

HOUSE COMMITTEE ON GENERAL GOVERNMENT

April 1, 1993      Hearing Room 357 8:30 a.m.      Tape 22 - 23

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

STAFF PRESENT:            Janet Adkins, Committee Administrator Amy  
Jahnke, Committee Assistant

MEASURES CONSIDERED:            HJR 39 HB 2007 HB 2632 HB 2159 HB 2162 HB  
2164 HB 2165 HB 2032 SB 23

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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. [--- Unable To Translate  
Graphic ---]

TAPE 22, SIDE A

008      CHAIR HAYDEN:    Calls meeting to order.

WORK SESSION HJR 39

012      JANET ADKINS, COMMITTEE ADMINISTRATOR:    Describes HJR 39.

CHAIR HAYDEN:    I spoke to the chair of the Children and Families  
Committee and they have a similar bill; they can't promise a hearing on  
either bill, but are willing to accept the re-referral.

018      MOTION:    REP.    PARKS MOVES THAT    HJR    39    BE    RE-REFERRED  
TO THE HOUSE COMMITTEE ON CHILDREN AND FAMILIES.

REP. MILNE:    These are issues we are discussing in the Children and  
Families committee and it would be appropriate to move it there.

034      VOTE:    HEARING    NO    OBJECTION    THE    MOTION    CARRIES.  
MEMBERS EXCUSED:    EDMUNSON

WORK SESSION ON HB 2007

037      MOTION:    REP.    MILNE MOVES THAT    HB 2007    BE    SENT TO THE  
FLOOR WITH A DO PASS RECOMMENDATION.

JANET ADKINS,    COMMITTEE ADMINISTRATOR:    Describes HB 2007; submits  
preliminary staff measure summary, (EXHIBIT A).

090      REP. MILNE:    The majority of the support brought forward is from

Yamhill County, but the support is statewide and the issue is really one of

property rights.

093 REP. WYLIE: The issue of local control is one that I am an advocate for; we need to balance the rights of property owners and those of the

communities to have local control and to rally around a local resource.

\_ The purpose of local control is direct problem solving where the problems occur, where the problem solvers have the most direct knowledge of the community and where participation and good citizenship and the satisfaction that comes from that effort is encouraged.

\_ It seems that there is a statewide network of concern that no reasonable person would risk their property by voluntarily having a historic designation.

135 REP. WYLIE: I am offering an alternative proposal where we come up with alternatives that respect the issue of local control; submits

informative material, (EXHIBIT B).

\_ The proposal is to have a task force of this committee and perhaps a volunteer from an affected community to devise a law that deals with the issue of historic designation of private property within the following constraints, (see Exhibit B):

\_ Low impact in terms of time and money on an individuals property owner.

\_ The effort should define guidelines for local efforts to designate and preserve local resources that balance between the rights of communities to rally around and save resources, and the rights of property owners to exercise their rights, including going to another use of that property.

\_ To prevent abuse and allow an appeal process that can be done by mail and without an attorney.

174 REP. WYLIE: These are important values in any mandate we come up with at the state level; I would like five weeks to work with this; I intend to make myself available, going out to Yamhill County and talking to

people and I would put the same kind of effort into this that I put in a project where my reputation as a consultant depends upon that.

\_ I have outlined a time line that identifies some of the tasks that I think belong in this process, there may be other things the committee

may want to add to our purpose and our constraints.

190 REP. WYLIE: If we are wrong, even temporarily, irreplaceable historic treasurers will be lost; assets for communities that are critical for

the character and history of a community can be lost.

REP. ROBERTS: It bothers me when people come up and say you've just contributed your property to something.

\_ Who describes the terms used on the handout; if the same people who have the authority to say property will be a certain way also make the definitions, you haven't accomplished anything.

REP. WYLIE: I'm suggesting that we take a hand in those definitions to make it clear what values have to be protected.

\_ I think we need to set some standards and I believe it is the role of this committee to listen to those folks and look at what we need to do to make sure the process doesn't go wrong again.

270 REP. ROBERTS: Have you seen the list of historically designated properties?

REP. WYLIE: No, I haven't; I've seen the list for some counties.

