

HOUSE COMMITTEE ON STATE AND FEDERAL AFFAIRS

August 2, 2005 Hearing Room 357

11:00 A.M. Tapes 63 -64

MEMBERS PRESENT: Rep. Rep. Wayne Krieger, Chair

Rep. Brian Boquist, Vice-Chair

Rep. Linda Flores

Rep. Greg Macpherson

MEMBER EXCUSED: Rep. Rep. Jeff Barker, Vice-Chair

STAFF PRESENT: Janet Adkins, Committee Administrator

Patrick Brennan, Committee Administrator

Jim Keller, Committee Administrator

Joe O'Leary, Counsel

Bill Taylor, Counsel

Sandy Thiele-Cirka, Committee Administrator

Louann Rahmig, Committee Assistant

MEASURES/ISSUES HEARD:

SB 680A – Work Session

SB 998B – Work Session

SB 557B – Work Session

SB 232A – Work Session

SB 1098 – Work Session

HCR 18 – Work Session

SB 1071A – 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 63, A		
003	Chair Krieger	Calls the meeting to order at 11:23 a.m. and opens a work session on SB 680A.
<u>SB 680A – WORK SESSION</u>		
013	Bill Taylor	Counsel. Describes SB 680A which directs the Oregon Department of Aviation to establish a pilot program at three rural airports to encourage development of through-the-fence operations; defines “through the fence” operations; and directs the pilot projects to use public-private partnerships to the extent practicable.
020	Sen. Betsy Johnson	Senate District 16. Testifies in support of SB 680A. Explains that this is a voluntary program and would allow private development on property inside the airport boundaries not owned by the airport sponsor. Offers this is a “jobs” bill and the two airports in addition to Aurora are likely to be from rural eastern Oregon. Describes the “through the fence” policy at the Scappoose airport and the development on adjacent land creating jobs.
050	Rep. Macpherson	Asks where in the bill the airport locations are identified.
052	Sen. Johnson	Responds that only the Aurora State Airport is specified in the bill, and the other two would come forward voluntarily.
059	Rep. Macpherson	Inquires about potentially more airports.
060	Sen. Johnson	Answers that this is a three-airport bill.

- 073 Rep. Jerry Krummel House District 26. Offers that the Aurora Airport is one of Oregon's busiest small airports. Has no problem trying to help rural airports to bring in business but believes a pilot program in Aurora is a waste of stimulus on an already growing area. Reports on conflicts between the airport and the residential neighbors over noise, traffic and expansion issues. Indicates the land around the airport is some of the best farmland in the Willamette Valley. Suggests that all three pilot programs be available to truly rural airports so communities all over Oregon can compete equally for this economic development opportunity.
- 122 Sen. Johnson Advises that she once managed the Aurora Airport. Iterates that this bill does not expand into farm lands but attempts to make available private entrepreneurial development land inside the airport boundaries. Continues that the airport is made up of private parcels of land. Hopes to attract jobs commensurate with activities at the airport.
- 160 Rep. Macpherson Refers to Rep. Krummel's urging to not pre-designate Aurora as one of the three airports.
- 165 Sen. Johnson Comments on the unique management problems at Aurora, and designating it as the most complex state airport in the bill will provide an opportunity for planned orderly systematic growth at the airport.
- 176 Rep. Krummel Adds that the Aurora Airport is growing. Argues that Aurora Airport is growing and has the runway size for private jets and to pre-designate Aurora in the bill is unnecessary. Discusses his hometown airport growth.
- 217 Rep. Flores **MOTION: Moves SB 680A to the floor with a DO PASS recommendation.**
- VOTE: 3-0-2**
- AYE: In a roll call vote, all members present vote Aye.**
- EXCUSED: 2 - Barker, Boquist**
- 226 Chair Krieger **The motion CARRIES.**
- REP. MACPHERSON will lead discussion on the floor.**

The following written material was submitted for the record without public testimony.

- Daren Griffin President, Oregon Airport Management Association. Submits written testimony in opposition to SB 680 (**EXHIBIT A**).
- 228 Chair Krieger Closes the work session on SB 680A and opens a work session on SB 998B.

