

SENATE COMMITTEE ON  
TRANSPORTATION

Hearing Room  
Tapes - 48

MEMBERS PRESENT:

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

MEMBER EXCUSED:

Sen. Marilyn Shannon

STAFF PRESENT:

Janet Adkins, Committee Administrator  
Gina Rumbaugh, Committee Assistant

MEASURES HEARD:

SB 642 Public Hearing and Work Session  
SB 721 Public Hearing  
SB 532 Public Hearing and Work Session  
SB 647 Work Session

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 (1:20PM).  
-Introductory remarks; opens as a subcommittee

Committee begins operating as a full committee

PUBLIC HEARING ON SB 642

Witnesses: Senator Lenn Hannon, Senate District 26, State of Oregon  
Bob Suthard, International Window Film Association, Richmond, Virginia  
Bryan Platt, Oregon Window Tinters Association  
Jim Stevenson, Captain, Oregon State Police  
Bert Combs, Canine Unit, Portland Police Bureau  
Gary Sullivan, International Window Film Association  
Chuck Smith, Oregon

010 SEN. LENN HANNON, SENATE DISTRICT 26, STATE OF OREGON: Supports SB 642.

Submits and reads testimony, which includes letters of endorsement [EXHIBIT A], and gives brief background of reasons for the bill.

070 BOB SUTHARD, INTERNATIONAL WINDOW FILM ASSOCIATION, RICHMOND, VIRGINIA:

Supports SB 642. Submits and reads testimony [EXHIBIT B].

125 -References and supports SB 641-1 amendment [EXHIBIT C]  
-Proposes amendment on page 2, line 14, to insert "is not less than 35% light transmittance" before the period.

160 CHAIR BAKER: Sen. Hannon, are the organizations that have written letters in support generally in agreement with the two amendments?

SEN. HANNON: Yes.

175 BRYAN PLATT, OREGON WINDOW TINTERS ASSOCIATION: Supports SB 642. Submits and reads testimony [EXHIBIT D]; also submits tint film sample [EXHIBIT E].

SEN. YIH: Why would someone want to cut visibility by tinting their windows?

SEN. HANNON: Medical conditions, protect interior of vehicle, and many other reasons.

SUTHARD: The most common reason for tinted windows is for the rejection of heat and ultra-violet rays. Clarifies there is not to be tint on the windshield except a small strip along the top, which is allowed by the federal government.

240 SEN. YIH: Is no less than 35% light transmittance uniform with other states?

SUTHARD: It's uniform with several states in this area. Many other states allow darker tint.

260 ADMINISTRATOR ADKINS: Explains the lower the percentage, the darker the film.

SEN. YIH: How is enforcement handled for out-of-state vehicles with darker tint?

SUTHARD: Most states only apply enforcement to vehicles registered in that particular state. For enforcement purposes, tint meters are available that show the total light transmittance.

335 SEN. LIM: Concerned about criminal activities conducted behind darkly tinted windows.

PLATT: Describes demonstration with law enforcement agencies. This level of tinting is actually so transparent, it's sometimes not even evident.

385 JIM STEVENSON, CAPTAIN, OREGON STATE POLICE: Supports SB 642, with amendments. Submits and summarizes testimony [EXHIBIT F].

400 BERT COMBS, CANINE UNIT, PORTLAND POLICE BUREAU: No position on SB 642; proposes an amendment regarding window tinting on police vehicles [EXHIBIT E].

TAPE 48, SIDE A

030 SEN. YIH: When the visibility is reduced, can you tell if someone has a

weapon inside?

STEVENSON: References demonstration, and confirms officers can still see inside the vehicle, even in low-light or no-light conditions.

060 GARY SULLIVAN, INTERNATIONAL WINDOW FILM ASSOCIATION: Submits outline of testimony [EXHIBIT H]. Responds to Sen. Yih's prior question regarding vehicles registered in other states, and also expands on minimum light transmittance study.

085 CHUCK SMITH, OREGON: Supports SB 642, particularly the medical exemption. Submits and summarizes testimony on his wife's behalf [EXHIBIT I].

100 SEN. YIH: Is it easy to peel off too much tint?

SULLIVAN: It's a simple process for a professional to apply and remove film.

