

Conference Committee on HB 2108 June 19, 1991 - Page

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.

CONFERENCE COMMITTEE ON HB 2108

June 19, 1991Hearing Room E 3:30 p.m.Tapes 1

SENATE MEMBERS PRESENT: Sen. Gold Sen. Phillips

HOUSE MEMBERS PRESENT: Rep. Schroeder, Chair Rep. Katz

STAFF PRESENT: Lee Penny, House Committee Administrator Jan Barga, Senate Committee Administrator Carolynn Gillson, Committee Assistant

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TAPE 1, SIDE A

005 REP. WALT SCHROEDER, chair: Calls meeting to order at 3:41 p.m.

LEE PENNY, Committee Administrator: Reviews the four issues that are outlined in her memo to the committee members (EXHIBIT A).

REP. SCHROEDER: Suggests starting with issue #4.

054 SEN. SHIRLEY GOLD: As I understand it, by the time the Senate Education Committee got the HB 2108A, the funds had been allocated by Ways and Means. There may not be conflict on that.

MOTION: Rep. Schroeder moves to accept Section 4 in the HB 2108A bill that deals with per diem. There was no objection.

063 REP. SCHROEDER: Moves on to the third issue.

MOTION: Sen. Gold moves to retain Sections 5 and 6 in HB 2108A. There was no objection.

070 REP. SCHROEDER: Refers to the second issue concerning a conflict between ORS 342.175 and ORS 670.280.

081 JAN BARGEN, Senate Education Committee Administrator: In the Senate committee, TSPC requested to have Section 4 in HB 2108 deleted because it did not think they had time to resolve the conflict this session.

TSPC wanted more discretion.

REP. VERA KATZ: Asks for clarification on the two sections.

097 KATHLEEN BEAUFIT, Legislative Counsel: Reviews the provisions in the two statutes. TSPC's view was when they were revoking or refusing to issue a license, they built a case showing the connection between the criminal conduct and how it would relate to a teacher who should not be in the classroom. > Suggests amending the statute to protect themselves against the occasion when they run into a situation in which they are mandated to revoke a license. > I would feel more comfortable if this section were in the bill and provided a cross-reference.

REP. SCHROEDER: Would the HB 2108A-12 amendment (EXHIBIT B) would take care of the situation?

LEE PENNY: Yes.

135 DAVID MYTON, executive secretary of TSPC: Explains why TSPC decided it needed some discretion concerning license revocation. > The HB 2108A-12 restores all of the crimes to mandatory status and would go beyond what the commission has asked at this point.

159 SEN. PHILLIPS: I view the A-12 amendment as accomplishing the flexibility TSPC wants.

KATHLEEN BEAUFIT: I believe this amendment is required as long as any grounds remain under which revocation is mandated. If it is completely optional, then this section is a guide to a licensing agency.

179 MOTION: Sen. Gold moves to adopt the HB 2108A-12 amendment. There was no objection.

REP. SCHROEDER: Reviews the first issue to be resolved concerning the time and circumstances for public release of documents.

JAN BARGEN: Clarifies the issues raised in the Senate Education concerning the timing of release and refers to the language in the HB 2108A-13 amendment (EXHIBIT C). Timing is one issue and the other is what should become public and when.

231 REP. SCHROEDER: Talks about two incidents in his legislative district.

258 MOTION: Sen Gold moves to adopt the HB 2108A-13 amendments. There was no objection.

MOTION: Sen. Phillips moves HB 2108 as amended to both chambers with a do pass recommendation.

VOTE: In a roll call vote, the motion carried with all members voting AYE.

272 REP. SCHROEDER: Adjourns the meeting at 4:00 p.m.

Submitted by: Reviewed by:

Carolynn Gillson

Lee Penny Assistant

Administrator

EXHIBIT LOG: A - Memo on HB 2108A - Committee staff - 3 pages

B - HB 2108-A12 amendment - Committee staff - 1 page C -

2108-A13 amendment - Committee staff - 1 page

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