

SENATE COMMITTEE ON TRANSPORTATION

March 1, 1993 Hearing Room C 3:00 p.m. Tapes 23 & 24
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 98

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TAPE 23, SIDE A 010 CHAIR DUKES: Calls meeting to order at 3:30
p.m. INTRODUCTION OF LC 3577 Craig Riley, Public Utility
Commission 010 CRAIG RILEY, PUC: Reviews LC 3577. (EXHIBIT A)

028 CHAIR DUKES: There are a number of grade crossing that have no barriers. -If it is a private crossing you don't have the authority over.

033 SEN. KINTIGH: What would you do on a private crossing?

036 RILEY: Discusses current technology that could be used.

045 SEN. LIM: How many private roads are involved? ~ ?

046 RILEY: It looks like about 100 private crossings. Senate Committee on Transportation March 1, 1993 - Page 2

050 SEN. KINTIGH: Would these be one user type crossings?

053 RILEY: That is correct.

054 SEN. LIM: Asks if this is the right time to do something like this.

056 CHAIR DUKES: Explains drafting deadlines.

063 SEN. KINTIGH: Can this be done by statute or does it need to be a constitutional amendment? 065 CHAIR DUKES: I think it's statutory.

MOTION: Senator Dukes moves to introduce LC 3577 as a committee bill.

VOTE: Hearing no objection the motion carries with Senator Yih excused.

PUBLIC HEARING ON SB 98:

Jane Cease, Motor Vehicle Division John Rist, Oregon Dept. of Transportation

073 RUTH LARSON, COMMITTEE ADMINISTRATOR: Explains background information to committee members.

081 CEASE: Continues reviewing SB 98, in sections 100, 101 and 102. -Refers to SB 98-1 amendments. (EXHIBIT B) 127 LARSON: Clarifies SB 98-1 amendments regarding the snow removal issue. (EXHIBIT B)

127 CHAIR DUKES: Asks about the snow removal issue and who would be responsible. 143 CEASE: It does say that the snow plow issue would

move into State Parks and that would be a policy decision for the Transportation Committee to make. It would be changed under the amendment so that Parks could contract with the Department of Transportation. 155 CHAIR DUKES: Asks for clarification regarding SB 98-1 amendments. 162 CEASE: If you just wanted snow removal then you would want SB 98-1 amendments and the language on lines 8 & 9. -If you wanted ODOT to do snow removal then leave the bill as printed. 170 CHAIR DUKES: So lines 13 & 14 of SB 98-1 amendments wouldn't be used.

174 SEN.SMITH: Asks why there is a change regarding snow plowing.

181 CEASE: Discusses the issue of program management.

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187 SEN. SMITH: It would make sense for ODOT to continue since they already have employees in these areas. 197 CEASE: Discussion on interagency arrangements and funding. 207 SEN. SMITH: Wouldn't it cost more money? Parks would have to pay for the knowledge as well as the plow. 212 CEASE: I'm not familiar enough with the operation. 222 CHAIR DUKES: Who pays for it now? 229 WARREN RICHARDS, OREGON DEPT. OF TRANSPORTATION: It comes out of the snow park fund. -Explains contracted work. 238 CHAIR DUKES: Who do you contract with? 241 RICHARDS: Explains who they contract with.

247 CHAIR DUKES: We actually pay Timberline to plow out their parking lot so they can have people use their facilities?

253 CEASE: When the program was set up it was a way for the people who wanted to park, to pay and get the area cleared to use. This is different than the ATV/snowmobile account. 264 SEN. SMITH: Is there a map that shows where all the parks are located? 273 RICHARDS: Refers to map of snow parks. (EXHIBIT C) 278 SEN. SMITH: Asks about the facility at Paulina Lake and who plows it. 286 RICHARDS: Explains the contracting issue. -The majority of revenue comes from the large ski areas. 312 SEN. SMITH: Do you have a list of the areas that you contract with currently? -I'm concerned that it will end up costing users more money to get the same service. 320 RICHARDS: We would continue to do the work and bill the same. We are reluctant to designate snow parks that are far away from state highways. 322 CEASE: Continues with review in sections 103 and 104, of SB 98. 364 CHAIR DUKES: Asks about the transferring of permits in section 104, of SB 98.

371 CEASE: Explains testimony regarding the permit issue.

383 CHAIR DUKES: Would it make sense to have DMV do the permits? - 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. Senate Committee on Transportation March 1, 1993 - Page 4

397 CEASE: We would be happy to see doing permits. There are a lot of other places to buy one.

408 CHAIR DUKES: So you don't see any reason for DMV to continue to manage the snow park permits.

420 SEN. SMITH: Concerned about costs involved.

TAPE 24, SIDE A

014 SEN. SMITH: Concerned about several agencies being involved with this.

014 CEASE: This is a real simple operation.

016 SEN. SMITH: Time is money so I can't imagine that there isn't an impact on the program.

027 CEASE: Continues reviewing section 105 and 106, of SB 98.

055 SEN. SMITH: How much money is in the snow park fund?

057 CEASE: This is referring to the snow park permit account and the snowmobile account. I don't know for sure. At this point there is \$1.6 million in the account.

