

## SENATE COMMITTEE ON RULES

April 06, 2007 Hearing Room B  
1:00 P.M. Tapes 22 - 24

**MEMBERS PRESENT:** Sen. Kate Brown, Chair  
Sen. Betsy Johnson  
Sen. Laurie Monnes Anderson  
Sen. David Nelson

**MEMBER EXCUSED:** Sen. Ted Ferrioli, Vice-Chair

**STAFF PRESENT:** Marjorie Taylor, Committee Administrator  
Krista Schuchard, Committee Assistant

**MEASURES/ISSUES HEARD:**

Executive Appointments – Public Hearing  
Governing Board of the Department of Geology and Mineral  
Industries

R. Charles Vars

Board on Public Safety Standards and Training

Michael Healy

Oregon State Board of Nursing

Claudia Coon

Julia Willis

Tri-Met Board

Robert Van Beveren

Oregon State Lottery Commission

Amy Lowery

SB 74 – Work Session

SB 124 – Work Session

SB 77 – Work Session

Executive Appointments – Public Hearing

State Plumbing Board

Dewey Darold

SB 951 – Public Hearing

SB 575 – Public Hearing

SB 73 – Public Hearing

Executive Appointments – Public Hearing

Oregon Economic and Community Development Commission

Steven Emery

Board of Medical Examiners

Dr. Sarojini Budden

Dr. Lewis Neace

State Board of Tax Practitioners

Toni Ellsworth

Trust for Cultural Development Board

Pamela Hulse Andrews

Oregon State Veterinary Medical Examining Board

Dr. Lauren Acton

Oregon State Lottery Commission

Amy Lowery

**State Plumbing Board**  
**Dewey Darold**  
**Executive Appointments – Work Session**  
**Oregon Economic and Community Development Commission**  
**Steven Emery**  
**Governing Board of the Department of Geology and Mineral Industries**  
**R. Charles Vars**  
**Oregon State Lottery Commission**  
**Amy Lowery**  
**Board of Medical Examiners**  
**Dr. Sarojini Budden**  
**Dr. Lewis Neace**  
**Oregon State Board of Nursing**  
**Claudia Coon**  
**Julia Willis**  
**State Plumbing Board**  
**Dewey Darold**  
**Board on Public Safety Standards and Training**  
**Michael Healy**  
**Oregon State Veterinary Medical Examining Board**  
**Dr. Lauren Acton**  
**State Board of Tax Practitioners**  
**Toni Ellsworth**  
**Tri-Met Board**  
**Robert Van Beveren**  
**Trust for Cultural Development Board**  
**Pamela Hulse Andrews**  
**Consideration of Re-Appointments – Work Session**  
**Board of Medical Examiners**  
**David Watt**  
**Gary LeClair**  
**Natalie Johnson**  
**Oregon State Board of Nursing –**  
**James McDonald**

This tape log is in compliance with Senate and House Rules. For complete contents, please refer to the cassette tapes.

<b>TAPE #</b>	<b>COUNTER</b>	<b>BRIEF DESCRIPTION OF SUBJECT MATTER</b>
<b>AND SIDE</b>	<b>NUMBER</b>	<b>OR CHANGE IN SPEAKER</b>
<b>22A</b>	005	Chair Brown calls the meeting to order at 1:03 p.m.
<b><u>EXECUTIVE APPOINTMENTS – PUBLIC HEARING</u></b>		
<b><u>GOVERNING BOARD OF THE DEPARTMENT OF GEOLOGY AND MINERAL INDUSTRIES – APPOINTMENT OF R. CHARLES VARS</u></b>		
	020	Chair Brown ( <b>EXHIBIT A</b> )
<b>22A</b>	025	R. Charles Vars, Professor Emeritus, Oregon State University
	035	Chair Brown
	040	Vars
	045	Chair Brown
	050	James Bela, President and Founder, Oregon Earthquake Awareness ( <b>EXHIBIT B</b> )
	100	Chair Brown
<b><u>BOARD ON PUBLIC SAFETY STANDARDS AND TRAINING – APPOINTMENT OF MICHAEL</u></b>		

**HEALY**

106	Chair Brown ( <b>EXHIBIT C</b> )
110	Michael Healy, President, Oregon Association Chiefs of Police
130	Chair Brown
135	Healy
145	Chair Brown
150	Healy
155	Sen. Johnson
180	Healy
210	Sen. Johnson
215	Chair Brown

