

SENATE COMMITTEE ON JUDICIARY

April 19, 1999 Hearing Room 343

3:00 PM Tapes 129 - 130

MEMBERS PRESENT: Sen. Bryant, Chair

Sen. Courtney, Vice-Chair

Sen. Brown

Sen. Burdick

Sen. Nelson

MEMBER EXCUSED: Sen. Qutub

Sen. Tarno

STAFF PRESENT: Bill Taylor, Counsel

Kathy Courtney, Administrative Support

MEASURE/ISSUES HEARD: SB 1004 Public Hearing, Work Session

SB 1009 Public Hearing

SB 686 Work Session

SB 685 Work Session

SB 59 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 129, A		

004	Chair Bryant	Calls meeting to order 3:20 PM.
<u>SB 1004 PUBLIC HEARING</u>		
029	Alta Brady	Circuit Court Judge, Coos County Testifies and submits written testimony in support of SB 1004 which authorizes the development of a comprehensive program for at-risk girls in central and eastern Oregon. (EXHIBIT A) Explains the need for a secure, gender-specific facility for troubled girls. Discusses the proposed girls' facility located in Deschutes county.
075	Chair Bryant	How many girls will the Deschutes facility house?
078	Scott Johnson	Department of Corrections, Deschutes County Discusses the proposed girls' facility site in Deschutes county. There are 72 potential spaces which include pods and holding cells.
091	Linda Swearingen	Board of Commissioners Chair, Deschutes County Testifies in support of SB 1004. Discusses the need for a secure, gender specific facility for girls. Discusses the proposed services and facility capacity for at-risk girls.
116	Dan Ahern	Circuit Court Judge, Jefferson and Crook counties Testifies and submits written testimony in support of SB 1004. (EXHIBITS B and C) Relates the story of an at-risk girl. Discusses the costly rental fees of current detention facilities for girls in central and eastern Oregon.
183	Sen. Brown	Will the Deschutes girls' facility offer culturally specific programs?
185	Brady	Discusses initial gender specific focus of program and expanded focus to culturally specific programs.
197	Sen. Courtney	How will you publicize the Deschutes county at-risk girls' services to other counties?
205	Swearingen	We will make it share information regarding the services at our occasional committee meetings with neighboring counties.
214	Sen. Courtney	Expresses concern that the Deschutes county facility will be distant from the locality of many at-risk girls. How will you make follow services accessible?
230	Brady	Discusses the transition from the Deschutes county girls facility back to one's

		home community.
244	Pam Patton	Coalition for Advocates for Equal Access for Girls Testifies and submits written testimony in support of SB 1004. (EXHIBITS D and E) Discusses the need for services for at-risks girls. Explains that girls' problems are complex and relationship based.
334	Dennis Maloney	Department of Community Justice, Deschutes County Testifies in support of SB 1004. Explains how the juvenile justice system attends to girls' misbehavior rather than their needs.
355	Sonja Littledeer	Former at-risk girl in the Juvenile Justice system Testifies in support of SB 1004. Discusses problems in co-ed juvenile facilities. Discusses her placement in a foster care home.
427	Maloney	Discusses Ms. Littledeer's recent internship and career plans.
<u>TAPE 130, SIDE A</u>		
008	Dale Penn	District Attorneys' Association Testifies in support of SB 1004. Encourages more services for girls.
013	Kathie Osborn	Juvenile Rights Project Discusses the lack of juvenile services for girls in central and eastern Oregon communities.
027	Chair Bryant	The proposed Deschutes facility will not meet the current service need.
031	Chair Bryant	Closes SB 1004 Public Hearing.
<u>SB 1004 WORK SESSION</u>		
038	Sen. Courtney	MOTION: Moves to ADOPT SB 1004-1 amendments dated 04/16/99.
		VOTE: 4-0 EXCUSED: 3 - Sen. Nelson, Sen. Qutub, Sen. Tarno

