

## SENATE COMMITTEE ON RULES

July 12, 2005  
1:00 P.M.

Hearing Room B  
Tapes 160 - 161

Corrected 11/14/05

**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  
Katie Lowry, Committee Assistant

**MEASURE/ISSUES HEARD:**

Executive Appointments – Work Session  
State Commission on Children and Families  
Rich Brown  
Rebecca Hernandez  
Jean Phelps  
Employment Appeals Board  
Sarah Owens  
State Housing Council  
Jeana Woolley  
State Marine Board  
Richard Allen  
State Board of Direct Entry Midwifery  
Betty Griffith  
Oregon Economic and Community Development Commission  
Pamela Hulse Andrews  
Carl Talton  
Walter Van Valkenburg  
State Board of Higher Education  
Bridget Burns  
Adriana Mendoza  
Howard Sohn  
Tony Van Vliet  
State Board of Pharmacy  
Cathryn Lew  
Board on Public Safety Standards and Training  
Erik Kvarsten  
Eric Meyer  
Eric Swanson  
Oregon Tourism Commission  
Katy Coba  
Joe D'Alessandro  
Trustees of the State Library  
Yvonne Williams  
Board of Commissioners of the Port of Portland  
Steve Corey  
Judith Johansen

**Junki Yoshida**  
**Sustainability Board**  
**Sara Vickerman**  
**Tri-Met Board**  
**George Richardson**  
**Tiffany Sweitzer**  
**State Board of Direct Entry Midwifery**  
**Holly Scholles**

**HB 3090A –Reconsideration and Work Session**  
**HB 2154 – Public Hearing and Work Session**  
**HB 2510A – Public Hearing and Work Session**  
**HB 2581 – Public Hearing and Work Session**  
**HB 2060A – Work Session**  
**HB 2525A – Work Session**  
**HB 2591 – Work Session**  
**HB 3497A – Work Session**  
**HB 2056A – Work Session**  
**HB 2671 – Public Hearing**  
**HJM 37 – Public Hearing and Work Session**  
**HB 3486A – Public Hearing and Work Session**  
**HB 2649A – Public Hearing**  
**Approval of Drafting Requests – Work Session**  
**HB 3021 – Public Hearing**  
**HB 3238 – Public Hearing**

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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 160, A</b>		
005	Chair Brown	Calls meeting to order at 1:27 p.m. Opens a work session on executive appointments.
<b><u>EXECUTIVE APPOINTMENTS - WORK SESSION</u></b>		
<b><u>STATE COMMISSION ON CHILDREN AND FAMILIES – APPOINTMENTS OF REBECCA HERNANDEZ AND JEAN PHELPS AND APPOINTMENT AND REAPPOINTMENT OF RICH BROWN</u></b> (See Exhibit N of July 7 Committee Minutes)		
006	Chair Brown	<b>MOTION:</b> Moves the APPOINTMENTS of Rebecca Hernandez, Jean Phelps and the APPOINTMENT and REAPPOINTMENT of Rich Brown to the State Commission on Children and Families to the floor with the recommendation that the appointments and reappointment BE CONFIRMED EN BLOC.
007	Chair Brown	<b>VOTE:</b> 4-0-1 <b>EXCUSED:</b> 1 - Shields Hearing no objection, declares the motion CARRIED. <b>SEN. FERRIOLI</b> will lead discussion on the floor.
<b><u>EMPLOYMENT APPEALS BOARD – APPOINTMENT OF SARAH OWENS</u></b> (See Exhibit O of July 7 Committee Minutes)		
008	Chair Brown	<b>MOTION:</b> Moves the APPOINTMENT of Sarah Owens to the Employment Appeals Board to the floor with the recommendation that the appointment BE

009 CONFIRMED.  
VOTE: 4-0-1  
EXCUSED: 1 - Shields  
Chair Brown Hearing no objection, declares the motion CARRIED.  
SEN. FERRIOLI will lead discussion on the floor.

STATE HOUSING COUNCIL – APPOINTMENT OF JEANA WOOLLEY (See Exhibit P of July 7  
Committee Minutes)

010 Chair Brown MOTION: Moves the APPOINTMENT of Jeana Woolley to  
the Sate Housing Council to the floor with the  
recommendation that the appointment BE  
CONFIRMED.

012 VOTE: 4-0-1  
EXCUSED: 1 - Shields  
Chair Brown Hearing no objection, declares the motion CARRIED.  
SEN. FERRIOLI will lead discussion on the floor.

