

# **Journal of the House of Representatives**

**2018 REGULAR SESSION**

**Beginning February 5 and  
ending March 3, 2018**

**26 Calendar Days**



**SEVENTY-NINTH LEGISLATIVE ASSEMBLY  
OF THE STATE OF OREGON**

## Monday, February 5, 2018 – Morning Session

House convened at 8:15 a.m. Speaker in Chair.

In compliance with Article IV, Section 10 of the Oregon Constitution and further in compliance with ORS 171.010 members were asked to take their seats for the convening of the Seventy-ninth Legislative Assembly, 2018 Regular Session.

An invocation was delivered by The Reverend Dr. Karen Wood, Willamette University Chaplain and Associate Professor of Religious Studies, Portland.

Opening ceremony presented by Northwest Freedom Singers, featuring MaryEtta Collier, singing "Oh Freedom," Portland.

Upon verification of quorum: All present except: Excused, 1 – Gorsek.

Speaker announced the following appointments to the Special Committee on Credentials: Barnhart, Chair; Barreto, Smith Warner, and Sprenger.

Speaker announced the following appointments to the Special Committee on Rules: Holvey, Chair; Rayfield, Olson, and Stark.

House stood at ease.

House called to order.

Barnhart read the following report by the Special Committee on Credentials:

### REPORT BY SPECIAL COMMITTEE ON CREDENTIALS

We, your Special Committee on Credentials, recommend that the following members are entitled to a seat in the Oregon State House of Representatives for the 79<sup>th</sup> Legislative Assembly, 2018 Regular Session: Andrea Salinas, replacing Ann Lininger, representing the 38<sup>th</sup> district; Daniel Bonham, replacing John Huffman, representing the 59<sup>th</sup> district; Jeffrey A. Helfrich, replacing Mark Johnson, representing the 52<sup>nd</sup> district; Denyc Boles, replacing Jodi Hack, representing the 19<sup>th</sup> district; and Lynn P. Findley, replacing Cliff Bentz, representing the 60<sup>th</sup> district.

Rep. Phil Barnhart, Chair  
Rep. Greg Barreto  
Rep. Barbara Smith Warner  
Rep. Sherrie Sprenger

By unanimous consent, on request of Speaker, rules suspended to permit consideration of the Report by the Special Committee on Credentials immediately.

Barnhart moved adoption of the report by the Special Committee on Credentials. Motion carried on viva voce vote. Report adopted.

The Clerk read the following report by the Special Committee on Rules:

### REPORT BY SPECIAL COMMITTEE ON RULES

We, your Special Committee on Rules, recommend that the House of Representatives adopt the rules of the 79<sup>th</sup> Legislative Assembly as amended. We further recommend that the House adopt Joint Rules as set forth in SCR 202.

Rep. Paul Holvey, Chair  
Rep. Dan Rayfield  
Rep. Andy Olson  
Rep. Duane Stark

### RULES OF THE HOUSE OF REPRESENTATIVES Seventy-ninth Legislative Assembly 2018 Revision

**1.01 Definitions.** (1) "Business day" means any day that the House meets in floor session or committees hold meetings. During the interim "business day" shall mean any day of the week except Saturdays, Sundays and state holidays.

(2) "Committee" includes standing, special, joint, conference and interim committee and statutory committees or task forces, boards, commissions, and any subcommittee thereof.

(3) "Measure" means bill, resolution or memorial, but does not include amendments.

(4) "Member" means member of the House.

(5) "Printing" includes electronic transmission of data and/or other means of reproducing documents.

(6) "Remonstrance" shall be considered as a "protest" under Article IV, section 26, of the Oregon Constitution.

(7) "Rule" means a rule and "rules" means the rules of the House of Representatives of the Seventy-ninth Legislative Assembly.

(8) "Session day" begins with the initial convening of the House floor session on that particular calendar day and ends with the adjournment of that session.

(9) "Within the bar" means within the area in the chamber that contains the members' desks and the rostrum and that is enclosed by waist-high partitions along the north and south and the east and west walls of the chamber floor.

### RULES

**2.01 Use of Mason's Manual.** *Mason's Manual of Legislative Procedure* (2010 edition) shall apply to cases not provided for in the Oregon Constitution or these rules.

**2.03 Legislative Branch Personnel and Contracting Rules.** All provisions of the Legislative Branch Personnel Rules and the Legislative Branch Contracting Rules, as adopted and subsequently amended by the Legislative Administration Committee, are incorporated herein by reference and are considered as an addendum to these rules and have the effect of a rule herein.

**2.05 Procedure for Amending Rules.** Thirty-one votes are required to adopt, amend or rescind any rule. However, forty votes are required to amend or rescind Rule 9.30. Once the House has

organized for business, the adoption, amendment or rescission of any rule must be proposed in writing, read at a regular business session under the order of business Other Business of the House, referred to the Committee on Rules by the presiding officer, and if reported from the Committee on Rules, upon distribution of the report, it shall be in order to vote on the proposed amendment immediately.

**2.10 Procedure for Suspending Rules.** (1) Forty votes are required to suspend any rule.

(2) When a motion to suspend the rules is defeated, the motion shall not be renewed until after an intervening recess or adjournment.

**2.20 Rules of the House.** Except as modified or rescinded under Rule 2.05, these rules shall be in effect for the entire term of the Seventy-ninth Legislative Assembly, whether the House is in session or has adjourned sine die.

## CONVENING

**3.01 Quorum.** (1) A quorum of the House is forty members.

(2) If a quorum is present, the House shall proceed to transact its business. If there is no quorum present, a lesser number of members may adjourn from day to day and compel the attendance of absent members.

**3.03 Attendance.** Except for emergencies, a member shall attend all sessions of the House unless an Excused Absence Request is filed with the Chief Clerk forty-eight (48) hours in advance. All requests for an excused absence will be presumed approved unless the member is otherwise notified by leadership. A member shall attend all meetings of the committees of the House of which he or she is a member unless excused by a chair. No member shall be considered excused, however, unless the presiding officer or a chair has announced the excuse at the opening of the House session or committee meeting, or at the earliest possible time thereafter. No excuse may be announced while the House is under a Call of the House.

**3.05 Session Hour.** Unless otherwise ordered by the presiding officer or a majority of the members present, the regular hour of meeting shall be 11:00 a.m.

**3.07 Open Sessions.** All deliberations and meetings of the House shall be open to the press and public.

**3.08 Daily Session Length.** (1) A session day begins with the initial convening of the House that calendar day and ends with the adjournment of that session. The House shall not meet for more than twelve hours on any session day, excluding time used in recess, unless a majority of those members present vote to suspend this provision.

(2) The convening of a new House floor session after adjournment of a floor session constitutes the beginning of a new session day.

## VOTING

**3.12 Electronic Roll Call System.** The electronic voting system shall be under the control of the presiding officer and shall be operated by the Chief Clerk. The names of the members shall be listed on the electronic roll call board in alphabetical order, except that the name of the Speaker shall be last.

**3.15 Roll Call.** (1) The electronic voting system shall be used as the roll call to determine the presence of a quorum and/or the

presence of members under a Call of the House. Members shall press the "yea" button to record their attendance.

(2) A roll call vote of "yeas" and "nays" shall be taken and recorded on the final passage or adoption of all measures. Except as otherwise provided in these rules, the vote shall be recorded by the electronic voting system.

(3) Upon demand of two members, an oral roll call shall be taken and recorded on any measure that requires more than 31 affirmative votes. The Clerk shall call the roll of the membership, alternating between alphabetical order and reverse alphabetical order. The Speaker's name shall be called last.

(4) If the presiding officer is in doubt on any motion or a division is called for on a motion, a roll call shall be taken and recorded by the electronic voting system on the motion. On all other questions to be voted upon, unless otherwise provided in these rules, the presiding officer may order the "yeas" and "nays" taken by the electronic voting system.

(5) The electronic voting system shall not be used for election of officers.

(6) Individual votes shall not be displayed until the time for voting has expired and the electronic voting system has been closed.

(7) In the event the electronic voting system is not in operating order when voting on any question, the presiding officer shall order all "yea" and "nay" votes be taken by oral roll call. The Clerk shall call the roll of the membership in alphabetical order. The Speaker's name shall be called last.

(8) The vote of any member that has not been recorded because of malfunction of the electronic voting system shall be entered into the record if that member was within the bar of the House chamber at the time of the vote and attempted to cast their vote at the appropriate time, and the fact of such malfunction is reported to the presiding officer prior to the announcement of the result of the vote.

**3.20 Requirements for Voting.** (1) Each member within the bar when the question is stated and the member's name is called shall vote. No member shall be allowed to abstain from voting.

(2) If a member refuses to vote when the member's name is called, the presiding officer shall immediately call for the member's vote a second time. If the member again refuses to vote, the presiding officer shall read subsection (3) of this rule. The presiding officer shall then call for the member to announce the member's vote immediately. If the member fails to vote immediately after this third request, the presiding officer shall state for the record: "The member's failure to vote constitutes an intentional violation of House Rule 3.20, subsection (1) and a high breach of decorum. The Journal shall show that the Representative is censured for the violation; the clerk shall record the Representative's vote on the measure or motion on which the member refused to vote as a 'yea;' and the member may also be subject to other penalties as the House may order."

(3) Any member's refusal to vote, as required by House rules, shall be recorded in the Journal as an intentional violation of Rule 3.20 (1) and a high breach of decorum. The Representative shall be censured; the Clerk shall record the Representative's vote on the measure or motion on which the member refused to vote as a "yea;" and the member may also be subject to other penalties as the House may order.

(4) No member, except by unanimous consent, shall be permitted to vote upon any question unless he or she is within the bar before the last name on an oral roll call was called or is within the bar before

the electronic voting system is closed. No member shall vote or be allowed to change their vote after the presiding officer announces the result of the roll call by declaring the question has passed or failed to pass.

**3.21 Announcement of Conflict of Interest.** (1) When involved in an actual or potential conflict of interest, as defined by ORS 244.020, a member shall announce, on the floor or in the committee meeting, the nature of the actual or potential conflict prior to voting on the issue giving rise to the conflict.

(2) The member shall file in writing a statement of the nature of the actual or potential conflict with the Chief Clerk or the committee assistant by 5:00 p.m. the next business day following the vote on the measure. The statement shall be limited to the substance of the oral explanation given on the floor or in committee. The member's announcement of an actual or potential conflict of interest shall be recorded in the Journal or in the committee minutes.

**3.26 Electronic Roll Call; Time, Changes.** When a vote is taken using the electronic voting system, the members shall be allowed at least thirty seconds to vote, at the end of which time, the Clerk will display the vote. After the individual votes have been displayed, and before the result is declared, any member desiring to change his or her vote may request that of the presiding officer. The presiding officer shall direct the Chief Clerk to make the proper entry into the electronic voting system.

**3.28 Electronic Roll Call; Misuse, Penalties.** No member shall vote for another member using the electronic voting system. No member shall tamper with, alter or attempt to alter the electronic voting system, or cause the electronic voting system to register a vote without the member personally depressing a voting button during each roll call vote. Any member who violates this rule may be punished as determined by the vote of 31 members. If a person not a member votes or attempts to vote for any member or violates a provision of this rule, he or she shall be barred from the floor of the House for the remainder of the session, and he or she may be punished further as determined by the vote of 31 members.

**3.30 Voting by Presiding Officer.** The Speaker shall vote whenever a roll call is required. The Speaker's name shall be called last on an oral roll call vote.

**3.35 Explanation of Vote.** (1) Any member who wishes to explain his or her vote shall file the written explanation with the Chief Clerk by 5:00 p.m. the next business day following the vote on the measure. The vote explanation filed under this subsection must comply with subsection (2) of this rule. If the explanation does not meet those requirements in the determination of the Chief Clerk, the Speaker may refuse to cause the explanation to be printed in the Journal. An appeal of the presiding officer's ruling may be taken to the full body at the next floor session pursuant to House Rule 6.35.

(2) The vote explanation shall be germane to the subject and shall not reflect on the honor or integrity of any other member.

**3.45 Printed Measures Required for Voting.** No measure or amendment to a measure shall be finally voted on until it has been made available electronically or printed and placed on the desks of the members.

**3.50 Third Reading Requirement.** (1) No bill shall pass the House until after third reading and no measure shall be read more than once in any one day.

(2) A bill may be referred or re-referred to committee on third reading.

**3.55 Call of the House.** (1) Six members may demand a Call of the House at any time before a roll call has begun.

(2) Upon a Call of the House, the doors shall be closed until proceedings under the Call have been terminated. No other business shall be transacted until the proceedings are so terminated.

(3) Upon a Call of the House, the Sergeant at Arms shall cause all members who are not excused to come to the floor. If the Sergeant at Arms cannot locate any unexcused member, the Sergeant at Arms shall so report to the presiding officer, who shall announce the fact to the members.

(4) All members must remain within the bar of the House until the vote is taken for which the Call was made. However, when the House is waiting for an unexcused member and the presiding officer has announced that the House is "at ease," the members may have access to the area behind the rostrum until the presiding officer calls the House to order. Members must then return to within the bar.

(5) A Call of the House shall be considered terminated when the question for which the Call was invoked has been voted upon or when a motion to terminate the Call is approved by forty members. The motion to terminate the Call shall be in order when the Sergeant at Arms has reported that unexcused members cannot be returned within a reasonable time. Termination of the Call under this subsection terminates the requirement that the Sergeant at Arms search for unexcused members. In the absence of a quorum after the report of the Sergeant at Arms is received, the House may terminate the Call by the unanimous consent of the members present.

(6) Upon a Call and until the proceedings are terminated, the presiding officer shall direct the Sergeant at Arms to authorize members of the Senate, representatives of the news media and staff identified under House Rule 17.01(1) to leave or enter the chamber.

(7) Subsection (2) of this rule does not apply to the third-floor gallery.

## ORDER OF BUSINESS

**4.01 Order of Business.** (1) The general order of business shall be:

- (a) Call to Order.
- (b) Opening Ceremony, prayer and/or inspirational message. (At the opening session of the day only.)
- (c) Courtesies.
- (d) Verification of Quorum.
- (e) Messages from the Governor.
- (f) Messages from the Senate.
- (g) Introduction and First Reading of Memorials and Resolutions.
- (h) Committee Reports.
- (i) Propositions and Motions.
- (j) Introduction and First Reading of House Bills.
- (k) Second Reading of House Bills.
- (l) Consent Calendar.
- (m) Third Reading of House Bills.

- (n) Final Reading of Memorials and Resolutions.
- (o) Bills, Reports and Other Business Lying on the Table.
- (p) First Reading of Senate Bills.
- (q) Second Reading of Senate Bills.
- (r) Third Reading of Senate Bills.
- (s) Other Business of the House.
- (t) Announcements.
- (u) Remonstrances.
- (v) Adjournment.

(2) The presiding officer, under the order of business Committee Reports may announce the distribution of the committee report file to the members' desks. No reading of such reports will then take place.

(3) Messages from the Governor, the Senate or any state official and committee report files may be read or distributed at any time.

(4) A quorum is not required under the orders of business Opening Ceremony, Courtesies, Remonstrances or Adjournment, nor will a Call of the House be in order.

(5) Under the order of business Courtesies, a member's remarks are limited to 60 seconds and yields are not permitted. All honorary pages and/or groups shall be greeted by the presiding officer on behalf of the House. A request to return to the order of business Courtesies shall be out of order until all other orders of the day have been completed.

(6) Under the order of business Remonstrances, no member may speak for longer than three minutes, or for a second time, or yield time to another member. The motives or integrity of any member of the House or the Senate shall not be impugned.

(7) Questions relating to the priority of business shall be decided without debate.

(8) The general order of business shall not be varied except upon suspension of the rules. However, any subject before the House may be made a Special Order of Business upon the vote of a majority of the members present and, when the time fixed for consideration of the subject arrives, the presiding officer shall take up the subject.

(9) Appropriation bills shall take precedence over all other measures on the Third Reading Calendar.

**4.05 Consent Calendar.** (1) Each session day, a consent calendar of measures may be presented for consideration and vote of the House. The consent calendar shall be made available to members prior to consideration.

(2) (a) Any measure reported out of committee unanimously, with or without amendments, may be placed on the consent calendar if the committee reporting the bill so recommends.

(b) Any measure reported out of committee with the recommendation that it be placed on the consent calendar shall be placed on the second reading calendar under House Rule 9.32 (1) and (2).

(3) Any measure recommended for the consent calendar shall be placed on the calendar but held at the Desk for two days after the day on which the measure was listed on the committee report file or read under the order of business of Standing Committee Reports. During that period, members may submit written objection to the

placing of the measure on the consent calendar. If four objections signed by members of the House are received at the Desk within the two-day period, the measure shall be removed from the consent calendar and placed in its proper order on the third reading calendar for the next session day. A measure may also be removed from the consent calendar by order of the Speaker.

(4) If no objections or an insufficient number are filed within the two-day period, the measure shall be placed in numerical order on the next consent calendar. When the order of business Consent Calendar is reached, the presiding officer shall announce the calendar. The clerk shall read each measure by number, title, and short summary. Immediately following the reading, the presiding officer shall place the question of third reading and final passage and call for the vote. Only a Call of the House shall be in order prior to a roll call being taken.

(5) No measure which has been made the subject of a motion to reconsider shall be placed on the consent calendar.

## MOTIONS

**5.01 Making a Motion.** (1) When a motion is made, it shall be restated by the presiding officer.

(2) A motion shall be reduced to writing upon request of the presiding officer or of any member.

(3) No second to a motion is required.

**5.05 Motion in Possession of the House.** After a motion is restated by the presiding officer, it is in the possession of the House. The motion may be withdrawn only with the affirmative vote of a majority of the members present and at a time before decision is made on the motion or the motion is amended.

**5.10 Precedence of Motions.** (1) When a question is under debate, no motion shall be received except the following:

- (a) To adjourn.
- (b) To recess.
- (c) To lay on the table.
- (d) For the previous question.
- (e) To postpone to a certain time or day.
- (f) To refer or re-refer.
- (g) To amend.
- (h) To postpone indefinitely.
- (i) To reconsider.

(2) The motions listed in subsection (1) of this rule shall have precedence in the order in which they are listed.

**5.15 Nondebatable Motions.** Motions to adjourn, to recess, to lay on the table, to withdraw a measure from committee and for the previous question are not debatable. Pending a decision on any of those motions, all incidental questions of order, whether or not on appeal, shall be decided without debate.

**5.20 Votes on Motions.** If the presiding officer is in doubt of the outcome on any motion, the vote on the question shall be conducted as provided under Rule 3.15 (3).

**5.30 Division of the Question.** Any member may call for a division of a question if it comprehends propositions in substance so

distinct that, if one is taken away, a substantive proposition remains for the decision of the House. The question of final passage or adoption of any measure is not subject to division.

**5.35 Amendments to be Germane.** No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.

**5.37 Amendments to the Title of a Bill.** The "Relating to" clause of a bill up to the first semicolon shall not be amended by the House. If a title of a House bill is amended by the Senate, the bill upon return shall be held at the Desk and no further consideration of the bill shall occur.

**5.40 Amendments on the Floor.** No measure shall be amended on the floor of the House.

## DEBATE AND DECORUM

**6.01 Decorum During Session and Committee Proceedings.** (1) No one shall be disruptive during proceedings of the House.

(2) To maintain professionalism in the legislative process, members and employees should dress according to standards of contemporary business attire.

**6.05 Use of Electronic Devices.** (1) Audible use of cellular phones is prohibited during floor sessions and committee meetings.

(2) Any use of electronic equipment that distracts from the proceedings of the House is prohibited during floor sessions and committee meetings.

**6.07 Recognition of Members.** (1) When a member seeks to be recognized by the presiding officer, the member shall use the appropriate electrical signal device at the member's desk.

(2) The device labeled "to speak" shall be used when a member seeks recognition for purposes of debate or making motions.

(3) The device labeled "personal privilege" shall be used only for purposes requiring immediate consideration by the House as described under *Mason's Manual of Legislative Procedure*, section 92.

(4) The only exceptions to this rule shall be when demanding a Call of the House or a roll call.

**6.10 Conduct in Debate.** (1) When a member is recognized by the presiding officer, the member shall rise from his or her seat, unless this requirement is waived by the presiding officer, and respectfully address the presiding officer.

(2) In speaking, the member must confine discussion to the question under debate, avoid personalities and not impugn the motives of another member's vote or argument.

(3) (a) All questions asked of a member shall be addressed to the member through the presiding officer.

(b) In speaking, a member shall address another member by using the title of Representative and the member's district number or other description of district, or the title of Representative and his or her surname.

(4) A member may refer to discussions or actions that have taken place in committee meetings.

(5) Under circumstances where a member is present inside the bar and in order to accommodate their medical condition, a member

wishes to have their remarks on a measure read by another member of their choice, the presiding officer may allow the designated member to read the requesting member's remarks as written. The member reading the remarks will begin by identifying that they are reading the remarks of their colleague, and while doing so must adhere to the time limit and other House rules of debate. Once the remarks are finished the requestor will signify to the presiding officer that the preceding remarks were correctly offered in accordance with their request.

**6.20 Interrupting a Member.** Only the presiding officer is authorized to interrupt without consent a member who is speaking.

**6.25 Frequency with Which a Member May Speak.** (1) The author of a motion or the member designated to carry a measure shall have the privilege of closing the debate on the motion or the measure.

(2) Except as authorized by subsection (1) of this rule, no member shall speak more than once on any question until every member wishing to speak on the question has spoken.

(3) If a pending question is lost by reason of adjournment and is revived on the following day, a member who has spoken on the question on the preceding day shall not be permitted to speak again on the question until every member wishing to speak on the question has spoken.

(4) No member may speak more than twice on any question.

**6.27 Floor Letters.** (A) All informational literature distributed to members' floor desks must bear the legible name and signature of the House member making the request. No anonymous material may be distributed to members' floor desks at any time.

(B) The requester shall provide the Chief Clerk with 61 total copies of the material, 60 for distribution to the members' floor desks, and an original for the Chief Clerk's Office use.

(C) If the material is associated with a legislative measure, the measure number should be featured prominently in the header of the floor letter to assist the Clerk's Office in posting the information to OLIS correctly. If the floor letter deals with multiple measures the Clerk's Office will link it to all numbers listed in the header. If the letter does not have a bill number, the Clerk's Office will post it by the subject listed in the header and by the date filed.

(D) The time to provide materials to the Chief Clerk's Office begins at 8:00 AM or at least 60 minutes prior to the starting time of floor session and ends 30 minutes before the scheduled starting time of that day's floor session. If there is a supplemental 3<sup>rd</sup> Reading issued for that day's floor session, a new opportunity will be offered to distribute floor letters for those added measures only.

(E) House Rule 6.10 applies to floor letters. Floor letters that do not comply with House decorum rules in the opinion of the Chief Clerk will be held at the Desk and will not be distributed.

(F) An appeal of the decision of the Chief Clerk to not distribute a floor letter may be taken to the Speaker if the sponsoring member disagrees with the Clerk's determination. If the Speaker sustains the Clerk's determination, an appeal of the presiding officer's ruling may be taken to the full body at the next floor session pursuant to House Rule 6.35.

**6.30 Limitation on Duration of Debate.** The following rules apply to the length of debate:

(1) On the final passage or repassage of a measure, the chair of the committee that reports the measure shall designate a carrier

that may speak for ten minutes. Other members may speak for five minutes.

(2) When a committee report is accompanied by a minority report, the member carrying the committee report may speak for ten minutes, and upon a motion to substitute a minority report for the committee report, the member carrying the minority report may speak for ten minutes. Other members may speak for five minutes.

(3) The carrier shall have ten minutes to close on final passage of a measure or on a motion to substitute a minority report.

(4) On other debatable motions, no member shall speak longer than five minutes.

(5) Any member may yield his or her time allowed under subsection (1) of this rule to another member. However, no member may yield his or her time to a member closing debate.

**6.35 Call to Order.** (1) The presiding officer shall call to order any member who violates the rules of the House. The member who is called to order shall cease speaking and shall be seated immediately unless the presiding officer permits him or her to explain.

(2) If the member who is called to order appeals the ruling of the presiding officer, the House shall decide the appeal without debate. If the House decides the appeal in favor of the member, the member may proceed with the debate. If the House decides the appeal against the member, the member may be liable to a motion of censure of the House.

**6.40 Discipline.** If a member objects to words spoken in debate, the member shall immediately depress the electrical device labeled "personal privilege." The presiding officer shall recognize the member prior to any other member. Once recognized, the member shall repeat the words to which the objection is taken and they shall be recorded by the Desk personnel. However, if any other member has spoken or other business has intervened after the words were spoken and before the objection to them was made, the member shall not be held answerable or subject to censure therefor.

## OFFICERS OF THE HOUSE

**7.01 Election of Officers.** (1) The members shall elect a presiding officer who shall be Speaker of the House. They shall also elect a Speaker *Pro Tempore* of the House and a Chief Clerk of the House.

(2) Officers of the House of Representatives must receive the affirmative vote of a majority of the members elected.

**7.05 Temporary Presiding Officers.** (1) The Speaker may designate a member other than the Speaker *Pro Tempore* to act temporarily as the presiding officer. The designation shall not extend beyond the daily adjournment of the day of appointment. The member does not lose the right to vote while presiding. The Speaker may resume the chair at any time.

(2) If at any time the office of Speaker becomes vacant because of the removal from office, death, resignation, or other disability of the person holding that office, then the Speaker *Pro Tempore* becomes Speaker until the disability is removed or a new Speaker is elected. The Speaker *Pro Tempore* shall not be considered the Speaker within the meaning of Article V, section 8a, of the Oregon Constitution, providing for succession to the Governorship.

**7.10 Duties of Presiding Officers.** (1) The Speaker shall enforce all rules, laws and regulations applicable to the body.

(2) The Speaker, as presiding officer, or in the Speaker's absence, another member acting as temporary presiding officer, shall take the chair every session day at the hour as provided in these rules or the hour to which the body adjourned the preceding daily session, and immediately call the members to order.

(3) The Speaker, as presiding officer, or in the Speaker's absence any member acting as temporary presiding officer shall preserve order and decorum and decide questions of order subject to appeal by any two members.

(4) The Speaker, as presiding officer, or in the Speaker's absence any member acting as temporary presiding officer shall have general control and direction of all employees of the Legislative Assembly when they are on the floor of the House.

(5) The Speaker shall have control of the area set aside for use by the House and the ways adjacent thereto.

## COMMITTEES

**8.01 Names of Committees.** (1) The Speaker shall establish standing committees to which to refer all measures during legislative session and interim committees to operate during the interim periods. There shall be the following standing committees to which shall be referred all measures:

- (a) Agriculture and Natural Resources;
- (b) Business and Labor;
- (c) Early Childhood and Family Supports;
- (d) Economic Development and Trade;
- (e) Education;
- (f) Energy and Environment;
- (g) Health Care;
- (h) Higher Education and Workforce Development;
- (i) Human Services and Housing;
- (j) Information Management and Technology;
- (k) Joint Transportation
- (L) Judiciary;
- (m) Legislative Audits;
- (n) Revenue;
- (o) Rules;
- (p) Student Success;
- (q) Transportation Policy;
- (r) Veterans and Emergency Preparedness; and
- (s) Ways and Means.

(2) The Speaker may appoint special committees.

**8.05 Committee Appointments.** (1) Except as otherwise provided by law or resolution, members of all committees, and the Chairs and Vice-Chairs thereof, shall be appointed by the Speaker.

(2) The Speaker shall appoint majority party and minority party members to all committees, in the same proportion as the number of

majority party members and the number of minority party members in the House bear respectively to the total membership of the House. Except as otherwise provided by law, the Speaker shall determine the number of members of each committee.

(3) In determining committee appointments, the Speaker shall consult in good faith with the elected leader of each caucus.

**8.10 Committee Quorum; Rules.** (1) A majority of the members of a committee shall constitute a quorum for the transaction of business before the committee, provided, however, that each committee may by rule designate a lesser number of its members as a quorum for receiving public testimony.

(2) Except as otherwise provided in these rules, all committees of the House shall be governed by *Mason's Manual of Legislative Procedure*.

**8.15 Committee Meetings.** (1) All committees shall meet at the call of the Chair, or upon the request of a majority of the members of the committee directed by and with the approval of the Speaker.

(2) No committee shall meet during the time the House is in session without leave of the Speaker. Any member attending such a meeting shall be considered excused to attend business of the House subject to a Call of the House.

(3) (a) Meetings of the House and its committees shall be open to the public. No quorum of any committee shall meet in private for the purpose of deliberating or taking collective action on any matter.

(b) As used in this subsection:

(i) "Collective action" means a joint decision, commitment or promise made between two or more persons.

(ii) "Deliberate" means to discuss for the purpose of taking collective action, whether or not collective action is actually taken.

(4) The House and its committees shall not hold a meeting in any building where discrimination on the basis of race, creed, color, sex, age, disability, religion, sexual orientation or national origin is practiced.

(5) (a) The House and its committees shall provide for and give public notice, reasonably calculated to give actual notice to interested persons, of the time, place and subject matter of regular and special meetings.

(b) As used in this rule, "notice" includes but is not limited to posting of notice immediately outside the House chamber.

(c) All notices required under this rule shall be available on the legislative website.

(d) All committee meetings during the organizational session shall be considered emergency meetings under the provision of ORS 192.640.

(e) Notice requirements for the 2017 regular session are as follows:

(i) Measures scheduled for their first public hearing shall not be held without at least 72 hours' notice.

(ii) All other committee meetings shall not be held without at least 48 hours' notice.

(iii) Committees may conduct meetings on measures with one hour's notice if notice of the meeting was posted three weekdays prior to the convening of the 2017 regular session. This

subparagraph applies to only the first three days of the 2017 regular session.

(f) Notice requirements for the 2018 regular session are as follows:

(i) Measures scheduled for their first public hearing shall not be held without at least 48 hours' notice.

(ii) All other committee meetings shall not be held without at least 24 hours' notice.

(iii) Committees may conduct meetings on measures with one hour's notice if notice of the meeting was posted two weekdays prior to the convening of the 2018 regular session. This subparagraph applies to only the first three days of the 2018 regular session.

(g) In case of an actual emergency, a meeting may be held upon notice appropriate to the circumstances.

(h) With approval of the Speaker, interim committees may conduct public hearings on pre-session filed measures.

(6) When the Speaker has reason to believe that adjournment sine die of the session is imminent or that the public interest would be seriously prejudiced by delay, the Speaker may invoke the provisions of subsection (5)(g) of this rule relating to emergencies by declaring that an emergency exists. If the House is in session, the presiding officer shall announce the emergency and the reasons why it is declared to exist. If the House is not in session, the Speaker shall notify members that an emergency exists and the reasons therefor by distributing such information to the desks of the members. For any meeting called under this emergency provision, notice shall be posted outside the House chamber and any other suitable and conspicuous place. If the meeting scheduled is for the purpose of taking public testimony, at least 24 hours' notice must be given by posting the notice outside the House chamber and any other suitable and conspicuous place. A majority of the members may invoke this subsection and notice shall be given as described in this subsection.

(7) The Chair or the Speaker shall cause notice of each committee meeting to be given to the public and notice to be posted outside the House chamber. Such posting and notice to the public shall be given immediately upon call of meetings, and notice of the meeting shall be announced on the floor if the House is in session.