	Chair Bryant	Hearing no objection, declares the motion CARRIED.
043	Sen. Courtney	MOTION: Moves SB 1004 to the floor with a DO PASS recommendation and BE REFERRED to the committee on Ways and Means.
		VOTE: 4-0-3 EXCUSED: 3 - Sen. Nelson, Sen. Qutub, Sen. Tarno
	Chair Bryant	Hearing no objection, declares the motion CARRIED.
<u>SB 1009 PUBLIC HEARING</u>		
048	Chair Bryant	Discusses SB 1009 which relates to earned credit for Measure 11 offenses.
057	Dave Cook	Director, Department of Corrections Testifies and submits written testimony in support of SB 1009. (EXHIBIT F) Discusses the offenses that are subject to earned time credit. Proposes a maximum of 20 percent earned time for those who are eligible currently and in the future.
108	Steve Doell	Crime Victims United Testifies in opposition to SB 1009. Discusses how SB 1009 sets aside Measure 11 provisions. Asserts that earned time addresses budget issues whereas Measure 11 addresses public safety issues.
162	Sen. Courtney	In the past, did you support reducing the penalty for some Measure 11 sex offenses?
166	Doell	Yes. Discusses legislative history of Measure 11.
191	Sen. Courtney	So why are you opposed to SB 1009? Can't we build a consensus?
195	Doell	We can try it.
201	Dale Penn	District Attorneys Association Testifies in opposition to SB 1009. Discusses the need to uphold Measure 11. Explains that some SB 1009 crimes currently allow for leniency in reduction in criminal sentences.

328	Chair Bryant	Do you think SB 1009 is sound if it would apply prospectively?
336	Penn	Discusses the legislature's prerogative to change criminal sentences with sound constitutional basis.
340	Patrick Callahan	Deputy District Attorney, Multnomah County Testifies in opposition to SB 1009. Asserts that SB 1009 guts Measure 11.
394	Ingrid Swenson	Oregon Criminal Defense Lawyers Association Testifies in support of SB 1009. Explains how earned time encourages good behavior in correctional facilities. Discusses the need for affirmative rewards to manage behavior. Proposes other offenses that SB 1009 should cover.
TAPE 129, SIDE B		
010	Swenson	Continues discussing other proposed offenses that SB 1009 should cover.
016	Kathie Osborn	Juvenile Rights Project Testifies in support of SB 1009. Discusses juveniles who transfer from the juvenile justice system to the Department of Corrections. Explains how earned time is a valuable incentive for juveniles to comply with treatment.
069	Chair Bryant	Closes SB 1009 Public Hearing.
<u>SB 686 WORK SESSION</u>		
079	Counsel Taylor	SB 686 allows persons not certified as parole and probation officers to perform duties under the supervision of certified officers. Discusses SB 686 -2, -3, and -4 amendments. (EXHIBITS G, H and I)
099	Sen. Burdick	Discusses SB 686's amendments which bar non-certified persons acting as parole and probation officers from correctional facilities. (EXHIBIT J)
100	John Hartner	Community Corrections Director, Washington County Testifies in support of SB 686. Discusses the efficiency of the correctional system which relies on paraprofessionals. Disagrees with SB 686's amendments which list specific duties of paraprofessionals.
164	Elyse Clawson	Community Justice Department Director, Multnomah County Testifies in support of SB 686's amendments. Asserts that paraprofessionals assist parole and probation officers with essential duties. Asserts that listing those duties would be

		cumbersome and inefficient. Opposes the SB 686 ñ5 amendments.
210	Sen. Burdick	Sheriff Noelle does not want paraprofessionals operating in the Multnomah County restitution center.
215	Clawson	Explains that the sheriff manages the Multnomah County center, but other centers are under the Department of Corrections authority.
234	Mary Botkin	American Federation of State, County and Municipal Employees Testifies in support of SB 686. Disagrees with home visits by paraprofessionals.
272	Sen. Courtney	Recesses at 4:35 PM.
TAPE 130, SIDE B		
043	Chair Bryant	Reconvenes at 4:55 PM.
044	Roland Gangstee	Adult Community Justice Manager, Deschutes County Testifies in support of SB 686. Discusses the essential role of paraprofessionals who complement parole and probation officers. Asserts that use of paraprofessionals does not compromise the integrity of the role of certified officers.
089	Brian Delashmutt	Federation of Oregon Parole and Probation Officers Presents overview of SB 686 and contrasts the ñ2, ñ3, and ñ4 amendments. Discusses SB 686 ñ5 amendments relating to the role of paraprofessionals within jails.
172	Sen. Burdick	Sheriff Noelle requested the SB 686 ñ5 amendments to exclude jails and restitution centers from the scope of the bill.
176	Sen. Brown	MOTION: Moves to ADOPT SB 686-4 amendments dated 04/16/99.
		VOTE: 5-0-2 EXCUSED: 2 - Sen. Qutub, Sen. Tarno
Chair Bryant		Hearing no objection, declares the motion CARRIED.

