

Monday, January 8, 2001 – Morning Session

House called to order at 8:30 a.m. by Mr. Bob Jenson. The roll was called by Mr. Greg Smith. All present.

Posting of the Colors by the Oregon State Police Honor Guard.

Invocation by Reverend David Pederson, Trinity Lutheran Church, Dallas.

Ms. Susan Morgan moved the House proceed to organize by electing a Temporary Speaker. Motion carried on viva voce vote.

Mr. Jim Hill nominated Mr. Lane Shetterly as Temporary Speaker.

Mr. Wayne Krieger moved the nominations be closed and Mr. Lane Shetterly be elected Temporary Speaker by acclamation.

Motion carried and Mr. Lane Shetterly was declared Temporary Speaker.

Ms. Patti Smith moved that a three member Committee on Credentials be appointed. Motion carried on viva voce vote. Mr. Jeff Kruse, Chair; Mr. Randy Leonard and Mr. Cedric Hayden were appointed.

Mr. Jerry Krummel moved that a three member Committee on Permanent Organization and Order of Business be appointed. Motion carried on viva voce vote. Mr. Rob Patridge, Chair; Ms. Deborah Kafoury and Ms. Jackie Winters were appointed.

House recessed for five minutes.

House reconvened.

Mr. Jeff Kruse read the following report by the Committee on Credentials.

REPORT BY COMMITTEE ON CREDENTIALS

We, your Committee on Credentials, recommend that the following members are entitled to seats in the House of Representatives for the Seventy-first Legislative Assembly of the State of Oregon:

Robert L. Ackerman	Vic Backlund
Phil Barnhart	Alan C. Bates
Chris Beck	Jo Ann A. Bowman
Alan Brown	R. Thomas (Tom) Butler
Janet Carlson	Betsy L. Close
Richard Devlin	Dan Doyle
Dan Gardner	Bill Garrard
Gary D. Hansen	Mark Hass
Cedric Hayden	Jim Hill
Elaine M. Hopson	Bob Jenson
Elizabeth (Betsy) Johnson	Deborah Kafoury
Al King	Tim Knopp
Wayne Krieger	Jeff Kropf
Jerry Krummel	Jeff Kruse
Jan Lee	Randy Leonard
Kathy Lowe	Steve March
Jeff Merkley	Karen Minnis

Laurie Monnes Anderson	Susan Morgan
William E. Morrisette	Donna G. Nelson
Mary Nolan	Rob Patridge
Charlie Ringo	Diane Rosenbaum
Kurt Schrader	Lane Shetterly
Mark Simmons	Greg Smith
Patti Smith	Tootie Smith
Bruce Starr	Carolyn Tomei
Joanne Verger	Cherryl Walker
Vicki L. Walker	Ben Westlund
Max Williams	Carl Wilson
Jackie Winters	Kelley Wirth
Bill Witt	Cliff Zauner

Mr. Jeff Kruse, Chair
Mr. Randy Leonard
Mr. Cedric Hayden

Mr. Jeff Kruse moved the report by the Committee on Credentials be adopted. Motion carried on viva voce vote. Report adopted.

Ms. Kathy Lowe moved that a committee be appointed to escort the Honorable Wallace P. Carson, Jr., Chief Justice of the Supreme Court and Ray Baum, former Representative from District 58, to the rostrum. Motion carried on viva voce vote. Mr. Vic Backlund and Ms. Vicki Walker were appointed.

Oaths of office administered to members by the Honorable Wallace P. Carson, Jr., Chief Justice of the Supreme Court.

Patridge read the following report by the Committee on Permanent Organization and Order of Business.

REPORT OF COMMITTEE ON PERMANENT ORGANIZATION AND ORDER OF BUSINESS

We, your Committee on Permanent Organization and Order of Business recommend that the House proceed to permanent organization by election of the following officers: Speaker, Speaker Pro Tempore and Chief Clerk and that the Speaker be empowered to appoint such additional help as in their judgment shall be necessary for the transaction of business.

We further recommend that the Committee on Rules be appointed to establish the rules of the House.

Rep. Rob Patridge, Chair
Rep. Deborah Kafoury
Rep. Jackie Winters

Patridge moved the report of the Committee on Permanent Organization and Order of Business be adopted. Motion carried on viva voce vote. Report adopted.

Shetterly declared that nominations were in order for the office of Speaker of the House of Representatives.

Wilson nominated Mark Simmons for the office of Speaker of the House of Representatives.

Leonard nominated Dan Gardner for the office of Speaker of the House of Representatives.

Shetterly declared nominations closed.

The roll was called by Walker, C.

Simmons received the vote of 33 members as follows: Backlund, Brown, Butler, Carlson, Close, Doyle, Garrard,

Hayden, Hill, Jenson, Knopp, Krieger, Kropf, Krummel, Kruse, Lee, Minnis, Morgan, Nelson, Patridge, Shetterly, Simmons, Smith, G., Smith, P., Smith, T., Starr, Walker, C., Westlund, Williams, Wilson, Winters, Witt, Zauner.

Gardner received the vote of 27 members as follows: Ackerman, Barnhart, Bates, Beck, Bowman, Devlin, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth.

Gardner moved that an unanimous ballot be cast for Mark Simmons for the office of Speaker of the House of Representatives. No objection, so ordered.

Simmons was elected Speaker of the House of Representatives of the Seventy-first Legislative Assembly and the oath of office for Speaker was administered by Ray Baum, former Representative from District 58.

Speaker in Chair.

Speaker declared nominations were in order for the office of Speaker Pro Tempore of the House of Representatives.

Williams nominated Lane Shetterly for the office of Speaker Pro Tempore of the House of Representatives.

Speaker declared nominations closed.

The roll was called by Doyle.

Shetterly received the vote of 60 members as follows: Ackerman, Backlund, Barnhart, Bates, Beck, Bowman, Brown, Butler, Carlson, Close, Devlin, Doyle, Gardner, Garrard, Hansen, Hass, Hayden, Hill, Hopson, Jenson, Johnson, Kafoury, King, Knopp, Krieger, Kropf, Krummel, Kruse, Lee, Leonard, Lowe, March, Merkley, Minnis, Monnes Anderson, Morgan, Morrisette, Nelson, Nolan, Patridge, Ringo, Rosenbaum, Schrader, Shetterly, Smith, G., Smith, P., Smith, T., Starr, Tomei, Verger, Walker, C., Walker, V., Westlund, Williams, Wilson, Winters, Wirth, Witt, Zauner, Speaker Simmons.

Shetterly was elected Speaker Pro Tempore of the House of Representatives of the Seventy-first Legislative Assembly and the oath of office for Speaker Pro Tempore was administered by the Honorable Wallace P. Carson, Jr., Chief Justice of the Supreme Court.

Speaker declared nominations were in order for the office of Chief Clerk of the House of Representatives.

Westlund nominated Ramona Kenady for the office of Chief Clerk of the House of Representatives.

Speaker declared nominations closed.

The roll was called by Bates.

Kenady received the vote of 60 members as follows: Ackerman, Backlund, Barnhart, Bates, Beck, Bowman, Brown, Butler, Carlson, Close, Devlin, Doyle, Gardner, Garrard, Hansen, Hass, Hayden, Hill, Hopson, Jenson, Johnson, Kafoury, King, Knopp, Krieger, Kropf, Krummel,

Kruse, Lee, Leonard, Lowe, March, Merkley, Minnis, Monnes Anderson, Morgan, Morrisette, Nelson, Nolan, Patridge, Ringo, Rosenbaum, Schrader, Shetterly, Smith, G., Smith, P., Smith, T., Starr, Tomei, Verger, Walker, C., Walker, V., Westlund, Williams, Wilson, Winters, Wirth, Witt, Zauner, Speaker Simmons.

Ramona Kenady was elected Chief Clerk of the House of Representatives for the Seventy-first Legislative Assembly and the oath of office for Chief Clerk was administered by the Honorable Wallace P. Carson, Jr., Chief Justice of the Supreme Court.

The Honorable Wallace P. Carson, Jr., Chief Justice of the Supreme Court and former Representative Ray Baum were escorted from the chamber by Butler and Hansen.

Speaker appointed the Committee on Rules. Minnis, Chair; Starr, Devlin and Smith, T.

House recessed for five minutes.

House reconvened.

Minnis read the following report by the Committee on Rules.

REPORT BY COMMITTEE ON RULES

We, your Committee on Rules, recommend that the House of Representatives adopt the Rules of the Seventy-first Legislative Assembly as distributed.

Rep. Karen Minnis, Chair
Rep. Bruce Starr
Rep. Richard Devlin
Rep. Tootie Smith

RULES OF THE HOUSE OF REPRESENTATIVES

**Seventy-first Legislative Assembly
2001-2002**

DEFINITIONS

1.01 Definitions. (1) "Measure" means bill, resolution or memorial, but does not include amendments.

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

(3) "Printing" includes printing and other means of reproducing copy.

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

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

(6) "Within the bar" means within the area in the chambers that is enclosed by waist-high partitions and that contains the members' desks and the rostrum and the east and west walls of the chambers.

RULES

2.01 Use of Mason's Manual. Mason's Manual of Legislative Procedures shall apply to cases not provided for in the Oregon Constitution or the rules.

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. 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, Redistricting and Public Affairs by the Speaker, and if reported from the Committee on Rules, Redistricting and Public Affairs, allowed to lie on the table for at least one day prior to any vote thereon.

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, the rules shall be in effect for the entire term of the 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. A member shall attend all sessions of the House unless excused by the Speaker, and all meetings of the committees of the House of which he or she is a member unless excused by the chairperson. No member shall be considered excused, however, unless the Speaker or chairperson 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, including time used in recess.

(2) When the twelve-hour period described in subsection (1) of this rule has elapsed, the Speaker shall adjourn the House for a period of not less than eight hours. The convening of a session after adjournment 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) A roll call vote of “yeas” and “nays” shall be taken and recorded on the final passage of all bills and joint and concurrent resolutions. Except as otherwise provided in the rules, the vote shall be recorded by the electronic voting system.

(2) Upon demand of two members, a roll call shall be taken and recorded on any question using the electronic voting system with the question being appropriately identified, except that upon the demand of six members an oral roll call shall be taken and recorded. The clerk shall call the role of the membership, alternating between alphabetical order, and reverse alphabetical order. The Speaker’s name shall be called last.

(3) 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.

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

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

(6) 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 calling the roll in alphabetical order, except the name of the Speaker shall be last.

(7) The vote of any member which has not been recorded because of malfunction of the electronic voting system shall be entered into the record if that member was in 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 their name is called shall vote. No member shall be allowed to abstain from voting.

(2) 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 potential conflict prior to voting on the issue giving rise to the potential conflict.

(2) The member's announcement of an actual or potential conflict of interest shall be recorded in the Journal or in the committee minutes. If the member desires to have any more than the announcement recorded, the member shall file in writing a statement of the nature of the potential conflict with the Chief Clerk or the committee assistant within one hour following adjournment of the session or the committee meeting. The statement shall be limited to the substance of the oral explanation given on the floor or in committee.

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 or if all members have voted, the Speaker may direct the clerk to display the vote. After the individual votes have been displayed any member desiring to change his or her vote may so announce. 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 being called last on an oral roll call vote.

3.35 Explanation of Vote. (1) Any member who wishes to explain their vote shall file the written explanation with the Chief Clerk by 5:00 p.m. the next session 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, the Speaker may refuse to cause the explanation to be printed in the Journal.

(2) The vote explanation shall be germane to the subject and shall not reflect on the honor or integrity of any other member. If the explanation does not meet the requirements of this subsection, the Speaker may call the member violating this subsection to order.

3.45 Printed Measures Required for Voting. No measure or amendment to a measure shall be finally voted on until it has been 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 Speaker 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 the House is "at ease," the members may have access to the north aisle, the room west of the north aisle, and the area behind the rostrum included in the Speaker's office 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 may direct the Sergeant at Arms to authorize members of the Senate, representatives of the news media and staff to leave or enter the chambers.

(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) Roll call.
- (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) Reports from standing committees.
- (i) Reports from special committees.
- (j) Propositions and motions.
- (k) Introduction and first reading of House bills.
- (l) Second reading of House bills.
- (m) Consent Calendar.
- (n) Third reading of House bills.
- (o) Final reading of memorials and resolutions.
- (p) Bills, reports and other business lying on the table.
- (q) First reading of Senate bills.
- (r) Second reading of Senate bills.
- (s) Third reading of Senate bills.
- (t) Other business of the House.
- (u) Other business of the Senate.
- (v) Announcements.
- (w) Remonstrances.

(2) The presiding officer, under the order of business *Reports from Standing Committees* and *Reports from Special Committees*, 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 may be read at any time.

(4) A quorum is not required under the order of business of Opening Ceremony, prayer and/or inspirational message, Courtesies and the order of business of Remonstrances.

(5) Under the order of business of 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.

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

(7) 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 Speaker shall take up the subject.

(8) 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 shall be presented for consideration and vote of the House. Copies of the consent calendar shall be printed and distributed 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 subsection (1) and (2) of House Rule 9.32.

(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 committee report is read. 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. The measure may also be removed 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 Speaker shall announce the calendar. The clerk shall read each measure by number, title, and short summary. Immediately following the reading, the Speaker 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. No measure which has been made the subject of a motion to reconsider shall be placed on the consent calendar.

(5) Notwithstanding the provisions of this rule if the Speaker has reasonable cause to believe that the session will adjourn sine die within three weeks after the time a measure is recommended for the consent calendar, the Speaker may order the measure to be placed in its proper order on the third reading calendar.

MOTIONS

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

(2) A motion shall be reduced to writing upon a 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 stated 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 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 section 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 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 H.R. 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. No title ("*Relating to*" clause) of a bill shall 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 from Floor. (1) No measure shall be amended upon the floor unless unanimous consent is given and a written statement of the proposed amendment is filed with the Chief Clerk.

(2) In the absence of unanimous consent, if a majority of the members present desires a change in any measure, the measure shall be referred by the Speaker to committee in accordance with Rule 9.01(2).

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) The use of cellular phones is prohibited during official legislative business.

(2) Any use of electronic equipment that distracts from the proceedings of the House is prohibited during official legislative business.

6.07 Recognition of Members. 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.

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

(2) The device labeled "personal privilege" shall be used only for purposes requiring immediate consideration by the House as described under Mason's Manual Section 92.

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 arise 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 their surname.

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

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 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 until every member wishing to speak on the question has spoken.

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

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

(1) On the final passage of a measure, the author thereof or the chairperson of the committee that reports the measure or a member designated by the chairperson may speak for ten minutes and other members may speak for five minutes.

(2) On the motion to adopt a committee report or substitute a minority report, the member who makes either motion may speak for ten minutes and other members may speak for five minutes.

(3) The member closing debate on final passage of a measure or on a motion to adopt a committee report or substitute a minority report may speak for ten minutes.

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

(5) Any member may yield the time allowed under subsection (2) of this rule to another member. However, no member may yield 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.

PRESIDING OFFICER

7.01 Election of Presiding Officer; Pro Tempore Presiding Officer. 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. Officers of the House of Representatives must receive the affirmative vote of a majority of the members elected.

7.05 Temporary Presiding Officer. (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 the Speaker's pleasure.

(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* shall become 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 8 of the Oregon Constitution providing for succession to the Governorship.

7.10 Duties of Presiding Officer. (1) To enforce all rules, laws and regulations applicable to the body.

(2) The Speaker, or in the Speaker's absence the person acting as Speaker, shall take the chair every day at the hour as provided in these rules or the hour to which the body adjourned the preceding daily session, immediately call the members to order and cause the roll to be called.

(3) The Speaker shall preside over deliberations of the House, preserve order and decorum and decide questions of order subject to appeal by any two members.

(4) The Speaker 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. There shall be the following 14 standing committees to which shall be referred all measures relating to the subject matters described herein:

(1) Advancing E-Government, relating generally to technology and utility regulation;

(2) Agriculture and Forestry, relating generally to agriculture and forestry;

(3) Business, Labor and Consumer Affairs, relating generally to business, labor and consumer affairs;

(4) Government Efficiency, relating generally to government operations;

(5) Health and Public Advocacy, relating generally to human resources and health care issues;

(6) Judiciary, relating generally to civil and criminal law and administration of justice;

(7) Rules, Redistricting and Public Affairs, relating generally to the rules and operations of the House and the Legislative Assembly, elections, redistricting and public affairs;

(8) School Funding and Tax Fairness/Revenue, relating generally to taxation and the finance of elementary and secondary education;

(9) Smart Growth and Commerce, relating generally to commerce and economic development;

(10) Stream Restoration and Species Recovery, relating generally to stream restoration and species recovery;

(11) Student Achievement and School Accountability, relating generally to all levels of education and their administration, but excluding finance of elementary and secondary education;

(12) Transportation, relating generally to vehicles, mass transit, highways and other aspects of transportation;

(13) Water and Environment, relating generally to water law, natural resources and the environment;

(14) Ways and Means, relating generally to appropriations.

The Speaker may appoint special committees.

8.05 Committee Appointments. (1) Except as otherwise provided by law or resolution, members of all standing committees, statutory committees, special committees and task forces, and the chairpersons and vice-chairpersons thereof, shall be appointed by the Speaker.

(2) The Speaker shall appoint majority party and minority party members to all standing committees and statutory 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) Within the standing committee structure provided for in House Rule 8.01, the Speaker may designate such subcommittees as deemed necessary and shall appoint the chair of each subcommittee. The Chair of any standing committee under which a subcommittee is created shall appoint the other members of the subcommittee.

(4) The Standing Committee on Ways and Means and committees established by the Oregon Constitution shall be exempt from provisions under subsection (2) of Rule 8.05.

8.10 Committee Quorum; Rules. (1) A majority of the members of a standing or special 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 standing and special committees of the House shall be governed by *Mason's Manual of Legislative Procedures*.

8.15 Committee Meetings. (1) All committees shall meet at the call of the chairperson, or upon the request of a majority of the members of the committee directed to 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) For purposes of this subsection, "deliberate" means to discuss for the purpose of taking collective action, whether or not collective action is actually taken; and "collective action" means a joint decision, commitment or promise made between two or more persons.

(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 or national origin is practiced.

(5) 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. Meetings shall not be held without at least 24 hours notice to members or House committees and the general public. In case of an actual emergency, a meeting may be held upon notice appropriate to the circumstances.

(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) relating to emergencies by declaring that an emergency exists. If the House is in session, the Speaker 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 chambers 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 chambers 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) In determining the hours of notice required, Saturday, Sunday and holidays are excluded unless the House is in session on those days.

(8) 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.

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

(10) Any meeting of a House committee held through the use of telephone or other electronic communication shall be conducted in accordance with this rule.

(11) 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, Redistricting and Public Affairs. 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.

(12) As used in this rule:

(a) "Committee" includes standing and special committees, any subcommittee thereof and conference committees.

(b) "Notice" includes but is not limited to posting of written notice on a bulletin board immediately outside the House chambers.

8.20 Committee Action Required. (1) A chairperson 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 committee chair 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 three session days after the date of the request.

(2) 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 (A) with the recommendation that it be referred to another committee, (B) favorably as to passage, or (C) without recommendation.

(3) 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) fiscal impact statement, if any, prepared by the Legislative Fiscal Officer; (f) revenue impact statement, if any, prepared by the Legislative Revenue Officer; and (g) budget notes, if any, as adopted by a majority of the Joint Committee on Ways and Means.

(4) When the presiding officer determines that sine die adjournment may impinge on the operations of standing committees, the presiding officer shall announce an estimated date for sine die adjournment. Commencing 14 calendar days before the estimated date, a committee shall schedule a hearing or work session only with the consent of the presiding officer.

(5) Measures reported out by a committee shall be delivered to the Chief Clerk of the House within three session 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 the School Funding and Tax Fairness/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 amendment must be consistent with House Rule 5.35.

8.25 Committee Actions to be Recorded and Reported. (1) Motions on measures before a committee shall be voted on by roll call vote of 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 status report and journal as a part of the history of the measure.

8.30 Committee of the Whole Prohibited. (1) No motion to dissolve 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 referred to the Speaker's desk. Not later than five session days following such referral, the measure shall be referred by the Speaker in accordance with the provisions of subsections (2) - (3) of this rule. Notice of referral shall be in writing and shall be distributed to the desks of the members.

(2) Referrals of measures shall be to the committee whose jurisdiction, as defined in Rule 8.01, most closely relates to the principal subject matter addressed by the measure.

(3) In carrying out the provisions of this rule, the Speaker may make a subsequent referral of any measure to the Joint Committee on Ways and Means or the Committee on School Funding and Tax Fairness/Revenue effective after the measure is reported out of the committee to which it was initially 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 chairperson of the committee having jurisdiction of a measure by referral or subsequent referral under this rule may request the chairperson of any other standing or special committee to review the measure. Upon acceptance of the measure by the chairperson 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.

(6) When the Speaker determines that sine die adjournment is imminent and referral of measures to committees under Rule 8.01 will unnecessarily delay the orderly process of legislative business, the Speaker may refer a measure to an appropriate committee notwithstanding the subject matter designations described in Rule 8.01.

9.05 Committee Reports. After it is submitted to the desk, every committee report recommending an amendment to a measure shall be sent by the Chief Clerk to the Word Processing unit of Legislative Counsel for examination in the same manner as bills are examined by the unit. Any change in the recommended amendments must be approved by the chairperson of the committee.

9.10 Consideration of Committee Reports. (1) Reports from standing committees shall be read in the numerical order of the measure except that reports on appropriation measures shall precede reports of other measures.

(2) Except for reports recommending do not pass or referral to another committee, or reports accompanied by a minority report, no motion is required to adopt a committee report.

9.15 Minority Reports; Dissents. (1) If a minority report, subscribed to by at least two members, accompanies the committee report, both shall be filed and placed on the calendar of the first session day after distribution of amendments, if any. No member may sign on to more than one report.

(2) When the report comes up for consideration, it shall be in order to move adoption of the committee report and, upon explanation of the committee report without debate on that report, for the carrier of the minority report to move immediately that the minority report be substituted therefor. After the motion to substitute has been decided, the measure if a bill, shall be further considered as provided by Rule 9.32(3) or, if other than a bill, as provided by Rule 9.35(3).

(3) 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 Daily Status Report.

(4) A minority report must be filed with the committee staff not later than the session day next 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.

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

9.30 Withdrawing Measure from Committee. A measure, including one referred by the Speaker to a joint committee, may be withdrawn from a committee by 31 members upon a motion to withdraw.

9.32 When a Bill Goes to Second Reading. (1) When a bill is reported favorably without amendments, the report shall be filed and the bill placed on the calendar of the following session day for second reading. No motion affecting the status of the bill will be in order.

(2) When a bill is reported favorably with amendments, the amendments must be printed and distributed to the desks of the members before the measure comes up for second reading.

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

(4) The Speaker may order a bill printed with amendments engrossed. If a bill is printed engrossed it shall not be considered for second reading sooner than the session day following distribution of the printed engrossed bill to 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 report shall be filed and the measure placed on the calendar of the session day next following receipt for final reading.

(2) When a measure other than a bill is reported favorably with amendments, the amendments must be printed and distributed to the desks of the members before the measure comes up for final reading. The measure other than a bill shall be placed on the calendar for final reading on the session day next following the day of distribution of the printed amendments.

(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 session day next following the day on which the minority report was substituted or rejected.

(4) Upon the recommendation of the chairperson of the committee reporting a measure with amendments, or at the Speaker's discretion, the Speaker may order a measure printed with the amendments engrossed therein. If the measure other than a bill is printed engrossed, it shall not be considered for final reading sooner than the session day following distribution of the printed engrossed measures to the desks of the members.

9.37 When a Bill Goes to Third Reading. A bill shall be placed on the third reading calendar on the session day following its second reading.

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 their 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.

(5) Thirty-one 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 Reconsideration 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. 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.

10.10 Recall of Measure. (1) If a measure has been transmitted to the Senate before the motion to reconsider is made, the motion 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 and without debate on the merits of the measure.

(3) If a measure 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) 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.

(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 votes on a roll call are required to adopt a motion to concur and repass a measure.

11.05 Conference Committee. (1) When the House fails to concur in an amendment made to one of its measures by the Senate, or when the House is notified that the Senate has failed to concur in an amendment 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.

(2) If a measure is referred to a conference committee and the committee proposes to report substantive amendments to the measure, the committee must inform the chair of the House Committee to which the measure was initially referred before reporting the measure to the desk.

(3) As used in this rule "substantive amendment" means any amendment that does more than reconcile the differences between the House and Senate versions.

11.10 Authority of Conference Committee. (1) The conference committee has authority to propose any amendments 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 immediately notify the Speaker of such time and place. The Speaker shall immediately cause notice of the meeting to be given to the public and to be posted on a bulletin board outside the House chambers, and 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 resolves the issue between the houses, each shall file its report in triplicate with both houses. All conferees shall sign the report.

(2) No motion is required to adopt the conference committee report if repassage of the measure is not required. A motion is required to adopt the conference committee report if repassage of the measure is required. If the motion to adopt the report prevails, it shall be in order to repass the measure. 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 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

12.00 Pre-session Filing and Printing. (1) Any member or member-elect of the House may, on or after November 18 of the even years to January 1 of the odd years, pre-file any measure with the Chief Clerk for introduction.

(2) Every measure so pre-filed shall be signed by the member or members offering it and shall be delivered in person or by certified mail to the Chief Clerk.

(3) When authorized in writing by the member the Chief Clerk shall order the measure printed; however, no printed pre-filed measure shall be withdrawn or distributed until the House is convened, organized and ready for the business of the session.

(4) Every measure introduced at the request of a person, state agency or legislative interim committee shall indicate that it is introduced by request and the identity of the requester.

(5) In lieu of bearing the name of member or members sponsoring it, a measure that is pre-session filed and prepared for printing or printed pursuant to this rule shall bear a statement that introduction is by order of the Speaker and by request, indicating the identity of the requester.

(6) Any measure pre-filed and not ordered printed may be withdrawn by the sponsor or sponsors prior to the first reading upon written request to the Chief Clerk.

12.05 Pre-session Drafting Requests. 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 charged the Legislative Counsel imposes under ORS 173.130.

12.10 Sponsorship. (1) Every measure introduced in the House 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 indicate that it is introduced by request and the identity of the requester.

(3) Upon written request, filed with the Chief Clerk, a member may be added to any measure as a sponsor, after first reading and prior to final consideration.

(4) A member may be withdrawn from any measure as a sponsor by filing a written request with the Chief Clerk by 5:00 p.m. the next session day following final consideration of the measure. If a committee, through the amendment process, changes the original intent of a measure, the original sponsor(s) may request to be withdrawn as sponsor(s) by filing a written request with the Chief Clerk by 5:00 p.m. the next session day following final consideration of the measure, the committee shall become the sponsor of the measure.

12.20 Committee Sponsorship. (1) Any measure introduced by a committee must be approved by a majority of the members of the committee.

(2) The chairperson shall sign the proposed measure for presentation at the desk.

INTRODUCTION OF MEASURES

13.01 Requirements of Presentation of Measures for Introduction.

(1) The sponsor of a measure shall present to the Chief Clerk for introduction one copy of the measure with a backing signed by the member(s) or chair. Such presentation may be made only by a member, an authorized person of the member's staff or, in the case of a committee, by the chairperson 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 sent by the Chief Clerk to the Publications unit of 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 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.

13.05 Deadline on Introductions. No measure shall be accepted by the desk for introduction in the House after 5 p.m. on the 50th calendar day of the session except:

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

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

(3) Measures drafted by the Legislative Counsel and introduced as provided in Rule 13.15.

13.10 Legislative Counsel Drafting Services. (1) Between 5 p.m. on the 29th calendar day and 5 p.m. on the 36th calendar day of the session, the Legislative Counsel shall only accept five non-transferable drafting requests from each member.

(2) After 5 p.m. on the 36th calendar day of the session, the Legislative Counsel shall discontinue accepting requests for drafting of all measures except:

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

(b) Committee proposals approved for drafting by the Speaker.

(c) A proposal requested for drafting by a member under Rule 13.15.

13.15 Priority Drafting Requests. (1) Every member shall be entitled to not more than two priority drafting requests of the Legislative Counsel.

(2) Every measure bearing a priority designation of the Legislative Counsel must be presented at the desk for introduction within three session days after delivery of the measure to the member by the Legislative Counsel. The desk shall not accept any measure showing that it was delivered by Legislative Counsel to the member more than three session days before it is presented to the desk.

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 status report to be revised and printed daily. The status report shall be arranged by the number of each measure and shall contain a synopsis of the actions taken in each house on the 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 and Secretary of the Senate the numbers of copies of measures, daily and weekly status reports, the legislative schedule, and the legislative index as ordered by them for the requirements of each house of the Legislative Assembly.

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

(b) Members of the House are authorized up to 50 additional copies without charge.

(3) Any person, agency or organization wishing a complete set of measures, status reports, calendars, legislative schedules and indexes may obtain it according to the following procedures:

(a) Rental of a shelf deposit service from the Distribution Center, at a cost of \$734.00 per session, or mailed at a cost of \$1083.00 per session.

(b) Members of the House are authorized up to 15 mailings of weekly status reports, legislative schedules and indexes without charge.

(c) Legislative Schedules will be mailed daily upon request at a cost of \$182.00 or on Friday only at a cost of \$109.00.

(d) Rental of a shelf deposit service from the Distribution Center for the legislative status report only is \$127.00 per session or for Monday only at a cost of \$43.00.

(e) Rental of a shelf deposit service from the Distribution Center for the legislative schedule only is \$60.00 per session or for Friday only at a cost of \$11.00.

(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, the Legislative Administrator, the Governor, the Attorney General, the Secretary of State, the State Treasurer, the Director of the Administrative Services Department, the Clerk of the Supreme Court, the State Librarian, the Library of Congress, public libraries, law school libraries, the Circuit, District, and County Courts and commissions, and accredited members of the news media.

(a) The Legislative Administrator shall furnish such copies as the Legislative Administrator considers necessary to these agencies, and shall provide authorization forms to be executed by them when obtaining copies of legislative publications.

(b) The Legislative Administrator shall make available in the Capitol Guide Office a complete set of measures, status reports, calendars, legislative schedules, and indexes during the session for the use of agencies, organizations, and the general public.

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, 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. Counsel shall deliver the corrected summary to the Chief Clerk. The Speaker may 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 may be printed on the first page of the measure if printed engrossed or may be made a part of the printed amendment. The summary shall be amended to show changes in the measure proposed by the amendment 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. The Legislative Fiscal and Revenue Officers shall review each measure except appropriation measures which implement the Governor's printed budget recommendations, 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 to be known as a financial impact statement to be attached to each measure which will outline the changes in expenditures. The Legislative Revenue Officer shall prepare a statement known as a revenue impact statement to be attached to each measure which will outline the changes in revenues. The financial and revenue impact statements shall set forth the fiscal and revenue impact of the measure and the 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 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 charged in whole or in part against a member's individual expense account may be distributed 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 "legislative newsletter" and "informational material" 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.

(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 "constituent" means an individual that lives within a member's legislative district.

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. Such rules and procedures shall be made available in the House Procedures Handbook.

(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.

OFFICERS; 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.

(a) 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 House Procedures Handbook.

(C) Serve as parliamentarian of the House.

(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.

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

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

(B) Permit such ingress and egress to the chambers during sessions as may be directed by the Speaker 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 or the interim or both, according to the allowance provided in H.R. 15.25.

(b) A member shall establish salaries payable to persons appointed under subsection 1(a) of this rule.

(c) For purposes of computing fringe benefits, persons appointed under subsection 1(a) of this rule who are paid less than \$600 per month shall be considered to be working less than half time and shall not be eligible for such benefits. A member shall not appoint more than two persons eligible for fringe benefits in any month.

(d) The time of service for all employees begins to run from the date of filing their appointment with the Legislative Administrator but not sooner than the date set forth in the House Procedures Handbook.

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 House Procedures Handbook 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 House Procedures Handbook the Legislative Administrator, in consultation with each chairperson of a standing or special committee and the Speaker, shall 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 \$26,083.00 during the regular session for personal staff, services and supplies as defined in H.R. 16.01, and legislative newsletters as defined in H.R. 14.30.

(2) Any amount remaining unexpended or unobligated in a member's individual expense account at the end of the 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.
- (c) Stationery.
- (d) Office supplies.
- (e) Copying.
- (f) Communications with constituents in compliance with H.R. 14.30.
- (g) Rental expenses incurred for a town hall meeting.
- (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. Does not include in-district travel.
- (k) Reasonable travel expenses incurred by 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 their allowance as provided under House Rules or the adopted Legislative Assembly budget will have the overage deducted from their personal monthly expense allowance and any additional indebtedness will be prohibited.

(5) 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 majority party members for opinions of the Attorney General require approval of the Speaker as a condition of authorizing payment from legislative appropriations. Requests by minority party members for opinions of the Attorney General require approval of the minority leader as a condition of authorizing payment from legislative appropriations. 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 the minority 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 individual from the member's personal staff employed under 15.05 or receiving credit in the intern program; or a member of the staff of a House standing committee, statutory committee, special committee, the majority office or minority office; or a family member may be seated at a member's desk; or persons authorized by the Speaker; and (d) accredited members of the news media.

(2) Courtesies of the floor 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 a lobbyist.

(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.

(4) While the House is in daily 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 chambers during a daily 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 chambers except those authorized to be in the chambers under this rule.

(6) No person who is a lobbyist as defined in ORS 171.725 shall be permitted on the floor or side aisles of the House during its daily 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 20 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 citizens 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, Redistricting and Public Affairs 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.

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.

SEXUAL HARASSMENT

20.01 Policy on Sexual Harassment. (1) The House of Representatives is committed to providing a healthy and appropriate work environment for legislators, legislative employees, interns and other state employees which is free from sexual harassment. Sexual harassment in any manner will not be tolerated.

(2) Sexual harassment includes all conduct prohibited by Federal and State Law and the following unwelcome conduct:

- (a) verbal abuse of a sexual nature,
- (b) graphic verbal comment about a person's body,
- (c) physical touching of a sexual nature,
- (d) sexual advances and propositions,
- (e) sexually degrading words used to describe an individual,
- (f) display in the work place of any sexually suggestive object or picture, and
- (g) any threat or insinuation, either explicitly or implicitly, that a person's refusal to submit to a sexual advance will adversely affect that person's employment, evaluation, wages, duties, work shifts, or any other condition of employment or career advancement.

(3) The formal and informal procedures provided for in House Resolution 1 (1993 Regular Session) shall apply only to complaints brought against House Members or the personal staff of a House Member. House personal staff includes: Legislative Assistants, Secretaries, Interns, Volunteers, and other staff working in the individual offices of the members including the Speaker's office and the majority and minority offices. This does not include committee staff and house staff employees of all other categories who shall be subject to Legislative Administration Committee policies and procedures.

(4) 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 the Majority and Minority caucuses. 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 House Resolution 1 (1993 Regular Session).

(5) At the convening of each Regular Session the Speaker shall appoint members of the majority and minority parties in equal numbers to the House Committee on Sexual Harassment for the purpose of deliberations regarding Sexual Harassment complaints only. The chairperson shall be a member of the majority party and the vice chairperson shall be a member of the minority party.

(6) The House shall provide education concerning sexual harassment and procedures to implement this Rule in compliance with House Resolution 1 (1993 Regular Session).

Minnis moved the report by the Committee on Rules be adopted. Motion carried, the vote being: Yeas, 57; Nays, 2 – Bowman, Merkley; Absent, 1 – Wirth. Report adopted.

Hopson moved that the Chief Clerk be instructed to notify the Senate and the Governor that the House has organized and is ready for the business of the Seventy-first Legislative Assembly. Motion carried on viva voce vote.

Rosenbaum moved that the members of the Senate be invited to sit in Joint Session with the members of the House at 11:00 a.m. today for the purpose of receiving the State of the State Address by the Honorable John A. Kitzhaber, Governor of the State of Oregon. Motion carried on viva voce vote.

Message from the Senate announcing Senate accepts invitation from the House to meet in Joint Assembly at 11:00 a.m. for the purpose of receiving the State of the State Address by the Honorable John A. Kitzhaber, Governor of the State of Oregon.

House recessed until 11:00 a.m. on motion of Jenson.

Monday, January 8, 2001 – Joint Session

The Senate and the House met in Joint Session for the purpose of receiving the State of the State Address of Governor John A. Kitzhaber.

President Derfler, 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.

By unanimous consent, President Derfler appointed Representatives Witt and King and Senators Clarno and Carter to escort the Honorable Robert Straub, former Governor of Oregon, within the bar of the House.

By unanimous consent, President Derfler appointed Senators George and Corcoran and Representatives Knopp and Morrisette to escort the Honorable Victor Atiyeh, former Governor of Oregon, within the bar of the House.

By unanimous consent, President Derfler appointed Senators Hartung and Brown and Representatives Merkley and Zauner to escort the Honorable Neil Goldschmidt, former Governor of Oregon, within the bar of the House.

By unanimous consent, President Derfler appointed Representatives Verger and Carlson and Senators Fisher and Courtney to escort the Honorable Barbara Roberts, former Governor of Oregon, within the bar of the House.

By unanimous consent, President Derfler appointed Senators Roger Beyer and Castillo and Representatives Close and Schrader to escort the State Elective Officers within the bar of the House.

By unanimous consent, President Derfler appointed Representatives Kropf and Beck and Senators Atkinson and Metsger to escort the Chief Judge and the Judges of the Court of Appeals and Tax Court Judge within the bar of the House.

By unanimous consent, President Derfler appointed Senators Minnis and Burdick and Representatives Williams and Bowman to escort the Chief Justice and the Associate Justices of the Supreme Court within the bar of the House.