(8) Except for pre-session notice under subsection (5) of this rule, only business days, as defined under Rule 1.01, will be used to determine the number of hours required for meeting notice.

(9) All meetings of House committees shall be recorded and the minutes transcribed. Minutes shall be available to the public within a reasonable time after the meeting and shall contain at least the following information:

(a) Members present, excused or absent;

(b) All motions and their disposition;

(c) The results of all votes; and

(d) References to the recording log, sufficient to serve as an index to the original sound recording.

(10) Testimony and exhibits submitted in writing shall be attached to the minutes and considered as part of the official record.

(11) Committee members may, upon approval of the Chair, participate in a public hearing through the use of telephone or other electronic communication. The Chair may allow members of the public to testify by telephone or other electronic means.



(12) Whenever any person has cause to believe that either the declared purpose or the procedure specified in this rule has been violated by the House, by any committee or by any member, the person is entitled to file a complaint with the Committee on Rules. The committee shall conduct a hearing on the matter and shall, if it concludes that the complaint is justified, recommend to the House that censure or other action be taken.

**8.20 Committee Action Required.** (1) The Chair shall schedule a hearing or work session on a measure in possession of the committee upon receipt of a written request signed by a majority of committee members. The request must be filed with the Chair, the Speaker and the Chief Clerk. The hearing or work session shall be held only after notice as required by Rule 8.15 (5) but shall be held within five business days after the date of the request.

(2) Except by a suspension of the rules by the affirmative vote of a two-thirds majority of the members of the committee, a committee may take action on amendments to a measure only after the full text of the amendments has been made publicly available online for at least one hour.

(3) A committee may act on each measure in its possession:

(a) By tabling the measure in committee; or

(b) By reporting the measure out of the committee:

(i) With the recommendation that it be referred to another committee;

(ii) Favorably as to passage; or

(iii) Without recommendation.

(4) In reporting a measure out, a committee shall include in its report:

(a) The measure in the form reported out;

(b) The recommendation of the committee;

(c) An identification of all substantive changes made by the committee in the measure;

(d) An analysis of the measure;

(e) The fiscal impact statement, if any, prepared by the Legislative Fiscal Officer;

(f) The revenue impact statement, if any, prepared by the Legislative Revenue Officer; and

(g) The budget notes, if any, as adopted by a majority of the Joint Committee on Ways and Means.

(5) In compliance with the appropriate Enrolled Concurrent Resolution (of the Seventy-ninth Legislative Assembly), all committees shall complete their work as outlined. No exception to this rule shall be allowed unless provided for by 40 affirmative votes.

(6) For the 2017 regular session, when a measure is reported out of committee, it shall be delivered to the Chief Clerk of the House within three session days after the committee action reporting the measure out.

(7) For the 2018 regular session:

(a) When a measure is reported out of committee without amendments, it shall be delivered to the Chief Clerk of the House within one business day after the committee action reporting the measure out.

(b) When a measure is reported out of committee with amendments, it shall be delivered to the Chief Clerk of the House within two business days after the committee action reporting the measure out.

**8.22 Limitation on Committee Amendments.** Whenever a measure has a subsequent referral to the Ways and Means Committee or Revenue Committee, neither of those committees shall propose to amend the measure in a manner that affects the substance with any other than a fiscal or revenue impact unless the Chair of the House committee to which the initial referral was made consents to the amendments. The proposed amendments must be consistent with Rule 5.35.

**8.23 Sponsorship of Proposed Amendments.** (1) Every proposed amendment shall bear the name of the legislator or committee that requested the proposed amendment. A member or committee chair may request that the proposed amendment state that the amendment is at the request of an individual, organization, state agency or local government.

(2) Notwithstanding subsection (1) of this rule, if the member or committee requesting the proposed amendment chooses to omit from the proposed amendment the name of the requesting member or committee, the member or committee shall notify Legislative Counsel in writing at the time the request is made, and must state the name of the individual, organization, state agency or local government upon whose behalf the amendment was requested. If notice is given timely, the proposed amendment shall bear only the name of the individual, organization, state agency or local government upon whose behalf the amendment was requested.

**8.25 Committee Actions to be Recorded and Reported.** (1) Motions on measures before a committee shall be voted on by the members of the committee, and the vote of each member shall be recorded in the committee minutes. All motions on measures shall be adopted only on the affirmative vote of a majority of the members of the committee.

(2) The report of committee action on each measure must be made to the Chief Clerk who shall cause the report to be entered appropriately in the House Measure History Report and Journal as a part of the history of the measure.

**8.30 Committee of the Whole Prohibited.** No motion to resolve into the committee of the whole shall be allowed.

## REFERRAL OF MEASURES; COMMITTEE REPORTS

**9.01 Referral to Committee.** (1) Upon first reading of any measure, the measure shall be passed to the Speaker for referral. For the 2017 regular session, not later than seven calendar days following such reading, the measure shall be referred by the Speaker to any standing or special committee, however, those measures read for the first time during the organizational session shall be referred no later than eight calendar days from the opening day of that session. For the 2018 regular session, not later than five calendar days following such reading, the measure shall be referred by the Speaker to any standing or special committee.

(2) Referrals shall be listed on the committee referral notice which shall be made available to the members or announced by the presiding officer immediately following the measure's first reading. Referrals shall be posted in the House Measure History Report and upon convening of the House, the Journal shall include a cumulative listing of all referrals in order by date.

(3) In carrying out the provisions of this rule, at the time of initial referral, the Speaker may make a subsequent referral of any

measure to one or more standing or special committees to be effective after the measure is reported out of the committee to which it was first referred.

(4) At the request of a committee reporting on a measure, the Speaker may rescind or add a subsequent referral to another committee.

(5) The Chair of the committee having jurisdiction of a measure by referral or subsequent referral under this rule may request the Chair of any other standing or special committee to review the measure. Upon acceptance of the measure by the Chair of the reviewing committee, and with the consent of the Speaker, the reviewing committee may conduct hearings, hold work sessions and forward a recommendation, including proposed amendments, to the original committee, which shall retain jurisdiction over the measure.

**9.05 Committee Reports.** After it is submitted to the Desk, every committee report recommending amendments to a measure shall be sent by the Chief Clerk to the Publication Services unit of the Legislative Counsel for examination in the same manner as bills are examined by the unit.

**9.10 Consideration of Committee Reports.** (1) Reports from standing committees shall be listed on the committee report file, which shall be made available to the members or be read under the order of business of Standing Committee Reports in the numerical order of the measure, except that reports on appropriation measures shall precede reports of other measures. Committee recommendations shall be posted in the House Measure History Report and upon convening of the House, the Journal shall include a cumulative listing of all committee recommendations in order by date.

(2) No motion is required to adopt a committee report, unless the bill has a minority report also.

**9.15 Minority Reports; Dissents.** (1) If a minority report, subscribed to by at least two members who are present and vote in opposition to the committee report, accompanies the committee report, both shall be filed and placed on the calendar under the order of business Propositions and Motions. No member may sign on to more than one report for a particular measure at the same time. For the 2017 regular session, the minority report shall be filed and placed on the calendar no later than the second session day after distribution of amendments. For the 2018 Regular Session, the minority report shall be filed and placed on the calendar no later than the session day following second reading.

(2) As all committee reports are properly before the House without debate or requirement of adoption prior to third reading and final passage, when the committee report is accompanied by a minority report the following process shall be in order. The carrier of the committee report shall explain the committee report and without debate the carrier of the minority report may move immediately that the minority report be substituted for the committee report. After the motion to substitute has been decided, the measure, if a bill, shall be immediately considered as provided by Rule 9.37 (2) or, if other than a bill, as provided by Rule 9.35 (3).

(3) The notice of intent to file a minority report may only be applied to a measure reported out of a policy committee. They shall notify the Chair and committee staff no later than two hours after adjournment of the committee meeting during which such final action was taken.

(4) The deadlines for delivery of the minority report to committee staff shall be as follows:

(a) For the 2017 regular session, any members giving such notice shall have until 5 p.m. of the second business day after giving notice to deliver the minority report, including a Legislative Counsel draft, to the committee staff. Minority reports shall be filed at the Desk on the same day the committee report is filed.

(b) For the 2018 regular session, any members giving such notice shall have until 5 p.m. of the next business day after giving notice to deliver the minority report, including a Legislative Counsel draft, to the committee staff. Minority reports shall be filed at the Desk on the same day the committee report is filed.

(5) Any member of a committee who dissents from the committee report shall be listed in the committee report as not concurring therein. The names of members dissenting shall be recorded in the Journal and House Measure History Report.

(6) A minority report must be filed with the committee staff not later than the next business day following the day on which notice is given to the committee of intent to file the report, if the presiding officer has ruled that adjournment sine die is imminent.

(7) The minority report is subject to the requirements of Rule 5.35.

(8) Issues contained within a minority report must have been submitted as proposed Legislative Counsel amendments and distributed to the committee for possible consideration.

(9) If a work session occurs within 24 hours of the first House public hearing, subsection (8) will not apply. However, the issues contained within the minority report must have come under discussion of the measure, in the committee filing the committee report.

**9.30 Withdrawing Measure from Committee.** (1) A measure, including one referred by the House to a joint committee, may be withdrawn from a committee by the affirmative vote of 31 members.

(2) The motion to withdraw a measure from committee shall be in order only under the order of business Propositions and Motions.

(3) Immediately following a motion to withdraw a measure from committee, the presiding officer shall direct the Clerk to read the measure's number, title and summary and without debate place the question and call for the vote. The measure shall be scheduled in compliance with Rules 9.32, 9.35 and 9.37. The version withdrawn from committee shall be the version that exists at the time the motion is made as provided under subsection (2) of this rule.

**9.32 When a Bill Goes to Second Reading.** (1) Prior to third reading and final consideration, a bill must be read a second time. No motion affecting the status of the bill on second reading will be in order.

(2) When a bill is reported favorably without amendments, the bill shall be placed on the next available calendar for second reading. When a bill is reported favorably with amendments, the bill shall be placed on the next available calendar for second reading after the amendments or the engrossed bill is made available electronically or printed and distributed to the desks of the members.

(3) When a bill is reported with a minority report, the bill shall be placed on the next available calendar for second reading after the amendments or engrossed bills are made available electronically or printed and distributed to the desks of the members.

**9.35 When a Measure Other Than a Bill Goes to Final Reading.** (1) When a measure other than a bill is reported favorably and without amendments, the measure shall be placed on the calendar for final reading the next session day following receipt.

(2) When a measure other than a bill is reported favorably with amendments, the measure shall be placed on the calendar for final reading the next session day after the amendments or the engrossed measure is made available electronically or printed and distributed to the desks of the members.

(3) When a measure other than a bill is reported with a minority report, the measure shall be placed on the calendar for final reading on the same session day on which the minority report was substituted or rejected.

**9.37 When a Bill Goes to Third Reading.** (1) A bill shall be placed on the Third Reading Calendar on the session day following its second reading or the next available calendar if the bill is reported after having previously been read for a second time.

(2) When a bill is reported with a minority report, under the order of business Propositions and Motions, after the question of the minority report is decided, the bill shall immediately be read a third time and proceed to final consideration.

## RECONSIDERATION

**10.01 Reconsideration.** (1) When a measure has passed or failed to pass or a motion has been adopted or defeated, any member voting on the prevailing side may move for reconsideration of the measure or motion. The motion for reconsideration is not in order on a vote whereby a measure is indefinitely postponed.

(2) The member who intends to move for reconsideration must state his or her intent orally prior to adjournment on the same day on which the vote to be reconsidered was taken.

(3) A motion to reconsider may be debated together with the main question if the subject of the main question is debatable and the vote on the main question was not ordered by a motion for the previous question. If the vote on the main question was ordered by the previous question, neither the motion to reconsider nor the main question is debatable. However, a debatable motion to refer shall be allowed if the vote on the main question is reconsidered.

(4) The motion to reconsider shall be voted on the first session day after that on which the vote to be reconsidered was taken. The motion for reconsideration has precedence over any other motion, subject to the provisions of Rule 5.10. However, if the measure subject to reconsideration was passed so late in the session that the Speaker has reasonable cause to believe that its retention will unnecessarily delay the orderly process of legislative business, the Speaker shall immediately lay the motion for reconsideration before the House.

(5) Thirty-one affirmative votes are required to reconsider the final vote on a measure.

(6) There shall be only one motion for reconsideration of any final vote even though the action of the House reverses its previous action.

**10.05 Transmitting Measures on Which Notice of Reconsideration Has Been Moved.** When a member has given notice of intention to move for reconsideration of the final vote passing a measure, the Chief Clerk shall not thereafter transmit that measure to the Senate until the motion for reconsideration has been disposed of or time for making the motion has expired.

**10.10 Recall of Measure.** (1) If a measure has been transmitted to the Senate before the motion to reconsider is made, the motion to reconsider must be preceded by a motion to recall the measure. The motion to recall a measure is subject to the same time limit as the motion to reconsider.

(2) A motion to recall a measure shall be acted upon immediately, with debate on the motion but not on the merits of the measure.

(3) If a bill has been transmitted to the Governor before the motion to reconsider is made, the bill may be recalled from the Governor without regard to which house originated the bill and at any time prior to the signing and filing of the bill by the Governor.

## CONCURRENCE; CONFERENCE

### 11.01 Vote to Concur in Amendments of Other House.

(1) (a) For the 2017 regular session, upon the return to the House of a House measure amended in the Senate, the vote to concur and repass the measure or not to concur in the Senate amendments shall not be taken sooner than the first session day after the message from the Senate has been read.

(b) For the 2018 regular session, upon the return to the House of a House measure amended in the Senate, the vote to concur and repass the measure or not to concur in the Senate amendments shall be in order immediately after the message from the Senate has been read.

(2) A motion to concur and repass the measure or not to concur in the Senate amendments shall come under the order of business Propositions and Motions and is not subject to referral to committee.

(3) A majority of the members present may order that the questions of concurrence and repassage be divided.

(4) Thirty-one affirmative votes on a roll call are required to adopt a motion to concur and repass a measure.

**11.05 Conference Committee.** When the House fails to concur in amendments made to one of its measures by the Senate, or when the House is notified that the Senate has failed to concur in amendments made to one of its measures by the House, the Speaker shall appoint a conference committee of not less than two members to represent the House to meet with a similar committee of the Senate.

**11.10 Authority of Conference Committee.** (1) The conference committee has authority to propose amendments only within the scope of the issue between the houses.

(2) As soon as practicable after appointment, the House conferees shall meet with the Senate conferees at a time and place agreed upon by a majority of all the conferees, and shall cause notice of the meeting to be given to the public and to be posted outside the House chamber. Notice of the meeting shall be announced on the floor if the House is in session.

**11.15 Adoption of Conference Committee Report.** (1) If a majority of the members of the House conference committee and a majority of the members of the Senate conference committee agree to an amendment, or otherwise resolve the issue between the houses, each shall file its report with both houses. All conferees shall sign the report. A dissenting conferee shall indicate that fact when signing the report.

(2) (a) No motion is required to adopt the conference committee report if repassage or readoption of the measure is not required. A motion is required to adopt the conference committee report if repassage or readoption of the measure is required.

(b) If the motion to adopt the report prevails, it shall be next in order to immediately take up the question of repassage or readoption of the measure.

(c) For the 2017 regular session, a motion to adopt a conference committee report shall not be made sooner than the first session day after the conference committee report has been made available electronically or printed and distributed to the members.

(d) For the 2018 regular session, a motion to adopt a conference committee report shall be in order immediately after the conference committee report has been made available electronically or printed and distributed to the members.

(3) It shall not be in order to refer or re-refer or to amend a conference committee report.

**11.20 Discharge of Conferees.** (1) If the House conferees cannot agree with the Senate conferees within a reasonable time, the House conferees shall so advise the Speaker and request discharge. The Speaker shall then discharge the House conferees and may appoint a new conference committee to represent the House.

(2) If a conference committee does not report within a reasonable period of time after its appointment, the Speaker may discharge the House conferees and appoint a new conference committee to represent the House.

## SPONSORSHIP AND INTRODUCTION OF MEASURES

**12.00 Sponsorship.** (1) Every measure introduced in the House by a member, member-elect or special, standing or joint committee shall bear the name of the member or special, standing or joint committee sponsoring the measure.

(2) Every measure introduced at the request of a person, state agency or legislative interim committee shall bear the statement "Introduced and printed pursuant to House Rule 12.00" and indicate the identity of the requester.

(3) Upon their request, a member may be added as a co-sponsor to any measure introduced by another legislator, after the measure has been first read and prior to the presiding officer's announcement of the outcome of the vote on final consideration, and at any time the measure is in the possession of the House prior to a motion to concur on any Senate amendments. To be added to any measure as a chief sponsor the member must provide the Chief Clerk written approval from the first listed chief sponsor of the measure, after the first reading and prior to the presiding officer's announcement of the outcome of the vote on final consideration.

(4) (a) A sponsor may be withdrawn from a measure at any time the measure is in possession of the House. The request must be processed by 5:00 p.m. the next business day following final consideration of the measure.

(b) If all of the chief sponsors are withdrawn, the House committee reporting the measure shall become the chief sponsor of the measure.

**12.10 Committee Sponsorship.** (1) Any measure introduced by a committee must be approved by the Chair and a majority of the members of the committee.

(2) The Chair shall sign the proposed measure for presentation to the Chief Clerk for introduction.

**12.20 Requirements for Introduction.** (1) Except for all pre-session filing, for which two copies of a Legislative Counsel draft are required, all drafts of measures presented for introduction shall be submitted in the form of one Legislative Counsel draft of the measure and one properly completed Legislative Counsel bill back. Such presentation shall be submitted in the manner prescribed by

the Chief Clerk of the House by a member, an authorized person of the member's staff, an authorized member of the caucus staff or, in the case of a committee, by the Chair or an authorized member of the committee staff. The Chief Clerk or a person authorized by the Chief Clerk shall, upon request, provide a receipt to the person presenting the measure.

(2) Immediately after presentation to the Desk, the measure shall be assigned a measure number and sent by the Chief Clerk to the Publication Services unit of the Legislative Counsel for examination and any corrections as to accuracy of form and style to conform substantially to the *Form and Style Manual for Legislative Measures* and preparation of a copy for the State Printer. No corrections that might affect the substance of the measure shall be made without the consent of the sponsor of the measure.

(3) An original bill folder shall be created for each measure introduced. The original bill-backed copy of the measure shall be placed in the folder along with all amendments, reports and other official papers, including a recording of all actions taken on the measure.

**12.25 Executive and Judicial Branch Measures.** Measures being requested by the executive or judicial branches shall be filed and introduced as prescribed in ORS 171.130 or in any applicable joint rule of both houses of the Legislative Assembly authorizing such filing and introduction.

**12.35 Priority Drafting Requests for the 2017 Regular Session.** Every member shall be entitled to not more than five priority drafting requests of the Legislative Counsel during the 2017 regular session.

**12.37 Limitations on Drafting Requests for the 2018 Regular Session.** Every member shall be entitled to not more than two drafting requests of the Legislative Counsel for the 2018 regular session. The requests must be made by the member in compliance with Rule 12.50.

**12.40 Pre-session Drafting and Filing for the 2017 Regular Session.** (1) Except as otherwise provided in these rules, drafting requests and measure filing shall be governed by the applicable Enrolled Concurrent Resolution adopted by the Seventy-eighth Legislative Assembly. After 5 p.m. on the Friday immediately following the opening day of the 2017 organizational session, the Legislative Counsel shall discontinue accepting requests for drafting of all measures except:

(a) Appropriation or fiscal measures approved for drafting by the Committee on Ways and Means.

(b) Measures approved for drafting by the Chair of the Committee on Rules.

(c) A proposal requested for drafting by a member under Rule 12.35.

(2) Members, members-elect and committees may not request drafting services from the Legislative Counsel for an agency or officer of the executive or judicial departments unless the agency or officer has arranged to pay any charges the Legislative Counsel imposes under ORS 173.130.

(3) No measure shall be accepted by the Chief Clerk for introduction in the House after 5:00 p.m. on the 28th calendar day of the 2017 regular session, except:

(a) Measures approved by the Speaker and identified for introduction by a committee.

(b) Appropriation or fiscal measures sponsored by the Committee on Ways and Means.

(c) Measures drafted by the Legislative Counsel and presented to the Desk as provided in Rule 12.35.

(4) Every measure filed under this rule shall be filed in compliance with Rule 12.20.

(5) The Chief Clerk shall order the measure printed and no printed measure shall be withdrawn.

(6) The content of the measure shall be deemed public information upon receipt by the Chief Clerk.

**12.50 Pre-session Drafting and Filing for the 2018 Regular Session.** (1) Except as otherwise provided in these rules, drafting requests and measure filing shall be governed by the applicable Enrolled Concurrent Resolution adopted by the Seventy-ninth Legislative Assembly.

(2) Members and committees may not request drafting services from the Legislative Counsel for an agency or officer of the executive or judicial departments unless the agency or officer has arranged to pay any charges the Legislative Counsel imposes under ORS 173.130.

(3) Measure drafting requests made by a member must be made no later than 61 calendar days prior to the first day of the 2018 regular session.

(4) Every measure filed under this rule shall be filed in compliance with Rule 12.20.

(5) The Chief Clerk shall order the measure printed and no printed measure shall be withdrawn.

(6) The content of the measure shall be deemed public information upon receipt by the Chief Clerk.

**12.60 Pre-session Drafting and Filing for the 2019 Regular Session.** (1) Except as otherwise provided in these rules, drafting requests and measure filing shall be governed by the applicable Enrolled Concurrent Resolution adopted by the Seventy-ninth Legislative Assembly.

(2) Members, members-elect and committees may not request drafting services from the Legislative Counsel for an agency or officer of the executive or judicial departments unless the agency or officer has arranged to pay any charges the Legislative Counsel imposes under ORS 173.130.

(3) Every measure filed under this rule shall be filed in compliance with Rule 12.20.

(4) The Chief Clerk shall order the measure printed and no printed measure shall be withdrawn.

(5) The content of the measure shall be deemed public information upon receipt by the Chief Clerk.

Rule 13 is Reserved

## PUBLICATIONS

**14.01 Journal; Status Report.** (1) The House shall cause a Journal of its proceedings to be maintained. The Journal shall contain a full, true and correct chronological record of all proceedings of the House.

(2) The House shall cause a House Measure History Report, arranged chronologically by the measure number, to be maintained. The status report shall contain a synopsis of the actions taken in each house on each measure.

**14.05 Other Legislative Publications.** (1) Unless otherwise directed by resolution or Rule 14.10, the provisions of ORS 171.206 shall govern.

(2) All orders for printing and distribution of publications printed for the House, except those publications the printing or distribution of which are governed specifically by statute or otherwise, shall be signed by the Speaker or by a person authorized by the Speaker.

**14.10 Distribution of Legislative Publications.** (1) There shall be delivered to the Chief Clerk the numbers of copies of measures, the House Measure History Report, the legislative schedule, and the legislative index as required for the operations of the House.

(2) There may be distributed free of charge to any person one copy of any measure with amendments, corrections or engrossment, the legislative schedule and cumulative index. Additional copies may be obtained upon payment pursuant to the schedule adopted by the Legislative Administrator and posted in the Distribution Center.

(3) Any person, agency or organization wishing a complete set of measures, House Measure History Reports, calendars, legislative schedules and indexes may obtain it upon payment pursuant to the schedule adopted by the Legislative Administrator and posted in the Distribution Center.

(4) Charges that may be imposed pursuant to this rule do not apply to the Chief Clerk and the Secretary of the Senate for the proper functioning of each house, the Legislative Fiscal and Revenue Officers, the Legislative Counsel, and the Legislative Administrator.

**14.15 Measure Summaries.** (1) No measure shall be accepted at the Desk for introduction unless it is accompanied by an impartial summary of the measure's content, describing new law and changes in existing law proposed by the measure. Any measure presented to the Chief Clerk which does not comply with this subsection shall be returned to the member who presented it.

(2) The summary shall be printed on the first page of the measure.

(3) If a material error in a printed summary is brought to the attention of the Legislative Counsel, the Legislative Counsel shall cause to be prepared a corrected summary which shall show the changes made in the summary in the same manner as amendments to existing law are shown. The Legislative Counsel shall deliver the corrected summary to the Chief Clerk. The Chief Clerk shall order a printing of the corrected summary for distribution.

(4) Whenever a measure is amended, the person who edits the measure summaries shall prepare an amended summary. The amended summary shall appear on the first page of the measure if engrossed or may be made a part of the amendments. The summary shall be amended to show changes in the measure proposed by the amendments thereto with changes in the summary shown in the same manner as amendments to existing law are shown.

**14.25 Financial and Revenue Impact Statements.** (1) A copy of every measure introduced shall be transmitted by the Chief Clerk to the Legislative Fiscal and Revenue Officers. Upon notice of a measure being scheduled by a House committee for work session, the Legislative Fiscal and Revenue Officers shall review each measure and make an estimate of the anticipated change in state, county, and municipal expenditures and revenues under the provisions of the

measure. The Legislative Fiscal Officer shall prepare a statement, which will outline the changes in expenditures, to be known as either a Fiscal Impact Statement or Budget Report to be attached to each measure. The Legislative Revenue Officer shall prepare a statement known as a revenue impact statement, which will outline the changes in revenues, to be attached to each measure. The financial and revenue impact statements shall set forth the fiscal and revenue impact of the measure and any governmental subdivision affected by the fiscal and/or revenue impact as determined by the Legislative Fiscal and Revenue Officers.

(2) The fiscal and revenue impact statements shall be delivered by the Legislative Fiscal and Revenue Officers to the committee to which the measure has been referred. When amendments to a measure are adopted by a committee, the appropriate changes shall be made in the fiscal and/or revenue impact statements.

(3) When a measure is reported out of committee, the fiscal and/or revenue impact statements shall be filed with the committee's recommendation and forwarded to the Chief Clerk. The Chief Clerk shall attach the fiscal and revenue impact statements to the original measure and shall prepare and distribute copies either electronically or in hard copy to each member.

**14.30 Legislative Newsletters.** (1) Each member may issue legislative newsletters or other informational material to their constituents. Costs for newsletters and informational material may be billed to the member's individual expense account. Such newsletters or other informational material may be distributed at state expense at any time during a member's term with the following exception:

(a) The period commencing 60 days before the primary election until the day following the election if the member is a candidate for any election or reelection at the primary election.

(b) The period commencing 60 days before the regular general election until the day following the election if the member is a candidate for any election or reelection at the general election.

(2) As used in this rule, "constituent" means an individual that lives within a member's legislative district.

(3) As used in this rule, "distributed" means that the legislative newsletter or informational material has left the possession and control of the member.

(4) As used in this rule, "informational material" and "legislative newsletter" means material suitable for distribution to members of the public informing them of official activities of a legislator and/or concerning legislative related issues. Such material shall not be campaign material, serve partisan political purposes, or take a position on a citizen initiative

**14.40 Sanctioning of Fact Finding Trips.** The following provisions govern whether fact-finding missions will be officially sanctioned under ORS 244.020 (7)(b)(H)(i):

(1) The Chief Clerk of the House shall prepare an application form to collect information required to make the appropriate determination. An application must be submitted to the Chief Clerk before the start of the mission, unless as determined by the Chief Clerk that good cause exists for submitting the application after the deadline. The application must include the following information as an attachment:

(a) A written opinion from the Oregon Government Ethics Commission concluding that the event is a permitted fact-finding mission under ORS 244.020 (7)(b) (H)(i) and the rules of the commission; and

(b) A written itinerary or agenda for all scheduled meetings, events, presenters, meals, travel, lodging, or other activities planned during the mission.

(2) Applications will be approved by the Chief Clerk of the House only if the applicant provides all the information required under subsection (1) of this rule and that information substantiates that the purpose of the activity is for the developing of state commerce, or is for public policy related educational purposes, or is to develop intergovernmental relations or assistance.

(3) All approved applications shall be posted promptly on the Chief Clerk of the House's webpage.

## RECORDS RETENTION

**14.50 Policy on Records.** (1) Except as provided in subsection (3) of this rule, records of members and their legislative assistants that contain information relating to the conduct of the public's business that are prepared, used or retained by the member or assistant must be retained for two years after the records are created.

(2) (a) A member must retain notices of amounts of expenses required by ORS 244.100 (2) for five years.

(b) A member must retain documents in support of statements of economic interest required by ORS 244.050 for two years.

(c) A member must retain relevant documents that are in the member's possession when the member receives a public records request, or a request for discovery of records issued in a court or administrative proceeding, until the request for records is resolved.

(d) Ephemeral communications, including, but not limited to, voicemail, text messages and instant messages, are not required to be retained.

(3) A member or legislative assistant may, at any time, deliver records required to be retained under this rule to the Legislative Administrator. A person who ceases to be a member of the Legislative Assembly shall deliver records under subsection (2) of this rule to the Legislative Administrator within 60 days after the member ceases to be a member. Records delivered to the Legislative Administrator under this rule must identify the person delivering the records and specify the date on which the records may be destroyed.

(4) In order to ensure consistent and timely compliance with the disclosure provisions of the Public Records Law, the Legislative Counsel shall presumptively be designated to receive public records requests on behalf of members. The Legislative Counsel will assist each member in preparing responses to requests and will consult with each member prior to the disclosure of any of the member's records to a requester. A member may respond to a public records request directly, but should notify the Legislative Counsel of the request. Regardless of whether or not a member has designated the Legislative Counsel to receive their public records requests, the member may request assistance from the Legislative Administrator or Legislative Counsel in responding to public records requests at any time.

(5) This rule applies to all records of members and legislative assistants, whether created before, on or after the effective date of this rule.

(6) (a) Before each regular long session, each member and each legislative assistant must receive training provided or approved by the Legislative counsel's office on compliance with this rule and

applicable portions of the public records law. Members not elected to the Legislative Assembly and legislative assistants not employed by the Assembly at the time of this training must be provided information about compliance with this rule within 30 days following their swearing in or hire.

(b) Training must include but is not limited to the requirements for retaining public records and responding to a public records request.

(7) If the response to a records request has not been completed within 10 business days following acknowledgement of the request, the member must provide the requestor an estimate of the number of days required to respond to the records request. If the estimated records production date passes without records being produced or exemptions claimed, the member shall provide a new estimate and explanation of the status of the request. The member may designate the Legislative Counsel to provide the estimate.

(8) As used in this rule, "legislative assistant" means a person employed to assist a member, to assist the Speaker of the House or to assist either caucus leader.

## PERSONNEL RULES AND PROCEDURES

**15.01 Personnel Rules and Procedures.** (1) Except as otherwise provided by law, the Speaker may establish such rules of employment for employees of the House that are deemed necessary.

(2) All salaries for legislative officers and legislative personnel elected or appointed shall be fixed by the appointing authority as provided in the current Legislative Assembly budget.

(3) Employees of the House are at-will employees; therefore, they serve at the pleasure of the appointing authority and shall be appointed or discharged by written notice to the Chief Clerk and the Legislative Administrator.