175 SEN. SPRINGER: Concerned that the multi-purpose passenger vehicle exception is substantial.

SULLIVAN: Explains federal law regarding window tint on multi-purpose passenger vehicles. The bill simply provides for what manufacturers are allowed by the federal government.

WORK SESSION ON SB 642

230 MOTION: CHAIR BAKER MOVES TO ADOPT THE SB 642-1 AMENDMENTS DATED 3/6/95

VOTE: FOUR MEMBERS PRESENT, HEARING NO OBJECTIONS THE AMENDMENTS ARE ADOPTED; SEN. SHANNON IS EXCUSED

MOTION: CHAIR BAKER MOVES THAT SB 642 BE FURTHER AMENDED ON PAGE 2, LINE 14, BEFORE THE PERIOD INSERT "IS NOT LESS THAN 35% LIGHT TRANSMITTANCE"

VOTE: FOUR MEMBERS PRESENT, HEARING NO OBJECTIONS THE AMENDMENTS ARE ADOPTED; SEN. SHANNON IS EXCUSED

MOTION: CHAIR BAKER MOVES THAT SB 642, AS AMENDED, BE SENT TO THE FLOOR WITH A DO PASS RECOMMENDATION

260 SEN. LIM: Addresses concern for vehicles that are registered in another state, but operate in Oregon for a long period of time.

STEVENSON: Perhaps specific language should be added so that this only apply to Oregon registered vehicles. Most logical place for that language would be Section 3.

MOTION: CHAIR BAKER MOVES A CONCEPTUAL AMENDMENT TO SB 642 THAT LIMITS ENFORCEMENT TO VEHICLES REGISTERED IN THE STATE OF OREGON

NO OBJECTIONS VOICED

MOTION: CHAIR BAKER MOVES THAT SB 642, AS AMENDED, WITH ADDITION OF CONCEPTUAL AMENDMENT, BE SENT TO THE FLOOR WITH A DO PASS RECOMMENDATION

VOTE: IN A ROLL CALL VOTE, FOUR MEMBERS PRESENT VOTE AYE; SEN. SHANNON EXCUSED

Sen. Hannon will lead discussion on the Floor.

PUBLIC HEARING ON SB 721

Witness: Senator Ron Cease, Senate District 10, State of Oregon

350 SEN. RON CEASE, SENATE DISTRICT 10, STATE OF OREGON: Sponsor of SB 721.

Gives background of the bill and testifies in support; notes page 2, line 12, percentage is computed incorrectly; correct figure is .4671%.

390 SEN. YIH: Is the \$150,000 requested for one year or two years?

SEN. CEASE: Annually.

CHAIR BAKER: Closes the hearing on SB 721, but will re-open it later in the meeting.

TAPE 47, SIDE B

PUBLIC HEARING ON SB 532

Witnesses: Sharon Schrenk, Junction City, Oregon  
Mary Eichler, Corvallis, Oregon  
Don Schellenberg, Oregon Farm Bureau  
Norm Meyers, Motor Carrier Compliance, Public Utility Commission (PUC)

020 CHAIR BAKER: SB 532 is sponsored by Sen. Kintigh, who confirmed Rep. Hayden will hold a hearing and work session if the bill passes out of the Senate.

040 SHARON SCHRENK, JUNCTION CITY, OREGON: Requester of SB 532. Submits and summarizes testimony [EXHIBIT J].

060 MARY EICHLER, CORVALLIS, OREGON: Supports SB 532. Submits letter from herself [EXHIBIT K] and letter on behalf of Dennis Glaser [EXHIBIT L] in support. Lists agencies that consider their operation as farming, and expands on definitions.

105 DON SCHELLENBERG, OREGON FARM BUREAU: Supports SB 532.

120 NORM MEYERS, MOTOR CARRIER COMPLIANCE, PUC: Opposes SB 532. Submits and reads testimony [EXHIBIT M].

WORK SESSION ON SB 532

190 MOTION: SEN. YIH MOVES SB 532 BE SENT TO THE FLOOR WITH A DO PASS RECOMMENDATION

VOTE: IN A ROLL CALL VOTE, THREE MEMBERS PRESENT VOTE AYE; SENS. SHANNON AND SPRINGER EXCUSED

Chair Baker appoints Sen. Kintigh to lead discussion on the Floor. However, after the meeting is adjourned, Sen. Yih requests and is granted opportunity to lead discussion on the Floor.

