

HOUSE COMMITTEE ON RULES, REDISTRICTING, AND PUBLIC AFFAIRS

February 21, 2001
1:30 PM

Hearing Room D
Tapes 25 - 26

MEMBERS PRESENT: Rep. Carl Wilson, Chair
Rep. Richard Devlin, Vice-Chair
Rep. Dan Doyle, Vice-Chair
Rep. Dan Gardner
Rep. Bill Garrard
Rep. Steve March
Rep. Bruce Starr
Rep. Joanne Verger
Rep. Cheryl Walker

STAFF PRESENT: Cara Filsinger, Administrator
Jennifer Goodman, Administrative Support

MEASURE/ISSUES HEARD: REDISTRICTING – PUBLIC HEARING
HB 2581 – WORK SESSION
HB 2129 – WORK SESSION
SB 215 – 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 25, A		
004	Chair Wilson	Calls the meeting to order at 1:34 p.m. Reviews today's schedule. Opens a redistricting public hearing.
<u>REDISTRICTING – PUBLIC HEARING</u>		
018	Representative Steve March	District 15. Discusses his experience with redistricting. Supports the idea that citizens are welcomed into the redistricting process.
048	Representative Jo Ann Bowman	District 19. Submits (EXHIBIT A) . Believes there needs to be a lot of public participation in the redistricting process. Discusses the idea of minority and majority groups. States that the timeline of this process is too short. Adds that she would like more time to meet with the public. Reviews redistricting maps (EXHIBIT B) . Discusses the African American and Latino population in District 18. Refers to the list on page two of (EXHIBIT A) .
162	Chair Wilson	Asks that she add more groups to the list on page two. Asks for a definition of minority/majority district.
169	Rep. Bowman	Responds that a majority/minority district is one in which the majority of the population belongs to a minority group. Reviews the number of minorities in District 18.
182	Rep. Devlin	Asks if she would assist the committee in receiving needed testimony.
185	Rep. Bowman	Responds that she has been very active in the redistricting process and will continue to be so.

196 Rep. Devlin States that District 18 is not Representative Bowman's district.
203 Chair Wilson States the rules for testifying on redistricting. Closes the public hearing on redistricting and opens a work session on HB 2581.

WORK SESSION HB 2581

229 Rep. Devlin

MOTION: Moves HB 2581 to the floor with a DO PASS recommendation.

248

VOTE: 8-0

Chair Wilson

EXCUSED: 1 - Doyle

Hearing no objection, declares the motion CARRIED.

Rep. DEVLIN will lead discussion on the floor.

260 Chair Wilson

Closes the work session on HB 2581 and opens a work session on HB 2129.

WORK SESSION HB 2129

272 Chair Wilson

Points out to the committee to review the -1 amendments and fiscal analysis.

273

Staff submits HB 2129 -1 amendments (**EXHIBIT C**) and the fiscal report (**EXHIBIT D**).

274 Shawn Miller

Oregon Grocery Industry Association. Reviews and testifies in support of HB 2129 and the -1 amendments. Adds that he is concerned with the fiscal report. Enquires whether four additional staff members are necessary to implement the change.

387 Rep. Gardner

Asks about section 2 and the change from 'one year' to 'regularly'.

394

Miller

Responds that 'regularly' leaves room to meet more than once a year.

406

Rep. Garrard

Asks about the four extra employees to handle the incoming information and paperwork.

415

Miller

Responds that he has some concern and had not realized this work could not be absorbed by the current staff.

TAPE 26, A

010 Chair Wilson

Asks why the fiscal took so long to be written.

011 Jeannette Holman

Division of State Lands. States that the fiscal is not created until they receive the amendments from Legislative Counsel. Adds that the amendments did not come out until yesterday morning.

015 Chair Wilson

Asks how many employees are at the Division of State Lands.

016

Holman

Responds that there are 73 employees.

017 Chair Wilson

Asks why the agency cannot absorb the extra work.

023

Holman

Responds that they currently have 3 data entry clerks who now enter the information for a single year. Explains that with this bill those workers would be expected to enter data for 3 years. Asking for extra workers for the first nine months because their work will be tripling.

