

HOUSE COMMITTEE ON  
LEGISLATIVE RULES

May 30, 1995      Hearing Room D  
4:00 p.m.          Tapes 96 -97

MEMBERS PRESENT:

Rep. Ray Baum, Chair  
Rep. Lee Beyer, Vice-Chair  
Rep. Tony Corcoran  
Rep. Peter Courtney  
Rep. Lynn Lundquist  
Rep. Bill Markham  
Rep. Patti Milne  
Rep. Lonnie Roberts  
Rep. John Watt

MEMBER EXCUSED:

STAFF PRESENT:

Aaron Felton, Committee Administrator  
Cynthia Charrey, Committee Assistant

MEASURES HEARD:

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 96, Side A

003      CHAIR BAUM: Calls meeting to order at 7:43

OPENS PUBLIC HEARING ON SB 1114

007      SENATOR ROD JOHNSON: Testifies in support of SB 1114. (Exhibit A)  
Introduces      amendments.

050      JOHNSON: Testimony continues on SB 1114.

062      WATT: Do your amendments solve the problems we discussed last week.

065      JOHNSON: Yes.

107 JOHNSON: Senator continues to testify on SB 1114.

122 LUNDQUIST: Why are you taking grazing land out of secondary lands?

126 JOHNSON: Responds to Rep. Lundquist's question.

134 LUNDQUIST: oN page 2 it says 10 acres or more.

136 JOHNSON:

162 ASSISTANT GOES IN SEARCH OF A DICTIONARY TO ONCE AGAIN CHECK THE EXACT VERBIAGE OF THE definition of the word: "BRIEF". Obviously she has no clear understanding of the word. At least not in terms of political testimony on a land bill. we aren't going to get to any other bill this am.

210 JOHNSON:

216 BAUM: This amendment replaces the bill?

220 JOHNSON: That is correct.

221 BAUM: What is your opinion of the -A4 amendments.

223 JOHNSON: I've never seen them.

WORK SESSION

2 60 MOTION: ADOPTION OF -A7 AMENDMENTS  
HEARING NO OBJECTION THE AMENDMENTS ARE ADOPTED.

285 DENNIS OLMSTEAD: Testifies in support of SB 1114.

309 KEVIN BIRCH, DEPT OF FORESTRY: Testifies on SB 1114. Opposition, I think.

MOTION: WATT.

TAPE 97, SIDE A

003 BEYER: Expresses concerns on SB 1114 and it's passage. Does not want to move the bill with undue haste.

020 BAUM: Suggests the bill be held over until tomorrow.

030 WATT: Wants to move the bill.

059 BEYER:

065 BAUM: Again tries to prevent bloodshed by putting the bill off until tomorrow.

077 LUNDQUIST: Wants to move the bill due the impending approach of sine die.

099 JOHNSON: Continues to force the bill.

108 BEYER: Supports the bill, but does not want to move it today.

120 COURTNEY: Opposes passing out this bill today.

131 WATT: Withdraws

CLOSES WORK SESSION ON SB 1114

OPEN PUBLIC HEARING ON SB 814

159 MICHAEL COLLINS: Testifies in support of SB 814

234 DIXIE HANNON: Testifies in support of SB 814

263 HANNON: Introduces the -A6 amendment.

271 LAURIE WIMMER:, Commission for Women: Testifies in support of SB 814.

OPENS WORK SESSION ON SB 814

300 TEVINA BENEDICT: Testifies in support of SB 814.

325 DR JOHN SATTENFIELD

Tape 96, Side B

065 CORCORAN: Voices objections of -A7 and

073 MOTION: MILNE: Moves to adopt -A8 amendments.

089 BEYER: Questions what effect -A8 amendment would have on , , ,

090 SATTENFIELD: Responds to Rep. Beyer's question.

098 COLLINS: This should not be a turf battle. Continues to testify on the bill and what its real goals are. Opposition of the -A8 amendment.

123 CORCORAN: Opposes -A8 amendments. Will support the -A6 amendments.

136 WATT: Were these amendments introduced on the Senate side.

140 SATTENFIELD: We were not invited.

142 WATT: But you

145 Milne

150 LUNDQUIST: MOVES

160 REP WATT WILL LEAD THE FLOOR DISCUSSION.

OPEN PUBLIC HEARING ON SB 956

195 Testifies in support

219 COURTNEY: MOVES --A10 AMENDMENT WITH DELETION OF THE WORD

226 COURTNEY: DO PASS RECOMMENDATION:

LUNDQUIST WILL LEAD FLOOR DISCUSSION

VICE CHAIR BEYER RECESSES UNTIL 1 PM.

