

SENATE COMMITTEE ON TRANSPORTATION

May 14, 1993 Hearing Room C 3:00 p.m. Tapes 78 - 80

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 762 SB 774 SB 948

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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 78, SIDE A

003 CHAIR DUKES: Calls meeting to order at 3:15 p.m.

008 LARSON: Submits testimony of Joe French, Oregon Forest Products Transportation in support of SB 762. (EXHIBIT A)

PUBLIC HEARING ON SB 762: Relating to gasoline fuel taxes:

033 JOHN ALTO, PETRO: Testifies in support of SB 762 and reviews written testimony. (EXHIBIT B)

074 MIKE SIMS, PETRO: I have had conversations with OPEMA and they are in support of this bill.

080 SEN LIM: Only two states have a state wide tax?

084 LEONARD HENSON: Testifies in support of SB 762. -Discusses city wide gross receipts tax. -There is an unfair playing field currently.

137 SEN. KINTIGH: Your Mayor assured me that most of the money would be coming from tourists. Is that the case?

142 HENSON: Explains the advantage his company has.

155 JOHN COCHERAL, ARCO: Discusses businesses that have closed.

212 TOM GALLAGHER, ARCO: We aren't objecting to gasoline taxes. -Discusses ways in which to solve this problem. -Work group on House side looking at local industry in regard to

specific taxes. -Overwhelming lack of funding for cities and counties.

264 SEN. SMITH: If we pass this bill will your association support increases in the gas tax?

367 GALLAGHER: I represent a single company. We have never opposed a statewide tax increase. I don't think you could do it any other way.

276 SEN. SMITH: What about alternatives.

280 GALLAGHER: We need a dialogue to be started and this will do that.

300 DAVE BISHOP, ODOT: Testifies in opposition to SB 762. -Discusses the Transportation Plan. -Explains the funding package in the Transportation Plan. -Explains the need for flexibility in funding for local governments. -Concerned about removing local authority.

362 JOHN NIX, JR., OFPTA: Testifies in support of SB 762. -Explains the competition issue. -End user prospective. pricing schedules. -Tried this in Albany to vote in a special fuel tax for the city and it was defeated.

398 CHAIR DUKES: How far would you be willing to drive?

403 NIX: Explains key lock box in Albany and his personal preference in buying gas.

413 CHAIR DUKES: Asks about cost of key lock gas tanks.

416 NIX: My company trucks use them but I don't personally.

427 SEN. YIH: So you fuel from 8 different counties depending on where the price is the lowest?

427 NIX: Primarily it has to do with where we happen to be hauling.

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022 NIX: We definitely don't fuel up in Oregon as much.

028 SEN. YIH: There is a dilemma between city managers and local businesses.

049 FRED NEAL, MULTNOMAH COUNTY: Testifies in opposition to SB 762. -Explains different taxes in local areas. -Gas tax hasn't been increased since 1971.

077 SEN. BUNN: Do counties and cities have to go to the voters to raise the gas tax?

080 NEAL: Explains who would go to the voters for a vote.

096 ELSA COLEMAN, CITY OF PORTLAND: Testifies in opposition to SB 762. -Reviews written testimony. (EXHIBIT C) -Concerned about the authority issue. -This would eventually shift the burden to the state.

126 SEN. LIM: Asks about other cities surrounding Portland.

130 NEAL: Explains the Portland road miles and the annexing of the area.

143 CHAIR DUKES: Gresham doesn't have any streets that used to be counties roads?

150 NEAL: That is correct.

150 SEN. YIH: Gas dealers in Portland face loss of business because of the 3 cent difference?

155 NEAL: There is a great variation in Multnomah County.

176 COLEMAN: Discusses personal preference when purchasing gasoline.

202 BILL BURGESS, CITY OF SALEM: Testifies in opposition to SB 762. -Submits and reviews written testimony. (EXHIBIT D)

264 BARBARA LUCAS, CITIZEN: Testifies in opposition to SB 762. -Discusses the area she lives in and the impact this type of legislation would have.

323 LARRY HILL, OREGON GASOLINE DEALERS: Testifies in support of SB 762. -Submits and reviews written testimony. (EXHIBIT E)

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015 HILL: We are in favor of statewide gas tax increase in lieu of local gas taxes and there would need to be revenue sharing decisions made.

021 SEN. SMITH: Is there a bill moving to do that?

024 HILL: I don't think so.

030 VAL PAULSON, LEAGUE OF OREGON CITIES: Testifies in opposition to SB 762. -Submits testimony for the record. (EXHIBIT F)

068 SEN. SMITH: Asks about the street maintenance cycle in Salem.

078 PAULSON: I am certain that any city would tell you there is a much greater need to maintain than we can meet. -Explains the difference needed to make up 3 cents in Multnomah County.

