

**REVENUE: No revenue impact**

**FISCAL: No fiscal impact**

---

**Action:** Concur in Senate Amendments dated 6/3 and Further Amend and Repass the Bill

**Vote:** 6 - 0 - 0

**Yeas:** Beyer, Girod, Monroe, Bentz, Gorsek, Read

**Nays:** 0

**Exc.:** 0

**Prepared By:** Patrick Brennan, Administrator

**Meeting Dates:** 6/26

---

**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. Directs City of Fairview to conduct biennial program evaluation and report results to Legislative Assembly. Sunsets January 2, 2022.

**ISSUES DISCUSSED:**

- Longer time frame for pilot project required to justify investment necessary for pilot project
- Longer time frame allows for better understanding of effect of program on driver behavior
- Signage requirements in measure
- Purpose is to slow traffic near schools, not to generate revenue
- City of Fairview plans to conduct evaluation of driver behavior before pilot project for comparison

**EFFECT OF COMMITTEE AMENDMENT:** Extends sunset for pilot project from 2015 to 2022. Specifies that City of Fairview must conduct biennial outcome evaluation of program and report to Legislative Assembly by March 1 of each odd-numbered year, in conformance with ORS 810.438(3).

**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, 2022. 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. Finally, the City of Fairview must conduct a biennial process and outcome evaluation for the program, in conformance with ORS 810.438(3), and submit the report to the Legislative Assembly by March 1 of each odd-numbered year.

6/26/2013 2:52:00 PM

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