STATE MARINE BOARD – APPOINTMENT OF RICHARD ALLEN (See Exhibit Q of July 7  
Committee Minutes)

013 Chair Brown MOTION: Moves the APPOINTMENT of Richard Allen to  
the State Marine Board to the floor with the  
recommendation that the appointment BE  
CONFIRMED.

015 VOTE: 4-0-1  
EXCUSED: 1 - Shields  
Chair Brown Hearing no objection, declares the motion CARRIED.  
SEN. FERRIOLI will lead discussion on the floor.

STATE BOARD OF DIRECT ENTRY MIDWIFERY – REAPPOINTMENT OF BETTY GRIFFITH  
(See Exhibit R of July 7 Committee Minutes)

017 Chair Brown MOTION: Moves to waive the appearance of Betty Griffith,  
and the REAPPOINTMENT of Betty Griffith to  
the State Board of Direct Entry Midwifery to the  
floor with the recommendation that the  
reappointment BE CONFIRMED.

018 VOTE: 4-0-1  
EXCUSED: 1 - Shields  
Chair Brown Hearing no objection, declares the motion CARRIED.  
SEN. FERRIOLI will lead discussion on the floor.

OREGON ECONOMIC AND COMMUNITY DEVELOPMENT COMMISSION –  
REAPPOINTMENTS OF PAMELA HULSE ANDREWS, CARL TALTON, AND WALTER VAN  
VALKENBURG (See Exhibit S of July 7 Committee Minutes)

020 Chair Brown MOTION: Moves to waive the appearances of Pamela Hulse  
Andrews, Carl Talton, and Walter Van  
Valkenburg, and the REAPPOINTMENTS of  
Pamela Hulse Andrews, Carl Talton, and Walter  
Van Valkenburg to the Oregon Economic and  
Community Development Commission to the  
floor with the recommendation that the  
reappointments BE CONFIRMED EN BLOC.

021 VOTE: 4-0-1  
EXCUSED: 1 - Shields  
Chair Brown Hearing no objection, declares the motion CARRIED.  
SEN. FERRIOLI will lead discussion on the floor.

STATE BOARD OF HIGHER EDUCATION – REAPPOINTMENTS OF BRIDGET BURNS,  
ADRIANA MENDOZA, HOWARD SOHN, AND TONY VAN VLIET (See Exhibit T of July 7  
Committee Minutes)

023                    Chair Brown                    **MOTION:** Moves to waive the appearances of the Bridget Burns, Adriana Mendoza, Howard Sohn, and Tony Van Vliet, and the **REAPPOINTMENTS** of Bridget Burns, Adriana Mendoza, Howard Sohn, and Tony Van Vliet to the State Board of Higher Education to the floor with the recommendation that the reappointments **BE CONFIRMED EN BLOC.**

024                    Chair Brown                    **VOTE: 4-0-1**  
**EXCUSED: 1 - Shields**  
Hearing no objection, declares the motion **CARRIED.**  
**SEN. FERRIOLI** will lead discussion on the floor.

**STATE BOARD OF PHARMACY – REAPPOINTMENT OF CATHRYN LEW** (See Exhibit U of July 7 Committee Minutes)

026                    Chair Brown                    **MOTION:** Moves to waive the appearance of Cathryn Lew, and the **REAPPOINTMENT** of Cathryn Lew to the State Board of Pharmacy to the floor with the recommendation that the reappointment **BE CONFIRMED.**

027                    Chair Brown                    **VOTE: 4-0-1**  
**EXCUSED: 1 - Shields**  
Hearing no objection, declares the motion **CARRIED.**  
**SEN. FERRIOLI** will lead discussion on the floor.

**BOARD ON PUBLIC SAFETY STANDARDS AND TRAINING – REAPPOINTMENTS OF ERIK KVARSTEN, ERIC MEYER, AND ERIC SWANSON** (See Exhibit J of July 7 Committee Minutes)

029                    Chair Brown                    **MOTION:** Moves to waive the appearance of Erik Kvarsten, Eric Meyer, and Eric Swanson, and the **REAPPOINTMENTS** of Erik Kvarsten, Eric Meyer, and Eric Swanson to the Board on Public Safety Standards and Training to the floor with the recommendation that the reappointments **BE CONFIRMED EN BLOC.**

030                    Chair Brown                    **VOTE: 4-0-1**  
**EXCUSED: 1 - Shields**  
Hearing no objection, declares the motion **CARRIED.**  
**SEN. FERRIOLI** will lead discussion on the floor.

