

# HOUSE COMMITTEE ON GENERAL GOVERNMENT

April 15, 2003 Hearing Room D  
8:30 AM Tapes 59 - 63

**MEMBERS PRESENT:** Rep. Jerry Krummel, Chair  
Rep. Donna Nelson, Vice-Chair  
Rep. Floyd Prozanski, Vice-Chair  
Rep. Brad Avakian  
Rep. Derrick Kitts  
Rep. John Mabrey  
Rep. Kelley Wirth

**STAFF PRESENT:** Patrick Brennan, Committee Administrator  
Jeana Harrington, Committee Assistant

**MEASURES HEARD:** HB 2148 – Work Session  
HB 2246 – Work Session  
HB 2410 – Work Session  
HB 2961 – Work Session  
HB 3023 – Work Session  
HB 3060 – Work Session  
HB 3072 – Work Session  
HB 3073 – Work Session  
HB 3206 – Work Session  
HB 3212 – Work Session  
HB 3272 – 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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<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
<b>TAPE 59, A</b>		
004	Chair Krummel	Calls meeting to order at 8:46 AM. Opens a work session on HB 2148.
<b><u>HB 2148 – WORK SESSION</u></b>		
010	Chair Krummel	Notes -2 amendments ( <b>EXHIBIT A</b> ). Explains that the -2 amendments are a rewrite of the bill. Overviews the requirements of the sections.
059	Cindy Becker	Department of Administrative Services (DAS).
061	Rep. Prozanski	Ensures that DAS upholds the -2 amendments and Governor has directed DAS to work with Chair Krummel on HB 2148.
070	Becker	Responds DAS has been working with Chair Krummel within its understanding of what the Governor would like.
074	Chair Krummel	<b>MOTION: Moves to ADOPT HB 2148-2 amendments dated 4/14/03.</b>
076		<b>VOTE: 5-0-2</b>
		<b>EXCUSED: 2 - Nelson, Wirth</b>
	Chair Krummel	<b>Hearing no objection, declares the motion CARRIED.</b>
080	Rep. Prozanski	<b>MOTION: Moves HB 2148 to the floor with a DO PASS AS AMENDED recommendation.</b>

083 Chair Krummel Discusses the bill.  
**097** **VOTE: 5-0-2**  
**AYE: In a roll call vote, all members present vote Aye.**  
**EXCUSED: 2 - Nelson, Wirth**  
**Chair Krummel The motion CARRIES.**  
**CHAIR KRUMMEL will lead discussion on the floor.**  
100 Chair Krummel Closes work session on HB 2148. Opens a work session on HB 2246.

**HB 2246 – WORK SESSION**

103 Patrick Brennan Committee Administrator. Reads Staff Measure Summary (SMS) on HB 2246. Notes -1 amendments (**EXHIBIT B**).

109 Susan Wilson Association of Oregon Housing Authorities (AOHA). Testifies in favor of HB 2246 with the -1 amendments (**EXHIBIT C**). Informs the committee of the agency and list the benefits of the bill.

160 Chair Krummel Reminds the committee the bill came from the Oregon Department of Housing.

**165 Rep. Avakian MOTION: Moves to ADOPT HB 2246-1 amendments dated 4/2/03.**

169 Rep. Prozanski Comments on the intellectual property definitions in statute being over one hundred.

176 Rep. Kitts Comments.  
**181 VOTE: 5-0-2**  
**EXCUSED: 2 - Nelson, Wirth**  
**Chair Krummel Hearing no objection, declares the motion CARRIED.**

**193 Rep. Avakian MOTION: Moves HB 2246 to the floor with a DO PASS AS AMENDED recommendation and the SUBSEQUENT REFERRAL to the committee on Ways and Means BE RESCINDED.**

**197 VOTE: 5-0-2**  
**AYE: In a roll call vote, all members present vote Aye.**  
**EXCUSED: 2 - Nelson, Wirth**  
**Chair Krummel The motion CARRIES.**  
**REP. AVAKIAN will lead discussion on the floor.**  
201 Chair Krummel Closes work session on HB 2246. Opens work session on HB 2410.

