

HOUSE COMMITTEE ON GENERAL GOVERNMENT

April 22, 2003 Hearing Room D
8:30 AM Tapes 69 - 70

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 2278A – Work Session
SB 8 – Public Hearing and Work Session
SB 9A – Public Hearing and Work Session
SB 157 – Public Hearing and Work Session
SB 211 – Public Hearing and Work Session
SB 328A – Public Hearing and Work Session
SB 584 – Public Hearing and 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 69, A		
004	Chair Krummel	Calls meeting to order at 8:43 AM. Opens work session on HB 2278A.
<u>HB 2278A – WORK SESSION</u>		
006	Patrick Brennan	Committee Administrator. Explains the error with the bill and the need for re-referral. Explains the –A4 amendments impact on the bill (EXHIBIT A).
022	Chair Krummel	Clarifies.
025	Rep. Prozanski	Clarifies.
027	Brennan	Affirms.
032	Rep. Prozanski	MOTION: Moves to ADOPT HB 2278-A4 amendments dated 4/18/03.
034		VOTE: 4-0-3 EXCUSED: 3 – Kitts*, Nelson*, Wirth*
	Chair Krummel	Hearing no objection, declares the motion CARRIED.
037	Rep. Prozanski	MOTION: Moves HB 2278A to the floor with a DO PASS AS AMENDED recommendation.
040		VOTE: 4-0-3 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 3 - Kitts, Nelson, Wirth
	Chair Krummel	The motion CARRIES. REP. SHETTERLY will lead discussion on the floor.
028	Chair Krummel	Closes work session on HB 2278A. Opens public hearing on SB 8.

SB 8 – PUBLIC HEARING

030	Senate President Peter Courtney	District 11. Defers to Sen. Bruce Starr.
034	Sen. Bruce Starr	District 15. Testifies in favor of SB 8. Explains to the committee the need for the bill. Informs the committee of the work he has done on the bill regarding statewide amber alerts. Notes former Governor Kitzhaber created a taskforce to work on amber alerts.
100	President Courtney	Testifies in favor of SB 8 (EXHIBIT B). Notes the work of others on the bill. Explains the current Amber plan is an executive order. Speaks on the tragedy that created the alert system. Explains how the Amber Alert works. Points out there is no current law regarding amber alerts. Addresses possible questions on the need for the law as there is an executive order.
200	Rep. Avakian	Remarks on the executive order.
204	Rep. Mabrey	Refers the committee to page two of exhibit b and notes that he would be just as sad if individuals over the age of 17 were abducted. Asks why the age is set at 17 and younger.
221	President Courtney	Thinks that children are the most vulnerable members of society. Speaks on the intent of the legislation in Texas.
240	Chair Krummel	Refers the committee to the bill. Speaks on the Oregon State Police (OSP) flexibility allowances by the bill to include others if it chooses to.
254	Sen. Starr	Recognizes children are the most vulnerable citizens.
272	Rep. Prozanski	Speaks on the genesis of the program in Oregon relating to other states and qualifications of the Amber plan. Realizes that the terrain of Oregon makes it even more important to use a statewide system.
310	Gregory Willeford	Commander, OSP Bureau of Investigation. Testifies in favor of SB 8 (EXHIBIT C). Speaks on Oregon's current Amber Alert system and the state's Amber Alert Committee. Notes Congress has passed a related protection act that would establish a national Amber Alert coordinator and nationwide criteria. Explains the caution of law enforcement overusing media regarding events.
021	Doug Tindall	State Maintenance Engineer, Oregon Department of Transportation (ODOT). Testifies in favor of SB 8 (EXHIBIT D).
033	Rep. Prozanski	Asks Mr. Willeford if he sees an emergency clause in needed.
038	Willeford	Believes that is an option for the committee to consider.
048	Rep. Mabrey	Recalls a recent abduction. Asks if the law would provide more urgency with Amber Alerts then currently.
059	Willeford	Responds the law would solidify the importance of the alert system. Speaks on the abduction Rep. Mabrey was referring to.
079	Chair Krummel	Closes public hearing and opens work session on SB 8.

