HOUSE COMMITTEE ON RULES AND ELECTIONS

July 3, 1997 Hearing Room D

7:45 A.M. Tapes 121-124

MEMBERS PRESENT:

Rep. Lynn Snodgrass, Chair

Rep. Tony Corcoran, Vice-Chair

Rep. Lee Beyer

Rep. Bill Markham

Rep. Ken Messerle

Rep. Kitty Piercy

Rep. Jim Welsh

STAFF PRESENT:

Janet Adkins, Policy Analyst

Bryan Boehringer, Committee Administrator

Pat Zwick, Policy Analyst

Valerie Luhr, Administrative Support

Kellie Shoemaker, Committee Clerk

MEASURE/ISSUES HEARD:

SB 974B Public Hearing and Work Session

SB 1198A Public Hearing and Work Session

SB 870A Public Hearing and Work Session

HJR 41 Work Session

SJR 13 Public Hearing and Work Session

These minutes are in compliance with Senate and House Rules. <u>Only text enclosed in quotation</u> <u>marks reports a speaker's exact words.</u> For complete contents, please refer to the tapes.

Tape/#	Speaker	Comments
TAPE 124, A		
003	Chair Snodgrass	Convenes the meeting at 8 a.m. Opens public hearing on SB 974B. Welcomes Rep. Tony Corcoran as the committee's new vice-chair.
SB 974B - PUBLIC HEARING		
012	Janet Adkins	Committee Administration, reviews the provisions of the measure and the -B9 amendments [EXHIBIT A] and provides the members a hand-engrossed copy of the bill.
037	Rep. Welsh	How different is this than the one that died on the floor.
	Chair Snodgrass	Explains that SB 974 B-Engrossed died on the floor. The -B9 amendments are negotiated language that Rep. Luke helped with.
054	Fred VanNatta	Oregon Building Industry Association and Oregon Association of Realtors, comments on Rep. Luke's concerns with the measure: * bill implementation, Sections 3a and 3b [EXHIBIT A, page 1] * "license" changed to "certification" * testing
093	Ken Keudell	Administrator, Construction Contractors Board, referring to Section 7 of the measure, the language appears to prohibit anyone from performing construction had they done some kind of inspection on the particular site. This amendment should take care of that.
101	Chair Snodgrass	Asks for a reminder of the main purpose for bringing this bill forward.
	VanNatta	Responds. Home inspectors, on the sale of a used home, come in and inspect the house. The liability laws have been growing for realtors if they should have known about some defect in the dwelling. No standards for inspectors of used houses.
	Chair Snodgrass	Asks if this legislation would protect against the shyster.
	VanNatta	Responds. If the home inspector finds the flaws and defects and discloses them, it is a protection for the buyers of used homes.
	Terry Witt	Oregonians for Food and Shelter, comments the Chair's question is accurate. Section 7 would prevent home inspector from doing repair on a structure within twelve months. Their involvement is because home inspector did not have mechanism for licensure. Had been getting a license as a pest control operator from the Department of Agriculture.
156	Rep. Markham	Asks if you have to guarantee your home to sell it.
	VanNatta	Responds. No one guarantees it, but there is a disclosure statement.

