

## SENATE COMMITTEE ON RULES

June 07, 2005  
8:00 A.M.

Hearing Room B  
Tapes 90 - 91

Corrected 10/27/05

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

**STAFF PRESENT:** Tiffany Harris, Committee Administrator  
Brittany Kenison, Committee Assistant

**MEASURE/ISSUES HEARD:**

HB 2077 A – Public Hearing  
HB 3206 – Public Hearing  
HB 2937 – Public Hearing and Work Session  
HB 2669 A – Public Hearing and Work Session  
HB 2513 A – Public Hearing and Work Session  
HB 3465 - Reconsideration and Work Session

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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.

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TAPE/#	Speaker	Comments
<b>TAPE 90, A</b>		
003	Chair Brown	Calls the meeting to order at 8:03 a.m. Opens a public hearing on HB 2077 A.
<b>HB 2077 A – PUBLIC HEARING</b>		
008	Tiffany Harris	Committee Administrator. Provides an overview of HB 2077 A.
015	Sen. Frank Morse	Senate District 8. Testifies in support of HB 2077 A.
050	Jessica Adamson	Associated General Contractors. Introduces Larry Gescher.
052	Larry Gescher	Slate Construction, Stayton, Oregon. Testifies in support of HB 2077 A. Explains how the increase of steel has put many businesses in a bind. Urges the Oregon Department of Transportation (ODOT) to adopt the clause to provide relief to current contractors.
125	Sen. Shields	Asks when the oil fuel escalation/de-escalation clause went into effect and how it has worked over the years.
127	Gescher	Replies that it has worked really well. States that it dates back to the 1970's.
130	Sen. Ringo	Asks if any contractors have benefited from the price of steel.
143	Gescher	Responds.
144	Sen. Ringo	Asks if any general contractors benefited from steel prices before the sharp increase.
148	Adamson	Responds.
174	John Jackley	ODOT. Testifies regarding HB 2077 A. Submits written testimony ( <b>EXHIBIT A</b> ).
200	Sen. Ringo	Asks what the charge will be to ODOT.
202	Jackley	Responds, 5 million dollars. Elaborates.
210	Chair Brown	Asks to clarify the intent of the bill relating to steel prices

220	Jackley	dropping. Responds that it addresses a specific period of time. Explains that prices have not dropped.
227	Chair Brown	Asks if he has talked with the city and county regarding the bill.
228	Jackley	Responds.
243	Sen. Ringo	Asks why the bill does not have an emergency clause.
254	Jackley	Responds.
257	Sen. Ringo	Clarifies that he was asking about future contracts.
258	Jackley	Responds.
260	Chair Brown	Informs Sen. Ringo that the bill would apply to existing contracts.
268	Jackley	Comments on the Chair's statement.
270	Sen. Ringo	Discusses chart showing steel prices and asks for comment regarding steel prices decreasing.
282	Sen. Shields	Notes that the chart is for steel scrap.
285	Adamson	Addresses the chart showing a decrease in steel prices. Refers to section two of the bill. Explains increase/decrease clause.
311	John Oahad	Association of Oregon Counties. Testifies in opposition to HB 2077 A.
398	Chair Brown	Asks if the issue discussed was raised in the House.
400	Oahad	Replies that it was a totally different bill in the House and that it has been gut and stuffed.
408	Susan Schmeider	Government Relations, City of Portland. Testifies in opposition to HB 2077 A. Presents solutions to the bill.
425	Sen. Shields	Asks about the financial impact of presented solutions.
430	Schmeider	Responds.
440	Will Tiffany	League of Oregon Cities. Testifies in opposition to HB 2077 A.

**TAPE 91, A**

004	Sen. Atkinson	Asks who benefits from the projects.
008	Schmeider	Answers that everyone does.
010	Sen. Atkinson	Comments on the issue.
025	Sen. Ringo	Provides perspective if steel prices were to decrease. Questions who will pay for it.
040	Sen. Ferrioli	Asks if there is any way to engage federal offices to ask how they deal with the escalation/de-escalation clauses.
049	Oahad	Responds. Explains the issues of the federal government.
061	Sen. Ferrioli	States that opponents and proponents should discuss the issues at hand.
068	Chair Brown	Asks if discussions have been held.
071	Adamson	Replies no.
073	Chair Brown	States that the witnesses have 48 hours to present solutions. Closes the public hearing on HB 2077 A. Opens a public hearing on HB 3206.

