

## JOINT COMMITTEE ON WAYS AND MEANS

June 16, 2017  
9:00 AM

Hearing Room F

**MEMBERS PRESENT:**

Sen. Devlin, Co-Chair	Rep. Nathanson, Co-Chair
Sen. Johnson, Co-Vice-Chair	Rep. Smith, Co-Vice-Chair
Sen. Winters, Co-Vice-Chair	Rep. Rayfield, Co-Vice-Chair
Sen. DeBoer	Rep. Gomberg
Sen. Frederick	Rep. Holvey
Sen. Girod	Rep. Huffman
Sen. Hansell	Rep. McLane
Sen. Manning Jr	Rep. Smith Warner
Sen. Monroe	Rep. Stark
Sen. Roblan	Rep. Whisnant
Sen. Steiner Hayward	Rep. Williamson
Sen. Thomsen	

**STAFF PRESENT:**

- Ken Rocco, Legislative Fiscal Officer
- John Borden, Legislative Fiscal Office
- Bob Cummings, Legislative Fiscal Office
- Gregory Jolivette, Legislative Fiscal Office
- Lynn Buchanan, Committee Assistant

**EXHIBITS:** Exhibits from this meeting are available [here](#)

### **MEASURES/ISSUES:**

#### **Work Session**

- HB 5003 Commission for the Blind
- HB 5019 Oregon Liquor Control Commission
- HB 5021 Long Term Care Ombudsman
- HB 5034 Department of Public Safety Standards and Training
- HB 5038 Teacher Standards and Practices Commission
- HB 5044 Department of Corrections and Department of Forestry 2015-17 Rebalance
- SB 5534 Public Employees Retirement System
- SB 5540 Department of Transportation
- SB 5542 Water Resources Department
- SB 93 Relating to amount credited to Workers' Memorial Scholarship Account from civil penalties recovered for violations of certain occupational standards
- SB 98 A Relating to residential mortgage loan servicers
- SB 140 Relating to state financial administration (Measure 96 Implementation Bill)
- SB 201 A Relating to salary of employees of universities with a governing board under the Oregon Public Service Retirement Plan

SB 214 Relating to the eligibility of post-doctoral scholars for retirement benefits  
SB 254 A Relating to collection of debts owed to state  
SB 374 A Relating to the Real ID Act of 2005  
SB 375 Relating to posting at roadside rest areas informational materials on human trafficking  
SB 860 A Relating to mental health treatment providers  
HB 2238 A Relating to crime  
HB 2295 Water Resources Department services - fee bill  
HB 2721 Relating to road worker safety  
HB 3355 A Relating to prescribing psychologists

Federal Grant Application Request  
Department of Geology and Mineral Industries - 3D Elevation Program

Agency Report  
Department of Administrative Services - Article XI-G Bond Refunding

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00:00:08 Meeting Called to Order  
00:00:10 Senator Devlin, Presiding Co-Chair

00:00:30 HB 5003 Commission for the Blind - Work Session  
00:00:32 MOTION: Rep. Rayfield  
00:00:34 EXHIBIT 1: HB 5003 Subcommittee Recommendation  
EXHIBIT 2: HB 5003 -1 Amendment  
EXHIBIT 3: HB 5003 Preliminary Budget Report  
00:01:44 VOTE: 23-0-0  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Thomsen, Steiner  
Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps.  
Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane, Williamson,  
Gomberg, Smith Warner, Stark, Holvey  
00:01:45 MOTION CARRIES

00:01:48 HB 5019 Oregon Liquor Control Commission - Work Session  
00:01:50 MOTION: Sen. Monroe  
00:01:52 EXHIBIT 4: HB 5019 Subcommittee Recommendation  
EXHIBIT 5: HB 5019 -1 Amendment  
EXHIBIT 6: HB 5019 Preliminary Budget Report  
00:05:15 Rep. Whisnant  
00:05:59 VOTE: 22-1-0  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Steiner Hayward,  
Hansell, Roblan, Frederick, Manning, DeBoer; Reps. Nathanson, Smith,  
Rayfield, Whisnant, Huffman, McLane, Williamson, Gomberg, Smith  
Warner, Stark, Holvey  
NAYS: Sen. Thomsen  
00:06:00 MOTION CARRIES

