

HOUSE COMMITTEE ON GENERAL GOVERNMENT

February 23, 1999 Hearing Room D

1:15 p.m. Tapes 27 - 28

MEMBERS PRESENT: Rep. Carl Wilson, Chair

Rep. Jason Atkinson, Vice-Chair

Rep. Chris Beck, Vice-Chair

Rep. Jo Ann Bowman

Rep. Ryan Deckert

Rep. Steve Harper

Rep. Bruce Starr

Rep. Ron Sunseri

Rep. Terry Thompson

MEMBERS EXCUSED:

STAFF PRESENT: Cara Filsinger, Administrator

Faye D. Trupka, Administrative Support

MEASURE/ISSUES HEARD: HB 2636 Work Session

HB 2378-A Work Session

HB 2743 Public Hearing

SB 388 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 27, A

005

Chair Wilson

Opens meeting at 1:17 and opens work session on HB 2636.

HB 2636 WORK SESSION

Staff

Distributes **(EXHIBIT A)**.

015

Rep. Deckert

MOTION: Moves to TABLE HB 2636.**VOTE: 3-5****AYE: 3 - Beck, Bowman, Deckert****NAY: 5 - Atkinson, Harper, Starr, Sunseri, Wilson****EXCUSED: 1 - Thompson**

Chair Wilson

The motion Fails.

025

Rep. Starr

**MOTION: Moves to ADOPT
HB 2636-1 amendments
dated 02/22/99.****VOTE: 5-3****AYE: 5 - Atkinson, Harper, Starr, Sunseri, Wilson****NAY: 3 - Beck, Bowman, Deckert****EXCUSED: 1 - Thompson**

Chair Wilson

The motion Carries.

045

Rep. Atkinson

**MOTION: Moves HB 2636 to the floor with a DO PASS
AS AMENDED recommendation.**

050

Rep. Beck

Objects to overturning local government decisions. States the need to hold serious discussions with both the proponents and opponents of HB 2636. States the committee should meet in Portland for public hearings.

075	Rep. Bowman	Agrees with Rep. Beck. Refers to (EXHIBIT B) . Reports that inaccurate statements were made about the condemnation procedure during the public hearings on HB 2636. Emphasizes the committee has not had sufficient time to discuss the new information.
090	Rep. Deckert	Serves notice of possible Minority Report.
		VOTE: 5-3 AYE: 5 - Atkinson, Harper, Starr, Sunseri, Wilson NAY: 3 - Beck, Bowman, Deckert EXCUSED: 1 - Thompson
	Chair Wilson	The motion Carries. CHAIR WILSON will lead discussion on the floor.
099	Rep. Beck	Serves notice of possible Minority Report.
102	Chair Wilson	Closes work session on HB 2636 and opens work session on HB 2378-A.
<u>HB 2378-A WORK SESSION</u>		
107	Gregory Chaimov	Legislative Counsel. Explains the ñA1 amendments.
112	Rep. Bowman	Asks if the -A1 amendments address concerns that were raised when HB 2636 was previously on the floor.
134	Chaimov	Responds yes.
136	Chair Wilson	Asks for more detail about how ñA1 amendment addresses previous issue.
140	Chaimov	Explains amendments.
143	Chair Wilson	Asks about review of temporary rules.
145	Chaimov	Responds that practice will not be changed.

150	Rep. Bowman	MOTION: Moves to ADOPT HB 2378-A1 amendments dated 02/22/99.
		VOTE: 8-0 AYE: 8 - Atkinson, Bowman, Deckert, Harper, Starr, Sunseri, Thompson, Wilson EXCUSED: 1 - Beck
	Chair Wilson	The motion Carries.
160	Rep. Bowman	MOTION: Moves HB 2378-A to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 8-0 AYE: 8 - Atkinson, Bowman, Deckert, Harper, Starr, Sunseri, Thompson, Wilson EXCUSED: 1 - Beck
	Chair Wilson	The motion Carries. REP. BOWMAN will lead discussion on the floor.
178	Chair Wilson	Closes work session on HB 2378 and opens public hearing on HB 2743.
<u>HB 2743 PUBLIC HEARING</u>		
185	Cara Filsinger	Administrator. Explains HB 2743. Refers to (EXHIBIT C) .
200	Rep. Kevin Mannix	Representative, House District 32. Explains history of HB 2743. Suggests that some amendments to the Capital Planning Commission's statutory authority would be more appropriate rather than create a new bureaucratic structure.
230	Sen. Peter Courtney	Senator, Senate District 17. Explains the City of Salem's reasons for opposing HB 2743. States his opposition to HB 2743.

