

Senate Government Operations February 18, 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.

SENATE COMMITTEE ON GOVERNMENT OPERATIONS

February 18, 1991Hearing Room "B" 3:00 p.m. Tapes 25 -26

MEMBERS PRESENT:Sen. Glenn Otto, Chair Sen. Jane Cease, Vice-Chair Sen. Jim Bunn Sen. Ron Grensky Sen. John Kitzhaber Sen. Tricia Smith Sen. Dick Springer

MEMBERS EXCUSED:Sen. John Kitzhaber

STAFF PRESENT: John Houser, Committee Administrator Jayne Hamilton, Committee Assistant

MEASURES CONSIDERED: SB #344 - Relating to Police PH/WS
SB #448 - Relating to certain salaries PH

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TAPE 25, SIDE A

005 CHAIR OTTO: Called the meeting to order at 3:07.

009 MARK NELSON, OREGON DOWN TOWN DEVELOPMENT ASSOCIATION: Introduced and reviewed LC Drafts 2222, 2223 and 2224, Exhibit B.

046 MOTION: SEN. CEASE MOVED TO ADOPT THE LC DRAFTS INTRODUCED BY MARK NELSON.

062 BUNN: "For the record, I'm not supporting, but I'm not objecting to the introduction of these bills."

064 CEASE: Concurred with Sen. Bunn.

069 VOTE: MOTION CARRIED, 4-1, VOTING NO SEN. GRENSKY. (EXCUSED: SEN. KITZHABER, AND SEN. SPRINGER.)

071 HOUSER: Introduced, and reviewed LC Draft 1520-2, Exhibit C.

096 MOTION: SEN. CEASE MOVED TO ADOPT LC DRAFT 1520-2, AT THE REQUEST OF THE ASSOCIATED GENERAL CONTRACTOR.

101 VOTE: MOTION CARRIED, 4-1. VOTING NO SEN. SMITH VOTING NO. (EXCUSED SEN. KITZHABER, AND SEN. SPRINGER.)

(TAPE 25, SIDE A)

PUBLIC HEARING

SB 344 RELATING TO POLICE

Witnesses:Douglas Hoffman, Oregon State Police Officers Association

110 DOUGLAS HOFFMAN, OREGON STATE POLICE OFFICERS: Reviewed SB 344.

120 CEASE: Is this the only group in the state who has this restriction on them?

122 HOFFMAN: Yes.

130 SMITH: Can you explain to me the reason for the language in Section 2?

144 BUNN: In McMinnville all precincts from McMinnville vote at the Community Center, which is across the street from the Court House and County Jail where the State Police deliver prisoners on a regular basis.

151 CEASE: As long as we are amending this law, I'd like to know why we can't amend this section as well?

152 HOFFMAN: I believe it has to do with an intimidation type of factor, that might be considered should a policeman be stationed, or in any way posted, near a polling place. It's not meant to imply that a police officer can't come and go should other actions be required in that area.

160 SMITH: That's not what it says.

162 HOFFMAN: The basis for this is the intimidation of a police officer being near a voting place. It could cause a citizen to feel intimidated by voting a certain way on an action.

169 Bunn: The sheriffs' office provides ballot security, and in fact, go in and pick up the ballots, so they have to be there. I don't think anyone has indicated an intimidation factor. I agree that this statute makes no sense and should be removed in its entirety.

(TAPE 25, SIDE A)

WORK SESSION

SB 344 RELATING TO POLICE

186 MOTION: SEN. SMITH MOVED THAT SECTION 2, BEGINNING ON LINE 10 THROUGH LINE 13 BE DELETED.

195 GRENSKY: Expressed concern about amending the bill before hearing testimony from an opposing side.

216 SMITH: This portion of the statute is being violated all the time. It's not appropriate to set in statute, language that prohibits the State Police from detailing their officers to any place where they may need to go to perform their duty, just because there's a polling place near. It seems to me, that as long as we are amending this bill we might as well clean it up now.

238 SPRINGER: Local law enforcement has gone through tremendous cuts, and every time they are cut something else gets dumped in the lap of the State Police. If the sheriffs office can't perform the duty of escorting the ballots to the Elections Office, then who's going to do it? It will be the State Police.

249 GRENSKY: I imagine there was a reason this was enacted in the first place. Just because we can't think of why this may not be a good idea, doesn't mean we should just throw it out when we don't have any testimony.

270 BUNN: I'm supporting the amendment to eliminate all of sub-section 2.

294 VOTE: MOTION CARRIED, 4-1, VOTING NO: SEN. GRENSKY. (EXCUSED: SEN. KITZHABER AND SEN. OTTO.)

299 MOTION: SEN. BUNN MOVED SB 344 AS AMENDED TO THE FLOOR WITH A DO PASS RECOMMENDATION.

305 VOTE: MOTION CARRIED, 5-0. (EXCUSED: SEN. KITZHABER, AND SEN. OTTO.)

(TAPE 25, SIDE A)

PUBLIC HEARING

SB 448 RELATING TO CERTAIN SALARIES

Witnesses: Mark Dixson, Public Officials Compensation Commission.

334 MARK DIXSON, PUBLIC OFFICIALS COMPENSATION COMMISSION: Read and reviewed written testimony, Exhibit A.

407 DIXSON: Continues with explanation of testimony.

TAPE 26, SIDE A

030 HOUSER: Distributed fiscal impact statement, Exhibit D.

041 SPRINGER: Do you look at the figures of clerical positions, mid-level management, head of school districts, and superintendents, as well as state employees?

048 DIXSON: Yes. Discussed retirement benefits.

072 DIXSON: It's important to note the emphasis we put on the Judges salaries, that we are looking at retaining a quality judicial branch. We had testimony that indicated that there are people being lured away into private law practices because there isn't enough money in the judicial branch to keep them there. We also had testimony that they're being lured into the Federal branch.

Meeting adjourned at 3:45

Submitted By:

Reviewed By:

Jayne Hamilton
Assistant

Joan Green

Assistant

EXHIBIT LOG

A - Written testimony, Mark Dixson, 10 pages

B - LC draft package, 2222, 2223, 2224, Mark Dixson, 10 pages C - LC draft 1520-2, staff, 6 pages D - Fiscal impact statement, staff, 1 page