

**HOUSE COMMITTEE ON GENERAL GOVERNMENT**

**April 08, 1999 Hearing Room D**

**1:15 p.m. Tapes 59 - 60**

**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**

**STAFF PRESENT: Cara Filsinger, Administrator**

**Faye D. Trupka, Administrative Support**

**MEASURE/ISSUES HEARD: HB 3334 Public Hearing and Work Session**

**HB 2281 Public Hearing and Work Session**

**HB 2282 Public Hearing and Work Session**

**HB 2584 Work Session**

**HB 2428 Work Session**

**HB 2590 Work Session**

**HB 2722 Work Session**

**HB 2751 Work Session**

**HB 2771 Work Session**

**HB 2796 Work Session**

**HB 2919 Work Session**

**HB 2940 Work Session**

**HB 3132 Work Session**

**HB 3170 Work Session**

**HB 3182 Work Session**

**HB 3301 Work Session**

**HB 3353 Work Session**

**HB 3358 Work Session**

**HB 3409 Work Session**

**HB 3581 Work Session**

**HB 3582 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
<b>TAPE 59, A</b>		
004	Chair Wilson	Opens meeting at 1:35 p.m. and opens public hearing on HB 3334.
<b><u>HB 3334 PUBLIC HEARING</u></b>		
006	Cara Filsinger	Administrator. Explains HB 3334
015	Hasina Squires	Special Districts Association of Oregon (SDAO). Testifies in support of HB 3334 ( <b>EXHIBIT A</b> ). Describes small rural fire districts with volunteer firefighters who sit on the board of directors.
032	Rep. Bowman	Asks if there is a problem with employees serving on the special district boards.
034	Squires	Replies no. Explains there may be a conflict of interest.

042	Robert D. Carnahan	Assistant Fire Chief, Clackamas County Fire District No. 1. Testifies in support of HB 3334 ( <b>EXHIBIT B</b> ). Details potential conflicts of interest within his fire district.
090	Rep. Bowman	Asks for clarification of the issue and the election process for members of the board of directors.
098	Carnahan	Explains his personal experience in a rural area serving as a volunteer fireman and paramedic. States that when he became a member of the board of directors it created a conflict when voting.
118	Squires	Describes conflicts of interest in the smaller districts. Details examples of labor issues.
134	Rep. Bowman	Describes her personal history of employment and the possible conflict of interest as a legislator.
153	Squires	Defines conflict of interest.
179	Chair Wilson	Closes public hearing on HB 3334 and opens a work session on HB 3334.
<b><u>HB 3334 WORK SESSION</u></b>		
182	Rep. Thompson	<b>MOTION: Moves HB 3334 to the floor with a DO PASS recommendation.</b>
		<b>VOTE: 7-1</b> <b>AYE: 7 - Atkinson, Beck, Deckert, Harper, Starr, Thompson, Wilson</b> <b>NAY: 1 - Bowman</b> <b>EXCUSED: 1 - Sunseri</b>
	Chair Wilson	<b>The motion Carries.</b>  <b>REP. THOMPSON will lead discussion on the floor.</b>
190	Chair Wilson	Closes work session on HB 3334 and opens a public hearing on HB 2281.

<b><u>HB 2281 PUBLIC HEARING</u></b>		
195	Filsinger	Explains HB 2281.
205	Chris Crean	Legislative Counsel. Explains HB 2281 ( <b>EXHIBIT C</b> ).
246	Rep. Beck	Asks if the recent land use notification passed by the voters will be impacted by HB 2281.
253	Crean	Explains that is a different kind of notice and gives description of HB 2281 notification.
271	Rep. Bowman	Asks if the certificate of notice will become the official date.
280	Crean	Responds yes.
285	Chair Wilson	Closes public hearing on HB 2281 and opens work session on HB 2281.
<b><u>HB 2281 WORK SESSION</u></b>		
290	Rep. Bowman	<b>MOTION: Moves HB 2281 to the floor with a DO PASS recommendation.</b>
		<b>VOTE: 9-0</b> <b>AYE: 9 - Atkinson, Beck, Bowman, Deckert, Harper, Starr, Sunseri, Thompson, Wilson</b>
	Chair Wilson	<b>The motion Carries.</b>  <b>REP. BOWMAN will lead discussion on the floor.</b>
305	Chair Wilson	Closes work session on HB 2281 and opens public hearing on HB 2282.

