

HOUSE COMMITTEE ON RULES, ELECTIONS, AND PUBLIC AFFAIRS

July 20, 1999 Hearing Room D

9:35 a.m. Tape 106

MEMBERS PRESENT: Rep. Mark Simmons, Chair

Rep. Richard Devlin, Vice-Chair

Rep. Bruce Starr, Vice-Chair

Rep. Roger Beyer

Rep. Dan Gardner

MEMBER EXCUSED: Rep. Randall Edwards

Rep. Kevin Mannix

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

Pat Zwick, Administrator

Susan M. Pettey, Administrative Support

MEASURES HEARD: HB 1333A 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 106, A		
003	Chair Starr	Opens meeting at 9:35 a.m., and opens work session on SB 1331A.
<u>SB 1333A PUBLIC HEARING</u>		

011	Rep. Devlin	MOTION: Moves to SUSPEND the rules for the purpose of reconsidering the vote by which SB 1333A passed out of committee.
		VOTE: 5-0 EXCUSED: 2 - Edwards, Mannix
Chair Starr		Hearing no objection, declares the motion CARRIED.
017	Rep. Devlin	MOTION: Moves to RECONSIDER the vote by which SB 1333A passed out of committee.
		VOTE: 5-0 EXCUSED: 2 - Edwards, Mannix
Chair Starr		Hearing no objection, declares the motion CARRIED.

023 Chair Starr Recesses meeting at 9:45 a.m.

025 Chair Starr Reconvenes the meeting at 3:00 p.m. Adjourns the meeting at 3:00 p.m.

Submitted By, Reviewed By,

Susan M. Pettey, Cletus B. Moore, Jr.,
Administrative Support Administrator

EXHIBIT SUMMARY

A ñ (None submitted.)

HOUSE COMMITTEE ON
RULES, ELECTIONS AND PUBLIC AFFAIRS

July 20, 1999 Hearing Room D

3:00 p.m. Tapes 161 - 162

MEMBERS PRESENT: Rep. Mark Simmons, Chair

Rep. Richard Devlin, Vice-Chair

Rep. Bruce Starr, Vice-Chair

Rep. Roger Beyer

Rep. Randall Edwards

Rep. Dan Gardner

Rep. Kevin Mannix

STAFF PRESENT: Cara Filsinger, Policy Analyst

Janet Adkins, Policy Analyst

Pat Zwick, Policy Analyst

Annetta Mullins, Administrative Support

MEASURE/ISSUES HEARD: SB 325-A ñ Work Session

SJR 11-A ñ Work Session

SJR 44-A ñ Work Session

SB 686-A ñ 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 161, A		

004	Vice Chair Starr	Calls meeting to order at 3:46 p.m. and opens a work session on SB 325-A.
<u>SB 325-A n WORK SESSION</u>		
007	Cara Filsinger	Policy Analyst. Advises members they have been given the SB 325-A4 amendments which are a redraft of previous amendments to SB 722 (EXHIBIT A). Explains the amendments.
012	Rep. Beyer	Asks for background on the amendments (EXHIBIT A).
019	Vice Chair Starr	Comments that when legislators are elected, some choose the option to not join the Public Employees Retirement System (PERS). Asks how many people would be affected by this amendment.
026	Steve Delaney	Manager, Government Relations, Public Employees Retirement System. Responds he has no reports that would tell him how many people would be eligible for the option.
032	Rep. Edwards	MOTION: Moves to ADOPT SB 325-A4 amendments dated 07/20/99.
035	Rep. Mannix	States that previously the committee talked about making sure the person is paying the entire cost of getting back in the system.
036	Filsinger	Points out that there is a 90-day window.
034	Vice Chair Starr	States that the provision is on page 1 of the SB 325-A4 amendments in lines 23 and 24 and in lines 1 and 2 on page 2.
038		VOTE: 6-0-1 EXCUSED: 1 - Rep. Simmons
	Vice Chair Starr	Hearing no objection, declares the motion CARRIED.
039	Rep. Edwards	MOTION: Moves SB 325-A to the floor with a DO PASS AS AMENDED recommendation.
041		VOTE: 6-0-1 EXCUSED: 1 - Rep. Simmons

