

# HOUSE COMMITTEE ON RULES, REDISTRICTING, AND PUBLIC AFFAIRS

June 14, 2001  
8:30 AM

Hearing Room D  
Tapes 146, 147, 148

**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, Committee Administrator  
Jim Stenbridge, Committee Administrator  
Sandy Thiele-Cirka, Committee Administrator  
Megan Palau, Committee Administrator  
Pamela Johansen, Committee Assistant

**MEASURE/ISSUES HEARD:** SB 500 Public Hearing and Work Session  
SB 747A Public Hearing and Work Session  
HB 4000 Public Hearing

Hearing SB 889 Public  
SB 383A Public Hearing  
SB 173B Work Session

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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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TAPE/#	Speaker	Comments
<b>TAPE 146, A</b>		
004	Chair Wilson	Calls the meeting to order and opens a public hearing on SB 500A.
<b><u>SB 500A - PUBLIC HEARING</u></b>		
011	Sen. Steve Harper	Senate District 30. Offers an overview of SB 500. Comments the 1991 redistricting plan was used as a guidepost. Discusses the criteria and the importance of technology to the redistricting process.
101	Sen. Jason Atkinson	Senate District 25. Gives details of the redistricting plan, the breakdown of congressional districts and how they comply with the Oregon Constitution. Submits and refers to maps <b>(EXHIBIT A)</b> .
178	Rep. Gardner	Asks for clarification on the shifting of numbers in Congressional District 1.
192	Sen. Harper	Responds that they shifted 3,500,000 people all over the state and tried to be within the law.
200	Sen. Atkinson	Responds a large part of the equation was public input and common communities of interest.
207	Rep. Gardner	Argues that 97% of public testimony support keeping Portland

		<p>tied to Beaverton.</p> <p>Asks for clarification on the final numbers while using the 1991 redistricting plan as a guide.</p>
213	Rep. March	
219	Sen. Harper	Comments that Multnomah County is almost a perfect district but lacked 24,000 people. Comments those were found in the Beaverton are and blended into the Multnomah County district.
236	Rep. Devlin	Asks why did they disregarded the public testimony from the Mayor of Beaverton, the Mayor of Hillsboro and the Oregon Graduate Institute of Science and Technology all calling for maintaining that connection to SW Portland.
250	Sen. Harper	Responds that was the reasoning behind the 24,000 from the Beaverton area.
256	Forrest Soth	Beaverton City Council. Testifies in opposition of the bill. Comments he wants to see the current boundaries maintained in the Congressional District 1. States that the western part of Portland depends on the economic and transportation contribution of the Beaverton community. Explains that these two areas have been linked for a least 100 years and in the commonality of interests should remain as one unit in District 1.
322	James Jandacek	Citizen, Washington County. Testifies in opposition of the bill. Submits and refers to written material <b>(EXHIBIT B)</b> . Discusses concerns pertaining to transportation dollars and medical research

**TAPE 147, A**

087	Rep. March	Asks for clarification of letters.
093	Jandacek	Comments that he will leave copies of the newspaper and internet articles for the committee <b>(EXHIBIT C)</b> .
096	Brad Fields	Representing Sen. Cliff Trow, District 18. Testifies in opposition of the bill. Submits and refers to written testimony <b>(EXHIBIT D)</b> .
150	Cara Filsinger	Committee Administrator. Informs the committee of letters and e-mail pertaining to this issue in their packets <b>(EXHIBIT E)</b> .
154	Rep. Steve March	House District 15. Discusses –4 amendments <b>(EXHIBIT F)</b> . Addresses the displacement and relocation of districts <b>(EXHIBIT G)</b> . . Comments in 1961 the Oregon Legislature adjusted the Congressional District boundaries so it would comply with the one person one vote standards and that has been upheld by the legislature and the courts decade after decade until now.
255	Chair Wilson	Comments on a specific area of the SB 500–4 redistricting map <b>(EXHIBIT H)</b> .
273	Rep. March	States this plan was not drawn for any incumbent’s benefit, but for maintaining the existing districts from 1991 redistricting. Discusses the overlapping of District 1 and District 3.
313	Chair Wilson	Closes the public hearing on SB 500 and opens a public hearing on SB 383A.