**HB 2282 PUBLIC HEARING**

307	Filsinger	Explains HB 2282.
312	Crean	Explains HB 2282 ( <b>EXHIBIT D</b> ).
335	Chair Wilson	Closes public hearing on HB 2282 and opens work session on HB 2282.

**HB 2282 WORK SESSION**

339	Rep. Atkinson	<b>MOTION: Moves HB 2282 to the floor with a DO PASS recommendation.</b>
		<b>VOTE: 9-0</b>  <b>AYE: 9 - Atkinson, Beck, Bowman, Deckert, Harper, Starr, Sunseri, Thompson, Wilson</b>
	Chair Wilson	<b>The motion Carries.</b>  <b>REP. BOWMAN will lead discussion on the floor.</b>

**TAPE 60, A**

025	Chair Wilson	Closes work session on HB 2282 and opens public hearing on HB 2584.
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**HB 2584 WORK SESSION**

032	Filsinger	Explains HB 2584.
038	Chair Wilson	Describes HB 2584.
045	Rep. Elaine Hopson	Representative, House District 2. Explains Cannon Beach Fire District's wish to sell old fire station and their inability to sell the property under the current statute.

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060	Rep. Thompson	Asks if there is a tsunami zone in Cannon Beach.
064	Rep. Hopson	Replies that is part of the problem, but that other issues have arisen. Gives example of prime real estate.
066	Helen Westbrook, Legislative Aide to Rep. Jackie Taylor	Explains the Cannon Beach tsunami zone and the reasons for relocating the fire department.
077	Rep. Thompson	Asks where the new station is located.
080	Westbrook	Gives location.
082	Rep. Bowman	Asks about the change from perpetuity to ten years.
084	Westbrook	Replies that ten years was an arbitrary number and that it came from Legislative Counsel.
094	Rep. Bowman	Asks if twenty years would have the same impact as ten years.
095	Westbrook	Explains that it would have no further impact.
102	Rep. Beck	Asks how property is transferred. Asks if this would effect private land which has been deeded to the county.
108	Rep. Hopson	Replies no. Says the land is acquired through tax foreclosure. States that if the fire department gives the land back to the county then the county be required to disperse the money earned from the sale of said property out to all the taxing districts.
119	Chair Wilson	Asks if Cannon Beach Fire District thought they could sell the property and use the money to defray the cost of a new building.
120	Rep. Hopson	Responds yes.
121	Chair Wilson	Asks if the county discovered that they could not convey the money because of the current statute.
122	Rep. Hopson	Replies yes.
130	Don Hull	Director, Department of Geology and Mineral Industries.

132	Chair Wilson	Asks if Hull is familiar with the tsunami zone in the Cannon Beach area.
137	Hull	Replies yes.
138	Chair Wilson	Asks if the tsunami zone is a real danger to Cannon Beach.
141	Hull	Responds yes. Describes other communities which can be heavily impacted.
146	Chair Wilson	Asks if the new fire station location in Cannon Beach is safer.
148	Hull	Replies yes.
149	Rep. Thompson	Asks about potential size of the waves in relationship to the new fire department site.
151	Hull	Replies he is comfortable with the location of the new fire department site.
152	Chair Wilson	Distributes written testimony from Thomas Carmichael ( <b>EXHIBIT E</b> ).
<b>160</b>	<b>Rep. Beck</b>	<b>MOTION: Moves HB 2584 to the floor with a DO PASS recommendation.</b>
162	Rep. Bowman	Asks for an amendment to be drafted to change the perpetuity from 10 to 20 years.
164	Chair Wilson	Asks Rep. Hopson for her opinion on the proposed amendment.
168	Rep. Hopson	Agrees with the proposed amendment.
175	Rep. Beck	<b>Withdraws the motion.</b>
<b>180</b>	<b>Rep. Bowman</b>	<b>MOTION: Moves to AMEND HB 2584 on page 1, line 8, delete "10" and insert "20" and on page 2, line 25, delete "10" and insert "20".</b>
190	Rep. Sunseri	Asks if the 20 years will effect other properties in the state.
194	Chair Wilson	Replies that he does not know.

