

SENATE COMMITTEE ON GENERAL GOVERNMENT

March 11, 2005
Station
10:30 A.M.

Downtown Fire

Corvallis, Oregon
Tapes 33 - 36

MEMBERS PRESENT: Sen. Frank Shields, Chair
Sen. Gary George, Vice-Chair
Sen. Joanne Verger
Sen. Vicki Walker

MEMBER EXCUSED: Sen. Bruce Starr

STAFF PRESENT: Judith Callens, Committee Administrator
Gary Roulier, Committee Assistant

MEASURES/ISSUES HEARD:

SB 2 – Public Hearing and Work Session
SB 3 – Public Hearing and Work Session
SB 4 – Public Hearing
SB 5 – Public Hearing
SB 557 – Public Hearing
SB 79 – Public Hearing and Work Session
SB 562 – Public Hearing
SB 817 – 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 33, A		
010	Chair Shields	Calls the meeting to order at 10:44 a.m. Introduces the Mayor of Corvallis.
028	Chair Shields	Opens a public hearing on SB 2, SB 3, SB 4 and SB 5.
<u>SB 2, SB 3, SB 4, SB 5 – PUBLIC HEARING</u>		
037	Judith Callens	Committee Administrator. Explains the provisions of the bills. Presents the -1 amendments to SB 2 (EXHIBIT A) and SB 3 (EXHIBIT B).
086	Sen. Peter Courtney	Senate District 11. Presents written testimony (EXHIBIT C) and suggested legislation on XI-M bonds (EXHIBIT D).
131	Sen. Courtney	Summarizes the expected damage from a severe-magnitude earthquake involving the Cascadia mountain range subduction zone.
180	Sen. Courtney	Reviews expected losses at Oregon State University in the event of a large earthquake.
231	Sen. Courtney	Outlines the building studies that will be necessary to prioritize the work.
285	Chair Shields	Talks about a recent committee meeting regarding budget cuts to the Department of Geology and Mineral Industries (DOGAMI).
316	Chair Verger	Asks if there has been any discussion on considering a

324	Sen. Courtney	combination of grants and loans.
330	Sen. Verger	Responds that he is not sure if loans were discussed. Comments that buildings that would not fit into the first prioritization schedule should have access to a low interest loan program.
350	Sen. Courtney	Notes that the cost of retrofitting some buildings could be prohibitive. Reviews the retrofitting of a building at Western Oregon University.
400	Sen. Walker	Reviews a recent Oregonian article regarding tsunamis and the difficulty coastal condominium associations have in purchasing earthquake insurance.
TAPE 34, A		
006	Sen. Courtney	Outlines school construction in Waldport where the school is being located on high ground.
037	Sen. Walker	Summarizes a workshop on tsunami preparedness.
084	Vicki McConnell	State Geologist, DOGAMI. Presents written testimony in support of SB 3 (EXHIBIT E).
129	McConnell	Reviews the procedures for conducting seismic rehabilitation.
179	McConnell	Outlines the statewide needs assessment.
212	Sen. George	Asks if it is possible to move the monies earmarked for bonding into some preliminary research.
222	McConnell	Replies it is her understanding that is not possible.
242	Sen. George	Asks if any of the bonding bills could be amended to do the research.
250	McConnell	Answers she is not aware if that can be done and adds an explanation of how grant eligibility would be determined.
288	Sen. George	Asks for a review on how much work has been done to date.
293	McConnell	Responds with a summary of work to date.
319	Yumei Wang	Seismic Safety Policy Advisory Commission (OSSPAC). Submits written testimony in support of Senate Bills 2, 3, 4, (EXHIBIT F). Submits written testimony from Jim Doane, OSSPAC Chair and from Carol Hasenberg, Portland State University (EXHIBIT G).
368	Wang	Outlines her recent experience studying the tsunami in Thailand.
402	Diane Merten	Oregon Seismic Safety Policy Advisory Commission (OSSPAC). Presents written testimony (EXHIBIT H) and testifies in support of SB 2, SB 3, SB 4 and SB 5.
TAPE 33, B		
010	Merten	Reviews past earthquakes involving the Cascadia subduction zone.
022	Merten	Presents written testimony by Thomas Manning in support of SB 2, SB 3 and SB 557 (EXHIBIT I).
039	Chair Shields	Closes the public hearing on SB 2, SB 3, SB 4 and SB 5, and opens a public hearing on SB 557.
<u>SB 557 – PUBLIC HEARING</u>		
047	Sen. Bill Morrisette	Senate District 6. Presents written testimony (EXHIBIT J) and testifies in support of SB 557.
090	Sen. Morrisette	Summarizes tsunami evacuation timeframes for various communities on the coast.
145	Sen. Walker	Notes there is a lack of tsunami warnings in the state parks.
160	Sen. Morrisette	Replies that warnings are posted along the highway; parks may be above the danger zones.
189	Sen. George	States that the key to these measures is to get funding.
213	Sen. Morrisette	Comments on the importance of standardizing the warning