## CHIEF CLERK; PERSONNEL; ALLOWANCES

**15.05 Chief Clerk; Election and Duties.** (1) There shall be a Chief Clerk who shall be elected by the members and shall be an officer of the House. The Chief Clerk shall take an oath to support the Constitution of the United States and the Constitution of the State of Oregon, for the true and faithful exercise of the duties of the Office of the Chief Clerk, and to keep the confidences of the House. The Chief Clerk serves at the pleasure of the body and may be removed only by a majority vote of the members. In the event that the office becomes vacant at a time when the House is not in session, the Speaker may appoint an acting Chief Clerk to serve until the next regular or special session of the House, at which time the members shall elect a Chief Clerk of the House.

(2) The Chief Clerk shall perform the following duties:

(a) Appoint a Sergeant at Arms in consultation with the Speaker.

(b) Appoint such other non-partisan employees deemed necessary for the effective operations of the House of Representatives in compliance with the Legislative Branch Personnel Rules.

(c) Serve as parliamentarian of the House, providing impartial recommendations.

(d) Keep the measures, papers and records of the proceedings and actions of the House and have charge of the publication and distribution of publications related thereto, except as otherwise provided by law.

(e) Prepare all measures, histories, journals and related publications for printing.

(f) Retain all measures and official papers or records in the Chief Clerk's office or in the Chief Clerk's custody except on duly signed receipts from persons authorized to receive custody.

(g) Perform such other duties as directed by the Speaker or prescribed by law.

(3) The Sergeant at Arms shall perform the following duties:

(a) Under direction of the presiding officer and/or the Chief Clerk, the Sergeant at Arms, assisted by Security Personnel when directed by the presiding officer, shall maintain order in the chamber and other areas assigned to the House.

(b) Permit such ingress to and egress from the chamber during sessions as may be directed by the presiding officer or allowed by the rules.

(c) Execute all processes issued by authority of the House or any of its committees.

(d) Perform such other duties as the Chief Clerk or Speaker may direct.

**15.10 Member's Personal Staff.** (1) (a) A member may appoint personal staff for the session, the interim or both, according to the allowance provided in Rule 15.25.

(b) A member shall establish salaries payable to persons appointed under paragraph (a) of this subsection.

(c) Fringe benefits for persons appointed under paragraph (a) of this subsection shall be as set forth in the Legislative Branch Personnel Rules.

(d) The time of service for all employees begins on the date of filing their appointment with the Legislative Administrator but not sooner than the date set forth in the Legislative Branch Personnel Rules.

**15.15 Leadership Office Personnel.** (1) The Speaker may appoint personnel necessary to perform the functions of the Speaker's office.

(2) In compliance with the Legislative Branch Personnel Rules, the Republican and Democratic leaders may each appoint such employees deemed necessary to perform the functions of the caucus offices.

**15.20 Other Personnel.** (1) In compliance with the Legislative Branch Personnel Rules, the Legislative Administrator shall, in consultation with each chair of a committee and the Speaker, appoint such personnel as deemed necessary in the operations of the committees.

(2) In addition to personnel otherwise authorized, the Speaker may appoint such other personnel as the Speaker considers necessary.

(3) No personnel employed by the House of Representatives shall for the duration of such employment serve as a lobbyist or be employed by a lobbyist; serve as a reporter, commentator or editorialist on legislative matters or be employed by a radio station, television station, newspaper or magazine. All such personnel are subject to ORS 260.432.

**15.25 Expense Allowance.** (1) Each member has an allowance of \$40,502.00 during the 2017 regular session for personal staff,

services and supplies as defined in Rule 16.01 and legislative newsletters as defined in Rule 14.30.

(2) Any amount remaining unexpended or unobligated in a member's individual expense account at the end of a regular session may be used during the interim for expenses as described under subsection (1) of this rule.

## SERVICES AND SUPPLIES

**16.01 Services and Supplies.** (1) Each member shall have an individual services and supplies account. New members will receive a one-time allowance of \$200.00 for start-up expenses.

(2) A member may obtain services and supplies necessary to conduct legislative business by submitting a requisition to personnel responsible for supplying the services or supplies. The requisition shall be signed by the member or by a person authorized by the member. The costs of requisitioned services and supplies shall be charged against the member's individual services and supplies account.

(3) Services and supplies that may be obtained under this rule include:

- (a) Postage (all classes).
- (b) Subscriptions to newspapers and periodicals related to the duties of a state representative until the end of the legislator's term in office.
- (c) Stationery.
- (d) Office supplies and consumables regularly used in office settings by members and staff to conduct legislative business. Decorative items such as artwork, frames, rugs and accessories are considered personal items and therefore not eligible.
- (e) Copying.
- (f) Communications with constituents, including electronic town halls (e.g. tele-town halls), in compliance with Rule 14.30.
- (g) Rental expenses incurred for a town hall meeting, excluding food and beverages.
- (h) Establishment and maintenance of a district office.
- (i) Billings from state agencies for services and supplies.
- (j) Reasonable travel expenses incurred by members while on official legislative business. This item does not include in-district travel. Reimbursement for a member's travel for legislative business must be preapproved by the Chief Clerk. Approval will be granted for attending meetings of organizations for which the Legislature provides dues or approves member payment of dues and for official meetings in which member participation is identified in statute and where the member has been officially appointed to the group by the Speaker. For other travel events members must submit appropriate documentation prior to travel such as a letter of invitation, agenda or completed registration form. Itemized receipts must be submitted for reimbursement upon completion of travel.
- (k) Reasonable travel expenses incurred by caucus office staff, speaker's office staff, and member's personal staff while on official legislative business as authorized by the member.
- (L) Any other service or supply authorized by the Speaker.

(4) Any member who exceeds his or her allowance as provided under these rules or the adopted Legislative Assembly budget will

have the overage deducted from his or her personal monthly expense allowance and any additional indebtedness will be prohibited.

(5) Should a member resign or be removed from office, the individual expense allowance as provided under these rules or the adopted Legislative Assembly budget shall be prorated based on length of service and, in the event an overage exists, further indebtedness shall be prohibited and the overage shall be deducted from his or her personal monthly expense allowance and any remaining indebtedness shall be billed by the Legislative Administrator and appropriate steps for collection taken. Any amount expended in excess of allocation is a debt owed to the state.

(6) All equipment, furniture, unused supplies, and stationery are the property of the Legislative Assembly and shall be returned at the end of a member's legislative service in compliance with ORS 171.136.

**16.05 Attorney General Opinions.** (1) Requests by members for opinions of the Attorney General require approval of either caucus leader or the Speaker as a condition of authorizing payment from legislative appropriations. The legislative appropriation specifically intended for payment of costs for Attorney General opinions shall be divided in the same proportion as the number of party members in the House. The cost of an opinion shall be deducted from the approving leader's allocation. This rule takes precedence over ORS 180.060 (2).

(2) The Legislative Counsel shall provide legal advice and opinions to members without approval of the Speaker, or either caucus leader.

## PRIVILEGES

**17.01 Floor Privileges.** (1) When the House is in session, no person shall be permitted within the bar except:

- (a) Members of the Legislative Assembly;
- (b) Floor personnel of the House;
- (c) One of the following individuals, seated at a member's desk:
  - (i) One individual from the member's personal staff employed under Rule 15.10 or receiving credit in the intern program;
  - (ii) A member of the staff of a House standing committee, statutory committee, special committee or the caucus offices; or
  - (iii) A family member;
- (d) Speaker's and caucus staff;
- (e) Persons authorized by the Speaker; and
- (f) Accredited representatives of the news media.

(2) Courtesies of the house and floor privileges may be extended only to special dignitaries and former members of the Legislative Assembly with permission of the body. However, courtesies shall not be extended to any former member who is registered as a lobbyist with the Oregon Governmental Ethics Commission.

(3) Seating in the side aisles beyond the bar shall be reserved for the families and guests of members and such other persons as may be authorized by the Speaker. However, the privilege shall not be granted to any person actively engaged in seeking the passage or defeat of any measure. An exception may be granted to members of families that have spoken in support of a memorial or resolution in their honor.



(4) While the House is in session, the center aisle of the floor shall be kept clear of all persons except members and the Chief Clerk or someone acting under the Chief Clerk's direction in conduct of the business of the House. Access to the chamber while the House is in session shall be by the side doors and side aisles.

(5) During the period beginning thirty minutes before the opening of each session and ending thirty minutes after the session, no person shall be permitted in the House chamber except those authorized to be in the chamber under this rule.

(6) No person who is a lobbyist as defined in ORS 171.725 shall be permitted on the House floor or the adjacent side aisles while the House is in session.

(7) The Sergeant at Arms shall enforce this rule.

**17.05 Lounge Privileges.** The privilege of using the House lounge shall be limited to members of the House and the Chief Clerk except as otherwise authorized by the Speaker.

**17.10 Assembly Transition.** Those members not returning to serve in the next Legislative Assembly shall vacate their office space in the State Capitol 30 days prior to the convening of that assembly.

### ACCREDITATION OF NEWS MEDIA

**18.01 Accreditation of News Media.** (1) As used in these rules, "accredited representatives of the news media" means bona fide representatives of publications of general circulation and of news wire services and bona fide representatives of radio and television facilities.

(2) In order to obtain accreditation, representatives of the news media shall register in the office of the Chief Clerk, indicating the publication, news, wire service, radio or television station represented. However, any representative of a news media who is also attending the session as a lobbyist as defined in ORS 171.725 shall not be entitled to accreditation or the privileges of the floor.

(3) If a member of the media disrupts the proceedings of the House or its committees, the presiding officer may call the individual to order and direct the individual to leave the chamber or meeting room.

(4) The Speaker may revoke or suspend the credentials of a member of the media who disrupts the proceedings of the House or its committees.

### LOBBYISTS

**19.01 Regulation of Lobbyists.** (1) It is the intention of the House to provide opportunity for all individuals who comply with the requirements of ORS 171.725 to 171.785 and subsection (2) of this rule to appear before members and committees of the House on behalf of or in opposition to any measures before the Legislative Assembly.

(2) The Committee on Rules may, and on the complaint of five members of the House, shall investigate and report on any alleged violation of ORS 171.725 to 171.785 or any alleged improper conduct or wrongdoing by any lobbyist. The committee may as an incident of the investigation require such additional information about the alleged violation, improper conduct or wrongdoing as the majority of the committee considers pertinent and necessary.

(3) If the committee determines that the lobbyist has violated ORS 171.725 to 171.785 or is guilty of improper conduct or

wrongdoing, it shall report its findings and recommendations to the House. The House may take such action as it deems proper.

### CAMPAIGN CONTRIBUTIONS, PROHIBITED ACTIONS

**19.10 Statement of Philosophy.** The House of Representatives is committed to open deliberations. Prompt, thorough and accurate reporting of any campaign contribution is an integral factor in maintaining open government.

**19.20 Campaign Contributions During Session.** No member of the House, during a regular session or during the period between the organizational session and the regular session scheduled during the odd-numbered year, shall accept and/or solicit a contribution to the member or the member's principal campaign committee or accept and/or solicit an expenditure in support of the member from any person. This does not limit a member from using existing campaign funds.

### POLICY ON A HARASSMENT-FREE WORKPLACE

**20.01 Policy on a Harassment-Free Workplace.** (1) The House of Representatives is committed to providing a safe and respectful workplace that is free of harassment. Members and all employees are expected to conduct themselves in a manner that is free of harassment and to discourage all harassment in the workplace and at events, professional meetings, seminars or any events at which legislative business is conducted.

(2) The formal and informal procedures provided for in Legislative Branch Personnel Rule 27 shall apply.

(3) Any recommended action resulting from a formal complaint against a House member shall be recommended to the floor by a committee consisting of equal representation of each caucus. Any formal sanctions recommended against a House member shall be referred to the floor for approval by a 2/3 majority vote of the House before final action is taken against a House Member. Any formal sanctions recommended against a House personal staff member shall be resolved under Legislative Branch Personnel Rule 27.

(4) At the convening of each legislative assembly the Speaker shall appoint the membership of the House Special Committee on Conduct in equal numbers of members from the majority party and the minority party for the purpose of deliberations regarding Workplace Harassment complaints only.

(5) The House shall provide education concerning harassment and procedures to implement this Rule.

By unanimous consent, on request of Speaker, rules suspended to permit consideration of the Report by the Special Committee on Rules immediately.

Holvey moved adoption of the report by the Special Committee on Rules. Motion carried, the vote being: Yeas, 36; Nays, 23 – Barreto, Boles, Bonham, Buehler, Esquivel, Findley, Hayden, Heard, Helfrich, Kennemer, Lewis, McLane, Nearman, Noble, Parrish, Post, Reschke, Smith DB, Smith G, Sprenger, Vial, Whisnant, Wilson; Excused, 1 – Gorsek. Rules of the House of Representatives for the 2018 Regular Session adopted.

By unanimous consent, on request of Speaker, announcement of committee membership was waived. In compliance with the 2018 Regular Session Rules of the House, committee assignments for the 2018 Regular Session

were distributed to members' desks and posted online as follows:

**AGRICULTURE AND NATURAL RESOURCES** – Clem, Chair; McLain, Vice Chair; Sprenger, Vice Chair; Barreto, Esquivel, McKeown, Salinas, Smith DB, Witt.

**BUSINESS AND LABOR** – Holvey, Chair; Barreto, Vice Chair; Bynum, Vice Chair; Boles, Doherty, Evans, Fahey, Heard, Kennemer, Piluso, Wilson.

**EARLY CHILDHOOD AND FAMILY SUPPORTS** – Lively, Chair; Bonham, Vice Chair; Piluso, Vice Chair; Boles, Bynum, Hayden, Keny-Guyer, Malstrom, Smith DB.

**ECONOMIC DEVELOPMENT AND TRADE** – Gomberg, Chair; Marsh, Vice Chair; Smith DB, Vice Chair; Barreto, Clem, Fahey, Helfrich, Helm, Lewis, McKeown, Post.

**EDUCATION** – Doherty, Chair; Hernandez, Vice Chair; Wilson, Vice Chair; Evans, McLain, Parrish, Sollman, Sprenger, Whisnant.

**ENERGY AND ENVIRONMENT** – Helm, Chair; Power, Vice Chair; Reschke, Vice Chair; Barnhart, Bonham, Findley, Holvey, Marsh, Smith DB.

**HEALTH CARE** – Greenlick, Chair; Hayden, Vice Chair; Nosse, Vice Chair; Alonso Leon, Boles, Buehler, Kennemer, Keny-Guyer, Malstrom, Salinas, Vial.

**HIGHER EDUCATION AND WORKFORCE DEVELOPMENT** – Reardon, Chair; Alonso Leon, Vice Chair; Whisnant, Vice Chair; Bynum, Clem, Heard, Noble, Reschke, Sollman.

**HUMAN SERVICES AND HOUSING** – Keny-Guyer, Chair; Olson, Vice Chair; Sanchez, Vice Chair; Gorsek, Meek, Nearman, Noble, Piluso, Stark.

**JUDICIARY** – Barker, Chair; Olson, Vice Chair; Williamson, Vice Chair; Gorsek, Greenlick, Post, Power, Sanchez, Sprenger, Stark, Vial.

**REVENUE** – Barnhart, Chair; Smith G, Vice Chair; Smith Warner, Vice Chair; Buehler, Findley, Hernandez, Marsh, Nosse, Reschke.

**RULES** – Williamson, Chair; McLane, Vice Chair; Rayfield, Vice Chair; Barreto, Holvey, Kennemer, Nosse, Smith Warner, Wilson.

**TRANSPORTATION POLICY** – McLain, Chair; Meek, Vice Chair; Vial, Vice Chair; Bonham, Evans, Noble, Salinas, Wilson, Witt.

**VETERANS AND EMERGENCY PREPAREDNESS** – Evans, Chair; Boone, Vice Chair; Esquivel, Vice Chair; Lewis, Lively, Meek, Parrish, Post.

**CONDUCT** – Greenlick, Chair; Nathanson, Olson, Sprenger.

**JOINT STUDENT SUCCESS** – Smith Warner, Co-Chair; Smith G, Co-Vice Chair; Clem, Fahey, Hernandez, Sprenger, Wilson.

**JOINT WAYS & MEANS** – Nathanson, Co-Chair; Rayfield, Co-Vice Chair; Smith G, Co-Vice Chair; Gomberg, Holvey, McLane, Noble, Smith Warner, Stark, Whisnant, Williamson.

**SUBCOMMITTEE ON CAPITAL CONSTRUCTION** – Holvey, Co-Chair; Kotek, Smith G, Whisnant, Williamson.

**SUBCOMMITTEE ON EDUCATION** – Smith Warner, Co-Chair; Hernandez, Lively, Parrish, Whisnant.

**SUBCOMMITTEE ON GENERAL GOVERNMENT** – Smith G, Co-Chair; Fahey, Gomberg, Marsh, Nearman.

**SUBCOMMITTEE ON HUMAN SERVICES** – Rayfield, Co-Chair; Alonso Leon, Buehler, Hayden, Malstrom.

**SUBCOMMITTEE ON NATURAL RESOURCES** – Witt, Co-Chair; Esquivel, Helm, Lewis, Power.

**SUBCOMMITTEE ON PUBLIC SAFETY** – Stark, Co-Chair; Barker, Helfrich, Piluso, Sanchez.

**SUBCOMMITTEE ON TRANSPORTATION AND ECONOMIC DEVELOPMENT** – Gomberg, Co-Chair; Meek, Nearman, Noble, Reardon.

**JOINT TRANSPORTATION** – McKeown, Co-Chair; Olson, Co-Vice Chair, Lively, McLain, Smith G.

**JOINT LEGISLATIVE INFORMATION MANGEMENT & TECHNOLOGY** – Nathanson, Co-Chair; Clem, Nearman.

**JOINT COMMITTEE ON LEGISLATIVE AUDITS** – McLain, Co-Chair; Nathanson, Whisnant.

**JOINT LEGISLATIVE ADMINISTRATION** – Kotek, Co-Chair; Barnhart, McLane, Smith G, Sprenger, Williamson, Nathanson (Alternate).

**JOINT LEGISLATIVE COUNSEL** – Kotek, Co-Chair; Barnhart, McLane, Vial, Williamson.

**JOINT COMMITTEE ON LEGISLATIVE POLICY AND RESEARCH** – Kotek, Co-Chair; Greenlick, Kennemer, Nathanson, Sprenger, Vial.

Boles moved the Chief Clerk be instructed to notify the Senate and the Governor that the House of Representatives has organized and is ready for the business of the 2018 Regular Session of the Seventy-ninth Legislative Assembly. Motion carried on viva voce vote.

Salinas moved that members of the Senate be invited to sit in Joint Session with members of the House at 9:30 a.m. today for the purpose of hearing the State of the State address by the Honorable Kate Brown, Governor of the State of Oregon. Motion carried on viva voce vote.

Salinas moved that Governor Kate Brown be invited to the Joint Session of the House and Senate at 9:30 a.m. today for the purpose of hearing from her on the State of the State. Motion carried on viva voce vote.

By unanimous consent, on request of Speaker, rules suspended to temporarily advance to the order of business First Reading of Memorials and Resolutions.

HCR 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211;  
HJR 201, 202, 203, 204 – Introduced, read and passed to  
Speaker’s desk for referral.

The following measures were referred from the desk of the  
Speaker and recorded on Committee Referral List No. 1  
dated February 5, 2018.

HCR 201 Rules  
HCR 202 Rules  
HCR 203 Rules  
HCR 204 Rules  
HCR 205 Rules  
HCR 206 Rules  
HCR 207 Rules  
HCR 208 Rules  
HCR 209 Rules  
HCR 210 Rules  
HCR 211 Rules  
HJR 201 Human Services and Housing; Rules  
HJR 202 Human Services and Housing; Rules  
HJR 203 Health Care; Rules  
HJR 204 Rules

By unanimous consent, on request of Speaker, rules  
suspended to temporarily advance to the order of business  
First Reading of House Bills.

HB 4001, 4002, 4003, 4004, 4005, 4006, 4007, 4008, 4009,  
4010, 4011, 4012, 4013, 4014, 4015, 4016, 4017, 4018, 4019,  
4020, 4021, 4022, 4023, 4024, 4025, 4026, 4027, 4028, 4029,  
4030, 4031, 4032, 4033, 4034, 4035, 4036, 4037, 4038, 4039,  
4040, 4041, 4042, 4043, 4044, 4045, 4046, 4047, 4048, 4049,  
4050, 4051, 4052, 4053, 4054, 4055, 4056, 4057, 4058, 4059,  
4060, 4061, 4062, 4063, 4064, 4065, 4066, 4067, 4068, 4069,  
4070, 4071, 4072, 4073, 4074, 4075, 4076, 4077, 4078, 4079,  
4080, 4081, 4082, 4083, 4084, 4085, 4086, 4087, 4088, 4089,  
4090, 4091, 4092, 4093, 4094, 4095, 4096, 4097, 4098, 4099,  
4100, 4101, 4102, 4103, 4104, 4105, 4106, 4107, 4108, 4109,  
4110, 4111, 4112, 4113, 4114, 4115, 4116, 4117, 4118, 4119,  
4120, 4121, 4122, 4123, 4124, 4125, 4126, 4127, 4128, 4129,  
4130, 4131, 4132, 4133, 4134, 4135, 4136, 4137, 4138, 4139,  
4140, 4141, 4142, 4143, 4144, 4145, 4146, 4147, 4148, 4149,  
4150, 4151, 4152, 4153, 4154, 4155, 4156 – Introduced, read  
and passed to Speaker’s desk for referral.

The following measures were referred from the desk of the  
Speaker and recorded on Committee Referral List No. 1  
dated February 5, 2018.

HB 4001 Energy and Environment; Ways and Means  
HB 4002 Energy and Environment  
HB 4003 Health Care  
HB 4004 Veterans and Emergency Preparedness; Ways and  
Means  
HB 4005 Health Care; Ways and Means  
HB 4006 Human Services and Housing  
HB 4007 Human Services and Housing; Revenue  
HB 4008 Judiciary  
HB 4009 Judiciary  
HB 4010 Human Services and Housing; Ways and Means  
HB 4011 Revenue  
HB 4012 Business and Labor  
HB 4013 Education  
HB 4014 Higher Education and Workforce Development  
HB 4015 Agriculture and Natural Resources; Ways and

Means  
HB 4016 Energy and Environment  
HB 4017 Revenue  
HB 4018 Health Care  
HB 4019 Health Care  
HB 4020 Health Care; Ways and Means  
HB 4021 Business and Labor  
HB 4022 Energy and Environment  
HB 4023 Economic Development and Trade  
HB 4024 Economic Development and Trade; Ways and  
Means  
HB 4025 Economic Development and Trade; Ways and  
Means  
HB 4026 Revenue  
HB 4027 Revenue  
HB 4028 Revenue  
HB 4029 Agriculture and Natural Resources; Ways and  
Means  
HB 4030 Agriculture and Natural Resources; Ways and  
Means  
HB 4031 Agriculture and Natural Resources  
HB 4032 Rules; Ways and Means  
HB 4033 Rules; Ways and Means  
HB 4034 Agriculture and Natural Resources  
HB 4035 Higher Education and Workforce Development;  
Ways and Means  
HB 4036 Education  
HB 4037 Early Childhood and Family Supports; Ways and  
Means  
HB 4038 Veterans and Emergency Preparedness; Ways and  
Means  
HB 4039 Veterans and Emergency Preparedness; Ways and  
Means  
HB 4040 Veterans and Emergency Preparedness; Ways and  
Means  
HB 4041 Higher Education and Workforce Development;  
Ways and Means  
HB 4042 Higher Education and Workforce Development;  
Ways and Means  
HB 4043 Higher Education and Workforce Development  
HB 4044 Education; Ways and Means  
HB 4045 Agriculture and Natural Resources  
HB 4046 Business and Labor  
HB 4047 Education  
HB 4048 Business and Labor  
HB 4049 Judiciary; Ways and Means  
HB 4050 Judiciary  
HB 4051 Education; Ways and Means  
HB 4052 Economic Development and Trade; Ways and  
Means  
HB 4053 Higher Education and Workforce Development;  
Ways and Means  
HB 4054 Transportation Policy  
HB 4055 Judiciary  
HB 4056 Judiciary  
HB 4057 Health Care; Ways and Means  
HB 4058 Business and Labor  
HB 4059 Transportation  
HB 4060 Transportation  
HB 4061 Transportation  
HB 4062 Transportation Policy; Ways and Means  
HB 4063 Transportation Policy  
HB 4064 Transportation Policy; Ways and Means  
HB 4065 Early Childhood and Family Supports; Ways and  
Means  
HB 4066 Early Childhood and Family Supports; Ways and

Means  
 HB 4067 Early Childhood and Family Supports; Ways and Means  
 HB 4068 Agriculture and Natural Resources  
 HB 4069 Revenue; Ways and Means  
 HB 4070 Business and Labor; Ways and Means  
 HB 4071 Business and Labor; Ways and Means  
 HB 4072 Health Care; Ways and Means  
 HB 4073 Rules  
 HB 4074 Revenue; Ways and Means  
 HB 4075 Agriculture and Natural Resources  
 HB 4076 Rules; Ways and Means  
 HB 4077 Rules  
 HB 4078 Revenue  
 HB 4079 Early Childhood and Family Supports; Ways and Means  
 HB 4080 Revenue  
 HB 4081 Early Childhood and Family Supports  
 HB 4082 Judiciary  
 HB 4083 Revenue  
 HB 4084 Health Care  
 HB 4085 Human Services and Housing  
 HB 4086 Business and Labor  
 HB 4087 Business and Labor  
 HB 4088 Business and Labor  
 HB 4089 Agriculture and Natural Resources; Ways and Means  
 HB 4090 Veterans and Emergency Preparedness; Ways and Means  
 HB 4091 Revenue; Ways and Means  
 HB 4092 Transportation Policy  
 HB 4093 Business and Labor  
 HB 4094 Judiciary  
 HB 4095 Judiciary  
 HB 4096 Judiciary; Ways and Means  
 HB 4097 Judiciary; Ways and Means  
 HB 4098 Veterans and Emergency Preparedness  
 HB 4099 Transportation Policy; Ways and Means  
 HB 4100 Agriculture and Natural Resources  
 HB 4101 Health Care  
 HB 4102 Education; Ways and Means  
 HB 4103 Health Care  
 HB 4104 Health Care  
 HB 4105 Health Care; Ways and Means  
 HB 4106 Agriculture and Natural Resources; Ways and Means  
 HB 4107 Health Care  
 HB 4108 Revenue  
 HB 4109 Agriculture and Natural Resources; Ways and Means  
 HB 4110 Business and Labor  
 HB 4111 Transportation Policy; Ways and Means  
 HB 4112 Business and Labor; Ways and Means  
 HB 4113 Business and Labor  
 HB 4114 Business and Labor  
 HB 4115 Business and Labor; Ways and Means  
 HB 4116 Judiciary  
 HB 4117 Revenue  
 HB 4118 Agriculture and Natural Resources; Legislative Audits  
 HB 4119 Education  
 HB 4120 Revenue  
 HB 4121 Economic Development and Trade; Ways and

Means  
 HB 4122 Business and Labor; Ways and Means  
 HB 4123 Business and Labor  
 HB 4124 Agriculture and Natural Resources  
 HB 4125 Health Care; Ways and Means  
 HB 4126 Energy and Environment; Ways and Means  
 HB 4127 Business and Labor  
 HB 4128 Business and Labor  
 HB 4129 Human Services and Housing; Ways and Means  
 HB 4130 Transportation Policy; Ways and Means  
 HB 4131 Business and Labor; Ways and Means  
 HB 4132 Judiciary  
 HB 4133 Health Care; Ways and Means  
 HB 4134 Human Services and Housing  
 HB 4135 Health Care  
 HB 4136 Health Care  
 HB 4137 Health Care; Ways and Means  
 HB 4138 Transportation Policy  
 HB 4139 Revenue; Ways and Means  
 HB 4140 Judiciary  
 HB 4141 Higher Education and Workforce Development  
 HB 4142 Revenue  
 HB 4143 Health Care; Ways and Means  
 HB 4144 Business and Labor  
 HB 4145 Judiciary  
 HB 4146 Health Care; Ways and Means  
 HB 4147 Business and Labor  
 HB 4148 Energy and Environment; Ways and Means  
 HB 4149 Judiciary  
 HB 4150 Judiciary  
 HB 4151 Health Care; Ways and Means  
 HB 4152 Veterans and Emergency Preparedness; Ways and Means  
 HB 4153 Higher Education and Workforce Development  
 HB 4154 Business and Labor  
 HB 4155 Rules; Ways and Means  
 HB 4156 Health Care

House recessed until 12:00 p.m. Monday, February 5, 2018 on motion of Barnhart.

#### **Monday, February 5, 2018 – Joint Assembly**

The Senate and House met in Joint Session at 9:30 a.m. for the purpose of receiving the State of the State Address from Oregon's Thirty-eighth Governor, the Honorable Kate Brown.

President Courtney presiding.

The Secretary of the Senate called the roll of the Senate. All present.

The Chief Clerk of the House of Representatives called the roll of the House. All present except: Excused for Business of the House, 2 – Gorsek, Holvey.

Without objection, a committee to escort Governor Kate Brown was named by the Chair without the formality of a motion.

By unanimous consent, President Courtney appointed Representatives McLane and Williamson and Senators Winters and Burdick to escort the Honorable Kathe Brown, Governor of Oregon, within bar of the House.

Speaker Kotek presiding.

The Colors were posted by the Special Olympics Oregon Athletes assisted by the Oregon National Guard Joint Color Guard.

Governor Brown addressed the joint assembly.

“Thank you, Madam Speaker and Mr. President.

“My colleagues and fellow Oregonians, good morning. I appreciate the opportunity to address this joint session of the Oregon Legislature.

“This morning, I’d like to share a story about an American family – my family.

“My grandmother Lois, my dad’s mom, was a nurse; my grandfather was a doctor. He was brilliant, but he struggled with drug addiction most of his life.

“They separated, living apart for many years, leaving my grandmother to raise their four young sons alone.

“Living on nurses’ wages, it was terribly difficult for her; a constant and exhausting struggle to make ends meet.

“But, she never stopped thinking about her sons’ future. Those four little boys kept her going. Mostly by her own example, she instilled in them the importance of self-reliance and hard work.

“She taught them that the key to a better life was education, education, education.

“All four boys finished high school, went on to college, and served in the military. Three became doctors; one became an engineer.

“One of those doctors was my dad. And because my dad worked very hard, my childhood was very different than his. I grew up in a solid, safe, middle-class neighborhood. I never worried about whether I had enough to eat, or if the heat would be turned off during the sub-zero Minnesota winters. I knew from an early age that I was going to college, and that my parents would support me.

“I was raised to believe that I could accomplish anything I set my mind to.

“All because 85 years ago, my Grams put her family on a path out of poverty.

“American families across the country have their own versions of my family story, most with the same takeaway: if you worked hard and played by the rules, you earned a chance at a better life for yourself and your children.

“These family stories are the realization of the American Dream.

“But too many in Oregon, the American Dream has become the Impossible Dream. It seems no matter how much you work, it’s very hard to get ahead... Much less, set aside money for retirement or a down payment on a home.

“Oregon is a leader in economic recovery, and unemployment is hitting record lows.

“Yet, too many people need to work more than one job just to get by.

“Oregon’s rising economic tide should be lifting all boat. Yet, many hardworking families are still under water.

