

SENATE COMMITTEE ON TRANSPORTATION

February 1, 1993 Hearing Room C 3:00 p.m. Tapes 6 & 7

MEMBERS PRESENT: Sen. Joan Dukes, Chair Sen. Bob Kintigh Sen. Jim Bunn  
Sen. John Lim Sen. Tricia Smith Sen. Catherine Webber Sen. Mae Yih

STAFF PRESENT: Ruth Larson, Committee Administrator Shannon  
Gossack, Committee Assistant

MEASURES CONSIDERED: SB 45 SB 102 SB 103 SB 95

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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. [--- Unable To Translate  
Graphic ---]

TAPE 6, SIDE A

PUBLIC HEARING SB 95

006 CHAIR DUKES: Calls meeting to order at 3:06 p.m. -We need to  
refer SB 95 back to the President's office so they can refer it to a  
more appropriate committee.

WORK SESSION SB 95

MOTION: Senator Lim moves to send SB 95 back to the Senate  
President's office to be referred to a more appropriate committee.

VOTE: Hearing no objection the motion is adopted with Senator Smith  
and Senator Yih excused.

PUBLIC HEARING ON SB 45 - Permits General Services to provide motor  
pool services to public agencies:

Cameron Birnie, Dept of General Services Thomas Guiney, Multnomah Fleet  
035 RUTH LARSON, COMMITTEE ADMINISTRATOR: Outlines information in  
members files.

061 CAMERON BIRNIE, DEPARTMENT OF GENERAL SERVICES: Submits and  
reviews written testimony.(EXHIBIT A)

132 SEN. WEBBER: Asks for clarification regarding the fiscal  
impact statement. -Why not provide the services at cost to the local  
government.

137 BIRNIE: Explains how the agency funds are built up. -This  
shouldn't be viewed as profit. -Explains what the money would be used

for.

154 SEN. WEBBER: What other areas?

159 BIRNIE: Other agencies paying their fair share. -Discusses the expanded Salem Motor Pool.

160 SEN. WEBBER: You're still taking money from local government and using it for state government purposes.

177 BIRNIE: That is true, but indirectly the benefit comes back to the public agency users.

178 SEN. WEBBER: Asks about the van that runs from Salem to Portland.

179 BIRNIE: It is not currently enacted by rule. -Discusses the Task Force that looked at recommendations regarding shuttle services to public agencies.

189 SEN. WEBBER: Where is the terminal for the shuttle?

187 BIRNIE: The new state office building. We have a continual shuttle going from the state office building and the Swan Island motor pool site.

193 SEN. WEBBER: State rent-a-car from the fleet.

200 BIRNIE: Explains how it would work.

203 CHAIR DUKES: Concerned that we could lose money on this.

211 BIRNIE: Explains how this would impact personnel.

218 CHAIR DUKES: Continues discussion on personnel.

245 THOMAS GUINEY, MULTNOMAH COUNTY FLEET: Submits and reviews written testimony.(EXHIBIT B)

267 SEN. BUNN: Is this going to allow you to reduce the number of people employed?

278 GUINEY: Responds.

284 SEN. BUNN: Do they have enough fleet?

290 GUINEY: Yes.

293 SEN. SMITH: Asks about insurance and liability with intergovernmental agreements.

304 GUINEY: Explains how agreements might work.

308 SEN. SMITH: Clarification on how the extra money would be allocated.

315 BIRNIE: Explains language relating to the allocation of additional funds.

329 SEN. WEBBER: Fleet versus mileage payment for employees.

356 BIRNIE: Reviews how the fleet management works.

372 SEN. WEBBER: It's cheaper to maintain the motor pool than paying mileage.

WORK SESSION ON SB 45

MOTION: Senator Smith moves SB 45 to the floor with a "DO PASS" recommendation.

VOTE: In a roll call vote the motion carries with Senators Kintigh, Lim, Smith, Webber, Yih and Dukes voting Aye with Senator Bunn excused. Senator Webber will carry the bill.

