

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.

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Work Session HB 2064A, 2255, 2256, 2257, 2259, 3160, SB 333A
Public Hearing & Work Session SB 114
Tapes 199-201 A & B, 202 A

House Committee on
State and School Finance
May 1, 1995 Page

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HOUSE STATE AND SCHOOL FINANCE COMMITTEE

MAY 1, 1995 8:30 AM HEARING ROOM A STATE CAPITOL BUILDING

Members Present: Rep. John Schoon, Chair
Rep. Lee Beyer
Rep. Tony Federici, Vice Chair
Rep. Tim Josi
Rep. Jane Lokan
Rep. Anita Rasmussen
Rep. Ken Strobeck
Rep. John Watt
Rep. Jim Welsh

Witnesses Present: Joyce Thorbeck, Board of Tax Service Examiners
Jon DiLorenzo, Portland
Mike Dewey, Oregon Waste Systems
Lynn Schoessler, Deputy Director, Housing & Community Services
Jim Witty, Associated Oregon Industries
Charles Beonke, Controller of Pollution Control Tax Credit Program
Carolyn Young, Department of Environmental Quality (DEQ)
Mike Graine, Department of Energy

Department

Staff: James Scherzinger, Legislative Revenue Officer
Laura Sherwood, Committee Assistant
Dick Yates, Legislative Revenue Office
Steve Bender, Legislative Revenue Office

TAPE 199 SIDE A

004 Chair Schoon -calls the meeting to order at 8:30 am and conducts
administrative business

-OPEN PUBLIC HEARING & WORK SESSION ON SB 114

SB 114 -explains SB 114 confers jurisdiction on State Board of Tax Service
Examiners to investigate and penalize a tax consultant or tax preparer for
violations of law even if the person no longer holds a consultant or
preparer license

025 Joyce Thorbeck -refers to Written Testimony, Exhibit B, supporting SB 114
042 Rep Josi-MOVES SB 114 BE SENT TO THE FLOOR WITH A DO PASS

RECOMMENDATION

Chair Schoon -ROLL CALL VOTE: MOTION PASSES 8-0, MEMBERS VOTING AYE: REPS.:
BEYER, JOSI, LOKAN, RASMUSSEN, STROBECK, WATT, WELSH, SCHOON. EXCUSED:
FEDERICI,

-asks Rep. Josi to carry bill in floor debate
-CLOSES PUBLIC HEARING & WORK SESSION ON SB 114
-OPENS WORK SESSION ON SB 333 A

SB 333 A

060 All -general discussion

080 Jon DiLorenzo -refers to Exhibit C, proposed -36 amendments to SB 333 A,
which strikes two statutes (ORS 459.297, ORS 459.298) from books, since
U.S. Supreme Court and Oregon Supreme Court have declared them invalid and
unconstitutional, and written information about a court case Gilliam County

vs. Department of Environmental Quality and Columbia Resource Company vs.
Environmental Quality Commission

109 Mike Dewey -approves amendment

059 Vice Chair Federici -MOVES ADOPTION OF SB 333 A -36 AMENDMENTS
-THERE BEING NO OBJECTION THE CHAIR SO ORDERS

171 Chair Schoon -MOVES SB 333 A AS AMENDED BE SENT TO THE FLOOR WITH A DO
PASS RECOMMENDATION

-ROLL CALL VOTE: MOTION PASSES 6-3. MEMBERS VOTING AYE: REPS.: BEYER,
LOKAN, STROBECK, WATT, WELSH, SCHOON. MEMBERS VOTING NAY: REPS.: JOSI,

RASMUSSEN, FEDERICI.

- to carry SB 333 A
- CLOSES WORK SESSION SB 333 A
- OPENS WORK SESSION ON HB 2257

HB 2257

200 Steve Bender -explains bill with -7 amendments (Exhibit E) deals with sunsets of credits: rural medical practitioners, bone marrow transplant, mobile home move, child development programs, farm worker housing, Oregon lenders credit for low-income housing

- explains Revenue Impact Statement (Exhibit D)

259 All -general discussion

TAPE 200 SIDE A

All -further discussion on HB 2257 and -7 amendments

155 Lynn Schoessler -confirms Mobile Home Park Ombudsman's Office could carry

out duties as requested by amendments, but landlord could more easily

inform tenant of tax credit availability with eviction notice

All -general discussion and suggestions of changing language in -7 amendment

TAPE 199 SIDE B

024 Rep Beyer -MOVES TO DELETE LINE 21 OF PAGE 1 OF HB 2257-7 AMENDMENTS

Chair Schoon -ROLL CALL VOTE, MOTION PASSES: 5-3, MEMBERS VOTING AYE: BEYER,

JOSI, RASMUSSEN, WATT, WELSH. MEMBERS VOTING NAY: LOKAN, STROBECK,

SCHOON. EXCUSED: FEDERICI

- CLOSES WORK SESSION HB 2257

091 -recesses meeting at 9:40 a.m.

