

**REVENUE IMPACT OF  
PROPOSED LEGISLATION**  
Seventy-Seventh Oregon Legislative  
Assembly  
2013 Regular Session  
Legislative Revenue Office

Bill Number: SB 9 B  
Revenue Area: Fines and Fees  
Economist: Mazen Malik  
Date: 07/06/2013

*Only Impacts on Original or Engrossed  
Versions are Considered Official*

**Measure Description:**

Provides that violation of offense of operating motor vehicle while using mobile communication device is Class B traffic violation instead of Class D traffic violation. The new fine applies to texting while driving.

**Revenue Impact:**

	2014	2015	2016	2017	2018	2019
New fines/courts	\$ 314,600	\$ 283,140	\$ 249,163	\$ 211,789	\$ 180,020	\$ 157,300

**Impact Explanation:**

The fine category for talking on a mobile device is changed from class D as it is currently to a Class B if the phone is being used for texting without a hands free device. This change moves the maximum fine from \$250 to \$1000. The presumptive fine will be \$260 with \$60 going to the state for each occurrence, and the rest of the fine is divided based on the issuing officer and which court is involved. The category of the violation is assumed to be about 20% of the violations to the current phone tickets (about 6,000). This is an assumed combination of some of the current phone violations being ticketed for texting as well as brand new ones. The number of violations will start going down about 10 to 15% per year as the practice moves drivers to use hand free devices. It will stabilize at half of the starting assumption for few years before it starts dropping again. Courts will be the primary channel for the increased fine revenue, ODOT does not receive any of the revenue raised by fines or court fees.

**Creates, Extends, or Expands Tax Expenditure:** Yes  No