**HB 3206 – PUBLIC HEARING**

075	Tiffany Harris	Committee Administrator. Presents an overview of HB 3206.
080	Matt Lysne	Attorney, Preston Gates and Ellis. Testifies in opposition to HB 3206.
142	Sen. Ringo	Asks for the individuals testifying to introduce themselves.
145	Doug Nickels	Director, Construction Management Program for Educational Service District (ESD) 112. Introduces himself.
146	Tim Murlino	Chief Financial Officer, Educational Service District 112. Introduces himself.
147	Sen. Ringo	Clarifies that it concerns all of their businesses.
152	Nickels	Responds.

160	Sen. Ringo	Asks if this is an example of an entrepreneurial activity of ESDs.
164	Nickels	Replies that they get paid a fee for their services.
165	Sen. Ringo	Clarifies that they make a profit.
166	Nickels	Responds that it is not a for-profit operation. Explains that they are a non-profit entity.
169	Sen. Ringo	Clarifies that ESDs carry out activities for the purpose of making money for the ESDs.
174	Murlino	Responds that Sen. Ringo is incorrect in his perception. Elaborates.
186	Chair Brown	Asks Murlino to repeat his testimony regarding the numbers mentioned.
189	Murlino	Repeats allocations.
190	Chair Brown	Clarifies that their budget is \$47 million.
196	Sen. Ringo	Asks who else will be testifying on the bill.
201	Chair Brown	Responds that she hope the proponents of the bill plan to testify.
202	Murlino	Responds further to previous question.
205	Chair Brown	Asks about the services provided by the ESD in Washington.
210	Murlino	Provides list of services by ESD.
212	Chair Brown	Clarifies that they provide all special education services.
215	Murlino	Responds, yes. Provides list. Continues to provide list of services.
219	Chair Brown	Asks if they provide after-school and pre-school programs.
220	Murlino	Replies yes. Continues list of services.
237	Sen. Ringo	Points out that there are nine ESDs in the state of Washington compared to Oregon which has twenty ESDs.
239	Chair Brown	Asks how many school districts are in Washington.
240	Murlino	Responds, 196 school districts.
243	Sen. Ringo	Comments on ESDs.
253	Jessica Adamson	Associated General Contractors. Testifies in support of HB 3206. Submits report, "Proposal for Sweet Home School District" <b>(EXHIBIT B)</b> .
280	Jerry Milstead	President, Milstead & Associates. Testifies in support of HB 3206.
340	Sen. Ferrioli	Asks Milstead to clarify that he is not affiliated with the public sector.
347	Milstead	Responds, no.
348	Sen. Ferrioli	Asks about competition with ESD.
350	Milstead	Responds.
375	Chair Brown	Asks Adamson about public entities from Oregon bidding on public works projects in Washington.
381	Adamson	Replies no.
385	Chair Brown	Closes the public hearing on HB 3206 and opens a public hearing on HB 2937.

#### **HB 2937 – PUBLIC HEARING**

390	Tiffany Harris	Committee Administrator. Gives overview of HB 2937.
415	Paul Romain	Oregon Petroleum Association. Submits and presents written testimony in support of HB 2937 <b>(EXHIBIT E)</b> .
455	Chair Brown	Asks how often it happens.
460	Romain	Responds that it is a growing problem.

#### **TAPE 90, B**

005	Chair Brown	Asks about provisional licensures for work.
010	Romain	Responds.
012	Chair Brown	Asks if it applies to stealing gas from other cars.
014	Romain	Replies yes.