	Vice Chair Starr	<p>Hearing no objection, declares the motion CARRIED.</p> <p>REP. EDWARDS will lead discussion on the floor.</p>
043	Vice Chair Starr	Closes the work session on SB 325-A and requests the committee to stand at ease at 4:50 p.m.
040	Chair Simmons	Reconvenes meeting at 5:07 p.m. and opens a work session on SJR 11-A.
<u>SJR 11-Añ WORK SESSION</u>		
057	Chair Simmons	Explains that HJR 59 passed the House and is identical to SJR 11-A except that SJR 11-A includes language to include all sworn law enforcement officers. HJR 59 limits it to Oregon State Police (OSP).
072	Rep. Devlin	MOTION: Moves to SUSPEND the rules for the purpose of conceptually amending SJR 11-A.
072		<p>VOTE: 5-0-2</p> <p>EXCUSED: 2 - Rep. Beyer, Gardner</p>
	Chair Simmons	Hearing no objection, declares the motion CARRIED.
075	Rep. Devlin	MOTION: Moves to AMEND SJR 11-A on page 1, in line 21, after the first "for", remove "sworn law enforcement officers", and " insert "Oregon State Police".
080	Chair Simmons	Reads wording as it would be amended on page 1 in lines 21and 22: "(e) May also be used by the Oregon State Police for the policing of public highways, roads, streets and roadside rest areas." Explains that this is language taken from HJR 59 that passed the house.
088	Rep. Devlin	MOTION: Moves to AMEND the motion: to AMEND SJR 11-A on page 1, in line 21, after "used" delete "for sworn law enforcement officers" and insert "by the Oregon State Police".

094	Chair Simmons	Informs members that staff points out that Oregon State Police is referenced twice. Asks if the committee wishes to narrow the language in line 23.
098	Rep. Starr	Comments that an amendment would not be necessary.
		VOTE: 6-0-1 EXCUSED: 1 - Beyer
	Chair Simmons	Hearing no objection, declares the motion CARRIED.
101	Rep. Starr	MOTION: Moves to FURTHER AMEND SJR 11 on page 1, in line 22, after the period, delete the rest of the line and delete lines 23 and 24.
106	Rep. Starr	Explains he believes this language ties the legislature's hands more than necessary. Thinks the more flexibility provided to the legislature, the better.
114	Rep. Gardner	Comments that if the committee is going to pass the resolution, it has a better chance if the argument is for enhancements, not for backfill. If the language is taken out, the money could be used for backfill.
		VOTE: 3-3-1 AYE: 3 - Mannix, Starr, Simmons NAY: 3 - Devlin, Edwards, Gardner EXCUSED: 1 - Beyer
	Chair Simmons	The motion FAILS.
128	Rep. DEVLIN:	MOTION: Moves SJR 11 be sent to the floor with a BE ADOPTED AS AMENDED recommendation.
132	Rep. Mannix	Comments he sponsored a similar resolution in 1989 or 1991 and saw the highway construction industry spend one-half million dollars to defeat it by saying the trust fund was being raided for other purposes. Asks if anyone has checked to if see the highway construction industry is going to spend three-quarters of a million dollars to kill this.

		VOTE: 4-2-1 AYE: 4 - Devlin, Gardner, Mannix, Starr NAY: 2 - Edwards, Simmons EXCUSED: 1 - Beyer
	Chair Simmons	The motion CARRIES.
150	Chair Simmons	States he will ask Rep. Gianella if she would like to carry the bill.
153	Chair Simmons	Closes the work session on SJR 11 and opens a work session on SB 686-A.
<u>SB 686-A ñ WORK SESSION</u>		
154	Rep. Mannix	MOTION: Moves to ADOPT SB 686-A41 amendments dated 07/20/99.
158		VOTE: 4-3-0 AYE: 4 - Edwards, Gardner, Mannix, Simmons NAY: 3 ñ Beyer, Devlin, Starr
	Chair	The motion CARRIES.
167	Rep. Mannix	MOTION: Moves SB 686-A to the floor with a DO PASS AS AMENDED recommendation.
172	Chair Simmons	Requests committee to stand at ease at 5:16 p.m.
173	Chair Simmons	Reconvenes the meeting at 5:17 p.m.
174	Rep. Starr	Asks if there is a fiscal statement on the SB 686-A41 amendments.