	Genoa Ingram- Read	Oregon Association of Realtors, comments on the provisions of SB 1095 from two sessions ago, which required seller to disclose no defects of the dwelling.
179	Rep. Markham	Asks what percentage of used houses are sold under no guarantee.
	Ingram-Read	Responds. Oregon Association of Realtors sells the disclosure forms. Overwhelmingly the disclosure form is used and rarely is the disclaimer used.
	Rep. Markham	Does not understand the response. Asks about the percentage.
	Ingram-Read	Responds. There are two forms. One is the check sheet. Does not have a percentage. In our office, it is almost always the seller's disclosure form.
	Keudell	Explains in 1991, the definition of construction contractor was changed to add the word "inspect." Since then, those that do inspections for a fee have had to register with the Construction Contractors Board. Claims for those in the inspection business is high Change in this bill would make home inspectors qualified to do the job.
254	Vice-Chair Corcoran	Asks how this bill would affect a roofer who does a cursory roof inspection, but is not a certified inspector. Refers to a case in Oakridge.
	Keudell	Responds. This bill would not affect that person. The bill pertains to the inspection of the entire house.
285	Rep. Piercy	Asks about increase in costs to the consumer for providing this certification.
	Keudell	Explains the license fees for certification. Cost to consumer is small compared to the benefits.
308	Ingram-Read	Oregon Association of Realtors began working on this bill seven years ago. Comments on their efforts. Pest and dry rot inspectors are not affected by this bill; just those who do the entire inspection
	Rep. Welsh	Asks if he were to sell his home, will he be required to have a whole- house inspection.
	Ingram-Read	Responds. Not required, but an option to the consumer.
	Rep. Welsh	Asks if there will be an added cost to the consumer.
	Ingram-Read	Is more of a benefit to the consumer. We do not anticipate a significant increase.
358	Witt	Explains they got involved because their industry's license was being used in the past as the vehicle to do home inspections. Supports Section 7 because it gives them the separation needed.
376	Chair Snodgrass	Closes public hearing on SB 974B, and opens work session on SB 974B.
<u>SB 974B -</u> WORK SESSION		1

385	Rep. Welsh	MOTION: Moves to ADOPT SB 974B-9 amendments dated 07/02/97.
		EXCUSED: 2 - Beyer, Corcoran
	Chair Snodgrass	Hearing no objection, declares the motion CARRIED.
394	Rep. Welsh	MOTION: Moves SB 974B to the floor with a DO PASS AS AMENDED recommendation.
		AYE: In a roll call vote, all members present vote Aye.
		EXCUSED: 2 - Beyer, Corcoran
	Chair	The motion CARRIES.
	Snodgrass	REP. CORCORAN will lead discussion on the floor.
419	Chair Snodgrass	Closes work session on SB 974B. Opens public hearing on SB 1198A.
<u>SB 1198A -</u> <u>PUBLIC</u> <u>HEARING</u> TAPE 122, A		
003	Janet Adkins	Committee Administrator, reviews the provisions of SB 1198A.
020	Howard Davis	Submits and presents testimony in support of SB 1198A [EXHIBIT B].
080	Davis	Continues testimony.
159	Davis	Continues testimony.
205	Rep. Markham	Asks what a module is.
	Davis	Explains a module is a unit of instruction.
239	Rep. Markham	Asks about Dr. Franks, a neurosurgeon.
	Davis	Responds. Explains Dr. Franks appears in the instructional video to parents that was funded by an education grant.
302	Rep. Markham	Asks where Dr. Franks works.
	Davis	Adventist Hospital in Portland, Oregon.
308	Rep. Messerle	Comments on his support of the measure. Is concerned about a lack of endorsements from the School Board Association, teachers' groups, Confederation of Oregon School Administrators (COSA), Governor's Office, and the Board of Education.
	Davis	Comments on his efforts to meet with representatives of various groups. Has support from some school districts.
385	Chair Snodgrass	Closes public hearing on SB 1198A. The committee is at recess, 8:53 a.m.
399	Chair	Reopens the meeting at 8:56 a.m. The committee will be in recess

