

Senate Committee on Transportation
January 20, 1991 - Page

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

May 21, 1991Hearing Room C
8:00 a.m.Tapes 90 -

MEMBERS PRESENT:Sen. Joan Dukes, Chair
Sen. William McCoy, Vice-Chair
Sen. Peter Brockman
Sen. Scott Duff
Sen. Paul Phillips
Sen. Tricia Smith
Sen. Eugene Timms

MEMBER EXCUSED:

VISITING MEMBER:

STAFF PRESENT: Ruth Larson, Committee Administrator
Scott Marshall, Committee Assistant

MEASURES CONSIDERED: HB 2225 - , HB 2226 - , HB 2698 - , SB 718 - ,
SB 1216 - Requires nongovern

WITNESSES: Representative Shibley

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TAPE 90, SIDE A

CHAIR DUKES: Calls the meeting to order at 8:15.

RUTH LARSON, COMMITTEE ADMINISTRATOR: Explains the items on today's agenda.

WORK SESSION ON SB 1216

ALRSON: SUBmits -1 amends

MOTION: MCCOY -1 amends

MOTION: to floor, MCCOY

carries

PUBLIC HEARING ON HB 2698

LARSON: Explains intent of HB 2698.

SEN. CEASE: This bill waive the reinstatement fe for a license that has been suspended for reservists. The lapse in insurance coverage // The people who are required t of fill these // only if the person has been called to active duty.

DUKES: the sr22 is required after being convicted

CEASE: in both cases the person had been called into service. The people have no control over the situation.

KARL KRUGER, DMV:

DUKES: some specifics on this bill?

KRUGER: this bill would, when person is called rto active duty outside the US, revoke the license. Then the reistatement fee would be wiaved when the person returns to the US.

DUKES:

KRUGER: if a person has the sr22 on file they would be allowed this waiver.

DUKES: someone that hasn't been through the process?

KRUGER: depending on the timing, we would send a notice telling teHMthat they need to file a sr22. If they recieve theie notice proior to the suspension notice

DUKES: They come back after a year suspension, ..

KRUGER: possible that the sr22 would expore vbefore they return.

DUKES:

KRUGER: we would require the sr22 form the insurance comp . We alreidy knoe the ending date for the sr22. if they are applying prior to the date they need an sr22

WORK SESSION ON SB 2698

MOTION : MCCOY carries

PUBLIC HEARING ON SB 718

LARSON: Explains the intent of SB 718.

LINDA DARTCH, CITY OF PORTLAND: Submits and reviews testimony and letter.
(EXHIBIT C & D)

SEN. SMITH: are you planning on posting all streets with speed limit signs?

no

SEN. SMITH: what type of education are we going to supply?

DARTCH:

SMITH: what

?: Im sure they would take the same tax

PHILLIPS: When we set up the specifics in 718, would you anticipate the current speed limits changing?

no

PHILLIPS: if an activist group came forward would they be able to change the limits?

DARTCH: if they were able to do that before they can do it under this law.

DUKES: quotes from the bill - only applies to highways

DARTCH: I believe it applies to all roads as a generic term.
TAPE 91, side a

CHAIR DUKES: if a county has pop. of more than 100,000 then the restrictions would apply?

SUSAN SCHNEIDER, CITY OF PORTLAND: that's true

PHILLIPS: last session we had a variety of testimony. why do you believe there are no neighborhoods that want this solution?

?: we were trying to be aware of rural areas

SEN. PHILLIPS: have you heard from other people

?: I don't know about the house trans. chair but yes

SEN. PHILLIPS: I don't think there should be a preference.

SEN. TIMMS: In rural areas, but it's a people thing. In rural areas we are more interested in the government. The leeway is important - seasonal variances - dangerous road conditions. rural areas have a greater tendency to obey laws

CHAIR DUKES:

SEN. TIMMS: it's easier to pick them out in the rural areas.

SEN. PHILLIPS: they cant enforce /// Durham road used to be farmland, now its highly developed. Its a serious issue. controlling traffic in all areas.

SEN. TIMMS: When we talk about the largeer areas, 100,000 pop. , which counties does that include?

LIBBY ALBRIGHT, NORTH PORTLAND TRAFFIC COMMITTEE: regards to posted speeds - we consider them as maximum speeds, and we exceed them anyway. didnt know thay were recommended.
-Submits and reviews testimony. (EXHIBIT E)

SEN. MCCOY: IF you move out of the area you are in now, the people in Beaverton and that area are moving in.

