

HOUSE COMMITTEE ON TRANSPORTATION

June 25, 1997 Hearing Room C

8:30 A.M. Tapes 144 - 145

**MEMBERS PRESENT:**

Rep. Bob Montgomery, Chair

Rep. Mike Lehman, Vice-Chair

Rep. Steve Harper

Rep. Jane Lokan

Rep. Larry Wells

**MEMBER EXCUSED:**

Rep. Tim Josi

Rep. Lonnie Roberts

**STAFF PRESENT:**

Keith Putman, Administrator

Jan Nordlund, Administrator

Jim Stembridge, Administrator

Annetta Mullins, Administrative Support

**MEASURE/ISSUES HEARD:**

SB 546-A - Public Hearing and Work Session

SB 284-A - Public Hearing and Work Session

SB 1162-A - 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 144, A</b>		
	Chair	Calls meeting to order at 8:44 a.m., makes announcements, and opens

003	Montgomery	the public hearing on SB 284-A.
<b><u>SB 284-A - PUBLIC HEARING</u></b>		
017	Keith Putman	Administrator, introduces Jan Nordlund and acknowledges the presence of Senator Bryant.
022	Jan Nordlund	Administrator, reviews history and provisions of SB 284-A.
027	Senator Neil Bryant	Testifies in support of SB 284-A:
		* idea is to hasten the appellate process so that if an initiative is passed and challenged on its constitutionality, the legislature would not have to wait two or three years to get a decision out of the Supreme Court; allows for the action to be brought in Marion County and to appeal directly to the Supreme Court
		* the hope is to get a decision within a year or 18 months
		* cites examples of Ballot Measure 8 on PERS and taxation of retirement benefits
		Issues discussed:
043		* committee referral process
065	Chair Montgomery	Closes the public hearing and opens the work session on SB 284-A
<b><u>SB 284-A - WORK SESSION</u></b>		
069	Rep. Wells	<b>MOTION: Moves SB 284-A to the floor with a DO PASS recommendation.</b>
070		<b>VOTE: 5-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 2 - Josi, Roberts</b>
	Chair Montgomery	<b>The motion CARRIES.</b> <b>REP. WELLS will lead discussion on the floor.</b>
076	Chair Montgomery	Closes the work session on SB 284-A and opens the work session on SB 1162-A.
<b><u>SB 1162-A - WORK SESSION</u></b>		
081	Chair Montgomery	Announces that the work session is only for the purpose of considering the SB 1162-A3 amendments.
		Explains that after the committee passed the bill out yesterday with two amendments, he was notified additional amendments should have

083	Keith Putman	been in the amendments adopted yesterday; that the amendments are proposed at the request of the attorney general ( <b>EXHIBIT A</b> ), and explains the amendments.
104	Rep. Harper	<b>MOTION: Moves to SUSPEND the rules for the purpose of reconsidering the vote by which SB 1162-A was sent to the floor with a DO PASS recommendation.</b>
107		<b>VOTE: 5-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 2 - Josi, Roberts</b>
	Chair Montgomery	The motion <b>CARRIES</b> .
113	Rep. Harper	<b>MOTION: Moves to RECONSIDER the vote by which SB 1162-A was sent to the floor with a DO PASS recommendation.</b>
124	Rep. Harper	Explains the SB 1162-A3 amendments.
129		<b>VOTE: 5-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 2 - Josi, Roberts</b>
	Chair Montgomery	The motion <b>CARRIES</b> .
133	Rep. Harper	<b>MOTION: Moves to ADOPT SB 1162-A3 amendments dated 06/12/97.</b>
136		<b>VOTE: 5-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 2 - Josi, Roberts</b>
	Chair Montgomery	The motion <b>CARRIES</b> .
139	Rep. Harper	<b>MOTION: Moves SB 1162-A as amended on June 24 and as further amended with the SB 1162-A3 amendments to the floor with a DO PASS AS AMENDED recommendation.</b>
144		<b>VOTE: 5-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 2 - Josi, Roberts</b>
	Chair Montgomery	The motion <b>CARRIES</b> . <b>REP. JOSI will lead discussion on the floor.</b>
	Chair	Closes the work session on SB 1161-A and opens the public hearing

