

HOUSE COMMITTEE ON STATE AND FEDERAL AFFAIRS

August 4, 2005 Hearing Room 357

10:00 A.M. Tapes 70 - 71

MEMBERS PRESENT: Rep. Rep. Wayne Krieger, Chair

Rep. Rep. Brian Boquist, Vice-Chair

Rep. Linda Flores

Rep. Greg Macpherson

MEMBER EXCUSED: Rep. Jeff Barker, Vice-Chair

STAFF PRESENT: Janet Adkins, Committee Administrator

Patrick Brennan, Committee Administrator

Sandy Thiele-Cirka, Committee Administrator

Louann Rahmig, Committee Assistant

MEASURES/ISSUES HEARD:

SB 2B – Work Session

SB 3A – Work Session

SB 4B – Work Session

SB 5B – Work Session

SB 1096A – Work Session

SB 736 – 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
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TAPE 70, A

003	Chair Krieger	Calls the meeting to order at 10:20 a.m. and opens a work session on SB 2B, SB 3A, SB 4B and SB 5B dealing with a statewide needs assessment and seismic rehabilitation of critical public buildings.
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SB 2B, SB 3A, SB 4B AND SB 5B – WORK SESSION

013	Janet Adkins	Committee Administrator. Announces that the treasurer's office is represented.
017	Rep. Flores	Requests a more elaboration explanation of the process and protocols being established.
020	Rep. Macpherson	Adds that it appears one bill takes effect now to do seismic assessment and the other three are related to the implementation of the program that that assessment involves. Asks about how that all fits into the bonding process and why they should be done now rather than two years from now.
030	Vicki McConnell	Director, Department of Geology and Mineral Industries (DOGAMI). Explains that data is needed before developing any kind of granting program, and the needs assessment is the first step in the process. Indicates it will take awhile to develop the needs. Advises that these four bills came out of a task force chaired by the Oregon State Seismic Policy Advisory Commission.
060	Rep. Macpherson	Understands the need for SB 2B. Asks about the current need for SB 3, SB 4 and SB 5 since no bonds will actually be issued before the 2007-09 biennium.
071	McConnell	Interjects that the needs assessment and data base to be created will be only one part of the criteria to be considered when developing the grant program. Continues that the Office of Emergency Management has been asked to administer that granting program.

088	Ken Murphy	Director, OEM. Concurs that it is appropriate to work in coordination with DOGAMI to begin developing criteria a format, procedure, rules and point system to develop a grant program. Continues that SB 3 directs OEM to have a committee to administer the grants, so if bonds come through the 2007-09 biennium they are ready to implement.
105	McConnell	Adds that amendments to SB 2 in Senate Special Budget Committee request the special administrative committee to assist DOGAMI in setting a priorities list for implementing the needs assessment.
122	Rep. Macpherson	Asks if they expect to accomplish the assessment this biennium.
124	McConnell	Answers correct. Restates the process.
133	Rep. Flores	Confirms that neither agency has a current list of needs for seismic stability.
141	Murphy	Responds that OEM has some listings based on past grant requirements but there is no data base of all buildings in Oregon.
146	McConnell	Refers to current statutes that mandate the Department of Education and the Department of Higher Education to conduct needs assessments and by 2032 have implemented the seismic rehabilitations. Advises that there is no current comprehensive data base.
161	Rep. Flores	Asks about the statute requiring 2032 action.
165	McConnell	Replies those laws were put in place in 1999.
166	Rep. Flores	Comments that there has been little progress since then.
167	McConnell	Informs that DOGAMI was asked to find funding to accomplish that goal and they have been somewhat successful through some federal partners on a case by case basis. Concludes that they are not going to be able to accomplish everything by 2032 on that same basis.
176	Rep. Boquist	Summarizes that SB 2 is the needs assessment; SB 3 has OEM developing a grant program; then SB 4 is M bonds; and SB 5 is N bonds. Asks about the difference between M and N bonds.

187	Adkins	Refers to sections in the constitution that explain the bonds.
190	Laura Lockwood-McCall	Director of Debt Management, Oregon State Treasurer's Office. Refers to two ballot measures related to seismic safety improvements for schools and for emergency facilities.
198	Rep. Boquist	Asks why bonding authority is needed now instead of in two years.
205	Lockwood-McCall	Responds that the treasurer's office is neutral on the matter. Comments that the advantage is that when the next session starts and the overall bonding bill is developed, having this in place will help with decision making.
217	Rep. Boquist	Comments that if this is in place, the Governor's budget would have to reflect how the bonds would be paid for.
224	Rep. Boquist	MOTION: Moves SB 2B, SB 3A, SB 4B AND SB 5B WITHOUT RECOMMENDATION to the committee on Ways and Means.
231	Rep. Macpherson	Comments he is comfortable with a do pass recommendation on SB 2B and SB 3A.
VOTE: 4-0-1		
AYE: In a roll call vote, all members present vote Aye.		
EXCUSED: 1 - Barker		
243	Chair Krieger	The motion CARRIES.
246	Chair Krieger	Closes the work session on SB 2B, SB 3A, SB 4B and SB 5B and recesses at 10:37 a.m.