	Snodgrass	until 9: 20 a.m.
404	Chair Snodgrass	Convenes the meeting at 9:37 a.m. Opens public hearing on SB 870A.
<u>SB 870A -</u> PUBLIC HEARING		
411	Pat Zwick	Policy Analyst, reviews the provisions of the measure and the -A8 amendments [EXHIBIT C] and announces that members have copies of written testimony from citizens [EXHIBIT D] .
TAPE 121, B]	
032	Blair Batson	Staff Attorney, 1000 Friends of Oregon, testifies in opposition to SB 870A and the -A8 amendments.
063	Rep. Messerle	Asks how close the proposed site is to the high value agriculture land.
	Batson	Within one mile of the North Unit Irrigation District. A representative from the Jefferson County Farm Bureau has maps.
	Rep. Messerle	Asks if proximity pertains to the lodge itself or the property boundary.
	Batson	The actual development will be within three miles of the high value farm land.
075	Chair Snodgrass	Asks Batson for an estimate of time for her testimony
077	Batson	Continues testimony. Comments that 1.2 percent of the farm land east of the Cascades meets the state's statutory definition of high value crop land. Comments on the effects of the bill.
135	Linda Swearingen	Deschutes County Commissioner, testifies in support of the measure. It is not a supersiting. Will promote tourism, economic development, and employment opportunities. There are only 11 commercial farms in Deschutes County. This is important for their community. Wants to see the bill pass so they can make application.
173	Mickey Killingsworth	President, Jefferson County Farm Bureau, submits written information [EXHIBIT Q] and testifies in opposition to the measure. Displays a map of the proposed area to the committee.
200	Chair Snodgrass	Asks Killingsworth to tell the committee specifically how the destination resort would impact the farmers.
	Killingsworth	Continues testimony. They do not oppose an overnight destination resort. A 400-home subdivision is a problem. Would affect high value crop land. Says it is a supersiting bill. Introduces the -B9 amendments [EXHIBIT E]. Submits a list of signatures in opposition to the bill [EXHIBIT F, oversized exhibit]. (The cover page for EXHIBIT F is exhibited with minutes in Committee Records. The original exhibit is at State Archives.)
268	Rep. Beyer	Asks where the people are from.
	Killingsworth	From around the state of Oregon.

270	Rep. Beyer	Asks about the population in Deschutes and Jefferson counties.
	Swearingen	There are 100,000 people in Deschutes County.
	Killingsworth	There are 14,000 people in Jefferson County.
280	Welsh	The committee is in recess at the call of the chair, 9:58 a.m.
284	Chair Snodgrass	Reconvenes the committee at 12:35 a.m., and reopens public hearing on SB 1198A.
<u>SB 1198A -</u> <u>PUBLIC</u> HEARING		
291	Davis	Reviews conceptual amendments to SB 1198A.
338	Rep. Messerle	Asks for clarification of language being stricken.
	Davis	Explains lines 42 through 45 on page 2 and line 1, page 3, of the bill. Continues testimony on the -A3 amendments.
TAPE 122, B	,	
001	Davis	Continues review of the conceptual amendments.
049	Rep. Piercy	Asks for the definition of "character education."
	Davis	Responds. Is up to the steering committee. Is not a particular program Explains there are broad definitions within the Department of Education.
072	Rep. Messerle	Asks who from the Department of Education will establish the steering committee (page 3, lines 19 and 20, A-Eng. SB 1198).
	Davis	Explains it would be an act of the department head or whoever would be delegated to do it.
100	Chair Snodgrass	Closes public hearing on SB 1198A and reopens public hearing on SB 870A.
<u>SB 870A -</u> <u>PUBLIC</u> <u>HEARING</u>		
109	Sen. Neil Bryant	State Senator, District 27, submits testimony [EXHIBIT H] summarizing the -A8 amendments and testimony from the Deschutes County Farm Bureau [EXHIBIT I] in support of SB 870A. Comments on the formation of a group of interested parties and discussions with the Governor.
145	Bob Rindy	Department of Land Conservation and Development (DLCD), explains DLCD was asked to provide technical assistance in crafting an amendment that would relate to the exceptions process. Is present to responds to questions about the amendments and the process.
183	Rep. Messerle	Asks why the applicants are not required to look at all the sites.
	Rindy	We were asked to provide technical assistance. That question should be put to others.
	Sen. Bryant	Comments that Deschutes County has a three-mile island around the outskirts of the county, which has not been mapped or considered for