SB 998B – WORK SESSION

- 231 Patrick Brennan Committee Administrator. Explains SB 998B which increases the weight limitation from 8,000 pounds to 10,000 pounds for the purposes of vehicle registration. Refers to the –B3 amendments (**EXHIBIT B**) which resolve conflicts with SB 445. Describes the conflicts.
- 253 Larry Campbell The Victory Group. Testifies and submits a fact sheet from a task force that worked on this issue (**EXHIBIT C**).
- 268 Kassie Fuller Resident, Keizer, Oregon. Testifies and submits written testimony in support of SB 998 (**EXHIBIT D**).
- 300 Darrell Fuller Oregon Automobile Dealers Association. Testifies in support of SB 998. Advises that the bill corrects problems with current law.
- 306 Campbell Adds that the Farm Bureau supports SB 998.
- 314 Rep. Flores Thanks eight-year-old Kassie for her testimony.
- 320 Rep. Macpherson Asks what the revenues are used for now.
- 329 Campbell Responds that they are trust fund dollars. Continues that this weight has not changed since 1974. Advises that the Oregon Department of Transportation (ODOT) has agreed that this is an appropriate loss of revenue for this purpose.
- 338 Rep. Macpherson Asks for an ODOT response.
- 342 Robin Freeman ODOT. Explains that the revenue will come from the highway fund. Testifies as neutral on SB 998. States that this is a federal standard and agrees with the bill.

- 355 Rep. Macpherson Asks about the federal standard.
- 357 Freeman Responds that the 10,000-pound weight limit is a federal standard that most states have already adopted.
- 361 Rep. Flores **MOTION: Moves to ADOPT SB 998B--3 amendments dated 8/2/05.**
- VOTE: 3-0-2**
- EXCUSED: 2 - Barker, Boquist**
- 366 Chair Krieger **Hearing no objection, declares the motion CARRIED.**
- 367 Rep. Flores **MOTION: Moves SB 998B to the floor with a DO PASS AS AMENDED recommendation.**
- VOTE: 3-0-2**
- AYE: In a roll call vote, all members present vote Aye.**
- EXCUSED: 2 - Barker, Boquist**
- 377 Chair Krieger **The motion CARRIES.**
- REP. FLORES will lead discussion on the floor.**
- 381 Chair Krieger Closes the work session on SB 998B and opens a work session on SB 557B.

-

SB 557B – WORK SESSION

- 383 Sandy Thiele-Cirka Committee Administrator. Explains SB 557B requires the Office of Emergency Management (OEM), in consultation with the Department of Geology and Mineral Industries (DOGAMI), to develop tsunami warning information and evacuation plans and to establish a uniform tsunami warning signal if money is available. Estimates a \$400,000 expense but anticipates federal funds.

TAPE 64, A

- 023 Ken Murphy Director, OEM. Hopes that the federal tsunami legislation will provide money to deal with signage, public education, public outreach and eventually a uniform warning system.
- 040 Rep. Flores Comments that the duties will only be carried out if the funds are available.
- 045 Rep. Flores **MOTION: Moves SB 557B to the floor with a DO PASS recommendation and the SUBSEQUENT REFERRAL to the committee on Ways and Means BE RESCINDED.**
- VOTE: 3-0-2**
- AYE: In a roll call vote, all members present vote Aye.**
- EXCUSED: 2 - Barker, Boquist**
- 052 Chair Krieger **The motion CARRIES.**
- REP. BOONE will lead discussion on the floor.**
- 056 Chair Krieger Closes the work session on SB 557B and opens a work session on SB 232A.

SB 232A – WORK SESSION

- 081 Joe O’Leary Counsel. Explains SB 232A which creates the Juvenile Psychiatric Security Review Board for disposition of youths who successfully assert the insanity defense in juvenile court delinquency proceedings; and establishes a procedure by which youth accused of offenses in juvenile delinquency court may assert “Responsible Except for Insanity” (REI) as an affirmative defense. Details the process.
- 112 O’Leary Describes the –A7 amendments (**EXHIBIT E**). Advises that the Department of Human Services (DHS) requested exclusion of children with developmental disabilities from being able to assert the defense. Continues that DHS would be required to study how a child with developmental disabilities might assert the affirmative defense of insanity and to report those findings to the 2007 legislature. States that the –A7 amendments also resolve conflicts with SB 1059 and SB 39. Adds that the –A7 amendments have not received any public testimony.