184	Sen. Courtney	MOTION: Moves SB 686 to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 5-0-2 EXCUSED: 2 - Sen. Qutub, Sen. Tarno
	Chair Bryant	Hearing no objection, declares the motion CARRIED. SEN. BRYANT will lead discussion on the floor.
190	Chair Bryant	Closes SB 686 Work Session.
<u>SB 685 WORK SESSION</u>		
191	Counsel Taylor	SB 685 includes a part-time officer who supervises adult parolees and probationers in the definition of a parole and probation officer. Discusses the SB 685 ñ1 and ñ2 amendments. (EXHIBITS K and L)
206	Sen. Brown	MOTION: Moves to ADOPT SB 685-1 amendments dated 03/29/99.
		VOTE: 5-0 EXCUSED: 2 - Sen. Qutub, Sen. Tarno
	Chair	Hearing no objection, declares the motion CARRIED.
208	Sen. Brown	MOTION: Moves to ADOPT SB 685-2 amendments dated 04/19/99.
		VOTE: 5-0-2 EXCUSED: 2 - Sen. Qutub, Sen. Tarno
	Chair Bryant	Hearing no objection, declares the motion CARRIED.

211	Sen. Brown	MOTION: Moves SB 685 to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 5-0-2 EXCUSED: 2 - Sen. Qutub, Sen. Tarno
	Chair Bryant	Hearing no objection, declares the motion CARRIED. SEN. BRYANT will lead discussion on the floor.
219	Chair Bryant	Closes SB 685 Work Session
<u>SB 59 WORK SESSION</u>		
220	Counsel Taylor	SB 59 relates to firearms in public buildings. Discusses the SB 59 ñ11 relating to guns on public buses. (EXHIBIT M)
245	Sen. Burdick	SB 59 ñ11 appears to allow an exemption for guns on school buses if the guns are in original packaging. We do not want that exclusion.
257	Chair Bryant	Recesses hearing at 5:10 PM. Reconvenes at 6:10 PM. Closes SB 59 Work Session. Adjourns hearing at 6:12 PM.

Submitted By, Reviewed By,

Kathy Courtney, Sarah Watson

Administrative Support Office Coordinator

EXHIBIT SUMMARY

- A. Written testimony in support of SB 1004, Alta Brady, 8pp**
- B. Written testimony in support of SB 1004, Judge Fred Rodgers, 1p**
- C. Written testimony in support of SB 1004, Dan Ahern, 1p**
- D. 50 ways to help girls and young women, Pam Patton, 2pp**
- E. Testimony in support of SB 1004 , Pam Patton, 3pp**

- F. Testimony in support of SB 1009, Dave Cook, 2pp**
- G. SB 686 ñ2 amendments, Bill Taylor, 1p**
- H. SB 686 ñ3 amendments, Bill Taylor, 7pp**
- I. SB 686 ñ4 amendments, Bill Taylor, 7pp**
- J. SB 686 ñ5 amendments, Bill Taylor, 1p**
- K. SB 685 ñ1 amendments, Bill Taylor, 1p**
- L. SB 685 ñ2 amendments, Bill Taylor, 2pp**
- M. SB 59 ñ11 amendments, Bill Taylor, 2pp**
- N. SB 1004 ñ1 amendments, Bill Taylor, 3pp**

SENATE COMMITTEE ON JUDICIARY

April 19, 1999 Hearing Room 343

6:00 p.m. Tapes 131-134

MEMBERS PRESENT: Sen. Bryant, Chair

Sen. Courtney, Vice-Chair

Sen. Brown

Sen. Burdick

Sen. Nelson

Sen. Qutub

MEMBER EXCUSED: Sen. Tarno

STAFF PRESENT: Anne Tweedt, Counsel

Judith Minnich, Administrative Support

MEASURE/ISSUES HEARD: SB 1205 ñ 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
Tape131, A		
012	Chair Bryant	Calls meeting to order at 6:10 p.m. Opens public hearing on SB 1205.
<u>SB 1205 PUBLIC HEARING</u>		

