

REVENUE: No revenue impact

FISCAL: Fiscal statement issued

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<b>Action:</b>	Do Pass as Amended and Be Printed Engrossed
<b>Vote:</b>	10 - 0 - 0
<b>Yeas:</b>	Bentz, Berger, Boone, Doherty, Edwards, Gilman, Kahl, Schaufler, Smith G., Beyer
<b>Nays:</b>	0
<b>Exc.:</b>	0
<b>Prepared By:</b>	Patrick Brennan, Administrator
<b>Meeting Dates:</b>	2/17

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**WHAT THE MEASURE DOES:** Eliminates the required contribution for a statewide multimodal study after December 31, 2009. Revises the distribution formula for heavy vehicle registration fees. Deletes the requirement that standards for medium-speed electric vehicles be consistent with federal standards for such vehicles. Eliminates the requirement that funds derived from Pacific Wonderland vehicle registration plate be used to establish and maintain an Oregon History Center at the State Capitol. Requires signage for photo radar enforcement to include indication that school is in session in cases where the device is in a school zone not otherwise marked by a flashing light. Clarifies that all-terrain vehicle seat belt requirements apply only on public lands and private lands open to the general public for all-terrain vehicle recreation. Requires the Department of Transportation to make quarterly reports to the Legislative Revenue Officer and legislative committees regarding revenue raised by House Bill 2001 (2009). Allows rural airports to receive Multimodal Transportation Funds for transportation projects completed or underway, if the project received a federal grant on or after July 1, 2009. Authorizes distribution of compressed natural gas by the Department of Administrative Services. Authorizes the Travel Information Council to borrow money, repayable solely out of the council's own resources. Clarifies the definition of speed limit applicable to the requirement to move over or slow down when passing roadside assistance vehicles. Declares an emergency, effective upon passage.

**ISSUES DISCUSSED:**

- Similar provisions to House Bill 3676 (2010)
- Safety of workers and drivers in highway work zones

**EFFECT OF COMMITTEE AMENDMENT:** Deletes provisions amending statute regarding the definition of highway work zones.

**BACKGROUND:** Senate Bill 1019-B makes a number of technical changes related to House Bill 2001 (2009), commonly referred to as the Jobs and Transportation Act. That measure increased vehicle registration and title fees and fuel and flat-fee taxes; however, while most of the new revenues were allocated by the measure to be distributed 50 percent to the State of Oregon, 30 percent to counties and 20 percent to cities, the registration fee increase for heavy vehicles was not included in the new formula. Another provision of HB 2001 inadvertently carried forward a requirement from *ConnectOregon II* to pay for a multimodal study. Finally, HB 2001 created a statutory definition of medium-speed electric vehicles and directed the Department of Transportation to adopt safety standards for such vehicles that are consistent with federal standards; however, no such federal standards exist specifically for medium-speed electric vehicles.

Senate Bill 961 (2009) authorized the re-issuance of the Pacific Wonderland vehicle registration plate and allocated half of the revenue raised from the plate to the Oregon State Capitol Foundation and half to the Oregon Historical Society.

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*This summary has not been adopted or officially endorsed by action of the committee.*

However, while the intent of the measure was for the Oregon State Capitol Foundation's share to be used for the creation of an Oregon History Center in the Oregon State Capitol, both the Foundation's share and the Oregon Historical Society's share were required by the measure to be used for that purpose.

With the increase in vehicles that operate on fuels other than gasoline and diesel, some vehicles that operate on fuels such as compressed natural gas (CNG) do not have many options for where to purchase fuel. Senate Bill 1019-B authorizes the Department of Administrative Services (DAS) to sell, dispense and distribute alternative fuels to private entities.

The Travel Information Council (TIC), created by the Legislative Assembly in 1972, is a semi-independent state agency that connects motorists with businesses through highway signs, rest area information kiosks, business listings on [www.tripcheck.com](http://www.tripcheck.com) and on the Statewide Interactive Heritage Map. TIC currently lacks the statutory authority to borrow money; Senate Bill 1019-B provides that authorization to allow the Council to make improvements to rest areas.

House Bill 2040 (2009) expanded Oregon's "Move Over" law, which was created with the passage of House Bill 2176 (2003), to also apply the law to tow trucks and roadside assistance vehicles. House Bill 2040 also clarified that a vehicle must either move to a different lane or to slow to at least five miles per hour below the posted speed limit in order to comply; however, there are roads in Oregon where there is no posted speed limit. Senate Bill 1019-B clarifies that compliance requires vehicles to slow down at least five miles per hour below the speed limit established in ORS 810.111 or a designated speed posted under ORS 810.180.

Senate Bill 579 (2009) required that all children under age 16 be secured with a seat belt or harness when riding in or operating a Class I or Class II all-terrain vehicle (ATV) when on "premises open to the public." Because this language is broader than intended, Senate Bill 1019-B revises the requirement to apply only when on public lands or private lands open to the general public for ATV recreation.

Senate Bill 1019-B also provides specific statutory authority for persons holding variance permits to operate over-dimension vehicles to use exclusive-use lanes such as bike lanes, center refuge lanes and dedicated turn lanes. This change makes statute consistent with current practice.

Senate Bill 1019-B requires that communities utilizing photo radar speed enforcement in school zones that are not marked with flashing signals indicating that school is in session that day to include notification on the required temporary signage that indicates that school is in session.