

HOUSE COMMITTEE ON RULES AND ELECTIONS

June 4, 1997 Hearing Room D

4:00 PM Tapes 76 - 77

MEMBERS PRESENT:

Rep. Lynn Snodgrass, Chair

Rep. Peter Courtney, Vice-Chair

Rep. Bill Markham

Rep. Ken Messerle

Rep. Bob Montgomery

Rep. Kitty Piercy

MEMBER EXCUSED:

Rep. Lee Beyer

STAFF PRESENT:

Janet Adkins, Policy Analyst

Erik Deitz, Administrative Support

Kellie Shoemaker Committee Clerk

MEASURE/ISSUES HEARD:

Introduction of Committee Bill

HB 3735 Public Hearing

SB 814 Public Hearing and Work Session

SJM 4 Public Hearing

SB 1190 A Public Hearing and Work Session

SB 756 Public Hearing

SB 1179 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 76, A		
005	Chair Snodgrass	Calls meeting to order at 4:09 p.m., opens public hearing on HB 3735.
<u>HB 3735 PUBLIC HEARING</u>		
010	Janet Adkins	Policy Analyst, explains HB 3735 to committee and audience.
015	Rep. Eldon Johnson	District 51, testifies in favor of HB 3735.
022	Rep. Montgomery	Asks about the wording in HB 3735.
025	Rep. Johnson	Responds.
030	Rep. Messerle	Asks about the number of department heads that are appointed by commissions vs. Governor.
035	Rep. Johnson	Responds that Oregon Department of Transportation (ODOT) is appointed by the commission, but does not know the number that are appointed by the other commissions.
050	Brian Booth	Oregon Parks Commission, testifies in opposition to HB 3735 (EXHIBIT A). States that if the Parks Commission cannot appoint their own director there will be less accountability within the department. Explains that the Governor might not want to get involved with the Parks Commission. States that the Parks Commission needs professional expertise.
100	Booth	Explains that the Parks Department is one of the most stable government agencies, and asks why that need to be changed. Asks why parks need to be singled out.
101	Rep. Markham	States that the appointments are not made without the Governor's okay.
106	Booth	Agrees with Rep. Markham, explains that the Governor is involved with the decisions.
117	Rep. Markham	Asks if the former director of ODOT was appointed by the Governor or the commission.
127	Booth	Responds. Explains that if the Governor appoints the director there is less accountability.
135	Rep. Markham	Asks if the commission appointments are confirmed by the Senate.
150	Booth	Responds yes.
151	Chair Snodgrass	Asks about part of the bill that will be eliminated, asks about the criteria to determine who the director will be.
		Responds that the position was advertised nationally and

160	Booth	stringent interviews were held. Explains that the director was appointed due to his previous accomplishments and experience.
178	Rep. Markham	Asks how difficult the parks were to run when they were funded by gasoline tax.
187	Booth	Responds that the parks became difficult to run when the gasoline taxes were stopped.
197	Rep. Messerle	Asks why this problem surfaced now and did not come up before. Asks how we got to where we are now.
210	Booth	Responds that the first problem started when State Patrol and Parks were taken off of gasoline taxes in 1980. Explains that there have been budgeting problems since. Explains that eight percent of the parks funding came from the General Fund.
265	Chair Snodgrass	Closes public hearing on HB 3735, opens work session to accept Legislative Counsel Draft 4424.
<u>INTRODUCTION OF COMMITTEE BILL</u>		
278	Adkins	Explains Legislative Counsel Draft 4424 to committee and audience.
315	Rep. Markham	Asks if it is for a special election in November.
320	Chair Snodgrass	Responds yes.
325	Adkins	Explains that it is a vote-by-mail election.
330	Rep. Markham	Explains that he does not want to have a vote by mail election.
335	Rep. Montgomery	MOTION: Moves LC 4424 BE INTRODUCED as a committee bill.
345	Chair Snodgrass	Hearing no objection, declares the motion CARRIED.
355	Chair Snodgrass	Closes work session, opens public hearing on SB 814.
<u>SB 814 PUBLIC HEARING</u>		
370	Adkins	Explains SB 814 to committee and audience.
380	Rep. Montgomery	Explains that he cannot support SB 814 without some amendments.
402	Jennifer Robbins	Department of State Lands, testifies in favor of SB 814 (EXHIBIT B).
434	Dennis Olmstead	Department of Geology and Mining Industries, testifies in favor of SB 814 (EXHIBIT C).