**HB 2410 – WORK SESSION**

203 Patrick Brennan Reads Staff Measure Summary (SMS) on HB 2410. Notes -5 amendments (**EXHIBIT D**).

213 Rep. Prozanski Clarifies the proposed revisions are in the amendments

215 Dr. Grant Higginson States Public Health Officer, Department of Human Services (DHS). Reviews changes made by the -5 amendments. Overviews the bill by sections.

295 Rep. Prozanski Understands that when a center is identified, there will be provincialing plans.

305 Dr. Higginson Explains that in the case of a hospital, they would overview the current plan. Adds that in the case of areas that would be created, and that emergency management plans and provincialing plans should be created. Begins explanation of section six. Notes that centers must adhere to the plan to receive funds. Informs the committee of the workgroup that crafted the amendments. States there are still concerns on the measure, and that further

393 Bruce Bishop amendments are necessary before the bill can move forward. Requests additional time to work on the amendments. Oregon Association of Hospitals and Health Systems. Supports Dr. Higginson's intentions for the bill. Pinpoints the two specific issues the agency wishes to fix regarding language used. Notes HB 2251 (2003) is a related bill.

**TAPE 60, A**

011 Rep. Prozanski Clarifies the reasons for the concerns.  
013 Bishop Concurs and adds it is meant to fix a conflict. Informs the committee of the second issues with the measure regarding authority. Supports the concept of the bill.  
039 Chair Krummel Clarifies his concerns with the language.  
042 Bishop Responds it may be redundant and that it is not clear.  
045 Rep. Prozanski Requests the related bill.  
047 Bishop Answers HB 2251.  
049 Rep. Prozanski Understands the intent of the bill. Asks if the Governor could use his authority in emergencies such as those described in the bill.  
055 Dr. Higginson Adds on the health care facilities and authority.  
065 Chair Krummel Asks if a rewrite of the bill is necessary.  
070 Dr. Higginson Responds that it depends on the number of changes.  
073 Scott Gallant Oregon Medical Association (OMA). Testifies that OMA supports intent and concept of the bill. Informs the committee that the Governor has constitutional authority over facilities in the state of emergency. Explains the limitations of the bill. Speaks about the Tort Claims Act.  
120 Chair Krummel Asks if Mr. Bishop would be comfortable with the -5 amendments if the amendments are drafted by the required date.  
125 Bishop Replies he would be more comfortable with the suggested amendments.  
130 Chair Krummel Closes work session on HB 2410. Opens work session on HB 2961.

**HB 2961 – WORK SESSION**

135 Patrick Brennan Committee Administrator. Reads Staff Measure Summary (SMS) on HB 2961.  
145 Burton Weast Special Districts Association of Oregon (SDAO). Presents testimony in support of HB 2961 (**EXHIBIT E**). Adds that it is an anomaly that affects few people. Speaks on work done on the issue of sanitary service to parcels outside of the  
196 Rep. Wirth Sees the potential for the bill to allow for undersized infrastructure.  
200 Weast Responds her concerns are already an issue under current law.  
204 Rep. Wirth Speaks on the issue of the urban growth boundary (UGB) being underestimated and potentially causing problems.  
224 Weast Responds.  
231 Rep. Prozanski Requests how many properties could be impacted statewide by the bill.  
235 Weast Estimates around sixteen of forty sanitary districts have members who could be affected. Explains that with the exception of Bear Creek Valley, the number is not large.  
250 Rep. Prozanski Asks how many lots have the capability to be subdivided.  
255 Weast Responds concerning a survey.  
267 Rep. Prozanski Asks if there is a local level process.  
271 Weast Explains the exceptions process regarding boundaries and speaks on the difficulty of it.

300 Shirley Kalkhoven Nehalem Bay. Testifies in favor of HB 2961 (**EXHIBIT F**).  
 343 Chuck Root Manager, Bear Creek Valley Sanitary Authority.  
 350 Walter Wassum Bear Creek. Testifies in favor of HB 2961. Shares his experiences  
 in sanitary service.  
 370 Root Refers to the letter provided by those who propone the measure  
 (**EXHIBIT G**).