**SB 383 PUBLIC HEARING**

332	Jim Stembridge	Committee Administrator. Gives an overview of the bill. Discusses the -A13 amendments <b>(EXHIBIT I)</b> . And the -A17 amendments <b>(EXHIBIT J)</b> .
390	Jon Stubenvoll	Communications Director, Oregon Liquor Control Commission. Testifies in support of the bill. Submits and refers to written material <b>(EXHIBIT K)</b> .

**TAPE 146, B**

002	Rep. March	Asks for clarification on Section 10 of the –A13 amendments.
010	Stubenvoll	Responds that after much discussion in the last couple of weeks he would ask the committee to disregard the -A13 amendments.
016	Bill Perry	Oregon Restaurant Association, Testifies in favor of the bill with the –A17 amendments.
029	Chair Wilson	Closes the public hearing on SB 383 and opens a public hearing on SB 889.

**SB 889 PUBLIC HEARING**

050	Megan Palau	Committee Administrator. Gives an overview of the bill. Oregon Department of Transportation (ODOT). Testifies in support of the bill. Submits and refers to written testimony <b>(EXHIBIT L)</b> . Comments this bill proposes to authorize ODOT to develop a cost recovery schedule by administrative rule that will allow 100 percent of program costs to be recovered through increases in its current sign permit and license fees, and thereby come into compliance with the Attorney General’s guidance.
057	Alan Lightner	
084	Marcia Keith	Oregon Outdoor Advertising Association. Testifies in support of the bill. Comments they have and will continue to work together with ODOT through the rule making process.
099	Rep. Starr	Explains the necessity of ODOT to raise fees.
110	Rep. Verger	Asks for clarification of fees to ODOT for outdoor signs.
112	Lightner	Responds there are two aspects of the fees for the Outdoor Sign Control Program: <ol style="list-style-type: none"> <li>1. Covers administrative cost for 2 individuals and supplies.</li> <li>2. Enforcement.</li> </ol>
135	Rep. Verger	Asks who owns the physical sign.
139	Lightner	Responds the signs are owned by the sign company who will get authorization from the property owner to place the sign on the land. Comments that the department only issues the permits.
151	Rep. Verger	Asks why can’t some of this responsibility be transferred to the sign companies.
163	Lightner	Comments ODOT receives hundreds of questions each month from citizens in regards to signs each month.
179	Rep. Verger	Expresses concern that all the responsibility is placed on ODOT when it could be handled through the sign companies by setting parameters to work within.
194	Lightner	Responds there are areas that could be divested while others are tied to federal funds and require ODOT to continue the management of those programs.
204	Rep. Devlin	Comments that under federal law ODOT is required to have an effective program or would lose up to 10% of highway funds.
209	Lightner	Concurs with the point.
215	Chair Wilson	Closes the public hearing on SB 889 and opens a public hearing on SB 747A.

**SB 747A PUBLIC HEARING**

222	Cara Filsinger	Committee Administrator. Gives an overview of the bill. Resident Cedar Mill, Oregon. Testifies in support of the bill. Comments that SB 747A will does two things: <ol style="list-style-type: none"> <li>1. Eliminates the ability of a minor political party to achieve major political party status in counties or electoral districts.</li> <li>2. Increases the threshold from three to five percent of</li> </ol>
232	Richard Burke	

statewide electors required to be registered as members of a minor political party for that party to qualify for major political party status.

292 Chair Wilson  
297 Burke

Asks how SB 777 and SB 747 inter-relate.

Responds that SB 777 fixed a condition where minor parties were forced to run candidates for statewide office. Comments that SB 747 is a companion bill and an incentive to encourage those running for in the race to make every effort to win.

