

SENATE COMMITTEE ON
RULES

June 4, 2009
3:00 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 HEARD: **HB 2370A – Public Hearing and Work Session**
 HB 2895A – Public Hearing and Work Session
 HB 2940A – Public Hearing
 SB 776 - Work Session
 SB 783 - Public Hearing and Work Session
 SB 897 - Work Session
 HB 2345B - Work Session
 HB 3094A - Work Session

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

SRULES

6/4/2009 3:07:43 PM

3:07:45 PM Meeting Called to Order
3:07:47 PM Chair Devlin
3:08:04 PM HB 2370A - Public Hearing
3:08:08 PM Erin Seiler, Committee Administrator
3:08:36 PM {Exhibit} 1: Seiler
3:08:37 PM Chair Devlin
3:08:39 PM Sen. Vicki Walker, Senate District 7
3:08:50 PM Chair Devlin
3:08:52 PM Sen. Walker
3:10:53 PM Chair Devlin
3:10:57 PM Sen. Atkinson
3:11:06 PM Sen. Walker
3:11:23 PM Sen. Atkinson
3:11:27 PM Chair Devlin
3:11:29 PM Sen. Atkinson
3:11:42 PM Sen. Walker
3:11:55 PM Chair Devlin
3:12:00 PM Sen. Walker
3:12:08 PM Chair Devlin
3:12:38 PM Dave Barrows, Lobbyist, Progressive Auto Insurance
3:13:06 PM Chair Devlin
3:13:27 PM HB 2370A - Work Session
3:13:30 PM Erin Seiler, Committee Administrator
3:13:43 PM Chair Devlin
3:13:47 PM MOTION: Sen. Ferrioli moves -A2 amendments
3:13:50 PM Chair Devlin
3:13:58 PM VOTE: 5-0-0
3:13:59 PM Ayes: Atkinson, Burdick, Metsger, Ferrioli, Devlin
3:14:02 PM MOTION: Sen. Ferrioli moves HB 2370A DO PASS as AMENDED
3:14:11 PM Chair Devlin
3:14:21 PM VOTE: 5-0-0
3:14:22 PM Ayes: Atkinson, Burdick, Metsger, Ferrioli, Devlin
3:14:23 PM CARRIER: SEN. WALKER will lead discussion on the floor
3:14:41 PM HB 2895A - Public Hearing
3:14:43 PM Erin Seiler, Committee Administrator
3:15:10 PM Chair Devlin
3:15:12 PM Rep. Chris Harker, House District 34
3:17:24 PM Elliot Shuford, Co-Director, Healthy Democracy Oregon
3:17:34 PM Chair Devlin

3:18:31 PM Kappy Eaton, Governance Coordinator, League of Women Voters of Oregon
3:18:51 PM {Exhibit} 2: Eaton
3:20:08 PM Chair Devlin
3:20:15 PM Jeston Black, Government Relation Consultant, Oregon Education Association
3:21:39 PM Chair Devlin
3:21:44 PM Vice-Chair Ferrioli
3:21:49 PM Eaton
3:22:11 PM Vice-Chair Ferrioli
3:22:13 PM Eaton
3:22:56 PM Vice-Chair Ferrioli
3:23:02 PM Eaton
3:23:37 PM Vice-Chair Ferrioli
3:24:29 PM Chair Devlin
3:24:32 PM Eaton
3:24:35 PM Chair Devlin
3:25:19 PM HB 2940A - Public Hearing
3:25:29 PM Erin Seiler, Committee Administrator
3:25:44 PM Chair Devlin
3:26:13 PM Chris Edwards, House District 14
3:30:25 PM Chair Devlin
3:30:26 PM Rep. Vic Gilliam, House District 18
3:31:00 PM Chair Devlin
3:31:07 PM Rep. Gilliam
3:33:21 PM Chair Devlin
3:33:33 PM Rep. Edwards
3:33:54 PM Chair Devlin
3:34:07 PM Erin Seiler, Committee Administrator
3:34:11 PM {Exhibit} 3: Seiler
3:34:22 PM {Exhibit} 4: Seiler
3:34:28 PM {Exhibit} 5: Seiler
3:34:45 PM Rep. Edwards
3:35:43 PM Rep. Gilliam
3:35:46 PM Chair Devlin
3:36:00 PM Sen. Metsger
3:36:01 PM Chair Devlin
3:36:14 PM HB 2895A - Work Session
3:36:31 PM MOTION: Sen. Burdick moves HB 2895A DO PASS
3:36:35 PM Chair Devlin
3:36:41 PM Vice-Chair Ferrioli
3:38:01 PM Chair Devlin
3:39:09 PM VOTE: 4-1-0
3:39:10 PM Ayes: Atkinson, Burdick, Metsger, Devlin; Nays: Ferrioli
3:39:26 PM CARRIER: SEN. METSGER will lead discussion on the floor
3:40:05 PM SB 776 - Work Session