		destination resorts; explains.
204	Rep. Messerle	Comments on a destination resort in the Bandon area. Asks how this process differs from the one at the coast.
	Rindy	Explains the amendment is intended to deal with a specific situation that occurs in two counties, Deschutes and Klamath counties.
224	Rep. Messerle	Asks if this project could not go through the normal exception process because it is not mapped.
	Rindy	Explains the exception process could be followed without this amendment, but the amendment changes the way the exception is pursued.
	Rep. Piercy	States her understanding that these counties chose not to do the mapping process, so the exceptions process does not apply to the unmapped area as it would if they had chosen to map. Now, a special process is being set up for those counties who chose not to map.
	Sen. Bryant	Concurs.
249	Nancy Craven	Responds to Rep. Piercy. The difficulty in Deschutes County and the reason for partial mapping is the result of a Court of Appeals case; explains.
264	Rep. Piercy	States her understanding that the three-mile buffer is there because of land use planning to protect farm lands.
	Craven	Explains the three-mile buffer is recognition of protections for agricultural lands. This bill does not change the standards in the exceptions statute.
262	Rindy	Explains the statement from the Department of Justice describes legal counsel's decision about how this affects the statutes [EXHIBIT J] .
	Bryant	Explains the letter from the Deschutes County Farm Bureau [EXHIBIT I] is intended to address the original SB 870A.
287	Rep. Messerle	Asks if the support includes the -A8 amendments. States he has been lobbied by adjacent farmers and by Ed Hughes and Associates who were for the original bill, but against the -A8 amendments.
	Bryant	Responds. There should be a new letter from the Deschutes County Farm Bureau in support of the -A8 amendments. Has talked with a representative of the Association of Nurserymen about the concerns of retroactivity. Does not see that the arguments they are concerned about are effective here. This is not a retroactive statute.
306	Rep. Messerle	Has the May 5 letter from the Deschutes County Farm Bureau.
	Sen. Bryant	Responds he will provide copy of the other letter.
	Chair Snodgrass	Says it is important to have a more recent letter considering the new amendments.
	Sen. Bryant	Comments it is the last page attached to the letter from the Redmond Chamber of Commerce [EXHIBIT K] .
		State Representative, House District 23, testifies in opposition to SB 870A. Comments the measure is an arduous task because it does not

327	Rep. Kurt Schrader	fit the policies now in place; comments. There are other areas available for a destination resort. Oregon Farm Bureau looked at the issue of destination resorts and decided not to change anything. The proximity issue is a key issue. There is no need for an exception to an exception process. Urges the committee to vote no.
394	Chair Snodgrass	Explains the committee has received evenly-based testimony and testimony from those who have traveled more than 100 miles. Will not call on any more witnesses. Closes public hearing on SB 870A, and opens work session on SB 870A.
SB 870A - WORK SESSION		
410	Rep. Welsh	MOTION: Moves to ADOPT SB 870A-8 amendments dated 06/30/97.
TAPE 123, A		
001		Committee discussion on the amendments before the committee.
430	Gary Conkling	Representing developers of the proposed Rim Rock Resort, offers the -A8 amendments. Explains the Governor will sign these amendments.
021		AYE: 5 - Beyer, Markham, Messerle, Welsh, Snodgrass NAY: 2 - Corcoran, Piercy
	Chair	The motion CARRIES.
026	Rep. Welsh	MOTION: Moves SB 870A to the floor with a DO PASS AS AMENDED recommendation.
		AYE: 4 - Markham, Messerle, Welsh, Snodgrass
		NAY: 3 - Beyer, Corcoran, Piercy
	Chair	The motion CARRIES. REP. WELSH will lead discussion on the floor.
040	Rep. Piercy	Serves notices of possible minority report.
047	Chair Snodgrass	Closes work session on SB 870A, and opens public hearing on SJR 13.
<u>SJR 13 -</u> PUBLIC HEARING		
058	Lynn Lundquist	State Representative, District 59, and Speaker of the House, submits testimony in explanation of SJR 13 [EXHIBIT L]. Introduces the -4 amendments [EXHIBIT M].
	Vice-Chair	Asks if the measure is attached to transportation or charter schools.
102	Corcoran	Asks if the measure is attached to transportation of charter schools.