REP. ROBERTS: The list is quite long; there has to be a balance here.

REP. MILNE: This bill does allow local communities control; where the process is working well nothing will change; the bill brings the local level in line with the state and national registers which both are voluntary.

295 REP. BAKER: In Milwaukie there was a school designated as a historical building against citizen protest and there are problems with that now.

\_ We have a local organization, a city, dictating to a larger scope community based organization what they can and can't do with the building.

REP. WYLIE: My understanding is that the voluntary systems carry with them eligibility for a much wider range of incentives, both financial and otherwise to gain participation; I'd like to spend some time and

work with people on this.

323 REP. PARKS: You could submit a bill as one of your priority bills and if it is sent to my subcommittee we will hear it if it gets there in

time; I would offer one of my priority bills for you to use if you don't have one available.

\_ The objection I have is that this will delay and possibly kill the bill up today and I think it is a good bill.

363 REP. WYLIE: We have a law on the books now and my preference is to make that law work, but I will take you up on your offer. 390 MOTION: REP. WYLIE MOVES THAT HB 2007 BE RE-REFERRED TO THE SUBCOMMITTEE ON GOVERNMENT.

420 VOTE: IN A ROLL CALL VOTE THE MOTION FAILS. MEMBERS VOTING NO: MILNE, PARKS, BAKER, HAYDEN MEMBERS EXCUSED: EDMUNSON

CHAIR HAYDEN: The motion before us now is to send HB 2007 to the Floor with a do pass recommendation.

TAPE 23, SIDE A

030 VOTE: IN A ROLL CALL VOTE THE MOTION CARRIES. MEMBERS VOTING NO: HOSTICKA, WYLIE MEMBERS EXCUSED: EDMUNSON CARRIER: MILNE

WORK SESSION HB 2632

040 JANET ADKINS, COMMITTEE ADMINISTRATOR: Describes HB 2632; submits hand engrossed version of amendments and fiscal impact statement, (EXHIBIT

C).

065 REP. PARKS: The requirement contained in the amendment was my suggestion; it provides a notice that says it's available and secondly, that it would be provided at an expense and would so state in the

notice.

\_ I'm not sure that the amendments are clear; they are only preparing the statement to comply with statute and that is where the money is burned up; I want them to be required to provide copies of the contract, not the statement.

REP. BAKER: The intent was to publish a notice somewhere saying where the information is and that it is available for public inspection.

094 MOTION: REP. PARKS MOVES THAT HB 2632 BE RE-REFERRED TO THE SUBCOMMITTEE ON GOVERNMENT.

098 VOTE: HEARING NO OBJECTION THE MOTION CARRIES. MEMBERS  
EXCUSED: EDMUNSON

WORK SESSION HB 2159

111 JANET ADKINS, COMMITTEE ADMINISTRATOR: Describes HB 2159; we have  
(-2) amendments adding the words "subaccount" that will be  
interchangeable

with "accounts" and "funds" and the term "electronic funds transfers"  
that will be interchangeable with "checks" and "warrants", as  
appropriate. (EXHIBIT D).

142 MOTION: REP. BAKER MOVES THAT HB 2159, AS AMENDED, TO THE  
FLOOR WITH A DO PASS RECOMMENDATION.

146 VOTE: IN A ROLL CALL VOTE THE MOTION CARRIES. MEMBERS  
EXCUSED: EDMUNSON

WORK SESSION HB 2162

152 JANET ADKINS, COMMITTEE ADMINISTRATOR: Describes HB 2162;  
submits preliminary staff measure summary, (EXHIBIT E).

175 REP. NORRIS: I anticipated some opposition to this from  
financial institutions, but they concurred.

180 MOTION: REP. NORRIS MOVES THAT HB 2162, AS AMENDED, BE  
SENT TO THE FLOOR WITH A DO PASS RECOMMENDATION.

REP. ROBERTS: Does out of the state also mean out of the continental  
U.S.?

ADKINS: No.