238	Terry Thompson	systems.
265	Thompson	Commissioner, Lincoln County. Testifies in support of SB 557.
278	Jim Holly	Outlines the effect of underwater landslides.
		Emergency Services, Lincoln County. Testifies in support of SB 557.
331	Sen. Verger	Stresses that people are accustomed to emergency procedure warnings on aircraft and would not be frightened by tsunamis warnings.
372	Sen. Morrisette	Notes that relief efforts would have to come from the sea as the roads would be impassable.

TAPE 34, B

008	Thompson	Talks about the under-funding of emergency services and the attempts to organize the offshore fishing fleet to respond to a tsunami emergency.
016	Kenneth Murphy	Director, Oregon Emergency Management. Presents written testimony (EXHIBIT K) and testifies in support of SB 557.
063	Chair Shields	Asks about the offshore fleet and how quickly they could respond to an emergency.
075	Thompson	Relates efforts to organize the fleet to respond and efforts to establish effective communications.
115	Holly	Outlines present communication capabilities.
126	Thompson	Comments on the need to have contracts in place with boat owners.
135	Chair Shields	Notes that all of the bills deal with mitigation of the disaster. Re-opens the public hearing on SB 2, SB 3, SB 4 and SB 5.

SB 2, SB 3, SB 4, SB 5, SB 557 – PUBLIC HEARING

152	Thompson	Comments that in the recent tsunami children were not able to respond.
189	James Bela	Portland resident. Testifies in support of tsunami education and SB 557.
238	Bela	Outlines evacuation routes on the Oregon coast.
255	Frankie Petrick	Fire Chief, Yachats Fire District. Testifies in support of SB 557.
312	Sen. Verger	Asks about the possibility of a loan program for building rehabilitation.
316	Petrick	Responds that a local option tax is being looked at and the possibility of a loan would be important to them.
341	Sen. Verger	Restates the importance of having the availability of low interest rate loans.
353	Sen. George	Asks about the use of containers on high ground supplied with water and canned goods.
374	Petrick	Replies that each community has responded differently. Adds that one concern is about perishable goods.
414	Sen. George	Stresses the importance of training for emergencies.

TAPE 35, A

002	Petrick	Relates the training for children in her district.
012	Bela	Submits an information packet consisting of written testimony, maps and flowcharts (EXHIBIT L). Testifies in opposition to Senate Bills SB 2, SB 3, SB 4 and SB 5.
049	Bela	Emphasizes the importance of foresight in emergency planning.
092	Bela	Points out that statewide building codes are inadequate for earthquake protection.
146	Bela	Outlines the lack of attention to earthquake issues.
183	Sen. George	Asks where our preparedness is on a scale of one to ten.
192	Bela	Replies that the timeframe is too lengthy.