035	John DiLorenzo	<p>Attorney, ICN Pharmaceuticals Inc.</p> <p>Submits written testimony and testifies in support of SB 1205 which prescribes the rules of construction applicable in the interpretation of general liability insurance policies involving environmental claims (EXHIBIT A). Discusses the difficulties ICN Pharmaceuticals, Inc, had with insurance claims for pollution clean up. SB 1205 does not alter contracts made between insured and insurers. Only where the insurance policy terms are not stated, or are ambiguous, will SB 1205 apply. Describes and discusses Exhibit A, which details the history and difficulties ICN Pharmaceuticals had in recovering an insurance claim.</p>
463	Chair Bryant	You cited the <i>McCormick v. Baxter</i> case where the courts said a voluntary clean up agreement has the same significance as being sued by the DEQ or the EPA?
475	DiLorenzo	The case stated that a response to an administrative order was equally coercive as a response to a court order. It did not speak to a voluntary clean up. SB 1205 codifies the findings in <i>McCormick v. Baxter</i> and covers voluntary clean up as well.
488	Chair Bryant	That was my question. A voluntary clean up is not due to an administrative ruling or court order.
Tape 132, A		
047	DiLorenzo	DEQ has adopted administrative rules that pertain to the voluntary program. Waiting for the administrative order to be issued could lead to the existing pollution getting worse and worse.
057	Chair Bryant	Would the same type of apportionment plan we used in SB 601 in the 1995 session work here, rather than joint and several liabilities?
061	DiLorenzo	The only way that would work in this context is if the underlying liability was also several, not joint, yet subject to reallocation.
072	Sen. Courtney	On page 2, Section 4 (1) of SB 1205, lawsuits are defined in detail preceded by the phrase "includes but is not limited to". What other possibilities are there?
079	DiLorenzo	This covers any unanticipated circumstances.
088	Sen. Courtney	Does SB 1205 cover pollution on federal and reservation lands?
091	DiLorenzo	I can't answer that, but I will find out.
093	Sen. Courtney	On page 3, Section 7, it says that if any part of this bill is found to be unconstitutional, the remaining parts remain in force.

104	DiLorenzo	Explains the concept of severability which is assumed in all legislation. SB 1205 makes the concept explicit.
117	Sen. Brown	On page 3, lines 37 and 38, the phrase "contrary to the mutual intent of the parties", will allow the court to go behind the contract language and look at what the parties intended instead of what the contract says. Was this your intent?
124	DiLorenzo	We meant this to protect the insurers. If the insurance policy is clear, this would not apply.
142	Sen. Brown	Both parties would be protected and both parties would have to abide by their mutual intent wouldn't they?
143	DiLorenzo	Yes.
146	Sen. Qutub	Asks about the nature of the pollutant called TCE.
151	DiLorenzo	Discusses the TCE clean-up.
174	Sen. Qutub	Asks whether insurance rates in Washington State have gone up.
180	DiLorenzo	We have made inquiries, but the information we have received is not definitive. We heard the competition is quite brisk, and that may have kept premiums down.
192	Sen. Courtney	Discusses the language of SB 1205 which appears to be language from a law review article.
203	DiLorenzo	Some felt this was a little literary, but we wanted to have legislative intent in the statute. It is within your prerogative to change it, of course.
213	Sen. Courtney	Legislative intent is more than just the statute language.
218	DiLorenzo	Courts have recently been very strict in assessing legislative intent from the context of the statute itself. This is a safeguard in reaction to that trend.
224	Sen. Burdick	You have discussed horizontal and vertical exhaustion of insurance coverage. How does this relate to the problem you are trying to solve?
231	DiLorenzo	Oregon does not have a clear law as to whether there should be horizontal or vertical exhaustion. The court decided in ICN Pharmaceutical, Inc. that since the policies were written in California, that state's law would apply. However, we would argue that Oregon certainly has an interest in cleaning up pollution on property located in Oregon.

274	Jack Munro	American Insurance Association Testifies in opposition to SB 1205. Environmental claims are always complicated situations. We do need to be very careful of the language we use in this bill. Usually there are multiple insurance policies involved.
337	Tom Gordon	Attorney, Environmental Law Submits written testimony and testifies in opposition to SB 1205 (EXHIBITS B & C). On its face, SB 1205 is unconstitutional. It vastly expands the insurers liability in an area for which they have received no premium and for which they undertook no risk. Any company that wrote liability policies will be liable for clean up under joint and several liability. The older insurance contracts have expired and SB 1205 goes back and resurrects and rewrites them.
Tape 131, B		
011	Gordon	Discusses Exhibit C which details potential effects of SB 1205, section by section.
172	John Powell	State Farm and CGU North Pacific Insurance Submits written testimony and testifies in opposition to SB 1205 (EXHIBITS D, E, & F).
270	Chair Bryant	Asks if Oregon has ruled on the applicability of horizontal versus vertical exhaustion?
272	Gordon	No, not at the appellate court level.
275	Chair Bryant	I would have expected the issue would have been heard at that level. How many states are horizontal and how many states are vertical in their exhaustion requirements?
282	Gordon	Exhibit B has information on the trends, but I don't have the exact numbers. The majority of the states are probably horizontal.
292	Chair Bryant	Is there any Oregon law currently on the recovery of investigations and preparatory clean up activity?
296	Gordon	Yes, at the trial court level, but not at the appellate level.
299	Sen. Burdick	Mr. Gordon, do you have a comment on the Rand Corporation study submitted by John DiLorenzo? What do you think about an average of 88 cents of every dollar being used for transaction costs not indemnity costs?
304	Gordon	What that really means is that 88 cents out of every dollar is already going to a

