

SENATE COMMITTEE ON RULES AND REDISTRICTING

May 22, 2001 Hearing Room C
3:00 PM Tapes 91 - 94

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: Executive Appointment
Port of Portland, Board of Commissioners of
Work Session
HB 2012
HB 3975
HB 3373 A
HB 3662 A
HB 3313 A

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.

<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
TAPE 91, A 004	Chair Harper	Calls meeting to order at 3:05 and opens a public hearing on the executive appointment of Bob Eaton to the Board of Commissioners of the Port of Portland.
		<u>PORT OF PORTLAND, BOARD OF COMMISISONERS OF – BOB EATON – (EXHIBIT A) - PUBLIC HEARING</u>
008	Governor John Kitzhaber, MD	Explains that he appointed Eaton because he believes the Port will benefit by having someone who has represented the interests of the lower Columbia. The appointment is consistent with legislation passed two sessions ago that allows three members from outside the metro area to be on the commission. States that he discussed with Sen. Nelson and others the advantages of appointing someone from the 2 nd Congressional District, which he supports. Feels it is important to broaden the scope of the representation on the Port of Portland to ensure that it is viewed as an entity serving the entire state. States that the role of the Port has changed. Therefore the commission has to be more sensitive to their neighbors. There are noise issues concerning the airport, huge environmental issues including channel deepening, and the Portland harbor

clean up, which require a more inclusive approach and representation of some of these views in the search for consensus to allow these important projects to go forward.

037 There is more than channel deepening. States that he supports deepening of channel. Believes it is absolutely essential for the economic viability of the Port of Portland and for much of the cargo that traverses the Port of Portland out through Astoria. Believes it can be done in compliance with environmental standards and statutes. States that if he did not believe Mr. Eaton would be a positive contributor to the effort to deepen the channel he would not have appointed him.

047 Adds that it is clear to him that there is resistance to channel deepening from the lower Columbia, particularly in Astoria and believes that failing to acknowledge that or somehow pretend that we can move forward with channel deepening without bringing those interests to the table and forging a consensus would not be doing the effort a service. States Eaton's reputation as collaborator and consensus builder is very important to the future of the channel deepening project and believes he will be a positive and significant contributor to a positive resolution of the issue.

056 Chair Harper Acknowledges the presence of students from North Lake High School.

058 Bob Eaton Appointee to the Board of Commissioners of the Port of Portland. Reads statement (**EXHIBIT B**). Issues discussed:

159 • Port of Astoria's position on deepening of the channel.

184 • Air traffic noise at Portland Airport.

209 • Future of container vessels at Port of Portland.

280 • Background of appointee proving capability of making business decisions.

324 • Future of Troutdale Airport.

332 • Assumption that appointment is to bring together the environmental interests on channel deepening.

361 • Number one environmental issue in channel deepening.

384 • Whether the bottom line is to find a way to deepen the channel.

406 Art Wagner President, Columbia River District Council of the International Longshoremen's and Warehousemen's Union (ILWU). Presents prepared statement in support of the appointment of Bob Eaton (**EXHIBIT C**).

TAPE 92, A

035 Wagner Continues presentation of statement (**EXHIBIT C**).

050 Steve Hansen International Longshoremen's and Warehousemen's Union, Local 8. Comments this is a tremendous economic issue for everyone, especially their members. The money he makes and spends comes from the river. The income of everyone in the IBEW comes from the river. Believes Eaton will support deepening of the channel and believes Eaton is the best person for the job. Issues discussed:

055 • Why appointment should not be someone from upriver.