191 VOTE: IN A ROLL CALL VOTE THE MOTION CARRIES. MEMBERS  
EXCUSED: EDMUNSON

WORK SESSION HB 2164

200 JANET ADKINS, COMMITTEE ADMINISTRATOR: Describes HB 2164;  
submits preliminary staff measure summary, (EXHIBIT F).

235 MOTION: REP. NORRIS MOVES THAT HB 2164 BE SENT TO THE FLOOR  
WITH A DO PASS RECOMMENDATION.

240 VOTE: IN A ROLL CALL VOTE THE MOTION CARRIES. MEMBERS  
EXCUSED: EDMUNSON

WORK SESSION ON HB 2165

246 JANET ADKINS, COMMITTEE ADMINISTRATOR: Describes HB 2165;  
submits preliminary staff measure summary, (EXHIBIT G).

268 REP. ROBERTS: We are using Public Employee Retirement System,

(PERS), funds for this now?

ADKINS: There have been holding companies established for some PERS investments already.

REP. NORRIS: This could actually protect the PERS fund as the holding company is between the investment itself and the fund.

299 MOTION: REP. NORRIS MOVES THAT HB 2165 BE SENT TO THE FLOOR WITH A DO PASS RECOMMENDATION. 305 VOTE: IN A ROLL CALL VOTE THE MOTION CARRIES. MEMBERS EXCUSED: EDMUNSON

310 REP. NORRIS: Rep. Hosticka and Rep. Baker have agreed to split carrying the bills on the floor.

324 CHAIR HAYDEN: Rep. Hosticka will carry HB 2159 and HB 2162 and Rep. Baker will carry HB 2164 and HB 2165.

WORK SESSION HB 2032

335 JANET ADKINS, COMMITTEE ADMINISTRATOR: Describes HB 2032; submits preliminary staff measure summary, (EXHIBIT H).

372 MOTION: REP. BAKER MOVES THAT HB 2032 BE SENT TO THE FLOOR WITH A DO PASS RECOMMENDATION.

380 VOTE: IN A ROLL CALL VOTE THE MOTION CARRIES. MEMBERS EXCUSED: EDMUNSON CARRIER: PARKS

WORK SESSION ON SB 23

390 JANET ADKINS, COMMITTEE ADMINISTRATOR: Describes SB 23; submits preliminary staff measure summary and fiscal impact statement, (EXHIBIT I).

447 MOTION: REP. PARKS MOVES THAT SB 23 BE SENT TO THE FLOOR WITH A DO PASS RECOMMENDATION.

CHAIR HAYDEN: There is no impact on local government.

ADKINS: It is a minor part of what the state library is doing, with only sixty active borrowers; they don't expect any staff reduction because of this.

TAPE 22, SIDE B

030 VOTE: IN A ROLL CALL VOTE THE MOTION CARRIES. MEMBERS VOTING NO: ROBERTS MEMBERS EXCUSED: EDMUNSON CARRIER:

NORRIS

REP. NORRIS: I would commend Rep. Wylie on her thorough study on HB 2007; I'm not going to support her, but I commend her for the work she

did.

REP. MILNE: I also appreciate Rep. Wylie's concerns; there are some additional things that can be done.

051 CHAIR HAYDEN: We are adjourned.

Submitted by, Reviewed by,

Kimberly Burt Janet Adkins Committee Assistant Committee Administrator

EXHIBIT SUMMARY:

A - HB 2007: Preliminary staff measure summary submitted by staff, pp 2  
B - HB 2007: Informative material submitted by Wylie, pp 1 C - HB 2632:  
Preliminary staff measure summary, fiscal impact statement, (-2)  
amendments and hand engrossed version submitted by staff, pp  
6 D - HB 2159: Preliminary staff measure summary & (-2) amendments  
submitted by staff, pp 2 E - HB 2162: Preliminary staff measure summary  
submitted by staff, pp 1 F - HB 2164: Preliminary staff measure summary  
submitted by staff, pp 1 G - HB 2165: Preliminary staff measure summary  
submitted by staff, pp 1 H - SB 23: Preliminary staff measure  
summary & fiscal impact statement submitted by staff, pp  
2 I - HB 2007: Written testimony submitted for the record by staff, pp  
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