

HOUSE COMMITTEE ON RULES AND REORGANIZATION

July 19, 1993 Hearing Room E 9:00 a.m. Tapes 121 - 122

MEMBERS PRESENT: Rep. John Watt, Chair Rep. Lonnie Roberts, Vice-Chair
Rep. Dave McTeague Rep. Cedric Hayden Rep. Michael Payne Rep. Avel
Gordly Rep. Patti Milne

MEMBER EXCUSED: Rep. Ray Baum Rep. Eldon Johnson

STAFF PRESENT: Adrienne Sexton, Committee Administrator Bryan
Boehringer, Committee Clerk

MEASURES CONSIDERED: SB 159 A - Relating to the Oregon
Government Ethics Commission.

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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 121, SIDE A

002 CHAIR WATT: Calls the meeting to order at 9:12 a.m.

WORK SESSION ON SB 159 A

005 CHAIR WATT: Explains the materials that need to be covered
today. Discusses the process of reviewing the amendments.

024 JOHN DILORENZO: Discusses the -37 amendments. Discusses
additions to the amendments. (EXHIBIT A) Explains the reason for the
changes.

062 MOTION: REP. PAYNE: Moves to ADOPT the DILORENZO
CONCEPTUAL amendments.

VOTE: CHAIR WATT: Hearing no objection the amendments are ADOPTED.

Rep. Baum, Rep. Johnson, and Rep. Roberts are excused.

066 DILORENZO: Explains another conceptual amendment to the -37
amendments. Discusses entitlement of attorney fees.

076 MOTION: REP. MILNE: Moves to ADOPT the DILORENZO
CONCEPTUAL amendments.

VOTE: CHAIR WATT: Hearing no objection the amendments are ADOPTED.

Rep. Baum, Rep. Johnson, and Rep. Roberts are excused.

080 DILORENZO: Discusses the arrival of -38 amendments.

089 PAT HEARN, OREGON GOVERNMENT ETHICS COMMISSION: Discusses concerns with the conceptual amendments that reduce the time of the investigation

period.

102 DILORENZO: Explains that the intent of the proposal requires the commission to the act in a certain time frame.

114 CHAIR WATT: Asks if Mr. Hearn was aware of these amendments.

115 DILORENZO: Explains that he was not. Explains that the changes were a result of the changes by Legislative Counsel. Explains the changes.

144 CHAIR WATT: Asks to change the language to require the commencement of suit after the completion of the investigatory phase.

152 HEARN: That would be acceptable.

153 DILORENZO: There is no problem with that.

155 REP. PAYNE: Explains that the time period is too long.

159 CHAIR WATT: Explains the rationale for the longer time period.

168 HEARN: Discusses the time limit.

176 REP. PAYNE: Suggests an amendment to increase the advantages to the individual.

189 REP. GORDLY: Asks about Mr. Hearn's opinion on the Payne proposal.

190 HEARN: Discusses constraints on the Commission's investigation.

194 CHAIR WATT: Suggests moving on. This will be addressed in a conference committee.

206 ADRIENNE SEXTON, COMMITTEE ADMINISTRATOR: Explains the -9 amendments. Discusses the intent of misstatement.

228 CHAIR WATT: Discusses the hand engrossed copy that includes the -9 amendments.

239 HEARN: Asks for clarification on the -9 amendments.

252 ADRIENNE SEXTON, COMMITTEE ADMINISTRATOR: Explains that the -9 amendments cover additional subjects. 250 ED PATTERSON, CAPITOL CLUB: Explains the intent of misstatement and the definition of gifts.

269 REP. PAYNE: Concurs with the concealment portion of the amendments.

278 MOTION: REP. PAYNE: Moves to ADOPT the SB 159 A-9 amendments.

296 REP. GORDLY: Asks about the language that is deleted.

301 CHAIR WATT: Explains the deletion.

307 HEARN: Discusses the entertainment and food section of the bill. Explains the rationale of the bill.

323 REP. HAYDEN: Asks Mr. Hearn's opinion of the amendment.

326 HEARN: Explains that the Commission doesn't favor this amendment at all. Discusses the scrutiny needed for the receiving of gifts.

340 PATTERSON: Discusses the policy statement. Discusses violations of the law. Discusses the definition of gifts.

384 REP. HAYDEN: Discusses concerns with amending the bill to allow some gifts.

398 CHAIR WATT: Clarifies the definition of gifts.

453 PATTERSON: Discusses the definition of gifts.

TAPE 122, SIDE A

036 PATTERSON: Continues with testimony.

042 REP. GORDLY: Explains her vote. Discusses public perception.

045 REP. PAYNE: Suggests splitting the amendment.

REP. PAYNE WITHDRAWS HIS EARLIER MOTION.

060 ADRIENNE SEXTON, COMMITTEE ADMINISTRATOR: Explains the -15 amendments submitted by Sen. Shoemaker. Discusses the collection of honorarium.

082 REP. PAYNE: Explains his opposition to the -15 amendments.

086 VICE-CHAIR ROBERTS: Asks about an example of receiving honorarium for private profession.

092 HEARN: Explains that the private profession is exempt.

101 VICE-CHAIR ROBERTS: Asks about the receipt of honorarium for professional conferences that require a legislative opinion.

104 HEARN: Explains that there are no limitations, currently.

115 REP. HAYDEN: Asks about the amendments effect on the distinction between private service and public service.

118 HEARN: Explains that he is unclear on the language in the amendment. Continues with explanation of the bill.

130 REP. HAYDEN: Asks about replacement of private income.

139 REP. MILNE: Asks for clarification.

146 CHAIR WATT: Explains that it is conforming language concerning the member, candidate, or a member of the immediate family or household.

Clarifies the language.

164 HEARN: Explains the conforming language. Explains the prohibition of receiving honorarium.

174 REP. HAYDEN: Discusses the distinction in a citizen legislature and a professional legislature.

183 ROLLIE WISB ROCK, OREGON TREASURY DEPARTMENT: Explains that the -33 amendments strike the revolving door provision in the bill.

203 VICE-CHAIR ROBERTS: Asks about the participation of employees in contracts.

206 WISB ROCK: Explains that employees are involved in the negotiating of contracts. Explains that some employees are cleared to sign major

contracts.

218 CHAIR WATT: Asks if the -33 amendments cover other departments, as well.

219 WISB ROCK: Explains that the -33 amendments cover other areas. Continues with explanation of sections 25 through 28.

246 PAUL SNYDER, ASSOCIATED OREGON COUNTIES: Discusses the intent of the bill. Discusses contracting issues.

258 CHAIR WATT: Adjourns the meeting at 10:58 a.m.

Submitted by:

Reviewed by:

Bryan Boehringer
Committee Administrator

Adrienne Sexton Committee Clerk

EXHIBIT LOG:

A - Amendments to SB 159 A - Legislative Counsel - 7 pages B -
Amendments to SB 159 A - staff - 2 pages C - Amendments to SB 159 A -
staff - 3 pages D - Amendments to SB 159 A - staff - 1 page