

**SENATE COMMITTEE ON**  
**RULES**

**May 29, 2009**  
**1:00 P.M.**

**Hearing Room C**

**MEMBERS PRESENT:**      **Sen. Richard Devlin, Chair**  
                                  **Sen. Ted Ferrioli, Vice-Chair**  
                                  **Sen. Jason Atkinson**  
                                  **Sen. Ginny Burdick**  
                                  **Sen. Rick Metsger**

**STAFF PRESENT:**        **Erin Seiler, Committee Administrator**  
                                  **Brian Worley, Committee Assistant**

**MEASURES/ISSUES HEARD:**    **HB 3033A – Public Hearing and Work Session**  
  **HB 2005A – Work Session**  
  **SB 519A – Work Session**  
  **SB 767A – Work Session**  
  **HB 2667A – Public Hearing and Work Session**  
  **HB 3451A – Public Hearing and Work Session**  
  **SCR 16 – Public Hearing and Work Session**  
  **HB 3254 – Public Hearing and Work Session**  
  **Introduction of Committee Measures – Work Session**  
  **HJM 22 – Public Hearing and Work Session**  
  **HB 2430A – Public Hearing**

**This recording log is in compliance with Senate and House Rules. For complete contents, refer to the digital audio recording.**

## **SRULES**

**5/29/2009 2:05:46 PM**

**2:05:49 PM** Meeting Called to Order  
**2:05:50 PM** Chair Devlin  
**2:06:23 PM** HB 3033A - Public Hearing  
**2:06:26 PM** Erin Seiler, Committee Administrator  
**2:06:52 PM** Chair Devlin  
**2:06:53 PM** Andrea Meyer, Legislative Director, American Civil Liberties Union of Oregon  
**2:07:07 PM** John Chandler, Lobbyist, Oregon Home Builders Association  
**2:07:38 PM** Vice-Chair Ferrioli  
**2:07:49 PM** Chandler  
**2:07:57 PM** Chair Devlin  
**2:08:11 PM** Greg Wasson, Citizen, Salem  
**2:10:15 PM** Chair Devlin  
**2:10:18 PM** Sen. Atkinson  
**2:10:22 PM** Wasson  
**2:10:47 PM** Chair Devlin  
**2:10:50 PM** Vice-Chair Ferrioli  
**2:10:58 PM** Chair Devlin  
**2:11:17 PM** Gina Zejdlik, Deputy, Legislative Counsel  
**2:11:46 PM** Chair Devlin  
**2:12:03 PM** Wasson  
**2:13:31 PM** Chair Devlin  
**2:13:45 PM** Wasson  
**2:14:17 PM** Chair Devlin  
**2:14:29 PM** HB 3033A - Work Session  
**2:14:31 PM** MOTION: Sen. Burdick moves HB 3033A DO PASS  
**2:14:43 PM** Chair Devlin  
**2:14:49 PM** Vice-Chair Ferrioli  
**2:15:47 PM** Chair Devlin  
**2:15:54 PM** VOTE: 4-1-0  
**2:15:55 PM** Ayes: Burdick, Metsger, Ferrioli, Devlin; Nays: Atkinson  
**2:15:56 PM** CARRIER: SEN. METSGER will lead discussion on the floor  
**2:16:09 PM** HB 2005A - Work Session  
**2:16:11 PM** Erin Seiler, Committee Administrator  
**2:17:32 PM** Chair Devlin  
**2:17:44 PM** MOTION: Sen. Burdick moves HB 2005A DO PASS  
**2:17:53 PM** Chair Devlin  
**2:18:00 PM** Sen. Atkinson  
**2:18:04 PM** Chair Devlin