202	Chair Shields	Recesses the meeting at 12:46 p.m.
203	Chair Shields	Reconvenes the meeting at 1:07 p.m.
235	Greg Jeffrey	Finance Manager, Department of Administrative Services (DAS). Testifies in support of SB 4.
280	Jeffrey	Discusses proposed amendments to SB 4.
290	Cynthia Byrnes	Department of Justice. Testifies in support of SB 4 and summarizes the proposed changes contained within the amendments.
336	Byrnes	Summarizes technical changes to how the bonds are issued.
377	Byrnes	Notes there is language within the Oregon Constitution which would allow a loan program.
TAPE 36, A		
006	Laura Lockwood	State Treasurer's Office. Testifies in support of SB 4.
021	Bob Simonton	Director of Capital Construction, Oregon University System. Testifies in support of SB 4.
053	Sen. George	Notes the University System needs to let the legislature know how these pieces of the system fit together.
063	Simonton	Responds with an explanation on Federal Emergency Management Agency (FEMA) funding matches.
085	Vicki McConnell	State Geologist. Submits written testimony in support of SB 557 (EXHIBIT M) . Explains the phenomenon of teletsunamis.
100	Marshall Coba	American Council of Engineering Companies of Oregon. Submits written testimony in support of SB 3, SB 4 and SB 5 (EXHIBIT N) .
135	Chair Shields	Closes the public hearing on SB 2, SB 3, SB 4, SB 5 and SB 557 and opens a work session on SB 2.
<u>SB 2 – WORK SESSION</u>		
145	Sen. George	MOTION: Moves to ADOPT SB 2-1 amendments dated 3/9/05.
		VOTE: 3-0-2
		AYE: In a roll call vote, all members present vote Aye.
		EXCUSED: 2 - B. Starr, Walker
		The motion CARRIES.
158	Chair Shields Sen. George	MOTION: Moves SB 2 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.
		VOTE: 3-0-2
		AYE: In a roll call vote, all members present vote Aye.
		EXCUSED: 2 - B. Starr, Walker
		The motion CARRIES.
163	Chair Shields Chair Shields	Closes the work session on SB 2 and opens a public hearing on SB 79.
<u>SB 79 – PUBLIC HEARING</u>		
165	Judith Callens	Committee Administrator. Explains the provisions of the bill.
180	Vicki McConnell	State Geologist. Submits written testimony (EXHIBIT Q) and testifies in support of SB 79.
213	James Bela	Portland resident. Testifies in opposition to SB 79. Remarks that the surveys in question are rapid visual screenings which are not reliable.
255	Bela	Examines new building construction standards on earthquake resistance.
310	McConnell	Agrees that these screenings are the first step in an involved

334	Sen. Verger	process.
336	Bela	Asks Mr. Bela what authority should determine the criteria.
371	Sen. Verger	Answers a structural engineer; reviews the possible total costs involved.
387	Bela	Comments that structural engineers are not part of the equation and would want structural engineers as part of the process.
394	McConnell	Notes that recent measures spell that out.
		Adds that the state-wide needs assessment is just part of the initial steps.
TAPE 35, B		
006	Sen. Verger	Stresses that the public requires clarity on these issues.
011	Sen. George	Asks if the purpose is to perform a pre-qualification.
019	McConnell	Answers that is correct and was the intent of the legislation.
029	Chair Shields	Closes the public hearing on SB 79 and opens a work session on SB 79.
<u>SB 79 – WORK SESSION</u>		
031	Sen. George	MOTION: Moves SB 79 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 - B. Starr
	Chair Shields	The motion CARRIES.
		SEN. GEORGE will lead discussion on the floor.
092	Chair Shields	Closes the work session on SB 79 and opens a work session on SB 3.
<u>SB 3 – WORK SESSION</u>		
050	Sen. George	MOTION: Moves to ADOPT SB 3-1 amendments dated 3/9/05.
		VOTE: 4-0-1
		EXCUSED: 1 - B. Starr
	Chair Shields	Hearing no objection, declares the motion CARRIED.
054	Sen. George	MOTION: Moves SB 3 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.
058	Sen. Verger	Notes her concern that the Committee on Ways and Means considers loans.
084		VOTE: 4-0-1
		AYE: In a roll call vote, all members present vote Aye.
		EXCUSED: 1 - B. Starr
	Chair Shields	The motion CARRIES.
097	Chair Shields	Closes the work session on SB 3 and opens a public hearing on SB 562.
<u>SB 562 – PUBLIC HEARING</u>		
127	Joe Pope	Association of Washington School Principals. Testifies in support of SB 562.
144	Jim Finnell	Chief Executive Officer, Prepared Response. Presents an informational packet containing a White Paper on <i>First Responder Public Building Information System</i> , HB 1218 (State of Washington 2003), correspondence and news articles, (EXHIBIT P) . Testifies in support of SB 562.
194	Finnell	Summarizes State of Washington programs to map high schools to inform first responders.