155	Montgomery	on SB 546-A.
<b>SB 546 - PUBLIC HEARING</b>		
150	Keith Putman	Administrator, reviews the subject of SB 546-A and introduces Jim Stembridge.
165	Jim Stembridge	Administrator, reviews provisions of SB 546-A.
176	Sen. Neil Bryant	Testifies in support of SB 546-A:
		* explains that during the interim small licensing boards come to the E-Board asking for authority for other funds expenditures such as for one-fourth FTE, and authority to buy a computer
		* process takes time and money
		* E-Board did not feel they need to get into that type of detail
		* DAS takes 15 percent of their budget for overhead; the boards complain they don't get the services
		* boards say they could buy items cheaper, quicker and get things printed on a timely basis if they were not under the requirements of state purchasing
		* five boards were selected for the four-year pilot project
		* sunsets in four years
		* the SB 546-A3 and -A4 amendments ( <b>EXHIBIT D</b> ) are before the committee because the attorney general raised the issue about oversight; the amendments would resolve the differences
217		Issues discussed:
		* whether there will be legislative oversight of the budgets
227		* whether other boards will be seeking the same status
		* whether there will be anyone to remember the history of this action
273		* control on fees that may be set by the boards
293		* whether memberships of the professions will be notified of changes
310		* interest in legislation by other boards
		* whether there will be a need for the boards to come before the legislature
332		* whether adverse happenings could be the result of passage of SB 546-A
377	Colvin Hanforth	Engineer and land surveyor, member of the board for eight years, and law enforcement coordinator for the last year, testifies in support of SB 546-A:
		* has been working on legislation for five years because of budget constraints

		* board just wants to do the job they are supposed to do
		* board has no budget for communication and almost no budget for law enforcement
422		* bill provides that the budget and fees have to be adopted by hearing; all registrants have to be notified of the hearing
		* state's interest is the public and the registrants are also interested in the public and the interest of the profession
445		* board is under a lot of pressure from members to get the bill passed because they want to see better law enforcement
<b>TAPE 145, A</b>		
022	Larry Carson	Licensed engineer, practicing professional engineer, member of the Board of Examiners for Engineering and Land Surveying for seven years, and president of the board, submits statement ( <b>EXHIBIT C</b> ), and testifies in support of SB 546-A:
		* bill will be very favorable to the board's ability to protect the public
028	Susanne Crane	Licensed engineer and licensed land surveyor, and member of the board for four years, testifies in support of SB 546-A:
		* reinforces the comments made by others
033	Don Hull	Member, Board of Geologists Examiners, testifies in support of SB 546-A:
		* board supports SB 546-A
		* it is worthwhile experiment in government
040	David Plunkett	Board of Optometry, submits written testimony ( <b>EXHIBIT B</b> ) and testifies in support of SB 546-A:
		* board has supported this legislation since 1963 and still supports it
		* thinks it will be efficient and effective
		* also allows the practitioner more participation in their board
		* retains accountability
053	Jack Kane	Oregon Optometric Association. testifies in support of SB 546-A:
		* bill will reduce red tape in government
058	Steve Kafoury	Professional Land Surveyors of Oregon and Architects Council of Oregon, testifies in support of SB 546-A:
		* is a pilot project and the legislature can undo what has been done
		* requests that the amendments be adopted
066	Ed Graham	Executive Secretary, Board of Engineering Examiners, and Administrator, Board of Geologist Examiners, testifies in support of SB 546-A:
		* recognizes the increase in work load and sees it as a personal responsibility throughout the experimental period
076	Keith Burns	Lawyer and representative of Lenscrafters and other optical stores,

		testifies in support of SB 546-A:
		* should not overlook the accountability of the boards as stated in the bill
		* the 34 licensing boards was going too far; the best thing is the experiment to see how it works
093	Chair Montgomery	Closes the public hearing and opens the work session on SB 546-A.
<b><u>SB 546-A - WORK SESSION</u></b>		
096	Rep. Harper	<b>MOTION: Moves to ADOPT SB 546-A3 amendments dated 06/24/97.</b>
		<b>VOTE: 5-0</b> <b>EXCUSED: 2 - Josi, Roberts</b>
	Chair Montgomery	<b>Hearing no objection, declares the motion CARRIED.</b>
099	Rep. Harper	<b>MOTION: Moves to ADOPT SB 546-A4 amendments dated 06/25/97.</b>
101		<b>VOTE: 5-0</b> <b>EXCUSED: 2 - Josi, Roberts</b>
	Chair Montgomery	<b>Hearing no objection, declares the motion CARRIED.</b>
102	Rep. Harper	<b>MOTION: Moves SB 546-A to the floor with a DO PASS AS AMENDED recommendation.</b>
105		<b>VOTE: 4-1</b> <b>AYE: 4 - Harper, Lehman, Lokan, Wells</b> <b>NAY: 1 - Montgomery</b> <b>EXCUSED: 2 - Josi, Roberts</b>
	Chair	<b>The motion CARRIES.</b> <b>REP. HARPER will lead discussion on the floor.</b>
113	Chair Montgomery	Adjourns the meeting at 9:20 a.m.

Submitted By, Reviewed By,

Annetta Mullins, Keith Putman,

Administrative Support Administrator

**EXHIBIT SUMMARY**

**A - SB 1162, SB 1162-A3 amendments, Attorney General, 1 p**

**B - SB 546, prepared statement, David Plunkett, 2 pp**

**C - SB 546, prepared statement, Larry Carson, 2 pp**

**D - SB 546, SB 546-A3 and SB 546-A4 amendments, Sen. Bryant, 3 pp**