

CONFERENCE COMMITTEE ON SB 907

May 14, 1991

Hearing Room E 06:00 p.m.

Tapes 1- 2

SENATE MEMBERS PRESENT: Sen. Dukes, Chair Sen. Bradbury

HOUSE MEMBERS PRESENT: Rep. Derfler Rep. Hugo Rep. Parks MEMBER
EXCUSED:

STAFF PRESENT: Ruth Larson, Committee Administrator Scott Marshall, Committee Assistant Sue Hanna, Legislative Counsel . 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 2 SIDE A

CHAIR DUKES: Calls the meeting to order at 6:08.

RUTH LARSON, COMMITTEE ADMINISTRATOR: Explains the status of the bill and the purpose of this meeting.

CHAIR DUKES: Discusses the three differences between the Senate and House versions of the bill.

REP. DERFLER: We need to do a study on the number of pilots on the river. The affirmative action plan was also seen as a necessity. We also wanted to ensure that competition was not eliminated on the river.

SEN. BRADBURY: I am concerned with the language on page 2, lines 42 - 43. As I read this, the Board of Maritime Pilots would not be allowed to regulate the pilots that they are licensing.

REP. DERFLER: The intent of this bill seemed to be to put them out of business. If we could change the wording, we would be interested in looking at them.

75 SEN. BRADBURY: We need to clarify the standards of pilot training. If we introduced a rule pertaining to training, its intent would not be to limit competition. CHAIR DUKES: If there was language that provided a business the ability to claim a rule harmful towards business, and to nullify that rule, would that be sufficient? Is the preservation of business the over-riding factor on this bill? Conference Committee on 8B 907 May 14, 1991 - Page 2

REP. HUGO: I am uncertain what the role of the Board of Maritime Pilots is in licensing. I want to establish what their role is in regulating licensing.

CHAIR DUKES: The Board currently has requirements for training.

REP. HUGO: The practice would be that a person is an apprentice to an organization that would say if that person could become a pilot. All the organizations should follow the same rules.

SEN. BRADBURY: The problem relates to training. The new organization

only goes out of one terminal, and their pilots don't get full training. They need to get a good training program that oversees the entire river system.

200 REP. HUGO: Quotes from 776.300. -The names of organizations are not in the law, but the BOMP is. There is nothing in the law about licensing organizations. SEN. BRADBURY: The language is contrary to what you said. 23 1 REP. HUGO: Would it work to put the onus on the state agency? REP. PARKS: We are not comfortable with the BOMP setting the rules over all the others. VIRGINIA BARTEN, BOARD OF MAINTENANCE PILOTS: The training procedure has the Board being notified. That person is affiliated with an association. But, beyond that we have an extensive administrative rules in OAR 856. REP. HUGO: Can any organization do the training? BARTEN: Yes. REP. HUGO: We need to define what is an acceptable training facility. BARTEN: We have been reviewing our training procedures due to concerns over the oil spill problems. REP. DERFLER: To become a pilot would I have to have the approval of the River Pilots? BARTEN: No. You would have to meet the requirements in the OAR. CHAIR DUKES: Is there any other way of receiving trips up the river? BARTEN: As a CUB trainee or as a pilot. REP. HUGO: We have one organization setting policy. Correct?

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390 BARTEN: That is correct.

REP. HUGO: Why do we have a limit on the number of pilots that can be on the river?

BARTEN: It is established through the rate hearing process.

CHAIR DUKES: Can the Lewis & Clark group train someone?

TAPE 2, SIDE A

BARTEN: There is nothing in law or our rules that prohibits that.

08 REP. HUGO: We should require the Board to adopt by rule criteria for pilot training organizations. The Board should be running the show. CHAIR DUKES: This works for the trucking organizations, but the vessels deal with a narrower field. REP. HUGO: If an organization meets the criteria, they should be allowed to operate. CHAIR DUKES: There may be a problem with training someone that doesn't qualify. REP. HUGO: The Legislature should tell the Board to make those decisions. I am concerned about the limitations on the number on pilots. CHAIR DUKES: Adjourned the meeting at 6:45.

Submitted by, Submitted by, Scott Marshall Ruth Larson Committee
Assistant Committee Administrator

EXHIBIT LOG A - staff, 4 pages. B - staff, 1 page.

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