**00:06:03**      **HB 5021 Long Term Care Ombudsman - Work Session**  
**00:06:05**      MOTION: Sen. Winters  
**00:06:07**      EXHIBIT 7: HB 5021 Subcommittee Recommendation  
                 EXHIBIT 8: HB 5021 -1 Amendment  
                 EXHIBIT 9: HB 5021 Preliminary Budget Report  
**00:07:31**      Rep. Stark  
**00:08:09**      VOTE: 23-0-0  
                 AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Thomsen, Steiner  
                 Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps.  
                 Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane, Williamson,  
                 Gomberg, Smith Warner, Stark, Holvey  
**00:08:11**      MOTION CARRIES  
  
**00:08:12**      **HB 5034 Department of Public Safety Standards and Training - Work**  
**Session**  
**00:08:15**      MOTION: Sen. Winters  
**00:08:16**      EXHIBIT 10: HB 5034 Subcommittee Recommendation  
                 EXHIBIT 11: HB 5034 -1 Amendment  
                 EXHIBIT 12: HB 5034 Preliminary Budget Report  
**00:09:55**      Rep. Stark  
**00:10:33**      VOTE: 23-0-0  
                 AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Thomsen, Steiner  
                 Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps.  
                 Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane, Williamson,  
                 Gomberg, Smith Warner, Stark, Holvey  
**00:10:34**      MOTION CARRIES  
  
**00:10:36**      **HB 5038 Teacher Standards and Practices Commission - Work**  
**Session**  
**00:10:38**      MOTION: Sen. Thomsen  
**00:10:41**      EXHIBIT 13: HB 5038 Subcommittee Recommendation  
                 EXHIBIT 14: HB 5038 -1 Amendment  
                 EXHIBIT 15: HB 5038 Preliminary Budget Report  
**00:12:19**      Rep. Smith Warner  
**00:13:31**      Sen. Thomsen  
**00:13:34**      Sen. Roblan  
**00:14:34**      Rep. Huffman  
**00:14:51**      VOTE: 22-1-0  
                 AYES: Sens. Devlin, Johnson, Winters, Monroe, Thomsen, Steiner  
                 Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps.  
                 Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane, Williamson,  
                 Gomberg, Smith Warner, Stark, Holvey  
                 NAYS: Sen. Girod  
**00:14:52**      MOTION CARRIES

- 00:14:57** **HB 5044 Department of Corrections and Department of Forestry  
2015-17 Rebalance - Work Session**
- 00:14:58** MOTION: Rep. Huffman
- 00:15:00** EXHIBIT 16: HB 5044 Subcommittee Recommendation  
EXHIBIT 17: HB 5044 -1 Amendment  
EXHIBIT 18: HB 5044 Preliminary Budget Report
- 00:16:47** Rep. Whisnant
- 00:17:14** Rep. Holvey
- 00:18:18** Co-Vice Chair Johnson
- 00:19:10** VOTE: 23-0-0  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Thomsen, Steiner  
Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps.  
Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane, Williamson,  
Gomberg, Smith Warner, Stark, Holvey
- 00:19:13** MOTION CARRIES
- 00:19:38** **SB 5534 Public Employees Retirement System - Work Session**
- 00:19:40** MOTION: Sen. Manning
- 00:19:41** EXHIBIT 19: SB 5534 Subcommittee Recommendation  
EXHIBIT 20: SB 5534 -1 Amendment  
EXHIBIT 21: SB 5534 Preliminary Budget Report
- 00:20:15** Rep. Whisnant
- 00:21:36** John Borden, Legislative Fiscal Office
- 00:23:27** Bob Cummings, Legislative Fiscal Office
- 00:26:18** VOTE: 21-2-0  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Steiner Hayward,  
Hansell, Roblan, Frederick, Manning, DeBoer; Reps. Nathanson, Smith,  
Rayfield, Whisnant, Huffman, McLane, Williamson, Gomberg, Smith  
Warner, Stark, Holvey  
NAYS: Sens. Girod, Thomsen
- 00:26:20** MOTION CARRIES
- 00:26:22** **SB 5540 Department of Transportation - Work Session**
- 00:26:23** MOTION - Sen. Johnson
- 00:26:25** EXHIBIT 22: SB 5540 Subcommittee Recommendation  
EXHIBIT 23: SB 5540 -2 Amendment  
EXHIBIT 24: SB 5540 Preliminary Budget Report
- 00:28:16** Rep. Whisnant
- 00:28:23** Gregory Jolivette, Legislative Fiscal Office
- 00:29:13** Rep. Huffman
- 00:29:46** Rep. Whisnant
- 00:30:08** VOTE: 20-3-0  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Thomsen, Steiner  
Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps.  
Nathanson, Smith, Rayfield, Huffman, Williamson, Gomberg, Smith