**2:18:40 PM** VOTE: 3-2-0  
**2:18:40 PM** Ayes: Burdick, Metsger, Devlin; Nays: Atkinson, Ferrioli  
**2:18:41 PM** Vice-Chair Ferrioli  
**2:18:42 PM** CARRIER: SEN. BURDICK will lead discussion on the floor  
**2:18:54 PM** Chair Devlin  
**2:19:01 PM** SB 519A - Work Session  
**2:19:05 PM** Erin Seiler, Committee Administrator  
**2:19:40 PM** Chair Devlin  
**2:19:57 PM** Seiler  
**2:20:06 PM** Jeremy Sarant, Committee Administrator, Senate Committee on  
Commerce & Workforce Development  
**2:20:11 PM** Vice-Chair Ferrioli  
**2:20:23 PM** Sarant  
**2:21:15 PM** Chair Devlin  
**2:21:25 PM** Vice-Chair Ferrioli  
**2:21:35 PM** Sarant  
**2:21:54 PM** Vice-Chair Ferrioli  
**2:22:06 PM** Sen. Diane Rosenbaum, Senate District 21  
**2:22:39 PM** Vice-Chair Ferrioli  
**2:22:42 PM** Chair Devlin  
**2:22:52 PM** Gina Zejdlik, Deputy, Legislative Counsel  
**2:23:06 PM** Chair Devlin  
**2:23:30 PM** Vice-Chair Ferrioli  
**2:23:43 PM** Chair Devlin  
**2:23:44 PM** MOTION: Chair Devlin moves SB 519A DO PASS  
**2:24:25 PM** Vice-Chair Ferrioli  
**2:24:45 PM** Chair Devlin  
**2:25:04 PM** Sen. Burdick  
**2:25:07 PM** Chair Devlin  
**2:25:08 PM** Sen. Burdick  
**2:25:11 PM** Chair Devlin  
**2:25:32 PM** SB 767A - Work Session  
**2:25:42 PM** Erin Seiler, Committee Administrator  
**2:25:57 PM** {Exhibit} 1: Seiler  
**2:25:58 PM** {Exhibit} 2: Seiler  
**2:26:17 PM** Dana Richardson, Committee Administrator, Senate Committee on  
Education & General Government  
**2:26:36 PM** Chair Devlin  
**2:26:39 PM** Richardson  
**2:27:30 PM** Chair Devlin  
**2:27:33 PM** MOTION: Burdick moves -A23 amendments  
**2:27:44 PM** Chair Devlin  
**2:28:35 PM** Sen. Atkinson  
**2:28:38 PM** Chair Devlin  
**2:28:40 PM** Sen. Metsger  
**2:30:30 PM** Chair Devlin

**2:30:31 PM** Sen. Atkinson  
**2:31:31 PM** Chair Devlin  
**2:31:36 PM** Sen. Metsger  
**2:32:28 PM** Chair Devlin  
**2:32:33 PM** Vice-Chair Ferrioli  
**2:32:34 PM** Chair Devlin  
**2:32:52 PM** VOTE: 3-2-0  
**2:32:53 PM** Ayes: Burdick, Metsger, Devlin; Nays: Atkinson, Ferrioli  
**2:32:54 PM** MOTION: Sen. Burdick moves SB 767A DO PASS as AMENDED  
**2:33:03 PM** Chair Devlin  
**2:33:11 PM** Sen. Metsger  
**2:33:20 PM** Chair Devlin  
**2:33:38 PM** VOTE: 3-2-0  
**2:33:38 PM** Ayes: Burdick, Metsger, Devlin; Nays: Atkinson, Ferrioli  
**2:33:39 PM** CARRIER: SEN. DEVLIN & SEN. HASS will lead discussion on the floor  
**2:33:40 PM** Vice-Chair Ferrioli  
**2:33:51 PM** Chair Devlin  
**2:34:08 PM** SB 519A - Work Session  
**2:34:10 PM** Gina Zejdlik, Deputy, Legislative Counsel  
**2:34:36 PM** Vice-Chair Ferrioli  
**2:34:49 PM** Zejdlik  
**2:34:54 PM** Vice-Chair Ferrioli  
**2:35:29 PM** Chair Devlin  
**2:35:37 PM** Sen. Burdick  
**2:35:42 PM** Chair Devlin  
**2:35:50 PM** Sen. Burdick  
**2:36:09 PM** Chair Devlin  
**2:36:37 PM** VOTE: 3-2-0  
**2:36:38 PM** Ayes: Burdick, Metsger, Devlin; Nays: Atkinson, Ferrioli  
**2:36:40 PM** Vice-Chair Ferrioli  
**2:36:40 PM** CARRIER: SEN. ROSENBAUM will lead discussion on the floor  
**2:36:50 PM** Erin Seiler, Committee Administrator  
**2:36:59 PM** Chair Devlin  
**2:38:38 PM** Vice-Chair Ferrioli  
**2:38:39 PM** Chair Devlin  
**2:38:55 PM** HB 2667A - Public Hearing  
**2:38:59 PM** Erin Seiler, Committee Administrator  
**2:39:25 PM** Chair Devlin  
**2:39:48 PM** HB 2667A - Work Session  
**2:39:54 PM** MOTION: Sen. Burdick moves HB 2667A DO PASS  
**2:40:00 PM** Chair Devlin  
**2:40:08 PM** Sen. Atkinson  
**2:40:42 PM** Chair Devlin  
**2:40:44 PM** Sen. Atkinson  
**2:40:46 PM** Chair Devlin