069 KAREN MORRISON, OREGON DEPT. OF TRANSPORTATION: The snow park is budgeted at \$1.6 million dollars for the biennium and the funds do carry over. -The carry over depends on the kind of winter weather we have. -The incoming funds come from the parking permits.

093 SEN. YIH: Asks for clarification regarding interest earned on lines 28, SB 98.

099 MORRISON: Explains the contract with State Police.

103 SEN. YIH: Asks how they check for parking permits.

104 MORRISON: They patrol the lots and check vehicles for proper display.

109 SEN. YIH: How much money do you have from the interest to be used for enforcement?

112 MORRISON: The interest earned on the account goes back into the fund and is used for snow removal as well as enforcement. It was approximately \$20 thousand dollars.

119 SEN. YIH: Asks why it is so low.

121 MORRISON: Clarifies the budget for the program versus earned interest.

128 SEN. YIH: Please confirm the dollar figures. So the interest alone is not enough to cover the costs.

145 MORRISON: That is correct.

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146 SEN. YIH: I would appreciate it if you would confirm the figures.

151 CEASE: It also lists how any remaining money would be spent.
Continues with review in sections 107 and 108, of SB 98.

174 SEN. SMITH: Asks about repealed statutes. (EXHIBIT D)

195 CEASE: Explains SB 98-7 amendments. (EXHIBIT E) -Continues reviewing section 111, of SB 98. -The duties of the division are still in statute. 232 LARSON: Submits list of questions from the CommiKee. (EXHIBIT F) 241 CEASE: Discusses the advisory group issue. -There are some advisory commiKees in statute. -Discusses Senator Duke's concerns about traffic safety. 315 SEN. SMITH: I hate to talk about traffic safety when Senator Dukes isn't here. -Asks about the groups that would be moved to the Parks Department. 327 LARSON: I think Karen Morrison can speak to that issue. 330 CEASE: The question was how do the winter recreational type projects come about. 344 SEN. SMITH: The issue was about how decisions are made in terms of funding. 360 MORRISON: Submits and reviews program flow charts. (EXHIBIT G) 408 SEN. SMITH: Clarifies how the process for a request works. How does the committee prioritize the requests? 423 MORRISON: Based on statewide basis. -Discusses the issue of recreational management planning. 448 SEN. SMITH: What is a sub-account? 451 RIST: I think it is a treasury or accounting term. I don't have a specific definition. 465 SEN. SMITH: I'm just trying to figure this out. This is a separate account at ODOT and going into a sub-account in Parks. Is there any difference in the management or control of that fund? 474 RIST: I think it may be a treasury distinction we are making.

TAPE 23, SIDE B

021 CEASE: Refers to section 106, of SB 98 regarding sub-accounts.

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040 SEN. SMITH: Is there any difference in the way the money is spent?

043 CEASE: It is in the statutes as to exactly what it can used for.

050 LARSON: There is a list of projects regarding the ATV account. -There was also a question about the Motor Vehicle Records account.

063 RIST: Submits and reviews definition of the Motor Vehicle Records Account. (EXHIBIT H)

079 SEN. YIH: Asks for further clarification on the Records Account. Then you're reimbursed for the records you have provided.

089 RIST: The account is just a way of depositing transfers from other state agencies. Explains the reimbursement process.

104 SEN. YIH: Why do you need a separate account?

116 RIST: This is current law.

117 CEASE: I think it is for the purposes of keeping it separate from the highway fund.

122 SEN. YIH: So the Record Account keeps track of the law enforcement part and the other one is for construction and maintenance of highways?

129 CEASE: That might be the reason for having a separate sub-account. This isn't anything new and the only reason it's here is because we're changing references.

140 SEN. SMITH: The Record Account isn't in here at all.

141 RIST: The Record Account is in ORS 802.150 and is not being amended by SB 98.

150 VICE-CHAIR SMITH: Adjourns hearing at 4:40 p.m.

Submitted by, Reviewed by, Shannon Gossack Ruth Larson
Assistant Administrator

EXHIBIT LOG:

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A - Testimony, LC 3577, Craig Riley, 4 pas. B - SB 98-1 amendments, Jane Cease, 6 pas. C - Testimony, SB 98, Warren Richards, 21 pas. D - Testimony, SB 98, Staff, 2 pas. E - SB 98-7 amendments, Jane Cease, 1 pg. F - SB 98 Committee Questions, Staff, 1 pg. G - Testimony, SB 98, Karen Morrison, 8 pas. H - Testimony, SB 98, John Rist, 1 pg.

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