HOUSE COMMITTEE ON  
LEGISLATIVE RULES

Hearing Room  
Tapes -101

MEMBERS PRESENT:

Rep. Ray Baum, Chair  
Rep. Lee Beyer, Vice-Chair  
Rep. Tony Corcoran  
Rep. Peter Courtney  
Rep. Lynn Lundquist  
Rep. Bill Markham  
Rep. Patti Milne  
Rep. Lonnie Roberts  
Rep. John Watt

STAFF PRESENT:

Aaron Felton, Committee Counsel  
Sarah Watson, Committee Assistant

MEASURES HEARD:

SB 379 Public Hearing and Work Session  
SB 814 Work Session  
HB 2892 Public Hearing and Work Session  
SB 152 Public Hearing and Work Session  
SB 562 Public Hearing and Work Session  
SB 979 Public Hearing and Work Session  
HB 3390 Public Hearing  
HB 3367 Work Session

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statements made during this session. Only text enclosed in quotation marks

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please refer to the tapes.

TAPE , SIDE A

CHAIR BAUM: Calls the meeting to order at 1:38 p.m.

OPEN PUBLIC HEARING ON SB 379

Witnesses: Senator Ron Cease, District 10.

CHAIR BAUM: Are there any amendments?

SENATOR RON CEASE, DISTRICT 10: There are no amendments (EXHIBIT A).

CLOSES PUBLIC HEARING ON SB 379

OPENS WORK SESSION ON SB 379

MOTION: REP. BEYER: Moves that SB 379 be sent to the Floor with a DO PASS  
recommendation.

VOTE: In a roll call vote, all members present vote AYE. The motion  
CARRIES. REPS. COURTNEY, LUNDQUIST, MARKHAM and WATT are EXCUSED.

037 REP. THOMPSON will lead discussion on the Floor.

CLOSES WORK SESSION ON SB 379

OPENS WORK SESSION ON SB 814

MOTION: REP. CORCORAN: Moves to RECONSIDER the vote by which the committee passed out SB 814.

VOTE: CHAIR BAUM: Hearing no objection, the motion CARRIES.

MOTION: REP. ROBERTS: Moves to RESCIND the referral to the Committee on Ways and Means.

VOTE: CHAIR BAUM: Hearing no objection, the motion CARRIES.

MOTION: REP. BEYER: Moves that SB 814, AS AMENDED, be sent to the Floor with a DO PASS recommendation.

VOTE: In a roll call vote, all members present vote AYE. The motion CARRIES. REPS. COURTNEY, LUNDQUIST, and WATT are EXCUSED.

REP. WATT and REP. BEYER will lead discussion on the Floor.

CLOSE WORK SESSION ON SB 814

OPEN PUBLIC HEARING ON HB 2892

Witnesses: Richard Meinhard, Center for Educational Change  
Anne Elliott, Concerned Citizen  
Representative John Meek, District 5

REP. MILNE: Discusses HB 2892.

REP. ROBERTS: Discusses concerns about bill.

REP. MILNE: Discusses compromises that occurred in the -31 amendments to HB 2892 (EXHIBIT B).

118 RICHARD MEINHARD, CENTER FOR EDUCATIONAL CHANGE : Testifies in support of HB 2892 and the -31 amendments.

rep. Roberts: This is addressing the amendments that we don't even have.

REP. CORCORAN: Can you explain what group you represent?

Meinhard: This is a collection of people who got behind the issue.

REP. CORCORAN: Thinks that there is some time prohibition on being an unregistered lobbyist.

REP. ROBERTS: You have twenty fours before you have to register as a lobbyist.

CHAIR BAUM: We urge you to look into that.

148 Meinhard: Continues with testimony.

165 ANNE ELLOT, CONCERNED CITIZEN: Testifies in support of HB 2892, and the -31 amendments.

183 REP. ROBERTS: Discusses -31 amendments, seems to be missing pages.

214 REPRESENTATIVE JOHN MEEK, DISTRICT 5: Testifies in support of HB 2892 and -31 amendments.

265 REP. ROBERTS: Asks about page 2, line 5?

REP. MEEK: That is on line 9.

