



Oregon

Tina Kotek, Governor

Oregon State Board of Towing

DMV HQ - 1905 Lana Ave, NE

Salem, OR 97314

Email Address: info@towboard.oregon.gov

Web Site: www.oregon.gov/sbot

OREGON STATE BOARD OF TOWING

Public Meeting Minutes

April 8, 2025

Location:

KROC Community Center
1865 Bill Frey Dr., NE
Salem, OR 97301

Attending Board Member:

Bruce Anderson
Kevin Baker
Chris Coughlin
Lt. Jason Lindland
Gary McClellan
Jason Shaner
Chuck Riley, Chair

Board Staff:

Torey McCullough, Board Administrator

Partners and Guests:

In person: Lt. Joshua Moyes, Oregon State Police.

Remote attendance: Byron Gross - Oregon DMV Customer Services; Chelsie Kemp - Oregon Tow Truck Association; Michelle Druce - Oregon Consumer League; Dawn Callahan - Gerlock Towing, Gale's Towing, Lilly Pad Towing, Max Kenworthy - Elite Towing, Michael Coe, North Valley Scrap and Towing, Puddle Jumper Towing.

Tyler - Advanced Recovery & Towing; Crystal Shmucki, JR Baker - NICB, Kayla Burdine-Rea, Matt, Mike, Moe Tangman, Travis Daniels.

Public Meeting Called to Order:

Chair Riley called the public meeting to order at 1:00 p.m.
Self-introductions were made.

Meeting Agenda:

Board vote to approve agenda. In favor: Anderson, Baker, Coughlin, Lindland, McClellan, Shaner, Riley. Opposed: None. Agenda approved.

Meeting Agenda:

Board vote to approve agenda. In favor: Anderson, Baker, Coughlin, Lindland, McClellan, Shaner, Riley. Opposed: None. Agenda approved.

Previous minutes and work session notes:

After review, the Board voted to approve the following meeting minutes and work session notes:

January 14, 2025: In favor: Anderson, Baker, Coughlin, Lindland, McClellan, Shaner, Riley. Opposed: None. Agenda approved.

February 11, 2025: In favor: Anderson, Baker, Coughlin, Lindland, McClellan, Shaner, Riley. Opposed: None. Agenda approved.

March 11, 2025: In favor: Anderson, Baker, Coughlin, Lindland, McClellan, Shaner, Riley. Opposed: None. Agenda approved.

Board Administrator report:

Ms. McCullough presented the attached Board Administrator Report.

Compliance report:

Ms. McCullough presented the attached Board Administrator Report.

Legislative Updates:

SB1036, clarifying the authorization requirements under ORS 98.854 (2)

A hearing was held on April 7, 2025

No other events have been scheduled.

HB3186, clarifying the relationship between the Towing Board and ODOT.

DMV Director Amy Joyce requested assistance from OTTA lobbyist Tom Holt and ODOT legislative analyst Justin Hauschild in adding additional language to the bill for clarity and reflecting the Towing Board/ODOT relationship as originally intended.

Interim Work Group: Chair Riley reported that Rep. Neron confirmed an interim work group would be formed after the 2025 session with the goal of:

- Gathering all relevant towing laws under one statutory chapter and
- Address or remove statutory contradictions and inconsistencies.

The next legislative deadlines for the Board's bills are:

May 9, 2025: Work Session posting deadline. Bills must be placed on a committee agenda.

May 23: Work Session posting deadline. Bills must have passed the committee.

Discussion: Rates and Fees draft policy

The Board reviewed the draft proposed rates and fees public policy.

The purpose of public policy is to define the current statutes and requirements as written, review complaints and establish guidelines, educate the towing industry, public and partners, and create a structure for requirements, expectations, and compliance enforcement. The Board is not looking to regulate rates and fees at a state level at this time.

Concerns from the public were that regulation of rates and fees – at the state or local levels - should be monitored and updated on a regular basis.

Clarification:

- *State and local governments and law enforcement programs have the authority to establish rates and fees for tows conducted in their jurisdictions or tow programs.*
- *ORS 98.859 (3) requires Each city or county that establishes maximum rates "... shall also establish a process by which the city or county will receive and respond to complaints relating to violations of this section."*
- *The rates and fees of one jurisdiction may not be applicable to a tow conducted in another jurisdiction or by another authority.*
- *Under Oregon's laws, a tower is required to comply with its own rate sheet, including, but not limited to, the written statement of fees required under ORS 98.856 or with the rate sheet submitted to OSP or other agency to be part of a rotational program.*
- *The Board has the authority to assess civil penalties for a tower's noncompliance with the requirements of ORS 98.856 or for invoicing charges above the rates and fees listed on the tower's rate sheet.*

The Board tabled discussion of adopting a public policy pending review of additional complaints to identify the nature of complaints, trends and compliance issues.

