

SENATE ETHICS, ELECTIONS, AND CAMPAIGN FINANCE COMMITTEE

March 25, 1993 Hearing Room B 3:00 p.m. Tapes 30 and 31
MEMBERS PRESENT: Senator Grattan Kerans, Chair Senator Neil Bryant
Senator Joan Dukes Senator Dick Springer MEMBERS EXCUSED: Senator Rod
Johnson STAFF PRESENT: Annette Talbott, Committee Counsel Tamara
Brickman, Committee Assistant MEASURES CONSIDERED: Work Session SB
159 SB 111 Public Hearing SB 416 - 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. TAPE
30, SIDE A ~

095 CHAIR KERANS: Calls meeting to order at 3:23 P.M.

WORK SESSION ON SB 159

100 CHAIR KERANS: References the amendments to SB 159. Discusses the
Democratic caucus response to the honoraria provision in SB 159 and
explains that some work needs to be done in regards to the issue.
(EXHIBITS B, E, F, G)

110 SEN. BRYANT: Discusses the Republican caucus meeting regarding SB
159. Discusses the concern with the disclosure of an actual conflict of
interest and the prohibition against voting on issues once an actual
conflict of interest has been disclosed.

127 CHAIR KERANS: Comments that the committee has an amendment to
address the concerns in regards to voting in cases of conflicts of
interest. 128 SEN. BRYANT: Comments the Republican caucus wants
clarification in regards to the prohibition against public officials or
lobbyists from making false statements. "In particular language that
said or any other means by which misinformation or false impressions is
knowingly given...there was similar language that was currently existing
in the election law."

133 CHAIR KERANS: Comments that it is in Chapter 171. Asks the
committee to take up the honoraria issue first. Senate Ethics,
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137 SEN. BRYANT: Comments the Republican Caucus has one more question
in regards to the prohibition of the use on office for financial gain.
In particular the issue in regards to including the avoidance of
financial detriment as part of financial gain. The caucus wants some
examples and information on the burden of proof. States that he told the
caucus none of "this was retroactive."

148 CHAIR KERANS: Comments that it should be explicit that this bill is
not retroactive. Asks if that is the understanding.

153 ANNETTE TALBOTT, Committee Counsel: Comments that there is a
grandfather clause on the revolving doors. Asks if they wanted it that
way on all of the changes.

154 SEN. BRYANT: "I think generic all the changes, and I told them that
on the revolving door."

156 TALBOTT: Comments that she doesn't believe there is any intent to

"reach backwards."

159 CHAIR KERANS: Comes back to the honoraria issue. Discusses with Sen. Dukes the amendments in regards to honoraria. Comments the lines 2-5 in both amendments are items of "housekeeping." Discusses the amendment submitted at his request. (EXHIBIT F) Discusses the amendment at the request of Sen. Dukes. Comments that the language is similar except for subsection c which provides for a legislative official to receive honoraria if it is received in relation to the "private profession of the legislative official." It would also do the same for a candidate for legislative office. (EXHIBIT G) Discusses the gift statute in terms of clarity for regulation purposes. 216 SEN. DUKES:

Discusses the suggestion to allow honoraria in relation to a legislator's private profession and the reasoning behind it. Discusses the enforceability of the issue regarding legislative or administrative interest in government agencies in which the official has any official position or over which the official exercises any authority. (EXHIBIT G) 239

CHAIR KERANS: "We've been enforcing it for twenty years in the gift statute." 242 PAT HEARN, Executive Director, Oregon Government Ethics Commission: Responds to Sen. Dukes' statement. Discusses the enforceability of the statute. Discusses whether or not permissive language is needed in regards to the honoraria for a non-legislative capacity. Discusses the reasoning behind his suggestion. 266 SEN.