**OREGON STATE BOARD OF NURSING – APPOINTMENTS OF CLAUDIA COON & JULIA WILLIS**

218	Chair Brown ( <b>EXHIBIT D</b> )
225	Claudia Coon, Nurse, Multnomah Education Service District
240	Julia Willis, Health Services Specialist, Quail Run Assisted Living
250	Sen. Johnson
270	Coon
280	Willis
290	Sen. Monnes Anderson
300	Coon
310	Willis
315	Sen. Monnes Anderson
340	Sen. Johnson
390	Sen. Monnes Anderson
420	Chair Brown
425	Sen. Johnson

**23A**

001 Chair Brown

**TRI-MET BOARD – APPOINTMENT OF RICHARD VAN BEVEREN**

003	Chair Brown ( <b>EXHIBIT E</b> )
005	Richard Van Beveren, Business Owner, Hillsboro
025	Chair Brown
040	Sen. Monnes Anderson
050	Van Beveren
060	Sen. Johnson
062	Van Beveren
065	Chair Brown

**OREGON STATE LOTTERY COMMISSION – APPOINTMENT OF AMY LOWERY**

067	Chair Brown ( <b>EXHIBIT F</b> )
069	Amy Lowery, Co-Owner, Bollman Funeral Homes
110	Chair Brown
115	Sen. Nelson
120	Chair Brown
125	Sen. Johnson
130	Lowery
140	Sen. Johnson
145	Chair Brown

**SB 74 – WORK SESSION**

150 Chair Brown

155 Marjorie Taylor, Committee Administrator  
160 Chair Brown  
167 **MOTION: Sen. Brown moves SB 74 to the floor with a DO  
PASS recommendation.**  
169 **VOTE: 4-0-1**  
**EXCUSED: 1 – Ferrioli**  
**Chair Brown, hearing no objection, declares the motion  
CARRIED.**  
**SEN. BROWN will lead discussion on the floor.**  
170 Chair Brown

**SB 124 – WORK SESSION**

171 Marjorie Taylor, Committee Administrator (**EXHIBIT G**)  
180 Chair Brown  
185 **MOTION: Sen. Brown moves to ADOPT SB 124-1  
amendments dated 3/30/07.**  
188 **VOTE: 4-0-1**  
**EXCUSED: 1 - Ferrioli**  
**Chair Brown, hearing no objection, declares the motion  
CARRIED.**  
192 **MOTION: Sen. Brown moves SB 124 to the floor with a DO  
PASS AS AMENDED recommendation.**  
194 **VOTE: 4-0-1**  
**EXCUSED: 1 - Ferrioli**  
**Chair Brown, hearing no objection, declares the motion  
CARRIED.**  
**SEN. MONNES ANDERSON will lead discussion on the floor.**  
23A 208 Chair Brown

**SB 77 – WORK SESSION**

210 Marjorie Taylor, Committee Administrator (**EXHIBIT H**)  
220 Dexter Johnson, Attorney, Clackamas County (**EXHIBIT I**)  
265 B.J. Smith, Director of Public and Government Relations,  
Clackamas County  
280 Chair Brown  
282 Sen. Monnes Anderson  
290 Johnson  
300 Sen. Monnes Anderson  
305 Smith  
320 Chair Brown  
360 **MOTION: Sen. Johnson moves to ADOPT SB 77-1  
amendments dated 4/5/07.**  
362 **VOTE: 4-0-1**  
**EXCUSED: 1 - Ferrioli**  
363 **Chair Brown, hearing no objection, declares the motion  
CARRIED.**  
364 **MOTION: Sen. Johnson moves SB 77 to the floor with a DO  
PASS AS AMENDED recommendation.**  
**Chair Brown, hearing no objection, declares the motion  
CARRIED.**  
**SEN. SCHRADER will lead discussion on the floor.**  
373 Chair Brown