By unanimous consent, President Derfler appointed Representatives Gardner and Westlund and Senators Trow and Hannon to escort the Honorable John A. Kitzhaber, Governor of Oregon, within the bar of the House.

The former Governors of the State of Oregon, the State Elective Officers, the Chief Judge and the Judges of the Court of Appeals and the Tax Court Judge, the Chief Justice and the

Associate Justices of the Supreme Court, and the Honorable John A. Kitzhaber, Governor of Oregon, were escorted within the bar of the House.

Speaker Simmons, presiding.

“Duerme Negrito” was sung by the LaGrande High School Choir, directed by J. Michael Frasier.

The colors were posted by the Oregon National Guard and Oregon State Police.

The National Anthem was sung by Daniel Johnson, Senior Trooper, Oregon State Police.

Invocation by Chuck Fredrickson, Salem.

“That Lonesome Road” was sung by the LaGrande High School Choir, directed by J. Michael Frasier.

President Derfler addressed the joint assembly.

Speaker Simmons addressed the joint assembly.

The Honorable John A. Kitzhaber, Governor of Oregon, delivered the following State of the State Address:

Members of the Legislature, honored guests, fellow Oregonians.

We are joined here today in the home of Oregon’s Democracy, inheritors of a precious tradition of self-governance and guardians of the society that generations of Oregonians have created.

We are joined here today to renew this tradition and to begin writing our own chapter in this 140 year history. For many of you, this will be the first chapter. For me, it will be the final.

So, I want to start today not by looking ahead to the next six months, but back at the last twenty-two years to share with you the things I have learned about legislating and governing in Oregon.

These are not lessons in public policy. They are lessons about how this place works when it works well. About how this Legislature works when we labor not in the interest of a political party, but in the interest of the people who sent us here, people who think of themselves first as parents, farmers, entrepreneurs, or teachers; people who are citizens first and only second, if at all, partisans.

The first lesson I have learned is that of civility – of being able to disagree without being disagreeable. To learn to engage in a spirited debate about a controversial issue and to walk away friends. To learn to separate people from politics and personalities from policies.

No one in this chamber exemplifies this principle more than the Senator from Medford, my friend of twenty years, Lenn Hannon. Although we often agree, we have many areas of disagreement. Yet, when we served together in the Senate, Lenn would always walk over and tell me when he was going to vote against one of my bills – which was often. And, just as often, after we had been on opposite sides of a heated debate, we would walk across the floor and shake hands and remind each other of our friendship and mutual respect.

The second lesson is that of acknowledgement. Everyone who comes here brings with them something of value and something to contribute: an idea, a perspective, a unique range of experience. And everyone who comes here deserves to be acknowledged for what they bring ... whether you always agree with it or not. To do so requires open-mindedness and humility; a willingness to believe that someone else might know more than you do; or even that you might be wrong. In my twenty-two years in this building, I have learned – and grown – at least as much from the debate of those who have opposed me as from the support of those who have agreed with my policies.

The third lesson is that of inclusiveness. The need to learn that policy is more important – and ultimately more powerful – than partisanship – and to recognize the danger in isolating ourselves from

each other on the basis of our party registration. There will be very few bills of consequence that will pass either chamber this session without at least some bipartisan support. We should begin with that premise and with the knowledge – born out by history – that the most far reaching and long lasting accomplishments of the Oregon Legislature have been the result of a bipartisan effort.

SB 100, for example, which created our land use planning system, passed the House with 25 Democratic and 15 Republican votes. The Oregon Health Plan passed the Senate with 11 Democratic and 8 Republican votes and a 58-2 vote in the House. And in 1991, the Education Act for the 21st Century passed the Democrat-controlled Senate 26-1 and the Republican-controlled House 53-5.

We will need these lessons – and more – to meet the challenge of this, the first legislative session of the new century. Why? Because this budget reflects not only the growth in our population and the growth in the State’s responsibility to finance education, health care and public safety. It also reflects the growing discrepancy between the state budget and the revenue that supports it – a trend that I believe will continue at least for the next two to three biennia.

I have presented to you and Oregonians a budget that, by necessity, reflects more cuts than enhancements – a fact that will make your job more difficult than it has been in a decade. Anyone who was elected after 1992 has never really had to cut a budget. In every biennium since 1993-95, there has been more revenue available to the Legislature at the end of the session than at the beginning. The 1993 Legislature, for example, saw available revenue grow by \$130 million during the session. In 1995 it was \$213 million and nearly \$154 million in 1997. In addition, between 1995 and 1999, we sent back to taxpayers over \$800 million in surplus revenue.

This session will be different. The economy is slowing and state revenue has been reduced by unanticipated lawsuits, a reduction of federal matching dollars and by the income tax cut adopted by the voters in Ballot Measure 88. As a result, this budget required difficult choices and the establishment of clear priorities.

My first priority is education, perhaps the single most important and far-reaching investment we can make in Oregon’s future. Public education is the cornerstone of a progressive, democratic society. From grade school to graduate school to life-long learning, it is vital that Oregon’s education system prepares all of our citizens for the challenges that they will face in the 21st Century.

This session we will begin to implement the Quality Education Model, and for the first time, the Oregon Legislature will debate a K-12 budget that is directly built around the outcomes expected in the classroom and what it costs to achieve those outcomes. We have also invested in engineering education, biotechnology research, enrollment growth in our community colleges and in expanding geographic access to post-secondary education.

And yet, within each of these important segments of our educational continuum there are legitimate unfunded needs and real cuts – meaning that priorities will have to be established. Even so, this budget commits fully 57 percent of the General Fund to primary and secondary schools, community colleges and higher education.

My second priority is helping children. The significant investment we have been able to make in education cannot be sustained over time unless we are willing to take aggressive steps to reduce the number of children who enter school unable to fully engage in learning. For that reason, this budget calls the question of our overall priorities in terms of prevention.

Each year in Oregon, we lose thousands of our children to school failure, school drop out and subsequent involvement in the criminal justice system. Sixty percent of first-born children in Oregon today have at least one social or medical risk factor that puts them at jeopardy of this tragic future. Over forty percent of our children arrive at school unable to fully participate in the learning experience due to these same risk factors.

If there were a disease that affected this many children we would view it as an epidemic. We would muster our resources and meet the challenge aggressively. There would be no question. Well, this is an epidemic – and its course is just as deadly sure – not from

an infectious agent, but from drugs or alcohol or violence ... from neglect and indifference.

This tragedy is due, in large part, to our failure to make adequate investments in our children in their earliest years. As a consequence, we pay for their failure, instead of benefiting from their success. We know who these children are long before they get into trouble. And we know the kinds of programs and supports that are effective in keeping them on the path to success.

To quote the Citizen's Crime Commission KIDS Report of June 2000:

"We cannot afford to ignore programs and policies proven to work in reducing juvenile delinquency. The resources for these programs must be found. We must no longer give "lip service" to making children a priority: we must literally put our money where our mouth is."

This budget does just that. By creating the Oregon Children's Plan it will allow us to identify – for all first births in Oregon – a set of risk factors which are closely correlated with school drop out and juvenile criminal activity later in life; and, to make available a comprehensive set of services and supports that have been proven effective in addressing these problems.

To fund these initiatives in education and early childhood, however, I have been forced to propose real cuts in other important services – cuts that carry with them very real human consequences. To the extent that fiscal limits make difficult decision inevitable I am willing to defend the choices I have made on the basis that putting an emphasis on prevention reflects a higher priority than paying more to mitigate problems after they have already developed. But someone gets left out.

As you debate this budget you will find that as you try to move more resources into higher education, for example, or human services or public safety – all of which need and deserve them – that you will have to take resources away from other areas which will result in human consequences of a different sort.

Let me share with you an experience I had during my medical internship in 1973 which, more than anything else, taught me about setting priorities and about the consequences of making budget decisions with limited resources. I hope it will be instructive in the work that faces you over the next few months.

In July of 1973 I watched a baby die. His name was Sam. He weighed less than three pounds when he was born and didn't really have a chance from the start. He was born prematurely to a young woman who had received no prenatal care over the entire course of her pregnancy. Sam wasn't breathing when we delivered him in the emergency room, and we had to resuscitate him before transferring him to the neonatal intensive care unit. I was part of his short life from the moment he was born to the moment of his death two days later. I can still remember standing by his incubator during that final hour, knowing what was going to happen and feeling depressed and helpless.

I remember what a quiet death it was. There was nobody there but his mother and father, a nurse, and myself. Nobody else knew about Sam and his two-day struggle to live. He never made the papers or the evening news. It was an anonymous tragedy that touched the lives of no one but those in the room.

I remember Sam's death because it was one of the first I had seen as an intern and because it offered such a sharp contrast to the second one I watched a few days later. The second involved a 90-year-old woman whose name was Gladys. Although she was not my patient, I had talked with her several times during the nights on call in the hospital. She had lung cancer and was scheduled for surgery to remove her right lung. She had told me that she did not fear death, but she did fear the surgery. She didn't want any more pain. I knew it was her when the emergency was called on the surgery floor. I rushed to the room – along with another intern, a surgical resident, two nurses, and a respiratory therapist. She had suffered a respiratory arrest and then a cardiac arrest following her surgery and we spent an hour in a frantic attempt to save her life. We didn't – but we tried hard.

Unlike baby Sam's passing, the last hour of her life was not quiet. We stuck tubes into her nose, throat and bladder; needles into

her veins. We pumped her full of drugs and shocked her repeatedly. We "failed," she died, and we ran up a huge bill to be picked up by her family or her estate.

Sam died because we didn't know as much then as we do now about treating respiratory distress syndrome in newborns. But he also died because somehow nobody had made the token investment to get his mother the prenatal care that could have prevented his prematurity and low birthweight. The elderly woman died because she was ready to die. She recognized that but we couldn't. We had been trained to view death as a failure, not as a natural part of the life process.

And we were responding to an immediate crisis – something right in front of us. There was no visible crisis when Sam's mother did not get prenatal care – but the failure to make that small investment of resources was just as fatal to her baby as the elderly woman's lung cancer was to her. And it probably could have saved his life – unlike all the expensive technology we used, to no avail, on Gladys.

Why am I sharing this with you? I am sharing it because of the contrast between the frenzied efforts of a roomful of people, with all their sophisticated equipment, to save someone at the end of a very long life, and the quiet and undramatic death of someone at the very beginning of life. I am sharing it with you because of the connection between the money spent on Gladys in her final hour and the money not spent on Sam during his mother's pregnancy.

It is a metaphor for this budget and for what we are facing in Oregon today. It is a metaphor for the fact that that responding to an immediate crisis, while often easy politically, may not always reflect the best public policy. For the fact remains that a decision to fund one thing is always, and at the same time, a decision not to fund something else. Almost every program area in this budget can be legitimately criticized as inadequate – unless compared to the unfunded needs in other program areas.

So, to the lessons of civility, acknowledgement and inclusiveness, I would add the lesson of accountability – the willingness to take responsibility and credit not just for what we fund today, but also for the long term consequences of what we choose not to fund. Accountability teaches us to reject the political expediency that leads us to act only for the present – and gives us the courage and the wisdom to make decisions that will secure the future for the next generation of Oregonians.

This budget represents my priorities which, in turn, are a reflection of my values. It reflects not only my priorities for education and for helping our children, but for investing in rural Oregon and its economy, for providing affordable health care to the citizens of this state, and for preserving our salmon runs and the quality of our natural environment.

Engraved in the marble flanking the front doors of this capitol is written:

"A free state is formed and is maintained by the voluntary union of the whole people joined together under the same body of laws for the common welfare and the sharing of benefits justly apportioned."

I am confident that we can live up to the challenge implicit in those words: to make fair laws and to establish wise priorities with the limited dollars with which our fellow citizens have entrusted to us.

How we meet this challenge is up to us. For me, as I round the last bend, I pledge to do it with civility, acknowledging our legitimate differences, reaching out to include everyone I can, and willing to be held accountable for the consequences of my actions. It has worked before – since 1859, in fact. I put my trust in you that it will work again.

"God Bless the USA" was sung by Drew Peterson, Salem.

"Oregon My Oregon" was sung by the Assembly and audience.

The guests were escorted from the House Chamber.

Speaker Simmons declared the Joint Assembly adjourned.

House recessed until 2:30 p.m. on motion of Jenson.

Monday, January 8, 2001 – Afternoon Session

House reconvened at 2:30 p.m. Speaker in Chair. All present.

HB 5001, 5002, 5003, 5004, 5005, 5006, 5007, 5008, 5009, 5010, 5011, 5012, 5013, 5014, 5015, 5016, 5017, 5018, 5019, 5020, 5021, 5022, 5023, 5024, 5025, 5026, 5027, 5028, 5029, 5030, 5031, 5032, 5033, 5034, 5035, 5036, 5037, 5038, 5039, 5040, 5041, 5042, 5043, 5044, 5045, 5046, 5047, 5048, 5049, 5050, 5051, 5052, 5053, 5054, 5055, 5056, 5057, 5058, 5059, 5060, 5061, 5062, 5063, 5064, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2087, 2088, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099 – Read first time and passed to Speaker's desk for referral.

House adjourned until 11:30 a.m., Tuesday January 9, 2001 on motion of Jenson.

Tuesday, January 9, 2001 – Morning Session

House convened at 11:30 a.m. Speaker in Chair. All present except: Excused, 1 – Krummel.

Moment of silence observed.

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

HB 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176 – Read first time and passed to Speaker's desk for referral.

Speaker announced appointment of members to the following committees:

ADVANCING E-GOVERNMENT – Hill, Chair; Patridge, Vice-Chair; Lowe.

AGRICULTURE AND FORESTRY – Kropf, Chair; King, Vice-Chair; Nelson, Vice-Chair; Ackerman, Doyle, Hopson, Krieger, Nolan, Smith, T.

BUSINESS, LABOR AND CONSUMER AFFAIRS – Knopp, Chair; Rosenbaum, Vice-Chair; Zauner, Vice-Chair; Backlund, Leonard, Merkley, Nelson, Walker, V., Wilson.

GOVERNMENT EFFICIENCY – Krummel, Chair; Beck, Vice-Chair; Smith, P., Vice-Chair; Bates, Brown, Garrard, Hill, Kafoury, Kruse, Tomei, Wirth.

HEALTH AND PUBLIC ADVOCACY – Kruse, Chair; Garrard, Vice-Chair; Morrisette, Vice-Chair; Barnhart, Krummel, Lee, Monnes Anderson, Tomei, Walker, C.

JUDICIARY – Williams, Chair; Bowman, Vice-Chair; Krieger, Vice-Chair; Ackerman, Backlund, Lowe, Ringo, Shetterly, Walker, C., Walker, V., Wilson.

RULES, REDISTRICTING AND PUBLIC AFFAIRS – Wilson, Chair; Devlin, Vice-Chair; Doyle, Vice-Chair; Gardner, Garrard, March, Starr, Verger, Walker, C.

SCHOOL FUNDING AND TAX FAIRNESS/REVENUE – Shetterly, Chair; Carlson, Vice-Chair; Kafoury, Vice-Chair; Bates, Beck, Brown, Hass, Williams, Witt.

SMART GROWTH AND COMMERCE – Witt, Chair; Johnson, Vice-Chair; Knopp, Vice-Chair; Bates, Brown, Carlson, Devlin, Garrard, Krummel, Monnes Anderson, Walker, V.

STREAM RESTORATION AND SPECIES RECOVERY – Jenson, Chair; Lee, Vice-Chair; Leonard, Vice-Chair; King, Knopp, Kruse, Smith, P., Tomei, Wirth.

STUDENT ACHIEVEMENT AND SCHOOL ACCOUNTABILITY – Backlund, Chair; Hopson, Vice-Chair; Smith, T., Vice-Chair; Barnhart, Morrisette, Nelson, Nolan, Starr, Zauner.

TRANSPORTATION – Starr, Chair; Brown, Vice-Chair; Merkley, Vice-Chair; Devlin, Kropf, Nelson, Rosenbaum, Verger, Zauner.

WATER AND ENVIRONMENT – Close, Chair; Monnes Anderson, Vice-Chair; Morgan, Vice-Chair; Hass, Jenson, Kafoury, King, Kruse, Lee.

WAYS AND MEANS – Westlund, Co-Chair; Butler, Hansen, Hayden, Hill, Johnson, Morgan, Patridge, Schrader, Winters.

SUBCOMMITTEE ON EDUCATION – Close, Hopson, Schrader, Smith, T., Winters.

SUBCOMMITTEE ON GENERAL GOVERNMENT – Butler, Gardner, Hayden, Johnson, Witt.

SUBCOMMITTEE ON HUMAN RESOURCES – Winters, Chair; Carlson, March, Patridge, Schrader.

SUBCOMMITTEE ON NATURAL RESOURCES – Morgan, Chair; Bowman, Hansen, Hayden, Krieger, Kropf, Nolan.

SUBCOMMITTEE ON PUBLIC SAFETY – Doyle, Hansen, Knopp, Leonard, Smith, G.

SUBCOMMITTEE ON TRANSPORTATION, ECONOMIC DEVELOPMENT – Butler, Chair; Johnson, Patridge, Ringo, Smith, G.

SUBCOMMITTEE ON ADVANCING E-GOVERNMENT – Hill, Chair; Lowe, Patridge.

House adjourned until 11:30 a.m., Wednesday, January 10, 2001 on motion of Jenson.

Wednesday, January 10, 2001 – Morning Session

House convened at 11:30 a.m. Speaker in Chair. All present except: Excused, 3 – Beck, Merkley, Smith, P.

Moment of silence observed.

HB 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276 – Read first time and passed to Speaker's desk for referral.

HB 5001, 5002, 5003, 5004, 5005, 5006, 5007, 5008, 5009, 5010, 5011, 5012, 5013, 5014, 5015, 5016, 5017, 5018, 5019, 5020, 5021, 5022, 5023, 5024, 5025, 5026, 5027, 5028, 5029, 5030, 5031, 5032, 5033, 5034, 5035, 5036, 5037, 5038, 5039, 5040, 5041, 5042, 5043, 5044, 5045, 5046, 5047, 5048, 5049, 5050, 5051, 5052, 5053, 5054, 5055, 5056, 5057, 5058, 5059, 5060, 5061, 5062, 5063, 5064, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2087, 2088, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176 – Referred from Speaker's desk to the following committees: 2038, 2040 – Advancing E-Government; 2039 – Advancing E-Government with subsequent referral to School Funding and Tax Fairness/Revenue; 2036, 2037, 2048, 2050, 2051, 2130, 2156, 2158, 2160, 2164, 2165 – Agriculture and Forestry; 2047, 2157, 2159, 2161, 2162 – Agriculture and Forestry with subsequent referral to School Funding and Tax Fairness/Revenue; 2154 – Agriculture and Forestry with subsequent referral to Ways and Means; 2056, 2084, 2094, 2102, 2107, 2111, 2126, 2127, 2128, 2151, 2152 – Business, Labor and Consumer Affairs; 2025, 2026, 2027, 2058 – Business, Labor and Consumer Affairs with subsequent referral to School Funding and Tax Fairness/Revenue; 2088 – Business, Labor and Consumer Affairs with subsequent referral to Ways and Means; 2022, 2055, 2114, 2117, 2118, 2119, 2120, 2122, 2153, 2172 – Government Efficiency; 2098 – Government Efficiency with subsequent referral to School Funding and Tax Fairness/Revenue; 2021, 2057, 2095, 2116, 2121 – Government Efficiency with subsequent referral to Ways and Means; 2035, 2059, 2068, 2069, 2070, 2076, 2077, 2078, 2079, 2101, 2105, 2168 – Health and Public Advocacy;

2066, 2067 – Health and Public Advocacy with subsequent referral to School Funding and Tax Fairness/Revenue; 2080, 2081, 2082, 2083 – Health and Public Advocacy with subsequent referral to Ways and Means; 2041, 2042, 2043, 2044, 2045, 2046, 2062, 2063, 2064, 2065, 2072, 2092, 2099, 2100, 2109, 2112, 2170, 2175 – Judiciary; 2028, 2034, 2054, 2060, 2093, 2096, 2097, 2106, 2113, 2129, 2169, 2171, 2173 – Rules, Redistricting and Public Affairs; 2030, 2031, 2090, 2123 – Rules, Redistricting and Public Affairs with subsequent referral to School Funding and Tax Fairness/Revenue; 2061, 2087 – Rules, Redistricting and Public Affairs with subsequent referral to Ways and Means; 2024, 2029, 2032, 2033, 2155 – School Funding and Tax Fairness/Revenue; 2023 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 2052, 2053, 2075, 2103, 2104 – Smart Growth and Commerce; 2073, 2074, 2131 – Smart Growth and Commerce with subsequent referral to School Funding and Tax Fairness/Revenue; 2150, 2163 – Stream Restoration and Species Recovery; 2174, 2176 – Student Achievement and School Accountability; 2091, 2110, 2124, 2125 – Student Achievement and School Accountability with subsequent referral to School Funding and Tax Fairness/Revenue; 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2140, 2141, 2142, 2143, 2144, 2145, 2146 – Transportation; 2049, 2108, 2147, 2148, 2149, 2166, 2167 – Water and Environment; 5001, 5002, 5003, 5004, 5005, 5006, 5007, 5008, 5009, 5010, 5011, 5012, 5013, 5014, 5015, 5016, 5017, 5018, 5019, 5020, 5021, 5022, 5023, 5024, 5025, 5026, 5027, 5028, 5029, 5030, 5031, 5032, 5033, 5034, 5035, 5036, 5037, 5038, 5039, 5040, 5041, 5042, 5043, 5044, 5045, 5046, 5047, 5048, 5049, 5050, 5051, 5052, 5053, 5054, 5055, 5056, 5057, 5058, 5059, 5060, 5061, 5062, 5063, 5064 – Ways and Means.

Courtesies of the House and floor were extended to Gretchen Kafoury, former Representative from District 13.

House adjourned until 11:30 a.m., Thursday, January 11, 2001 on motion of Jensen.

Thursday, January 11, 2001 – Morning Session

House convened at 11:30 a.m. Speaker in Chair. All present except: Excused, 2 – Merkley, Smith, P.; Excused for business of the House, 3 – Schrader, Westlund, Winters.

Moment of silence observed.

HB 2085, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375 – Read first time and passed to Speaker's desk for referral.

HB 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194,

2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235 – Referred from Speaker's desk to the following committees: 2212, 2215, 2232, 2235 – Advancing E-Government; 2222 – Agriculture and Forestry; 2206, 2208 – Agriculture and Forestry with subsequent referral to School Funding and Tax Fairness/Revenue; 2200 – Agriculture and Forestry with subsequent referral to Ways and Means; 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2201, 2202, 2203, 2220, 2221, 2226, 2227, 2233 – Business, Labor and Consumer Affairs; 2225 – Business, Labor and Consumer Affairs with subsequent referral to School Funding and Tax Fairness/Revenue; 2197, 2228 – Government Efficiency; 2234 – Government Efficiency with subsequent referral to School Funding and Tax Fairness/Revenue; 2179, 2216, 2217, 2218, 2219 – Judiciary; 2207 – Judiciary with subsequent referral to School Funding and Tax Fairness/Revenue; 2213, 2223, 2231 – Rules, Redistricting and Public Affairs; 2204, 2205 – School Funding and Tax Fairness/Revenue; 2210, 2211, 2214 – Smart Growth and Commerce; 2209 – Smart Growth and Commerce with subsequent referral to Ways and Means; 2183, 2184, 2224 – Stream Restoration and Species Recovery; 2229 – Student Achievement and School Accountability; 2198, 2230 – Student Achievement and School Accountability with subsequent referral to Ways and Means; 2178 – Transportation; 2177, 2180, 2181, 2182, 2199 – Water and Environment.

Speaker Pro Tempore in Chair.

House adjourned until 11:00 a.m., Friday, January 12, 2001 on motion of Jenson.

Friday, January 12, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 6 – Beck, Kafoury, Krieger, Merkley, Schrader, Wirth.

Moment of silence observed.

HJM 1, 2, 3, 4, HJR 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, HR 1 – Introduced, read and passed to Speaker's desk for referral.

House recessed for 10 minutes on motion of Gardner.

House reconvened at 11:45 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 6 – Beck, Kafoury, Krieger, Merkley, Schrader, Wirth.

Having recessed under the order of business of Propositions and Motions, on request of Chair, rules suspended to temporarily return to the order of business of Courtesies.

Courtesies of the House and floor were extended to Jane Lokan, former Representative from District 25.

HB 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403,

2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468 – Read first time and passed to Speaker's desk for referral.

House adjourned until 11:15 a.m., Monday, January 15, 2001 on motion of Jenson.

Monday, January 15, 2001 – Morning Session

House convened at 11:15 a.m. Speaker in Chair.

Call of the House demanded by Hill, joined by Zauner, Witt, Barnhart, Rosenbaum and Winters. All present except: Excused (not subject to Call), 4 – Kafoury, Leonard, Walker, V., Wirth.

Opening Ceremony presented by Reverend Ron Williams, Bethel African American Episcopal Church, Portland.

HB 2041 – Report by Committee on Judiciary recommending passage.

House Rule 19.10, 19.20, 19.50, 19.60 – Report by Committee on Rules, Redistricting and Public Affairs recommending adoption of amendment.

HB 2086, 2139, 2415, 2469, 2470, 2471, 2472, 2473, 2474, 2476, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492 – Read first time and passed to Speaker's desk for referral.

House adjourned until 11:30 a.m., Tuesday, January 16, 2001 on motion of Jenson.

Tuesday, January 16, 2001 – Morning Session

House convened at 11:30 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 3 – Jenson, King, Wirth; Excused for business of the House, 1 – Morgan.

Opening Ceremony presented by Representative Cedric Hayden, District 43, Elmira.

HCR 1, HJR 11, 12, 13 – Introduced, read and passed to Speaker's desk for referral.

Speaker in Chair.

Minnis 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-first Legislative Assembly, the requirement that on its final passage each bill shall be read section by section, be suspended for the duration of this Regular Session, and that all bills pending before the House for final passage during this Regular Session be read by title only. Motion carried on viva voce vote. Provision suspended.

HB 2475, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2493, 2494, 2495, 2499, 2500, 2501, 2502, 2503, 2514, 2515, 2516, 2517, 2518 – Read first time and passed to Speaker's desk for referral.

HB 2085, 2237, 2238, 2239, 2240, 2241, 2242, 2244, 2246, 2247, 2248, 2249, 2251, 2252, 2253, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2267, 2268, 2269, 2271, 2274, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2291, 2292, 2293, 2294, 2295, 2297, 2298, 2300 – Referred from Speaker's desk to the following committees: 2289 – Advancing E-Government; 2255 – Business, Labor and Consumer Affairs; 2237 – Government Efficiency; 2241, 2248, 2249, 2252, 2253, 2257, 2258, 2259, 2261, 2263, 2267, 2268, 2294 – Health and Public Advocacy; 2247, 2251, 2256, 2269 – Health and Public Advocacy with subsequent referral to Ways and Means; 2246, 2277 – Judiciary; 2271, 2274, 2276, 2278, 2279, 2280, 2282, 2283 – School Funding and Tax Fairness/Revenue; 2293, 2300 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 2240 – Smart Growth and Commerce; 2244, 2281, 2292 – Smart Growth and Commerce with subsequent referral to School Funding and Tax Fairness/Revenue; 2288, 2291 – Student Achievement and School Accountability; 2286, 2287, 2295, 2297, 2298 – Student Achievement and School Accountability with subsequent referral to Ways and Means; 2085, 2238, 2262 – Transportation; 2239, 2242, 2260, 2264, 2284, 2285 – Water and Environment.

HB 2041 – Read second time and passed to third reading.

HB 2041 – By unanimous consent, on request of Speaker, rules suspended to permit third reading and final consideration immediately.

HB 2041 – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 56; Excused, 3 – Jenson, King, Wirth; Excused for business of the House, 1 – Morgan. Bill passed.

House Rule 19.10, 19.20, 19.50, 19.60 – By unanimous consent, on request of Speaker, rules suspended to dispense with the requirement to read the proposed amendment.

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 Definitions. As used in this rule:

(1) “Receipt” means in the physical custody of a member or political committee for more than seven (7) days or placed into an account controlled by a member, collecting agency, connected organization or political committee of a member.

(2) “Contribution” includes the payment, loan, gift, forgiving of indebtedness, or furnishing without equivalent compensation or consideration, of money, services other than personal services for which no compensation is asked or given, supplies, equipment or any other thing of value.

(3) “In-kind” means a good or service, other than money, having monetary value. Information is not considered an in-kind contribution.

19.50 Campaign Contributions During Session. (1) Upon the convening of a regular session until adjournment sine die of the regular session and from the convening to adjourning sine die of any special session, a member must report to the House the:

Receipt of a contribution by the member or the member's principal campaign committee for any elective office, or by a political committee controlled by the member and supporting or opposing a candidate for any elective office;

(2) In the absence of a statutory requirement, if a member receives any contribution under subsection (1), the member must file with the Chief Clerk a statement reporting the contribution the next session day after receiving the contribution as defined in House Rule 19.20. If a political committee controlled by a member and supporting or opposing a candidate for any elective office receives any contribution, the member controlling the political committee must file with the Chief Clerk a statement reporting the contribution the next session day after receiving the contribution as defined in House Rule 19.20. The statement shall include the date of the contribution, the name of the person or the name of the political committee who made the contribution, the amount of the contribution and whether the contribution was cash or in-kind. All statements shall be available for review by any member or persons of the public, shall be entered in the Journal and notice to the membership shall be read under the order of business of “Other Business of the House” announcing the entry into the Journal.

19.60 Enforcement. (1) A member's violation of House Rule 19.50 constitutes improper conduct.

(2) A member may make a formal complaint alleging violation of House Rule 19.50 by filing a written complaint with the Speaker of the House. The House Majority Leader and the House Minority Leader must agree and sign the complaint filed. If the complaint alleges the Speaker or the Majority Leader or the Minority Leader has violated House Rule 19.50, eight (8) members of the House, four (4) members representing the majority party and four (4) members representing the minority party must agree and sign the complaint.

(3) The Speaker shall conduct a preliminary investigation to determine whether there is probable cause to conclude that a member violated House Rule 19.50. If the Speaker determines that there is probable cause to conclude that a member has violated House Rule 19.50, the Speaker shall appoint members of the majority and minority parties in equal numbers to a special investigation committee. The special committee shall, pursuant to rules the committee adopts, make findings on the allegations in the complaint and, if appropriate, a recommendation for disciplinary action. The chairperson of the committee shall be a member of the majority party and the vice-chairperson shall be a member of the minority party.

(4) If the complaint is filed against the Speaker, the Speaker Pro Tempore shall conduct a preliminary investigation to determine whether there is probable cause to conclude that the Speaker has violated House Rule 19.50. If the Speaker Pro Tempore determines that there is probable cause to conclude that the Speaker has violated House Rule 19.50, the Speaker Pro Tempore shall appoint members of the majority and minority parties in equal numbers to a special investigation committee. The special committee shall, pursuant to rules the committee adopts, make findings on the allegations in the complaint and, if appropriate, a recommendation for disciplinary action. The chairperson of the committee shall be a member of the majority party and the vice-chairperson shall be a member of the minority party.

(5) The committee shall report its findings and any recommendation to the House.

(6) Upon a 2/3-majority vote, the House may assess formal sanctions, including a monetary sanction, against a House member that the special committee finds has violated House Rule 19.50.

House adjourned until 11:00 a.m., Wednesday, January 17, 2001 on motion of Krummel.

Wednesday, January 17, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 1 – King; Excused for business of the House, 2 – Butler, Westlund.

Opening Ceremony presented by Representative Jeff Kruse, District 45, Roseburg.

House Rule 19.10, 19.20, 19.50, 19.60 – Wilson moved proposed amendment be adopted. Motion carried, the vote

being: Yeas, 57; Excused, 1 – King; Excused for business of the House, 2 – Butler, Westlund. Amendment adopted.

Barnhart requested the following explanation of his vote be entered in the Journal:

“On January 17, 2001, I voted for Rules 19.10, 19.50 and 19.60, regarding the legality of accepting campaign contributions during the 71st legislative session.

“The adopted rules require members to report contributions made during the legislative session. Prior to the Attorney General's recent opinion, such contributions were viewed as violating the Oregon Constitution and banned entirely. While I believe the adopted rules are probably the most stringent possible, I also believe they fail to address the most important aspect – it is **unethical** for legislators to accept contributions during the legislative session. I supported the adopted rules even though I consider the wording to be weaker than what I would have preferred.”

Tomei requested the following explanation of her vote be entered in the Journal:

“I voted for House Rules 19.10, 19.20, 19.50, and 19.60, which determine rules for House members concerning contributions received during session proper. Because Attorney General Hardy Myers issued a legal ruling that to ban contributions would restrict free speech under Article 1, Section 8 of the Oregon Constitution, the legality of the issue is moot. However, the broader issue is one of ethics and personal responsibility. Although the House Rules do address the procedure in which members and elected officials may accept contributions, I feel that larger implications are ignored.

“I voted, therefore, reluctantly for the aforementioned House Rules to be passed; they do not extend far enough because they do not require the Chief Clerk of the House to announce on the House floor the acceptor or the amount of any contributions.

“If we allow ourselves as a body to accept contributions during session, we lose all credibility with our constituents. To a person outside the capitol looking in, the mere ability of special interests to curry favor by writing a check to a member speaks to the inherent distrust the electorate has of the political process. I commit myself to a contribution-free session, so that my constituents may feel assured that I am voting on issues based on what is best for them, not the special interests.

“I have faith in my fellow members and feel confident that they will follow my lead in taking this pledge.”

HB 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2531 – Read first time and passed to Speaker's desk for referral.

HB 2236, 2243, 2245, 2250, 2254, 2265, 2266, 2270, 2272, 2273, 2275, 2290, 2296, 2299, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352 – Referred from Speaker's desk to the following committees: 2245, 2254, 2296, 2313, 2322, 2349, 2350 – Business, Labor and Consumer Affairs; 2329 – Business, Labor and Consumer Affairs with subsequent referral to School Funding and Tax Fairness/Revenue; 2250, 2265, 2266, 2302, 2315, 2316, 2317, 2318, 2319, 2330 – Health and Public Advocacy; 2243 – Health and Public Advocacy with subsequent referral to School Funding and Tax Fairness/Revenue; 2309, 2310, 2320, 2331, 2345 – Health and Public Advocacy with subsequent referral to Ways and Means; 2325, 2328, 2333, 2336, 2337, 2338, 2339, 2340, 2343, 2344, 2346, 2348, 2351, 2352 – Judiciary; 2273 – Judiciary with subsequent referral to School Funding and Tax Fairness/Revenue; 2334 – Judiciary with subsequent referral to Ways and Means; 2308, 2321, 2326, 2335 – Rules, Redistricting and Public Affairs; 2272, 2332,

2347 – School Funding and Tax Fairness/Revenue; 2299 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 2290 – Smart Growth and Commerce; 2270, 2323 – Smart Growth and Commerce with subsequent referral to School Funding and Tax Fairness/Revenue; 2341 – Stream Restoration and Species Recovery; 2236 – Stream Restoration and Species Recovery with subsequent referral to Ways and Means; 2324, 2342 – Student Achievement and School Accountability; 2327 – Student Achievement and School Accountability with subsequent referral to School Funding and Tax Fairness/Revenue; 2301, 2303, 2304, 2305, 2306, 2307, 2312 – Transportation; 2311 – Transportation with subsequent referral to Ways and Means; 2314 – Water and Environment; 2275 – Ways and Means.

Speaker in Chair.

Speaker announced appointment of members to the following committees:

GOVERNMENT EFFICIENCY – Bates discharged. March appointed.

WAYS AND MEANS SUBCOMMITTEE ON HUMAN SERVICES – March discharged. Bates appointed.

JUDICIARY SUBCOMMITTEE ON CRIMINAL LAW – Williams appointed Chair.

JUDICIARY SUBCOMMITTEE ON CIVIL LAW – Walker, C. appointed Chair.

Courtesies of the House and floor were extended to Congressman Earl Blumenauer, former Representative from District 11.

House adjourned until 11:30 a.m., Thursday, January 18, 2001 on motion of Jenson.

Thursday, January 18, 2001 – Morning Session

House convened at 11:30 a.m. Speaker in Chair. All present except: Excused, 3 – Close, Kropf, Shetterly; Excused for business of the House, 3 – Hopson, Schrader, Westlund.

Moment of silence observed.

HCR 2 – Introduced, read and passed to Speaker's desk for referral.

HCR 2 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

HJM 1, 2, 4 – Referred from Speaker's desk to the following committees: 1 – Health and Public Advocacy; 2 – Judiciary; 4 – Stream Restoration and Species Recovery.

HJR 1, 2, 3, 4, 5, 6, 7, 9, 10 – Referred from Speaker's desk to the following committees: 4 – Advancing E-Government; 7, 9 – Judiciary; 10 – Rules, Redistricting and Public Affairs; 1, 2 – School Funding and Tax Fairness/Revenue; 6 – Transportation; 3, 5 – Ways and Means.

HR 1 – Referred from Speaker’s desk to the Committee on Smart Growth and Commerce.

HB 2496, 2497, 2498, 2530, 2546, 2547, 2548, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562 – Read first time and passed to Speaker's desk for referral.