070 Sen. Joan Dukes District 1. Testifies in support of Bob Eaton:

104

- Hopes all will have opportunity to hear both sides because most of what she has heard has been erroneous.
- Has known Eaton since 1987. He took organization that was defunct and turned it into a large, incredibly well funded organization. Communication skills are the most important thing he will bring.
- Will hear more about whether Eaton supports channel deepening. Believes the biggest problem the Port of Portland faces with channel deepening is the lack of communication.
- It should not surprise anyone that the people at the mouth of the Columbia River would be opposed to covering up their crab beds and creating another island for terns. The decision of non-jeopardy was pulled back by National Marine Fisheries because they did not believe they could defend it in court and a lawsuit had been filed. Those are things that could have been resolved with simple discussion.
- Corps of Engineers held hearings because they were required to. A lot of the testimony sent in was ignored. The conversations of the impacts did not happen. Believes the communication will happen with Eaton on the commission. The conversations will have to happen to get the channel deepening off the ground.
- Eaton is a very good turn-around artist, he is a good communicator, he understands business objectives, and he understands how to get to the bottom line.

131

Rep. Betsy Johnson

District 1. Testifies in support of the appointment of Bob Eaton.

- Cannot amplify on the comments of Sen. Dukes. She has said it all for both of them.
- Believes she is uniquely qualified to comment on issues surrounding the appointment. States that she was a Port commissioner for eight years and chairman of the Port during the time the infamous video was made and would be happy to answer any in-depth questions relative to the committee's deliberations about what went on that day and about the context and meaning of his remarks.
- Commends appointment to the committee and believes it will bring a necessary voice to the Port of Portland.

154

Issues discussed:

- Whether there is concern that Eaton would be commissioner for the ports of Astoria and Portland at the same time.
- Requests for joint meetings of the port commissions.

210

Bob Ames

Former chair of Port of Portland. Introduces Al Gleason and Lloyd Anderson. States they each represent a different perspective.

Ames

Testifies in opposition to the appointment of Bob Eaton.

- Mission of Port of Portland is to promote maritime activities.
- Real problem with nomination is Eaton has spoken out about channel deepening. Problem is not with Eaton recanting something he has said; it is based on point in time of future of business in the state and not being able to take a chance.

- There is competitive nature between the ports. Does not believe competitiveness is a bad thing.
- The Port is a large business. A number of people here today take great pride in lessening the burden on the taxpayers.
- The majority of Port commissioners have had business experience.
- Port is in position of having lost its President. Other commissioners have resigned. Portland International Airport faces a lot of challenges.
- Also a threat to container traffic in addition to channel deepening.
- Port is largest owner of industrial land in Oregon. Whoever is confirmed by this body should not underestimate the amount of time required to serve.
- Port of Portland did meet with the Ports of Astoria and Vancouver in joint open meetings when he was chair.

Issues discussed:

335

- Whether opposition is because he has opposed channel deepening.
- Whether opposition is also because he does not have adequate business experience to serve as a Port commissioner.

348

- Whether Ames supports Portland City Councilor Eric Sten as director of the Port of Portland even though he opposes channel deepening.

377

- Whether the commissioner position requires business experience.

395

Al Gleason

Former Commissioner of Port of Portland. Testifies in opposition to the appointment of Bob Eaton (**EXHIBIT D**).

- Comments on costs to shippers because of the need to deepen the channel.
- Commission is the actual governing body for decision making.
- \$380 billion budget.
- Position requires extensive business knowledge and experience.
- Suggest the Governor seek another candidate without a conflict of interest or perceived conflict.

TAPE 91, B

042

Anderson

Former commissioner of Port of Portland. Testifies in opposition to appointment of Bob Eaton.

- Potential for conflict of interest.
- Comments on merger of the Dock Commission and Port of Portland.
- 60-ft. draft tankers will never move in and out of the Port while filled.
- 43-ft. channel is minimum for new ships.
- Need channel that is sufficient to handle the run-of-the mill container ships.
- Thinks the appointment of an Astoria Port commissioner is not appropriate.

