

# HOUSE COMMITTEE ON RULES AND PUBLIC AFFAIRS

March 13, 2003 Hearing Room E  
1:00 PM Tapes 23 - 24

Corrected Copy

**MEMBERS PRESENT:** Rep. Dan Doyle, Chair  
Rep. Linda Flores, Vice-Chair  
Rep. Laurie Monnes Anderson, Vice Chair  
Rep. Vic Backlund  
Rep. Phil Barnhart  
Rep. Betsy L. Close

**MEMBER EXCUSED:** Rep. Joanne Verger

**STAFF PRESENT:** Cara Filsinger, Administrator  
Annetta Mullins, Committee Assistant

**MEASURE/ISSUES HEARD:** HB 2929 – Public Hearing  
HB 2813 – Public Hearing  
HB 2827 – 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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<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
<b>Tape 23, A</b>		
004	Chair Doyle	Calls meeting to order at 1:16 p.m. and announces order of hearings.
014	Chair Doyle	Opens a public hearing on HB 2929.
<b><u>HB 2929 – PUBLIC HEARING</u></b>		
018	Donna Butler	Certified Public Accountant. Submits prepared statement ( <b>EXHIBIT A</b> ) and shows volumes of papers filed for campaigns. Suggests that the committee should form a work group and decide what needs to be recorded.
072	Butler	Comments on publications, retention of files by Secretary of State, and types and format of contribution reports.
120	Butler	Continues to explain reasons for changing the reporting system.
183	Rep. Monnes Anderson	Asks to talk about Section 8 and how the fees would work.
	Butler	Responds that Section 8 needs a lot of work. Explains process of checking reports for details by the Secretary of State's office.
230	Butler	Comments on necessity to file a complaint in order to have a correction made.
250	Rep. Monnes Anderson	Comments on Section 8 and the complaint process.
	Butler	Agrees with points made by Rep. Monnes Anderson and comments on timeframe for filing a complaint and the need to have procedures for audits of reports.
	Butler	Comments on fees to finance the audit process.
289	Rep. Close	Asks what the costs are for filing the contribution and expenditure reports, and how many people do their own reports.
	Butler	Responds she discourages candidates from filing their own reports because the risk is too high. Comments on types of reports she does for committees and individuals and estimated

costs.

360 Chair Doyle Enters into committee record statement from Secretary of State Bill Bradbury in opposition to HB 2929 **(EXHIBIT B)**.

Norman Turrill League of Women Voters. Presents prepared statement in opposition to HB 2929 **(EXHIBIT C)**.

**TAPE 24, A**

020 Andi Miller Common Cause. Presents prepared statement in opposition to HB 2929 **(EXHIBIT D)**.

048 Janice Thompson Money In Politics Research Action Project (MIPRAP). Testifies in opposition to HB 2929 as it is written, except the provision for covering up signatures on reports that are put on the web site. Concerned about the change in evaluation of the contributions and expenditures report; it is much more appropriate to have an impartial review with clear timeline, standards, and consequences rather than the reactive complaint driven process.

097 Thompson Comments on errors and fines, the complaint process, and itemizing information. Present analysis of the current level of disclosure and disclosure under HB 2929. States that the increase from \$50 to \$200 is too much.

190 Chair Doyle Appoints a work group for the purpose of resolving the issues in HB 2929 with instructions to report back the first part of May. Members are: Rep. Doyle, Chair; Rep. Gary Hansen, Morgan Alan, Troy Nichols, Susan Matthews, Donna Butler, Fred Neal and Tom Gallagher, representing the Oregon Newspaper Association..

Closes public hearing on HB 2929 and opens a public hearing on HB 2813.

**HB 2813 – PUBLIC HEARING**

221 Cara Filsinger Administrator. Introduces letter from John Ingram in support of HB 2813 **(EXHIBIT E)** and an email submitted by Mike Balanesi **(EXHIBIT F)**.

Rep. Betsy L. Close District 15. Presents a prepared statement in support of HB 2813 **(EXHIBIT G)**.

287 Rep. Monnes Thanks Rep. Close for bringing the bill and comments on the few votes that determined elections.

306 Anderson Secretary of State. Testifies in opposition to HB 2813 **(EXHIBIT H)**.

306 Bill Bradbury

404 Rep. Flores Asks if mail-in voter registrations must include proof of citizenship.

Bradbury Responds that the U. S. Senate has inserted language in a recent election reform bill that requires some proof, not just a birth certificate or passport or proof of citizenship; it would say a person can show they live here.

436 Rep. Monnes Asks what research has been done that shows non-citizens are not voting.

450 Anderson Responds that the election system is complaint driven and there are not a significant number of complains so they have no evidence there is a serious problem.

450 Bradbury

**TAPE 23, B**

009 Rep. Monnes Asks if a requirement for a passport or driver license would be a significant barrier.

Anderson Comments on federal requirements of what is proof that a person is a resident.

Bradbury

030 Sen. Bruce Starr District 15. Testifies in support HB 2813. States that the challenge is the devil in the details and urges the committee to figure out what can work.

**HB 2827 – PUBLIC HEAIRNG**

050 Sen. Bruce Starr District 15. Testifies in support of HB 2827. HB 2827 protects the integrity of our election system and process. Comments on Washington County preparing ballots for the counting machine. States that this would be one small improvement to protect the integrity of the voting process.

