

## HOUSE COMMITTEE ON GENERAL GOVERNMENT

**February 24, 1997 Hearing Room D**

**1:00 P.M. Tapes 30 - 31**

**MEMBERS PRESENT:**

**Rep. Ken Strobeck, Chair**

**Rep. Dan Gardner, Vice-Chair**

**Rep. Jim Hill**

**Rep. Bob Montgomery**

**Rep. Kurt Schrader**

**Rep. Liz VanLeeuwen**

**Rep. Tom Whelan**

**MEMBER EXCUSED:**

**STAFF PRESENT:**

**Jeri Chenelle, Administrator**

**Timaree Whitty, Administrative Support**

**MEASURE/ISSUES HEARD:**

**HB 2363 Public Hearing**

**HB 2102 Work Session**

**HB 2185 Work Session**

**HB 2060 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.**

<b>Tape/#</b>	<b>Speaker</b>	<b>Comments</b>
<b>TAPE 30, A (Tape #29 not used)</b>		
	Chair	

005	Strobeck	Opens meeting at 1:13 p.m. Opens public hearing on HB 2363.
<b><u>HB 2363 PUBLIC HEARING</u></b>		
008	Jeri Chenelle	Committee Administrator reviews provisions of the bill.
012	Rep. John Watt	State Representative, District 50, gives testimony in support of HB 2363. Reads Oregon Revised Statutes 183.545 and 183.550 to be repealed ( <b>EXHIBIT A</b> ).
039	Chair Strobeck	Asks if he is advocating that there should be any periodic review of these rules or leaving it up to each individual agency to update them as circumstances require.
042	Rep. Watt	Responds he thinks administrative rules need to be looked at as the law changes.
062	Patricia O' Sullivan	Statewide Legislative Manager for the Department of Administrative Services gives testimony in support of HB 2363.
093	Chair Strobeck	Asks what kind of participation is received from members of the public or industries subjected to regulations when hearings are held to adopt new rules.
095	O'Sullivan	Responds it depends on the rules. In the past, she has seen both no participation to huge participation.
120	Rep. Schrader	Asks what percentage of time is spent reviewing rules which in your opinion is a waste of time.
122	O'Sullivan	Responds she can't give a percentage because it varies from agency to agency.
133	Chair Strobeck	Closes public hearing on HB 2363. Opens work session on HB 2102
<b><u>HB 2102 WORK SESSION</u></b>		
141	Jeri Chenelle	Committee Administrator reviews provisions of the bill.
160	Rep. Schrader	<b>MOTION: Moves to ADOPT HB 2102-1 amendments dated 02/06/97.</b>
	Chair Strobeck	<b>Hearing no objection, declares the motion CARRIED.</b>
164	Rep. VanLeeuwen	Asks if this recertification can be done through administrative rule.
168	Chenelle	Responds part can be done through administrative rule through their determination of the recertification process.
192	Steve Bennett	Director, Board of Public Safety Standards and Training explains the need for the lapse provision currently not stated in statute. The process by which this lapse is administered is covered under administrative rule.