**2:40:57 PM** Vice-Chair Ferrioli  
**2:41:10 PM** Chair Devlin  
**2:41:17 PM** Vice-Chair Ferrioli  
**2:41:38 PM** Sen. Metsger  
**2:41:39 PM** VOTE: 4-1-0  
**2:41:39 PM** Ayes: Burdick, Metsger, Ferrioli, Devlin; Nays: Atkinson  
**2:41:40 PM** CARRIER: SEN. METSGER will lead discussion on the floor  
**2:41:49 PM** Chair Devlin  
**2:42:21 PM** HB 3451A - Public Hearing  
**2:42:29 PM** Erin Seiler, Committee Administrator  
**2:43:05 PM** Chair Devlin  
**2:43:33 PM** Annette Newingham, Clerk, Lane County  
**2:43:33 PM** {Exhibit} 3: Newingham  
**2:46:30 PM** Tim Scott, Director of Elections, Multnomah County  
**2:46:31 PM** {Exhibit} 4: Scott  
**2:48:22 PM** Chair Devlin  
**2:48:23 PM** Vice-Chair Ferrioli  
**2:48:44 PM** Scott  
**2:49:40 PM** Vice-Chair Ferrioli  
**2:49:45 PM** Newingham  
**2:51:29 PM** Vice-Chair Ferrioli  
**2:51:30 PM** Chair Devlin  
**2:51:37 PM** Newingham  
**2:52:04 PM** Vice-Chair Ferrioli  
**2:52:15 PM** Newingham  
**2:53:02 PM** Vice-Chair Ferrioli  
**2:53:09 PM** Newingham  
**2:53:27 PM** Vice-Chair Ferrioli  
**2:53:34 PM** Chair Devlin  
**2:53:56 PM** HB 3451A - Work Session  
**2:54:01 PM** MOTION: Sen. Burdick moves HB 3451A DO PASS  
**2:54:10 PM** Chair Devlin  
**2:54:36 PM** VOTE: 3-2-0  
**2:54:36 PM** Ayes: Burdick, Metsger, Devlin; Nays: Atkinson, Ferrioli  
**2:54:37 PM** CARRIER: SEN. BURDICK will lead discussion on the floor  
**2:54:38 PM** Vice-Chair Ferrioli  
**2:54:49 PM** Chair Devlin  
**2:54:56 PM** SCR 16 - Public Hearing  
**2:54:57 PM** Erin Seiler, Committee Administrator  
**2:55:20 PM** Sen. Margaret Carter, Senate District 22  
**2:55:21 PM** {Exhibit} 5: Sen. Carter  
**2:59:03 PM** Chair Devlin  
**2:59:04 PM** Sen. Metsger  
**2:59:12 PM** Sen. Carter  
**2:59:25 PM** Vice-Chair Ferrioli  
**2:59:27 PM** Chair Devlin

