



Open Government Impact Statement

80th Oregon Legislative Assembly
2019 Regular Session

Measure: HB 3023-A

Only impacts on Original or Engrossed
Versions are Considered Official

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SUMMARY

Requires transportation network company that operates in this state to obtain license from Department of Transportation. Requires department to establish licensing program by rule and specifies conditions for obtaining license.

Requires transportation network company to keep certain records and to make certain disclosures to participating drivers and riders. Requires transportation network company to conduct criminal background check on individuals who apply to become participating drivers and to deny applications based on specified criteria.

Requires transportation network company to adopt, and oblige participating drivers to follow, certain policies.

Specifies automobile insurance coverage requirements for participating drivers. Permits insurers to exclude coverage for activities in which individual engages as participating driver.

Permits department each quarter to inspect random sample of records that transportation network company maintains solely for purpose of verifying that transportation network company is complying with Act and to investigate and resolve complaint against transportation network company or participating driver. Requires transportation network company to bar participating driver from digital network if transportation network company substantiates certain complaints against participating driver.

Permits local law enforcement to enforce certain provisions of Act under specified conditions. Permits department to collect fee to disburse to local governments for enforcement and separate fees for administering provisions of Act and for deploying charging stations and related infrastructure for electric vehicles throughout state. Permits local government to charge fee for purpose of establishing and implementing transportation program for people who use wheelchairs.

Permits department to impose civil penalty for violation of provisions of Act.

Becomes operative on January 1, 2020.

Takes effect on 91st day following adjournment sine die.

OPEN GOVERNMENT IMPACT

Legislative Counsel has not adopted standards for drafting measures that establish exemptions from disclosure of public records.

This measure exempts from public disclosure records obtained from a transportation network company by the Department of Transportation during a compliance audit or in investigating a complaint against the transportation network company or a participating driver.



If the public records were instead subject to mandatory disclosure under public records law, trade secret information of transportation network companies and rider histories could be made publicly available. Additionally, the public could receive additional information regarding compliance audits and documents submitted in response to complaints filed against transportation network companies and participating drivers.