**TAPE 59, B**

010 Root Continues. Lists the benefits of providing sanitary service to land  
 outside of the UGB.  
 050 Chair Krummel Differentiates the bill's intent from the UGB.  
 056 Wassum Speaks on the negative affects of those who do not have a  
 sanitary system.  
 063 Rep. Wirth Asks about business expansion in the UGB.  
 068 Root Responds regarding business.  
 078 Rep. Wirth Believes there is an allowance for health hazard annexation  
 already existing.  
 084 Root Explains there are instances where it is difficult and expensive to  
 obtain sewer.  
 090 Rep. Wirth Speaks on the extension of services outside the UGB.  
 100 Chair Krummel Believes the bill is narrow in focus, and that the expansion  
 discussed is not allowed by the bill.  
 116 Rep. Wirth Voices concern with Mr. West's earlier statements  
 122 Rep. Mabrey Comments.  
 124 Rep. Prozanski Requests a breakdown on the number of properties affected.  
 133 Root Estimates a dozen a year in the Bear Creek Valley.  
 149 Weast Relates the usage of water to emphasize the bill affects sewer  
 service. Believes the bill is extremely narrow.  
 178 Rep. Wirth Clarifies an issue of the road system.  
 182 Weast Responds with instances of that.  
 185 Rep. Wirth Explains she is talking about city standards.  
 192 Weast Reiterates the bill does nothing to affect services already existing,  
 and that it only allows extension of sewer services.  
 199 Chair Krummel Closes work session on HB 2961. Opens work session on HB  
 3060.

**HB 3060 – WORK SESSION**

205 Chair Krummel Recesses work session on HB 3060. Opens work session on HB  
 3072.

**HB 3072 – WORK SESSION**

210 Patrick Brennan Reads Staff Measure Summary (SMS) on HB 3072. Notes the -1  
 amendments (**EXHIBIT I**).  
 215 Chair Krummel Recesses work session on HB 3072. Reopens work session on  
 HB 3060.

**HB 3060 – WORK SESSION**

220 Patrick Brennan Reads SMS on HB 3060.  
 230 Dave Hunnicutt Oregonians in Action. Testifies in favor of HB 3060 and the -1  
 amendments (**EXHIBIT H**). Recalls the history of the bill.  
 250 Michelle Deister League of Oregon Cities (LOC). Testifies in favor of HB 3060.  
 274 Rep. Prozanski Asks if the -1 amendments replace the bill.  
 277 Hunnicutt Replies the -1 amendments are a 'gut and stuff' of the original  
 bill.  
 284 Rep. Prozanski **MOTION: Moves to ADOPT HB 3060-1 amendments dated  
 3/13/03.**  
 287 **VOTE: 7-0**