**2:59:31 PM** Sen. Atkinson  
**2:59:45 PM** Carter  
**2:59:56 PM** Vice-Chair Ferrioli  
**2:59:58 PM** Chair Devlin  
**3:00:12 PM** SCR 16 - Work Session  
**3:00:16 PM** MOTION: Sen. Atkinson moves SCR 16 BE ADOPTED  
**3:00:29 PM** Chair Devlin  
**3:00:51 PM** VOTE: 5-0-0  
**3:00:51 PM** Ayes: Atkinson, Burdick, Metsger, Ferrioli, Devlin  
**3:00:51 PM** CARRIER: SEN. CARTER will lead discussion on the floor  
**3:00:52 PM** Chair Devlin  
**3:00:57 PM** HB 3254 - Public Hearing  
**3:01:04 PM** Erin Seiler, Committee Administrator  
**3:01:36 PM** Sen. David Nelson, Senate District 29  
**3:03:01 PM** Nelson  
**3:03:09 PM** Chair Devlin  
**3:03:12 PM** Michael Roxbury, Chief, Umatilla Rural Fire Protection District  
**3:03:13 PM** {Exhibit} 6: Roxbury  
**3:04:18 PM** Chair Devlin  
**3:04:34 PM** Sean Holsey, Communications Coordinator, Umatilla County  
Emergency Management  
**3:05:30 PM** Chair Devlin  
**3:06:01 PM** HJM 22 - Public Hearing  
**3:06:07 PM** Erin Seiler, Committee Administrator  
**3:06:41 PM** Chair Devlin  
**3:06:54 PM** Maura Roche, Lobbyist, Basic Rights Oregon  
**3:06:54 PM** {Exhibit} 7: Roche  
**3:07:14 PM** Chair Devlin  
**3:07:17 PM** Steven Johnston, Board Member, Basic Rights Oregon  
**3:07:17 PM** {Exhibit} 8: Johnston  
**3:10:51 PM** Chair Devlin  
**3:11:17 PM** HJM 22 - Work Session  
**3:11:19 PM** MOTION: Sen. Ferrioli moves HJM 22 BE ADOPTED  
**3:11:26 PM** Chair Devlin  
**3:11:32 PM** VOTE: 4-0-1  
**3:11:32 PM** Ayes: Atkinson, Metsger, Ferrioli, Devlin; Excused: Burdick  
**3:11:32 PM** CARRIER: SEN. DEVLIN will lead discussion on the floor  
**3:11:33 PM** HB 2430A - Public Hearing  
**3:12:34 PM** Erin Seiler, Committee Administrator  
**3:13:02 PM** Chair Devlin  
**3:13:04 PM** Theresa Van Winkle, Committee Administrator, House Committee  
on Business & Labor  
**3:13:46 PM** Chair Devlin  
**3:13:49 PM** Rep. Mike Schaufler, House District 48  
**3:15:28 PM** Chair Devlin  
**3:15:44 PM** Rep. Michael Dembrow, House District 45

