

**HOUSE COMMITTEE ON GENERAL GOVERNMENT**

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April 21, 2005 Hearing Room B

8:30 A.M. Tapes 43 - 44

**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**

**Rep. Brad Witt**

**STAFF PRESENT:**           **Caralyn Fischer, Committee Administrator**

**Jania Zeeb, Committee Assistant**

**MEASURES/ISSUES HEARD:**

**HB 2059 – Work Session**

**HB 2061 – Work Session**

**HB 2102 – Work Session**

**HB 2911 – Work Session**

**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.**

<b>TAPE/#</b>	<b>Speaker</b>	<b>Comments</b>
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**TAPE 43, A**

003 Chair Berger Calls the meeting to order at 8:36 a.m. and opens a work session on HB 2059.

**HB 2059 – WORK SESSION**

008 Cara Fischer Committee Administrator. Summarizes HB 2059. Discusses the -1 amendments (**EXHIBIT A**).

025 Rep. Buckley Asks if the boards are required to destroy the fingerprint cards.

029 Rep. Cameron Answers that the fingerprint cards are sent to the State Police and not returned to the agency.

032 Rep. Buckley Inquires if we currently maintain records of fingerprints from job applicants.

035 Rep. Cameron Responds that HB 2059 does nothing to address current fingerprints.

041 Rep. Esquivel Comments that every real estate agent is fingerprinted. Explains his understanding of how fingerprinting works for real estate agents.

043 Rep. Buckley States that he was trying to find out if the agency keeps the fingerprints on file.

048 Chair Berger Remarks that Rep. Cameron and Rep. Galizio are on the work group regarding fingerprinting.

055 Rep. Buckley Asks about information that has been obtained up to this point.

058 Chair Berger Responds that past procedures are not addressed in the fingerprinting bills.

060 Rep. Cameron Comments on how the Department of Human Services handles fingerprinting.

072 Chair Berger

States that Rep. Buckley's point is a good one but that is not what is addressed in these bills. Discusses the purpose of the fingerprinting bills.

- 087 Rep. Cameron Comments that the medical examiners do not currently collect fingerprints, so there are not past problems to be addressed.
- 098 Chair Berger Remarks that the past is not what is being specifically dealt with in these bills.
- 103 Rep. Sumner **MOTION: Moves to ADOPT HB 2059-1 amendments dated 4/13/05.**
- 104 **VOTE: 7-0-0**
- Chair Berger **Hearing no objection, declares the motion CARRIED.**
- 106 Rep. Sumner **MOTION: Moves HB 2059 to the floor with a DO PASS AS AMENDED recommendation.**
- 109 **VOTE: 7-0-0**
- Chair Berger **Hearing no objection, declares the motion CARRIED.**  
**REP. CAMERON will lead discussion on the floor.**
- 113 Chair Berger Closes the work session on HB 2059 and opens a work session on HB 2061.

**HB 2061 – WORK SESSION**

- 118 Cara Fischer Committee Administrator. Discusses HB 2061. Summarizes the -2 amendments (**EXHIBIT B**).
- 120 Chair Berger Comments that the bills were worked together so that there would be uniformity in this area.
- 142 Rep. Cameron States that the Medical Examiners do collect fingerprints today for state background checks, but this would clarify that the fingerprints will not be mailed back to the board. States that the concern was that

the bill was too all-encompassing. So the scope of who was fingerprinted was narrowed.

155 Rep. Galizio Comments that they are trying to balance public safety and privacy.

177 Rep. Sumner **MOTION: Moves to ADOPT HB 2061-2 amendments dated 4/18/05.**

178 **VOTE: 7-0-0**

Chair Berger **Hearing no objection, declares the motion CARRIED.**

180 Rep. Sumner **MOTION: Moves HB 2061 to the floor with a DO PASS AS AMENDED recommendation.**

182 **VOTE: 7-0-0**

Chair Berger **Hearing no objection, declares the motion CARRIED.**

**REP. GALIZIO will lead discussion on the floor.**

189 Chair Berger Closes the work session on HB 2061 and opens a work session on HB 2102.

### **HB 2102 – WORK SESSION**

197 Cara Fischer Committee Administrator. Summarizes the -1 amendments **(EXHIBIT C)**.

206 Rep. Cameron Comments that the board of nursing that does not currently collect fingerprints, but some nurses work for the Department of Human Services (DHS) and are fingerprinted by DHS. DHS and the nursing board have a verbal agreement to share information but they need to get a written agreement to move forward on the plan.

238 Chair Berger Comments on why they are discussing these separately.

248 Rep. Buckley Asks for clarification on the Fiscal Impact Statement **(EXHIBIT F)**.

256 Fischer Clarifies what the total expenditure would be.

- 264 Rep. Cameron States that the language is such that they cannot make money off the fingerprints but they can charge to cover the costs.
- 270 Rep. Sumner **MOTION: Moves to ADOPT HB 2102-1 amendments dated 4/13/05.**
- 271 **VOTE: 7-0-0**
- Chair Berger **Hearing no objection, declares the motion CARRIED.**
- 274 Rep. Sumner **MOTION: Moves HB 2102 to the floor with a DO PASS AS AMENDED recommendation.**
- 280 **VOTE: 7-0-0**
- Chair Berger **Hearing no objection, declares the motion CARRIED.**  
**REP. GALIZIO will lead discussion on the floor.**
- 290 Chair Berger Closes the work session on HB 2102 and opens a work session on HB 2911.

**HB 2911 – WORK SESSION**

- 300 Cara Fischer Committee Administrator. Summarizes HB 2911. Discusses the -1 amendments (**EXHIBIT D**).
- 335 Parry Ankerson Oregon Society of CPAs. Submits prepared testimony regarding HB 2911 (**EXHIBIT E**). Talks about the -1 amendments. Discusses some changes that he would want to see in HB 2911.
- 415 Rep. Esquivel Asks if Mr. Ankerson talked with Jerry Burns.
- 420 Ankerson Relays information from his conversation with Mr. Burns.

**TAPE 44, A**

- 012 Rep. Esquivel Asks if Mr. Ankerson and Mr. Burns concurred of the \$180,000 threshold.

017          Ankerson                  Responds that they did not agree.

027          Rep. Esquivel              **MOTION: Moves to ADOPT HB 2911-1 amendments dated 4/18/05.**

029                                      **VOTE: 7-0-0**

                Chair Berger                  **Hearing no objection, declares the motion CARRIED.**

033          Rep. Esquivel              **MOTION: Moves HB 2911 to the floor with a DO PASS AS AMENDED recommendation.**

035                                      **VOTE: 7-0-0**

                Chair Berger                  **Hearing no objection, declares the motion CARRIED.**  
**REP. ESQUIVEL will lead discussion on the floor.**

041          Chair Berger                  Closes the work session on HB 2911 and adjourns the meeting at 9:09 a.m.

### **EXHIBIT SUMMARY**

- A. **HB 2059, -1 amendments, staff, 1 p**
- B. **HB 2061, -2 amendments, staff, 1 p**
- C. **HB 2102, -1 amendments, staff, 1 p**
- D. **HB 2911, -1 amendments, staff, 2 pp**
- E. **HB 2911, prepared testimony, Parry Ankerson, 1 p**
- F. **HB 2102, Fiscal Impact Statement, staff, 2 pp**