- Warner, Holvey  
NAYS: Reps. Whisnant, McLane, Stark  
**00:30:10** MOTION CARRIES
- 00:30:13** **SB 5542 Water Resources Department - Work Session**  
**00:30:14** MOTION: Sen. Girod  
**00:30:16** EXHIBIT 25: SB 5542 Subcommittee Recommendation  
EXHIBIT 26: SB 5542 -1 Amendment  
EXHIBIT 27: SB 5542 Preliminary Budget Report
- 00:32:40** Co-Vice Chair Johnson  
**00:32:44** Sen. Johnson declares possible conflict  
**00:33:07** Sen. Thomsen  
**00:33:19** VOTE: 21-2-0  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Thomsen, Steiner  
Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps.  
Nathanson, Smith, Rayfield, Huffman, McLane, Williamson, Gomberg,  
Smith Warner, Holvey  
NAYS: Reps. Whisnant, Stark
- 00:33:21** MOTION CARRIES
- 00:33:27** **SB 93 Relating to amount credited to Workers' Memorial Scholarship  
Account from civil penalties recovered for violations of certain  
occupational standards - Work Session**
- 00:33:30** MOTION: Sen. Hansell  
**00:33:33** EXHIBIT 28: SB 93 Subcommittee Recommendation  
EXHIBIT 29: SB 93 Preliminary SMS
- 00:34:53** VOTE: 23-0-0  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Thomsen, Steiner  
Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps.  
Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane, Williamson,  
Gomberg, Smith Warner, Stark, Holvey
- 00:34:55** MOTION CARRIES
- 00:34:58** **SB 98 A Relating to residential mortgage loan servicers - Work  
Session**
- 00:35:02** MOTION: Sen. Johnson  
**00:35:04** EXHIBIT 30: SB 98 Subcommittee Recommendation  
EXHIBIT 31: SB 98 -A5 Amendment  
EXHIBIT 32: SB 98 Preliminary Budget Report
- 00:36:09** VOTE: 23-0-0  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Thomsen, Steiner  
Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps.  
Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane, Williamson,  
Gomberg, Smith Warner, Stark, Holvey
- 00:36:10** MOTION CARRIES

- 00:36:15**      **SB 140 Relating to state financial administration (Measure 96 Implementation Bill) - Work Session**
- 00:36:18**      MOTION: Sen. Monroe
- 00:36:20**      EXHIBIT 33: SB 140 Subcommittee Recommendation  
EXHIBIT 34: SB 140 -1 Amendment  
EXHIBIT 35: SB 140 Preliminary SMS
- 00:38:20**      VOTE: 23-0-0  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Thomsen, Steiner  
Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps.  
Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane, Williamson,  
Gomberg, Smith Warner, Stark, Holvey
- 00:38:22**      MOTION CARRIES
- 00:38:28**      **SB 201 A Relating to salary of employees of universities with a governing board under the Oregon Public Service Retirement Plan - Work Session**
- 00:38:30**      MOTION: Sen. Johnson
- 00:38:37**      EXHIBIT 36: SB 201 Subcommittee Recommendation  
EXHIBIT 37: SB 201 Preliminary SMS
- 00:39:58**      Sen. Girod
- 00:40:02**      John Borden, Legislative Fiscal Office
- 00:41:04**      VOTE: 23-0-0  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Thomsen, Steiner  
Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps.  
Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane, Williamson,  
Gomberg, Smith Warner, Stark, Holvey
- 00:41:06**      MOTION CARRIES
- 00:41:08**      **SB 214 Relating to the eligibility of post-doctoral scholars for retirement benefits - Work Session**
- 00:41:11**      MOTION: Sen. Manning
- 00:41:13**      EXHIBIT 38: SB 214 Subcommittee Recommendation  
EXHIBIT 39: SB 214 -2Amendment  
EXHIBIT 40: SB 214 Preliminary SMS
- 00:42:35**      Rep. Whisnant
- 00:42:54**      John Borden, Legislative Fiscal Office
- 00:43:54**      Rep. Whisnant
- 00:44:48**      Co-Chair Devlin
- 00:45:21**      Rep. Williamson
- 00:46:10**      VOTE: 23-0-0  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Thomsen, Steiner  
Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps.  
Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane, Williamson,  
Gomberg, Smith Warner, Stark, Holvey
- 00:46:12**      MOTION CARRIES

