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SENATE COMMITTEE ON BUSINESS, LAW, AND GOVERNMENT

May 8, 1997 Hearing Room A

1:00 P.M. Tapes 215 - 216

MEMBERS PRESENT:

Sen. Neil Bryant, Chair

Sen. Randy Miller, Vice-Chair

Sen. Kate Brown

Sen. Gene Derfler

Sen. Randy Leonard

Sen. David Nelson

MEMBER EXCUSED:

STAFF PRESENT:

David J. Amesbury, Counsel

Andrea Terry, Administrative Support

MEASURE/ISSUES HEARD:

Work Session - SB 44

Work Session - SB 645

Work Session - SB 726

Work Session - SB 494

Work Session - SB 500

Work Session - SB 160

Work Session - HB 2241

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 215, A		
004	Chair Bryant	Opens the meeting at 1:10 and opens the work session on SB 44
<u>SB 44 - WORK SESSION</u>		
015	Eugene Organ	Oregon Disabilities Center, gives testimony in support of SB 44 with amendments
018	Organ	EXHIBIT A
095	Chair Bryant	Comments on section 8
120	Organ	Continues testimony
127	Bob Joondeph	Oregon Advocacy Center, gives testimony in support of SB 44 with amendments (EXHIBIT B)
173	Chair Bryant	Questions if transsexuals are protected under new BOLI decision
180	Joondeph	I would ask BOLI how they apply that my opinion is that it is on a case-by-case basis discusses concerns
250	Marcia Olimiller	BOLI, discusses how agency reached decision
264	Chair Bryant	Question about reasonable accommodation
280	Olimiller	it is true that transsexualism is treated on a case-by-case basis

		discusses how BOLI reached this decision
303	Chair Bryant	Question regarding insurance and transsexuals
308	Olimiller	Responds EXHIBIT C EXHIBIT D
348	Chair Bryant	Makes reference to submitted testimony close public hearing on SB 44
<u>SB 500 - WORK SESSION</u>		
370	Maria Keltner	League of Oregon Cities, Association of Oregon Counties, gives testimony in support of SB 500 with -2 amendments (EXHIBIT E) EXHIBIT F
<u>TAPE 216, A</u>		
031	Roger Jordan	City Manager of Dallas, gives testimony in support of SB 500 with clarifications
050	Sen. Brown	should the funds be held as a "trust"
053	Keltner	the Federal Law states that the money is held in trust, just not necessarily in a "trust"
056	Sen. Brown	I assume the sponsors are okay with the amendments
058	Bryant	yes, they are okay
060	Staff	EXHIBIT G EXHIBIT H EXHIBIT I
062	Sen. Bryant	MOTION: Moves to ADOPT SB 500-2 amendments dated 4/17/97.
063	Bryant	no discussion; no objection
065	Sen. Bryant	MOTION: Moves SB 500 to the floor with a DO PASS AS AMENDED recommendation.
066	Bryant	no discussion; no objection Sen. Brown will carry
<u>SB 645- WORK SESSION</u>		
068	Bryant	opens work session on SB 645
070	David Amesbury	Committee counsel, explains SB 645

072	Amesbury	EXHIBIT J EXHIBIT K
100	Bryant	thank you to the work group on SB
110	Sen. Bryant	MOTION: Moves to ADOPT SB 645-2 amendments dated 5/5/97.
112	Bryant	no discussion; no objection
115	Sen. Bryant	MOTION: Moves SB 645 to the floor with a DO PASS AS AMENDED recommendation.
118	Bryant	no discussion; no objection
<u>HB 2241A - PUBLIC HEARING</u>		
135	Bryant	open public hearing on HB 2241
140	Blair Batson	Real Estate and Land Use (RELU), gives testimony in support of HB 2241A EXHIBIT L
196	Mike Robinson	RELU, states that he has no further comments and that he agrees with Batson's testimony
215	Sen. Leonard	Closes public hearing on HB 2241A, opens public hearing on SB 494
<u>SB 494 - PUBLIC HEARING</u>		
220	Sen. Brown	Explains SB 494 addresses "psychological parent" EXHIBIT M EXHIBIT N
265	Sen. Leonard	Questions if LC drafted amendments
270	Brown	I was hoping we could adopt the -1, -2 and Lipetzky amendments and send it directly to the floor
271	Staff	EXHIBIT O EXHIBIT P EXHIBIT Q
275	Sen. Nelson	how does this relate to SB 689
278	Brown	explains differences between SB 494 and SB 689