3:40:08 PM Erin Seiler, Committee Administrator
3:40:31 PM Chair Devlin
3:40:57 PM MOTION: Sen. Metsger moves the -2 amendments
3:41:01 PM Chair Devlin
3:41:07 PM Sen. Atkinson
3:41:45 PM Chair Devlin
3:41:52 PM VOTE: 5-0-0
3:41:53 PM Ayes: Atkinson, Burdick, Metsger, Ferrioli, Devlin
3:41:56 PM MOTION: Sen. Metsger moves SB 776 DO PASS as AMENDED & REFER to Ways & Means

3:42:06 PM Chair Devlin
3:42:15 PM VOTE: 5-0-0
3:42:16 PM Ayes: Atkinson, Burdick, Metsger, Ferrioli, Devlin
3:42:31 PM SB 783 - Public Hearing
3:42:43 PM Erin Seiler, Committee Administrator
3:43:47 PM {Exhibit} 6: Seiler
3:44:11 PM {Exhibit} 7: Seiler
3:45:25 PM Chair Devlin
3:45:54 PM Aimee Wilson, Civic Engagement Program Administrator, Office of the Secretary of State

3:47:48 PM Sen. Atkinson
3:47:50 PM Wilson
3:48:08 PM Chair Devlin
3:49:04 PM Vice-Chair Ferrioli
3:49:20 PM Wilson
3:49:57 PM Vice-Chair Ferrioli
3:50:00 PM Chair Devlin
3:50:15 PM Sen. Atkinson
3:50:59 PM Seiler
3:52:18 PM Sen. Atkinson
3:52:34 PM Chair Devlin
3:52:46 PM Sen. Metsger
3:54:10 PM Chair Devlin
3:54:14 PM Vice-Chair Ferrioli
3:54:57 PM Chair Devlin
3:56:50 PM Kevin Neely, Owner, C & E Systems
4:00:45 PM Chair Devlin
4:00:55 PM Janice Thompson, Lobbyist, Democracy Reform Oregon
4:07:12 PM Chair Devlin
4:07:14 PM Kappy Eaton, Governance Coordinator, League of Women Voters of Oregon

4:08:45 PM Chair Devlin
4:08:48 PM Sen. Metsger
4:09:57 PM Chair Devlin
4:10:01 PM Thompson
4:10:30 PM Chair Devlin

