

REVENUE: No revenue impact

FISCAL: No fiscal impact

Action:	Do Pass as Amended, Be Printed Engrossed, and Rescind the Subsequent Referral to the Committee on Judiciary
Vote:	5 - 1 - 0
Yeas:	Edwards, Girod, Monroe, Thomsen, Beyer
Nays:	Starr
Exc.:	0
Prepared By:	Patrick Brennan, Administrator
Meeting Dates:	5/14, 5/28

WHAT THE MEASURE DOES: Authorizes City of Fairview to conduct pilot project for operation of photo radar in school zone on days when school is in session. Specifies signage requirements for use of photo radar in pilot program. Requires that police officer review video recording of conduct prior to signing citation for violation issued with use of photo radar in school zone during pilot program. Sunsets January 2, 2015.

ISSUES DISCUSSED:

- Existing requirements for operating photo radar
- Accident statistics related to vehicle speed and pedestrian mortality
- Speed above speed limit at which tickets are typically issued
- Purpose of photo enforcement is to get drivers to slow down
- Tickets issued to registered owner of vehicle
- Potential for use of photo radar devices for purposes other than speed enforcement
- Length of pilot project

EFFECT OF COMMITTEE AMENDMENT: Replaces the original measure.

BACKGROUND: There are currently 10 cities in Oregon (Albany, Beaverton, Bend, Eugene, Gladstone, Medford, Milwaukie, Oregon City, Portland and Tigard) that are statutorily permitted to use photo radar devices to enforce speed limits on segments of public roads. Photo radar devices are currently limited to use in residential areas or school zones or in other locations if a local governing body finds that speed has a negative impact on safety. Use of the devices is limited to four hours per day in a given location. Cities utilizing photo radar must submit biennial reports to the Legislative Assembly outlining the results of required process and outcome evaluations on their photo radar program.

House Bill 3438-A permits the City of Fairview to conduct a pilot project for utilization of photo radar in school zones, beginning January 1, 2014, and ending January 2, 2015. Under the measure's provisions, the city may operate photo radar units in school zones between the hours of 7:00 a.m. and 5:00 p.m. on days when school is in session. The measure outlines signage and notification requirements for the use of the devices, including a requirement that drivers be provided information about their current rate of speed between 100 and 400 yards before entering the school zone. The measure also requires that a video recording of the infraction be taken and reviewed by the officer issuing the citation.