

SENATE COMMITTEE ON TRANSPORTATION

February 5, 1997 Hearing Room C

1:15 P.M. Tapes: 9 - 10

**MEMBERS PRESENT:**

Sen. Marylin Shannon, Chair

Sen. Ken Baker, Vice-Chair

Sen. Joan Dukes

Sen. Gary George

Sen. Mae Yih

**MEMBER EXCUSED:**

**STAFF PRESENT:**

Lin Ludwick, Administrator

Nora Carlson, Administrative Support

**MEASURE/ISSUES HEARD:**

Introduction of Committee Bills: LC 2226, LC 2227 and LC 331-1

SB 148 - Public Hearing and Work Session

SB 149 - 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.**

<b>Tape/#</b>	<b>Speaker</b>	<b>Comments</b>
<b>TAPE 9, A</b>		
001	Chair Shannon	Calls meeting to order at 1:22 p.m. and opens work session for introduction of committee bills.
<b><u>WORK SESSION: LC 2226, LC 2227 and LC 331-1</u></b>		
003	Sen. Baker	<b>MOTION: Moves LC 2226, dated 1/8/97, LC 2227, dated 1/16/97, and LC 331-1, dated 1/23/97, BE INTRODUCED as committee bills.</b>

004	Chair	<b>Hearing no objection, declares the motion CARRIED.</b> <b>(LC 2226 ADOPTED as SB 436, LC 2227 ADOPTED as SB 437</b> <b>and LC 331-1 ADOPTED as SB438)</b>
004	Chair Shannon	Closes work session and opens public hearing on SB 148.
<b><u>SB 148 -PUBLIC HEARING</u></b>		
026	Lin Ludwick	Committee Administrator, reviews provisions of the bill.
050	Kelly Taylor	Government Relations, Oregon Department of Transportation (ODOT), submits and provides testimony in support SB 148 <b>(EXHIBIT A)</b> .
085	Sen. Baker	Question on out-of-service orders.
130	Sen. Baker	Asks for clarification that the first violation for a non-hazardous material passenger vehicle would be 90 days.
132	Taylor	Agrees. Continues with testimony on suspensions.
141	John Jolly	Oregon Department of Education, asks for clarification on SB 148 proposals.
178	John Fairchild	Director of Transportation, Salem-Keizer School District, provides background on why the statute was there in the first place.
218	Chair Shannon	Asks if Mr. Fairchild is satisfied with the proposed bill.
220	Fairchild	Agrees, as long as there is protection for people who are upgrading from a restricted B license to the new classification.
238	Taylor	Reviews the restricted B license definition and clarifies that there will be no extra charge for upgrading.
273	Fairchild	Question on out-of-service orders.
310	Sen. Yih	Asks if the state inspects school buses.
319	Taylor	Explains that the state does not and further clarifies the two main issues of the bill:  * license issued to school bus drivers  * suspension for violating an out-of-service orders
325	Sen. George	Question on the suspension of commercial driver license; whether it would cause removal of a personal driver's license.
336	Chair Shannon	Closes public hearing on SB 148 and opens work session on SB 148.

<b><u>SB 148 -WORK SESSION</u></b>		
340	Sen. Baker	<b>MOTION: Moves SB 148 to the floor with a DO PASS recommendation.</b>
400	Chair Shannon	<b>Hearing no objection, declares the motion CARRIED.</b> <b>SEN. GEORGE will lead discussion on the floor.</b>
420	Chair Shannon	Closes work session on SB 148 and opens public hearing on SB 149.
<b><u>TAPE 10, A</u></b>		
<b><u>SB 149 - PUBLIC HEARING</u></b>		
005	Michael Ronkin	Program Manager, ODOT Bicycle & Pedestrian branch, submits and provides testimony in support of SB 149 ( <b>EXHIBIT B</b> ).
062	Chair Shannon	Asks if there is a definition for prohibited way.
065	Ronkin	Defines prohibited way as any area which is not clearly defined: access ways, connecting a sidewalk to a cul-de-sac.
082	Sen. Dukes	Question on ORS 814. 430: improper use of lanes.
096	Sen. Dukes	Goes on record in opposition of SB 149: * gives law enforcement the opportunity to cite people on state highways * requires a person to ride in a particular direction
111	Sen. Yih	Asks if all the current bypass signs would be renamed to multi-use paths.
134	Chair Shannon	Follows up from Sen. Dukes earlier comment and asks if a bicyclist riding on a rural road would be cited.
143	Joan Plank	Manager, Government Relations - ODOT, believes they could be cited, offers to bring back supporting data.
190	Sen. Dukes	Asks if there is a distinction between bicycle paths and multi-use paths.
194	Ronkin	Explains that they do not design facilities and paths only for bicyclist, in recognizing that pedestrians and joggers also use them.
200	Sen. Dukes	Continues with question on bicycle lanes and multi-use paths.
202	Sen. George	Asks if there is a provision that requires a bicyclist to ride on the right hand edge of the roadway.
209	Ronkin	Agrees, but adds that under certain conditions a bicyclist can ride in the middle of the road: if debris or a safety hazard were

		encountered.
211	Sen. George	Refers to handout, under purpose: "... <i>Defines a bike lane as being part of a roadway...</i> " and asks if this definition would effect what has to happen in order to repair a roadway.
221	Ronkin	Explains that there are different laws regulating what type of facilities should or should not be provided during construction, independent of SB 149.
224	Sen. George	Comments on whether definition would make it mandatory to include a bike lane as a part of construction.
232	Sen. Baker	Refers to ORS 814.430 which states that a bicyclist has to ride to the extreme right side of the highway, and suggests that further discussion should follow on this section of the bill.
282	Chair Shannon	Adjourns meeting at 2:10 p.m.

Submitted By, Reviewed By,

Nora Carlson, Lin Ludwick,

Administrative Support Committee Administrator

**EXHIBIT SUMMARY**

**A - SB 148, written testimony, Kelly Taylor, 2 pp**

**B - SB 149, written testimony, Michael Ronkin, 1 p**

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