		Issues discussed:
101		<ul style="list-style-type: none"> • 1997 statute to allow commissioners to be from outside the tri-county area.
157		<ul style="list-style-type: none"> • Whether there is dissension within the commission.
171		<ul style="list-style-type: none"> • Commissioners who do have business experience.
189		<ul style="list-style-type: none"> • Whether there is some reason commissioners cannot meet with other ports.
206		<ul style="list-style-type: none"> • Number of ports in Oregon.
215		<ul style="list-style-type: none"> • Port association meetings.
237		<ul style="list-style-type: none"> • Commissioner serving four years since expiration of term.
245		<ul style="list-style-type: none"> • Business management experience.
318	Blake Hering	Testifies in opposition to the appointment of Bob Eaton: <ul style="list-style-type: none"> • Explains experiences in marine-related activities. • Comments on activities involved in running a port and standing among other ports in volume of exports. • Comments on conflict of interests; does not believe any commissioner can wear two hats.
386	George Miller	Former Port of Portland commissioner. Testifies in opposition to appointment of Bob Eaton: <ul style="list-style-type: none"> • Was concerned when he heard Eaton would be on the Port of Astoria Commission and the Port of Portland Commission. • Comments on extensive hours he spent working on commission business; does not believe anyone has enough time to be on two commissions. • Comments on size of vessels that require deepening of the river.
TAPE 92, B		
005	Walter Gadsby	Former Port of Portland commissioner. Testifies in opposition to the appointment of Bob Eaton. <ul style="list-style-type: none"> • Reviews background in port-related activities. • Opposes appointment because he believes there will be a conflict of interest in his trying to serve the Port of Astoria and the Port of Portland. Astoria is strong on fisheries and there is no advantage to them because cargo does not go in or out of Astoria. • Advocates for deepening of channel to accommodate large vessels. • Speaks of competition among ports. • Comments on new type of vessels being built.
047		Issues discussed: <ul style="list-style-type: none"> • Whether concern is that Eaton also serves on the Port of Astoria.
087	Jon England	Astoria resident. Testifies in support of the appointment of Bob Eaton. <ul style="list-style-type: none"> • Eaton is one of the most respected persons from Astoria. • He comes to meetings prepared and listens to all constituents. • He is also a team player and is articulate. • There are some issues with the Port of Portland and feels badly for the State of Oregon if the problems are not

139	Dick Laughlin	<p>resolved.</p> <p>Retired Superintendent from Clatsop Education Service District and the Northwest Region Education Service District (ESD). Speaks in support of the appointment of Bob Eaton.</p> <ul style="list-style-type: none"> • Comments on refusal of the Port of Portland to support the Port of Astoria when the National Weather Bureau was going to close the weather station. • In 1996 served for a year with Eaton on the Port of Astoria Commission and found that he is a man of great integrity. • Eaton, with the executive director, developed long-and short-ranged plans for the Port of Astoria. • Eaton is an excellent communicator and has run small businesses as well as well as small businesses can be run at a profit. • He is always willing to listen and never has a closed office door.
180		<ul style="list-style-type: none"> • Perceives Eaton as excellent candidate. He is an outstanding person and deserves consideration for the appointment.
185	Committee	<p>Views portion of videotape of meeting during which Bob Eaton presents to St. Helens residents the position of the residents in the Port of Astoria communities on deepening of the Columbia River.</p> <p>The following is a transcript of the portion of the audiotape viewed by the committee.</p>
	Unknown Man	<p>I would like to pass off to Bob Eaton, Chair of the Port, and Kathy Taylor from CREST to explain why the communities of the lower Columbia River, including the Port of Astoria area opposed to this project and why we think it is important that you know why we are opposed to the project and what the ramifications might be for both ports.</p>
	Bob Eaton	<p>I am the President of the commission and have the honor of serving in that position and Commissioner Taggart is the immediate past president and is the liaison from the Port to the Columbia Restoration Task Force and has also been our liaison to the channel deepening coalition meetings as well.</p> <p>It was suggested there were seven members of the coalition. I think there are now officially six since the Port of Astoria has disinvited to attend the meetings any longer because of what is being perceived as a position of opposition. I would suggest there are three paths to take in a situation like this. One is you are for it. One is you are against it. And another is that you just don's support it. We are in the position right now we simply cannot support it. I would like to give you a little background for the reason.</p> <p>Before the river became a highway and we determined we had to have Lewiston, Idaho become a seaport there was a great deal of economy that was nature based happening on the river. St. Helens was a beneficiary of that as was most of the lower Columbia communities with the salmon industry that had developed. As the dams went in and the salmon runs declined,</p>

the economic advantages of this river shifted from lower river communities and coastal communities to communities up river. For example, you look at Astoria in the 1915-1920s--Astoria was a community of 25,000 people. Even with the inclusion of the naval bases in '45 during the war we were pretty close to that. But as soon as the war was over and they dismantled the Navy base our population dropped to around 10,000 and has maintained itself right there since that period of time.