- 00:46:14**     **SB 254 A Relating to collection of debts owed to state - Work Session**
- 00:46:15**     MOTION: Sen. Johnson
- 00:46:17**     EXHIBIT 41: SB 254 Subcommittee Recommendation  
EXHIBIT 42: SB 254 Preliminary SMS
- 00:47:25**     VOTE: 23-0-0  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Thomsen, Steiner  
Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps.  
Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane, Williamson,  
Gomberg, Smith Warner, Stark, Holvey
- 00:47:27**     MOTION CARRIES
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- 00:47:31**     **SB 374 A Relating to the Real ID Act of 2005 -Work Session**
- 00:47:32**     MOTION: Sen. Hansell
- 00:47:34**     EXHIBIT 43: SB 374 Subcommittee Recommendation  
EXHIBIT 44: SB 374 Preliminary SMS
- 00:50:06**     Co-Vice Chair Johnson
- 00:50:47**     Amy Joyce, Department of Transportation
- 00:51:42**     Sen. Girod
- 00:52:09**     Rep. Williamson
- 00:52:48**     Tom McClellan, Department of Transportation
- 00:54:16**     Sen. Hansell
- 00:54:41**     VOTE: 22-1-0  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Thomsen, Steiner  
Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps.  
Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane, Williamson,  
Gomberg, Smith Warner, Stark, Holvey  
NAYS: Sen. Girod
- 00:54:43**     MOTION CARRIES
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- 00:54:46**     **SB 375 Relating to posting at roadside rest areas informational materials on human trafficking - Work Session**
- 00:54:48**     MOTION: Sen. Hansell
- 00:54:49**     EXHIBIT 45: SB 375 Subcommittee Recommendation  
EXHIBIT 46: SB 375 Preliminary SMS
- 00:56:04**     VOTE: 23-0-0  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Thomsen, Steiner  
Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps.  
Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane, Williamson,  
Gomberg, Smith Warner, Stark, Holvey
- 00:56:05**     MOTION CARRIES
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- 00:56:09**     **SB 860 A Relating to mental health treatment providers - Work Session**
- 00:56:11**     MOTION: Sen. Hansell

**00:56:13** EXHIBIT 47: SB 860 Subcommittee Recommendation  
EXHIBIT 48: SB 860 -A6 Amendment  
EXHIBIT 49: SB 860 Preliminary Budget Report

**00:57:36** VOTE: 21-1-1  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Thomsen, Hansell, Roblan, Frederick, Manning, DeBoer; Reps. Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane, Williamson, Gomberg, Smith Warner, Stark, Holvey  
NAYS: Sen. Girod  
EXC: Sen. Steiner Hayward

**00:57:37** MOTION CARRIES

**00:57:54** **HB 2238 A Relating to crime - Work Session**

**00:57:57** MOTION: Sen. Frederick

**00:57:58** EXHIBIT 50: HB 2238 Subcommittee Recommendation  
EXHIBIT 51: HB 2238 Preliminary SMS

**00:59:09** VOTE: 23-0-0  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Thomsen, Steiner Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps. Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane, Williamson, Gomberg, Smith Warner, Stark, Holvey