196	Rep. Sunseri	Explains that this will be in effect for twenty years for all areas of the state.
198	Chair Wilson	States that it makes it available to more at ten than at twenty.
200	Rep. Starr	Asks if it is okay to make it available to more at ten than at twenty.
204	Rep. Bowman	States that ten years is a short period of time for the public to have the benefit of the use of that property.
220	Rep. Starr	States he is uncertain of the benefit of changing ten to twenty years.
235		<p><b>VOTE: 5-4</b></p> <p><b>AYE: 5 - Beck, Bowman, Deckert, Harper, Wilson</b></p> <p><b>NAY: 4 - Atkinson, Starr, Sunseri, Thompson</b></p>
	<b>Chair Wilson</b>	<b>The motion Carries.</b>
240	<b>Rep. Bowman</b>	<b>MOTION: Moves HB 2584 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<p><b>VOTE: 9-0</b></p> <p><b>AYE: 9 - Atkinson, Beck, Bowman, Deckert, Harper, Starr, Sunseri, Thompson, Wilson</b></p>
	<b>Chair Wilson</b>	<p><b>The motion Carries.</b></p> <p><b>REP. HOPSON will lead discussion on the floor.</b></p>
255	Chair Wilson	Closes work session on HB 2584.
270	Vice Chair Atkinson	Opens a work session on HB 2428.



**HB 2428 WORK SESSION**

285	Rep. Bowman	<b>MOTION: Moves HB 2428 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Agency Performance and Operations.</b>
		<b>VOTE: 9-0</b>
	Vice Chair Atkinson	<b>Hearing no objection, declares the motion CARRIED.</b>
300	Vice Chair Atkinson	Closes the work session on HB 2428 and opens a work session on HB 2590.

**HB 2590 WORK SESSION**

315	Rep. Bowman	<b>MOTION: Moves HB 2590 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Agency Performance and Operations.</b>
		<b>VOTE: 9-0</b>
	Vice Chair Atkinson	<b>Hearing no objection, declares the motion CARRIED.</b>
320	Vice Chair Atkinson	Closes the work session on HB 2590 and opens a work session on HB 2722.

**HB 2722 WORK SESSION**

325	Chair Wilson	<b>MOTION: Moves HB 2722 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Agency Performance and Operations.</b>
		<b>VOTE: 9-0</b>

	Vice Chair Atkinson	Hearing no objection, declares the motion CARRIED.
335	Vice Chair Atkinson	Closes the work session on HB 2722 and opens a work session on HB 2751.
<b><u>HB 2751 WORK SESSION</u></b>		
340	Rep. Bowman	<b>MOTION: Moves HB 2751 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Agency Performance and Operations.</b>
		<b>VOTE: 9-0</b>
	Vice Chair Atkinson	Hearing no objection, declares the motion CARRIED.
350	Vice Chair Atkinson	Closes the work session on HB 2751 and opens a work session on HB 2771.
<b><u>HB 2771 WORK SESSION</u></b>		
355	Chair Wilson	<b>MOTION: Moves HB 2771 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Agency Performance and Operations.</b>
		<b>VOTE: 9-0</b>
	Vice Chair Atkinson	Hearing no objection, declares the motion CARRIED.
360	Vice Chair Atkinson	Closes the work session on HB 2771 and opens a work session on HB 2796.
<b><u>HB 2796 WORK SESSION</u></b>		
370	Rep. Beck	<b>MOTION: Moves HB 2796 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Agency Performance</b>

		<b>and Operations.</b>
		<b>VOTE: 9-0</b>
	<b>Vice Chair Atkinson</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
380	Vice Chair Atkinson	Closes the work session on HB 2796 and opens a work session on HB 2919.
<b><u>HB 2919 WORK SESSION</u></b>		
385	<b>Rep. Beck</b>	<b>MOTION: Moves HB 2919 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Agency Performance and Operations.</b>
		<b>VOTE: 9-0</b>
	<b>Vice Chair Atkinson</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
395	Vice Chair Atkinson	Closes the work session on HB 2919 and opens a work session on HB 2940.
<b><u>HB 2940 WORK SESSION</u></b>		
400	<b>Rep. Beck</b>	<b>MOTION: Moves HB 2940 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Agency Performance and Operations.</b>
		<b>VOTE: 9-0</b>
	<b>Vice Chair Atkinson</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
405	Vice Chair Atkinson	Closes the work session on HB 2940 and opens a work session on HB 3132.