216	Kenneth Murphy	Oregon Emergency Management. Submits written testimony expressing concerns with the scope of the projects contained within the legislation (EXHIBIT Q) .
267	Pope	Reviews the costs to local entities.
289	Chair Shields	Notes that the League of Oregon Cities does not see a need for the legislation.
302	Finnell	Answers that the mapping has been very beneficial in Washington.
336	Chair Shields	Notes that Senator Brown has asked the committee to wait on some amendments.
340	Sen. Walker	Comments that the intent is good but perhaps the scope of the bill is too large.
365	Finnell	Adds that they have had discussions with Oregon First Responders and adds that there would be value in seeing the entire mapping program.
370	Sen. Kate Brown	Submits written testimony in support of SB 562 (EXHIBIT R) .
402	Chair Shields	Closes the public hearing on SB 562 and opens a public hearing on SB 817.

SB 817 – PUBLIC HEARING

TAPE 36, B

003	Judith Callens	Committee Administrator. Explains the provisions of the bill.
014	Ryan Tribbett	Legislative Assistant, Senator Rick Metsger. Testifies in support of SB 817.
040	Kenneth Murphy	Director, Oregon Emergency Management. Testifies in support of SB 817.
082	Murphy	Reviews outdated infrastructures.
124	Sen. Verger	Reviews communication issues with past emergencies. Expresses that mishaps would have been prevented if communications were automated.
144	Murphy	Explains the emergency communications system.
165	Sen. George	Talks about the importance of digital communication.
190	Murphy	Agrees and stresses that the ability to communicate is vital.
224	James Bela	Portland resident. Testifies in support of SB 817.
273	Chair Shields	Closes the public hearing on SB 817 and adjourns the meeting at 2:11 p.m.

EXHIBIT SUMMARY

- A. SB 2, -1 amendments, staff, 1 p
- B. SB 3, -1 amendments, staff, 2 pp
- C. SB 2, SB 3, SB 4, SB 5, written testimony, Senator Peter Courtney, 2 pp
- D. Seismic Rehabilitation, proposed amendments, Senator Peter Courtney, 5 pp
- E. SB 3, written testimony, Vicki S. McConnell, 1 p
- F. SB 2, SB 3, SB 4, SB 5, written testimony, Yumei Wang, 3 pp
- G. SB 2, SB 3, SB 4, SB 5, written testimony of Jim Doane and Carol Hasenberg, Yumei Wang, 4 pp
- H. SB 2, SB 3, SB 4, SB 5, written testimony, Diane Merten, 2 pp
- I. SB 2, SB 3, SB 557, written testimony of Thomas E. Manning, Diane Merten, 1 p
- J. SB 557, prepared testimony, Senator Bill Morrisette, 1 p
- K. SB 557, prepared testimony, Kenneth D. Murphy, 1 p
- L. SB 557, informational materials (2001), James Bela, 25 pp

M. SB 557, written testimony, Vicki S. McConnell, 1 p
N. SB 3, SB 4, SB 5, written testimony, Marshall Coba, 1 p
O. SB 79, prepared testimony, Vicki S. McConnell, 1 p
P. SB 562, first responders information, informational materials, Jim Finnell, 15 pp
Q. SB 562, written testimony, Kenneth D. Murphy, 1 p
R. SB 562, prepared testimony, Senator Kate Brown, 1 p