096 -reconvenes at 10:20 a.m.

- OPENS WORK SESSION ON HB 3160

HB 3160

100 Chair Schoon -MOVES ADOPTION OF HB 3160-1 AMENDMENTS

- ROLL CALL VOTE: MOTION PASSES 5-2. MEMBERS VOTING AYE: LOKAN, STROBECK,

WATT, WELSH, SCHOON. MEMBERS VOTING NAY: JOSI, RASMUSSEN. EXCUSED: BEYER,

FEDERICI

Rep Rasmussen -MOVES ADOPTION OF HB 3160-6 AMENDMENTS

- ROLL CALL VOTE: MOTION FAILS 2-5. MEMBERS VOTING AYE: JOSI, RASMUSSEN.

MEMBERS VOTING NAY: LOKAN, STROBECK, WATT, WELSH, SCHOON. EXCUSED: BEYER,

FEDERICI.

Rep Rasmussen -MOVES ADOPTION OF HB 3160-3 AMENDMENTS

- ROLL CALL VOTE: MOTION FAILS 4-5. MEMBERS VOTING AYE: JOSI, RASMUSSEN,

BEYER, FEDERICI. MEMBERS VOTING NAY: LOKAN, STROBECK, WATT, WELSH, SCHOON.

Chair Schoon MOVES HB 3160 AS AMENDED BE SENT TO THE FLOOR WITH A DO PASS

RECOMMENDATION

- ROLL CALL VOTE: MOTION PASSES 5-4. MEMBERS VOTING AYE: LOKAN, STROBECK,

WATT, WELSH, SCHOON. MEMBERS VOTING NAY: JOSI, RASMUSSEN, BEYER, FEDERICI.

- to carry HB 3160 in floor debate

R Rasmussen & Federici -serve notice of potential Minority Report

Chair Schoon -CLOSES WORK SESSION ON HB 3160

- OPENS WORK SESSION ON HB 2255

HB 2255

208 Bender -explains proposed amendment to HB 2255 to be written by Legislative Counsel, Exhibit I, dealing with changes in pollution control credit requested by committee

- explains language in HB 2255-29 amendments (Exhibit J) is not correct

215 Jim Witty -affirms Exhibit I has improved structure over -29 amendments

274 Charles Beonke -discusses the guidelines a facility needs to follow to receive the tax credit

- notes sole purpose of facility must be for pollution control

311 Carolyn Young -adds guidelines are mostly federal guidelines

- expresses support of amendment in Exhibit I

389 Rep Watt-general comments on air quality

- suggests a task force during the interim for more research

TAPE 200 SIDE B

020 Vice Chair Federici -asks if impetus exists within DEQ or industries to exceed pollution control standards

028 Young -responds pollution prevention concept is goal of DEQ

061 Chair Schoon -suggests extending pollution control credit for two years

with no amendments

070 Rep Watt-MOVES TO AMEND HB 2255 -29 AMENDMENTS (EXHIBIT I) BY DELETING

PAGE 1, LINE 7-24, PAGE 2, LINES 1, 2, 27-31, PAGE 3, LINES 1-22 (effect of

which is to extend pollution control credit as current for additional two years and would include any additional amendments Legislative Counsel deemed necessary to accomplish this)

093 Chair Schoon -restates motion: delete lines mentioned and extend credit as is for two years from current sunset

- THERE BEING NO OBJECTION THE CHAIR SO ORDERS

097 Bender -general description of credits in HB 2255

- explains HB 2255-29 amendments

All -general discussion and questions

TAPE 201 SIDE A

090 Chair Schoon -discusses administrative business

115 Bender -continues explanation of HB 2255-29 amendments

142 Rep Welsh -MOVES LANGUAGE ON LINE 22, PAGE 11 BE RESTORED

152 Rep Strobeck -objects

- ROLL CALL VOTE: MOTION PASSES 5-2. MEMBERS VOTING AYE: REPS.: BEYER,

LOKAN, WATT, WELSH, FEDERICI. MEMBERS VOTING NAY: STROBECK, SCHOON.

EXCUSED: JOSI, RASMUSSEN

181 Rep Beyer -MOVES LANGUAGE ON LINE 30, PAGE 12, BE DELETED

- THERE BEING NO OBJECTION THE CHAIR SO ORDERS

204 Chair Schoon -MOVES REDUCTION IN AMOUNTS BEGINNING IN 1/1/96, MAXIMUM CREDIT BE REDUCED FROM \$1,500 TO \$1,200, RATE OF CREDIT BE REDUCED TO \$.48

PER KILOWATT HOUR, IN 1998 MAXIMUM BE REDUCED TO \$1,000, RATE TO \$.40 PER

KILOWATT HOUR

- THERE BEING NO OBJECTION THE CHAIR SO ORDERS

216 Mike Grainey -states technical correction to the amendment regarding ground water heat pumps should also say ground loop

220 Chair Schoon -agrees that ground loop is to be included in amendments

- recesses meeting at 11:24 a.m.

