

HOUSE COMMITTEE ON RULES, ELECTIONS, AND PUBLIC AFFAIRS

May 13, 1999 Hearing Room D

3:30 P.M. Tapes 62 - 63

MEMBERS PRESENT: Rep. Mark Simmons, Chair

Rep. Richard Devlin, Vice-Chair

Rep. Bruce Starr, Vice-Chair

Rep. Jason Atkinson

Rep. Chris Beck

Rep. Roger Beyer

Rep. Randall Edwards

Rep. Dan Gardner

Rep. Kevin Mannix

Rep. Kitty Piercy

Rep. Jim Welsh

Rep. Max Williams

MEMBER EXCUSED:

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

Kevin E. Wells, Administrative Support

MEASURE/ISSUES HEARD: SCR 10 Public Hearing and Work Session

HJM 14 Public Hearing and Work Session

SJR 6 Public Hearing

SCR 8 Public Hearing and Work Session

SCR 7 Public Hearing and Work Session

SCR 11 Public Hearing and Work Session

SJR 34 Public Hearing and Work Session

HB 3516 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 62, A		
006	Vice-Chair Starr	Calls meeting to order at 3:40 p.m. Opens Public Hearing SCR 10.
<u>SCR 10 PUBLIC HEARING</u>		
009	Rep. Vicki Walker	District 41. Testifies in support of SCR 10. Discusses the achievements of Mary McCauley.
035	Rep. Walker	Continues to discuss the life of Mary McCauley.
055	Rep. Mannix	Asks if Rep. Walker wants to honor McCauley on the House floor.
057	Rep. Walker	Explains that the plan to present the resolution to Mary McCauley.
060	Rep. Beck	Asks if the committee is in a work session.
061	Vice-Chair Starr	Closes Public Hearing SCR 10. Opens Work Session SCR 10.
<u>SCR 10 WORK SESSION</u>		
066	Rep. BECK:	MOTION: Moves SCR 10A be sent to the floor with a BE ADOPTED recommendation.
		VOTE: 8-0 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 4 - Edwards, Gardner, Piercy, Williams
Vice-Chair Starr		The motion CARRIES.

		REP. WALKER will lead discussion on the floor.
083	Chair Simmons	Closes Work Session SCR 10. Opens Public Hearing HJM 14. Points out the ñ1 amendment (EXHIBIT A).
<u>HJM 14 PUBLIC HEARING</u>		
088	Representative Jeff Kropf	District 37. Testifies in support of HJM 14 with the ñ1 amendment. States that the ñ1 amendment ensures the safety and quality of meat and meat products sold in the U.S.
097	Representative Ben Westlund	District 55. Testifies in support of HJM 14 with the ñ1 amendment. Explains that ranching communities are facing difficult economic times due to meat imports. Suggest that meat raised and processed in the USA be so identified, if country of origin labeling is too onerous.
115	Representative Tom Butler	District 60. Testifies in support of HJM 14 with the ñ1 amendment. Explains that the beef industry is very difficult today. States that HJM 14 with the ñ1 amendment will improve conditions ranchers face.
124	Representative Lynn Lundquist	District 59. Testifies in support of HJM 14 with the ñ1 amendment. Explains that the ñ1 amendment gives more information and choices to Oregon consumers when purchasing meat and meat products.
152	Rep. Kropf	Explains why the ñ1 amendment is necessary, emphasizing food safety and quality of U.S. produced food. Discusses the beef industry.
195	Rep. Beyer	Supports HJM 14.
204	Glen Stonebrink	Oregon Cattlemenís Association. Supports HJM 14 with the ñ1 amendment (EXHIBIT B).
206	Pete Test	Oregon Farm Bureau Federation. Supports HJM 14 with the ñ1 amendment.
209	Rep. Piercy	Cites statistics to show that this is a feminist bill and is pro-choice.
217	Chair Simmons	Closes Public Hearing HJM 14. Opens Work Session HJM 14.
<u>HJM 14 WORK SESSION</u>		
218	Rep. STARR	MOTION: Moves to ADOPT HJM 14-1 amendments dated 4/19/99.

