

**SENATE COMMITTEE ON RULES AND ELECTIONS**

**June 7, 1999 Hearing Room B**

**8:00 a.m. Tape 79**

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

**Sen. Lee Beyer**

**Sen. Peter Courtney**

**Sen. Neil Bryant**

**MEMBER EXCUSED: Sen. Randy Miller, Vice-Chair**

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

**Patrick Brennan, Administrative Support**

**MEASURE/ISSUES HEARD: SCR 14 Public Hearing and Work Session**

**HCR 10 Public Hearing and Work Session**

**SJR 42 Work Session**

**HB 3303A Public Hearing and Work Session**

**HB 3418-A Public Hearing and Work Session**

**HB 2717-A Work Session**

**HB 2804A Public Hearing and Work Session**

**HB 2005-B 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 79, A		

003	Chair Starr	Opens meeting at 8:00 a.m. and opens public hearing on SCR 14.
<b><u>SCR 14 PUBLIC HEARING</u></b>		
005	Rep. Elaine Hopson	House District 2. Testifies in support of SCR 14. Explains that the resolution honors Danny Blumenthal, the state worker who was killed at Oswald West in April. Says Mr. Blumenthal was the first Oregon State Parks employee to be killed in the line of duty.
014	Chair Starr	Mentions that almost all of the members of the House and Senate have signed on as co-sponsors of the resolution. Expresses appreciation to Rep. Hopson for bringing the resolution forward. Closes the public hearing on SCR 14 and opens a work session on SCR 14.
<b><u>SCR 14 WORK SESSION</u></b>		
018	Sen. Courtney	<b>MOTION: Moves SCR 14 be sent to the floor with a BE ADOPTED recommendation.</b>
020		<b>VOTE: 3-0-2</b>  <b>AYE: In a roll call vote, all members present vote Aye.</b>  <b>EXCUSED: 2 - Beyer, Miller</b>
	Chair Starr	<b>The motion CARRIES.</b>  <b>SEN. DUKES will lead discussion on the floor.</b>
025	Chair Starr	Closes the work session on SCR 14 and opens a public hearing on HCR 10.
<b><u>HCR 10 PULBIC HEARING</u></b>		
031	Brian Smith	Committee Administrator. Gives a brief description of the resolution. Explains that the resolution is a memorial for former Rep. Carrol Howe, who served for 12 years in the Oregon House of Representatives. Indicates that Rep. Howe served as chair of the House Committee on Education from 1965-1971. Adds that Rep. Howe was "an educator, coach, author, and Ö storyteller."
040	Chair Starr	Closes the public hearing on HCR 10 and opens a work session on HCR 10.

**HCR 10 WORK SESSION**

043	Sen. Courtney	<b>MOTION: Moves HCR 10 be sent to the floor with a BE ADOPTED recommendation.</b>
045		<b>VOTE: 3-0-2</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 2 - Beyer, Miller</b>
	<b>Chair Starr</b>	<b>The motion CARRIES.</b>
049	Sen. Bryant	Suggests that the senator who represents the district in which Rep. Howe served should carry the bill.
051	Chair Starr	Indicates that arrangements will be made to assign the carrier accordingly. Closes the work session on HCR 10 and opens a work session for SJR 42.

**SJR 42 WORK SESSION**

053	Sen. Bryant	Notices that line 27 names the resolution after Christopher Norrick. Recalls testimony given by the child's family, which indicated he died as a result of the use of a vacuum extractor during birth. Expresses concern with the practice of naming legislation after a particular victim. Suggests the line be deleted, as other families have also lost children to similar medical practices. Contrasts the resolution from wartime memorials, for which the practice of naming is more applicable.
071	Chair Starr	Mentions the resolution was drafted and brought forth at the request of the mother of Christopher Norrick. Concurs with Sen. Bryant.
083	Sen. Bryant	Says he does not recall past occurrences of naming this type of legislation.
084	Sen. Courtney	Mentions that he has no such recollection, either.
085	<b>Sen. Bryant</b>	<b>MOTION: Moves to AMEND SJR 42 on page 1, deleting line 27.</b>
092	Sen. Courtney	Wonders if the bill is related to abortion.
095	Sen. Bryant	Explains that the bill relates to devices used to assist in the vaginal delivery of babies.