Take a look at what has happened to our economy and you can tell me whether this fits with the scenario you have here in Columbia County. At the same time there was the growth in agricultural products and other types of shipping that was going on in ports of Umatilla, and Boardman, etc. was growing up, we were going down like this--diametrically opposed.

So there is a great deal of sensitivity in our area as to what happens on the river and what that means in terms of our economy. Our constituents maintain that through the process of trading a river highway that the lower river estuary has been severely damaged and their feeling is that the accumulative effects of all things that are happening up river have come to a point now where you have to dig in and say no more. There is just not much more that we can handle down there.

Some of the old time fishermen talk about the fact there used to be a huge May fly hatch in the lower river and it happened at the same time you had a lot of little salmon smolts, steelhead smolts, coming down the river and they were standing in the estuary and it was all part of the food chain that supported them. It is gone. There is no longer a May fly hatch.

That is just one part of the ecosystem that is visible. What part of it that has been damaged that is not visible is affecting all the salmon recovery. That was all part of the character of what is happening down there.

We have people and maybe you do here too that whose blood goes up and down with the tides when you are that closely affiliated with what goes on in the river and the ocean. It is part of their lifestyle. As Kathy mentioned when we were coming up, the Illwaco High School and Astoria High School mascots are both called Fishermen. It is just part of what that whole area is and the river is a significant part of that.

So in recognition of the importance of the environment to our way of life and to our future economy, the Port of Astoria as we went through our strategic plan this last year once Peter came on board, that was one of the first things we wanted to do was to go through and take a look at our strategic plan, update it, so we were all on the same page, commission, our new director, and our staff.

Our mission statement is: The Port of Astoria seeks to generate economic growth and prosperity in a safe and environmentally responsible manner for its citizens through creation of family wage jobs and prudent management of its assets.

I want to underscore "and environmentally responsible manner."

We have the significant benefit of having Kathy and her staff take a look at the EIS. She is going to talk about that in more

detail in a moment. Kathy is a scientist. She has at least three others--are all your staff scientists? Or technical people with science based. So we have that advantage of having them take a look at the EIS. They are convinced and they have convinced us that at this point it does not make environmental sense that it cannot be done environmentally safe and we made that clear to the Corps in our comments, the Port of Astoria's comments during the draft stage. We did not see that any of our concerns were addressed in the final EIS. So our position still is we cannot find a way that we can support this project. I think probably I am convinced that if I am missing anything Peter and Glen are going to jump in and bail me out. But at this point I would like to have Kathy talk more in detail about what she and her staff found that all formed part of the basis of our position.

End of transcription.

TAPE 93, A

030	Chair Harper	Comments that the issues seem to be Eaton's position on channel deepening and conflict of interest. Asks Eaton to explain what the committee has heard in testimony.
034	Eaton	Responds that he does not know what he can say about the video.
040	Chair Harper	Asks if it is all true.
041	Eaton	Responds affirmatively.
042	Chair Harper	Asks if he said he is against channel deepening on the video.
042	Eaton	Responds that he did not say that. States there was a beginning with Councilman Thompson speaking and saying something about being opposed to channel deepening. States that what he said was there were a great deal of the Port of Astoria constituents who are opposed to channel deepening. States that the charge they were given was to go to the Port of St. Helens and talk about the concerns from the Astoria area. Explains that he spent a lot of time talking to people in the community to find out what the concerns were and that is what he was conveying.
056	Chair Harper	Comments that earlier he asked if Eaton could pick one of the environmental problems, which would it be. States that Eaton did not give an answer, but he had a couple of answers on the tape--Rice Island, the 50-year dumping plan, impact on the fisheries. Asks if all of those were fixed in the last year and one-half.
061	Eaton	Responds it is his understanding that not as it relates to channel deepening, but as it relates to maintenance dredging on the river there still continues to be a plan to use Rice Island and expand that. Does not think that has been resolved. Adds that it is his understanding that the ultimate signoff on dumping on the crab beds lies with crab fishermen in Washington and it is his understanding they have not yet signed off on it.
071	Eaton	Comments someone asked a question that identified the Endangered Species Act as it related to salmon. Thinks that relates to the discussion here, particularly with the economic side of salmon, which is the fishery.
077	Sen. Atkinson	Asks if Eaton would characterize his comments as being in

