

**HOUSE COMMITTEE ON RULES, ELECTIONS, AND PUBLIC AFFAIRS**

**March 4, 1999 Hearing Room D**

**3:30 P.M. Tapes 12 - 13**

**MEMBERS PRESENT: Rep. Mark Simmons, Chair**

**Rep. Richard Devlin, Vice-Chair**

**Rep. Bruce Starr, Vice-Chair**

**Rep. Jason Atkinson**

**Rep. Roger Beyer**

**Rep. Randall Edwards**

**Rep. Dan Gardener**

**Rep. Kevin Mannix**

**Rep. Kitty Piercy**

**Rep. Max Williams**

**MEMBER EXCUSED: Rep. Jim Welsh**

**Rep. Chris Beck**

**STAFF PRESENT: Cletus B. Moore, Jr., Administrator**

**Kevin E. Wells, Administrative Support**

**MEASURE/ISSUES HEARD: Public Hearing and Work Session HCR 1**

**Public Hearing and Work Session HB 2921**

**Work Session HB 2007**

**Public Hearing HJR 12**

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 12, A</b>		
003	Chair Simmons	Opens the meeting at 3:30 p.m. Asks staff for a summary of HCR 1.
<b><u>PUBLIC HEARING HCR 1</u></b>		
010	Cletus Moore	Administrator. Outlines history of the Korean War. Explains HCR 1.
045	Rep. Steve Harper	District 53. Supports HCR 1. Expresses honor of sponsoring the resolution. States that it honors a "forgotten war."
064	Irv Fletcher	Submits written testimony ( <b>EXHIBIT A</b> ). Introduces Don Barton.
079	Don Barton	Secretary, Oregon Korean War Memorial Fund. Supports HCR 1. Describes his experience in the Korean War. Explains the history of the Korean War Veteran Association ( <b>EXHIBIT B</b> ).
130	Barton	Discusses the Korean War Memorial effort ( <b>EXHIBIT C</b> ). Explains the importance of the Memorial and HCR 1.
155	Don M. Cohen	Chairman, Oregon Korean War Memorial Fund. Supports HCR 1. Describes his experience in the Korean War. Discusses the war, its casualties, and those missing in action. Urges support of HCR 1.
220	Cohen	Explains the location and design of the memorial.
265	Fletcher	Asks that Sen. Lim be added as a sponsor to HCR 1.
270	Barton	Discusses the grounds of the memorial.
275	Chair Simmons	Expresses support of the memorial.
290	Jon Mangis	Director of Veteran Affairs. Supports HCR 1. States the support this project has among veteran groups. Discusses the importance of war memorials.
316	Chuck Ponder	Oregon Chapter Korean War Veterans Association. Supports HCR 1. Discusses the Korean War.
375	Ponder	Explains the importance of the memorial. Urges passage of HCR 1.

**TAPE 13, A**

010	Rep. Edwards	States that the memorial will keep the continuing tension in Korea before the citizens of Oregon.
019	Ponder	Discusses the situation in Korea today.
038	Vice-Chair Devlin	Relates experience of serving in the Marines with veterans of the Korea War and WWII.
050	Ponder	Distributes a Korean flower.
060	Rep. Mannix	Points out that there are veterans of other forgotten wars present.
<b><u>WORK SESSION HCR 1</u></b>		
<b>068</b>	<b>Rep. BEYER:</b>	<b>MOTION: Moves HCR 1 be sent to the floor with a BE ADOPTED recommendation.</b>
		<b>VOTE: 10-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 2 - Beck, Welsh</b>
100	Chair Simmons	Notes that amendments have been requested. Asks staff to explain.
112	Moore	Discusses the proposed amendments to HCR 1.
<b>135</b>	<b>Rep. Mannix</b>	<b>MOTION: Moves to SUSPEND the rules for the purpose of suspending the vote.</b>
		<b>VOTE: 10-0</b> <b>EXCUSED: 2 - Beck, Welsh</b>
<b>138</b>	<b>Chair Simmons</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
<b>140</b>	<b>Rep. Mannix</b>	<b>MOTION: Moves to AMEND HCR 1 on page 1, in line 4,</b>

		after "timated," change "2" to "4," and on page 1, in line 11, after "included," change "289" to "at least 287".
		<b>VOTE: 10-0</b> <b>EXCUSED: 2 - Beck, Welsh</b>
142	Chair	<b>Hearing no objection, declares the motion CARRIED.</b>
144	Rep. Beyer	Asks if there is debate about the number of Oregonians killed in action.
145	Rep. Mannix	Clarifies the issue.
148	Rep. Beyer	Asks who requested the amendment.
153	Barton	States he requested the amendment. Explains the proposed changes.
164	Rep. Edwards	Asks if he is comfortable with "at least 287."
168	Barton	Agrees with Rep. Mannix that "at least 287" is good and appropriate.
180	Rep. BEYER	<b>MOTION: Moves HCR 1 be sent to the floor with a BE ADOPTED AS AMENDED recommendation.</b>
		<b>VOTE: 10-0</b> <b>EXCUSED: 2 - Beck, Welsh</b>
	Chair Simmons	<b>Hearing no objection, declares the motion CARRIED.</b>  <b>REP. HARPER will lead discussion on the floor.</b>
191	Chair Simmons	Closes Work Session HCR 1.
<b><u>PUBLIC HEARING HB 2921</u></b>		
217	Moore	Explains HB 2921.

