

These minutes paraphrase and/or summarize statements made during this meeting. Text enclosed in quotation marks reports the speakers exact words. For complete context of proceedings, please refer to the tape recording.

These minutes paraphrase and/or summarize statements made during this meeting. Text enclosed in quotation marks reports the speakers exact words. For complete context of proceedings, please refer to the tape recording.

PUBLIC HEARING/WORK SESSION SB 333  
INFORMATION SB 329  
TAPES 020-021 A/B, & 022 A

SENATE COMMITTEE ON GOVERNMENT  
FINANCE AND TAX POLICY

---

---

FEBRUARY 01, 1995 - 1:00 P.M. - HEARING ROOM A - STATE CAPITOL BUILDING

---

---

Members Present: Sen. Paul Phillips, Chair  
Sen. Shirley Gold, Vice Chair  
Sen. Tom Hartung  
Sen. Cliff Trow  
Sen. Greg Walden

Excused: Sen. Eugene Timms

Witnesses: Ron Eachus, PUC  
Jono Hildner, Oregon Health Division  
Rick Elliott, Department of Consumer Business & Services  
Craig Urbani, Oregon Medical Insurance Pool  
Peggy Collins, Building Codes Division  
Bob Meinen, State Parks Department  
Patricia Sullivan, Dept. of Administrative Services  
B. J. Smith, League of Oregon Cities

Staff: James Scherzinger, Legislative Revenue Officer  
Richard Yates, Legislative Revenue Office  
Steve Meyer, Legislative Revenue Office  
Janice DeVito, Committee Assistant

TAPE 020 SIDE A  
005 Chair Phillips -calls the meeting to order at 1:05 as a subcommittee  
011 James Scherzinger -reviews status of work on SB 333  
PUBLIC HEARING SB 333  
036 Ron Eachus -PUC  
-refers to written Questions Regarding SB 333 (Exhibit A)  
075 -PUC budget faces risk in second year of biennium  
123 -overview of residential service protection fund which is under the  
roll-back provision  
172 -HB 2185 has been introduced by the PUC to allow broadening of funding  
base  
202 -"cap" or fee needs to be sufficient for PUC to meet federal mandate

214 -questions and discussion  
 (Senators Trow and Gold arrive at meeting approximately 1:20 pm)

233 Jono Hildner -Oregon Health Division  
 -comments on the issue of delegation of authority  
 -fees charged in environmental health program have never been sufficient to  
 cover the cost

300 -overhead charges vary from county to county  
 -rules state the counties may set their own fees but those fees must not be  
 in excess of cost for what is provided

338 -key is to be sure citizens in counties have informed consent  
 354 -fees for health charges are set in accordance with costs

TAPE 021 SIDE A

012 James Scherzinger -introduces Exhibit B - Mental Health &  
 Developmental Disability Services Division Facilities Covered Under  
 ORS179.610 to 179.770

025 Hildner -expresses concern about possible need to increase fees for  
 emergency health testing (such as newborn screening)  
 -questions and discussion

070 Rick Elliott -Department of Consumer Business & Services  
 Craig Urbani -Oregon Medical Insurance Pool  
 Peggy Collins -Building Codes Division

090 Elliott -shares concerns summary of charges for which Department of  
 Consumer Business & Services seeks exemption (Exhibit I of 1/31/95)

155 -questions and discussion

202 Elliott -describes assessment rate methods in various divisions

274 -questions and discussion

373 Elliott -introduces discussion of Oregon Medical Insurance Pool

TAPE 020 SIDE B

015 Elliott -premium rates should have an explicit link to market based  
 rates  
 -discussion about whether 10% emergency provision would be workable for  
 OMIP

049 Elliott -10% might work for minor fluctuations, but an in-depth  
 assessment of this eventuality has not been done

060 Urbani -distributes written material "Oregon Medical Insurance Pool"  
 with attached brochure (Exhibit C)

087 -describes balance of premiums and assessments, and possibility of  
 reduced benefits  
 -OMIP provides health coverage to people who can't obtain it from any other  
 source and has been a successful component of the Oregon Health Plan  
 -requests that both OMIP program premium and their ability to assess be  
 exempt from SB 333