TAPE 77, A		
040	Everett Cutter	Oregon Railroad Association, testifies in favor of SB 814. Explains that SB 814 takes a broad view of flood problems and that he wants to be part of the solution not the problem.
065	Rep. Montgomery	Thanks Sen. Yih for her help on SB 688.
069	Chair Snodgrass	Closes public hearing on SB 814, opens work session on SB 814.
<u>SB 814 WORK SESSION</u>		
080	Rep. Montgomery	States that he would like to have more House members than Senate members on the task force.
085	Sen. Vernal Tarno	District 24, testifies in favor of SB 814 because of the recent flood problems.
100	Rep. Montgomery	Asks why there are more Senate members than House members.
105	Sen. Tarno	Responds that he would not mind if there are more House members than Senate members.
110	Rep. Montgomery	MOTION: Moves to AMEND SB 814 on page 1, in line 7, after "appoint," delete "two" and insert "three," and on page 1, in line 5, before "members" delete "seven," insert "eight."
115	Chair Snodgrass	Hearing no objection, declares the motion CARRIED.
116	Vice-Chair Courtney	Suggests that the Governor appoint the chair of the interim committee.
117	Rep. Markham	MOTION: Moves to AMEND SB 814 on page 1, in line 6, after the second "the" delete "President," insert "Governor".
	Chair Snodgrass	Hearing no objection, declares the motion CARRIED.
118	Rep. Montgomery	MOTION: Moves SB 814 to the floor with a DO PASS AS AMENDED recommendation.
119		VOTE: 6-0 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 1 - Beyer
120	Chair Snodgrass	The motion CARRIES. REP. MESSERLE will lead discussion on the floor.
		Recaps conceptual amendments for committee:

160	Adkins	* Increase membership number * Governor to appoint chairperson
190	Chair Snodgrass	Closes work session on SB 814, opens public hearing on SJM 4.
<u>SJM 4 PUBLIC HEARING</u>		
203	Adkins	Explains SJM 4 to committee and audience.
208	Rep. Montgomery	States he believes that SJM 4 encourages people to break the law.
218	Rep. Piercy	Agrees with Rep. Montgomery.
222	Chair Snodgrass	Closes public hearing on SJM 4, opens public hearing on SB 1190.
<u>SB 1190 PUBLIC HEARING</u>		
230	Adkins	Explains SB 1190 to committee and audience.
244	Kelly Taylor	ODOT, states she will answer any questions from the committee. Explains SB 1190 to committee and why it is necessary.
281	Rep. Montgomery	Asks what a disabled veteran is.
287	Taylor	Responds that it needs to be a military service related disability.
394	Chair Snodgrass	Closes public hearing on SB 1190, opens work session.
<u>SB 1190 WORK SESSION</u>		
395	Rep. Markham	MOTION: Moves SB 1190A to the floor with a DO PASS recommendation.
315	Adkins	Explains revised fiscal statement to committee.
325		VOTE: 6-0 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 1 - Beyer
	Chair Snodgrass	The motion CARRIES. REP. COURTNEY will lead discussion on the floor.
330	Chair Snodgrass	Closes work session on SB 1190, opens public hearing on SB 756
<u>SB 756 PUBLIC HEARING</u>		

350	Liz Volland	Legislative Assistant for Sen. Randy Miller, explains why SB 756 was introduced.
375	Rep. Markham	Asks if a bill needs to be passed in order to serve one person.
388	Taylor	Responds that current law does not allow a motorcycle-only license.
401	Rep. Montgomery	Asks about the fiscal impact for such a small amount of people.
412	Taylor	Responds that the impact is up front because this is not a current system. Most of the costs would be in setting up a system for motorcycle-only license.
TAPE 76, B		
022	Rep. Montgomery	Asks why the man in her testimony cannot drive a car but he can ride a motorcycle.
030	Volland	Responds because he is mentally retarded.
032	Rep. Piercy	Explains that there is a difference between a moped and a motorcycle.
035	Taylor	States that moped licenses are available but not a motorcycle license. Explains that a moped driving test is done in a parking lot not in traffic.
050	Rep. Piercy	States her concern for somebody that is not able to drive a car safely. Why should they be allowed to drive a motorcycle in traffic?
075	Volland	Explains that people with a moped licenses can ride in traffic anyway and that is what he is doing.
083	Chair Snodgrass	Asks if she were only applying for a motorcycle license and got it, would insurance for that type of license be less expensive.
095	Taylor	Responds that she is unsure of the insurance rates.
100	Volland	Explains that insurance for cars and motorcycle are separate policies.
116	Rep. Montgomery	States that comparing a moped to a Harley is like comparing a pickup truck to a semi-truck.
117	Chair Snodgrass	Closes public hearing on SB 756, opens public hearing on SB 1179.
SB 1179 PUBLIC HEARING		
130	Adkins	Explains SB 1179 to committee and audience.
136	Craig Allen	Senate President's Office, testifies in favor of SB 1179 (EXHIBIT D) .
150	Hasina Cassim	Oregon Fire Chiefs Association, testifies in favor of SB 1179 (EXHIBIT E) .

156	Rep. Montgomery	Asks if water trucks would be excluded from motor carrier laws.
165	Hasina Cassim	Responds.
180	Rep. Montgomery	States he believes that if the trucks are making a profit they should be subject to weight-mile tax.
200	Chair Snodgrass	Closes public hearing on SB 1179 and adjourns meeting at 5:20 p.m.

Submitted By, Reviewed By,

Erik Deitz, Janet Adkins,

Administrative Support Policy Analyst

EXHIBIT SUMMARY

A - HB 3735, written testimony, Brian Booth, 5 pp

B - SB 814, written testimony, Jennifer Robbins, 1 p

C - SB 814, written testimony, Dennis Olmstead, 1 p

D - SB 814, written testimony, Craig Allen, 1 p

E - SB 814, written testimony, Hasina Cassim, 1 p