	<b>Chair Krummel</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
<b>291</b>	<b>Rep. Prozanski</b>	<b>MOTION: Moves HB 3060 to the floor with a DO PASS AS AMENDED recommendation.</b>
<b>295</b>		<b>VOTE: 7-0</b>
	<b>Chair Krummel</b>	<b>AYE: In a roll call vote, all members present vote Aye. The motion CARRIES.</b>
		<b>REP. NELSON will lead discussion on the floor.</b>
301	Chair Krummel	Closes work session on HB 3060. Opens work session on HB 3072.
<b><u>HB 3072 – WORK SESSION</u></b>		
305	Rep. Tom Butler	House Districts 60. Refers to the -1 amendments and explains the purpose behind them ( <b>EXHIBIT I</b> ). Testifies in favor of HB 3072. Speaks on issues of income tax and licensure.
366	Rep. Prozanski	Refers to lines 13-17 of the bill. Notes that Oregon Department of Revenue (ODR) poses a confidentiality concern with the wording.
376	Rep. Butler	Replies they are sensitive to that and that information beyond that which is needed is subject to a Class C felony. Believes the language is permissive while still protecting the confidentiality issues.
386	Rep. Prozanski	Asks if the language can be limited as it seems broad.
<b>TAPE 60, B</b>		
002	Rep. Butler	Believes the information is protected and that no confidential information is divulged.
014	Rep. Avakian	Assumes the intent of the bill is to encourage people to pay their taxes.
018	Rep. Butler	Concurs.
020	Rep. Avakian	States he does not understand any problems with the existing laws.
025	Rep Butler	Explains that the system will allow for the departments to share the information. Reiterates the intent of the bill.
038	Chair Krummel	Poses question regarding HB 3073.
042	Rep. Butler	Affirms.
<b>044</b>	<b>Rep. Prozanski</b>	<b>MOTION: Moves to ADOPT HB 3072-1 amendments dated 3/31/03.</b>
<b>047</b>		<b>VOTE: 7-0</b>
	<b>Chair Krummel</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
<b>050</b>	<b>Rep. Prozanski</b>	<b>MOTION: Moves HB 3072 to the floor with a DO PASS AS AMENDED recommendation.</b>
054	Rep. Avakian	Questions the necessity of the bill. Says there does not seem to be a reasonable connection between a licensing body and a separate agency which collects taxes. Does not think that a licensing body should police the issue. States his opposition to the bill.
060	Rep. Kitts	States he will be supporting for the committee.
074	Rep. Nelson	Commends Rep. Butler for bringing up the issue.
078	Chair Krummel	Points out that as this bill will affect him, he does not have a problem attesting to the licensing board he pays taxes, but more one of divulging his social security number. Supports the bill despite that.
<b>094</b>		<b>VOTE: 6-1</b>
		<b>AYE: 6 - Kitts, Mabrey, Nelson, Prozanski, Wirth,</b>

**Krummel**

**NAY: 1 – Avakian**

**Chair Krummel**

**The motion CARRIES.**

**REP. BUTLER will lead discussion on the floor.**

097 Chair Krummel Closes work session on HB 3072. Opens work session on HB 3073.

**HB 3073 – WORK SESSION**

100 Rep. Tom Butler House District 60. Testifies in favor of HB 3073. Notes there are no amendments to the bill. Understands that a fiscal impact statement has been issued. Encourages passage to the committee on Ways and Means.

119 Chair Krummel Asks if there is currently a subsequent referral to Ways and Means.

121 Patrick Brennan Negates.

122 Chair Krummel Requests confirmation that Rep. Butler would like the committee to move the bill to Ways and Means.

123 Rep. Butler Affirms. Informs the fiscal is between \$100-150,000 per biennium. Informs the committee that a subcommittee of Ways and Means would consider that.

136 Cindy Becker DAS. Comments on the ability of DAS to provide information on employees. States that is should be possible to do so.

157 Rep. Mabrey Comments that he supports Rep. Butler's efforts in this regard. Voices concern in providing something that is in no true form as the information to be provided would be raw data. Believes the bill may add to the bureaucracy.

192 Rep. Nelson Compliments DAS for its work. Speaks on the need for information about employees for administration purposes. Supports the bill.

214 Rep. Wirth Recalls the special sessions where employees were let go. Asks if the information is readily available.

223 Becker Responds on where the information can be found and the related process that would need to be created.

232 Rep. Wirth Asks if the government does know what it is spending on contracts.

235 Becker Responds with regard to services.

242 Rep. Nelson Remarks on the cuts made at the local level to illustrate the need for the information

258 Rep. Prozanski Asks if there have been any estimates on cost for agencies to comply with the request.

262 Becker Responds DAS has not yet done so, and that it will depend on the automation of the agencies.

274 Rep. Prozanski Explains that he cannot support the bill until additional information is provided. Comments on the amount of unknown information and questions the usage of the information. Believes it will add a bureaucracy that has no certain purpose. Echoes Rep. Mabrey's concerns.

308 Chair Krummel Asks Rep. Prozanski if he would support the subsequent referral to Ways and Means without recommendation.

311 Rep. Prozanski Negates. Explains the reasoning behind his answer. Believes it may allow for government to target agencies.

