

# SENATE COMMITTEE ON RULES AND REDISTRICTING

February 13, 2001 Hearing Room C  
3:00 p.m. Tape 19

**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  
HB 2043A  
HB 2060  
HCR 2  
SCR 2  
Work Session:  
HB 2046A  
Introduction of Committee Measure

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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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<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
<b>TAPE 19, A</b>		
004	Chair Harper	Calls meeting to order at 3:03 p.m. and opens a public hearing on SCR 2.
<b><u>SCR 2 – PUBLIC HEARING</u></b>		
008	Sen. Cliff Trow	Thanks Chair Harper for having a hearing on SCR 2 memorializing the late former United States Senator Maurine Brown Neuberger. Explains that Neuberger served in the Oregon House of Representatives for three terms and her husband served in the Senate. States that the Neubergeres were both elected to the U. S. Senate. She was the third woman elected to the U. S. Senate and the first woman from Oregon to be in the U. S. Senate. Suggests the Senate session consider the resolution about one year after her death if the committee approves the resolution.
032	Chair Harper	Acknowledges that Sen. Trow would prefer to have SCR 2 on the Senate floor on February 22.
035	Sen. Trow Craig Allen	Responds that the timing is not critical but it would be nice. Administrator explains that the resolution could be carried over by the Senate until February 22.
041	Dick Springer	Representing himself. Speaks in favor SCR 2 honoring former Neuberger. Comments that he was appointed by Senator Neuberger to the position of U. S. Senate page in 1964 for a period of six months. Explains that Senator Neuberger took a

life-long interest in public policy in Oregon. Adds that she was able to visit Salem and speak to the House; it meant a great deal to her and this resolution would also.

059 Chair Harper

Closes the public hearing and opens a work session on SCR 2.

**SCR 2 - WORK SESSION**

066 Sen. Courtney

**MOTION: Moves SCR 2 to the floor a BE ADOPTED recommendation.**

**VOTE: 5-0**

**ABSENT: 2 - Sens. L. Beyer, Minnis**

Chair Harper

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

**SEN. TROW will lead discussion on the floor.**

070 Chair Harper

Closes the work session on SCR 2, announces that the committee will not consider SB 446 today, and opens a public hearing on HCR 2.

**HCR 2 - PUBLIC HEARING**

075 Mark Landauer

City of Portland, Government Relations Office. Comments that Mayor Vera Katz has asked him to express her regrets that she could not be here and to pass on her appreciation for the committee's quick response in taking up the resolution. Portland is very excited about 150<sup>th</sup> anniversary of the incorporation of the City of Portland. The legislature took a very active role in grating the original charter for the city on January 15, 1850. On February 8, then Governor J. P. Gaines signed the Act of Incorporation.

108 Chair Harper

Closes the public hearing and opens a work session on HCR 2.

**HCR 2 - WORK SESSION**

109 Sen. Brown

**MOTION: Moves HCR 2 be sent to the floor with a BE ADOPTED recommendation.**

**VOTE: 5-0**

**ABSENT: 2 - L. Beyer, Minnis**

111

Chair Harper

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

**SEN. BROWN will lead discussion on the floor.**

115 Chair Harper

Opens a public hearing on HB 2043-A.

**HB 2043-A - PUBLIC HEARING**

Greg Chaimov

Legislative Counsel. Presents analysis of bill (**EXHIBIT A**). Explains that LC 2043-A comes from the Legislative Counsel Committee. It is a housekeeping bill. Explains that during the interim the Legislative Counsel Committee evaluates its procedures to see where they mesh with statute and where they do not and presents the choices to the legislature so that practices that have been developed over the years are legal.

135 Chair Harper

Closes the public hearing and opens a work session on HB 2043-A.

**HB 2043-A - WORK SESSION**

142 Sen. Courtney

**MOTION: Moves HB 2043A to the floor with a DO PASS recommendation.**

150 Sen. Brown

Asks if the original HB 2043 included a proposal requiring Legislative Counsel to work with people who are dropping initiative measures in preparation of the measures.