**OREGON TOURISM COMMISSION – REAPPOINTMENTS OF KATY COBA AND JOE D’ALESSANDRO** (See Exhibit V of July 7 Committee Minutes)

032                    Chair Brown                    **MOTION:** Moves to waive the appearances of Katy Coba and Joe D’Alessandro, and the **REAPPOINTMENTS** of Katy Coba and Joe D’Alessandro to the Oregon Tourism Commission to the floor with the recommendation that the reappointments **BE CONFIRMED EN BLOC.**

033                    Chair Brown                    **VOTE: 4-0-1**  
**EXCUSED: 1 - Shields**  
Hearing no objection, declares the motion **CARRIED.**  
**SEN. FERRIOLI** will lead discussion on the floor.

**TRUSTEES OF THE STATE LIBRARY – REAPPOINTMENT OF YVONNE WILLIAMS** (See Exhibit H of July 7 Committee Minutes)

035                    Chair Brown                    **MOTION:** Moves to waive the appearance of Yvonne Williams, and the **REAPPOINTMENT** of Yvonne Williams to the Trustees of the State Library to

the floor with the recommendation that the reappointment  
BE CONFIRMED.

036

Chair Brown

VOTE: 4-0-1

EXCUSED: 1 - Shields

Hearing no objection, declares the motion CARRIED.

SEN. FERRIOLI will lead discussion on the floor.

**BOARD OF COMMISSIONERS OF THE PORT OF PORTLAND – REAPPOINTMENTS OF STEVE COREY, JUDITH JOHANSEN, AND JUNKI YOSHIDA** (See Exhibit W of July 7 Committee Minutes)

037

Chair Brown

**MOTION:** Moves to waive the appearances of Steve Corey, Judith Johansen, and Junki Yoshida, and the REAPPOINTMENTS of Steve Corey, Judith Johansen, and Junki Yoshida to the Board of Commissioners of the Port of Portland to the floor with the recommendation that the reappointments BE CONFIRMED EN BLOC.

039

Chair Brown

VOTE: 4-0-1

EXCUSED: 1 - Shields

Hearing no objection, declares the motion CARRIED.

SEN. FERRIOLI will lead discussion on the floor.

**SUSTAINABILITY BOARD – REAPPOINTMENT OF SARA VICKERMAN** (See Exhibit M of July 7 Committee Minutes)

040

Chair Brown

**MOTION:** Moves to waive the appearance of Sara Vickerman, and the REAPPOINTMENT of Sara Vickerman to the Sustainability Board to the floor with the recommendation that the reappointment BE CONFIRMED.

041

Chair Brown

VOTE: 4-0-1

EXCUSED: 1 - Shields

Hearing no objection, declares the motion CARRIED.

SEN. FERRIOLI will lead discussion on the floor.

**TRI-MET BOARD – REAPPOINTMENTS OF GEORGE RICHARDSON AND TIFFANY SWEITZER** (See Exhibit X of July 7 Committee Minutes)

042

Chair Brown

**MOTION:** Moves to waive the appearances of George Richardson and Tiffany Sweitzer, and the REAPPOINTMENTS of George Richardson and Tiffany Sweitzer to the Tri-Met Board to the floor with the recommendation that the reappointments BE CONFIRMED EN BLOC.

043

Chair Brown

VOTE: 4-0-1

EXCUSED: 1 - Shields

Hearing no objection, declares the motion CARRIED.

SEN. FERRIOLI will lead discussion on the floor.

**STATE BOARD OF DIRECT ENTRY MIDWIFERY – REAPPOINTMENT OF HOLLY SCHOLLES** (See Exhibit R of July 7 Committee Minutes)

044

Chair Brown

**MOTION:** Moves to wave the appearance of Holly Scholles, and the REAPPOINTMENT of Holly Scholles to the State Board of Direct Entry Midwifery to the floor with the recommendation that the reappointment BE CONFIRMED.

045

Chair Brown

VOTE: 4-0-1

EXCUSED: 1 - Shields

Hearing no objection, declares the motion CARRIED.

SEN. FERRIOLI will lead discussion on the floor.

046 Chair Brown Comments that Kerry Tymchuk will be held over for the purpose of discussing the appointment in caucus.  
047 Chair Brown Closes work session on executive appointments and opens a possible reconsideration and work session on HB 3090A.

