

HOUSE COMMITTEE ON GENERAL GOVERNMENT

February 18, 1993 Hearing Room 357 8:30 a.m. Tapes 10 - 11

MEMBERS PRESENT: Rep. Cedric Hayden, Chair Rep. Jim Edmunson,  
Vice-Chair Rep. Ken Baker Rep. Patti Milne Rep. Chuck Norris Rep. Del  
Parks Rep. Lonnie Roberts Rep. Sharon Wylie Rep. Carl Hosticka

STAFF PRESENT: Janet Adkins, Committee Administrator Kimberly  
Burt, Committee Assistant

MEASURES CONSIDERED: HB 2778 HB 2836 HB 2284 HB 2429 HB 2278

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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.

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TAPE 10, SIDE A

005 CHAIR HAYDEN: Calls meeting to order. (8:35 a.m.)

WORK SESSION ON HB 2778

006 JANET ADKINS, COMMITTEE ADMINISTRATOR: HB 2778 is up for the  
purpose of referral to the Commerce Committee.

REP. WYLIE: Was there a particular reason it was sent to this  
committee?

CHAIR HAYDEN: Bills are referred by the relating to clause and the  
coordinator saw something.

020 MOTION: REP. PARKS MOVES THAT HB 2778 BE REFERRED TO THE  
COMMERCE COMMITTEE.

REP. EDMUNSON: This bill does go beyond the functions of Government; I  
think the motion is appropriate. 030 VOTE: HEARING NO OBJECTION THE  
MOTION CARRIES. MEMBERS EXCUSED: REP. HOSTICKA

WORK SESSION ON HB 2836

JANET ADKINS, COMMITTEE ADMINISTRATOR: Describes HB 2836; this bill is  
also up for referral the Commerce Committee.

REP. EDMUNSON: This appears to be a public contracting bill and that is  
under our jurisdiction.

CHAIR HAYDEN: IGA in the past has handled this.

REP. HAYDEN: I think it belongs in the Commerce Committee.

060 REP. EDMUNSON: Do we have other public contracting bills?

\_ Rer. Hosticka arrives. (8:40 a.m.)

ADKINS: There is a bill dealing with public improvements and one other; there are a couple.

REP. EDMUNSON: This is a close call, but I'll agree with Rep. Norris; this doesn't deal directly with the actual contracting, but how we treat our trading partners.

092 MOTION: REP. EDMUNSON MOVES THAT HB 2836 BE SENT TO THE HOUSE COMMERCE COMMITTEE WITHOUT RECOMMENDATION AS TO PASSAGE.

VOTE: HEARING NO OBJECTION THE MOTION CARRIES.

WORK SESSION ON HB 2278

JANET ADKINS, COMMITTEE ADMINISTRATOR: Describes status of HB 2278; submits preliminary staff measure summary, (EXHIBIT A).

115 MOTION: REP. PARKS MOVES THAT HB 2278 BE REFERRED TO THE SUBCOMMITTEE ON GOVERNMENT.

REP. PARKS: It is necessary to gather more information and there is another issue the subcommittee needs to work on.

137 REP. HOSTICKA: Should we loan this to the Committee on Rules and Reorganization?

CHAIR HAYDEN: I sit on both committees; it doesn't really matter.

150 VOTE: HEARING NO OBJECTION THE MOTION CARRIES.

WORK SESSION ON HB 2284 Witnesses: Paget Engen, Oregon Public Ports Association

170 JANET ADKINS, COMMITTEE ADMINISTRATOR: Describes HB 2284, submits preliminary staff measure summary, (EXHIBIT B).

REP. WYLIE: Does this mean that ports haven't been eligible for gas tax dollars that they haven't been eligible for in the past?

PAGET ENGEN, OREGON PUBLIC PORTS ASSOCIATION: Ports haven't been eligible for that tax and this will not make them eligible.

232 REP. NORRIS: The role of ports in local communities is vital; this underlines the importance of their existence in Oregon.

REP. ROBERTS: Does this allow you to collect funds out of the lottery fund?

ENGEN: We have been eligible for a variety of lottery funds in the past and hope to continue to be.

266 REP. HOSTICKA: Does this have anything to do with federal intermodle funds?

ENGEN: It isn't necessary, but makes state law consistent with the role envisioned or ports in the transportation plan.

280 MOTION: REP. ROBERTS MOVES THAT HB 2284 BE SENT TO THE FLOOR WITH A DO PASS RECOMMENDATION.

REP. BAKER: I was concerned about the cost of administration, but have done research and will be supporting the bill.

REP. EDMUNSON: Is this an appropriations bill?

CHAIR HAYDEN: No.

330 REP. PARKS: It sounds like we're trying to get ports into the transportation aspect so they can get funds.

CHAIR HAYDEN: Would it be a bad thing if ports were to get dollars?

REP. ROBERTS: This is good for the Portland Metropolitan Area.

350 REP. NORRIS: The two ports in my district do build internal road ways; I don't find anything threatening to that, but I don't think that is

what is behind the bill.

REP. EDMUNSON: I tend to fall on the side of the bill; this bill does make a statement that airports, railroads and such are part of the port function.

REP. PARKS: It doesn't make sense to reword a policy statement if there is no outcome. REP. WYLIE: My observation is discomfort with the small amount of

control we have over ports; I'm wondering if that isn't the idea of the ports tapping into this funding.

444 CHAIR HAYDEN: If you'll turn to the next bill briefly this bill may make more sense.

REP. NORRIS: On line six we are recognizing current facts, that the ports of this state "are" directly involved; this is cleaning up what we already have.

