

**CONFERENCE COMMITTEE ON HB 3698**

**July 2, 1997 Hearing Room A**

**12:40 PM Tapes 4 - 5**

**MEMBERS PRESENT:**

**Rep. Charles Starr, Chair**

**Rep. Ron Adams**

**Sen. Gene Derfler**

**Rep. Michael Fahey**

**Sen. Randy Miller**

**Sen. Thomas Wilde**

**MEMBER EXCUSED:**

**STAFF PRESENT:**

**Judith Gruber, Administrator**

**Jennifer Peck, Administrative Support**

**MEASURE/ISSUES HEARD:**

**HB 3698 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 4, A</b>		
002	Chair Starr	Opens meeting at 12:55 p.m. and opens work session on HB 3698.
<b><u>HB 3698 WORK SESSION</u></b>		
		Staff presents proposed -B12 amendments and hand-engrossed -B13 amendments to HB 3698 ( <b>EXHIBIT A</b> ).
006	Rep. Adams	Explains the -B12 amendments and suggests further amendments. Refers to local jurisdiction approval.

047	Dave Cook	Department of Corrections (DOC). Refers to line 6 and 10 in the -B12 amendments.
057	Rep. Adams	Comments on an omission. Refers to line 16.
071	Sen. Miller	Agrees that DOC should remain in the wording.
078	Cook	Refers to line 5 of the -B12 amendments. States there are selections, not nominations.
094	Chair Starr	Comments on the site.
097	Sen. Miller	States he is trying to incorporate the changes.
100		Discussion of nominations versus selection in the wording.
110	Cook	Refers to section 2 concerning supersiting and asks about protection of sites.
118	Rep. Adams	Explains the limits of the legislation which is passed which deal with superseding contracts.
127	Cook	Comments on a land-use model.
138	Rep. Adams	States no community in the state should have prisons if they do not want them.
149	Sen. Miller	Comments on the siting process.
155	Rep. Adams	Asks for clarification of the question he had asked.
157	Cook	Explains supersiting.
168	Rep. Adams	Asks about Junction City.
173	Cook	States Medford and Wilsonville could be impacted by HB 3698.
179	Rep. Adams	Explains his concerns for Junction City.
184	Sen. Derfler	Comments on possible amendments.
191	Steve Marks	Governor's office. Comments on serving the state through choice of prison sites.
220	Rep. Adams	Asks about the timing for groundbreaking if HB 3698 were to pass.
237	Marks	States the DOC could respond to the kinds of delays this could cause.
244	Sen. Derfler	Asks about supersiting.
248	Cook	States HB 3698 appears to only apply to the DOC.
250	Rep.	Comments that local jurisdictions have made requests.

	Adams	
259	Sen. Miller	Asks why the Governor would resist the public input on the prison siting issue.
281	Marks	Comments on the opposition which arises on this topic.
316	Sen. Wilde	Reiterates Sen. Miller's question.
321	Marks	Discusses controversies. Refers to siting in Clackamas County.
352	Sen. Wilde	Comments on the bi-partisan support of the policy in the legislature.
368	Marks	States on the Governor actions.
371	Sen. Miller	Explains the statutory scheme of setting this system up.
390	Rep. Adams	Refers to 421.616 (1)(a). States there is no definition of "buffer." Explains there was an understanding that the prison sites would not be built in neighborhoods. Comments on looking at the will of the people.
<b>TAPE 5, A</b>		
020	Sen. Derfler	Suggests changes to line 6 of the -B12 amendments.
032	Marks	States there would not be opposition to Sen. Derfler's amendments.
036	Sen. Miller	Asks about the idea of expansion.
042	Sen. Derfler	Explains the idea of the term.
048	Cook	Comments on the facility in Salem and asks if DOC would be limited under the new language.
060	Sen. Derfler	Comments on the expense of the process of siting.
069	Cook	Asks if the language could reflect the numbers of prisoners in Salem.
072	Sen. Wilde	Comments on parliamentary procedures. Asks for clarification on lines 5-7.
086	Rep. Adams	Clarifies the new wording.
<b>095</b>	<b>Sen. Wilde</b>	<b>MOTION: Moves to ADOPT HB 3698-B12 amendments dated 7/2/97.</b>
	<b>Chair Starr</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
<b>098</b>	<b>Sen. Derfler</b>	<b>MOTION: Moves to AMEND the -B12 amendments to HB 3698 on page 1, in line 13, after "siting" insert "or expansion" and on page 1, line 6 of HB 3698B to insert "or expand" after "construct".</b>
102	Rep. Adams	States the placement of the language would only impact certain sectors.

