

SENATE COMMITTEE ON RULES

February 20, 2003
3:00 PM

Hearing Room 343
Tapes 11 - 12

MEMBERS PRESENT: **Sen. Kate Brown, Co-chair, Presiding**
 Sen. Bev Clarno, Co-chair
 Sen. Roger Beyer
 Sen. Tony Corcoran

MEMBER EXCUSED: **Sen. Ginny Burdick, Vice-chair**
 Sen. Jason Atkinson, Vice-chair

STAFF PRESENT: **Jim Stembridge, Committee Administrator**
 Pam Cox, Committee Assistant

MEASURE/ISSUES HEARD: **Introduction of Committee Measures – Work Session**
 Executive Appointment – Public Hearing and Work Session
 Oregon Economic and Community Development Commission
 SJR 5 – Public Hearing
 SB 318 – Public Hearing
 SB 319 – Public Hearing

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 11, A		
005	Co-chair Brown	Calls the meeting to order at 3:08 p.m. Opens a work session for the purpose of introduction of committee measures.
<u>INTRODUCTION OF COMMITTEE MEASURES - WORK SESSION</u>		
010	Jim Stembridge	Committee Administrator. Summarizes legislative concept (LC) 1673.
013	Sen. Clarno	MOTION: Moves LC 1673 BE INTRODUCED as a committee measure. VOTE: 4-0 EXCUSED: 2 - Sen. Burdick, Sen. Atkinson
	Co-chair Brown	Hearing no objection, declares the motion CARRIED.
020	Sen. Clarno	Notes LC 2202 and LC 2007 are submitted by Sen. Winters.
021	Sen. Clarno	MOTION: Moves LC: 2007 and LC 2202 BE INTRODUCED as committee measures.
022		VOTE: 4-0 EXCUSED: 2 - Sen. Atkinson, Sen. Burdick
	Sen. Clarno	Hearing no objection, declares the motion CARRIED.
032	Co-chair Brown	Closes work session on committee measures and opens a public hearing on the appointment of Jack Isselmann to the Oregon Economic & Community Development Commission.
<u>PUBLIC HEARING – OREGON ECONOMIC & COMMUNITY DEVELOPMENT COMMISSION – JACK ISSELMANN (EXHIBIT A)</u>		
061	Jack Isselmann	Discusses his background and qualifications for the appointment.
131	Sen. Corcoran	Comments on a discussion with Jack Isselmann and Sen. Gordly.
148	Isselmann	Comments on the importance for the commission to follow

177 Sen. Clarno through with what it has already promised.
Explains that she has worked on this issue to make the department work better so he may be successful.

190 Co-chair Brown Closes public hearing and opens a work session on the appointment of Jack Isselmann to the Oregon Economic and Community Development Commission.

WORK SESSION – OREGON ECONOMIC & COMMUNITY DEVELOPMENT COMMISSION – JACK ISSELMANN (EXHIBIT A)

195 Sen. Clarno **MOTION: Moves the APPOINTMENT of Jack Isselmann to the Oregon Economic and Community Development Commission to the floor with the recommendation that the appointment BE CONFIRMED.**

200 **VOTE: 4-0**
EXCUSED: 2 - Sen. Burdick, Sen. Atkinson
Hearing no objection, declares the motion CARRIED.

215 Co-chair Brown Closes work session and opens public hearing on SJR 5.

SJR 5 - PUBLIC HEARING

217 Jim Stembridge Committee Administrator. Summarizes SJR 5, which proposes amendment to Oregon Constitution to limit reasons that public officer may be recalled.

230 Sen. Ferrioli District 30. Testifies in support of SJR 5.

377 Sen. Clarno Comments on recalls in her district.

387 Sen. Corcoran Notes on a recall of the closing of Lincoln County School.

390 Sen. Ferrioli Answers to recalls and those losing elections.

412 Co-chair Brown Asks for a comment on his statutory reference for malfeasance.

414 Sen. Ferrioli Comments on violations.

TAPE 12, A

011 Co-chair Brown Closes public hearing on SJR 5 and opens public hearings on SB 318 and SB 319.

SB 318 and SB 319 - PUBLIC HEARING

014 Jim Stembridge Committee Administrator. Presents overview of SB 318, which sets deadline for certain candidates nominated by write-in votes at primary election to file statement of economic interest with Oregon Government Standards and Practices Commission; and SB 319, which prescribes deadline for individual nominated or elected by write-in votes to file form accepting nomination or office.

027	Sen. Walker	District 7. Testifies in support of SB 318 and explains amendments. Submits written material and proposed -2 amendments dated 2-20-03 (EXHIBITS B, C).
050	Sen. Beyer	Asks if the amendment changes a date.
052	Sen. Walker	Acknowledges and continues testifying on SB 319.
105	Sen. Beyer	Asks for clarification on what would happen if a candidate from a major party wins the write-in for the other party's nominee.
110	Sen. Walker	Defers to John Lindback.
116	Co-chair Brown	Explains her experience in this situation.
120	John Lindback	Secretary of State, Elections Division. Testifies in support of SB 319.
124	Sen. Beyer	Asks for further clarification.
128	Lindback	Answers to accepting the nomination from the other party.
144	Sen. Walker	Comments the county clerk's office wants this bill also.
146	Co-chair Brown	Closes public hearing on SB 318 and SB 319 and reopens public hearing on SJR 5.

SJR 5 – PUBLIC HEARING

148	John Lindback	Secretary of State, Elections Division. Outlines the specific reasons on the recall of candidates.
197	David Baronberg	Testifies in support of SJR 5.
247	Co-chair Brown	Closes public hearing on SJR 5 and re-opens public hearing on SB 318 and SB 319.

SB 318 and SB 319 – PUBLIC HEARING

253	Al Davidson	Marion County Clerk, Oregon County Clerk Association. Testifies in support of SB 319 and explains many positions are filled by write-in votes.
264	Sen. Clarno	Asks if the people nominated were notified.
267	Davidson	Answers to the deadlines.
291	John Lindback	Secretary of State, Elections Division. Comments on the timeline for response from write-in nominations.
298	Sen. Beyer	Asks for clarification of what happens if a nominee dies.
308	Co-chair Brown	Answers the committee has not received this bill.
313	Co-chair Brown	Closes public hearing on SB 318 and SB 319 and adjourns committee meeting at 3:40 p.m.

EXHIBIT SUMMARY

A – Oregon Economic and Community Development Commission, Governor's office and Staff, 7 pp

B – SB 318 and SB 319, written material, Sen. Vicki Walker, 6 pp

C – SB 319, -2 amendments, Sen. Vicki Walker, 1 p