

PUBLIC HEARING: SB 1230

PUBLIC HEARING AND WORK SESSION: HB 2040 A-ENG., HB 2130 A-ENG.

WORK SESSION: SB 495

TAPES 091 - 092 A

SENATE REVENUE COMMITTEE

APRIL 19, 1999 - 3:00 P.M. - HEARING ROOM A - STATE CAPITOL BUILDING

Members Present: Senator Randy Miller, Chair

Senator Thomas Wilde, Vice Chair

Senator Lee Beyer

Senator Tom Hartung

Senator Charles Starr

Staff: Paul Warner, Legislative Revenue Officer

Lizbeth Martin-Mahar, Economist, Legislative Revenue Office

Ed Waters, Economist, Legislative Revenue Office

Joan Green, Committee Assistant

Witnesses: Senator Bill Fisher, Senate District 23

Susan Browning, Department of Revenue

Senator Rick Metsger, Senate District 14

Mary Jane Hunt, Oregon Donor Program

Mike Seely, Pacific Northwest Transplant Bank

George Trahern, Josephine County Assessor

Jon Mangis, Department of Veterans Affairs

TAPE 091, SIDE A

009 Chair Miller Meeting called to order at 3:02 p.m.

WORK SESSION ON SB 495

023 Ed Waters Reviewed the (-2) amendment, which revises appeals procedures for certain late filers. (Exhibits 1 and 2)

054 Sen. Fisher Spoke in support of the (-2) amendment, (Exhibit 2).

Spoke to SB 496; the bill is no longer necessary as an agreement has been reached to resolve the issues addressed.

067 Susan Browning Spoke in support of the (-2) amendment, (Exhibit 2).

Spoke to SB 496 and the Department of Revenue's provision regarding the cancellation of doubtful liability; the Department will be modifying the current administrative rule.

102 Vice Chair Wilde MOTION: MOVED (-2) AMENDMENT TO (MEASURE) BE ADOPTED. HEARING NO OBJECTION, THE CHAIR SO ORDERED.

106 Vice Chair Wilde MOTION: MOVED SB 495, AS AMENDED, TO THE SENATE FLOOR WITH A DO PASS AS AMENDED RECOMMENDATION.

110 VOTE ROLL CALL VOTE: MOTION PASSES 5-0-0

SENATORS VOTING AYE: Beyer, Hartung, Starr, Wilde, Chair Miller

Sen. Fisher will carry the bill.

PUBLIC HEARING ON SB 1230

124 Sen. Metsger Presented testimony in support of the (-1) amendment, which replace the contents of

SB 1230. (Exhibit 3)

- 182 Chair Miller Was the revenue impact of \$30 million on the original measure? (Exhibit 4)
- 184 Sen. Metsger Concurred.
- 188 Chair Miller Out of 2½ million licensed drivers and approximately half have chosen to be organ donors, correct?
- 193 Sen. Metsger Concurred, however there seems to be a tremendous disconnect; between that awareness and making sure that the knowledge of being a donor is known at the time of death.
- 198 Mary Jane Hunt Presented testimony in support of measure. (Exhibit 5)
- 268 Mike Seely Presented testimony in support of measure. (Exhibit 6)
- 315 Vice Chair Wilde Two-part question:
1. Why isn't it provided for in statute that a next-of-kin sign and consent at the time a donor enrolls in the program?
 2. Why is there no legally binding document that is signed at the time someone signs into the program?
- 244 Seely Spoke of educating hospitals to advocate and affirm the decision of the donor. The practical side, experienced over the years, is that as an outside agency dealing with hospital clients/patients families are neglected in the process.
- 394 Vice Chair Wilde Spoke to education not taking away the pain felt when someone has just lost a loved one, rational thought does not occur at that time. It seems that the time to obtain the organs legally would be when the donor is healthy and the family is not in distress.

TAPE 092, SIDE A

- 011 Hunt Spoke to education tools that the Organ Donor Program has initiated.
- 022 Vice Chair Wilde Questioned the Chair as to how this measure would fit into the prior discussions of

this Committee on limiting the check-off on the tax form.