		VOTE: 9-0 EXCUSED: 3 - Beck, Gardner, Mannix
	Chair Simmons	Hearing no objection, declares the motion CARRIED.
222	Rep. STARR:	MOTION: Moves HJM 14 be sent to the floor with a BE ADOPTED AS AMENDED recommendation.
		VOTE: 9-0 EXCUSED: 3 - Beck, Gardner, Mannix
	Chair Simmons	Hearing no objection, declares the motion CARRIED. REP. ATKINSON will lead discussion on the floor.
236	Chair Simmons	Closes Work Session HJM 14. Opens Public Hearing SJR 6.
<u>SJR 6 PUBLIC HEARING</u>		
246	Senator John Lim	District 11. Testifies in support of SJR 6 (EXHIBIT C). Explains that it provides for the office of Lieutenant Governor. Discusses the need for the office. Explains the purpose and function of Lt. Governor.
310	Sen. Lim	Discusses the office of Lt. Governor as operated in other states. Explains that the Lt. Governor develops relationship and partnerships with foreign nations. Urges passage of SJR 6.
345	Rep. Beck	Asks how many states have a Lt. Governor.
345	Sen. Lim	Answers that 42 states have the office. Stresses that the Lt. Governor is the statesman for the state.
353	Chair Simmons	Asks for discussion among committee members on SJR 6.
366	Rep. Beck	Asks if there is any support among civic leaders for creating this new office.
388	Sen. Lim	States that the time has come for Oregon to have a Lt. Governor.

414	Vice-Chair Devlin	Discusses the difficulties of creating or modifying statewide offices. Explains that it may be good to place the proposal on the ballot and to have the public discussion.
TAPE 63, A		
009	Vice-Chair Starr	Asks what is the fiscal impact of having a Lt. Governor.
011	Sen. Lim	Explains the costs for the office in other states. Asserts that the cost is an investment. Emphasizes that need for Lt. Governor in Oregon.
040	Rep. Mannix	Suggests that the duties of Lt. Governor could be handled by someone appointed by the Governor, a volunteer dignitary.
048	Sen. Lim	Agrees that volunteers could work. Adds that the duties of Lt. Governor would be better carried out by someone who has the support of the electorate.
071	Senator Avel Gordly	District 10. Testifies in support of SJR 6. Stresses that the resolution is an opportunity to improve the state. Explains that Oregon is not making the best use of business opportunities because the Governor's office cannot handle the duties of Lt. Governor.
100	Chair Simmons	Close Public Hearing SJR 6. Opens Public Hearing SCR 8.
<u>SCR 8 PUBLIC HEARING</u>		
113	Sen. Gordly	Supports SCR 8. Reviews the life and achievements of McKinley Burt, Jr. as a scholar, author, and educator. Notes his visionary use of electronic computing during the 1960s in the Dallas school district.
145	Rep. Mannix	Asks if Burt worked in Dallas, Oregon or Texas.
146	Sen. Gordly	Answers Dallas, Oregon. Explains Burt's accomplishments as an educator.
170	Rep. Mannix	Asks if this material will be passed on to the Oregon Historical Society.
172	Sen. Gordly	Replies that it will be.
181	Vice-Chair Devlin	Close Public Hearing SCR 8. Open Work Session SCR 8.
<u>SCR 8 WORK SESSION</u>		