081 Eaton negotiations, or if he was giving a report. Responds it was strictly educational. They were asked to speak to the concerns of the folks in their region of the river which may or may not have been different from the concerns of the folks in St. Helens.

086 Sen. Atkinson Asks if the opinions expressed were fluid--as a port negotiating with other ports perhaps making a position one way to having an educational meeting further down the road--would those positions have changed.

Eaton Responds he gave a snapshot as things existed at that point, 18 months ago. Any other commissioner from the Port of Astoria could have given the report and it probably would have been very similar. The words might have changed but the concepts would not have simply because of the tasks they were asked to do for the Port of St. Helens.

101 Sen. Minnis Comments that a lady in the video seemed to be fairly adamant about getting a direct answer but it didn't seem that the lady got a direct answer very quickly and wondered why that was. Explains that he was trying to analyze Eaton's posture because he seemed to be kind of defensive.

105 Eaton Responds that as he explained in the video, it was his impression they were there to educate and they had not had the opportunity to see or hear from the folks at the Columbia River Estuary Study Task Force. Adds that he believes now and believed then that the best source for the information that she was asking for would have been from Dr. Kathy Taylor from CREST.

112 Sen. Minnis Comments that the lady seemed to be trying to get a direct answer from Eaton specifically and he kept going back to the scientist and she didn't want that. Asked if there was a reason the lady was going after Eaton for that purpose.

Eaton Responds he would guess it was because he was the one delivering the message. Adds that in preparation for that meeting he did not understand that dialogue was going to be taking place. Adds that in retrospect he should have anticipated it but he didn't.

126 Sen. Miller Comments it might be helpful to have the comments on the videotape transcribed because it occurred to him that the nominee was speaking rather convincingly on behalf of beliefs he had that may have been shared by others on the Port.

140 Sen. Miller States that a lot of people some months ago were perplexed when the Governor proposed removing dams and that he reads in Eaton's testimony that he was asked about removal of the Snake River dams and recommends focusing on those non-dam removal options. Asks Eaton if he can conceive of any circumstance where he would remove dams.

150 Eaton Responds that the only thing he can think of would be if ultimately the Endangered Species Act says that in order to do what has to be done, these dams have got to go. States that is the only thing he can think of. Adds that voluntarily he doesn't see that happening. As a regional alternative it is an "uphillier."

159 Sen. Miller States that somebody suggested that Eaton was for removing dams. Asks if Eaton is here to say he is absolutely opposed to that idea.

Eaton States that he said nobody has asked his opinion. Responds he thinks it makes very little sense at this point. If it comes down