**EXECUTIVE APPOINTMENTS – PUBLIC HEARING**  
**STATE PLUMBING BOARD – APPOINTMENT OF DEWEY DAROLD**

	375	Chair Brown ( <b>EXHIBIT J</b> )
	385	Dewey Darold, Program Coordinator, Cross Connection/Backflow Prevention Project, Department of Environmental Quality
	420	Sen. Monnes Anderson
	425	Darold
	430	Sen. Johnson
	435	Darold
<b>22B</b>	005	Chair Brown
<b><u>SB 951 – PUBLIC HEARING</u></b>		
	010	Elon Hasson, Legislative Liaison, Office of the Secretary of the State
	030	Joe Baessler, Lobbyist, American Federation of State County and Municipal Employees (AFSCME ) Council 75
	035	Kevin Grant, Student Advocate, Associated Students of Oregon State University ( <b>EXHIBITS K &amp; L</b> )
	090	Chair Brown
	092	Grant
<b>22B</b>	095	Chair Brown
<b><u>SB 575 – PUBLIC HEARING</u></b>		
	105	Sen. Vicki Walker, State Senator, Senate District #7 ( <b>EXHIBIT M</b> )
	145	Sen. Johnson
	160	Sen. Walker
	175	Sen. Johnson
	180	Sen. Walker
	190	Sen. Johnson
	195	Sen. Walker
	200	Chair Brown
	205	James Bela, President and Founder, Oregon Earthquake Awareness
	235	Sen. Johnson
	250	Bela
	260	Chair Brown
	270	Sen. Walker
	295	Chair Brown
<b><u>SB 73 – PUBLIC HEARING</u></b>		
	305	Marjorie Taylor, Committee Administrator
	310	Elon Hasson, Legislative Liaison, Office of the Secretary of State
	325	Chair Brown
<b><u>EXECUTIVE APPOINTMENTS – PUBLIC HEARING</u></b>		
<b><u>OREGON ECONOMIC &amp; COMMUNITY DEVELOPMENT COMMISSION – APPOINTMENT OF STEVEN EMERY</u></b>		
	350	Chair Brown ( <b>EXHIBIT N</b> )
	370	Steven Emery, President, EARTH2O
	380	Sen. Johnson
	385	Chair Brown
<b><u>BOARD OF MEDICAL EXAMINERS – APPOINTMENTS OF DR. SAROJINI BUDDEN &amp; DR. LEWIS NEACE</u></b>		
	400	Chair Brown
<b>23B</b>	010	Chair Brown( <b>EXHIBIT O</b> )
	020	Dr. Sarojini Budden, President, Oregon Pediatric Society

	026	Chair Brown
	055	Dr. Lewis Neace, Physician, Hillsboro
	080	Chair Brown
	090	Sen. Nelson
	095	Dr. Neace
	105	Sen. Johnson
	125	Sen. Monnes Anderson
<b>23B</b>	130	Dr. Neace
	135	Chair Brown
	140	Dr. Budden
	145	Dr. Neace
	150	Chair Brown

**STATE BOARD OF TAX PRACTICIONERS – APPOINTMENT OF TONI ELLSWORTH**

	170	Chair Brown (EXHIBIT P)
	175	Toni Ellsworth, Business Consultant, Hillsboro
	200	Chair Brown
	202	Ellsworth
	205	Chair Brown

**TRUST FOR CULTURAL DEVELOPMENT BOARD – APPOINTMENT OF PAMELA HULSE ANDREWS**

	225	Chair Brown (EXHIBIT Q)
	230	Pamela Hulse Andrews, CEO, Cascade Publications Inc.
	250	Sen. Johnson
	255	Sen. Ben Westlund, State Senator, Senate District #27
	265	Chair Brown
	270	Sen. Johnson
	275	Chair Brown
	275	Sen. Westlund
	299	Chair Brown

**OREGON STATE VETERINARY MEDICAL EXAMINING BOARD – APPOINTMENT OF DR. LAUREN ACTON**

	300	Chair Brown (EXHIBIT R)
	305	Dr. Lauren Acton, Veterinarian, Woodburn
	315	Sen. Johnson
	320	Dr. Acton
	325	Chair Brown

**OREGON STATE LOTTERY COMMISSION – APPOINTMENT OF AMY LOWERY**

	335	Bill Kluting, Legislative Representative, Western Council of Industrial Workers
	340	Chair Brown

**STATE PLUMBING BOARD – APPOINTMENT OF DEWEY DAROLD**

	370	James Bela, President and Founder, Oregon Earthquake Awareness (EXHIBIT S)
<b>24A</b>	005	Bela
	030	Chair Brown
	050	Bela
<b>24A</b>	055	Chair Brown
	056	Bela
	060	Chair Brown

**EXECUTIVE APPOINTMENTS – WORK SESSION**

**OREGON ECONOMIC AND COMMUNITY DEVELOPMENT COMMISSION – PPOINTMENT OF STEVEN EMERY**

- 065 Chair Brown  
067 **MOTION: Sen. Brown moves the APPOINTMENT of Steven Emery to the Oregon Economic and Community Development Commission to the floor with the recommendation that the appointments BE CONFIRMED.**  
068 **VOTE: 4-0-1**  
**EXCUSED: 1 - Ferrioli**  
**Chair Brown, hearing no objection, declares the motion CARRIED.**  
**SEN. BROWN will lead discussion on the floor.**  
070 Chair Brown