REP. MEEK: continues with clarification of amendments.

295 REP. ROBERTS: Who would make the decision?

REP. MEEK: The sponsor.

REP. ROBERTS: The sponsor has that call

REP. MEEK: We can teach religion just like any public school. Testimony continues.

REP. BEYER: Is there any sort of process?

REP. MEEK: There is a hearing type of procedure.

317 REP. ROBERTS: What would a charter school do if they were short a student?

REP. MEEK: They would come under the sponsor to get that corrected.

REP. ROBERTS: How long do they have?

REP. MEEK: That would be addressed in the charter between the school and the sponsor. Testimony continues.

349 REP. ROBERTS: Why the section 17, the emergency clause?

REP. MEEK: To get this enacted this late in the session, it doesn't become effective until 90 days, so this is there for the school year to start on time.

360 REP. LUNDQUIST: Any child in the state is eligible, correct?

REP. MEEK: Correct?

REP. LUNDQUIST: It wouldn't have anything to do with the district they are leaving or the one that they are coming to giving approval?

REP. MEEK: Correct. Continues with explanation of amendments.

TAPE 99, SIDE A

022 REP. WATT: These are fairly new amendments, have you had an opportunity to see if you have solved the Constitutional problem?

REP. MEEK: A great number of those questions that were asked on the floor, we have the answers to.

REP. WATT: Do you have a hard count?

REP. MEEK: Not yet.

REP. LUNDQUIST: Asks who a sponsor can be?

REP. MEEK: An elementary school, high school, or community college district.

REP. LUNDQUIST: Is it true that the charter school has to be located within that district?

REP. MEEK: That is correct.

069 REP. LUNDQUIST: Just wants to know how it is laid out.

REP. CORCORAN: Asks about page 3, line 24. A sponsor can place a school in a location that is opposed to it.

REP. MEEK: Correct.

REP. CORCORAN: What is the opposition to the requirement of at least 75 students?

REP. MEEK: Thinks that is somewhat unrealistic, explains.

099 REP. CORCORAN: Asks on page 6, line 16-17 about the school not being religious based?

REP. MEEK: The sponsor could make that call.

REP. CORCORAN: On pg. 7, line 24, you were trying to address the concerns about diversity of the student population by using "may" get priority. It says "may", not "shall", correct.

REP. MEEK: Correct.

REP. CORCORAN: So there is still discretion.

REP. MEEK: Correct.

REP. CORCORAN: On pg. 10 lines 28-30, a private school student would not be considered a regular pupil until 90 days?

REP. MEEK: Correct.

CHAIR BAUM: That is for the purposes of money transfer.

REP. CORCORAN: That is what I was trying to get at.

REP. MEEK: Because of the characteristics of a charter school being a quasi-public school. The transfer to go to a public school they get funding immediately. We didn't want to see that shift.

REP. CORCORAN: Asks about page 11, lines 27-28. Did you mean to include the term target population in there?

REP. MEEK: That is dealing with at risk students and if that is the foundation of the charter school, then that is specifically focused on a board. That is asking the state board to take a look at their rules.

REP. CORCORAN: So there is no requirement to target at risk students?

REP. MEEK: It would be at the discretion of the applicant.

REP. CORCORAN: Did you hear his answer about the location of charter schools.

REP. ROBERTS: Yes.

REP. CORCORAN: But, you can go to one location and get denied and go to a different part and be okay.

160 REP. MEEK: Clarifies how the amendment and bill would work.

REP. CORCORAN: It could be placed in their location by another board.

REP. MEEK: Discusses language in the -11 amendments about starting a charter.

REP. CORCORAN: Discusses the -A11 amendments.

REP. MEEK: Continues with the -A11 amendments discussion.

184 REP. LUNDQUIST: Supporting a charter would be a problem. That would solve a lot of problems to say that there could not be a charter school in that district unless the sponsor is in that school district.

REP. MEEK: Discusses how that would apply. They still must do a charter.

REP. LUNDQUIST: You don't want that precise restriction.

REP. MEEK: No.



PUBLIC HEARING ON SB 152

Witnesses: Senator Stan Bunn, District 2  
Barney Speight, Blue Cross & Blue Shield of Oregon, HMO of Oregon.  
Gerry Thompson, Oregon Association of Health Underwriters  
Joel Miller, Department of Consumer and Business Services

229 SEN. STAN BUNN, DISTRICT 2: Testifies in support of SB 152 with the -28 amendments. Discusses some possible concerns bill could face in the House.