165	Sen. Miller Eaton	<p>the road at some point where the Endangered Species Act says it has got to happen, then we either change it....</p> <p>Asks if it is a reasonable law right now.</p> <p>Responds that as one who has worked for salmon for the last 12 years, working with the federal and state agencies, the tribes, recreational and commercial fishermen, and the environmentalists, he thinks if it weren't for the Endangered Species Act we would not be looking at salmon on the Columbia River at all at this point.</p>
169 172 177	Sen. Miller Eaton Sen. Dukes Sen. Dukes	<p>Asks if it is working in Klamath Falls.</p> <p>Responds he is not familiar with Klamath Falls.</p> <p>Comments there is an important clarification of channel deepening, which is, do we want to move deeper draft ships up to the Port of Portland in order to keep that port economically viable. Does not think one will find very many people in the state who disagree with that, or who do not support that.</p> <p>There was an environmental impact statement (EIS) issued by the National Marine Fisheries Service (NMFS). That was the plan they held hearings on to do the channel deepening. That plan has been withdrawn by NMPHS after a lawsuit was filed against them. I think it is pretty generally understood that plan was not a viable one and could not have succeeded through the process. That plan included things like 12-square miles of ocean disposal that would have covered a lot of active crab beds and generated its own lawsuit. It included an additional dredge disposal island next to Rice Island that would likely have increased tern habitat considerably. It included 24 hour a day, seven days a week permission to dredge which no jurisdiction in the state of Oregon has.</p>
205	Sen. Dukes	<p>The argument at the mouth of the Columbia has been over all the issues that were in the plan. That whole environmental impact statement process is being reviewed. Believes the Corps will do an environmental assessment and NMFS will come out with something next spring. Believes a lot of people need to be involved in that discussion and in shaping it. That is where you bring the project--should we deepen the Columbia to get ships up to Portland--that is how you make it happen. Believes Eaton was speaking about the EIS, not whether we should deepen the Columbia River.</p>
222	Sen. L. Beyer Eaton Sen. L. Beyer Eaton	<p>Asks if Eaton believes there is a need to deepen the channel.</p> <p>Responds affirmatively.</p> <p>Asks if Eaton's appointment to the Port is confirmed if he will do everything within his power to see that the deepening happens.</p> <p>Responds affirmatively.</p>
228	Sen. Courtney	<p>Asks if it is Senator Dukes perception that the communities that abut that river, ports and counties, from either a livability standpoint or public health or economic standpoint could bring an action in either state and or federal courts which could lead to a decision that would dramatically impact communities up river and down river from that community. Comments he is looking at a more global thing than channel deepening.</p>
242	Sen. Dukes	<p>Responds that as it is related to public entities, supposes it is possible. Has never heard of anyone doing anything like that.</p>

277	Sen. Minnis	Usually private entities, environmental and fishing communities, are willing to jump in. One of the ports could sue the federal government to enforce a federal act that they didn't believe was being enforced and that could have an impact on the rest of them.
	Sen. Dukes	Asks if there is an underlying bias or disagreement over the economic viability of the Port of Astoria.
299		Responds that two years ago a constituent talked a member of this body into introducing a bill to create a task force to create a super port at Astoria. It would have taken maintenance-dredged soils to a large island out in the Columbia which would have allowed for a super port at the mouth of the river. States that she takes pride in being the one who killed that bill and did it with considerable support from her constituency.
		Adds that over time there has been concern about the viability of the Port of Astoria and would say that would be prior to Eaton's time on the Port commission because when he was on there he and others wrote a plan, a vision for the port, that has taken it in a direction that we don't have those concerns any more. There is understanding at the Port and among others in the Astoria area that the land base is not there and the kinds of things the Port of Portland does are good for the Port of Portland and would not make sense for Astoria but other things don't fit at the Port of Portland that do make sense in Astoria. They need that working relationship so they can fit things where they belong and both benefit.
320	Chair Harper	Closes the public hearing on the executive appointment and opens a work session on HB 2012.

HB 2012 A.- WORK SESSION

328	Sen. Courtney	MOTION: Moves HB 2012A to the floor with a DO PASS recommendation.
328	Chair Harper	VOTE: 7-0 Hearing no objection, declares the motion CARRIED.
		SEN. COURTNEY will lead discussion on the floor.

333	Chair Harper	Closes the work session on HB 2012 and opens a work session on HB 3975.
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HB 3975 - WORK SESSION

338	Sen. Courtney	MOTION: Moves HB 3975 to the floor with a DO PASS recommendation.
340	Chair Harper	VOTE: 7-0 Hearing no objection, declares the motion CARRIED.
		ATKINSON will lead discussion on the floor.