	Chair Simmons	Advises that the committee is not required to have a fiscal statement in possession but one is required before the bill is dropped at the desk.
196	Rep. Starr	Comments it is his understanding that the bill cannot be voted out of committee without a fiscal statement.
206	Rep. Mannix	Asks if the committee has a fiscal statement on the SB 686-A11 amendments.
207	Chair Simmons	States he understands from Legislative Fiscal staff that the bill is non-fiscal in its current form and the money has already been budgeted for any costs that would be incurred as a result of passage of this bill.
211	Rep. Starr	Asks if a fiscal statement has been issued.
212	Pat Zwick	Policy Analyst. Advises members that the last fiscal statement received was on the SB 686-A11 amendments.
232	Chair Simmons	Reads Committee Rule number 14, "The committee shall not report a measure to the floor of the House unless the written LC amendments accompanying the report have been approved by a majority of the members of the committee at a meeting called for that purpose." Advises that the committee has received the LC amendments.
240	Rep. Starr	Comments that Chair Simmons did not read the entire rule.
240	Chair Simmons	Reads additional statement from Rule 14, "In addition, the committee shall review any fiscal or revenue impact statement issued in compliance with House Rule 8.20."
242	Chair Simmons	Asks committee to stand at ease at 5:22 p.m.
243	Chair Simmons	Reconvenes the meeting at 5:25 p.m. and recesses the work session on SB 686-A pending arrival of the Chief Clerk of the House.
246	Chair Simmons	Advises members that the committee will return to SB 325-A
<u>SB 325-A - RECONSIDERATION</u>		
251	Rep. Starr	Comments that the committee needs to reconsider the vote by which SB 325-A was passed because there is a problem with the amendments adopted by the committee (EXHIBIT A).
255	Rep. Starr	MOTION: Moves to SUSPEND the rules for the purpose of reconsidering the vote by which SB 325-A was passed.

		VOTE: 7-0-0
	Chair Simmons	Hearing no objection, declares the motion CARRIED.
257	Rep. Starr	MOTION: Moves to RECONSIDER the vote by which SB 325-A was passed.
259		VOTE: 7-0-0
	Chair Simmons	Hearing no objection, declares the motion CARRIED.
<u>SB 325-A ñ WORK SESSION</u>		
262	Rep. Starr	MOTION: Moves to ADOPT SB 325-A4 amendments dated 07/20/99 as CONCEPTUALLY AMENDED (EXHIBIT C).
264	Rep. Beyer	Suggests the committee reconsider the vote by which the SB 325-A4 amendments were previously adopted (EXHIBIT A).
		By implied consent, Rep. Starr withdraws his motion.
267	Rep. Starr	MOTION: Moves to RECONSIDER the vote by which the SB 325-A4 amendments were adopted.
269		VOTE: 7-0-0
	Chair Simmons	Hearing no objection, declares the motion CARRIED.
271	Dave Heynderickx	Deputy Legislative Counsel. Advises that staff has pointed out a valid issue and it is better to fix it than leave the ambiguity in the bill. Explains that the draft indicated that the person applying for credit under this section would pay the amounts that are required, the full cost purchase amount, in the manner provided

		by Sections 2 to 10 of the Act. The problem is that Sections 2 to 10 of the Act do not become operative until 2002. States he was relying on Sections 2 to 10 to indicate that one of the options they would have would be to pay in a lump sum within 90 days before retirement or to use the provisions in Sections 2 to 10 and do installment payments while they were still working. Because of the delayed offer it is probably better to use the language that shows up in the conceptual amendments (EXHIBIT C). It would be put into the bill as being the primary option with the backup option to be to pay under Sections 2 to 10 of the Act upon it becoming operative. Obviously they will not be able to use Section 2 to 10 at this point since they do not become operative until 2002. The conceptual amendments would clarify that the primary method would be to pay in a lump sum 90 days before retirement, and if, upon Sections 2 to 10 becoming operative and if they can meet the requirements of Sections 2 to 10, they can use that as the method of funding the purchase.
302	Rep. Mannix	Asks why it could not say the Act is effective upon passage, that Sections 2 through 10 are operative on the dates already specified and then create a new operative date for Section 15 and allow them 90 days after Section 15 becomes operative, which could be January 1, 2000. Explains that it would be clean and it is a window of opportunity and the window closes.
311	Heynderickx	Responds that it could not because in paragraph (a), lines 20 to 22 (EXHIBIT C) indicates that one of the things they have to do is apply for the credit within 90 days after the effective date of the Act.
319	Chair Simmons	Asks if the hand-engrossed language is suggested by Heynderickx.
319	Heynderickx	Responds affirmatively.
321	Rep. Mannix	MOTION: Moves to SUSPEND the rules for the purpose of amending the SB 325-A4 amendments.
		VOTE: 7-0-0
	Chair Simmons	Hearing no objection, declares the motion CARRIED.
324	Rep. Mannix	MOTION: Moves to ADOPT SB 325-A4 amendments dated 07/20/99 as conceptually amended (EXHIBIT C)
329		VOTE: 7-0-0
	Chair Simmons	Hearing no objection, declares the motion CARRIED.

