

HOUSE COMMITTEE ON GENERAL GOVERNMENT Subcommittee on Government

May 18, 1993 Hearing Room 357 9:00 a.m. Tapes 70

MEMBERS PRESENT: Rep. Del Parks, Chair Rep. Jim Edmunson Rep. Patti
Milne Rep. Sharon Wylie Rep. Cedric Hayden, ex-officio

VISITING MEMBER: Rep. Ken Baker

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

MEASURES CONSIDERED: HJR 68 HB 2756 HJR 16 HB 2541 HB 3229

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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
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TAPE 70, SIDE A

CHAIR PARKS: Calls the meeting to order at 10:10 a.m.

HB 2541 - WORK SESSION

JANET ADKINS, COMMITTEE ADMINISTRATOR: Reviews bill. (EXHIBITS A & B)

REP. EDMUNSON: Refers to fiscal impact.

MOTION: REP. EDMUNSON MOVES HB 2541 WITH (-4) AMENDMENTS

HEARING NO OBJECTION THE AMENDMENT IS ADOPTED

MOTION: REP. EDMUNSON MOVES HB 2541 AS AMENDED TO THE FULL COMMITTEE

WITH A DO PASS RECOMMENDATION

VOTE: IN A ROLL CALL VOTE HB 2541 IS MOVED TO THE FULL COMMITTEE WITH A
DO PASS RECOMMENDATION, ALL MEMBERS VOTING AYE.

HB 3229 - WORK SESSION

MOTION: REP. EDMUNSON MOVES HB 3229 BE RE-REFERRED TO SUBCOMMITTEE ON

TRANSPORTATION

HEARING NO OBJECTION - SO ORDERED

HJR 68 - PUBLIC HEARING

(EXHIBIT C) INTRODUCED

057 REP. MIKE BURTON, DISTRICT 17: Testifies in support of HJR 68,
submits (-3) amendment (EXHIBITS D & E).

114 REP. EDMUNSON: I am concerned that putting this on the ballot, and if it would fail, would add implicit support to the argument that the

constitutional language guaranteed a sixteen percent gross of lottery proceeds for the administration of the lottery, whereas now I do not believe that that's what the constitution says, and if we were to put this before the people and it was rejected, then I think we are backing off and saying "we don't think that the constitution says what we thought it said either." I think this weakens the position that I've reached that the constitution allows us as legislature to have budget oversight and to approve the budget of the lottery, and we are not required to dedicate sixteen percent to the lottery administration, but the constitution only says that at least eighty-four percent shall be returned to the public, and the remaining sixteen is not spelled out in the constitution.

146 REP. BURTON: This is probably one of the most detailed amendments that we have in the constitution. - on the political question, there is always a risk that you can lose at the polls, my guess is that an initiative on the ballot that says that

there will be an ability to control these administrative costs, because of the publicity this has been given, would probably pass very easily.

182 REP. EDMUNSON: I intend to vote for this, our support for this measure does not in any way suggest that we question the authority that this

assembly has to oversee the budget of the lottery commission.

205 REP. BAKER: Does the governor have the authority to fire the lottery commission?

REP. BURTON: Gives example.

REP. BAKER: Could the executive of the state disband and this commission and reappoint people that had the specific directive from the governor that they would open up a lottery to full accountability?

230 REP. BURTON: I believe that is correct, yes.

REP. BAKER: Has there been any effort made to ask the governor to do exactly that?

REP. BURTON: Based on other states' experiences, I've asked the governor's office to examine the contracts and decided how we're to

proceed with those. So far this has been on an informal basis. We're having a difficult time getting information from the lottery office, despite several inquiries...I can't imagine why.

255 CHAIR PARKS: Refers to Sen Yih's testimony (EXHIBIT J) Closes public hearing, opens works session on HJR 68

MOTION: REP. EDMUNSON MOVES (-3) AMENDMENTS TO HJR 68

HEARING NO OBJECTION, AMENDMENTS ARE ADOPTED

MOTION: REP. EDMUNSON MOVES HJR 68 AS AMENDED TO THE FULL COMMITTEE WITH A DO PASS RECOMMENDATION

VOTE: IN A ROLL CALL VOTE HJR 68 AS AMENEDED IS MOVED TO THE FULL COMMITTEE WITH A DO PASS RECOMMENDATION, ALL VOTES AYE.

PUBLIC HEARING - HB 2756 WORK SESSION - HJR 16

JANET ADKINS: Describes bills (EXHIBITS H & I)

300 COLLEEN SEALOCK, DIRECTOR OF ELECTIONS DIVISION, SECRETARY OF STATES OFFICE: Testifies about technical questions on the bills.

(EXHIBITS F & G)

343 AL DAVIDSON, MARION COUNTY CLERK: (EXHIBIT I) Testifies about technical questions on the bills.

CHAIR PARKS: We'll return to this issue in the future as the committee sees fit.

ADJOURNED 10:30

Submitted by:

Reveiwed by:

Laurie Baird
Administrator

Janet Adkins Clerk

WITNESSES: Rep. Mike Burton, District 17 Colleen Sealock, Director of Elections Division, Secretary of State's Office Al Davidson, Marion County Clerk

EXHIBIT LOG:

A - HB 2541: (-A4) Amendments and electronically engrossed copy submitted by staff, pp 1 B - HB 2541: (-A4) Hand engrossed bill submitted by staff, pp 1 C - HJR 68: Fiscal analysis statement submitted by staff, pp 1 D - HJR 68: (-3) Amendments and electronically engrossed copy submitted by staff, pp 1 E - HJR 68: (-3) Hand engrossed bill submitted by staff, pp 1 F - HB 2756: (-1) Amendments and electronically engrossed copy submitted by staff, pp 1 G

- HB 2756: (-1) Hand engrossed bill submitted by staff, pp 3 H - HJR
16: (-3) Amendments and electronically engrossed copy submitted by
staff, pp 3 I - HB 2756: Run Off Election Costs submitted by Davidson,
pp 2 HJR 16: J - HJR 68: Written testimony submitted by Yih, pp 1