185	Rep. MANNIX:	MOTION: Moves SCR 8 be sent to the floor with a BE ADOPTED recommendation.
		VOTE: 7-0 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 5 - Atkinson, Edwards, Piercy, Williams, Simmons
	Vice-Chair Devlin	The motion CARRIES. REP. MANNIX will lead discussion on the floor.
200	Sen. Gordly	Asks Rep. Mannix to carry both SCR 7 and 8.
204	Rep. Mannix	Agrees to carry both measures on the House floor.
208	Vice-Chair Devlin	Closes Work Session SCR 8. Opens Public Hearing SCR 7.
<u>SCR 7 PUBLIC HEARING</u>		
214	Sen. Gordly	Supports SCR 7. Discusses William H. McClendon. Explains that he was a powerful and profound person. States that McClendon is an individual that needs to be better known among the citizens of Oregon.
276	Rep. Beck	Expresses support for SCR 7 and 8 and those they memorialize.
296	Sen. Gordly	Stresses that both Burt and McClendon were great men.
303	Vice-Chair Devlin	Closes Public Hearing SCR 7. Opens Work Session SCR 7.
<u>SCR 7 WORK SESSION</u>		
305	Rep. MANNIX:	MOTION: Moves SCR 7 be sent to the floor with a BE ADOPTED recommendation.
308	Rep. Mannix	States that the resolutions were very well crafted and well presented.
314		VOTE: 9-0

		<p>AYE: In a roll call vote, all members present vote Aye.</p> <p>EXCUSED: 3 - Beyer, Edwards, Piercy</p>
	Vice-Chair Devlin	<p>The motion CARRIES.</p> <p>REP. MANNIX will lead discussion on the floor.</p>
330	Vice-Chair Devlin	Closes Work Session SCR 7. Opens Public Hearing SCR 11.
<u>SCR 11 PUBLIC HEARING</u>		
340	Senator Mae Yih	District 19. Testifies in support of SCR 11 (EXHIBIT D). Outlines the life Rep. Bernard Byers. Discusses his career as a state Representative.
TAPE 62, B		
004	Rep. Kropf	Testifies in support of SCR 11. Notes that Rep. Bernard Byers and his wife supported him early in his career. States that he was an excellent Representative. Asks to be the carrier of SCR 11 on the House Floor.
023	Judy Byers	Supports SCR 11. Discusses the legislative career of her late husband.
036	Grace Gantt	Supports SCR 11. Reviews the political career and accomplishment of Bernard Byers. Stresses that he was a gentleman and a friend.
063	Velma Hartwig	Supports SCR 11 (EXHIBIT E). Offers insights on Rep. Byers.
092	Floyd Oster	Supports SCR 11 (EXHIBIT F). Discusses his experience and knowledge of Rep. Byers. Stresses his service to constituents.
110	Vice-Chair Devlin	Closes Public Hearing SCR 11. Opens Work Session SCR 11.
<u>SCR 11 WORK SESSION</u>		
105	Rep. GARDNER:	MOTION: Moves SCR 11 be sent to the floor with a BE ADOPTED recommendation.
		VOTE: 7-0

		AYE: In a roll call vote, all members present vote Aye. EXCUSED: 5 - Edwards, Mannix, Piercy, Starr, Williams
	Vice-Chair Devlin	The motion CARRIES. REP. KROPF will lead discussion on the floor.
130	Vice-Chair Devlin	Closes Work Session SCR 11. Opens Public Hearing HCR 10.
<u>HCR 10 PUBLIC HEARING</u>		
134	Gary Wilhelms	Former Representative, District 53. Supports HCR 10. Explains why Rep. Carrol Howe deserves to be honored and memorialized. Relates personal experiences and knowledge of Rep. Howe.
169	Rep. Atkinson	Asks about a question about line 9 of HCR 10; the story of Snipe.
175	Wilhelms	Explains that Rep. Howe frequently told the story of Snipe on the House floor.
185	Rep. Atkinson	Expresses support for remembering the humorous aspects of former members.
195	Rep. Mannix	Asks if archaeologist is spelled correctly.
220	Vice-Chair Devlin	Reminds the committee that a floor session is scheduled to begin soon.
225	Jeff Wimmer	Policy Analyst, Majority Office. Relates Rep. Harper's support for HCR 10.
235	Vice-Chair Devlin	Closes Public Hearing HCR 10. Opens Work Session HCR 10.
<u>HCR 10 WORK SESSION</u>		
236	Rep. GARDNER:	MOTION: Moves HCR 10 be sent to the floor with a BE ADOPTED recommendation.
		VOTE: 10-0 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 2 - Piercy, Williams