332	Rep. Mannix	MOTION: Moves SB 325-A to the floor with a DO PASS AS AMENDED recommendation.
335		VOTE: 7-0-0
	Chair Simmons	<p>Hearing no objection, declares the motion CARRIED.</p> <p>REP. EDWARDS will lead discussion on the floor.</p>
338	Chair Simmons	Closes the work session on SB 325-A.
340	Chair Simmons	Asks that the committee stand at ease at 5:31 p.m.
340	Chair Simmons	Reconvenes the meeting at 5:33 and announces that the fiscal statement is being prepared for SB 686-A.
344	Chair Simmons	Opens a work session on SJR 44-A.
<u>SJR 44 ñ WORK SESSION</u>		
347	Janet Adkins	Explains SJR 44 and the SJR 44-A4 amendments (EXHIBIT D).
385	Bill Penhollow	Association of Oregon Counties (AOC). Advises members that the cities and counties requested amendments to SJR 44 (EXHIBIT D) and that similar amendments were incorporated into HB 2082. The purpose is to distinguish those taxes that are imposed and levied by the state from those gas taxes that are currently levied by two counties and three cities. Explains that at the local level they do not have the ability to impose the current weight mile tax or in the future a diesel tax/registration fee. This would provide that the cost responsibility provisions would apply to those state highway revenue taxes that are imposed at the state level.
406	Rep. Edwards	Asks why this provision is being put in the Constitution.
413	Penhollow	Explains there has been a policy for many years of doing cost responsibility studies which are not specifically identified statutorily or constitutionally. With the supposed move from the weight mile tax to the diesel tax/registration fee tax, those that were supporting those measures felt it was important that we ensure

		that cost responsibility is maintained into the future under the current system or any future system so that the costs are being appropriately allocated between the basic vehicle and heavy vehicles.
435	Rep. Edwards	States he is extremely concerned about the shift from weight mile to a diesel fuel tax. State that from Penhollow's testimony this is a piece of the puzzle to at least provide some assurances into the future if we do make that shift. Asks if that is the basis for doing this.
443	Penhollow	Responds affirmatively.
445	Adkins	Advises members that the cost responsibility studies that are done and updated every other year are suggested and reported to the legislature but the rates are in statute and must be changed by the legislature. The cost responsibility study does not change the rates to make them cost responsible. Adds that the last line of the resolution says, "the Legislative Assembly shall provide for a biennial review and if necessary adjust the revenue sources to ensure fairness and proportionality." Advises that would be consistent with what the legislature has done but it is putting the provision in the Constitution and requiring the legislature to do that.
475	Rep. Devlin	MOTION: Moves to ADOPT SJR 44-A4 amendments dated 07/20/99.
479	Chair Simmons	Asks if the members are convinced that putting this in the Constitution is a good idea.
TAPE 162, A		
024		VOTE: 7-0-0 AYE: In a roll call vote, all members present vote Aye. (NOTE: Rep. Edwards voted NO and changed his vote to AYE)
	Chair Simmons	The motion CARRIES.
031	Rep. DEVLIN:	MOTION: Moves SJR 44 be sent to the floor with a BE ADOPTED AS AMENDED recommendation.
035	Rep. Starr	Comments he will vote to get the bill out but is concerned about putting the provision in the Constitution and may vote differently on the floor..

043	Rep. Beyer	Asks if other amendments have been proposed to this resolution.
045	Chair Simmons	Responds he is not aware of other amendments.
046	Adkins	Advises members she has not received any other amendments.
048	Edwards	Comments he will oppose the motion. Explains that he is concerned about moving from a weight mile tax to a diesel tax. Expresses his concerns about putting the provision in the constitution.
068	Mark Nelson	Associated Oregon Industries (AOI). Testifies in support of SJR 44. Comments that negotiations were conducted on the Senate and House sides and with the governor in trying to put the package together in such a way that represents concerns about moving to a diesel tax. One concern is cost responsibility. The Oregon Trucking Association has agreed to this amendment to the Constitution and believes it will help people feel more comfortable with the issue of cost responsibility. Adds that there are other provisions in HB 2082 that speak to cost responsibility and the study that is being done every two years. Encourages support because they believe it is an integral part of having a successful package.
083	Gary Conkling	Associated General Contractors. Agrees with Nelson's remarks. This is part of a negotiation that has been on going for some time. It is an important part of the package for many people and strengthens current law in sharing cost responsibility. Urges support.
108		VOTE: 4-3-0 AYE: 4 - Devlin, Gardner, Mannix, Starr NAY: 3 - Beyer, Edwards, Simmons
	Chair Simmons	The motion CARRIES. REP. DEVLIN will lead discussion on the floor.
113	Chair Simmons	Closes the work session on SJR 44.
<u>SB 325-A n RECONSIDERATION</u>		
116	Rep. Mannix	Advises members that three members have been consulted about a technical issue that has arisen on SB 325-A.