**3:19:39 PM** Chair Devlin  
**3:20:23 PM** Bob Shiprack, Executive Secretary, Oregon Building Trades Council  
**3:28:03 PM** Chair Devlin  
**3:28:07 PM** Michael Anderson, Lobbyist, Oregon Opportunity Network  
**3:28:08 PM** {Exhibit} 9: Anderson  
**3:32:24 PM** Chair Devlin  
**3:32:26 PM** Andrew Beyer, President, Associated General Contractors  
**3:37:56 PM** Chair Devlin  
**3:38:30 PM** Cherry Harris, Business Representative, International Union of Operating Engineers Local 701  
**3:38:33 PM** {Exhibit} 10: Harris  
**3:46:10 PM** Chair Devlin  
**3:46:18 PM** Christie Hammond, Administrator, Oregon Bureau of Labor and Industries  
**3:46:19 PM** {Exhibit} 11: Hammond  
**3:53:48 PM** Chair Devlin  
**3:53:49 PM** Jack Roy, Business Representative, Laborers Local 296  
**3:55:57 PM** Chair Devlin  
**3:56:26 PM** HB 3254 - Work Session  
**3:56:51 PM** Vice-Chair Ferrioli  
**3:56:52 PM** MOTION: Sen. Ferrioli moves HB 3254A DO PASS  
**3:56:58 PM** Chair Devlin  
**3:57:05 PM** VOTE: 4-0-1  
**3:57:06 PM** Ayes: Burdick, Metsger, Ferrioli, Devlin; Excused: Atkinson  
**3:57:10 PM** CARRIER: SEN. NELSON will lead discussion on the floor  
**3:57:27 PM** Vice-Chair Ferrioli  
**3:57:44 PM** MOTION: Sen. Ferrioli moves that the RULES BE SUSPENDED to allow Sen. Atkinson to VOTE: AYE on HB 3254A  
**3:57:45 PM** VOTE: 5-0-0  
**3:57:46 PM** Ayes: Atkinson, Burdick, Metsger, Ferrioli, Devlin  
**3:57:54 PM** Chair Devlin  
**3:58:09 PM** Vice-Chair Ferrioli  
**3:58:17 PM** Sen. Atkinson  
**3:58:23 PM** Chair Devlin  
**3:58:31 PM** Vice-Chair Ferrioli  
**3:58:41 PM** Chair Devlin  
**3:58:49 PM** Introduction of Committee Measures - Work Session  
**3:58:56 PM** Erin Seiler, Committee Administrator  
**3:58:57 PM** {Exhibit} 12: Seiler  
**3:59:07 PM** Chair Devlin  
**3:59:11 PM** Sen. Metsger  
**3:59:14 PM** Chair Devlin  
**3:59:21 PM** Vice-Chair Ferrioli  
**3:59:26 PM** Chair Devlin  
**3:59:39 PM** MOTION: Sen. Ferrioli moves LC 3837

**3:59:48 PM** Chair Devlin  
**3:59:59 PM** Vice-Chair Ferrioli  
**4:00:13 PM** Chair Devlin  
**4:00:23 PM** VOTE: 5-0-0  
**4:00:24 PM** Ayes: Atkinson, Burdick, Metsger, Ferrioli, Devlin  
**4:00:35 PM** HB 2430A - Public Hearing  
**4:00:51 PM** Martha McLennan, Executive Director, Northwest Housing Alternatives  
**4:06:01 PM** Chair Devlin  
**4:06:05 PM** Phillip Dochow, Representative, Housing Development Center  
**4:10:33 PM** Chair Devlin  
**4:11:02 PM** William Meyers, Business Representative, Sheet Metal Workers Union Local 613  
**4:12:18 PM** Brian Krieg, Representative, Sheet Metal and Air Conditioning Contractors' National Association  
**4:12:25 PM** {Exhibit} 13: Krieg  
**4:14:16 PM** Chair Devlin  
**4:14:18 PM** Joe Esmonde, Representative, International Brotherhood of Electrical Workers Local 48  
**4:15:03 PM** Chair Devlin  
**4:15:24 PM** David Barenberg, Representative, Portland Development Commission  
**4:15:37 PM** Chair Devlin  
**4:15:40 PM** Barenberg  
**4:15:52 PM** John Jackley, Communications and Business Equity Director, Portland Development Commission  
**4:15:54 PM** {Exhibit} 14: Jackley  
**4:20:38 PM** Chair Devlin  
**4:20:42 PM** Barenberg  
**4:22:13 PM** Chair Devlin  
**4:22:59 PM** Michael Sullivan, Political Director, Association of Western Pulp and Paper Workers  
**4:23:05 PM** {Exhibit} 15: Sullivan  
**4:24:50 PM** Chair Devlin  
**4:24:53 PM** Randy Tucker, Legislative Affairs Manager, Metro  
**4:27:20 PM** Chair Devlin  
**4:27:45 PM** Vice-Chair Ferrioli  
**4:28:04 PM** Chair Devlin  
**4:28:06 PM** Theresa Van Winkle, Committee Administrator, House Committee on Business & Labor  
**4:28:53 PM** Chair Devlin  
**4:29:10 PM** The following written testimony was submitted for the record without public testimony:  
**4:29:11 PM** {Exhibit} 16: Rep. Paul Holvey, House District 8  
**4:29:12 PM** {Exhibit} 17: Bob Gillespie, Housing Division Administrator, Housing and Community Services

