

## **SENATE COMMITTEE ON RULES AND ELECTIONS**

**May 11, 1999 Hearing Room B**

**4:30 p.m. Tapes 53 ñ 54**

**MEMBERS PRESENT: Sen. Charles Starr, Chair**

**Sen. Randy Miller, Vice-Chair**

**Sen. Lee Beyer**

**Sen. Kate Brown**

**Sen. Neil Bryant**

**MEMBER EXCUSED:**

**STAFF PRESENT: Brian E. Smith, Administrator**

**Rachel E. Halupowski, Administrative Support**

**MEASURE/ISSUES HEARD: SB 867 Work Session**

**Executive Appointments (En Bloc)**

**Commission for the Blind**

**Long Term Care Advisory Commission**

**Oregon Tourism Council**

**State Plumbing Board**

**Oregon Board of Maritime Pilots**

**SJR 15 Public Hearing and Work Session**

**SJR 3 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 53, A**

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Chair Starr

Opens meeting at 4:35 p.m. and opens work session on SB 867.

**SB 867 WORK SESSION**

010

Bill Sizemore

Oregon Taxpayers United. States that with vote-by-mail there is no difficulty in getting the ballot title to the voter. States that the most controversial language, simplifying language to follow speech patterns, was taken out.

060

Sizemore

Discusses the language in Article 1, Section 17. States that you cannot put something in the "no" vote about an existing law when it will not be changed while voting "yes." States this would keep the spirit of the yes/no vote. States the new language will not allow information that will stay the same to go into the no vote area. States the voters need a clear yes or no opposition for a ballot title.

093

Lynn Rosik

Assistant Attorney General. States the ñ1 amendments remove the controversial language and this makes the transition language clearer. States that the Attorney General has no strong position as to the yes/no position. States that the statute does not dictate the particular types of words that need to be in the measure. States there are no articles and conjunctions because of the limited word use allowed for ballot titles. States there is concern that there will be constraints on some measures.

143

Ross

States they have tried to meet with Sizemore to find language that accomplishes the intent of the legislature but were unable to get a response. States that she is still willing to work with Sizemore on the language until they are in agreement.

164

Chair Starr

Asks if she is specifically talking about Sub 2 of section 3 of the ñ1 amendments.

168

Ross

States the ñ1 amendments do not address this issue. States the language requested to be removed are lines 20-22 , 25-29, and lines 3-5 on the ñ2 amendments.

175

Sizemore

States they are trying to avoid placing too much information into a ballot title to make sure that the intent of the measure is clear and concise.

180

Chair Starr

Submits **(EXHIBIT A)**, written testimony from Daniel Meek, Attorney at Law. Opposes SB 867 and the ñ1 amendments.

181

Sen. Miller

**MOTION: Moves TO ADOPT SB 867 ñ1 amendments dated 5/10/99.**

**VOTE: 3-2****AYE: 3 - Sen. Starr, Sen. Miller, Sen Bryant**

		<b>NAY: 2 - Sen. Beyer, Sen. Brown</b>
	<b>Chair Starr</b>	<b>The motion Carries.</b>
<b>182</b>	<b>Sen. Miller</b>	<b>MOTION: Moves TO ADOPT SB 867 n2 amendments dated 5/11/99.</b>
		<b>VOTE: 3-2</b> <b>AYE: 3 - Sen. Starr, Sen. Miller, Sen. Bryant</b> <b>NAY: 2 - Sen. Beyer, Sen. Brown</b>
	<b>Chair Starr</b>	<b>The motion Carries.</b>
<b>183</b>	<b>Sen. Sen. Miller</b>	<b>MOTION: Moves HB 867 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 3-2</b> <b>AYE: 3 - Sen. Starr, Sen. Miller, Sen. Bryant</b> <b>NAY: 2 - Sen. Beyer, Sen. Brown</b>
	<b>Chair Starr</b>	<b>The motion Carries.</b>  <b>SEN. STARR will lead discussion on the floor.</b>
<b>185</b>	<b>Chair Starr</b>	Closes work session on SB 867 and opens work session on executive appointments.
<b><u>EXECUTIVE APPOINTMENTS n EN BLOC MOTIONS</u></b>		
<b>185</b>		Staff presents (EXHIBITS B, C, D, E, F, G, H, I, J, K).
<b>186</b>	<b>Sen. Miller</b>	<b>MOTION: Moves the reappointments of John A. Boice M.D., Kenneth A. Jernstedt, Leonard L. Kokel and Philip B. Stockstad to the Commission for the Blind to the floor</b>