125	Filsinger	Advises member that Legislative Counsel is here to explain the amendment that would be needed.
130	Rep. Mannix	MOTION: Moves to SUSPEND the rules for the purpose of reconsidering the vote by which SB 325-A was passed.
135		VOTE: 7-0-0
	Chair Simmons	Hearing no objection, declares the motion CARRIED.
136	Rep. Mannix	MOTION: Moves to RECONSIDER the vote by which SB 325-A was passed.
138		VOTE: 7-0-0
	Chair Simmons	Hearing no objection, declares the motion CARRIED.
<u>SB 325-A n WORK SESSION</u>		
141	Rep. Mannix	Requests that Heynderickx explain the additional amendment.
144	Heynderickx	Explains that the amendment that is being proposed would be to take out one of the limitations on qualifications for acquiring this credit. When the bill was originally drafted it was not a zero fiscal impact bill. Therefore it was important to draft it fairly closely to the group they were aiming at to allow people to acquire the credit. As it was originally drafted, it would have cost the employer a fair amount to fund it. One of the criteria used was that the person who did not acquire credit as an elected official had to leave office and serve for a period of time as an active member of the system. The amendment request would eliminate that limitation and allow any public official who had failed to make the election to become a PERS member.
164	Heynderickx	Advises that the amendment would be at the end of line 9, after the semicolon, add "and" and at the end of line 12, delete "; and" and insert a period and delete lines 13 and 14.
173	Chair Simmons	Asks if this significantly increases the number of people eligible.

176	Heynderickx	Explains that as originally drafted it would apply to any elected official, including city, county and judges. Originally a fairly narrow group of people qualified because they would have had to have left office and gone on to serve in a different position for some period of time as a regular member. By eliminating that qualification, any public official who failed to make the election would have an opportunity within the 90 days to say they would like to make a full-cost purchase.
196	Rep. Mannix	MOTION: Moves to SUSPEND the rules for the purpose of adopting conceptual amendments to SB 325-A4 amendments..
198		VOTE: 7-0-0
	Chair Simmons	Hearing no objection, declares the motion CARRIED.
199	Rep. Mannix	MOTION: Moves to FURTHER AMEND the SB 325-A4 amendments dated 07/20/99 (EXHIBIT C) on page 1, line 9, by inserting "and" after the semicolon and on page 1, line 12, by deleting "; and" after "office" and inserting a period and deleting lines 13 and 14.
208		VOTE: 7-0-0
	Chair Simmons	Hearing no objection, declares the motion CARRIED.
218	Rep. Mannix	MOTION: Moves to ADOPT SB 325-A4 amendments dated 07/20/99 AS CONCEPTUALLY AND FURTHER AMENDED on page 1.
218		VOTE: 7-0-0
	Chair Simmons	Hearing no objection, declares the motion CARRIED.
220	Rep. Mannix	MOTION: Moves SB 325-A to the floor with a DO PASS AS AMENDED recommendation.