099 SEN. KINTIGH: The formula could change.

099 PAULSON: That is based on the current formula.

113 BRIAN STAHL, CITY OF DALLAS: Testifies in opposition to SB 762. -This would severely impact the cities.

172 CHAIR DUKES: Submits testimony for the record. (EXHIBIT G)

178 BILL PENHOLLOW, ASSOCIATION OF OREGON COUNTIES: Testifies in opposition to SB 762 and reviews written testimony. (EXHIBIT H)

223 JERRY JUSTICE, CLACKAMAS COUNTY: Testifies in opposition to SB 762. -Explains personal experience with buying gas.

260 CHAIR DUKES: Asks about county charters. I don't think all counties

have to go to a public vote.

275 CATHY FIGLEY, CITY OF WOODBURN, CITY COUNCIL: Testifies in opposition to SB 762.

340 SEN. YIH: Do you need voter approval?

344 FIGLEY: That isn't in our charter but we wouldn't try to increase without a vote to the people. -I think it would have a chance.

358 SEN. YIH: The gas tax in Albany was defeated.

362 SEN. SMITH: Flaw in the bill is that local voters pay close attention when local governments want to increase taxes. Local governments just

wouldn't do it without approval by the voters. I don't know the need for this bill.

390 SEN. KINTIGH: Couldn't you tax something else?

394 FIGLEY: Discusses other types of taxes.

405 CHRIS CHILDS, CITY ADMINISTRATOR, CITY OF WOODBURN: Testifies in opposition to SB 762. -Discusses other options besides taxing.

057 FRANK TIWARI, CITY OF WOODBURN: Testifies in opposition to SB 762. -Discusses other options to help fund issues outlined in the

Transportation Plan.

PUBLIC HEARING ON SB 774 AND SB 948:

118 LARSON: Explains intent of bills.

122 SEN. SMITH: A person requesting that their information not be given out would have to pay a fee for that service?

125 LARSON: Yes. I think SB 948 deals with business addresses.

175 TIMOTHY ALEXANDER, CIRCUIT COURT JUDGE: Submits and reviews written testimony. (EXHIBIT I)

198 SEN. WEBBER: Affirms danger to judges. -Explains personal experience with threats.

239 ALEXANDER: Our focus was on the immediate problem but past Judges are also in danger.

250 CARLY DAVIS, CITIZEN: Testifies in support of SB 774. -I want to limit DMV records for everyone. -Discusses a law in California that limits DMV records. -Suggests deleting language in section 2 of SB 744.

389 CHAIR DUKES: Clarifies the intent of SB 774 and SB 948.

408 CARLY: All DMV records need to be private. It is common knowledge that you can get this information at DMV. -Suggests that the records are to accessible.

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020 SEN. WEBBER: There are legitimate uses for those records.

030 CHAIR DUKES: It is more complicated than it sounds. -California is having some success but there are still problems.

050 SEN. WEBBER: There are a lot of ways to get this information.

055 CHAIR DUKES: We will pursue this again on Wednesday.

076 CHARLOTTE MURPHY, CITIZEN: Submits testimony and provides personal experience.

112 CHAIR DUKES: Can an individual find out if their file has been requested?

116 SEELEY: There are a few areas where we don't have an actual record.

123 CHAIR DUKES: Isn't there always a form you have to fill out?

126 SEELEY: No.

137 SEN. SMITH: What information do you take from an individual when they ask for information?

134 SEELEY: Explains the procedure to get records from DMV. -Explains how DMV can put a block on records.

154 SEN. SMITH: Has your daughter contacted the police?

156 MURPHY: She told me she would.

162 SEELEY: Her record block is on.

167 CHAIR DUKES: How accessible are your photographs you have?

176 SEELEY: Explains that the police use them at times.

186 CHAIR DUKES: Adjourns meeting at 5:25.

Submitted by, Reviewed by,

Shannon Gossack Ruth Larson Assistant Administrator

EXHIBIT LOG: A - SB 762, Joe French, 1 pg. B - SB 762, John Alto, 3 pgs. C - SB 762, Elsa Coleman, 2 pgs. D - SB 762, Bill Burgess, 1 pg. E - SB 762, Larry Hill, 2 pgs. F - SB 762, Testimony of Val Paulson, 2 pgs. G - SB 762, Testimony of Terry Smith, 1 pg. H - SB 762, Bill Penhollow, 4 pgs. I - SB 948, Judge Timothy Alexander, 2 pgs. J - SB 948, Charlotte Murphy, 1 pg.