4:10:47 PM SB 783 - Work Session
4:10:51 PM MOTION: Sen. Ferrioli moves -4 amendments
4:10:58 PM Chair Devlin
4:11:08 PM VOTE: 5-0-0
4:11:09 PM Ayes: Atkinson, Burdick, Metsger, Ferrioli, Devlin
4:11:11 PM MOTION: Sen. Ferrioli moves -7 amendments
4:11:16 PM Chair Devlin
4:12:13 PM VOTE: 5-0-0
4:12:14 PM Ayes: Atkinson, Burdick, Metsger, Ferrioli, Devlin
4:12:20 PM MOTION: Sen. Ferrioli moves SB 783 DO PASS as AMENDED & REFER to Ways & Means
4:12:34 PM Chair Devlin
4:12:43 PM Sen. Atkinson
4:13:37 PM Chair Devlin
4:13:53 PM Sen. Atkinson
4:13:59 PM Chair Devlin
4:14:10 PM VOTE: 5-0-0
4:14:11 PM Ayes: Atkinson, Burdick, Metsger, Ferrioli, Devlin
4:14:54 PM Meeting Recessed
4:15:58 PM Meeting Reconvened
4:16:00 PM Chair Devlin
4:16:07 PM SB 897 - Work Session
4:16:56 PM Erin Seiler, Committee Administrator
4:16:57 PM {Exhibit} 8: Seiler
4:18:25 PM Vice-Chair Ferrioli
4:18:48 PM Paul Cleary, Executive Director, PERS
4:18:49 PM {Exhibit} 9: Cleary
4:20:33 PM Vice-Chair Ferrioli
4:20:39 PM Cleary
4:20:46 PM Chair Devlin
4:21:54 PM Bob Livingston, Lobbyist, Oregon State Firefighters Coalition
4:22:48 PM Lindsey Capps, Lobbyist, Oregon Education Association
4:22:59 PM Chair Devlin
4:23:05 PM Brenda Wilson, Lobbyist, PERS Alliance
4:23:20 PM Chair Devlin
4:23:36 PM MOTION: Sen. Burdick moves -8 amendments
4:23:46 PM Chair Devlin
4:23:48 PM Vice-Chair Ferrioli
4:24:02 PM Chair Devlin
4:24:06 PM VOTE: 5-0-0
4:24:07 PM Ayes: Atkinson, Burdick, Metsger, Ferrioli, Devlin
4:24:15 PM MOTION: Sen. Burdick moves SB 897 DO PASS as AMENDED & REFER to Ways & Means
4:24:26 PM Chair Devlin
4:24:39 PM VOTE: 5-0-0
4:24:40 PM Ayes: Atkinson, Burdick, Metsger, Ferrioli, Devlin

4:25:03 PM HB 2345B - Work Session
4:25:05 PM Erin Seiler, Committee Administrator
4:26:05 PM {Exhibit} 10: Seiler
4:26:07 PM {Exhibit} 11: Seiler
4:26:09 PM {Exhibit} 12: Seiler
4:26:29 PM Sen. Burdick
4:26:35 PM Chair Devlin
4:26:56 PM MOTION: Sen. Burdick moves -B8, -B10, & -B11 amendments
4:27:15 PM Chair Devlin
4:27:31 PM VOTE: 5-0-0
4:27:32 PM Ayes: Atkinson, Burdick, Metsger, Ferrioli, Devlin
4:27:33 PM MOTION: Sen. Burdick moves HB 2345B DO PASS as AMENDED
4:27:42 PM Chair Devlin
4:27:47 PM Sen. Atkinson
4:28:29 PM Chair Devlin
4:28:31 PM VOTE: 4-1-0
4:28:32 PM Ayes: Burdick, Metsger, Ferrioli, Devlin; Nays: Atkinson
4:28:33 PM CARRIER: SEN. MONNES ANDERSON will lead discussion on the floor

4:28:41 PM HB 3094A - Work Session
4:28:44 PM Erin Seiler, Committee Administrator
4:29:00 PM {Exhibit} 13: Seiler
4:29:17 PM Vice-Chair Ferrioli
4:29:25 PM Chair Devlin
4:29:40 PM Steve Stadum, Executive Vice President, OHSU
4:29:52 PM Chair Devlin
4:29:58 PM Stadum
4:30:09 PM Vice-Chair Ferrioli
4:30:22 PM Sen. Atkinson
4:30:23 PM Stadum
4:30:53 PM Chair Devlin
4:31:01 PM Stadum
4:31:11 PM Chair Devlin
4:31:13 PM MOTION: Sen. Burdick moves -A3 amendments
4:31:19 PM Chair Devlin
4:31:38 PM VOTE: 3-2-0
4:31:39 PM Ayes: Burdick, Metsger, Devlin; Nays: Atkinson, Ferrioli
4:31:43 PM Sen. Atkinson
4:32:40 PM Chair Devlin
4:32:59 PM Sen. Burdick
4:34:30 PM Sen. Atkinson
4:35:09 PM Chair Devlin
4:35:10 PM Vice-Chair Ferrioli
4:36:05 PM Chair Devlin
4:36:11 PM MOTION: Sen. Burdick moves HB 3094A DO PASS as AMENDED
4:36:19 PM Chair Devlin