226		VOTE: 7-0
	Chair Simmons	Hearing no objection, declares the motion CARRIED.
228		REP. EDWARDS will lead discussion on the floor.
232	Chair Simmons	Closes the work session on SB 325-A and reopens the work session on SB 686-A.
<u>SB 686 n WORK SESSION</u>		
233	Chair Simmons	Advises members that the fiscal statement has been received on the SB 686-A41 amendments (EXHIBIT E).
234	Rep. Starr	States that in the comments on the fiscal statement there is no discussion of the siting process the Department of Corrections has to go through. The potential for added costs for land acquisition is not commented on and would think it would be an additional cost to the Department of Corrections that they would not have if they were to build at Dammasch.
251	Larry Neiswander	Legislative Fiscal Office. Explains that the \$171.7 million approved for capital construction authority does contemplate the potential for land acquisition costs and is considered an amount suitable for various sites.
256	Rep. Starr	Asks if there is extra money if the prison is sited at Dammasch.
257	Neiswander	Responds that early estimates of what it would cost to build at Dammasch, the first one approved in January 1998, would have been approximately \$151 million. The current estimate for the Dammasch site is still in the range of \$171 million or \$173 million. Adds that the department has committed to build the facility, even if it were at Dammasch, within this price.
266	Chair Simmons	Explains that the amendments adopted (EXHIBIT B) preclude siting the facility at Dammasch.
269	Rep. Starr	Comments it would seem to him that if the facility were to be built someplace other than Dammasch, there would be an additional cost not represented in the comments in the fiscal statement. Adds that the amendments are reopening the siting process and that takes time and manpower and the Department of Corrections will have to pay. There is no information in the fiscal regarding that either. Adds that he would assume there would be additional moneys for both the siting process and the land acquisition if the prison is built someplace other than Dammasch.

281	Neiswander	Comments it is possible a site could be found that would cost less. The assurance from the department is that this is a figure they can live within once a suitable site is found. Adds that the Dammasch site was considerably more expensive than other sites, or potentially could be. This is a cap amount the department can live within for both capital construction authority and debt service.
273	Rep. Starr	Asks if the Department of Corrections has to come to the E-Board for release of the funds regardless of where they build.
297	Neiswander	Responds that it would not be necessary. Explains that the budget that has passed the House and the Senate contains debt service on certificates of participation (COPs) that would be issued to construct the facility. The other two pieces to fulfill the construction process are capital construction authority and Department of Administrative Services (DAS) COP bonding authority. With those two things in place, it would not be necessary for them to return to the E-Board.
310	Rep. Starr	Comments that SB 5527, the capital construction budget, and the bonding authority in SB 5502 have not passed either chamber. Asks if the \$171 million is in either of those bills.
313	Neiswander	Responds affirmatively. Explains that both the bonding authority and the capital construction authority limitation are in the General Government Subcommittee pending review of this legislation. Adds that both bills contemplate the same expenditure.
322	Chair Simmons	Reminds members that at the time the work session was suspended, a motion was on the table to pass the bill to the floor with a do pass as amended recommendation and that the committee had not voted on the motion.
325	Rep. Devlin	Comments he will be voting no and is serving notice of a minority report.
329	Rep. Starr	Comments he is extremely disappointed at the turn of events that has taken place in the last two hours after believing there was agreement to move a different set of amendments that were more appropriate. Thinks this is completely the wrong way to go with this bill. Thinks it is bad public policy.
345	Rep. Starr	Adds that he believes it is important that the members on the House floor have an opportunity to have a full discussion on this issue and intends to join with Rep. Devlin in a minority report.
355	Rep. Devlin	Comments he concurs with Rep. Starr and thinks it is unfortunate the largest part of the last three hours has been spent trying too figure out how we could deny Oregonians proper redress in this process.
360	Chair Simmons	Comments he knows this has been a difficult process but does not know how to come to some conclusion that would be agreeable to all concerned, given the political climate and the powers that be in the building today.

369		VOTE: 4-3-0 AYE: 4 - Edwards, Gardner, Mannix, Simmons NAY: 3 - Beyer, Devlin, Starr
	Chair Simmons	The motion CARRIES. REP. MANNIX will lead discussion on the floor.
374	Rep. Edwards	Comments this has been a difficult decision for him as well. Adds that he and Rep. Devlin have supported looking for lots of sites. Thinks this bill directs the governor to find one site; it is not site specific. It will be the governor's decision. Adds that he is not sure that the super siting process should not be reexamined, but will support this today.
422	Chair Simmons	Closes the work session on SB 686-A and adjourns the meeting at 6:05 p.m.

Submitted By, Reviewed By, Reviewed By, Reviewed By,

Annetta Mullins, Cara Filsinger Janet Adkins Pat Zwick

Administrative Support Policy Analyst Policy Analyst Policy Analyst

EXHIBIT SUMMARY

A ñ SB 325, SB 325-A4 amendments, staff, 2 pp

B ñ SB 686, SB 686-A41 amendments, Rep. Mannix, 12 pp

C ñ SB 325, SB 325-A4 conceptual amendments, staff, 2 pp

D ñ SJR 44, SJR 44-A4 amendments, Association of Oregon Counties and League of Oregon Cities, 1 p