		with the recommendation that the appointments be confirmed en bloc.
188	Sen. Miller	<b>MOTION:</b> Moves the reappointment of Grace K. Williams to the Long Term Care Advisory Committee to the floor with the recommendation that the appointment be confirmed.
189	Sen. Miller	<b>MOTION:</b> Moves the reappointments of Amy C. Cuddy and David C. Zielke to the Oregon Tourism Council to the floor with the recommendation that the appointments be confirmed en bloc.
190	Sen. Miller	<b>MOTION:</b> Moves the reappointments of Judy C. Bauman and Kenneth C. Carlson to the State Plumbing Board to the floor with the recommendation that the appointments be confirmed en bloc.
191	Sen. Miller	<b>MOTION:</b> Moves the reappointment of Steven E. Woods to the Oregon Board of Maritime Pilot to the floor with the recommendation that the appointment be confirmed.
		<b>VOTE: 5-0</b>  <b>AYE:</b> In a roll call vote, all members present vote Aye.
193	Chair Starr	<b>The motion CARRIES.</b>  <b>SEN. BROWN</b> will lead discussion on the floor.
194	Chair Starr	Closes work session and opens public hearing on SJR 15.
<b><u>SJR 15 PUBLIC HEARING</u></b>		
196	Sen. Miller	States that SJR 15 calls for regular annual sessions of the Legislative Assembly and would restrict the time in session to fewer days than the past average. States the ñ4 amendments require the odd-number year session to not exceed 120 days, and for even-numbered years it would not exceed 50 or 60 days.
200	Sen. Miller	States that the SJR 15 is crafted so that the end of sessions per diem would no longer be paid.
220	Sen. Miller	Closes public hearing and opens work session on SJR 15.

**SJR 15 WORK SESSION****TAPE 54, A****020****Sen. Brown****MOTION: Moves TO ADOPT SJR 15 -4 amendments dated 5/1/99.****VOTE: 5-0****AYE: In a roll call vote, all members present vote Aye.****Chair Starr****The motion CARRIES.****025****Sen. BROWN:****MOTION: Moves SJR 15 be sent to the floor with a BE ADOPTED AS AMENDED recommendation.****VOTE: 5-0****AYE: In a roll call vote, all members present vote Aye.****030****Chair Starr****The motion CARRIES.****SEN. MILLER will lead discussion on the floor.****040****Chair Starr****Closes work session SJR 15 and opens work session on SJR 3.****SJR 3 WORK SESSION****050****Smith****Explains that SJR 3 is a result of a study group that met several times. States SJR 3 ñ1 would give the Elections Division an additional 15 days to verify initiative signatures.****080****Sen. Bryant****MOTION: Moves TO ADOPT SJR 3-1 amendments dated 5/1/99.****VOTE: 5-0****AYE: In a roll call vote, all members present vote Aye.**

	<b>Chair Starr</b>	<b>The motion CARRIES.</b>
083	<b>Sen. Bryant</b>	<b>MOTION: Moves SJR 3 to the floor with a BE ADOPTED AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means.</b>
		<b>VOTE: 5-0</b>  <b>AYE: In a roll call vote, all members present vote Aye.</b>
088	Chair Starr	<b>The motion CARRIES.</b>
089	Chair Starr	Closes work session and adjourns meeting at 5:20 p.m.

Submitted By, Reviewed By,

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

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#### **EXHIBIT SUMMARY**

**A - SB 867 and SJR 3, written testimony, staff, 4 pp**

**B - Executive Appointments, staff, 6 pp**

**C ñ Executive Appointments, staff, 2 pp**

**D ñ Executive Appointments, staff, 4 pp**

**E ñ Executive Appointments, staff, 4 pp**

**F ñ Executive Appointments, staff, 4 pp**

**G ñ Executive Appointments, staff, 4 pp**

**H ñ Executive Appointments, staff, 3 pp**

**I - Executive Appointments, staff, 4 pp**

**J ñ Executive Appointments, staff, 4 pp**

**K ñ Executive Appointments, staff, 2 pp**