TAPE 71, A

003	Chair Krieger	Reconvenes at 1:10 p.m. and opens a work session on SB 1096A.
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SB 1096A – WORK SESSION

006	Janet Adkins	Committee Administrator. Explains that SB 1096A transfers jurisdiction over county roads within the City of Gresham from
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Multnomah County to the City of Gresham; and directs how funds for those roads will be transferred. Refers to the -A4 amendments **(EXHIBIT A)** which replace the entire measure. Explains the process for transfer of monies.

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| 028 | Sen. Laurie Monnes Anderson | Senate District 25. Advises that she thought there would be an agreement so this bill would not be necessary, but for some reason, that has not happened. Believes they need to pursue the issue as this has been going on for more than 18 years. |
| 037 | Chair Krieger | Points out that this is the fourth time SB 1096A has been scheduled and that there have been two hearings. |
| 041 | Bruce Anderson | Speaker Minnis' Office. Does not have anything further to add. Indicates that they were assured there would be action today at the Multnomah County Commission, and it did not happen. |
| 047 | Rep. Macpherson | Seeks clarification that the -A4 amendments replace lane miles with center line miles. |
| 056 | Ron Papsdorf | City of Gresham. States that lane miles is the most equitable way to distribute resources to reflect the cost the city would be assuming. Continues that their first preference has always been to reach agreement with the county, but since they haven't, are proposing to amend the bill to more reflect the level of tentative agreement with the county on revenue sharing, about \$2.5 million of the county's transportation resources. Discusses an agreement that they hope to reach with the county by the end of the year. |
| 080 | Rep. Macpherson | Confirms that center line miles make no distinction between four-lane and six-lane roadways. |
| 084 | Papsdorf | Answers correct. Adds that center line miles are "blind" to how wide the street is. |
| 093 | Rep. Macpherson | Asks if Multnomah County is aware of this version and this meeting today. |
| 098 | Papsdorf | Responds that they are aware of the amendments. |

104	Rep. Macpherson	Is sympathetic with the city as there has been resistance by the county. Expresses concern about hearing from only one side and will vote no to record that concern.
117	Rep. Boquist	Clarifies that over the last 18 years two or three agreements were nearly reached and then “fell apart.”
122	Sen. Monnes Anderson	Replies that they have been talking with the county off and on all those years and have never come to a final agreement.
125	Anderson	Adds that they had conversations with Multnomah County just prior to this meeting and the county is well aware of what is happening.
131	Rep. Steve March	House District 46. Refers to a telephone call from a Multnomah County Commissioner explaining the timing for their agenda preparation. States that if outside that process, unanimous consent of the commissioners is needed. Advises that this is on the schedule for their next meeting.
166	Rep. Macpherson	Asks if that is to approve the agreement that has been negotiated which is the same as this bill.
171	Rep. March	Understands it is based on center line miles. Has not seen the written agreement.
178	Rep. Macpherson	Comments it appears the county has been represented and has had a chance to “weigh in” on this issue.
185	Rep. March	Believes there are additional features in the memorandum of understanding. Does not want the bill to do the roads transfer.
197	Rep. Boquist	MOTION: Moves to ADOPT SB 1096A-4 amendments dated 7/30/05.
198	Rep. Macpherson	Reiterates his previous objection.
199	Chair Krieger	Notes objection.
200	Chair Krieger	The MOTION carries.

201 Rep. Boquist MOTION: Moves SB 1096A to the floor with a DO PASS AS AMENDED recommendation.

VOTE: 3-1-1

AYE: 3 - Boquist, Flores, Krieger

NAY: 1 - Macpherson

EXCUSED: 1 - Barker

207 Chair Krieger The motion CARRIES.

REP. BOQUIST will lead discussion on the floor.

210 Chair Krieger Closes the work session on SB 1096A and recesses at 1:26 p.m.

211 Chair Krieger Reconvenes at 6:55 p.m. Opens a work session on SB 736 which expands current exemption from certain state energy facility site certificate requirements to include biodiesel production facilities that would use waste cooking oil, oil seeds or cellulosic biomass such as grass straw as a feedstock.

SB 736 – WORK SESSION

215 Rep. Boquist MOTION: Moves SB 736 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

218 Chair Krieger The motion CARRIES.

REP. KROPF will lead discussion on the floor.

220 Chair Krieger Closes the work session on SB 736 and adjourns the meeting at 7:00 p.m.

EXHIBIT SUMMARY

A. SB 1096, -A4 amendments, staff, 2 pp