

2007 Regular Legislative Session
FISCAL ANALYSIS OF PROPOSED LEGISLATION
Prepared by the Oregon Legislative Fiscal Office

MEASURE NUMBER: HB 5048 **STATUS:** Original
SUBJECT: Approves certain new or increased fees adopted by the Oregon Department of Transportation.
GOVERNMENT UNIT AFFECTED: Oregon Department of Transportation
PREPARED BY: Tim Walker
REVIEWED BY: Susan Jordan
DATE: May 30, 2007

2007-2009 **2009-2011**

REVENUES:
See Comments

EFFECTIVE DATE: On passage.

GOVERNOR'S BUDGET: This bill is anticipated by the Governor's recommended budget.

LOCAL GOVERNMENT MANDATE: This bill does not affect local governments' service levels or shared revenues sufficient to trigger Section 15, Article XI of the Oregon Constitution.

COMMENTS: This bill approves certain new or increased fees adopted by the Oregon Department of Transportation (ODOT) administratively in 2006. The Department of Administrative Services reviewed and approved the fee increases and additions in December 5, 2005. The public comment period closed on December 21, 2005 with no comments received. The Oregon Transportation Commission approved the fee increases and additions on January 18, 2006 and the amended rule was filed and became effective on January 24, 2006. The fees for public records requests were last updated in January 1995.

The fees were changed as follows:

| | From | To | Pct Chg. |
|--|-------------|--|-----------------|
| Photocopies | \$0.20/pg | \$0.25/pg | 25.0% |
| Labor | \$15.00/hr | \$25.00/hr | 66.6% |
| Transmittal of electronic mail | N/A | \$5.00/email | N/A |
| 3.5-inch computer disk or compact disk | N/A | \$5.00/disk | N/A |
| Facsimile | Actual Cost | \$5.00/first pg, \$1.00 each additional page | N/A |
| Attorney fees | N/A | \$25.00 min. | N/A |

ODOT reviewed the administrative rules for fifteen state agencies related to public records fees with the following results:

| | Low | High | ODOT |
|--|-------------|---|---|
| Photocopies | \$0.10/pg. | \$1.25/pg. | \$0.25/pg. |
| Labor | \$15.00/hr. | \$35.00/hr. | \$25.00/hr. |
| Transmittal of electronic mail | N/A | N/A | \$5.00/email |
| 3.5-inch computer disk or compact disk | N/A | N/A | \$5.00/disk |
| Facsimile | \$0.35/pg | \$5.00/first pg., \$1.00 each additional page | \$5.00/first pg., \$1.00 each additional page |
| Attorney fees | N/A | Actual Cost | \$25.00/hr. |

ODOT is seeking retroactive approval of fee increases according to ORS 291.055(1)(e).