	Lundquist	Responds. No.
106	Rep. Beyer	Asks if the estimate is still on an annual basis.
	Speaker Lundquist	Yes.
119	Rep. Markham	Asks what happened to bill voted on.
	Speaker Lundquist	Explains they made a lottery education rainy day fund.
	Rep. Markham	Asks what assurance you have it won't happen again.
	Speaker Lundquist	Explains it would be for concurrence or non-concurrence.
132	Peter Grundfossen	Association of Oregon Housing Authorities, testifies in opposition to SJR 13 because it mandates under the Constitution the return of kicker money to the taxpayers without any further consideration by the legislature. Urges the committee to not support the measure.
192	Sandra Bishop	Oregon League of Women Voters, are concerned about the possibility of putting the kicker in the Constitution. Has progressed through the Senate with absolutely no discussion of this issue. Don't give away your power. Legislators need to retain that power to look at the kicker.
216	Chair Snodgrass	Closes public hearing on SJR 13, and opens work session on SJR 13.
WORK		
<u>SJR 13 -</u> WORK SESSION 219	Rep. Beyer	MOTION: Moves to ADOPT SJR 13-4 amendments dated 07/03/97.
WORK SESSION	Rep. Beyer	
WORK SESSION	Rep. Beyer	07/03/97. AYE: 3 - Beyer, Corcoran, Snodgrass
WORK SESSION		07/03/97.
WORK SESSION	Rep. Beyer	07/03/97. AYE: 3 - Beyer, Corcoran, Snodgrass
WORK SESSION 219	Chair	07/03/97. AYE: 3 - Beyer, Corcoran, Snodgrass NAY: 4 - Markham, Messerle, Piercy, Welsh
<u>WORK</u> <u>SESSION</u> 219 238 238 <u>SB 530 -</u> <u>PUBLIC</u>	Chair Snodgrass Chair	07/03/97. AYE: 3 - Beyer, Corcoran, Snodgrass NAY: 4 - Markham, Messerle, Piercy, Welsh The motion FAILS.
WORK SESSION	Chair Snodgrass Chair	07/03/97. AYE: 3 - Beyer, Corcoran, Snodgrass NAY: 4 - Markham, Messerle, Piercy, Welsh The motion FAILS.
WORK SESSION 219 238 238 SB 530 - PUBLIC HEARING	Chair Snodgrass Chair Snodgrass	07/03/97. AYE: 3 - Beyer, Corcoran, Snodgrass NAY: 4 - Markham, Messerle, Piercy, Welsh The motion FAILS. Closes work session on SJR 13, and opens public hearing on SB 530.

