

SENATE COMMITTEE ON
TRANSPORTATION

Hearing Room
Tapes - 8

MEMBERS PRESENT:

Sen. Ken Baker, Chair
Sen. Mae Yih, Vice-Chair
Sen. John Lim
Sen. Marylin Shannon
Sen. Dick Springer

STAFF PRESENT:

Janet Adkins, Committee Administrator
Gina Rumbaugh, Committee Assistant

MEASURES HEARD:

SB 96 - Public Hearing and Work Session
SB 128 - Public Hearing and Work Session
SB 129 - Reconsideration and Work Session
SB 236 - Public Hearing

These minutes contain materials which paraphrase and/or summarize statements made during this session. Only text enclosed in quotation marks

report a speaker's exact words. For complete contents of the proceedings, please refer to the tapes.

TAPE , SIDE A

003 CHAIR BAKER: Calls the meeting to order (1:06PM).

PUBLIC HEARING ON SB 96

Witness: Paul Donheffner, Director, State Marine Board

007 ADMINISTRATOR ADKINS: Explanation of SB 96.

018 PAUL DONHEFFNER, DIRECTOR, STATE MARINE BOARD: The bill will assist with the implementation of the Clean Vessel Act which was passed by Congress in 1992 by providing authority for grants to privately owned marinas.

072 SEN. YIH: How many public facilities will receive this money and where are they?

075 DONHEFFNER: We're currently developing a statewide assessment to determine that.

084 SEN. YIH: Where will the priorities be?

085 DONHEFFNER: First priority is for public facilities.

095 SEN. YIH: Is this a matching fund with federal money?

096 DONHEFFNER: Federal funds come to the state of Oregon with a 25% matching requirement and we are matching that out of state boating dollars;

there are no general funds associated with this program.

WORK SESSION ON SB 96

132 MOTION: SEN. LIM MOVES SB 96 BE SENT TO THE FLOOR WITH A DO PASS RECOMMENDATION

138 VOTE: IN A ROLL CALL VOTE, FOUR MEMBERS PRESENT VOTE AYE;
SEN. SPRINGER IS EXCUSED

141 Sen. Yih will lead discussion on the Floor.

RECONSIDERATION AND WORK SESSION ON SB 129

154 MOTION: SEN. YIH MOVES THAT THE RULES BE SUSPENDED FOR THE PURPOSE OF RECONSIDERING THE VOTE ON SB 129

156 VOTE: FOUR MEMBERS PRESENT, HEARING NO OBJECTIONS THE MOTION CARRIES;
SEN. SPRINGER IS EXCUSED

160 MOTION: SEN. YIH MOVES THAT THE VOTE BY WHICH SB 129 PASSED BE RECONSIDERED

161 SEN. YIH: References amendment [EXHIBIT A] and explains reasoning.

185 Sen. Springer joins the committee meeting.

202 VOTE: ALL MEMBERS PRESENT, HEARING NO OBJECTIONS THE MOTION CARRIES

210 MOTION: SEN. YIH MOVES THAT SB 129, AS AMENDED, BE SENT TO THE FLOOR WITH A DO PASS RECOMMENDATION

220 VOTE: ALL MEMBERS PRESENT, HEARING NO OBJECTIONS THE MOTION CARRIES

225 Sen. Yih will lead discussion on the Floor.

PUBLIC HEARING ON SB 128

Witness: Tom Barkin, Assistant Commissioner, Public Utility Commission (PUC)
Susan Johnson, Board of Maritime Pilots

235 ADMINISTRATION ADKINS: Explanation of SB 128.

250 TOM BARKIN, ASSISTANT COMMISSIONER, PUC: Submits written testimony [EXHIBIT B] from which he reads.

280 JOHNSON: The Board of Maritime Pilots concurs with Mr. Barkin's testimony.

306 SEN. YIH: What type of criteria would you use to determine the list of hearings officers?

310 BARKIN: Quality of service and experience.

WORK SESSION ON SB 128

328 MOTION: SEN. LIM MOVES SB 128 BE SENT TO THE FLOOR WITH A DO PASS RECOMMENDATION

332 VOTE: IN A ROLL CALL VOTE, ALL MEMBERS ARE PRESENT AND VOTE AYE

340 Sen. Springer will lead discussion on the Floor.

PUBLIC HEARING ON SB 236

Witnesses: Sen. Joan Dukes, former Chair, Senate Transportation Committee
Joanne Peterson, Manager, Driver and Motor Vehicle Services
Kelly Taylor, Manager, Driver and Motor Vehicle Services
Ron Terry, Oregon Independent Auto Dealers Association
Susan Schneider, City of Portland, Government Relations
Officer Mike McDonald, City of Portland, Police Bureau
Al Elkins, Oregon Tow Truck Association