	Vice-Chair Devlin	<p>The motion CARRIES.</p> <p>REP. HARPER will lead discussion on the floor.</p>
254	Vice-Chair Devlin	Closes Work Session HCR 10. Opens Public Hearing SJR 34.
<u>SJR 34 PUBLIC HEARING</u>		
256	Paul Romain	Chair, Oregon Chapter of American - Israel Public Affairs Committee (AIPAC). Supports SJR 34. Explains that the resolution supports the U.S. carrying out action it has already committed to in the Jerusalem Relocation Implementation Act of 1995. Discusses the history of Israel and U.S. relations with Israel.
307	Romain	Explains his involvement with AIPAC.
313	Vice-Chair Starr	Asks why the U.S. embassy has not been built in Jerusalem yet.
317	Romain	Answers that he does not know. Discusses the issue.
340	Rep. Edwards	Asks why Tel Aviv was chosen as the capitol of Israel.
342	Romain	Explains why Jerusalem was not initially adopted as the capitol of Israel. Notes that it has become a political issue.
362	Rep. Mannix	Expresses support of resolutions that support democratic society.
367	Vice-Chair Devlin	Closes Public Hearing SJR 34. Opens Work Session SJR 34.
<u>SJR 34 WORK SESSION</u>		
372	Rep. WELSH:	MOTION: Moves SJR 34 be sent to the floor with a BE ADOPTED recommendation.
		<p>VOTE: 11-0</p> <p>AYE: In a roll call vote, all members present vote Aye.</p> <p>EXCUSED: 1 - Piercy</p>

	Vice-Chair Devlin	<p>The motion CARRIES.</p> <p>REP. EDWARDS will lead discussion on the floor.</p>
395	Chair Simmons	Closes Work Session SJR 34. Opens Work Session HB 3516. Discusses the amendments and possible refinement of those amendments.
<u>HB 3516 WORK SESSION</u>		
410	Vice-Chair Devlin	Comments on the ñ1 and ñ2 amendment. Explains that what has happened with ñ3 amendment, including possible changes to the level of contributions or expenditures to require electronic filing of contribution and expenditure reports (C&E reports) and changing the date the requirement goes into effect.
TAPE 63, B		
006	Rep. Devlin	MOTION: Moves to AMEND HB 3516 on on page 1, in line 15, after "is," change "\$10,000 to \$50,000," and on page 2, in line 15, after "1," change "2002 to 2004," and on page 2, in line 20, after "1," change "2002 to 2004," and on page 2, in line 21, after "1," change "2002 to 2004," and on page 4, in line 3, after "1," change "2002 to 2004".
016	Vice-Chair Starr	Asks what is the purpose of changing the date from 2002 to 2004.
017	Vice-Chair Devlin	Explains some members want a longer phase in period.
020	Vice-Chair Starr	Ask a proponent of the longer phase in period to explain their position.
022	Rep. Mannix	Explains the additional time allows those uncomfortable with computers to adapt to the new system and requirements.
026	Vice-Chair Devlin	Explains that it allows two election and legislative cycles to pass, which allows for further refinement as needed.
030	Rep. Mannix	Notes that it allows the Secretary of State to establish electronic filing.
034	Chair Simmons	Points out that the amendment needs to be adopted to authorize the Secretary of State to establish the electronic filing system.
037	Rep. Williams	States it is reasonable to extend the time frame for implementing electronic filing.