	Snodgrass	Comments on the failure of the bill on the floor.
365	Vice-Chair Corcoran	States there is a procedural flaw. Will challenge the acceptability of moving the bill out of committee to the floor. This is a violation of raising the same issue twice.
	Rep. Markham	Explains this a senate bill and the other was a house bill.
386	Boehringer	Comments on the evidence section.
400	Chair Snodgrass	Closes the public hearing on SB 530, and opens a work session on SJR 13.
SJR 13 - WORK SESSION		
419	Rep. Snodgrass	MOTION: Moves to SUSPEND rules for the purpose of reconsidering the vote on SJR 13.
		AYE: 5 - Beyer, Corcoran, Messerle, Piercy, Snodgrass
		NAY: 2 - Markham, Welsh
	Chair Snodgrass	The motion CARRIES.
TAPE 124 ,	, A	
	Rep. Piercy	MOTION: Moves to RECONSIDER the vote by which "(Moves
010	Kep. Tiercy	to ADOPT SJR 13-4 amendments dated 07/03/97)".
010		to ADOPT SJR 13-4 amendments dated 07/03/97)". AYE: 4 - Beyer, Corcoran, Piercy, Snodgrass
010		
010	Chair Snodgrass	AYE: 4 - Beyer, Corcoran, Piercy, Snodgrass
	Chair	AYE: 4 - Beyer, Corcoran, Piercy, Snodgrass NAY: 3 - Markham, Messerle, Welsh
010	Chair Snodgrass	AYE: 4 - Beyer, Corcoran, Piercy, SnodgrassNAY: 3 - Markham, Messerle, WelshThe motion CARRIES.MOTION: Moves to ADOPT SJR 13-4 amendments dated
	Chair Snodgrass	AYE: 4 - Beyer, Corcoran, Piercy, SnodgrassNAY: 3 - Markham, Messerle, WelshThe motion CARRIES.MOTION: Moves to ADOPT SJR 13-4 amendments dated07/03/97.
	Chair Snodgrass	AYE: 4 - Beyer, Corcoran, Piercy, SnodgrassNAY: 3 - Markham, Messerle, WelshThe motion CARRIES.MOTION: Moves to ADOPT SJR 13-4 amendments dated07/03/97.AYE: 4 - Beyer, Corcoran, Piercy, Snodgrass
022	Chair Snodgrass Rep. Beyer	AYE: 4 - Beyer, Corcoran, Piercy, Snodgrass NAY: 3 - Markham, Messerle, Welsh The motion CARRIES. MOTION: Moves to ADOPT SJR 13-4 amendments dated 07/03/97. AYE: 4 - Beyer, Corcoran, Piercy, Snodgrass NAY: 3 - Markham, Messerle, Welsh
	Chair Snodgrass Rep. Beyer Chair Snodgrass	AYE: 4 - Beyer, Corcoran, Piercy, Snodgrass NAY: 3 - Markham, Messerle, Welsh The motion CARRIES. MOTION: Moves to ADOPT SJR 13-4 amendments dated 07/03/97. AYE: 4 - Beyer, Corcoran, Piercy, Snodgrass NAY: 3 - Markham, Messerle, Welsh The motion CARRIES. MOTION: Moves SJR 13 be sent to the floor with a BE
022	Chair Snodgrass Rep. Beyer Chair Snodgrass	AYE: 4 - Beyer, Corcoran, Piercy, Snodgrass NAY: 3 - Markham, Messerle, Welsh The motion CARRIES. MOTION: Moves to ADOPT SJR 13-4 amendments dated 07/03/97. AYE: 4 - Beyer, Corcoran, Piercy, Snodgrass NAY: 3 - Markham, Messerle, Welsh The motion CARRIES. MOTION: Moves SJR 13 be sent to the floor with a BE ADOPTED AS AMENDED recommendation.
022	Chair Snodgrass Rep. Beyer Chair Snodgrass	AYE: 4 - Beyer, Corcoran, Piercy, Snodgrass NAY: 3 - Markham, Messerle, Welsh The motion CARRIES. MOTION: Moves to ADOPT SJR 13-4 amendments dated 07/03/97. AYE: 4 - Beyer, Corcoran, Piercy, Snodgrass NAY: 3 - Markham, Messerle, Welsh The motion CARRIES. MOTION: Moves SJR 13 be sent to the floor with a BE ADOPTED AS AMENDED recommendation. AYE: 4 - Beyer, Corcoran, Piercy, Snodgrass

