

SENATE COMMITTEE ON RULES

August 23, 2003
3:45 P.M.

Hearing Room HR B
Tapes 130

MEMBERS PRESENT: **Sen. Kate Brown, Co-chair, Presiding**
 Sen. Jason Atkinson, Vice-chair
 Sen. Ginny Burdick, Vice-chair
 Sen. Tony Corcoran

MEMBER EXCUSED: **Sen. Roger Beyer, Co-chair**
 Sen. Bill Fisher

STAFF PRESENT: **Jim Stembridge, Committee Administrator**
 Patricia Nielsen, Committee Assistant

MEASURE/ISSUES HEARD: **HB 2300B – Public Hearing and Work Session**
 SB 928 – Work Session
 SJM 4 – 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 130, A		
005	Co-chair Brown	Calls the meeting to order at 3:50 p.m. Opens public hearing on HB 2300B.
<u>HB 2300B – PUBLIC HEARING</u>		
010	Jim Stembridge	Committee Administrator. Presents overview of HB 2300B, which modifies requirements for and uses of certain economic development grant and loan funds.
015	Doris Penwell	Oregon Economic and Community Development Department (OECD). Explains changes made by HB 2300B. Discusses - B15 amendments dated 8-23-03 (EXHIBIT A).
030	Tamara Brickman	Oregon Employment Department. Discusses HB 2300B, and - B15 amendments needed to correct conflict with HB 3120 (2003). Explains need to share employer information: <ul style="list-style-type: none">• Share with federal agencies to allow performance measurements on jobs programs• Share business codes with other agencies
055	Co-chair Brown	Clarifies whether the House will agree with the conflict amendments.
060	Penwell	Confirms.
065	Co-chair Brown	Closes public hearing on HB 2300B. Opens work session on HB 2300B.

HB 2300B – WORK SESSION

070 Sen. Corcoran

MOTION: Moves to ADOPT HB 2300B-15 amendments dated 8/23/03.

VOTE: 4-0

EXCUSED: 2 - Beyer, Fisher

Hearing no objection, declares the motion CARRIED.

075 Co-chair Brown
Sen. Corcoran

MOTION: Moves HB 2300B to the floor with a DO PASS AS AMENDED recommendation.

VOTE: 4-0

EXCUSED: 2 - Beyer, Fisher

Hearing no objection, declares the motion CARRIED.

SEN. CORCORAN will lead discussion on the floor.

080 Co-chair Brown

Closes work session on HB 2300B. Opens work session on SB 928.

SB 928 – WORK SESSION

075 Jim Stembridge

Committee Administrator. Presents overview of SB 928, which establishes a process for development of recreation management plan for recreational use of waterway. Describes -2 amendments dated 8-21-03 (**EXHIBIT B**).

080 Sen. Ted Ferrioli

District 30. Discusses SB 928 and -2 amendments. Explains concerns of realtors and cattlemen over the original measure.

110 Sen. Ferrioli

Continues. Describes work of interested parties to come to agreement. Describes concerns of landowners expressed during the process. Explains the effective date is January 2004, to allow landowners, recreational users, law enforcement personnel and emergency services personnel to create a framework for a recreation management plan before access is granted.

125 Co-chair Brown

Asks about protection of landowners from liability for damage to waterways.

135 Sen. Ferrioli

Responds and explains safeguards to indemnify and protect landowners from liability for damage to riparian areas, habitat or water quality resulting from recreational use, portage or emergency use. Reminds the subsequent referral to Ways and Means is no longer needed. Discusses State Land Board support of measure and -2 amendments.

155 Inga Deckert

State Treasurer's Office. Explains the Land Board members wanted an alternative to navigability decisions required by current statutes. Confirms this meets the Governor's criteria.

160 Co-chair Brown

Asks about opposition.

165 Sen. Ferrioli

Discusses opposition by Water for Life, Cattlemen's Association and realtors. Suggests work is ahead regarding access, sanitation and other issues which may arise. Discusses the opportunity to offer a model for other rivers in Oregon for recreational management plans.

180 Sen. Burdick

Asks about liability for discharge of firearms except for hunting waterfowl.

190 Sen. Ferrioli

Refers to reference in measure that hunting must be legal.

195 Sen. Burdick

Asks about hunting seasons.

200 Sen. Ferrioli

Agrees it is an issue.

205 Sen. Burdick

Asks for testimony on landowner liability if there is an injury or death from misuse of firearms.

210 Sen. Ferrioli Explains landowners are indemnified against liability but the user of the firearm is liable.

220 Sen. Burdick Inquires about liability if landowners give permission for firearm use.

225 Sen. Ferrioli Responds the measure is specific to hunting waterfowl, and target practice is prohibited in river corridor.

245 Richard Kosesan Water for Life. Advises future comments will be made on the House side.

255 Co-chair Brown Closes work session on SB 928. Opens work session on SB 928.

SB 928 – WORK SESSION

260 Sen. Burdick **MOTION: Moves to ADOPT SB 928-2 amendments dated 8/21/03.**

VOTE: 4-0

EXCUSED: 2 - Beyer, Fisher

Hearing no objection, declares the motion CARRIED.

265 Sen. Burdick **MOTION: Moves SB 928 to the floor with a DO PASS AS AMENDED recommendation.**

VOTE: 4-0

EXCUSED: 2 - Beyer, Fisher

Hearing no objection, declares the motion CARRIED.

SEN. FERRIOLI will lead discussion on the floor.

270 Co-chair Brown Closes work session on SB 928. Opens work session on SJM 4.

SJM 4 – WORK SESSION

270 Jim Stenbridge Committee Administrator. Presents overview of SJM 4, which urges Congress to amend Internal Revenue Code to allow individual taxpayers to deduct payments for health insurance premiums. Discusses -2 amendments, which replace the measure and urge Congress to fund a study of National 1855 Treaty Trail (**EXHIBIT C**).

275 Sen. Atkinson **MOTION: Moves to ADOPT SJM 4-2 amendments dated 8/22/03.**

VOTE: 4-0

EXCUSED: 2 - Beyer, Fisher

Hearing no objection, declares the motion CARRIED.

280 Sen. Atkinson **MOTION: Moves SJM 4 be sent to the floor with a BE ADOPTED AS AMENDED recommendation.**

VOTE: 4-0

EXCUSED: 2 - Beyer, Fisher

Hearing no objection, declares the motion CARRIED.

SEN. ATKINSON will lead discussion on the floor.

285 Co-chair Brown Recesses the committee at 4:12 p.m. pending amendments to SB 141.

***** RECESS *****

290 Co-chair Brown Reconvenes the meeting at 5:12 p.m.

295 Co-chair Brown Adjourns the committee at 5:12 p.m.

EXHIBIT SUMMARY

A – HB 2300, -B15 amendments (8-23-03), staff, 6 pp

B – SB 928, -2 amendments (8-21-03), staff, 8 pp

C – SJM 4, -2 amendments (8-22-03), staff, 2 pp