4:36:22 PM Sen. Metsger
4:37:08 PM Chair Devlin
4:37:27 PM VOTE: 4-1-0
4:37:28 PM Ayes: Burdick, Metsger, Ferrioli, Devlin; Nays: Atkinson
4:37:29 PM CARRIER: SEN. BURDICK will lead discussion on the floor
4:38:08 PM HB 2940A - Public Hearing
4:38:45 PM Sen. Metsger
4:38:49 PM Chair Devlin
4:39:11 PM Erin Seiler, Committee Administrator
4:39:33 PM Chair Devlin
4:39:35 PM Ellie Booth, Lobbyist, Covanta Energy
4:42:20 PM Chair Devlin
4:43:22 PM Jeff Bickford, Environmental Services Manager, Marion County
Public Works
4:44:10 PM Chair Devlin
4:44:12 PM Sen. Burdick
4:44:41 PM Chair Devlin
4:45:42 PM Lincoln Cannon, Lobbyist, Oregon Forest Industries Council
4:45:43 PM {Exhibit} 14: Cannon
4:48:01 PM Doug Barber, Lobbyist, Coalition of Small Hydro Power
4:48:02 PM {Exhibit} 15: Barber
4:50:45 PM Michael Mason, Lobbyist, Confederated Tribes of Warm Springs
4:53:18 PM Sen. Metsger
4:53:44 PM Gary Conkling, Lobbyist, Renewable Northwest Project
4:55:34 PM Chair Devlin
4:56:35 PM Jeff Bissonnette, Lobbyist, Citizen Utilities Board
4:59:57 PM Chair Devlin
5:00:15 PM Tom Barrows, Lobbyist, North Wasco Peoples Utility District
5:01:20 PM Chair Devlin
5:01:23 PM Dave Van Hoff, Sustainability Advisor, Office of the Governor
5:04:13 PM Chair Devlin
5:04:15 PM Kip Pheil, Engineering Analyst, Oregon Department of Energy
5:07:04 PM Chair Devlin
5:07:40 PM The following written testimony was submitted for the record
without public testimony:
5:07:41 PM {Exhibit} 16: Ivan Maluski, Conservation Coordinator, Oregon
Chapter Sierra Club
5:07:42 PM {Exhibit} 17: Ross Day, Managing Partner, VOTE Oregon LLC
5:07:43 PM {Exhibit} 18: Patti Milne, Chair, Marion County Board of
Commissioners
5:07:47 PM Meeting Adjourned

SRULES

6/4/2009 3:07:43 PM

- 3:08:36 PM** {Exhibit} 1: HB 2370A, -A2 amendments, staff, 1 p
 - 3:18:51 PM** {Exhibit} 2: HB 2895A, written testimony, Kappy Eaton, 1 p
 - 3:34:11 PM** {Exhibit} 3: HB 2940A, -A6 amendments, staff, 1 p
 - 3:34:22 PM** {Exhibit} 4: HB 2940A, -A7 amendments, staff, 1 p
 - 3:34:28 PM** {Exhibit} 5: HB 2940A, -A8 amendments, staff, 1 p
 - 3:43:47 PM** {Exhibit} 6: SB 783, -4 amendments, staff, 7 pp
 - 3:44:11 PM** {Exhibit} 7: SB 783, -7 amendments, staff, 11 pp
 - 4:16:57 PM** {Exhibit} 8: SB 897, -8 amendments, staff, 7 p
 - 4:18:49 PM** {Exhibit} 9: SB 897, written testimony, Paul Cleary, 3 pp
 - 4:26:05 PM** {Exhibit} 10: HB 2345B, -B8 amendments, staff, 10 pp
 - 4:26:07 PM** {Exhibit} 11: HB 2345B, -B10 amendments, staff, 6 pp
 - 4:26:09 PM** {Exhibit} 12: HB 2345B, -B11 amendments, staff, 2 pp
 - 4:29:00 PM** {Exhibit} 13: HB 3094A, -A3 amendments, staff, 1 p
 - 4:45:43 PM** {Exhibit} 14: HB 2940A, written testimony, Lincoln Cannon, 5 pp
 - 4:48:02 PM** {Exhibit} 15: HB 2940A, written testimony, Doug Barber, 2 pp
 - 5:07:41 PM** {Exhibit} 16: HB 2940A, written testimony, Ivan Maluski, 2 pp
 - 5:07:42 PM** {Exhibit} 17: SB 783, written testimony, Ross Day, 2 pp
 - 5:07:43 PM** {Exhibit} 18: HB 2940A, written testimony, Patti Milne, 1 p
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