

HOUSE COMMITTEE ON RULES AND PUBLIC AFFAIRS

August 27, 2003 Hearing Room HR E

10:30 Tapes 146 - 147

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 Close
 Rep. Joanne Verger

STAFF PRESENT: Cara Filsinger, Committee Administrator
 David Peffley, Assistant
 Annetta Mullins, Committee Assistant

MEASURES HEARD: **SB 928 A – Work Session**
 SJR 12 A – Work Session
 LC 3827 – Work Session
 SJR 13 A – Work Session
 SB 927 – Work Session
 SB 737 – Work Session
 SCR 6 – 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.

TAPE/#	Speaker	Comments
TAPE 146, A		
003	Chair Doyle	Calls the meeting to order at 3:45 p.m. and recesses for a call of the House.
RECESS		
012	Chair Doyle	Reconvenes the meeting at 4:08 and opens a work session on SB 928 A.
<u>SB 928 A – WORK SESSION</u>		
016	Senator Ferrioli	SD 30. Testifies in favor of SB 928 A, a compromise put forth in order to mediate navigability disputes. Notes that this approach meets with the Governor's requirements. Details contents of the bill and compromises contained in the bill.
106	Rep. Barnhart	Asks for clarification that this bill leaves the issue of navigability open.
108	Sen. Ferrioli	Addresses the rights that participants would have under navigability.
117	Rep. Verger	Asks about Sen. Ferrioli's vision of the bill and whether this bill is local to John Day or meant to be a template and have wider geographic implications.
129	Sen. Ferrioli	Concurs with the controversial nature of the issue. Notes that the

		Governor has expressed sentiments that this should not be specific to the John Day area, but should have a wider geographic impact.
161	Rep. Monnes Anderson	Cites the provision in the bill relating to compensation on Page 3, and asks for clarification on this issue.
171	Sen. Ferrioli	Addresses losses to property owners and compensation.
182	Rep. Monnes Anderson	Asks about Sandy River and compensation for damage done.
184	Sen. Ferrioli	States that this bill is not far reaching and that a work group will take up the issue of compensation in earnest.
191	Rep. Monnes Anderson	Asks about the fiscal impact of SB 928 A.
193	Sen. Ferrioli	Addresses the fiscal impact of the plan and notes that fee or license structures are not included in the bill.
211	Rep. Backlund	MOTION: Moves SB 928A to the floor with a DO PASS recommendation.
222		VOTE: 7-0
224	Chair Doyle	AYE: In a roll call vote, all members present vote Aye. The motion CARRIES.
228	Chair Doyle	REP. DOYLE will lead discussion on the floor. Closes the work session on SB 928 A and opens a work session on SJR 12 A.

SJR 12 A – WORK SESSION

233	Sandy Flicker	Oregon Rural Electric Cooperative Association. Testifies in favor of SJR 12 A in order to allow fairness to rural electrical coops. Addresses energy concerns with rural populations and potential issues with the cost of electricity.
347	Rep. Verger	Warns against false expectations for rural consumers when rates are very likely to rise whether this resolution passes or not. Recommends communicating with rural customers.
368	Flicker	Concurs with Rep. Verger and defines plans to address the issue with rural populations.
383	Rep. Backlund	Underscores the importance of affordable rural power.
400	Rep. Flores	MOTION: Moves SJR 12A be sent to the floor with a BE ADOPTED recommendation.
416		VOTE: 7-0
418	Chair Doyle	AYE: In a roll call vote, all members present vote Aye. The motion CARRIES.
420	Chair Doyle	REP. BACKLUND will lead discussion on the floor. Announces an introduction of a speaker-approved legislative draft. (EXHIBIT A) – LC 3827.

LC 38 27 – WORK SESSION

430	John DiLorenzo	Davis, Wright, Tremaine LLP. Introduces LC 3827 addressing student loan portfolios at low-interest rates.
451	Rep. Flores	MOTION: Moves LC 3827 BE INTRODUCED as a committee bill.
457		VOTE: 7-0
459	Chair Doyle	Hearing no objection, declares the motion CARRIED.
462	Chair Doyle	Closes the work session on LC 3827 and opens a work session on SJR 13 A.

