

HOUSE COMMITTEE ON GENERAL GOVERNMENT

March 10, 2005 Hearing Room B

8:30 A.M. Tapes 24 - 25

MEMBERS PRESENT: Rep. Vicki Berger, Chair

Rep. Peter Buckley, Vice-Chair

Rep. Mac Sumner, Vice-Chair

Rep. Kevin Cameron

Rep. Sal Esquivel

Rep. Larry Galizio

STAFF PRESENT: Caralyn Fischer, Committee Administrator

Linda K. Gatto, Committee Assistant

MEASURES/ISSUES HEARD:

HB 2674 – Public Hearing

HB 2738 – Public Hearing

These minutes are in compliance with Senate and House Rules. Only text enclosed in quotation marks reports a speaker's exact words. For complete contents, please refer to the tapes.

TAPE/# Speaker Comments

TAPE 24, A

004 Chair Berger Calls the meeting to order at 8:34 a.m. and opens the public hearing on HB 2674.

HB 2674 – PUBLIC HEARING

010 Caralyn Fisher Committee Administrator. Reviews what HB 2674 does.

018 Roger Martin Lobbyist for Confederate Tribes of the Umatilla Indian Reservation. Introduces Malissa Minthorn. Testifies in support of HB 2674 stating that the library offers a number of programs for children and seniors.

040 Malissa Minthorn-Winks Library & Archives Manager for Tamastlikt and member of the Umatilla Tribe. Submits prepared testimony in support of HB 2674 **(EXHIBIT A)**.

120 Justin Martin Confederated Tribes of the Grand Ronde. Submits testimony in support of HB 2674 **(EXHIBIT B)**.

173 Chair Berger Notes for the record that written testimony has been submitted from Minerva Soucie of the Burns Paiute Tribe **(EXHIBIT C)** and Christopher Tanner of the Coquille Indian Tribe **(EXHIBIT D)**. Notes the fiscal impact statement from the State Library **(EXHIBIT E)**. Invites Jim Schepke and Nam Heim to comment.

185 Jim Schepke Director, State Library. Explains that the library board has not made a final declaration of support. States that the board has had conceptual discussions and this bill is an important step in bringing the tribal libraries into the library community. Explains the resource sharing programs of the state library.

251 Nam Heim Oregon Library Association. States that the board meets in the morning and believes there is support.

266 Chair Berger Closes the public hearing on HB 2674 and opens the public hearing on HB 2738.

HB 2738 – PUBLIC HEARING

275 Caralyn Fischer Committee Administrator. Explains what HB 2738 does.

304	Mike Marsh	Deputy Director, Oregon Department of Transportation. Submits and reads prepared testimony in support of HB 2738 (EXHIBIT F) which summarizes the background and explains why HB 2738 is needed.
348	Chair Berger	Clarifies that this bill does not authorize new employees or make new managers in ODOT.
357	Rep. Galizio	Asks how many people are affected.
381	Marsh	Answers three people.
383	Rep. Witt	Asks why this had not been noticed before.
386	Marsh	Responds by explaining the background in the 1993 organizational discussions. Notes that the changes are needed for clarity.
409	Rep. Esquivel	Asks if there will be a fiscal impact.
414	Fischer	Responds that before the bill comes to work session the paperwork will be ready.
436	Rep. Buckley	Asks if salary changes are anticipated.
436	Marsh	Answers no and states there will not be a fiscal impact.

TAPE 25, A

010	Rep. Galizio	Asks if the three employees are currently included in collective bargaining.
011	Marsh	Answers affirmatively and clarifies that it is the same job description and almost the exact same salary.
012	Rep. Witt	Asks how a manager is in a collective bargaining unit.
019	Marsh	Explains that the administrator is not in a collective bargaining unit but the administrative support person is at this time. Clarifies further.

027	Rep. Cameron	Asks what the cut off is for those employed “at will” and those that are not.
038	Marsh	Explains that the limitations are from the 1993 statute.
046	Chair Berger	Asks what these employees do on the job that might relate to bargaining units and information about personnel.
052	Marsh	Explains there are agency heads and division managers dealing with confidential activity. In unclassified service the employee has access to confidential information and reports to the administrator or director who can remove the employee if confidentiality is breached.
070	Chair Berger	Asks for a description of “at will.”
071	Marsh	Explains that the agency head or division administrator can remove the person “at will” and the employee does not have the same civil service protections that a person in classified service would have.
077	Chair Berger	Asks how many ODOT employees would fit into this classification.
079	Marsh	Answers about 25 in unclassified service out of 4,600.
083	Chair Berger	Closes the public hearing on HB 2738 and adjourns the meeting at 9:08 a.m.

EXHIBIT SUMMARY

- A. HB 2674, prepared testimony, Roger Martin, 2 pp**
- B. HB 2674, prepared testimony, Justin Martin, 1 p**
- C. HB 2674, prepared testimony, Minerva Soucie, 1 p**
- D. HB 2674, prepared testimony, Christopher Tanner, 2 pp**
- E. HB 2674, fiscal statement, Jim Scheppke, 1 p**
- F. HB 2738, prepared testimony, Mike Marsh, 2 pp**