REP. MARKHAM: You want the bill to go forward with only the -28 amendments?

SEN. BUNN: Discusses concerns about bill.

325 REP. MARKHAM: You are really working a full shot. It is practically a new bill.

SEN. BUNN: Those are just reworkings, the bill is not a new bill.

REP. MARKHAM: Have you had a chance to look at the -33 amendments?

SEN. BUNN: No, explains.

342 BARNEY SPEIGHT, BLUE CROSS & BLUE SHIELD OF OREGON, HMO OF OREGON: Testifies in support of -28 amendments to SB 152.

357 GERRY THOMPSON, OREGON ASSOCIATION OF HEALTH UNDERWRITERS: Testifies in support of the -28 amendments to SB 152.

CLOSES PUBLIC HEARING ON SB 152

OPENS WORK SESSION ON SB 152

373 REP. ROBERTS: Wants to move the bill but has some concerns.

SEN. BUNN: In the earlier legislation that occurred, if a person chose to opt out, they were kept out for five years. We thought this was a fair change

401 REP. ROBERTS: It was my understanding that they didn't opt out.

Joel Miller, Department of Consumer and Business Services: They did in fact, opt out of the market.

TAPE 98, SIDE B

MOTION: REP. BEYER: Moves to ADOPT the SB 152-A28 amendments.

VOTE: CHAIR BAUM: Hearing no objection, the amendments are ADOPTED.

018 REP. MILNE: Are we going to have any discussion on these?

022 CHAIR BAUM: We can have a bunch.

034 REP. CORCORAN: Is very empathetic, would the -29 deep six this process (Exhibit C)?

SEN. BUNN: That is the provision from the pharmacists, the coalition that put this bill together will fall apart if this is put in.

MOTION: REP. BEYER: Moves that SB 152, AS AMENDED, be sent to the Floor with a DO PASS administration.

054 REP. MARKHAM: Why don't we hear the -33 amendments (Exhibit D)?

065 REP. LUNDQUIST: What is the cost of this?

SEN. BUNN: In a bill like this, when you change the rate band, there can be an increase to some policies and a decrease in some policies, explains.

We specifically put a longer time frame to moderate that.

REP. LUNDQUIST: If we slow the process that time takes care of it.

SEN. BUNN: Correct, explains that it have been an evolutionary process.

RECESSES WORK SESSION ON SB 152

OPENS PUBLIC HEARING ON SB 562

Witnesses: Governor John Kitzhaber, State of Oregon

097 GOVERNOR JOHN KITZHABER, STATE OF OREGON: Testifies in opposition of SB 562.

162 REP. ROBERTS: My concern is what is fair? When is it going to happen if we don't take care of this?

GOVERNOR KITZHABER: What the court says is that you either have to tax all retirees or no retirees. The argument is that we taxed them and that we did not increase their benefits correspondingly. this bill addresses a law suit based on

REP. ROBERTS: I'm talking about in the past.

GOVERNOR KITZHABER: Yes, it is retroactive. Can't predict what the courts are going to do, if we get into a situation that we can't adopt this approach that would be the time to tax people. Has committed to a very thoughtful and expansive thought of the Oregon Tax Code and to make some recommendations to the 1997 Legislature.

CLOSES PUBLIC HEARING ON SB 562

CONTINUATION OF WORK SESSION ON SB 152

Witnesses: Jim Davis, Oregon State Council of Senior Citizens, United Seniors, Gray Panthers  
Chuck Gress, Oregon State Pharmacists Association  
Bob Burr, Oregon State Pharmacists Association  
John Powell, Blue Cross & Blue Shield of Oregon  
Ed Hughes, Pacific Health and Life  
Roger Martin, KMSB , PacificSource  
Bob Castagna, Oregon Catholic Conference  
Mike McCallum, Oregon Restaurant Association  
Larry Harvey, Oregon Lodging Association

225 REP. ROBERTS: Is still concerned about the amendments that haven't been received.

JIM DAVIS, OREGON STATE COUNCIL OF SENIOR CITIZENS, UNITED SENIORS, GRAY PANTHERS: Testifies and submits written testimony and proposed amendments to SB 152 (EXHIBIT F).