DUKES: "Could we get a ruling on that?" 267 CHAIR KERANS: Discusses, with Mr. Hearn, potential problems with the language "could reasonably be known to have a legislative or administrative interest." Discusses specific examples. 300 SEN. DUKES: Asks if there is any way to clarify this subject. Continues the discussion using examples. 325

CHAIR KERANS: "I think the line would be drawn pretty clearly. We can establish that legislative record right here to be exactly what Mr. Hearn said, and say that's our intent. We can say that on the floor and demonstrate that that's exactly what we mean..." ~Te assume that good public officials, good legislators would ask for an advisory opinion before they went and did something that appeared to be in a murky area. They could do that couldn't they?" . 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. - Senate Ethics, Elections, and Campaign Finance Committee March 25, 1993 - Page 3

340 HEARN: "Yes."

341 CHAIR KERANS: Discusses that Sen. Dukes' amendments would satisfy the issue "by giving some delineation" which would be stronger. Discusses Sen. Dukes' amendment by using specific examples. 351 SEN. BRYANT: Responds to Chair Kerans and agrees that Sen. Dukes' amendments would be stronger.

354 HEARN: Continues the discussion on honoraria with regards to private profession. Provides an example in which a person might come into trouble.

366 SEN. DUKES: Asks Mr. Hearn, "are we, in your opinion, adding to or detracting from the commission's ability to deal with our prohibition on honoraria by including the language that gets into who could be reasonably be known to have a legislative or administrative interest...other than the language we've had?"

378 HEARN: "I think the expanded language provides more defense to an

allegation." Continues to discuss possible benefits of the language.

390 SEN. DUKES: "What if we just said you can't take honoraria unless the honoraria is for services performed in relation to the private profession of the legislative official. Is that any clearer or does that cause you more problems?"

398 HEARN: "I think that's probably clearer."

400 SEN. DUKES: Continues to comment on her suggestion. Asks if paragraph B is needed. (EXHIBIT G) 405 CHAIR KERANS: Comments that paragraph B applies to statewide candidates, which would be needed to ban honoraria because they have no "outside profession." (EXHIBIT G)

420 SEN. DUKES: "Where I'm trying to get to, Mr. Chairman, is to get rid of this language that talks about could reasonably have been known..."

424 CHAIR KERANS: "Outright prohibition?"

SEN. DUKES: "Yes, and says you will not take honoraria unless the honoraria is for services performed... "

CHAIR KERANS: "You just want to blanket say no honoraria?"

SEN. DUKES: "To me that's clearer."

HEARN: "It is clearer."

430 SEN. DUKES: "Then you add the caveat that says if you're a candidate for legislative office or a legislator and its in direct relation to private profession you can do that."

445 MOTION: CHAIR KERANS: MOVES to delete on line 8 of the amendments requested by Sen. Dukes (EXHIBIT G) the word "relative" and insert "member of household." On line 9 after the word "honoraria" insert a period. Then delete the word "from" and the rest of lines 9 and 10. On line 11 delete the words through the period. On line 12 after the word "or" insert "member of

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household" and delete the word "from" on line 12. Delete lines 13 and 14. On line 15 after the word "official" insert "or member of household." On line 16 after the word "profession" insert "or occupation." On line 17 after the word "candidate" insert "or member of household." On line 19 after the word "profession" insert "or occupation."

485 SEN. SPRINGER: Asks whether any conforming language is needed on line 17, "so that the member of the household who in his or her private profession is performing..."

490 CHAIR KERANS: "Let's give it back to counsel for form and style. We know our meaning."

492 TALBOTT: "Is that the intent that the member of the household could also.."

495 CHAIR KERANS: "They could receive honoraria in their profession. Isn't that what we just said? That is what the amendment says."

498 VOTE: Hearing no objection the MOTION IS ADOPTED.

TAPE 31, SIDE A

PUBLIC HEARING ON SB 416

WITNESSES: REPRESENTATIVE BEVERLY STEIN, District 14 KAPPY EATON, President, League of Women Voters of Oregon

