

HB 2777 A STAFF MEASURE SUMMARY

Carrier: Sen. Dembrow

Senate Committee On Judiciary

Action Date: 05/30/17

Action: Do pass with amendments. (Printed A-Eng.)

Vote: 5-0-0-0

Yeas: 5 - Dembrow, Linthicum, Manning Jr, Prozanski, Thatcher

Fiscal: Has minimal fiscal impact

Revenue: Has minimal revenue impact

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WHAT THE MEASURE DOES:

Authorizes mass transit districts to establish administrative process to adjudicate ordinance violations. Prohibits district that establishes process from filing of complaint in court for 90 days following issuance of citation. Requires district to file citation in court if person fails to pay fine imposed, performs any required community service or if person requests that citation be filed in court. Directs district to track demographic data of persons adjudicated under administrative process and submit annual report to legislative Judiciary Committees.

ISSUES DISCUSSED:

- Disparate outcomes associated with fare evasion
- Repeat offenders
- Court process vs. administrative process

EFFECT OF AMENDMENT:

Requires mass transit districts utilizing administrative process to track data relating to violations and submit annual report to legislative Judiciary Committees.

BACKGROUND:

Under Oregon law, a rider who fails to pay the transit fare or commits another transit-related violation can be cited in court and fined. House Bill 2777-A gives mass transit districts the ability to create an alternative administrative process for resolving violations. Mass transit districts will be able to reduce fines through an in-house hearing or order community service as an alternative to fines. If the case is not resolved through the administrative process, the transit district is required to charge the individual in court within 90 days of the citation being issued. Additionally, a rider is not required to participate in the administrative process and can request a court hearing. House Bill 2777-A also requires a mass transit district that establishes an administrative process to track demographic data of participants and submit an annual report to the legislative Judiciary Committees.