113	Sen. Derfler	Clarifies the amendments to the -B12 amendments.
<b>119</b>	<b>Chair Starr</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
136	Rep. Adams	Suggests deletions in line 8 of the -B12 amendments.
145	Sen. Wilde	Comments on the siting authority.
152	Rep. Starr	Asks for clarification from Sen. Wilde.
157	Sen. Wilde	Discusses the wording concerning the DOC.
168	lady from DOC	Comments on eliminating the supersiting law and nominations.
180	Chris Crane	Legislative Counsel. Explains the -B12 amendments.
189	Sen. Wilde	Asks about line 6.
194	Crane	Explains line 6 wording and makes suggestions for clarity.
197	Cook	Suggests insertions for clarity.
225	Chair Starr	Comments on the additional amendment.
230	Sen. Derfler	Asks if the committee can meet later today.
242	Rep. Adams	Expresses his concerns about the DOC.
298	Cook	Comments on the DOC's position and difficulties. Comments on immediate concerns for Oregon.
309	Rep. Adams	Questions the Washington/California statutes regarding local jurisdiction.
315	Cook	Comments on the other state's models for jurisdiction.
335	Chair Starr	Recess the meeting.

Submitted By, Reviewed By,

Jennifer Peck, Judith Gruber,

Administrative Support Administrator

**EXHIBIT SUMMARY**

**A - HB 3698, proposed -B12 and the -B13 hand-engrossed amendments, staff, 3 pp**

CONFERENCE COMMITTEE ON HB 3698

July 2, 1997 Hearing Room A

3:45 PM Tape 6

**MEMBERS PRESENT:**

Rep. Kenneth Starr, Chair

Rep. Ron Adams

Sen. Gene Derfler

Rep. Michael Fahey

Sen. Randy Miller

Sen. Thomas Wilde

**MEMBER EXCUSED:**

**STAFF PRESENT:**

Judith Gruber, Administrator

Julie Havel, Administrative Support

**MEASURE/ISSUES HEARD:**

HB 3698 Work Session

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Tape/#	Speaker	Comments
Tape 6, A		
002	Chair Starr	Re-convenes conference committee meeting at 3:47 pm (continued from July 2, 1997 12:40 pm meeting).
005	Sen. Wilde	<b>MOTION: Moves to WITHDRAW the previous motion to adopt the -B12 amendments. (SEE MINUTES FROM PREVIOUS MEETING)</b>
	Chair Starr	<b>Hearing no objection, declares the motion CARRIED.</b>
008	Rep. Adams	<b>MOTION: Moves to ADOPT HB 3698B-13 amendments dated 7/2/97 (EXHIBIT A).</b>

	Chair Starr	Hearing no objection, declares the motion CARRIED.
010	Sen. Derfler	Suggests proposed conceptual change (EXHIBIT B).
014	Sen. Derfler	<b>MOTION: Moves to FURTHER AMEND HB 3698B hand-engrossed measure on page 2, line 4, by deleting "or" after "elementary" and on page 2, line 4, by inserting ", " after "elementary " and by inserting ", college or university" after "secondary school".</b>
035	Chair Starr	Hearing no objection, declares the motion CARRIED.
036	Sen. Derfler	<b>MOTION: Moves HB 3698B to the floor with a DO PASS AS AMENDED recommendation.</b>
037	Rep. Adams	Asks for and receives interpretation on effect of -B13 amendments.
059		<b>VOTE: 6-0</b>
	Chair Starr	Hearing no objection, declares the motion CARRIED.
		<b>REP. ADAMS will lead discussion on the HOUSE floor.</b> <b>SEN. MILLER will lead discussion on the SENATE floor.</b>
068	Chair Starr	Closes work session on HB 3698, adjourns meeting at 3:59 pm.

Submitted By, Reviewed By,

Julie Havel, Judith Gruber,

Administrative Support Administrator

**EXHIBIT SUMMARY**

**A - HB 3698, proposed -B13 amendments, staff, 2 pp.**

**B - HB 3698, hand engrossed bill, staff, 2 pp.**