SB 8 – WORK SESSION

086	Chair Krummel	Asks Rep. Prozanski if he Would like to add the emergency clause.
090	Rep. Prozanski	Replies that he would like to as the situation is serious.
100	Chair Krummel	Believes the workgroup would continue anyway but states it is fine to include the clause.
109	Rep. Kitts	Poses question on the movement of the bill.
115	Chair Krummel	Asks Mr. Brennan to prepare amendments.
120	Rep. Prozanski	Recognizes Mr. Willeford and others on their remarkable and quick work on the alert system.
131	Chair Krummel	Closes work session on SB 8. Opens public hearing on SB 9A.

SB 9A – PUBLIC HEARING

140 Senate President Peter Courtney District 11. Testifies in favor of SB 9 (**EXHIBIT E**). Comments on the inclusion of testimony of Paul Evans in his testimony. Offers a situation regarding health care for armed forces servants. Speaks on the Senate committee’s decision to mandate health coverage. Explains the amendments made in the Senate.

214 Colonel Mike Caldwell Oregon Military Department (OMD). Testifies in favor of SB 9A. Believes the bill is valuable for Oregon individuals and health providers. Thinks the bill will solve individual problems that are quite dramatic.

260 Rep. Kitts Thanks Col. Caldwell. Speaks on his experience in federal government with regard to health care provider TRI-CARE.

275 Chair Krummel Requests Col. Caldwell to address the problem of insurance coverage upon injury in combat and during service.

300 Col. Caldwell Explains the continuing care for individuals disabled during the course of duty and injured during service and their families. Believes the current war I has shown the importance of national guard provisions.

349 Chair Krummel Asks Sen. Courtney about the donation of vacation time to national guard members in Portland.

365 Sen. Courtney Notes he is unsure of the information to answer the question.

375 Col. Caldwell Addresses vacation time donations and explains employment leave during service under law.

TAPE 69, B

006 Chair Krummel Clarifies there is nothing in statute to prevent a city from doing that.

009 Col. Caldwell Answers it is not a requirement, and left up to cities.

012 Chair Krummel Closes public hearing and opens work session on SB 9A.

SB 9A – WORK SESSION

015 Rep. Kitts **MOTION: Moves SB 9A to the floor with a DO PASS recommendation.**

025 **VOTE: 6-0-1**
AYE: In a roll call vote, all members present vote Aye.
EXCUSED: 1 – Nelson*
The motion CARRIES.
REP. KITTS will lead discussion on the floor.

Chair Krummel Closes work session on SB 9A. Opens public hearing on SB 157.

025 Chair Krummel

SB 157 – PUBLIC HEARING

030 Paula Brown Public Information Manager, Oregon Department of Veterans’ Affairs. Testifies in favor of SB 157 (**EXHIBIT F**). Provides agency overview of the OVA (**EXHIBIT G**).

061 Walter Crews Non-Commissioned Officers Association (NCOA). Testifies in favor of SB 157.

071 Chair Krummel Closes public hearing and opens work session on SB 157.

SB 157 – WORK SESSION

073 Rep. Prozanski **MOTION: Moves SB 157 to the floor with a DO PASS recommendation.**

076 **VOTE: 6-0-1**
AYE: In a roll call vote, all members present vote Aye.
EXCUSED: 1 – Nelson*
The motion CARRIES.
REP. PROZANSKI will lead discussion on the floor.

Chair Krummel Closes work session on SB 157. Opens public hearing on SB

085 Chair Krummel 211.

SB 211 – PUBLIC HEARING

092 Carol Halford

Board of Architect Examiners. Testifies in favor of SB 211. Provides testimony of Kim Arbuckle (**EXHIBIT H**). Closes public hearing and opens work session on SB 211.

113 Chair Krummel

SB 211 – WORK SESSION

117 Rep. Prozanski

MOTION: Moves SB 211 to the floor with a DO PASS recommendation.

127

VOTE: 7-0

Chair Krummel

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

REP. WIRTH will lead discussion on the floor.

140 Chair Krummel

Closes work session on SB 211. Opens public hearing on SB 328A.