“I spend a lot of time with working people across our state. I’ve taken a hard look at their work experiences – from their first job to their last before retirement. I hear from them that one job isn’t enough to make ends meet.

“Others may have a job, but they are stuck – they don’t have the skills they need to get a better one.

“I also spend a lot of time with business owners across the state – urban and rural – large and small. They tell me that they are hiring and they want to hire more. But, they have trouble finding workers in their communities with the right skills to fill these jobs.

“In Oregon, there are five types of occupations driving the growth of our economy. And they all require highly technical skills”

Advanced manufacturing

Bioscience

Energy, solar, and wind

Healthcare, and

Information technology

“Now when I first saw that list, I assumed you had to have a college degree to get one of these jobs.

“That’s a myth.

“We should be preparing our high school graduates for these jobs. For some, even right out of high school.

“As you all know, Oregon’s high school graduation rate underscores that we are not doing enough to ensure that every student graduates from high school with a plan for what they’ll do next. For some, the next step is college, and for others, the next step is their first job.

“But currently, one out of every four job openings in Oregon’s tech industry is filled from out of state.

“One out of every five jobs for advanced manufacturing are filled from out of state.

“Just this past summer, private businesses in Oregon reported 66,000 job vacancies.

“Looking ahead, state economists are projecting 27,000 high-wage, high-demand job openings each year through 2024.

“It is clear. There is a gap between the skills Oregon’s workers have and the skills that our growing businesses need.

“This is unacceptable.

“And it’s also an incredible opportunity.

“It’s an opportunity for our students, for our businesses, and for the well-being of our communities.

“As policymakers, we talk about increasing prosperity and stopping the cycle of poverty.

“My vision is of an Oregon where we increase economic prosperity and do it in a way that ensures prosperity is inclusive. An Oregon where everyone is given the same fair shot at building a better life for themselves and for their children.

“As my friend Tom Chamberlain says, the single best way to get a family out of poverty is through a good paying job.

“So, we have these good paying jobs sitting vacant.

“At the same time we have Oregonians who want to provide better lives for themselves and their families.

“It’s time to close this skills gap.

“And to realize this vision, I am launching Future Ready Oregon.

“Future Ready Oregon starts with my grandmother’s mantra: education, education, education.

“And the goal is to close the skills gap between the workforce we have and the workforce we need to fuel Oregon’s economy.

“To accomplish this goal, we need to make sure every student graduates with a plan for their future and the tools that they need to compete in a global economy.

“We know that students who can envision their future are more likely to finish high school. And today, every student’s future begins with a high school diploma and a plan for their next step.

“Hands-on learning connects classrooms to career, inspiring students with a sense of purpose, giving them the drive they need to walk across that graduation stage and into their first job.

“In the three years I have been Governor, our graduation rate has improved by nearly five percent.

“One of the reasons for this success is the expansion of the hands-on learning experiences to more of our students –especially students from historically underserved communities.

“Last school year, 86 percent of students in Oregon who experienced hands-on learning, like Career and Technical Education programs, graduated from high school on time.

“86 percent.

“That’s why we quadrupled funding for CTE programs last session.

“And it’s why I will ensure every single school district offers hands-on learning opportunities for every single student. And in my proposed budget for the next biennium, that’s why I will dedicate 300 million dollars to hands-on learning programs in our schools.

“But, this investment is only effective if educators, employers, and community-based partners actively collaborate so graduates have skills that align with jobs in their communities.

“Just down the road from here, the Salem-Keizer School District has partnered with local business leaders to build the Career and Technical Education Center. Together, they have tailored programs for high schoolers to learn skills for the local high-growth industries.

“Their graduation rate?

“98 percent.

“We must replicate this success in every community across the state.

“It’s a key to meeting our goal of a 90 percent graduation rate by 2025.

“Money alone won’t help us meet our goals. We must understand that not every student is headed towards a four-year college degree. But if we arm students with marketable, in-demand skills, and a plan to use them, we light the path toward graduation and a good job.

“High-wage, high-demand jobs with advanced potential.

“Jobs that help our families get ahead.

“Jobs that open the door to a better life.

“These are the kids of plans that turn learners into earners.

“Not just through high school, but into the next stage of a worker’s career.

“Most of our grandparents – or even our parents – took a job as a young person and stayed in that job or with that company until retirement.

“My mom had it a bit easier than my dad. Her parents, my granny and grandpa, married young. She was nineteen; he was twenty. They eloped and got married at the county courthouse in Tulsa, Oklahoma. They were married for over 75 years, until my granny passed away at 96.

“My grandpa didn’t go to college, but shortly after high school, he started working at a food distributor called the Nash Finch company. He started in the warehouse. Over the years he worked hard. He eventually earned a really good salary. They were able to raise my mom and my uncle Jon and send them both to college. He was extremely dedicated to that company. When he retired at 65, they threw him a party and gave him a plaque.

“He lived to be 100 on the pension he accrued over a lifetime of work.

“The days of getting a job and keeping it for a lifetime are over.

“Today’s graduates are likely to change jobs about every three years. This current generation of workers will change careers – not just jobs, but careers – seven times over the course of their adult lives.

“We must build new pathways from the first job someone takes to their last. Pathways that ensure hardworking Oregonians can develop cutting-edge skills that give our state an economic advantage.

“Pathways that include skill training and registered apprenticeships to make Oregonians the first choice for high-wage, high-demand jobs.

“Jobs that buy groceries.

“Jobs that pay the rent.

“Jobs that help save for retirement.

“Over the course of the next year, through a series of executive actions, policy positions, and legislation, Future Ready Oregon will build these pathways for adults to get the right skills for the right jobs of Oregon’s future.

“I want each and every one of you to join me in taking five steps toward strengthening Oregon’s workforce.

“First, we have to change the way the state makes investments so that they are equitable across Oregon. To build pathways for lifelong learners as they advance throughout their careers. That’s why I have realigned Business Oregon’s priorities to focus on work that impacts communities of color and Rural Oregon, including Oregon’s nine tribes.

“As an example, we are now investing in broadband and prioritizing infrastructure investments to increase competitiveness of Oregon’s rural industries. We are also providing incentives to businesses to expand apprenticeships and job training opportunities for limited-English speakers and underserved communities.

“We are working with the Higher Education Coordinating Commission and Business Oregon to improve coordination between high-growth industries and our job training programs. Our community colleges are a key component of this work as well.

“As we work together with industries across the state, we can take the second step and fuel growth with what I am calling “Next-Gen Apprenticeships.” These are training programs in technical fields like IT, healthcare, advanced wood manufacturing, and high-tech manufacturing.

“Next-Gen Apprenticeships will expand registered apprenticeship opportunities to give hardworking Oregonians a competitive edge, ensuring they have the skills for today’s technologies and tomorrow’s advancements.

“This is happening right now in Bend and Eugene. The program is called Apprenti. It’s just getting started, but already job seekers are flocking to the program. Businesses are excited too.

“Third, we must also work to turn wage earners into job creators.

“I have proposed a bill this session that directs Business Oregon to develop a loan program to help those who are skilled in the construction industry start their own businesses. They are only eligible for these loans if they work on affordable housing in our rural communities. And that means these businesses will open where jobs are needed the most: rural Oregon.

“In all of our communities, even if someone is qualified for a job, they may not be able to live near it. It can be just as difficult to find housing in Pendleton as it is in Portland.

“This is a major threat to our continued growth and economic prosperity.

“That’s why I’m taking the fourth step toward making Future Ready Oregon a reality. I have directed my Regional Solutions team to partner with local communities, the business sector, and private developers to address the housing shortage for working families in Oregon.

“Several pilot projects, selected from dozens of proposals, will be announced in the coming weeks. From these, we’ll learn what can be scaled up and replicated.

“We also need to build on the success of the industries that have the highest rate of return. One of our largest growing industries is healthcare. Those training to enter the field should have fewer hoops to jump through and a wider range of opportunities to earn a good wage to support their families.

“In the fifth step, I will work to better align training and requirements for entry-level jobs in health care, in-home care, and community-based health to ensure that there is a ladder to a career for people gaining skills in caregiving.

“Strategic investments in these key sectors and in specific regions of the state will spark job growth and fuel our economy.

“Giving our students hands-on learning opportunities – and once they graduate, supporting them as lifelong learners – is the beginning of Future Ready Oregon.

“It is a new way of thinking about our economy and the Oregonians who work in it.

“By working together, we can ensure that economic prosperity reaches every single corner of the state.

“Everyone deserves the chance my family had – to get a good education. “To work hard.

“to have the opportunity to build a better life.

“I stand before you today on the shoulders of my grandparents and parents who worked hard to create a path for me to get here.

“Each of us stands on the shoulders of those who came before us.

“We are the next generation who stepped forward to say, ‘Oregon is my home. This is my community; these are my neighbors – our children are the future of this state. And I have a responsibility to try to make things better.’

“It is fitting that we sit in this chamber to consider the future of Oregon that we will help shape, together.

“We know how to rise above our differences. To put Oregon before party. To put Oregonians first.

“Just last session, Senator Boquist, Senator Beyer, Representative McKeown and now Senator Bentz played critical roles in passage of the transportation package that will create jobs and make our roads and bridges safer.

“Senator Knopp and Senator Taylor helped pass pay equity and fair scheduling, the first of its kind in the country.

“Representative Rayfield and Senator Jackie Winters worked hard to fund health care.

“And, after we experienced devastating wildfires this summer, I am very grateful to Rep. David Brock Smith – and to all of you who represent districts impacted by fire and smoke, who continue to be strong advocates for recovery.

“This Legislature is more diverse than ever – and a more accurate representation of our state. This diversity is major asset; it means more Oregon voices and experiences and communities are represented at the decision-making table. And this is a very good thing.

“We are at our best when we are diverse in our world views and experiences, but united in our resolve to make the well-being of the people of Oregon our highest priority.

“A divided and chaotic Washington, D.C. is unworkable, but a united Oregon is unstoppable.

“That’s why, under my leadership, we preserve the beauty and bounty of Oregon and continue to fight to keep our public lands in public hands.

“That’s why we won’t let Washington, D.C. take healthcare away from thousands of Oregonians.

“And that’s why I’ll fight to keep Oregon a welcoming place to all who call our state home – including our immigrant families and Dreamers. They embody the ideals of the American Dream and are an integral part of our communities, our culture, and our economy.

“As we come together this session, let us commit to keeping our promise to Oregonians. To take responsibility for moving Oregon forward.

“We must fuel our economy by closing the skills gap and ensuring our children are school ready and our schools are strong.

“We must make the PERS system more sustainable and keep the debt we owe from hobbling public education.

“We must operate state government as efficiently as possible. Being careful with every single taxpayer dollar.

“We must tackle the opioid crisis that threatens the ability of so many Oregonians to lead healthy and productive lives.

“And we must always keep our eyes on the horizon, making sure that the next generation has opportunities to make better lives for themselves.

“To give anything less than our very best effort is to waste this opportunity given to us by the people of Oregon.

“They are counting on us; we cannot let them down.

“Thank you.”

Representatives McLane and Williamson and Senators Winters and Burdick escorted Governor Brown from the House Chamber.

Speaker Kotek declared the Joint Assembly adjourned.

### **Monday, February 5, 2018 – Afternoon Session**

House reconvened at 12:00 p.m. Speaker in Chair.

Upon verification of quorum: All present except: Excused, 1 – Clem.

Message from the Senate announcing the Senate has organized and is ready for the business of the 2018 Regular Session of the Seventy-ninth Legislative Assembly.

SCR 202 – Message from the Senate announcing adoption.

SCR 202 – Read first time.

SCR 202 – By unanimous consent, on request of Speaker, rules suspended to permit immediate final consideration.

SCR 202 – Read. Carried by Williamson. On adoption of the measure, the vote was: Yeas, 59; Excused, 1 – Clem. Resolution adopted.

House adjourned until 11:00 a.m. Wednesday, February 7, 2018 on motion of Barnhart.

### **Wednesday, February 7, 2018 – Morning Session**

House convened at 11:00 a.m. Speaker Pro Tempore in Chair.

Opening ceremony presented by Representative Margaret Doherty, Tigard, reading “The Dash,” by Linda Ellis.

Upon verification of quorum: All present except: Absent, 1 – Hernandez; Excused, 1 – Speaker Kotek.

Committee Report File No. 1 dated February 6, 2018 was distributed.

HB 4047 – Report by Committee on Education recommending passage.

HB 4095 – Report by Committee on Judiciary recommending passage.

Committee Report File No. 2 dated February 6, 2018 was distributed.

HB 4048 – Report by Committee on Business and Labor recommending passage with amendments and be printed A-Engrossed.

HB 4087 – Report by Committee on Business and Labor recommending passage with amendments and be printed A-Engrossed.

HB 4088 – Report by Committee on Business and Labor recommending passage with amendments and be printed A-Engrossed.

HB 4047, 4048, 4087, 4088, 4095 – Read second time and passed to third reading.

House adjourned until 11:00 a.m. Thursday, February 8, 2018 on motion of Barnhart.

### **Thursday, February 8, 2018 – Morning Session**

House convened at 11:00 a.m. Speaker in Chair.

Opening ceremony was a moment of silence.

Upon verification of quorum: All present except: Excused, 2 – Evans, Nearman.

SCR 202 – Message from the Senate announcing President signed on February 7, 2018.

HCR 212, 213 – Introduced, read and passed to Speaker’s desk for referral.

The following measures were referred from the desk of the Speaker and recorded on Committee Referral List No. 2 dated February 8, 2018.

HCR 212 Rules  
HCR 213 Rules

Committee Report File No. 3 was distributed on February 7, 2018.

HB 4014 – Report by Committee on Higher Education and Workforce Development recommending passage.

HB 4019 – Report by Committee on Health Care recommending passage with amendments and be printed A-Engrossed.

HB 4082 – Report by Committee on Judiciary recommending passage with amendments and be printed A-Engrossed.

HB 4143 – Report by Committee on Health Care recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HCR 201 – Report by Committee on Rules recommending adoption.

HCR 202 – Report by Committee on Rules recommending adoption.

HCR 203 – Report by Committee on Rules recommending adoption with amendments and be printed A-Engrossed.

HCR 204 – Report by Committee on Rules recommending adoption with amendments and be printed A-Engrossed.

HCR 205 – Report by Committee on Rules recommending adoption.

HCR 206 – Report by Committee on Rules recommending adoption.

HCR 207 – Report by Committee on Rules recommending adoption.

HCR 209 – Report by Committee on Rules recommending adoption.

HCR 210 – Report by Committee on Rules recommending adoption.

HCR 211 – Report by Committee on Rules recommending adoption.

Smith DB moved that in compliance with Article IV, Section 19 of the Oregon Constitution, and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for today’s third reading calendar and



that they be read by title only. Motion carried on viva voce vote.

HB 4157, 4158, 4159, 4160 – Read first time and passed to Speaker’s desk for referral.

The following measures were referred from the desk of the Speaker and recorded on Committee Referral List No. 2 dated February 8, 2018.

HB 4157 Health Care  
 HB 4158 Rules  
 HB 4159 Business and Labor  
 HB 4160 Early Childhood and Family Supports

HB 4014, 4019, 4082 – Read second time and passed to third reading.

HB 4047 – Read third time. Carried by Bynum, Vial. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Nearman. Bill passed.

HB 4048 (A-Engrossed) – Read third time. Carried by Esquivel. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Nearman. Bill passed.

HB 4087 (A-Engrossed) – Read third time. Carried by Evans. On passage of the bill the vote was: Yeas, 56; Nays, 3 – Post, Stark, Wilson; Excused, 1 – Nearman. Bill passed.

HB 4088 (A-Engrossed) – Read third time. Carried by Boles. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Nearman. Bill passed.

HB 4095 – Read third time. Carried by Williamson. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Nearman. Bill passed.

HCR 202, 210 – By unanimous consent, on request of Speaker, rules suspended and measures made Special Orders of Business immediately following the order of business Committee Reports on the Monday, February 12, 2018 Calendar.

HCR 201, 205, 211 – By unanimous consent, on request of Speaker, rules suspended and measures made Special Orders of Business immediately following the order of business Committee Reports on the Tuesday, February 13, 2018 Calendar.

HCR 207 – By unanimous consent, on request of Speaker, rules suspended and measure made a Special Order of Business immediately following the order of business Committee Reports on the Wednesday, February 14, 2018 Calendar.

HCR 206 – By unanimous consent, on request of Speaker, rules suspended and measure made a Special Order of Business immediately following the order of business Committee Reports on the Thursday, February 15, 2018 Calendar.

HCR 209 – By unanimous consent, on request of Speaker, rules suspended and measure made a Special Order of Business immediately following the order of business Committee Reports on the Friday, February 16, 2018 Calendar.

SCR 202 – Speaker signed on February 7, 2018.

House adjourned until 11:00 a.m. Friday, February 9, 2018 on motion of Barnhart.

### Friday, February 9, 2018 – Morning Session

House convened at 11:00 a.m. Speaker in Chair.

Opening ceremony was a moment of silence.

Upon verification of quorum: All present except: Excused, 2 – Clem, Kennemer.

HB 5006 (2017 Regular Session) – Message from the Governor announcing she approved with line item veto, section 4, subsections 1 and 3, and signed, without affecting remaining provisions on August 15, 2017.

August 15, 2017

The Honorable Dennis Richardson  
 Secretary of State  
 136 State Capitol  
 900 Court St NE  
 Salem, OR 97301

Dear Secretary Richardson,

My approach to leadership and the example I want to set as Governor of Oregon is to establish key principles and goals that benefit our state, and then work with legislators, other elected officials, citizens and businesses to achieve these goals collaboratively using the democratic process and without being dictatorial.

I have carefully considered the use of my veto power since becoming governor and until this month, have avoided this last resort by encouraging close collaboration between the Legislature and the Executive branch. However, the most recent legislative session proved the veto pen must be used, at times, to ensure fair dealing on behalf of Oregonians.

In the following examples, trust matters. Process matters. Hearing from all sides matters. And making a decision in the interest of all Oregonians matters.

House Bill 5006 Section 83

A shining example of the right way to create policy that benefits all Oregonians was the transportation package, House Bill 2017. This was a chance to help bridge the economic divide between rural and urban Oregon.

Taking on this charge meant that as elected officials, we must recognize that we are collectively accountable to the entire state. Being fair to the public means making hard choices in a transparent manner.

After my Transportation Vision Panel completed its report in May 2016 that called for robust investments in all modes of transportation across Oregon, I worked with legislators to establish a process for them to travel the state, hear diverse opinions from Oregonians, listen to affected parties, and negotiate a package to responsibly fund our transportation needs while at the same time increasing accountability and cost-effectiveness. Bipartisan negotiations were not always easy, but in the end they were fruitful. Hours and hours of negotiations and work group meetings among dozens of legislators occurred to develop a final package, including a wide range of specific transportation projects across the state.

The legislature considered the unique circumstances of each local economy across the state and weighed them against each other in order to responsibly allocate taxpayer dollars to the greatest benefit of all Oregonians. For the city of Portland, this included, among other things, \$110 million for safety and other improvements to SE Powell Boulevard that was prioritized by Portland-area legislators.

For reasons that are unclear, the SW Capitol Highway project – Section 83 of House Bill 5006 – was not included in the final Transportation Package. Instead this project ended up being included in an unrelated budget bill, House Bill 5006. In Oregon, the type of funds used to pay for projects matter. General and lottery funds traditionally have been spent on schools, healthcare and services for veterans and seniors. Road-related taxes cannot be spent on these items. Because of this, funding road projects with lottery dollars should be a last resort. For this reason, I noticed this line item as a potential veto.

In the past week, I've received significant input from a wide range of constituencies since providing the veto notice. It's clear that the City of Portland SW Capitol Highway Safety Improvements project is a good project and should be funded. In the interest of all who have worked so hard on this project, I will not veto this item.

However, I continue to believe that lottery dollars should be used only as a last resort on road projects, so in the interest of clearly stating my position for the future, I hereby serve notice of potential veto on all future road projects funded with general or lottery funds.

#### House Bill 5006 Section 4

The Representative from Medford committed to supporting House Bill 2391, which funded the Oregon Health Plan, in exchange for funding the projects listed in section 4. House Bill 2391 funds health care for Oregon's most vulnerable populations and supports valuable health services that several hundred thousand Oregonians rely on. This funding is vital in a time of federal threats to the stability and even the existence of the United States' health care system.

I am not a fan of this type of explicit horse-trading on unrelated legislation. But, having served in the legislature I understand that political compromise is often necessary. The Representative broke this straightforward agreement, and in the interest of being able to negotiate support for future legislation that all sides honor, I must hold him accountable.

Since my veto notification on these projects, I have received extensive input from the Southern Oregon community on the importance of the Holly Theatre project. Because of this, I am not vetoing this project. I ask the Legislature to reevaluate the Bradshaw Drop Irrigation and the Harry and David Baseball Park projects based on their merits in the next legislative session.

Article V, Sec. 15a of the Oregon Constitution grants the Governor of Oregon the "power to veto single items in appropriations bills... without thereby affecting any other provision of such bill."

In accordance with Article V, Sec. 15a, I hereby disapprove, disallow, and veto the following items of Enrolled House Bill 5006 without affecting the remaining provisions of the bill:

#### House Bill 5006 Section 4

- (1) Bradshaw Drop Irrigation Canal project....\$1,895,000
- (2) Harry and David Baseball Park.....\$ 750,000

I have signed House Bill 5006 as to the remaining provisions of the bill and return the signed bill to you with this letter. On this bill, I have lined through the items I disallow, disapprove, and veto.

House Bill 5006 is an appropriation bill that triggers my line item veto authority. Each of the provisions that I have vetoed is a "single item" within the bill that is distinct and severable.

Sincerely,

Governor Kate Brown

HB 3355 (2017 Regular Session) – Message from the Governor announcing she vetoed on August 15, 2017.

August 15, 2017

The Honorable Dennis Richardson  
Secretary of State  
136 State Capitol  
900 Court St NE  
Salem, OR 97301

Dear Secretary Richardson,

I am returning Enrolled House Bill 3355 unsigned and disapproved.

Access to appropriate and timely mental health services is a serious issue in Oregon, particularly for children, vulnerable populations, and rural communities. HB 3355 would allow the State Board of Psychologist Examiners to authorize certain psychologists to prescribe mental health drugs. Proponents argue that the bill could improve access and improve care by allowing the diagnosing mental health provider to prescribe mental health drug treatments. While I laud efforts to improve access, I have several concerns with the bill as currently drafted, particularly related to patient safety and ensuring appropriate prescribing, which prevent me from approving it.

First, the bill does not provide sufficient safeguards for vulnerable populations. The bill would allow a prescribing psychologist to prescribe to any patient. The bill does not limit or require specialized education or training in order to prescribe to children, older Oregonians and other vulnerable populations; nor does it include patient safety, outcome data reporting, or monitoring to ensure appropriate prescribing. Additionally, prescribing psychologists would be regulated by a board that does not have experience regulating prescribers and which has different legal authority than other licensing boards to suspend or revoke a license for improper prescribing.

Second, there is insufficient evidence that the bill will improve access or quality of care. Of the two states that presently license prescribing psychologists, there is incomplete evidence and review of patient outcomes to demonstrate that access was improved from the policy. While the bill encourages collaboration between psychologists and medical providers in integrated settings, including patient-centered medical homes, the bill remains vague about how that consultation should occur to ensure safety and evidence-based care for patients.

Finally, the bill creates unclear lines of legal responsibility. While this bill wisely encourages prescribing psychologists to collaborate with primary care physicians or nurse practitioners, it also immunizes collaborators from responsibility for giving bad advice. As a result, the bill leaves unclear who would be legally responsible for a psychologist's decision to prescribe a drug that injures or kills a patient when that decision was made in reliance on advice from a collaborating physician or nurse practitioner.

To be clear, psychologists are a critical part of the care team and behavioral health system. We must continue efforts to provide team-based, patient-centered care, and better integrate physical and behavioral health care. However, mental health drug therapies can have serious physical health impacts and over or inappropriate prescribing continues to be a concern. It is critical that patient safety safeguards be adequate for new prescribers.

Sincerely,

Governor Kate Brown

Committee Report File No. 4 was distributed on February 8, 2018.

HB 4012 – Report by Committee on Business and Labor recommending passage.

HB 4025 – Report by Committee on Economic Development and Trade recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 4062 – Report by Committee on Transportation Policy recommending passage with amendments, be printed A-Engrossed, and subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means rescinded by order of the Speaker.

HB 4111 – Report by Committee on Transportation Policy recommending passage and subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means rescinded by order of the Speaker.

Committee Report File No. 5 was distributed on February 9, 2018.

HJR 203 – Report by Committee on Health Care recommending adoption with amendments, be printed A-Engrossed, and subsequent referral to Committee on Rules be rescinded. Subsequent referral to Committee on Rules rescinded by order of the Speaker.

Noble moved that in compliance with Article IV, Section 19 of the Oregon Constitution, and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for today's third reading calendar and that they be read by title only. Motion carried on viva voce vote.

HB 4012, 4062, 4111 – Read second time and passed to third reading.

HB 4014 – Read third time. Carried by Doherty. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Clem, Kennemer. Bill passed.

HB 4019 (A-Engrossed) – Read third time. Carried by Fahey. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Clem, Kennemer. Bill passed.

HB 4082 (A-Engrossed) – Read third time. Carried by Piluso. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Clem, Kennemer. Bill passed.

HCR 203, 204 – By unanimous consent, on request of Speaker, rules suspended and measures made Special Orders of Business immediately following the order of business Committee Reports on the Friday, February 16, 2018 Calendar.

House adjourned until 10:45 a.m. Monday, February 12, 2018 on motion of Barnhart.

## Monday, February 12, 2018 – Morning Session

House convened at 10:45 a.m. Speaker in Chair.

Opening ceremony presented by Meiling Larson, performing "The Washington Post" march by John Philip Sousa, Salem.

Upon verification of quorum: All present.

SB 1525, 1526, 1555 – Message from the Senate announcing passage.

Committee Report File No. 6 was distributed on February 9, 2018.

HB 4096 – Report by Committee on Judiciary recommending passage. Bill referred to Committee on Ways and Means by prior reference.

Committee Report File No. 7 was distributed on February 9, 2018.

HB 4153 – Report by Committee on Higher Education and Workforce Development recommending passage.

Committee Report File No. 8 was distributed on February 9, 2018.

HB 4068 – Report by Committee on Agriculture and Natural Resources recommending passage.

HCR 202 – Read as Special Order of Business. Carried by Olson. On adoption of the measure the vote was: Yeas, 60. Resolution adopted.

HCR 210 – Read as Special Order of Business. Carried by Malstrom. On adoption of the measure the vote was: Yeas, 60. Resolution adopted.

Speaker Pro Tempore in Chair.

Bonham moved that in compliance with Article IV, Section 19 of the Oregon Constitution, and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for today's third reading calendar and that they be read by title only. Motion carried on viva voce vote.

HB 5201, 5202; HB 4161, 4162, 4163 – Read first time and passed to Speaker's desk for referral.

The following measures were referred from the desk of the Speaker and recorded on Committee Referral List No. 3 dated February 12, 2018.

HB 5201 Ways and Means  
 HB 5202 Ways and Means  
 HB 4161 Rules  
 HB 4162 Revenue  
 HB 4163 Ways and Means

HB 4068, 4153 – Read second time and passed to third reading.

HB 4012 – Read third time. Carried by Doherty. On passage of the bill the vote was: Yeas, 56; Nays, 3 – Nearman, Post, Reschke; Excused for Business of the House, 1 – Speaker Kotek. Bill passed.

HB 4062 (A-Engrossed) – Read third time. Carried by Meek. On passage of the bill the vote was: Yeas, 42; Nays, 17 – Barreto, Boles, Bonham, Buehler, Findley, Hayden, Heard, Kennemer, McLane, Nearman, Parrish, Post, Reschke, Smith DB, Sprenger, Stark, Whisnant; Excused for Business of the House, 1 – Speaker Kotek. Bill passed.

HB 4062 (A-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on HB 4062 for the following reasons and more. DMV fees were increased in the last session. This round UP bill is unnecessary as the department doesn’t want to, basically, deal with quarters and they could have easily rounded down bill.”

HB 4111 – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 58; Absent, 1 – Hernandez; Excused for Business of the House, 1 – Speaker Kotek. Bill passed.

SB 1525, 1526, 1555 – Read first time and passed to Speaker’s desk for referral.

House adjourned until 10:30 a.m. Tuesday, February 13, 2018 on motion of Barnhart.

### **Tuesday, February 13, 2018 – Morning Session**

House convened at 10:30 a.m. Speaker in Chair.

Opening ceremony was a moment of silence.

Upon verification of quorum: All present.

SB 1532, 1540, 1546, 1548 – Message from the Senate announcing passage.

Committee Report File No. 9 was distributed on February 12, 2018.

HB 4043 – Report by Committee on Higher Education and Workforce Development recommending passage with amendments and be printed A-Engrossed.

HB 4137 – Report by Committee on Health Care recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4145 – Report by Committee on Judiciary recommending passage with amendments and be printed A-Engrossed.

Committee Report File No. 10 was distributed on February 12, 2018.

HB 4010 – Report by Committee on Human Services and Housing recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4055 – Report by Committee on Judiciary recommending passage with amendments and be printed A-Engrossed.

HB 4134 – Report by Committee on Human Services and Housing recommending passage with amendments and be printed A-Engrossed.

HCR 201 – Read as Special Order of Business. Carried by Barnhart. On adoption of the measure the vote was: Yeas, 60. Resolution adopted.

HCR 205 – Read as Special Order of Business. Carried by McKeown. On adoption of the measure the vote was: Yeas, 60. Resolution adopted.

HCR 211 – Read as Special Order of Business. Carried by Gomberg. On adoption of the measure the vote was: Yeas, 60. Resolution adopted.

Findley moved that in compliance with Article IV, Section 19 of the Oregon Constitution, and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for today’s third reading calendar and that they be read by title only. Motion carried on viva voce vote.

HB 4043, 4055, 4134, 4145 – Read second time and passed to third reading.

HB 4068 – Read third time. Carried by Post. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Kennemer. Bill passed.

HB 4153 – By unanimous consent, on request of Speaker, rules suspended and bill carried over and placed in its proper order on the Thursday, February 15, 2018 calendar.

HJR 203 (A-Engrossed) – Read. Carried by Greenlick. On adoption of the measure the vote was: Yeas, 35; Nays, 25 – Barreto, Boles, Bonham, Buehler, Esquivel, Findley, Hayden, Heard, Helfrich, Kennemer, Lewis, McLane, Nearman, Noble, Olson, Parrish, Post, Reschke, Smith DB, Smith G, Sprenger, Stark, Vial, Whisnant, Wilson. Resolution adopted.

HJR 203 (A-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on HJR 203 for the following reasons and more: I do not believe legislators were afforded enough time to study and understand the fiscal impact that would be associated with the implementation of this constitutional amendment.”

SB 1532, 1540, 1546, 1548 – Read first time and passed to Speaker’s desk for referral.

House adjourned until 10:30 a.m. Wednesday, February 14, 2018 on motion of Barnhart.

### **Wednesday, February 14, 2018 – Morning Session**

House convened at 10:30 a.m. Speaker in Chair.