130 Peggy Collins -Building Codes Division  
 -introduces Exhibit I (presented 1/31/95) which begins with discussion of  
 building permit fee tables

177 -describes fee setting process among local jurisdictions

226 -subsection 4 of SB 333 would impact local jurisdictions

238 -questions and discussion about complexity of fee authority process  
 throughout different types of programs and jurisdictions

357 Chair Phillips -asks whether passage of SB 333 with (-7) Amendments is  
 workable from building codes perspective

365 Collins -gives example of possible problem with Electrical Elevator  
 Board, but has not thoroughly reviewed the (-7) Amendments

TAPE 021 SIDE B

014 -questions and discussion about fees established at the local level

065 -whether fees set by statute at agency level have range of fees or  
 specific fees, and frequency of fee changes

112 Bob Meinen -State Parks Department  
 -introduces memorandum with suggested change to (-7) amendment to SB 333  
 (Exhibit D)  
 -requests confirmation of legislative intent regarding exemption of real  
 property rents, leases and payments

153 -question concerning frequency of fee changes at state parks

160 Meinen -describes variable fee rate system currently in use

WORK SESSION SB 333

220 Jim Scherzinger -introduces and explains (-8) Amendments to SB 333  
(Exhibit E)  
-issues raised in today's public testimony generally are not dealt with in  
the (-8) Amendments  
312 Scherzinger -introduces SB 333 Examples of Exempted Costs Under Section  
3 Amendments (Exhibit F)  
360 Scherzinger -elaborates on definition of "state agency" (Exhibit E)  
-questions and discussion  
391 Chair Phillips -direction to staff for insertion in Section 1  
concerning fines and assessments  
-policy decision needed by committee regarding PUC assessments and the  
implication of fee definitions  
TAPE 022 SIDE A  
045 -discussion  
063 Chair Phillips direction to legislative counsel regarding treatment of  
PUC in bill language  
080 Scherzinger -continues with page two of (-8) Amendments beginning with  
Governor's authority  
-discussion  
114 Patricia Sullivan Department of Administrative Services  
-clarifies Health Division situation for new program fees  
126 Scherzinger -continues with Section 5 of (-8) Amendments which deals  
with local governments  
145 B.J. Smith League of Oregon Cities  
-speaks about legislative enactment at the local level, and applicable  
terminology  
172 Chair Phillips -requests that B.J. Smith provide exact wording about  
delegation at local level for tomorrow's meeting  
188 Sullivan -clarifies status of OMIP and OMAP in proposed legislation  
194 Chair Phillips -CLOSES WORK SESSION  
-adjourns meeting at 3:07 pm

Janice DeVito  
Committee Assistant

Kimberly Taylor James  
Office Manager

#### Exhibits Summary:

- A. SB 333, Eachus, PUC Questions Regarding SB 333, 1/31/95
- B. SB 333, Scherzinger, Mental Health & Developmental Disability Services  
Division Facilities Covered Under ORS 179.610 to 179.770
- C. SB 333, Urbani, Testimony Regarding SB 333 (plus OMIP informational  
brochure)
- D. SB 333, Meinen, Memorandum 1/31/95
- E. SB 333, Scherzinger, (-8) Amendments to SB 333, 2/1/95, TC/hl
- F. SB 333, Scherzinger, SB 333 Examples of Exempted Costs Under Section 3  
Amendments
- G. SB 333, Scherzinger, Environmental Health Fee Schedules - Calendar Year  
1993
- H. SB 329, Meyer, Proposed (-1) Amendments to SB 329, 1/27/95, BPS/ng
- I. SB 329, Meyer, Revenue Impact of Proposed Legislation, 1/26/95
- J. SB 329, Ingram-Read, Testimony from Oregon Assn. of Realtors, 1/31/95