044 REP. BEVERLY STEIN, District 14: Testifies in favor of and explains HB 330 5 (with amendments) and HB 3306 (with amendments) as amendments to SB 416. (EXHIBITS H,I,J) 068 KAPPY EATON, President, League of Women Voters of Oregon: Testifies in favor of HB 330 5 (with amendments) and HB 3306 (with amendments). Discusses the league's involvement in voter education. (EXHIBIT K) 087 REP. STEIN: Comments on additional amendments that would be needed if a Voter Education Committee (VEC) is formed "every candidate has a right to participate, so two of the candidates couldn't form one and say that the other one is not allowed in." 093 SEN. BRYANT: Comments that there will be proposed changes with regard to the definitions of minor and major parties and asks if that would have any distinction. 095REP. STEIN: Comments that as long as you are on the ballot "you get to play here." 098 EATON: "If they are going to be on the ballot, then they should be compared with everybody else on the same level playing ground."

100 CHAIR KERANS: Comments that the committee will consider HB 3305 and HB 330 6 when it returns to SB 416. - 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. - Senate Ethics, Elections, and Campaign Finance Committee March 25, 1993 - Page 5

WORK SESSION ON SB 159

104 CHAIR KERANS: Discusses the subject that Sen. Bryant mentioned the Republican Caucus had concerns with regarding the disclosure of an actual conflict of interest and the prohibition from voting on the issue with the actual conflict of interest. (EXHIBIT B, p. 22)

110 TALBOTT: Address an amendment for the conflict of interest subject. (EXHIBIT E)

112 CHAIR KERANS: Reads the amendment from lines 6 and 7. Comments that he thinks the amendment is clearer. (EXHIBIT E)

124 TALBOTT: Comments that Legislative Counsel made the language change from the SB 159-5 amendments for clarity. "I believe that the committee's intent was not affirmative votes." 127 CHAIR KERANS: "The affirmative vote throws it off. To meet a requirement of minimum number votes to take official action is what we want." Asks Sen. Bryant if the committee amendment #1 (EXHIBIT E) clears up the matter. 132 SEN. BRYANT: Asks a question by providing an example. Discusses that the concern is to know when a discussion or debate raises a conflict that would be a violation. 147 HEARN: Comments that a person could declare

the conflict, "step down and become a citizen." 152 CHAIR KERANS: Continues the discussion in regards to allowing a public official to participate in discussion or debate when an actual conflict of interest is disclosed. The public official would participate as a "citizen." Discusses the issue of voting in conflict of interest cases. 163 SEN. BRYANT: Discusses with, Chair Kerans, that the interpretation of allowing a public official to participate in discussion (with a conflict of interest) as a citizen and not an official is difficult to make a distinction from the language "refrain from participating in any discussion or debate on the issue out of which the actual conflict arises." (EXHIBIT B ,p. 22) 173 CHAIR KERANS: "Could we say refrain from participating in discussion or debate and take out the word any? Is that what hangs them up?" 174 TALBOTT: "Perhaps from participating as a public official in any discussion. I think you still would want to prohibit their participation in debate...line 28, participating as a public official." line 1. page 23 as well.

186 MOTION: CHAIR KERANS: MOVES to amend the SB 159-7 amendments on page 22, line 28 after "participating" insert "as a public official." Delete lines 30 and 31 and insert lines 6 and 7 from the committee amendment #1 (EXHIBIT E). On page 23, line 1 after "participate" insert "as a public official." VOTE: Hearing no objections the MOTION IS ADOPTED. EXCUSED: Sen. Johnson. 198 SEN. BRYANT: Refers to section 6, page 5. (EXHIBIT B)

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200 HEARN: Refers to the subject dealing with conflicts of interest. Asks Sen. Bryant if the subjects discussed were the "extent" of the caucus' "concern."

203 SEN. BRYANT: "Yes that and confirmation from the fact that we're going away from the disclosure in vote as it used to be versus now it's a disclosure and prohibition except in the exception your vote is needed to carry the motion." 208 HEARN: Explains that it is not a change from current statute. Discusses that there are separate sections for different officials to deal with the issue. Comments that they are trying to clear the issue in order to let people know when it is prohibited to vote. 220 CHAIR KERANS: Comments that this amendment would allow a person to do something not allowed before (voting if the vote is required.) Comments that the constitution does not provide for any abstentions for Legislators. 228 SEN. BRYANT: "And in private corporations and non-profit corporations have to declare the conflict, but then there allowed to vote, so that further adds to the confusion."