- 167 Wendy Johnson Deputy Director, Oregon Law Commission (OLD). Testifies and submits written testimony (**EXHIBITS F AND G**). Advises that the OLC has worked on this project for four years and has not reviewed the –A7 amendments so cannot take a position on them. Is disappointed this is not starting until 2007. Comments on the removal of the developmentally disabled and mentally retarded from the bill as they were included at the beginning.
- 204 Johnson Refers to **Page 2, EXHIBIT G** that lists the reasons for SB 232.
- 207 Tim Travis Oregon Judicial Department. Testifies in support of SB 232A. Explains that the federal constitution grants the right to a guilty but insane defense regardless of what SB 232 says. Is puzzled why a social service agency will study how a group of people should be asserting legal defenses. Believes the bill is incomplete at this point.
- 239 Rep. Macpherson Asks for a DHS response.
- 245 James Tate DHS. Explains that the change to a 2007 effective date is to minimize the fiscal impact for this biennium. Believes the issue on children with developmental disabilities was a factor in that as well.
- 252 Rep. Macpherson Inquires about the focus of the study.
- 258 Tate Advises that DHS didn't draft the amendments. Continues that DHS does not provide any closed custody facilities. Believes the policy issue is about long term care.
- 312 **Rep. Flores** **MOTION: Moves to ADOPT SB 232A-7 amendments dated 8/2/05.**
- VOTE: 3-0-2**
- EXCUSED: 2 - Barker, Boquist**
- 326 **Chair Krieger** **Hearing no objection, declares the motion CARRIED.**
- 327 **Rep. Flores** **MOTION: Moves SB 232A to the floor with a DO PASS AS AMENDED recommendation.**

VOTE: 3-0-2

AYE: In a roll call vote, all members present vote Aye.

EXCUSED: 2 - Barker, Boquist

- 329 Chair Krieger The motion CARRIES.
REP. MACPHERSON will lead discussion on the floor.
- 330 Chair Krieger Recesses the meeting at 12:12 p.m.
- 332 Chair Krieger Reconvenes at 1:05 p.m. and opens a work session on SB 1098.

SB 1098 – WORK SESSION

- 338 Janet Adkins Committee Administrator. Explains SB 1098 which restructures the special public works fund statutes. Advises that the -2 amendments have been adopted.
- 353 Rep. Boquist **MOTION: Moves SB 1098 to the floor with a DO PASS AS AMENDED recommendation.**
- 358 Rep. Macpherson Registers a concern about the amendments and will vote no.

VOTE: 3-1-1

AYE: 3 - Boquist, Flores, Krieger

NAY: 1 - Macpherson

EXCUSED: 1 - Barker

- 366 Chair Krieger The motion CARRIES.
REP. BOQUIST will lead discussion on the floor.
- 371 Chair Krieger Closes the work session on SB 1098.
- 379 Chair Krieger Opens a work session on HCR 18.

HCR 18 – WORK SESSION

- 381 Bill Taylor Counsel. Explains HCR 18 which is the sine die bill.
- 391 Rep. Macpherson Asks if this resolution originates in the House and then goes to the Senate, or if each chamber adopts its own resolution.
- 396 Taylor Understands that there is also a Senate concurrent resolution.
- 401 Mike Dewey Lobbyist. Advises that the same resolution is in the Senate Rules Committee today.
- 421 Rep. Macpherson Comments that the resolution isn't date specific.
- 432 Rep. Boquist **MOTION: Moves HCR 18 be sent to the floor with a BE ADOPTED recommendation.**
- VOTE: 3-0-2**
- AYE: In a roll call vote, all members present vote Aye.**
- EXCUSED: 2 - Barker, Flores**
- (Note: See Tape 63B at 023 on page 6 of these minutes.)**
- 446 Chair Krieger **The motion CARRIES.**
- REP. KRIEGER will lead discussion on the floor.**
- 447 Chair Krieger Closes the work session on HCR 18. Announces the committee is at ease at 1:12 p.m.

TAPE 63, B

- 021 Chair Krieger Reconvenes the meeting at 1:20 p.m. Opens a work session on HCR 18.

HCR 18 – WORK SESSION

023 Rep. Krieger **MOTION: Requests unanimous consent that the rules be SUSPENDED to allow REP. FLORES to BE RECORDED as voting AYE on passing HCR 18 to the floor with a BE ADOPTED recommendation.**

VOTE: 4-0-1

EXCUSED: 1 - Barker

024 Chair Krieger **Hearing no objection, declares the motion CARRIED.**

026 Rep. Flores Votes aye.

VOTE: 4-0-1

EXCUSED: 1 - Barker

(Note: See Tape 64A at 432 on page 6 of these minutes.)

