

**SENATE SPECIAL COMMITTEE ON BUDGET – 2005 SESSION
PUBLIC SAFETY SUBCOMMITTEE**

TAPE LOG

**Date: May 26, 2005
Tapes: 3B**

This tape log summarizes committee proceedings. For complete content and intent, please refer to tapes.

Tape / Counter	Speaker	Comments
Members Present: Senators Gordly, chair; Devlin		
Members Excused: Representative Winters		
TAPE 3B		
003	Chair Gordly	<p>Calls the meeting to order at 1:00 p.m. Opens a Work Session on SB 5589 – Public Defense Services Commission. (Exhibit #1, SB 5589). Stands at ease waiting for a quorum.</p> <p>SB 5589 – PUBLIC DEFENSE SERVICES COMMISSION</p> <p>WORK SESSION</p> <p>(Refer to SB 5525 for prior Exhibits)</p>
009	Chair Gordly	Reconvenes the meeting with the arrival of Sen. Devlin. Asks the agency to come forward and be prepared to respond to any questions.
014	Robin LaMonte, Legislative Fiscal Office (LFO)	Refers to (Exhibit #2, Memorandum from Robin LaMonte, dated May 25, 2005) . Walks the committee through Exhibit #2 discussing the PDSC Budget Actions.
034	Robin LaMonte	Reviews Package 100 explaining that LFO is recommending approval of the package.
043	Robin LaMonte	Covers Package 101 – Employee Commensurate Compensation. Indicates that LFO is not recommending the package.
049	Robin LaMonte	Covers Package 102 indicating that LFO is not recommending approval.
055	Robin LaMonte	Covers Package 103 and indicates LFO is not recommending approval.
057	Robin LaMonte	Covers Package 801 – LFO Analyst Adjustments. Explains that LFO is recommending approval.
059	Robin LaMonte	Reviews Package 802 and also indicates that LFO is recommending approval.
068	Robin LaMonte	Covers Package 811 and indicates that LFO is recommending approval.
074	Chair Gordly	Discusses Package 802 and asks Mr. Ozanne to address what the impact would be in the reduction on the agency.
080	Peter Ozanne, Executive Director of the Public Defense Services Commission	<p>Responds that they would be losing in their Contract and Business Services Division almost three positions to a 15 person department. Expresses appreciation for the funds that they are receiving for their budget from this Session. Would prefer that the cuts were spread over three divisions and not just in one administration area. Recommends that if there is a cut that the amount be shared prorate in proportion to the percentage of the total budget in each division.</p>
114	Chair Gordly	Clarifies that the \$270,000 reduction is related to staff that monitor public defense contracts and staff that approve payments for those

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		contracts.
119	Peter Ozanne	Confirms.
120	Chair Gordly	Indicates she has a recommendation on how to move forward.
122	Sen. Devlin	Explains that he spoke to Sen. Schrader and that he was recommending something slightly different and that the \$270,000 comes out of the trial division. Indicates that it would be more prudent and a reasonable way to make the modest additional cut in the budget. Believes that Mr. Ozanne is put into a difficult position and indicates that it is their intent to come back and fix the problem. Hopes that the problem be corrected before July 1, 2005.
142	Peter Ozanne	Defers to their judgment and appreciates their thought. Believe it is a more effective way to manage the shortfall. Understands the reality of bargaining.
150	Sen. Devlin	Indicates that the chair wasn't a part of the bargaining.
153	Chair Gordly	Offers the following language for the record: "The Joint Ways and Means Subcommittee discussed the problems related to a \$270,000 reduction to the staff that monitor public defense contracts and approve payments, the discussion included whether the reduction could be spread amongst the division. I am recommending that we pass the budget out with the reduction to administration with the understanding that they will have the opportunity to amend this budget later, and again meaning as quickly as possible, to address this problem."
167	Sen. Devlin	MOVES the LFO recommendations and also concurs with the Chair's recommendation as stated.
171	Chair Gordly	Vote: 2 – 0 – 1 Ayes: Senator Devlin, Chair Gordly Exc: Senator Winters Hearing no objections, declares the motion CARRIED .
175	Robin LaMonte	Discusses the detail of the amendments that would be needed to the budget bill in order to implement the changes outlined in the memorandum (Exhibit #2).
181	Chair Gordly	Notes for the record that the proposed amendments to SB 5589 are explicit and that there are no blanks existing in the bill.
185	Robin LaMonte	Asks if she wants her to read the recommendations.
187	Chair Gordly	Asks her to read the recommendations.
188	Robin LaMonte	Reads the recommendations into the record.
201	Chair Gordly	Asks that she discuss the performance measures.
203	Robin LaMonte	Refers to the Legislatively Adopted Performance Measures, 2005-07 attachment which is a part of Exhibit #2. Reviews the changes and deletions.
209	Sen. Devlin	MOVES to approve the attached Legislatively adopted performance measures.
213	Sen. Devlin	Comments on the creation of the separate commission which was relatively recent and hopes that they be allowed to retain the performance measures for at least 4 years so they can develop some base line data.

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229	Chair Gordly	Asks Mr. Ozanne if he has a comment on that issue.
231	Peter Ozanne	Agrees that they would support his proposal.
237	Chair Gordly	Vote: 2 – 0 – 1 Ayes: Senator Devlin, Chair Gordly Exc: Senator Winters Hearing no objections, declares the motion CARRIED .
240	Robin LaMonte	Indicates that there is a need for a motion to move the bill to the Full Committee.
244	Sen. Devlin	MOVES SB 5589, as Amended, to the Full House Senate Budget Committee with a “Do Pass” recommendation.
247	Chair Gordly	Asks for any additional discussion. Vote: 2 – 0 – 1 Ayes: Senator Devlin, Chair Gordly Exc: Senator Winters Hearing no objections, declares the motion CARRIED .
252	Chair Gordly	Thanks Mr. Ozanne for the time he spent with the committee. Looks forward to further discussions on Package 802 in the days ahead. Adjourns the meeting at 1:22 p.m.