

SENATE COMMITTEE ON TRANSPORTATION

April 9, 1993                      Hearing Room C 3:00 p.m.                      Tapes 48 - 49  
MEMBERS PRESENT: Sen. Joan Dukes, Chair Sen. Bob Kintigh Sen. Jim  
Bunn Sen. John Lim Sen. Tricia Smith Sen. Catherine Webber Sen. Mae Yih  
MEMBER EXCUSED: Sen. John Lim STAFF PRESENT:     Ruth Larson,  
Committee Administrator Shannon Gossack, Committee Assistant MEASURES  
CONSIDERED:             SB 505

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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 48, SIDE A 003 VICE-CHAIR SMITH: Calls meeting to order at 3:15 p  
m

PUBLIC HEARING ON SB 505: Relating to PUC jurisdiction over weighmaster.

SENATOR JOAN DUKES DON FORBES, OREGON DEPT. OF TRANSPORTATION STEVE  
JOHNSTON, OREGON DEPT. OF TRANSPORTATION MARY ANNE GEST, OREGON PUBLIC  
EMPLOYEES ASSOC. RON EACHUS, PUBLIC UTILITY COMMISSION 006 CHAIR DUKES:  
Testifies in support of SB 505 and explains the intent of the bill.  
-Discusses the Motor Carrier Task Force study. Refers to background  
information on SB 505 .(EXHIBIT A) -This would be a lot easier for the  
public. `7 -The working relationship between ODOT and PUC already  
exists. -Explains SB 505-2 amendments. (EXHIBIT B) -Clarifies fiscal  
information. (EXHIBIT C) Senate Committee on Transportation April 9,  
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096 SEN. YIH: Asks about leasing facilities in regard to PUC and ODOT.

105 CHAIR DUKES: ODOT owns all of their buildings most others lease  
from General Services. The ports of entry are owned by ODOT. -Discusses  
on the issue of ownership versus leasing.

120 SEN. YIH: Would General Services continue to lease to PUC?

122 CHAIR DUKES: I would assume so.

123 SEN. YIH: Refers to fiscal analysis regarding weighmaster operating  
budget.

132 CHAIR DUKES: Refers to fiscal background. (EXHIBIT C)

135 SEN. SMITH: Explains the trail of money collected from the weight  
and mile taxes.

150 CHAIR DUKES: It will be a reduction to ODOT because the money will  
go to pay permits and weighmaster when they are at the PUC rather than  
transferring that money to ODOT to pay them.

155 SEN. YIH: So it saves a step of transferring. -Clarification on  
fiscal analysis regarding PUC funding of weighmaster. -Is there a  
transfer of people physically?

170 CHAIR DUKES: They are at the ports of entry right now and they will

stay there.

195 SEN. KINTIGH: What about the ones that are on the highways?

209 CHAIR DUKES: You're right there are some out there. 212 SEN. KINTIGH: Are there any here in Salem?

223 DONALD FORBES, DIRECTOR OF ODOT: Submits and reviews written testimony. (EXHIBIT D) -Discusses the mission alignments of the two organizations. -Clarifies the mission of ODOT and the mission of PUC.

257 SEN SMITH: How many are located in ODOT buildings?

260 STEVE JOHNSTON, ODOT: There are six ports with 9 to 15 people in them. Approximately two-thirds of the people are housed at the ports of entry.

269 SEN. SMITH: So in Salem there is a very small portion of the weighmaster population. Only about 15 out of 130.

276 FORBES: Those are the people who write the over load permits and do the closest coordination with the other ODOT employees. Again, it could work in PUC it just seems like the longer the lines of communication there the more inefficiency there is.

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284 SEN. SMITH: I don't understand how moving the umbrella agency would create a longer line of communication. -Asks about the lines of communication.

293 FORBES: Explains the authority delegated to the permits unit.

304 SEN. SMITH: How do they let the district manager know?

307 JOHNSTON: If it's a permit over a certain size they would have to go to the bridge engineer or district engineer and yes they pick up the telephone to do that. -Discusses the highway data base.

