

HOUSE COMMITTEE ON RULES AND ELECTIONS

June 24, 1997 Hearing Room D

8:00 AM Tapes 108 - 109

**MEMBERS PRESENT:**

Rep. Lynn Snodgrass, Chair

Rep. Peter Courtney, Vice-Chair

Rep. Lee Beyer

Rep. Bill Markham

Rep. Ken Messerle

Rep. Jim Welsh

Rep. Kitty Piercy

**STAFF PRESENT:**

Janet Adkins, Policy Analyst

Erik Deitz, Administrative Support

Kellie Shoemaker, Committee Clerk

**MEASURE/ISSUES HEARD:**

SB 1115 Public Hearing

SB 500 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 108, A</b>		
005	Chair Snodgrass	Calls meeting to order at 8:25 a.m., opens public hearing on SB 1115.
<b><u>SB 1115</u></b> <b><u>PUBLIC</u></b> <b><u>HEARING</u></b>		
010	Janet Adkins	Policy Analyst, explains SB 1115 to committee and audience.

020	David Schuman	Deputy Attorney General, testifies in favor of SB 1115. States that the bill is policy neutral and revenue neutral.
035	Rep. Markham	Asks who staffs the committee.
038	Schuman	Responds.
042	Dominique Vetri	University of Oregon, testifies in favor of SB 1115. Explains how the committee will be appointed and how it works. States the committee's purposes. Explains that the committee can suggest changes to legislation.
090	Rep. Markham	Asks what is going to happen to the current committee.
091	Vetri	Responds that there will not be a lot of differences.
100	Linda Siskim	University of Oregon, Intern, Sen. Jeanette Hamby's Office, testifies in favor of SB 1115. States that law professors can work with students to do research and it brings federal money for the work study program to law schools.
125	Rep. Markham	Asks about amendments and the bar exam.
130	Vetri	Responds.
140	Rep. Welsh	Asks about changes in the language.
145	Vetri	Responds that Legislative Counsel is supportive of the bill.
150	Siskim	Explains the difference between the current language and the language that was taken out.
160	Chair Snodgrass	Explains her concerns in section 4 of SB 1115. Explains that this bill could turn into a lobby group of attorneys.
170	Vetri	Responds no and what the committee's true intent is.
200	Chair Snodgrass	Asks about language in SB 1115.
212	Vetri	Responds that the committee can look at laws that the legislators can not get to in a five or six month session.
225	Rep. Markham	Asks for simplification in law language.
235	Rep. Piercy	States that it sounds like the committee will look at things that need a little fix.
245	Chair Snodgrass	Asks how the legislators can be helped.
251	Vetri	Responds that after the laws have passed attorneys realize that laws don't answer all questions. The committee can analyze what exactly the law was intended to do.
268	Chair Snodgrass	Asks if Legislative Counsel is supposed to take care of that type of thing.

270	Vetri	Responds that Legislative Counsel looks at the bills before the fact not after.
283	Rep. Beyer	Asks if this is sort of what the bar association does to look at certain areas of law.
295	Vetri	Responds that this committee will look at a more narrow scope.
303	Chair Snodgrass	Asks what he thinks it will be like working with legislators.
305	Vetri	Responds that there will be legislators on the committee and the committee will also report to the legislators.
325	Chair Snodgrass	Asks when the committee starting date would be.
330	Siskim	Responds.
346	Chair Snodgrass	Recesses meeting at 8:41 a.m. Reconvenes meeting at 4:20 p.m., opens work session on SB 500.
<b>SB 500 WORK SESSION</b>		
350	Rep. Snodgrass	<b>MOTION: Moves to SUSPEND the rules for the purpose of reconsidering the vote on SB 500.</b>
	Chair Snodgrass	<b>Hearing no objection, declares the motion CARRIED.</b>
355	Rep. Snodgrass	<b>MOTION: Moves to RECONSIDER the vote by which the committee passed SB 500. "</b>
	Chair Snodgrass	<b>Hearing no objection, declares the motion CARRIED.</b>
365	Rep. Snodgrass	<b>MOTION: Moves to SUSPEND the rules for the purpose of reconsidering the vote by which the committee adopted the -6 amendments.</b>
	Chair Snodgrass	<b>Hearing no objection, declares the motion CARRIED.</b>
400	Rep. Snodgrass	<b>MOTION: Moves to RECONSIDER the vote by which the committee adopted the -6 amendments.</b>
	Chair Snodgrass	<b>Hearing no objection, declares the motion CARRIED.</b>
430	Cara Filsinger	Committee Administrator, explains the -A12 , -A13 and -10 amendments to committee and audience ( <b>EXHIBIT A, B, C</b> ).
<b>TAPE 109, A</b>		
040	Jon Chandler	Oregon Building Industry Association, explains the -12 amendments to committee. States which ORS that the -12 amendments will amend.
090	Bob Rindy	Land Conservation and Development Commission, (LCDC), testifies in favor of SB 500 and the -12 amendments.
115	Chair Snodgrass	Asks if the powers have been used once or twice a year.

