

**2009 Regular Legislative Session**  
**FISCAL ANALYSIS OF PROPOSED LEGISLATION**  
**Prepared by the Oregon Legislative Fiscal Office**

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**MEASURE NUMBER:** SB 825                      **STATUS:** A Engrossed  
**SUBJECT:** Traffic violations in "highway work zones"  
**GOVERNMENT UNIT AFFECTED:** Judicial Department; Department of Transportation; Oregon State Police; Local Governments  
**PREPARED BY:** John Terpening  
**REVIEWED BY:** John Borden, Susie Jordan and Doug Wilson  
**DATE:** April 23, 2009

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**EXPENDITURES:**

See Analysis

**EFFECTIVE DATE:** January 1, 2010

**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.

**ANALYSIS:** Current law defines "highway work zone" as an area identified by advance warning where road construction, repair or maintenance work is being done by highway workers on or adjacent to the highway regardless of whether workers are present. The measure changes the definition of "highway work zone" to require highway workers be present for the site to be considered a "highway work zone." The base fine amount for certain traffic offenses committed in a "highway work zone" is doubled.

The Judicial Department states the measure has an indeterminate (negative) impact on revenue. The Department states there is not sufficient information to determine how many cases involved highway work zones as that information is not routinely captured in the Department's case management system.

There is no fiscal impact to the Department of Transportation or the Oregon State Police.

The Legislative Fiscal Office (LFO) notes that the reduction of revenue will also impact the distribution of funds to the state General Fund and to local governments.