342 Chair Krummel Closes work session on HB 3073. Opens work session on HB 3206.

**HB 3206 – WORK SESSION**

360 Chair Krummel Notes -1 and -2 amendments (**EXHIBITS J and K**).

365	Patrick Brennan	Committee Administrator. Reads Staff Measure Summary (SMS) on HB 2148.
375	Bob Garrison	State Fire Marshal. Explains the request for the amendments by the sheriffs in the -1 amendments. Explains the second half of the -1 amendments. Requests the -2 not be considered.
<b>TAPE 61, A</b>		
<b>009</b>	<b>Rep. Prozanski</b>	<b>MOTION: Moves to ADOPT HB 3206-1 amendments dated 4/3/03.</b>
<b>011</b>	<b>Chair Krummel</b>	<b>VOTE: 6-0-1</b> <b>EXCUSED: 1 - Wirth</b> <b>Hearing no objection, declares the motion CARRIED.</b>
<b>014</b>	<b>Rep. Prozanski</b>	<b>MOTION: Moves to ADOPT HB 3206-2 amendments dated 4/3/03.</b>
<b>016</b>	<b>Rep. Prozanski</b>	<b>Withdraws motion.</b>
<b>017</b>	<b>Rep. Prozanski</b>	<b>MOTION: Moves HB 3206 to the floor with a DO PASS AS AMENDED recommendation.</b>
<b>018</b>	<b>Chair Krummel</b>	<b>VOTE: 6-0-1</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 1 - Wirth</b> <b>The motion CARRIES.</b> <b>REP. KITTS will lead discussion on the floor.</b>
020	Chair Krummel	Closes work session on HB 3206. Reopens work session on HB 2961.
<b><u>HB 2961 – WORK SESSION</u></b>		
022	Chair Krummel	Clarifies the bill does not have a subsequent referral to Ways and Means.
024	Patrick Brennan	Concurs, adding that as the bill has not yet received a fiscal impact statement.
028	Rep. Prozanski	Asks if a procedural process is required in the situation.
031	Chair Krummel	Affirms and adds it does not preclude moving the bill. Offers his understanding.
040	Rep. Prozanski	Expresses opposition, as there are questions that have not yet been answered. Questions the information received on the matter. Believes the bill could encompass more than it sets out to and that potential unintended consequences could occur.
<b>053</b>	<b>Rep. Nelson</b>	<b>MOTION: Moves HB 2961 to the floor with a DO PASS recommendation.</b>
057	Chair	Comments.
060	Rep. Wirth	States she will vote in opposition. Echoes Rep. Prozanski's concerns. Thinks there is already a process to fix this. Believes this is a drastic change from the current system.
065	Rep. Mabrey	Says he does not believe the bill changes land use policy. Thinks the concern of expansion is not one of concern.
<b>073</b>	<b>Chair Krummel</b>	<b>VOTE: 5-2</b> <b>AYE: 5 - Avakian, Kitts, Mabrey, Nelson, Krummel</b> <b>NAY: 2 - Prozanski, Wirth</b> <b>The motion CARRIES.</b> <b>REP. MABREY will lead discussion on the floor.</b>
084	Chair Krummel	Discusses the bill. Closes work session on HB 2961 and reopens work session on HB 2148.

**HB 2148 – WORK SESSION**

087 Rep. Nelson

**MOTION: Requests unanimous consent that the rules be SUSPENDED to allow REP. NELSON to BE RECORDED as voting AYE on the "Moves HB 2148 to the floor with a DO PASS AS AMENDED recommendation".**

088

Chair Krummel

**VOTE: 7-0**

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

089

Chair Krummel

Closes work session on HB 2148. Reopens work session on HB 2246.

**HB 2246 – WORK SESSION**

089 Rep. Nelson

**MOTION: Requests unanimous consent that the rules be SUSPENDED to allow REP. NELSON to BE RECORDED as voting AYE on the "Moves HB 2246 to the floor with a DO PASS AS AMENDED recommendation and the SUBSEQUENT REFERRAL to the committee on Ways and Means BE RESCINDED".**

090

Chair Krummel

**VOTE: 7-0**

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

090

Chair Krummel

Closes work session on HB 2246. Reopens work session on HB 2148.

