

**DATE:** April 18, 2013

**TO:** House Judiciary Committee:

Jeff Barker, Chair  
Chris Garrett, Vice-Chair  
Wayne Krieger, Vice-Chair  
Brent Barton  
Kevin Cameron  
Wally Hicks  
Andy Olson  
Carolyn Tomei  
Jennifer Williamson

**FROM:** Senior Trooper Timothy Plummer  
Oregon State Police

**SUBJECT:** House Bill 2790

House Bill 2790 changes the level of violation for drivers operating a motor vehicle while using a mobile communication device from a class D to a class A violation.

Distracted driving and the use of mobile communication devices while driving poses a serious traffic safety issue. According to the National Highway Traffic Safety Administration (NHTSA), approximately 18% of all injury crashes in 2010 were reported to be caused by distracted drivers.<sup>1</sup> In addition; the number of people killed in crashes involving a distracted driver is rising annually:

- 2011 – 3,331 fatalities nationwide
- 2010 – 3,267 fatalities nationwide

The number of motor vehicle injuries involving distracted drivers is also staggering

- 2011 – 387,000 injuries nationwide
- 2010 – 416,000 injuries nationwide

In Oregon, we have observed similar trends. The Oregon Department of Transportation reports an increase in the number of drivers who were using cell phones and were involved in crashes:<sup>2</sup>

\*2011 – 2 fatalities  
\*2010 – 3 fatalities  
\*2009 – 4 fatality

\*2011 – 276 injuries  
\*2010 – 159 injuries  
\*2009 – 238 injuries

Findings from research conducted by the U.S. Department of Transportation, Federal Motor Carrier Safety Administration shows that sending or receiving a text takes a driver's eyes from the road for an average of 4.6 seconds. At 55 miles per hour, it is like driving the length of an entire football field, blind.<sup>3</sup>

Since the enactment of Oregon Revised Statue 811.507, approximately 14,165 citations have been filed through the circuit courts of Oregon by law enforcement officers for the offense of operating a motor vehicle while using a mobile communication device.<sup>4</sup>

1. National Highway Traffic Safety Administration (NHTSA) [www.nhtsa.gov](http://www.nhtsa.gov)
2. Oregon Department of Transportation – Crash Analysis and Reporting Unit
3. U.S. Department of Transportation Federal Motor Carrier Safety Administration "Driver Distraction in Commercial Vehicle Operation Sept. 2009
4. Office of the State Court Administrator