016	Sen. Shields	Presents scenario. Asks about identifying the driver of the vehicle.
025	Romain	Responds to question.
028	Sen. Ringo	Asks whether the suspension is mandatory or whether it is discretionary.
032	Romain	Responds.
036	Chair Brown	Assumes that it is a preventative tool.
037	Romain	Replies yes.
038	Sen. Ringo	Comments on removing judicial discretion.
042	Romain	Responds that mandatory becomes discretionary with the provisions in the bill.
044	Chair Brown	Closes public hearing and opens work session on HB 2937.
<b><u>HB 2937 – WORK SESSION</u></b>		
045	Chair Brown	<b>MOTION: Moves HB 2937 to the floor with a DO PASS recommendation.</b>
		<b>VOTE: 4-0-1</b>
		<b>EXCUSED: 1 - Sen. Atkinson</b>
	Chair Brown	<b>Hearing no objection, declares the motion CARRIED.</b>
		<b>SEN. SHIELDS will lead discussion on the floor.</b>
		Closes work session and opens public hearing on HB 2669 A.
050	Chair Brown	
<b><u>HB 2669A – PUBLIC HEARING</u></b>		
053	Tiffany Harris	Committee Administrator. Explains the bill.
056	Paul Romain	Oregon Petroleum Association. Testifies in support of HB 2669 A.
078	Chair Brown	Closes the public hearing and opens a work session on HB 2669 A.
<b><u>HB 2669A – WORK SESSION</u></b>		
085	Chair Brown	<b>MOTION: Moves HB 2669 A to the floor with a DO PASS recommendation.</b>
		<b>VOTE: 4-0-1</b>
		<b>EXCUSED: 1 - Sen. Atkinson</b>
	Chair Brown	<b>Hearing no objection, declares the motion CARRIED.</b>
		<b>SEN. FERRIOLI will lead discussion on the floor.</b>
		Closes work session and opens public hearing on HB 2513 A.
090	Chair Brown	
<b><u>HB 2513 A – PUBLIC HEARING</u></b>		
095	Scott Ashcom	Executive Director, Oregon Agricultural Alliance. Submits and presents written testimony in support of HB 2513 A ( <b>EXHIBIT C</b> ).
130	Sen. Ringo	Asks if there is a minimum shipment size that it would apply to.
131	Ashcom	Replies no.
132	Sen. Ringo	Asks about a specific scenario.
134	Ashcom	Responds.
142	Sen. Ringo	Asks relating question.
144	Ashcom	Responds.
147	Sen. Ferrioli	Refers to EXHIBIT C. Asks to discuss nursery stock options.
152	Ashcom	Discusses nursery livestock.
168	Chair Brown	Closes public hearing and opens work session on HB 2513 A.
<b><u>HB 2513 A – WORK SESSION</u></b>		
170	Chair Brown	<b>MOTION: Moves HB 2513 A to the floor with a DO PASS recommendation.</b>
		<b>VOTE: 4-0-1</b>
		<b>EXCUSED: 1 - Sen. Atkinson</b>
	Chair Brown	<b>Hearing no objection, declares the motion CARRIED.</b>
		<b>SEN. RINGO will lead discussion on the floor.</b>

