



To: Members of the House Judiciary Committee

From: Kevin Campbell

On behalf of the Oregon Association Chiefs of Police &
Oregon State Sheriffs' Association

Date: February 8, 2018

Re: Support for HB 4116 with Dash 1 Amendments:

Operating a vehicle while using a mobile electronic device "Fix" Bill

Chair Barker and Members of the House Judiciary Committee. My name is Micah Leutwyler and I am here today on behalf of the Oregon Association Chiefs of Police and the Oregon State Sheriffs' Association to support HB 4116 with the adoption of the dash 1 amendments. I'm currently in my senior year as a student in the Leadership and Public Engagement Program at Corban University and I'm interning with Mr. Campbell during the 2018 Legislative Session.

As you know, during the 2017 Legislative Session, HB 2597 (Mobile Electronic Devices) was passed to address the impacts of a Court of Appeals ruling on ORS 811.507 (Mobile Communication Devices) in the case of State v, Rabanales-Ramos that was resulting in the dismissal of numerous citations in courts around the state.

The purpose of HB 4116 is to address a number of small fixes to the bill passed in 2017. I won't take time to address all of the changes but I would like to highlight one important provision that is included as part of the dash-1 amendment to the measure. The amendment clarifies the definition of "hands free accessory" by adding a definition for what constitutes activating and deactivating a mobile electronic device. The language would now read:

"(b) 'Hands-free accessory' means an attachment or built-in feature for or an addition to a mobile electronic device that [when used] either gives a person the ability to keep both hands on the steering wheel at all times while using the device or requires only the minimal use of a finger, via a swipe or tap, to activate or deactivate a function of the device.

We urge your support for HB 4116 with adoption of the dash-1 amendment. Thank you for your consideration!

1191 Capitol Street NE, Salem, OR 97301