230 CHAIR KERANS: "Now, section 6. " 231 SEN. BRYANT: "Here I was just looking for clarification that the phrase 'or any other means by which misinformation or a false impression is knowingly given,' is similar to the language that was either in the prior law or in the election law. " Page 6, lines 8-11. (EXHIBIT B) 244 CHAIR KERANS: "Is that parallel language to the current statute or have we changed that? Have we made a material change in that?" 247 HEARN: Comments that it is currently in ORS 171.756 subsection 4. 251 CHAIR KERANS: "What is false statement and misrepresentation defined in that statute?"

253 TALBOTT: Explains that it is not defined and explains an Attorney General opinion on false statements. Comments the AG took the definition

from the elections code and that the definition in SB 159 is more from a criminal statute.

260 CHAIR KERANS: "Yes this is a change." Comments that he does know why the other language "by any other means" is incorporated, and that he would be satisfied with placing a period after the word "fact" on line 10. Comments that it may be a "legal snare." (EXHIBIT B)

267 SEN. BRYANT: "What they wanted (Republican Caucus) then are examples."

268 CHAIR KERANS: Continues discussion with Sen. Bryant in regards to examples.

273 TALBOTT: Asks Chair Kerans what the proposal was.

274 CHAIR KERANS: Reviews the proposal to insert a period after the word "fact" on page 6, line 10.

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282 TALBOTT: Clarifies that a lobbyist had a concern that "this would make them responsible for disclosing a false statement that another lobbyist had provided on the record."

284 CHAIR KERANS: Discusses the concern Ms. Talbott relayed from a lobbyist. Moves the discussion to the terms "attempt to use" and "avoidance of detriment."

295 HEARN: Explains the "avoidance of detriment" language, discusses advice from the Attorney General's office. Provides an example of what would be considered "avoidance of detriment."

311 CHAIR KERANS: Continues the discussion on "avoidance of detriment. "

313 HEARN: "Financial gain does not mean simply putting money into your pocket but it also means to keep it from keeping out." Provides additional examples.

318 SEN. DUKES: Comments she thought they were talking about voting on things that would harm a person financially. 322 HEARN: "That's in a different section. That talks about pecuniary benefit or detriment. That's in the definition in potential conflict of interest and conflict of interest." 326 SEN. DUKES: Comments that she has never understood why a person has to declare a potential conflict of interest if the person was going to lose money and asks if that will continue to be in there. 316 SEN. BRYANT: Comments that as he understands it there is no definition in statute of "avoidance of detriment." Provides an example that one member of the caucus discussed in regards to using state telephones for personal calls. 344 CHAIR KERANS: Discusses the subject matter regarding Sen. Bryant's example. 389 CHAIR KERANS: Discusses the term "attempt to use or avoidance of detriment." Begins the discussion of technical amendments. (EXHIBIT E, line 2)

412 TALBOTT: Explains the technical amendment on page 1, line 18. (EXHIBITS B and E) 421 CHAIR KERANS: Continues the discussion of the

amendment for page 1, line 18. Continues down the list of technical amendments. (EXHIBITS B and E) 428 TALBOTT: Explains the technical amendment on line 4. (EXHIBIT E) 445 MOTION: CHAIR KERANS: MOVES the technical amendments found on lines 2-7 of the Committee Amendment #1. (EXHIBIT E) VOTE: Hearing no objections the MOTION IS ADOPTED. 446 TALBOTT: Begins the discussion of the amendments found on lines 2-6 of the Committee Amendment #3. (EXHIBIT G) 459 CHAIR KERANS: "That just conforms to what wedid is that correct?"

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465 TALBOTT: "Right. If you could just make sure that LC (Legislative Counsel) form and style will continue to make sure of that."

