

SENATE COMMITTEE ON RULES AND REDISTRICTING

January 16, 2001 Hearing Room C

03:00 PM Tapes 3 - 4

MEMBERS PRESENT: Sen. Steve Harper, Chair
Sen. Peter Courtney, Vice-Chair
Sen. Jason Atkinson
Sen. Lee Beyer
Sen. Kate Brown
Sen. Randy Miller
Sen. John Minnis

STAFF PRESENT: Craig Allen, Committee Administrator
Annetta Mullins, Committee Assistant

MEASURE/ISSUES HEARD: Public Hearing and Work Session
SB 2
SB 21
Work Session
Introduction of Committee Measure

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 3, A		
004	Chair Harper	Calls meeting to order at 3:02 p.m. and opens a public hearing on SB 2.
<u>SB 2 - PUBLIC HEARING</u>		
008	Sen. Gene Derfler	President of the Senate. Testifies in support of SB 2: <ul style="list-style-type: none">Last session the Aviation Department was set up as an independent agency and a compromise was reached on the makeup of the board but representation of one group was left out.Parties have agreed to expand the board to seven members to allow for appointment of people representing those like the Port of Portland who pay the bills. Issues discussed by Sen. Derfler and members: <ul style="list-style-type: none">Agreement with proposed amendment by Rep. Betsy Johnson to SB 2 (EXHIBIT A).
034	Rep. Betsy Johnson	Testifies in support of SB 2. Believes that a larger board would allow a broader scope of interests to be represented. Asks that an attempt be made that those on the board represent broad aviation interests and there not be specific slots. Explains that the proposed amendment would allow the board to meet quarterly or at the call of the chair; monthly meetings would not be mandated (EXHIBIT A). Adds that the department is performing in the way anticipated. Issues discussed: <ul style="list-style-type: none">Language of the bill suggests more than just increasing the number on the board; the only concern is that the language
062		

080	Rep. Johnson	<p>does what the proponents intend.</p> <p>Comments that it was viewed that the board would always be a clearinghouse for aviation policy issues in the state. The airlines have been interested in making their concerns known, specifically about the increase in jet fuel taxes. Believes the bill accomplishes the concerns of the Port of Portland to make certain that public institutions would always have a spot at the table should the governor decide their participating was in the best interest of the creation of aviation policy for the state.</p>
107	Roger Martin	<p>Alaska Airlines and Air Transportation Association. Explains that last session two bills passed. One separated the Aeronautics Section from the Department of Transportation and made a separate department. The other was a doubling of fuel tax on jet fuel (which the airlines pay) and on the private pilots' aviation gas. Concern was when the department was formed that a representative from the airlines be appointed to the board. With the doubling of the jet fuel tax, last year \$2,012,000 was collected from jet fuel and about \$450,000 from the aviation fuel tax. The jet fuel tax is 81 percent of the budget of the new agency and those who pay the jet fuel tax have no representation on the board. Believes it is only fair that they have representation.</p>
145	Keith Levitt	<p>Port of Portland. States they support the bill and the proposed amendments.</p>
153	Bill Wilkins	<p>Chair, State Aviation Board. Submits testimony of Ann Crook, Director (EXHIBIT B). Comments on how the board has been operating.</p> <ul style="list-style-type: none"> • Board has not taken a position on the bill. • Board is meeting in various locations around the state. • Board feels they are a broad representation of aviation. • Reviews background of board members (EXHIBIT B). • Suggests that the board should be allowed to continue as is. States there is no concern about the amendments as long as the board is allowed to call themselves into session at least once a month; the board intends to meet monthly. • Department has 16 employees, 8 FTE.
229	Chair Harper	<p>Closes the public hearing and opens the work session on SB 2</p>
<u>SB 2 - WORK SESSION</u>		
265	Sen. Miller	<p>MOTION: Moves to ADOPT SB 2-1 amendments dated 01/16/01.</p>
269		<p>VOTE: 6-0 EXCUSED: 1 - Courtney</p>
272	Chair Harper Sen. Miller	<p>Hearing no objection, declares the motion CARRIED. MOTION: Moves SB 2 to the floor with a DO PASS AS AMENDED recommendation.</p>
274		<p>VOTE: 6-0 EXCUSED: 1 - Sen. Courtney</p>
	Chair Harper	<p>Hearing no objection, declares the motion CARRIED. SEN. COURTNEY VOTES AYE (SEE TAPE 4 AT 250).</p>

VOTE: 7-0

SEN. BROWN will lead discussion on the floor.

273 Chair Harper

Closes the work session on SB 2 and opens the public hearing on SB 21.

SB 21 – PUBLIC HEARING

277 Craig Allen

Administrator. Explains that SB 21 was drafted at the request of Greg Chaimov, Legislative Counsel, to clean up language in the statute.

284 Ted Reutlinger

Legislative Counsel. Explains the language is being changed to clean up the statute because of changes to the Constitution. Lists the positions in order of succession in the governor's absence or death.

337 Chair Harper

Closes the public hearing on SB 21 and opens a work session on SB 21.

SB 21 - WORK SESSION

340 Sen. Brown

MOTION: Moves SB 21 to the floor with a DO PASS recommendation.