097	Chair Starr	Indicates that the vacuum device is an alternative to forceps.
<b>090</b>		<b>VOTE: 3-0-2</b> <b>EXCUSED: 2 - Beyer, Miller</b>
	<b>Chair Starr</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
<b>104</b>	<b>Sen. Bryant</b>	<b>MOTION: Moves SJR 42 be sent to the floor with a BE ADOPTED AS AMENDED recommendation.</b>
<b>105</b>		<b>VOTE: 3-0-2</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 2 - Beyer, Miller</b>
	<b>Chair Starr</b>	<b>The motion CARRIES.</b>  <b>SEN. STARR will lead discussion on the floor.</b>
112	Chair Starr	Closes the work session on SJR 42 and opens a public hearing on HB 3303A.
<b><u>HB 3303-A PUBLIC HEARING</u></b>		
121	Rep. Judy Uherbelau	House District 52. Testifies in support of HB 3303-A. Explains that current law allows only one disabled veterans parking sticker per family, despite the fact that some families have more than one disabled veteran. Indicates that the practice cannot be changed by administrative rule, necessitating legislation to make the change. Submits a letter from a constituent ( <b>EXHIBIT A</b> ) which describes the reason the bill was introduced.
144	Sen. Courtney	Asks if there is a limit on the total number of disabled stickers allowed per family.
148	Rep. Uherbelau	Replies that she does not know about limits set on non-veteran disabled parking stickers.
151	Chair Starr	Closes the public hearing on HB 3303-A and opens a work session on HB 3303-A.

**HB 3303-A WORK SESSION**

152	Sen. Courtney	<b>MOTION: Moves HB 3303-A to the floor with a DO PASS recommendation.</b>
153		<b>VOTE: 3-0-2</b> <b>EXCUSED: 2 - Bryant, Miller</b>
	Chair Starr	<b>Hearing no objection, declares the motion CARRIED.</b>  <b>SEN. HANNON will lead discussion on the floor.</b>
161	Chair Starr	Closes the work session on HB 3303-A and opens a public hearing on HB 3418-A.

**HB 3418-A PUBLIC HEARING**

162	Rep. Judy Uherbelau	House District 52. Testifies in support of HB 3418-A. States that current law allows for placards to be used by public and private organizations that transport people for health care reasons. Indicates that the placards are only good for 30 minutes, as it is assumed that health care workers drop off disabled workers and come back later to pick them up. Explains that health care workers must often accompany the patient, requiring them to leave the vehicle for extended periods of time. Says the compromise reached with the Department of Motor Vehicles (DMV) was to increase the time limit from 30 minutes to three hours.
185	Chair Starr	Closes the public hearing on HB 3418-A and opens a work session on HB 3418-A.

**HB 3418-A WORK SESSION**

188	Sen. Beyer	<b>MOTION: Moves HB 3418-A to the floor with a DO PASS recommendation.</b>
191		<b>VOTE: 3-0-2</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 2 - Bryant, Miller</b>
	Chair Starr	<b>The motion CARRIES.</b>

		<b>SEN. COURTNEY will lead discussion on the floor.</b>
193	Chair Starr	Closes the work session on HB 3418-A and opens a work session on HB 2717-A.
<b><u>HB 2717-A WORK SESSION</u></b>		
200	Pat Egan	Testifies in support of HB 2717-A. Says the bill excludes broadcasters who are themselves candidates for office. Indicates that the same liabilities would be extended to chief sponsors of ballot measures through the adoption of the ñA3 amendments ( <b>EXHIBIT B</b> ).
228	Sen. Courtney	<b>MOTION: Moves to ADOPT HB 2717-A3 amendments dated 5/28/99.</b>
229		<b>VOTE: 3-0-2</b> <b>EXCUSED: 2 - Bryant, Miller</b>
	Chair Starr	<b>Hearing no objection, declares the motion CARRIED.</b>
231	Sen. Courtney	<b>MOTION: Moves HB 2717-A to the floor with a DO PASS AS AMENDED recommendation.</b>
232		<b>VOTE: 3-0-2</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 2 - Bryant, Miller</b>
	Chair Starr	<b>The motion CARRIES.</b>  <b>SEN. BEYER will lead discussion on the floor.</b>
235	Chair Starr	Closes the work session on HB 2717-A and opens a public hearing on HB 2804A.
<b><u>HB 2804-A PUBLIC HEARING</u></b>		