**HB 3090A – RECONSIDERATION AND WORK SESSION**

Tiffany Harris Committee Administrator. Submits the –A11 amendments (**EXHIBIT A**) and the –A12 amendments (**EXHIBIT B**) to HB 3090A.  
048 Sen. Ringo Discusses the difference between the –A11 and the –A12 amendments.  
054 **Sen. Ringo** **MOTION: Moves to SUSPEND the rules for the purpose of RECONSIDERING the vote on HB 3090A.**  
055 **VOTE: 5-0-0**  
**Chair Brown** **Hearing no objection, declares the motion CARRIED.**  
058 **Sen. Ringo** **MOTION: Moves to ADOPT HB 3090-A12 amendments dated 07/08/05.**  
062 Sen. Ferrioli Verifies the motion is to remove the –A11 amendments and insert the –A12 amendments.  
063 Chair Brown Replies yes.  
064 **VOTE: 5-0-0**  
**Chair Brown** **Hearing no objection, declares the motion CARRIED.**  
065 **Sen. Ringo** **MOTION: Moves HB 3090A to the floor with a DO PASS AS AMENDED recommendation.**  
068 **VOTE: 5-0-0**  
**Chair Brown** **Hearing no objection, declares the motion CARRIED. SEN. RINGO will lead discussion on the floor.**  
071 Chair Brown Closes the work session on HB 3090A and opens a public hearing on HB 2154.

**HB 2154 - PUBLIC HEARING**

072 Tiffany Harris Committee Administrator. Provides an overview of HB 2154.  
080 Nancy Orr State Fire Marshal. Testifies in support of HB 2154. Submits written testimony (**EXHIBIT C**).  
098 Robert Garrison Oregon State Fire Marshal, Retired. Testifies in support of HB 2154. Submits written testimony (**EXHIBIT D**).  
113 Chair Brown Closes the public hearing on HB 2154 and opens a work session on HB 2154.

**HB 2154 - WORK SESSION**

117 **Chair Brown** **MOTION: Moves HB 2154 to the floor with a DO PASS recommendation.**  
119 **VOTE: 5-0-0**  
**Chair Brown** **Hearing no objection, declares the motion CARRIED. SEN. SHIELDS will lead discussion on the floor.**  
121 Chair Brown Closes the work session on HB 2154 and opens a public hearing on HB 2510A.

**HB 2510A - PUBLIC HEARING**

123 Tiffany Harris Committee Administrator. Provides an overview of HB 2510A. Submits the -A2 amendments (**EXHIBIT E**).  
130 Julie Brandis Associated Oregon Industries Retail Council. Submits written testimony (**EXHIBIT F**).  
147 Kelly Skye Oregon Defense Lawyers Association. Explains the -A2 amendments.  
165 Chair Brown Closes the public hearing on HB 2510A and opens a work session on HB 2510A.

**HB 2510A - WORK SESSION**

168 Chair Brown **MOTION: Moves to ADOPT HB 2510-A2 amendments dated 07/05/05.**

170 Chair Brown **VOTE: 5-0-0**  
**Hearing no objection, declares the motion CARRIED.**

172 Chair Brown **MOTION: Moves HB 2510A to the floor with a DO PASS AS AMENDED recommendation.**

174 Chair Brown **VOTE: 5-0-0**  
**Hearing no objection, declares the motion CARRIED.**  
**SEN. ATKINSON will lead discussion on the floor.**

176 Chair Brown Closes the work session on HB 2510A and opens a public hearing on HB 2581.

**HB 2581 - PUBLIC HEARING**

178 Tiffany Harris Committee Administrator. Provides an overview of HB 2581.

192 Dan Holcombe Owner, Oregon Soil Corporation. Testifies in support of HB 2581.

203 Chair Brown Asks where the witness is from.

204 Holcombe Replies Oregon City.

205 Sen. Ringo Asks how much space is needed to raise worms.

206 Holcombe Explains how much space is needed.

213 Sen. Ringo Verifies that witness could envision operations of several acres.

214 Holcombe Replies yes. Explains.

230 Sen. Ringo Verifies that witness said the reason to be on exclusive farm use (EFU) land is because it is cheaper than commercial.

232 Holcombe Explains he cannot afford to buy commercial property.

234 Sen. Ringo Verifies that it is not because his operation needs to be in conjunction with nearby farming operations.

235 Holcombe Replies not necessarily. States the equipment they build can be shipped anywhere. Explains the reasoning for HB 2581.

244 Sen. Ringo Asks about using land that is zoned industrial.

245 Holcombe Asserts it is too expensive.

246 Sen. Ringo Comments that could be applied to any business in the state.

248 Holcombe Emphasizes that this is an agricultural activity. Provides further explanation.

252 Sen. Ringo States that is the connection he has been trying to understand.

253 Holcombe Responds.

266 Sen. Ringo Wonders about the interaction between the witness' operation and nearby farming operations on land zoned EFU.