174	Chair Brown	Closes work session and opens work session on HB 3465.
<b><u>HB 3465 – RECONSIDERATION AND WORK SESSION</u></b>		
180	Chair Brown	<b>MOTION: Moves to SUSPEND the rules for the purpose of reconsidering HB 3465.</b> <b>VOTE: 4-0-1</b> <b>EXCUSED: 1 - Sen. Atkinson</b> <b>Hearing no objection, declares the motion CARRIED.</b>
181	Chair Brown Chair Brown	<b>MOTION: Moves to RECONSIDER the vote by which HB 3465 was moved to the floor with a DO PASS recommendation.</b> <b>VOTE: 4-0-1</b> <b>EXCUSED: 1 - Sen. Atkinson</b> <b>Hearing no objection, declares the motion CARRIED.</b>
183	Chair Brown Chair Brown	<b>MOTION: Moves to ADOPT HB 3465-1 amendments dated 05/31/05.</b>
186	Sen. Ringo	Asks for explanation of the -1 amendments.
188	Tiffany Harris	Committee Administrator. Gives overview of the -1 amendments (EXHIBIT D).
190		<b>VOTE: 5-0-0</b> <b>Hearing no objection, declares the motion CARRIED.</b>
200	Chair Brown Chair Brown	<b>MOTION: Moves HB 3465 to the floor with a DO PASS AS AMENDED recommendation.</b> <b>VOTE: 5-0-0</b> <b>Hearing no objection, declares the motion CARRIED.</b> <b>SEN. FERRIOLI will lead discussion on the floor.</b>
204	Sen. Atkinson	Asks for permission to vote on HB 2513 A.
205	Chair Brown	Closes work session and opens work session on HB 2513 A.
<b><u>HB 2513 A – WORK SESSION</u></b>		
210	Sen. Ferrioli	<b>MOTION: Moves to SUSPEND the rules for the purpose of reconsidering HB 2513 A.</b> <b>VOTE: 5-0-0</b> <b>Hearing no objection, declares the motion CARRIED.</b>
212	Chair Brown Sen. Ferrioli	<b>MOTION: Requests unanimous consent that the rules be SUSPENDED to allow SEN. ATKINSON to BE RECORDED as voting AYE on the motion to Move HB 2513 A to the floor with a DO PASS recommendation.</b> <b>VOTE: 5-0-0</b> <b>Hearing no objection, declares the motion CARRIED.</b> <b>VOTE: 5-0-0</b> <b>Hearing no objection, declares the motion CARRIED.</b> <b>SEN. RINGO will lead discussion on the floor.</b>
215	Chair Brown	Closes work session and adjourns the meeting at 9:21 a.m.

## **EXHIBIT SUMMARY**

- A. HB 2077, written testimony, John Jackley, 2 pp
- B. HB 3206, report, Jessica Adamson, 8 pp
- C. HB 2513 A, written testimony, Scott Ashcom, 1 p
- D. HB 3465, -1 amendments, staff, 1 p
- E. HB 2937, written testimony, Paul Romain, 2 pp



## SENATE COMMITTEE ON RULES

June 07, 2005  
3:00 P.M.

Hearing Room B  
Tapes 92 - 93

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

**MEMBER VISITING:** Sen. Ben Westlund

**STAFF PRESENT:** Tiffany Harris, Committee Administrator  
Katie Lowry, Committee Assistant

**MEASURE/ISSUES HEARD:**  
SB 1073 – Public Hearing and Work Session

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TAPE/#	Speaker	Comments
<b>TAPE 92, A</b>		
005	Chair Brown	Calls meeting to order at 3:05 p.m. and opens a public hearing on SB 1073.
<b><u>SB 1073 – PUBLIC HEARING</u></b>		
008	Tiffany Harris	Committee Administrator. Provides an overview of SB 1073. Submits the -1 amendments to SB 1073 <b>(EXHIBIT A)</b> .
015	Sen. Frank Morse	Senate District 8. Testifies in support of SB 1073. Explains the -1 amendments.
035	Sen. Charles Starr	Senate District 13. Submits and reads written testimony in opposition to SB 1073 <b>(EXHIBIT B)</b> .
089	Sen. Shields	Verifies that the -1 amendments make very clear what is already in SB 1073 and they do not change the original bill. Explains that when someone is authorized to perform a marriage, it doesn't mean they are required to perform the marriage.
096	Sen. Morse	Replies yes. Explains the -1 amendments make it indisputable that those who are licensed to perform marriages have no obligation to perform civil unions.
099	Sen. Shields	Explains that when he was in ministry, nobody could force him to perform any marriage that he didn't want to perform. Discusses the -1 amendments. Thanks Sen. Morse for his testimony.
115	Roey Thorpe	Executive Director, Basic Rights Oregon. Submits and reads written testimony in support of SB 1073 <b>(EXHIBIT C)</b> .
175	Rev. Eugene Ross	Conference Minister, Central Pacific Conference of the United Church of Christ. Submits and reads written testimony in support of SB 1073 <b>(EXHIBIT D)</b> .
225	David Fidanque	Executive Director, ACLU. States support for SB 1073. Discusses reciprocal benefits legislation (2005). Discusses the