044	Rep. Beck	States that this should already be in place. Supports the 2002 date.
053	Rep. Gardner	Disagrees with Rep. Beck. Explains that the computer system is not ready yet. Supports the 2004 date.
059	Rep. Mannix	Suggests a two-stage system (with multiple C&E levels and requirements). Supports phasing in the requirement.
065	Chair Simmons	Reminds the committee of the impending floor session.
068	Rep. Beck	Expresses concern about the state agencies not implementing technological improvements quick enough. States that they need to be pushed to implement this technology sooner rather than later.
080	Rep. Beyer	Stresses that the bill requires that the system be in place well before that date.
086	Rep. Beck	Asks when the Secretary of State is required to establish the system.
090	Vice-Chair Devlin	Explains that the system will be available prior to 2004.
095	Colleen Sealock	Director, Elections Division. Explains that the project is almost complete. Discusses the program and how it can be operated. Explains why the project has been delayed.
115	Rep. Mannix	Clarifies that the system is going to be in place in the year 2000, but that waivers from having to use it will be available until 2004.
135	Vice-Chair Starr	Asks about one candidate filing electronically and not another.
142	Vice-Chair Devlin	Explains that one can ask for an exception if the other candidate does not file electronically.
153	Chair Simmons	Notes that it reflects negatively on a candidate who does not file electronically.
163		VOTE: 10-0 EXCUSED: 2 - Mannix, Piercy
	Chair Simmons	Hearing no objection, declares the motion CARRIED.
168	Rep. Devlin	MOTION: Moves to ADOPT HB 3516-3

		amendments dated 5/6/99.
		VOTE: 10-0 EXCUSED: 2 - Mannix, Piercy
	Chair Simmons	Hearing no objection, declares the motion CARRIED.
173	Chair Simmons	Introduces discussion on changing the threshold for some C&E reporting requirements.
176	Vice-Chair Devlin	Discusses the \$50 limit. Offers to delete the original language of HB 3516.
193	Rep. Gardner	Supports the \$50 limit.
198	Rep. Williams	Supports changing the limit, as it was set 25 years ago and needs to be updated.
208	Rep. Beck	Opposes changing the \$50 limit. Supports disclosure, even for small contributors.
223	Vice-Chair Starr	Agrees with Rep. Williams that the limit needs to be updated.
232	Chair Simmons	Suggests that the question be put to a vote.
237	Rep. Devlin	MOTION: Moves to AMEND HB 3516 to strike all bold face type and restore all italicized type to normal type.
		VOTE: 4-6 AYE: 4 - Atkinson, Beck, Beyer, Gardner NAY: 6 - Devlin, Edwards, Starr, Welsh, Williams, Simmons EXCUSED: 2 - Mannix, Piercy
	Chair Simmons	The motion FAILS.
270	Vice-Chair Devlin	Comments on the issue of reporting personal information of contributors and the current threshold.
300	Vice-Chair Devlin	States that he will work with members, but wants to move HB 3015 regardless of

		the original language of the bill.
310	Rep. Williams	Offers to change his vote for the purpose of moving HB 3015.
380	Rep. Williams	MOTION: Moves to RECONSIDER the vote by which "Moves to AMEND HB 3516 to strike all bold face type and restore all italicized type to normal type".
		VOTE: 10-0 EXCUSED: 2 - Mannix, Piercy
	Chair Simmons	Hearing no objection, declares the motion CARRIED.
388	Rep. Devlin	MOTION: Moves to AMEND HB 3516 to strike all bold face type and restore all italicized type to normal type.
		VOTE: 7-3 AYE: 7 - Beck, Beyer, Devlin, Edwards, Gardner, Williams, Simmons NAY: 3 - Atkinson, Starr, Welsh EXCUSED: 2 - Mannix, Piercy
	Chair Simmons	The motion CARRIES.
413	Rep. Devlin	MOTION: Moves HB 3516 to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 10-0 EXCUSED: 2 - Mannix, Piercy
	Chair Simmons	Hearing no objection, declares the motion CARRIED. REP. DEVLIN will lead discussion on the floor.
425	Chair Simmons	Closes Work Session HB 3516. Adjourns the meeting at 5:30 p.m.

Submitted By, Reviewed By,

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

EXHIBIT SUMMARY

A ñ HJM 14, LC amendment ñ1 (4/19/99), staff, 2 pp.

B ñ HJM 14, written testimony, Glen Stonebrink, 1 p.

C ñ SCR 6, written testimony, Senator John Lim, 8 pp.

D ñ SCR 11, written testimony, Senator Mae Yih, 2 pp.

E ñ SCR 11, written testimony, Velma Hartwig, 1 p.

F ñ SCR 11, written testimony, Floyd Oster, 1 p.

G ñ HB 3516, LC amendment ñ3 (5/6/99), staff, 4 pp.