

SENATE COMMITTEE ON RULES

March 30, 2005
5:00 P.M.

Hearing Room B
Tapes 35 - 36

Corrected 11/04/05

MEMBERS PRESENT: Sen. Kate Brown, Chair
Sen. Ted Ferrioli, Vice-Chair
Sen. Jason Atkinson
Sen. Charlie Ringo
Sen. Frank Shields

VISITING MEMBER: Sen. Betsy Johnson

STAFF PRESENT: Tiffany Harris, Committee Administrator
Patricia Nielsen, Committee Assistant

MEASURE/ISSUES HEARD:

Executive Appointment – Public Hearing
State Parks and Recreation Commission
James Brown
Approval of drafting requests – Work Session
Introduction of Committee Measures – Work Session
Executive Appointments – Public Hearing
Oregon Criminal Justice Commission
Joshua Marquis
State Parks and Recreation Commission
Sharon Rudi
Oregon Criminal Justice Commission
Eva Temple
Quality Education Commission
Lynn Lundquist
Lorenzo Poe
Executive Appointments – Public Hearing (Appearances waived)
State Fish and Wildlife Commission
Zane Smith
State Parks and Recreation Commission
William Gregory
Quality Education Commission
Susan Massey
Health Services Commission
Lela Garside
Bryan Sohl
Physical Therapy Licensing Board
Cindy Cunningham
Charles Moore
State Board of Tax Practitioners
Michael Addington
Donna Gilmour

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 35, A

005 Chair Brown Calls the meeting to order at 5:09 p.m. Opens as subcommittee.
Opens public hearing on executive appointment.

EXECUTIVE APPOINTMENT – PUBLIC HEARING

STATE PARKS AND RECREATION COMMISSION – APPOINTMENT OF JAMES BROWN

(EXHIBIT A)

010 Tiffany Harris Committee Administrator. Presents overview of executive appointment before the committee.

015 Chair Brown Reviews procedure for executive appointments. Gavels in full committee at 5:12 p.m.

045 James Brown Appears by telephone conference. Salem, Oregon. Natural Resource Policy Director, Governor's Office. Discusses his background and qualifications for the position. Discusses his use of the parks system

075 Chair Brown Closes public hearing on executive appointment. Opens work session for consideration of drafting request and introduction of committee measures.

APPROVAL OF DRAFTING REQUEST AND INTRODUCTION OF COMMITTEE MEASURES – WORK SESSION

085 Chair Brown **MOTION: Moves one drafting request be approved for drafting by Legislative Counsel and introduction as a committee bill. (EXHIBIT B) and (EXHIBIT C).**

086 Chair Brown **MOTION: Moves the following list of LC drafts BE INTRODUCED as committee bills:**

LC 2368 (EXHIBIT D) (Printed as SB 1028)

LC 2721 (EXHIBIT E) (Printed as SB 1029)

LC 3466 (EXHIBIT F) (Printed as SB 1030)

LC 3467 (EXHIBIT G) (Printed as SB 1031)

LC 3493 (EXHIBIT H) (Printed as SB 1032)

LC 3520 (EXHIBIT I) (Printed as SB 1033)

LC 3523 (EXHIBIT J) (Printed as SB 1034)

LC 3524 (EXHIBIT K) (Printed as SB 1035)

LC 3525 (EXHIBIT L) (Printed as SB 1036)

LC 3526 (EXHIBIT M) (Printed as SB 1038)

LC 3530 (EXHIBIT N) (Printed as SB 1039)

LC 3536 (EXHIBIT O) (Printed as SB 1037)

LC 3540 (EXHIBIT P) (Printed as SB 1040)

108 Chair Brown Notes caveats that voting for the drafting and introduction of the measures is not an indication of support for the measures, and that introduction of measures will not delay end of legislative session.

110 **VOTE: 4-0-1**

EXCUSED: 1 – Ringo

Chair Brown Hearing no objection, declares the motion CARRIED.

115 Chair Brown Closes work session on drafting and introductions. Opens public hearing on executive appointments to the Criminal Justice Commission.

EXECUTIVE APPOINTMENT – PUBLIC HEARING

OREGON CRIMINAL JUSTICE COMMISSION – APPOINTMENT OF JOSHUA MARQUIS

(EXHIBIT R)

125	Chair Brown	Inquires why Mr. Marquis desires to serve on the Criminal Justice Commission, and asks him to tell the committee about himself.
130	Joshua Marquis	Appears by telephone conference. Clatsop County District Attorney. Past President, Oregon District Attorneys Association. Introduces himself. Discusses his interest in and qualifications for the appointment.
160	Chair Brown	Comments on concerns about his passion and ability to play a moderating role on the commission.
165	Marquis	Responds that he does not see his passion as polarizing. Notes he has been attending the commission meetings for five months, without voting. Relates that he has been working well with members.
175	Rep. Deborah Boone	District 32. Testifies in support of the appointment. States that Mr. Marquis will bring an interesting touch to the commission. Relates Mr. Marquis' passion about justice and his qualifications for the position.
190	Sen. Betsy Johnson	District 16. Speaks in support of the appointment. Comments that commissions are the venue where differences should be worked out.
200	Chair Brown	Explains that this is only a public hearing. Closes public hearing on Criminal Justice Commission and opens public hearing on Parks and Recreation Commission.