240	Chair Starr	Notes that the bill has a subsequent referral to the Committee on Ways and Means.
241	Jim Craven	Representative, Oregon Council of the American Electronics Association. Testifies in support of HB 2804-A ( <b>EXHIBIT C</b> ). Says the bill establishes the Oregon Internet Commission. Asserts that the internet, electronic commerce, and a sound state level policy are essential to stimulating investment in the information technology industry in Oregon. Indicates that internet commerce is a \$22 billion industry in the United States, with projections as high as \$350 billion by the year 2002. States that participating in internet commerce can save individual businesses 5-10 percent on operating costs. Says that one third of U.S. households do business over the internet, as do 37 percent of businesses.
277	Craven	Concludes that internet commerce is here to stay. Argues that state agencies must make it clear that Oregon is ready to compete in electronic commerce. Mentions that the lack of a sales tax gives Oregon a short-term advantage as a home for internet businesses, but adds that other states will likely move to make themselves similarly competitive in the future.
305	Craven	Says the bill sunsets prior to the next legislative session, meaning that it is "basically an interim task force." Indicates that the commission will study electronic commerce and make recommendations, an area in which Oregon is behind other states. Adds that the group will have the opportunity to look at the work of other states, adopting what is deemed valuable. Asserts the group will not interfere with other state efforts related to internet business, especially the telecommunications debate.
342	Craven	Indicates that the ñA2 amendments ( <b>EXHIBIT D</b> ) make minor changes related to comments made since the bill's introduction in the House. Describes the changes made by the amendments: <ul style="list-style-type: none"> <li>• Expand the private sector membership from 6 to 8 members, increasing the total membership from 13 to 15</li> <li>• Offer guaranteed seats on the commission to the Department of Administrative Services (DAS), Higher Education, and Economic Development</li> <li>• Narrow the focus of the commission, eliminating content regulation, consumer fraud, and law enforcement as salient issues, so as to lessen the fiscal impact of the bill</li> </ul>
368	Sen. Beyer	Inquires about the ex officio position.
372	Craven	Replies that the ex officio is removed by the amendments.
386	Stephen Kafoury	Representative, Oregon Internet Service Providers Association. Testifies in support of HB 2804-A and the ñA2 amendments. Says the industry is so new that there is no way to forecast what might happen, making it difficult to determine what role government should play in the development of electronic commerce.
400	Chair Starr	Closes the public hearing on HB 2804-A and opens a work session on HB 2804A.

**HB 2804A WORK SESSION**

401	Sen. Beyer	<b>MOTION: Moves to ADOPT HB 2804-A2 amendments dated 5/26/99.</b>
402		<b>VOTE: 3-0-2</b> <b>EXCUSED: 2 - Bryant, Miller</b>
	Chair Starr	<b>Hearing no objection, declares the motion CARRIED.</b>
404	Sen. Beyer	<b>MOTION: Moves HB 2804A to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.</b>
408		<b>VOTE: 3-0-2</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 2 - Bryant, Miller</b>
	Chair Starr	<b>The motion CARRIES.</b>
414	Chair Starr	Closes the work session on HB 2804A and opens a public hearing on HB 2005-B.

**HB 2005-B PUBLIC HEARING**

415	Marjorie Taylor	Committee Administrator. Gives a brief description of the bill. Explains that \$200,000 from the General Fund has been designated for task force expenditures, allowing the subsequent referral to the Committee on Ways and Means to be rescinded. Mentions that Sen. Beyer brought forth the ñB4 amendments <b>(EXHIBIT E)</b> at a previous hearing.
425	Sen. Beyer	Indicates that he withdraws his suggestion that the amendments be adopted, at the request of the sponsors of the bill.
426	Chair Starr	Closes the public hearing on HB 2005-B and opens a work session on HB 2005-B.

**HB 2005-B WORK SESSION**



429	Sen. Beyer	<b>MOTION: Moves HB 2005-B to the floor with a DO PASS recommendation.</b>
433		<b>VOTE: 3-0-2</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 2 - Bryant, Miller</b>
	<b>Chair Starr</b>	<b>The motion CARRIES.</b>  <b>SEN. BEYER will lead discussion on the floor.</b>
440	Chair Starr	Closes the work session on HB 2005-B and adjourns the meeting at 8:33 a.m.

Submitted By, Reviewed By,

Patrick Brennan, Brian E. Smith,

Administrative Support Administrator

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#### **EXHIBIT SUMMARY**

**A ñ HB 3303A, testimony, Rep. Judy Uherbelau, 1 p.**

**B ñ HB 2717-A, -A3 amendments, staff, 1 p.**

**C ñ HB 2804A, testimony, Jim Craven, 2 pp.**

**D ñ HB 2804A, -A2 amendments, staff, 1 p.**

**E ñ HB 2005-B, -B4 amendments, staff, 2 pp.**