**HB 2148 – WORK SESSION**

091 Rep. Wirth

**MOTION: Requests unanimous consent that the rules be SUSPENDED to allow REP. WIRTH to BE RECORDED as voting AYE on the "Moves HB 2148 to the floor with a DO PASS AS AMENDED recommendation".**

092

Chair Krummel

**VOTE: 7-0**

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

092

Chair Krummel

Closes work session on HB 2148 and reopens work session on HB 2246.

**HB 2246 – WORK SESSION**

093 Rep. Wirth

**MOTION: Requests unanimous consent that the rules be SUSPENDED to allow REP. WIRTH to BE RECORDED as voting AYE on the "Moves HB 2246 to the floor with a DO PASS AS AMENDED recommendation and the SUBSEQUENT REFERRAL to the committee on Ways and Means BE RESCINDED".**

094

Chair Krummel

**VOTE: 7-0**

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

096

Chair Krummel

Closes work session on HB 2246. Declares the meeting to be recessed until 5:00 PM.

**TAPE 62, A**

002 Chair Krummel

Reopens meeting at 5:11 PM. Opens work session on HB 3212.

**HB 3212 – WORK SESSION**

005 Patrick Brennan

Committee Administrator. Reads SMS on HB 3212. Notes -1 amendments (**EXHIBIT L**). Mentions there is no fiscal or revenue impact to the bill with the amendments.

010

Rep. Mabrey

Supports the bill and adds that he sponsored it.

022

Colonel Mike Caldwell

Deputy Director, Oregon Military Department (OMD). Speaks on the creation of the bill. Explains the -1 amendments to HB 3212.



		Explains the term 'active duty' was clarified. Notes homeland security was also identified.
045	Chair Krummel	Asks about the federal duty time.
048	Col. Caldwell	Responds about a year and adds that there are additional provisions. Continues explanation. Notes the largest change was to returning retirees.
065	Shelley Honeywell	DAS. States she worked with Col. Caldwell on the changes and explains them.
070	Chair Krummel	Clarifies the language changes.
075	Honeywell	Responds concerning employees and related statutes to explain language changes.
085	Col. Caldwell	Adds additional changes made.
095	Chair Krummel	Refers the page three and clarifies the term of leave of absence and employment.
100	Col. Caldwell	Concurs.
104	Chair Krummel	Continues and clarifies the time is seven days.
114	Col. Caldwell	Concurs.
117	Rep. Nelson	Remarks that seven days is not very long time to return to a job after being released from active duty.
120	Col. Caldwell	Responds that the typical emergency is around three weeks. Notes benefits are still maintained once jobs are left.
130	Chair Krummel	Comments that other groups would have a problem with a longer than seven day period.
141	Rep. Nelson	Asks if transportation is included in the seven days.
145	Col. Caldwell	Explains the seven days will only apply to Oregon.
156	Rep. Nelson	Asks if Oregonians are ever sent to neighboring states while on active duty.
161	Col. Caldwell	Explains that as a member of the National Guard of the United States, state active duty statues does not apply, and member can be sent elsewhere.
170	Rep. Mabrey	Poses situation to clarify active duty.
176	Rep. Nelson	Adds to that.
179	Col. Caldwell	Concurs.
186	<b>Rep. Mabrey</b>	<b>MOTION: Moves to ADOPT HB 3212-1 amendments dated 3/31/03.</b>
190		<b>VOTE: 6-0-2</b>
		<b>EXCUSED: 2 - Kitts, Wirth</b>
	<b>Chair Krummel</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
195	<b>Rep. Mabrey</b>	<b>MOTION: Moves HB 3212 to the floor with a DO PASS AS AMENDED recommendation.</b>
200		<b>VOTE: 6-0-2</b>
		<b>AYE: In a roll call vote, all members present vote Aye.</b>
		<b>EXCUSED: 2 - Kitts, Wirth</b>
	<b>Chair Krummel</b>	<b>The motion CARRIES.</b>
		<b>REP. MABREY will lead discussion on the floor.</b>
206	Chair Krummel	Closes work session on HB 3212. Opens work session on HB 3272.
<b><u>HB 3272 - WORK SESSION</u></b>		
215	Mark Nelson	Lane County. Refers the committee to the -5 amendments <b>(EXHIBIT M)</b> . Explains the changes made by the amendments. Notes the counties involved in the sections.
249	Chair Krummel	Asks that with technology available, why the Willamette River is