**WORK  
SESSION  
SB 747**

**316 Rep. Devlin**

**MOTION: Moves SB 747A to the floor with a DO PASS recommendation.**

**VOTE: 8-1**

**AYE: 8 – Devlin, Doyle, Gardner, Garrard, Starr, Verger, Walker, Wilson**

**NAY: 1 – March**

**320 Chair Wilson**

**The motion Carries.**

**REP. KROPF will lead discussion on the floor.**

340 Chair Wilson

Closes the work session on SB 747A and opens a work session on SB 500.

**SB 500A WORK SESSION**

**344 Rep. March**

**MOTION: Moves to ADOPT SB 500-A4 amendments dated 06/14/01.**

**VOTE: 4-5**

**AYE: 4 - Devlin, Gardner, March, Verger**

**NAY: 5 - Doyle, Garrard, Starr, Walker, Wilson**

**346 Chair Wilson**

**The motion Fails.**

**353 Rep. Starr**

**MOTION: Moves SB 500A to the floor with a DO PASS recommendation.**

383 Rep. Devlin

Comments he will be voting no and serving notice of possible minority report.

391 Rep. Starr

Addresses transportation links in Washington County.

450 Rep. March

Comments that he is surprised that he would support a bill that splits Washington County.

**VOTE: 5-4**

**AYE: 5 - Doyle, Garrard, Starr, Walker, Wilson**

**NAY: 4 - Devlin, Gardner, March, Verger**

**463 Chair Wilson**

**The motion Carries.**

**REP. WALKER will lead discussion on the floor.**

494 Chair Wilson

Closes the work session on SB 500 and opens a work session on SB 173B.

**SB 173B WORK SESSION**

**TAPE 147, B**

047 Sandy Thiele-Cirka

Committee Administrator. Gives an overview of the bill.

Introduces the –B6 amendments (**EXHIBIT M**).

**062 Rep. Starr**

**MOTION: Moves to ADOPT SB 173B-6 amendments dated 6/8/01.**

064 Rep. Starr

Comments the amendments remedy problems that occurred in the original bill. States this is important legislation and asks that the committee support the –6 amendments.

**VOTE: 8-0**

**AYE: 8 - Devlin, Doyle, Gardner, Garrard, March, Starr, Walker, Wilson**

076 078	Chair Wilson Rep. Starr	<p><b>EXCUSED: 1 - Verger</b>  <b>The motion Carries.</b>  <b>MOTION: Moves SB 173B to the floor with a DO PASS AS AMENDED recommendation.</b>  <b>VOTE: 8-0</b>  <b>AYE: 8 - Devlin, Doyle, Gardner, Garrard, March, Starr, Walker, Wilson</b>  <b>EXCUSED: 1 - Verger</b>  <b>The motion Carries.</b>  <b>REP. STARR will lead discussion on the floor.</b></p>
080 085	Chair Wilson Chair Wilson	<p>Closes the work session on SB 173B and opens a public hearing on HB 4000.</p>
<b><u>HB 4000 PUBLIC HEARING</u></b>		
098 108	Jim Stembridge Rep. Tim Knopp	<p>Committee Administrator. Summarizes the bill. Introduces the fiscal impact statement (<b>EXHIBIT N</b>).</p> <p>House District 54. Testifies in support of the bill. States this bill will:</p> <ol style="list-style-type: none"> <li>1. Limit the number of draft requests for a legislative measure to 20.</li> <li>2. Allow an additional request each time a chamber of the Assembly passes or adopts a legislative measure.</li> <li>3. Allows the Senate President and The House Speaker to each authorize additional LC request; from members or committees.</li> <li>4. Limits to 400 the number of draft requests the executive department may request.</li> <li>5. Limits to 200 the number of draft requests the judicial branch may request.</li> </ol> <p>Comments that there has been discussion by certain agencies that some of the limits are too strict. States this is a great start for the process.</p>
208	Rep. Starr	Asks if he feels this will limit the ability to appropriately represent their constituents.
217	Rep. Knopp	Responds that he does not feel it will affect that relationship. States it will force legislators to work more closely together.
230	Rep. Devlin	Speaks in support of the bill. Refers to the issue of targeted measures. Asks if the diversity of measures was taken into consideration.
252	Rep. Knopp	States that there should be little change other than the tightening up of the process that will generate more communications prior to the introduction of a bill. Comments that he is open to any suggestions for the bill.
287	Rep. March	Asks for clarification on the issues of representing constituents fairly while being under certain restrictions.
304	Rep. Knopp	States that is a question he asked and Greg Chaimov of Legislative Counsel reassured him that it was constitutional.
320 326	Rep. Garrard Rep. Walker	Asks if Greg Chaimov would speak to the bill. Asks if he can give an average guess of how many bills are submitted by each member.
335 365	Rep. Knopp Rep. Walker	Refers the question to Legislative Counsel. Comments on the duplication of bills and the importance of working together to eliminate this wasted cost.