TAPE 7, SIDE A

PUBLIC HEARING ON SB 102 - Suspension of driving privileges for out of state drug convictions

Joan Plank, Motor Vehicle Division Tony DeLorenzo, Motor Vehicle Division

036 JOAN PLANK, MOTOR VEHICLE DIVISION: Testifies in support of SB 102 and submits written testimony. (EXHIBIT C) -Submits rough draft of SB 102-2 amendments. (EXHIBIT D)

056 SEN. SMITH: Questions about budget issue.

068 PLANK: Discusses laws in regard to budget issue.

075 CHAIR DUKES: Asks about lost federal funding.

078 PLANK: Time frame to adopt this legislation.

080 SEN. SMITH: How long is suspension? 083 PLANK: Six months in addition to any other suspension.

088 SEN. SMITH: Asks if this has ever been challenged.

090 TONY DELORENZO, MOTOR VEHICLE DIVISION: Alcohol is not a drug crime in this instance.

097 SEN. SMITH: Scenario regarding use of illegal drugs in relation to driving privileges.

100 DELORENZO: Explains driving under the influence of controlled substances.

105 CHAIR DUKES: No diversion.

107 DELORENZO: Hardship provision consistent with federal law.

110 CHAIR DUKES: Same hardship as other suspensions?

120 SEN. SMITH: Asks about marijuana infraction and how it fits in SB 102 .

117 PLANK: Explains SB 102 and what is required in regard to marijuana.

123 CHAIR DUKES: If you don't do that part it's okay?

125 PLANK: Explains what the Federal Government has told them requiring the definition of marijuana.

130 DELORENZO: Reviews federal document regarding the marijuana issue.

135 SEN. SMITH: Specific language.

141 DELORENZO: Logic is to discourage trafficking and the influence of drugs.

150 PLANK: Continues reviewing SB 102.

162 SEN. BUNN: Drug crime in another state versus infraction in Oregon.

169 PLANK: Explains that convictions come from the court. -Discussion about public record issue.

178 CHAIR DUKES: Crimes in other states leading to suspension. Does that then follow you to the state of Oregon.

192 DELORENZO: Explains suspension in relation to SB 102.

204 PLANK: Explains hardship permits.

210 CHAIR DUKES: Wish we could be this tough for driving offenses.

201 PLANK: Continues explaining SB 102 in regard to suspensions.

229 CHAIR DUKES: Asks for clarification regarding conviction outside the state.

236 SEN. BUNN: Asks for clarification regarding drug crimes in other states and how that would impact suspension in Oregon.

241 DELORENZO: Explains current policy in regard to conviction outside the state.

243 CHAIR DUKES: Are infractions included?

248 DELORENZO: Yes. We don't need to do that to meet the federal standards but that is the way our law is drafted.

258 CHAIR DUKES: Suggests omitting infractions in the bill.

263 DELORENZO: Explains offenses in the state and out of the state.

268 CHAIR DUKES: Would we know if it was a crime or violation in another state?

273 DELORENZO: We would have to verify that.

278 CHAIR DUKES: Asks about fiscal impact.

279 PLANK: Revenue from hardship permit fees. -Issuance of hardship permits is the only possible fiscal impact. -Submits SB 102-2 amendments. (EXHIBIT D)

331 DELORENZO: Clarifies date of conviction issue.

WORK SESSION ON SB 102

371 CHAIR DUKES: I would like to have a discussion with the chair of the House Transportation Committee and the chairs of the Senate and House

Judiciary Committee to see if they have any interest in passing a resolution similar to the one that the other eight states have done. It bothers me to suspend someone's driving privileges because of an event that is totally unrelated to driving and to give a worse suspense for a non-driving conviction then we would give for a driving conviction.

391 SEN. YIH: Will we loose federal highway funds if we don't carry out the provisions of this measure?

396 CHAIR DUKES: If the Senate & House both passed a resolution saying that we didn't want to comply then we wouldn't lose that money. There are

eight states that have already done that.

408 SEN. BUNN: If we table this we might find out whether or not they were interested. Let them decide if they want to spend \$8 million dollars not to pass a resolution.

PUBLIC HEARING ON SB 103 - Repeals special registration provisions

Joan Plank, Motor Vehicle Division Joanne Peterson, Motor Vehicle Division Bob Russell, Public Utilities Commission Mike Meredith, Oregon Trucking Association

015 JOAN PLANK, MOTOR VEHICLE DIVISION: Explains SB 103 and why it is before the committee.

TAPE 6, SIDE B

033 JOANNE PETERSON, MOTOR VEHICLE DIVISION: Clarifies what SB 103 would do. -Submits written testimony. (EXHIBIT E)

046 SEN. SMITH: Asks for clarification on what trip permits are for.

051 PETERSON: Explains how trip permits are based on weight breakdowns.

063 SEN. SMITH: Difference between this permit and a PUC permit is the weight of the vehicle?

067 PETERSON: Permit issued in lieu of registration.

069 SEN. SMITH: If someone was just passing through they would use a permit like this.

072 PLANK: Continues with explanation of SB 103 in regard to physical inspections.

099 CHAIR DUKES: How many did they want to register?

101 PETERSON: Not sure.

103 CHAIR DUKES: We did some checking because I was personally concerned about not doing VIN inspections. -Submits and reviews letter received from the state of

Washington. (EXHIBIT F) -How do we decide whether or not a company can register a vehicle or

truck?