341

VOTE: 6-0

EXCUSED: 1 - Sen. Courtney

Chair Harper

Hearing no objection, declares the motion CARRIED.

SEN. BROWN will lead discussion on the floor.

354 Chair Harper

Opens a work session on Senate Rules (introduction of committee measure).

SENATE RULES (INTRODUCTION OF COMMITTEE MEASURE) - WORK SESSION

332 Chair Harper
Sen. Brown

Explains that the committee has a bill draft amending ORS 260. Explains that their caucus has a Senate Democratic Leadership PAC that raises dollars for their candidates. Asks if their PAC is not required to file a Contribution and Expense (C&E) form under the current draft.

381 Ted Reutlinger

Legislative Counsel. Advises that the language on page 4 would require that they report a contribution. States it is the same language from the existing statute. If the PAC is prohibited under 260.174 from receiving money during session, they will have to report under this language.

364 Sen. Brown

States it would mean that if the Democratic Party set up a campaign PAC to help candidates fundraise, they would be required to report.

401 Reutlinger

Corrects his references. States that Senator Brown is correct and it would be under subsection (3) because it is the subsection that covers contributions to members. Subsection (4) is for the governor. Adds that if a political party PAC is raising money and it is going to spend the money on behalf of candidates for the legislature, they are covered.

409 Sen. Minnis
Reutlinger

Asks where "political party" is defined.

Responds it is ORS chapter 248 of the Election Laws. It defines who qualifies as a major and a minor political party.

414 Sen. Minnis

Asks if the language is intended to include both, minor and major parties.

417 Reutlinger

Responds he believes it would cover any party.

425 Sen. Brown

MOTION: Moves LC 2577 BE INTRODUCED as a

committee bill.

- 429 Sen. Minnis
Chair Harper Asks that the committee review the reporting requirements. States that the Secretary of State will develop a simple form, similar to the supplement that was used in January.
- 439 Sen. Minnis Asks what would be the sequence of time for reporting once contributions are received.
- 441 Chair Harper Responds that the draft says it must be within 24 hours--the next business day.

TAPE 4, A

- 005 Sen. Miller Gives scenario of fundraiser with multiple contributions and questions whether each contribution would be subject to a report to the SOS's office within 24 hours.
- 021 Chair Harper Asks if the committee wishes to extend the time for reporting.
025 Sen. Brown States her proposal has been for 48 hours but would be happy with a relatively short time period for reporting. The message they want to send is they are not excited about people raising large amounts of dollars during legislative session.
- 030 Sen. Miller Comments that if there were a fundraiser and it was not specified that the money would go to legislative candidates, but would perhaps help the operations of a major party, one could conclude that candidates might benefit from the operation. Asks if that activity would be reported.
- 038 Ted Reutlinger Responds that the language in the draft is the same as in the existing statute and if a PAC were raising money on behalf of a legislative official or a statewide candidate, it would have been prohibited.
- 045 Chair Harper Comments that the activity was prohibited yesterday but today it has to be allowed. This is saying there will be reporting requirements that are fairly strict.
- 044 Sen. Beyer Comments that 24 hours is too short. This would allow fundraising because the legislature cannot stop it, so there should be some reasonable standards. Suggests the timeframe be three days or 72 hours.
- 050 Sen. Minnis Comments it seems if the notice is by FAX to the SOS, similar to what is currently done just prior to an election and the report made just prior to December 31--those notices are merely notices to the SOS and are not C&E reports. An accumulation of the contributions would be subsequently filed at the next reporting period.
- 065 Sen. Atkinson Comments that he agrees with Senator Miller and Senator Beyer to lengthen slightly the reporting time.
- 087 Committee Continues discussion of the desired timeframe for reporting.
Sen. Brown Asks if discussion was held on a political committee affiliated with a political party while she was out of the room attending to legislative business.
- 088 Chair Harper Responds that the reporting period was discussed.
113 Sen. Brown **Withdraws her motion to introduce LC 2577 as a committee measure.**
- 124 Sen. Minnis **MOTION: Moves to AMEND LC 2577 to require reporting within two business days instead of one business day.**
- 131 **VOTE: 7-0**

Chair Harper **Hearing no objection, declares the motion CARRIED.**

131 **Sen. Minnis** **MOTION: Moves LC 2577, AS AMENDED, BE
INTRODUCED as a committee bill.
VOTE: 7-0**

Chair Harper **Hearing no objection, declares the motion CARRIED.

(LC 2577 INTRODUCED AS SB 215)**

SB 2 WORK SESSION

147 **Sen. Miller** **MOTION: Moves to SUSPEND the rules for the purpose of
allowing Senator Courtney to vote on passage of
SB 2.**

147 **VOTE: 7-0**

Chair Harper **Hearing no objection, declares the motion CARRIED.**

150 **Senator Courtney** **VOTES AYE ON PASSAGE OF SB 2.**
154 **Chair Harper** **Adjourns meeting at 3:43 p.m.**

Submitted By,

Reviewed By,

Annetta Mullins,
Committee Assistant

Craig Allen,
Committee Administrator

EXHIBIT SUMMARY

A - SB 2, SB 2-1 amendments, Rep. Betsy Johnson, 1 p

B - SB 2, prepared statement for Ann Crook, Bill Wilkins, 2 pp