ADOPT HB 2082C-46 amendments date 7/10/99.

VOTE: 4-0 EXCUSED: I -Sen. Castillo

237 Chair Shannon Hearing no objection, declares the motion CARRIED.

250 Yates Explains fixed fees and variable fees are charged according to different vehicles.

260 Sen. Beyer States that miles traveled on the road are a factor in determining rates, but diesel tax is paid while not necessarily on the road.

400 Joan Robinson Legislative Counsel. Explains the -C50 amendments change the dates in the bill if the act is referred by petition. Dates would change from November 1 to July 1, 2000.

TAPE 119, A

028 Sen. Beyer Asks if it slides back six months.

030 Robinson Responds it would be eight months.

031 Sen. Beyer MOTION: Moves to ADOPT HB 2082C-50 amendments dated 7/10/99 and that the measure be FURTHER CONCEPTUALLY AMENDED on page 2, line 4, by inserting "September 1, 2001" and deleting "11/99".

VOTE: 4-0

EXCUSED: 1 -Sen. Castillo

032 Chair Shannon Hearing no objection, declares the motion CARRIED.

063 Chair Shannon States she would like to know about any trucks that are being adversely affected by the amendments. Relates the experience of a helicopter company who had concerns about HB 2082 which were met through amendments.

084 Palau Explains the HB 2082-C48 amendments remove the language that would repeal SJR 44.

090 Chair Shannon Comments on provisions of SJR 44 relative to the -C48 amendments.

101 Robinson Clarifies the -C48 amendments and proposes inserting "that are generated by taxes or excises imposed by the state" on line 4 before the comma. Explains that using the word "state" causes more ambiguity.

148 Penhollow AOC. Agrees with the concept, but believes this gets away from the city-county taxes but may capture the high growth county fees.

150 Robinson Comments on amendments to change the way the high-growth fee is carried out.

155 Palau Explains the -C49 amendments clarify language.

156 Chair Shannon MOTION: Moves to ADOPT HB 2082C-49 amendments dated 7/10/99.

VOTE: 4-0

EXCUSED: 1 - Sen. Castillo

157 Chair Shannon Hearing no objection, declares the motion CARRIED.

183 David Barenberg League of Oregon Cities (LOC). Discusses the effects of the HB 2082C48 amendments on cities.

184 Sen. Beyer MOTION: Moves to ADOPT HB 2082C-48 amendments dated 7/10/99 and that the measure be FURTHER CONCEPTUALLY AMENDED on line 4, by inserting "that are generated by taxes or excises imposed by the state".

185 VOTE: 4-0 EXCUSED: 1 - Sen. Castillo

186 Chair Shannon Hearing no objection, declares the motion CARRIED.

200 Palau Reviews provisions of the HB 2082-C56 amendments which replace the 2082-C40 amendments.

219 Robinson Clarifies provisions of the HB 2082-C56 saying they are identical to the -C40 amendments except for the deletion of the word "such" on page 2, line 2.

222 Sen. Hartung MOTION: Moves to ADOPT HB 2082C-56 amendments dated 7/12/99.

223 VOTE: 4-0

EXCUSED: 1 - Sen. Castillo

223 Chair Shannon Hearing no objection, declares the motion CARRIED.

225 Palau Reviews provisions of the HB 2082-C5 amendments which allow any county to impose an additional \$ 10 per year.

226 Robinson Suggests adding ORS 203.055 to line 1.

228 Sen. Beyer MOTION: Moves to ADOPT HB 2082C-5 amendments dated 7/13/99 and that the measure be FURTHER CONCEPTUALLY AMENDED in Section 1, after the ORS 801.041, insert ORS 203.055, and on line 2, after "county", delete the rest of the line and delete lines 3 and 4.

229 VOTE: 4-0

EXCUSED: 1 - Sen. Castillo

230 Chair Shannon Hearing no objection, declares the motion CARRIED.

232 Chair Shannon Recesses meeting at 9:50 a.m. Reconvenes meeting at 1:00 p.m.

266 Sen. Beyer MOTION: Moves to ADOPT HB 2082C-44 amendments dated 7/9/99.

267 Chair Shannon VOTE: 3-0

EXCUSED: 2 - Sen. Castillo, Sen. Yih

267 Chair Shannon Hearing no objection, declares the motion CARRIED.

270 Palau Reviews provisions of the HB 2082-C44 amendments that add a sentence allowing counties to receive the allocated funds within a year.

274 Penhollow Explains this amendment increases the Special Counties Program

290 Palau Explains the -55 amendments deal with trip permits.

300 Bob Russell Oregon Trucking Association (OTA). Reviews provisions of the -C55 amendments. Discusses conceptual amendments to the HB 2082-C55 amendments on page 2, delete paragraph 6 and insert paragraph 6 from HB 2635. On page 2, HB 2082C, line 16 needs to be deleted.

TAPE 118, B

019 Russell Discusses the deletion of line 16. Says line 16 can remain.

055 Sen. Beyer MOTION: Moves to ADOPT HB 2082C-55 amendments dated 7/12/99 and that the measure be FURTHER CONCEPTUALLY AMENDED on page 2, by deleting lines 11 through 15, and inserting Section 2, subsection 6 of HB; 2635B and changing line 26 in HB 2635 from "\$8" to "\$16".

057 VOTE: 3-0

EXCUSED: 2 - Sen. Castillo, Sen. Yih

057 Chair Shannon Hearing no objection, declares the motion CARRIED.

058 Palau Explains the -C53 replaces coastal roads safety net with a disaster relief fund used for roads and bridges damaged by natural disasters.

059 Barenberg Explains the -C53 amendment replaces the \$3 million safety net with a disaster relief fund. Explains the need for a disaster relief fund to match federal funding.

060 Sen. Beyer MOTION: Moves to ADOPT HB 3082C-53 amendments dated 7/12/99.

VOTE: 3-0

EXCUSED: 2 - Sen. Castillo, Sen. Yih

062 Chair Shannon Hearing no objection, declares the motion CARRIED.

063 Sen. Beyer MOTION: Moves to ADOPT HB; 2082C-47 amendments dated 7/10/99.

064 VOTE: 3-0

EXCUSED: 2 - Sen. Castillo, Sen. Yih

Chair Shannon Hearing no objection, declares the motion CARRIED.

066 Chair Shannon States she would prefer money to go into modernization.

067 Sen. Beyer MOTION: Moves 1111 2082C to the floor with a DO PASS AS AMENDED recommendation.

068 VOTE: 3-0

EXCUSED: 2 - Sen. Castillo, Sen. Yih

069 Chair Shannon Hearing no objection, declares the motion CARRIED. SEN. BEYER AND SEN. SHANNON will lead discussion on the floor.

093 Chair Shannon Comments that she is very excited about the passage of this much needed improvement in the law. Closes work session on HB 2082C.

095 Chair Shannon Adjourns meeting at 1:27 p.m.

Submitted by,

Valerie Luhr,

Administrative Support

Reviewed by,

Jennifer Peck,

Committee Coordinator

Transcribed by,

Nancy Masee,

Administrative Support

#### EXHIBIT SUMMARY

A - HB 2082C, Amendments, -45, -46, -50, -49, -48, -56, -5, -44, -55, -53, -47, Staff, 32 pp