		explains SB 494 to Sen. Derfler
332	Sen. Leonard	Closes public hearing and opens work session on SB 494
<u>SB 494 - WORK SESSION</u>		
355	Leonard	closes work session on SB 494 opens work session on SB 494
358	Sen. Brown	Explains SB 494 -2 amendments
<u>TAPE 215, B</u>		
012	Leonard	closes public hearing on SB 494 and open work session on SB 494
015	Sen. Brown	MOTION: Moves to ADOPT SB 494-1 amendments.
018	Leonard	no discussion; no objection
020	Sen. Brown	MOTION: Moves to ADOPT SB 494-2 amendments.
022	Leonard	no discussion; no objection
023	Sen. Brown	MOTION: Moves to ADOPT the amendments offered by the Russ Lipetzky to SB 494.
025	Leonard	no discussion; no objection
030	Leonard	we will send these amendments to LC for proper drafting and will bring the bill back
032	Sen. Leonard	Closes work session on SB 494, and opens public hearing on SB 726
<u>SB 726 - PUBLIC HEARING</u>		
048	Bob Joondeph	Oregon Advocacy Center, gives testimony in support of SB 726 EXHIBIT R
100	Joondeph	Continues testimony
118	Sen. Derfler	Comments on incentives
130	Joondeph	many of the people who are in institutions are there through no choice of their own
145	Sen. Brown	Questions how cases per year people die at the hands of the state
150	Joondeph	I don't have a specific number In my memory it has not gone above 10 a year
165	Sen. Brown	Question regarding living expenses I assume most of the people are indigent and I assume unless the person dies the State doesn't recoup the costs
171	Karen Olson	Office of Mental Health Services, responds to question and gives testimony in opposition to SB 726 EXHIBIT S

		explains how costs are recouped
190	Brown	I assume that if we put Mental Health on the same plane as other illnesses some of the money could be recouped from insurance companies
200	Olson	I believe that to be true continues with testimony
240	David Amesbury	Committee counsel, states that Joondeph will be proposing amendments
248	Joondeph	Explains amendments
294	Chair Bryant	Closes work session on SB 726 and opens work session on HB 2241
<u>HB 2241 - WORK SESSION</u>		
300	Sen. Leonard	MOTION: Moves HB 2241 to the floor with a DO PASS recommendation.
302	Bryant	no discussion; no objection Sen. Nelson will carry
310	Chair Bryant	Closes work session on HB 2241, opens work session on SB 160
<u>SB 160 - WORK SESSION</u>		
340	David Amesbury	EXHIBIT T
<u>TAPE 216, B</u>		
002	Amesbury	continues explaining EXHIBIT T
020	Chair Bryant	Comments on Department of Justice
030	Staff	EXHIBIT U
035	Sen. Bryant	MOTION: Moves to ADOPT SB 160 -7 amendments dated 5/8/97.
038	Bryant	no discussion; no objection
040	Sen. Bryant	MOTION: Moves SB 160 to the floor with a DO PASS AS AMENDED recommendation.
042	Bryant	no discussion; no objection Sen. Bryant will carry
050	Bryant	adjourns meeting at 2:30pm

Submitted By, Reviewed By,

Andrea Terry, David J. Amesbury,

Administrative Support Counsel

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EXHIBIT SUMMARY

A - Testimony on SB 44 - introduced by E. Organ - 2 pages

B - Memo from Bob Joondeph on SB 44 - introduced by B. Joondeph - 1 page

C - Testimony on SB 44 - introduced by BOLI 0 7 pages

D - EEOC Notice - introduced by BOLI - 17 pages

E - -2 amendments to SB 500 - introduced by M. Keltner - 2 pages

F - Testimony on SB 500 - introduced by M. Keltner - 1 page

G - City of Gresham letter - introduced by staff - 1 page

H - Letter from Larry Lehman - introduced by staff - 1 page

I - Letter from Scott Burgess - introduced by staff - 2 pages

J - -2 amendments to SB 645 - introduced by staff - 21 pages

K - Summary of SB 645-2 - introduced by J. Devore - 1 page

L - Testimony in support of HB 2241 -A - introduced by B. Batson - 4 pages

M - -2 amendments to SB 494 - introduced by staff - 1 page

N - Letter from R. Lipetzky - introduced by R. Lipetzky - 2 pages

O - Letter from Kramer & Toth-Fejel - introduced by staff - 3 pages

P - Testimony of Susan Soon-Keum Cox - introduced by Holt International - 1 page

Q - Memo from Kay Toran - introduced by staff - 2 pages

R - Memo from B. Joondeph - introduced by B. Joondeph - 1 page

S - Memo from K. Olson - introduced by K. Olson - 1 page

T - -7 amendments to SB 160 - introduced by staff - 10 pages

U - Memo on SB 160 - introduced by staff - 1 page