HB 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450 – Referred from Speaker’s desk to the following committees: 2443 – Advancing E-Government with a subsequent referral to School Funding and Tax Fairness/Revenue; 2408 – Agriculture and Forestry; 2362, 2383, 2418, 2434 – Business, Labor and Consumer Affairs; 2354 – Government Efficiency; 2397, 2398, 2400, 2426, 2432 – Health and Public Advocacy; 2396, 2405, 2438 – Health and Public Advocacy with subsequent referral to Ways and Means; 2353, 2355, 2359, 2360, 2361, 2363, 2364, 2365, 2366, 2367, 2368, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2381, 2382, 2384, 2385, 2386, 2387, 2388, 2390, 2391, 2392, 2393, 2394, 2395, 2399, 2401, 2402, 2403, 2409, 2410, 2413, 2414, 2421, 2422, 2423, 2424, 2425, 2427, 2428, 2429, 2430, 2441, 2444, 2446, 2447, 2449 – Judiciary; 2356, 2404, 2419, 2420 – Judiciary with a subsequent referral to Ways and Means; 2369, 2389, 2435, 2436, 2437 – Rules, Redistricting and Public Affairs; 2358, 2416, 2439, 2440 – School Funding and Tax Fairness/Revenue; 2406, 2433, 2448 – Smart Growth and Commerce; 2445 – Smart Growth and Commerce with a subsequent referral to Ways and Means; 2357, 2431, 2442 – Student Achievement and School Accountability with a subsequent referral to Ways and Means; 2380, 2407, 2411 – Transportation; 2370 – Water and Environment; 2412, 2417, 2450 – Ways and Means.

House adjourned until 11:30 a.m., Friday, January 19, 2001 on motion of Jenson.

Friday, January 19, 2001 – Morning Session

House convened at 11:30 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 4 – Butler, Close, Starr, Speaker Simmons.

Moment of silence observed.

SB 43 – Message from the Senate announcing passage.

HCR 3, HJR 14 – Introduced, read and passed to Speaker’s desk for referral.

HCR 1 – Referred from Speaker’s desk to the Committee on Judiciary.

HJM 3 – Referred from Speaker’s desk to the Committee on Rules, Redistricting and Public Affairs.

HJR 8, 11, 12 – Referred from Speaker’s desk to the following committees: 11, 12 – Health and Public Advocacy; 8 – Rules, Redistricting and Public Affairs.

HB 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2549, 2550, 2551 – Read first time and passed to Speaker's desk for referral.

HB 2086, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468 – Referred from Speaker’s desk to the following committees: 2465, 2467 – Business, Labor and Consumer Affairs; 2452, 2468 – Health and Public Advocacy with subsequent referral to Ways and Means; 2086, 2453, 2458, 2459, 2464 – Rules, Redistricting and Public Affairs; 2461 – School Funding and Tax Fairness/Revenue; 2456, 2466 – Smart Growth and Commerce; 2455, 2457 – Stream Restoration and Species Recovery; 2451, 2462 – Student Achievement and School Accountability; 2454 – Transportation; 2463 – Water and Environment.

HB 2139, 2475, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2493, 2494, 2495, 2499, 2501, 2502, 2503, 2504, 2505, 2507, 2508, 2509, 2510, 2511, 2513, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2531 – Referred from Speaker’s desk to the following committees: 2481, 2482, 2508, 2523 – Business, Labor and Consumer Affairs; 2517 – Government Efficiency; 2479, 2495, 2504, 2507, 2509, 2510, 2515, 2518, 2519, 2520, 2524, 2526 – Health and Public Advocacy; 2516 – Health and Public Advocacy with subsequent referral to Ways and Means; 2493, 2494, 2503, 2505, 2513, 2525, 2528, 2531 – Judiciary; 2511, 2529 – Rules, Redistricting and Public Affairs; 2475, 2477, 2521, 2527 – School Funding and Tax Fairness/Revenue; 2478, 2480, 2483 – Student Achievement and School Accountability; 2139 – Transportation with subsequent referral to Ways and Means; 2499, 2501, 2502 – Water and Environment; 2522 – Ways and Means.

SB 43 – Read first time and passed to Speaker's desk for referral.

House adjourned until 11:30 a.m., Monday, January 22, 2001 on motion of Jenson.

Monday, January 22, 2001 – Morning Session

House convened at 11:30 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 4 – Beck, Close, Starr, Witt.

Moment of silence observed.

Courtesies of the House and floor were extended to Lonnie Roberts, former Representative from District 21.

Courtesies of the House and floor were extended to Kitty Piercy, former Representative from District 39.

SJR 3 – Message from the Senate announcing adoption.

HJR 15 – Introduced, read and passed to Speaker’s desk for referral.

SJR 3 – Read first time and passed to Speaker's desk for referral.

HB 2035 – Report by Committee on Health and Public Advocacy without recommendation as to passage and be referred to Committee on School Funding and Tax Fairness/Revenue. Bill referred to Committee on School Funding and Tax Fairness/Revenue by order of the Speaker.

HB 2055 – Report by Committee on Government Efficiency recommending passage.

HB 2060 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

HB 2095 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2124 – Report by Committee on Student Achievement and School Accountability recommending passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2125 – Report by Committee on Student Achievement and School Accountability recommending passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HCR 2 – Report by Committee on Rules, Redistricting and Public Affairs recommending adoption.

HB 2071, 2532, 2533, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2585, 2586, 2587, 2588, 2590, 2591, 2592, 2598 – Read first time and passed to Speaker's desk for referral.

House adjourned until 11:15 a.m., Tuesday, January 23, 2001 on motion of Jenson.

Tuesday, January 23, 2001 – Morning Session

House convened at 11:15 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 2 – Lee, Starr.

Moment of silence observed.

SB 21 – Message from the Senate announcing passage.

Vetoed SB 115, 428, 497, 524, 558, 1061, 1275, 1296 (1999 Regular Session) – Message from the Senate announcing, together with the Governor's messages, tabled en bloc.

HJM 5 – Introduced, read and passed to Speaker's desk for referral.

HJR 13 – Referred from Speaker's desk to the Committee on Student Achievement and School Accountability.

SJR 3 – Referred from Speaker's desk to the Committee on Student Achievement and School Accountability.

HB 2036 – Report by Committee on Agriculture and Forestry recommending passage with amendments and be printed engrossed.

HB 2048 – Report by Committee on Agriculture and Forestry recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2130 – Report by Committee on Agriculture and Forestry recommending passage.

HB 2198 – Report by Committee on Student Achievement and School Accountability recommending passage, subsequent referral to Committee on Ways and Means be rescinded and be placed on Consent Calendar. Subsequent referral to Committee on Ways and Means rescinded by order of the Speaker.

HB 2593, 2594, 2595, 2596, 2597, 2599, 2600, 2601 – Read first time and passed to Speaker's desk for referral.

HB 2460, 2496, 2497, 2498, 2500, 2506, 2512, 2514, 2530, 2546, 2547, 2548, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2561, 2562 – Referred from Speaker's desk to the following committees: 2552 – Agriculture and Forestry with subsequent referral to Ways and Means; 2500 – Business, Labor and Consumer Affairs; 2546 – Government Efficiency; 2496, 2497, 2498, 2506 – Health and Public Advocacy; 2559 – Judiciary; 2460 – Rules, Redistricting and Public Affairs; 2512, 2553, 2554, 2555, 2558 – School Funding and Tax Fairness/Revenue; 2547 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 2557 – Smart Growth and Commerce; 2556 – Smart Growth and Commerce with subsequent referral to Ways and Means; 2530, 2561, 2562 – Transportation; 2514, 2548 – Water and Environment.

HB 2055, 2060 – Read second time and passed to third reading.

HCR 2 – Read second time. Carried by Gardner. On adoption of the resolution the vote was: Yeas, 58; Excused, 2 – Lee, Starr. Resolution adopted.

SB 21 – Read first time and passed to Speaker's desk for referral.

House adjourned until 11:15 a.m., Wednesday, January 24, 2001 on motion of Jenson.

Wednesday, January 24, 2001 – Morning Session

House convened at 11:15 a.m. Speaker in Chair. All present except: Excused, 1 – Hansen; Excused for business of the House, 1 – Williams.

Moment of silence observed.

SB 2, 254, 326 – Message from the Senate announcing passage.

HCR 3 – Referred from Speaker's desk to the Committee on Health and Public Advocacy.

HJR 14 – Referred from Speaker’s desk to the Committee on Rules, Redistricting and Public Affairs.

HB 2098 – Report by Committee on Government Efficiency recommending passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2183 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2205 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 2271 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 2274 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 2089, 2115, 2589, 2603, 2604, 2605, 2606, 2607, 2608, 2610, 2611, 2612, 2613, 2614, 2615, 2616 – Read first time and passed to Speaker's desk for referral.

HB 2534, 2535, 2536, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2550, 2551, 2560 – Referred from Speaker’s desk to the following committees: 2551, 2560 – Judiciary; 2550 – School Funding and Tax Fairness/Revenue; 2535, 2538 – Smart Growth and Commerce; 2534 – Smart Growth and Commerce with subsequent referral to School Funding and Tax Fairness/Revenue; 2536, 2540 – Stream Restoration and Species Recovery; 2541, 2542, 2544 – Student Achievement and School Accountability; 2539, 2543 – Water and Environment.

HB 2415, 2469, 2470, 2471, 2472, 2473, 2474, 2476, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492 – Referred from Speaker’s desk to the following committees: 2470 – Advancing E-Government; 2488 – Advancing E-Government with subsequent referral to School Funding and Tax Fairness/Revenue; 2471, 2472 – Business, Labor and Consumer Affairs; 2469, 2490, 2491 – Health and Public Advocacy; 2415, 2487 – Judiciary; 2484, 2485 – Rules, Redistricting and Public Affairs; 2486, 2492 – School Funding and Tax Fairness/Revenue; 2474, 2476 – Student Achievement and School Accountability; 2473, 2489 – Student Achievement and School Accountability with subsequent referral to Ways and Means.

HB 2130 – Read second time and passed to third reading.

HB 2055 – Read third time. Krummel moved bill be rereferred to Committee on Government Efficiency. Motion carried on viva voce vote. Bill rereferred.

HB 2060 – Read third time. Carried by Doyle. On passage of the bill the vote was: Yeas, 58; Excused, 1 – Hansen; Excused for business of the House, 1 – Williams. Bill passed.

SB 2, 254, 326 – Read first time and passed to Speaker's desk for referral.

SB 43 – Referred from Speaker’s desk to the Committee on Health and Public Advocacy.

Speaker announced appointment of members to the following statutory committee with legislative participation:

PACIFIC MARINE FISHERIES COMMISSION – Krieger, Verger.

House adjourned until 11:30 a.m., Thursday, January 25, 2001 on motion of Jensen.

Thursday, January 25, 2001 – Morning Session

House convened at 11:30 a.m. Speaker in Chair. All present except: Excused, 5 – Carlson, Hansen, Hopson, Shetterly, Williams.

Posting of the Colors by Clackamas County Sheriff’s Honor Guard.

Opening Ceremony presented by Reverend John Moody, Westminster Presbyterian Church, Salem.

SB 171, 424, 428 – Message from the Senate announcing passage.

HJR 15 – Referred from Speaker’s desk to the Committee on Rules, Redistricting and Public Affairs.

HB 2030 – Report by Committee on Rules, Redistricting and Public Affairs without recommendation as to passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2031 – Report by Committee on Rules, Redistricting and Public Affairs without recommendation as to passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2040 – Report by Committee on Advancing E-Government recommending passage and be placed on Consent Calendar.

HB 2042 – Report by Committee on Judiciary recommending passage.

HB 2043 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2046 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2097 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage and be placed on Consent Calendar.

HB 2221 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

HB 2227 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

HB 2233 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

HB 2584, 2629, 2631, 2632, 2634, 2635, 2636, 2640 – Read first time and passed to Speaker's desk for referral.

HB 2071, 2532, 2537, 2545, 2549, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2571, 2572, 2585, 2586, 2587, 2588, 2589, 2590, 2592, 2595, 2596, 2597, 2598, 2599, 2600, 2603, 2604, 2605, 2610, 2611, 2612, 2613, 2616 – Referred from Speaker's desk to the following committees: 2604 – Agriculture and Forestry; 2588 – Business, Labor and Consumer Affairs with subsequent referral to School Funding and Tax Fairness/Revenue; 2545 – Government Efficiency with subsequent referral to Ways and Means; 2071, 2571, 2589, 2592 – Health and Public Advocacy; 2603 – Health and Public Advocacy with subsequent referral to Ways and Means; 2532, 2563, 2564, 2600, 2610, 2611, 2616 – Judiciary; 2590 – Judiciary with subsequent referral to Ways and Means; 2568, 2587, 2596, 2597 – Rules, Redistricting and Public Affairs; 2566, 2612, 2613 – School Funding and Tax Fairness/Revenue; 2549, 2572 – Smart Growth and Commerce; 2537, 2605 – Stream Restoration and Species Recovery; 2586, 2598, 2599 – Student Achievement and School Accountability; 2595 – Student Achievement and School Accountability with subsequent referral to Ways and Means; 2565, 2567, 2569, 2585 – Transportation.

HB 2036, 2198, 2205, 2271, 2274 – Read second time and passed to third reading.

HB 2130 – Read third time. Carried by Smith, T. On passage of the bill the vote was: Yeas, 55; Excused, 5 – Carlson, Hansen, Hopson, Shetterly, Williams. Bill passed.

SB 171, 424, 428 – Read first time and passed to Speaker's desk for referral.

SB 2, 21, 254, 326 – Referred from Speaker's desk to the following committees: 21 – Rules, Redistricting and Public Affairs; 254, 326 – Student Achievement and School Accountability; 2 – Transportation.

House adjourned until 11:30 a.m., Monday, January 29, 2001 on motion of Jenson.

Monday, January 29, 2001 – Morning Session

House convened at 11:30 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 3 – Hansen, Lee, Leonard; Excused for business of the House, 1 – Doyle.

Moment of silence observed.

SB 270, 272 – Message from the Senate announcing passage.

SCR 1 – Message from the Senate announcing adoption.

SB 162, 186, 307 – Message from the Senate announcing passage.

SJR 8 – Message from the Senate announcing adoption.

HJR 16, 18 – Introduced, read and passed to Speaker's desk for referral.

SCR 1, SJR 8 – Read first time and passed to Speaker's desk for referral.

HJM 5 – Referred from Speaker's desk to the Committee on Stream Restoration and Species Recovery.

HB 2025 – Report by Committee on Business, Labor and Consumer Affairs recommending passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2028 – Report by Committee on Rules, Redistricting and Public Affairs without recommendation as to passage and be referred to Committee on School Funding and Tax Fairness/Revenue. Bill referred to Committee on School Funding and Tax Fairness/Revenue by order of the Speaker.

HB 2034 – Report by Committee on Rules, Redistricting and Public Affairs without recommendation as to passage and be referred to Committee on School Funding and Tax Fairness/Revenue. Bill referred to Committee on School Funding and Tax Fairness/Revenue by order of the Speaker.

HB 2124 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 2342 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed.

HB 2576, 2577, 2578, 2579, 2581, 2582, 2583, 2602, 2609, 2625, 2626, 2630, 2633, 2673 – Read first time and passed to Speaker's desk for referral.

HB 2115, 2533, 2570, 2573, 2584, 2591, 2601, 2606, 2607, 2608, 2614, 2615, 2629, 2631, 2632, 2634, 2635, 2636, 2640 – Referred from Speaker's desk to the following committees: 2606 – Agriculture and Forestry; 2608, 2629, 2634 – Judiciary; 2533, 2570, 2584, 2615, 2631, 2632, 2640 – Rules, Redistricting and Public Affairs; 2591, 2614, 2635 – School Funding and Tax Fairness/Revenue; 2115 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 2573 – Student Achievement and School Accountability with subsequent referral to Ways and Means; 2636 – Transportation; 2601 – Water and Environment; 2607 – Ways and Means.

HB 2042, 2183 – Read second time and passed to third reading.

HB 2198 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 55; Absent, 1 – Schrader; Excused, 3 – Hansen, Lee, Leonard; Excused for business of the House, 1 – Doyle. Bill passed.

HB 2036 (A-Engrossed) – Read third time. Carried by Kropf.

Potential conflict of interest declared by Kropf.

Wilson in Chair.

HB 2036 (A-Engrossed) – On passage of the bill the vote was: Yeas, 56; Excused, 3 – Hansen, Lee, Leonard; Excused for business of the House, 1 – Doyle. Bill passed.

HB 2205 – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Hayden; Excused, 3 – Hansen, Lee, Leonard; Excused for business of the House, 1 – Doyle. Bill passed.

HB 2271 – Read third time. Carried by Witt.

Speaker Pro Tempore in Chair.

HB 2271 – On passage of the bill the vote was: Yeas, 56; Excused, 3 – Hansen, Lee, Leonard; Excused for business of the House, 1 – Doyle. Bill passed.

Courtesies of the House and floor were extended to Ron Adams, former Representative from District 27.

HB 2274 – Read third time. Carried by Beck. On passage of the bill the vote was: Yeas, 56; Excused, 3 – Hansen, Lee, Leonard; Excused for business of the House, 1 – Doyle. Bill passed.

SB 162, 186, 270, 272, 307 – Read first time and passed to Speaker's desk for referral.

SB 171, 424, 428 – Referred from Speaker's desk to the following committees: 171 – Judiciary; 424, 428 – School Funding and Tax Fairness/Revenue.

House adjourned until 11:15 a.m., Tuesday, January 30, 2001 on motion of Jensen.

Tuesday, January 30, 2001 – Morning Session

House convened at 11:15 a.m. Speaker Pro Tempore in Chair. All present except: Absent, 1 – Beck; Excused, 2 – Johnson, Leonard; Excused for business of the House, 1 – Devlin.

Speaker in Chair.

Moment of silence observed.

SB 49, 74, 298 – Message from the Senate announcing passage.

HJR 18 – Referred from Speaker's desk to the Committee on School Funding and Tax Fairness/Revenue.

HB 2099 – Report by Committee on Judiciary recommending passage.

HB 2100 – Report by Committee on Judiciary recommending passage.

HB 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2627, 2628, 2637, 2638, 2653, 2654, 2683, 2684 – Read first time and passed to Speaker's desk for referral.

HB 2089, 2576, 2577, 2578, 2579, 2581, 2582, 2583, 2593, 2594, 2609 – Referred from Speaker's desk to the following committees: 2089, 2593, 2594, 2609 – Judiciary;

2576, 2577, 2578, 2579, 2581, 2582, 2583 – Rules, Redistricting and Public Affairs.

HB 2040, 2043, 2046, 2097, 2124, 2221, 2227, 2233 – Read second time and passed to third reading.

HB 2183 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Absent, 1 – Beck; Excused, 2 – Johnson, Leonard. Bill passed.

HB 2042 – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 57; Absent, 1 – Beck; Excused, 2 – Johnson, Leonard. Bill passed.

SB 49, 74, 298 – Read first time and passed to Speaker's desk for referral.

House adjourned until 11:00 a.m., Wednesday, January 31, 2001 on motion of Minnis.

Wednesday, January 31, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 7 – Bowman, Krieger, Lowe, Ringo, Walker, C., Westlund, Williams; Excused for business of the House, 2 – Butler, Kropf.

Opening Ceremony presented by Chaplain Frank Carpenter, Hillsboro.

SB 287, 429 – Message from the Senate announcing passage.

HJR 17, 19, 20 – Introduced, read and passed to Speaker's desk for referral.

HJR 16 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

HB 2092 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2154 – Report by Committee on Agriculture and Forestry 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.

HB 2176 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed.

HB 2177 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 2234 – Report by Committee on Government Efficiency recommending passage, subsequent referral to Committee on School Funding and Tax Fairness/Revenue be rescinded and be placed on Consent Calendar. Subsequent referral to Committee on School Funding and Tax Fairness/Revenue rescinded by order of the Speaker.

HB 2338 – Report by Committee on Judiciary recommending passage and be placed on Consent Calendar.

SJR 3 – Report by Committee on Student Achievement and School Accountability recommending adoption.

HB 2575, 2580, 2639, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2655, 2656, 2657, 2658, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2674, 2675, 2676, 2677, 2678, 2679, 2680, 2681, 2685, 2686, 2687, 2688, 2689, 2690, 2691, 2692, 2693, 2694, 2695, 2696, 2697, 2698, 2699, 2700, 2701 – Read first time and passed to Speaker's desk for referral.

HB 2575, 2580, 2627, 2628, 2646, 2647, 2648, 2673 – Referred from Speaker's desk to the following committees: 2647, 2648 – Advancing E-Government; 2627 – Health and Public Advocacy; 2628 – Health and Public Advocacy with subsequent referral to Ways and Means; 2646, 2673 – Judiciary; 2575, 2580 – Rules, Redistricting and Public Affairs.

HB 2099, 2100, 2342 – Read second time and passed to third reading.

HB 2040 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 50; Excused, 8 – Bowman, King, Krieger, Lowe, Ringo, Walker, C., Westlund, Williams; Excused for business of the House, 2 – Butler, Kropf. Bill passed.

HB 2097 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Excused, 3 – Bowman, Lowe, Westlund. Bill passed.

HB 2221 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Excused, 3 – Bowman, Lowe, Westlund; Excused for business of the House, 1 – Starr. Bill passed.

HB 2227 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Bowman, Westlund; Excused for business of the House, 1 – Starr. Bill passed.

HB 2233 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Bowman, Westlund; Excused for business of the House, 1 – Starr. Bill passed.

HB 2043 (A-Engrossed) – Read third time. Carried by Backlund.

Wilson in Chair.

HB 2043 (A-Engrossed) – On passage of the bill the vote was: Yeas, 58; Excused, 1 – Westlund; Excused for business of the House, 1 – Starr. Bill passed.

HB 2046 (A-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 58; Excused, 1 – Westlund; Excused for business of the House, 1 – Starr. Bill passed.

HB 2124 – Read third time. Carried by Kafoury. On passage of the bill the vote was: Yeas, 57; Nays, 1 – Bowman; Absent, 1 – Zauner; Excused, 1 – Westlund. Bill passed.

SB 287, 429 – Read first time and passed to Speaker's desk for referral.

House adjourned until 11:00 a.m., Thursday, February 1, 2001 on motion of Jensen.

Thursday, February 1, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 1 – Lee; Excused for business of the House, 1 – Speaker Simmons.

Opening Ceremony presented by Delphian School Choir, directed by Craig Bader, Sheridan.

SB 289, 308, 309 – Message from the Senate announcing passage.

HJR 21, 24 – Introduced, read and passed to Speaker's desk for referral.

HJR 24 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

SJR 8 – Referred from Speaker's desk to the Committee on Health and Public Advocacy.

HB 2030 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 2101 – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

HB 2132 – Report by Committee on Transportation recommending passage.

HB 2138 – Report by Committee on Transportation recommending passage.

HJM 1 – Report by Committee on Health and Public Advocacy recommending adoption.

HB 2574, 2659, 2660, 2661, 2662, 2663, 2702, 2703, 2704, 2706, 2707, 2708, 2715 – Read first time and passed to Speaker's desk for referral.

HB 2602, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2630, 2633, 2637, 2653, 2654, 2683, 2684 – Referred from Speaker's desk to the following committees: 2618, 2684 – Business, Labor and Consumer Affairs; 2625 – Health and Public Advocacy with subsequent referral to Ways and Means; 2619, 2623 – Judiciary; 2602, 2620, 2621, 2622, 2654 – Rules, Redistricting and Public Affairs; 2653 – Rules, Redistricting and Public Affairs with subsequent referral to Ways and Means; 2637 – School Funding and Tax Fairness/Revenue; 2617, 2624, 2630 – Smart Growth and Commerce; 2683 – Stream Restoration and Species Recovery with subsequent referral to Ways and Means; 2633 – Student Achievement and School Accountability; 2626 – Ways and Means.

HB 2154 – Read second time and passed to third reading.

HB 2099 – Read third time. Carried by Ackerman.

Speaker in Chair.

HB 2099 – On passage of the bill the vote was: Yeas, 58; Nays, 1 – Wilson; Excused, 1 – Lee. Bill passed.

HB 2100 – Read third time. Carried by Walker, V. On passage of the bill the vote was: Yeas, 53; Nays, 6 – Hayden, Hill, Kruse, Patridge, Starr, Witt; Excused, 1 – Lee. Bill passed having received the required two-thirds majority vote.

Devlin requested the following explanation of his vote be entered in the Journal:

“I voted yes on HB 2100, which provides flexibility in release of a prisoner when the date of release from imprisonment falls on a weekend or legal holiday. I believe that HB 2100 gives discretion to the Department of Corrections to ensure that a released offender will be released during the week. A weekday release ensures that the released offender will be immediately connected with community supervision, which will decrease the likelihood of new criminal activity by the released offender. HB 2100 increases the accountability of each inmate being released and facilitates the making of proper connections within the inmate's community.

“HB 2100 was supported by the Oregon Association of Chiefs of Police, the Oregon Department of Justice, the Oregon District Attorneys Association, the Oregon State Sheriffs Association, and the Oregon State Police.”

HB 2342 (A-Engrossed) – Read third time. Carried by Morrisette. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Lee. Bill passed.

SJR 3 – Read second time. Carried by Zauner. On adoption of the resolution the vote was: Yeas, 59; Excused, 1 – Lee. Resolution adopted.

SB 289, 308, 309 – Read first time and passed to Speaker's desk for referral.

SB 49, 74, 162, 186, 270, 272, 298 – Referred from Speaker's desk to the following committees: 186 – Business, Labor and Consumer Affairs; 162, 270, 272 – Health and Public Advocacy; 74 – Judiciary; 49 – Stream Restoration and Species Recovery; 298 – Transportation with subsequent referral to Ways and Means.

Speaker announced in compliance with House Rule 20.01 and House Resolution 1 (Enrolled 1993) the House proceed to training on Sexual Harassment Policies adopted by the House of Representatives.

Call of the House demanded by Shetterly, joined by Hill, Patridge, Wilson, Minnis and Gardner. All present except: Excused (not subject to Call), 2 – Lee, Williams.

By unanimous consent, on request of Speaker, rules suspended and floor privileges extended to Josephine Hawthorne, Assistant Attorney General for Labor and Employment, Department of Justice.

Josephine Hawthorne, in compliance with House Rule 20.01, subsection 6, provided an educational seminar on sexual harassment in the work place.

Speaker announced appointment of members to the following committee:

SPECIAL COMMITTEE ON SEXUAL HARASSMENT – Morgan, Chair; Kafoury, Vice-Chair; Devlin, Jenson.

House adjourned until 11:00 a.m., Monday, February 5, 2001 on motion of Jenson.

Monday, February 5, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 1 – Wirth.

Opening Ceremony presented by Trumpet Ensemble, University of Oregon School of Music, directed by Steven Dunn, Associate Assistant Professor.

SB 240, 253, 264, 313, 317, 367, 372, 385, 409, 422, 432 – Message from the Senate announcing passage.

SB 201, 215, 410, 426, 431 – Message from the Senate announcing passage.

HJR 22, 23 – Introduced, read and passed to Speaker's desk for referral.

HB 2037 – Report by Committee on Agriculture and Forestry recommending passage with amendments and be printed engrossed.

HB 2106 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

HB 2147 – Report by Committee on Water and Environment without recommendation as to passage and be referred to Committee on Judiciary. Bill referred to Committee on Judiciary by order of the Speaker.

HB 2239 – Report by Committee on Water and Environment recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2282 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 2288 – Report by Committee on Student Achievement and School Accountability without recommendation as to passage and be referred to Committee on Smart Growth and Commerce. Bill referred to Committee on Smart Growth and Commerce by order of the Speaker.

HB 2354 – Report by Committee on Government Efficiency recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2431 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

Speaker in Chair.

HB 2682, 2709, 2710, 2711, 2712, 2713, 2714, 2716, 2717, 2718, 2719, 2720, 2721, 2722, 2723, 2724, 2725, 2726, 2727, 2728, 2729, 2730, 2731, 2732, 2733, 2734, 2735, 2736, 2737, 2738, 2739, 2740, 2741, 2742, 2743, 2744, 2745, 2746, 2748, 2749, 2750, 2751, 2753, 2754, 2755, 2756, 2757 – Read first time and passed to Speaker's desk for referral.

HB 2030, 2092, 2132, 2138, 2176, 2177, 2234, 2338 – Read second time and passed to third reading.

HB 2154 – Read third time. Carried by Smith, T.

Potential conflict of interest declared by Kropf.

HB 2154 – On passage of the bill the vote was: Yeas, 59; Excused, 1 – Wirth. Bill passed.

HJM 1 – Read second time. Carried by Kruse. On adoption of the memorial the vote was: Yeas, 59; Excused, 1 – Wirth. Memorial adopted.

SB 201, 215, 240, 253, 264, 313, 317, 367, 372, 385, 409, 410, 422, 426, 431, 432 – Read first time and passed to Speaker's desk for referral.

House adjourned until 11:00 a.m., Tuesday, February 6, 2001 on motion of Jenson.

Tuesday, February 6, 2001 – Morning Session

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

Speaker in Chair.

Opening Ceremony presented by Pastor Ron Kincaid, Sunset Presbyterian Church, Portland.

SB 279, 283, 285 – Message from the Senate announcing passage.

HJR 25 – Introduced, read and passed to Speaker's desk for referral.

SCR 1 – Referred from Speaker's desk to Committee on Rules, Redistricting and Public Affairs.

HB 2028 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2189 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 2192 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2201 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be referred to Committee on Judiciary. Bill referred to Committee on Judiciary by order of the Speaker.

HB 2202 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be referred to Committee on Judiciary. Bill referred to Committee on Judiciary by order of the Speaker.

HB 2333 – Report by Committee on Judiciary recommending passage and be referred to Committee on

Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2361 – Report by Committee on Judiciary recommending passage.

HB 2392 – Report by Committee on Judiciary recommending passage.

HB 2425 – Report by Committee on Judiciary recommending passage.

HB 2457 – Report by Committee on Stream Restoration and Species Recovery recommending passage.

HB 2534 – Report by Committee on Smart Growth and Commerce without recommendation as to passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

SB 428 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 2747, 2752, 2758, 2759, 2760, 2761, 2762, 2763, 2764, 2765, 2766, 2767, 2772, 2773, 2774, 2776, 2777, 2778, 2779 – Read first time and passed to Speaker's desk for referral.

HB 2574, 2639, 2641, 2642, 2643, 2644, 2645, 2650, 2651, 2652, 2655, 2657, 2658, 2663, 2664, 2665, 2666, 2667, 2668, 2670, 2671, 2674, 2675, 2676, 2677, 2678, 2679, 2680, 2681, 2688, 2689, 2690, 2691, 2692, 2694, 2701, 2702, 2703 – Referred from Speaker's desk to the following committees: 2678 – Business, Labor and Consumer Affairs; 2641 – Government Efficiency; 2643, 2644, 2652, 2655, 2668, 2671, 2689 – Health and Public Advocacy; 2645 – Health and Public Advocacy with subsequent referral to Ways and Means; 2658, 2663, 2664, 2665, 2667 – Judiciary; 2574, 2642, 2650, 2651, 2666, 2674, 2679, 2694, 2701, 2702, 2703 – Rules, Redistricting and Public Affairs; 2639, 2670, 2676, 2677, 2690, 2691, 2692 – School Funding and Tax Fairness/Revenue; 2680 – Smart Growth and Commerce; 2675 – Stream Restoration and Species Recovery; 2657, 2681 – Transportation; 2688 – Ways and Means.

HB 2101, 2106, 2282 – Read second time and passed to third reading.

HB 2234 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 59; Nays, 1 – Close. Bill passed.

HB 2338 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 60. Bill passed.

HB 2030 – Read third time. Carried by Bates. On passage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Hill. Bill passed.

HB 2092 (A-Engrossed) – Read third time. Carried by Williams.

Call of the House demanded by Williams, joined by Backlund, Witt, Zauner, Starr and Hayden. All present.

HB 2092 (A-Engrossed) – On passage of the bill the vote was: Yeas, 37; Nays, 23 – Ackerman, Barnhart, Bates, Beck, Bowman, Hansen, Kafoury, Leonard, Lowe, March, Merkley, Morrisette, Nelson, Nolan, Ringo, Rosenbaum, Shetterly, Tomei, Walker, C., Walker, V., Winters, Wirth, Witt. Bill passed.

HB 2132 – Read third time. Carried by Devlin. On passage of the bill the vote was: Yeas, 60. Bill passed.

HB 2138 – Read third time. Carried by Merkley. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Walker, V. Bill passed.

HB 2176 (A-Engrossed) – Read third time. Carried by Starr. On passage of the bill the vote was: Yeas, 60. Bill passed.

HB 2177 (A-Engrossed) – Read third time. Carried by Jenson. On passage of the bill the vote was: Yeas, 60. Bill passed.

SB 279, 283, 285 – Read first time and passed to Speaker's desk for referral.

SB 307 – Referred from Speaker's desk to Committee on Student Achievement and School Accountability.

HB 2092 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and Lowe allowed to change her vote from “nay” to “aye” on passage of bill.

House adjourned until 11:00 a.m., Wednesday, February 7, 2001 on motion of Jenson.

Wednesday, February 7, 2001 – Morning Session

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

Opening Ceremony presented by Pastor Russell Blake, Tigard Covenant Church, Tigard.

SB 44, 276, 311 – Message from the Senate announcing passage.

HJR 17, 19, 20, 21 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

HB 2047 – Report by Committee on Agriculture and Forestry recommending passage with amendments and be printed engrossed. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2075 – Report by Committee on Smart Growth and Commerce recommending passage.

HB 2157 – Report by Committee on Agriculture and Forestry recommending passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2158 – Report by Committee on Agriculture and Forestry recommending passage.

HB 2159 – Report by Committee on Agriculture and Forestry recommending passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2160 – Report by Committee on Agriculture and Forestry recommending passage.

HB 2161 – Report by Committee on Agriculture and Forestry recommending passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2186 – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

HB 2188 – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

HB 2191 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

HB 2194 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

HB 2195 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

HB 2388 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2433 – Report by Committee on Smart Growth and Commerce recommending passage.

HB 2613 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 2614 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

SB 424 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 2768, 2769, 2770, 2771, 2775, 2780, 2781, 2782, 2783, 2784, 2785, 2786, 2787, 2788, 2789, 2790, 2791, 2802 – Read first time and passed to Speaker's desk for referral.

HB 2638, 2656, 2659, 2660, 2661, 2662, 2669, 2686, 2693, 2695, 2696, 2697, 2698, 2699, 2704, 2706, 2707, 2708, 2715 – Referred from Speaker's desk to the following committees: 2659 – Advancing E-Government; 2669, 2696 – Business, Labor and Consumer Affairs; 2656, 2660, 2661 – Government Efficiency; 2707 – Health and Public Advocacy; 2686, 2695 – Judiciary; 2706 – Rules, Redistricting and Public Affairs; 2704 – School Funding and Tax Fairness/Revenue; 2638 – Smart Growth and Commerce; 2693 – Smart Growth and Commerce with subsequent referral to School Funding and Tax Fairness/Revenue; 2708 – Student Achievement and School Accountability; 2697 – Student Achievement and School Accountability with subsequent referral to School Funding and Tax Fairness/Revenue; 2662 –

Transportation; 2698, 2715 – Water and Environment; 2699 – Ways and Means.

HB 2037, 2354, 2361, 2392, 2425, 2457 – Read second time and passed to third reading.

HB 2101 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 60. Bill passed.

HB 2106 – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 59; Nays, 1 – Tomei. Bill passed.

HB 2282 – Read third time. Carried by Witt. On passage of the bill the vote was: Yeas, 60. Bill passed.

SB 44, 276, 311 – Read first time and passed to Speaker's desk for referral.

SB 287, 289, 308, 309, 429 – Referred from Speaker's desk to the following committees: 308, 309 – Agriculture and Forestry; 287 – Health and Public Advocacy; 289, 429 – Judiciary.

SB 428 – Read second time and passed to third reading.

HB 2106 – By unanimous consent, on request of Minnis, rules suspended and Tomei allowed to change her vote from “nay” to “aye” on passage of bill.

HB 2192 – In compliance with House Rule 4.05, subsection (3), bill removed from Consent Calendar at the request of Gardner, Devlin, Verger and Hansen, and placed in its proper order on the Third Reading Calendar.

House adjourned until 11:00 a.m., Thursday, February 8, 2001 on motion of Jenson.

Thursday, February 8, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 1 – Walker, V.

Opening Ceremony presented by Pastor Arnold Abel, Emanuel Lutheran Church, Albany.

SB 165, 329 – Message from the Senate announcing passage.

HJR 26 – Introduced, read and passed to Speaker's desk for referral.

HJR 24 – Report by Committee on Rules, Redistricting and Public Affairs recommending adoption.

HJR 24 – By unanimous consent, on request of Chair, rules suspended and resolution made a Special Order of Business immediately following the order of business of Special Committee Reports on Friday's, February 9, 2001 Calendar.

HB 2792, 2793, 2794, 2795, 2796, 2797, 2798, 2799, 2800, 2801, 2803, 2804, 2805, 2809 – Read first time and passed to Speaker's desk for referral.

HB 2649, 2672, 2682, 2687, 2700, 2709, 2710, 2711, 2712, 2713, 2714, 2716, 2717, 2718, 2802 – Referred from Speaker's desk to the following committees: 2649 – Advancing E-Government; 2672 – Business, Labor and Consumer Affairs; 2687, 2700, 2709, 2710 – Judiciary; 2802 – Rules, Redistricting and Public Affairs; 2716, 2717, 2718 – School Funding and Tax Fairness/Revenue; 2711 – Stream Restoration and Species Recovery; 2682 – Student Achievement and School Accountability; 2712, 2714 – Water and Environment; 2713 – Water and Environment with subsequent referral to Ways and Means.