336 CHUCK GRESS, OREGON STATE PHARMACISTS ASSOCIATION: Testifies in support of proposed amendments to SB 152.

355 BOB BURR, OREGON STATE PHARMACISTS ASSOCIATION: Testifies in support of SB 152.

TAPE 99, SIDE B

032 JOHN POWELL, BLUE CROSS & BLUE SHIELD OF OREGON: Testifies in opposition to SB 152 -8 amendments.

074 REP. CORCORAN: Would this bill still go through if an age requirement was added?

REP. CORCORAN: It would be good if we could amend the -29 amendments to include a specific age requirement

CHAIR BAUM: What is the position on an employer mandate.

POWELL: Our coalition has not worked on the employer mandate.

103 REP. WATT: There are some of us that feel that the employer mandate should have never happened. Do you really think that the inclusion into that would danger the bill that much.

POWELL: The longer I am here I believe that reality matters little and that perception matters a lot. I don't think that the ORISA is going to be

granted. There is a strong perception that there is meaning to that. We are caught in the middle of it.

REP. WATT: Every small business man in my district is under the perception that they are going to be mandated to provide something.

147 ED HUGHES, PACIFIC HEALTH AND LIFE: Testifies in support of -27 amendments (EXHIBIT H).

178 ROGER MARTIN; KMSB , PACIFICSOURCE: Testifies and submits proposed -33 amendments to SB 152.

228 HUGHES: That is an incorrect statement.

MARTIN: Would be happy to take you over and talk to Sen. Walden about that.

237 REP. WATT: Do the -28's take care of one of your companies?

MARTIN: They don't take care of either one.

252 HUGHES: The big fish are attempting to eat the little fish.

257 BOB CASTAGNA, OREGON CATHOLIC CONFERENCE: Testifies and submits proposed -32 amendments to SB 152 (EXHIBIT E).

294 REP. CORCORAN: I'd like a definition of conscious.

313 MIKE MCCALLUM, OREGON RESTAURANT ASSOCIATION: Testifies in opposition of SB 152, but in support of -27 amendments. Submits written testimony (EXHIBIT G).

379 LARRY HARVEY, OREGON LODGING ASSOCIATION: Testifies in opposition to SB 152, but in support of the -27 amendments.

TAPE 100, SIDE A

011 JOE GILLIAM, NATIONAL FEDERATION OF INDEPENDENT BUSINESSES: Testifies in opposition to SB 152.

MOTION: REP. CORCORAN: Moves to ADOPT the SB 152-A29 Amendments.

REP. WATT objects.

CLOSES WORK SESSION SB 152

OPEN PUBLIC HEARING ON SB 979

Witnesses: Senator Bill Kennemer, District 12  
Scott Gallant, Oregon Medical Association  
Mark Nelson, Oregon Association, National Association of Social Workers  
Mike Crew, Oregon Medical Association  
Kevin Earls, Associated Oregon Industries

Chris Davies, SAIF Corporation  
Stephen Kafoury, Oregon Physical Therapists  
Jane Myers, Oregon Dental Association  
Jack Munro, Aetna Health Plans  
Peggy Anet, Health Insurance Association of America  
Cindy Zeil, ACC Health Plans  
Fred VanNatta, Liberty Health Plan Inc.

066 SEN. BILL KENNEMER, DISTRICT 12: Testifies and submits written testimony in support of SB 979 (EXHIBIT I).

072 KEITH PUTNAM, COMMITTEE STAFF : Testifies for clarification of SB 979 (EXHIBITS P & Q).

SEN. KENNEMER: Discusses the exclusion problems.

125 SCOTT GALLANT, OREGON MEDICAL ASSOCIATION: Testifies in support of SB 979.

175 GALLANT: Testimony continues.

224 MARK NELSON, OREGON CHAPTER, NATIONAL ASSOCIATION OF SOCIAL WORKERS: Testifies in support of SB 979.

243 MIKE CREW, OREGON MEDICAL ASSOCIATION: Testifies in support of SB 979.

253 Gallant: It does not affect workers compensation.

271 KEVIN EARLS, ASSOCIATED OREGON INDUSTRIES: Testifies in opposition to SB 979 (EXHIBIT J).

310 REP. ROBERTS: What is your description of managed care?

EARLS: It is an ability of a group to regulate appropriately the use of health care as a way to reduce cost. Continues with testimony.

346 REP. WATT: Did you follow this on the Senate side? There was no opposition in committee or on the floor, what happened?