**GOVERNING BOARD OF THE DEPARTMENT OF GEOLOGY AND MINERAL INDUSTRIES – APPOINTMENT OF R. CHARLES VARS**

- 072 Chair Brown  
073 **MOTION: Sen. Brown moves the APPOINTMENT of R. Charles Vars to the Governing Board of the Department of Geology and Mineral Industries to the floor with the recommendation that the appointments BE CONFIRMED.**  
074 **VOTE: 4-0-1**  
**EXCUSED: 1 - Ferrioli**  
**Chair Brown, hearing no objection, declares the motion CARRIED.**  
**SEN. BROWN will lead discussion on the floor.**  
077 Chair Brown

**OREGON STATE LOTTERY COMMISSION – APPOINTMENT OF AMY LOWERY**

- 078 Chair Brown  
080 **MOTION: Sen. Brown moves the APPOINTMENT of Amy Lowery to the Oregon State Lottery Commission to the floor with the recommendation that the appointments BE CONFIRMED .**  
082 **VOTE: 4-0-1**  
**EXCUSED: 1 – Ferrioli**  
**Chair Brown, hearing no objection, declares the motion CARRIED.**  
**SEN. BROWN will lead discussion on the floor.**  
086 Chair Brown

**BOARD OF MEDICAL EXAMINERS – APPOINTMENTS OF DR. SAROJINI BUDDEN & DR. LEWIS NEACE**

- 24A 087 Chair Brown  
090 **MOTION: Sen. Brown moves the APPOINTMENTS of Dr. Sarojini Budden and Dr. Lewis Neace to the Board of Medical Examiners to the floor with the recommendation that the appointments BE CONFIRMED EN BLOC.**  
092 **VOTE: 4-0-1**  
**EXCUSED: 1 – Ferrioli**  
**Chair Brown, hearing no objection, declares the motion CARRIED.**  
**SEN. BROWN will lead discussion on the floor.**

097 Chair Brown

**OREGON STATE BOARD OF NURSING – APPOINTMENTS OF CLAUDIA COON & JULIA WILLIS**

099 Chair Brown  
100 **MOTION: Sen. Brown moves the APPOINTMENTS of Claudia Coon and Julia Willis to the Oregon State Board of Nursing to the floor with the recommendation that the appointments BE CONFIRMED EN BLOC.**  
102 **VOTE: 4-0-1**  
**EXCUSED: 1 - Ferrioli**  
103 **Chair Brown, hearing no objection, declares the motion CARRIED.**  
**SEN. BROWN will lead discussion on the floor.**  
105 Chair Brown

**STATE PLUMBING BOARD – APPOINTMENT OF DEWEY DAROLD**

106 Chair Brown  
108 **MOTION: Sen. Brown moves the APPOINTMENT of Dewey Darold to the State Plumbing Board to the floor with the recommendation that the appointments BE CONFIRMED.**  
109 **VOTE: 4-0-1**  
**EXCUSED: 1 - Ferrioli**  
111 **Chair Brown, hearing no objection, declares the motion CARRIED.**  
**SEN. BROWN will lead discussion on the floor.**  
113 Chair Brown

**BOARD ON PUBLIC SAFETY STANDARDS AND TRAINING – APPOINTMENT OF MICHAEL HEALY**

114 **MOTION: Sen. Brown moves the APPOINTMENT of Michael Healy to the Board on Public Safety Standards and Training to the floor with the recommendation that the appointments BE CONFIRMED.**  
116 **VOTE: 4-0-1**  
**EXCUSED: 1 – Ferrioli**  
**Chair Brown, hearing no objection, declares the motion CARRIED.**  
**SEN. BROWN will lead discussion on the floor.**

24A 119 Chair Brown  
**OREGON STATE VETERINARY MEDICAL EXAMINING BOARD – APPOINTMENT OF DR. LAUREN ACTON**

120 **MOTION: Sen. Brown moves the APPOINTMENT of Lauren Acton to the Oregon State Veterinary Medical Examining Board to the floor with the recommendation that the appointments BE CONFIRMED.**  
122 **VOTE: 4-0-1**  
**EXCUSED: 1 – Ferrioli**  
**Chair Brown, hearing no objection, declares the motion CARRIED.**  
**SEN. BROWN will lead discussion on the floor.**  
124 Chair Brown



**STATE BOARD OF TAX PRACTICIONERS – APPOINTMENT OF TONI ELLSWORTH**

125                                   **MOTION:** Sen. Brown moves the APPOINTMENT of Toni Ellsworth to the State Board of Tax Practitioners to the floor with the recommendation that the appointments BE CONFIRMED.