343 ADMINISTRATOR ADKINS: Explanation of SB 236.

400 SEN. JOAN DUKES, FORMER CHAIR, SENATE TRANSPORTATION COMMITTEE: Update on work done during interim regarding SB 236.

TAPE 8, SIDE A

035 JOANNE PETERSON, MANAGER, DRIVER AND MOTOR VEHICLE SERVICES: Submits written testimony [EXHIBIT C], and explains facets and impact of bill.

066 SEN. SPRINGER: When trading to a dealer, what is the date of birth of the transferee?

072 PETERSON: Date of birth is only recorded for individuals, not in the case of businesses.

075 SEN. SPRINGER: Would the description of the vehicle sufficient to identify it as stated in the bill refer to the VIN, and would you so specify, as opposed to the type of vehicle?

080 PETERSON: Yes, generally it would be the VIN. If other identifying data is provided, we would mark our records.

088 SEN. SPRINGER: This applies to every type of vehicle?

091 KELLY TAYLOR, MANAGER, DRIVER AND MOTOR VEHICLE SERVICES: Yes, that is my understanding.

095 ADMINISTRATOR ADKINS: What are the differences between what California and Washington states do with seller notification and what's proposed in this bill?

097 PETERSON: Both states have a seller notice process much like what is proposed here; continues with some specific differences.

120 ADMINISTRATOR ADKINS: Is it true that under current Oregon law, even without seller notification, I'm not liable for a vehicle I've sold?

129 PETERSON: I believe that's correct; title is evidence of who owns the vehicle.

157 RON TERRY, OREGON INDEPENDENT AUTO DEALERS ASSOCIATION: In favor of SB
236. Submits written testimony [EXHIBIT D] from which he reads.

185 SUSAN SCHNEIDER, CITY OF PORTLAND, GOVERNMENT RELATIONS: In favor of SB
236. Submits letter from Captain Bennington, City of Portland Police
Bureau
[EXHIBIT E].

193 OFFICER MIKE McDONALD, CITY OF PORTLAND, POLICE BUREAU: Notes two
problems in investigations involving vehicles which this bill would help
alleviate.

224 AL ELKINS, OREGON TOW TRUCK ASSOCIATION: In favor of SB 236, with
amendments. Submits written testimony [EXHIBIT F] from which he reads.

260 ADMINISTRATOR ADKINS: Will giving notice to both buyer and seller
affect your businesses in terms of cost of mailings?

270 ELKINS: Yes, but feel it's worth having the information.

285 SEN. YIH: Is there any penalty to the seller if they don't follow this
bill requirement?

288 ADMINISTRATOR ADKINS: No, only if they submit false information.

296 CHAIR BAKER: Is there a fine levied by the DMV?

302 TAYLOR: No; but it's in the seller's benefit to submit notification.

310 ADMINISTRATOR ADKINS: Do you title commercial trucks and would this
include those?

315 TAYLOR: Yes.

320 SEN. YIH: Do the finance institutions have any comments on this bill?

325 CHAIR BAKER: We can contact the banker's association and discuss this
bill later.

330 CHAIR BAKER: Adjourns meeting (1:55PM).

Submitted by, Reviewed by,

Gina Rumbaugh Janet Adkins
Committee Assistant Committee Administrator

EXHIBIT SUMMARY:

A - Proposed Amendments to SB 129, submitted by Staff, 1 page
B - Written testimony, submitted by Tom Barkin, 1 page
C - Written testimony, submitted by Joanne Peterson, 1 page
D - Written testimony, submitted by Ron Terry, 1 page
E - Letter to Sen. Baker from Captain Bennington, submitted by Susan
Schneider, 2 pages

F - Written testimony, submitted by Al Elkins, 1 page