085 Rep. Flores Asks what types of responses he has had from his constituents about the two measures.

110 Sen. B. Starr Responds that the concern is opening up the system to abuse.

110 Jim Ludwick Resident of McMinnville. Testifies in support of HB 2813. Comments on conversations in which people could not believe proof of citizenship is not required.

158 Chair Doyle Opens a public hearing on HB 2827 simultaneously with HB 2813.

**HB 2813 AND HB 2827 – PUBLIC HEARINGS**

165 Don McIntire Testifies in support of HB 2813. States that he does not believe requiring a passport or birth certificate is unconstitutional.

Don McIntire Testifies in support of HB 2827. Comments on campaigning door to door and finding that ballots were delivered to addresses when people no longer lived there, and opened ballots sitting on tables for seven days before being counted. Proposes that ballots be opened on the same day they are counted.

255 Mike Balanesi Resident of Yamhill County. Testifies in support of HB 2813

371 Ruth Bendl **(EXHIBIT I)** and HB 2827 **(EXHIBIT J)**.

Submits list of interested persons and asks that they be notified of future hearings earlier **(EXHIBIT K)**. Testifies in support of HB 2813 **(EXHIBIT L)**.

**TAPE 24, B**

010 Bendl Continues comments in support of HB 2813 **(EXHIBIT L)**.

031 Bendl Testifies in support of HB 2827 **(EXHIBIT M)**.

053 Balanesi Suggests that only one envelope be used in the mailing of ballots.

076 Paula Krane League of Women Voters. Testifies in opposition to HB 2813 **(EXHIBIT N)**.

119 Paula Krane League of Women Voters. Testifies in opposition to HB 2827 **(EXHIBIT O)**.

135 Kelly Taylor Oregon Department of Transportation (ODOT). Reports they have prepared a fiscal and they believe there would be fewer forms sent by ODOT. Cost is about \$60,000, one FTE.

157 Peter Dane Salem resident. Testifies in support of HB 2813 **(EXHIBIT P)**.

192 Annette Newingham Lane County Clerk and representing the Oregon Association of County Clerks. Testifies in opposition to HB 2827 **(EXHIBIT Q)**.

259 Ginny Kingsley Washington County Elections Manger. States that she concurs with the testimony by Newingham. Comments on security of opened ballots prior to being counted.

274 Rep. Close Comments on poll election results being available in one day and now they need five days. Asks if the poll elections were cheaper and faster.

	Newingham	Responds poll elections were not cheaper. Comments on time to count absentee ballots when there were poll elections.
292	Rep. Close	Asks if the savings from mailing ballots could be used to buy machines to open envelopes.
	Newingham	Responds that she does not know if the \$100,000 is enough to hire and train sufficient staff.
	Cara Filsinger	Administrator. Notes prepared statements received by the committee from Al Davidson, Marion County ( <b>EXHIBIT R</b> ) and John Kauffman, Multnomah County ( <b>EXHIBIT S</b> ) in opposition to Section 1 of HB 2827.
	Steve Druckenmiller	Linn County Clerk. Speaks in support of HB 2813. States he does not believe there has been a problem in Linn County. States that the bigger issue is the integrity of elections. Supports testimony of other county clerks in opposition to HB 2827.
357	Rep. Close	Asks what opening one envelope, instead of two, on election day would do to their workload.
	Druckenmiller	Comments on having one envelope previously and that complaints resulted in the secrecy envelope. States he does not think it would add much to their time because their time is spent accounting for every single ballot. Comments that the scan takes as much or more time than punch cards.
383	Rep. Close	Comments on illegible signatures and asks if the ballot can be identified if it is separated from the outer envelope.
	Drukenmiller	Responds that once the envelopes are separated, there is no way to tie the ballot back to anybody.
402	Chair Doyle	Adjourns meeting at 3:08 p.m.

## **EXHIBIT SUMMARY**

- A – HB 2929, prepared statement, Donna Butler, 13 pp**
- B – HB 2929, prepared statement, Bill Bradbury, 2 pp**
- C – HB 2929, prepared statement, Norman Terrill, 1 p**
- D – HB 2929, prepared statement, Andi Miller, 1 p**
- E – HB 2913, prepared statement, John Ingram, 2 pp**
- F – HB 2813, e-mail, Mike Balanesi, 1 p**
- G – HB 2813, prepared statement, Rep. Close, 2 pp**
- H – HB 2813, prepared statement, Bill Bradbury, 2 pp**
- I – HB 2813, prepared statement, Mike Balanesi, 1 p**
- J – HB 2827, prepared statement, Mike Balanesi, 1 p**
- K – HB 2813 and HB 2827, memo and signatures, Ruth Bendl, 8 pp**
- L – HB 2813, prepared statement, Ruth Bendl, 1 p**
- M – HB 2827, prepared statement, Ruth Bendl, 1 p**
- N – HB 2813, prepared statement, Paula Krane, 1 p**
- O – HB 2827, prepared statement, Paula Krane, 1 p**
- P – HB 2813, prepared statement, Peter Dane, 1 p**
- Q – HB 2827, prepared statement, Annette Newingham, 3 pp**
- R – HB 2827, prepared statement, Al Davidson, 2 pp**
- S – HB 2827, prepared statement, John Kauffman, 1 p**