		policy holder to defend itself. Half of that amount was going toward litigation against policy holders but that has gone down since the study was published.
327	Sen. Burdick	Why would the litigation go down?
328	Gordon	Because the issues have been solved, the questions have been answered.
331	Sen. Qutub	Could it be that the insured just give up?
332	Gordon	The claim volume has remained pretty steady. The issues are being negotiated out of court. Litigation has gone down.
342	Sen. Brown	You say the issues have been solved by court findings, not by legislation. Why shouldn't we be setting policy? Why should it be left up to the courts?
360	Gordon	If you would set policy going forward, that seems fair. SB 1205 goes back in time and interprets policies that have lapsed.
363	Sen. Brown	Isn't it true that some of these old policies are still being litigated today?
365	Gordon	That's correct.
400	Terry Witt	Executive Director, Oregonians for Food and Shelter (OFS) Submits written testimony and testifies in support of SB 1205 (EXHIBIT G). Indicates that the members of OFS are mainly from the agricultural products business and buy liability insurance to insure against any and all risks.
463	Jayne Bond	President and CEO, Permapost Products Company Submits written testimony and testifies in support of SB 1205 (EXHIBIT H). Discusses the effect of inadvertent environmental damage on small businesses such as Permapost when insurance carriers refuse to meet their obligations.
Tape 132, B		
020	Bond	Continues discussing the costs of environmental clean up and their insurance carrier's refusal to meet their obligations.
072	Tom Zelenka	The Schnitzer Group Submits written testimony and testifies in support of SB 1205 (EXHIBIT I). Provides comments on the general situation Oregon property owners face when submitting claims to their insurance carriers. Specifically discusses the 20 acre downtown Portland waterfront redevelopment project by Schnitzer, near the

		Markham Bridge.
196	Bruce Bosch	Temco Metal Products Testifies in support of SB 1205. Discusses the history of Temco and the pollutant TCE. Once it was discovered cleanup was needed, our insurance carrier simply stonewalled our claims. The estimated first phase is \$500,000. We can't do this without our insurance company meeting their obligations. Our only recourse is to sue. Insurance companies can afford to wait out the lawsuit as a cost of business, small business cannot. Business in Oregon needs a different option besides suing insurance companies.
267	Sen. Brown	It is my understanding that, since 1996, insurers that offer farm insurance have specifically excluded pollution damage.
274	Witt	There is one company that will insure for all risks.
277	Sen. Brown	Will insurance premiums go up?
280	Zelenka	I don't believe so.
301	Sen. Brown	How would you distinguish this from a health care mandate?
307	Zelenka	I think there are distinctions. Health care coverage is going forward. Liability insurance has been bought and paid for to cover these possibilities.
321	Sen. Brown	I assume the policies did not have exclusions for pollution clean up?
323	Bosch	In our case, there were no exclusions. We are not trying to rewrite the policies, we are just looking for the insurance companies to meet their obligations under the policy as written.
343	Bond	Discusses a product liability claim recently made by Permapost on a product sold under pre-1987 policies.
357	Sen. Qutub	SB 1205 would not mandate coverage for anything which is specifically excluded.
380	Brian Boe	Oregon Petroleum Marketers (OPM) Submits written testimony and testifies in opposition to SB 1205 (EXHIBIT J). OPM represents petroleum distributors in Oregon as well as approximately one-half of the retail gasoline outlets.
008	Lana Butterfield	Safeco