231 -reconvenes at 5:45 p.m.

Chair Schoon -RECONVENES WORK SESSION ON HB 2255
235 Bender -refers HB 2255-30 amendments (Exhibit L) and HB 2257-8 amendments
(Exhibit M) and Revenue Impact Statements
-notes -30 amendments do not include language for pollution prevention
credit
256 Rep Beyer -MOVES TO AMEND HB 2255-30 AMENDMENTS BY ADDING LANGUAGE FROM
HB 2255-29 AMENDMENTS (EXHIBIT L) PAGE 17, LINE 31 THROUGH PAGE 23
300 Bender -explains Pollution Prevention Credit portion of Revenue Impact
Statement (Exhibit K)
362 Carolyn Young -supports Pollution Prevention Credit
All -general discussion
TAPE 202 SIDE A
All -further discussion
Rep. Strobeck -objects
030 Chair Schoon -ROLL CALL VOTE: 6-3, MOTION PASSES. MEMBERS VOTING AYE:
BEYER, JOSI, RASMUSSEN, WATT, WELSH, FEDERICI. MEMBERS VOTING NAY: LOKAN,
STROBECK, SCHOON.
047 Rep Beyer -MOVES ADOPTION OF HB 2255-30 AMENDMENTS
Bender -explains remainder of HB 2255-30 amendments
-change in pollution control credit allows co-ops that are subject to
income tax the option of taking an income tax credit for eligible pollution
control facilities (page 1, line 9 of HB 2255-30 Amendments)
090 -THERE BEING NO OBJECTION THE CHAIR SO ORDERS
Rep Beyer -MOVES HB 2255 AS AMENDED BE SENT TO THE FLOOR WITH A DO PASS
RECOMMENDATION
-ROLL CALL VOTE: MOTION PASSES 9-0, MEMBERS VOTING AYE: BEYER, JOSI, LOKAN,
RASMUSSEN, STROBECK, WATT, WELSH, FEDERICI, SCHOON.
Chair Schoon -to carry HB 2255 in floor debate
-CLOSES WORK SESSION ON HB 2255
-OPENS WORK SESSION ON HB 2257
HB 2257
100 Bender -explains HB 2257-8 amendments and Revenue Impact statement
133 Rep Beyer -MOVES ADOPTION OF HB 2257-8 AMENDMENTS
Rep. Watt -objects
-ROLL CALL VOTE: MOTION PASSES 8-1. MEMBERS VOTING AYE: REPS.: BEYER,
JOSI, LOKAN, RASMUSSEN, STROBECK, WELSH, FEDERICI, SCHOON. MEMBERS VOTING
NAY: WATT.
Rep Beyer -MOVES HB 2257 AS AMENDED BE SENT TO THE FLOOR WITH A DO PASS
RECOMMENDATION
-ROLL CALL VOTE: MOTION PASSES 8-1. MEMBERS VOTING AYE: REPS.: BEYER,
JOSI, LOKAN, RASMUSSEN, STROBECK, WELSH, FEDERICI, SCHOON. MEMBERS VOTING
NAY: WATT.
Chair Schoon -CLOSES WORK SESSION ON HB 2255
-adjourns meeting at 6:30 p.m.

Laura Sherwood	Rhonda Wehler	Kimberly James
Committee Assistant	Committee Assistant	Office Manager
	(Minutes Preparation)	

Exhibit Summary
A. SB 114, Scherzinger, Staff Measure Summary, 2/15
B. SB 114, Thorbeck, Written Testimony by Board of Tax Service Examiners,
5/1/95
C. SB 333 A, DiLorenzo & Dewey, Proposed -36 Amendments, 4/28/95
D. HB 2257, Bender, Revenue Impact Statement, 4/28/95
E. HB 2257, Bender, Proposed -7 Amendments, 4/28/95
F. HB 2257, Oregon Dental Association, Mobile Dentist, 4/28/95
G. HB 3160, Bender, Revenue Impact Statement on -1 amendments, 4/28/95
H. HB 3160, Bender, Revenue Impact Statement on -5 amendments, 4/28/95
I. HB 2255, Bender, amendments drafted by Bender, 5/1/95
J. HB 2255, Bender, Proposed -29 Amendments, 5/1/95
K. HB 2255, Bender, -30 Revenue Impact, 5/1/95
L. HB 2255, Bender, Proposed -30 Amendments, 5/1/95
M. HB 2257, Bender, Proposed -8 Amendments, 5/1/95
N. HB 2257, Bender, -8 Revenue Impact, 5/1/95
O. SB 114, Scherzinger, Fiscal Impact, 2/14/95
O. SB 114, Scherzinger, Revenue Impact, 1/10/95