

# HOUSE COMMITTEE ON RULES, REDISTRICTING, AND PUBLIC AFFAIRS

June 4, 2001  
9:00 AM

Hearing Room D  
Tapes 126-127

**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

**MEMBER EXCUSED:**

**STAFF PRESENT:** Cara Filsinger, Committee Administrator  
Megan Palau, Committee Administrator  
Paula Merritt, Committee Assistant

**MEASURE/ISSUES HEARD** HB 2019 Public Hearing  
SB 470A Public Hearing  
SB 487 Public Hearing and Work Session  
HB 3869 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
<b>TAPE 126, A</b>		
003	Chair Wilson	Calls committee to order at 9:00 a.m. and opens a public hearing on HB 2019
<b><u>HB 2019 PUBLIC HEARING</u></b>		
004	Staff	HB 2019 -1 amendments ( <b>EXHIBIT A</b> ).
005	Ed Hughes	Oregon Counsel of Vehicles Association. Presents testimony in support of HB 2019. Explains the -1 amendments. Explains that they did everything that Mr. Penhollowl asked to do. Explains that Department of Motor Vehicles had objections and mentioned that they did not have employees to assist. Explains a letter from the City of Portland that he received.
079	Jack Kinney	Vice President, Oregon Counsel of Vehicles Association. Presents testimony in support of HB 2019. Comments on automotive hobbyists.
096	Dick Larrowe	President, Oregon Counsel of Vehicle Association. Presents testimony in support of HB 2019. Explains his experience with testifying in past legislative sessions. Comments on hobbyists and their difficulties.
129	Chair Wilson	Comments on the -1 amendments and asks Hughes why they decided upon the specific number of members for the advisory committee.
139	Hughes	Responds that they prefer to have an uneven vote.
139	Rep. Verger	Comments on her earlier discussion with Hughes regarding junk

		vehicles and to the posting of organization members.
154	Hughes	Agrees and explains that is why the advisory committee has been formed.
175	Chair Wilson	Comments on the approval of members and asks why Hughes feels this is important.
180	Hughes	Responds that he does not want anyone on the committee who disrupts. Comments on the prejudicial letter he received regarding HB 2768.
190	Rep. Verger	Asks Hughes about complaints from cities and disagrees that this is prejudicial. Comments on neighbor impact from properties.
200	Hughes	Agrees.
229	Rep. Walker	Comments on the non-commercial aspects and noise factors. Asks about the model ordinance.
243	Hughes	Responds that they may come back next session if no one wishes to talk about this.
250	Rep. Walker	Comments on disagreements and suggests there be a mediation vs. a litigation situation.
259	Christy Monson	League of Oregon Cities (LOC). Presents testimony opposing HB 2019. Addresses ideas about hobby cars. Explains that she has reviewed city ordinances and they address the situations discussed. States that the unsigned letter is not from the LOC.
343	Art Schlack	Association of Oregon Counties. Presents testimony opposing HB 2019. Comments on land use issues. Believes this should be addressed locally and customized per community. Comments on the –1 amendments and does not believe the committee is balanced.

**TAPE 127, A**

003	Rep. Gardner	Comments on local city ordinances and asks Monson if she believes this is a problem
006	Monson	Replies that per her research, the statutes do address most situations.
010	Rep. Gardner	Asks Monson if there are any other local cities working with hobbyists.
011	Monson	Replies she does not know.
012	Rep. Gardner	Asks if the committee would work it out if established.
020	Monson	Responds that the committee may address this.
034	Rep. March	Comments on local issues and asks about the model ordinance.
050	Schlack	Responds that counties would be willing to participate with cities without legislation.
054	Rep March	Believes this to be an important issue.
055	Rep. Devlin	Comments on using standard language used for task forces.
090	Jane Myers	Property Owner. Presents testimony opposing HB 2019. Explains her sympathy but explains the health impacts and the toxic chemicals used when cleaning, etc. of metals. Comments on storage of vehicles and refers to page 1, line 22.
137	Vickie Hardin Woods	City of Salem. Presents testimony opposing HB 2019. States that the city counsel has taken a stand and the vast majority of complaints relate to the storage of cars. Comments on the difficulty to enforce these complaints. Agrees with the concern for balance of the committee.
171	Hughes	Submits letter <b>(EXHIBIT B)</b> .
186	Rep. Starr	Comments on commitment of the league and the work they intend to do in the interim.
190	Chair Wilson	States that follow through is not always completed. Explains that

he does not have a problem with the unbalanced committee but section 3 should be removed. States that he would like all involved to get together and bring back with an amendment. Closes public hearing on HB 2019 and opens public hearing on SB 470 A.

### **SB 470 A PUBLIC HEARING**

200	Megan Palau	Committee Administrator. Explains SB 470 A and the –1 amendment ( <b>EXHIBIT C</b> ).
235	Woods	Oregon City Planning Directors Association. Submits and presents written testimony opposing SB 470A ( <b>EXHIBIT D</b> ). Comments on local jurisdiction.
269	Betty Griffith	City of Corvallis. Submits and presents written testimony opposing SB 470 A ( <b>EXIBHIT E</b> ).
322	Sen. Jason Adkinson	District 25. Presents testimony supporting SB 470 A. Explains the bill. Explains his experiences with building. Explains the three-mile rule and says the vote count was 26-4 out of senate.