House stood at ease.

House called to order at 11:00 a.m.

Colors were posted by Portland Police Bureau Honor Guard, Portland.

Opening ceremony presented by Portland Police Highland Guard led by Pipe Major Gordon Convoy and Drum Major Amy Shearer, performing "Scotland the Brave" and "The Rowan Tree," Portland.

Upon verification of quorum: All present except: Excused, 1 – Witt.

SB 1523, 1529, 1536 – Message from the Senate announcing passage.

Committee Report File No. 11 was distributed on February 13, 2018.

HB 4005 – Report by Committee on Health Care recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4008 – Report by Committee on Judiciary recommending passage with amendments and be printed A-Engrossed.

HB 4022 – Report by Committee on Energy and Environment recommending passage.

HB 4052 – Report by Committee on Economic Development and Trade recommending passage with amendments, be printed A-Engrossed, and subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means rescinded by order of the Speaker.

HB 4064 – Report by Committee on Transportation Policy recommending passage with amendments, be printed A-Engrossed, and subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means rescinded by order of the Speaker.

HB 4074 – Report by Committee on Revenue recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 4104 – Report by Committee on Health Care recommending passage.

HB 4107 – Report by Committee on Health Care recommending passage.

HB 4117 – Report by Committee on Revenue recommending passage.

HB 4135 – Report by Committee on Health Care recommending passage.

Committee Report File No. 12 was distributed on February 13, 2018.

HB 4036 – Report by Committee on Education recommending passage with amendments and be printed A-Engrossed.

HB 4122 – Report by Committee on Business and Labor recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 4144 – Report by Committee on Business and Labor recommending passage with amendments and be printed A-Engrossed.

HJR 201 – Report by Committee on Human Services and Housing recommending adoption with amendments, be printed A-Engrossed, and subsequent referral to Committee on Rules be rescinded. Subsequent referral to Committee on Rules rescinded by order of the Speaker.

Committee Report File No. 13 was distributed on February 14, 2018.

HB 4040 – Report by Committee on Veterans and Emergency Preparedness recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 4051 – Report by Committee on Education recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4102 – Report by Committee on Education recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HCR 207 – Read as Special Order of Business. Carried by Olson. On adoption of the measure the vote was: Yeas, 59; Excused, 1 – Witt. Resolution adopted.

Helfrich moved that in compliance with Article IV, Section 19 of the Oregon Constitution, and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for today's third reading calendar and that they be read by title only. Motion carried on viva voce vote.

HB 4008, 4022, 4036, 4052, 4064, 4104, 4107, 4117, 4135, 4144 – Read second time and passed to third reading.

HB 4043 (A-Engrossed) – Read third time. Carried by Alonso Leon. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Witt. Bill passed.

HB 4055 (A-Engrossed) – Read third time. Carried by Olson. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Witt. Bill passed.

HB 4134 (A-Engrossed) – Read third time. Carried by Fahey, Keny-Guyer. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Witt. Bill passed.

HB 4145 – By unanimous consent, on request of Speaker, rules suspended and bill remaining on today's Third Reading of House Bills carried over and placed in its proper order on the Thursday, February 15, 2018 Calendar.

SB 1523, 1529, 1536 – Read first time and passed to Speaker's desk for referral.

House adjourned until 10:30 a.m. Thursday, February 15, 2018 on motion of Barnhart.

#### **Thursday, February 15, 2018 – Morning Session**

House convened at 10:30 a.m. Speaker in Chair.

Opening ceremony presented by Portland State Chamber Choir, performing "Janger," led by Choir Director Ethan Sperry, Portland.

Upon verification of quorum: All present.

Committee Report File No. 14 was distributed on February 14, 2018.

HB 4006 – Report by Committee on Human Services and Housing recommending passage with amendments, be printed A-Engrossed, and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 4073 – Report by Committee on Rules recommending passage with amendments and be printed A-Engrossed.

HB 4098 – Report by Committee on Veterans and Emergency Preparedness recommending passage.

Committee Report File No. 15 was distributed on February 14, 2018.

HB 4065 – Report by Committee on Early Childhood and Family Supports recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4066 – Report by Committee on Early Childhood and Family Supports recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4067 – Report by Committee on Early Childhood and Family Supports recommending passage with amendments, be printed A-Engrossed, and subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means rescinded by order of the Speaker.

HB 4079 – Report by Committee on Early Childhood and Family Supports recommending passage. Bill referred to Committee on Ways and Means by prior reference.

Committee Report File No. 16 was distributed on February 15, 2018.

HB 4094 – Report by Committee on Judiciary recommending passage with amendments and be printed A-Engrossed.

HCR 212 – Report by Committee on Rules recommending adoption.

HCR 213 – Report by Committee on Rules recommending adoption.

HCR 206 – Read as Special Order of Business. Carried by Rayfield. On adoption of the measure the vote was: Yeas, 60. Resolution adopted.

Boles moved that in compliance with Article IV, Section 19 of the Oregon Constitution, and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for today's third reading calendar and that they be read by title only. Motion carried on viva voce vote.

HB 4067, 4073, 4098 – Read second time and passed to third reading.

HB 4153 – Read third time. Carried by Findley. On passage of the bill the vote was: Yeas, 60. Bill passed.

HB 4145 (A-Engrossed) – Read third time. Carried by Barker, Williamson. On passage of the bill the vote was: Yeas, 37; Nays, 23 – Barreto, Boles, Bonham, Esquivel, Findley, Hayden, Heard, Helfrich, Kennemer, Lewis, McKeown, McLane, Nearman, Noble, Olson, Post, Reschke, Smith DB, Smith G, Sprenger, Stark, Whisnant, Wilson. Bill passed.

HB 4145 (A-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

"I voted NO on HB 4145 for the following reasons and more. Domestic Violence is a serious crime and one that I do not and will not tolerate. This bill strips away a constitutional right by adding to already existing law, the misdemeanor of stalking. The bill also expands the law to incorporate 'family and household members' to include a vague and undefined class of intimate partners without any limitation as to how far into the past this would apply."

House recessed until 4:30 p.m. on motion of Barnhart.

#### **Thursday, February 15, 2018 – Afternoon Session**

House reconvened at 4:30 p.m. Speaker Pro Tempore in Chair.

Upon verification of quorum: All present except: Excused, 2 – Gorsek, Lively; Excused for Business of the House, 1 – Speaker Kotek.

SB 1554, 1567 – Message from the Senate announcing passage.

SCR 204 – Message from the Senate announcing adoption.

Committee Report File No. 17 was distributed on February 15, 2018.

HB 4023 – Report by Committee on Economic Development and Trade recommending passage with amendments, be printed A-Engrossed, and be referred to Committee on Information Management and Technology, and then Ways and Means. Bill referred to Committee on Information Management and Technology then to Ways and Means by order of the Speaker.

HB 4024 – Report by Committee on Economic Development and Trade recommending passage. Bill

referred to Committee on Ways and Means by prior reference.

HB 4031 – Report by Committee on Agriculture and Natural Resources recommending passage with amendments and be printed A-Engrossed.

HB 4054 – Report by Committee on Transportation Policy recommending passage with amendments and be printed A-Engrossed.

HB 4063 – Report by Committee on Transportation Policy recommending passage with amendments, be printed A-Engrossed, and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 4081 – Report by Committee on Early Childhood and Family Supports recommending passage with amendments, be printed A-Engrossed, and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 4121 – Report by Committee on Economic Development and Trade recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4138 – Report by Committee on Transportation Policy recommending passage.

Committee Report File No. 18 was distributed on February 15, 2018.

HB 4035 – Report by Committee on Higher Education and Workforce Development recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4041 – Report by Committee on Higher Education and Workforce Development recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4042 – Report by Committee on Higher Education and Workforce Development recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4058 – Report by Committee on Business and Labor recommending passage with amendments and be printed A-Engrossed.

HB 4093 – Report by Committee on Business and Labor recommending passage with amendments and be printed A-Engrossed.

HB 4099 – Report by Committee on Transportation Policy recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4113 – Report by Committee on Business and Labor recommending passage.

HB 4130 – Report by Committee on Transportation Policy recommending passage. Bill referred to Committee on Ways and Means by prior reference.

Committee Report File No. 19 was distributed on February 15, 2018.

HB 4092 – Report by Committee on Transportation Policy without recommendation as to passage, with amendments, be printed A-Engrossed, and be referred to Committee on Rules. Bill referred to Committee on Rules by order of the Speaker.

HB 4147 – Report by Committee on Business and Labor without recommendation as to passage, with amendments, be printed A-Engrossed, and be referred to Committee on Rules. Bill referred to Committee on Rules by order of the Speaker.

HB 4154 – Report by Committee on Business and Labor without recommendation as to passage, with amendments, be printed A-Engrossed, and be referred to Committee on Rules. Bill referred to Committee on Rules by order of the Speaker.

HB 4159 – Report by Committee on Business and Labor without recommendation as to passage, with amendments, be printed A-Engrossed, and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 4008 (A-Engrossed) – Read third time. Carried by Stark, Power.

By unanimous consent, on request of Stark, use of visual aid permitted during presentation of bill.

HB 4008 (A-Engrossed) – On passage of the bill the vote was: Yeas, 58; Excused, 2 – Gorsek, Lively. Bill passed.

HB 4022 – Read third time. Carried by Barnhart. On passage of the bill the vote was: Yeas, 53; Nays, 5 – Nearman, Noble, Post, Reschke, Wilson; Excused, 2 – Gorsek, Lively. Bill passed.

HB 4036 (A-Engrossed) – Read third time. Carried by McLane. On passage of the bill the vote was: Yeas, 50; Nays, 8 – Barnhart, Fahey, Greenlick, Holvey, Marsh, Parrish, Sanchez, Sollman; Excused, 2 – Gorsek, Lively. Bill passed.

HB 4036 (A-Engrossed) – Sollman requested the following explanation of her vote be entered in the Journal:

“The role that a school and its faculty play in building a community and sense of belonging for students is just as important as the subjects they teach. Relationships are being nurtured and formed outside of a classroom environment and this is critical. I believe in the concept of the bill, of allowing students access to after-school programs. The issue I face is when there are programs with limited spots available and require a waiting list of students wanting to participate. If a program like chess club has limited space I want to ensure that the students who attend the school where the program is being offered are not displaced. In situations where space is unlimited or there are spaces available, I would be open to allowing students that live within the school boundary, but attend a charter or homeschool, an opportunity to participate.

"Again, I believe this bill is a solid concept, it's about kids and I support the general idea, but I can't support the potential displacement of students who attend the school where the program is hosted, and for that reason I voted no on HB 4036."

HB 4052 (A-Engrossed) – Read third time. Carried by Gomberg. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Gorsek, Lively; Excused for Business of the House, 1 – Olson. Bill passed.

HB 4064 (A-Engrossed) – Read third time. Carried by Vial. On passage of the bill the vote was: Yeas, 52; Nays, 5 – Heard, Nearman, Parrish, Post, Reschke; Excused, 2 – Gorsek, Lively; Excused for Business of the House, 1 – Olson. Bill passed.

HB 4104 – Read third time. Carried by Malstrom, Hayden. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Gorsek, Lively. Bill passed.

HB 4107, 4117, 4135, 4144 – By unanimous consent, on request of Speaker Pro Tempore, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on the Friday, February 16, 2018 Calendar.

HJR 201 – By unanimous consent, on request of Speaker Pro Tempore, rules suspended and measure remaining on today's Final Reading of Memorials and Resolutions carried over and placed in its proper order on the Friday, February 16, 2018 Calendar.

SB 1554, 1567 – Read first time and passed to Speaker's desk for referral.

The following measures were referred from the desk of the Speaker and recorded on Committee Referral List No. 4 dated February 15, 2018.

SB 1523 Revenue  
 SB 1525 Human Services and Housing  
 SB 1526 Human Services and Housing  
 SB 1529 Revenue  
 SB 1532 Transportation Policy  
 SB 1536 Transportation Policy  
 SB 1546 Business and Labor  
 SB 1548 Health Care

HB 4064 (A-Engrossed) – By unanimous consent, on request of Williamson, Smith DB permitted to change his vote from "yea" to "nay" on passage of bill.

House adjourned until 10:30 a.m. Friday, February 16, 2018 on motion of Barnhart.

### **Friday, February 16, 2018 – Morning Session**

House convened at 10:30 a.m. Speaker in Chair.

Opening ceremony presented by Marshfield High School New Horizons, Coos Bay, singing "The Star Spangled Banner," led by Choir Director John Kruse.

Upon verification of quorum: All present.

SCR 204 – Read first time and passed to Speaker's desk for referral.

Committee Report File No. 20 was distributed on February 16, 2018.

HB 4001 – Report by Committee on Energy and Environment recommending passage, be referred to Committee on Rules, and then Ways and Means by prior reference. Bill referred to Committee on Rules by order of the Speaker and then Ways and Means by prior reference.

HB 4016 – Report by Committee on Energy and Environment recommending passage with amendments, be printed A-Engrossed, and be referred to Committee on Rules. Bill referred to Committee on Rules by order of the Speaker.

HB 4046 – Report by Committee on Business and Labor recommending passage with amendments and be printed A-Engrossed.

HB 4069 – Report by Committee on Revenue recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4086 – Report by Committee on Business and Labor without recommendation as to passage and be referred to Committee on Rules. Bill referred to Committee on Rules by order of the Speaker.

HB 4115 – Report by Committee on Business and Labor without recommendation as to passage, with amendments, be printed A-Engrossed, be referred to Committee on Rules, and then Ways and Means by prior reference. Bill referred to Committee on Rules by order of the Speaker and then Ways and Means by prior reference.

HB 4126 – Report by Committee on Energy and Environment recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4127 – Report by Committee on Business and Labor recommending passage with amendments and be printed A-Engrossed.

HB 4148 – Report by Committee on Energy and Environment recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HCR 203 (A-Engrossed) – Read as Special Order of Business. Carried by Noble. On adoption of the measure the vote was: Yeas, 60. Resolution adopted.

HCR 204 (A-Engrossed) – Read as Special Order of Business. Carried by Noble. On adoption of the measure the vote was: Yeas, 60. Resolution adopted.

HCR 209 – Read as Special Order of Business. Carried by McKeown, Esquivel. On adoption of the measure the vote was: Yeas, 60. Resolution adopted.

HB 4031, 4054, 4058, 4093, 4094, 4113, 4138 – Read second time and passed to third reading.

HB 4107 – Read third time in its entirety. Carried by Heard, Malstrom.

Speaker Pro Tempore in Chair.



HB 4107 – On passage of the bill the vote was: Yeas, 57; Nays, 2 – Greenlick, Holvey; Excused for Business of the House, 1 – Speaker Kotek. Bill passed.

HB 4117 – Read third time in its entirety. Carried by Smith Warner. On passage of the bill the vote was: Yeas, 57; Nays, 3 – Bonham, Nearman, Post. Bill passed.

HB 4135 – Read third time in its entirety.

Speaker in Chair.

HB 4135 – Carried by Salinas.

Call of the House demanded by Kennemer; joined by Post, Reschke, Heard, Sprenger, and Wilson. All present.

HB 4135 – On passage of the bill the vote was: Yeas, 35; Nays, 25 – Barreto, Boles, Bonham, Buehler, Esquivel, Findley, Hayden, Heard, Helfrich, Kennemer, Lewis, McLane, Nearman, Noble, Olson, Parrish, Post, Reschke, Smith DB, Smith G, Sprenger, Stark, Vial, Whisnant, Wilson. Bill passed.

HB 4135 – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on HB 4135 for the following reasons and more. I am a stickler for the legislative process. My understanding is that there was less than forty minutes of debate/discussion on this bill before heading to the floor. I believe lives are more important and should be discussed much more than the time allowed. This bill does not belong in the short session of the Legislature and my no vote is in the best interest of my constituents and the public at large.”

HB 4144 (A-Engrossed) – Read third time in its entirety. Carried by Bynum. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Witt. Bill passed.

HB 4067, 4073 – By unanimous consent, on request of Speaker, rules suspended and bills carried over and placed in their proper order on the Monday, February 19, 2018 Calendar.

HB 4098 – Read third time in its entirety. Carried by Meek, Heard. On passage of the bill the vote was: Yeas, 56; Excused, 3 – Boone, Hayden, Witt; Excused for Business of the House, 1 – Smith Warner. Bill passed.

HJR 201 – By unanimous consent, on request of Speaker, rules suspended and measure carried over and placed in its proper order on the Monday, February 19, 2018 Calendar.

HCR 212 – By unanimous consent, on request of Speaker, rules suspended and measure made a Special Order of Business immediately following the order of business Committee Reports on the Thursday, March 1, 2018 Calendar.

HCR 213 – By unanimous consent, on request of Speaker, rules suspended and measure made a Special Order of Business immediately following the order of business Committee Reports on the Monday, February 19, 2018 Calendar.

SB 1522, 1501 – Message from the Senate announcing passage.

SB 1501, 1522 – Read first time and passed to Speaker's desk for referral.

The following measure was referred from the desk of the Speaker and recorded on Committee Referral List No. 5 dated February 16, 2018.

SB 1540 Human Services and Housing

House adjourned until 10:30 a.m. Monday, February 19, 2018 on motion of Barnhart.

### **Monday, February 19, 2018 – Morning Session**

House convened at 10:30 a.m. Speaker in Chair.

Opening ceremony presented by Kúkátónón, Children's African Dance Troupe, performing "Sinte," Portland.

Upon verification of quorum: All present except: Excused, 3 – Boone, McKeown, Stark.

Speaker Pro Tempore in Chair.

The following measure was referred from the desk of the Speaker and recorded on Committee Referral List No. 7 dated February 19, 2018.

SCR 204 Veterans and Emergency Preparedness

Committee Report File No. 21 was distributed on February 16, 2018.

HB 4002 – Report by Committee on Energy and Environment recommending passage with amendments, be printed A-Engrossed, and be referred to Committee on Rules. Bill referred to Committee on Rules by order of the Speaker.

HB 4013 – Report by Committee on Education recommending passage with amendments and be printed A-Engrossed.

HB 4015 – Report by Committee on Agriculture and Natural Resources recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4029 – Report by Committee on Agriculture and Natural Resources recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4044 – Report by Committee on Education recommending passage with amendments, be printed A-Engrossed, and subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means rescinded by order of the Speaker.

HB 4077 – Report by Committee on Rules recommending passage.

HB 4106 – Report by Committee on Agriculture and Natural Resources recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 4109 – Report by Committee on Agriculture and Natural Resources recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 4118 – Report by Committee on Agriculture and Natural Resources recommending passage with amendments, be printed A-Engrossed, subsequent referral to Committee on Legislative Audits be rescinded, and be referred to Committee on Ways and Means. Subsequent referral to Committee on Legislative Audits rescinded by order of the Speaker. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 4124 – Report by Committee on Agriculture and Natural Resources recommending passage.

Committee Report File No. 22 was distributed on February 16, 2018.

HB 4018 – Report by Committee on Health Care recommending passage with amendments and be printed A-Engrossed.

HB 4018 – Report by Minority of Committee on Health Care, signed by Rep. Denyc Boles, Rep. Knute Buehler, Rep. Cedric Hayden, Rep. Bill Kenemer, recommending passage with different amendments and be printed A-Engrossed.

HB 4020 – Report by Committee on Health Care recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4038 – Report by Committee on Veterans and Emergency Preparedness recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4039 – Report by Committee on Veterans and Emergency Preparedness recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4141 – Report by Committee on Higher Education and Workforce Development recommending passage with amendments and be printed A-Engrossed.

HB 4152 – Report by Committee on Veterans and Emergency Preparedness recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

Committee Report File No. 23 was distributed on February 19, 2018.

HB 4003 – Report by Committee on Health Care recommending passage with amendments, be printed A-Engrossed, and be referred to Committee on Rules. Bill referred to Committee on Rules by order of the Speaker.

HB 4007 – Report by Committee on Human Services and Housing recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Revenue by prior reference.

HB 4050 – Report by Committee on Judiciary recommending passage with amendments and be printed A-Engrossed.

HB 4116 – Report by Committee on Judiciary recommending passage with amendments and be printed A-Engrossed.

HB 4129 – Report by Committee on Human Services and Housing recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4133 – Report by Committee on Health Care recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4149 – Report by Committee on Judiciary recommending passage with amendments and be printed A-Engrossed.

HB 4151 – Report by Committee on Health Care recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HCR 213 – Read as Special Order of Business. Carried by Williamson. On adoption of the measure the vote was: Yeas, 57; Excused, 3 – Boone, McKeown, Stark. Resolution adopted.

Wilson moved that in compliance with Article IV, Section 19 of the Oregon Constitution, and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for HB 4067 and HB 4073 and that they be read by title only. Motion carried on viva voce vote.

HB 4013, 4018, 4044, 4046, 4077, 4124, 4127, 4141 – Read second time and passed to third reading.

HB 4067 (A-Engrossed) – Read third time. Carried by Keny-Guyer, Hayden.

Speaker in Chair.

HB 4067 (A-Engrossed) – On passage of the bill the vote was: Yeas, 57; Excused, 3 – Boone, McKeown, Stark. Bill passed.

HB 4073 (A-Engrossed) – Read third time. Carried by Sprenger. On passage of the bill the vote was: Yeas, 57; Excused, 3 – Boone, McKeown, Stark. Bill passed.

HB 4031 (A-Engrossed) – Read third time in its entirety. Carried by Clem. On passage of the bill the vote was: Yeas, 56; Nays, 1 – Holvey; Absent, 1 – McLane; Excused, 2 – McKeown, Stark. Bill passed.

HB 4054 (A-Engrossed) – Read third time in its entirety. Carried by Reardon. On passage of the bill the vote was: Yeas, 58; Excused, 2 – McKeown, Stark. Bill passed.

HB 4058 (A-Engrossed) – Read third time in its entirety. Carried by Salinas, Reschke. On passage of the bill the vote was: Yeas, 58; Excused, 2 – McKeown, Stark. Bill passed.

House recessed until 2:30 p.m. on motion of Barnhart.

### **Monday, February 19, 2018 – Afternoon Session**

House reconvened at 2:30 p.m. Speaker in Chair.

Upon verification of quorum: All present except: Excused, 2 – McKeown, Stark.

SB 1517, 1509, 1533, 1534, 1547, 1550, 1557, 1563 – Message from the Senate announcing passage.

Committee Report File No. 24 was distributed on February 19, 2018.

HB 4009 – Report by Committee on Judiciary recommending passage with amendments and be printed A-Engrossed.

HB 4030 – Report by Committee on Agriculture and Natural Resources recommending passage with amendments, be printed A-Engrossed, and subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means rescinded by order of the Speaker.

HB 4049 – Report by Committee on Judiciary recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4053 – Report by Committee on Higher Education and Workforce Development recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4056 – Report by Committee on Judiciary recommending passage with amendments and be printed A-Engrossed.

HB 4089 – Report by Committee on Agriculture and Natural Resources recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 4097 – Report by Committee on Judiciary recommending passage with amendments, be printed A-Engrossed, and subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means rescinded by order of the Speaker.

HB 4150 – Report by Committee on Judiciary recommending passage with amendments and be printed A-Engrossed.

Having recessed under the order of business Third Reading of House Bills, the House continued under that order of business.

By unanimous consent, on request of Speaker, rules suspended to temporarily return to the order of business Propositions and Motions.

Wilson moved that in compliance with Article IV, Section 19 of the Oregon Constitution, and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for the remainder of today's third reading calendar and that they be read by title only. Motion carried on viva voce vote.

HB 4093 – By unanimous consent, on request of Speaker, rules suspended and bill carried over and placed in its proper order on the Tuesday, February 20, 2018 Calendar.

HB 4094 (A-Engrossed) – Read third time. Carried by Vial. On passage of the bill the vote was: Yeas, 57; Absent, 1 – Boles; Excused, 2 – McKeown, Stark. Bill passed.

HB 4113 – By unanimous consent, on request of Speaker, rules suspended and bill carried over and placed in its proper order on the Tuesday, February 20, 2018 Calendar.

HB 4138 – Read third time. Carried by Kennemer. On passage of the bill the vote was: Yeas, 35; Nays, 20 – Alonso Leon, Barreto, Boles, Bonham, Boone, Fahey, Findley, Hayden, Heard, Hernandez, Lewis, Meek, Nearman, Post, Reschke, Salinas, Sanchez, Smith DB, Smith G, Wilson; Excused, 2 – McKeown, Stark; Excused for Business of the House, 3 – Helfrich, Nathanson, Piluso. Bill passed.

HB 4138 – Smith DB requested the following explanation of his vote be entered in the Journal:

"I voted NO on HB 4138 for the following reasons and more. It could have a negative impact on our recreational fisheries and tourism industries, as debated on the floor. Our jetboat tours are just one example of a business that could be affected by this legislation. It is not ready and needs to go through a workgroup in the interim."

HJR 201 (A-Engrossed) – Read. Carried by Nearman, Meek. On adoption of the measure the vote was: Yeas, 54; Excused, 2 – McKeown, Stark; Excused for Business of the House, 4 – Helfrich, Nathanson, Piluso, Wilson. Resolution adopted.

SB 1509, 1517, 1533, 1534, 1547, 1550, 1557, 1563 – Read first time and passed to Speaker's desk for referral.

The following measure was referred from the desk of the Speaker and recorded on Committee Referral List No. 6 dated February 19, 2018.

#### **SB 1555 Revenue**

The following measures were referred from the desk of the Speaker and recorded on Committee Referral List No. 7 dated February 19, 2018.

SB 1501 Agriculture and Natural Resources  
SB 1522 Education  
SB 1554 Higher Education and Workforce Development  
SB 1567 Rules

The following measures were referred from the desk of the Speaker and recorded on Committee Referral List No. 8 dated February 19, 2018.

SB 1517 Veterans and Emergency Preparedness  
 SB 1533 Agriculture and Natural Resources  
 SB 1547 Health Care  
 SB 1550 Agriculture and Natural Resources  
 SB 1557 Higher Education and Workforce Development

Speaker announced changes in membership to the following committee effective immediately:

JOINT COMMITTEE ON TRANSPORTATION – Discharge Smith G; appoint Vial.

HB 4031 (A-Engrossed) – By unanimous consent, on request of McLane, rules suspended to permit Holvey to change his vote from “nay” to “yea” on passage of bill.

House adjourned until 10:00 a.m. Tuesday, February 20, 2018 on motion of Barnhart.

### **Tuesday, February 20, 2018 – Morning Session**

House convened at 10:00 a.m. Speaker in Chair.

Opening ceremony presented by Representative Andy Olson, Albany.

Upon verification of quorum: All present except: Excused, 2 – Kennemer, Stark.

Committee Report File No. 25 was distributed on February 19, 2018.

SB 1532 (A-Engrossed) – Report by Committee on Transportation Policy recommending passage.

SB 1536 (A-Engrossed) – Report by Committee on Transportation Policy recommending passage.

Vial moved that in compliance with Article IV, Section 19 of the Oregon Constitution, and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for today’s third reading calendar and that they be read by title only. Motion carried on viva voce vote.

HB 4018 (A-Engrossed) – Greenlick moved the Committee Report be adopted.

HB 4018 (A-Engrossed) – Buehler moved Minority Report be substituted for the Committee Report. On adoption of the motion the vote was: Yeas, 23; Nays, 35 – Alonso Leon, Barker, Barnhart, Boone, Bynum, Clem, Doherty, Evans, Fahey, Gomberg, Gorsek, Greenlick, Helm, Hernandez, Holvey, Keny-Guyer, Lively, Malstrom, Marsh, McKeown, McLain, Meek, Nathanson, Nosse, Piluso, Power, Rayfield, Reardon, Salinas, Sanchez, Smith Warner, Sollman, Williamson, Witt, Speaker Kotek; Excused, 2 – Kennemer, Stark. Motion failed.

In compliance with House Rule 9.15 (2), bill advanced to immediate third reading and final consideration.

HB 4018 (A-Engrossed) – Read third time. Carried by Greenlick. On passage of the bill the vote was: Yeas, 32; Nays, 26 – Barker, Barreto, Boles, Bonham, Buehler, Clem, Esquivel, Evans, Findley, Hayden, Heard, Lewis, McKeown,

McLane, Nearman, Noble, Olson, Post, Reschke, Smith DB, Smith G, Sprenger, Vial, Whisnant, Wilson, Witt; Excused, 2 – Kennemer, Stark. Bill passed.

HB 4018 (A-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on HB 4018 for the following reasons and more. Although there are good parts of this bill, such as the transparency for the CCO’s, it lacks the same transparency for the publicly funded agencies. This is not acceptable and the Republicans presented these amendments and a Minority Report, that was rejected by the Majority Party. Publicly funded State Agencies should have to comply with the same transparency requirements and this bill not only fails to do so, the Majority Party purposely made sure they didn’t.”

HB 4009, 4030, 4050, 4056, 4097, 4116, 4149, 4150 – Read second time and passed to third reading.

HB 4093 (A-Engrossed) – Read third time. Carried by Malstrom. On passage of the bill the vote was: Yeas, 35; Nays, 23 – Alonso Leon, Barnhart, Evans, Fahey, Gomberg, Gorsek, Hernandez, Holvey, Keny-Guyer, Lively, Marsh, Meek, Nathanson, Nosse, Piluso, Power, Rayfield, Salinas, Sanchez, Smith Warner, Sollman, Williamson, Speaker Kotek; Excused, 2 – Kennemer, Stark. Bill passed.

HB 4113 – Read third time. Carried by Clem. On passage of the bill the vote was: Yeas, 33; Nays, 25 – Barreto, Boles, Bonham, Boone, Buehler, Esquivel, Findley, Hayden, Heard, Helfrich, Lewis, Marsh, McLane, Nearman, Noble, Parrish, Post, Reardon, Reschke, Smith DB, Sollman, Sprenger, Vial, Whisnant, Wilson; Excused, 2 – Kennemer, Stark. Bill passed.

HB 4113 – Marsh requested the following explanation of her vote be entered in the Journal:

“Mandatory inclusions of class size as a bargaining item is a distraction from the issue at hand: We need more money in our cradle to career education system. I have been a strong advocate for school funding, and I will continue to do everything I can to support revenue reform. But HB 4113 does nothing to incentivize or enable school districts to address class size. To the extent that this bill suggests otherwise, it reinforces a narrative that I don’t believe: that our districts have enough money, if only teachers weren’t so greedy or school administrators so inept.

“When we finally allocate more money to schools, I will be the first to support incentives for class size reduction. Until then, I believe this bill undermines our work.”

HB 4113 – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on HB 4113 for the following reasons and more. As a longtime school board member in a rural school district, I have serious concerns with the bill and the impact on funding for our schools. School Districts can already elect to negotiate class sizes, if they choose. Making it mandatory could cause serious problems for students and take dollars away from the very classrooms we’re trying to help.”

HB 4113 – Sollman requested the following explanation of her vote be entered in the Journal:

“As a mother to two sons and a former school board member, I’ve seen firsthand the real impact budget cuts have on our local schools.

When we had to make tough choices on the Hillsboro School Board because our district wasn't getting the funding it needed from the state, it broke my heart knowing what those cuts would mean for our students – increased class sizes, cuts to critical programs, fewer days in the classroom and more.