122	Rindy	Responds that is the average.
135	Chandler	States that he has nobody in mind that this will need to be used on, it just may need to be used in the future.
160	Fred VanNatta	Oregon Association of Realtors, testifies in favor of the -12 amendments.
165	John Gervais	Oregon resident, testifies in favor of the -12 amendments.
170	Rep. Barbara Ross	District 35, testifies against the adoption of the -12 amendments.
210	Rep. Beyer	Asks about specific wording in the -12 amendments.
218	Rep. Ross	Responds.
222	Carence Kay	Oregon resident, testifies against the -12 amendments.
250	Rep. Beyer	Asks about specific wording in the -12 amendments.
260	Kay	Responds.
261	Rep. Kurt Schrader	District 23, testifies against the -12 amendments.
310	John Lamb	Oregon Commission for a Voice in Annexation, testifies against the -12 amendments.
360	Lamb	States that he would like this issue covered next session.
370	Sandra Bishop	League of Women Voters, testifies against the -12 amendments.
<b>TAPE 108, B</b>		
030	Chandler	Explains why he would like SB 500 to become law. States that he does not have anything in mind yet but that it is more of a just-in-case thing.
060	Rep. Beyer	Asks about establishing a pattern.
065	Chandler	Responds that is arbitrary.
070	Rindy	States that two does not establish a pattern. Explains LCDC's authority.
075	Rep. Beyer	Asks about specific language in the - 12 amendments.
100	Rindy	Responds.
115	Rep. Beyer	Asks about LCDC's specific plan if the bill becomes law.
120	Rindy	Responds.
135	Chandler	Explains when LCDC will need to step in.
140	Rep. Piercy	Asks if there is something so imminent that this law needs to be passed now.
146	Chandler	Responds that there could be.
180	Rep. Lee Beyer	District 42, explains the -13 amendments to committee and audience. Explains that the -13 amendments will keep the building inspector in

		control.
230	Mark Nelson	Representing Randall Realty, testifies in favor of the -13 amendments. States that the amendments establish a time line for building permit issuance.
280	Nelson	Explains that local government will look at their work load and if they have time they will issue the permit. If not they will have authority to go to a third party to get a permit. Explains that this bill will provide flexibility for local governments.
320	Rep. Piercy	Asks if we are going to hear from local municipalities.
325	Chair Snodgrass	Responds yes. Asks Rep. Beyer about specific language in the -13 amendments.
335	Rep. Beyer	Responds.
367	Art Schlack	League of Oregon Cities, comments on the fiscal impact on the -6 amendments. Comments that many of the same elements are in the -13 amendments.
413	Schlack	States that the completeness would not be there if you go to the third party. Comments on the statement made by LC on whether it is a Measure 30 mandate.
438	Rep. Piercy	Comments on the review process which would require more people to be hired.
451	Schlack	Explains the importance right now for the completeness check to be there because there are a lot of important things that the local governments look at.
462	Rep. Piercy	Asks if you could require a check off from the third party to ensure the completeness.
464	Schlack	Responds that is a possibility.
<b>TAPE 109, B</b>		
002	Jerald McKee	Building Director for the City of Hillsboro, comments on the third party application. Comments on specific wording in SB 500. States that his jurisdiction is the most efficient at this time. Explains Hillsboro's methods to issue building permits.
052	McKee	Explains that his jurisdiction does not like to count on third parties to do his work, and that accountability is important in Hillsboro. Explains that the language is not clear in SB 500, and that he is almost forced to go out of state to find combined services.
102	McKee	States he would like to see the merits from SB 35 from the sixty-eighth Legislative Assembly and combined into SB 500.
113	Ray Kerridge	Representing the City of Portland, submits and presents testimony in opposition to SB 500 ( <b>EXHIBIT D</b> ). Explains the process that was gone through on SB 35 in the sixty-eighth Legislative Assembly. States that the is bill is going in a different direction.
148	Kerridge	Explains that the bill suggests having third party inspectors licensed but that there is not a licensing process now so that would have to be put

		into effect.
155	Rep. Beyer	Asks about the liability of the municipalities licensed under section 5.
153	Kerridge	Responds that there is another section that could contradict section 5.
154	Rep. Beyer	Comments on his concept on a time line.
166	Kerridge	Explains that right now there are city and county employees working on this, and doing an excellent job.
176	John Gervais	International Brotherhood of Electrical Workers, testifies in favor of SB 500.
200	Gary Wright	Plumbers Union, testifies in favor of SB 500.
206	Chair Snodgrass	Comments that she likes the concept, asks if they intended to have six government types.
215	Gervais	Responds that in drafting the bill he wanted to make sure that nobody was excluded that has a stake in this situation.
232	Rep. Piercy	Asks for clarification on SB 35 from last session, and how it relates to this issue.
	Gervais	Responds to Rep. Piercy's request, offers to talk to her about the issue.
228	Chair Snodgrass	Closes the work session on SB 500, and adjourns meeting at 5:35

Submitted By, Reviewed By,

Erik Deitz, Janet Adkins,

Administrative Support Policy Analyst

**EXHIBIT SUMMARY**

**A - SB 500, -12 amendments, Staff, 2 pp**

**B - SB 500, -13 amendments, Staff, 6 pp**

**C - SB 500, -10 amendments, Staff, 6 pp**

**D - SB 500, written testimony, Ray Kerridge, 2 pp**