040	Rep. Piercy	Offers vote explanation on SJR 13.
050	Chair Snodgrass	Closes work session on SJR 13 and opens public hearing on SB 530. Asks Boehringer to give the report from Ramona Kenady.
053	Boehringer	Explains the inclusion of evidence section in the house bill is the difference between the house bill and the senate bill.
059	Chair Snodgrass	Closes public hearing on SB 530, and opens work session on SB 530.
<u>SB 530 -</u> WORK SESSION		
060	Rep. Welsh	MOTION: Moves SB 530A to the floor with a DO PASS recommendation.
		AYE: 4 - Markham, Messerle, Welsh, Snodgrass
		NAY: 3 - Beyer, Corcoran, Piercy
	Chair	The motion CARRIES.
		REP. WELSH will lead discussion on the floor.
070	Rep. Beyer	Serves notice of possible minority report. Does not know if it will be ready today.
085	Chair Snodgrass	Closes work session on SB 530A, and public hearing on HJR 41.
<u>HJR 41 -</u> <u>PUBLIC</u> HEARING		
090	David Fidanque	Executive Director, ACLU of Oregon, submits and presents testimony in opposition to HJR 41 [EXHIBIT N] and submits testimony from Ellen Lowe [EXHIBIT O] in opposition to HJR 41.
140	Fidanque	Continues testimony.
174	Chair Snodgrass	Close public hearing on HJR 41 and opens work session on HJR 41.
<u>HJR 41 -</u> WORK SESSION		
175	Rep. Welsh	MOTION: Moves to ADOPT HJR 41-2 amendments dated 05/02/97 [EXHIBIT S].
		AYE: 4 - Markham, Messerle, Welsh, Snodgrass
		NAY: 2 - Corcoran, Piercy
		EXCUSED: 1 - Beyer
	Chair Snodgrass	The motion CARRIES.

185	Rep. WELSH:	MOTION: Moves HJR 41 be sent to the floor with a BE ADOPTED AS AMENDED recommendation.
		AYE: 4 - Markham, Messerle, Welsh, Snodgrass
		NAY: 2 - Corcoran, Piercy
		EXCUSED: 1 - Beyer
	Chair	The motion CARRIES. REP. SNODGRASS will lead discussion on the floor.
	Rep. Piercy	Serves notice of minority report.
201	Chair Snodgrass	Closes work session on HJR 4. The committee is at ease, 1:53 p.m.
214	Chair Snodgrass	Reconvenes the committee at 1:55 p.m. Opens work session on SB 1198.
<u>SB 1198 -</u> WORK SESSION		
220	Janet Adkins	Committee Administrator, reviews the hand-engrossed SB 1198A incorporating the conceptual amendments proposed by Howard Davis
262	Chair Snodgrass	Asks Greg McMurdo to clarify there is a character education curriculum within the Department of Education (DOE).
	Greg McMurdo	Oregon Department of Education, explains the state board is required to have a character curriculum.
275	Rep. Welsh	MOTION: Moves to ADOPT the amendments offered by the Howard Davis to SB 1198A (become SB 1198-A3, 07/03/97 [EXHIBIT G]).
		VOTE: 6-0
		EXCUSED: 1 - Beyer
	Chair Snodgrass	Hearing no objection, declares the motion CARRIED.
283	Rep. Welsh	MOTION: Moves SB 1198A to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 6-0
		AYE: In a roll call vote, all members present vote Aye.
		EXCUSED: 1 - Beyer
	Chair Snodgrass	The motion CARRIES.
	Shougi ass	REP. MESSERLE will lead discussion on the floor.

