

HOUSE COMMITTEE ON GENERAL GOVERNMENT

May 05, 2005 Hearing Room B

8:30 A.M. Tapes 47 - 48

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:

HJM 36 – Public Hearing and possible Work Session

HB 2157 – Work Session

HB 2917 – Public Hearing

HB 3301 A –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.

TAPE/#	Speaker	Comments
---------------	----------------	-----------------

TAPE 47, A

002 Chair Berger Calls the meeting to order at 8:39 a.m. and opens a public hearing on HJM 36.

HJM 36 – PUBLIC HEARING

008 Cara Fischer Committee Administrator. Summarizes HJM 36.

020 Rep. Brad Witt House District 31. Testifies in support of HJM 36. Discusses the federal funds that Oregon is at risk of losing and the importance of those funds. Comments on the importance of remaining competitive in a global economy.

058 Cam Preus-Braly Commissioner, Oregon Community Colleges. Testifies in support of HJM 36 and discusses the necessity of the federal funding.

100 Julie Suchanek Community College Association. Testifies in support of HJM 36. Submits prepared testimony in support of HJM 36 (**EXHIBIT A**) and submits a letter from Fredrick Smith, the President of Klamath Community College in support of HJM 36 (**EXHIBIT B**).

124 Chair Berger Asks if the trend in this area has been for federal funding to drop or hold steady.

128 Pueus-Braly Answers that the worse the economy of the state, the more money you receive, but in the last four years Oregon has lost six percent of its federal workforce dollars.

130 Chair Berger States that the worse the economy is, the more federal funding the state gets, yet Oregon is not maintaining a level of funding.

131 Pueus-Braly Concurr.

133 Rep. Buckley Asks if any of the members of the congressional delegation from Oregon have expressed opinions on this matter.

137 Pueus-Braly Responds that Representative Woo and Representative Walden voted for the restitution of vocational education.

- 144 Rep. Cameron Asks for an example of the programs these funds go to.
- 147 Pueus-Braly Lists examples of programs these funds go toward.
- 174 Rep. Cameron Inquires how many nurses are trained in Oregon currently, and if we did not get this type of funding what it would do to the number of nurses Oregon is currently training.
- Pueus-Braly Responds that she does not know, but would like to bring that information back to the committee.
- 185 Rep. Galizio Comments that the legislature has direct power over the community college budget. Asks if that is an accurate statement. Inquires how that might impact the purpose of HJM 36.
- 193 Suchanek Answers that Rep. Galizio is correct. Comments on the current budget situation and how it is affecting community colleges.
- 210 Chair Berger Closes the public hearing on HJM 36 and opens a work session on HJM 36.

HJM 36 – WORK SESSION

- 217 Rep. Witt **MOTION: Moves HJM 36 be sent to the floor with a BE ADOPTED recommendation.**

VOTE: 7-0-0

Chair Berger Hearing no objection, declares the motion CARRIED.

REP. WITT will lead discussion on the floor.

- 228 Chair Berger Closes the work session on HJM 36 and opens a work session on HB 2157.

HB 2157 – WORK SESSION

- 243 Rep. Galizio Comments on the ongoing debate regarding HB 2157 and talks about the process.

277 Rep. Galizio Discusses the changes that were made in the -2 amendments to HB 2157 (**EXHIBIT C**).

343 Rep. Galizio Talks about the contested case aspect of HB 2157.

358 Rep. Cameron Discusses the issues that are going to demand further study in the future.

397 Rep. Cameron Talks about the issue of how to make the process easier for people to get fingerprinted.

TAPE 48, A

020 Tricia Whitfield Identification Services Section, Oregon State Police. Begins explaining the -2 amendments.

096 Whitfield Continues discussing the -2 amendments.

139 Rep. Cameron Comments that whenever we hire anyone we make judgment calls. Gives an example. Comments on the conversations with the Department of Human Services (DHS).

163 Rep. Buckley States that he is reassured that there is a nexus between a persons, past record and the job for which they are being considered.

168 Whitfield Continues discussing the -2 amendments (**EXHIBIT C, Page 14**).

221 Chair Berger Asks if the state fire marshal has always retained the fingerprinting cards for explosive permits.

222 Whitfield Concur

225 Chair Berger Inquires if the fingerprinting cards are kept by the Oregon State Police and if this is specific to this fire marshal function of explosive permits.