ALBRIGHT: the average speed is over 45

PUBLIC HEARING ON HB 2225

LARSON: Explains the intent of HB 2225.

NORMAN MEYERS, PUBLIC UTILITY COMMISSION: Submits and reviews testimony. (EXHIBIT F)

DUKES: you would hit the carrier with a 500 fien

MEYERS: yes

DUKES:

MEYERS

390 DUKES: is this na moiunt

MALLcasion:

DUKES: is there a penalty that im missing

tape 92, side b

MEYERS: there are numerous fines, some at 1000.

DUKES: this type of offense is 100

SMITH: potential conflict of interest.

MEYERS: explains the progressive discipline system for fines.

SMITH: it is effective and are they aware?

////

PHILLIPS: do have the ability ot bring in the civil process

MEYERS: yes but infrequently. more effective with a higher fine structure.

PHILLIPS: makes more sense to go after the ones operating without permits?

MEYERS: both are hauling without the proper authority from us

PHILLIPS: you would pull my license

MEYERS: yes. the suspension is a possibility

PH: rampid problem. what is the magnitude

MEYERS: 6 times in the last 3 years. its not large but something needs to be done

SMITH: what your policy per per per what

MEYERS: per vehicle per day.

SMITH:

MALL: our purpose is not to put a comp. out of bus.

SMITH: do have a amount of time for investigation? and every violation in that time period?

MALL: we take a 2 month time period

PHILLIPS: many are following the law, but a few are not

MALL: we have educated the carriers about the regulations. we have not put a comp. out, but have achieved compliance.

PHILLIPS: insurance rates go up, so they comply?

MALL: that may be true.

PHILLIPS: we spend time regulating honest, not spending enough time getting after the dishonest.

MEYERS: we do go after the dishonest. at 100 per violation its tough to track them down. even if its one haul we take them to court. we concentrate more on them.

TIMMS: ORS 767.500 as conflict. what is it?

MEYERS: last leg

MCCOY: would like a print out of the repeat offenders.

MALL: we conduct audits on those repeat offenders.

DUKES: do have a list

MALL: yes we do have a list

BOB MCKELLAR, OREGON FOREST PRODUCTS TRANSPORTATION: In support of this bill. Concerned with the flagrant violations.

TIMMS: only people with permits?

MCKELLAR: all truckers under all conditions.

DUKES: its a permanent permit

MCKELLAR: we are concerned about the image of the trucker. we are concerned about all truckers in all situations.

WORK SESSION ON HB 2225

SEN SMITH: Submits and explains -A4 amendments. (EXHIBIT G)

DUKES: can you define ors

SMITH: requires you to go to /// while working for the agency we needed to work on illegal carriers. the penalty policy works.

MALL: from the safety view the violation can be taken care of /// we are hoping an increased level of fines for egregious violations will force the carriers into compliance.

SMITH: can you modify your policy?

MALL: we can, its effective

SMITH: if you need more money to make compliance

MALL: they will have paid more, but they will not be encouraged to comply at the second level.

SMITH: you have the power///

MALL: we just want to focus on specific violations

DUKES: this probably wont put them over the edge.

MALL: we have been successful thus far. in certain areas the 100 has become a cost of doing business.

MCCOY: the suspension - what proof do you have that they dont continue operating?

MALL: our inspection people oversee the operation for a couple weeks

TIMMS: is the main purpose of this bill safety or the people that are driving unregistered?

TIMMS: it would do away with someone's authority.

MALL: problem with the amendments

WORK SESSION

dash A5, SEN .SMITH

work session on SB 718

PHILLIPS; submits letter (EXHIBIT H)

MOTION: phillips -1 amends
carries

MOTION: to floor as amended wi

PUBLIC HEARING ON HB 2226

LARSON: Explains intent of HB 2226

200 MEYERS: Submits and reviews testimony. (EXHIBIT I)

MCCOY: are excluding greyhound?

MEYERS: in metropolitan area - no, outside cant look at transaction record.

DUKES: this bill wanot apply on prtland to Eugene trip.

266 DUKES: wil this effect a bus that runs inside and outside a city?

MYERS: yes. a carrier asked if puc had to look at transactions

SMITH: doesnt effect the current way you regulate buses?

MEYERS: true.

MCCOY: greyhound operating interstate you do look at their books.

WORK SESSION ON HB 2226

MOTION: to floor

carries

adjourned at 10:01