**HB 3132 WORK SESSION**

410	Chair Wilson	<b>MOTION: Moves HB 3132 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Agency Performance and Operations.</b>
		<b>VOTE: 9-0</b>
	Vice Chair Atkinson	<b>Hearing no objection, declares the motion CARRIED.</b>
415	Vice Chair Atkinson	Closes the work session on HB 3132 and opens a work session on HB 3170.

**HB 3170 WORK SESSION**

420	Rep. Beck	<b>MOTION: Moves HB 3170 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Agency Performance and Operations.</b>
		<b>VOTE: 9-0</b>
	Vice Chair Atkinson	<b>Hearing no objection, declares the motion CARRIED.</b>
425	Vice Chair Atkinson	Closes the work session on HB 3170 and opens a work session on HB 3182.

**HB 3182 WORK SESSION**

430	Rep. Beck	<b>MOTION: Moves HB 3182 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Agency Performance and Operations.</b>
		<b>VOTE: 9-0</b>

	Vice Chair Atkinson	Hearing no objection, declares the motion CARRIED.
435	Vice Chair Atkinson	Closes the work session on HB 3182 and opens a work session on HB 3301.
<b><u>HB 3301 WORK SESSION</u></b>		
440	Rep. Beck	<b>MOTION: Moves HB 3301 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Agency Performance and Operations.</b>
		<b>VOTE: 9-0</b>
	Vice Chair Atkinson	Hearing no objection, declares the motion CARRIED.
445	Vice Chair Atkinson	Closes the work session on HB 3301 and opens a work session on HB 3353.
<b><u>HB 3353 WORK SESSION</u></b>		
450	Chair Wilson	<b>MOTION: Moves HB 3353 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Agency Performance and Operations.</b>
		<b>VOTE: 9-0</b>
	Vice Chair Atkinson	Hearing no objection, declares the motion CARRIED.
455	Vice Chair Atkinson	Closes the work session on HB 3353 and opens a work session on HB 3358.
<b><u>HB 3358 WORK SESSION</u></b>		
460	Rep. Bowman	<b>MOTION: Moves HB 3358 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Agency Performance</b>

		<b>and Operations.</b>
		<b>VOTE: 9-0</b>
	<b>Vice Chair Atkinson</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
465	Vice Chair Atkinson	Closes the work session on HB 3358 and opens a work session on HB 3409.
<b><u>HB 3409 WORK SESSION</u></b>		
470	<b>Rep. Bowman</b>	<b>MOTION: Moves HB 3409 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Agency Performance and Operations.</b>
		<b>VOTE: 9-0</b>
	<b>Vice Chair Atkinson</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
475	Vice Chair Atkinson	Closes the work session on HB 3409 and opens a work session on HB 3581.
<b>TAPE 59, B</b>		
<b><u>HB 3581 WORK SESSION</u></b>		
004	<b>Chair Wilson</b>	<b>MOTION: Moves HB 3581 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Agency Performance and Operations.</b>
		<b>VOTE: 9-0</b>
	<b>Vice Chair</b>	<b>Hearing no objection, declares the motion CARRIED.</b>

	<b>Atkinson</b>	
015	Vice Chair Atkinson	Closes the work session on HB 3581 and opens a work session on HB 3582.
<b><u>HB 3582 WORK SESSION</u></b>		
<b>030</b>	<b>Rep. Thompson</b>	<b>MOTION: Moves HB 3582 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Agency Performance and Operations.</b>
		<b>VOTE: 9-0</b>
	<b>Vice Chair Atkinson</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
045	Vice Chair Atkinson	Closes the work session on HB 3582 and adjourns meeting at 2:33 p.m.

Submitted By, Reviewed By,

Faye D. Trupka, Cara Filsinger,

Administrative Support Administrator

**EXHIBIT SUMMARY**

**A ñ HB 3334, written testimony, Hasina Squires, 5 pp.**

**B ñ HB 3334, written testimony, Robert Carnahan, 3 pp.**

**C ñ HB 2281, written testimony, Chris Crean, 5 pp.**

**D ñ HB 2282, written testimony, Chris Crean, 4 pp.**

**E ñ HB 2584, written testimony, Thomas Carmichael, 1 p.**