314 SEN. SMITH: How would moving weighmaster lengthen the lines of communication?

318 JOHNSTON: Possibly not high on priority listin terms of people to consult.

323 SEN. SMITH: So you're concerned because you think PUC wouldn't think overloads on bridges are as important as some of their other functions? 326 FORBES: You could make it work. The stronger the alignment with a particular mission the more successful. When push comes to shove you can't serve one mission and another function that doesn't align well. You always choose the mission choice. 342 CHAIR DUKES: Discusses and reads the PUC mission statement given to them by the legislature. I would contend that it is already within the mission statement of the PUC to do just what you're suggesting.

364 FORBES: From an operational standpoint they don't protect the

highway and bridge systems.

372 CHAIR DUKE: The weighmasters do safety inspections as well. You wouldn't contend that because safety inspections are not written within the mission statement of ODOT, or certainly not DMV, that your folks aren't doing adequate safety inspections as a results, would you?

397 FORBES: We've got the overall safety responsibility for the infrastructure as well.

403 CHAIR DUKES: If PUC wouldn't do a good job because it wasn't in their mission statement then I think conversely we could say that those safety inspections must not be done properly under DMV because that isn't in their there mission statement. 417 SEN. KINTIGH: Asks about the weigh station by McKenzie in regard to personnel.

TAPE 49, SIDE A

005 JOHNSTON: Explains weighmaster hours.

012 SEN. SMITH: Do weighmasters and PUC permits share the ports of entry facility?

014 FORBES: Yes.

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020 MARY ANNE GEST, OPEU: The name change was our piece. If rights are protected and the union can go with people and this isn't proposed with any layoffs then we're comfortable. There is a slight majority of the people I represent that are comfortable with the move. 041 CHAIR DUKES: If this happens would anything in the SB 505-2 amendments hurt your people. 045GEST: No. The committee staff has been very helpful.

058 RON EACHUS, PUC: Gives brief history of weighmasters and why they are in ODOT. This is a move that is feasible. -Discusses the issue of property, unions and rules.

103 CHAIR DUKES: Asks about the issue of permitting in relation to safety.

109 EACHUS: Discusses the mission of PUC. -Collection of weight and mile tax is tied to both of us. -Talks about the quality of highways.

128 SEN. KINTIGH: Are all the weighmasters qualified to do inspections of the trucks on all the safety features? 135 JOHNSTON: About 95 % are qualified. 139 SEN. YIH: Do the police like the transfer? 144 CHAIR DUKES: Weighmaster do have arrest authority. 147 JOHNSTON: Some of them do. 150 SEN. SMITH: I think they usually call the police. 158 CHAIR DUKES: That would still happen regardless of where they are.

WORK SESSION ON SB 505:

MOTION: Senator T. Smith moves SB 505-2 amendments to SB S05.

VOTE: Hearing no objection the motion is adopted.

168 SEN. SMITH: This has a referral to another committee.

170 CHAIR DUKES: I have talked to the Senate President and he said if he got a letter he would rescind the referral to SB 505.

MOTION: Senator T. Smith moves SB 505, as amended, to the floor with a "DO PASS" recommendation to include a letter to the Senate President rescinding the referral to Trade and Economic Development Committee.

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

180 SEN. YIH: What about Ways and Means?

184 SEN. SMITH: It would be an even wash?

186 SEN. YIH: Would they know to transfer as far as budgets go?

190 CHAIR DUKES: We'll make sure the fiscal people are aware of this.

201 CHAIR DUKES: These budgets aren't finished yet anyway.

207 SEN. SMITH: We could send a letter to the Senate President alerting them to the fiscal changes. 216 CHAIR DUKES: I think that procedure is something his office would do anyway.

230 CHAIR DUKES: At some point this has to go through Ways and Means because they need the authority to spend the money. -Adjourns meeting at 4:10 p.m.

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

EXHIBIT LOG: A - Background on SB 505, Sen. Dukes, 1 pg. B - SB 505-2 amendments, Sen. Dukes, 6 pas. C - Funding Sheet, SB 505, Sen. Dukes, 1 pg. D - SB 505, Don Forbes, 3 pas.

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