

HOUSE COMMITTEE ON RULES AND ELECTIONS

May 12, 1997 Hearing Room E

4 P.M. Tapes 62-63

MEMBERS PRESENT:

Rep. Lynn Snodgrass, Chair

Rep. Peter Courtney, Vice-Chair

Rep. Lee Beyer

Rep. Bill Markham

Rep. Ken Messerle

Rep. Bob Montgomery

Rep. Kitty Piercy

MEMBER EXCUSED:

STAFF PRESENT:

Rosemary Wood, Administrator

Valerie Luhr, Administrative Support

Kellie Shoemaker, Committee Clerk

MEASURE/ISSUES HEARD:

HB 3086 Work Session

HB 3167 Public Hearing

SB 764 Public Hearing

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 62, A		
004	Chair Snodgrass	Calls meeting to order, 4:23 p.m. Opens public hearing, SB 764.

<u>SB 764 - PUBLIC HEARING</u>		
020	Rosemary Wood	Committee administrator, reviews the provisions of the bill.
029	Hasina Cassim	Oregon Fire Chiefs, testifies in support of SB 764.
055	Rep. Markham	Asks for clarification.
059	Cassim	Responds.
065	Chair	Closes the public hearing, SB 764; opens public hearing, HB 3167.
<u>HB 3167 - PUBLIC HEARING</u>		
090	Rosemary Wood	Committee Administrator, reviews the provisions of the bill.
096	Lynn Rosik	Assistant Attorney General, General Counsel Division, Department of Justice, representing Secretary of State. Does not take position on bill. Outlines effect of bill.
130	Rosik	Discusses issue of false statements. Discusses ORS 265.032 and possible ambiguity. Discusses make-up of commission.
180	Rosik	Discusses workload of commission. Discusses high standards, constitutional issues in sanctioning people's speech.
214	Rep. Liz VanLeeuwen	District 37. Discusses criticism of Section 4, asks what other method could be used.
222	Rosik	Responds. Discusses not having suggestion of governmental process.
240	Rep. VanLeeuwen	States there has to be something that can happen. Asks why there could not be a special committee authorized to work in last month before election that would address this.
252	Rosik	States given time constraints in bill, difficult for commission to accomplish what we hope it will.
269	Chair Snodgrass	Asks Rep. VanLeeuwen if it was her intention to have an open committee process.
273	Rep. VanLeeuwen	States intent there would be way to deal with false statements made in campaigns in timely manner.
296	Rep. Piercy	Asks if there are statistics on numbers of complaints made about misinformation. Asks if complaints go to Secretary of State.
308	Rosik	Responds. Discusses information complained about being misleading information and not meeting legal standards. States information has to be "wholly" false.
346	Chair Snodgrass	Asks for clarification of line 12 of bill.

351	Rosik	Discusses commission finding they both "knew of" and "consented."
361	Chair Snodgrass	Asks Rep. VanLeeuwen about independent expenditures not being included.
364	Rep. VanLeeuwen	Discusses intention in Sub 2 to address independent expenditures and then in Sub 3 own personal campaigns. Discusses intent to get away from independent expenditures.
383	Rep. Beyer	Discusses being critical issue. Would like to see a work group put together.
416	Rep. VanLeeuwen	Asks Rep. Beyer if he would be willing to work with her staff.
423	Chair Snodgrass	Closes public hearing, HB 3167; states committee in recess until 5 p.m.
TAPE 63, A		
004	Chair Snodgrass	Reconvenes meeting, 5:19 p.m.; opens work session, HB 3086.
<u>HB 3086 - WORK SESSION</u>		
006	Chair Snodgrass	Discusses -7 (EXHIBIT A) and -8 (EXHIBIT B) amendments. Discusses not being new language; -7 amendments are county clerk's suggestions, -8 amendments are the centralized computer element.
012	Rep. Montgomery	MOTION: Moves to ADOPT HB 3086-1 amendments dated 4/30/97 (EXHIBIT C).
016	Rep. Beyer	Discusses opposing -1 amendments.
030		VOTE: 4-3 AYE: 4-Markham, Messerle, Montgomery, Snodgrass NAY: 3-Beyer, Courtney, Piercy
036	Chair Snodgrass	The motion CARRIES.
038	Rep. Beyer	MOTION: Moves to ADOPT HB 3086-7 amendments dated 5/12/97 (EXHIBIT A).
045		VOTE: 6-1 AYE: 6-Beyer, Courtney, Markham, Montgomery, Piercy, Snodgrass NAY: 1-Messerle
064	Chair	The motion CARRIES.

	Snodgrass	
066	Rep. Montgomery	MOTION: Moves HB 3086 to the floor with a DO PASS AS AMENDED recommendation.
069		VOTE: In a roll call vote, all members present vote Aye.
074	Chair Snodgrass	The motion CARRIES.
077	Rep. Beyer	Comments -8 amendments should be in bill.
082	Chair Snodgrass	Rep. Beyer will lead discussion on the floor. Closes work session, HB 3086; adjourns meeting, 5:26 p.m.
		Written testimony of Kathy Beckett, Jackson County Clerk, on HB 3086 submitted into record (EXHIBIT D); written testimony of Eugene Organ, on HB 3086 submitted into record (EXHIBIT E).

Submitted by, Reviewed by,

Valerie H. Luhr Janet Adkins

Administrative Support Specialist Policy Analyst

Transcribed by,

Shirley Spendal

Administrative Support Specialist

EXHIBIT SUMMARY

A - HB 3086, -7 amendments, staff, 6 pg.

B - HB 3086, -8 amendments, staff, 2 pg.

C - HB 3086, -1 amendments, staff, 8 pg.

D - HB 3086, Written testimony, Kathy Beckett, Jackson County Clerk, 1 pg.

E - HB 3086, Written testimony, Eugene Organ, 2 pg.