400	Rep. Knopp	Comments that Legislative Counsel tends to be an overused service.
<b>TAPE 148, A</b>		
011	Rep. Starr	Discusses incentives and timelines. Asks if this limit will apply to the amendments.
019	Rep. Knopp	Comments there are approximately 10,000 measure requests and of those 6,000 are amendments. States, as the introduction of the measures go down the number of amendment requests will go up.
047	Rep. Devlin	Comments that there are legislative bodies that impose more restrictions on members than this bill.
052	Greg Chaimov	Legislative Counsel. Comments that in the Connecticut Legislature a member must present a concept to a committee and get the committees approval to have that concept drafted.
057	Chair Wilson	Asks what is the general rule when Legislative Counsel notices several members who have drafted bills that are of same subject material.
063	Chaimov	States they can share that information with the permission of the member. Comments that they are more often instructed by members not to reveal any information to other members.
075	Rep. Starr	Asks if this violates a legislator's right to free speech under the Oregon Constitution.
080	Chaimov	Responds that there is no limit placed on how many ideas a legislator can pursue.
082	Rep. Starr	Asks if that is due to the provisions allowing the Senate President and the House Speaker to authorize additional measures.
084	Chaimov	Concurs with the point. Comments that it would only be unconstitutional if there are no avenues to carry out the member's idea.
099	Rep. Doyle	Asks if the bill addresses the filing of pre-session measures.
102	Chaimov	Comments that this bill doesn't address pre-session filing but it could limit the number of drafts that a member has available to file in pre-session.
112	Chair Wilson	Closes the public hearing and adjourns the meeting at 10:32 a.m.

Submitted By,

Reviewed By,

Pamela Johansen,  
Committee Assistant

Cara Filsinger,  
Committee Administrator

**EXHIBIT SUMMARY**

- A – SB 500A, Written testimony, Sen. Steve Harper and Sen. Jason Atkinson, 8pp.**
- B – SB 500A, Written testimony, James Jandacek, 8pp.**
- C – SB 500A, Written testimony, James Jandacek, 12pp.**
- D – SB 500A, Written testimony, Brad Fields/Sen. Cliff Trow, 2pp.**
- E – SB 500A, Written testimony, Staff, 9pp.**
- F – SB 500-A4 Proposed amendments, Rep. Steve March, 30pp.**
- G – SB 500A, Comparison Chart, Rep. Steve March, 1p.**

**H – SB 500-4, Districts summary, Rep. Steve March, 4pp.**  
**I – SB 383-A13 Proposed amendments, Staff, 1p.**  
**J – SB 383-A17 Proposed amendments, Staff, 2pp.**  
**K – SB 383A, Written testimony, Jon Stubenvoll, 8pp.**  
**L – SB 889, Written testimony, Al Lightner, 3pp.**  
**M – SB 173-B6 Proposed amendments, Staff, 1p.**  
**N – HB 4000, LC Booklet, Greg Chaimov, 9pp.**  
**O – SB 500A, Written testimony, Rep. Kelley Wirth, 1p.**  
**P – SB 500A, Written testimony, Edward Thompson, 2pp.**  
**Q – SB 500, Senate roll call sheet, Staff, 1p.**  
**R – SB 500A, Fiscal Analysis, Staff, 1p.**  
**S – HB 4000, Fiscal Analysis, Staff, 2pp.**