		campaign in opposition to Measure 36. Submits and explains material from the campaign <b>(EXHIBIT E)</b> . Discusses the November, 2004 Oregon State Voter's Pamphlet. Urges committee to vote yes on SB 1073.
284	Sen. Atkinson	Points out that SB 1073 is broad. Asks if that is by design so that gay, lesbian, bisexual, and transgender people can all take advantage of a civil union.
289	Thorpe	Explains it means the gender of the two partners would not be a condition of the responsibilities and protections of marriage.
293	Chair Brown	Believes the same laws would apply to married couples also. Explains that two people cannot be married and enter into a civil union as well.
303	Stella Guenther	Resident, Benton County. Testifies in opposition to SB 1073.
352	J.J. Quinlivan	Resident, Corvallis. Submits and highlights written testimony in opposition to SB 1073 <b>(EXHIBIT F)</b> .
408	James Russell	Resident, Sweet Home. Submits and reads written testimony in opposition to SB 1073 <b>(EXHIBIT G)</b> .
<b>TAPE 93, A</b>		
001	Russell	Continues reading submitted testimony in opposition to SB 1073.
024	Chair Brown	Mentions that witness believes the government should provide homosexuals with rights. Asks witness how that should be done.
026	Russell	Explains he is not familiar with opportunities. States SB 1073 goes too far because it redefines the term marriage.
033	Theresa Gevurtz	Citizen. Submits and reads written testimony in support of SB 1073 <b>(EXHIBIT H)</b> .
075	Kelly Burke	Citizen. Submits and reads written testimony in support of SB 1073 <b>(EXHIBIT I)</b> .
085	Chair Brown	Asks how many dependents.
086	Burke	Replies 19.
088	Burke	Continues reading submitted testimony.
112	Beth Allen	Attorney. Submits and reads written testimony in support of SB 1073 <b>(EXHIBIT J)</b> .
166	Sen. Westlund	Makes comments regarding witness' testimony.
171	Gevurtz	Responds.
182	Michael Howden	Stronger Families For Oregon. Testifies in opposition to SB 1073.
200	Chair Brown	Asks why the Oregon Family Council and the Defense of Marriage Coalition said during the campaign that Ballot Measure 36 specifically did not apply to civil unions. Reads quote from Tim Nashif in the Bend Bulletin from August 20, 2004. Asks if witness disagrees with the position of the Defense of Marriage Coalition and the Oregon Family Council during the campaign.
210	Howden	Confirms Measure 36 did not address the term civil unions.
211	Chair Brown	Answers correct. Verifies that Measure 36 does not prohibit civil unions.
212	Howden	Confirms this. Explains that Stronger Families For Oregon believes that SB 1073 would violate the intention of the voters. Discusses quotes during Measure 36.
228	Chair Brown	Verifies that witness is supportive of Oregonians here seeking civil rights.
229	Howden	Replies he is supportive of every Oregonian accessing the process.
230	Howden	Responds to earlier comments. Makes closing remarks.