HB 2028, 2075, 2158, 2160, 2186, 2188, 2189, 2192, 2433, 2613, 2614 – Read second time and passed to third reading.

HB 2354 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Walker, V. Bill passed.

HB 2037 (A-Engrossed) – Read third time. Carried by Kropf.

Potential conflict of interest declared by Kropf.

Potential conflict of interest declared by Doyle.

HB 2037 (A-Engrossed) – On passage of the bill the vote was: Yeas, 59; Excused, 1 – Walker, V. Bill passed.

HB 2361 – Read third time. Carried by Lowe.

Wilson in Chair.

HB 2361 – On passage of the bill the vote was: Yeas, 59; Excused, 1 – Walker, V. Bill passed.

HB 2392 – Read third time. Carried by Bowman. On passage of the bill the vote was: Yeas, 58; Nays, 1 – Jenson; Excused, 1 – Walker, V. Bill passed.

HB 2425 – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Walker, V. Bill passed.

HB 2457 – Read third time. Carried by Smith, P. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Walker, V. Bill passed.

SB 165, 329 – Read first time and passed to Speaker's desk for referral.

SB 424 – Read second time and passed to third reading.

SB 428 – Read third time. Carried by Kafoury. On passage of the bill the vote was: Yeas, 54; Nays, 5 – Close, Hayden, Knopp, Smith G., Smith P.; Excused, 1 – Walker, V. Bill passed.

House adjourned until 11:00 a.m., Friday, February 9, 2001 on motion of Jenson.

Friday, February 9, 2001 – Morning Session

House convened at 11:00 a.m. Speaker in Chair. All present except: Excused, 1 – Beck; Excused for business of the House, 1 – Westlund.

Moment of silence observed.

HJR 27 – Introduced, read and passed to Speaker's desk for referral.

HB 2102 – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

HB 2133 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 2135 – Report by Committee on Transportation recommending passage.

HB 2241 – Report by Committee on Health and Public Advocacy recommending passage.

HB 2248 – Report by Committee on Health and Public Advocacy recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2251 – Report by Committee on Health and Public Advocacy recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 2270 – Report by Committee on Smart Growth and Commerce without recommendation as to passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

SB 2 (A-Engrossed) – Report by Committee on Transportation recommending passage.

HJR 24 – Read second time as a Special Order of Business. Carried by March. On adoption of the resolution the vote was: Yeas, 58; Excused, 1 – Beck; Excused for business of the House, 1 – Westlund. Resolution adopted.

HB 2806, 2807, 2808, 2810, 2811, 2812, 2813, 2814, 2815, 2817, 2818, 2819, 2820 – Read first time and passed to Speaker's desk for referral.

HB 2719, 2720, 2721, 2722, 2723, 2724, 2725, 2726, 2727, 2728, 2729, 2730, 2731, 2732, 2733, 2734, 2736, 2737, 2738, 2739, 2740, 2741, 2742, 2743, 2744, 2746 – Referred from Speaker's desk to the following committees: 2727 – Advancing E-Government; 2726, 2728, 2737, 2744 – Business, Labor and Consumer Affairs; 2720, 2721, 2722, 2734, 2743, 2746 – Government Efficiency; 2719, 2723 – Government Efficiency with subsequent referral to Ways and Means; 2736 – Health and Public Advocacy with subsequent referral to Ways and Means; 2731, 2738, 2739 – Judiciary; 2730 – School Funding and Tax Fairness/Revenue; 2729 – Smart Growth and Commerce with subsequent referral to School Funding and Tax Fairness/Revenue; 2724 – Student Achievement and School Accountability; 2725, 2740, 2741, 2742 – Transportation with subsequent referral to Ways and Means; 2732, 2733 – Water and Environment.

HB 2191, 2194, 2195, 2388 – Read second time and passed to third reading.

HB 2028 (A-Engrossed) – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Beck. Bill passed.

HB 2075 – Read third time. Carried by Monnes Anderson.

Speaker Pro Tempore in Chair.

HB 2075 – On passage of the bill the vote was: Yeas, 57; Nays, 2 – Close, Wilson; Excused, 1 – Beck. Bill passed.

Close requested the following explanation of her vote be entered in the Journal:

“I want to add to this debate the idea that we are not so much debating whether there is a need for low-income people to receive help with their electric bills. Certainly many people occasionally need help in paying bills.

“The question for me is, should we mandate that ratepayers have to pay this (surcharge). In my view, it is best done through charitable voluntary contribution and not through government mandates. Many churches and non-profit organizations provide assistance through the voluntary contributions of their members. People want to help. They don't want to be forced to help. It's a matter of choice and their own conscience.

“I voted for SB 1149 (1999 session) but I objected to this portion of the bill. It was an add-on that many of us felt forced to support. Please consider this aspect of the bill.”

HB 2158 – Read third time. Carried by Hopson. On passage of the bill the vote was: Yeas, 58; Nays, 1 – Hill; Excused, 1 – Beck. Bill passed.

HB 2160 – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 58; Excused, 1 – Beck; Excused for business of the House, 1 – Starr. Bill passed.

HB 2186 – Read third time. Carried by Merkley.

Potential conflict of interest declared by Knopp.

HB 2186 – On passage of the bill the vote was: Yeas, 57; Nays, 1 – Krummel; Excused, 1 – Beck; Excused for business of the House, 1 – Starr. Bill passed.

HB 2188 – Read third time. Carried by Zauner.

Potential conflict of interest declared by Knopp.

HB 2188 – On passage of the bill the vote was: Yeas, 58; Excused, 1 – Beck; Excused for business of the House, 1 – Starr. Bill passed.

HB 2189 (A-Engrossed) – Read third time. Carried by Nelson.

Potential conflict of interest declared by Knopp.

HB 2189 (A-Engrossed) – On passage of the bill the vote was: Yeas, 57; Nays, 1 – Jenson; Excused, 1 – Beck; Excused for business of the House, 1 – Starr. Bill passed.

HB 2192 (A-Engrossed) – Read third time. Carried by Knopp. On passage of the bill the vote was: Yeas, 52; Nays, 6 – Bowman, Devlin, Gardner, Hansen, Lowe, Westlund; Excused, 1 – Beck; Excused for business of the House, 1 – Starr. Bill passed.

HB 2433, 2613, 2614 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Monday's, February 12, 2001 Calendar.

SB 424 – By unanimous consent, on request of Chair, rules suspended and bill remaining on today's Third Reading of Senate Bills carried over and placed in its proper order on Monday's, February 12, 2001 Calendar.

Speaker announced appointment of members to the following committee:

LEGISLATIVE COUNCIL COMMITTEE – Williams, Chair; Ackerman, Kropf (alternate), Schrader, Simmons, Walker, C., Wilson.

House adjourned until 11:00 a.m., Monday, February 12, 2001 on motion of Jensen.

Monday, February 12, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 3 – Butler, Krieger, Walker, C.

Opening Ceremony presented by Grant Ballet Folklorico, Grant Community School, directed by Eric Swenson, Salem.

Speaker in Chair.

HJR 28 – Introduced, read and passed to Speaker's desk for referral.

HJR 22, 23, 25 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

HB 2029 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2031 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2051 – Report by Committee on Agriculture and Forestry recommending passage with amendments and be printed engrossed.

HB 2119 – Report by Committee on Government Efficiency recommending passage.

HB 2122 – Report by Committee on Government Efficiency recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2168 – Report by Committee on Health and Public Advocacy recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2178 – Report by Committee on Transportation recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2185 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 2193 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2230 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments, be printed engrossed, subsequent referral to Committee on Ways and Means be rescinded and be placed on Consent Calendar. Subsequent referral to Committee on Ways and Means rescinded by order of the Speaker.

HB 2254 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

HB 2255 – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

HB 2276 – Report by Committee on School Funding and Tax Fairness/Revenue without recommendation as to passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2278 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2397 – Report by Committee on Health and Public Advocacy without recommendation as to passage and be referred to Committee on Judiciary. Bill referred to Committee on Judiciary by order of the Speaker.

HB 2398 – Report by Committee on Health and Public Advocacy without recommendation as to passage and be referred to Committee on Judiciary. Bill referred to Committee on Judiciary by order of the Speaker.

HB 2400 – Report by Committee on Health and Public Advocacy without recommendation as to passage and be referred to Committee on Judiciary. Bill referred to Committee on Judiciary by order of the Speaker.

HB 2405 – Report by Committee on Health and Public Advocacy without recommendation as to passage, be referred to Committee on Judiciary and then subsequent referral to Committee on Ways and Means by prior reference. Bill referred to Committee on Judiciary by order of the Speaker.

HB 2483 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed.

HB 2588 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and subsequent referral to Committee on School Funding and Tax Fairness/Revenue be rescinded. Subsequent referral to Committee on School Funding and Tax Fairness/Revenue rescinded by order of the Speaker.

HB 2612 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HJR 9 – Report by Committee on Judiciary without recommendation as to adoption and be referred to Committee on Rules, Redistricting and Public Affairs. Resolution referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 2705, 2816, 2821, 2822, 2823, 2824, 2825, 2826, 2828, 2829, 2830 – Read first time and passed to Speaker's desk for referral.

HB 2685, 2735, 2745, 2747, 2748, 2749, 2750, 2751, 2752, 2753, 2754, 2755, 2756, 2757, 2758, 2759, 2760, 2761, 2762, 2763, 2764, 2767, 2769, 2776, 2777, 2778, 2780, 2782, 2783, 2785, 2786, 2787, 2788 – Referred from Speaker's desk to the following committees: 2776 – Agriculture and Forestry; 2747, 2749, 2759, 2760, 2767, 2786 – Business, Labor and Consumer Affairs; 2763 – Health and Public Advocacy; 2685, 2750, 2769, 2787 – Judiciary; 2754, 2755, 2756, 2757, 2758, 2761, 2762, 2785 – Rules, Redistricting and Public Affairs; 2745, 2777, 2778, 2780 – School Funding and Tax Fairness/Revenue; 2735, 2764 – Smart Growth and Commerce; 2748 – Smart Growth and Commerce with subsequent referral to School Funding and Tax Fairness/Revenue; 2788 – Stream Restoration and Species Recovery; 2751, 2752 – Student Achievement and School Accountability; 2782, 2783 – Student Achievement and School Accountability with subsequent referral to Ways and Means; 2753 – Water and Environment with subsequent referral to Ways and Means.

HB 2102, 2135, 2241 – Read second time and passed to third reading.

HB 2191 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Absent, 1 – Schrader; Excused, 3 – Butler, Krieger, Walker, C. Bill passed.

HB 2194 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Absent, 1 – Schrader; Excused, 3 – Butler, Krieger, Walker, C. Bill passed.

HB 2195 – Read third time under Consent Calendar.

In compliance with House Rule 3.15, subsection (6), oral roll call vote ordered by the Speaker.

HB 2195 – On passage of the bill the vote was: Yeas, 57; Excused, 3 – Butler, Krieger, Walker, C. Bill passed.

HB 2433 – Read third time. Carried by Garrard.

Potential conflict of interest declared by King.

Potential conflict of interest declared by Verger.

HB 2433 – On passage of the bill the vote was: Yeas, 55; Absent, 1 – Patridge; Excused, 3 – Butler, Krieger, Walker, C.; Excused for business of the House, 1 – Starr. Bill passed.

HB 2613 – Read third time. Carried by Carlson. On passage of the bill the vote was: Yeas, 55; Absent, 1 – Patridge; Excused, 3 – Butler, Krieger, Walker, C.; Excused for business of the House, 1 – Starr. Bill passed.

HB 2614 – Read third time. Carried by Brown. On passage of the bill the vote was: Yeas, 56; Excused, 3 – Butler, Krieger, Walker, C.; Excused for business of the House, 1 – Starr. Bill passed.

HB 2388 (A-Engrossed) – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 56; Excused, 3 – Butler, Krieger, Walker, C.; Excused for business of the House, 1 – Starr. Bill passed.

SB 44, 201, 215, 240, 253, 264, 279, 285, 313, 317, 367, 372, 385, 409, 410, 422, 426, 431, 432 – Referred from Speaker's desk to the following committees: 367 – Advancing E-Government; 313 – Agriculture and Forestry; 240 – Business, Labor and Consumer Affairs; 285, 372 – Government Efficiency; 44, 385, 409, 410, 431 – Health and Public Advocacy; 215 – Rules, Redistricting and Public Affairs; 279, 422, 426 – School Funding and Tax Fairness/Revenue; 253, 264 – Student Achievement and School Accountability; 201, 317, 432 – Transportation.

SB 2 – Read second time and passed to third reading.

SB 424 – Read third time. Carried by Bates. On passage of the bill the vote was: Yeas, 55; Absent, 1 – Wirth; Excused, 3 – Butler, Krieger, Walker, C.; Excused for business of the House, 1 – Starr. Bill passed.

House adjourned until 11:15 a.m., Tuesday, February 13, 2001 on motion of Jensen.

Tuesday, February 13, 2001 – Morning Session

House convened at 11:15 a.m. Speaker in Chair. All present except: Excused, 1 – Butler; Excused for business of the House, 1 – Bowman.

Moment of silence observed.

SB 122, 302, 306, 336, 368, HB 2130 – Message from the Senate announcing passage.

HJR 29, 30, 31 – Introduced, read and passed to Speaker's desk for referral.

HB 2125 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2141 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 2162 – Report by Committee on Agriculture and Forestry recommending passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2165 – Report by Committee on Agriculture and Forestry recommending passage and be referred to Committee

on School Funding and Tax Fairness/Revenue. Bill referred to Committee on School Funding and Tax Fairness/Revenue by order of the Speaker.

HB 2206 – Report by Committee on Agriculture and Forestry recommending passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2232 – Report by Committee on Advancing E-Government recommending passage with amendments and be printed engrossed.

HB 2340 – Report by Committee on Judiciary recommending passage.

HB 2366 – Report by Committee on Judiciary recommending passage.

HB 2368 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2377 – Report by Committee on Judiciary recommending passage.

HB 2391 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2410 – Report by Committee on Judiciary recommending passage.

HB 2462 – Report by Committee on Student Achievement and School Accountability recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2831, 2832, 2833, 2834, 2835, 2836, 2837, 2838, 2839, 2840, 2841, 2842, 2843, 2844 – Read first time and passed to Speaker's desk for referral.

HB 2765, 2766, 2772, 2774, 2779 – Referred from Speaker's desk to the following committees: 2766 – Health and Public Advocacy; 2774 – Judiciary; 2772, 2779 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 2765 – Student Achievement and School Accountability.

HB 2119, 2133, 2248, 2255, 2588 – Read second time and passed to third reading.

HB 2102 – Read third time. Carried by Zauner. On passage of the bill the vote was: Yeas, 50; Excused, 1 – Butler; Excused for business of the House, 9 – Ackerman, Backlund, Bowman, Krieger, Ringo, Shetterly, Walker, C., Walker, V., Williams. Bill passed.

HB 2135 – Read third time. Carried by Zauner. On passage of the bill the vote was: Yeas, 48; Nays, 1 – Hill; Excused, 1 – Butler; Excused for business of the House, 10 – Ackerman, Backlund, Bowman, Krieger, Lowe, Ringo, Shetterly, Walker, C., Walker, V., Williams. Bill passed.

HB 2241 – Read third time. Carried by Monnes Anderson.

Patridge in Chair.

HB 2241 – On passage of the bill the vote was: Yeas, 48; Excused, 1 – Butler; Excused for business of the House, 11 – Ackerman, Backlund, Bowman, Krieger, Lowe, Ringo, Shetterly, Walker, C., Walker, V., Williams, Wilson. Bill passed.

SB 122, 302, 306, 336, 368 – Read first time and passed to Speaker's desk for referral.

SB 283 – Referred from Speaker's desk to the Committee on Government Efficiency.

SB 2 (A-Engrossed) – Read third time. Carried by Kropf. On passage of the bill the vote was: Yeas, 47; Nays, 1 – Kruse; Excused, 1 – Butler; Excused for business of the House, 11 – Ackerman, Backlund, Bowman, Krieger, Lowe, Ringo, Shetterly, Walker, C., Walker, V., Williams, Wilson. Bill passed.

HB 2193 – In compliance with House Rule 4.05, subsection (3), bill removed from Consent Calendar at the request of Knopp, Rosenbaum, Zauner and Walker, V., and placed in its proper order on the Third Reading Calendar.

House adjourned until 11:15 a.m., Wednesday, February 14, 2001 on motion of Jenson.

Wednesday, February 14, 2001 – Morning Session

House convened at 11:15 a.m. Speaker in Chair. All present except: Excused, 2 – Butler, Leonard.

Opening Ceremony presented by Chaplain Frank Carpenter, Hillsboro.

SB 184, 214, 245, 258, 278, 320 – Message from the Senate announcing passage.

HJR 26 – Referred from Speaker's desk to the Committee on School Funding and Tax Fairness/Revenue.

HB 5004 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5018 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5034 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2121 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2262 – Report by Committee on Transportation recommending passage.

HB 2281 – Report by Committee on Smart Growth and Commerce recommending passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2601 – Report by Committee on Water and Environment recommending passage.

HJM 4 – Report by Committee on Stream Restoration and Species Recovery recommending adoption with amendments and be printed engrossed.

HB 2001, 2827, 2845, 2846, 2847, 2854 – Read first time and passed to Speaker's desk for referral.

HB 2001, 2768, 2770, 2771, 2775, 2784, 2789, 2790, 2791, 2792, 2793, 2794, 2795, 2796, 2797, 2799, 2801, 2803, 2804, 2805, 2809 – Referred from Speaker's desk to the following committees: 2791 – Advancing E-Government; 2768 – Advancing E-Government with subsequent referral to School Funding and Tax Fairness/Revenue; 2775, 2784, 2792, 2793 – Business, Labor and Consumer Affairs; 2770, 2771, 2801, 2809 – Judiciary; 2001, 2803 – Rules, Redistricting and Public Affairs; 2797 – School Funding and Tax Fairness/Revenue; 2794 – Smart Growth and Commerce; 2805 – Student Achievement and School Accountability; 2789, 2790, 2795, 2799, 2804 – Water and Environment; 2796 – Ways and Means.

HB 2029, 2031, 2051, 2122, 2185, 2193, 2230, 2254, 2278, 2340, 2366, 2377, 2410, 2483, 2612 – Read second time and passed to third reading.

HB 2248 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Absent, 1 – Close; Excused, 2 – Butler, Leonard. Bill passed.

HB 2119 – Read third time. Carried by March. On passage of the bill the vote was: Yeas, 56; Nays, 1 – Schrader; Absent, 1 – Close; Excused, 2 – Butler, Leonard. Bill passed.

HB 2133 (A-Engrossed) – Read third time. Carried by Devlin.

Wilson in Chair.

HB 2133 (A-Engrossed) – On passage of the bill the vote was: Yeas, 47; Nays, 11 – Barnhart, Close, Hayden, Johnson, Knopp, Kruse, Ringo, Schrader, Smith, G., Smith, T., Witt; Excused, 2 – Butler, Leonard. Bill passed.

HB 2255 – Read third time. Carried by Merkley.

Potential conflict of interest declared by Knopp.

HB 2255 – On passage of the bill the vote was: Yeas, 51; Nays, 7 – Backlund, Brown, Garrard, Krieger, Nelson, Smith, T., Zauner; Excused, 2 – Butler, Leonard. Bill passed.

HB 2588 – Read third time. Carried by Nelson. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Butler, Leonard. Bill passed.

SB 184, 214, 245, 258, 278, 320 – Read first time and passed to Speaker's desk for referral.

SB 165, 276, 311, 329 – Referred from Speaker's desk to the following committees: 311 – Agriculture and Forestry; 165 – Judiciary; 329 – School Funding and Tax Fairness/Revenue; 276 – Transportation.

House adjourned until 11:00 a.m., Thursday, February 15, 2001 on motion of Jenson.

Thursday, February 15, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 2 – Kafoury, Leonard; Excused for business of the House, 2 – Bates, Kruse.

Opening Ceremony presented by Pastor Jeff Hicks, Southwest Church of Christ, Tigard.

Courtesies of House and floor were extended to Monroe Sweetland, former Representative from District 7.

SB 425, 123, 185, 323, 328, 330, HB 2205, 2221, 2274, 2271 – Message from the Senate announcing passage.

HJR 27, 28 – Referred from Speaker's desk to the following committees: 28 – Judiciary; 27 – Rules, Redistricting and Public Affairs.

HB 2134 – Report by Committee on Transportation recommending passage.

HB 2157 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 2245 – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

HB 2303 – Report by Committee on Transportation recommending passage and be placed on Consent Calendar.

HB 2696 – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

SB 186 – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

SJR 8 – Report by Committee on Health and Public Advocacy recommending adoption.

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

HB 2848, 2849, 2850, 2851, 2852, 2853, 2855, 2856, 2857, 2858, 2859, 2860, 2861, 2862 – Read first time and passed to Speaker's desk for referral.

HB 2773, 2781, 2798, 2800, 2806, 2807, 2808, 2810, 2811, 2812, 2813, 2814, 2815, 2816, 2817, 2818, 2819, 2820 – Referred from Speaker's desk to the following committees: 2800, 2807 – Business, Labor and Consumer Affairs; 2773, 2813, 2814 – Health and Public Advocacy; 2817 – Judiciary; 2816 – Smart Growth and Commerce; 2781, 2806, 2815, 2820 – Student Achievement and School Accountability; 2798, 2808, 2818 – Transportation; 2819 – Transportation with subsequent referral to Ways and Means; 2810, 2811, 2812 – Ways and Means.

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

HB 2125, 2141, 2232, 2262, 2368, 2391, 2601 – Read second time and passed to third reading.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Consent Calendar.

HB 2122 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Kafoury, Leonard; Excused for business of the House, 2 – Bates, Kruse. Bill passed.

HB 2230 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 55; Absent, 1 – Monnes Anderson; Excused, 2 – Kafoury, Leonard; Excused for business of the House, 2 – Bates, Kruse. Bill passed.

HB 2254 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Kafoury, Leonard; Excused for business of the House, 2 – Bates, Kruse. Bill passed.

SJR 8 – By unanimous consent, on request of Chair, rules suspended to permit second reading and final consideration immediately.

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

SJR 8 – Read second time. Carried by Bowman. On adoption of the resolution the vote was: Yeas, 56; Excused, 2 – Kafoury, Leonard; Excused for business of the House, 2 – Bates, Kruse. Resolution adopted.

HB 2029 (A-Engrossed) – Read third time. Carried by Beck. On passage of the bill the vote was: Yeas, 53; Nays, 3 – Krummel, Smith, P., Smith, T.; Excused, 2 – Kafoury, Leonard; Excused for business of the House, 2 – Bates, Kruse. Bill passed.

HB 2031 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Friday's, February 16, 2001 Calendar.

HB 2051 (A-Engrossed) – Read third time. Carried by Kropf.

Potential conflict of interest declared by Kropf.

Potential conflict of interest declared by Doyle.

HB 2051 (A-Engrossed) – On passage of the bill the vote was: Yeas, 56; Excused, 2 – Kafoury, Leonard; Excused for business of the House, 2 – Bates, Kruse. Bill passed.

HB 2185 (A-Engrossed) – Read third time. Carried by Rosenbaum.

Potential conflict of interest declared by Knopp.

HB 2185 (A-Engrossed) – On passage of the bill the vote was: Yeas, 56; Excused, 2 – Kafoury, Leonard; Excused for business of the House, 2 – Bates, Kruse. Bill passed.

HB 2193 (A-Engrossed) – Read third time. Knopp moved bill be rereferred to Committee on Business, Labor and Consumer Affairs. Motion carried on viva voce vote. Bill rereferred.

HB 2278 (A-Engrossed) – Read third time. Carried by Witt. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Kafoury, Leonard; Excused for business of the House, 2 – Bates, Kruse. Bill passed.

HB 2340 – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Kafoury, Leonard; Excused for business of the House, 2 – Bates, Kruse. Bill passed.

HB 2366 – Read third time. Carried by Walker, C. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Kafoury, Leonard; Excused for business of the House, 2 – Bates, Kruse. Bill passed.

HB 2377 – Read third time. Carried by Bowman. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Kafoury, Leonard; Excused for business of the House, 2 – Bates, Kruse. Bill passed.

HB 2410 – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Kafoury, Leonard; Excused for business of the House, 2 – Bates, Kruse. Bill passed.

HB 2483 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Monday's, February 19, 2001 Calendar.

HB 2612 (A-Engrossed) – Read third time. Carried by Hass. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Kafoury, Leonard; Excused for business of the House, 2 – Bates, Kruse. Bill passed.

SB 123, 185, 323, 328, 330, 425 – Read first time and passed to Speaker's desk for referral.

HB 2230 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and Monnes Anderson allowed to be recorded as voting "aye" on passage of bill.

House adjourned until 11:00 a.m., Friday, February 16, 2001 on motion of Jensen.

Friday, February 16, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 9 – Beck, Bowman, Johnson, Kafoury, King, Leonard, Schrader, Tomei, Verger.

Speaker in Chair.

Opening Ceremony presented by A Cappella Choir, Rex Putnam High School, directed by John Baker, Portland.

SB 69, 404, 408 – Message from the Senate announcing passage.

SJR 3 – Message from the Senate announcing President signed.

HB 2208 – Report by Committee on Agriculture and Forestry without recommendation as to passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2376 – Report by Committee on Judiciary recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2455 – Report by Committee on Stream Restoration and Species Recovery recommending passage.

HB 2722 – Report by Committee on Government Efficiency recommending passage and be placed on Consent Calendar.

HB 2863, 2864, 2865, 2866, 2867, 2868, 2869, 2870, 2873 – Read first time and passed to Speaker's desk for referral.

HB 2705, 2821, 2822, 2823, 2824, 2825, 2826, 2828, 2829, 2830 – Referred from Speaker's desk to the following committees: 2823 – Judiciary; 2825 – Rules, Redistricting and Public Affairs; 2821, 2824, 2829, 2830 – Smart Growth and Commerce; 2828 – Smart Growth and Commerce with subsequent referral to Ways and Means; 2822 – Student Achievement and School Accountability; 2705 – Transportation; 2826 – Transportation with subsequent referral to School Funding and Tax Fairness/Revenue.

HB 5004, 5018, 5034, 2134, 2157, 2245, 2696 – Read second time and passed to third reading.

HB 2031 (A-Engrossed) – Read third time. Carried by Bates.

Wilson in Chair.

HB 2031 (A-Engrossed) – On passage of the bill the vote was: Yeas, 50; Excused, 9 – Beck, Bowman, Johnson, Kafoury, King, Leonard, Schrader, Tomei, Verger; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

HB 2125 (A-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 50; Nays, 1 – Hayden; Excused, 9 – Beck, Bowman, Johnson, Kafoury, King, Leonard, Schrader, Tomei, Verger. Bill passed.

HB 2141 (A-Engrossed) – Read third time. Carried by Devlin. On passage of the bill the vote was: Yeas, 51; Excused, 9 – Beck, Bowman, Johnson, Kafoury, King, Leonard, Schrader, Tomei, Verger. Bill passed.

HB 2232 (A-Engrossed) – Read third time. Carried by Hill. On passage of the bill the vote was: Yeas, 51; Excused, 9 – Beck, Bowman, Johnson, Kafoury, King, Leonard, Schrader, Tomei, Verger. Bill passed.

HB 2262 – Read third time. Carried by Devlin. On passage of the bill the vote was: Yeas, 50; Nays, 1 – Hayden; Excused, 9 – Beck, Bowman, Johnson, Kafoury, King, Leonard, Schrader, Tomei, Verger. Bill passed.

HB 2368 (A-Engrossed) – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 51; Excused, 9 – Beck, Bowman, Johnson, Kafoury, King, Leonard, Schrader, Tomei, Verger. Bill passed.

HB 2391 (A-Engrossed) – Read third time. Carried by Ackerman. On passage of the bill the vote was: Yeas, 50; Nays, 1 – Westlund; Excused, 9 – Beck, Bowman, Johnson, Kafoury, King, Leonard, Schrader, Tomei, Verger. Bill passed.

HB 2601 – Read third time. Carried by Jenson. On passage of the bill the vote was: Yeas, 51; Excused, 9 – Beck, Bowman, Johnson, Kafoury, King, Leonard, Schrader, Tomei, Verger. Bill passed.

HJM 4 – By unanimous consent, on request of Chair, rules suspended and memorial taken from today's Final Reading of Memorials and Resolutions and placed in its proper order on Monday's, February 19, 2001 Calendar.

SB 69, 404, 408 – Read first time and passed to Speaker's desk for referral.

SB 185, 214 – Referred from Speaker's desk to the following committees: 185 – Rules, Redistricting and Public Affairs; 214 – Stream Restoration and Species Recovery.

SB 186 – Read second time and passed to third reading.

SJR 3 – Speaker signed.

House adjourned until 11:00 a.m., Monday, February 19, 2001 on motion of Jenson.

Monday, February 19, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 2 – Hansen, Smith, G.

Opening Ceremony presented by Bishop Robert Vasa, Roman Catholic Church of the Diocese of Baker, Baker.

Speaker in Chair.

SB 5535, 77, 160 – Message from the Senate announcing passage.

SB 428 – Message from the Senate announcing President signed.

HJR 32 – Introduced, read and passed to Speaker's desk for referral.

HJR 29, 30, 31 – Referred from Speaker's desk to the following committees: 29 – Rules, Redistricting and Public Affairs; 30, 31 – School Funding and Tax Fairness/Revenue.

HB 5002 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5011 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5028 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2105 – Report by Committee on Health and Public Advocacy recommending passage.

HB 2211 – Report by Committee on Smart Growth and Commerce recommending passage.

HB 2249 – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

HB 2460 – Report by Committee on Rules, Redistricting and Public Affairs without recommendation as to passage and be referred to Committee on Judiciary. Bill referred to Committee on Judiciary by order of the Speaker.

HB 2469 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 2573 – Report by Committee on Student Achievement and School Accountability recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 2746 – Report by Committee on Government Efficiency recommending passage.

HCR 3 – Report by Committee on Health and Public Advocacy recommending adoption.

SB 367 – Report by Committee on Advancing E-Government recommending passage and be placed on Consent Calendar.

HB 2871, 2872, 2874, 2881, 2882, 2883, 2884, 2885, 2886, 2887, 2888, 2889, 2890, 2941 – Read first time and passed to Speaker's desk for referral.

HB 2827, 2831, 2832, 2833, 2834, 2835, 2836, 2837, 2838, 2839, 2840, 2841, 2842, 2843, 2844, 2845, 2846, 2847, 2854 – Referred from Speaker's desk to the following committees: 2840, 2854 – Judiciary; 2847 – Rules, Redistricting and Public Affairs; 2831, 2845 – School Funding and Tax Fairness/Revenue; 2827 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 2836, 2841 – Smart Growth and Commerce; 2834, 2835 – Stream Restoration and Species Recovery; 2833, 2843 – Student Achievement and School Accountability; 2846 – Transportation; 2844 – Transportation with subsequent referral to School Funding and Tax Fairness/Revenue; 2838 – Transportation with subsequent referral to Ways and Means; 2837, 2839, 2842 – Water and Environment; 2832 – Ways and Means.

HB 2303, 2455 – Read second time and passed to third reading.

HB 2483 (A-Engrossed) – Read third time. Carried by Witt.

Previous question moved by Patridge, carried.

Call of the House demanded by Witt, joined by Butler, Gardner, Wilson, Minnis and Hill. All present except: Excused (not subject to Call), 2 – Hansen, Smith, G.

HB 2483 (A-Engrossed) – On passage of the bill the vote was: Yeas, 38; Nays, 20 – Barnhart, Bates, Beck, Bowman, Devlin, Gardner, Hass, Hopson, Johnson, Kafoury, Lee, Monnes Anderson, Nelson, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth; Excused, 2 – Hansen, Smith, G. Bill passed.

HB 5004, 5018, 5034, 2134, 2157, 2245, 2696 – By unanimous consent, on request of Speaker, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Tuesday's, February 20, 2001 Calendar.

HJM 4 – By unanimous consent, on request of Speaker, rules suspended and memorial remaining on today's Final Reading of Memorials and Resolutions carried over and placed in its proper order on Tuesday's, February 20, 2001 Calendar.

SB 5535, 77, 160 – Read first time and passed to Speaker's desk for referral.

SB 122, 184, 245, 258, 302, 306, 320, 336, 368 – Referred from Speaker's desk to the following committees: 184, 306, 320, 368 – Business, Labor and Consumer Affairs; 245 – Health and Public Advocacy; 122 – Judiciary; 336 – School Funding and Tax Fairness/Revenue; 302 – Stream Restoration and Species Recovery; 258 – Student Achievement and School Accountability.

SB 186 – By unanimous consent, on request of Speaker, rules suspended and bill remaining on today's Third Reading of Senate Bills carried over and placed in its proper order on Tuesday's, February 20, 2001 Calendar.

SB 428 – Speaker signed.

SJR 8 – Speaker signed.

House adjourned until 11:00 a.m., Tuesday, February 20, 2001 on motion of Jensen.

Tuesday, February 20, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 3 – Gardner, Hansen, King.

Opening Ceremony presented by McLoughlin Middle School Choir, directed by Sandy Baker, Milwaukie.

Courtesies of the House and floor were extended to Clayton C. Klein, Jr., former Representative from District 50.

SB 481, HB 2043, 2046, 2060 – Message from the Senate announcing passage.

- HCR 2 – Message from the Senate announcing adoption.
- SJR 8 – Message from the Senate announcing President signed.
- HB 2027 – Report by Committee on Business, Labor and Consumer Affairs without recommendation as to passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.
- HB 2136 – Report by Committee on Transportation recommending passage.
- HB 2226 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.
- HB 2247 – Report by Committee on Health and Public Advocacy recommending passage with amendments, be printed engrossed, subsequent referral to Committee on Ways and Means be rescinded and be placed on Consent Calendar. Subsequent referral to Committee on Ways and Means rescinded by order of the Speaker.
- HB 2331 – Report by Committee on Health and Public Advocacy recommending passage. Bill referred to Committee on Ways and Means by prior reference.
- HB 2352 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.
- HB 2355 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.
- HB 2375 – Report by Committee on Judiciary recommending passage.
- HB 2595 – Report by Committee on Student Achievement and School Accountability recommending passage. Bill referred to Committee on Ways and Means by prior reference.
- HB 2646 – Report by Committee on Judiciary recommending passage.
- HJR 6 – Report by Committee on Transportation recommending adoption.
- SB 74 – Report by Committee on Judiciary recommending passage.
- SB 240 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.
- HB 2875, 2876, 2877, 2878, 2879, 2880, 2891, 2892, 2893, 2894, 2895, 2896, 2897, 2898, 2899, 2967 – Read first time and passed to Speaker's desk for referral.
- HB 2848, 2849, 2850, 2851, 2852, 2853, 2855, 2856, 2857, 2858, 2859, 2860, 2861, 2862, 2863, 2864, 2865, 2866, 2867, 2868, 2869, 2870 – Referred from Speaker's desk to the following committees: 2857, 2867 – Business, Labor and Consumer Affairs; 2856, 2866 – Government Efficiency;
- 2850 – Government Efficiency with subsequent referral to Ways and Means; 2853, 2855, 2860, 2865 – Judiciary; 2849, 2859, 2864, 2868 – Rules, Redistricting and Public Affairs; 2848, 2863, 2869 – School Funding and Tax Fairness/Revenue; 2858 – Smart Growth and Commerce with subsequent referral to Ways and Means; 2862 – Stream Restoration and Species Recovery with subsequent referral to Ways and Means; 2851, 2861 – Student Achievement and School Accountability; 2870 – Transportation; 2852 – Ways and Means.
- HB 2105, 2211, 2722, 2746 – Read second time and passed to third reading.
- HB 2303 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Excused, 3 – Gardner, Hansen, King. Bill passed.
- HB 5004 (A-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 57; Excused, 3 – Gardner, Hansen, King. Bill passed.
- HB 5018 (A-Engrossed) – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 57; Excused, 3 – Gardner, Hansen, King. Bill passed.
- HB 5034 (A-Engrossed) – Read third time. Carried by Carlson. On passage of the bill the vote was: Yeas, 57; Excused, 3 – Gardner, Hansen, King. Bill passed.
- HB 2134 – Read third time. Carried by Rosenbaum.
- Potential conflict of interest declared by Verger.
- Potential conflict of interest declared by Winters.
- HB 2134 – On passage of the bill the vote was: Yeas, 57; Excused, 3 – Gardner, Hansen, King. Bill passed.
- HB 2157 – Read third time. Carried by Beck. On passage of the bill the vote was: Yeas, 57; Excused, 3 – Gardner, Hansen, King. Bill passed.
- HB 2245 – Read third time. Carried by Knopp. On passage of the bill the vote was: Yeas, 57; Excused, 3 – Gardner, Hansen, King. Bill passed.
- HB 2696 – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 56; Nays, 1 – Walker, C.; Excused, 3 – Gardner, Hansen, King. Bill passed.
- HB 2455 – Read third time. Carried by Wirth. On passage of the bill the vote was: Yeas, 57; Excused, 3 – Gardner, Hansen, King. Bill passed.
- HJM 4 (A-Engrossed) – Read second time. Carried by Leonard. On adoption of the memorial the vote was: Yeas, 56; Nays, 1 – Ringo; Excused, 3 – Gardner, Hansen, King. Memorial adopted.
- HCR 3 – Read second time. Carried by Kruse. On adoption of the resolution the vote was: Yeas, 57; Excused, 3 – Gardner, Hansen, King. Resolution adopted.
- SB 481 – Read first time and passed to Speaker's desk for referral.