233	Rep. Jason Atkinson	District 51. Testifies in support of HB 2921. Explains the issues that the bill addresses. Notes that it will save the legislature money.
243	Dave Henderson	Legislative Administrator. Explains that legislators' per diem is taxable. Discusses the problems the situation creates. States HB 2921 addresses these problems. Explains that per diem checks would be issued monthly with paychecks; there is a provision for draws.
270	Rep. Beyer	Asks if subsection 9 of the bill is accurate; is per diem taxable.
279	Henderson	Explains the subsection and its consequences; per diem is taxable.
309	Rep. Mannix	Explains the federal statute.
327	Rep. Williams	States the language of the bill is consistent.
335	Vice-Chair Starr	Asks if it saves money.
336	Henderson	Responds that it will save \$9,000 to \$10,000 per session.
<b><u>WORK SESSION HB 2921</u></b>		
357	Rep. Mannix	<b>MOTION: Moves HB 2921 to the floor with a DO PASS recommendation.</b>
		<b>VOTE: 10-0</b> <b>EXCUSED: 2 - Beck, Welsh</b>
Chair Simmons		<b>Hearing no objection, declares the motion CARRIED.</b>  <b>REP. ATKINSON will lead discussion on the floor.</b>
365	Vice-Chair Starr	Asks when it will be effective.
370	Rep. Mannix	States January 1, 2000. Notes that it would not be cost effective to implement during the session.
384	Chair Simmons	Closes Work Session 2921.

**WORK SESSION HB 2007**

389	Chair Simmons	Discusses the amendments before the committee.
397	Rep. Mannix	Offers ñ3 amendments ( <b>EXHIBIT D</b> ).
<b>TAPE 12, B</b>		
001	Rep. Williams	Withdraws ñ2 amendments. Offers the ñ5 to -9 amendments ( <b>EXHIBIT E</b> ). Explains the amendments.
050	Rep. Williams	Discusses economic issues around HB 2007 ( <b>EXHIBIT F</b> ). Discusses Oregon Housing Trust Fund and other possible projects that could use HB 2007 funds. States the housing is a fundamental health need.
095	Rep. Williams	Discusses the importance of senior transportation and how important it is for senior health. Urges passage of the proposed amendments.
110	Rep. Edwards	Agrees with the importance of the amendments. Asks about the ñ5 amendments.
118	Rep. Williams	Clarifies where the money for housing would go and how it would be spent.
125	Rep. Edwards	Asks which amendment deals with "health."
127	Rep. Williams	Explains how health relates to the proposed amendments.
134	Rep. Edwards	Asks about the need for senior transportation; can data be provided.
140	Rep. Williams	Discusses the need, particularly with an aging population.
163	Rep. Mannix	Explains the ñ3 amendments ( <b>EXHIBIT D</b> ). States that cessation and prevention programs are the most effective use of the funds.
180	Rep. Al King	District 44. Offers ñ4 amendments ( <b>EXHIBIT G</b> ).
198	Chair Simmons	Discusses the usage of funds for prevention programs. Asks staff to explain what companies are required to spend on prevention programs.
206	Moore	Explains the use of settlement funds in prevention programs. Notes that this money will be available through grants.

222	Chair Simmons	Asks staff for more information on grants. Mentions the -10 amendments <b>(EXHIBIT H)</b> .
228	Mike McCracken	Association of Oregon Counties. Explains 10 amendments. States county health programs tend to be preventive by nature. Discusses the community needs served by county health programs.
280	McCracken	Discusses how to distribute settlement funds for effective programs <b>(EXHIBIT I)</b> . Explains the figures.
307	Chair Simmons	Closes Work Session HB 2007.
<b><u>PUBLIC HEARING HJR 12</u></b>		
325	Rep. Mannix	District 32. Testifies in support of HJR 12. Explains the history behind the bill. Discusses pending litigation; the U.S. Supreme Court has ruled outdoor sign regulation constitutional. Emphasizes HJR 12 is important for highway beautification and environmental reasons.
380	Rep. Mannix	Discusses the importance of referring the resolution to the voters for approval. Notes that HJR 12 is limited in scope and impact.
<b>TAPE 13, B</b>		
017	Vice-Chair Starr	Asks if HJR 12 applies to all state and interstate highways.
018	Rep. Mannix	Responds affirmatively.
020	Rep. Piercy	Asks what protects highways from inappropriate signs now.
024	Rep. Mannix	Discusses current regulatory statutes.
039	Rep. Atkinson	Supports HJR 12. Explains importance of the resolution.
051	Rep. Williams	Asks if the signs in Jackson County are involved in pending litigation.
055	Rep. Mannix	Responds that they are being considered by the Oregon Supreme Court. Comments on the case and differing interpretations, between the U.S. Supreme Court and the Oregon Supreme Court, of free speech.
070	Chair Simmons	Closes the Public Hearing HJR 12. Adjourns the meeting at 5:25 p.m.

Submitted By, Reviewed By,

Kevin E. Wells, Cletus B. Moore, Jr.,  
Administrative Support Administrator

**EXHIBIT SUMMARY**

**A ñ HCR 1, written testimony, Irv Fletcher, 2 pp.**

**B ñ HCR 1, written testimony, Don Barton, 2 pp.**

**C ñ HCR 1, information packet, Don Barton, 9 pp.**

**D ñ HB 2007, -3 amendment, Rep. Kevin Mannix, 1 p.**

**E ñ HB 2007, -5 to ñ9 amendments, Rep. Max Williams, 5 pp.**

**F ñ HB 2007, information packet, Rep. Max Williams, 7 pp.**

**G ñ HB 2007, -4 amendment, Rep. Al King, 2 pp.**

**H ñ HB 2007, -10 amendment, Chair Mark Simmons, 2 pp.**

**I ñ HB 2007, spreadsheet, Mike McCracken, 1 p.**