

HOUSE COMMITTEE ON JUDICIARY SUB-COMMITTEE ON CRIME AND CORRECTIONS

February 25, 1993

Hearing Room 357 3:00 p.m.

Tapes 34 - 36

MEMBERS PRESENT: Rep. Bob Tiernan, Chair Rep. Kate Brown Rep. Peter Courtney Rep. Veral Tarno VISITING MEMBERS: Sen. Jeannette Hamby Rep. Kevin Mannix Rep. Gene Derfler STAFF PRESENT: Carole Souvenir, Committee Counsel Bryan Boehringer, Committee Clerk MEASURES CONSIDERED: B 2370 - Rehting to corrections; declaring an emergency. B 270C - Relating to corrections.

These mmutes 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.

TAPE 34, SIDE A

003 CHAIR TIERNAN: Calls meeting to order at 3:07.

PUBLIC HEARING ON B 2370 AND B 2706 Witnesses: Senator Jeannette Hamby, District 5 Representative Kevin Mannix, District 32 Representative Gene Derfler, District 31 Robert Thornton, Judge and past Legislator Irvin Fletcher, AFL-CIO Dennis Dowd, Department of Corrections Earnest Ogard, Professor of Criminal Justice, Western Oregon State College Bruce Bishop, Retired Federal Civil Servant Rene Reese Citizens United for Rehabilitation of Errants Richard Kosesan, Paulsen and Roles RDX Fred Nickels Tim Kral, Oregon Rehabilitation Association Grover Simmons, Independent Employer Association Howe Committee on Judiciary, Crime and Corrections Subcommittee February 2S, 1993 - P - e 2

014 SEN. JEANNETTE HAMBY, DISTRICT 5: Testifies in favor of HB 2370 and HB 270 6.

083 CHAIR TIERNAN: Invites Judge Robert Thornton, Rep. Mannix, and Rep. Derfler to give testimony.

089 REP. KEVIN MANNIX, DISTRICT 32: Testifies in favor of both HB 2370 and HB 2706. 148 REP. GENE DERFLER, DISTRICT 31: Testifies in favor of both HB 2370 and HB 2706.

170 ROBERT THORNTON, STATE SENIOR JUDGE: Testifies in favor of both HB 2370 and HB 2706. Suggests some improvements in the bills. Refers to editorial packet (Exhibit A).

TAPE 35, SIDE A

025 IRVIN FLETCHER, OREGON AFL-CIO: (Exhibit B) Submits and reviews testimony against both HB 2370 and HB 2706.

084 CHAIR TIERNAN: Discusses the competition issue.

093 FLETCHER: Discusses past prison products that may be on sale in the public sector.

125 DENNIS DOWD, ASSISTANT DIRECTOR OF THE DEPARTMENT OF CORRECTIONS: (Exhibits C & D) Submits and reviews testimony in favor of both HB 2370 and HB 2706. 150 REP. BROWN: Inquires about job markets after prison

and incentives to work. 165 DOWD: Discusses wages and job skills.
174 REP. COURTNEY: Discusses governing boards. Comments on prior
legislation that was passed through the committee earlier, that takes
away the board. Inquires to where the money is going to go. 204 DOWD:
Discusses distribution of proceeds. 210 CHAIR TIERNAN: Discusses
distribution of income as described in HB 2706.

238 REP. TARNO: Discusses the goals and plans of the program.

261 REP. BROWN: Discusses exemptions of departments to state
purchasing rules.

266 DOWD: Explains the reasons behind exempting Corrections Industries
from state regulations.

286 CHAIR TIERNAN: Discusses purchasing systems. Voices concerns about
corrections industries being exempted. House Committee. on Judiciary,
Crime and Corrections Subcommittee February 25, 1993- Page 3

316 REP. BROWN: Voices serious concerns over the competition issue and
the exemption of prison industries from regulations.

331 DOWD: Discusses reasons for the Industries need for exemptions.

375 CHAIR TIERNAN: Invites Bruce Bishop and Prof. Earnest Ogard to give
testimony.

394 EARNEST OGARD, PROFESSOR, WESTERN OREGON STATE COLLEGE: Gives
testimony in favor of both HB 2370 and HB 2706.

TAPE 34, SIDE B 018 BRUCE BISHOP, RETIRED FEDERAL CIVIL SERVANT:
(Exhibit E) Gives testimony in favor of both HB 2370 and HB 2706.