SB 328A – PUBLIC HEARING

155 Don Miner

Oregon Manufactured Housing Association (OMHA). Testifies in favor of SB 328A (**EXHIBIT I**). Explains the situation and requirements for manufacturing homes. Notes the bill has an emergency clause.

192 Pat Schwoch

Manufactured home owner. Testifies in favor of SB 328A.

200 Rep. Mabrey

Poses question regarding land values.

209 Miner

Responds the bill does not address that issue but explains a related requirement for appreciation factors.

224 Rep. Avakian

Asks it is possible for current leaseholders to refinance into the plan.

229 Miner

Answers that under the law leaseholders can as long as parties consent.

235 Rep. Wirth

Asks if the bill precludes enforcement from occurring.

243 Miner

Responds with regard to rent control on long term leases.

253 Schwoch

Does not see a situation of that occurring in Oregon as rents will be capped.

264 Chair Krummel

Points out that caps are not imposed by the state. Poses question regarding the ability of park owners to offer a leasehold to an individual.

283 Miner

Believes that would be allowed by the bill.

291 Chair Krummel

Closes public hearing and opens work session on SB 328A.

SB 328A – WORK SESSION

297 Rep. Kitts

MOTION: Moves SB 328A to the floor with a DO PASS recommendation.

300

VOTE: 7-0

Chair Krummel

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

REP. AVAKIAN will lead discussion on the floor.

299 Chair Krummel

Opens public hearing on SB 584.

SB 584 – PUBLIC HEARING

301 Patrick Brennan

Reads SMS on SB 584.

305 Carol Suzuki

Oregon Commission on Asian Affairs. Testifies in favor of SB 584 (**EXHIBIT J**).

341 Chair Krummel

Closes public hearing and opens work on SB 584.

343 Rep. Prozanski

MOTION: Moves SB 584 to the floor with a DO PASS recommendation.

347

VOTE: 7-0

Chair Krummel

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

REP. NELSON will lead discussion on the floor.

361	Chair Krummel	Reopens work session on HB 2278A, SB 157, and SB 9.
<u>HB 2278, SB 157, and SB 9 – WORK SESSION</u>		
363	Rep. Nelson	MOTION: Requests unanimous consent that the rules be SUSPENDED to allow REP. NELSON to BE RECORDED as voting AYE on the MOTION: Moves HB 2278A to the floor with a DO PASS AS AMENDED recommendation.
365	Rep. Nelson	MOTION: Requests unanimous consent that the rules be SUSPENDED to allow REP. NELSON to BE RECORDED as voting AYE on the MOTION: Moves SB 9A to the floor with a DO PASS recommendation.
368	Rep. Nelson	MOTION: Requests unanimous consent that the rules be SUSPENDED to allow REP. NELSON to BE RECORDED as voting AYE on the MOTION: Moves SB 157 to the floor with a DO PASS recommendation.
373	Rep. Kitts	MOTION: Requests unanimous consent that the rules be SUSPENDED to allow REP. KITTS to BE RECORDED as voting AYE on the MOTION: Moves HB 2278A to the floor with a DO PASS AS AMENDED recommendation.
378	Rep. Wirth	MOTION: Requests unanimous consent that the rules be SUSPENDED to allow REP. WIRTH to BE RECORDED as voting AYE on the MOTION: Moves HB 2278A to the floor with a DO PASS AS AMENDED recommendation.
391	Chair Krummel	Closes work session on HB 2278A, SB 157, and SB 9. Adjourns meeting at 10:03 AM.

EXHIBIT SUMMARY

- A – HB 2278-A4, Staff, 5 pp**
- B – SB 8, Sen. Peter Courtney, 2 pp**
- C – SB 8, Gregory Willeford, 5 pp**
- D – SB 8, Doug Tindall, 1 p**
- E – SB 9A, Sen. Peter Courtney, 2 pp**
- F – SB 157, Paula Brown, 2 pp**
- G – SB 157, Paula Brown, 5 pp**
- H – SB 211, Kim Arbuckle, 1 p**
- I – SB 328, Doug Miner, 4 pp**
- J – SB 584, Carol Suzuki, 1 p**