036

Chair Wilson

Requests that she go back and request a lower fiscal from the Department of State Lands for this project.

049

Holman

Replies that she will do this.

050

Rep. Starr

Asks if there could be additional revenue specifically from interest collections.

054

Holman

Responds that the revenue goes to the special school fund.

056

Holman

Clarifies the amendment regarding section 5.

063

Chair Wilson

Asks about the rules to adapt to the transition.

067

Holman

Responds that they are attempting to assist the holders who may not be staffed for the transition from one to three years.

075

Rep. Garrard

Asks how many additional employees would be needed.

078

Holman

Responds that four workers will be needed for a nine month

083	Rep. Garrard	period. Adds that in Ways and Means terms that is 1.5 FTE.
086	Holman	Asks if they will be full time for nine months.
087	Rep. Garrard	Responds that it would be full time for nine months.
088	Holman	Verifies that it is 4 additional employees for nine months.
090	Chair Wilson	Responds that that is correct.
		States that he is hoping for a more realistic fiscal. Closes public hearing on HB 2129 and opens a public hearing on SB 215.

PUBLIC HEARING SB 215

099		Staff submits (EXHIBIT E) and (EXHIBIT F) .
100	Senator Kate Brown	District 7. Testifies in support of SB 215. Reviews the bill. Realizes that there are some constitutional concerns regarding the amendments brought forth by Senator John Minnis. States that Greg Chaimov from Legislative Counsel has raised questions regarding the idea that it gives any person standing and does not require the person to be injured prior to bringing the lawsuit.
131	Chair Wilson	Explains that some issues have arisen which he needs to address regarding this bill. States that their intention is to pass this bill until these issues are looked into.
140	Rep. Starr	Asks if this bill includes reporting of money for federal office.
144	Senator Brown	Responds that she believes not.
147	Rep. Devlin	Asks if the reporting time change to 48 hours has caused any reaction.
154	Sen. Brown	Responds that the choice of 48 hours was based upon the time constraints of the recipient.
169	Rep. March	Asks about the idea of inserting a report of contributions inside the voter pamphlet.
178	Senator Brown	Replies that she would look into it.
187	Lynn Rosik	State Elections Division. Reviews the history of SB 215. Explains that there are at this time contradictory statutes in the bill. Explains that the contribution information will be scanned and posted on the web and put into the files. Adds that section 13 will not be enforced by the Secretary of State's office.
261	Rep. Gardner	Asks how her office feels about reporting to the Chief Clerk's office.
269	Rosik	Responds that she would be willing to set up the process.
276	Rep. Devlin	Submits and explains his amendments (EXHIBIT G) . Asks that the bill be consistent with house rules. Suggests that they meet again with Legislative Counsel.
310	Sen. Brown	Responds to Ms. Rosik's comments. Explains that the Senate felt uncomfortable deleting a statute that they support. Adds that no one would be able to challenge the statute in order to receive a court ruling on the constitutionality.
332	Rep. Devlin	Asks if Senator Brown wants the backing of a court case and not just the approval of the Attorney General.
347	Sen. Brown	Agrees.
348	Wilson	Asks if there is a precedent for leaving in the unenforceable statute in the bill.
359	Greg Chaimov	Legislative Counsel. Responds that he does not know of any.
375	Rep. Gardner	Asks about the large pool of people in court with standing and if this should be reduced.
383	Chaimov	Responds no.
386	Chair Wilson	Closes the work session on SB 215. States that this bill needs to

be reviewed. Adjourns the meeting at 2:25 p.m.

Submitted By,

Reviewed By,

Jennifer Goodman,
Committee Assistant

Cara Filsinger,
Committee Administrator

EXHIBIT SUMMARY

A – Redistricting, written testimony, Senator Jo Ann Bowman, 2 pp.

B – Redistricting, maps, Senator Jo Ann Bowman

C – HB 2129, -1 amendments, staff, 6 pp.

D – HB 2129, Fiscal analysis, staff, 1 p.

E – SB 215, written testimony, Rep. Steve March, 3 pp.

F – SB 215, Written Testimony, Kingsley Click, 2pp.

G – SB 215A, A-engrossed amendments, Rep. Richard Devlin, 2pp.