

SENATE COMMITTEE ON PUBLIC AFFAIRS

June 29, 1999 Hearing Room B

3:00 P.M. Tapes 79 - 80

MEMBERS PRESENT: Sen. Charles Starr, Chair

Sen. Joan Dukes, Vice-Chair

Sen. Marilyn Shannon

Sen. Veral Tarno

Sen. Thomas Wilde

STAFF PRESENT: Brian E. Smith, Administrator

Sandy Thiele-Cirka, Administrator

Jan McComb, Administrator

Nancy Massee, Administrative Support

MEASURES: HB 2332A Public Hearing

SCR 15 Public Hearing and Work Session

HB 2022 Work Session

HB 2477 Work Session

HB 2551A Public Hearing and Work Session

HB 1330 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 79, A		
004	Chair Starr	Opens meeting at 3:15 p.m. Opens work session on HB 2332.

HB 2332 PUBLIC HEARING

028	Sandy Thiele-Cirka	Committee Administrator. Summarizes HB 2332A. Requires the Department of Employment (DOE) to seek waivers of necessary federal laws and rules to establish a pilot program for four counties to minimize the number of job applicants who are referred by DOE to jobs for which they are not legally authorized. HB 2332 requests that the Emergency Board determine if the waivers are acceptable.
033	Annette Talbott	Legislative Coordinator, DOE. Introduces Scott Aschcom.
039	Scott Aschcom	Representing Oregon Association of Nurserymen. Explains HB 2332A addresses the problem of an audit conducted by the Immigration and Naturalization Service (INS) of JL Schmidt Nursery.
060	Sen. Tarno	Asks if the audit was based on the absence of green cards.
064	Aschcom	Responds he does not have that information. States that many of the employees were referred by DOE to Schmidt. The DOE job referrals do not require that alien registration numbers be checked. Discusses proposed amendments.
095	Talbott	Explains DOE concerns with HB 2332A. States a task force is necessary to solve the alien employment problems.
100	Sen. Tarno	Asks if the DOE has determined if illegal aliens are receiving unemployment compensation.
124	Talbott	Responds she does not believe so. DOE requires social security numbers for unemployment benefits. Discusses that employers check employee background and social security numbers.
136	Chair Starr	Closes public hearing on HB 2332A and opens public hearing on SCR 15.

SCR 15 PUBLIC HEARING

167	Sen. John Lim	Senate District 11. Provides history and background on former Rep. Leo Maze Thornton who died in May 1999.
170	Chair Starr	Closes public hearing on SCR 15 and opens work session on SCR 15.

SCR 15 WORK SESSION

173	Sen. Tarno	MOTION: Moves SCR 15 be sent to the floor with a BE
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		ADOPTED recommendation.
174	Chair Starr	Expresses his personal experience as a friend of Leo Thornton.
175		VOTE: 4-0 EXCUSED: 1 ñ Dukes
176	Chair Starr	Hearing no objection, declares the motion CARRIED. SEN. LIM will lead discussion on the floor.
177	Chair Starr	Closes work session on SCR 15. Opens possible reconsiderations and work sessions.
<u>HB 2022 RECONSIDERATION AND WORK SESSION</u>		
180	Sen. Tarno	MOTION: Moves to SUSPEND the rules for the purpose of reconsidering HB 2022.
181		VOTE: 4-0 EXCUSED: 1 - Sen. Dukes
	Chair Starr	Hearing no objection, declares the motion CARRIED.
182	Sen. Tarno	MOTION: Moves to RECONSIDER HB 2022.
		VOTE: 4-0 EXCUSED: 1 ñ Dukes
183	Chair Starr	Hearing no objection, declares the motion CARRIED.
182	Chair Starr	States HB 2022A will be dealt with at a later date. Closes work session on HB 2022A and opens possible reconsideration on HB 2477.

HB 2477 RECONSIDERATION AND WORK SESSION

184	Sen. Tarno	MOTION: Moves to SUSPEND the rules for the purpose of reconsidering HB 2477.
185		VOTE: 4-0 EXCUSED: 1 - Sen. Dukes
186	Chair Starr	Hearing no objection, declares the motion CARRIED.
187	Sen. Tarno	MOTION: Moves to RECONSIDER HB 2477.
188		VOTE: 4-0 EXCUSED: 1 - Sen. Dukes
189	Chair Starr	Hearing no objection, declares the motion CARRIED.
190	Chair Starr	HB 2477 will be held for later action. Closes work session on HB 2477 and opens public hearing on HB 2551A.