- 4:29:13 PM** {Exhibit} 18-19: Ann Hanus, Policy Manager, Association of Oregon Counties
- 4:29:14 PM** {Exhibit} 20: Sam Adams, Mayor, Portland
- 4:29:15 PM** {Exhibit} 21: Brenda Wilson, Governmental Relations Manager, City of Eugene
- 4:29:16 PM** {Exhibit} 22: Rep. Sal Esquivel, House District 6
- 4:29:17 PM** {Exhibit} 23: Jeff Stone, Director of Government Relations, Oregon Association of Nurseries
- 4:29:26 PM** Meeting Adjourned
-

## SRULES

5/29/2009 2:05:46 PM

- 2:25:57 PM {Exhibit} 1: SB 767A, -A23 amendments, staff, 7 pp
  - 2:25:58 PM {Exhibit} 2: SB 767A, written testimony, staff, 49 pp
  - 2:43:33 PM {Exhibit} 3: HB 3451A, written testimony, Annette Newingham, 1 p
  - 2:46:31 PM {Exhibit} 4: HB 3451A, written testimony, Tim Scott, 1 p
  - 2:55:21 PM {Exhibit} 5: SCR 16, written testimony, Sen. Margaret Carter, 3 pp
  - 3:03:13 PM {Exhibit} 6: HB 3254, written testimony, Michael Roxbury, 10 pp
  - 3:06:54 PM {Exhibit} 7: HJM 22, written testimony, Maura Roche, 1 p
  - 3:07:17 PM {Exhibit} 8: HJM 22, written testimony, Steven Johnston, 1 p
  - 3:28:08 PM {Exhibit} 9: HB 2430A, written testimony, Michael Anderson, 2 pp
  - 3:38:33 PM {Exhibit} 10: HB 2430A, written testimony, Cherry Harris, 3 pp
  - 3:46:19 PM {Exhibit} 11: HB 2430A, written testimony, Christie Hammond, 5 pp
  - 3:58:57 PM {Exhibit} 12: Introductions, LC 3837, staff, 1 p
  - 4:12:25 PM {Exhibit} 13: HB 2430A, written testimony, Brian Krieg, 7 pp
  - 4:15:54 PM {Exhibit} 14: HB 2430A, written testimony, John Jackley, 2 pp
  - 4:23:05 PM {Exhibit} 15: HB 2430A, written testimony, Michael Sullivan, 2 pp
  - 4:29:11 PM {Exhibit} 16: HB 2430A, written testimony, Rep. Paul Holvey, 1 p
  - 4:29:12 PM {Exhibit} 17: HB 2430A, written testimony, Bob Gillespie, 2 pp
  - 4:29:13 PM {Exhibit} 18: HB 3254, written testimony, Ann Hanus, 2 pp
  - 4:29:13 PM {Exhibit} 19: HB 3451A, written testimony, Ann Hanus, 1 p
  - 4:29:14 PM {Exhibit} 20: SCR 16, written testimony, Sam Adams, 1 p
  - 4:29:15 PM {Exhibit} 21: HB 2430A, written testimony, Brenda Wilson, 1 p
  - 4:29:16 PM {Exhibit} 22: SB 767A, written testimony, Rep. Sal Esquivel, 3 pp
  - 4:29:17 PM {Exhibit} 23: SB 519A, written testimony, Jeff Stone, 2 pp
-