127                                   **VOTE:** 4-0-1  
**EXCUSED:** 1 - Ferrioli  
Chair Brown, hearing no objection, declares the motion CARRIED.  
**SEN. BROWN** will lead discussion on the floor.

129                                   Chair Brown

**TRI-MET BOARD – APPOINTMENT OF RICHARD VAN BEVEREN**

130                                   **MOTION:** Sen. Brown moves the APPOINTMENT of Richard Van Beveren to the Tri-Met Board to the floor with the recommendation that the appointments BE CONFIRMED.

132                                   **VOTE:** 4-0-1  
**EXCUSED:** 1 – Ferrioli  
Chair Brown, hearing no objection, declares the motion CARRIED.  
**SEN. BROWN** will lead discussion on the floor.

133                                   Chair Brown

**TRUST FOR CULTURAL DEVELOPMENT BOARD – APPOINTMENT OF PAMELA HULSE ANDREWS**

134                                   **MOTION:** Sen. Brown moves the APPOINTMENT and REAPPOINTMENT of Pamela Hulse Andrews to the Trust for Cultural Development Board to the floor with the recommendation that the appointments BE CONFIRMED.

135                                   **VOTE:** 4-0-1  
**EXCUSED:** 1 - Ferrioli  
Chair Brown, hearing no objection, declares the motion CARRIED.  
**SEN. BROWN** will lead discussion on the floor.

24A                                   137                                   Chair Brown

**CONSIDERATION OF RE-APPOINTMENTS – WORK SESSION**

**BOARD OF MEDICAL EXAMINERS – RE-APPOINTMENT OF DAVID WATT, GARY LECLAIR, NATALIE JOHNSON**

**OREGON STATE BOARD OF NURSING – RE-APPOINTMENT OF JAMES MCDONALD**

140                                   **MOTION:** Sen. Brown moves the REAPPOINTMENTS of David Watt, Gary LeClair and Nathalie Johnson to the Board of Medical Examiners to the floor with the recommendation that the appointments BE CONFIRMED EN BLOC.

141                                   **VOTE:** 4-0-1  
**EXCUSED:** 1 – Ferrioli  
Chair Brown, hearing no objection, declares the motion CARRIED.  
**SEN. BROWN** will lead discussion on the floor.

144                                   **MOTION:** Sen. Brown moves the REAPPOINTMENT of James McDonald to the Oregon State Board of Nursing to the floor with the recommendation that the appointments BE CONFIRMED.

145

**VOTE: 4-0-1**

**EXCUSED: 1 – Ferrioli**

**Chair Brown, hearing no objection, declares the motion CARRIED.**

**SEN. BROWN will lead discussion on the floor.**

155

Chair Brown adjourns the meeting at 3:10 p.m.

## **EXHIBIT SUMMARY**

- A. **Governing Board of the Department of Geology and Mineral Industries, informational packet, staff, 7 pp**
- B. **Governing Board of the Department of Geology and Mineral Industries, informational packet, James Bela, 9 pp**
- C. **Board on Public Safety Standards and Training, informational packet, staff, 11 pp**
- D. **Oregon State Board of Nursing, informational packet, staff, 15 pp**
- E. **Tri-Met Board, informational packet, staff, 8 pp**
- F. **Oregon State Lottery Commission, informational packet, staff, 5 pp**
- G. **SB 124, -1 amendments, staff, 1 p**
- H. **SB 77, -1 amendments, staff, 1 p**
  - I. **SB 77, written testimony of Verne A. Duncan, Dexter Johnson, 1 p**
- J. **State Plumbing Board, informational packet, staff, 5 pp**
- K. **SB 951, written testimony, Kevin Grant, 2 pp**
- L. **SB 951, written testimony of Sadie Isley and Shakira Bandolin, Kevin Grant, 1 p**
- M. **SB 575, memo, Sen. Vicki Walker, 4 pp**
- N. **Oregon Economic and Community Development Commission, informational packet, staff, 8 pp**
- O. **Board of Medical Examiners, informational packet, staff, 54 pp**
- P. **State Board of Tax Practitioners, Informational Packet, staff, 5 pp**
- Q. **Trust for Cultural Development Board, informational packet, staff, 7 pp**
- R. **Oregon State Veterinary Medical Examining Board, informational packet, staff, 5 pp**
- S. **State Plumbing Board, informational packet, James Bela, 4 pp**