490 VOTE: IN A ROLL CALL VOTE THE MOTION CARRIES UNANIMOUSLY WITH A DO PASS RECOMMENDATION.

TAPE 11, SIDE A

WORK SESSION ON HB 2429 Witnesses: Allan Willis, Port of Portland &

President of Oregon Public Ports Association Paget Engen, Oregon Public Ports Association

035 JANET ADKINS, COMMITTEE ADMINISTRATOR: Describes HB 2429, submits preliminary staff measure summary, (EXHIBIT C).

\_ There is a subsequent referral to the Ways and Means Committee.

050 REP. ROBERTS: The subcommittee took out the amount of \$25 million?

CHAIR HAYDEN: Yes; the discretion will be to the Ways and Means Committee as to the amount of funding.

REP. EDMUNSON: It appears this bill expands the use of the money in the fund for more than just water related issues; would this be available for airport activities?

075 REP. NORRIS: On line sixteen it speaks to paying all or a portion of the costs authorized by ORS 777.250; I wonder if airports are included

in that statute?

ADKINS: Reads statute.

087 REP. BAKER: ORS 777.210 speaks to that.

REP. NORRIS: We have the catch all "including, but not limited to projects..." and I would think that would be included.

REP. EDMUNSON: If the intent is clear on the record, okay, otherwise I want the bill made clear.

REP. EDMUNSON: If the people of Lane County created a port, would it be appropriate for that port to be involved in operating the air port and does this bill make it easier?

128 ALLAN WILLIS, PORT OF PORTLAND & PRESIDENT OF OREGON PUBLIC PORTS ASSOCIATION: Yes; this bill is part of a package for the Oregon

Transportation Plan and this bill is intended to the cover ports/marine navigation improvement portion, but there are other bills which directly address the aviation needs.

REP. EDMUNSON: Will the port access and improvement fund be available for improvements at an airport?

PAGET ENGEN, OREGON PUBLIC PORTS ASSOCIATION: Peripherally; for example, one project we have in mind is to move the road at the port of Gold Beach because it inhibits the airports ability to move traffic in

and out.

155 REP. EDMUNSON: This talks about paying for port related transportation infrastructure development, enhancing terminals, trade and commerce; the arrival of aircraft is an aspect of trade and commerce.

WILLIS: I would ask you to look at the entire package; in this bill, the short answer is no.

REP. EDMUNSON: I will not support the bill if it doesn't include airports.

178 REP. NORRIS: (Referring to line nine) I'm inclined to doubt that we will be able to keep up with funding for maintaining channels and such; we need to keep those open.

REP. ROBERTS: I would ask Rep. Edmunson if we could offer an amendment to the bill.

REP. EDMUNSON: The clause is broad enough, but the intent isn't for the funds to be used that way.

ADKINS: The bill includes "other" and it seems that would be open to anything for access to the ports.

REP. NORRIS: I wouldn't object to adding "airports".

222 REP. BAKER: If you look at ORS 777.210 it says ports may engage in certain facilities and it lists airports; line twelve and thirteen

paraphrase what is happening in ORS 777.210.

\_ If on line thirteen we inserted, after the word "commerce", "as set forth in ORS 777.210" that would include airports.

CHAIR HAYDEN: Will adding "airport" on line thirteen after "commerce" to the bill create problems?

ENGEN: It isn't our bill; I don't see a major problem.

280 REP. HOSTICKA: I had asked that on line eighteen that the administrative expenses be limited to a certain percentage and the language doesn't

accomplish my intent.

\_ "not to exceed percent of the fund"; the limitation is related to the total amount in the fund, not per project.

ADKINS: Refers to hand engrossed version dated 2/17/93, see Exhibit C.

323 MOTION: REP. PARKS MOVES THAT "AIRPORTS" BE INCLUDED IN THE BILL AS A TECHNICAL AMENDMENT.

326 VOTE: HEARING NO OBJECTION THE MOTION CARRIES.

329 MOTION: REP. HOSTICKA MOVES THAT ON THE PRINTED LANGUAGE BETWEEN LINE EIGHTEEN AND NINETEEN THE WORDS "PROJECT BEING" ARE DELETED AND THAT THE WORD "FUNDED" BE CHANGED TO "FUND" SO THAT IT READS "ADMINISTRATIVE EXPENSES OF THE PROT DIVISION WILL NOT EXCEED BLANK PERCENT OF THE FUND".

REP. HOSTICKA: It is appropriate for Ways and Means to look at "other administrative expenses"; it appears that the administration consumes a large amount of the money we assume is going out in the field.

380 VOTE: HEARING NO OBJECTION THE MOTION CARRIES.

MOTION: REP. ROBERTS MOVES HB 2429, AS AMENDED, TO THE COMMITTEE ON WAYS AND MEANS WITH A DO PASS RECOMMENDATION.

390 VOTE: HEARING NO OBJECTION THE MOTION CARRIES.

402 CHAIR HAYDEN: Being no further business to come before the committee we are adjourned. (9:30 a.m.)

Submitted by, Reviewed by,

Kimberly Burt Janet Adkins Committee Assistant Committee Administrator

EXHIBIT SUMMARY:

- A - HB 2278: Preliminary staff measure summary submitted by staff, pp 1
- B - HB 2284: Preliminary staff measure summary submitted by staff, pp 1
- C - HB 2429: Preliminary staff measure summary, hand engrossed version of amendments and (-1) amendments submitted by staff, pp 4