EXECUTIVE APPOINTMENTS – PUBLIC HEARING

STATE PARKS AND RECREATION COMMISSION – APPOINTMENT OF SHARON RUDI

(EXHIBIT A)

235	Sharon Rudi	Appears by telephone conference. Baker City. Agent, Nelson Real Estate. Introduces herself. Discusses her interest and qualifications for the appointment.
255	Chair Brown	Asks about her commitment to service on the planning commission.
260	Rudi	Responds that she can terminate her involvement if it conflicts.
262	Chair Brown	Inquires if she is currently employed.
265	Rudi	Responds that she has been a real estate broker for 15 years.
275	Chair Brown	Closes public hearing on Parks and Recreation and reopens public hearing on Oregon Criminal Justice Commission.

EXECUTIVE APPOINTMENT – PUBLIC HEARING

OREGON CRIMINAL JUSTICE COMMISSION – APPOINTMENT OF EVA TEMPLE

(EXHIBIT R)

285	Eva Temple	Appears by telephone conference. Introduces herself. Discusses her interest and qualifications for the appointment. Formerly a public defender. Currently practices in Pendleton, mainly civil litigation. Discusses criminal justice issues in her area.
350	Craig Prins	Executive Director, Criminal Justice Commission. Testifies in support of the appointment. Approves having diverse viewpoints on the commission.
370	Chair Brown	Comments the appointee is the sole representative of the eastern side of Oregon and appreciates that. Appreciates the Governor's work to make appointments that diversify membership in location, gender, and race.
375	Chair Brown	Closes public hearing on Criminal Justice Commission and opens

public hearing on the Quality Education Commission.

EXECUTIVE APPOINTMENT – PUBLIC HEARING

**QUALITY EDUCATION COMMISSION – APPOINTMENTS OF LYNN LUNDQUIST AND
LORENZO POE (EXHIBIT Q)**

400	Lynn Lundquist	Appears by telephone conference. Former legislator. Introduces himself. Discusses background, interest and qualifications for the appointment. Discusses his interest in improving quality education in Oregon.
TAPE 36, A		
015	Chair Brown	Asks how he sees the commission being used as a tool for the legislature to solve school funding issues.
020	Lundquist	Comments on purpose of the Quality Education Model to give tools to see connection between resources and outcomes. States that the role of the commission is not to fund K-12 education. Expresses support for SB 38. Describes purpose of SB 38.
055	Lorenzo Poe	Appears by telephone conference. Member Portland Public School Board. Director, County Department of School and Community Partnerships. Expresses his interest in serving on the commission.
070	Chair Brown	Asks about his familiarity with the commission and its role.
075	Poe	Discusses quality education model and the role of the commission to set standards.
085	Sen. Shields	Greets Mr. Poe.
090	Chair Brown	Closes public hearing on appointments to the Quality Education Commission. Opens public hearing on additional executive appointments.

EXECUTIVE APPOINTMENTS – PUBLIC HEARING

**FISH AND WILDLIFE COMMISSION – REAPPOINTMENT OF ZANE SMITH
(EXHIBIT S)**

**PARKS AND RECREATION COMMISSION – REAPPOINTMENT OF WILLIAM GREGORY
(EXHIBIT A)**

QUALITY EDUCATION COMMISSION – REAPPOINTMENT OF SUSAN MASSEY (EXHIBIT Q)

**HEALTH SERVICES COMMISSION – APPOINTMENT OF LEDA GARSIDE AND
REAPPOINTMENT OF BRYAN SOHL (EXHIBIT T)**

**PHYSICAL THERAPY LICENSING BOARD – REAPPOINTMENTS OF CINDY CUNNINGHAM
AND CHARLES MOORE (EXHIBIT U)**

**BOARD OF TAX PRACTITIONERS – APPOINTMENT OF MICHAEL ADDINGTON AND
REAPPOINTMENT OF DONNA GILMOUR (EXHIBIT V)**

095	Chair Brown	Advises appearances have been waived for all the above appointments and reappointments. Seeing no requests for public testimony, closes public hearing on the listed boards and commissions. Adjourns the meeting at 5:45 p.m.
-----	-------------	--

EXHIBIT SUMMARY

-
- A. Parks & Recreation Commission, staff and Governor's office, 20 pp**
- B. Drafting and introduction requests, memorandum, staff, 2 pp**
- C. Drafting request, Sen. Kate Brown, 11 pp**
- D. Introductions, LC 2368, staff, 16 pp**
- E. Introductions, LC 2721, staff, 32 pp**
- F. Introductions, LC 3466, staff, 22 pp**

- G. Introductions, LC 3467, staff, 2 pp**
- H. Introductions, LC 3493, staff, 5 pp**
- I. Introductions, LC 3520, staff, 8 pp**
- J. Introductions, LC 3523, staff, 2 pp**
- K. Introductions, LC 3524, staff, 3 pp**
- L. Introductions, LC 3525, staff, 8 pp**
- M. Introductions, LC 3526, staff, 5 pp**
- N. Introductions, LC 3530, staff, 3 pp**
- O. Introductions, LC 3536, staff, 30 pp**
- P. Introductions, LC 3540, staff, 11 pp**
- Q. Quality Education Commission, staff and Governor's office, 13 pp**
- R. Criminal Justice Commission, staff and Governor's office, 16 pp**
- S. Fish and Wildlife Commission, staff and Governor's office, 6 pp**
- T. Health Services Commission, staff and Governor's office, 17 pp**
- U. Physical Therapy Licensing Board, staff and Governor's office, 7 pp**
- V. Tax Practitioners, Board of, staff and Governor's office, 8 pp**