EARLS: We have been involved in SB 369 and it wasn't a priority bill, explains.

365 CHRIS DAVIES, SAIF CORPORATION: Testifies in support of proposed amendment to SB 979 (EXHIBIT K).

389 REP. WATT: Discusses letter from Jerry Kean. Would that take care of those concerns in your opinion?

DAVIES: Has not seen his letter, but assumes that it would take care of his concerns.

REP. WATT: Is AOI's concern that this is going to effect growth of MCO's with regards to workers comp or are you more concerned about MCO's period.

EARLS: It is the latter.

TAPE 101, SIDE A

014 STEPHEN KAFOURY, OREGON PHYSICAL THERAPIST ASSOCIATION: Testifies in support of SB 979.

031 JANE MYERS, OREGON DENTAL ASSOCIATION: Testifies and submits proposed amendment in support of SB 979 (EXHIBIT L).

060 JACK MUNRO, AETNA HEALTH PLANS: Testifies and submits proposed amendments and written testimony in opposition to SB 979 (EXHIBIT M).

120 MUNRO: Continues testimony in opposition.

CLOSES PUBLIC HEARING ON SB 979

OPENS WORK SESSION ON SB 979

212 PEGGY ANET, Health Insurance Association of America: Testifies and submits written testimony in opposition to SB 979 (EXHIBIT N).

251 CINDY ZEIL, ACC HEALTH PLANS: Testifies and submits written testimony in opposition to SB 979 (EXHIBIT O).

259 FRED VANNETTA, LIBERTY HEALTH PLAN, INC. : Testifies in opposition to SB 979. Support -8 amendments.

MOTION: REP. CORCORAN: Moves that SB 979 be sent to the Floor with a DO PASS recommendation.

REP. CORCORAN WITHDRAWS his motion.

MOTION: REP. ROBERTS: Moves to ADOPT the SAIF CONCEPTUAL Amendments to SB 979.

VOTE: VICE-CHAIR BEYER: Hearing no objection, the amendments are ADOPTED.

MOTION: REP. CORCORAN: Moves that SB 979, AS AMENDED, be sent to the Floor with a DO PASS recommendation.

VOTE: In a roll call vote, all members present vote AYE. The motion CARRIES. REPS. COURTNEY, MILNE, WATT and BAUM are EXCUSED.

REP. ????? will lead discussion on the Floor.

CLOSES WORK SESSION ON SB 979

OPENS WORK SESSION ON SB 152

MOTION: REP. BEYER: Moves that SB 152 be sent to the Floor with a DO PASS recommendation.

MOTION: REP. MILNE: Moves to ADOPT SB 152-A27 amendments.

VOTE: In a roll call vote, REPS. LUNDQUIST, MARKHAM, MILNE, ROBERTS, WATT and BAUM vote AYE. REPS. CORCORAN and BEYER vote NAY. The motion CARRIES.

REP. COURTNEY is EXCUSED.

CHAIR BAUM: The amendments are ADOPTED.

MOTION: REP. MILNE: Moves to ADOPT SB 152-A32 amendments.

VOTE: In a roll call vote, REPS. MARKHAM, MILNE, ROBERTS and BAUM vote AYE. REPS. CORCORAN, LUNDQUIST, WATT and BEYER vote NAY. The motion fails. REP. COURTNEY is EXCUSED.

MOTION: REP. ROBERTS: Moves to AMEND SB 152 through the deletion of lines 4-12 of section 1.

VOTE: In a roll call vote, REPS. MARKHAM, MILNE, ROBERTS and BEYER vote AYE. REPS. CORCORAN, LUNDQUIST, WATT and BAUM vote NAY. The motion fails.

REP. COURTNEY is EXCUSED.

MOTION: REP. BEYER: Moves to ADOPT the SB 152-A29 amendments.

REP. BEYER WITHDRAWS his motion.

MOTION: REP. BEYER: Moves that SB 152, AS AMENDED, be sent to the Floor with a DO PASS recommendation.

VOTE: In a roll call vote, all member present vote AYE. The motion carries. All members are present.

REP. LUKE will lead discussion on the Floor.

CLOSES WORK SESSION ON SB 152

TAPE 100, SIDE B

CHAIR BAUM recesses the meeting at 4:32 p.m.

CHAIR BAUM opens meeting at 5:10 p.m.