“Our teachers are right – smaller class sizes should be a priority for every school district. Unfortunately, with funding shortages, tough decisions must be made. It is because of my experience having to make those tough decisions on the school board, I can't vote yes for this bill. Some districts, will need to choose between smaller class sizes or shorter school years. On the school board, we often had to make the decision that it was better to have students in the classroom learning, albeit in a bigger class than we would prefer, than starting summer vacation as much as two weeks early. Neither was a good choice, but until we can fully fund our public schools, those choices must be left to the local districts as they scramble to balance their shrinking budgets.

“We can do better for our students, our teachers, our state. And we will. Let's roll up the sleeves and look at every corner of the state and listen to our students, our staff and community members about the issues we face and come up with real solutions that will provide stable funding, stronger opportunities and resources to support the work that needs to be done.”

House recessed until 1:45 p.m. on motion of Barnhart.

### **Tuesday, February 20, 2018 – Afternoon Session**

House reconvened at 1:45 p.m. Speaker Pro Tempore in Chair.

Upon verification of quorum: All present except: Absent, 4 – Barnhart, Heard, Nosse, Smith G; Excused, 1 – Stark; Excused for Business of the House, 8 – Gomberg, Helm, Meek, Nearman, Noble, Power, Reardon, Speaker Kotek.

SB 1549 – Message from the Senate announcing passage.

SB 1562, HB 4082 – Message from the Senate announcing passage.

HCR 201, 211 – Message from the Senate announcing adoption.

Having recessed under the order of business Third Reading of House Bills, the House continued under that order of business.

HB 4013 (A-Engrossed) – By unanimous consent, on request of Speaker Pro Tempore, bill moved to the bottom of today's third reading calendar.

HB 4044 (A-Engrossed) – Read third time. Carried by Helfrich. On passage of the bill the vote was: Yeas, 51; Absent, 1 – Heard; Excused, 1 – Stark; Excused for Business of the House, 7 – Gomberg, Meek, Nearman, Noble, Nosse, Reardon, Speaker Kotek. Bill passed.

HB 4046 (A-Engrossed) – Read third time. Carried by Whisnant. On passage of the bill the vote was: Yeas, 52; Excused, 1 – Stark; Excused for Business of the House, 7 – Gomberg, Meek, Nearman, Noble, Nosse, Reardon, Speaker Kotek. Bill passed.

HB 4077 – Read third time. Rayfield moved bill be re-referred to Committee on Rules. Motion carried on viva voce vote. Bill re-referred.

HB 4124 – Read third time. Carried by Witt. On passage of the bill the vote was: Yeas, 53; Excused, 1 – Stark; Excused for Business of the House, 6 – Gomberg, Meek, Nearman, Noble, Nosse, Reardon. Bill passed.

HB 4127 (A-Engrossed) – Read third time. Carried by McLain. On passage of the bill the vote was: Yeas, 41; Nays, 18 – Barreto, Boles, Esquivel, Evans, Findley, Hayden, Nathanson, Nearman, Olson, Parrish, Post, Reschke, Smith G, Sprenger, Whisnant, Williamson, Wilson, Speaker Kotek; Excused, 1 – Stark. Bill passed.

HB 4141 (A-Engrossed) – Read third time. Carried by Hernandez. On passage of the bill the vote was: Yeas, 57; Nays, 2 – Nearman, Post; Excused, 1 – Stark. Bill passed.

HB 4013 (A-Engrossed) – Read third time. Carried by Doherty. On passage of the bill the vote was: Yeas, 35; Nays, 24 – Barreto, Boles, Bonham, Buehler, Esquivel, Findley, Hayden, Heard, Helfrich, Kennemer, Lewis, McLane, Nearman, Noble, Olson, Parrish, Post, Reschke, Smith DB, Smith G, Sprenger, Vial, Whisnant, Wilson; Excused, 1 – Stark. Bill passed.

HB 4013 (A-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on HB 4013 for the following reasons and more. This is a partisan bill that is taking away the appointment authority of the Secretary of State.”

SB 1549, 1562 – Read first time and passed to Speaker's desk for referral.

The following measures were referred from the desk of the Speaker and recorded on Committee Referral List No. 9 dated February 20, 2018.

SB 1509 Health Care  
SB 1534 Business and Labor  
SB 1549 Health Care  
SB 1562 Judiciary  
SB 1563 Higher Education and Workforce Development

SB 1532, 1536 – Read second time and passed to third reading.

HB 4113 – By unanimous consent, on request of Williamson, rules suspended to permit Helfrich to change his vote from "nay" to "yea" on passage of bill.

House adjourned until 10:30 a.m. Wednesday, February 21, 2018 on motion of Barnhart.

### **Wednesday, February 21, 2018 – Morning Session**

House convened at 10:30 a.m. Speaker in Chair.

Opening ceremony was a moment of silence.

Upon verification of quorum: All present except: Excused, 4 – Piluso, Rayfield, Smith G, Stark.

Committee Report File No. 26 was distributed on February 20, 2018.

HB 4120 – Report by Committee on Revenue recommending passage with amendments and be printed A-Engrossed.

Lewis moved that in compliance with Article IV, Section 19 of the Oregon Constitution, and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for today's third reading calendar and that they be read by title only. Motion carried on viva voce vote.

HB 4120 – Read second time and passed to third reading.

HB 4009 (A-Engrossed) – Read third time. Carried by Sanchez. On passage of the bill the vote was: Yeas, 55; Excused, 4 – Piluso, Rayfield, Smith G, Stark; Excused for Business of the House, 1 – Smith Warner. Bill passed.

HB 4030 (A-Engrossed) – Read third time. Carried by Helm. On passage of the bill the vote was: Yeas, 55; Excused, 4 – Piluso, Rayfield, Smith G, Stark; Excused for Business of the House, 1 – Smith Warner. Bill passed.

HB 4050 (A-Engrossed) – Read third time. Carried by Barker. On passage of the bill the vote was: Yeas, 55; Excused, 4 – Piluso, Rayfield, Smith G, Stark; Excused for Business of the House, 1 – Smith Warner. Bill passed.

HB 4056 (A-Engrossed) – Read third time. Carried by Olson. On passage of the bill the vote was: Yeas, 55; Excused, 4 – Piluso, Rayfield, Smith G, Stark; Excused for Business of the House, 1 – Smith Warner. Bill passed.

HB 4097 (A-Engrossed) – Read third time. Carried by Vial. On passage of the bill the vote was: Yeas, 55; Excused, 4 – Piluso, Rayfield, Smith G, Stark; Excused for Business of the House, 1 – Smith Warner. Bill passed.

HB 4116 (A-Engrossed) – Read third time. Carried by Noble. On passage of the bill the vote was: Yeas, 56; Excused, 4 – Piluso, Rayfield, Smith G, Stark. Bill passed.

HB 4149 (A-Engrossed) – Read third time. Carried by Williamson. On passage of the bill the vote was: Yeas, 56; Excused, 4 – Piluso, Rayfield, Smith G, Stark. Bill passed.

HB 4150 (A-Engrossed) – Read third time. Carried by Salinas. On passage of the bill the vote was: Yeas, 56; Excused, 4 – Piluso, Rayfield, Smith G, Stark. Bill passed.

SB 1538, 1543, 1551 – Message from the Senate announcing passage.

SB 1538, 1543, 1551 – Read first time and passed to Speaker's desk for referral.

SB 1532 (A-Engrossed) – Read third time. Carried by Witt. On passage of the bill the vote was: Yeas, 56; Excused, 4 – Piluso, Rayfield, Smith G, Stark. Bill passed.

SB 1536 (A-Engrossed) – Read third time. Carried by Evans. On passage of the bill the vote was: Yeas, 43; Nays, 13 – Barreto, Buehler, Esquivel, Findley, Hayden, Heard,

Nearman, Parrish, Post, Reschke, Smith DB, Sprenger, Whisnant; Excused, 4 – Piluso, Rayfield, Smith G, Stark. Bill passed.

SB 1536 (A-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

"I voted NO on SB 1536 for the following reasons and more. This bill takes away the elected positions from the community and replaces them by Governor appointment."

SB 1536 (A-Engrossed) – By unanimous consent, on request of Williamson, McLane permitted to change his vote from "yea" to "nay" on passage of bill.

House adjourned until 10:30 a.m. Thursday, February 22, 2018 on motion of Barnhart.

### Thursday, February 22, 2018 – Morning Session

House convened at 10:30 a.m. Speaker in Chair.

Opening ceremony presented by The Reverend Dr. Jim Wallace, Pastor, Calvin Presbyterian Church, Tigard.

Upon verification of quorum: All present, except: Absent, 2 – Parrish, Smith G.

HB 4095 – Message from the Senate announcing passage.

Committee Report File No. 27 was distributed on February 21, 2018.

HB 4086 – Report by Committee on Rules recommending passage with amendments and be printed A-Engrossed.

HB 4154 (A-Engrossed) – Report by Committee on Rules recommending passage with amendments and be printed B-Engrossed.

HB 4162 – Report by Committee on Revenue recommending passage with amendments and be printed A-Engrossed.

Committee Report File No. 28 was distributed on February 22, 2018.

SB 1548 – Report by Committee on Health Care recommending passage.

Heard moved that in compliance with Article IV, Section 19 of the Oregon Constitution, and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for today's third reading calendar and that they be read by title only. Motion carried on viva voce vote.

HB 4086, 4154, 4162 – Read second time and passed to third reading.

HB 4120 (A-Engrossed) – Read third time. Carried by Marsh. On passage of the bill the vote was: Yeas, 52; Nays, 8 – Bonham, Hayden, Heard, Nearman, Reschke, Smith DB, Williamson, Witt. Bill passed.

HB 4120 (A-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on HB 4120 for the following reasons and more. We should have fairness and equity within the TLT industries. There has been quite a bit of debate on this issue. Many of our residents offer AirBNB services, throughout our area and they are reporting and paying. This bill does not belong in the short session and many have argued that continued discussion is needed for the mechanics of the collection and reporting methods to be properly vetted. These small business persons that offer rooms in their homes and other accommodations need a simple understanding of these laws and taxes. Industry needs to work together to be ready next session. As a former local government elected official, I completely understand the need to bring all together for fairness, across the industry.”

The following measures were referred from the desk of the Speaker and recorded on Committee Referral List No. 10 dated February 22, 2018.

SB 1538 Judiciary  
SB 1543 Judiciary

The following measure was referred from the desk of the Speaker and recorded on Committee Referral List No. 11 dated February 22, 2018.

SB 1551 Business and Labor

SB 1548 – Read second time and passed to third reading.

HB 4082, 4095; HCR 201, 211 – Speaker signed on February 22, 2018.

HCR 201, 211 – Filed with Secretary of State on February 22, 2018.

House adjourned until 10:30 a.m. Friday, February 23, 2018 on motion of Barnhart.

### **Friday, February 23, 2018 – Morning Session**

House convened at 10:30 a.m. Speaker in Chair.

Opening ceremony presented by Representative Mark Meek, singing "The Star Spangled Banner," Gladstone.

Upon verification of quorum: All present except: Excused, 3 – Barker, Clem, Esquivel; Excused for Business of the House, 1 – Heard.

HB 4019, 4043, 4047, 4068, 4088, 4145 – Message from the Senate announcing passage.

SCR 201, 205 – Message from the Senate announcing adoption.

SB 1532, 1536 – Message from the Senate announcing President signed on February 22, 2018.

HCR 201, 211; HB 4082, 4095 – Message from the Senate announcing President signed on February 22, 2018.

SB 1520 – Message from the Senate announcing passage.

SCR 201, 205 – Read first time and passed to Speaker's desk for referral.

The following measures were referred from the desk of the Speaker and recorded on Committee Referral List No. 12 dated February 23, 2018.

SCR 201 Rules  
SCR 205 Rules

Committee Report File No. 29 was distributed on February 22, 2018.

HB 4027 – Report by Committee on Revenue recommending passage with amendments and be printed A-Engrossed.

HB 4155 – Report by Committee on Rules recommending passage with amendments, be printed A-Engrossed, and subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means rescinded by order of the Speaker.

HB 4155 – Report by Minority of Committee on Rules, signed by McLane and Wilson, recommending passage with different amendments and be printed A-Engrossed.

Committee Report File No. 30 was distributed on February 23, 2018.

SB 1525 – Report by Committee on Human Services and Housing recommending passage.

SB 1526 (A-Engrossed) – Report by Committee on Human Services and Housing recommending passage.

Nearman moved that in compliance with Article IV, Section 19 of the Oregon Constitution, and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for today's third reading calendar and that they be read by title only. Motion carried on viva voce vote.

HB 4027, 4155 – Read second time and passed to third reading.

HB 4086 (A-Engrossed) – Read third time. Carried by Holvey. On passage of the bill the vote was: Yeas, 33; Nays, 23 – Barreto, Boles, Bonham, Buehler, Bynum, Findley, Gomberg, Hayden, Helfrich, Lewis, McKeown, Nearman, Noble, Parrish, Post, Reschke, Smith DB, Sprenger, Stark, Vial, Whisnant, Wilson, Witt; Excused, 3 – Barker, Clem, Esquivel; Excused for Business of the House, 1 – Heard. Bill passed.

HB 4086 (A-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on HB 4086 for the following reasons and more. This bill would force counties and cities to have a municipal building official. Our counties and cities within our district cannot afford to hire this position. This is yet another example of bad policy that will have a negative impact on our rural areas.”

HB 4154 – By unanimous consent, on request of Speaker, rules suspended and bill carried over and placed in its proper order on the Monday, February 26, 2018 Calendar.

HB 4162 (A-Engrossed) – Read third time. Carried by Smith Warner. On passage of the bill the vote was: Yeas, 53; Nays, 3 – Nearman, Parrish, Smith DB; Absent, 1 – Meek; Excused, 3 – Barker, Clem, Esquivel. Bill passed.

HB 4162 (A-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

"I voted NO on HB 4162 for the following reasons and more. In 2013, HB 2216 added a tax on these services. These taxes can unfairly hurt some facilities that do not receive the benefits. This is also a tax and should have a 3/5 majority, which the majority party feels it doesn't need."

SB 1520 – Read first time and passed to Speaker's desk for referral.

The following bill was referred from the desk of the Speaker and recorded on Committee Referral List No. 12 dated February 23, 2018.

#### SB 1520 Rules

SB 1525, 1526 – Read second time and passed to third reading.

SB 1548 – Read third time. Carried by Malstrom. On passage of the bill the vote was: Yeas, 56; Excused, 3 – Barker, Clem, Esquivel; Excused for Business of the House, 1 – Williamson. Bill passed.

Speaker announced the following preparation of sine die:

"Effective immediately, and in order to complete the work of the 2018 Legislative Session and provide an orderly move toward sine die adjournment, I am invoking House Rule 8.15 (6), which suspends the requirement that 24 hours' notice must be given for work sessions during committee meetings. If the meeting is scheduled for the purpose of taking public testimony, at least 24 hours' notice must be given."

SB 1532, 1536 – Speaker signed on February 23, 2018.

House adjourned until 10:30 a.m. Monday, February 26, 2018 on motion of Barnhart.

### Monday, February 26, 2018 – Morning Session

House convened at 10:30 a.m. Speaker in Chair.

Opening ceremony presented by Elder Larry Blunck, Regional Authority of the Church of Jesus Christ of Latter-day Saints, West Linn.

Upon verification of quorum: All present except: Excused, 3 – Boone, Olson, Sprenger.

SB 1528 – Message from the Senate announcing passage.

Committee Report File No. 31 was distributed on February 23, 2018.

HB 4139 – Report by Committee on Revenue recommending passage with amendments and be printed A-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

SB 1501 – Report by Committee on Agriculture and Natural Resources recommending passage.

SB 1533 (A-Engrossed) – Report by Committee on Agriculture and Natural Resources recommending passage.

SB 1547 (A-Engrossed) – Report by Committee on Health Care recommending passage.

SB 1550 (A-Engrossed) – Report by Committee on Agriculture and Natural Resources recommending passage.

Committee Report File No. 32 was distributed on February 23, 2018.

SB 1540 (A-Engrossed) – Report by Committee on Human Services and Housing recommending passage of the A-Eng. bill.

SB 1540 (A-Engrossed) – Report by Minority of Committee on Human Services and Housing recommending passage with amendments and be printed B-Engrossed.

Committee Report File No. 33 was distributed on February 23, 2018.

SB 1557 (A-Engrossed) – Report by Committee on Higher Education and Workforce Development recommending passage with amendments and be printed B-Engrossed.

Committee Report File No. 34 was distributed on February 26, 2018.

HB 4007 (A-Engrossed) – Report by Committee on Revenue recommending passage with amendments, be printed B-Engrossed, and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

Hayden moved that in compliance with Article IV, Section 19 of the Oregon Constitution and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for today's third reading calendar and that they be read by title only. Motion carried on viva voce vote.

HB 4155 (A-Engrossed) – Williamson moved adoption of the Committee Report.

HB 4155 (A-Engrossed) – McLane, Wilson moved Minority Report be substituted for the Committee Report. On adoption of the motion the vote was: Yeas, 24; Nays, 32 – Alonso Leon, Barker, Barnhart, Clem, Doherty, Evans, Fahey, Gomberg, Gorsek, Greenlick, Helm, Hernandez, Holvey, Keny-Guyer, Lively, Malstrom, Marsh, McLain, Meek, Nathanson, Nosse, Piluso, Power, Rayfield, Reardon, Salinas, Sanchez, Smith Warner, Sollman, Williamson, Witt, Speaker Kotek; Absent, 1 – McKeown; Excused, 3 – Boone, Olson, Sprenger. Motion failed.

In compliance with House Rule 9.15 (2), bill advanced to immediate third reading and final consideration.

HB 4155 (A-Engrossed) – Read third time. Carried by Williamson. On passage of the bill the vote was: Yeas, 40;



Nays, 17 – Barreto, Bonham, Esquivel, Findley, Hayden, Heard, Kennemer, McLane, Nearman, Parrish, Post, Reschke, Smith DB, Smith G, Stark, Whisnant, Wilson; Excused, 3 – Boone, Olson, Sprenger. Bill passed.

HB 4155 (A-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on HB 4155 for the following reasons and more. The politics around this bill are troubling. In fact, there was a Floor Letter from Senator Wyden that states, ‘I am a strong supporter of the Obama-era rules recently gutted at the federal level by Donald Trump’s Federal Communication Commission.’ This occurred after he held a rally on the front steps of the Capitol. I have concerns as this is a government procurement bill, will not directly affect resident households, and would create more government control over the internet. The Bill gives Oregon Public Utility Commission unprecedented regulatory authority over the internet, rather than the market that the people have control over. There has been a lawsuit filed by the Oregon Attorney General on this issue as well. I support Oregonians rights to an open internet, and to that end, the Republicans offered a Minority Report that would create a Task Force to have the needed minds in the room to address this important issue and come out with good policies to enact for our residents. HB 4155 does not accomplish this and does not help solve these problems for our residents.”

HB 4154 (B-Engrossed) – Read third time. Carried by Fahey. On passage of the bill the vote was: Yeas, 31; Nays, 26 – Barreto, Boles, Bonham, Buehler, Bynum, Esquivel, Findley, Hayden, Heard, Helfrich, Kennemer, Lewis, McKeown, McLane, Meek, Nearman, Noble, Parrish, Post, Reschke, Smith DB, Smith G, Stark, Vial, Whisnant, Wilson; Excused, 3 – Boone, Olson, Sprenger. Bill passed.

HB 4154 (B-Engrossed) – Bynum requested the following explanation of her vote be entered in the Journal:

“I voted ‘No’ on HB 4154-B and wish to explain my vote.

“I abhor wage theft and will support any measure designed to combat this scurrilous practice. I do not believe, however, that HB 4154-B is the best answer. My issues with the Bill are not what it would do BUT the three things it fails to do.

“First, it will not attenuate the inefficacies of the Bureau of Labor and Industries’ (BOLI) wage theft enforcement scheme. Second, it does not recognize the potentiality for quicker recoveries under a Wage Security Fund option. Third, it does not address the abuse of undocumented workers, the exclusion of workers whose first language is not English or the presence of labor trafficking.

“We have accepted as a society that ‘the wheels of justice grind slow.’ Representatives debating the Bill acknowledged the delays in BOLI’s enforcement procedures. That one would have to file a complaint, wait for BOLI to investigate, then conduct a hearing or a trial. All of which could take up to a year to transpire, only to have a victim prevail, and still *not* get paid. Rather than invest in a new unproven option – that may have far reaching and unintended consequences – we need to streamline the process already in place.

“Many have batted around the idea of using the Wage Security Fund differently to address wage theft. With a few adjustments to the capital generating aspect of the Fund, this may prove a viable option. If construction sub-contractors are the primary culprits, as much of the testimony I heard leads me to believe, there needs to be an actuarial overhaul of the Fund. Construction sub-contractors may need to be paying into the Fund commensurate with the drain they

create, sufficient to alleviate the financial burden on other industries. Other industries may then be allowed to contribute less.

“The Bill does not tackle the abuse of undocumented workers and workers whose first language is not English. Nor does it speak to labor trafficking. Protecting the rights of ALL workers falls to BOLI by statute. Yet, a large portion of Oregon’s workforce do not seek BOLI intervention because they are afraid of governmental contact or because they are unfamiliar with their options. It falls on BOLI to bridge that gap. Not the legislature.

“The Legislature considered HB 2856 during the 2017 Regular Session. This Bill would have ‘[c]reate[d] [a] Community Outreach and Labor Education Program within Bureau of Labor and Industries to promote awareness of employee rights.’ The Bill also proposed to pull funds from the Wage Security Fund to finance the endeavor. An amalgam of both approaches may be necessary to adequately tackle what I feel HB 4154 does not.

“It is for these reasons that I voted ‘No’ on HB 4154.”

HB 4154 (B-Engrossed) – Meek requested the following explanation of his vote be entered in the Journal:

“I voted ‘No’ on House Bill 4154-B and wish to explain my vote.

“I am strongly opposed to wage theft, and I support strict penalties against those who commit it. I appreciate the motivation with which HB 4154-B was introduced, but I could not support the bill in its current form.

“Fairness is a fundamental value of our legal system. For our laws to be just, they must be applied equitably. I believe we must strengthen the existing method for employees to file wage theft claims, but it should be on the backs of those that commit wage theft – not the small businesses who are simply trying to do the right thing.

“In order to stop wage theft, we need to know who is committing it. HB 4154-B does little to identify the perpetrators of wage theft. Indeed, shifting responsibility for a subcontractor’s unpaid wages away from the ‘bad actors,’ and onto another independent business instead, makes the true culprits of wage theft even more difficult for workers to identify.

“There are already significant, non-trivial costs incurred by general contractors that conduct insufficient vetting of subcontractors. Indeed, some subcontractors may be less incentivized to follow wage theft laws in good faith, knowing that responsibility for any wage theft activities would no longer rest with them, but with the general contractor.

“It is for these reasons that I voted ‘No’ on HB 4154-B.”

HB 4154 (B-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on HB 4154 for the following reasons and more. This bill and the associated performance bonds will hurt subcontractors, especially those that are attempting to start up. In our economic environment where general contractors are facing increased challenges to keep up with current demands for new housing construction due to a lack of subcontractors, it is counterproductive to adopt this policy that would further discourage builders from meeting the housing needs of their communities. The bill will also allow dollars that are in the Wage Security Fund; that are fully funded by employers for the purpose of paying valid wage claims when the employer is unable to do so, could now be used by the Bureau of Labor and Industries to investigate and enforce claims. We need to continue the work on improving Oregon’s wage claim laws, but HB 4154 is not the right approach.”

HB 4027 – By unanimous consent, on request of Speaker, rules suspended and bill remaining on today's Third Reading of House Bills carried over and placed in its proper order on the Tuesday, February 27, 2018 Calendar.

SB 1528 – Read first time and passed to Speaker's desk for referral.

The following bill was referred from the desk of the Speaker and recorded on Committee Referral List No. 13 dated February 26, 2018.

SB 1528 Revenue

SB 1501, 1533, 1540, 1547, 1550, 1557 – Read second time and passed to third reading.

SB 1525, 1526 – By unanimous consent, on request of Speaker, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on the Tuesday, February 27, 2018 Calendar.

HB 4019, 4043, 4047, 4068, 4088, 4145 – Speaker signed on February 26, 2018.

House adjourned until 10:30 a.m. Tuesday, February 27, 2018 on motion of Barnhart.

### **Tuesday, February 27, 2018 – Morning Session**

House convened at 10:30 a.m. Speaker in Chair.

Opening ceremony presented by The Right Reverend Frank Neff Powell, retired Bishop of the Episcopal Diocese of Southwestern Virginia, Eugene.

Upon verification of quorum: All present except, Excused, 2 – Evans, Olson.

HB 4014, 4054, 4067, 4104, 4107, 4117, 4134, 4153 – Message from the Senate announcing passage.

HCR 206 – Message from the Senate announcing adoption.

HB 4055 – Message from the Senate announcing passage as amended by the Senate.

HB 4019, 4043, 4047, 4068, 4088, 4145 – Message from the Senate announcing President signed on February 26, 2018.

Committee Report File No. 35 was distributed on February 26, 2018.

HB 4028 – Report by Committee on Revenue recommending passage with amendments and be printed A-Engrossed.

SB 1549 (A-Engrossed) – Report by Committee on Health Care recommending passage with amendments and be printed B-Engrossed.

Committee Report File No. 36 was distributed on February 26, 2018.

HB 4005 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed B-Engrossed.

Committee Report File No. 37 was distributed on February 27, 2018.

HB 4023 (A-Engrossed) – Report by Committee on Information Management and Technology recommending passage with amendments and be printed B-Engrossed. Bill referred to Committee on Ways and Means by prior reference.

SB 1546 – Report by Committee on Business and Labor recommending passage.

Stark moved that in compliance with Article IV, Section 19 of the Oregon Constitution, and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for today's third reading calendar and that they be read by title only. Motion carried on viva voce vote.

HB 4055 (B-Engrossed) – Barker moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 58; Excused, 2 – Evans, Olson. Bill repassed.

SB 1540 (A-Engrossed) – Consideration of Committee Report and Minority Report, together with the bill, carried over and placed in its proper order on the Wednesday, February 28, 2018 Calendar.

HB 4005, 4028 – Read second time and passed to third reading.

HB 4027 (A-Engrossed) – Read third time. Carried by Nosse. On passage of the bill the vote was: Yeas, 36; Nays, 21 – Barreto, Bonham, Boone, Esquivel, Hayden, Heard, Helfrich, Lewis, McLane, Nearman, Noble, Parrish, Post, Reardon, Reschke, Smith DB, Sprenger, Stark, Vial, Whisnant, Wilson; Excused, 2 – Evans, Olson; Excused for Business of the House, 1 – Kennemer. Bill passed.

HB 4027 (A-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

"I voted NO on HB 4027 for the following reasons and more. SB 611 in 2016 allowed certain incentives for technology investments. This bill purposely removes these incentives that are being taken advantage of and will cause continual lawsuits to occur. It will continue to cause uncertainty for investment in our state, as it again removes guarantees that have not been allowed to come to fruition."

House recessed until 3:30 p.m. on motion of Barnhart.

### **Tuesday, February 27, 2018 – Afternoon Session**

House reconvened at 3:30 p.m. Speaker in Chair.

Upon verification of quorum: All present except, Absent, 2 – Clem, Reardon; Excused, 3 – Evans, Gorsek, Olson; Excused for Business of the House, 1 – Kennemer.

SB 1510 – Message from the Senate announcing passage.

Committee Report File No. 38 was distributed on February 27, 2018.

SB 1509 (A-Engrossed) – Report by Committee on Health Care recommending passage with amendments, be printed B-Engrossed, and be referred to Committee on Rules. Bill referred to Committee on Rules by order of the Speaker.

SB 1551 (A-Engrossed) – Report by Committee on Business and Labor recommending passage with amendments and be printed B-Engrossed.

Having recessed under the order of business Third Reading of House Bills, the House proceeded to the next order of business.

SB 1510 – Read first time and passed to Speaker's desk for referral.

The following measure was referred from the desk of the Speaker and recorded on Committee Referral List No. 14 dated February 27, 2018.

#### SB 1510 Rules

SB 1546, 1549 – Read second time and passed to third reading.

SB 1525 – Read third time. Carried by Stark. On passage of the bill the vote was: Yeas, 57; Excused, 3 – Evans, Gorsek, Olson. Bill passed.

SB 1526 (A-Engrossed) – Read third time. Carried by Piluso. On passage of the bill the vote was: Yeas, 57; Excused, 3 – Evans, Gorsek, Olson. Bill passed.

SB 1501 – Read third time. Carried by Clem. On passage of the bill the vote was: Yeas, 57; Excused, 3 – Evans, Gorsek, Olson. Bill passed.

SB 1533 (A-Engrossed) – Read third time. Carried by Stark. On passage of the bill the vote was: Yeas, 57; Excused, 3 – Evans, Gorsek, Olson. Bill passed.

SB 1547 (A-Engrossed) – Read third time. Kennemer moved bill be referred to Committee on Rules. Motion carried on viva voce vote. Bill referred.

SB 1550 (A-Engrossed) – Read third time. Carried by Smith DB. On passage of the bill the vote was: Yeas, 57; Excused, 3 – Evans, Gorsek, Olson. Bill passed.

SB 1557 (B-Engrossed) – Read third time. Carried by Alonso Leon. On passage of the bill the vote was: Yeas, 57; Excused, 3 – Evans, Gorsek, Olson. Bill passed.

SB 1548 – Speaker signed on February 27, 2018.

House adjourned until 10:30 a.m. Wednesday, February 28, 2018 on motion of Barnhart.

#### Wednesday, February 28, 2018 – Morning Session

House convened at 10:30 a.m. Speaker in Chair.

Opening ceremony presented by Ethos Music Center, performing "You Can't Always Get What You Want" by the Rolling Stones, Portland.

Upon verification of quorum: All present.

HB 4012, 4052, 4058, 4073, 4135, 4144 – Message from the Senate announcing passage.

HCR 213 – Message from the Senate announcing adoption.

SB 1548 – Message from the Senate announcing President signed on February 27, 2018.

Committee Report File No. 39 was distributed on February 27, 2018.

SB 1522 (A-Engrossed) – Report by Committee on Education recommending passage.

SB 1534 (A-Engrossed) – Report by Committee on Business and Labor recommending passage.

Sprenger moved that in compliance with Article IV, Section 19 of the Oregon Constitution and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for today's third reading calendar and that they be read by title only. Motion carried on viva voce vote.

SB 1540 (A-Engrossed) – By unanimous consent, on request of Speaker, bill referred to Committee on Rules.

HB 4115 (A-Engrossed) – Noble moved bill be withdrawn from Committee on Rules. Motion failed, the vote being: Yeas, 29; Nays, 31 – Alonso Leon, Barker, Barnhart, Boone, Clem, Doherty, Fahey, Gomberg, Gorsek, Greenlick, Helm, Hernandez, Holvey, Keny-Guyer, Lively, Malstrom, Marsh, McKeown, Nathanson, Nosse, Piluso, Power, Rayfield, Reardon, Salinas, Sanchez, Smith Warner, Sollman, Williamson, Witt, Speaker Kotek.

