

HOUSE COMMITTEE ON GENERAL GOVERNMENT

June 10, 1993 Hearing Room 357 10:00 a.m. Tapes 52 - 53

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 Clerk

MEASURES CONSIDERED: HB 2221 State agencies - personal
information HB 2280 Voter registration law

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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 52, SIDE A

CHAIR HAYDEN: Calls meeting to order at 10:50 a.m.

HB 2221 - WORK SESSION

JANET ADKINS, COMMITTEE ADMINISTRATOR: Describes bill; submits staff
measure summary (EXHIBIT A), -5 proposed amendments (EXHIBIT B).

MOTION: REP. EDMUNSON MOVES THAT THE -5 AMENDMENTS BE ADOPTED

HEARING NO OBJECTION - SO ORDERED

REP. WYLIE: Does commercial advertising include general advertising,
marketing activities as well as being targeted towards a particular
individual by name?

JANET ADKINS: Commercial advertising would need to be defined through
the rule making process similar to what DMV statute of determining what
the use can be. DMV also in their program has a person say what they
are going use it for when they obtain the information.

REP.. WYLIE: For the record, my own feeling in voting for and supporting
this measure is that it should be a very broad definition of commercial
advertising. Marketing research can be done in a variety of ways, I
don't think it is the state's job to do that for people.

MOTION: REP. EDMUNSON MOVES THAT HB 2221 BE SENT TO THE FLOOR WITH A DO
PASS RECOMMENDATION

REP.. PARKS: What is fiscal impact and what in the law directs that all the costs of this be recovered from the persons who utilize the list?

JANET ADKINS: There is a fiscal impact.

REP.. EDMUNSON: Indeterminate. One time cost of less than \$5,000 for most agencies

JANET ADKINS: depending on when they do it

REP.. PARKS: I like the bill, and I want to vote for it, but I'm not going to vote for it unless I really feel comfortable that the cost of this extra procedure is borne by those people that are utilizing the service rather than the agency out of their budget and I want to know how that is going to be accomplished.

JANET ADKINS: I think it was put on the record in earlier discussion and I have put it in the Staff Measure Summary that the costs of implementing are to be recovered from charges to persons obtaining the lists and DMV has implemented that in their program without any specific statutory ability to do it. Agencies do have statutory ability to recover costs of producing the list and that would be one of the costs of producing the list.

VOTE: IN A ROLL CALL VOTE THE MOTION CARRIES. ALL MEMBERS VOTING AYE.

REP. PARKS WILL CARRY.

HB 2280 - PUBLIC HEARING

JANET ADKINS: Describes bill; submits -1 amendments (EXHIBIT C), federal rules (EXHIBIT D).

REP. NORRIS: Have we attempted to preserve the original six lines?

JANET ADKINS: The original bill was at the request of the Secretary of State and the Clerks, They discovered early on that they already had the authority to do what was in the original HB 2280. The amendments are a substitute bill.

123 DAVID BUCHANAN, OREGON COMMON CAUSE: Testifies in support; - makes more efficient system

155 NINA JOHNSON, SECRETARY OF STATE'S OFFICE: Testifies in support; - gives overall preview of bill

206 REP. ROBERTS: If this does not go into effect until 1995, why do you have an emergency clause?

JOHNSON: Because we have lengthy implementation dates.

222 JOHNSON: One option would have been to have a dual system - one for Oregon and one for any federal election, this would cost a lot of money, jeopardize integrity of our process. We need one uniform system.

256 REP. EDMUNSON: We are not liable until January 1995?

JOHNSON: That's correct.

REP. EDMUNSON: If this bill did not pass and no special session were called to enact it before Jan. 1995, within 15 days of the implementation date the assembly would be convened and would be available to pass an act.

JOHNSON: We feel strongly that we would like to have a lot of lead time.

REP. EDMUNSON: I like that policy approach, than reacting to the potential of being sued.

285 JOHNSON: We feel that the final product complies with the national voter registration act.

300 VICKI ERVIN, MULTNOMAH CO. COUNTY CLERKS: Testifies in support; submits written testimony (EXHIBIT E)

347 REP. ROBERTS: The federal voting act only controls the federal offices, correct?

ERVIN: Yes, but it effects a lot of different aspects of that election.

370 ERVIN: Continues reviewing submitted testimony.

408 ERVIN: Mail registration issue - explains.

ADKINS: Why does it have to be separate form?

ERVIN: It doesn't necessarily but we do not know what it is going to look like, we do not know if it will include all the information that Oregon requires.

TAPE 53, SIDE A

CHAIR HAYDEN: Why wouldn't we replace ours?

JOHNSON: We have talked about how we can set up our system so that the number of people using the federal card will be minimal - we have things on our card that are different from other states.

030 REP. BAKER: Why don't you destroy your cards after you have electronically recorded the information?

ERVIN: Most counties do not electronically imprint cards.

REP. BAKER: File cabinet for state and file cabinet for federal. ERVIN: Currently have that scenario.

070 JOHNSON: A fiscal issue.

REP. EDMUNSON: If a person files a national registration form can they vote in any election?

ERVIN: The federal legislation can only mandate that we accept that for federal elections, part of the this bill says that it will also be good for state elections.

CHAIR HAYDEN: If it is good for state elections then why do we need the state registration card?

ERVIN: It may be that once we see what the federal form looks like we won't need a state form.

REP. NORRIS: Refers to page 3 of federal bill.

100 ERVIN: So far there is no criteria other than what we have seen here.

REP. EDMUNSON: Where does it say in the federal legislation that there should be federal rules setting forth and implementing the section Rep. Norris just read?

ERVIN: Refers to section 9 of federal bill.

REP. ROBERTS: Are they going to send something to the Secretary of State and ask for input?

136 ERVIN: My guess is they will try to come up with a form that is the same size.

ERVIN: Explains - agency based registration issues.

REP. ROBERTS: Please explain your method of distribution of registration forms.

189 COLLEEN SEALOCK, SECRETARY OF STATE'S OFFICE: Testifies in support; - Agency employee must actively ask that new customer - do you want to

register to vote today?

245 ERVIN: Purging issues.

REP. ROBERTS: This makes a change in Multnomah County because you were purging on the vote by mail, and you have to carry these for four years now, don't you?

ERVIN: Federal law would require that we have to keep those names on a

filing system until one of these events occurs.

270 ERVIN: Eligibility to vote.

CHAIR HAYDEN: Why not mail in ballots by postmark?

ERVIN: Continues.

REP. NORRIS: Won't this generate more work load?

337 ERVIN: There is acceptance in that we recognize that this is now the federal law.

REP. ROBERTS: On the postal issue - will this save you money?

ERVIN: Hard to say, the non-profit rates only apply to certain kinds of mailings, non-profit rate may be going up.

ADJOURNED 11:45 AM

Submitted by:

Reviewed by:

Amy Jahnke
Administrator

Janet Adkins Assistant

EXHIBIT LOG A - HB 2221 STAFF MEASURE SUMMARY, submitted by staff pp 1 B
- HB 2221 PROPOSED AMENDMENT, submitted by staff pp 2 C - HB 2280
PROPOSED AMENDMENT, submitted by staff pp 30 D - HB 2280 FEDERAL RULES,
submitted by staff pp 14 E - HB 2280 WRITTEN TESTIMONY, submitted by
Vicki Ervin pp 9