SB 69, 123, 278, 323, 328, 330, 404, 408, 425 – Referred from Speaker's desk to the following committees: 404, 408 – Health and Public Advocacy; 69, 123 – Judiciary; 425 – School Funding and Tax Fairness/Revenue; 278 – Smart Growth and Commerce; 330 – Student Achievement and School Accountability; 323 – Transportation; 328 – Water and Environment.

SB 186 – Read third time. Carried by Leonard. On passage of the bill the vote was: Yeas, 56; Nays, 1 – Morgan; Excused, 3 – Gardner, Hansen, King. Bill passed.

HB 2130 – Speaker signed.

HB 2112 – In compliance with House Rule 9.01, subsection (5), bill sent for review by Committee on Advancing E-Government.

House adjourned until 11:00 a.m., Wednesday, February 21, 2001 on motion of Jenson.

Wednesday, February 21, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 12 – Bowman, Doyle, Hansen, Kafoury, Kropf, Leonard, Lowe, Morgan, Ringo, Rosenbaum, Williams, Wirth.

Opening Ceremony presented by Pastor Denny Hulbert, North Albany Baptist Church, Albany.

SB 189, 387, 391, HB 2233 – Message from the Senate announcing passage.

SJR 7 – Message from the Senate announcing adoption.

HJM 6, 7, 8, 9, HJR 33, 34 – Introduced, read and passed to Speaker's desk for referral.

SJR 7 – Read first time and passed to Speaker's desk for referral.

HB 2117 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

HB 2535 – Report by Committee on Smart Growth and Commerce recommending passage.

HB 2545 – Report by Committee on Government Efficiency recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 2557 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 2604 – Report by Committee on Agriculture and Forestry recommending passage with amendments and be printed engrossed.

HB 2606 – Report by Committee on Agriculture and Forestry recommending passage with amendments and be printed engrossed.

HB 2701 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SB 308 – Report by Committee on Agriculture and Forestry recommending passage and be placed on Consent Calendar.

SB 309 – Report by Committee on Agriculture and Forestry recommending passage and be placed on Consent Calendar.

SCR 1 – Report by Committee on Rules, Redistricting and Public Affairs recommending adoption.

HB 2018, 2900, 2901, 2902, 2903, 2904, 2905, 2906, 2907, 2908, 2910, 2911, 2912, 2913, 2914, 2915, 2916, 2925, 2926 – Read first time and passed to Speaker's desk for referral.

HB 5002, 5011, 5028, 2136, 2249, 2375, 2469, 2646 – Read second time and passed to third reading.

HB 2722 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 47; Absent, 1 – Krummel; Excused, 12 – Bowman, Doyle, Hansen, Kafoury, Kropf, Leonard, Lowe, Morgan, Ringo, Rosenbaum, Williams, Wirth. Bill passed.

HB 2105 – Read third time. Carried by Monnes Anderson. On passage of the bill the vote was: Yeas, 47; Absent, 1 – Krummel; Excused, 12 – Bowman, Doyle, Hansen, Kafoury, Kropf, Leonard, Lowe, Morgan, Ringo, Rosenbaum, Williams, Wirth. Bill passed.

HB 2211 – Read third time. Carried by Brown.

Potential conflict of interest declared by Verger.

Potential conflict of interest declared by Winters.

HB 2211 – On passage of the bill the vote was: Yeas, 48; Excused, 12 – Bowman, Doyle, Hansen, Kafoury, Kropf, Leonard, Lowe, Morgan, Ringo, Rosenbaum, Williams, Wirth. Bill passed.

HB 2746 – Read third time. Carried by Tomei. On passage of the bill the vote was: Yeas, 40; Nays, 7 – Butler, Close, Hill, Knopp, Smith, P., Starr, Winters; Excused, 12 – Bowman, Doyle, Hansen, Kafoury, Kropf, Leonard, Lowe, Morgan, Ringo, Rosenbaum, Williams, Wirth; Excused for business of the House, 1 – Schrader. Bill passed.

Close requested the following explanation of her vote be entered in the Journal:

"I joined six colleagues in voting No on HB 2746 because I agree that government must take the lead in submitting to mandates imposed upon our citizens. In this case, government vehicles should be subject to the highest standards of compliance to clean air standards."

HJR 6 – By unanimous consent, on request of Chair, rules suspended and resolution made a Special Order of Business immediately following the order of business of Special Committee Reports on Tuesday's, February 27, 2001 Calendar.

SB 189, 387, 391 – Read first time and passed to Speaker's desk for referral.

SB 74, 367 – Read second time and passed to third reading.

House adjourned until 11:00 a.m., Thursday, February 22, 2001 on motion of Jensen.

Thursday, February 22, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 3 – Hansen, Leonard, Schrader; Excused for business of the House, 1 – Bates.

Opening Ceremony presented by Pastor William Knopp, First Baptist Church, Corvallis.

Opening Ceremony presented by Representative Vicki Walker, District 41, North Eugene.

HB 2130 – Message from the Senate announcing President signed.

HJR 35 – Introduced, read and passed to Speaker's desk for referral.

HJR 32 – Referred from Speaker's desk to Committee on Business, Labor and Consumer Affairs.

HB 2111 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be referred to Committee on School Funding and Tax Fairness/Revenue. Bill referred to Committee on School Funding and Tax Fairness/Revenue by order of the Speaker.

HB 2220 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

HB 2308 – Report by Committee on Rules, Redistricting and Public Affairs without recommendation as to passage and be referred to Committee on Judiciary. Bill referred to Committee on Judiciary by order of the Speaker.

HB 2335 – Report by Committee on Rules, Redistricting and Public Affairs without recommendation as to passage and be referred to Committee on Judiciary. Bill referred to Committee on Judiciary by order of the Speaker.

HB 2369 – Report by Committee on Rules, Redistricting and Public Affairs without recommendation as to passage and be referred to Committee on Judiciary. Bill referred to Committee on Judiciary by order of the Speaker.

HB 2389 – Report by Committee on Rules, Redistricting and Public Affairs without recommendation as to passage and be referred to Committee on Judiciary. Bill referred to Committee on Judiciary by order of the Speaker.

HJM 3 – Report by Committee on Rules, Redistricting and Public Affairs without recommendation as to adoption and be referred to Committee on Judiciary. Memorial referred to Committee on Judiciary by order of the Speaker.

SB 422 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

SB 426 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 2002, 2004, 2005, 2006, 2007, 2008, 2009, 2009, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2027, 2028, 2029, 2030, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2042, 2043, 2044, 2045 – Read first time and passed to Speaker's desk for referral.

HB 2871, 2872, 2873, 2874, 2881, 2882, 2883, 2884, 2885, 2886, 2887, 2888, 2889, 2890, 2941, 2967 – Referred from Speaker's desk to the following committees: 2871 – Business, Labor and Consumer Affairs; 2873 – Health and Public Advocacy; 2874, 2882, 2887 – Judiciary; 2884, 2885 – Judiciary with subsequent referral to Ways and Means; 2941 – Smart Growth and Commerce; 2872 – Stream Restoration and Species Recovery with subsequent referral to Ways and Means; 2881 – Transportation; 2883, 2886, 2888, 2889, 2890, 2967 – Water and Environment.

HB 2002, 2004, 2005, 2006, 2008, 2018, 2875, 2876, 2877, 2878, 2879, 2880, 2891, 2892, 2893, 2894, 2895, 2896, 2897, 2898, 2899, 2900, 2902, 2903 – Referred from Speaker's desk to the following committees: 2875, 2891, 2892, 2898, 2899, 2900, 2902, 2903 – Business, Labor and Consumer Affairs; 2878 – Government Efficiency; 2895, 2896 – Health and Public Advocacy; 2018, 2894 – Health and Public Advocacy with subsequent referral to Ways and Means; 2008, 2880 – Judiciary; 2877 – Judiciary with subsequent referral to Ways and Means; 2002 – Rules, Redistricting and Public Affairs with subsequent referral to Ways and Means; 2879 – Smart Growth and Commerce; 2004, 2006 – Student Achievement and School Accountability; 2005, 2876 – School Funding and Tax Fairness/Revenue; 2897 – Transportation; 2893 – Water and Environment.

HB 2226, 2247, 2352, 2355, 2535, 2701 – Read second time and passed to third reading.

HB 2249 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Bowman; Excused, 3 – Hansen, Leonard, Schrader; Excused for business of the House, 1 – Bates. Bill passed.

SB 367 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Excused, 3 – Hansen, Leonard, Schrader; Excused for business of the House, 1 – Bates. Bill passed.

HB 5002 (A-Engrossed) – Read third time. Carried by Butler. On passage of the bill the vote was: Yeas, 54; Nays, 2 – Krummel, Tomei; Excused, 3 – Hansen, Leonard, Schrader; Excused for business of the House, 1 – Bates. Bill passed.

HB 5011 (A-Engrossed) – Read third time. Carried by Carlson. On passage of the bill the vote was: Yeas, 56; Excused, 3 – Hansen, Leonard, Schrader; Excused for business of the House, 1 – Bates. Bill passed.

HB 5028 (A-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 56; Excused, 3 – Hansen, Leonard, Schrader; Excused for business of the House, 1 – Bates. Bill passed.

HB 2136 – Read third time. Carried by Merkley.

Wilson in Chair.

HB 2136 – On passage of the bill the vote was: Yeas, 54; Nays, 1 – Jenson; Excused, 3 – Hansen, Leonard, Schrader; Excused for business of the House, 2 – Bates, Winters. Bill passed.

HB 2375 – Read third time. Carried by Backlund. On passage of the bill the vote was: Yeas, 55; Excused, 3 – Hansen, Leonard, Schrader; Excused for business of the House, 2 – Bates, Winters. Bill passed.

HB 2469 (A-Engrossed) – Read third time. Carried by Garrard.

Potential conflict of interest declared by Hayden.

Call of the House demanded by Hill, joined by Barnhart, Minnis, Butler, Gardner and Backlund. All present except: Excused (not subject to Call), 3 – Hansen, Leonard, Schrader; Excused for business of the House (subject to Call), 2 – Ringo, Winters.

By unanimous consent, on request of Hill, rules suspended to dispense with further proceedings under the Call of the House.

HB 2469 (A-Engrossed) – On passage of the bill the vote was: Yeas, 42; Nays, 13 – Bowman, Brown, Close, Hayden, Jenson, King, Minnis, Nolan, Shetterly, Smith, G., Smith, P., Williams, Witt; Excused, 3 – Hansen, Leonard, Schrader; Excused for business of the House, 2 – Ringo, Winters. Bill passed.

HB 2646 – Read third time. Carried by Krieger.

Potential conflict of interest declared by Minnis.

HB 2646 – On passage of the bill the vote was: Yeas, 53; Nays, 1 – Bowman; Excused, 3 – Hansen, Leonard, Schrader; Excused for business of the House, 3 – Bates, Ringo, Winters. Bill passed.

SCR 1 – By unanimous consent, on request of Chair, rules suspended and resolution remaining on today's Final Reading of Memorials and Resolutions carried over and placed in its proper order on Friday's, February 23, 2001 Calendar.

SB 5535, 77, 160 – Referred from Speaker's desk to the following committees: 77 – Judiciary; 160 – Student Achievement and School Accountability; 5535 – Ways and Means.

SB 481 – Referred from Speaker's desk to the Committee on Smart Growth and Commerce.

SB 240 – Read second time and passed to third reading.

SB 74 – By unanimous consent, on request of Chair, rules suspended and bill remaining on today's Third Reading of Senate Bills carried over and placed in its proper order on Friday's, February 23, 2001 Calendar.

House adjourned until 11:00 a.m., Friday, February 23, 2001 on motion of Jenson.

Friday, February 23, 2001 – Morning Session

House convened at 11:00 a.m. Speaker in Chair. All present except: Excused, 7 – Hansen, Hayden, Jenson, Lee, Leonard, Schrader, Williams.

Opening Ceremony presented by Reverend Ronald Williams, Bethel AME Church, Portland.

Opening Ceremony presented by St. Helens Elementary School Choir, Lewis and Clark Campus, directed by Doug Beisley, St. Helens.

SB 5502, 5531, 5544, 342, 371, 489 – Message from the Senate announcing passage.

SCR 2 – Message from the Senate announcing adoption.

SCR 2 – Read first time and passed to Speaker's desk for referral.

HB 2572 – Report by Committee on Smart Growth and Commerce recommending passage.

HB 2581 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

HB 2630 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 2682 – Report by Committee on Student Achievement and School Accountability recommending passage.

HB 2752 – Report by Committee on Student Achievement and School Accountability recommending passage.

HB 2778 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

SB 283 – Report by Committee on Government Efficiency recommending passage and be placed on Consent Calendar.

SB 285 (A-Engrossed) – Report by Committee on Government Efficiency recommending passage.

HB 2946, 2947, 2948, 2949, 2950, 2951, 2952, 2953, 2954, 2955, 2956, 2957, 2958, 2959, 2960, 2961 – Read first time and passed to Speaker's desk for referral.

HB 2117, 2557, 2604, 2606 – Read second time and passed to third reading.

HB 2226 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 53; Excused, 7 – Hansen, Hayden, Jenson, Lee, Leonard, Schrader, Williams. Bill passed.

HB 2247 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 53;

Excused, 7 – Hansen, Hayden, Jenson, Lee, Leonard, Schrader, Williams. Bill passed.

SB 240 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 53; Excused, 7 – Hansen, Hayden, Jenson, Lee, Leonard, Schrader, Williams. Bill passed.

HB 2352 (A-Engrossed) – Read third time. Carried by Shetterly.

Wilson in Chair.

HB 2352 (A-Engrossed) – On passage of the bill the vote was: Yeas, 53; Excused, 7 – Hansen, Hayden, Jenson, Lee, Leonard, Schrader, Williams. Bill passed.

HB 2355 (A-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 53; Excused, 7 – Hansen, Hayden, Jenson, Lee, Leonard, Schrader, Williams. Bill passed.

HB 2535 – Read third time. Carried by Krummel.

Speaker in Chair.

Call of the House demanded by Krummel, joined by Westlund, Krieger, Tomei, Lowe and Smith, G. All present except: Excused (not subject to Call), 7 – Hansen, Hayden, Jenson, Lee, Leonard, Schrader, Williams.

HB 2535 – On passage of the bill the vote was: Yeas, 32; Nays, 21 – Ackerman, Barnhart, Bates, Beck, Bowman, Gardner, Hass, Hopson, Johnson, Kafoury, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth; Excused, 7 – Hansen, Hayden, Jenson, Lee, Leonard, Schrader, Williams. Bill passed.

HB 2701 – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 52; Excused, 7 – Hansen, Hayden, Jenson, Lee, Leonard, Schrader, Williams; Excused for business of the House, 1 – Ringo. Bill passed.

SCR 1 – By unanimous consent, on request of Speaker, rules suspended and resolution remaining on today's Final Reading of Memorials and Resolutions carried over and placed in its proper order on Monday's, February 26, 2001 Calendar.

SB 5502, 5531, 5544, 342, 371, 489 – Read first time and passed to Speaker's desk for referral.

SB 308, 309, 422, 426 – Read second time and passed to third reading.

SB 74 – By unanimous consent, on request of Speaker, rules suspended and bill remaining on today's Third Reading of Senate Bills carried over and placed in its proper order on Monday's, February 26, 2001 Calendar.

By unanimous consent, on request of Speaker, rules suspended to temporarily return to the order of business of Standing Committee Reports.

House Rule 8.01 – Report by Committee on Rules, Redistricting and Public Affairs recommending adoption of amendment.

Speaker announced appointment of members to the following committee:

SPEAKER'S TASK FORCE ON FUNDING FOR SENIOR AND DISABLED SERVICES – Winters, Chair; Brown, Carlson, Hopson, March, Morrisette, Patridge, Smith, P., Verger.

House adjourned until 11:00 a.m., Monday, February 26, 2001 on motion of Wilson.

Monday, February 26, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 2 – Bowman, Kropf.

Opening Ceremony presented by Drama Department, Thurston High School, directed by Michael Fisher, Springfield.

SB 288, 337, 338, 339, 510, 275, HB 2028, 2030 – Message from the Senate announcing passage.

SB 2, 424 – Message from the Senate announcing President signed.

HJM 6, 7, 8, 9 – Referred from Speaker's desk to the following committees: 7, 8 – Government Efficiency; 6 – Health and Public Advocacy; 9 – Student Achievement and School Accountability.

HJR 33, 34, 35 – Referred from Speaker's desk to the following committees: 33 – Government Efficiency; 34 – Rules, Redistricting and Public Affairs; 35 – Student Achievement and School Accountability.

SJR 7 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

HB 5016 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5031 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2076 – Report by Committee on Health and Public Advocacy recommending passage.

HB 2094 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 2098 – Report by Committee on School Funding and Tax Fairness/Revenue without recommendation as to passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2727 – Report by Committee on Advancing E-Government recommending passage and be placed on Consent Calendar.

SB 5535 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Other Business of the House.

House Rule 8.01 – By unanimous consent, on request of Chair, rules suspended to dispense with the requirement to read the proposed amendment.

8.01 Names of Committees. There shall be the following [14] **15** standing committees to which shall be referred all measures relating to the subject matters described herein:

(1) Advancing E-Government, relating generally to technology and utility regulation;

(2) Agriculture and Forestry, relating generally to agriculture and forestry;

(3) Business, Labor and Consumer Affairs, relating generally to business, labor and consumer affairs;

(4) Government Efficiency, relating generally to government operations;

(5) Health and Public Advocacy, relating generally to human resources and health care issues;

(6) Judiciary, relating generally to civil and criminal law and administration of justice;

(7) **Land Use and Regulatory Fairness, relating generally to regulatory takings and property compensation:**

[7] **(8)** Rules, Redistricting and Public Affairs, relating generally to the rules and operations of the House and the Legislative Assembly, elections, redistricting; and public affairs;

[8] **(9)** School Funding and Tax Fairness/Revenue, relating generally to taxation and the finance of elementary and secondary education;

[9] **(10)** Smart Growth and Commerce, relating generally to commerce and economic development;

[10] **(11)** Stream Restoration and Species Recovery, relating generally to stream restoration and species recovery;

[11] **(12)** Student Achievement and School Accountability, relating generally to all levels of education and their administration, but excluding finance of elementary and secondary education;

[12] **(13)** Transportation, relating generally to vehicles, mass transit, highways and other aspects of transportation;

[13] **(14)** Water and Environment, relating generally to water law, natural resources and the environment;

[14] **(15)** Ways and Means, relating generally to appropriations.

The Speaker may appoint special committees.

House Rule 8.01 – Wilson moved proposed amendment be adopted. Motion carried, the vote being: Yeas, 57; Absent, 1 – Lowe; Excused, 2 – Bowman, Kropf. Amendment adopted.

HB 2964, 2965, 2966, 2968, 2969, 2970, 2971, 2972, 2973, 2974, 2975, 2976, 2977, 2986, 2987, 2988, 2989, 3103 – Read first time and passed to Speaker's desk for referral.

HB 2007, 2009, 2901, 2904, 2905, 2906, 2907, 2908, 2909, 2910, 2911, 2912, 2913, 2914, 2915, 2916, 2917, 2918, 2919, 2920, 2921, 2922, 2923, 2924, 2925, 2926, 2927, 2928, 2929, 2930, 2932, 2933, 2934, 2935, 2936, 2937, 2938, 2939, 2940, 2942, 2943, 2944, 2945 – Referred from Speaker's desk to the following committees: 2937, 2943 – Advancing E-Government; 2901, 2905, 2911, 2912, 2915, 2936 – Business, Labor and Consumer Affairs; 2906 – Government Efficiency; 2921, 2925, 2935 – Health and Public Advocacy; 2919 –

Health and Public Advocacy with subsequent referral to Ways and Means; 2009, 2909, 2917, 2918, 2922, 2929, 2932, 2938, 2939, 2940, 2942, 2944, 2945 – Judiciary; 2913, 2930 – Judiciary with subsequent referral to Ways and Means; 2907, 2910, 2916, 2926 – Rules, Redistricting and Public Affairs; 2908, 2928 – School Funding and Tax Fairness/Revenue; 2934 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 2007, 2904 – Smart Growth and Commerce; 2927 – Student Achievement and School Accountability; 2914, 2920, 2924 – Transportation; 2933 – Water and Environment; 2923 – Ways and Means.

HB 2220, 2572, 2581, 2682, 2752, 2778 – Read second time and passed to third reading.

SB 308 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Absent, 1 – Lowe; Excused, 2 – Bowman, Kropf. Bill passed.

SB 309 – Read third time under Consent Calendar.

Hill in Chair.

SB 309 – On passage of the bill the vote was: Yeas, 57; Absent, 1 – Lowe; Excused, 2 – Bowman, Kropf. Bill passed.

HB 2117 (A-Engrossed) – Read third time. Carried by March.

Potential conflict of interest declared by Nolan.

HB 2117 (A-Engrossed) – On passage of the bill the vote was: Yeas, 55; Nays, 4 – Close, Garrard, Kruse, Zauner; Excused, 1 – Bowman. Bill passed.

HB 2557 (A-Engrossed) – Read third time. Carried by Butler. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Bowman. Bill passed.

HB 2604 (A-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Bowman. Bill passed.

HB 2606 (A-Engrossed) – Read third time. Carried by Ackerman. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Bowman. Bill passed.

SCR 1 – Read second time. Carried by Morrisette, Walker, V. On adoption of the resolution the vote was: Yeas, 59; Excused, 1 – Bowman. Resolution adopted.

SB 275, 288, 337, 338, 339, 510 – Read first time and passed to Speaker's desk for referral.

SB 189, 387, 391 – Referred from Speaker's desk to the following committees: 387 – Government Efficiency; 189 – Rules, Redistricting and Public Affairs; 391 – Ways and Means.

SB 285 – Read second time and passed to third reading.

SB 74 – Read third time. Carried by Walker, C. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Bowman. Bill passed.

SB 422 – Read third time. Carried by Bates. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Bowman. Bill passed.

SB 426 (A-Engrossed) – Read third time. Carried by Beck. On passage of the bill the vote was: Yeas, 58; Absent, 1 – Doyle; Excused, 1 – Bowman. Bill passed.

HB 2205, 2221, 2271, 2274, SB 2, 424 – Speaker signed.

House adjourned until 11:00 a.m., Tuesday, February 27, 2001 on motion of Jenson.

Tuesday, February 27, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 2 – Krummel, Speaker Simmons.

Opening Ceremony presented by Black Tie Jazz Ensemble, Oregon State University, directed by Gary Frame.

HB 2130 – Message from the Governor announcing he signed.

SB 488 – Message from the Senate announcing passage.

SJR 12, SJM 3 – Message from the Senate announcing adoption.

HJR 36, HR 2 – Introduced, read and passed to Speaker's desk for referral.

SJM 3, SJR 12 – Read first time and passed to Speaker's desk for referral.

HB 2022 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

HB 2677 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2795 – Report by Committee on Water and Environment recommending passage.

HJR 6 – Read second time as a Special Order of Business. Carried by Kropf. On adoption of the resolution the vote was: Yeas, 58; Excused, 2 – Krummel, Speaker Simmons. Resolution adopted.

HB 2003, 2010, 2011, 2012, 2931, 2962, 2963, 2978, 2979, 2980, 2981, 2982, 2983, 2984, 2985, 2990, 2991, 2992, 2993, 2994, 2995, 2996, 2997, 2998, 2999, 3000, 3001, 3002, 3003, 3004, 3005, 3006, 3007, 3008, 3009, 3010, 3011 – Read first time and passed to Speaker's desk for referral.

HB 2076, 2630 – Read second time and passed to third reading.

HB 2220 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Krummel, Speaker Simmons. Bill passed.

HB 2572 – Read third time. Carried by Johnson.

Williams in Chair.

HB 2572 – On passage of the bill the vote was: Yeas, 58; Excused, 2 – Krummel, Speaker Simmons. Bill passed.

HB 2581 – Read third time. Carried by Devlin. On passage of the bill the vote was: Yeas, 57; Absent, 1 – Rosenbaum; Excused, 2 – Krummel, Speaker Simmons. Bill passed.

HB 2682 – Read third time. Carried by Smith, T. On passage of the bill the vote was: Yeas, 55; Nays, 3 – Ackerman, Ringo, Walker, V.; Excused, 2 – Krummel, Speaker Simmons. Bill passed.

HB 2752, 2778 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Wednesday's, February 28, 2001 Calendar.

SB 488 – Read first time and passed to Speaker's desk for referral.

SB 5535, 283 – Read second time and passed to third reading.

SB 285 – By unanimous consent, on request of Chair, rules suspended and bill remaining on today's Third Reading of Senate Bills carried over and placed in its proper order on Wednesday's, February 28, 2001 Calendar.

Speaker announced appointment of members to the following committee:

HOUSE COMMITTEE ON LAND USE AND REGULATORY FAIRNESS: Williams, Chair; Beck, Close, Lowe, Minnis, Morgan, Schrader.

House adjourned until 11:00 a.m., Wednesday, February 28, 2001 on motion of Jenson.

Wednesday, February 28, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 3 – Johnson, Starr, Speaker Simmons; Excused for business of the House, 2 – Walker, V., Westlund.

Opening Ceremony presented by Representative Jackie Winters, District 31, Salem; and Senator Margaret Carter, District 8, Portland.

SB 314, 612, 626, HB 2154, 5004, 5018, 5034 – Message from the Senate announcing passage.

HJM 1 – Message from the Senate announcing adoption.

HJM 16 – Introduced, read and passed to Speaker's desk for referral.

HJM 16 – Referred from Speaker's desk to the Committee on Agriculture and Forestry.

SCR 2 – Referred from Speaker's desk to the Committee on Government Efficiency.

HB 2171 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 2321 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

SB 185 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

HB 3028, 3029, 3030, 3031, 3032, 3033, 3034, 3035, 3036, 3037, 3038, 3046, 3047, 3048, 3049, 3052, 3053, 3054, 3055, 3056, 3058, 3059, 3060, 3062, 3064, 3065, 3066, 3067, 3068, 3069, 3070, 3071, 3072, 3073, 3074, 3075, 3076, 3077, 3078, 3079, 3080, 3081, 3082, 3083, 3084, 3085, 3086, 3087, 3088, 3089 – Read first time and passed to Speaker's desk for referral.

HB 2946, 2947, 2948, 2949, 2950, 2951, 2952, 2953, 2954, 2955, 2956, 2957, 2958, 2959, 2960, 2961, 2964, 2965, 2966, 2968, 2969, 2970, 2972, 2973, 2975 – Referred from Speaker's desk to the following committees: 2958, 2959, 2975 – Business, Labor and Consumer Affairs; 2946, 2947, 2948, 2949, 2950, 2951, 2956, 2957, 2970, 2972 – Judiciary; 2973 – Judiciary with subsequent referral to Ways and Means; 2969 – Rules, Redistricting and Public Affairs; 2961, 2968 – School Funding and Tax Fairness/Revenue; 2964, 2965, 2966 – Smart Growth and Commerce; 2953, 2960 – Student Achievement and School Accountability; 2952, 2955 – Transportation; 2954 – Water and Environment.

HB 5016, 5031, 2094, 2727, 2795 – Read second time and passed to third reading.

SB 283 – Read third time under Consent Calendar.

Potential conflict of interest declared by Butler.

SB 283 – On passage of the bill the vote was: Yeas, 54; Excused, 3 – Johnson, Starr, Speaker Simmons; Excused for business of the House, 3 – Lowe, Walker, V., Westlund. Bill passed.

HB 2752 – Read third time. Carried by Hopson. On passage of the bill the vote was: Yeas, 46; Nays, 11 – Bowman, Garrard, Hayden, Jenson, Leonard, March, Merkley, Rosenbaum, Schrader, Smith, P., Witt; Excused, 3 – Johnson, Starr, Speaker Simmons. Bill passed.

HB 2778 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Thursday's, March 1, 2001 Calendar.

HB 2076 – Read third time. Carried by Morrisette. On passage of the bill the vote was: Yeas, 56; Excused, 3 – Johnson, Starr, Speaker Simmons; Excused for business of the House, 1 – Westlund. Bill passed.

HB 2630 (A-Engrossed) – Read third time. Carried by Bates. On passage of the bill the vote was: Yeas, 56; Excused, 3 – Johnson, Starr, Speaker Simmons; Excused for business of the House, 1 – Westlund. Bill passed.

SB 314, 612, 626 – Read first time and passed to Speaker's desk for referral.

SB 5502, 5531, 5544, 288, 342, 371, 489 – Referred from Speaker's desk to the following committees: 489 – Government Efficiency; 288, 371 – Health and Public Advocacy; 342 – Judiciary; 5502, 5531, 5544 – Ways and Means.

SB 285, 5535 – By unanimous consent, on request of Chair, bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Thursday's, March 1, 2001 Calendar.

House adjourned until 11:00 a.m., Thursday, March 1, 2001 on motion of Jenson.

Thursday, March 1, 2001 – Morning Session

House convened at 11:00 a.m. Wilson in Chair. All present except: Excused, 6 – Brown, Devlin, Gardner, Lee, Starr, Speaker Simmons.

Opening Ceremony presented by Reverend Thomas Frisinger, Tigard Assembly of God, Tigard.

SB 5501, 5534, 5539, 301, 348, 349, 480 – Message from the Senate announcing passage.

HJM 11, HR 3, 7 – Introduced, read and passed to Speaker's desk for referral.

HJR 36 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

HR 2 – Referred from Speaker's desk to the Committee on Water and Environment.

SJM 3 – Referred from Speaker's desk to the Committee on Government Efficiency.

SJR 12 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

HB 2179 – Report by Committee on Judiciary recommending passage.

HB 2351 – Report by Committee on Judiciary recommending passage.

HB 2379 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2616 – Report by Committee on Judiciary recommending passage.

HB 2719 – Report by Committee on Government Efficiency recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 2721 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

HB 2967 – Report by Committee on Water and Environment recommending passage.

HJM 2 – Report by Committee on Judiciary recommending adoption.

SB 254 – Report by Committee on Student Achievement and School Accountability recommending passage and be placed on Consent Calendar.

SB 302 – Report by Committee on Stream Restoration and Species Recovery recommending passage.

SB 311 – Report by Committee on Agriculture and Forestry recommending passage and be placed on Consent Calendar.

SB 313 – Report by Committee on Agriculture and Forestry recommending passage and be placed on Consent Calendar.

HB 2013, 2014, 2015, 2016, 2017, 2019, 3012, 3013, 3014, 3019, 3020, 3021, 3022, 3023, 3024, 3025, 3027, 3039, 3040, 3041, 3042, 3043, 3044, 3045, 3050, 3051, 3057, 3061, 3094, 3095, 3096, 3097, 3098, 3099, 3100, 3101, 3102, 3112, 3113, 3114, 3115, 3116, 3117, 3118, 3123, 3124, 3125, 3126, 3127, 3128, 3129, 3130, 3131, 3132, 3133, 3134, 3136, 3137, 3138, 3140, 3141, 3142, 3143, 3144, 3236, 3241, 3242, 3243, 3247 – Read first time and passed to Speaker's desk for referral.

HB 2003, 2011, 2931, 2962, 2963, 2971, 2974, 2978, 2982, 2983, 2984, 2985, 2986, 2987, 2988, 2989, 2990, 2991, 2992, 2993, 2994, 2995, 2996, 2997, 2998, 3000, 3001, 3002, 3003, 3004, 3005, 3006, 3008, 3009, 3011, 3103 – Referred from Speaker's desk to the following committees: 2987, 2988 – Advancing E-Government; 3003 – Agriculture and Forestry; 2963, 2974, 2993, 2994, 2996, 3006 – Business, Labor and Consumer Affairs; 3005 – Business, Labor and Consumer Affairs with subsequent referral to Ways and Means; 2992, 3011, 3103 – Health and Public Advocacy; 2983 – Judiciary; 2962, 2985, 2989, 2997 – Rules, Redistricting and Public Affairs; 2011, 2931, 2986, 2995, 3000 – School Funding and Tax Fairness/Revenue; 2971 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 2982, 3008, 3009 – Smart Growth and Commerce; 2998, 3001, 3002 – Stream Restoration and Species Recovery; 2003, 3004 – Student Achievement and School Accountability; 2991 – Transportation; 2978, 2984, 2990 – Water and Environment.

HB 2022, 2677 – Read second time and passed to third reading.

HB 2727 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 54; Excused, 6 – Brown, Devlin, Gardner, Lee, Starr, Speaker Simmons. Bill passed.

HB 2778 – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 40; Nays, 13 – Ackerman, Barnhart, Beck, Bowman, Leonard, March, Morrisette, Nolan, Rosenbaum, Schrader, Tomei, Verger, Wirth; Excused, 7 – Brown, Devlin, Gardner, Lee, Lowe, Starr, Speaker Simmons. Bill passed.

HB 5016 (A-Engrossed) – Read third time. Carried by Hayden. On passage of the bill the vote was: Yeas, 50; Nays, 1 – Nolan; Excused, 8 – Brown, Devlin, Gardner, Lee, Lowe, Morrisette, Starr, Speaker Simmons; Excused for business of the House, 1 – Westlund. Bill passed.

HB 5031 (A-Engrossed) – Read third time. Carried by Smith, G. On passage of the bill the vote was: Yeas, 51; Nays, 1 – Nolan; Excused, 8 – Brown, Devlin, Gardner, Lee, Lowe, Morrisette, Starr, Speaker Simmons. Bill passed.

HB 2094 (A-Engrossed) – Read third time. Carried by Jenson. On passage of the bill the vote was: Yeas, 52; Excused, 8 – Brown, Devlin, Gardner, Lee, Lowe, Morrisette, Starr, Speaker Simmons. Bill passed.

HB 2795 – Read third time. Carried by Hass. On passage of the bill the vote was: Yeas, 52; Excused, 8 – Brown, Devlin, Gardner, Lee, Lowe, Morrisette, Starr, Speaker Simmons. Bill passed.

SB 5501, 5534, 5539, 301, 348, 349, 480 – Read first time and passed to Speaker's desk for referral.

SB 275, 337, 338, 339, 488, 510 – Referred from Speaker's desk to the following committees: 337, 338, 339 – Judiciary; 488 – Rules, Redistricting and Public Affairs; 510 – School Funding and Tax Fairness/Revenue; 275 – Smart Growth and Commerce.

SB 185 – Read second time and passed to third reading.

SB 285 (A-Engrossed) – Read third time. Carried by Beck. On passage of the bill the vote was: Yeas, 52; Excused, 8 – Brown, Devlin, Gardner, Lee, Lowe, Morrisette, Starr, Speaker Simmons. Bill passed.

SB 5535 (A-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 53; Excused, 7 – Brown, Devlin, Gardner, Lee, Lowe, Morrisette, Starr, Speaker Simmons. Bill passed.

House adjourned until 11:30 a.m., Friday, March 2, 2001 on motion of Jenson.

Friday, March 2, 2001 – Morning Session

House convened at 11:30 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 8 – Beck, Gardner, Hayden, Krieger, Krummel, Starr, Verger, Witt.

Opening Ceremony presented by Chaplain Frank Carpenter, Hillsboro.

SB 75, 76, 168, 318, HB 2124, 2125 – Message from the Senate announcing passage.

HCR 4, HJM 14, 29, HJR 37, 38, 39 – Introduced, read and passed to Speaker's desk for referral.

HB 2165 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 2252 – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

HB 2253 – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

HB 2257 – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

HB 2258 – Report by Committee on Health and Public Advocacy recommending passage.

HB 2261 – Report by Committee on Health and Public Advocacy recommending passage.

HB 2265 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 2353 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2396 – Report by Committee on Health and Public Advocacy without recommendation as to passage, be referred to Committee on Judiciary and then subsequent referral to Committee on Ways and Means by prior reference. Bill referred to Committee on Judiciary by order of the Speaker.

HB 2406 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 2491 – Report by Committee on Health and Public Advocacy recommending passage.

HB 2628 – Report by Committee on Health and Public Advocacy recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 2645 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2668 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 2680 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HJM 16 – Report by Committee on Agriculture and Forestry recommending adoption.

SB 5502 – Report by Committee on Ways and Means recommending passage.

SB 5544 – Report by Committee on Ways and Means recommending passage.

HB 3015, 3016, 3017, 3018, 3026, 3090, 3093, 3104, 3105, 3106, 3107, 3108, 3109, 3110, 3111, 3119, 3120, 3121,

3122, 3135, 3139, 3145, 3146, 3147, 3148, 3149, 3150, 3151, 3152, 3153, 3154, 3155, 3156, 3169, 3170, 3171, 3172, 3173, 3174, 3175, 3176, 3177, 3178, 3179, 3180, 3181, 3183, 3184, 3185, 3186, 3187, 3189, 3190, 3244, 3245, 3248, 3249, 3250, 3252, 3253, 3254, 3255, 3256, 3257, 3258, 3259, 3260, 3261 – Read first time and passed to Speaker's desk for referral.

HB 2010, 2012, 2976, 2977, 2979, 2981, 2999, 3007, 3010, 3028, 3029, 3030, 3031, 3032, 3033, 3034, 3035, 3036, 3037, 3038, 3046, 3047, 3048, 3049, 3052 - Referred from Speaker's desk to the following committees: 2012 – Business, Labor and Consumer Affairs; 3047 – Business, Labor and Consumer Affairs with subsequent referral to Ways and Means; 3048 – Health and Public Advocacy; 3030, 3035, 3037, 3049 – Judiciary; 3031, 3032 – Rules, Redistricting and Public Affairs; 3029, 3033, 3034 – School Funding and Tax Fairness/Revenue; 2979, 3007 – Smart Growth and Commerce; 2999, 3038 – Stream Restoration and Species Recovery; 3036, 3052 – Student Achievement and School Accountability; 2010, 2976, 2977, 2981, 3028, 3046 – Water and Environment; 3010 – Ways and Means.