OPENS PUBLIC HEARING ON HB 2892

Witnesses: Jim Green, Oregon School Board Association  
Ozzie Rose, Confederation of Oregon School Administrators  
Kathryn Dysart, Eugene Public Schools  
Jane Ames, Concerned Citizen

127 JIM GREEN, OREGON SCHOOL BOARD ASSOCIATION: Testifies in opposition to HB 2892 and the -31 amendments.

178 OZZIE ROSE, CONFEDERATION OF OREGON SCHOOL ADMINISTRATORS: Testifies in opposition to HB 2892.

240 REP. MARKHAM: How would you deregulate the schools? Throw out the existing state laws?

243 ROSE: That appears what this bill allows for charter schools.

253 KATHRYN DYSART, EUGENE PUBLIC SCHOOLS: Testifies and submits written testimony in opposition to HB 2892 (EXHIBIT R).

308 REP. MARKHAM: Do you have any problems with your ESD or Community College?

DYSART: Yes, we do have.

REP. MARKHAM: That is not my question.

DYSART: It has been known to happen.

REP. MARKHAM: That is not my question, you probably get along pretty well between you, your ESD and you Community College.

323 Jane Ames, CONCERNED CITIZEN: Testifies in opposition to HB 2892.

CLOSES PUBLIC HEARING ON HB 2892

TAPE 101, SIDE B

OPENS PUBLIC HEARING ON HB 3390

Witnesses: Joe Gilliam, Oregon Reinforced Plastics Association

JOE GILLIAM, OREGON REINFORCED PLASTICS ASSOCIATION: Testifies in support of HB 3390. The bill can be let go (EXHIBIT S).

CLOSES PUBLIC HEARING ON HB 3390

OPENS WORK SESSION ON HB 2892

080 MOTION: REP. MILNE: Moves to ADOPT the HB 2892-31 amendments.

VOTE: In a roll call vote, REPS. LUNDQUIST, MARKHAM, MILNE, WATT, and BAUM vote AYE. REP. CORCORAN votes NAY. The motion CARRIES. REPS. COURTNEY, ROBERTS and BEYER are EXCUSED.

MOTION: REP. MILNE: Moves to ADOPT a conceptual amendment to correct errors in drafting HB 2892.

114 REP. CORCORAN: Objects to the conceptual amendments.

VOTE: In a roll call vote, REPS. LUNDQUIST, MARKHAM, MILNE, WATT, and BAUM  
vote AYE. REPS. CORCORAN and ROBERTS vote NAY. The motion CARRIES. REPS.  
COURTNEY and BEYER are EXCUSED.

141 REP. CORCORAN: Asks about the validity of the removal of the two lines.

CHAIR BAUM: My recollection was that it was left in advertently.

REP. CORCORAN: And he left it to Legislative Counsel as to if it belonged  
in the bill.

CHAIR BAUM: It was a mistake by Legislative Counsel.

VOTE: In a roll call vote, REPS. LUNDQUIST, MARKHAM, MILNE, WATT, and BAUM  
vote AYE. REPS. CORCORAN and ROBERTS vote NAY. The motion CARRIES. REPS.  
COURTNEY and BEYER are EXCUSED.

MOTION: REP. CORCORAN: Moves to ADOPT the HB 2892-11 amendments.

161 REP. WATT: Wasn't it understood that the -11s were incorporated into  
the -31s.

REP. CORCORAN: No.

174 REP. MILNE: Would like to clarify that some of those ideas were included  
the -31s. However if the -11s are adopted it gets to the -31s, and that  
would not work.

REP. CORCORAN: Discusses the differences between the -11 & -31 amendments.

193 REP. MILNE: What he is stating is not really accurate.

VOTE: In a roll call vote, REPS. CORCORAN and ROBERTS vote AYE. REPS.  
LUNDQUIST, MARKHAM, MILNE, WATT, and BAUM vote NAY. The motion FAILS.  
REPS. COURTNEY and BEYER are EXCUSED.

MOTION: REP. MILNE: Moves that HB 2892, AS AMENDED, be sent to the Floor  
with a DO PASS recommendation.

VOTE: In a roll call vote, REPS. LUNDQUIST, MARKHAM, MILNE, WATT, and BAUM  
vote AYE. REPS. CORCORAN, COURTNEY and ROBERTS vote NAY. The motion  
CARRIES. REP. BEYER is EXCUSED.