HB 4005 (B-Engrossed) – Read third time. Carried by Nosse. On passage of the bill the vote was: Yeas, 46; Nays, 14 – Barreto, Boles, Bonham, Esquivel, Findley, Hayden, Heard, Kennemer, Nearman, Reschke, Sprenger, Stark, Whisnant, Wilson. Bill passed.

HB 4028 (A-Engrossed) – Read third time. Carried by Keny-Guyer. On passage of the bill the vote was: Yeas, 60. Bill passed.

SB 1522, 1534, 1551 – Read second time and passed to third reading.

SB 1546, 1549 – By unanimous consent, on request of Speaker, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on the Thursday, March 1, 2018 Calendar.

HB 4014, 4054, 4055, 4067, 4104, 4107, 4117, 4134, 4153; HCR 206 – Speaker signed on February 28, 2018.

HCR 206 – Filed with Secretary of State on February 28, 2018.

House adjourned until 10:30 a.m. Thursday, March 1, 2018 on motion of Barnhart.

### **Thursday, March 1, 2018 – Morning Session**

House convened at 10:30 a.m. Speaker in Chair.

Opening ceremony presented by Portland Lesbian Choir, directed by Mary McCarty, accompanied by pianist Kim Hornstein, featuring soloist Miranda Bradley, singing "I Stand" by Idina Menzel, Portland.

Upon verification of quorum: All present.

HB 4082, 4095 – Message from the Governor announcing she signed on February 28, 2018.

HB 4030, 4098, 4124 – Message from the Senate announcing passage.

HCR 202, 203, 204, 205, 207, 209, 210 – Message from the Senate announcing adoption.

HB 4031 – Message from the Senate announcing passage as amended by the Senate.

HCR 206; HB 4014, 4054, 4055, 4067, 4104, 4107, 4117, 4134, 4153 – Message from the Senate announcing President signed on February 28, 2018.

HCR 214 – Introduced, read and passed to Speaker's desk for referral.

The following measures were referred from the desk of the Speaker and recorded on Committee Referral List No. 15 dated March 1, 2018.

#### HCR 214 Rules

Committee Report File No. 40 was distributed on February 28, 2018.

HB 4026 – Report by Committee on Revenue recommending passage with amendments and be printed A-Engrossed.

HB 4080 – Report by Committee on Revenue recommending passage with amendments and be printed A-Engrossed.

SB 1517 – Report by Committee on Veterans and Emergency Preparedness recommending passage.

SB 1538 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed B-Engrossed.

SB 1562 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed B-Engrossed.

SCR 201 – Report by Committee on Rules recommending adoption.

SCR 204 (A-Engrossed) – Report by Committee on Veterans and Emergency Preparedness recommending adoption.

SCR 205 – Report by Committee on Rules recommending adoption.

Committee Report File No. 41 was distributed on February 28, 2018.

SB 1554 (A-Engrossed) – Report by Committee on Higher Education and Workforce Development recommending passage.

SB 1563 (A-Engrossed) – Report by Committee on Higher Education and Workforce Development recommending passage.

Committee Report File No. 42 was distributed on March 1, 2018.

HB 4010 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 4079 – Report by Committee on Ways and Means recommending passage.

HB 4143 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 4159 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 1555 (A-Engrossed) – Report by Committee on Revenue recommending passage.

Committee Report File No. 43 was distributed on March 1, 2018.

HB 4006 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed B-Engrossed.

HB 4049 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed B-Engrossed.

HB 4063 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed B-Engrossed.

HB 4065 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed B-Engrossed.

HB 4133 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed B-Engrossed.

Committee Report File No. 44 was distributed on March 1, 2018.

HB 4020 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed B-Engrossed.

HB 4053 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed B-Engrossed.

HB 4129 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed B-Engrossed.

HB 4130 – Report by Committee on Ways and Means recommending passage with amendments and be printed A-Engrossed.

HCR 212 – Read as Special Order of Business. Carried by Barreto. On adoption of the measure the vote was: Yeas, 60. Resolution adopted.

Whisnant moved that in compliance with Article IV, Section 19 of the Oregon Constitution, and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for today's third reading calendar and that they be read by title only. Motion carried on viva voce vote.

HB 4006, 4010, 4020, 4026, 4049, 4053, 4063, 4065, 4079, 4080, 4129, 4130, 4133, 4143, 4159 – Read second time and passed to third reading.

SCR 201 – Read. Carried by Malstrom.

Speaker Pro Tempore in Chair.

SCR 201 – On adoption of the measure the vote was: Yeas, 59; Excused for Business of the House, 1 – Speaker Kotek. Resolution adopted.

SCR 204 (A-Engrossed) – By unanimous consent, on request of Speaker Pro Tempore, rules suspended and measure made a Special Order of Business immediately following the order of business Committee Reports on the Friday, March 2, 2018 Calendar.

SCR 205 – Read. Carried by Williamson, Greenlick. On adoption of the measure the vote was: Yeas, 58; Excused for Business of the House, 2 – Bynum, Speaker Kotek. Resolution adopted.

House recessed until 3:00 p.m. on motion of Barnhart.

#### **Thursday, March 1, 2018 – Afternoon Session**

House reconvened at 3:00 p.m. Speaker in Chair.

Upon verification of quorum: All present, except: Absent, 2 – Gorsek, Parrish.

By unanimous consent, on request of Speaker, rules suspended to temporarily return to the order of business Propositions and Motions.

Whisnant moved that in compliance with Article IV, Section 19 of the Oregon Constitution, and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by

section be suspended for today's supplemental third reading calendar and that they be read by title only. Motion carried on viva voce vote.

By unanimous consent, on request of Speaker, rules suspended to temporarily return to the order of business Third Reading of House Bills.

HB 4006, 4010, 4020, 4026, 4049, 4053, 4063, 4065, 4079, 4080, 4129, 4130, 4133, 4143, 4159 – By unanimous consent, on request of Speaker, rules suspended to permit third reading and final consideration immediately.

HB 4006 (B-Engrossed) – Read third time. Carried by Keny-Guyer. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Gorsek. Bill passed.

HB 4036, 4044, 4064, 4150 – Message from the Senate announcing passage.

HJR 201, HCR 212 – Message from the Senate announcing adoption.

HB 4022, 4141 – Message from the Senate announcing passage as amended by the Senate.

SB 1542 – Message from the Senate announcing passage.

SB 1557 – Message from the Senate announcing concurrence in House amendments and repassage.

Committee Report File No. 45 was distributed on March 1, 2018.

HB 4059 – Report by Committee on Transportation recommending passage with amendments and be printed A-Engrossed.

SB 1510 (A-Engrossed) – Report by Committee on Rules recommending passage.

SB 1523 – Report by Committee on Revenue recommending passage with amendments and be printed A-Engrossed.

SB 1540 (A-Engrossed) – Report by Committee on Rules recommending passage with amendments and be printed B-Engrossed.

SB 1543 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed B-Engrossed.

HB 4010 (A-Engrossed) – Read third time. Carried by Bynum, Meek. On passage of the bill the vote was: Yeas, 54; Nays, 5 – Bonham, Nearman, Post, Reschke, Smith DB; Excused, 1 – Gorsek. Bill passed.

HB 4020 (B-Engrossed) – Read third time. Carried by Nosse.

Buehler declared a potential conflict of interest and submitted the following statement:

"I am declaring a potential conflict of interest for House Bill 4020, since my wife and I are partial owners in more than one surgery center."

HB 4020 (B-Engrossed) – On passage of the bill the vote was: Yeas, 59; Excused, 1 – Gorsek. Bill passed.

HB 4026 (A-Engrossed) – Read third time. Carried by Barnhart. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Gorsek. Bill passed.

HB 4049 (B-Engrossed) – Read third time. Carried by Piluso. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Gorsek. Bill passed.

HB 4053 (B-Engrossed) – Read third time. Carried by Sollman. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Gorsek. Bill passed.

HB 4063 (B-Engrossed) – Read third time. Carried by McLain. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Gorsek. Bill passed.

HB 4065 (B-Engrossed) – Read third time. Carried by Lively. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Gorsek. Bill passed.

HB 4079 – Read third time. Carried by Nathanson. On passage of the bill the vote was: Yeas, 51; Nays, 7 – Barreto, Bonham, Esquivel, Nearman, Post, Reschke, Smith DB; Excused, 1 – Gorsek; Excused for Business of the House, 1 – Olson. Bill passed.

HB 4079 – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on HB 4079 for the following reasons and more. There is no cap on the investment. The bill does not look into savings accounts or other investment accounts. An individual could literally have \$2 million in a pension account and still qualify for assistance.”

HB 4080 (A-Engrossed) – Read third time. Carried by Barnhart. On passage of the bill the vote was: Yeas, 35; Nays, 23 – Barreto, Boles, Bonham, Buehler, Esquivel, Findley, Hayden, Heard, Helfrich, Kennemer, Lewis, McLane, Nearman, Noble, Parrish, Post, Reschke, Smith DB, Smith G, Sprenger, Stark, Vial, Wilson; Excused, 1 – Gorsek; Excused for Business of the House, 1 – Olson. Bill passed.

HB 4080 (A-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on HB 4080 for the following reasons and more. Education dollars are important and setting dollars aside for education is an important tool. This bill will take away some incentives for setting aside dollars for K-12 education, rather than just college education.”

HB 4129 (B-Engrossed) – Read third time. Carried by McKeown, Esquivel. On passage of the bill the vote was: Yeas, 56; Nays, 2 – Nearman, Reschke; Excused, 1 – Gorsek; Excused for Business of the House, 1 – Stark. Bill passed.

HB 4130 (A-Engrossed) – Read third time. Carried by McKeown, Lively. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Gorsek. Bill passed.

HB 4133 (B-Engrossed) – Read third time. Carried by Keny-Guyer, Bynum. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Gorsek. Bill passed.

HB 4143 (A-Engrossed) – Read third time. Carried by Malstrom. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Gorsek. Bill passed.

HB 4159 (A-Engrossed) – Read third time. Carried by Williamson. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Gorsek. Bill passed.

SB 1506, 1516, 1541, 1556, 1559 – Message from the Senate announcing passage.

SB 1506, 1516, 1541, 1542, 1556, 1559 – Read first time and passed to Speaker’s desk for referral.

The following measures were referred from the desk of the Speaker and recorded on Committee Referral List No. 16 dated March 1, 2018.

SB 1506 Ways and Means  
SB 1516 Ways and Means  
SB 1541 Ways and Means  
SB 1542 Rules  
SB 1559 Rules

SB 1510, 1517, 1538, 1554, 1555, 1562, 1563 – Read second time and passed to third reading

SB 1546 – Read third time. Carried by Piluso. On passage of the bill the vote was: Yeas, 57; Nays, 2 – Heard, Parrish; Excused, 1 – Gorsek. Bill passed.

SB 1546 – Read third time. Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on SB 1546 for the following reasons and more. Could potentially add to PERS debt. We need to work towards eliminating PERS debt rather than adding to it.”

SB 1549 (B-Engrossed) – Read third time. Carried by Nosse. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Gorsek. Bill passed.

SB 1522 (A-Engrossed) – Read third time. Carried by Sollman. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Gorsek. Bill passed.

SB 1534 (A-Engrossed) – Read third time. Carried by Kennemer. On passage of the bill the vote was: Yeas, 57; Nays, 2 – Nearman, Reschke; Excused, 1 – Gorsek. Bill passed.

SB 1551 (B-Engrossed) – Read third time. Carried by Holvey. On passage of the bill the vote was: Yeas, 58; Nays, 1 – Nearman; Excused, 1 – Gorsek. Bill passed.

SB 1510, 1517, 1538, 1554, 1555, 1562, 1563 – By unanimous consent, on request of Speaker, rules suspended and bills remaining on today’s Third Reading of Senate Bills carried over and placed in their proper order on the Friday, March 2, 2018 Calendar.

By unanimous consent, on request of Speaker, rules suspended to temporarily return to the order of business Propositions and Motions.

HB 4031 (B-Engrossed) – Clem moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 40; Nays,

19 – Barreto, Buehler, Esquivel, Findley, Hayden, Heard, Helfrich, Kennemer, Lewis, McLane, Nearman, Noble, Parrish, Post, Reschke, Smith DB, Smith G, Sprenger, Wilson; Excused, 1 – Gorsek. Bill repassed.

HB 4031 (B-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on HB 4031 for the following reasons and more. Amended to change a land use law that would allow ADU outside of urban growth boundary that was passed last session. Opposed to that amendment. The other parts of the bill I am good with.

SB 1546 – By unanimous consent on request of Williamson, rules suspended to permit Smith DB to change his vote from “yea” to “nay” on passage of bill.

HB 4010 (A-Engrossed) – By unanimous consent, on request of Williamson, rules suspended to permit Bonham to change his vote from “nay” to “yea” on passage of bill.

HB 4010 (A-Engrossed) – By unanimous consent, on request of Williamson, rules suspended to permit Smith DB to change his vote from “nay” to “yea” on passage of bill.

House adjourned until 11:00 a.m. March 2, 2018 on motion of Barnhart.

#### **Friday, March 2, 2018 – Morning Session**

House convened at 11:00 a.m. Speaker in Chair.

Opening ceremony presented by Woodburn Rocks, singing "Where Are You From," Woodburn.

Upon verification of quorum: All present except: Absent, 1 – Boles.

HB 4008, 4050, 4056, 4097 – Message from the Senate announcing passage.

HB 4009, 4018, 4048, 4062, 4087, 4094 – Message from the Senate announcing passage as amended by the Senate.

HB 4116, 4120, 4149, 4155, 4162 – Message from the Senate announcing passage.

HB 4111 – Message from the Senate announcing passage as amended by the Senate.

Committee Report File No. 46 was distributed on March 1, 2018.

SB 1528 (B-Engrossed) – Report by Committee on Revenue recommending passage of the B-Engrossed bill.

SB 1528 (B-Engrossed) – Report by Minority of Committee on Revenue recommending passage with amendments and be printed C-Engrossed.

SB 1529 (A-Engrossed) – Report by Committee on Revenue recommending passage with amendments and be printed B-Engrossed.

SB 1529 (A-Engrossed) – Report by Minority of Committee on Revenue recommending passage with different amendments and be printed B-Engrossed.

SB 1547 (A-Engrossed) – Report by Committee on Rules recommending passage with amendments and be printed B-Engrossed.

SB 1567 – Report by Committee on Rules recommending passage.

Committee Report File No. 47 was distributed on March 2, 2018.

SB 1520 (A-Engrossed) – Report by Committee on Rules recommending passage.

SCR 204 (A-Engrossed) – Read as Special Order of Business. Carried by Evans, Lewis. On adoption of the measure the vote was: Yeas, 60. Resolution adopted.

Bonham moved that in compliance with Article IV, Section 19 of the Oregon Constitution, and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for today’s third reading calendar and that they be read by title only. Motion carried on viva voce vote.

By unanimous consent, on request of Speaker, rules suspended to temporarily advance to the order of business Second Reading of Senate Bills.

SB 1520, 1523, 1528, 1529, 1543, 1567 – Read second time and passed to third reading.

SB 1528, 1529 – By unanimous consent, on request of Speaker, rules suspended to permit consideration of committee and minority reports immediately.

SB 1528 (B-Engrossed) – Barnhart moved adoption of the Committee Report.

SB 1528 (C-Engrossed) – Parrish moved Minority Report be substituted for the Committee Report. Motion failed, the vote being: Yeas, 29; Nays, 31 – Alonso Leon, Barker, Barnhart, Boone, Clem, Doherty, Fahey, Gomberg, Gorsek, Greenlick, Helm, Hernandez, Holvey, Keny-Guyer, Lively, Malstrom, Marsh, McLain, Meek, Nathanson, Nosse, Piluso, Power, Rayfield, Reardon, Salinas, Sanchez, Smith Warner, Sollman, Williamson, Speaker Kotek.

In compliance with House Rule 9.15 (2), bill advanced to immediate third reading and final consideration.

SB 1528 (B-Engrossed) – Rules suspended. Read third time. Carried by Barnhart.

Speaker Pro Tempore in Chair.

Speaker in Chair.

SB 1528 (B-Engrossed) – On passage of the bill the vote was: Yeas, 32; Nays, 28 – Barreto, Boles, Bonham, Buehler, Bynum, Esquivel, Evans, Findley, Hayden, Heard, Helfrich, Kennemer, Lewis, McKeown, McLane, Nearman, Noble, Olson, Parrish, Post, Reschke, Smith DB, Smith G, Sprenger, Stark, Vial, Whisnant, Wilson. Bill passed.

SB 1528 (B-Engrossed) – Evans requested the following explanation of his vote be entered in the Journal:

“While I have concerns about how the changes in federal tax changes impact Oregon and there are elements of the bill I support, I ultimately voted no because of its impact on a set of small businesses and sole proprietorships that are the backbone of House District 20’s economy. The average income of sole proprietors in Oregon is \$23,300.00 per year, yet we ask them to pay .1% higher taxes than the largest corporations in the state. Currently these businesses do not get to take advantage of Oregon’s state pass-through tax break. Connecting these businesses to the new federal pass through would have provided a tax break for many hard-working Oregonians who need and deserve it.

“I’m committed to continuing to fight to level the playing field for working families and small businesses, which is why I voted against this particular proposal to disconnect from the federal tax code.”

SB 1528 (B-Engrossed) – Meek requested the following explanation of his vote be entered in the Journal:

“As a small business owner – as well as a father and someone who has benefited from a quality public education – this was a difficult choice. Ultimately, I decided to support SB 1528-B for three major reasons.

“First and foremost, this vote is about preventing a \$258 million cut to vital services that have already been allocated for. That’s equivalent to nearly 1,500 teachers. At a time when our state is already struggling to invest in education, making significant cuts to our kids’ classrooms is untenable.

“Secondly, small businesses in Oregon will not see a higher tax bill this year as a result of SB 1528-B. In my first term, I have worked hard to reform Oregon’s revenue system. I believe – now more than ever – that we must stabilize funding for our schools and ensure that our local small businesses aren’t paying beyond their fair share. Tax filers with pass-through income pay a lower tax rate than wage earners, and with other portions of the federal tax changes going into effect, these filers can still plan to see a tax cut this year.

“Finally, the pass-through tax break overwhelmingly benefits the wealthiest Oregonians while doing little for middle-class families. According to Oregon’s nonpartisan Legislative Revenue Office, 80 percent of the benefit of this tax break would have gone to households earning over \$1 million. Oregon simply cannot afford another tax break for the wealthiest Oregonians at a time when working families are struggling to make ends meet and our classrooms are overcrowded.

“SB 1528-B levels the playing field for working families by ensuring that we prioritize investments in education and other vital services over tax breaks for the wealthy. It is for these reasons that I voted ‘Yes’ on SB 1528-B.”

SB 1528 (B-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on SB 1528 for the following reasons and more. This bill will directly impact the small businesses within the State and would disconnect from the federal tax code, as well as the tax breaks the federal administration just passed. It would take those small business tax savings away and put them in the state coffers. This bill is wrong on many levels and hurts the smallest businesses in our state, that are the backbones of our economies.”

House recessed until 2:00 p.m. on motion of Barnhart.

## Friday, March 2, 2018 – Afternoon Session

House reconvened at 2:00 p.m. Speaker in Chair.

Upon verification of quorum: All present except: Absent, 5 – Boles, Heard, Helm, Lewis, Sprenger.

Committee Report File No. 48 was distributed on March 2, 2018.

SB 1506 – Report by Committee on Ways and Means recommending passage.

SB 1516 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 1541 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

Having recessed under the order of business Propositions and Motions, the House continued under that order of business.

SB 1529 (B-Engrossed) – Barnhart moved adoption of the Committee Report.

SB 1529 (B-Engrossed) – Buehler moved Minority Report be substituted for the Committee Report. Motion failed, the vote being: Yeas, 25; Nays, 35 – Alonso Leon, Barker, Barnhart, Boone, Bynum, Clem, Doherty, Evans, Fahey, Gomberg, Gorsek, Greenlick, Helm, Hernandez, Holvey, Keny-Guyer, Lively, Malstrom, Marsh, McKeown, McLain, Meek, Nathanson, Nosse, Piluso, Power, Rayfield, Reardon, Salinas, Sanchez, Smith Warner, Sollman, Williamson, Witt, Speaker Kotek.

In compliance with House Rule 9.15 (2), bill advanced to immediate third reading and final consideration.

SB 1529 (B-Engrossed) – Rules suspended. Read third time. Carried by Barnhart. On passage of the bill the vote was: Yeas, 39; Nays, 21 – Barreto, Boles, Bonham, Buehler, Esquivel, Findley, Hayden, Heard, Helfrich, Kennemer, Lewis, Nearman, Noble, Olson, Parrish, Post, Reschke, Smith DB, Vial, Whisnant, Wilson. Bill passed.

SB 1529 (B-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on SB 1529-B for the following reasons and more. Lack of process and discussion, especially in the Ways and Means Committee. Measure 101 just taxed healthcare, we need revenues for foster care, we have a mental health crisis and leadership is sweeping these dollars for PERS, just to say something was done.”

By unanimous consent, on request of Speaker, rules suspended to temporarily advance to the order of business Third Reading of Senate Bills.

SB 1547, 1538, 1562 – By unanimous consent, on request of Speaker, rules suspended to permit third reading and final consideration immediately.

SB 1547 (B-Engrossed) – Read third time. Carried by Kennemer.

Helfrich declared a potential conflict of interest and submitted the following statement:



“Senate Bill 1547-B expands the list of health care professionals who can provide a medical release to a youth athlete who is suspected of having a concussion to include naturopathic physicians. My wife is currently employed as a naturopathic physician and could potentially benefit from passage of this bill.”

SB 1547 (B-Engrossed) – On passage of the bill the vote was: Yeas, 53; Nays, 7 – Boone, Fahey, Helm, Hernandez, McKeown, Meek, Smith Warner. Bill passed.

House recessed until 3:45 p.m. on motion of Barnhart.

### Friday, March 2, 2018 – Afternoon Session

House reconvened at 3:45 p.m. Speaker in Chair.

Upon verification of quorum: All present except: Absent, 5 – Evans, Kennemer, Keny-Guyer, Post, Sollman; Excused for Business of the House, 11 – Gomberg, Holvey, McLane, Nathanson, Noble, Rayfield, Smith G, Smith Warner, Stark, Whisnant, Williamson.

SB 1501, 1525, 1526, 1533, 1550 – Message from the Senate announcing President signed on March 1, 2018.

HB 4046 – Message from the Senate announcing passage.

SB 1553 – Message from the Senate announcing passage.

SCR 206 – Message from the Senate announcing adoption.

HB 4005, 4006, 4010, 4020, 4026, 4049, 4053, 4063, 4065, 4079, 4080, 4129, 4130, 4133, 4143, 4159 – Message from the Senate announcing passage.

SB 1557 – Message from the Senate announcing President signed on March 2, 2018.

By unanimous consent, on request of Speaker, rules suspended to temporarily advance to the order of business Second Reading of House Bills.

HB 4059 – Read second time and passed to third reading.

By unanimous consent, on request of Speaker, rules suspended to temporarily advance to the order of business Third Reading of House Bills.

HB 4059 (A-Engrossed) – By unanimous consent, on request of Speaker, rules suspended to permit immediate third reading and final consideration.

HB 4059 (A-Engrossed) – Read third time. Carried by McKeown, Vial. On passage of the bill the vote was: Yeas, 45; Nays, 3 – Buehler, Meek, Parrish; Excused for Business of the House, 12 – Gomberg, Holvey, Keny-Guyer, McLane, Nathanson, Noble, Rayfield, Smith G, Smith Warner, Stark, Whisnant, Williamson. Bill passed.

HB 4059 (A-Engrossed) – Meek requested the following explanation of his vote be entered in the Journal:

“Traffic congestion on Interstate 205 has reached record levels. Time spent in traffic is more than just an annoyance – it means lost productivity and fewer hours spent with our families. As Clackamas County and the entire metro region continue to grow, the traffic on I-205 will only get worse in the absence of new infrastructure investment from the state.

“HB 4059 directs the Oregon Department of Transportation to conduct a cost analysis of the I-205 bottleneck project, but it does not directly allocate any new funding towards moving the project forward with construction. Our statewide transportation planning must make congestion relief on I-205 a top priority, given the benefits that it will provide for the metro region and our state’s entire economy. The absence of these investment dollars for I-205 congestion relief in HB 4059 is a missed opportunity for the State of Oregon.

“Furthermore, I am concerned that the combination of the Rose Quarter expansion and lack of I-205 congestion relief will push more traffic congestion from Portland down to Clackamas County, causing further congestion for my constituents.

“It is for these reasons that I voted ‘No’ on HB 4059.”

By unanimous consent, on request of Speaker, rules suspended to temporarily advance to the order of business Third Reading of Senate Bills.

SB 1540 (B-Engrossed) – Read third time. Carried by Keny-Guyer. On passage of the bill the vote was: Yeas, 49; Excused for Business of the House, 11 – Gomberg, Holvey, McLane, Nathanson, Noble, Rayfield, Smith G, Smith Warner, Stark, Whisnant, Williamson. Bill passed.

SB 1517, 1538, 1554, 1555 – By unanimous consent, on request of Speaker, rules suspended to permit immediate third reading and final consideration.

SB 1517 – Read third time. Carried by Esquivel. On passage of the bill the vote was: Yeas, 49; Excused for Business of the House, 11 – Gomberg, Holvey, McLane, Nathanson, Noble, Rayfield, Smith G, Smith Warner, Stark, Whisnant, Williamson. Bill passed.

SB 1538 (B-Engrossed) – Read third time. Carried by Olson. On passage of the bill the vote was: Yeas, 49; Excused for Business of the House, 11 – Gomberg, Holvey, McLane, Nathanson, Noble, Rayfield, Smith G, Smith Warner, Stark, Whisnant, Williamson. Bill passed.

SB 1554 (A-Engrossed) – Read third time. Carried by Sollman. On passage of the bill the vote was: Yeas, 49; Excused for Business of the House, 11 – Gomberg, Holvey, McLane, Nathanson, Noble, Rayfield, Smith G, Smith Warner, Stark, Whisnant, Williamson. Bill passed.

SB 1555 (A-Engrossed) – Read third time. Carried by Nosse. On passage of the bill the vote was: Yeas, 28; Nays, 21 – Barreto, Boles, Bonham, Buehler, Esquivel, Findley, Hayden, Heard, Helfrich, Kennemer, Lewis, Nearman, Nosse, Olson, Parrish, Post, Reschke, Smith DB, Sprenger, Vial, Wilson; Excused for Business of the House, 11 – Gomberg, Holvey, McLane, Nathanson, Noble, Rayfield, Smith G, Smith Warner, Stark, Whisnant, Williamson. Bill failed.

SB 1555 (A-Engrossed) – Nosse, having changed his vote from “yea” to “nay,” served notice of possible reconsideration.

SB 1523 (A-Engrossed) – By unanimous consent, on request of Speaker, rules suspended to permit third reading and final consideration immediately.

SB 1523 (A-Engrossed) – Read third time. Carried by Nosse. On passage of the bill the vote was: Yeas, 57; Nays, 1

– Smith Warner; Excused, 1 – Kennemer; Excused for Business of the House, 1 – Nathanson. Bill passed.

SB 1562 (B-Engrossed) – By unanimous consent, on request of Speaker, rules suspended to permit third reading and final consideration immediately.

SB 1562 (B-Engrossed) – Read third time. Carried by Salinas, Stark. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Kennemer. Bill passed.

By unanimous consent, on request of Speaker, rules suspended to temporarily return to the order of business First Reading of Memorials and Resolutions.

SCR 206 – Read first time and passed to Speaker’s desk for referral.

The following measure was referred from the desk of the Speaker and recorded on Committee Referral List No. 17 dated March 2, 2018.

#### SCR 206 Rules

SB 1553 – Read first time and passed to Speaker’s desk for referral.

The following measure was referred from the desk of the Speaker and recorded on Committee Referral List No. 17 dated March 2, 2018.

#### SB 1553 Rules

SB 1506, 1516, 1541 – Read second time and passed to third reading.

SB 1510, 1563 – By unanimous consent, on request of Speaker, rules suspended and bills remaining on today’s Third Reading of Senate Bills carried over and placed in their proper order on the Saturday, March 3, 2018 Calendar.

SB 1547 (B-Engrossed) – By unanimous consent, on request of McLane, rules suspended to permit Gorsek to change his vote from “yea” to “nay” on passage of bill.

SB 1501, 1525, 1526, 1533, 1550 – Speaker signed on March 2, 2018.

HB 4012, 4030, 4036, 4044, 4052, 4058, 4064, 4073, 4098, 4124, 4135, 4144, 4150; HCR 202, 203, 204, 205, 207, 209, 210, 212, 213; HJR 201 – Speaker signed on March 2, 2018.

House adjourned until 8:45 a.m. Saturday, March 3, 2018 on motion of Barnhart.

### **Saturday, March 3, 2018 – Morning Session**

House convened at 8:45 a.m. Speaker in Chair.

Opening ceremony presented by Representative Phil Barnhart, Eugene.

Upon verification of quorum: All present except: Absent, 1 – Kennemer; Excused, 1 – Hayden.

Committee Report File No. 49 was distributed on March 2, 2018.

HB 5201 – Report by Committee on Ways and Means recommending passage with amendments and be printed A-Engrossed.

HB 4007 (B-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed C-Engrossed.

HB 4023 (B-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed C-Engrossed.

HB 4035 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed B-Engrossed.

HB 4038 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed B-Engrossed.

HB 4089 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed B-Engrossed.

HB 4118 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed B-Engrossed.

HB 4137 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed B-Engrossed.

HB 4152 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed B-Engrossed.

HB 4163 – Report by Committee on Ways and Means recommending passage with amendments and be printed A-Engrossed.

Committee Report File No. 50 was distributed on March 2, 2018.

HB 5202 – Report by Committee on Ways and Means recommending passage.

HB 4074 – Report by Committee on Ways and Means recommending passage.

HB 4139 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

Helfrich moved that in compliance with Article IV, Section 19 of the Oregon Constitution, and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for today’s third reading calendar and that they be read by title only. Motion carried on viva voce vote.

By unanimous consent, on request of Speaker, rules suspended to temporarily advance to the order of business Second Reading of House Bills.

HB 5201, 5202; HB 4007, 4023, 4035, 4038, 4074, 4089, 4118, 4137, 4139, 4152, 4163 – Read second time and passed to third reading.

By unanimous consent, on request of Speaker, rules suspended to temporarily advance to the order of business Third Reading of House Bills.

HB 5201, 5202, 4007, 4023, 4035, 4038, 4074, 4089, 4118, 4137, 4139, 4152, 4163 – By unanimous consent, on request of Speaker, rules suspended to permit third reading and final consideration immediately.

HB 5201 (A-Engrossed) – Read third time. Carried by Nathanson.

Smith G declared a potential conflict of interest and submitted the following statement:

“I am a member of a limited liability company that does economic development throughout Eastern Oregon and out of an abundance of caution I want to declare a potential conflict. There may be programs funded by this bill that clients I work with might use.”

