

**SENATE COMMITTEE ON GENERAL GOVERNMENT AND
TRANSPORTATION**

March 22, 2001 Hearing Room 343
3:00 pm Tapes 62 - 63

MEMBERS PRESENT: Sen. Gary George, Chair
Sen. Rick Metsger, Vice-Chair
Sen. Margaret Carter
Sen. Bev Clarno
Sen. Ken Messerle

STAFF PRESENT: Patrick Balducci, Administrator
Nancy Masee, Committee Assistant

MEASURE/ISSUES HEARD: SB 13 Public Hearing and Work Session
SB 14 Public Hearing
SB 15 Public Hearing
SJR 21 Public Hearing
SJR 22 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 62, A		
020	Sen. Gary George	Chair. Opens meeting at 3:10 pm. Opens a public hearing on SB 13.
SB 13 PUBLIC HEARING		
025	Patrick Balducci	Committee Administrator. Explains SB 13.
031	Sen. Peter Courtney	Senate District 17. Explains SB 13 and gives reasons why this bill should be passed. This bill requires drills for earthquakes. Approves of the -1 amendment.
064	Sen. Carter	Asks if the -1 amendments are Sen. Courtney's.
068	Sen. Courtney	Supports the word "local" in the amendments.
070	Chair George	Closes public hearing and opens work session on SB 13.
SB 13 WORK SESSION		
071	Sen. Carter	MOTION: Moves to ADOPT SB 13-1 amendments dated 03/20/01. VOTE: 4-0
072	Chair George	EXCUSED: 1 – Sen. Metsger Hearing no objection, declares the motion CARRIED.
075	Sen. Carter	MOTION: Moves SB 13 to the floor with a DO PASS AS AMENDED recommendation. VOTE: 4-0
076	Chair George	EXCUSED: 1 – Sen. Metsger Hearing no objection, declares the motion CARRIED.

SEN. COURTNEY and SEN. GEORGE will lead discussion on the floor.

080	Chair George	Closes work session on SB 13. Opens public hearing on SB 14.
SB 14 PUBLIC HEARING		
140	Balducci	Explains SB 14. Discusses the -1 and the -2 amendments.
165	Sen. Courtney	Explains why SB 14 is important. Discusses -2 amendments.
233	John Beaulieu	State Geologist, Department of Geology and Mineral Industries (DOGAMI). Discusses Federal Emergency Management Administration (FEMA) 154 survey on prioritizing buildings' for retrofitting. This is the most simple survey. Facilities managers should do the internal surveys (EXHIBIT A).
248	Sen. Clarno	States that some school districts in her legislative district oppose this bill. Explains that the central Oregon area does not face the problems of west of the Cascades. Says that area is not high danger of earthquakes.
255	Beaulieu	Refers to map to show risk areas in Oregon for earthquakes. Explains filling out the FEMA 154 forms. Says earthquake risk is factored on the cheapest end of this for low risk areas.
257	Sen. Clarno	States the counties she represents.
260	Sen. Courtney	Discusses the surveys and the money will come from the general fund. One size does not fill all. Does not see eastern Oregon in this legislation.
265	Chair George	Comments on low-risk areas.
338	Sen. Messerle	Discusses how this is approached and how fast it affects communities. Does not want to create huge financial problems for people.
370	Balducci	Relates survey analysis would be completed by the year 2007 using FEMA 154 standard.
382	Beaulieu	States this bill is not in the Governor's recommended budget. Comments that the language of the bill requires simple surveys of schools, hospitals, and fire stations. DOGAMI needs the complete data to set priorities.
TAPE 63.A		
010	Beaulieu	Discusses modeling by congressional delegation.
022	Sen. Courtney	Says that he agrees that eastern Oregon is not so much at risk and he does not wish to cause those school districts hardship.
040	Beaulieu	Says those districts who cannot or will not do this will be factored into this consideration.
050	Sen. Clarno	Asks if regardless of the impact area, the area with little danger still will be surveyed.
060	Beaulieu	Answers yes, and those that choose not to, some other entity will do the survey. Discusses recent earthquake in Molalla that cracked all of Oregon City High Schools' floors.
071	Sen. Clarno	Asks how the statewide model brings down the cost.