200	Chair Strobeck	Asks if there is a state statute certifying telecommunicators or emergency dispatchers.
202	Bennett	Responds affirmatively.
206	Rep. Whelan	<b>MOTION: Moves HB 2102 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 6-0</b>  <b>AYE: In a roll call vote, all members present vote Aye.</b>  <b>EXCUSED: 1 - Rep. Hill</b>
	Chair Strobeck	<b>The motion CARRIES.</b>  <b>REP. WHELAN will lead discussion on the floor.</b>
233	Chair Strobeck	Closes work session on HB 2102. Opens work session on HB 2185.
<b><u>HB 2185</u></b> <b><u>WORK</u></b> <b><u>SESSION</u></b>		
236	Jeri Chenelle	Committee Administrator reviews provisions of the bill. Explains amendments.
265	Rep. VanLeeuwen	Asks if property taxes can be used to finance the bond.
267	Chenelle	Responds affirmatively. Comments only property taxes originally used to finance the bond can be used to refinance the bond.
305	Chair Strobeck	Asks if these amendments in no way open up certificates of participation to be repaid principle or interest from property taxes.
310	Bill Nessly	Representative from Oregon Justice Department responds affirmatively.
340	Chuck Smith	Debt Manager, Oregon State Treasury comments the whole purpose of the amendment is to eliminate any confusion between general obligation bonds and revenue bonds. If the bonds to be advance refunded are general obligation bonds they can be supported by property taxes.
360	Rep. VanLeeuwen	Requests clarification of the language in the amendments to the bill.
364	Smith	Responds he is referring to lines 19 through 23 of the -1 amendments which clarifies bonds as general obligation bonds.
393	Rep. VanLeeuwen	Referring to page two of the bill in lines 14 through 17, asks if this puts certificates of participation in the same category as general obligation bonds.
412	Smith	Responds negatively. This language only clarifies advanced refunding, it does not expand any taxing or financing authority.
<b>TAPE 31, A</b>		

003	Rep. VanLeeuwen	Asks if certificates of participation could be paid off if it went to a general obligation bond.
009	Smith	Responds if it went to the vote by the people and complied with Measures 5 and 47, the funds could be used to pay off certificates of participation if they were redeemable early.
016	Rep. Gardner	<b>MOTION: Moves to ADOPT HB 2185-1 amendments dated 02/03/97.</b>
	Chair Strobeck	<b>Hearing no objection, declares the motion CARRIED.</b>
019	Chair Strobeck	Asks for review of -2 amendments.
020	Chenelle	Reviews -2 amendments.
057	Chair Strobeck	Asks Treasury staff if they had a chance to review the amendments.
084	Nessly	Provides further clarification of -2 amendments.
111	Rep. VanLeeuwen	Asks where in the bill it eliminates using property taxes to repay certificates of participation.
113	Nessly	Responds that nothing in this bill grants authorization to levy tax bonds to sustain revenue bond repayments or certificates of participation repayment. Comments authorizations must come from pre-existing provisions of the law.
136	Rep. Hill	<b>MOTION: Moves to ADOPT HB 2185-2 amendments dated 02/03/97.</b>
	Chair Strobeck	<b>Hearing no objection, declares the motion CARRIED.</b>
138	Chair Strobeck	Asks for review of -3 amendments.
140	Chenelle	Reviews -3 amendments.
163	Rep. Gardner	<b>MOTION: Moves to ADOPT HB 2185-3 amendments dated 02/19/97.</b>
	Chair Strobeck	<b>Hearing no objection, declares the motion CARRIED.</b>
188	Chair Strobeck	Asks for a motion on the bill.
191	Rep. Gardner	<b>MOTION: Moves HB 2185 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 7-0</b>  <b>AYE: In a roll call vote, all members present vote Aye.</b>
	Chair Strobeck	<b>The motion CARRIES.</b>  <b>REP. STROBECK will lead discussion on the floor.</b>

	Chair Strobeck	Closes work session on HB 2185. Opens public hearing on HB 2060.
<b><u>HB 2060</u></b> <b><u>PUBLIC</u></b> <b><u>HEARING</u></b>		
199	Rep.Strobeck	Opens work session on HB 2060 to refer to House Committee on Commerce with a subsequent referral to Revenue
212	<b>Rep. Gardner</b>	<b>MOTION: Moves HB 2060 be referred to the House Committee on Commerce with subsequent referral to Revenue without RECOMMENDATION to passage.</b>
	<b>Chair Strobeck</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
224	Chair Strobeck	Adjourns meeting at 1:59 p.m.

Submitted By, Reviewed By,

Timaree Whitty, Jeri Chenelle,

Administrative Support Administrator

#### **EXHIBIT SUMMARY**

**A - HB 2363, written materials, Rep. John Watt, 1 p.**