

HOUSE COMMITTEE ON BUSINESS AND CONSUMER AFFAIRS

April 19, 1999 Hearing Room E

8:15 a.m. Tapes 89 - 90

MEMBERS PRESENT: Rep. Roger Beyer, Chair

Rep. Dan Gardner, Vice-Chair

Rep. Tim Knopp, Vice-Chair

Rep. Jason Atkinson

Rep. Bill Morrisette

Rep. Terry Thompson

Rep. Lynn Lundquist

MEMBER EXCUSED:

STAFF PRESENT: Keith Putman, Administrator

Frances Thomas, Administrative Support

MEASURE/ISSUES HEARD: HB 3203 Work Session

HJR 78 Public Hearing and Work Session

HB 2238 Public Hearing and Work Session

HB 3434 Public Hearing and 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
TAPE 89, A		
003	Chair Beyer	Calls the meeting to order at 8:15 a.m.
<u>HJR 78 PUBLIC HEARING</u>		

005	Chair Beyer	Opens a Public Hearing on HJR 78.
008	Chair Beyer	Comments as a co-sponsor on HJR 78.
012	Keith Putman	Committee Administrator. Comments that the fiscal impact requires HJR 78 to be sent to Ways and Means.
016	Chair Beyer	Closes the Public Hearing on HJR 78.
<u>HJR WORK SESSION</u>		
017	Chair Beyer	Opens a Work Session on HJR 78.
030	Rep. Knopp	MOTION: Moves HJR 78 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Ways and Means.
032		VOTE: 5-0 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 2 - Lundquist, Thompson
	Chair Beyer	The motion CARRIES.
040	Chair Beyer	Closes the Work Session on HJR 78.
047	Chair Beyer	Declares the committee at ease.
050	Chair Beyer	Reconvenes the meeting.
<u>HB 3434 PUBLIC HEARING</u>		
056	Chair Beyer	Opens a Public Hearing on HB 3434.
058	Pat McCormick	Oregon Association of Broadcasters. Testifies in support of HB 3434. Outlines the following reasons for supporting HB 3434: (EXHIBIT A) <ul style="list-style-type: none"> • Greater discretion for local government • Broad coverage and flexibility • Competition in media business

109	Dom Monahan	General Counsel, Oregon Association of Broadcasters (OAB). Testifies in support of HB 3434.
157	Monahan	Discusses varying costs of newspaper ads versus electronic broadcasting.
184	Chair Beyer	Discusses addressing concerns of rural areas with the absence of electronic broadcasting capabilities and only a weekly newspaper.
203	Monahan	States those rural areas with a lack of radio stations will continue to rely on the weekly publications.
212	Monahan	Explains the same opportunity should be afforded to the radio and television industries as is given to the newspaper industry.
264	Chair Beyer	Discusses costs for small community local governments posting public notices.
292	Monahan	Discusses options for small communities. Asks for the opportunity for electronic media to compete with the newspapers when appropriate.
370	Mike Dewey	Oregon Cable Telecommunication Association. Testifies in support of HB 3434. Explains necessity for including cable channels in HB 3434.
433	Dewey	States he does not think cable will be included.
472	Chair Beyer	Asks how Dewey envisions public notices being broadcast.
491	Dewey	Responds by giving examples.
TAPE 90, A		
015	Rep. Knopp	Asks if Dewey is suggesting a conceptual amendment or a physical draft.
020	Dewey	Responds he does not know. States he thought Monahan would be submitting a draft.
022	Putman	States amendment does not deal with cable broadcasting, but bid advertisements.
028	Chair Beyer	Suggests other amendments may be eminent. States this amendment does not deal with cable.
038	Bob Cantine	Association of Oregon Counties. Testifies in support of HB 3434. Suggests possible inclusion of the internet. Exemplifies suggestion to include public

		contracts notices.
094	Cantine	Asks for committee's support of HB 3434.
108	Rep. Lundquist	Comments the purpose is to inform public in best possible way. Asks about potential to use both media.
140	Cantine	States key to provide ads at fixed time.
170	Chair Lundquist	Comments about using a single station in a metro area.
188	Chair Beyer	Asks how many times is a legal notice required to be published.
200	Cantine	Responds at least once for a bid.
209	Monahan	States it depends on statute, but usually a minimum number of times is required, any additional time would be at the discretion of the public official.
215	Putman	Asks for clarification of the n1 amendment submitted by Monahan (EXHIBIT B) .
235	Shawn Miller	Associated Builders and Contractors. Speaks to the amendment. Testifies the amendment addresses concerns of contractors. Explains the amendment.
303	Lori Brocker	General Counsel, Oregon Newspapers Publishers Association (EXHIBIT C) . Testifies in opposition to HB 3434. Comments on the suggestion of including the internet for public notices. Presents issues of concern that were not addressed in the first hearing: <ul style="list-style-type: none"> • Discretion • Coverage
349	Brocker	Continues presentation of concerns not previously addressed: <ul style="list-style-type: none"> • Competition
400	Brocker	States broadcast is not capable of promising the same kind of exposure possible with a newspaper. Talks about application of statutory requirements of specific industries. Addresses: <ul style="list-style-type: none"> • Practical problems • Potential legal problems. States statutory requirements.
TAPE 89, B		

036	Rep. Lundquist	Asks if the rate for newspaper advertising of public notices is similar to other types of advertising. Asks if, in Brocker's opinion, would passage of this bill bring down the rates in all media advertising of public notices.
042	Brocker	States that newspapers are statutorily required to charge the same as any other classified advertising.
050	Chair Beyer	Asks for the statute.
059	Brocker	Answers ORS 193.
061	Chair Beyer	Closes the Public Hearing on HB 3434.
062	Chair Beyer	Discusses some possible inclusions for future amendments.
103	Chair Beyer	Adjourns the meeting at 9:30 a.m.

Submitted By, Reviewed By,

FRANCES THOMAS, KEITH PUTMAN,

Administrative Support Administrator

EXHIBIT SUMMARY

A ñ HB 3434, Written testimony, Pat McCormick, 2 pp

B ñ HB 3434, -1 Amendment dated 4/16/99, Dom Monahan, 1 p

C ñ HB 3434, Written testimony, Lori Brocker, 3 pp