REP. CORCORAN serves notice of a minority report.

REP. MILNE will lead discussion on the Floor.

CLOSES WORK SESSION ON HB 2892

OPENS WORK SESSION ON SB 562

Witnesses: Ed Hughes, Oregon Council of Federally Related Organizations  
Willis Meisenheimer, Concerned Citizen  
Mari Anne Gest, Oregon Public Employees Union

ED HUGHES, Oregon Council of Federally Related Organizations: Testifies in  
support of SB 562 (EXHIBIT T).

MOTION: REP. WATT: Moves to ADOPT SB 562-8 amendments.

VOTE: CHAIR BAUM: Hearing no objection, the amendments are ADOPTED.

MARI ANNE GEST, OREGON PUBLIC EMPLOYEES UNION: Testifies in opposition to

SB 562.

261 WILLIS MEISENHEIMER, SELF: Testifies in support of SB 562.

266 HUGHES: Testifies in support.

MOTION: REP. WATT: Moves that SB 562, AS AMENDED, be sent to the Floor with a DO PASS recommendation.

VOTE: In a roll call vote, REPS. LUNDQUIST, MARKHAM, MILNE, WATT, and BAUM vote AYE. REPS. CORCORAN, COURTNEY and BEYER vote NAY. The motion CARRIES.

REP. ROBERTS is EXCUSED.

REP. WATT will lead discussion on the Floor.

CLOSES WORK SESSION ON SB 562

OPENS WORK SESSION ON HB 3367

Witnesses: Greg Moore, Administrator  
Rich Peppers, Oregon Public Employees Union

298 GREG MOORE, ADMINISTRATOR: Discusses -2 amendments. (EXHIBIT )

MOTION: REP. MARKHAM: Moves to ADOPT the HB 3367-2 amendments.

VOTE: CHAIR BAUM: Hearing no objection, the amendment is ADOPTED.

351 RICH PEPPERS, OREGON PUBLIC EMPLOYEES UNION: Testifies in support of -2 amendments.

REP. ROBERTS: Has a problem with consolidation of the various leaves.

MOTION: REP. MARKHAM: Moves that HB 3367, AS AMENDED, be sent to the Floor with a DO PASS recommendation.

VOTE: In a roll call vote, REPS. COURTNEY, LUNDQUIST, MARKHAM, MILNE, WATT and BAUM vote AYE. REP. ROBERTS votes NAY. The motion CARRIES. REPS. CORCORAN and BEYER are EXCUSED.

REP. JOHNSTON will lead discussion on the Floor.

CLOSES WORK SESSION ON HB 3367

CHAIR BAUM: Adjourns the meeting at 6:30 p.m..

#### EXHIBIT SUMMARY

A-	Testimony on SB 379-	Submitted by John Beaulieu- 2 pages
B-	Amendments to HB 2892-	Submitted by Rep. Milne- 13 pages
C-	Amendments to SB 152-	Submitted by Jim Davis- 3 pages
D-	Amendments to SB 152-	Submitted by Roger Martin- 1 page
E-	Amendments to SB 152-	Submitted by Bob Castagna- 1 page
F-	Testimony on SB 152-	Submitted by Dr. James Davis- 2 pages
G-	Testimony on SB 152-	Submitted by Mike McCallum- 2 pages
H-	Amendments to SB 152-	Submitted by Ed Hughes- 2 pages
I-	Testimony on SB 979-	Submitted by Senator Kennemer- 1 page
J-	Testimony on SB 979-	Submitted by Kevin Earls- 1 page
K-	Amendments to SB 979-	Submitted by Chris Davies- 1 page
L-	Testimony on SB 979-	Submitted by Jane Myers- 1 page
M-	Amendments to SB 979-	Submitted by Jack Munro- 4 pages
N-	Testimony on SB 979-	Submitted by Peggy Anet- 3 pages
O-	Testimony on SB 979-	Submitted by Cindy Zeil- 5 pages
P-	Testimony on SB 979-	Submitted by Jerry Keane- 2 pages
Q-	Amendments to SB 979-	Submitted by Committee Staff- 1 page
R-	Testimony on HB 2892-	Submitted by Ed Hughes- 1 page
S-	Testimony on HB 3390-	Submitted by Kathryn Dysart- 2 pages
T-	Amendments to SB 562-	Submitted by Joe Gilliam- 4 pages