HB 2171, 2179, 2321, 2351, 2616, 2967 – Read second time and passed to third reading.

HB 2022 (A-Engrossed) – Read third time. Carried by Garrard. On passage of the bill the vote was: Yeas, 51; Excused, 8 – Beck, Gardner, Hayden, Krieger, Krummel, Starr, Verger, Witt; Excused for business of the House, 1 – Williams. Bill passed.

HB 2677 (A-Engrossed) – Read third time. Carried by Merkley. On passage of the bill the vote was: Yeas, 49; Nays, 1 – Close; Excused, 8 – Beck, Gardner, Hayden, Krieger, Krummel, Starr, Verger, Witt; Excused for business of the House, 2 – Williams, Speaker Simmons. Bill passed.

Close requested the following explanation of her vote be entered in the Journal:

“Though HB 2677 allows for voluntary direct deposit of tax refunds, I am concerned that it would open the door to mandatory direct deposit refunds electronically. I believe citizens need to retain the option of receiving checks for their refunds. The implications of a cashless society should be carefully considered. I personally oppose it. Therefore I voted ‘no’.”

HJM 2 – Read second time. Carried by Close. On adoption of the memorial the vote was: Yeas, 50; Excused, 8 – Beck, Gardner, Hayden, Krieger, Krummel, Starr, Verger, Witt; Excused for business of the House, 2 – Williams, Speaker Simmons. Memorial adopted.

SB 75, 76, 168, 318 – Read first time and passed to Speaker's desk for referral.

SB 302 – Read second time and passed to third reading.

SB 185 – Read third time. Carried by Walker, C. On passage of the bill the vote was: Yeas, 50; Nays, 1 – Hill; Excused, 8 – Beck, Gardner, Hayden, Krieger, Krummel, Starr, Verger, Witt; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

Speaker announced appointment of member to the following committee:

HOUSE COMMITTEE ON LAND USE AND REGULATORY FAIRNESS – Schrader, Vice Chair.

House adjourned until 11:00 a.m., Monday, March 5, 2001 on motion of Jensen.

Monday, March 5, 2001 – Morning Session

House convened at 11:00 a.m. Speaker in Chair. All present except: Excused, 4 – Ringo, Tomei, Williams, Witt.

Opening Ceremony presented by Oregon Fire Service Honor Guard.

HJM 10, 12, HJR 40, 41, 42, HR 4 – Introduced, read and passed to Speaker's desk for referral.

HB 5009 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5021 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5022 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5026 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5040 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2456 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 2549 – Report by Committee on Smart Growth and Commerce recommending passage.

HB 2821 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

SB 372 – Report by Committee on Government Efficiency recommending passage.

HB 3160, 3161, 3162, 3163, 3164, 3165, 3182, 3188, 3235, 3237, 3238, 3239, 3246, 3251, 3262, 3263, 3264, 3265, 3266, 3267, 3268, 3269, 3270, 3271, 3272, 3273, 3274, 3275, 3276, 3277, 3278, 3279, 3280, 3281, 3282, 3283, 3285, 3286, 3287, 3288, 3289, 3290, 3291, 3292, 3293, 3294, 3295, 3296, 3297, 3298, 3299, 3300, 3301, 3302, 3303, 3304, 3305, 3306, 3307, 3308, 3309, 3332, 3333, 3335, 3421, 3422, 3423, 3424, 3425, 3426, 3438 – Read first time and passed to Speaker's desk for referral.

HB 3053, 3054, 3055, 3056, 3058, 3059, 3062, 3064, 3065, 3066, 3067, 3068, 3069, 3070, 3071, 3072, 3073, 3078, 3079, 3080, 3081, 3082, 3083, 3084, 3085, 3086, 3087, 3088, 3089 – Referred from Speaker's desk to the following

committees: 3054, 3062, 3072, 3087, 3088 – Business, Labor and Consumer Affairs; 3056 – Government Efficiency; 3053, 3058, 3078, 3079 – Health and Public Advocacy; 3059 – Judiciary; 3055, 3080 – School Funding and Tax Fairness/Revenue; 3073, 3081, 3082, 3086 – Student Achievement and School Accountability; 3085 – Student Achievement and School Accountability with subsequent referral to Ways and Means; 3064, 3065, 3066, 3067, 3068, 3069, 3070, 3071 – Transportation; 3089 – Water and Environment; 3083, 3084 – Ways and Means.

HB 2165, 2258, 2261, 2379, 2491, 2721 – Read second time and passed to third reading.

HB 2171 (A-Engrossed) – Read third time. Carried by Walker, V. On passage of the bill the vote was: Yeas, 56; Excused, 4 – Ringo, Tomei, Williams, Witt. Bill passed.

HB 2179 – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 52; Nays, 4 – Close, Hill, Kruse, Westlund; Excused, 4 – Ringo, Tomei, Williams, Witt. Bill passed.

Close requested the following explanation of her vote be entered in the Journal:

“I would like to testify as to why I cast a ‘nay’ vote on HB 2179. I am cautious about removing from the appeals process, the circuit courts. I believe that the parties involved need to have this option open to them when they appeal. The circuit court is a more localized, convenient option than the Court of Appeals. This bill makes the appeal process more difficult, in my view.”

HB 2321 (A-Engrossed) – Read third time. Carried by Kropf. On passage of the bill the vote was: Yeas, 53; Nays, 3 – Bowman, Gardner, Rosenbaum; Excused, 4 – Ringo, Tomei, Williams, Witt. Bill passed.

HB 2351 – Read third time. Carried by Ackerman. On passage of the bill the vote was: Yeas, 53; Nays, 3 – Leonard, Lowe, Merkley; Excused, 4 – Ringo, Tomei, Williams, Witt. Bill passed.

Merkley requested the following explanation of his vote be entered in the Journal:

“Today, I voted against the HB 2351 because floor statements persuaded me that charging the \$100 fee to file an appeal would discriminate against the incarcerated since those in prison are often without funds. I was not comfortable with the burden this bill places on those who have a right to pursue all judicial processes available to them.”

HB 2616 – By unanimous consent, on request of Speaker, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Tuesday's, March 6, 2001 Calendar.

HB 2967 – Read third time. Carried by King. On passage of the bill the vote was: Yeas, 55; Nays, 2 – Bowman, Rosenbaum; Excused, 3 – Ringo, Williams, Witt. Bill passed.

HJM 16 – By unanimous consent, on request of Speaker, rules suspended and Memorial made a Special Order of Business immediately following the order of business of Special Committee Reports on Wednesday's, March 7, 2001 Calendar.

SB 314, 612, 626 – Referred from Speaker's desk to the following committees: 314 – Agriculture and Forestry; 612 –

Government Efficiency; 626 – Rules, Redistricting and Public Affairs.

SB 5502, 5544, 254, 311, 313 – Read second time and passed to third reading.

SB 302 – By unanimous consent, on request of Speaker, rules suspended and bill taken from today's Third Reading of Senate Bills and placed in its proper order on Tuesday's, March 6, 2001 Calendar.

House adjourned until 11:00 a.m., Tuesday, March 6, 2001 on motion of Jenson.

Tuesday, March 6, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused: 2 – Westlund, Witt.

Opening Ceremony presented by Stacey Murdock, Carolyn Coefield and Michael Barnes, Portland State University Opera.

SB 5515, 120, 124, 193, 273, 325, 366, 511, 601 – Message from the Senate announcing passage.

SJR 17 – Message from the Senate announcing adoption.

HB 2205, 2221, 2271, 2274 – Message from the Senate announcing President signed on February 27, 2001.

HCR 5, HJR 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, HM 1 – Introduced, read and passed to Speaker's desk for referral.

SJR 17 – Read first time and passed to Speaker's desk for referral.

HJM 11 – Referred from Speaker's desk to the Committee on Agriculture and Forestry.

HR 3, 7 – Referred from Speaker's desk to the following committees: 7 – Government Efficiency; 3 – Water and Environment.

Courtesies of the House and floor were extended to Monroe Sweetland, former Representative from District 7.

HB 2061 – Report by Committee on Rules, Redistricting and Public Affairs without recommendation as to passage, be referred to Committee on Agriculture and Forestry and then be referred to Committee on Ways and Means by prior reference. Bill referred to Committee on Agriculture and Forestry by order of the Speaker.

HB 2161 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2180 – Report by Committee on Water and Environment recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2790 – Report by Committee on Water and Environment recommending passage.

HB 2872 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HCR 1 – Report by Committee on Judiciary recommending adoption.

SB 253 – Report by Committee on Student Achievement and School Accountability recommending passage and be placed on Consent Calendar.

SB 264 – Report by Committee on Student Achievement and School Accountability recommending passage and be placed on Consent Calendar.

SB 329 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 3166, 3167, 3168, 3284, 3310, 3311, 3312, 3313, 3314, 3315, 3316, 3320, 3321, 3322, 3323, 3337, 3338, 3339, 3340, 3341, 3342, 3343, 3344, 3345, 3346, 3347, 3348, 3349, 3350, 3351, 3352, 3353, 3354, 3355, 3356, 3357, 3358, 3359, 3360, 3361, 3362, 3364, 3365, 3366, 3367, 3368, 3369, 3381, 3382, 3383, 3384, 3385, 3386, 3387, 3388, 3389, 3390, 3391, 3392, 3393, 3394, 3395, 3396, 3397, 3398, 3399, 3401, 3402, 3403, 3404, 3405, 3406, 3408, 3409, 3410, 3411, 3412, 3413, 3414, 3415, 3416, 3417, 3418, 3439, 3440, 3441, 3442, 3443, 3444, 3445, 3446, 3452, 3454, 3455, 3456, 3457, 3657 – Read first time and passed to Speaker's desk for referral.

HB 2013, 2014, 2015, 2016, 2017, 2019, 2980, 3012, 3013, 3014, 3019, 3020, 3021, 3022, 3024, 3027, 3040, 3060, 3074, 3075, 3076, 3077, 3096, 3125, 3144, 3304, 3657 – Referred from Speaker's desk to the following committees: 3077 – Advancing E-Government; 2013, 2014, 3022 – Business, Labor and Consumer Affairs; 3012 – Government Efficiency with subsequent referral to Ways and Means; 2017, 3024, 3027, 3040, 3657 – Health and Public Advocacy; 3076, 3125 – Judiciary; 2980, 3074 – Smart Growth and Commerce with subsequent referral to School Funding and Tax Fairness/Revenue; 3013, 3014 – Stream Restoration and Species Recovery; 2015, 3020, 3021 – Student Achievement and School Accountability; 3019, 3060, 3096, 3304 – Transportation; 3075 – Transportation with subsequent referral to Ways and Means; 2016, 2019, 3144 – Water and Environment.

HB 2252, 2253, 2257, 2265, 2353, 2406, 2549, 2668, 2680 – Read second time and passed to third reading.

SB 254 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Westlund, Witt. Bill passed.

SB 311 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Westlund, Witt. Bill passed.

SB 313 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Westlund, Witt. Bill passed.

HB 2616 – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Westlund, Witt. Bill passed.

HB 2165 – Read third time. Carried by Hass. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Westlund, Witt. Bill passed.

House recessed for 5 minutes on motion of Minnis.

House reconvened at 11:45 a.m. Wilson in Chair. All present except: Excused, 2 – Westlund, Witt.

Having recessed under the order of business of Third Reading of House Bills, the House continued under that order of business.

HB 2258 – Read third time. Kruse moved bill be rereferred to Committee on Health and Public Advocacy. Motion carried on viva voce vote. Bill rereferred.

HB 2261 – Read third time. Kruse moved bill be rereferred to Committee on Health and Public Advocacy. Motion carried on viva voce vote. Bill rereferred.

HB 2379 (A-Engrossed) – Read third time. Carried by Bowman. On passage of the bill the vote was: Yeas, 56; Absent, 1 – Wirth; Excused, 3 – Verger, Westlund, Witt. Bill passed.

HB 2491 – Read third time. Carried by Carlson. On passage of the bill the vote was: Yeas, 57; Excused, 3 – Verger, Westlund, Witt. Bill passed.

HB 2721 (A-Engrossed) – Read third time. Carried by Kruse. On passage of the bill the vote was: Yeas, 57; Excused, 3 – Verger, Westlund, Witt. Bill passed.

SB 5515, 120, 124, 193, 273, 325, 366, 511, 601 – Read first time and passed to Speaker's desk for referral.

SB 5501 – Referred from Speaker's desk to the Committee on Ways and Means.

SB 372 – Read second time and passed to third reading.

SB 302 – Read third time. Carried by Tomei. On passage of the bill the vote was: Yeas, 54; Nays, 3 – Barnhart, Bowman, Kafoury; Excused, 3 – Verger, Westlund, Witt. Bill passed.

SB 5502 (A-Engrossed) – Read third time. Carried by Butler. On passage of the bill the vote was: Yeas, 55; Nays, 2 – Barnhart, Nolan; Excused, 3 – Verger, Westlund, Witt. Bill passed.

SB 5544 (A-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 57; Excused, 3 – Verger, Westlund, Witt. Bill passed.

House adjourned until 11:00 a.m., Wednesday, March 7, 2001 on motion of Jenson.

Wednesday, March 7, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 12 – Carlson, Hill, Hopson, King, Lowe, March, Morgan, Morrisette, Nelson, Patridge, Westlund, Winters.

Speaker in Chair.

Opening Ceremony presented by Reynolds High School Choir, directed by Lee Frick, Troutdale.

HB 2205, 2221, 2271, 2274 – Message from the Governor announcing he signed on March 5, 2001.

SB 227, 250, 315, HB 5011, 5002, 5028, 2160, 2191, 2029 – Message from the Senate announcing passage.

SCR 3, HJR 24 – Message from the Senate announcing adoption.

SCR 3 – Read first time and passed to Speaker's desk for referral.

HB 2344 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2385 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2644 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

SB 214 (A-Engrossed) – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

SB 336 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HJM 16 – Read second time as a Special Order of Business. Carried by Close, Smith, P. On adoption of the memorial the vote was: Yeas, 48; Excused, 12 – Carlson, Hill, Hopson, King, Lowe, March, Morgan, Morrisette, Nelson, Patridge, Westlund, Winters. Memorial adopted.

HB 3091, 3092, 3158, 3159, 3206, 3207, 3208, 3209, 3210, 3211, 3212, 3217, 3218, 3219, 3220, 3221, 3222, 3223, 3224, 3225, 3226, 3227, 3228, 3229, 3230, 3231, 3232, 3317, 3318, 3319, 3324, 3325, 3326, 3327, 3328, 3329, 3331, 3334, 3336, 3363, 3370, 3371, 3372, 3373, 3374, 3375, 3376, 3377, 3378, 3379, 3380, 3400, 3407, 3419, 3420, 3427, 3428, 3429, 3430, 3431, 3432, 3433, 3435, 3436, 3437, 3447, 3448, 3449, 3450, 3451, 3453, 3458, 3459, 3460, 3461, 3462, 3463, 3464, 3465, 3466, 3470, 3471, 3472, 3473, 3474, 3475, 3476, 3477, 3478, 3479, 3480, 3481, 3482, 3483, 3484, 3485, 3486, 3487, 3488, 3501, 3502, 3503, 3504, 3505, 3506, 3507 – Read first time and passed to Speaker's desk for referral.

HB 3023, 3025, 3039, 3041, 3042, 3043, 3044, 3045, 3050, 3051, 3057, 3094, 3095, 3097, 3098, 3099, 3100, 3101, 3102, 3112, 3114, 3115, 3116, 3117, 3118, 3123, 3124, 3126,

3127, 3128, 3129, 3130, 3131, 3132, 3133, 3134, 3136, 3137, 3138, 3140, 3141, 3142, 3143, 3236, 3241, 3242, 3243, 3247 – Referred from Speaker's desk to the following committees: 3136 – Advancing E-Government; 3130 – Agriculture and Forestry; 3042, 3043, 3094, 3100, 3138, 3140 – Business, Labor and Consumer Affairs; 3131 – Government Efficiency; 3041, 3132, 3133, 3134, 3143 – Health and Public Advocacy; 3051, 3114 – Health and Public Advocacy with subsequent referral to Ways and Means; 3023, 3050, 3112, 3117, 3118, 3129, 3247 – Judiciary; 3025, 3057, 3116, 3127, 3128, 3137, 3141, 3241 – School Funding and Tax Fairness/Revenue; 3102, 3126 – Smart Growth and Commerce; 3097, 3124 – Stream Restoration and Species Recovery; 3095, 3142, 3236, 3242, 3243 – Student Achievement and School Accountability; 3101 – Transportation; 3039, 3044, 3045, 3099, 3115, 3123 – Water and Environment; 3098 – Ways and Means.

HB 3015, 3016, 3017, 3018, 3026, 3090, 3093, 3104, 3105, 3106, 3107, 3108, 3109, 3110, 3111, 3119, 3120, 3121, 3122, 3135, 3139, 3220 – Referred from Speaker's desk to the following committees: 3104, 3220 – Business, Labor and Consumer Affairs; 3122 – Business, Labor and Consumer Affairs with subsequent referral to Ways and Means; 3111 – Government Efficiency; 3015, 3120 – Health and Public Advocacy; 3017 – Health and Public Advocacy with subsequent referral to Ways and Means; 3109, 3110, 3119, 3121 – Judiciary; 3107 – Rules, Redistricting and Public Affairs; 3105, 3135 – School Funding and Tax Fairness/Revenue; 3016, 3093 – Stream Restoration and Species Recovery; 3018, 3139 – Student Achievement and School Accountability; 3090 – Transportation; 3106 – Transportation with subsequent referral to Ways and Means; 3026, 3108 – Water and Environment.

Wilson in Chair.

HB 5009, 5021, 5022, 5026, 5040, 2456, 2790, 2821 – Read second time and passed to third reading.

HB 2252 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 45; Excused, 12 – Carlson, Hill, Hopson, King, Lowe, March, Morgan, Morrisette, Nelson, Patridge, Westlund, Winters; Excused for business of the House, 3 – Close, Schrader, Smith, P. Bill passed.

HB 2253 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 46; Excused, 12 – Carlson, Hill, Hopson, King, Lowe, March, Morgan, Morrisette, Nelson, Patridge, Westlund, Winters; Excused for business of the House, 2 – Close, Smith, P. Bill passed.

HB 2257 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 46; Excused, 12 – Carlson, Hill, Hopson, King, Lowe, March, Morgan, Morrisette, Nelson, Patridge, Westlund, Winters; Excused for business of the House, 2 – Close, Smith, P. Bill passed.

HB 2265 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Thursday's, March 8, 2001 Calendar.

HB 2353 (A-Engrossed) – Read third time. Carried by Williams.

Speaker in Chair.

HB 2353 (A-Engrossed) – Carried by Bowman.

Speaker Pro Tempore in Chair.

HB 2353 (A-Engrossed) – On passage of the bill the vote was: Yeas, 46; Absent, 1 – Starr; Excused, 12 – Carlson, Hill, Hopson, King, Lowe, March, Morgan, Morrisette, Nelson, Patridge, Westlund, Winters; Excused for business of the House, 1 – Leonard. Bill passed.

HB 2406 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Thursday's, March 8, 2001 Calendar.

HB 2549 – Read third time. Carried by Butler. On passage of the bill the vote was: Yeas, 47; Excused, 12 – Carlson, Hill, Hopson, King, Lowe, March, Morgan, Morrisette, Nelson, Patridge, Westlund, Winters; Excused for business of the House, 1 – Leonard. Bill passed.

HB 2668 (A-Engrossed) – Read third time. Carried by Krummel. On passage of the bill the vote was: Yeas, 47; Excused, 12 – Carlson, Hill, Hopson, King, Lowe, March, Morgan, Morrisette, Nelson, Patridge, Westlund, Winters; Excused for business of the House, 1 – Leonard. Bill passed.

HB 2680 (A-Engrossed) – Read third time. Witt moved bill be rereferred to Committee on Smart Growth and Commerce. Motion carried on viva voce vote. Bill rereferred.

HCR 1 – By unanimous consent, on request of Chair, rules suspended and resolution made a Special Order of Business immediately following the order of business of Special Committee Reports on Monday's, March 12, 2001 Calendar.

SB 227, 250, 315 – Read first time and passed to Speaker's desk for referral.

SB 5534, 5539, 301, 348, 349, 480 – Referred from Speaker's desk to the following committees: 349, 480 – Government Efficiency; 301 – School Funding and Tax Fairness/Revenue; 348 – Smart Growth and Commerce; 5534, 5539 – Ways and Means.

SB 372 – Read third time. Carried by Tomei. On passage of the bill the vote was: Yeas, 47; Excused, 12 – Carlson, Hill, Hopson, King, Lowe, March, Morgan, Morrisette, Nelson, Patridge, Westlund, Winters; Excused for business of the House, 1 – Leonard. Bill passed.

HB 2353 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended and Starr allowed to be recorded as voting "aye" on passage of bill.

HCR 2, HB 2233 – Speaker signed.

House adjourned until 11:00 a.m., Thursday, March 8, 2001 on motion of Jenson.

Thursday, March 8, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 4 – Morgan, Nelson, Patridge, Westlund.

Opening Ceremony presented by Pastor Barry Shepherd, People's Church, Salem.

SB 5537, 5543, 262, 296, 352, 394, 440, 520, 521, HB 2195 – Message from the Senate announcing passage.

HB 2031 – Message from the Senate announcing passage as amended by the Senate.

HJR 55, 56 – Introduced, read and passed to Speaker's desk for referral.

HCR 4 – Referred from Speaker's desk to the Committee on Student Achievement and School Accountability.

HJM 14, 29 – Referred from Speaker's desk to the following committees: 14 – Government Efficiency; 29 – Student Achievement and School Accountability.

HJR 37, 38 – Referred from Speaker's desk to the following committees: 37 – Judiciary; 38 – Rules, Redistricting and Public Affairs.

HB 2027 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 2058 – Report by Committee on Business, Labor and Consumer Affairs without recommendation as to passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2127 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 2556 – Report by Committee on Smart Growth and Commerce recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 2693 – Report by Committee on Smart Growth and Commerce without recommendation as to passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2718 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 2777 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

SB 184 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

SB 306 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

SB 368 – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

HB 2020, 3063, 3157, 3191, 3192, 3194, 3195, 3196, 3197, 3198, 3199, 3200, 3201, 3202, 3203, 3204, 3205, 3213, 3214, 3215, 3216, 3233, 3434, 3467, 3468, 3469, 3489, 3490, 3491, 3492, 3493, 3494, 3496, 3497, 3498, 3499, 3500, 3508, 3509, 3510, 3511, 3512, 3513, 3514, 3515, 3516, 3517, 3518, 3519, 3520, 3521, 3522, 3523, 3524, 3525, 3526, 3527, 3528, 3529, 3530, 3531, 3532, 3533, 3534, 3535, 3536, 3537, 3538, 3539, 3540, 3541, 3542, 3543, 3544, 3545, 3546, 3547, 3548, 3549, 3550, 3551, 3552, 3553, 3554, 3555, 3556, 3557, 3558, 3559, 3560, 3561, 3562, 3563, 3564, 3565, 3566, 3567, 3568, 3569, 3570, 3571, 3572, 3573, 3574, 3575, 3576, 3577, 3578, 3579, 3580, 3581, 3582, 3583, 3585, 3586, 3587, 3588, 3589, 3590, 3591, 3592, 3593, 3594, 3595, 3599, 3600, 3601, 3602, 3615, 3632, 3731, 3732, 3733, 3734, 3735, 3736, 3737, 3738, 3739, 3740, 3741, 3742, 3743 – Read first time and passed to Speaker's desk for referral.

HB 2020, 3061, 3113, 3145, 3146, 3147, 3148, 3149, 3150, 3151, 3152, 3153, 3154, 3155, 3156, 3158, 3159, 3160, 3161, 3162, 3163, 3164, 3165, 3166, 3167, 3168, 3169, 3170, 3171, 3172, 3173, 3174, 3175, 3176, 3177, 3178, 3179, 3180, 3181, 3184, 3185, 3186, 3187, 3190, 3244, 3245, 3248, 3249, 3250, 3252, 3253, 3254, 3255, 3256, 3257, 3258, 3259, 3260, 3261, 3262, 3277 – Referred from Speaker's desk to the following committees: 3159, 3160, 3164, 3165 – Advancing E-Government; 3147 – Agriculture and Forestry; 3171, 3172, 3175 – Business, Labor and Consumer Affairs; 3173 – Business, Labor and Consumer Affairs with subsequent referral to School Funding and Tax Fairness/Revenue; 3154 – Government Efficiency; 3061, 3113, 3151, 3185, 3186 – Health and Public Advocacy; 3170, 3180, 3244, 3245, 3248, 3249, 3250, 3252, 3253, 3254, 3255, 3256, 3257, 3258, 3259, 3260, 3261, 3262 – Judiciary; 3153 – Judiciary with subsequent referral to Ways and Means; 3146, 3156, 3169, 3176, 3177, 3178, 3190 – Rules, Redistricting and Public Affairs; 3152 – School Funding and Tax Fairness/Revenue; 3148, 3149 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 3145, 3150 – Smart Growth and Commerce; 3179, 3184, 3277 – Smart Growth and Commerce with subsequent referral to School Funding and Tax Fairness/Revenue; 3158 – Student Achievement and School Accountability; 2020 – Student Achievement and School Accountability with subsequent referral to School Funding and Tax Fairness/Revenue; 3155 – Transportation; 3174, 3181 – Water and Environment; 3187 – Water and Environment with subsequent referral to School Funding and Tax Fairness/Revenue; 3161, 3162, 3163, 3166, 3167, 3168 – Ways and Means.

HB 2161 – Read second time and passed to third reading.

HB 2265 (A-Engrossed) – Read third time. Carried by Morrisette. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Schrader; Excused, 4 – Morgan, Nelson, Patridge, Westlund. Bill passed.

HB 2406 (A-Engrossed) – Read third time. Carried by Carlson. On passage of the bill the vote was: Yeas, 48; Nays, 7 – Johnson, Lowe, March, Nolan, Ringo, Schrader, Wirth; Absent, 1 – Close; Excused, 4 – Morgan, Nelson, Patridge, Westlund. Bill passed.

HB 5009 (A-Engrossed) – Read third time. Carried by Doyle.

Potential conflict of interest declared by Lowe.

HB 5009 (A-Engrossed) – On passage of the bill the vote was: Yeas, 56; Excused, 4 – Morgan, Nelson, Patridge, Westlund. Bill passed.

HB 5021 (A-Engrossed) – Read third time. Carried by Leonard.

Potential conflict of interest declared by Lowe.

HB 5021 (A-Engrossed) – On passage of the bill the vote was: Yeas, 56; Excused, 4 – Morgan, Nelson, Patridge, Westlund. Bill passed.

HB 5022 (A-Engrossed) – Read third time. Carried by Doyle.

Potential conflict of interest declared by Lowe.

Potential conflict of interest declared by Carlson.

Potential conflict of interest declared by Rosenbaum.

HB 5022 (A-Engrossed) – On passage of the bill the vote was: Yeas, 45; Nays, 11 – Ackerman, Garrard, Jenson, Krieger, Kropf, March, Nolan, Ringo, Tomei, Witt, Zauner; Excused, 4 – Morgan, Nelson, Patridge, Westlund. Bill passed.

HB 5026 (A-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 51; Nays, 5 – Barnhart, Nolan, Ringo, Tomei, Zauner; Excused, 4 – Morgan, Nelson, Patridge, Westlund. Bill passed.

Barnhart requested the following explanation of his vote be entered in the Journal:

“I support the Library and its function. I cannot support increases in the Library funding until K-12, Higher Ed and SDSL budgets are reviewed and approved.”

HB 5040 (A-Engrossed) – Read third time. Carried by Butler.

Winters in Chair.

Speaker in Chair.

HB 5040 (A-Engrossed) – On passage of the bill the vote was: Yeas, 49; Nays, 7 – Barnhart, Garrard, Kropf, Nolan, Ringo, Tomei, Witt; Excused, 4 – Morgan, Nelson, Patridge, Westlund. Bill passed.

Barnhart requested the following explanation of his vote be entered in the Journal:

“I support the functions of the Secretary of State office, but I cannot support an increase in the budget before K-12, Higher Ed and SDSL budgets are reviewed and approved.”

HB 2456, 2790, 2821 – By unanimous consent, on request of Speaker, rules suspended and bills remaining on today’s Third Reading of House Bills carried over and placed in their proper order on Friday’s, March 9, 2001 Calendar.

SB 5537, 5543, 262, 296, 352, 394, 440, 520, 521 – Read first time and passed to Speaker's desk for referral.

SB 75, 76, 168, 318 – Referred from Speaker’s desk to the Committee on Judiciary.

SB 253, 264, 329, 336 – Read second time and passed to third reading.

HB 2406 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended and Close allowed to be recorded as voting “aye” on passage of bill.

Speaker announced appointment of members to the following committees:

ASSET FORFEITURE OVERSIGHT COMMITTEE – Garrard, Chair; Hansen, Doyle.

CAPITOL PLANNING COMMISSION – Winters.

COLUMBIA RIVER RESOURCE TASK FORCE – Jenson, Smith, P.

COMMISSION FOR CHILD CARE – Zauner, Monnes Anderson.

COMMISSION FOR WOMEN – Wirth.

COMMISSION ON BLACK AFFAIRS – Bowman.

COMMISSION ON HISPANIC AFFAIRS – Nelson.

COMMISSION ON INDIAN SERVICES – Smith, G.

EDUCATION COMMISSION OF THE STATES – Backlund, Hopson.

GOVERNOR’S COMMISSION ON SENIOR SERVICES – Ringo.

GOVERNOR’S COUNCIL ON ALCOHOL AND DRUG ABUSE PROGRAMS – Barnhart.

HUNGER RELIEF TASK FORCE – March.

INTERNATIONAL TRADE COMMISSION – Butler.

JOINT TASK FORCE ON WATER SUPPLY AND CONSERVATION – Jenson.

JUVENILE CRIME PREVENTION ADVISORY COMMITTEE – Knopp.

MULTI-STATE HIGHWAY TRANSPORTATION AGREEMENT – Butler.

ODOT EFFICIENCY COMMITTEE – Starr, Hass.

OREGON CHARITABLE CHECK-OFF COMMITTEE – Minnis.

OREGON HANFORD WASTE BOARD – Krummel, Merkley, Smith, G.

OHSU PRESIDENT’S ADVISORY COMMITTEE ON THE CENTER FOR RESEARCH ON OCCUPATIONAL AND ENVIRONMENTAL TOXICOLOGY – Bates, Lee.

PACIFIC NORTHWEST ECONOMIC REGION COMPACT – Butler, Jenson, Hansen, Hass (alternate), Smith, G. (alternate).

PACIFIC OCEAN RESOURCES COMPACT – Brown.

PUBLIC EMPLOYEE BENEFIT BOARD – Kropf.

SCHOOL REVENUE FORECAST COMMITTEE – Shetterly.

SEISMIC SAFETY POLICY ADVISORY COMMISSION – Leonard.

SPINAL CORD INJURY RESEARCH BOARD – Verger, Witt.

STATE COMMISSION ON CHILDREN AND FAMILIES – Carlson.

STATE WORKFORCE INVESTMENT BOARD – Kropf, Hansen, Beck (alternate), Nolan (alternate).

WESTERN STATES LEGISLATIVE FORESTRY TASK FORCE – Starr, Morgan.

WILLAMETTE VALLEY PASSENGER RAIL ADVISORY COUNCIL – Starr, Tomei.

WILLAMETTE RESTORATION INITIATIVE BOARD – Morgan.

PUBLIC LANDS ADVISORY COMMITTEE – Close.

OREGON STATE CAPITOL FOUNDATION – Rosenbaum.

House adjourned until 11:00 a.m., Friday, March 9, 2001 on motion of Minnis.

Friday, March 9, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 8 – Bowman, Hansen, Kafoury, King, Minnis, Morgan, Nelson, Westlund.

Opening Ceremony presented by Pat Burnet, Humanist Pastoral Counselor of Greater Portland.

Speaker in Chair.

SB 126, 235, 267, HB 2157 – Message from the Senate announcing passage.

SCR 7 – Message from the Senate announcing adoption.

HJM 15, 17, 18, 19, 20, HJR 54 – Introduced, read and passed to Speaker's desk for referral.

SCR 7 – Read first time and passed to Speaker's desk for referral.

HJM 10, 12 – Referred from Speaker's desk to the following committees: 12 – Advancing E-Government; 10 – Transportation.

HJR 39, 40, 41, 42 – Referred from Speaker's desk to the following committees: 39 – Government Efficiency with subsequent referral to School Funding and Tax Fairness/Revenue; 40, 41 – Rules, Redistricting and Public Affairs; 42 – School Funding and Tax Fairness/Revenue.

HB 2055 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

HB 2163 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed.

HB 2213 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

HB 2224 – Report by Committee on Stream Restoration and Species Recovery recommending passage.

HB 2285 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 2569 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 2580 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

HB 2862 – Report by Committee on Stream Restoration and Species Recovery recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 2866 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

HB 2031 (B-Engrossed) – Shetterly moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 52; Excused, 8 – Bowman, Hansen, Kafoury, King, Minnis, Morgan, Nelson, Westlund. Bill repassed.

HB 3596, 3603, 3604, 3605, 3606, 3607, 3608, 3609, 3610, 3611, 3612, 3613, 3614, 3616, 3617, 3618, 3619, 3620, 3621, 3622, 3623, 3624, 3625, 3626, 3627, 3628, 3629, 3630, 3631, 3633, 3634, 3635, 3636, 3637, 3639, 3640, 3641, 3642, 3643, 3644, 3645, 3646, 3648, 3649, 3650, 3651, 3652, 3653, 3654, 3655, 3656, 3658, 3659, 3660, 3661, 3662, 3663, 3664, 3665, 3666, 3668, 3669, 3670, 3671, 3672, 3673, 3675, 3676, 3677, 3678, 3679, 3680, 3681, 3682, 3683, 3684, 3685, 3686, 3687, 3688, 3689, 3690, 3691, 3692, 3693, 3694, 3695, 3696, 3700, 3707, 3708, 3709, 3710, 3711, 3712, 3713, 3714, 3715, 3716, 3717, 3718, 3719, 3720, 3721, 3722, 3723, 3724, 3725, 3726, 3727, 3728, 3729, 3730, 3744, 3745, 3746, 3747, 3748, 3749, 3750, 3751, 3752, 3753, 3754, 3755 – Read first time and passed to Speaker's desk for referral.

HB 3182, 3183, 3188, 3189, 3235, 3237, 3238, 3239, 3246, 3251, 3263, 3264, 3265, 3266, 3267, 3268, 3269, 3270, 3272, 3273, 3274, 3275, 3276, 3278, 3279, 3280, 3281, 3282, 3283, 3285, 3286, 3287, 3288, 3289, 3290, 3292, 3293, 3294, 3295, 3296, 3297, 3298, 3299, 3300, 3301, 3302, 3303, 3305, 3306, 3307, 3308, 3309, 3332, 3333, 3334, 3335, 3421, 3422, 3423, 3424, 3425, 3426, 3438, 3445, 3596 – Referred from Speaker's desk to the following committee: 3289 – Advancing E-Government; 3266, 3426 – Agriculture and Forestry; 3288, 3292, 3308, 3309, 3422, 3596 – Business, Labor and Consumer Affairs; 3275, 3299, 3423 – Government Efficiency; 3267, 3268, 3274, 3282, 3283, 3286, 3300 – Health and Public Advocacy; 3293, 3305, 3306 – Health and Public Advocacy with subsequent referral to Ways and Means; 3246, 3251, 3263, 3264, 3265, 3269, 3270, 3273, 3281, 3285, 3294, 3295, 3296, 3297, 3298, 3332, 3425, 3438, 3445 – Judiciary; 3183 – Land Use and Regulatory Fairness; 3189, 3235, 3238, 3272, 3287, 3303, 3333, 3421 – Rules, Redistricting and Public Affairs; 3280, 3335 – School

Funding and Tax Fairness/Revenue; 3182 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 3424 – Smart Growth and Commerce; 3334 – Stream Restoration and Species Recovery; 3188, 3237, 3278, 3279, 3290 – Student Achievement and School Accountability; 3307 – Student Achievement and School Accountability with subsequent referral to Ways and Means; 3302 – Transportation; 3239 – Water and Environment; 3276, 3301 – Water and Environment with subsequent referral to Ways and Means.

HB 2027, 2344, 2385, 2644, 2718, 2777 – Read second time and passed to third reading.

SB 253 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 52; Excused, 8 – Bowman, Hansen, Kafoury, King, Minnis, Morgan, Nelson, Westlund. Bill passed.

SB 264 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 52; Excused, 8 – Bowman, Hansen, Kafoury, King, Minnis, Morgan, Nelson, Westlund. Bill passed.

HB 2456 (A-Engrossed) – Read third time. Carried by Brown. On passage of the bill the vote was: Yeas, 44; Nays, 7 – Barnhart, Beck, Gardner, Nolan, Rosenbaum, Schrader, Walker, V.; Absent, 1 – Shetterly; Excused, 8 – Bowman, Hansen, Kafoury, King, Minnis, Morgan, Nelson, Westlund. Bill passed.