254	Nelson	still used as a boundary and a coordinate is not chosen.
269	Roger Knight	Responds that coordinates have been established.
276	Chair Krummel	Lane County. Concurr. Clarifies his question.
278	Knight	Restates.
285	Chair Krummel	Responds that the center of the river is a useful point.
296	Nelson	Restates his question with regard to the boundary.
		Explains that global positioning has been used. Explains the amendments allow for the boundary to be further identified in the future and the counties will be able to determine that.
317	Rep. Kitts	Poses a hypothetical situation.
325	Rep. Prozanski	Speaks on the potential for change regarding the coordinates.
		Comments on the use of rivers as boundaries over time.
335	Chair Krummel	States his thoughts.
338	Nelson	Offers that all surveyors of all affected counties have come to an agreement on this method.
<b>345</b>	<b>Rep. Kitts</b>	<b>MOTION: Moves to ADOPT HB 3272-5 amendments dated 4/10/03.</b>
366	Rep. Prozanski	Notes there are other amendments to be considered.
<b>371</b>	<b>Rep. Kitts</b>	<b>Withdraws motion.</b>
382	Chair Krummel	Indicates that there may be amendments submitted by Sen. Frank Morse.
<b>TAPE 63, A</b>		
001	Rep. Wirth	Asks what the original legislative intent was when the boundaries were established.
005	Nelson	Responds regarding the legislative intent.
008	Rep. Wirth	Asks if he knows of any other times when legislation was passed naming counties who did not agree to the bill.
013	Nelson	Understands that all surveyors have agreed to the bill.
018	Rep. Wirth	States she does not see the urgency on the matter.
025	Nelson	Explains an agreement has not been reached in over a year although there has been much discussion. Adds that Lane County would like to rectify this.
036	Rep. Wirth	Clarifies the bill represents frustration with the process.
039	Nelson	Responds there has been disagreement between parties, but the surveyors of all the counties agree and see this as the correct approach.
045	Rep. Wirth	Asks Mr. Nelson if he has seen the -6 amendments ( <b>EXHIBIT N</b> ).
050	Nelson	Points out the -6 amendments remove Benton county from the bill. Opposes the -6 amendments.
060	Rep. Prozanski	Believes that Sen. Morse has attempted a -7 amendment to broach concerns about compensation on the measure. Asks if the issue has been discussed. Voices hope to fix the issue so it does not resurface in the future.
070	Nelson	Provides that Sen. Morse was comfortable in fixing the bill on the senate side.
<b>075</b>	<b>Rep. Kitts</b>	<b>MOTION: Moves to ADOPT HB 3272-5 amendments dated 4/10/03.</b>
076	Rep. Wirth	Requests another question.
<b>078</b>	<b>Rep. Kitts</b>	<b>Withdraws motion.</b>
082	Rep. Wirth	Understands the surveyor cannot make a decision without a commissioner vote.
085	Nelson	Understands an agreement was reached. Explains that he knows Benton County does not want to see the boundary changed for