295	Sen. Courtney	Explains his reasons for withdrawing support for HB 2743.
355	Rep. Beck	Asks if the Capitol Planning Commission proactively looks at parcels that are not currently being considered for sale.
366	Rep. Mannix	Responds yes. States that he is proposing to strengthen the Capital Planning Commission structure.
397	Rep. Bowman	Asks who the Capital Planning Commission reports to and what is their authority.
403	Rep. Mannix	Replies the Capital Planning Commission reports to the Governor.
406	Rep. Bowman	Asks if they make recommendations to the Governor.
413	Rep. Mannix	Replies no. Gives explanation of Capital Planning Commission's role.
TAPE 28, A		
014	Sen. Courtney	Cites statutory language for Capital Planning Commission. Explains the commission does not have the authority to make decisions, but their role is to investigate and advise.
032	Rep. Mannix	Asks for Carl Meyers to further explain.
036	Carl Meyers	Chair, Capital Planning Commission. States the Capital Planning Commission is a better forum for discussion of uses of state lands.
070	Sen. Courtney	Comments that he served six years on the Salem City Council. Remarks on the importance of working together with city and state government.
086	Rep. Mannix	Remarks there is a large amount of state acreage within the Salem Urban Growth Boundary which creates a problem. States he would like to see the Capital Planning Commission given jurisdiction. Suggests the legislature should decide what happens with large bodies of state land.
101	Rep. Sunseri	Asks if the State Land Legislative Commission will be subject to all land use laws.
109	Rep. Mannix	States the disposition of land must be consistent with the land use planning process. Reiterates the land belongs to the people.
125	Mike Bordelon	State Forests Program Director, Department of Forestry. Asks that HB 2743

		exemption be modified to include lands managed by the State Forester (EXHIBIT D) .
145	Marti Graham	Asset Section Manager, State Forests Program. Explains ORS chapter 530 which requires counties to obtain prior approval for any land exchange or other ownership change. Indicates that state forests are not within the Urban Growth Boundary.
165	Rep. Bowman	Asks if the State Forests Program worked with sponsors of HB 2743 and suggested that state forests be exempted from this provision.
167	Graham	Responds no.
169	Bordelon	Explains the State Forests Program has not talked with the sponsors.
175	Chair Wilson	Closes public hearing on HB 2743 and opens public hearing on SB 388
<u>SB 388 PUBLIC HEARING</u>		
185	Rudolph S. Westerband	Assistant Attorney General, Department of Justice. (EXHIBIT E) . Explains that SB 388 amends the Public Employees Collective Bargaining Act by making subpoenas issued by labor arbitrators enforceable.
242	Chair Wilson	Closes public hearing on SB 388 and opens work session on SB 388.
<u>SB 388 WORK SESSION</u>		
245	Rep. Beck	MOTION: Moves SB 388 to the floor with a DO PASS recommendation.
259	Chair Wilson	VOTE: 7-0 AYE: 7 - Atkinson, Beck, Bowman, Starr, Sunseri, Thompson, Wilson EXCUSED: 2 - Deckert, Harper
	Chair Wilson	The motion CARRIES.
		REP. BECK will lead discussion on the floor.

270	Chair Wilson	Closes work session on SB 388 and adjourns meeting at 1:55 p.m.
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Submitted By, Reviewed By,

Faye D. Trupka, Cara Filsinger,

Administrative Support Administrator

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EXHIBIT SUMMARY

A ñ HB 2636, written testimony, 1,000 Friends of Oregon, 1 p.

B ñ HB 2636, written testimony, Rep. Jo Ann Bowman, 5 pp.

C ñ HB 2743, written testimony, Larry Glassock, 1 p.

D ñ HB 2743, written testimony, Mike Bordelon, 16 pp.

E ñ SB 388, written testimony, Rudolph S. Westerband, 1 p.