Oregon
Kate Brown, Governor

Department of Transportation
Rail and Public Transit Division
555 13th ST NE
Salem OR 97301-4179
Public Transit Phone: (503) 986-3300
Rail Phone: (503) 986-4321
Transit Fax: (503) 986-4189
Rail Fax: (503) 986-3183

MEMORANDUM

TO: PUBLIC TRANSPORTATION COLLEAGUE

FROM: HAL GARD, ODOT RAIL & PUBLIC TRANSIT ADMINISTRATOR
GREG DALPONTE, MOTOR CARRIER DIVISION ADMINISTRATOR

DATE: JANUARY 4, 2016

SUBJECT: APPLICATION OF SB 142A TO PUBLIC TRANSPORTATION PROVIDERS

The 2015 Oregon Legislative Assembly passed Senate Bill 142A which makes statutory changes to Oregon Revised Statute (ORS) Chapter 825. The changes deregulate regular route passenger cartage by providing relief from the requirements of economic regulation and provides for the application of Federal Motor Carrier Safety Regulations, adopted by the Department, to vehicles owned or operated by transportation districts; county service districts authorized to provide public transportation; intergovernmental bodies; and nonprofit entities providing for hire transportation of passengers. The requirements of Senate Bill 142A took effect January 1, 2016.

The new law affects some, but not all, public transportation entities that control and operate vehicles providing public transportation. If an entity does not operate vehicles and instead pays for the operations of public transportation service from a third party, the statute applies to the third party.

If the provisions of Senate Bill 142A apply to an entity, it is subject to the requirements of ORS 825, and the permit requirements in Oregon Revised Statute (ORS)as specified in Chapter 825. Subject entities must apply for a Permit and submit the required permit fee.

The primary components of the regulations include requirements for commercial driver's license standards, driver qualifications, hours of service for drivers, vehicle inspection, drug and alcohol testing, and repair and maintenance requirements. General information regarding the safety regulations can be found on the Motor Carrier Transportation Division website at http://www.oregon.gov/ODOT/MCT/docs/Section%207%20Safety.pdf

The attached flowchart and Q&A may assist entities in determining if the provisions of Senate Bill 142A apply to their specific situation. Please keep in mind that these documents are intended as aids to understanding. If there is a discrepancy between these documents and the statute, the statute prevails.

If you have questions or concerns regarding the regulations and how they apply, please contact the Motor Carrier Transportation Division at 503-378-6963.

Attachments:

1) Senate Bill 142A - Q & A
2) Applicability to ORS 825 and SB 142A Chart