153 Chaimov Explains that the provision was to be repealed by the original bill because in the half century since it has been on the books no one has ever used it and they felt the statutes could be shortened. As it turns out, a number of the members on the House Judiciary Committee believed that despite the statute not having any utility for the past half century, it might for the coming half century and therefore decided it should remain.

169 **Chair Harper**  
**VOTE: 6-0**  
**ABSENT: 1 - Sen. Minnis**  
**Hearing no objection, declares the motion CARRIED.**

**SEN. ATKINSON will lead discussion on the floor.**

165 Chair Harper  
**HB 2046-A - WORK SESSION**  
182 Greg Chaimov  
Opens a work session on HB 2046.

Legislative Counsel. Presents analysis of HB 2046-A  
**(EXHIBIT B).**

Explains that the bill was introduced because during the last interim Sen. Bryant, Rep. Williams, and Rep. Shetterly who were on a ballot measure explanatory statement committee were sued because some folks did not like the statement they wrote. There is nothing in the statute that said the people who were suing had to tell the people who were being sued. The senators did not find out about it until after the time for appearing in the supreme court had passed. Legislative Counsel then had to ask the supreme court to let the members appear and explain why they wrote what they did. The court upheld what the members did. The changes being made by HB 2046-A are most important and provide that if one is going to sue somebody to challenge their explanatory statement, they must tell the people being sued so they can appear and defend themselves.

213 **Sen. Courtney**  
**MOTION: Moves HB 2046A to the floor with a DO PASS recommendation.**

216 **Chair Harper**  
**VOTE: 6-0**  
**ABSENT: 1 - Sen. Minnis**  
**Hearing no objection, declares the motion CARRIED.**

**SEN. MILLER will lead discussion on the floor.**

220 Chair Harper  
**HB 2060 - PUBLIC HEARING**  
235 Sen. Courtney  
Opens a public hearing on HB 2060.

District 17. Presents a prepared statement in support of HB 2060  
**(EXHIBIT C).** Explains that the bill was pre-session filed to have an opportunity to at least recognize the expertise of county fairs. Adds that another reason is that there is criticism in this building that the State Fair in Salem is basically oriented too much to Salem. By reaching out this way, they hope to send a signal that it is not only viewed as a Salem fair, but a true state fair. One of the ways to do that is to make sure that representatives of the various county fairs are on the governing board.

290 Katie Cannon  
Director, Oregon State Fair. Testifies that the State Fair and Fair Commission are supportive of the bill. The five members

314 John McCulley currently on the commission represent the five congressional districts and the new members will broaden representation.. Oregon Fairs Commission. Presents a prepared statement and speaks in support of HB 2060. Their association thinks it makes good sense for the improved operation of the State Fair and believes there will be some collateral benefits to county fairs as well by sharing of expertise.

336 Chair Harper Closes the public hearing and opens a work session on HB 2060.

**HB 2060 - WORK SESSION**

368 **Sen. Brown** **MOTION: Moves HB 2060 to the floor with a DO PASS recommendation.**

374 **Chair Harper** **VOTE: 6-0**  
**ABSENT: 1 - Sen. Minnis**  
**Hearing no objection, declares the motion CARRIED.**

**SEN. COURTNEY will lead discussion on the floor.**

**INTRODUCITON OF COMMITTEE MEASURE**

391 Chair Harper Advises members that Sen. Nelson has requested the committee introduce a bill on his behalf for Terry Edvaldson.

408 **Sen. Brown** **MOTION: Moves LC 2567 BE INTRODUCED as a committee bill.**

414 **Chair Harper** **VOTE: 7-0**  
**Hearing no objection, declares the motion CARRIED.**

391 Chair Harper **LC 2567 is introduced as SB 833.**  
 Adjourns meeting at 3:30 p.m.

Submitted By,

Reviewed By,

Annetta Mullins,  
 Committee Assistant

Craig Allen,  
 Committee Administrator

**EXHIBIT SUMMARY**

- A - HB 2043, prepared statement, Greg Chaimov, 2 pp**
- B - HB 2046, prepared statement, Greg Chaimov, 1 p**
- C - HB 2060, prepared statement, Sen. Courtney, 2 pp**
- D - HB 2060, prepared statement, John McCulley, 1 p**