

April 3, 2017



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Oregon Progressive Party Position on Bill at 2017 Session of Oregon Legislature:

HB 3093: Support, if amended

Dear Committee:

The Oregon Progressive Party (OPP) supports this bill, if it is amended to exclude marijuana from its scope. This bill:

- Requires transportation network company or other employer to conduct or have other person conduct test to determine whether individual that transportation network company or other employer intends to engage as participating driver has used or is using controlled substance.
- Prohibits transportation network company from permitting individual to connect to digital network and accept requests for prearranged rides and prohibits employer from permitting or directing individual to accept requests for prearranged rides if individual "has used or is using controlled substance."
- Requires Director of Transportation to adopt rules to specify standards for conducting and interpreting results of test. Permits director to impose civil penalty on transportation network company or other employer that fails to conduct test, permits individual to connect to digital network for purpose of accepting requests for prearranged rides or permits or directs individual to accept prearranged rides.

These provisions, apart from testing for marijuana use, are reasonably necessary to protect consumers and the public from damage from drivers of "transportation network companies," such as Uber and Lyft. The bill as introduced would require testing for marijuana use, including private use when not engaged in any work activity, and would bar from employment anyone who "has used or is using a controlled substance, which by the definition in the bill includes marijuana. Testing for marijuana can detect usage several weeks in the past. Mere occasional use of marijuana should not disqualify a person from employment.

Oregon Progressive Party

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