

SENATE COMMITTEE ON RULES AND ELECTIONS

April 29, 1999 Hearing Room B

4:30 p.m. Tape 47

MEMBERS PRESENT: Sen. Charles Starr, Chair

Sen. Randy Miller, Vice-Chair

Sen. Lee Beyer

MEMBER EXCUSED: Sen. Kate Brown

Sen. Neil Bryant

STAFF PRESENT: Brian E. Smith, Administrator

Rachel E. Halupowski, Administrative Support

MEASURE/ISSUES HEARD: SJR 39 Public Hearing and Work Session

SB 1311 Public Hearing and Work Session

SB 1306 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
TAPE 47, A		
000	Chair Starr	Opens meeting at 4:50 p.m. Opens public hearing on SJR 39 and SB 1311.
<u>SJR 39 AND SB 1311 PUBLIC HEARING</u>		
005	Brian E. Smith	Committee Administrator. Explains the SJR 39 §1 amendments. States that, as written, SJR 39 repeals section 15 of article 11, of the Oregon Constitution. This

		section requires the state of Oregon to pay local governments for unfunded mandates. Section 15a, of the same article, requires the legislature to refer to the people the question of whether the unfunded mandates provision should be retained. The ñ1 amendments would need to be adopted in order to conform to the requesterís intent.
023	Bob Cannon	League of Oregon Cities. Supports SJR 39 with the ñ1 amendments, and supports SB 1311.
032	Bob Cantine	Association of Oregon Counties. Presents (EXHIBIT A) . States the sunset was written to automatically place SJR 39 on the ballot. States that the legislature needed to act before SJR 39 could be placed on the ballot.
082	Sen. Miller	Asks what the outcome on Ballot Measure 30 was in 1996.
085	Cantine	States there was 66 percent support for the measure.
098	Cantine	States he does not want SJR 39 repealed.
109	Chair Starr	Closes public hearing on SJR 39 and SB 1311. Opens work session on SJR 39.
<u>SJR 39 WORK SESSION</u>		
110	Sen. Miller	MOTION: Moves to ADOPT SJR 39-1 amendments dated 04/05/99.
		VOTE: 3-0 EXCUSED: 2 - Sen. Brown and Sen. Bryant
	Chair Starr	Hearing no objection, declares the motion CARRIED.
112	Sen. MILLER:	MOTION: Moves SJR 39 be sent to the floor with a BE ADOPTED AS AMENDED recommendation.
113		VOTE: 3-0 EXCUSED: 2 - Sen. Brown and Sen. Bryant
114	Chair Starr	Hearing no objection, declares the motion CARRIED.

		SEN. MILLER will lead discussion on the floor.
120	Chair Starr	Closes work session on SJR 39 and opens work session on SB 1311.
<u>SB 1311 WORK SESSION</u>		
122	Sen. Miller	MOTION: Moves SB 1311 to the floor with a DO PASS recommendation.
		VOTE: 3-0 EXCUSED: 2- Sen. Brown and Sen. Bryant
124	Chair Starr	Hearing no objection, declares the motion CARRIED. SEN. MILLER will lead discussion on the floor.
130	Smith	States that SB 1311 is a companion bill to SJR 39.
136	Chair Starr	Further specifies that the ballot title may not be petitioned or objected to in the normal process.
140	Chair Starr	Closes work session on SB 1311 and opens public hearing on SB 1306.
<u>SB 1306 PUBLIC HEARING</u>		
155	Paul Cosgrove	Oregon Financial Services Association (OFSA). Explains that SB 1306 will deal with changes to the Consumer Finance Act. States that these changes were worked out with the OFSA and are technical.
200	James Krueger	Program Manager, Department of Consumer and Business Services (DCBS). Presents (EXHIBIT B) . States that SB 1306 makes a definition change that eliminates archaic language having to do with residency requirements and substitutes language that requires an applicant for a license to be qualified to do business in the state of Oregon. A second provision eliminates a current statute that requires an applicant to satisfy a convenience and advantage provision, this provision requires applicants to present demographic and financial information about the community in which they serve. Another provision would allow a licensee to move their license from within one city to outside of that city's limits. Another provision would amend the bill to change the annual report date to on or before February 15 th .

		States that the bill contains a new provision, which would require a licensee to surrender their license if they do not make loans under that license. Mentions that the ñ1 amendment would insert language which reads, "licensees and persons who should be licensed."
265	Sen. Miller	Asks what happens when a business changes location. Asks if the organization still serves the same community as before the move.
280	Krueger	States that if the move were not within a reasonable distance they would be required to renew their license.
291	Sen. Miller	States that SB 1306 gives flexibility that is advisable. Commends Krueger.
301	Krueger	Adds the law has a 30-day posting period. Explains that the law currently states that if someone wishes to move their license they must wait 30 days before starting business in a new location.
306	Chair Starr	Closes public hearing and opens work session.
<u>SB 1306 WORK SESSION</u>		
307	Sen. Beyer	MOTION: Moves to ADOPT SB 1306-1 amendments dated 04/29/99.
		VOTE: 3-0 EXCUSED: 2 ñ Sen. Brown and Sen. Bryant
	Chair Starr	Hearing no objection, declares the motion CARRIED.
309	Sen. Beyer	MOTION: Moves SB 1306 to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 3-0 EXCUSED: 2 - Sen. Brown and Sen. Bryant
315	Chair Starr	Hearing no objection, declares the motion CARRIED.

		SEN. Starr will lead discussion on the floor.
319	Chair Starr	Closes work session and adjourns meeting at 5:02 p.m.

Submitted By, Reviewed By,

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

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Transcribed By,

Paula Merritt,
 Administration Support

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EXHIBIT SUMMARY

A ñ SJR 39, written testimony, Bob Cantine, 5 pp

B ñ SB 1306, written testimony, James Krueger, 4 pp