### **TAPE 28, B**

003	Rep. Devlin	Asks about unfunded mandates.
006	Sen. Atkinson	Responds that he does not consider this overly cumbersome or expensive but a policy statement.
022	Rep. Devlin	Comments on the fiscal analysis.
027	Sen. Atkinson	Responds that he does not have.
033	Linda Ludwig	League of Oregon Cities. Presents testimony opposing SB 470 A. Explains the instances that drove this bill and explains they have been rectified locally. Comments on the costs of the bill and plan changes that would be needed.
081	Bob Castagna	Presents testimony in support of SB 470 A and the –1 amendments.
193	Bob Rindy	Legislative Counsel. Presents testimony opposing SB 470 A. Explains his work done with Eric Carlson. Explains the impact on the churches surrounding areas. Believes that the verbiage in the A-engrossed version to be appropriate
200	Rep. Devlin	Comments on the verbiage “may”.
201	Rindy	Agrees that it is confusing.
205	Rep. Devlin	Comments on the verbiage “prohibit”.
223	Rep. Doyle	Comments on parochial schools being placed in a bad situation.
225	Rindy	Responds that this is a concern but was not their intent. Admits that he does not know how to resolve.
254	Rep. March	Comments on the federal law on this issue.
260	Rindy	Responds that he has not looked at the federal law.
274	Chair Wilson	Closes the public hearing on SB 470 and opens a public hearing on SB 487.

### **SB 487 PUBLIC HEARING**

310	Keith Putnam	PERS Retiree. Presents testimony in support of SB 487.
257	Rep. Devlin	Comments on permanent committee staff, session staff, and hiring of retirees.
377	Chair Wilson	Comments on the security force.
379	Putnam	Responds that he does not know if they are exempt.

### **TAPE 127, B**

006	Rep. Verger	Explains that this is not a unique situation with state and government positions and asks if he knows that there are other employees that would like to do this.
010	Putnam	Responds that there are other bills to abolish the 1040 hour rule,

020	Sen. Roger Beyer	and gives an example of a bill that would permit school districts that have difficulty in hiring to keep retired employees. District 15. Explains SB 487. Explains his experience of working with Putnam in past legislative sessions and his being forced to leave before session ends. Mentions the importance of staff remaining until the completion of sine die.
041	Chair Wilson	Closes public hearing on SB 487 and recesses committee at 10:25 a.m.
045	Chair Wilson	Reconvenes committee at 10:30 a.m. and opens a work session on SB 487.

**SB 487 WORK SESSION**

**050 Rep. Devlin**

**MOTION: Moves SB 487 to the floor with a DO PASS recommendation.**

059 Rep. Gardner

Comments on the employee who would not be receptive to this.

067 Rep. Walker

States that she will give a courtesy vote on this bill but states that she does not like its outcome.

070 Rep. Verger

States that she will vote no on this bill and believes there are many others that will be affected by this, as well as the taxpayers.

100 Chair Wilson

Comments on personnel and the legislative session. Believes there should be flexibility with these issues.

**VOTE: 8-1**

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

**NAY: 1 - Verger**

**058 Chair Wilson**

**The motion CARRIES.**

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

**HB 3869 WORK SESSION**

060 Cara Filsinger

Committee Administrator. Explains HB 3869 and the fiscal impact statement (**EXHIBIT F**).

062 Rep. Garrard

States that he will vote no on this bill.

065 Rep. Devlin

States that he will vote no on this bill.

066 Rep. Gardner

Comments that he will vote no and shares Rep. Garrard's concerns.

068 Rep. Verger

States that she will vote no based on the undue burden on clerks.

070 Rep. Walker

States that she does not see a problem except for session and she will vote yes.

100 Chair Wilson

States that as a legislative body we are continuing to work by mail and it is done efficiently and carefully. Mentions the importance of integrity in the system.

**130 Rep. Wilson**

**MOTION: Moves HB 3869 to the floor with a DO PASS recommendation.**

**VOTE: 4-5**

**AYE: 4 - Doyle, Starr, Walker C, Wilson**

**NAY: 5 - Devlin, Gardner, Garrard, March, Verger**

137 **Chair Wilson**

**The motion FAILS.**

154 Chair Wilson

Closes work session on HB 3869 and adjourns committee at 10:40 a.m.

Submitted By,

Reviewed By,

Paula Merritt,  
Committee Assistant

Cara Filsinger,  
Committee Administrator

**EXHIBIT SUMMARY**

**A - HB 2019, -1 amendments, staff, 2 pp.**

**B - HB2019, written letter from City of Portland, Ed Hughes, 2 pp.**

**C - SB 470 A, -1 amendments, staff, 1 page**

**D - SB 470 A, written testimony, Vickie Hardin Woods, 1 page**

**E - SB 470 A, written testimony, Betty Griffith, 2 pp.**

**F - HB 3869, fiscal impact statement, staff, 1 page**