347	Chair Harper	Closes the work session on HB 3975 and opens a work session on HB 3373-A
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HB 3373 A - WORK SESSION

354	Rod Hunt	Owner of medical gas business. Explains their company has installed medical gas systems and supplied medical gasses in the metropolitan area for 25 years. States they would like to continue to be able to do this. HB 3373 A will allow them to continue in the business as they are presently doing.
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373 Sen. Courtney **MOTION: Moves HB 3373A to the floor with a DO PASS recommendation.**

378 **VOTE: 7-0**
Chair Harper **Hearing no objection, declares the motion CARRIED.**
SEN. L. BEYER will lead discussion on the floor.

380 Chair Harper Closes the work session on HB 3373 A and opens a work session on HB 3662 A.

HB 3662 A - WORK SESSION

390 D. E. Bridges Oregon Forest Products Transportation Association. Testifies in support of HB 3662 A (**EXHIBIT E**) and explains the need for the HB 3662-A2 amendments (**EXHIBIT F**).

427 Jon Oshel Association of Oregon Counties. States they are fine with the bill. They support it. It is cleaning up something that needs to be cleaned up and are fine with the amendment.

433 Sen. Courtney **MOTION: Moves to ADOPT HB 3662A-2 amendments dated 05/18/01.**

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

438 Sen. Courtney **MOTION: Moves HB 3662A to the floor with a DO PASS AS AMENDED recommendation.**

441 **VOTE: 7-0**
Chair Harper **Hearing no objection, declares the motion CARRIED.**
SEN. HARPER will lead discussion on the floor.

446 Chair Harper Closes the work session on HB 3662 A and opens a work session on HB 3313 A.

HB 3313 A - WORK SESSION

446 Fred Neal Explains that the bill prohibits the person submitting the measure argument or candidate statement from modifying the title or the name of the organization the person represents. Submits copy of what they would amend the form to say (**EXHIBIT G**). A violation would be an election law violation subject to a maximum \$1,000 fine.

TAPE 94, A

029 Neal Adds that the bill raises the hurdle for the campaigns to get it right the first time. When they send a statement out to a person, they had better know whose name they are getting and make sure they get the title or the name of the organization the person represents right.

043 Sen. Minnis Asks why the forms are required.
Neal Responds that the purpose is to show that the person is allowing their name to be used as supporting a candidate.

056 Ed Dennis Secretary of State's Office. Gives example of incident in southern Oregon where a candidate made a small modification after receiving the form and the modification was a misrepresentation of the person's title. That is why Rep. C. Walker has come forward with this bill.

071 Rep. Cheryl Walker District 51. Explains that on the statement for endorsement, this bill would cover the information that is optional. Explains that

when one signs a form endorsing a candidate, that form is given back to the candidate or the committee on an issue. A situation arose where that was altered after the individual had signed it and given it back to the committee. When that person found out about it he/she withdrew the endorsement. It was too late because the Voters' Pamphlet had already gone to print. This would provide a penalty the same as the penalty for the required information. If the information is altered after it is signed, there would be a violation under the election laws.

091 Sen. Courtney

MOTION: Moves HB 3313A to the floor with a DO PASS recommendation.

094

Chair Harper

VOTE: 7-0

Hearing no objection, declares the motion CARRIED.

SEN. BROWN will lead discussion on the floor.

093 Chair Harper

Closes the work session on HB 3313 A and adjourns the meeting at 5:30 p.m.

Submitted By,

Reviewed By,

Annetta Mullins,
Committee Assistant

Craig Allen,
Committee Administrator

EXHIBIT SUMMARY

- A - Port of Portland, Board of Commissioners of, staff and Governor's office, 9 pp**
- B - Port of Portland, Board of Commissioners of, prepared statement, Bob Eaton, 3 pp**
- C - Port of Portland, Board of Commissioners of, prepared statement, Art Wagner, 3 pp**
- D - Port of Portland, Board of Commissioners of, prepared statement, Al Gleason, 3 pp**
- E - HB 3662, prepared statement, D. E. Bridges, 1 p**
- F - HB 3662, HB 3662-A2 amendments, D. E. Bridges, 1 p**
- G - HB 3313, Statement of Endorsement form, Fred Neal, 2 pp**