		political reasons.
099	Rep. Avakian	Clarifies there is a current boundary. Asks why the bill is even necessary.
104	Nelson	Answers the bill delineates where property owners are going to receive services.
110	Rep. Avakian	Questions the concerns over the correct county line.
113	Nelson	Responds that people have concerns about county services.
118	Rep. Avakian	Clarifies the line is in the river.
119	Nelson	Affirms.
121	Rep. Mabrey	Poses situation to clarify the reasoning behind the bill.
128	Nelson	Concurs.
<b>135</b>	<b>Rep. Kitts</b>	<b>MOTION: Moves to ADOPT HB 3272-5 amendments dated 4/10/03.</b>
138	Rep. Avakian	Requests an explanation of the difference between the -5 and -6 amendments.
141	Brennan	Responds with the stipulations of the -5 amendments.
146	Chair Krummel	Adds to staff's response.
150	Brennan	Mentions that the -6 amendments remove reference to Benton County.
153	Rep. Prozanski	Comments on the need for local government to come to the states when they disagree. Speaks on the movement of the river over time. Questions the types of improvements the county made to the river and questions the compensation related to the boundary. Does not believe the bill is complete. Questions whether it is best to move forward or to respect it will be addressed on the floor and then maybe the Senate.
199	Rep. Nelson	Believes the issue is the 'prudent and right thing to do'. Thinks the issue is all encompassing and that there are great discrepancies. Supports moving the bill.
221	Rep. Prozanski	Notes the \$17,000 spent on administrative fees, among other fees to counties involved. Questions the wisdom of moving the bill.
232	Rep. Kitts	Believes the bill simplifies the problem needing to be addressed.
236	Rep. Wirth	States she opposes the bill with the -5 amendments. Does not believe all the counties agree to the bill. Suggests the counties work the problem out amongst themselves. Believes passage would equate usurping the legislature.
252	Rep. Nelson	Speaks on the issue of counties.
260	Rep. Avakian	Echoes Rep. Wirth's concerns in using states power on a local issue. States he has the impression that the issues is irreconcilable and that then states power should therefore be utilized.
275	Rep. Prozanski	Supports the -5 amendments, but does not support the bill. Offers alternative ways to address the issues, although they may not save funds. Believes another amendment should come to address compensation.
298	Rep. Avakian	Thinks it is appropriate to set a boundary in such a situation but does not believe that compensation is an area to venture into.
306	Rep. Wirth	Offers that Benton County representatives believe they have not had proper say in the issue.
314	Chair Krummel	Supports the -5 amendments. Thinks the information discussed by Rep. Avakian is valid, but adds that Sen. Morse may be able to reconcile these issue. Would like to move the bill to the floor, and when it arrives in the Senate they can also try to find a resolution. Notes a conference committee could also be utilized.
<b>365</b>		<b>VOTE: 6-1</b>

		<b>AYE: 6 - Avakian, Kitts, Mabrey, Nelson, Prozanski, Krummel</b>
		<b>NAY: 1 - Wirth</b>
	<b>Chair Krummel</b>	<b>The motion CARRIES.</b>
<b>368</b>	<b>Rep. Kitts</b>	<b>MOTION: Moves HB 3272 to the floor with a DO PASS AS AMENDED recommendation.</b>
371	Rep. Prozanski	States he will vote against the measure as the bill is premature. Believes an important point has not been addressed.
385	Chair Krummel	Remarks on the bill.
<b>397</b>		<b>VOTE: 5-2</b>
		<b>AYE: 5 - Avakian, Kitts, Mabrey, Nelson, Krummel</b>
		<b>NAY: 2 - Prozanski, Wirth</b>
	<b>Chair Krummel</b>	<b>The motion CARRIES.</b>
		<b>REP. KITTTS will lead discussion on the floor.</b>
403	Chair Krummel	Closes work session on HB 3272. Adjourns meeting at 6:20 PM.

**EXHIBIT SUMMARY**

- A – HB 2148, -2 amendments, Staff, 11 pp.**
- B – HB 2246, -1 amendments, Staff, 1 p**
- C – HB 2246, Susan Wilson, 1 p**
- D – HB 2410, -5 amendments, Staff, 4 pp.**
- E – HB 2961, Burton Weast, 2 pp.**
- F – HB 2961, Shirley Kalkhoven, 1 p**
- G – HB 2961, Chuck Root, 9 pp.**
- H – HB 3060, -1 amendments, Staff, 2 pp.**
- I – HB 3072, -1 amendments, Staff, 1 p**
- J – HB 3206, -1 amendments, Staff, 1 p**
- K – HB 3206, -2 amendments, Staff, 1 p**
- L – HB 3212, -1 amendments, Staff, 4 pp.**
- M – HB 3272, -5 amendments, Staff, 8 pp.**
- N – HB 3272, -6 amendments, Staff, 7 pp.**