270 Holcombe Responds.

280 Chair Brown States that some of the members would enjoy a tour of his operations after session.

285 Chair Brown Closes the public hearing on HB 2581 and opens a work session on HB 2581.

**HB 2581 - WORK SESSION**

287 Chair Brown **MOTION: Moves HB 2581 to the floor with a DO PASS recommendation.**

292 Chair Brown **VOTE: 5-0-0**  
**AYE: In a roll call vote, all members present vote Aye.**  
**The motion CARRIES.**

300 Chair Brown Closes the work session on HB 2581 and opens a work session on HB 2060A.

**HB 2060A - WORK SESSION**

301 Tiffany Harris Committee Administrator. Provides an overview of HB 2060A.

Submits the -A2 amendments (**EXHIBIT G**), the -A3 amendments (**EXHIBIT H**), the -A4 amendments (**EXHIBIT I**), the -A5 amendments (**EXHIBIT J**), and the -A6 amendments (**EXHIBIT K**) to HB 2060A.

316 Lori Satenspiel Oregon Community College Association. Explains the amendments to HB 2060A.

335 **Chair Brown** **MOTION: Moves to ADOPT HB 2060-A5 amendments dated 06/21/05.**

337 **VOTE: 5-0-0**

**Chair Brown** **Hearing no objection, declares the motion CARRIED.**

340 Sen. Atkinson Verifies that the -A6 amendments were not part of the motion made.

341 Chair Brown Replies correct.

343 Sen. Atkinson Discusses the -A6 amendments. States the advocate for the -A6 amendments are not present.

358 **Chair Brown** **MOTION: Moves HB 2060A to the floor with a DO PASS AS AMENDED recommendation.**

362 **VOTE: 5-0-0**

**Chair Brown** **AYE: In a roll call vote, all members present vote Aye. The motion CARRIES.**

364 Chair Brown **SEN. RINGO will lead discussion on the floor.**  
Closes the work session on HB 2060A and opens a work session on HB 2525A.

**HB 2525A - WORK SESSION**

370 Tiffany Harris Committee Administrator. Provides an overview of HB 2525A. Submits the -A4 amendments (**EXHIBIT L**), the -A5 amendments (**EXHIBIT M**), the -A6 amendments (**EXHIBIT N**), the -A7 amendments (**EXHIBIT O**), the -A8 amendments (**EXHIBIT P**), and the -A10 amendments (**EXHIBIT Q**) to HB 2525A.

375 Drew Hagedorn Oregon Wine Growers. Discusses the -A10 amendments.

410 **Chair Brown** **MOTION: Moves to ADOPT HB 2525-A10 amendments dated 07/12/05.**

412 **VOTE: 5-0-0**

**Chair Brown** **Hearing no objection, declares the motion CARRIED.**

414 **Chair Brown** **MOTION: Moves HB 2525A to the floor with a DO PASS AS AMENDED recommendation.**

416 **VOTE: 5-0-0**

**Chair Brown** **Hearing no objection, declares the motion CARRIED.**  
**SEN. ATKINSON will lead discussion on the floor.**

417 Chair Brown Closes the work session on HB 2525A and opens a work session on HB 2591.

**HB 2591 - WORK SESSION**

420 Tiffany Harris Committee Administrator. Provides an overview of HB 2591.

429 Chair Brown Wonders if the committee would like to hear from the proponents or opponents of HB 2591.

430 Sen. Ringo Asks for someone to review HB 2591.

**TAPE 161, A**

004 Bill Perry Oregon Restaurant Association. Appreciates the work done by the Oregon Trial Lawyers' Association. Explains HB 2591.