HB 2790 – Read third time. Carried by Lee. On passage of the bill the vote was: Yeas, 52; Excused, 8 – Bowman, Hansen, Kafoury, King, Minnis, Morgan, Nelson, Westlund. Bill passed.

HB 2821 – By unanimous consent, on request of Speaker, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Monday's, March 12, 2001 Calendar.

HB 2161 (A-Engrossed) – Read third time. Carried by Brown.

Wilson in Chair.

Potential conflict of interest declared by Hayden.

Potential conflict of interest declared by Walker, C.

Potential conflict of interest declared by Johnson.

HB 2161 (A-Engrossed) – On passage of the bill the vote was: Yeas, 47; Nays, 5 – Merkley, Nolan, Ringo, Schrader, Wirth; Excused, 8 – Bowman, Hansen, Kafoury, King, Minnis, Morgan, Nelson, Westlund. Bill passed.

Schrader requested the following explanation of his vote be entered in the Journal:

"I support the 30% tax credit as outlined in legislative statute. However, in this tight budget environment, when the revenue forecast is 108 million dollars down, it is inappropriate to grant tax breaks in excess of what we have.

"All sectors in Oregon should share in paring back enhancements to meet the basic needs of our children.

"Other taxpayers will pay more to make up this tax break."

SB 126, 235, 267 – Read first time and passed to Speaker's desk for referral.

SB 214, 368 – Read second time and passed to third reading.

SB 329 (A-Engrossed) – Read third time. Carried by Beck. On passage of the bill the vote was: Yeas, 50; Nays, 1 – Schrader; Absent, 1 – Williams; Excused, 8 – Bowman, Hansen, Kafoury, King, Minnis, Morgan, Nelson, Westlund. Bill passed.

Schrader requested the following explanation of his vote be entered in the Journal:

"Although I support higher education as well as K-12 education, we have an extremely tight budget. I do not believe that, given our current revenue situation, we can afford to give this tax break to higher education. Cities and counties, constrained by Measure 5, are also dealing with revenue shortfalls.

"In short, we cannot give a 2 million dollar tax exemption when other critical program budgets are in danger of being cut."

SB 336 – Read third time. Carried by Hass. On passage of the bill the vote was: Yeas, 52; Excused, 8 – Bowman, Hansen, Kafoury, King, Minnis, Morgan, Nelson, Westlund. Bill passed.

House adjourned until 11:00 a.m., Monday, March 12, 2001 on motion of Jensen.

Monday, March 12, 2001 – Morning Session

House convened at 11:00 a.m. Speaker in Chair. All present except: Excused, 5 – Barnhart, Bates, Minnis, Verger, Walker, C.

Posting of the Colors by Girl Scout Troop 234, Toledo.

Moment of silence observed.

Speaker Pro Tempore in Chair.

SB 446, HB 5016, 5031 – Message from the Senate announcing passage.

HCR 2, HB 2233 – Message from the Senate announcing President signed.

HJM 21 – Introduced, read and passed to Speaker's desk for referral.

HJR 50, HR 4 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

HB 2077 – Report by Committee on Health and Public Advocacy recommending passage.

HB 2093 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 2856 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

SB 314 (A-Engrossed) – Report by Committee on Agriculture and Forestry recommending passage and be placed on Consent Calendar.

HCR 1 – Read second time as a Special Order of Business. Carried by Williams, Hansen. On adoption of the resolution the vote was: Yeas, 55; Excused, 5 – Barnhart, Bates, Minnis, Verger, Walker, C. Resolution adopted.

HB 3193, 3234, 3240, 3330, 3495, 3584, 3597, 3598, 3638, 3647, 3667, 3697, 3698, 3699, 3701, 3702, 3703, 3704, 3705, 3706, 3756, 3757, 3759, 3760, 3761, 3762, 3763, 3764, 3765, 3766, 3767, 3768, 3769, 3770, 3771, 3772, 3773, 3774, 3775, 3776, 3777, 3778, 3779, 3780, 3781, 3782, 3783, 3784, 3785, 3788, 3789, 3790, 3791, 3792, 3793, 3794, 3796, 3798, 3806, 3807, 3808, 3810, 3811, 3812, 3817, 3818, 3819, 3820, 3825, 3828 – Read first time and passed to Speaker's desk for referral.

HB 3209, 3271, 3284, 3291, 3310, 3311, 3312, 3313, 3314, 3315, 3316, 3320, 3321, 3322, 3323, 3337, 3338, 3339, 3340, 3341, 3342, 3343, 3344, 3345, 3346, 3347, 3348, 3349, 3350, 3351, 3352, 3353, 3354, 3355, 3356, 3357, 3358, 3359, 3360, 3361, 3362, 3364 – Referred from Speaker's desk to the following committees: 3209, 3345, 3346, 3359 – Advancing E-Government; 3310, 3350 – Business, Labor and Consumer Affairs; 3337 – Government Efficiency with subsequent referral to School Funding and Tax Fairness/Revenue; 3284, 3311, 3312, 3338, 3339, 3340, 3353 – Health and Public Advocacy; 3314, 3322, 3344, 3354, 3357, 3360 – Judiciary; 3315 – Judiciary with subsequent referral to Ways and Means; 3313, 3323 – Rules, Redistricting and Public Affairs; 3316, 3320, 3348, 3361, 3362 – School Funding and Tax Fairness/Revenue; 3342 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 3271, 3356, 3358 – Smart Growth and Commerce; 3341 – Stream Restoration and Species Recovery; 3321, 3352 – Student Achievement and School Accountability; 3347, 3349, 3351, 3355, 3364 – Transportation; 3291, 3343 – Water and Environment.

HB 2127, 2213, 2224, 2580 – Read second time and passed to third reading.

SB 214 (B-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 54; Absent, 1 – Leonard; Excused, 5 – Barnhart, Bates, Minnis, Verger, Walker, C. Bill passed.

HB 2821 (A-Engrossed) – Read third time. Carried by King.

Speaker in Chair.

HB 2821 (A-Engrossed) – On passage of the bill the vote was: Yeas, 55; Excused, 5 – Barnhart, Bates, Minnis, Verger, Walker, C. Bill passed.

HB 2027 – By unanimous consent, on request of Speaker, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Thursday's, March 15, 2001 Calendar.

HB 2344 (A-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 56; Excused, 4 – Barnhart, Bates, Verger, Walker, C. Bill passed.

Courtesies of the House and floor were extended to Bill Dwyer, former Representative from District 42.

HB 2385 (A-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 56; Excused, 4 – Barnhart, Bates, Verger, Walker, C. Bill passed.

HB 2644 (A-Engrossed) – Read third time. Carried by Krummel. On passage of the bill the vote was: Yeas, 55; Excused, 5 – Barnhart, Bates, Smith, T., Verger, Walker, C. Bill passed.

HB 2718 – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 55; Excused, 5 – Barnhart, Bates, Smith, T., Verger, Walker, C. Bill passed.

HB 2777 – Read third time. Carried by Carlson.

Speaker Pro Tempore in Chair.

HB 2777 – On passage of the bill the vote was: Yeas, 55; Excused, 5 – Barnhart, Bates, Smith, T., Verger, Walker, C. Bill passed.

SB 446 – Read first time and passed to Speaker's desk for referral.

SB 184, 306 – Read second time and passed to third reading.

SB 368 – Read third time. Carried by Leonard. On passage of the bill the vote was: Yeas, 55; Excused, 5 – Barnhart, Bates, Smith, T., Verger, Walker, C. Bill passed.

SB 488 – In compliance with House Rule 9.01, subsection (5), bill sent for review by Committee on Government Efficiency.

House adjourned until 11:00 a.m., Tuesday, March 13, 2001 on motion of Jensen.

Tuesday, March 13, 2001 – Morning Session

House convened at 11:00 a.m. Hill in Chair. All present except: Excused, 12 – Bates, Bowman, Brown, Lee, March, Morrisette, Patridge, Smith, P., Tomei, Verger, Walker, C., Winters.

Opening Ceremony presented by Pastor Scott Erickson, The People's Church, Salem.

SB 297 – Message from the Senate announcing passage.

SB 186 – Message from the Senate announcing President signed on Monday, March 12, 2001.

HCR 6, 7, 8, 9, 10, 11, HJM 22, 23, 24, 25, 26, 27, 28, 30, 31, HJR 53, 57, 58, 59, 60, 61, 62, HR 5, 6 – Introduced, read and passed to Speaker's desk for referral.

HCR 5 – Referred from Speaker's desk to Committee on Government Efficiency.

HJR 43, 44, 45, 46, 47, 48, 49, 51, 52 – Referred from Speaker’s desk to the following committees: 43 – Government Efficiency; 44, 47, 48 – Judiciary; 51 – Rules, Redistricting and Public Affairs; 45, 46, 49, 52 – School Funding and Tax Fairness/Revenue.

HM 1 – Referred from Speaker’s desk to the Committee on Agriculture and Forestry.

SJR 17 – Referred from Speaker’s desk to the Committee on Advancing E-Government.

HB 5023 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2137 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 2347 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2411 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 2458 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 2463 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 2583 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

HB 2672 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 2829 – Report by Committee on Smart Growth and Commerce recommending passage.

HB 3006 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

SB 5501 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5534 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5539 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 278 (A-Engrossed) – Report by Committee on Smart Growth and Commerce recommending passage.

SB 481 – Report by Committee on Smart Growth and Commerce recommending passage and be placed on Consent Calendar.

HB 3674, 3758, 3786, 3787, 3795, 3797, 3799, 3800, 3801, 3802, 3803, 3804, 3805, 3809, 3813, 3814, 3815, 3816, 3821, 3822, 3823, 3824, 3826, 3827, 3829, 3830, 3831, 3832, 3833, 3834, 3835, 3836, 3837, 3838, 3839, 3840, 3841, 3842, 3843, 3844, 3845, 3846, 3847, 3848, 3849, 3850, 3851, 3852, 3853, 3854, 3855, 3856, 3857, 3859, 3860, 3861, 3862, 3863, 3864, 3865, 3866, 3867, 3868, 3869, 3870, 3872, 3873, 3874, 3875, 3876, 3877, 3878, 3879, 3880, 3881, 3882, 3883, 3884, 3885, 3886, 3887, 3888, 3889, 3890, 3891, 3892, 3893, 3894, 3895, 3896, 3897, 3898, 3899, 3900, 3901, 3902, 3903, 3904, 3905, 3906, 3907, 3908, 3909, 3910, 3911, 3912, 3913, 3914, 3915, 3916, 3917, 3918, 3919, 3920, 3921, 3922, 3923, 3924, 3925, 3926, 3927, 3928, 3929, 3930, 3931, 3932, 3933, 3934, 3935, 3936, 3937, 3938, 3939, 3940, 3941, 3942 – Read first time and passed to Speaker's desk for referral.

HB 3365, 3366, 3367, 3368, 3369, 3381, 3382, 3383, 3384, 3385, 3386, 3387, 3388, 3389, 3390, 3391, 3392, 3393, 3394, 3395, 3396, 3397, 3398, 3399, 3401, 3402, 3403, 3404, 3405, 3406, 3407, 3408, 3409, 3410, 3411, 3412, 3413, 3414, 3415, 3416, 3417, 3418, 3439, 3440, 3441, 3442, 3443, 3444, 3446, 3452, 3454, 3455, 3457 – Referred from Speaker’s desk to the following committees: 3389 – Advancing E-Government; 3368, 3402, 3452 – Agriculture and Forestry; 3381, 3384, 3387, 3394, 3417, 3441 – Business, Labor and Consumer Affairs; 3414 – Business, Labor and Consumer Affairs with subsequent referral to Ways and Means; 3386 – Government Efficiency; 3382 – Government Efficiency with subsequent referral to School Funding and Tax Fairness/Revenue; 3367, 3369, 3442, 3444 – Health and Public Advocacy; 3388, 3457 – Health and Public Advocacy with subsequent referral to Ways and Means; 3390, 3398, 3443, 3446 – Judiciary; 3366, 3406, 3440 – Rules, Redistricting and Public Affairs; 3391, 3404, 3405 – School Funding and Tax Fairness/Revenue; 3365, 3416 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 3383, 3393, 3395, 3396, 3397, 3401, 3403, 3454 – Student Achievement and School Accountability; 3385, 3408, 3409, 3410, 3411, 3412, 3413 – Transportation; 3415 – Transportation with subsequent referral to Ways and Means; 3392, 3407, 3418, 3439, 3455 – Water and Environment; 3399 – Ways and Means.

HB 3091, 3092, 3206, 3207, 3208, 3210, 3211, 3212, 3217, 3219, 3221, 3222, 3223, 3224, 3225, 3226, 3227, 3228, 3229, 3230, 3231, 3232, 3317, 3318, 3319, 3324, 3325, 3326, 3327, 3328, 3329, 3331, 3336, 3363, 3370, 3371, 3372, 3373, 3374, 3791, 3812, 3862 – Referred from Speaker’s desk to the following committees: 3372, 3374 – Advancing E-Government; 3363, 3812 – Agriculture and Forestry; 3227 – Agriculture and Forestry with subsequent referral to Ways and Means; 3373 – Business, Labor and Consumer Affairs; 3224 – Government Efficiency with subsequent referral to Ways and Means; 3210, 3327 – Health and Public Advocacy; 3212, 3225, 3324 – Health and Public Advocacy with subsequent referral to Ways and Means; 3219, 3221, 3222, 3226, 3230, 3862 – Judiciary; 3229, 3232, 3317, 3328, 3329, 3371 – Rules, Redistricting and Public Affairs; 3319, 3325, 3370 – School Funding and Tax Fairness/Revenue; 3207, 3208, 3228, 3318, 3791 – Smart Growth and Commerce; 3091, 3092 – Stream Restoration and Species Recovery; 3217, 3231 – Student Achievement and School Accountability; 3211 –

Student Achievement and School Accountability with subsequent referral to Ways and Means; 3206, 3336 – Transportation; 3223, 3326, 3331 – Water and Environment.

HB 2077, 2163, 2285, 2569, 2866 – Read second time and passed to third reading.

SB 184 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 46; Excused, 12 – Bates, Bowman, Brown, Lee, March, Morrisette, Patridge, Smith, P., Tomei, Verger, Walker, C., Winters; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill passed.

SB 306 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 46; Excused, 12 – Bates, Bowman, Brown, Lee, March, Morrisette, Patridge, Smith, P., Tomei, Verger, Walker, C., Winters; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill passed.

HB 2127 (A-Engrossed) – Read third time. Carried by Knopp. On passage of the bill the vote was: Yeas, 47; Nays, 1 – Leonard; Excused, 12 – Bates, Bowman, Brown, Lee, March, Morrisette, Patridge, Smith, P., Tomei, Verger, Walker, C., Winters. Bill passed.

HB 2213 – Read third time. Carried by Starr. On passage of the bill the vote was: Yeas, 48; Excused, 12 – Bates, Bowman, Brown, Lee, March, Morrisette, Patridge, Smith, P., Tomei, Verger, Walker, C., Winters. Bill passed.

HB 2224 – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 47; Nays, 1 – Lowe; Excused, 12 – Bates, Bowman, Brown, Lee, March, Morrisette, Patridge, Smith, P., Tomei, Verger, Walker, C., Winters. Bill passed.

HB 2580 – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 48; Excused, 12 – Bates, Bowman, Brown, Lee, March, Morrisette, Patridge, Smith, P., Tomei, Verger, Walker, C., Winters. Bill passed.

SB 297 – Read first time and passed to Speaker's desk for referral.

SB 5515, 5537, 5543, 120, 124, 193, 273, 366, 511, 601 – Referred from Speaker's desk to the following committees: 273 – Advancing E-Government; 193 – Business, Labor and Consumer Affairs; 601 – Health and Public Advocacy; 120, 124, 366 – Judiciary; 511 – Student Achievement and School Accountability; 5515, 5537, 5543 – Ways and Means.

SB 325 – Referred from Speaker's desk to the Committee on Student Achievement and School Accountability.

House adjourned until 11:00 a.m., Wednesday, March 14, 2001 on motion of Jensen.

Wednesday, March 14, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 4 – Brown, Morrisette, Patridge, Smith, P.

Opening Ceremony presented by Chaplain Harry Gabriel, Oregon Military Department, Clackamas.

Opening Ceremony presented by The Molly Malone Irish Dancers, Portland and Salem.

SB 133, 183, 305, 413, 437, 461, 507, HB 2410, 2425 – Message from the Senate announcing passage.

SCR 3 – Referred from Speaker's desk to the Committee on Government Efficiency.

HB 2216 – Report by Committee on Judiciary recommending passage.

HB 2217 – Report by Committee on Judiciary recommending passage.

HB 2218 – Report by Committee on Judiciary recommending passage.

HB 2594 – Report by Committee on Judiciary recommending passage.

HB 2608 – Report by Committee on Judiciary recommending passage.

HB 2609 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2667 – Report by Committee on Judiciary recommending passage.

HB 2789 – Report by Committee on Water and Environment recommending passage.

SB 5515 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5537 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5543 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 3218, 3375, 3376, 3377, 3378, 3379, 3380, 3400, 3419, 3420, 3427, 3428, 3429, 3430, 3431, 3432, 3433, 3435, 3436, 3437, 3447, 3448, 3449, 3450, 3451, 3453, 3456, 3458, 3459, 3460, 3461, 3462, 3463, 3464, 3465, 3466, 3470, 3471, 3472, 3473, 3474, 3475, 3476, 3477, 3478, 3479, 3480, 3481, 3482, 3483, 3484, 3485, 3486, 3487, 3488, 3501, 3502, 3503, 3504, 3505, 3506, 3507, 3755 – Referred from Speaker's desk to the following committees: 3485, 3488 – Agriculture and Forestry; 3487 – Agriculture and Forestry with subsequent referral to Ways and Means; 3379, 3420, 3427, 3447, 3453, 3459, 3475 – Business, Labor and Consumer Affairs; 3376 – Business, Labor and Consumer Affairs with subsequent referral to Ways and Means; 3481 – Government Efficiency; 3478 – Government Efficiency with subsequent referral to School Funding and Tax Fairness/Revenue; 3218, 3380, 3448, 3464, 3479, 3503, 3507 – Health and Public Advocacy; 3437, 3460, 3461, 3462, 3463, 3480, 3505 – Judiciary; 3375 – Judiciary with subsequent referral to Ways and Means; 3378, 3431, 3473, 3474 – Rules, Redistricting and Public Affairs; 3377, 3419, 3430, 3458 – School Funding and Tax

Fairness/Revenue; 3432, 3433, 3400 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 3436, 3456, 3472, 3501, 3502 – Smart Growth and Commerce; 3451, 3477, 3484 – Stream Restoration and Species Recovery; 3428, 3429, 3435, 3465, 3476 – Student Achievement and School Accountability; 3506, 3755 – Student Achievement and School Accountability with subsequent referral to Ways and Means; 3471, 3483, 3504 – Transportation; 3449, 3450, 3466, 3470, 3482, 3486 – Water and Environment.

HB 2093, 2583, 2829, 2856 – Read second time and passed to third reading.

HB 2055 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Thursday's, March 15, 2001 Calendar.

HB 2077 – Read third time. Carried by Garrard. On passage of the bill the vote was: Yeas, 56; Excused, 4 – Brown, Morrisette, Patridge, Smith, P. Bill passed.

HB 2163 (A-Engrossed) – Read third time. Carried by King. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Nolan; Excused, 4 – Brown, Morrisette, Patridge, Smith, P. Bill passed.

HB 2285 (A-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 55; Excused, 5 – Brown, Morrisette, Patridge, Smith, P., Winters. Bill passed.

HB 2569, 2866 – By unanimous consent, on request of Chair, rules suspended and bills taken from today's Third Reading of House Bills and placed in their proper order on Thursday's, March 15, 2001 Calendar.

SB 133, 183, 305, 413, 437, 461, 507 – Read first time and passed to Speaker's desk for referral.

SB 227, 250, 315 – Referred from Speaker's desk to the following committees: 315 – Agriculture and Forestry; 227 – Judiciary; 250 – Student Achievement and School Accountability.

SB 5501, 5534, 5539, 278, 314 – Read second time and passed to third reading.

HB 2124, 2125, SB 186 – Speaker signed.

House adjourned until 11:00 a.m., Thursday, March 15, 2001 on motion of Jenson.

Thursday, March 15, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 3 – Carlson, Nelson, Wirth; Excused for business of the House, 4 – Gardner, Minnis, Westlund, Speaker Simmons.

Opening Ceremony presented by Dr. Alfred E. Birch, President, Oregon Conference of the Seventh Day Adventist Church, Clackamas.

Opening Ceremony presented by Ring of Fire Bell Choir, Tualatin Valley Junior Academy, directed by Jason Wells, Hillsboro.

SB 5521, 5522, 5523 – Message from the Senate announcing passage.

SB 329 – Message from the Senate announcing concurrence and repassage.

HJR 64 – Introduced, read and passed to Speaker's desk for referral.

HJM 28 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

HJR 55, 56 – Referred from Speaker's desk to the following committees: 56 – Government Efficiency; 55 – Smart Growth and Commerce.

HB 2150 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2348 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2386 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2387 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2548 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 2610 – Report by Committee on Judiciary recommending passage.

HB 2817 – Report by Committee on Judiciary without recommendation as to passage and be referred to Committee on Transportation. Bill referred to Committee on Transportation by order of the Speaker.

SB 201 – Report by Committee on Transportation recommending passage.

HB 3858, 3871 – Read first time and passed to Speaker's desk for referral.

HB 3063, 3157, 3191, 3192, 3194, 3195, 3196, 3197, 3198, 3199, 3200, 3201, 3202, 3203, 3204, 3205, 3213, 3214, 3215, 3216, 3233, 3434, 3467, 3468, 3469, 3489, 3490, 3492, 3493, 3494, 3496, 3497, 3498, 3499, 3500, 3508, 3509, 3510, 3511, 3512, 3513, 3514, 3515, 3516, 3517, 3518, 3519, 3520, 3521, 3522, 3523, 3524, 3525, 3526, 3527, 3528, 3529, 3530, 3531, 3532, 3533, 3534, 3535, 3536, 3537, 3538, 3539, 3540, 3541, 3542, 3543, 3544, 3545, 3546, 3547, 3548, 3549, 3551, 3552, 3553, 3554, 3555, 3556, 3557, 3559, 3560, 3561, 3562, 3563, 3564, 3565, 3566, 3567, 3568, 3569, 3570, 3571, 3572,

3573, 3574, 3575, 3576, 3577, 3578, 3579, 3580, 3581, 3582, 3583, 3585, 3586, 3587, 3588, 3589, 3590, 3591, 3592, 3593, 3594, 3595, 3599, 3600, 3601, 3602, 3615, 3627, 3632, 3731, 3732, 3733, 3734, 3735, 3736, 3737, 3738, 3739, 3740, 3742, 3743 – Referred from Speaker's desk to the following committees: 3530 – Agriculture and Forestry; 3468 – Agriculture and Forestry with subsequent referral to Ways and Means; 3197, 3434, 3469, 3523, 3525, 3526, 3529, 3532, 3566, 3573, 3574, 3575, 3582, 3589, 3601, 3615, 3627, 3732 – Business, Labor and Consumer Affairs; 3203 – Business, Labor and Consumer Affairs with subsequent referral to Ways and Means; 3540, 3583, 3735 – Government Efficiency; 3556 – Government Efficiency with subsequent referral to School Funding and Tax Fairness/Revenue; 3539, 3554 – Government Efficiency with subsequent referral to Ways and Means; 3200, 3214, 3492, 3493, 3512, 3528, 3531, 3542, 3553, 3568, 3581 – Health and Public Advocacy; 3516 – Health and Public Advocacy with subsequent referral to Ways and Means; 3202, 3205, 3489, 3496, 3497, 3498, 3509, 3513, 3514, 3515, 3517, 3518, 3520, 3533, 3535, 3541, 3544, 3545, 3559, 3560, 3567, 3570, 3594 – Judiciary; 3191, 3194, 3467, 3524, 3543, 3576, 3577, 3595, 3731, 3734, 3737, 3739, 3742, 3743 – Rules, Redistricting and Public Affairs; 3555 – Rules, Redistricting and Public Affairs with subsequent referral to School Funding and Tax Fairness/Revenue; 3201, 3216, 3494, 3510, 3519, 3580 – School Funding and Tax Fairness/Revenue; 3199, 3537 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 3192, 3500, 3527, 3736, 3740 – Smart Growth and Commerce; 3538, 3733 – Smart Growth and Commerce with subsequent referral to School Funding and Tax Fairness/Revenue; 3551 – Smart Growth and Commerce with subsequent referral to Ways and Means; 3213, 3522, 3546, 3547, 3564, 3565, 3572, 3579, 3586, 3587 – Stream Restoration and Species Recovery; 3552, 3562, 3602, 3632 – Student Achievement and School Accountability; 3549 – Student Achievement and School Accountability with subsequent referral to School Funding and Tax Fairness/Revenue; 3561 – Student Achievement and School Accountability with subsequent referral to Ways and Means; 3508, 3511, 3521, 3548, 3569, 3588, 3591, 3593 – Transportation; 3063, 3195, 3499 – Transportation with subsequent referral to Ways and Means; 3196, 3204, 3233, 3536, 3557, 3563, 3571, 3578, 3585, 3590, 3599, 3600, 3738 – Water and Environment; 3215 – Water and Environment with subsequent referral to School Funding and Tax Fairness/Revenue; 3198, 3490, 3592 – Water and Environment with subsequent referral to Ways and Means; 3157, 3534 – Ways and Means.

HB 5023, 2137, 2216, 2217, 2218, 2347, 2411, 2458, 2463, 2594, 2608, 2667, 2672, 2789, 3006 – Read second time and passed to third reading.

SB 314 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 53; Excused, 3 – Carlson, Nelson, Wirth; Excused for business of the House, 4 – Gardner, Minnis, Westlund, Speaker Simmons. Bill passed.

HB 2027 – Read third time. Carried by Bates. On passage of the bill the vote was: Yeas, 53; Excused, 3 – Carlson,

Nelson, Wirth; Excused for business of the House, 4 – Gardner, Minnis, Westlund, Speaker Simmons. Bill passed.

HB 2055 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Friday's, March 16, 2001 Calendar.

HB 2569 (A-Engrossed) – Read third time. Carried by Brown. On passage of the bill the vote was: Yeas, 51; Nays, 2 – Close, Knopp; Excused, 3 – Carlson, Nelson, Wirth; Excused for business of the House, 4 – Gardner, Minnis, Westlund, Speaker Simmons. Bill passed.

HB 2866 (A-Engrossed) – Read third time. Carried by Smith, P. On passage of the bill the vote was: Yeas, 45; Nays, 8 – Barnhart, Beck, Hansen, Kafoury, Nolan, Rosenbaum, Schrader, Walker, V.; Excused, 3 – Carlson, Nelson, Wirth; Excused for business of the House, 4 – Gardner, Minnis, Westlund, Speaker Simmons. Bill passed.

HB 2093 (A-Engrossed) – Read third time. Carried by Close. On passage of the bill the vote was: Yeas, 52; Excused, 4 – Carlson, Nelson, Williams, Wirth; Excused for business of the House, 4 – Gardner, Minnis, Westlund, Speaker Simmons. Bill passed.

HB 2583 – Read third time. Carried by Devlin. On passage of the bill the vote was: Yeas, 47; Nays, 6 – Close, Hayden, Knopp, Morrisette, Smith, G., Smith, P.; Excused, 4 – Carlson, Nelson, Williams, Wirth; Excused for business of the House, 3 – Minnis, Westlund, Speaker Simmons. Bill passed.

HB 2829 – Read third time. Carried by Morrisette. On passage of the bill the vote was: Yeas, 51; Nays, 1 – Nolan; Absent, 1 – Brown; Excused, 4 – Carlson, Nelson, Williams, Wirth; Excused for business of the House, 3 – Minnis, Westlund, Speaker Simmons. Bill passed.

HB 2856 (A-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 44; Nays, 9 – Ackerman, Barnhart, Bates, Butler, Merkley, Monnes Anderson, Nolan, Ringo, Witt; Excused, 4 – Carlson, Nelson, Williams, Wirth; Excused for business of the House, 3 – Minnis, Westlund, Speaker Simmons. Bill passed.

SB 5521, 5522, 5523 – Read first time and passed to Speaker's desk for referral.

SB 262, 296, 352, 394, 440, 520, 521 – Referred from Speaker's desk to the following committees: 394, 440 – Business, Labor and Consumer Affairs; 352 – Judiciary; 520, 521 – School Funding and Tax Fairness/Revenue; 262 – Student Achievement and School Accountability; 296 – Transportation.

SB 5515, 5537, 5543, 481 – Read second time and passed to third reading.

SB 5501, 5534, 5539, 278 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Friday's, March 16, 2001 Calendar.

HB 2829 – By unanimous consent, on request of Gardner, rules suspended and Brown allowed to be recorded as voting “aye” on passage of bill.

House adjourned until 11:00 a.m., Friday, March 16, 2001 on motion of Jenson.

Friday, March 16, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 6 – Carlson, Hansen, Kropf, Krummel, Nelson, Smith, G.

Opening Ceremony presented by J. J. O'Connor-Fitzgerald, Portland.

Opening Ceremony presented by Senator Tony Corcoran, District 22, Cottage Grove.

SB 214 – Message from the Senate announcing concurrence and repassage.

HB 2124, 2125 – Message from the Senate announcing President signed.

HJM 32 – Introduced, read and passed to Speaker's desk for referral.

HJM 21 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

SCR 7 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

HB 2103 – Report by Committee on Smart Growth and Commerce recommending passage.

HB 2104 – Report by Committee on Smart Growth and Commerce recommending passage.

HB 2393 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2656 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

HB 2808 – Report by Committee on Transportation recommending passage.

HB 2818 – Report by Committee on Transportation recommending passage and be placed on Consent Calendar.

SB 21 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage and be placed on Consent Calendar.

SB 480 – Report by Committee on Government Efficiency recommending passage and be placed on Consent Calendar.

SB 489 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

SB 626 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SCR 2 – Report by Committee on Government Efficiency recommending adoption.

HB 3943 – Read first time and passed to Speaker's desk for referral.

HB 3491, 3550, 3558, 3603, 3604, 3605, 3606, 3607, 3608, 3609, 3610, 3611, 3612, 3613, 3614, 3616, 3617, 3618, 3619, 3620, 3621, 3622, 3623, 3624, 3625, 3626, 3628, 3629, 3630, 3631, 3633, 3634, 3635, 3636, 3637, 3639, 3640, 3641, 3642, 3643, 3644, 3645, 3646, 3648, 3649, 3650, 3651, 3652, 3653, 3654, 3655, 3656, 3658, 3659, 3660, 3661, 3662, 3663, 3730, 3741, 3909 – Referred from Speaker's desk to the following committees: 3603, 3604, 3605, 3606, 3608, 3609, 3611, 3612, 3614, 3617, 3620, 3625, 3626, 3645, 3659 – Business, Labor and Consumer Affairs; 3621, 3624, 3909 – Business, Labor and Consumer Affairs with subsequent referral to Ways and Means; 3613, 3656 – Government Efficiency; 3616, 3618, 3630, 3635, 3653 – Health and Public Advocacy; 3639, 3642, 3652, 3661 – Judiciary; 3607, 3610, 3636, 3658 – Rules, Redistricting and Public Affairs; 3628, 3629, 3643 – School Funding and Tax Fairness/Revenue; 3631, 3640, 3641 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 3633, 3649, 3650, 3651, 3660 – Smart Growth and Commerce; 3637 – Stream Restoration and Species Recovery; 3619, 3648 – Student Achievement and School Accountability; 3655 – Student Achievement and School Accountability with subsequent referral to Ways and Means; 3646, 3662, 3663 – Transportation; 3491, 3550, 3558, 3622, 3623, 3634, 3654, 3730, 3741 – Water and Environment; 3644 – Ways and Means.

HB 2609, 2610 – Read second time and passed to third reading.

HB 3006 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 43; Nays, 8 – Ackerman, Barnhart, Hass, Kafoury, Lowe, Nolan, Ringo, Wirth; Excused, 6 – Carlson, Hansen, Kropf, Krummel, Nelson, Smith, G.; Excused for business of the House, 2 – Jenson, Merkley. Bill passed.

SB 481 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 53; Excused, 5 – Carlson, Hansen, Krummel, Nelson, Smith, G.; Excused for business of the House, 1 – Jenson. Bill passed.

HB 2055 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Monday's, March 19, 2001 Calendar.

HB 5023 (A-Engrossed) – Read third time. Carried by Johnson. On passage of the bill the vote was: Yeas, 51; Nays, 3 – Nolan, Tomei, Wirth; Excused, 5 – Carlson, Hansen, Krummel, Nelson, Smith, G. Bill passed.

HB 2137 (A-Engrossed) – Read third time. Carried by Zauner. On passage of the bill the vote was: Yeas, 50; Nays, 2

– Morrisette, Wirth; Absent, 2 – Barnhart, Brown; Excused, 5 – Carlson, Hansen, Krummel, Nelson, Smith, G. Bill passed.

HB 2216 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Monday's, March 19, 2001 Calendar.

HB 2217 – Read third time. Carried by Walker, V.

Wilson in Chair.

HB 2217 – On passage of the bill the vote was: Yeas, 52; Nays, 2 – Ackerman, Witt; Excused, 5 – Carlson, Hansen, Krummel, Nelson, Smith, G. Bill passed.

HB 2218 – Read third time. Carried by Ackerman. On passage of the bill the vote was: Yeas, 54; Excused, 5 – Carlson, Hansen, Krummel, Nelson, Smith, G. Bill passed.

HB 2347 (A-Engrossed) – Read third time. Carried by Witt. On passage of the bill the vote was: Yeas, 53; Excused, 5 – Carlson, Hansen, Krummel, Nelson, Smith, G.; Excused for business of the House, 1 – Winters. Bill passed.

HB 2411 (A-Engrossed) – Read third time. Carried by Devlin. On passage of the bill the vote was: Yeas, 51; Nays, 1 – Close; Absent, 1 – Kruse; Excused, 5 – Carlson, Hansen, Krummel, Nelson, Smith, G.; Excused for business of the House, 1 – Winters. Bill passed.

Close requested the following explanation of her vote be entered in the Journal:

"I voted 'No' on HB 2411 because I object to redefining 'minor' as someone under 18 years of age. Currently a 'minor' is anyone under the age of 21 years."

HB 2458, 2463, 2594, 2608, 2667, 2672, 2789 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Monday's, March 19, 2001 Calendar.

SB 201 – Read second time and passed to third reading.

SB 5501, 5534, 5539, 278, 5515, 5537, 5543 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Monday's, March 19, 2001 Calendar.

HB 2137 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and Barnhart allowed to be recorded as voting "aye" on passage of bill.

HB 2217 – By unanimous consent, on request of Minnis, rules suspended to permit Ackerman to change his vote from "nay" to "aye" on passage of bill.

House adjourned until 11:00 a.m., Monday, March 19, 2001 on motion of Jenson.

Monday, March 19, 2001 – Morning Session

House convened at 11:00 a.m. Doyle in Chair. All present.

Opening Ceremony presented by Reverend Paul Teyler, Gloria Dei Lutheran Church, Coos Bay.

HB 2233 – Message from the Governor announcing he signed on March 16, 2001.

SB 756, 843, 887, HB 5009, 5021, 5022, 5026, 5040, 2247, 2248, 2249 – Message from the Senate announcing passage.

HJM 13 – Introduced, read and passed to Speaker's desk for referral.

HJM 13, 15, 17, 18, 19, 20 – Referred from Speaker's desk to the following committees: 15 – Agriculture and Forestry; 17 – Smart Growth and Commerce; 19, 20 – Stream Restoration and Species Recovery; 18 – Transportation; 13 – Water and Environment.

HJR 54 – Referred from Speaker's desk to the Committee on Health and Public Advocacy.

HB 5038 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5044 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2200 – Report by Committee on Agriculture and Forestry recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2259 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 2306 – Report by Committee on Transportation recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2490 – Report by Committee on Health and Public Advocacy recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2767 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

SB 171 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

SB 275 – Report by Committee on Smart Growth and Commerce recommending passage.

SB 201 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 201 – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 58; Absent, 1 – Leonard. Bill passed.

HB 3944, 3945 – Read first time and passed to Speaker's desk for referral.

HB 3240, 3664, 3666, 3668, 3669, 3675, 3676, 3677, 3678, 3679, 3680, 3681, 3682, 3683, 3684, 3685, 3686, 3687, 3688, 3689, 3690, 3691, 3692, 3693, 3694, 3695, 3696, 3700, 3707, 3708, 3709, 3710, 3711, 3712, 3713, 3714, 3715, 3716, 3717, 3718, 3719, 3720, 3721, 3722, 3723, 3724, 3725, 3726, 3727, 3728, 3729, 3744, 3745, 3746, 3747, 3748, 3749, 3750, 3751, 3752, 3753, 3754 – Referred from Speaker's desk to the following committees: 3678, 3696 – Advancing E-Government; 3718 – Agriculture and Forestry; 3710, 3715, 3748, 3749 – Business, Labor and Consumer Affairs; 3754 – Government Efficiency; 3724, 3745, 3746 – Health and Public Advocacy; 3668, 3717 – Health and Public Advocacy with subsequent referral to Ways and Means; 3669, 3676, 3677, 3680, 3682, 3683, 3725, 3752 – Judiciary; 3675 – Judiciary with subsequent referral to Ways and Means; 3750, 3751 – Land Use and Regulatory Fairness; 3684, 3685, 3686, 3687, 3688, 3689, 3690, 3691, 3692, 3693, 3707, 3708, 3709 – Rules, Redistricting and Public Affairs; 3694, 3695 – Rules, Redistricting and Public Affairs with subsequent referral to Ways and Means; 3726, 3747, 3753 – School Funding and Tax Fairness/Revenue; 3700 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 3664, 3666, 3679 – Smart Growth and Commerce; 3727 – Smart Growth and Commerce with subsequent referral to Ways and Means; 3711, 3722, 3723, 3728, 3729 – Stream Restoration and Species Recovery; 3681 – Student Achievement and School Accountability; 3712 – Student Achievement and School Accountability with subsequent referral to Ways and Means; 3719 – Transportation; 3713, 3716, 3720, 3744 – Water and Environment; 3714 – Water and Environment with subsequent referral to School Funding and Tax Fairness/Revenue; 3240 – Water and Environment with subsequent referral to Ways and Means; 3721 – Ways and Means.