		Testifies in opposition to SB 1205.
025	Jim Perucca	Safeco Submits written testimony and testifies in opposition to SB 1205 (EXHIBIT K). SB 1205 changes long established ground rules and could damage not only insurance agencies but other businesses as well.
066	Dianne Dailey	Attorney, Bullivant Houser Testifies in opposition to SB 1205. Discusses the provisions of SB 1205 regarding excess insurance coverage. Discusses liability for environmental damages and third party property damage.
164	Sen. Qutub	Discusses health insurance in relation to liability policies. Don't insurance companies assess the risk and base their premiums on that risk?
178	Perucca	Yes, however, the laws change and some events are not predictable.
191	Sen. Qutub	But don't you look at all the risk? I'm assuming you are able to assess the risk. Mr. Boe is talking about pre-paid coverage for a known problem.
220	Boe	The retroactive aspects of the bill are a concern because they assess a liability for a risk that was not underwritten. No one realized that dumping oil on the ground was a hazard.
234	Sen. Qutub	There was some awareness based on the documents in Exhibit A.
237	Chair Bryant	The biggest risks are for a change in the law or technology. Environmental risks were not anticipated by either the insurer or the insured. We are considering the assessing of responsibility as a matter of public policy.
270	Jim McDermott	Partner, Ball Janik LLP Submits written testimony and testifies in support of SB 1205 (EXHIBIT L). Discusses the history of court findings in environmental clean up cases.
338	Sen. Brown	Since the court findings have been moving toward assigning some liability to the insurers, why should the legislature be involved?
340	McDermott	It is much more expensive and much less efficient to litigate instead of legislate. The advantage in litigation is in favor of the insurance companies who retain staff attorneys. Discusses the award of attorney fees to the insured.
393	Jerry Bitz	Cascade Corporation

		Submits written testimony and testifies in support of SB 1205 (EXHIBIT M). The solvent TCE was used for cleaning metal parts from 1956. It was no longer used after 1975. When we needed to use our liability insurance the insurance companies refused to pay and we had to sue. The case is still in the courts.
Tape 134, A		
083	Bitz	Continues to discuss the litigation of pollution liability for the insurers of Cascade Corporation.
160	Richard Pope	Attorney, Cascade Corporation Submits written testimony and testifies in support of SB 1205 (EXHIBIT N). SB 1205 would remove a huge disincentive for businesses to enter voluntary clean up programs.
345	Chris Hermann	Attorney, Stoel Rives LLP Testifies in support of SB 1205. Discusses what is meant by a "voluntary" clean up. When a potential environmental clean up site is identified, the Department of Environmental Quality (DEQ) sends a letter that outlines three options for the property owner. The owner can do the cleanup under DEQ oversight, DEQ can do the cleanup under a consent order, or nothing can be done and the firm will be sued. The first option is the most "voluntary", and insurance companies penalize firms that choose this option. Insurance companies deny coverage based on cooperation with DEQ. It is not true that case law has solved these problems.
Tape 133, B		
063	Chair Bryant	Indicates the remaining three witnesses, John Telfer, Lauri Aunen and John Ledger will be asked to testify at the next meeting on SB 1205. Adjourns the meeting at 9:05 p.m.

Submitted By, Reviewed By,

Judith Minnich, Anne Tweedt,
Administrative Support Counsel

EXHIBIT SUMMARY

A - SB 1205, written testimony of John DiLorenzo, Jr. dated April 19, 1999, 92 pp

B - SB 1205, written testimony of Tom Gorden, 6 pp

C - SB 1205, written testimony of Tom Gorden, 2 pp

D - SB 1205, documents submitted by John Powell, 4 pp

E - SB 1205, reprint submitted by John Powell, 1 pp

F - SB 1205, letter from Larry Becker submitted by John Powell, 1 pp

G - SB 1205, written testimony of Terry Witt, 1 pp

H - SB 1205, written testimony of Jayne C. Bond, 3 pp

I - SB 1205, written testimony of Tom Zelenka, 11 pp

J - SB 1205, written testimony of Brian Boe, 6 pp

K - SB 1205, written testimony of Jim Perucca, 3 pp

L - SB 1205, written testimony of James T. McDermott, 7 pp

M - SB 1205, written testimony of Gerald Bitz, 4 pp

N - SB 1205, written testimony of Richard S. Pope, 53 pp

O - SB 1205, written testimony of Joe Gilliam, 2 pp

P - SB 1205, written testimony of Everett Cutter, 1 pp

Q - SB 1205, written testimony of D. E. Bridges, 1 pp

R - SB 1205, written testimony of Don Griffin, 3 pp

S - SB 1205, written testimony of Steve Telfer, 2 pp