227 Whitfield Concur

231 Whitfield Continues walking through the -2 amendments (**EXHIBIT C, Page 19**).

291 Whitfield Discusses how this affects individual agencies.

347 Whitfield Talks about how this affects Tri-met and the homeland security needs it has to meet that are affected by HB 2157.

392 Whitfield Talks about the partnership of DHS and the board of nursing to communicate findings from fingerprinting.

421 Chair Berger Asks why HB 2157 was amended to exclude the lottery from the bill.

TAPE 47, B

011 Cheryl Warren Human Resources Manager, Oregon Lottery. Discusses why the lottery asked to be excluded from HB 2157.

024 Chair Berger Asks if the lottery's process is more rigorous than what is described in HB 2157.

029 Warren Responds that to some extent it is.

035 Rep. Cameron Inquires if Ms. Warren can describe the procedures the lottery goes through in fingerprinting.

043 Warren Describes the process the lottery uses in regard to fingerprinting employees.

050 Rep. Cameron Inquires what happens to the fingerprint cards at the lottery.

051 Warren Responds that they are kept in the security section on file.

052 Cameron Asks what the purpose is for keeping them on file.

053 Warren Answers that they are re-processed every year.

056 Rep. Sumner Refers to page 37 line 2 through 6 and page 2 line 16 through 21 of the -2 amendments (**EXHIBIT C**). Asks if there is a reason for a duplication.

059	Whitfield	Explains why the duplication is necessary.
069	Rep. Sumner	Comments on the references to fingerprinting volunteers. Inquires if we are legally able to include volunteers in the same class as state employees.
074	Whitfield	Responds that there are currently volunteers that are being fingerprinted for specific positions.
081	Rep. Galizio	Asks what it means that the lottery keeps the fingerprints for reprocessing.
086	Warren	Responds that they do a re-check on an annual basis of those that are qualified to work at the lottery or people the lottery does business with, to ensure there have been no violations that would exclude them from doing business with the lottery. Comments that this is more user friendly for those who are subject to the background check because they do not have to be fingerprinted every year.
096	Chair Berger	Refers to letter submitted for the record by Ms. Chamberlain and discusses how this will affect what the committee will do with HB 2157.

The following material is submitted for the record without public testimony:

	Vickie Chamberlain	Executive Director, Teacher Standards and Practices Commission. Submits a letter which discusses problems with the language of the -2 amendments (EXHIBIT D).
115	Chair Berger	Closes the work session on HB 2157 and opens a public hearing on HB 2917.

HB 2917 – PUBLIC HEARING

120	Cara Fischer	Committee Administrator. Summarizes HB 2917.
131	Inga Deckart	Discusses the -1 amendments (EXHIBIT F), and the -2 amendments to HB 2917 (EXHIBIT G).
190	Chair Berger	Closes the public hearing on HB 2917 and opens a work session on HB 3301.

HB 3301A – WORK SESSION

- 212 Rep. Buckley MOTION: Moves to ADOPT HB 3301A-2 amendments
(EXHIBIT E) dated 5/2/05.
- VOTE: 5-0-2
- EXCUSED: 2 - Cameron, Esquivel
- Chair Berger Hearing no objection, declares the motion CARRIED.
- 218 Rep. Buckley MOTION: Moves HB 3301 to the floor with a DO PASS AS
AMENDED recommendation.
- VOTE: 5-0-2
- EXCUSED: 2 - Cameron, Esquivel
- Chair Berger Hearing no objection, declares the motion CARRIED.
REP. FARR will lead discussion on the floor.
- 229 Chair Berger Closes the work session on HB 3301 and adjourns the meeting at 9:52
a.m.

EXHIBIT SUMMARY

- A. HJM 36, prepared testimony, Julie Suchanek, 1 p
- B. HJM 36, letter, Julie Suchanek, 1 p
- C. HB 2157, -2 amendments, staff, 44 pp
- D. HB 2157, letter, Vickie Chamberlain, 2 pp

EXHIBIT SUMMARY (Cont'd)

HB 3301A, -A2 amendments, staff, 4 pp

- E. HB 2917, -1 amendments, staff
- F. HB 2917, -2 amendments, staff