013 Sen. Ringo Verifies this applies to lawsuits relating solely to claims of obesity.

014 Perry Replies yes.



015	Sen. Ringo	Replies he is okay with the bill.
016	Bill Linden	Oregon Restaurant Association. Adds that many hours were spent negotiating language changes with Rich Lane from the Oregon Trial Lawyers' Association. Explains they are now neutral to HB 2591.
<b>021</b>	<b>Sen. Ferrioli</b>	<b>MOTION: Moves HB 2591 to the floor with a DO PASS recommendation.</b>
<b>025</b>	<b>Chair Brown</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>
027	Chair Brown	Closes the work session on HB 2591 and opens a work session on HB 3497A.
<b><u>HB 3497A - WORK SESSION</u></b>		
029	Tiffany Harris	Committee Administrator. Provides an overview of HB 3497A.
033	Chair Brown	Makes comments. Asks if anyone has concerns or comments regarding HB 3497A.
<b>035</b>	<b>Chair Brown</b>	<b>MOTION: Moves HB 3497A to the floor with a DO PASS recommendation.</b>
<b>037</b>	<b>Chair Brown</b>	<b>VOTE: 5-0-0</b> <b>Hearing no objection, declares the motion CARRIED.</b> <b>SEN. BURDICK will lead discussion on the floor.</b>
039	Chair Brown	Closes the work session on HB 3497A and opens a work session on HB 2056A.
<b><u>HB 2056A - WORK SESSION</u></b>		
	Tiffany Harris	Committee Administrator. Submits the –A3 amendments ( <b>EXHIBIT R</b> ), the –A4 amendments ( <b>EXHIBIT S</b> ), and the –A5 amendments ( <b>EXHIBIT T</b> ) to HB 2056A.
040	Chair Brown	Notes HB 2056A has a referral to the Senate Budget Committee.
<b>042</b>	<b>Chair Brown</b>	<b>MOTION: Moves HB 2056A to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Budget by prior reference.</b>
048	Sen. Ringo	Asks for a moment to review the bill.
<b>052</b>	<b>Chair Brown</b>	<b>VOTE: 4-1-0</b> <b>AYE: 4 - Atkinson, Ferrioli, Ringo, Brown</b> <b>NAY: 1 - Shields</b> <b>The motion CARRIES.</b>
<b>The following material is submitted for the record without public testimony:</b>		
	Staff	Submits written testimony on behalf of the Board of Buckman Community Association ( <b>EXHIBIT U</b> ).
058	Chair Brown	Closes the work session on HB 2056A and opens a public hearing on HB 2671.
<b><u>HB 2671 - PUBLIC HEARING</u></b>		
064	Larry Campbell	Magna Entertainment. Submits and reads written testimony in support of HB 2671 ( <b>EXHIBIT V</b> ).
120	Dave Nelson	Magna Entertainment. Provides background information on HB 2671.
164	Sen. Ringo	Verifies that the right to use the 10 poker machines at the Greyhound Park Race Track goes away since the race track is not operating. Verifies that the witness could not move them.
167	Nelson	Confirms.
169	Sen. Shields	Asks about bill mentioned in witness' testimony.
170	Nelson	Replies.

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

Kevin Neely Public Affairs and Legislative Coordinator, Department of Justice. Submits written testimony regarding HB 2671 (EXHIBIT W).  
174 Chair Brown Closes the public hearing on HB 2671 and opens a public hearing on HJM 37.

**HJM 37 - PUBLIC HEARING**

176 Tiffany Harris Committee Administrator. Provides an overview of HJM 37.  
190 Chair Brown Closes the public hearing on HJM 37 and opens a work session on HJM 37.

**HJM 37 - WORK SESSION**

**193 Chair Brown MOTION: Moves HJM 37 be sent to the floor with a BE ADOPTED recommendation.**  
194 Sen. Ringo Believes that the memorial should not be moved if the proponents cannot make it to testify because the committee needs to spend their time on what is important.  
196 Chair Brown Agrees. Comments on why the committee will adopt the memorial.  
200 Sen. Ferrioli States he is a sponsor of this legislation and he is present.  
**204 VOTE: 3-1-1**  
**AYE: 3 - Ferrioli, Shields, Brown**  
**NAY: 1 - Ringo**  
**EXCUSED: 1 - Atkinson**  
**The motion CARRIES.**  
**SEN. FERRIOLI will lead discussion on the floor.**  
209 Chair Brown Closes the work session on HJM 37 and opens a public hearing on HB 3486A.

**HB 3486A - PUBLIC HEARING**

211 Tiffany Harris Committee Administrator. Provides an overview of HB 3486A.  
220 Rep. Jerry Krummel House District 26. Testifies in support of HB 3486A. Submits written testimony (EXHIBIT X).  
272 Constance Hollon Resident, Eugene. Relates personal story.  
309 Steve Doell President, Crime Victims United of Oregon. Testifies in support of HB 3486A.  
350 Rep. Krummel Points out there are a number of groups that have supported this legislation. Lists the supporting parties.  
363 Chair Brown Closes the public hearing on HB 3486A and opens a work session on HB 3486A.

**HB 3486A - WORK SESSION**

**365 Sen. Ferrioli MOTION: Moves HB 3486A to the floor with a DO PASS recommendation.**  
369 Sen. Shields Appreciates Mr. Doell's statements regarding the internet.  
**374 VOTE: 4-0-1**  
**EXCUSED: 1 - Ringo**  
**Hearing no objection, declares the motion CARRIED.**  
**SEN. COURTNEY will lead discussion on the floor.**  
381 Sen. Atkinson Makes comment.  
383 Chair Brown Responds.  
388 Chair Brown Closes the work session on HB 3486A and opens a public hearing on HB 2649A.

