

SENATE COMMITTEE ON RULES

July 30, 2005
2:00 P.M.

Hearing Room HR B
Tapes 183 - 184

Corrected 10/28/05

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
Patricia Nielsen, Committee Assistant

MEASURE/ISSUES HEARD:

HB 2490A – Work Session
SB 787 – Public Hearing
HB 2070A – Work Session
HB 2157C – Work Session
HB 2316A – Work Session
HB 3469A – Work Session
HB 2327B – Work Session
HB 3184A – Work Session
SB 1094 – Work Session
HB 2169 – Work Session
HB 3474A – Work Session
HB 2450B – Work Session
Approval of Drafting Request and Introduction of Committee Measure –
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.

<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
TAPE 183, A		
005	Chair Brown	Calls the meeting to order at 5:03 p.m. Opens work session on HB 2490A.
<u>HB 2490A – WORK SESSION</u>		
010	Tiffany Harris	Committee Administrator. Presents overview of HB 2490A.
015	Sen. Alan Bates	District 3; physician. Testifies in support of HB 2490A. Discusses need for a Podiatrist on the Board of Medical Examiners when podiatry issues are before the Board. Describes –A5 amendments (EXHIBIT A) which add a podiatrist only to consider podiatry issues.
025	Chair Brown	Comments on the compromise created by the –A5 amendments. Expresses concern over the possibility of tied votes with an even number of members.
040	Chair Brown	Closes work session on HB 2490A. Opens public hearing on SB 787.
<u>SB 787 – PUBLIC HEARING</u>		
045	Sen. C. Starr	District 13. Testifies in support of SB 787. Discusses need to recognize the birth of a child, even if stillborn, and bring closure for parents of stillborn babies.
065	Shawna Lapp	Sherwood; Oregon State Director, National Stillbirth Society;

		mother of a stillborn child. Describes her experience delivering her stillborn baby girl. Asks for the measure to be effective retroactively.
110	Ben Lapp	Sherwood; National Stillbirth Society. Introduces himself.
115	Chair Brown	Closes public hearing on SB 787. Opens work session on HB 2070A.
<u>HB 2070A – WORK SESSION</u>		
130	Tiffany Harris	Committee Administrator. Presents overview of HB 2070A with the –A10 amendments (EXHIBIT B).
140	Sen. Ringo	Asks whether, if a school district wants to take advantage of the additional gap, it will do so by a vote of the people.
145	Chair Brown	Explains it would not.
147	Chair Brown	MOTION: Moves to ADOPT HB 2070-A10 amendments dated 7/28/05.
149		VOTE: 5-0-0
	Chair Brown	Hearing no objection, declares the motion CARRIED.
150	Chair Brown	MOTION: Moves HB 2070A to the floor with a DO PASS AS AMENDED recommendation.
152	Chair Brown	Withdraws motion, to allow Sen. Deckert to testify.
155	Sen. Ryan Deckert	District 14. Appears to testify in support of the –A11 amendments (EXHIBIT C). Discusses high health care costs in the Portland school district.
165	Chair Brown	Comments it is an appropriate issue to consider, but there is insufficient time remaining to finish working on it.
170	Chair Brown	MOTION: Moves HB 2070A to the floor with a DO PASS AS AMENDED recommendation.
175	Chair Brown	VOTE: 3-2-0
		AYE: 3 - Ringo, Shields, Brown
		NAY: 2 - Atkinson, Ferrioli
	Chair Brown	The motion CARRIES.
		SEN. CARTER will lead discussion on the floor.
180	Chair Brown	Closes work session on HB 2070A. Opens work session on HB 2157C.
<u>HB 2157C – WORK SESSION</u>		
185	Tiffany Harris	Committee Administrator. Presents overview of HB 2157C.
		Reviews –C23 conflict amendments (EXHIBIT D).
190	Chair Brown	MOTION: Moves to ADOPT HB 2157-C23 amendments dated 7/29/05.
192		VOTE: 5-0-0
	Chair Brown	Hearing no objection, declares the motion CARRIED.
195	Chair Brown	MOTION: Moves HB 2157C to the floor with a DO PASS AS AMENDED recommendation.
197		VOTE: 5-0-0
		AYE: In a roll call vote, all members present vote Aye.
	Chair Brown	The motion CARRIES.
		SEN. RINGO will lead discussion on the floor.
200	Chair Brown	Closes work session on HB 2157C. Opens work session on HB 2316A.
<u>HB 2316A – WORK SESSION</u>		
205	Heidi Moawad	Committee Counsel. Presents overview of HB 2316 with the –A3 amendments (EXHIBIT E).
215	Chair Brown	Discusses Deschutes county case.
220	Chair Brown	MOTION: Moves to ADOPT HB 2316-A3 amendments

3474A.

HB 3474A – WORK SESSION

025	Tiffany Harris	Committee Administrator. Presents overview of HB 3474A. Discusses series of amendments dealing with exemptions to Ballot Measure 37. Describes –A7 amendments (EXHIBIT K).
035	Katy Coba	Director, Department of Agriculture. Testifies in support of HB 3474A and the –A7 amendments. Explains the bill exempts from Ballot Measure 37 several regulatory measures over which the Department has authority. Describes examples of regulation of bio-fuels and growing canola in the Willamette Valley.
050	Sen. Shields	Asks about the right to farm.
055	Coba	Explains farming is exempt from complaints of nuisance about noise, dust, and odor.
068	Sen. Shields	Asks about the idea of coming to a nuisance.
070	Coba	Discusses examples.
075	Dave Hunnicutt	Oregonians In Action. Explains the bill with the amendments is probably harmless. Neither supports nor opposes.
078	Chair Brown	Closes work session on HB 3474A. Opens work session on HB 2450B.

HB 2450B – WORK SESSION

080	Chair Brown	Comments the Speaker volunteered her bill as a vehicle for the school funding formula. Explains the –B16 amendments are the focus of the current discussion (EXHIBIT L).
090	John Marshall	Oregon School Boards Association. Provides background on the measure and explains two changes to the state school fund distribution formula made in 2003: <ul style="list-style-type: none">• Adding the Small School District Supplement Fund of \$2.5 million per year, to assist small school districts operating high schools• Adding the High Cost Disabilities Grant, under which every school district pays into the fund, and \$12 million per year is used to assist school districts with low-incidence high-cost students with disabilities Explains the two components were packaged together in 2003, because the High Cost Disabilities Grant generally helps larger, more urban school districts and the Small School District Supplement Fund generally helps small school districts in less urban areas. Discusses the previous sunset on June 30, 2005, and explains the –B16 amendments make the changes permanent.
125	Sen. Ringo	Asks if there is an analysis of the fiscal impact on all districts.
127	Chair Brown	Explains the intent is to continue what was started last session.
130	Sen. Ringo	Comments the Beaverton School District loses funds with the proposal.
132	Chair Brown	Responds the Portland School District is not harmed.
135	Sen. Ringo	Comments the policy of supporting small schools only helps small schools, and those who favor school consolidation disagree with the funding policy.
140	Chair Brown	MOTION: Moves to ADOPT HB 2450-B16 amendments dated 7/30/05.
142		VOTE: 5-0-0
	Chair Brown	Hearing no objection, declares the motion CARRIED.
145	Chair Brown	MOTION: Moves HB 2450B to the floor with a DO PASS AS

