

PRELIMINARY STAFF MEASURE SUMMARY**CARRIER:**

House Committee on Transportation & Economic Development

REVENUE: May have revenue impact, statement not yet issued**FISCAL:** May have fiscal impact, statement not yet issued**SUBSEQUENT REFERRAL TO:** No subsequent referral**Action:****Vote:****Yeas:****Nays:****Exc.:****Prepared By:** Troy Rayburn, Administrator**Meeting Dates:** 4/12, 4/15

WHAT THE MEASURE DOES: Permits any city to operate photo radar in school zone while school is in session. Requires that police officer review video recording of conduct before issuing citation.

ISSUES DISCUSSED:

- Applies only to school zones
- Not mandatory
- Local school district decision
- Additional tool or assistance for understaffed police department
- Review of miles per hour traveled correlation to accident and mortality rate
- Review of other states and school districts that use photo radar
- Advancements in photo radar technology
- Photo red-light camera vs. photo radar
- Concern for continual expansion of use of photo-radar and need to be careful and intentional in its use
- Review of training provided to commissioned officers reviewing video
- Cost of machines and maintenance
- Role of vendor
- Archiving or retaining video and digital stills
- Posting of warning signs
- Financial gain to both vendor, city and state of Oregon

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: House Bill 3438 was submitted at the request of a police chief in House District 49. Oregon law currently allows for the use of photo radar in school zones, but with certain restrictions. Currently, photo radar can only be used in certain cities in Oregon. Additionally, when it is in use it can only be operational for four hours in one location before it must be moved and requires the presence of a uniformed police officer with a marked police car at the site.

House Bill 3438 would do several things to adjust the current law. First, it would allow any city in Oregon to operate photo radar in school zones. It would also expand the time from a four hour limit to allowing it to operate between 7 a.m. and 5 p.m. when school is in session. Finally, any photo radar system in a school zone must be capable for making a video recording, replacing the need for a police officer to be present at the photo radar unit. A citation from law enforcement can then be issued if a police officer has reviewed the video recording and signed the citation.

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