**HB 2649A - PUBLIC HEARING**

397 Rep. Phil Barnhart House District 11. Provides an overview of HB 2649A.  
**TAPE 160, B**  
001 Rep. Barnhart Continues testimony on HB 2649A.

030	Sen. Shields	Believes this legislation will reduce hassles and save money.
035	Rep. Barnhart	Discusses how money could be saved under this bill.
042	Sen. Atkinson	Wonders if the newspapers will be at this informal taskforce as stakeholders.
045	Rep. Barnhart	Replies Mr. Gallagher has assured him that they will be.
046	Sen. Atkinson	Asks Mr. Gallagher to confirm this.
047	Rep. Barnhart	Suggests their position has changed.
050	Tom Gallagher	Oregon Newspaper Publishers Association. Believes the legislation needs a lot of work. States the newspapers will look at all the implications of HB 2649A.
059	Sen. Atkinson	Explains the publisher at the Rogue River Press has told him that they rely on public notices for a portion of their revenues. Verifies that this publisher will be represented at this informal taskforce meeting.
066	Gallagher	Believes he will be one of the major representatives there. Discusses the issues associated with HB 2649A.
085	Rep. Barnhart	Comments on the issues associated with HB 2649A.
109	Sen. Shields	Suggests that this legislation would not force anyone to remove public notices from the newspaper.
123	Michelle Deister	League of Oregon Cities. Testifies in support of HB 2649A. Submits written testimony ( <b>EXHIBIT Y</b> ).
138	Lori Sattenspiel	Oregon Community College Association. Testifies in support of HB 2649A. Submits written testimony on behalf of Rogue Community College ( <b>EXHIBIT Z</b> ).
150	Hasina Squires	Special Districts of Oregon. Expresses support for HB 2649A.
159	Bill Penhollow	Association of Oregon Counties. Expresses support for HB 2649A.
166	Chair Brown	Closes the public hearing on HB 2649A and opens a work session on approval of drafting requests.

**APPROVAL OF DRAFTING REQUESTS – WORK SESSION**

	Tiffany Harris	Committee Administrator. Submits memo explaining the drafting requests ( <b>EXHIBIT AA</b> ).
<b>168</b>	<b>Chair Brown</b>	<b>MOTION: Moves two drafting requests be approved for drafting by Legislative Counsel and BE INTRODUCED as committee bills.</b>
170	Chair Brown	Comments on the drafting request.
173	Sen. Ringo	Wonders if there is any detail on the drafting request relating to school finance.
174	Chair Brown	Replies no.
175	Sen. Atkinson	Asks if 81 days can be added to it.
176	Chair Brown	Replies no.
177	Sen. Ringo	Asks where the request came from.
178	Chair Brown	Replies she cannot answer that.
179	Sen. Ringo	Comments he would rather have that information before voting on the motion.
180	Chair Brown	Understands.
182	Sen. Ringo	Wonders if this bill will impact harvest operations in state forests.
183	Chair Brown	Replies no. Explains that a bill was drafted relating to school finance last week at the request of Sen. Carter. Remarks that bill was used by someone else.
188	Sen. Ringo	Replies okay.

200

**VOTE: 3-1-1**

**AYE: 3 - Ringo, Shields, Brown**

**NAY: 1 - Atkinson**

**EXCUSED: 1 - Ferrioli**

**The motion CARRIES.**

**Chair Brown**

208

Chair Brown

Closes the work session on approval of drafting requests and opens a public hearing on HB 3021.

**HB 3021 - PUBLIC HEARING**

211

Tiffany Harris

Committee Administrator. Provides an overview of HB 3021. Submits written testimony on behalf of Rep. Jeff Barker **(EXHIBIT BB)**.

220

Chair Brown

Comments on today's agenda.

226

Richard Burke

Libertarian Party of Oregon. Testifies in support of HB 3021. Submits written testimony **(EXHIBIT CC)**.

257

Sen. Ringo

Asks what other states use this.

259

Burke

Lists the states.

261

Sen. Ringo

Inquires if they use this at all levels of their elections.

262

Burke

Replies yes. Provides examples.

275

Steve Lanning

Oregon AFL-CIO. Testifies in opposition to HB 3021.

299

Sen. Shields

Asks if the candidate's name would appear in two different places.

300

Lanning

Replies that is their understanding.

303

Burke

Responds to comment.

337

Sen. Ringo

Clarifies that both parties could be listed. Wonders if there is an opportunity to point out the primary affiliation.

341

Burke

States that under the bill, the name will be added.

342

Sen. Ringo

Asks what name would be added.

344

Chair Brown

Clarifies that if she ran as a democrat but had the write in ballot for the republican party, then the ballot would read "Kate Brown, Democrat and Republican".