137 CHAIR TIERNAN: Inquires about other states programs that might have
displaced workers in the public sector.

142 BISHOP: Does not know the specifics of any other programs, but
there are others out there.

185 CHAIR TIERNAN: Discusses the training opportunities. Discusses lost
jobs from the private sector.

214 REP. BROWN: Requests information on other states programs and their
success rate.

220 OGARD: Discusses program types.

261 RENE REESE, CITIZENS UNITED FOR REHABILITATION OF ERRANTS:
Testifies against both HB 2370 and HB 2706. 355 RICHARD KOSESAN,
PAULSEN AND ROLES RDX, CHEMICAL MANUFACTURERS: Testifies in opposition
of both bills. 379 REP. COURTNEY: Discusses what it would take to
make the market equal for all groups. 393 CHAIR TIERNAN: Inquires as
to which industries might be threatened. 396 KOSESAN: Describes
companies and products. 433 FRED NICHOLS, ADMINISTRATOR OF
CORRECTIONS INDUSTRIES IN OREGON: Testifies in favor of both bills.

TAPE 35, SIDE B

005 NICHOLS: Continues. 038 CHAIR TIERNAN: Asks for written testimony
describing the reasons for prison industries being exempted from Oregon
Purchasing Regulations. House Committee on Judiciary, Crime and

043 NICHOLS: Discusses vender relationships. Will submit testimony.

059 CHAIR TIERNAN: Discusses market areas the prisons might start manufacturing in.

073 REP. COURTNEY: Discusses the competition issue. Wants to know how much competition there will be with the private sector. Voices his concern with the belief in the rehabilitation factor of prison industries.

117 CHAIR TIERNAN: Voices concerns with the possibility of competition with the private sector. Offers other industry suggestions.

161 NICHOLS: Discusses other industry possibilities.

185 REP. COURTNEY: Discusses inmate population that will be involved in the programs.

210 REP. BROWN: Discusses the actual population number that is doing some form of work at this point.

254 REP. TARNO: Discusses facility requirements for the prison industry program. Discusses saturation of market.

295 TIM KRAL, OREGON REHABILITATION ASSOCIATION: (Exhibit F) Submits and reviews testimony in favor of both bills. Submits testimony on behalf of DIANE LANCASTER, PURCHASING MANAGER FOR KEIZER (Exhibit G)

371 GROVER SIMMONS, INDEPENDENT EMPLOYER ASSOCIATION, IRVVIN HODSON CO.: Testifies in opposition of HB 2370. 492 CHAIR TIERNAN: Have they always manufactured Oregon license plates? 495 SIMMONS: Yes.

TAPE 36, SIDE A

035 CHAIR TIERNAN: How many employees does Irwin Hodson have?

037 SIMMONS: Does not have that figure right now.

041 SIMMONS: Discusses printing issue.

070 REP. MANNIX: Gives testimony in favor of the bill.

149 REP. COURTNEY: Discusses the prison board that was removed.

153 REP. MANNIX: Removal of the board was not Corrections fault. Corrections did not know about this bill. The board needs to be changed. The board needs to take more of an advisory role, rather than a policy making one. House Committee on Judiciary, Crime and Corrections Subcommittee February 25, 1993 - Page S

257 REP. BROWN: Discusses the rehabilitation of the prisoners.

267 REP, TARNO: Discusses rehabilitation possibilities.

Work Session on HB 2706 & HB 2370 297 REP. TARNO: Asks for information concerning the plan referred to in the bill. 305 DENNIS DOWD, ASSISTANT DIRECTOR, DEPARTMENT OF CORRECTIONS: We , can make a copy available to the members.

316 REP. TARNO: Discusses the bill that eliminates the governing board for industries.

326 REP. COURTNEY: The bill needs work. Define what needs to be left up to the administrator, and what must be outlined in law.

348 REP. BROWN: Express concerns with the bill. There needs to be some more constraints on who will do what.

360 REP. COURTNEY: There needs to be an ongoing audit to manage this program.

425 CHAIR TIERNAN: Closes the meeting at 5:29

Submitted by: Reviewed by: Bryan Boehringer Anne May
Committee Clerk Committee Coordinator

EXHB IT LOG:

A - Testimony on HB 2370 & 2706 - Robert Thornton - 6 pages B
- Testimony on HB 2370 & 2706 - Irvin Fletcher - 1 page C - Testimony
on HB 2706 - Dennis Dowd - 2 pages D - Testimony on HB 2370 - Dennis
Dowd - 1 page E - Testimony on HB 2370 & 2706 - Bruce Bishop - 3
pages F - Testimony on HB 2706 - Tim Kral - 9 pages G - Testimony on HB
2706 - Diane Lancaster - 1 page H - Testimony on HB 2370 & 2706 -
Robert Thornton - 4 pages I - Testimony on HB 2370 & 2706 - Robert
Thornton - 9 pages J - Testimony on HB 2370 & 2706 - 9 pages