304	Chair Snodgrass	Calls a recess, 2 p.m.
206	Chair Snodgrass	Reconvenes the committee at 5:58 p.m. Opens works session on SJR 13.
<u>SJR 13-</u> WORK SESSION		
318	Rep. Markham	MOTION: Moves to SUSPEND the rules for the purpose of reconsider the vote on SJR 13.
		VOTE: 5-0 EXCUSED: 2 - Welsh, Beyer
	Chair	Hearing no objection, declares the motion CARRIED.
322	Rep. Markham	MOTION: Moves to RECONSIDER the vote by which the committee Moves SJR 13 be sent to the floor with a BE ADOPTED AS AMENDED recommendation.
		VOTE: 5-0
		EXCUSED: 2 - Welsh, Beyer
	Chair Snodgrass	Hearing no objection, declares the motion CARRIED.
	Christine Drazan	Speaker Lundquist's office, reviews the SJR 13-5 amendments [EXHIBIT P]. There was a drafting problem.
		Committee discussion on differences between the -4 and -5 amendments.
382	Chair Snodgrass	Asks why there was the determination for fiscal year rather than the biennium [EXHIBIT P, page 1, line 17].
388	Ed Waters	Legislative Revenue Office, responds. Explains it was a means to keep some features of the existing kicker law, but also enable building up a reserve fund. The language is similar to the language from HJR 37A.
415	Chair Snodgrass	Asks Legal Counsel to address the question.
416	Dexter Johnson	Legal Counsel, explains the distinction between fiscal year versus biennium was a policy call made on the part of the committee that considered HJR 37.
TAPE 13, B		
004	Vice-Chair Corcoran	Asks if the revenue calculation was changed by yearly versus biennially.
010	Waters	Explains the determination of whether there is a surplus would be made on an annual basis. Forecasting is on a biennial basis.
	Johnson	Concurs

	Vice-Chair Corcoran	Explains the yearly calculations were the intent in Revenue Committee discussions.
022	Adkins	Asks what practical affect does it have. Does more interest accrue?
	Waters	Explains it is just a different way to calculate.
036	Chair Snodgrass	Explains the committee needs to replace the -4 amendments with the -5 amendments.
041	Rep. Markham	MOTION: Moves to ADOPT SJR 13-5 amendments dated 07/03/97 to replace the SJR 13-4 amendments dates 07/03/97.
		VOTE: 5-0
		EXCUSED: 2 - Welsh, Beyer
	Chair Snodgrass	Hearing no objection, declares the motion CARRIED.
044	Rep. CORCORAN:	MOTION: Moves SJR 13 be sent to the floor with a BE ADOPTED AS AMENDED recommendation.
		AYE: 4 - Corcoran, Messerle, Piercy, Snodgrass NAY: 1 - Markham
		EXCUSED: 2 - Beyer, Welsh
	Chair	The motion CARRIES.
	Snodgrass	REP. LUNDQUIST will lead discussion on the floor.
053	Chair Snodgrass	Closes work session on SJR 13. Recesses the committee, 6:08 p.m.
		The committee did not return, 10:00 p.m.
		Testimony from Ted Hughes & Associates on SB 870A [EXHIBIT R] is submitted into the record.

Submitted by, Reviewed by,

Valerie H. Luhr Janet Adkins

Administrative Support Specialist Policy Analyst

Reviewed by, Reviewed by,

Bryan Boehringer Pat Zwick

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EXHIBIT SUMMARY

A - SB 974B, proposed amendments, staff, 2 pp.

- B SB 1198A, written testimony, Howard Davis, 17 pp.
- C SB 870A, proposed amendments, staff, 3 pp.
- D SB 870A, written testimony, staff, 26 pp.
- E SB 870A, proposed amendments, Mickey Killingsworth, 1 p.
- F SB 870A, written information, Mickey Killingsworth, oversized exhibit
- G SB 1198A, proposed amendments, Howard Davis, 2 pp.
- H SB 870A, written testimony, Sen. Neil Bryant, 2 pp.
- I SB 870A, written testimony, Sen. Neil Bryant, 3 pp.
- J SB 870A, written testimony, Bob Rindy, 1 p.
- K SB 870A, written testimony, Sen. Neil Bryant, 5 pp.
- L SJR 13, written information, Rep. Lynn Lundquist, 3 pp.
- M SJR 13, proposed amendments, Rep. Lynn Lundquist, 6 pp.
- N HJR 41, written testimony, David Fidanque, 2 pp.
- O HJR 41, written testimony, David Fidanque, 2 pp.
- P SJR 13, proposed amendments, Christine Drazan, 6 pp.
- Q SB 870A, written information, Mickey Killingsworth, 4 pp.
- R SB 870A, written testimony, Scott Ashcom, 4 pp
- S HJR 41, proposed amendments, staff, 1 p.