WORK SESSION ON SB 647

215 ADMINISTRATOR ADKINS: Brief summary of SB 647-1. Distributes copy of page 4 with slight amendment on lines 13 and 14 [EXHIBIT N].

270 MOTION: SEN. YIH MOVES TO AMEND SB 647-1, PAGE 2, LINES 13 AND 14, AS NOTED ON EXHIBIT N

VOTE: FOUR MEMBERS PRESENT, HEARING NO OBJECTIONS THE AMENDMENTS ARE ADOPTED; SEN. SHANNON IS EXCUSED

MOTION: SEN. YIH MOVES SB 647-1, AS AMENDED, BE SENT TO THE FLOOR WITH A DO PASS RECOMMENDATION

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

Chair Baker will lead discussion on the Floor.

PUBLIC HEARING ON SB 721 (Re-opened)

Witnesses: Edward Neuwelt, M.D., Think First, Oregon Health Sciences University

Joanne Fairchild, Director, Trauma Nurses Talk Tough

Adrienne Greene, Think First, Oregon Health Sciences University

Ed Marges, Transportation Safety, Oregon Department of Transportation

(ODOT)

300 EDWARD NEUWELT, M.D., THINK FIRST, OREGON HEALTH SCIENCES UNIVERSITY: Supports SB 721. Submits and summarizes testimony [EXHIBIT O], which includes informational material.

TAPE 48, SIDE B

010 JOANNE FAIRCHILD, DIRECTOR, TRAUMA NURSES TALK TOUGH: Supports SB 721. Submits and summarizes testimony [EXHIBIT P] which includes informational material.

095 SEN. SPRINGER: Do we know how much money we're trying to raise?

ADMINISTRATOR ADKINS: They're trying to raise \$300,000 for next biennium.

SEN. SPRINGER: How much money has the automobile insurance industry put into this safety program?

NEUWELT: None have given money, but State Farm contributed printing materials, and Blue Cross/Blue Shield Oregon has regularly given a small amount of money to help pay for mileage and costs for travel.

135 ADRIENNE GREENE, THINK FIRST, OREGON HEALTH SCIENCES UNIVERSITY: Supports SB 721. Submits and summarizes testimony [EXHIBIT Q].

200 ED MARGES, TRANSPORTATION SAFETY, ODOT: Submits testimony [EXHIBIT R] and states that the program can be administered at no additional cost to the department.

Submitted by, Reviewed by,

Gina Rumbaugh Janet Adkins  
Committee Assistant Committee Administrator

EXHIBIT SUMMARY:

A - Testimony and letters in support of SB 642 -- Sen. Lenn Hannon -- 6 pages  
B - Testimony on SB 642 -- Bob Suthard -- 3 pages  
C - SB 642-1 amendments -- Staff -- 1 page  
D - Testimony on SB 642 -- Bryan Platt -- 1 page  
E - Tint film sample re SB 642 -- Bryan Platt - 1 page  
F - Testimony on SB 642 -- Jim Stevenson -- 1 page  
G - Testimony on SB 642 -- Bert Combs -- 2 pages  
H - Testimony on SB 642 -- Gary Sullivan -- 1 page  
I - Testimony on SB 642 -- Chuck Smith -- 1 page  
J - Testimony on SB 532 -- Sharon Schrenk -- 3 pages  
K - Testimony on SB 532 -- Mary Eichler -- 1 page  
L - Letter re SB 532 -- Mary Eichler (on behalf of Dennis Glaser) -- 1 page  
M - Testimony on SB 532 -- Norm Meyers -- 2 pages  
N - SB 647-1, page 4, amendment -- Staff -- 1 page  
O - Testimony and informational material on SB 721 -- Edward Neuwelt -- 16 pages  
P - Testimony and informational material on SB 721 -- Joanne Fairchild -- 26 pages  
Q - Testimony on SB 721 -- Adrienne Greene -- 2 pages  
R - Testimony on SB 721 -- Ed Marges -- 1 page  
S - Letter re SB 642 -- Staff (on behalf of Laurie Denué) -- 1 page