347

Burke

Replies it would read "Kate Brown, Democrat, Republican".

349

Sen. Ringo

Wonders if Democrat would be assumed as the primary affiliation since it is listed first.

351

Burke

Replies yes. Explains that was discussed in the House State and Federal Affairs Committee. Explains Legislative Counsel has looked at it and is satisfied that the first name is the primary affiliation. Points out the candidate does not have to accept the secondary listing. Explains that if there is any problem, it could be solved administratively.

360

Sen. Ringo

Wonders if the Secretary of State could draft rules which affect how the ballot is put together.

364

Burke

Replies yes. States this is not a new situation, but has been dealt with in other states.

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

Neel Pender

Executive Director, Democratic Party of Oregon. Submits written testimony regarding HB 3021 **(EXHIBIT DD)**.

371

Chair Brown

Closes public hearing on HB 3021 and opens a public hearing on HB 3238A.

**HB 3238A - PUBLIC HEARING**

Tiffany Harris

Committee Administrator. Submits the -A15 amendments **(EXHIBIT EE)**, the -A16 amendments **(EXHIBIT FF)**, and the -A17 amendments **(EXHIBIT GG)** to HB 3238A.

383

Patrick Allen

Office of Regulatory Streamlining. Discusses the -A16 and the -

A17 amendments.

**TAPE 161, B**

007	Liz Frenkel	League of Women Voters of Oregon. Expresses concerns with HB 3238A. States they will not oppose the bill with the -A17 amendments. Submits written testimony ( <b>EXHIBIT HH</b> ).
023	Sen. Ringo	Wonders which amendments witness is referring to.
025	Frenkel	Replies the -A17 amendments.
027	David Moskowitz	Wild Salmon Center. Testifies in opposition to HB 3238A.
057	Sen. Ringo	Wonders about the definition of absurd.
059	Allen	Responds to testimony of Mr. Moskowitz.
074	Sen. Shields	Makes comments. Closes the public hearing on HB 3238A and adjourns the meeting at 3:01 p.m.

**EXHIBIT SUMMARY**

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- A. HB 3090A, -A11 amendments, staff, 2 pp**
- B. HB 3090A, -A12 amendments, staff, 2 pp**
- C. HB 2154, written testimony, Nancy Orr, 2 pp**
- D. HB 2154, written testimony, Robert Garrison, 2 pp**
- E. HB 2510A, -A2 amendments, staff, 1 p**
- F. HB 2510A, written testimony, Julie Brandis, 1 p**
- G. HB 2060A, -A2 amendments, staff, 1 p**
- H. HB 2060A, -A3 amendments, staff, 1 p**
- I. HB 2060A, -A4 amendments, staff, 1 p**
- J. HB 2060A, -A5 amendments, staff, 2 pp**
- K. HB 2060A, -A6 amendments, staff, 7 pp**
- L. HB 2525A, -A4 amendments, staff, 1 p**
- M. HB 2525A, -A5 amendments, staff, 1 p**
- N. HB 2525A, -A6 amendments, staff, 2 pp**
- O. HB 2525A, -A7 amendments, staff, 2 pp**
- P. HB 2525A, -A8 amendments, staff, 1 p**
- Q. HB 2525A, -A10 amendments, staff, 3 pp**
- R. HB 2056A, -A3 amendments, staff, 1 p**
- S. HB 2056A, -A4 amendments, staff, 1 p**
- T. HB 2056A, -A5 amendments, staff, 5 pp**
- U. HB 2056A, written testimony of the Board of Buckman Community Association, staff, 1 p**
- V. HB 2671, written testimony, Larry Campbell, 2 pp**
- W. HB 2671, written testimony, Kevin Neely, 17 pp**
- X. HB 3486A, written testimony, Rep. Jerry Krummel, 1 p**
- Y. HB 2649A, written testimony, Michelle Deister, 5 pp**
- Z. HB 2649A, written testimony, Lori Sattenspiel, 1 p**
- AA. Approval of drafting requests, memorandum, staff, 3 pp**
- BB. HB 3021, written testimony of Rep. Jeff Barker, staff, 1 p**
- CC. HB 3021, written testimony, Richard Burke, 1 p**
- DD. HB 3021, written testimony, Neel Pender, 2 pp**
- EE. HB 3238A, -A15 amendments, staff, 1 p**
- FF. HB 3238A, -A16 amendments, staff, 1 p**
- GG. HB 3238A, -A17 amendments, staff, 1 p**
- HH. HB 3238A, written testimony, Liz Frenkel, 1 p**