HB 5201 (A-Engrossed) – On passage of the bill the vote was: Yeas, 56; Nays, 3 – Nearman, Parrish, Reschke; Excused, 1 – Hayden. Bill passed.

HB 5202 – Read third time. Carried by Smith G. On passage of the bill the vote was: Yeas, 38; Nays, 21 – Barreto, Boles, Bonham, Buehler, Esquivel, Findley, Heard, Helfrich, Kennemer, Lewis, McLane, Nearman, Noble, Olson, Parrish, Post, Reschke, Smith DB, Sprenger, Stark, Wilson; Excused, 1 – Hayden. Bill passed.

HB 5202 – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on HB 5202 for the following reasons and more. Raises fees across the state, when the taxpayers have given more resources to the state than ever in history.”

HB 4007 (C-Engrossed) – Read third time. Carried by Keny-Guyer. On passage of the bill the vote was: Yeas, 39; Nays, 20 – Barreto, Boles, Bonham, Clem, Esquivel, Findley, Heard, Kennemer, McLane, Nearman, Noble, Parrish, Post, Reschke, Smith DB, Sprenger, Stark, Vial, Whisnant, Wilson; Excused, 1 – Hayden. Bill passed.

HB 4007 (C-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on HB 4007 for the following reasons and more. I support housing needs, but this is a 300% increase in fees. I also support the first-time home buyers, but none of these dollars go to County Clerks. I have an affordable workforce housing bill, HB 4108, that will generate jobs and supply, that did not move. The majority has made spending decisions of over a million dollars on greenhouse gas advisors, and millions in other areas that could assist housing.”

HB 4023 (C-Engrossed) – Read third time. Carried by Marsh, Smith DB. On passage of the bill the vote was: Yeas, 58; Excused, 1 – Hayden; Excused for Business of the House, 1 – Keny-Guyer. Bill passed.

HB 4035 (B-Engrossed) – Read third time. Carried by McLane. On passage of the bill the vote was: Yeas, 58; Excused, 1 – Hayden; Excused for Business of the House, 1 – Kennemer. Bill passed.

HB 4038 (B-Engrossed) – Read third time. Carried by Evans. On passage of the bill the vote was: Yeas, 58; Excused,

1 – Hayden; Excused for Business of the House, 1 – Kennemer. Bill passed.

HB 4074 – Read third time. Carried by Sollman. On passage of the bill the vote was: Yeas, 54; Nays, 4 – Boles, Parrish, Post, Sprenger; Excused, 1 – Hayden; Excused for Business of the House, 1 – Kennemer. Bill passed.

HB 4089 (B-Engrossed) – Read third time. Carried by Helm. On passage of the bill the vote was: Yeas, 58; Excused, 1 – Hayden; Excused for Business of the House, 1 – Kennemer. Bill passed.

HB 4118 (B-Engrossed) – Read third time. Carried by Bonham. On passage of the bill the vote was: Yeas, 57; Nays, 1 – Holvey; Excused, 1 – Hayden; Excused for Business of the House, 1 – Kennemer. Bill passed.

HB 4137 (B-Engrossed) – Read third time. Carried by Sanchez. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Hayden. Bill passed.

HB 4139 (A-Engrossed) – Read third time. Carried by Barreto. On passage of the bill the vote was: Yeas, 57; Nays, 1 – Parrish; Excused, 1 – Hayden; Excused for Business of the House, 1 – Greenlick. Bill passed.

HB 4139 (A-Engrossed) – Heard requested the following explanation of his vote be entered in the Journal:

“I voted yes on HB 4139 because, despite its implementation of a ‘tax’ on the heavy equipment rental industry, it un-ties them from a much more complicated taxing system. The bill is revenue neutral which means our equipment rental business owners will not see a rise in their taxes because of it.”

HB 4152 (B-Engrossed) – Read third time. Carried by Helfrich. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Hayden. Bill passed.

HB 4163 (A-Engrossed) – Read third time. Carried by Nathanson. On passage of the bill the vote was: Yeas, 55; Nays, 4 – Esquivel, Nearman, Reschke, Sprenger; Excused, 1 – Hayden. Bill passed.

HB 4163 (A-Engrossed) – Parrish requested the following explanation of her vote be entered in the Journal:

“HB 4163-A has provisions that have significant merit, such as Section 11, which directs Oregon’s Secretary of State to do an actuarial review of the Public Employees Retirement System, or PERS, which I support.

“However, being an omnibus bill, there are several provisions of HB 4163-A to which I am opposed. One specific example is as follows:

“Section 17 changes the process of how legislators are paid. Currently in statute, if the legislature wants to increase salaries of certain elected officials, including judges, statewide elected officers, and this body, it must do so in a manner that is transparent to the public and taxpayers. Historically, this involves determining a specific dollar amount which is voted upon by both legislative chambers.

“Section 17 changes this determination in a manner that creates difficulty for a taxpayer to understand when the legislature increases its own salaries.

“In the new language, HB 4163 amends ORS 171.072 and deletes the provision that the legislature transparently adjusts its own

compensation. The amended language now ties salary to the greater of a salary point negotiated via the Executive Branch, or as a percentage (17%) of the salary of a circuit court judge.

“Not only does HB 4163 include a pay increase for this year for circuit court judges, which creates an immediate pay increase for the legislature, in subsequent years, a vote for circuit court judicial salary will mean an immediate pay increase for the legislature.

“Since I believe legislative pay should be negotiated in full transparency of the legislative process, this bill as written violates my personal belief about preserving an open process by which the public has a clear understanding of any future legislation under consideration.

“Moreover, the wage and step process of the Executive Branch is driven by the public employee unions’ collective bargaining process to which I am opposed.”

HB 4163 (A-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on GB 4163 for the following reasons and more. HB 4163-A has provisions that have significant merit, such as Section 11, which directs Oregon’s Secretary of State to do an actuarial review of the Public Employees Retirement System, or PERS, which I support.

“However, being an omnibus bill, there are several provisions of HB 4163-A to which I am opposed. One specific example is as follows:

“Section 17 changes the process of how legislators are paid. Currently in statute, if the legislature wants to increase salaries of certain elected officials, including judges, statewide elected officers, and this body, it must do so in a manner that is transparent to the public and taxpayers. Historically, this involves determining a specific dollar amount which is voted upon by both legislative chambers.

“Section 17 changes this determination in a manner that creates difficulty for a taxpayer to understand when the legislature increases its own salaries.

“In the new language, HB 4163 amends ORS 171.072 and deletes the provision that the legislature transparently adjusts its own compensation. The amended language now ties salary to the greater of a salary point negotiated via the Executive Branch, or as a percentage (17%) of the salary of a circuit court judge.

“Not only does HB 4163 include a pay increase for this year for circuit court judges, which creates an immediate pay increase for the legislature, in subsequent years, a vote for circuit court judicial salary will mean an immediate pay increase for the legislature.

“Since I believe legislative pay should be negotiated in full transparency of the legislative process, this bill as written violates my personal belief about preserving an open process by which the public has a clear understanding of any future legislation under consideration.

“Moreover, the wage and step process of the Executive Branch is driven by the public employee unions’ collective bargaining process to which I am opposed.”

By unanimous consent, on request of Speaker, rules suspended to temporarily advance to the order of business Third Reading of Senate Bills.

SB 1543 – By unanimous consent, on request of Speaker, rules suspended to permit third reading and final consideration immediately.

SB 1543 (B-Engrossed) – Read third time. Carried by Williamson. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Hayden. Bill passed.

SB 5701, 5702 – Message from the Senate announcing passage.

SB 1529, 1547, 1549 – Message from the Senate announcing concurrence in House amendments and repassage.

SB 5703, 1544, 1565 – Message from the Senate announcing passage.

SB 1566 – Message from the Senate announcing passage.

By unanimous consent, on request of Speaker, rules suspended to temporarily advance to the order of business First Reading of Senate Bills.

SB 5701, 5702, 5703, 1544, 1565, 1566 – Read first time and passed to Speaker’s desk for referral.

The following measures were referred from the desk of the Speaker and recorded on Committee Referral List No. 18 dated March 3, 2018.

SB 5701 Ways and Means  
SB 5702 Ways and Means  
SB 5703 Ways and Means  
SB 1544 Ways and Means  
SB 1565 Ways and Means  
SB 1566 Ways and Means

Committee Report File No. 51 was distributed on March 3, 2018.

HCR 214 – Report by Committee on Rules recommending adoption.

SB 1542 – Report by Committee on Rules recommending passage.

SB 1553 (A-Engrossed) – Report by Committee on Rules recommending passage.

SB 1559 (B-Engrossed) – Report by Committee on Rules recommending passage.

SCR 206 – Report by Committee on Rules recommending adoption.

By unanimous consent, on request of Speaker, rules suspended to temporarily advance to the order of business Second Reading of Senate Bills.

SB 1542, 1553, 1559 – Read second time and passed to third reading.

HB 4009 (B-Engrossed) – Sanchez moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 59; Excused, 1 – Hayden. Bill repassed.

HB 4018 (B-Engrossed) – Greenlick moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 59; Excused, 1 – Hayden. Bill repassed.

HB 4022 (A-Engrossed) – Barnhart moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 52; Nays, 7 – Bonham, Kennemer, Nearman, Noble, Post, Reschke, Sprenger; Excused, 1 – Hayden. Bill repassed.

HB 4048 (B-Engrossed) – Holvey moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 59; Excused, 1 – Hayden. Bill repassed.

HB 4062 (B-Engrossed) – McLain moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 41; Nays, 18 – Barreto, Boles, Bonham, Esquivel, Findley, Heard, Kennemer, McLane, Nearman, Olson, Parrish, Post, Reschke, Smith G, Sprenger, Stark, Whisnant, Wilson; Excused, 1 – Hayden. Bill repassed.

HB 4139 (A-Engrossed) – By unanimous consent, rules suspended to permit Barreto to declare a potential conflict of interest and submit the following statement:

“I own a manufacturing business that sells rental equipment to the industry that could be affected with the passage of this bill.”

HB 5202 – By unanimous consent, on request of Williamson, rules suspended to permit Vial to change his vote from “yea” to “nay” on passage of bill.

HB 4074 – By unanimous consent, on request of Williamson, rules suspended to permit Sprenger to change her vote from “nay” to “yea” on passage of bill.

HB 4062 (B-Engrossed) – By unanimous consent, on request of Williamson, rules suspended to permit Smith DB to change his vote from “yea” to “nay” on motion to concur in Senate amendments and repass bill.

HB 4163 (A-Engrossed) – By unanimous consent, on request of Williamson, rules suspended to permit Helfrich to change his vote from “yea” to “nay” on passage of bill.

HB 4163 (A-Engrossed) – By unanimous consent, on request of Williamson, rules suspended to permit Parrish to change her vote from “yea” to “nay” on passage of bill.

HB 4163 (A-Engrossed) – By unanimous consent, on request of Williamson, rules suspended to permit Boles to change her vote from “yea” to “nay” on passage of bill.

HB 4022 (A-Engrossed) – By unanimous consent, on request of Williamson, rules suspended to permit Bonham to change his vote from “nay” to “yea” on motion to concur in Senate amendments and repass bill.

HB 4062 (B-Engrossed) – By unanimous consent, on request of Williamson, rules suspended to permit Buehler to change his vote from “yea” to “nay” on motion to concur in Senate amendments and repass bill.

HB 4062 (B-Engrossed) – By unanimous consent, on request of Williamson, rules suspended to permit Lewis to change his vote from “yea” to “nay” on motion to concur in Senate amendments and repass bill.

HB 4062 (B-Engrossed) – By unanimous consent, rules suspended to permit Smith G to declare a potential conflict of interest and submit the following statement:

“I am a member of a limited liability company that does economic development throughout Oregon and as I look at this legislation it includes a lot of items in transportation related to economic development. While I have not seen any specific conflict of interests, out of an abundance of caution I would like to declare one.”

House recessed until 1:30 p.m. on motion of Barnhart.

### **Saturday, March 3, 2018 – Afternoon Session**

House reconvened at 1:30 p.m. Speaker in Chair.

Upon verification of quorum: All present except: Absent, 2 – Heard, Salinas; Excused, 1 – Hayden.

HB 4028 – Message from the Senate announcing passage as amended by the Senate.

HCR 202, 203, 204, 205, 207, 209, 210, 212, 213; HJR 201; HB 4012, 4030, 4036, 4044, 4052, 4058, 4064, 4073, 4098, 4124, 4135, 4144, 4150 – Message from the Senate announcing President signed on March 3, 2018.

Committee Report File No. 52 was distributed on March 3, 2018.

SB 5701 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5702 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5703 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 1544 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 1565 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 1566 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

Having recessed under the order of business Propositions and Motions, the House continued under that order of business.

Stark moved that in compliance with Article IV, Section 19 of the Oregon Constitution, and notwithstanding any provision of the Rules of the House of Representatives of the Seventy-ninth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for today’s supplemental third reading calendar bills and that they be read by title only. Motion carried on viva voce vote.

SB 1555 (A-Engrossed) – Pursuant to notice given yesterday, Nosse moved House reconsider the vote by which bill failed to pass. Motion carried, the vote being: Yeas, 35; Nays, 23 – Barreto, Boles, Bonham, Buehler, Esquivel, Findley, Helfrich, Kennemer, Lewis, McLane, Nearman, Noble, Olson, Parrish, Post, Reschke, Smith DB, Smith G,

Sprenger, Stark, Vial, Whisnant, Wilson; Excused, 2 – Hayden, Heard. Vote reconsidered.

SB 1555 (A-Engrossed) – In compliance with Mason’s Manual of Legislative Procedure, Section 468, subsection 2, the question immediately recurs on third reading and final passage.

SB 1555 (A-Engrossed) – Read third time. Carried by Nosse. On passage of the bill the vote was: Yeas, 35; Nays, 22 – Barreto, Boles, Bonham, Buehler, Esquivel, Findley, Helfrich, Lewis, McLane, Nearman, Noble, Olson, Parrish, Post, Reschke, Smith DB, Smith G, Sprenger, Stark, Vial, Whisnant, Wilson; Excused, 2 – Hayden, Heard; Excused for Business of the House, 1 – Kennemer. Bill passed.

HB 4087 (B-Engrossed) – Evans moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 56; Nays, 2 – Nearman, Post; Excused, 2 – Hayden, Heard. Bill repassed.

HB 4094 (B-Engrossed) – Vial moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 48; Nays, 10 – Barreto, Buehler, Esquivel, Findley, McLane, Nearman, Parrish, Post, Reschke, Sprenger; Excused, 2 – Hayden, Heard. Bill repassed.

HB 4111 (A-Engrossed) – McLain moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 36; Nays, 22 – Barreto, Boles, Bonham, Buehler, Esquivel, Findley, Helfrich, Kennemer, Lewis, McLane, Nearman, Noble, Olson, Parrish, Post, Reschke, Smith DB, Smith G, Sprenger, Stark, Whisnant, Wilson; Excused, 2 – Hayden, Heard. Bill repassed.

HB 4111 (A-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on HB 4111 for the following reasons and more. Violates the will of the people that voted overwhelmingly No on Measure 88. Allows person to apply for license without providing proof of legal presence.”

HB 4141 (B-Engrossed) – Reardon moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 56; Nays, 2 – Nearman, Post; Excused, 2 – Hayden, Heard. Bill repassed.

HB 4028 (B-Engrossed) – Keny-Guyer moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 58; Excused, 2 – Hayden, Heard. Bill repassed.

Speaker Pro Tempore in Chair.

The following measure was referred from the desk of the Speaker and recorded on Committee Referral List No. 19 dated March 3, 2018.

SB 1556 Business and Labor

By unanimous consent, on request of Speaker Pro Tempore, rules suspended to temporarily advance to the order of business Third Reading of Senate Bills.

SB 1510 (A-Engrossed) – Read third time. Carried by Smith Warner. On passage of the bill the vote was: Yeas, 35; Nays, 23 – Barreto, Boles, Bonham, Buehler, Esquivel, Findley, Helfrich, Kennemer, Lewis, McLane, Nearman, Noble, Olson, Parrish, Post, Reschke, Smith DB, Smith G, Sprenger, Stark, Vial, Whisnant, Wilson; Excused, 2 – Hayden, Heard. Bill passed.

SB 1510 (A-Engrossed) – Smith DB requested the following explanation of his vote be entered in the Journal:

“I voted NO on SB 1510 for the following reasons and more. This violates the work of the Secretary of State for Ballot Title Drafting, and is a push by the majority party to keep the SOS from his work.”

SB 1563 (A-Engrossed) – Read third time. Carried by Clem. On passage of the bill the vote was: Yeas, 36; Nays, 22 – Barreto, Boles, Bonham, Buehler, Esquivel, Findley, Kennemer, Lewis, McLane, Nearman, Noble, Olson, Parrish, Post, Reschke, Smith DB, Smith G, Sprenger, Stark, Vial, Whisnant, Wilson; Excused, 2 – Hayden, Heard. Bill passed.

SB 1506 – Read third time. Carried by Reardon. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Hayden, Heard. Bill passed.

SB 1516 (B-Engrossed) – Read third time. Carried by Gomberg. On passage of the bill the vote was: Yeas, 55; Nays, 3 – Nearman, Post, Reschke; Excused, 2 – Hayden, Heard. Bill passed.

SB 1520 (A-Engrossed) – Read third time. Carried by Doherty. On passage of the bill the vote was: Yeas, 56; Nays, 2 – Barnhart, Holvey; Excused, 2 – Hayden, Heard. Bill passed.

SB 1541 (B-Engrossed) – Read third time. Carried by Power. On passage of the bill the vote was: Yeas, 55; Nays, 3 – Nearman, Post, Smith DB; Excused, 2 – Hayden, Heard. Bill passed.

SB 1541 (B-Engrossed) – Kotek requested the following explanation of her vote be entered in the Journal:

“I decided to support Senate Bill 1541-B because it is a crucial next step towards improving air quality in Oregon. This was a difficult decision for me because legislative intervention on this issue undermined an 18-month public process that brought together stakeholders from all sides of the issue. This bill is a compromise and also an important step forward.

“Senate Bill 1541-B will make Oregon a leader in air quality programs nationwide. Since the program addresses both new and existing facilities, it provides stronger protections than many air toxics programs across the country. The program’s requirements for new facilities are as strong as anywhere in the country. The fees in the bill are a major investment in cleaner air paid for by the facilities covered by the program. I will monitor the implementation of this program over the coming years to ensure it is adequately reducing health risks in North and Northeast Portland.”

SB 1541 (B-Engrossed) – McLain requested the following explanation of her vote be entered in the Journal:

“Senate Bill 1541 is an important piece to our clean air initiatives as a state. This bill makes Oregon a leader in addressing air toxics, and it ensures that the program is funded by payments from those who are creating the pollution. While this bill does not go as far as I would like, I believe it is a step in the right direction.

“I heard from people in the public health world who were concerned about the level of air pollutants that would trigger action. I agree with them. This was a consensus bill and, like many bills of its type, there is more to be done on this issue than this bill accomplishes.

“However, I voted in favor of SB 1541 because it reverses two decades of declining investment in air emissions programs and creates a funding model in which the polluters, themselves, pay for the program.

“No bill is perfect – they’re all the result of compromise and negotiations. SB 1541 is no exception. I voted yes because this is an important step forward that will create a path towards better air for all Oregonians.”

SB 1541 (B-Engrossed) – Smith DB requested the following vote explanation be entered in the Journal:

“I voted NO on SB 1541 for the following reasons and more. This legislation will negatively impact businesses, industries and citizens in my district and around the state. It also gives DEQ too much authority and more work, when they cannot complete their current workload, as outlined in the recent Secretary of State Audit.”

SB 1567 – Read third time. Carried by Smith Warner. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Hayden, Heard; Excused for Business of the House, 1 – Kennemer. Bill passed.

By unanimous consent, on request of Speaker Pro Tempore, rules suspended to temporarily advance to the order of business Second Reading of Senate Bills.

SB 5701, 5702, 5703, 1544, 1565, 1566 – By unanimous consent, on request of Speaker Pro Tempore, rules suspended to permit second reading immediately.

SB 5701, 5702, 5703, 1544, 1565, 1566 – Read second time and passed to third reading.

By unanimous consent, on request of Speaker Pro Tempore, rules suspended to temporarily advance to the order of business Third Reading of Senate Bills.

SB 5701, 5702, 5703, 1542, 1544, 1553, 1559, 1565, 1566 – By unanimous consent, on request of Speaker Pro Tempore, rules suspended to permit third reading and final consideration immediately.

SB 5702 (A-Engrossed) – Read third time. Carried by Whisnant.

Smith G declared a potential conflict of interest and submitted the following statement:

“Out of an abundance of caution I want to declare a potential conflict of interest. I am a member of a limited liability company that does economic development throughout Eastern Oregon and SB 5702 may have projects in it that may benefit clients of mine.”

SB 5702 (A-Engrossed) – On passage of the bill the vote was: Yeas, 55; Nays, 3 – Nearman, Parrish, Post; Excused, 2 – Hayden, Heard. Bill passed.

SB 5702 (A-Engrossed) – Sollman requested the following explanation of her vote be entered in the Journal:

“While I voted yes on SB 5702, I wanted to note my concern about some of the aspects of the bill about our ability to maintain effective and efficient support to all seven of our public universities. As we are looking to serve the students best across our state, we need to make sure we are taking careful consideration of the potential issue of university sprawl. There is a need for large universities and there is also a need for the smaller, more rural universities and I want to make sure we are cognizant that it is important that we balance the needs of both types of higher education institutions in our state. There are a lot of great projects in this bill, and that’s why I supported it, but I also had some very serious concerns that I wanted to note and will be tracking this closely in the future.”

SB 5703 (A-Engrossed) – Read third time. Carried by Whisnant. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Hayden, Heard. Bill passed.

SB 1542 – Read third time. Carried by Kennemer. On passage of the bill the vote was: Yeas, 57; Nays, 1 – Smith Warner; Excused, 2 – Hayden, Heard. Bill passed.

SB 1544 (B-Engrossed) – Read third time. Carried by Helm. On passage of the bill the vote was: Yeas, 49; Nays, 8 – Boles, Esquivel, Helfrich, Kennemer, Olson, Parrish, Post, Sprenger; Excused, 2 – Hayden, Heard; Excused for Business of the House, 1 – Williamson. Bill passed.

SB 1559 (B-Engrossed) – Read third time. Carried by Williamson. On passage of the bill the vote was: Yeas, 57; Nays, 1 – Post; Excused, 2 – Hayden, Heard. Bill passed.

SB 1565 (B-Engrossed) – Read third time. Carried by Smith G.

Speaker in Chair.

SB 1565 (B-Engrossed) – On passage of the bill the vote was: Yeas, 58; Excused, 2 – Hayden, Heard. Bill passed.

SB 1566 (B-Engrossed) – Read third time. Carried by Holvey. On passage of the bill the vote was: Yeas, 40; Nays, 18 – Barreto, Boles, Buehler, Esquivel, Findley, Helfrich, McLane, Nearman, Olson, Parrish, Post, Reschke, Smith DB, Sprenger, Stark, Vial, Whisnant, Wilson; Excused, 2 – Hayden, Heard. Bill passed.

SB 5701 (A-Engrossed) – Read third time. Carried by Holvey.

Smith G declared a potential conflict of interest and submitted the following statement:

“Out of an abundance of caution I want to declare a potential conflict of interest. I am a member of a limited liability company that does economic development throughout Eastern Oregon, and I believe there are folks I have a relationship with that in one way or another may have projects in this bill.”

SB 5701 (A-Engrossed) – On passage of the bill the vote was: Yeas, 55; Nays, 3 – Nearman, Parrish, Post; Excused, 2 – Hayden, Heard. Bill passed.

SB 1553 (A-Engrossed) – Read third time. Carried by Holvey. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Hayden, Heard. Bill passed.

By unanimous consent, on request of Speaker, rules suspended to temporarily advance to the order of business Final Reading of Memorials and Resolutions.

SCR 206 – By unanimous consent, on request of Speaker, rules suspended to permit final consideration immediately.

SCR 206 – Read. Carried by Williamson. On adoption of the measure the vote was: Yeas, 56; Nays, 2 – Nearman, Post; Excused, 2 – Hayden, Heard. Resolution adopted.

HB 4163 (A-Engrossed) – By unanimous consent, on request of McLane, rules suspended to permit Gorsek to change his vote from “yea” to “nay” on passage of bill.

HB 4163 (A-Engrossed) – By unanimous consent, on request of McLane, rules suspended to permit Meek to change his vote from “yea” to “nay” on passage of bill.

HB 4163 (A-Engrossed) – By unanimous consent, on request of McLane, rules suspended to permit Evans to change his vote from “yea” to “nay” on passage of bill.

HB 4163 (A-Engrossed) – By unanimous consent, on request of McLane, rules suspended to permit Bynum to change her vote from “yea” to “nay” on passage of bill.

HB 4163 (A-Engrossed) – By unanimous consent, on request of McLane, rules suspended to permit Sollman to change her vote from “yea” to “nay” on passage of bill.

HB 4007 (C-Engrossed) – By unanimous consent, on request of McLane, rules suspended to permit Clem to change his vote from “nay” to “yea” on passage of bill.

HB 4163 (A-Engrossed) – By unanimous consent, on request of Williamson, rules suspended to permit Smith DB to change his vote from “yea” to “nay” on passage of bill.

HB 4163 (A-Engrossed) – By unanimous consent, on request of Williamson, rules suspended to permit Vial to change his vote from “yea” to “nay” on passage of bill.

HB 4163 (A-Engrossed) – By unanimous consent, on request of Williamson, rules suspended to permit Buehler to change his vote from “yea” to “nay” on passage of bill.

HB 4163 (A-Engrossed) – By unanimous consent, on request of Williamson, rules suspended to permit Post to change his vote from “yea” to “nay” on passage of bill.

HB 4094 (B-Engrossed) – By unanimous consent, on request of Williamson, rules suspended to permit Findley to change his vote from “nay” to “yea” on passage of bill.

HB 4163 (A-Engrossed) – By unanimous consent, on request of McLane, rules suspended to permit McKeown to change her vote from “yea” to “nay” on passage of bill.

HB 4059, 5201, 5202, 4007 – Message from the Senate announcing passage.

HB 4023, 4035 – Message from the Senate announcing passage.

SCR 203 – Message from the Senate announcing adoption.

HB 4038, 4074, 4089, 4118, 4139, 4137, 4152, 4163 – Message from the Senate announcing passage.

By unanimous consent, on request of Speaker, rules suspended to temporarily return to the order of business First Reading of Memorials and Resolutions.

SCR 203 – By unanimous consent, on request of Speaker, rules suspended to permit first reading immediately.

SCR 203 – Read first time.

By unanimous consent, on request of Speaker, rules suspended to temporarily advance to the order of business Final Reading of Memorials and Resolutions.

SCR 203 – By unanimous consent, on request of Speaker, rules suspended to permit final consideration immediately.

SCR 203 – Read in its entirety. Carried by Barnhart. On adoption of the measure the vote was: Yeas, 58; Excused, 2 – Hayden, Heard. Resolution adopted.

SB 1557 – Speaker signed on March 3, 2018.

HB 4008, 4031, 4050, 4056, 4097, 4116, 4120, 4149, 4155, 4162 – Speaker signed on March 3, 2018.

HB 4143 – Speaker signed on March 3, 2018.

House adjourned sine die at 4:54 p.m. on March 3, 2018.

HCR 202, 203, 204, 205, 207, 209, 210, 212, 213, HJR 201; HB 4012, 4030, 4036, 4044, 4052, 4058, 4064, 4073, 4098, 4124, 4135, 4144, 4150 – Message from the Senate announcing President signed on March 3, 2018.

HCR 202, 203, 204, 205, 207, 209, 210, 212, 213; HJR 201 – Filed with Secretary of State on March 3, 2018.

SCR 201, 204, 205; SB 1552, 1528, 1534, 1546, 1549, 1551 – Message from the Senate announcing President signed on March 3, 2018.

HB 4145 – Message from the Governor announcing she signed on March 5, 2018.

HB 4008, 4031, 4050, 4056, 4097, 4116, 4120, 4143, 4149, 4155, 4162 – Message from the Senate announcing President signed on March 5, 2018.

HB 4153 – Message from the Governor announcing she signed on March 6, 2018.

SB 1522, 1528, 1534, 1546, 1549, 1551; SCR 201, 204, 205 – Speaker signed on March 6, 2018.

SCR 203, 206; SB 5701, 5702, 5703; SB 1506, 1510, 1516, 1517, 1520, 1523, 1529, 1538, 1540, 1541, 1542, 1543, 1544, 1547, 1553, 1554, 1555, 1559, 1562, 1563, 1565, 1566, 1567 – Message from the Senate announcing President signed on March 6, 2018.

HB 5201, 5202, 4005, 4006, 4007, 4009, 4010, 4018, 4020, 4022, 4023, 4026, 4028, 4035, 4038, 4046, 4048, 4049, 4053, 4059, 4062, 4063, 4065, 4074, 4079, 4080, 4087, 4089, 4094, 4111, 4118, 4129, 4130, 4133, 4137, 4139, 4141, 4152, 4159,



4163; SB 5701, 5702, 5703, 1506, 1510, 1516, 1517, 1520, 1523, 1529, 1538, 1540, 1541, 1542, 1543, 1544, 1547, 1553, 1554, 1555, 1559, 1562, 1563, 1565, 1566, 1567; SCR 203, 206 – Speaker signed on March 6, 2018.

HB 5201, 5202; HB 4065, 4074, 4079, 4080, 4087, 4089, 4094, 4111, 4118, 4129, 4130, 4133, 4137, 4139, 4141, 4152, 4159, 4163 – Message from the Senate announcing President signed on March 8, 2018

HB 4005 – Message from the Senate announcing President signed on March 12, 2018.

HB 4005, 4058 – Message from the Governor announcing she signed on March 12, 2018.

HB 4006, 4007, 4009, 4010, 4018, 4020, 4022, 4023, 4026, 4028, 4035, 4038, 4046, 4048, 4049, 4053, 4059, 4062, 4063 – Message from the Senate announcing President signed on March 13, 2018.

HB 4104, 4008, 4014, 4019, 4030, 4031, 4036, 4043, 4047, 4050, 4052, 4054, 4055, 4056, 4064, 4067, 4068, 4073, 4088, 4097, 4098, 4107, 4116, 4117, 4120, 4134, 4135, 4149, 4150 – Message from the Governor announcing she signed on March 16, 2018.

HB 4137, 4143 – Message from the Governor announcing she signed on March 27, 2018.

HB 4144, 4006, 4012, 4018, 4020, 4023, 4026, 4035, 4046, 4049, 4079, 4080, 4087, 4094, 4111, 4129, 4130, 4133, 4139, 4141, 4162; HB 5202 – Message from the Governor announcing she signed on April 3, 2018.

HB 4155 – Message from the Governor announcing she signed on April 9, 2018.

HB 4009, 4022, 4038, 4048, 4059, 4063, 4074, 4118, 4152, 4163; HB 5201 – Message from the Governor announcing she signed on April 10, 2018.

HB 4007, 4010, 4028, 4044, 4053, 4062, 4065, 4089, 4124, 4159 – Message from the Governor announcing she signed on April 13, 2018.