463 CHAIR KERANS: "So we could look at page 10 and know that that was doing the same thing." (EXHIBITS B and G) 464 TALBOTT: Continues discussing, with Chair Kerans, the amendments with regard to honoraria. (EXHIBIT G, lines 2-6)

TAPE 30, SIDE B

032 CHAIR KERANS: Explains the Committee Amendment #3. (EXHIBIT G)

041 SEN. DUKES: Continues the discussion of the amendments, regarding honoraria, for clarification. (EXHIBIT G) 045 TALBOTT: Continues the explanation of the amendments on the Committee Amendment #3. Comments on who would be eligible to receive honoraria. (EXHIBIT G) 051 CHAIR KERANS: Continues the discussion on who would be eligible for honoraria, and the explanation of the amendments. (EXHIBIT G) 064 SEN. BRYANT: "Under A (subsection) you're also going to have where it says relative, member of household,...on page 11 where it says 'if an honorarium is offered to a public of ficial or to a relative' or is that going to stay relative?" (EXHIBIT B)

068 TALBOTT: Discusses what she believes the committee's intent in using the word "relative on page, 11 line 9.

074 CHAIR KERANS: "What we mean is under (section) 1 (subsection) A you wouldn't be able to use your office for the financial benefit of your sister-in-law, if we went to member of household, whereas we catch her with relative. We want the broader definition."

077 TALBOTT: Proposes that Legislative Counsel "deal with honoraria in a total new subsection...and they will get the committee's intent."

081 SEN. DUKES: Discusses with, Chair Kerans, the subject regarding what people would be limited under this law, the relative or the public official. Discusses the subject by providing an example. 086 CHAIR KERANS: Comments that the public official is the one responsible if that person uses her/his office to benefit the relative. 090 MOTION: CHAIR KERANS: MOVES the technical amendments found on Committee Amendment #3, lines 2-6 (EXHIBIT G). VOTE: Hearing no objections the MOTION IS ADOPTED.

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101 MOTION: SEN. DUKES: MOVES SB 159 AS AMENDED to the FLOOR with a DO PASS recommendation.

VOTE: In a roll call vote: VOTING AYE: Sen. Bryant, Sen. Dukes, Sen. Springer, Chair Kerans. EXCUSED: Sen. Johnson. The MOTION IS ADOPTED.

WORK SESSION ON SB 111

120 CHAIR KERANS: Discusses the commission's budget at the 90% level. Discusses having SB 111 go to the Ways and Means Committee to meet the commission's budget bill. 127 SEN. BRYANT: Asks if the fees for lobbyists in SB 111 is included in the 90% level.

129 CHAIR KERANS: Comments that it is not and discusses the plans for SB 111 in the Ways and Means Committee. Suggests that the fee income be used to build up the budget for the commission's "new duties" under SB 111. Discusses the commission's new duties.

153 CHAIR KERANS: Reviews the SB 111-5 amendments. (EXHIBIT D)

159 HEARN: Discusses the amendment on page 2, regarding the time limit requirement for purposes of registering as a lobbyist. (EXHIBIT D)

164 CHAIR KERANS: Comments that lobbyist registrations will expire and subject to renewal every two years. Discusses the fee structure in Section 3. Discusses sections 4 and 5 and the new duties of the commission. (EXHIBIT D) Comments on the need to reconsider SB 159 and deal with an issue regarding the revolving door statute.

192 SEN. DUKES: "Are counties and water districts and all are they non-profit?" 195 CHAIR KERANS: "They're public. Those are public entities. That's a \$25.00 public employee."

198 SEN. DUKES: "So as long as they are an employee of the county or whatever they are the \$25.00?"

200 CHAIR KERANS: "If they a hire a contract lobbyist for profit contract lobbyist, then he or she is required to pay \$300..."

195 MOTION: CHAIR KERANS: MOVES SB 111 AS AMENDED to the WAYS AND MEANS COMMITTEE with a DO PASS recommendation. VOTE: Hearing no objections the MOTION CARRIES.

WORK SESSION ON SB 159

212 MOTION: CHAIR KERANS: MOVES to RECONSIDER the vote which sent SB 159 to the FLOOR.

VOTE: Hearing no objections the MOTION CARRIES.