085	Beaulieu	Responds that a statewide survey can order the list to the buildings in order of risk. Said an analysis cannot be made on selective data. The model tied to FEMA 154 that brings the cost of seismic rehabilitation from \$500 million to \$7 billion.
090	Sen. Clarno	Explains how eastern Oregon feels about issues that include their time and money but are not relevant to their needs. Says that if the eastern counties are relieved of the work for the survey she feels she could support the bill.
094	Sen. Messerle	Asks what happens after the survey identifies the prioritized risks. If a seismic event occurs before the preparation, how is the state liable for damage to schools and other public buildings?
100	Beaulieu	Refers to map that shows the established risk areas. Experts agree that earthquakes for Oregon are real and will do tremendous damage.
143	David Fridenmaker	Salem-Keizer School District. Opposes SB 14. Discusses the growth of the district. Discusses older school buildings. States the estimated need for bond funding was twice the amount passed by voters. Estimates the cost of seismic rehabilitation to Salem-Keizer school district would be \$46 million. Asks that funds be attached to the bill to assist the districts (EXHIBIT B).
215	Chair George	States that most concerns stated have been addressed in the amendments.
217	Sen. Courtney	Refers to page 2 of the -2 amendments for Sen. Clarno.
218	Joe Brewer	Building Codes Division. States that the division feels the seismic issues need to be addressed by survey (EXHIBIT C).
222	Chair George	Asks for support of this bill.
225	Brewer	Says the department's position is neutral.
348	Sen. Courtney	Says that legal counsel advised constructing the bill this way.
355	Sen. Metsger	Asks why Oregon Health Science University (OHSU) is exempt.
357	Balducci	Answers OHSU comes under hospitals in SB 15.
365	Granton Kerans	Oregon University System. Thanks Sen. Courtney for his effort and views the bills as workable. Explains they want the ability to prioritize their own buildings from information supplied by DOGAMI.
TAPE 62, B		
040	Chair George	Comments that DOGAMI makes the initial evaluation and report back their findings.
047	Kerans	Discusses levels of responsibility in prioritizing. It is true of sub 5. Believes there is a good bill in sight and wants it to move along with some changes as requested.
102	Sen. Messerle	Reiterates his concern that agencies have the ability to move forward when they can afford it without documentation from the state.
110	Chair George	Asks testifiers to fax changes to the committee.

112	Amanda Rich	Oregon Community College Association. Supports Mr. Kerans suggestions. Asks to add in section 1 sub 2, language to include community colleges. Section 3 sub 2, states the concern is that it does not clearly state rehabilitation subject to available funding.
161	Chuck Taylor	Legislative Counsel. Agrees with the analysis of sub 3. Interprets part of the bill. Refers to page 3, line 10 and suggests inserting "subject to available funding."
182	Jim Green	Oregon School Boards Association. States the amendments should allay Sen. Clarno's concerns. FEMA 154s would be funded and not out of the school's budget. Wants that stated in the bill. Supports SB 14 with changes suggested.
190	James Bela	President, Oregon Earthquake Awareness. Discusses acceptable risk. Points out the Molalla High School damage.

TAPE 63,B

019	Bela	Continues presentation. Does not agree with the bills as they are.
040	Bela	Asks for matching funds to improve buildings.
045	Chair George	Closes public hearing on SB 14. Opens public hearing on SB 15.

SB 15 PUBLIC HEARING

067	Balducci	Explains SB 15. Explains the -1, -2, -3, -4 amendments.
096	Sen. Courtney	Discusses SB 15 bill with amendments. Discusses -3 amendments. States there have been some concerns expressed by the hospitals.
117	Jo Bell	Hospital Association. Speaks to the -3 amendments, which define hospital. Suggests a different definition that is already in statute, ORS 442.470 sub 1, which would not have to include exceptions. Supports the school representatives in their suggestions. Asks if FEMA 154 is included in the amendments.
158	Sen. Metsger	Asks about the -3 amendments and the -4 amendments.
170	Sen. Courtney	Says he should have referenced the -4.
173	Bell	Replies emergency services available. Says hospitals are serving victims of earthquakes.
175	Metsger	So it is not for protection of those already as patients or in care homes.
182	Sen. Courtney	Explains that the seismic commission reported that hospitals remodel constantly.
215	Chair George	Asks if SJR 21 and SJR 22 should go to the Revenue Committee.
217	Sen. Courtney	Says they should because they go with the other bills.
222	Chair George	Closes public hearing on SB 15. Opens public hearing on SJR 21 and SJR 22.

SJR 21 AND SJR 22 PUBLIC HEARING

230	Balducci	Explains SJR 21 and SJR 22.
235	Chair George	Asks if the bills be cleared in this committee or sent to revenue.
237	Sen. Courtney	Asks that the SJR 21 and SJR 22 go out of this

239	Balducci	committee. Explains that matching requirement requires the Legislature to appropriate an equal amount of General Fund revenue for the projects.
288	Dick Yates	Legislative Revenue. The work group agreed that should be taken out so that SJR 21 would look like SJR 22 in that regard. The Legislature would still have the opportunity to provide appropriation and funding but if the SJR 21 and SJR 22 pass the ability to get funding through bonding would exist. It would take out the requirement that the General Fund match.
298	Joe Schweinhart	League of Oregon Cities. Does not want the taxes used due to the large amount of money involved.
300	Chair George	Says the amendments will be developed.

302	Amanda Rich	Has a problem with definition. Sect 1 sub 5, asks if community colleges are left out. Public school phrase is questionable.
355	Sen. Courtney	Thanks the committee. Says this is a huge package. Wishes it to line up perfectly.
366	Chair George	Closes public hearing. Adjourns meeting at 4:55 pm.

Submitted By,	Reviewed By,
Nancy Masee, Committee Assistant	Patrick Balducci, Administrator

Janet Adkins
Administrator

EXHIBIT SUMMARY

A – SB 14, Written testimony, John Beaulieu, 34 pp
B – SB 14, Written testimony, David Fridenmaker, 1 p
C – SB 14, Written testimony, Joe Brewer, 2 pp