027 Chair Krieger **Hearing no objection, declares the motion CARRIED.**

REP. KRIEGER will lead discussion on the floor.

028 Chair Krieger Closes the work session on HCR 18 and opens a work session on SB 1071A.

SB 1071A – WORK SESSION

031 Jim Keller Committee Administrator. Explains SB 1071A which creates the Oregon Virtual School District within the Department of Education to provide online courses to K-12 public school students; and allows the superintendent of public instruction to contract with public entities to provide online courses which have met academic content standards as defined in statute. Refers to the -5 amendments (**EXHIBIT H**), the -6 amendments (**EXHIBIT I**) which remove the section on charter schools, and the -7 amendments (**EXHIBIT J**).

046 Rep. Boquist **MOTION: Moves to ADOPT SB 1071-6 amendments dated 7/14/05.**

048 Rep. Macpherson Objects to the -A6 amendments.

- 054 Chair Krieger Indicates that the bill needs to be moved. Notes the objection.
- VOTE: 3-1-1**
- AYE: 3 - Boquist, Flores, Krieger**
- NAY: 1 - Macpherson**
- EXCUSED: 1 - Barker**
- 056 Chair Krieger The motion CARRIES.
- 057 Rep. Boquist **MOTION: Moves SB 1071A to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on budget.**
- 061 Rep. Macpherson Explains why he will vote no.
- VOTE: 3-1-1**
- AYE: 3 - Boquist, Flores, Krieger**
- NAY: 1 - Macpherson**
- EXCUSED: 1 - Barker**
- 063 Chair Krieger The motion CARRIES.
- 069 Chair Krieger Closes the work session on SB 1071A and adjourns the meeting at 1:25 p.m.

EXHIBIT SUMMARY

- A. SB 680, written testimony, Daren Griffin, 1 p
- B. SB 998, -B3 amendments, staff, 2 pp
- C. SB 998, fact sheet, Larry Campbell, 1 p
- D. SB 998, written testimony, Kassie Fuller, 1 p
- E. SB 232, -A7 amendments, staff, 4 pp
- F. SB 232, written testimony, Wendy Johnson, 11 pp

- G. **SB 232, written testimony, Wendy Johnson, 4 pp**
- H. **SB 1071, -A5 amendments, staff, 6 pp**
- I. **SB 1071, -A6 amendments, staff, 1 p**
- J. **SB 1071, -A7 amendments, staff, 6 pp**

HOUSE COMMITTEE ON STATE AND FEDERAL AFFAIRS

August 2, 2005 Hearing Room 357

4:45 P.M. Tape 65

MEMBERS PRESENT: Rep. Wayne Krieger, Chair

Rep. Brian Boquist, Vice-Chair

Rep. Greg Macpherson

MEMBER EXCUSED: Rep. Jeff Barker, Vice-Chair

Rep. Linda Flores

STAFF PRESENT: Bill Taylor, Counsel

Patsy Wood, Assistant

MEASURES/ISSUES HEARD:

SB 1074A 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 65, A

003	Chair Krieger	Calls the meeting to order at 4:46 p.m. and opens a work session on SB 1074A which limits amount of moneys City of Coburg may retain
------------	----------------------	---

for certain traffic offenses occurring on any portion of Interstate Highway 5 during fiscal year.

SB 1074A – WORK SESSION

005 **Rep. Boquist** **MOTION: Moves to ADOPT SB 1074A-7 amendments dated 07/20/05 (EXHIBIT A).**

VOTE: 3-0-2

EXCUSED: 2 - Barker, Flores

007 **Chair Krieger** **Hearing no objection, declares the motion CARRIED.**

008 **Rep. Boquist** **MOTION: Moves SB 1074A to the floor with a DO PASS AS AMENDED recommendation.**

VOTE: 3-0-2

AYE: In a roll call vote, all members present vote Aye.

EXCUSED: 2 - Barker, Flores

013 **Chair Krieger** **The motion CARRIES.**

REP. MACPHERSON will lead discussion on the floor.