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220 CHAIR KERANS: Refers to the revolving door statute, Section 10, lines 30 and 31, page 14 and lines 1 and 2, page 15. Discusses the history of discussion with the State Treasurer's office regarding the issue of treasury staff filing Statements of Economic Interest (SKI) and the revolving door statute. Comments that the Treasurer's office did not want either. Discusses a suggestion to disclose SEIs and delete the revolving door in regards to persons who invest funds becoming an employee on lines 30 and 31, page 14 and lines 1 and 2, page 15. (EXHIBIT B) 303 SEN. DUKES: "There are other folks in other agencies who are out letting contracts and they then would be able to turn around, they are not included in the disclosure. They then would be able to turn around and immediately go to work for them..."

311 CHAIR KERANS: "It would read subsection 3 'a public official who invested public funds shall not' and then delete A and then go on with B." 316 SEN. DUKES: "Can't we make a specific exemption for those folks and leave the other language in? I like the other language." 318 CHAIR KERANS: "Yes, you're right. I've got it backwards. What we want to do a public official who negotiated or let a public contract could not within one year go out and become and employee of the person that they let the contract to. A public official who invested public funds shall not skip (Subsection 3 paragraph) A and go to (Subsection 3, paragraph) B." 333 SEN. DUKES: "I agree with what you're saying." 336 CHAIR KERANS: "I think they have a valid argument. They recruit among the banking community, hire people to come work for them, they are hired for that expertise, and they can return to the industry." Continues discussing the revolving door issue. 352 MOTION: CHAIR KERANS: MOVES a CONCEPTUAL AMENDMENT which would prohibit a public official for one year after leaving the position of public official from becoming an employee of a private employer with which the public official negotiated or let a public contract with; and to prohibit a public official who invested public funds, for two years, from lobbying for entity with which the public official invested public funds. 359 SEN. BRYANT: "So for one year that person who negotiated a public contract couldn't go to work for someone who he negotiated with?" 363 CHAIR KERANS: "That's right." Continues the discussion on negotiating or letting public contracts versus investing public funds. 376 VOTE: Hearing no objections the MOTION IS ADOPTED.

379 SEN. BRYANT: Discusses the revolving door statute for an Assistant Attorney General. Discusses a specific situation where a former Assistant Attorney General becomes a city attorney and asks what paragraph 2 (EXHIBIT B, p. 15) would "forbid" the person from doing.

399 CHAIR KERANS: Responds to Sen. Bryant's question.

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402 SEN. BRYANT: Continues the discussion, with Chair Kerans, in regards to prohibitions for former Deputy Attorneys General and Assistant Attorneys General. Asks if the Attorney General has said anything in regards to this. 433 CHAIR KERANS: Comments that the Attorney General has been made aware of this and has not said anything about it. 437 TALBOTT: Clarifies that she spoke with the Department of Insurance and Finance and that the Administrator for the Division of

Finance and Corporate Security and the Administrator of the Insurance Division "were appropriately designated." Clarifies that the person currently performing the job of the Supervisor of the Savings and Loan, Credit Union and Consumer Finance Section will not be left out simply because of the name change of the position. Explains that the bill is "just conforming their title in this section. The grandfather doesn't impact them." 465 CHAIR KERANS: Refers to and discusses SB 326 Section 3 for amendment purposes, in regards to a Statement of Financial Interest for a person who invested public funds. Enumerates what would be included in the statement. Discusses what the amount of outstanding debt should be (for listing purposes). 483 TALBOTT: Explains that currently the amount is \$1,000 for debts in the Statement of Economic Interest.

484 HEARN: "For Penalty?"

486 TALBOTT: "No, for disclosure. "

487 CHAIR KERANS: "Let's make it consistent et's make it \$1,000, except for loans outstanding from state or federally regulated financial institutions or retail credit accounts. That's the same language." Continues reading the enumerated items that would be included in the Statement of Personal Financial Interest.

TAPE 31, SIDE B

035 CHAIR KERANS: Continues listing the requirements for the Statement of Personal Financial Interest.

037 HEARN: Comments that he believes this information is asked for in the Statement of Economic Interest (SEI). Asks if there was one section that might not be included in the SKI..