251	Tootie Smith	Oregon Family Council. Submits and reads written testimony in opposition to SB 1073 <b>(EXHIBIT K)</b> . Submits written testimony on behalf of Herbert G. Grey, Attorney at Law, in opposition to SB 1073 <b>(EXHIBIT L)</b> .
265	Chair Brown	Asks if the Oregon Family Council would support the bill if the 800-1,000 rights were delineated statute by statute.
268	Smith	Explains the Oregon Family Council would be supportive of reciprocal benefits of all Oregonians who currently cannot take advantage of marriage.
272	Chair Brown	Points out that the reciprocal beneficiaries' bill covers about 11 benefits. Explains this committee is talking about 1,000 benefits. Expresses concerns regarding children in custody and divorce proceedings. Asks if witness believes there should be a law on the books to protect the legal rights of children.
277	Smith	Believes the legal rights of children are protected by the state of Oregon and social services. Explains that only certain benefits were outlined in the reciprocal beneficiaries' bill because of the large fiscal impact. Discusses fiscal analysis done in Vermont.
296	Chair Brown	Asks if witness heard Mr. Little, a former Republican legislator from Vermont, when he testified on SB 1000 (2005).
297	Smith	Explains she was aware he was here, but does not remember his testimony.
298	Chair Brown	Explains Vermont passed both a civil unions bill as well as a reciprocal beneficiaries' bill. Believes no one has used the reciprocal beneficiaries' bill in Vermont over the last five years. Believes this shows a reciprocal beneficiaries' bill does not provide the legal protection that couples and parties need.
307	Smith	Explains that if both types of bills were passed, perhaps one bill provided more benefits to a person than another. Discusses reciprocal benefits law in Hawaii. Discusses Measure 36. Believes HB 3476 (2005) is the best approach.
325	Chair Brown	Asks what group the witness is representing today.
326	Smith	Replies the Oregon Family Council.
328	Chair Brown	Verifies that is the same organization that Tim Nashif is with.
329	Smith	Believes that to be true.
330	Chair Brown	Reads quotes Tim Nashif said during the campaign for Measure 36. Asks if the Oregon Family Council is now changing its position or if Mr. Nashif was speaking outside of the organization when he said that same sex couples should seek marriage like rights such as civil unions.
345	Smith	Discusses different interpretations of civil unions. Believes SB 1000 (2005) has defined civil unions and that they were not defined during the Measure 36 campaign.
365	Chair Brown	Repeats quote by Tim Nashif. Verifies that witness believes people didn't have a sense of what that meant during the campaign. Explains that is why HB 3476 (2005) was drafted.
368	Smith	Reiterates belief that civil unions were not defined during the Measure 36 campaign.
378	Chair Brown	Reads quote from Georgine Rice, spokesperson for the Defense of Marriage Coalition. Asks if witness believes that people didn't have a sense of what was meant by the quote.
383	Smith	Believes that quote was not widely picked up in the press and media and that people didn't know what civil unions were like in Vermont. Believes there still to be confusion about what civil

391	Chair Brown	unions and reciprocal benefits are to a lot of Oregonians. Asks why Measure 36 didn't specifically preclude civil unions if that was the intent of the measure.
395	Smith	Replies she does not know. Believes the intent of Measure 36 was to solemnize marriage between one man and one woman.
398	Chair Brown	States that Mr. Nashif said they did that. Repeats quote.
401	Smith	States that they felt marriage needed defended.
403	Bob Castagna	General Counsel and Executive Director, Oregon Catholic Conference. Submits informational packet in opposition <b>(EXHIBIT M)</b> . Reads written testimony included in informational packet.
 <b>TAPE 92, B</b>		
001	Castagna	Continues reading submitted testimony.
030	Chair Brown	Believes that there are many heterosexual couples that use surrogacy. Asks if that is correct.
031	Castagna	Replies yes. States that the contracts themselves are not legally enforceable. States they violate other Oregon statutes.
034	Sen. Ringo	Refers to previously submitted material <b>(EXHIBIT E)</b> . Asks if the witnesses have had a chance to see the list of 100 rights, responsibilities, and protections.
039	Castagna	Replies yes.
040	Sen. Ringo	Asks if Ms. Smith has seen the list.
041	Smith	Replies no.
042	Sen. Ringo	Says they were in the Voter's Pamphlet. Asks if there is another copy.
043	Sen. Ringo	Asks Mr. Castagna if he has seen this list.
044	Castagna	Recalls seeing them in the Voter's Pamphlet. Believes that some of them are duplicative of others that appeared on other pages in the Voter's Pamphlet.
045	Sen. Ringo	Wants to look at the list of 100.
046	Castagna	States he hasn't seen this list.
047	Sen. Ringo	Asks witnesses to imagine there is a heterosexual couple that has been married for 20 years and a homosexual couple that has had a committed relationship for 20 years. Asks witnesses to point out which of the listed rights should not apply to the homosexual couple that has been together for 20 years. Points out an example regarding consent or refusal of consent of an autopsy on a partner's body.
051	Smith	Believes that may be something that is listed in HB 3476 (2005).
052	Sen. Ringo	Asks if witness believes that consenting to an autopsy is part of HB 3476 (2005).
053	Smith	Replies yes and all of the rights that go with it. Discusses rights for people and comments on Measure 36.
060	Sen. Ringo	Reiterates question regarding which right should not be afforded to a homosexual couple who has had a committed relationship for 20 years.
066	Smith	Believes that the question is redundant and designed to embarrass the panel. Reiterates position of the Oregon Family Council. Believes it is a waste of time to look at a contrived list of 100 rights and benefits that a minority of Oregonians want.
072	Sen. Ringo	Comments it may be a waste of time for the witness, but it is not a waste of time for the Oregonians who want these rights conferred upon them by law. Discusses rights and benefits not received by homosexual couple. Reiterates these are rights that