016 **Chair Krieger** **Closes the work session on SB 1074A and adjourns the meeting at 4:49 p.m.**

EXHIBIT SUMMARY

-

A. SB 1074A, A7 amendments, staff, 1 p

HOUSE COMMITTEE ON STATE AND FEDERAL AFFAIRS

August 2, 2005 Hearing Room 357

6:00 P.M. Tapes 66 - 67

MEMBERS PRESENT: Rep. Wayne Krieger, Chair

Rep. Brian Boquist, Vice-Chair

Rep. Linda Flores

Rep. Greg Macpherson

MEMBER EXCUSED: Rep. Jeff Barker, Vice-Chair

STAFF PRESENT: Bill Taylor, Counsel

Sandy Thiele-Cirka, Committee Administrator

Patrick Brennan, Committee Administrator

Patsy Wood, Assistant

MEASURES/ISSUES HEARD:

SB 1074A Work Session

SB 1041A Work Session

SB 228A Work Session

SB 640A 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 66, A		
003	Chair Krieger	Calls the meeting to order at 6:25 p.m. and opens a work session on SB 1074A which limits amount of moneys City of Coburg may retain for certain traffic offenses occurring on any portion of Interstate Highway 5 during fiscal year. Notes that the bill was passed out of committee without rescinding the subsequent referral to the Budget committee.

SB 1074A – WORK SESSION

007	Rep. Boquist	MOTION: Moves to SUSPEND THE RULES to reconsider the vote on SB 1074A.
		VOTE: 3-0-2
		EXCUSED: 2 - Barker, Macpherson
010	Chair Krieger	Hearing no objection, declares the motion CARRIED.
012	Rep. Boquist	MOTION: Moves to RECONSIDER THE VOTE on SB 1074A to send it to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 3-0-2
		EXCUSED: 2 - Barker, Macpherson
017	Chair Krieger	Hearing no objection, declares the motion CARRIED.
018	Rep. Boquist	MOTION: Moves SB 1074A to the floor with a DO PASS AS AMENDED recommendation and the SUBSEQUENT REFERRAL to the committee on Budget BE RESCINDED.
		VOTE: 4-0-1
		EXCUSED: 1 - Barker

023 Chair Krieger Hearing no objection, declares the motion CARRIED.
REP. MACPHERSON will lead discussion on the floor.

025 Chair Krieger Closes work session on SB 1074A and opens a work session on SB 1041A which creates civil action for custodial interference in first degree under specified circumstances.

SB 1041A – WORK SESSION

036 Sen. Avel Gordly Senate District 23. Lists members and describes work of the interim Senate Task Force on Parental and Family Abduction which produced this legislation.

077 Sean Cruz Legislative Aide to Sen. Gordly. States that the abduction of his four children from the state 9½ years ago brought to light the need for changes to the custodial interference laws in Oregon. Details changes which will aid in the recovery of children removed from the state.

130 Cruz Notes proposed legislation that came out of the work group.

135 Sen. Gordly Comments that a 2003 U. S. Department of Justice report estimated approximately 200,000 child abductions occur a year.

142 Rep. Flores Asks for clarification that this law would not take effect unless a child is taken out of state.

148 Cruz Replies, yes. Explains custodial interference violations.

158 Rep. Boquist **MOTION: Moves SB 1041A to the floor with a DO PASS recommendation.**

VOTE: 4-0-1

AYE: In a roll call vote, all members present vote Aye.

EXCUSED: 1 - Barker

163 Chair Krieger **The motion CARRIES.**
REP. FLORES will lead discussion on the floor.

- 168 Sen. Gordly Thanks the committee for hearing this measure and thanks Bill Taylor for his work staffing the interim task force.
- 176 Rep. Flores Mentions grandchildren who have been abducted to Mexico.
- 177 Chair Krieger Closes work session on SB 1041A and opens a work session on SB 228A.

SB 228A – WORK SESSION

- 184 Sandy Thiele-Cirka Committee Administrator. Explains SB 228A which establishes minimum amount of participation in physical education by kindergarten through grade 8 public school students.
- 208 Phil Donovan American Heart Association. Acknowledges collaboration efforts among health care and education advocates to address Oregon’s childhood obesity problem. Indicates a report will come to the 2007 legislature. Hopes that the referral to Budget will be rescinded.
- 238 Julia Brim-Edwards Nike, Inc. States Nike is part of the coalition supporting SB 228A. Discusses the growing obesity epidemic in the country and how this legislation will address that problem.
- 260 Rep. Jerry Krummel House District 26. Gives his background in the area of physical education and the importance of this legislation. Wishes the bill took effect immediately. Discusses earlier bill in session that would have had a health commission study on reducing obesity as well as the benefits of movement for children.
- 300 Rep. Krummel Describes performance measures in SB 228A. Would prefer it covered Kindergarten through grade 12, and was effective immediately.
- 326 Rep. Macpherson Questions the timing of the bill: 2005-07 gather information; 2007-09 grants made to enable districts to comply with requirements of Section 2, but requirements don’t start until 2017.
- 342 Donovan Discusses timeline for competitive grant program to get to full implementation by 2017.
- 368 Rep. Macpherson Asks where dollars will come from that are going into the fund.