**00:59:10** MOTION CARRIES

**00:59:13** **HB 2295 Water Resources Department - fee bill - Work Session**

**00:59:14** MOTION: Sen. Frederick

**00:59:22** EXHIBIT 52: HB 2295 Subcommittee Recommendation  
EXHIBIT 53: HB 2295 Fiscal Impact Statement  
EXHIBIT 54: HB 2295 Preliminary SMS

**01:00:08** Sen. Johnson declares possible conflict

**01:00:28** Sen. Thomsen

**01:01:45** Rep. McLane

**01:02:31** VOTE: 18-5-0  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Steiner Hayward, Hansell, Roblan, Frederick, DeBoer; Reps. Nathanson, Smith, Rayfield, Huffman, Williamson, Gomberg, Smith Warner, Holvey  
NAYS: Sen. Thomsen, Manning; Reps. Whisnant, McLane, Stark

**01:03:12** MOTION CARRIES

**01:03:20** **HB 2721 Relating to road worker safety - Work Session**

**01:03:22** MOTION: Sen. Winters

**01:03:24** EXHIBIT 55: HB 2721 Subcommittee Recommendation  
EXHIBIT 56: HB 2721 -1 Amendment  
EXHIBIT 57: HB 2721 Preliminary SMS

**01:04:51** Rep. McLane

**01:06:29** VOTE: 23-0-0  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Thomsen, Steiner

Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps.  
Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane, Williamson,  
Gomberg, Smith Warner, Stark, Holvey

01:06:31

MOTION CARRIES

01:06:34 **HB 3355 A Relating to prescribing psychologists - Work Session**

01:06:36 MOTION: Rep. Smith Warner

01:06:38 EXHIBIT 58: HB 3355 Subcommittee Recommendation

EXHIBIT 59: HB 3355 -A17 Amendment

EXHIBIT 60: HB 3355 Preliminary SMS

01:08:00 Sen. Steiner Hayward

01:09:09 Sen. Frederick

01:11:20 Co-Vice Chair Johnson

01:11:57 Rep. Stark

01:13:02 Sen. Steiner Hayward

01:13:36 Rep. Smith Warner

01:14:37 Sen. DeBoer

01:15:05 Sen. Roblan

01:16:55 Rep. Whisnant

01:17:29 Sen. Monroe

01:18:15 VOTE: 19-4-0

AYES: Sens. Devlin, Monroe, Girod, Hansell, Roblan, Frederick, Manning,  
DeBoer; Reps. Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane,  
Williamson, Gomberg, Smith Warner, Stark, Holvey

NAYS: Sens. Johnson, Winters, Thomsen, Steiner Hayward

01:18:54

MOTION CARRIES

01:18:58 **Reports and Grants - Work Session**

01:19:01 **Department of Geology and Mineral Industries - 3D Elevation  
Program Grant**

01:19:03 MOTION: Sen. Girod

01:19:04 EXHIBIT 61: DOGAMI - 3D Elevation Program Subcommittee  
Recommendation

01:20:17 VOTE: 23-0-0

AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Thomsen, Steiner  
Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps.

Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane, Williamson,  
Gomberg, Smith Warner, Stark, Holvey

01:20:18

MOTION CARRIES

01:20:30 **Department of Administrative Services - Article XI-G Bond Refunding  
Report**

01:20:34 MOTION: Sen. Girod

01:21:05 EXHIBIT 62: DAS - Article XI-G Bond Refunding Report Subcommittee  
Recommendation

**01:22:03** VOTE: 23-0-0  
AYES: Sens. Devlin, Johnson, Winters, Monroe, Girod, Thomsen, Steiner  
Hayward, Hansell, Roblan, Frederick, Manning, DeBoer; Reps.  
Nathanson, Smith, Rayfield, Whisnant, Huffman, McLane, Williamson,  
Gomberg, Smith Warner, Stark, Holvey

**01:22:16** MOTION CARRIES

**01:22:42** Senator Devlin

**01:24:32** Meeting Adjourned