043 CHAIR KERANS: Reading "all investments in which the person or a member of the household of the person has a legal or beneficial interest that has not previously been stated." Comments that the question is geographic boundary. 047TALBOTT: "The problem with the treasurer is they invest money all over country, so I think it was intended to broaden that reference." 049 CHAIR KERANS: "Any real property where ever sighted." 050 HEARN: "So we are going to need a special form for these folks." 051 CHAIR KERANS: "That's exactly correct."

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SEN. DUKES: "You could just add a section on that says if you are then you must fill in the...sections?"

052 CHAIR KERANS: "I would suspect you would make a separate form to conform to this." Discusses the form.

056 TALBOTT: Comments that SB 326 subsection 6 is a "catch all" for investments that the person has an interest in. "This is modeled after the Washington Public Disclosure Law. " Discusses the difference between this and the Washington law. 062CHAIR KERANS: "How about section 4?" Reads section 4 of SB 326.

066 TALBOTT: Explains that it would only apply to the current people who have to file an SKI.

CHAIR KERANS: "I'd include it, so they don't have to do it twice."

TALBOTT: "Do you want the definition in Section 2 of who it is of the Oregon Investment Council...and when they would have to file?"

074 CHAIR KERANS: Comments that he would take the treasure's list. (EXHIBIT L)

077 HEARN: "Would that list actually delineate the actual positions."

078 CHAIR KERANS: "Yes. I would not want to do all of this in SB 326. That's too vague and rather say we are going to take section 3, the State Treasurer, Deputy State Treasurer, the folks on the list who are the investment managers of the treasury, and the Oregon Investment Council (OIC). Do we want to take the OIC in?" (EXHIBIT L)

086 TALBOTT: "They only have to file a regular SKI now."

088 CHAIR KERANS: "Let's include them."

090 SEN. DUKES: Asks if they are taking the entire SB 326.

092 CHAIR KERANS: Explains that the suggestion is to "pick up" sections 3 and 4 of SB 326 with some further amendments. (As described in the motion.) 094 MOTION: CHAIR KERANS: MOVES to amend the provision taken from SB 326 on real property to exclude a person's residence. MOVES to have a person disclose loans in excess of \$1000. MOVES to conceptually adopt the list supplied by the treasurer's office of the people responsible for investments (EXHIBIT L). VOTE: Hearing no objections the MOTION IS ADOPTED. 106 MOTION: SEN. DUKES: MOVES SB 1S9 as further AMENDED to the FLOOR with a DO PASS recommendation. VOTE: Hearing no objections the MOTION CARRIES.

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115 CHAIR KERANS: Adjourns at 4:50 p.m. Submitted by:
Reviewed by:

Tamara Brickman

Annette Talbott Assistant

Counsel EXHIBIT LOG A - Preliminary Staff Measure Summary on SB 159-7 - Committee Staff - 2 pages B - SB 159-7 Amendments dated 3/22/93 - Committee Staff- 33 pages C - Preliminary Staff Measure Summary - Committee Staff - 1 page D - SB 111-5 Amendments dated 3/22/93 - Committee Staff - 5 pages E - SB 159-7 Committee Amendment #1 dated 3/25/93 - Committee Staff- 2 pages F - SB 159-7 Committee Amendment #2 dated 3/25/93 - Committee Staff- 1 page G - SB 159-7 Committee Amendment #3 dated 3/25/93 - Committee Staff- 1 page H - Hand Engrossed HB 3306-1 - Rep. Beverly Stein - 3 pages I - Hand Engrossed HB 3305-1 - Rep. Beverly Stein - 3 pages J - Oregonian Article Entitled "Pamphlet is for voters, not politicians" by Wayne Thompson, dated 3/23/93 - Rep. Beverly Stein- 1 page K - Statement on HB 3305 and HB 3306 - Kappy Eaton - 1 page L - State Treasurer's list of people responsible for investments - Committee Staff - 1 page

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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.