087	Howden	matter to Oregonians. Appreciates Sen. Ringo's question. Explains he did not see this list today, but that he saw the list in the Voter's Pamphlet. Discusses the institution of marriage. Expresses concerns with fatherhood. Submits question of whether a child has a right to both a mother and a father.
105	Castagna	Believes the rights that many gay and lesbian couples seek can be arranged for through contracts, wills, etc. Discusses the reciprocal beneficiaries' law in Hawaii.
116	Chair Brown	Points out that during the campaign, the proponents of Measure 36 didn't prohibit civil unions. Expresses concern that people are now saying that civil unions violate the will of the voters. Mentions that Vermont has had civil unions in place for five years and believes that most Oregonians have a good understanding of what civil unions are.
135	Sen. Ringo	Remarks there are a lot of benefits that cannot be contracted for. Provides examples.
145	Castagna	Explains that the reciprocal beneficiary law in Hawaii is broader than HB 3476 (2005), and it includes items such as health insurance benefits, etc. Suggests HB 3476 (2005) could be amended to be similar to Hawaii's statute.
150	Chair Brown	States the committee looks forward to HB 3476 (2005) coming over from the House.
151	Sen. Shields	Wonders if the witnesses have looked at the list of 100 rights and benefits.
152	Chair Brown	States the committee has already discussed that list.
160	Peggy Senger Parsons	Pastor, Freedom Friends Church, Salem. Submits and reads written testimony in support of SB 1073 <b>(EXHIBIT N)</b> .
201	Steve Wagenhoffer	Citizen. Testifies in support of SB 1073. Relates personal story.
234	Kento Azegami	Portland State College Democrats. Testifies in support of SB 1073. Shares statistics. Relates personal story. Submits written testimony <b>(EXHIBIT O)</b> .
300	Jonathan Horton	Resident, McMinnville. Testifies in opposition to SB 1073. Reads passage from Bible (Romans 1:24-32). Submits and refers to written testimony <b>(EXHIBIT P)</b> .
380	Isaac Horton	Resident, McMinnville. Submits and reads written testimony in opposition to SB 1073 <b>(EXHIBIT Q)</b> .
<b>TAPE 93, B</b>		
001	I. Horton	Continues reading submitted testimony.
010	Darrel Adams	Resident, Aumsville. Submits and reads written testimony in opposition to SB 1073 <b>(EXHIBIT R)</b> .
045	Kathy Eaton	Governance Chair, League of Women Voters of Oregon. Submits and reads written testimony in support of SB 1073 <b>(EXHIBIT S)</b> .
055	Liz Stanhope	Resident, Salem. Testifies in support of SB 1073.
064	Rebecca Flynn	Citizen. Testifies in support of SB 1073. Relates personal story.
089	Andi Miller	Executive Director, Common Cause Oregon. Testifies in support of SB 1073. Relates personal story of Adair Robinson-Miller.
102	Betty Haus	American Association of University Women of Oregon. Testifies in support of SB 1073.
110	Nina Rhea	Resident, Portland. Testifies in opposition to SB 1073. Submits written testimony <b>(EXHIBIT T)</b> .
135	Miranda Yarbrough	Resident, Salem. Submits and summarizes written testimony in opposition to SB 1073 <b>(EXHIBIT U)</b> .