HB 2551A PUBLIC HEARING

199	Ron Harlan	Representing the Veterans of Foreign Wars (VFW). Supports HB 2551A which directs schools to allow military recruiting personnel reasonable on-campus access to communicate with interested students.
275	Sen. Shannon	Asks Harlan about the article in <i>The Oregonian</i> regarding military training recruited through the schools and the possibility of scholarships.
280	Sen. Tarno	Asks if the military is accepting high school graduates into their service.
282	Harlan	Responds that students with high school diplomas are accepted.
312	Sen. Wilde	Explains that he may not vote for this bill on the floor due to his Portland District affiliation.

326	Sen. Shannon	Says the Portland School Board banned military recruiting in the Portland area. This bill overrides their decision and gives kids an opportunity to choose military training. Refers to the June 22 article in the <i>Oregonian</i> and benefits to students.
<u>HB 2551 WORK SESSION</u>		
327	Sen. Tarno	MOTION: Moves HB 2551 to the floor with a DO PASS recommendation.
		VOTE: 4-0 EXCUSED: 1 - Sen. Dukes
252	Chair Starr	Hearing no objection, declares the motion CARRIED. SEN. SHANNON will lead discussion on the floor.
254	Chair Nelson	Closes work session on HB 2551. Opens work session on HB 1330.
<u>HB 1330 WORK SESSION</u>		
255	Sen. Shannon	Sponsor of HB 1330. Comments that HB 1330 is not brought by Right to Life. Explains that no court has upheld partial birth infanticide and that the Class C misdemeanor is included in the HB 1330 amendments.
TAPE 80, A		
010	Sen. Shannon	Describes partial birth infanticide.
013	Sen. Tarno	Explains the difference between a Class C misdemeanor and a Class B misdemeanor.
020	Sen. Shannon	Asks to change this amendment to a Class B misdemeanor which would be more appropriate than the Class C.
025	Sen. Tarno	Explains the penalty for a Class B misdemeanor and says he will check further.
034	Sen. Shannon	Explains that Right to Life supports HB 1330 and that the Senate leadership supports the bill.

038	Chair Starr	States that the bill can be conceptually amended from Class C to Class B. Asks Greg Chaimov, Legislative Counsel, for verification of the C and B misdemeanors.
048	Sen. Tarno	Explains the Class C misdemeanor which does not allow for probable cause.
057	Greg Chaimov	Legislative Counsel. Says that is his understanding.
061	Chair Starr	Asks what the penalty is for a Class B misdemeanor.
062	Sen. Tarno	Reads the penalty is \$2,000.
072	Sen. Shannon	Explains laws that ban partial birth abortions have not been upheld in court and the notes the difference between partial birth abortions and infanticide.
075	Sen. Shannon	MOTION: Moves to AMEND HB 1330 ñ7 amendments, line 1, from a Class C Misdemeanor to a Class B Misdemeanor.
		VOTE: 4-0 EXCUSED: 1 - Sen. Dukes
076	Chair Starr	Hearing no objection, declares the motion CARRIED.
078	Sen. Shannon	MOTION: Moves to ADOPT HB 1330-7 amendments dated 6/29/99.
079		VOTE: 4-0 EXCUSED: 1 - Sen. Dukes
080	Chair Starr	Hearing no objection, declares the motion CARRIED.
082	Sen. Shannon	MOTION: Moves HB 1330 to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 4-0

		EXCUSED: 1 - Sen. Dukes
083	Chair Starr	Hearing no objection, declares the motion CARRIED. SEN. SHANNON will lead discussion on the floor.
084	Chair Starr	Closes work session on HB 1330 and adjourns meeting at 3:55 p.m.

Submitted By, Reviewed By,

Rachel E. Halupowski, Brian E. Smith,
Administrative Support Administrator

Reviewed by, Reviewed by,

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Sandy Thiele-Cirka Jan McComb
Administrator Administrator

Transcribed by,

Nancy Masee

Administrative Support

EXHIBIT SUMMARY

A ñ HB 2332A, Letter, Annette Talbott, 6 pp

B ñ HB 2551A, Letter, Staff, 1 p

C ñ SB 1330, -7 Amendments, Staff, 1 p