TAPE 147 A

SJR 13 A – WORK SESSION

012	Craig Campbell	Governor's office. Testifies in favor of SJR 13 A – asking to have an election to put the State Police back into the highway fund.
022	Barnhart	Asks if there was a similar issue which has come before the legislature recently.
024	Campbell	Affirms that this issue came up in 1999.
027	Chair Doyle	Clarifies that the election was actually held in the year 2000.
030	Rep. Barnhart	Points out that Campbell's reply as to why he thinks the ballot initiative would be successful.
032	Rep. Verger	Notes that this measure was soundly defeated in her district. Expresses concern over presenting the measure to her people.
035	Campbell	Addresses the need due to the recent reductions in State Police.
045	Rep. Verger	Reiterates her strong support for public safety, but notes that she can not go against the vote of her constituents.
051	Rep. Close	Questions whether the constituents realized what they were truly voting for during the past election.
057	Campbell	States uncertainty.
061	Rep. Close	Notes that she didn't know that the cited provision was in initiative and opines that perhaps the constituents probably didn't either.
064	Rep. Backlund	Notes that difference in the number of state troopers from 1980 to the present time and assert that they need support.
072	Rep. Monnes Anderson	Asks what the highway fund is used for.
074	Campbell	Notes the current usages for the fund.
080	Chair Doyle	Confirms that the listing is in the bill: public highways, roads, streets, and rest areas.
084	Rep. Flores	MOTION: Moves SJR 13A be sent to the floor with a BE ADOPTED recommendation.
086	Rep. Monnes Anderson	Announces that she will be a reluctant nay vote, due to the voters' skepticism.
093	Chair Doyle	Clarifies the impact of the resolution and addresses the potential ballot initiative which would ensue. States support for SJR 13A in order to provide funding for the State Police.
134	Rep. Close	Asks if the money would still go through the Ways and Means process.
136	Chair Doyle	Affirms that is the case.
139		VOTE: 5-2 AYE: 5 - Backlund, Barnhart, Close, Flores, Doyle NAY: 2 - Monnes Anderson, Verger
141	Chair Doyle	The motion CARRIES. REP. DOYLE will lead discussion on the floor.
143	Chair Doyle	Closes the work session on SJR 13 A and recesses the meeting at 4:47 p.m. for a floor vote.
RECESS		
144	Chair Doyle	Reconvenes the hearing at 5:20 p.m. and opens a work session on SB 927.
<u>SB 927 – WORK SESSION</u>		
149	Dennis Mulvihill	Washington County. States that SB 927 corrects HB 3171 from the 2001 session relating to farm dwellings in EFU zones, as Washington and Lane Counties were left out of the listing.
161	Rep. Flores	MOTION: Moves SB 927 to the floor with a DO PASS recommendation.
171		VOTE: 7-0

173 **Chair Doyle** **AYE: In a roll call vote, all members present vote Aye. The motion CARRIES. REP. BARNHART will lead discussion on the floor.**

175 Chair Doyle Closes the work session on SB 927 and opens a work session on SB 737.

The following prepared testimony is submitted for the record without public testimony for SB 927.
Ron Eber Submits **(EXHIBIT B)**.

SB 737 – WORK SESSION

181 Dan Malin Manager, Oregon State Police Sex Offender Registration Unit. Testifies in support for SB 737. Gives background to the bill. Explains the three pieces of the bill.

206 Rep. Close Asks about the shifting of jobs.

211 Dan Malin Addresses registration and offenders and the shift of supervisory agencies.

219 Rep. Close Asks about increased costs and the shift of funds to the counties in expressing concern about the possibility of an unfunded mandate.

226 Dan Malin Addresses the breakdown of the funding.

232 Rep. Close Asks about job jurisdiction.

234 Dan Malin Addresses registration requirements and confirms that there is an unfunded mandate to both the county and the state.

243 Chair Doyle Addresses unfunded mandates in general. And refers to the vote in the Senate.

251 Dan Malin Confirms that the vote was unanimous in the Senate.

255 Chair Doyle Cites the fiscal impact statement.

261 Chair Doyle Recesses the meeting at 5:32 p.m.

RECESS

262 Chair Doyle Reconvenes the meeting at 5:39 p.m. and resumes the work session on SB 737.

265 Rep. Close Expresses concern about the amount of paperwork required and asks how often sex offenders change jobs.

268 Malin Addresses the difficulties with high job turnover. Notes that this bill will result in an increase of 800-1000 registrations per year.

306 Rep. Close Asks if the community corrections people commonly take on responsibility.

309 Malin Affirms that is correct. Cites the intentions of the original bill.

322 Rep. Close Restates that this would cost Linn county \$120,000 to implement.

327 Malin States that the quoted figure is biennial and that the yearly cost is \$60,000 per year.

336 Rep. Verger Asks for confirmation of the people affected by this bill.

340 Malin Clarifies who is affected.

345 Rep. Verger Expresses concern with young people getting a life-long label put on them, and not being able to return into society. Also expresses concern for work shift to the county.

374 **Rep. Flores** **MOTION: Moves SB 737 to the floor with a DO PASS recommendation.**

382 Rep. Close Announces that she will vote nay due to the costs involved.

387 Rep. Barnhart Concurs with Rep. Verger in her concerns and affirms that he will vote aye.

391 **VOTE: 6-1**
AYE: 6 - Backlund, Barnhart, Flores, Monnes Anderson, Verger, Doyle

394	Chair Doyle	NAY: 1 - Close The motion CARRIES. REP. DOYLE will lead discussion on the floor.
396	Chair Doyle	Recesses the meeting at 5:47 p.m.
NOTE: DUE TO OPERATOR ERROR, THE FOLLOWING PORTION OF THE MEETING WAS NOT RECORDED.		
	Chair Doyle	Reconvenes the meeting at approximately 8:56 p.m. and opens a work session on SCR 6 A.
<u>SCR 6 – WORK SESSION</u>		
	Chair Doyle	Explains that SCR 6 A is the Sine Die resolution and does not need amendments for the date and time of adjournment sine die.
	Rep. Flores	MOTION: Moves SCR 6 A be sent to the floor with a BE ADOPTED recommendation.
	Chair Doyle	VOTE: 7-0
	Chair Doyle	Hearing no objection, declares the motion CARRIED.
	Chair Doyle	Adjourns the meeting at approximately 8:57 p.m.

EXHIBIT SUMMARY

- A – LC 3827, Legislative Council draft, Chair Doyle, 2 pp.
- B – SB 927, written information, Ron Eber, 1 p.