134 PETERSON: Discusses the International Registration Plan (IRP).

158 CHAIR DUKES: Do we have a process for finding out if a company is legitimate?

162 PETERSON: We could refuse to register or cancel it.

163 CHAIR DUKES: We do VIN inspections to make sure it's not stolen merchandise. Why should it be any different for trucking companies?

170 PETERSON: SB 103 addresses trucking and the one way rental issue.

177 CHAIR DUKES: So it's registered here but it doesn't normally come to Oregon. 180 PETERSON: Explains the difficulty that one way rental vehicles have with the VIN inspection.

192 SEN. SMITH: Asks if the power unit contract could be expanded to include trailer registration.

210 BOB RUSSELL, PUBLIC UTILITY COMMISSION: Explains power unit registration. -Discusses IRP in regard to the term "owner/operator."

277 PLANK: Working relationship with Washington and California.

299 CHAIR DUKES: Asks about registration fees for trailers.

303 PETERSON: One time fee for heavy trailers. Revenue comes in on the power unit.

310 CHAIR DUKES: Washington State is charging more on trailers which you say is in violation of an agreement?

313 RUSSELL: Explains IRP rules.

327 CHAIR DUKES: So the power units will stay registered in what ever state they came from and all we're registering here are trailers?

325 RUSSELL: Clarifies what would be covered in SB 103.

340 CHAIR DUKES: You think it would be positive for more trailers to be in Oregon?

345 RUSSELL: Discusses the Public Utility Commissions relationship with the trucking industry.

364 SEN. BUNN: Asks about theft and how SB 103 would impact that issue.

375 RUSSELL: Explains that there would be no change in ownership.

378 SEN. BUNN: Continues with discussion on auto theft.

392 PETERSON: Responds.

403 SEN. BUNN: I guess the trucking industry would come in and say they don't like this if theft was a problem.

406 SEN. YIH: Asks about staff reductions.

408 PLANK: Refers to written testimony. (EXHIBIT C)

427 SEN. YIH: How much time does an inspection take?

428 PLANK: Three minutes.

TAPE 7, SIDE B

011 SEN. YIH: Discussion about personnel reductions.

025 PLANK: Available hours. -Continues with review of SB 103.

050 SEN. YIH: According to the fiscal they are charging \$71 dollars per hour.

057 PLANK: We charge \$4 dollars for each VIN and that covers the cost of time to do the inspection the computer check and everything associated

with the inspection.

064 SEN. YIH: So \$4 dollars for three minutes adds up to \$80 dollars per hour.

066 PETERSON: The three minutes is for the actual VIN inspection which is the part that would be going away. The \$4 dollars covers the whole

transaction process.

073 CHAIR DUKES: So we can check things in the system for \$4 dollars?

075 PETERSON: Explains the process.

080 PLANK: Discusses fees per transactions in relation to cost.

083 CHAIR DUKES: Just tell me we're not losing money on this.

084 PLANK: It's just showing a reduction in revenue because we're not collecting those VIN fees, but we're not doing the inspection either.

086 SEN. YIH: The reduction in staff should correspond with the reduction in inspections.

090 MIKE MEREDITH, OREGON TRUCKING ASSOCIATION: It's not that we're not excited we're just dumbfounded.

114 CHAIR DUKES: What is the cost to register a trailer in Nevada? We're talking about a case in Washington state.

120 MEREDITH: There are a lot of companies that need to have their trucks registered in Oregon.

130 CHAIR DUKES: Adjourns meeting at 4:54 p.m.

Submitted by, Reviewed by,

Shannon Gossack Ruth Larson Assistant Administrator

EXHIBIT LOG: A - Testimony on SB 45, Cameron Birnie, 2 pages. B - Testimony on SB 45, Thomas Guiney, 2 pages. C - Testimony on SB 102, Joan Plank, 6 pages. D - SB -102-2 amendments, Joan Plank, 1 page. E - Testimony on SB 103, Joanne Peterson, 2 pages. F - Letter from Merle Steffenson on SB 103, Staff, 1 page.