- 030 Chair Miller It would be the Chair's hope that a different funding source could be discovered. Briefed the witnesses on prior Committee discussions that that would either eliminate or change the process used for tax form check-off.
- 047 Sen. Starr Can the Organ Donor Program accept tax deductible donations?
- 049 Hunt Yes, we are a 501(c)(3).
- 051 Sen. Starr How is the information on the deceased obtained; is it obtained from the family at the time of collection of the donor parts?
- 055 Seely Spoke to the process and conversation with the family at the time of consent.
- 073 Sen. Starr If the form being used to obtain the donor's medical history is a boilerplate form could it be advanced to the family at the time a donor makes a designation?
- 080 Seely Between the time of the decision and death many medical/social events could occur that could effect the matching/outcome of a transplant. It is a current real-time event. Staff is given an extensive sensitivity training.

PUBLIC HEARING ON HB 2040

- 104 George Trahern Spoke in support of the measure.
- 141 Jon Mangis Spoke in support of the measure.
- 150 Distributed staff measure summary, revenue and fiscal impact statements, (Exhibit 7) and summary of measure, (Exhibit 8).

WORK SESSION ON HB 2040

- 154 Vice Chair Wilde MOTION: MOVED HB 2040 TO THE SENATE FLOOR WITH A DO PASS

RECOMMENDATION.

162 VOTE ROLL CALL VOTE: MOTION PASSES 5-0-0
SENATORS VOTING AYE: Beyer, Hartung, Starr, Wilde, Chair Miller
Sen. Starr will carry the bill.

PUBLIC HEARING ON HB 2130

174 Ed Waters Described HB 2130, which changes certain administrative procedures relating to taxpayer conference decisions resulting from tax audits. (Exhibit 9)

198 Susan Browning Presented testimony in support of measure. (Exhibit 11)

275 Chair Miller What type of information could the Department of Revenue have that a taxpayer may not be supplying to the taxpayers authorized representative, as referred to in B3?

284 Browning This measure is a two way street in that it would allow the Department to share information with the taxpayers representative as well as the representative sharing information with the Department. The Department might share, for example, audit reports or information that deals with a taxpayer account.

Spoke to the (-A3) amendment, which relates more to HB 2137 (the reconnect bill). The amendments would establish definitions that would tie to the Internal Revenue code and provide for changing the dates each time "reconnect" is addressed. HB 2130 could be a vehicle for resolving this issue. (Exhibit 10)

WORK SESSION ON HB 2130

343 Sen. Beyer MOTION: MOVED (-A3) AMENDMENT TO HB 2130 BE ADOPTED. HEARING NO OBJECTION, THE CHAIR SO ORDERED.

351 Sen. Beyer MOTION: MOVED HB 2130, AS AMENDED, TO THE SENATE FLOOR WITH A DO PASS AS AMENDED RECOMMENDATION.

356 VOTE

ROLL CALL VOTE: MOTION PASSES 4-0-1

SENATORS VOTING AYE: Beyer, Starr, Wilde, Chair Miller

SENATORS EXCUSED: Hartung

Sen. Beyer will carry the bill.

366 Chair Miller

Meeting adjourned at 3:52 p.m.

Submitted by, Reviewed by,

Joan Green Kim T. James

Committee Assistant Revenue Office Manager

Exhibit Summary:

1. SB 495, Waters, Staff measure summary, 1 page
2. SB 495, Waters, (-2) amendment, (DJ/ps) 04/09/99, 6 pages
3. SB 1230, Sen. Metsger, (-1) amendment, (DJ/bjm/ps) 04/19/99, 2 pages
4. SB 1230, Waters, Revenue impact statement, 1 page
5. SB 1230, Hunt, Written testimony, 2 pages
6. SB 1230, Seely, Written testimony, 1 page
7. HB 2040, Martin-Mahar, Staff measure summary, revenue and fiscal impact statements, 3 pages
8. HB 2040, Martin-Mahar, Summary of the bill, 1 page
9. HB 2130, Waters, Staff measure summary, revenue and fiscal impact statements, 3 pages
10. HB 2130, Browning, (-A3) amendment, (DJ/ps) 04/19/99, 7 pages
11. HB 2130, Browning, Written testimony, 2 pages