

HOUSE SPECIAL SESSION COMMITTEE  
ON GOVERNMENT AFFAIRS

February 01, 1996      Hearing Room F  
9:30 a.m.              Tapes 1 A

MEMBERS PRESENT:

Rep. Bob Repine, Chair  
Rep. Lee Beyer  
Rep. Margaret Carter  
Rep. Denny Jones  
Rep. Bob Montgomery

MEMBERS EXCUSED:

STAFF PRESENT:

Mike Stinson, Fiscal Analyst  
Ken Rocco, Fiscal Analyst  
Janet Adkins, Policy Analyst  
Pat Zwick, Committee Staff  
Amy D. Sweany, Administrative Support

MEASURES HEARD:              LC 280-1  
   LC 280-2  
   LC 280-3  
   LC 279  
   LC 281  
   LC 282  
   LC 283  
   LC 284  
   LC 285  
   LC 286  
   LC 313

These minutes contain materials which paraphrase and/or summarize statements made during this session. Only text enclosed in quotation marks report a speaker's exact words. For complete contents of the proceedings, please refer to the tapes.

TAPE 1, SIDE A

- 004 CHAIR REPINE: Calls the meeting to order at 10:13 AM.  
-Staff submits committee rules. [EXHIBIT A]
- 009 REP. BEYER: Asks Chair Repine if they are standard rules.
- 009 CHAIR REPINE: They appear to be. Yes.
- 014 MOTION: REP. JONES MOVES TO ACCEPT THE RULES AS PRESENTED.
- 015 CHAIR REPINE: REP. JONES moves that the rules be adopted. Any discussion?
- 017 REP. BEYER: Expressed concern about the two hour amendment clause in #9. [EXHIBIT A]
- 018 CHAIR REPINE: The Chair may waive the requirements of the rules.
- 019 REP. BEYER: I know my members would be concerned about this. Would you accept a motion to delete the two hour requirement as long as the amendments are presented to the committee in writing.
- 024 CHAIR REPINE: Repeats REP. BEYER's request and asks REP. BEYER for clarification.
- 026 REP. JONES: Are these rules conformatory to our rules which give the speaker authority to set the rules?
- 030 JANET ADKINS, POLICY ANALYST: I don't know the answer in relation to Floor rules. Sometimes there is a 24 hour notice of amendments but the Chair can waive.
- 032 REP. JONES: If you remove this, it could go clear back to 24 hour notice again.
- 035 CHAIR REPINE: I don't know if it would go back to the 24 hour notice.
- 037 REP. JONES: It would open the door.
- 037 REP. BEYER: We all know that Special Session will run very quickly. Some members might want the opportunity to have an amendment considered. Two hours will stretch that out.
- 046 REP. JONES: It says "...by other than members of the Legislative Assembly..." I think that any suggestion of an amendment should be "...through a member of the Legislative Assembly..." Do you understand what I am saying?
- 049 REP. BEYER: I understand.
- 049 CHAIR REPINE: Does that address your concern?
- 051 REP. BEYER: Yes.
- 053 VOTE: CHAIR REPINE: Hearing no objections the rules are ADOPTED. All members are present.
- 054 CHAIR REPINE: I would like to have staff summarize the bills for possible introduction. Are there any members that would have difficulty in moving them as a block?

055 MOTION: REP. BEYER: Moves the LC's listed on the agenda be moved as a block.

062 CHAIR REPINE: Asked staff to read and explain LC's .

065 JANET ADKINS, POLICY ANALYST: The first three bills that are listed are the Light Rail-related bills that were in SB1156 from the July and August 1995 Special Session. LC 280-1 is the expedited land use procedure. [EXHIBIT B] 280-2 is the bi-state compact. [EXHIBIT C] LC 280-3 pertains to the funding for the Light Rail project. [EXHIBIT D]

076 CHAIR REPINE: Any discussion about the first three LC's? Hearing none, let's address the other seven.

080 ADKINS: LC 279 pertains to confined animal feeding operations and complaint procedures. [EXHIBIT E] LC 281 authorizes and funds up to four collaborative regional land-use problem-solving programs in the state. [EXHIBIT F] LC 282 directs the Fish and Wildlife Commission to issue up to three permits for activities to keep cormorants from feeding on juvenile salmonids. [EXHIBIT G] LC 283 grants immunity from civil and criminal liability based on noise or noise pollution from shooting range owners if they comply with noise control laws that were in effect when the range was built. [EXHIBIT H] LC 284 makes modifications to the Oregon Forest Practices Act and the rule-making authority of the Board of Forestry. [Exhibit I]

096 CHAIR REPINE: Asked staff to discuss the missing eleven lines that were added into LC 284.

097 ADKINS: Most of the seven bills we are now discussing were also part of SB1156. This bill had eleven lines that were deleted from the bill that passed. Those eleven lines have been restored. LC 285 prohibits local jurisdictions from adopting and enforcing laws and rules regarding pesticides that are more restrictive than state standards but requires the Department of Agriculture to consider local government concerns as they administer the laws. [EXHIBIT J] LC 286 reduces from 10 to 7 miles the required distance from a retail gasoline station to a non-retail facility before they can give a conditional use permit that allows regular customers to use the current law. [EXHIBIT K]

113 CHAIR REPINE: That concludes the seven LC's. We will now have staff discuss LC 313. [EXHIBIT L]

116 ADKINS: That is the sine die resolution.

116 CHAIR REPINE: That is self explanatory. Any discussion?

119 MOTION: REP. BEYER: Moves the following LC's to be introduced: 280-1, 280-2, 280-3, 279, 281, 282, 283, 284, 285, 286 and 313.

128 VOTE: CHAIR REPINE: Hearing no objections, the motion CARRIES. All members are present.

131 CHAIR REPINE: Adjourned at 10:25 AM.

Submitted by, Reviewed by,

Amy D. Sweany Janet Adkins,  
Administrative Support Policy Analyst

EXHIBIT SUMMARY:

- A- Committee Rules - Staff - 1 page
- B- LC 280-1 - Staff - 24 pages
- C- LC 280-2 - Staff - 14 pages
- D- LC 280-3 - Staff - 36 pages
- E- LC 279 - Staff - 2 pages
- F- LC 281 - Staff - 5 pages
- G- LC 282 - Staff - 2 pages
- H- LC 283 - Staff - 4 pages
- I- LC 284 - Staff - 27 pages
- J- LC 285 - Staff - 3 pages
- K- LC 286 - Staff - 2 pages
- L- LC 313 - Staff - 1 page

HOUSE SPECIAL SESSION COMMITTEE  
ON GOVERNMENT AFFAIRS

February 01, 1996      Hearing Room F  
2:00 p.m.

MEASURES HEARD:            SB1158  
                                      SB1159  
                                      SB1160  
                                      SB1163  
                                      SB1164  
                                      SB1165  
                                      SB1166  
                                      SB1167  
                                      SB1168

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The Committee met jointly with the Senate Special Session Committee on Crime and Corrections to hear public comment on the Senate Bills listed above.

PLEASE REFER TO THE MINUTES FROM THE SENATE SPECIAL SESSION COMMITTEE ON CRIME AND CORRECTIONS FOR 9 A.M., FEBRUARY 1, 1996 BEGINNING AT 2:37 P.M. RECONVENING.

Submitted by,

Amy D. Sweany,  
Administrative Support Specialist