- 370 Donovan Doesn't know – would use coming biennium to define, but says it will not be part of the school funding formula.
- 379 Rep. Boquist **MOTION: Moves SB 228A to the floor with a DO PASS recommendation and BE REFERRED to the committee on Budget by prior reference.**
- 382 Rep. Boquist Notes he is voting yes, but is concerned about the unfunded mandate.
- 385 **VOTE: 4-0-1**
AYE: In a roll call vote, all members present vote Aye.
EXCUSED: 1 - Barker
- 390 Chair Krieger **The motion CARRIES.**
- 397 Chair Krieger Closes the work session on SB 228A and opens a work session on SB 640A.

SB 640A – WORK SESSION

- 400 Patrick Brennan Committee Administrator. Explains SB 640A which requires that person who applies for issuance, renewal or replacement of driver license, driver permit or identification card submit to collection of biometric data by DMV (Department of Motor Vehicles) for purpose of establishing person's identity. Notes testimony from Andrea Meyer's of the American Civil Liberties Union (ACLU) opposing SB 640A (**EXHIBIT A**).
- 418 Mike Dewey Digi Marc. Testifies in support of SB 640A. Notes additional support from DMV, the Bankers Association and the Credit Union Association.
- 438 Chair Krieger Recesses under a call of the House at 7:20 p.m.

TAPE 67, A

- 002 Chair Krieger Reconvenes the work session on SB 640A at 7:45 p.m.
- 009 Dewey

Explains how facial biometric data would be gathered. Discusses central issuance – the license would be mailed. States Colorado has successfully used this technology.

- 026 Rep. Macpherson Inquires how the fee increase (up to \$3 every time picture is taken) is going to improve the lives of Oregonians.
- 034 Dewey Responds that this will help prevent identity theft in the state.
- 050 Rep. Macpherson Asks how this data will be used and who will have access to the database.
- 055 Dewey Explains how the biometric system works to store (and compare) data and the retrieval process.
- 071 Rep. Macpherson Clarifies that the purpose of facial recognition is to stop the same individual from obtaining multiple licenses.
- 076 Dewey Replies, yes.
- 077 Rep. Macpherson Asks about the error rate (5 percent per year) with this technology.
- 080 Dewey Discusses the difference between a controlled and non-controlled (outdoor) environment. Notes that technology is improving all the time. Points out that other states are using this successfully and the legislation is endorsed by the motor carrier association.
- 100 Rep. Macpherson Inquires about safeguards DMV will use to prevent stealing this information from their computers.
- 102 Dewey Can't imagine why anyone would want to "hack" into these photos – photos are currently on file with DMV. Thinks there are probably safeguards.
- 116 Rep. Flores Asks Mr. Dewey to comment on the ACLU assertion in **EXHIBIT A** that this type of software will not work in Oregon.
- 122 Dewey Agrees that degradation will occur over time, so the time set may need to be changed at a later date. Says there are mathematical

formulas that take facial changes into account. Does not see any inconvenience with this proposed system.

- 149 Rep. Macpherson Comments that he will be a no vote at this time.
- 156 Chair Krieger Recesses the committee for a call of the House at 7:58 p.m.
- 157 Chair Krieger Reconvenes the work session on SB 640A at 8:03 p.m.
- 162 Rep. Macpherson Continues expressing concern about the technology at this point; would like to hear from law enforcement.
- 172 Rep. Boquist **MOTION: Moves SB 640A to the floor with a DO PASS recommendation and BE REFERRED to the committee on Budget by prior reference.**
- VOTE: 3-1-1**
- AYE: 3 - Boquist, Flores, Krieger**
- NAY: 1 - Macpherson**
- EXCUSED: 1 - Barker**
- 174 Chair Krieger **The motion CARRIES.**
- 180 Chair Krieger Closes the work session on SB 640A and adjourns the meeting at 8:05 p.m.

EXHIBIT SUMMARY

-

- A. SB 640A, written testimony, Andrea Meyer, 17 pp