Tow rates and fees are currently regulated by local jurisdictions, non-preference or rotational tow programs, and towers are required to have a written statement of fees under ORS 98.856.

Towers are expected to comply with the plain language of the statutes, requirements, and program agreements. Violation of the plain language of the law is grounds for formal board action.

Discussion: Signs and posting requirements

The Board reviewed a draft document regarding signage requirements. The document does not represent any official policy or changes to current regulations and requirements.

The Board tabled discussion of adopting a formal policy until the Board has reviewed complaints and can better understand compliance issues and protection needs for the public.

Towers are expected to comply with the plain language of the statutes, requirements, and program agreements. Violation of the plain language of the law is grounds for formal board action. The Board Administrator will work with towers to compile pictures, local jurisdiction requirements, and other materials for Board review at a later meeting.

Discussion: Administrative Rule process

The Board postponed the Spring Administrative Rule process and adoption of Administrative Rules by July 1, 2025, to allow the Board time to process and review complaints and define needs for clarity and compliance.

A portion of each board meeting will focus on identifying the needs and framework for proposed administrative rules.

Public Comment

The floor was open to public comment. No public comments were made.

Adjourned

There being no further business before the Board, the Board meeting was adjourned at 2:45 p.m.

Documents Considered by the Board

- Agenda
- Reports
- Work Session materials

Minutes prepared by Torey McCullough
Minutes APPROVED by Board vote:



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OREGON STATE BOARD OF TOWING Emergency Meeting Minutes April 15, 2025

Location:

Remote

Attending Board Member:

Bruce Anderson
Kevin Baker
Chris Coughlin
Lt. Jason Lindland
Gary McClellan
Jason Shaner
Chuck Riley, Chair

Board Staff:

Torey McCullough, Board Administrator

Public attendees not available due to technical difficulties.

Emergency Meeting Called to Order:

Chair Riley called the public work session to order at 11:30 p.m. pursuant to the public notice issued April 11, 2025.

Meeting Agenda:

Board vote to approve agenda. In favor: Anderson, Baker, Coughlin, Lindland, McClellan, Shaner, Riley. Opposed: None. Agenda approved.

Meeting:

The meeting was held to comply with Oregon's public meeting laws, which requires the Board to hold a meeting when more than three members are present to discuss business of the Board.

The Board reviewed and discussed information regarding the revocation of a tower's permit by a city agency, and additional information indicating deliberate or reckless towing practices endangering public safety and well-being.

After discussion, the Board Administrator was directed to offer the Respondent tower an opportunity to voluntarily surrender their tow certificates before opening investigations and pursuing disciplinary action.

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Meeting Adjourned:

There being no further board business to conduct, the Chair adjourned the meeting at 11:37 a.m.

Documents Considered by the Board

- Agenda
- City Order and related documents

Minutes prepared by Torey McCullough
Minutes APPROVED by Board vote:

DRAFT



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OREGON STATE BOARD OF TOWING Document Hearing May 13, 2025

Location:

Online Only

Attending Board Member:

Bruce Anderson
Kevin Baker
Chris Coughlin
Lt. Jason Lindland
Gary McClellan
Jason Shaner
Chuck Riley, Chair

Board Staff:

Torey McCullough, Board Administrator

Partners and Guests:

Tyler-Advanced Recovery & Towing, Trevor Lee, Michael Coe, Byron Gross, Travis Daniels

Public Meeting Called to Order:

Chair Riley called the document hearing to order at 2:00 p.m.
Self-introductions were made.

Meeting Agenda:

Board vote to approve agenda. In favor: Anderson, Baker, Coughlin, Lindland, McClellan, Shaner, Riley. Opposed: None. Agenda approved.

Document Hearing:

The purpose of the meeting was to hold a document hearing in response to a Subpoena Duces Tecum. The Respondent did not provide the documents requested under the Subpoena.

The hearing was adjourned at 2:07, and the Board continued with the Board Agenda.

Case Review:

Case Nos. 2025-03-017, et al. The Board reviewed case documents available to the Board.

The Board voted to issue a Notice of Proposed Action for violations of Oregon's laws and rules.

Adjourned

There being no further business before the Board, the Board meeting was adjourned at 2:35 p.m.

Documents Considered by the Board

- Agenda
- Confidential Investigation Reports

Minutes prepared by Torey McCullough

Minutes APPROVED by Board vote:

PRELIMINARY DRAFT