160	Audrey Engel	Resident, Salem. Testifies in opposition to SB 1073. Submits written testimony <b>(EXHIBIT V)</b> .
175	Sen. Westlund	Comments that all of the young people who have testified today have done a great job. Thanks them for being here.
178	Sen. Ringo	Believes that it is good for them to come and give their opinion on the subject. Comments he has received email from people opposed to SB 1073 who have never met anybody who is gay or lesbian. Suggests that witness will meet people who are gay and lesbian, and that may impact the witness' opinion some.
191	Rhea	Makes comments.
194	Engel	Responds.
202	Michael Marsh	Citizen. Testifies in opposition to SB 1073.
222	Susan Anderson	Resident, Eugene. States opposition to SB 1073. Defers time to Nancy Hansen. Submits written testimony <b>(EXHIBIT W)</b> .
227	Nancy Hansen	Resident, Eugene. Relates personal story. Submits written testimony in opposition to SB 1073 <b>(EXHIBIT X)</b> .
247	Chair Brown	Asks if witness supports the reciprocal beneficiaries' bill.
248	Hansen	Replies yes. Believes it is a reasonable compromise.
260	Chair Brown	Closes the public hearing and opens a work session on SB 1073.

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

Kathy Fritts	Resident, Salem. Submits written testimony in opposition to SB 1073 <b>(EXHIBIT Y)</b> .
Betsy Schultz	Resident, Springfield. Submits written testimony in opposition to SB 1073 <b>(EXHIBIT Z)</b> .

**SB 1073 – WORK SESSION**

<b>265</b>	<b>Sen. Shields</b>	<b>MOTION: Moves to ADOPT SB 1073-1 amendments dated 06/03/05.</b>
266	Sen. Ferrioli	Asks what the -1 amendments do.
267	Tiffany Harris	Committee Administrator. Explains the -1 amendments.
<b>280</b>		<b>VOTE: 5-0-0</b>
	<b>Chair Brown</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
<b>281</b>	<b>Sen. Shields</b>	<b>MOTION: Moves SB 1073 to the floor with a DO PASS AS AMENDED recommendation.</b>
282	Sen. Shields	Makes comments.
<b>285</b>		<b>VOTE: 3-2-0</b>
		<b>AYE: 3 - Ringo, Shields, Brown</b>
		<b>NAY: 2 - Atkinson, Ferrioli</b>
	<b>Chair Brown</b>	<b>The motion CARRIES.</b>
		<b>SEN. MORSE, SEN. BROWN, SEN. WESTLUND, AND SEN. BATES will lead discussion on the floor.</b>
299	Chair Brown	Closes the work session on SB 1073 and adjourns the meeting at 4:55 p.m.

**EXHIBIT SUMMARY**

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- A. SB 1073, -1 amendments, staff, 1 p**
- B. SB 1073, written testimony, Sen. Charles Starr, 3 pp**
- C. SB 1073, written testimony, Roey Thorpe, 7 pp**
- D. SB 1073, written testimony, Eugene Ross, 1 p**
- E. SB 1073, written testimony, David Fidanque, 1 p**
- F. SB 1073, written testimony, J.J. Quinlivan, 2 pp**
- G. SB 1073, written testimony, James Russell, 2 pp**

- H. SB 1073, written testimony, Theresa Gevurtz, 2 pp**
- I. SB 1073, written testimony, Kelly Burke, 2 pp**
- J. SB 1073, written testimony, Beth Allen, 2 pp**
- K. SB 1073, written testimony, Tootie Smith, 3 pp**
- L. SB 1073, written testimony of Herbert G. Grey, Tootie Smith, 5 pp**
- M. SB 1073, informational packet, Bob Castagna, 11 pp**
- N. SB 1073, written testimony, Peggy Senger Parsons, 1 p**
- O. SB 1073, written testimony, Kento Azegami, 11 pp**
- P. SB 1073, written testimony, Jonathan Horton, 3 pp**
- Q. SB 1073, written testimony, Isaac Horton, 3 pp**
- R. SB 1073, written testimony, Darrel Adams, 2 pp**
- S. SB 1073, written testimony, Kathy Eaton, 1 p**
- T. SB 1073, written testimony, Nina Rhea, 2 pp**
- U. SB 1073, written testimony, Miranda Yarbrough, 2 pp**
- V. SB 1073, written testimony, Audrey Engel, 12 pp**
- W. SB 1073, written testimony, Susan Anderson, 1 p**
- X. SB 1073, written testimony, Nancy Hansen, 1 p**
- Y. SB 1073, written testimony, Kathy Fritts, 2 pp**
- Z. SB 1073, written testimony, Betsy Schultz, 1 p**