HB 2103, 2104, 2348, 2386, 2387, 2548, 2808 – Read second time and passed to third reading.

HB 2055 (A-Engrossed) – Read. Carried by Krummel. On passage of the bill the vote was: Yeas, 43; Nays, 16 – Bates, Beck, Butler, Gardner, Hansen, Hass, Hill, Kafoury, Kropf, Leonard, Lowe, Monnes Anderson, Ringo, Verger, Walker, V., Westlund. Bill passed.

HB 2216 – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 59. Bill passed.

HB 2458 (A-Engrossed) – Read third time. Carried by Schrader.

Smith, G. in Chair.

HB 2458 (A-Engrossed) – On passage of the bill the vote was: Yeas, 51; Nays, 8 – Beck, Devlin, Hansen, Leonard, Minnis, Monnes Anderson, Smith, P., Wirth. Bill passed.

HB 2463 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Tuesday's, March 20, 2001 Calendar.

HB 2594 – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 58; Nays, 1 – Johnson. Bill passed.

HB 2608 – Read third time. Carried by Backlund. On passage of the bill the vote was: Yeas, 59. Bill passed.

HB 2667, 2672, 2789, 2609, 2610 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Tuesday's, March 20, 2001 Calendar.

SCR 2 – By unanimous consent, on request of Chair, rules suspended and resolution remaining on today's Final Reading of Memorials and Resolutions carried over and placed in its proper order on Tuesday's, March 20, 2001 Calendar.

Courtesies of the House and floor were extended to Tim Josi, former Representative from District 3.

SB 756, 843, 887 – Read first time and passed to Speaker's desk for referral.

SB 126, 235, 267 – Referred from Speaker's desk to the following committees: 235, 267 – Health and Public Advocacy; 126 – Judiciary.

SB 626 – Read second time and passed to third reading.

SB 5501, 5534, 5539, 278, 5515, 5537, 5543 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Tuesday's, March 20, 2001 Calendar.

House adjourned until 11:00 a.m., Tuesday, March 20, 2001 on motion of Jenson.

Tuesday, March 20, 2001 – Morning Session

House convened at 11:00 a.m. Smith, T. in Chair. All present except: Excused, 3 – Morrisette, Smith, P., Starr.

Opening Ceremony presented by Pastor David Walmer, Grace Christian Fellowship, Clackamas.

SB 20, 177, 280, 445, 690 – Message from the Senate announcing passage.

HCR 3 – Message from the Senate announcing adoption as amended by the Senate.

HJR 65 – Introduced, read and passed to Speaker's desk for referral.

HJM 32 – Referred from Speaker's desk to the Committee on Health and Public Advocacy.

HJR 64 – Referred from Speaker’s desk to the Committee on School Funding and Tax Fairness/Revenue.

HB 2152 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 2489 – Report by Committee on Student Achievement and School Accountability recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 2562 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 2759 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2858 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 3358 – Report by Committee on Smart Growth and Commerce recommending passage.

HB 3193, 3234, 3330, 3495, 3584, 3597, 3598, 3638, 3647, 3665, 3667, 3670, 3671, 3672, 3673, 3697, 3698, 3699, 3701, 3702, 3703, 3704, 3705, 3706, 3756, 3757, 3759, 3760, 3762, 3763, 3764, 3765, 3766, 3767, 3768, 3769, 3770, 3771, 3772, 3773, 3774, 3775, 3776, 3777, 3778, 3779, 3780, 3781, 3782, 3783, 3784, 3785, 3788, 3789, 3790, 3792, 3794, 3796, 3798, 3806, 3807, 3808, 3810, 3811, 3816, 3817, 3818, 3819, 3820, 3825, 3828, 3838, 3858, 3871, 3920, 3943, 3944, 3945 – Referred from Speaker’s desk to the following committees: 3697 – Advancing E-Government; 3776 – Advancing E-Government with subsequent referral to Ways and Means; 3811 – Agriculture and Forestry; 3759, 3764, 3769, 3779, 3784, 3792, 3794, 3806, 3807, 3944 – Business, Labor and Consumer Affairs; 3330, 3780 – Business, Labor and Consumer Affairs with subsequent referral to Ways and Means; 3667, 3757, 3760, 3765, 3771, 3778, 3817 – Health and Public Advocacy; 3702, 3774, 3816, 3943 – Health and Public Advocacy with subsequent referral to Ways and Means; 3495, 3647, 3665, 3670, 3701, 3704, 3772, 3775, 3798, 3838, 3920 – Judiciary; 3671, 3672, 3673, 3763, 3777, 3781 – Rules, Redistricting and Public Affairs; 3698, 3705, 3706, 3770 – School Funding and Tax Fairness/Revenue; 3699, 3762, 3767, 3782, 3783, 3785, 3788, 3789, 3790, 3796, 3825 – Smart Growth and Commerce; 3703 – Smart Growth and Commerce with subsequent referral to Ways and Means; 3638, 3766, 3808, 3818, 3828 – Stream Restoration and Species Recovery; 3193, 3584 – Student Achievement and School Accountability; 3756, 3871 – Transportation with subsequent referral to Ways and Means; 3597, 3598, 3768, 3773, 3810, 3819, 3820, 3858, 3945 – Water and Environment; 3234 – Water and Environment with subsequent referral to Ways and Means.

HB 2393, 2656, 2818 – Read second time and passed to third reading.

HB 2463 – By unanimous consent, on request of Chair, rules suspended and bill taken from today’s Third Reading of House Bills and placed in its proper order on Thursday’s, March 22, 2001 Calendar.

HB 2667 – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 56; Excused, 3 – Morrisette, Smith, P., Starr. Bill passed.

HB 2672 (A-Engrossed) – Read third time. Carried by Close. On passage of the bill the vote was: Yeas, 29; Nays, 21 – Ackerman, Barnhart, Bates, Beck, Gardner, Hansen, Hass, Hill, Hopson, Johnson, Kafoury, Lowe, Merkley, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, C., Walker, V., Wirth; Excused, 9 – Brown, Carlson, March, Monnes Anderson, Morrisette, Patridge, Smith, P., Starr, Winters.

Hill changed vote from “aye” to “nay” and served notice of possible reconsideration.

HB 2672 (A-Engrossed) – Bill failed.

Courtesies of the House and floor were extended to Barbara Roberts, former Representative from District 17.

Wirth in Chair.

HB 2789 – Read third time. Kruse moved bill be rereferred to Committee on Water and Environment. Motion carried on viva voce vote. Bill rereferred.

HB 2609 (A-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 47; Excused, 11 – Brown, Carlson, March, Minnis, Monnes Anderson, Morrisette, Patridge, Smith, P., Starr, Verger, Winters; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

HB 2610 – Read third time. Carried by Walker, C. On passage of the bill the vote was: Yeas, 48; Excused, 11 – Brown, Carlson, March, Minnis, Monnes Anderson, Morrisette, Patridge, Smith, P., Starr, Verger, Winters. Bill passed.

HB 2103 – Read third time. Carried by Garrard. On passage of the bill the vote was: Yeas, 41; Nays, 6 – Hass, Nolan, Ringo, Rosenbaum, Wirth, Witt; Absent, 1 – Walker, C.; Excused, 11 – Brown, Carlson, March, Minnis, Monnes Anderson, Morrisette, Patridge, Smith, P., Starr, Verger, Winters. Bill passed.

HB 2104 – Read third time. Witt moved bill be referred to Committee on Ways and Means. Motion carried on viva voce vote. Bill referred.

HB 2348, 2386, 2387, 2548, 2808 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today’s Third Reading of House Bills carried over and placed in their proper order on Wednesday’s, March 21, 2001 Calendar.

SCR 2 – By unanimous consent, on request of Chair, rules suspended and resolution remaining on today’s Final Reading of Memorials and Resolutions carried over and placed in its proper order on Wednesday’s, March 21, 2001 Calendar.

SB 20, 177, 280, 445, 690 – Read first time and passed to Speaker's desk for referral.

SB 5521, 5522, 5523, 133, 183, 305, 413, 437, 446, 461, 507, 756, 887 – Referred from Speaker's desk to the following committees: 305, 507 – Business, Labor and Consumer Affairs; 413, 756, 887 – Health and Public Advocacy; 133, 183, 437 – Judiciary; 446 – Rules, Redistricting and Public Affairs; 461, 5521, 5522, 5523 – Ways and Means.

SB 21, 275, 480, 489 – Read second time and passed to third reading.

SB 5501, 5534, 5539, 278, 5515, 5537, 5543, 626 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Wednesday's, March 21, 2001 Calendar.

House adjourned until 10:30 a.m., Wednesday, March 21, 2001 on motion of Jensen.

Wednesday, March 21, 2001 – Morning Session

House convened at 10:30 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 5 – Brown, Carlson, March, Smith, P., Winters.

Opening Ceremony presented by Pastor Mauricio Zarate, Mission Hispana El Buen, Beaverton.

SB 105, 251, 441, HB 2119, 2122 – Message from the Senate announcing passage.

SB 185 – Message from the Senate announcing President signed on March 20, 2001.

HCR 6, 7, 8, 9, 10, 11 – Referred from Speaker's desk to the following committees: 11 – Government Efficiency; 6 – Health and Public Advocacy; 7, 8 – Student Achievement and School Accountability; 9 – Transportation; 10 – Water and Environment.

HJM 22, 23, 24, 25, 26, 27, 30, 31 – Referred from Speaker's desk to the following committees: 22 – Agriculture and Forestry; 23 – Business, Labor and Consumer Affairs; 30, 31 – Health and Public Advocacy; 24, 25 – School Funding and Tax Fairness/Revenue; 26, 27 – Smart Growth and Commerce.

HJR 53, 57, 58, 59, 60, 61, 62 – Referred from Speaker's desk to the following committees: 60 – Government Efficiency; 58 – Judiciary; 59 – Rules, Redistricting and Public Affairs; 57 – Smart Growth and Commerce; 61, 62 – Student Achievement and School Accountability; 53 – Water and Environment.

HR 5, 6 – Referred from Speaker's desk to the Committee on Government Efficiency.

HB 2164 – Report by Committee on Agriculture and Forestry recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means.

Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2173 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

HB 2197 – Report by Committee on Government Efficiency recommending passage and be placed on Consent Calendar.

HB 2263 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 2380 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 2520 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 2729 – Report by Committee on Smart Growth and Commerce recommending passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2987 – Report by Committee on Advancing E-Government recommending passage with amendments and be printed engrossed.

HB 3040 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

SB 215 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

SB 349 – Report by Committee on Government Efficiency recommending passage and be placed on Consent Calendar.

SB 387 – Report by Committee on Government Efficiency recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2672 (A-Engrossed) – Pursuant to notice given yesterday, Hill moved House reconsider the vote by which bill failed to pass.

Call of the House demanded by Hill, joined by Starr, Wilson, Butler, Knopp and Zauner. All present except: Excused (not subject to Call), 5 – Brown, Carlson, March, Smith, P., Winters.

HB 2672 (A-Engrossed) – Motion to reconsider the vote by which bill failed to pass carried, the vote being: Yeas, 32; Nays, 22 – Ackerman, Barnhart, Bates, Beck, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Lee, Lowe, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Walker, V., Wirth; Excused, 5 – Brown, Carlson, March, Smith, P., Winters. Vote reconsidered.

HB 2672 – In compliance with Mason’s Manual of Legislative Procedure, Section 468, the question immediately recurs on passage of bill.

Call of the House demanded by Close, joined by Backlund, Morgan, Kropf, Smith, T. and Simmons. All present except: Excused (not subject to Call), 5 – Brown, Carlson, March, Smith, P., Winters.

HB 2672 (A-Engrossed) – On passage of the bill the vote was: Yeas, 31; Nays, 23 – Ackerman, Barnhart, Bates, Beck, Devlin, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, Lowe, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, C., Walker, V., Wirth; Excused, 5 – Brown, Carlson, March, Smith, P., Winters. Bill passed.

Ackerman requested the following explanation of his vote be entered in the Journal:

“I voted against HB 2672, which allows providers who operate family child care homes to satisfy renewal of registration training requirements through the use of different types of training materials. I believe the proposed certification requirements were weak in content, irrelevant and unreliable.

“It is my firm belief that childcare providers should be held to higher standards in the certification process as specified in HB 2672.”

HCR 3 (A-Engrossed) – Kruse moved House concur in Senate amendments and readopt resolution. On re Adoption of the resolution the vote was: Yeas, 52; Excused, 5 – Brown, Carlson, March, Smith, P., Winters; Excused for business of the House, 2 – Johnson, Westlund. Resolution readopted.

HB 3946, 3947 – Read first time and passed to Speaker’s desk for referral.

HB 3674, 3758, 3761, 3786, 3787, 3793, 3795, 3797, 3799, 3800, 3801, 3802, 3803, 3804, 3805, 3809, 3813, 3814, 3815, 3821, 3822, 3823, 3824, 3826, 3827, 3729, 3830, 3831, 3832, 3833, 3834, 3835, 3836, 3837, 3839, 3840, 3841, 3842, 3843, 3844, 3845, 3846, 3847, 3848, 3849, 3850, 3851, 3852, 3853, 3854, 3855, 3856, 3857, 3859, 3860, 3861, 3863, 3864, 3865, 3866, 3867, 3868, 3869, 3870, 3872, 3873, 3874, 3875, 3876, 3877, 3878, 3879, 3880, 3881, 3882, 3883, 3884, 3885, 3886, 3887, 3888, 3889, 3890, 3891, 3892, 3893, 3894, 3895, 3896, 3897, 3898, 3899, 3900, 3901, 3902, 3903, 3904, 3905, 3906, 3907, 3908, 3910, 3911, 3912, 3913, 3914, 3915, 3916, 3917, 3918, 3919, 3921, 3922, 3923, 3924, 3925, 3926, 3927, 3928, 3929, 3930, 3931, 3932, 3933, 3934, 3935, 3936, 3937, 3938, 3939, 3940, 3941, 3942 – Referred from Speaker’s desk to the following committees: 3936 – Advancing E-Government; 3674, 3829, 3905, 3928 – Agriculture and Forestry; 3814, 3904 – Agriculture and Forestry with subsequent referral to School Funding and Tax Fairness/Revenue; 3815, 3834 – Agriculture and Forestry with subsequent referral to Ways and Means; 3758, 3835, 3836, 3842, 3844, 3850, 3863 – Business, Labor and Consumer Affairs; 3837, 3851 – Business, Labor and Consumer Affairs with subsequent referral to Ways and Means; 3848, 3890, 3913 – Government Efficiency; 3833, 3847, 3877 – Government Efficiency with subsequent referral to Ways and Means; 3761, 3793, 3846, 3859, 3873, 3893, 3897, 3919, 3937 – Health and Public Advocacy; 3853 – Health and Public Advocacy with subsequent referral to School Funding and Tax Fairness/Revenue; 3801, 3886 – Health and Public

Advocacy with subsequent referral to Ways and Means; 3787, 3821, 3830, 3832, 3857, 3875, 3878, 3880, 3892, 3895, 3896, 3901, 3903, 3908, 3910, 3912, 3915, 3916, 3923, 3925, 3926, 3927, 3931, 3932, 3933, 3934, 3935, 3938, 3939, 3940 – Judiciary; 3802, 3930 – Judiciary with subsequent referral to Ways and Means; 3795, 3839, 3852, 3864, 3865, 3866, 3867, 3868, 3869, 3870, 3881, 3894, 3914, 3917, 3918, 3921 – Rules, Redistricting and Public Affairs; 3855 – Rules, Redistricting and Public Affairs with subsequent referral to Ways and Means; 3805, 3879, 3883, 3884 – School Funding and Tax Fairness/Revenue; 3887, 3922, 3942 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 3786, 3797, 3799, 3804, 3822, 3823, 3824, 3874, 3902, 3906, 3907 – Smart Growth and Commerce; 3845 – Smart Growth and Commerce with subsequent referral to Ways and Means; 3809, 3826, 3827, 3854 – Stream Restoration and Species Recovery; 3803, 3831, 3911, 3929, 3941 – Student Achievement and School Accountability with subsequent referral to Ways and Means; 3840, 3843, 3856, 3885, 3889, 3899, 3900 – Transportation; 3841, 3861, 3876, 3882 – Transportation with subsequent referral to Ways and Means; 3800, 3813, 3849, 3860, 3872, 3888, 3924 – Water and Environment; 3891, 3898 – Ways and Means.

HB 5038, 5044, 2259, 2306, 2490, 2767, 3358 – Read second time and passed to third reading.

HB 2818 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 49; Excused, 5 – Brown, Carlson, March, Smith, P., Winters; Excused for business of the House, 5 – Barnhart, Bates, Hopson, Johnson, Westlund. Bill passed.

SB 21 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 50; Excused, 5 – Brown, Carlson, March, Smith, P., Winters; Excused for business of the House, 4 – Barnhart, Hopson, Johnson, Westlund. Bill passed.

SB 480 – Read third time under Consent Calendar.

Bates in Chair.

SB 480 – On passage of the bill the vote was: Yeas, 50; Excused, 5 – Brown, Carlson, March, Smith, P., Winters; Excused for business of the House, 4 – Barnhart, Hopson, Johnson, Westlund. Bill passed.

HB 2348 (A-Engrossed) – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 50; Excused, 5 – Brown, Carlson, March, Smith, P., Winters; Excused for business of the House, 4 – Barnhart, Hopson, Johnson, Westlund. Bill passed.

HB 2386 (A-Engrossed) – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 49; Absent, 1 – Wirth; Excused, 5 – Brown, Carlson, March, Smith, P., Winters; Excused for business of the House, 4 – Barnhart, Hopson, Johnson, Westlund. Bill passed.

HB 2387 (A-Engrossed) – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 50; Nays, 1 – Lowe, Excused, 5 – Brown, Carlson, March, Smith, P.,

Winters; Excused for business of the House, 3 – Hopson, Johnson, Westlund. Bill passed.

HB 2548 (A-Engrossed) – Read third time. Carried by Butler. On passage of the bill the vote was: Yeas, 49; Nays, 3 – Leonard, Rosenbaum, Schrader; Excused, 5 – Brown, Carlson, March, Smith, P., Winters; Excused for business of the House, 2 – Johnson, Westlund. Bill passed.

Schrader requested the following explanation of his vote be entered in the Journal:

“My reasons for voting no on this bill are threefold. First, all farm enterprises should be treated equally; it is unfair that dairy operations get an exception to dwelling building rules and the rest of the agriculture community does not. Second, it is relatively easy for dairies to gross 80,000 on prime farmland (less gross on other soil types) compared to other agricultural enterprises. Again, it is unfair for them to get a break. Why don't equine or porcine confinement operations get the same break? Last, real farmers need farm buildings, not houses. One can supervise the operation 24/7 from on the job, not in the house.”

HB 2808 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Thursday's, March 22, 2001 Calendar.

HB 2393 (A-Engrossed) – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 50; Nays, 1 – Wilson, Absent, 1 – Morrisette; Excused, 5 – Brown, Carlson, March, Smith, P., Winters; Excused for business of the House, 2 – Johnson, Westlund. Bill passed.

HB 2656 (A-Engrossed) – Read third time.

Walker, C. in Chair.

HB 2656 (A-Engrossed) – Carried by Kruse. On passage of the bill the vote was: Yeas, 49; Nays, 5 – Beck, Hansen, Kafoury, Nolan, Rosenbaum; Excused, 5 – Brown, Carlson, March, Smith, P., Winters. Bill passed.

SCR 2 – Read second time. Carried by Tomei, Wirth. On adoption of the resolution the vote was: Yeas, 52; Absent, 2 – Close, Williams; Excused, 5 – Brown, Carlson, March, Smith, P., Winters. Resolution adopted.

SB 105, 251, 441 – Read first time and passed to Speaker's desk for referral.

SB 297 – Referred from Speaker's desk to the Committee on Business, Labor and Consumer Affairs.

SB 171 – Read second time and passed to third reading.

SB 5501, 5534, 5539, 278, 5515, 5537, 5543, 626, 275, 489 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Thursday's, March 22, 2001 Calendar.

HB 2672 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended to permit Devlin to change his vote from “nay” to “aye” on passage of bill.

HB 2386 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and Wirth allowed to be recorded as voting “aye” on passage of bill.

House adjourned until 11:00 a.m., Thursday, March 22, 2001 on motion of Jensen.

Thursday, March 22, 2001 – Morning Session

House convened at 11:00 a.m. Verger in Chair. All present except: Excused, 1 – Lee.

Opening Ceremony presented by Reverend Harold White, Mayor of Aumsville.

Opening Ceremony presented by Representative Chris Beck, District 12, Portland.

HB 2124, 2125 – Message from the Governor announcing he signed on March 22, 2001.

SB 5548, 118, 316, 656, 774, 825 – Message from the Senate announcing passage.

SCR 6, HJM 4 – Message from the Senate announcing adoption.

SCR 6 – Read first time and passed to Speaker's desk for referral.

HJR 65 – Referred from Speaker's desk to the Committee on Health and Public Advocacy.

HB 2207 – Report by Committee on Judiciary recommending passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2409 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2419 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2420 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2554 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2565 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 2665 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2712 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 2713 – Report by Committee on Water and Environment recommending passage with amendments and be

printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2945 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3066 – Report by Committee on Transportation recommending passage.

HJM 28 – Report by Committee on Rules, Redistricting and Public Affairs recommending adoption.

HB 3946, 3947 – Referred from Speaker's desk to the following committees: 3946 – Transportation with subsequent referral with School Funding and Tax Fairness/Revenue; 3947 – Water and Environment with subsequent referral to School Funding and Tax Fairness/Revenue.

HB 2152, 2173, 2562, 2759 – Read second time and passed to third reading.

HB 2306 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 55; Absent, 2 – Bates, Leonard; Excused, 1 – Lee; Excused for business of the House, 1 – Hopson. Bill passed.

HB 2490 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 55; Absent, 1 – Leonard; Excused, 2 – Lee, Westlund; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

HB 2463, 2808 – By unanimous consent, on request of Chair, rules suspended and bills taken from today's Third Reading of House Bills and placed in their proper order on Monday's, March 26, 2001 Calendar.

HB 5038 (A-Engrossed) – Read third time. Carried by Johnson. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Lee, Westlund. Bill passed.

HB 5044 (A-Engrossed) – Read third time. Carried by Johnson. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Lee, Westlund. Bill passed.

HB 2259 (A-Engrossed) – Read third time.

Smith, P. in Chair.

HB 2259 (A-Engrossed) – Carried by Krummel. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Lee, Westlund. Bill passed.

HB 2767 (A-Engrossed) – Read third time. Carried by Minnis. On passage of the bill the vote was: Yeas, 56; Absent, 1 – Close; Excused, 2 – Lee, Westlund. Bill passed.

HB 3358 – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Lee, Westlund. Bill passed.

SB 5548, 118, 316, 656, 774, 825 – Read first time and passed to Speaker's desk for referral.

SB 20, 177, 251, 280, 445, 690 – Referred from Speaker's desk to the following committees: 20, 280 – Business, Labor and Consumer Affairs; 177 – School Funding

and Tax Fairness/Revenue; 251, 690 – Student Achievement and School Accountability; 445 – Transportation.

SB 5501, 5534, 5539, 278, 5515, 5537, 5543, 626, 275, 489, 171 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Monday's, March 26, 2001 Calendar.

SB 488 – In compliance with House Rule 9.01, subsection (5), bill returned to Committee on Rules, Redistricting and Public Affairs.

House adjourned until 11:00 a.m., Monday, March 26, 2001 on motion of Jenson.

Monday, March 26, 2001 – Morning Session

House convened at 11:00 a.m. Hass in Chair. All present except: Excused, 2 – Beck, Shetterly.

Opening Ceremony presented by Duo Adams-Mery, Portland.

SB 925, 16, 444, 485, 828 – Message from the Senate announcing passage.

SCR 5 – Message from the Senate announcing adoption.

SCR 5 – Read first time and passed to Speaker's desk for referral.

HB 2006 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2056 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2084 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2129 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2270 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2500 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 2515 – Report by Committee on Health and Public Advocacy recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and

Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2516 – Report by Committee on Health and Public Advocacy recommending passage with amendments, be printed 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 2683 – Report by Committee on Stream Restoration and Species Recovery without recommendation as to passage, with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2775 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 2847 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 2914 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 3532 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

SB 5521 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5522 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5523 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 193 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

SB 391 – Report by Committee on Ways and Means recommending passage.

SB 440 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

House recessed for 10 minutes on motion of Gardner.

House reconvened at 11:45 a.m. Hass in Chair. All present except: Excused, 2 – Beck, Shetterly; Excused for business of the House, 1 – Williams.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 3948, 3949 – Read first time and passed to Speaker's desk for referral.

HB 2197, 2263, 2380, 2520, 2987, 3040, 3066 – Read second time and passed to third reading.

HB 2759 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Absent, 1 – Close; Excused, 2 – Beck, Shetterly. Bill passed.

HB 2463 (A-Engrossed) – Read third time. Carried by Krummel.

Call of the House demanded by Krummel, joined by Smith, G., Backlund, Jenson, Wilson and Minnis. All present except: Excused (not subject to Call), 2 – Beck, Shetterly.

HB 2463 (A-Engrossed) – On passage of the bill the vote was: Yeas, 31; Nays, 26 – Ackerman, Barnhart, Bates, Devlin, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth, Witt; Excused, 2 – Beck, Shetterly. Bill passed.

HB 2808 – Read third time. Carried by Wilson.

Brown in Chair.

Call of the House demanded by Wilson, joined by Kropf, Zauner, Simmons, Gardner and Devlin. All present except: Excused (not subject to Call), 2 – Beck, Shetterly.

HB 2808 – On passage of the bill the vote was: Yeas, 35; Nays, 22 – Ackerman, Barnhart, Bates, Carlson, Devlin, Gardner, Hansen, Hass, Hill, Hopson, Jenson, King, Krummel, Lee, March, Monnes Anderson, Morrisette, Nolan, Rosenbaum, Tomei, Walker, V., Wirth; Excused, 2 – Beck, Shetterly. Bill passed.

HB 2152 (A-Engrossed) – Read third time. Carried by Rosenbaum. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Beck, Shetterly; Excused for business of the House, 1 – Westlund. Bill passed.

HB 2173 – Read third time. Carried by Walker, V. On passage of the bill the vote was: Yeas, 51; Absent, 2 – Smith, P., Smith, T.; Excused, 2 – Beck, Shetterly; Excused for business of the House, 4 – King, Kruse, Schrader, Westlund. Bill passed.

HB 2562 (A-Engrossed) – Read third time. Starr moved bill be rereferred to Committee on Transportation. Motion carried on viva voce vote. Bill rereferred.

HJM 28 – Read second time. Carried by Starr.

Call of the House demanded by Starr, joined by Zauner, Witt, Backlund, Barnhart and Devlin. All present except: Excused (not subject to Call), 2 – Beck, Shetterly.

HJM 28 – On adoption of the memorial the vote was: Yeas, 43; Nays, 14 – Ackerman, Barnhart, Gardner, Hansen, Kafoury, Leonard, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Walker, V., Wirth; Excused, 2 – Beck, Shetterly. Memorial adopted.

SB 16, 444, 485, 828, 925 – Read first time and passed to Speaker's desk for referral.

SB 215, 349, 387 – Read second time and passed to third reading.

SB 5501, 5534, 5539, 278, 5515, 5537, 5543, 626, 275, 489, 171 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Tuesday's, March 27, 2001 Calendar.

HB 5004, 5018, 5034, SB 185 – Speaker signed.

HB 2084 – In compliance with House Rule 4.05, subsection (3), bill removed from Consent Calendar by order of the Speaker and placed in its proper order on the Third Reading Calendar.

House adjourned until 11:00 a.m., Tuesday, March 27, 2001 on motion of Jenson.

Tuesday, March 27, 2001 – Morning Session

House convened at 11:00 a.m. Carlson in Chair. All present except: Excused, 2 – Krummel, Schrader.

Posting of the Colors by Boy Scout Troop 606, Portland.

Moment of silence observed.

SB 310, 374, 401, 415, 713, HB 2101, 2232 – Message from the Senate announcing passage.

SJR 32 – Message from the Senate announcing adoption.

HB 5004, 5018, 5034 – Message from the Senate announcing President signed on March 26, 2001.

SJR 32 – Read first time and passed to Speaker's desk for referral.

SCR 6 – Referred from Speaker's desk to the Committee on Student Achievement and School Accountability.

HB 2571 – Report by Committee on Health and Public Advocacy recommending passage.

HB 2842 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 2953 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed.

HB 3051 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 3053 – Report by Committee on Health and Public Advocacy recommending passage.

HB 3136 – Report by Committee on Advancing E-Government recommending passage and be placed on Consent Calendar.

HB 3389 – Report by Committee on Advancing E-Government recommending passage.

HB 3730 – Report by Committee on Water and Environment recommending passage and be placed on Consent Calendar.

HB 3791 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HJM 9 – Report by Committee on Student Achievement and School Accountability recommending adoption with amendments and be printed engrossed.

SJM 3 – Report by Committee on Government Efficiency recommending adoption with amendments and be printed engrossed.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 171 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 171 (A-Engrossed) – Read third time. Carried by Walker, C. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Krummel, Schrader. Bill passed.

HB 2409, 2554, 2565, 2665, 2712, 2945 – Read second time and passed to third reading.

HB 2197 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Krummel, Schrader. Bill passed.

SB 349 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Krummel, Schrader. Bill passed.

SB 387 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Nays, 1 – Jenson; Excused, 2 – Krummel, Schrader. Bill passed.

HB 2263 (A-Engrossed) – Read third time. Carried by Monnes Anderson. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Krummel, Schrader. Bill passed.

HB 2380 (A-Engrossed) – Read third time. Starr moved bill be rereferred to Committee on Transportation. Motion carried on viva voce vote. Bill rereferred.

HB 2520 (A-Engrossed) – Read third time. Carried by Garrard. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Krummel, Schrader. Bill passed.

HB 2987 (A-Engrossed) – Read third time. Carried by Patridge.

Garrard in Chair.

HB 2987 (A-Engrossed) – On passage of the bill the vote was: Yeas, 43; Nays, 14 – Ackerman, Barnhart, Brown, Hansen, Leonard, Merkley, Morrisette, Nelson, Nolan, Rosenbaum, Smith, G., Tomei, Verger, Wirth; Excused, 2 – Krummel, Schrader. Bill passed.

HB 3040 (A-Engrossed) – Read third time. Carried by Kruse. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Krummel, Schrader. Bill passed.

HB 3066 – Read third time. Carried by Starr. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Barnhart; Absent, 1 – Winters; Excused, 2 – Krummel, Schrader. Bill passed.

SB 310, 374, 401, 415, 713 – Read first time and passed to Speaker's desk for referral.

Carlson in Chair.

SB 5548, 105, 118, 316, 656, 774, 825, 843 – Referred from Speaker's desk to the following committees: 316 – Business, Labor and Consumer Affairs; 105 – Health and Public Advocacy; 118, 656, 774 – Judiciary; 825 – Rules, Redistricting and Public Affairs; 843 – Smart Growth and Commerce; 5548 – Ways and Means.

SB 5521, 5522, 5523, 391, 440 – Read second time and passed to third reading.

SB 5501, 5534, 5539, 278, 5515, 5537, 5543, 626, 275, 489, 215 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Wednesday's, March 28, 2001 Calendar.

HB 3136 – In compliance with House Rule 4.05, subsection (3), bill removed from Consent Calendar at the request of Gardner, Kafoury, Hansen and Hass and placed in its proper order on the Third Reading Calendar.

House adjourned until 10:30 a.m., Wednesday, March 28, 2001 on motion of Jenson.

Wednesday, March 28, 2001 – Morning Session

House convened at 10:30 a.m. Krieger in Chair. All present except: Excused, 1 – Krummel; Excused for business of the House, 2 – Barnhart, Hopson.

Opening Ceremony presented by Trina Palmer and Mindy Palmer, Lafayette.

SB 103, 427, 562, 597, 811, 826, HB 2580 – Message from the Senate announcing passage.

HB 2177 – Message from the Senate announcing passage as amended by the Senate.

SB 74, 240, 308, 309, 367 – Message from the Senate announcing President signed on March 27, 2001.

HB 2291 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed.

HB 2343 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2702 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 2806 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed.

HB 2938 – Report by Committee on Judiciary recommending passage.

HB 3065 – Report by Committee on Transportation recommending passage and be placed on Consent Calendar.

HB 3243 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed.

HB 3539 – Report by Committee on Government Efficiency recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HCR 5 – Report by Committee on Government Efficiency recommending adoption.

SB 612 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

HB 2084, 2270, 2500, 2516, 2571, 2775, 2847, 2914, 3053, 3389, 3532 – Read second time and passed to third reading.

HB 2409 (A-Engrossed) – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 55; Excused, 2 – Krummel, Rosenbaum; Excused for business of the House, 2 – Barnhart, Hopson. Bill passed.

HB 2554 (A-Engrossed) – Read third time. Carried by Butler. On passage of the bill the vote was: Yeas, 56; Excused, 1 – Krummel; Excused for business of the House, 2 – Barnhart, Hopson. Bill passed.

HB 2565 (A-Engrossed) – Read third time. Carried by Kropf. On passage of the bill the vote was: Yeas, 56; Excused, 1 – Krummel; Excused for business of the House, 2 – Barnhart, Hopson. Bill passed.

HB 2665 (A-Engrossed) – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Close; Excused, 1 – Krummel; Excused for business of the House, 2 – Barnhart, Hopson. Bill passed.

HB 2712 (A-Engrossed) – Read third time. Carried by Jenson. On passage of the bill the vote was: Yeas, 54; Excused, 1 – Krummel; Excused for business of the House, 4 – Barnhart, Hopson, Schrader, Walker, V. Bill passed.

HB 2945 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Thursday's, March 29, 2001 Calendar.

SB 103, 427, 562, 597, 811, 826 – Read first time and passed to Speaker's desk for referral.

SB 193 – Read second time and passed to third reading.

SB 5501 (A-Engrossed) – Read third time. Carried by Butler.

Potential conflict of interest declared by Butler.

SB 5501 (A-Engrossed) – On passage of the bill the vote was: Yeas, 52; Nays, 2 – Close, Kropf; Excused, 1 – Krummel; Excused for business of the House, 4 – Barnhart, Hopson, Schrader, Walker, V. Bill passed.

SB 5534 (A-Engrossed) – Read third time. Carried by Bates.

Potential conflict of interest declared by Hill.

SB 5534 (A-Engrossed) – On passage of the bill the vote was: Yeas, 53; Nays, 1 – Verger; Excused, 1 – Krummel; Excused for business of the House, 4 – Barnhart, Hopson, Schrader, Walker, V. Bill passed.

SB 5539 (A-Engrossed) – Read third time.

Lee in Chair.

SB 5539 (A-Engrossed) – Carried by Patridge. On passage of the bill the vote was: Yeas, 54; Excused, 1 – Krummel; Excused for business of the House, 4 – Barnhart, Hopson, Schrader, Walker, V. Bill passed.

SB 278 (A-Engrossed) – Read third time. Carried by Bates. On passage of the bill the vote was: Yeas, 53; Nays, 3 – Close, Nolan, Starr; Excused, 1 – Krummel; Excused for business of the House, 2 – Schrader, Walker, V. Bill passed.

SB 5515 (A-Engrossed) – Read third time. Carried by Kropf. On passage of the bill the vote was: Yeas, 54; Nays, 1 – Lowe; Excused, 1 – Krummel; Excused for business of the House, 3 – Hansen, Schrader, Walker, V. Bill passed.

Lowe requested the following explanation of her vote be entered in the Journal:

“I voted no on this budget because it exceeded the Governor’s recommended funding levels. This budget provides too generously for payments of the Oregon Museum of Science and Industry’s debt at a time when we are not adequately funding services to seniors, transportation, housing and mental health services in the state.”

SB 5537 (A-Engrossed) – Read third time. Carried by Leonard. On passage of the bill the vote was: Yeas, 52; Nays, 3 – Nolan, Verger, Wirth; Excused, 1 – Krummel; Excused for business of the House, 3 – Schrader, Starr, Walker, V. Bill passed.

SB 5543 (A-Engrossed) – Read third time. Carried by Butler.

Potential conflict of interest declared by Butler.

SB 5543 (A-Engrossed) – On passage of the bill the vote was: Yeas, 51; Nays, 5 – Butler, Close, Knopp, Kropf, Witt; Excused, 1 – Krummel; Excused for business of the House, 2 – Starr, Walker, V. Bill passed.

SB 626 – Read third time. Carried by Doyle. On passage of the bill the vote was: Yeas, 54; Nays, 2 – Close, Hill;

Excused, 1 – Krummel; Excused for business of the House, 2 – Starr, Walker, V. Bill passed.

SB 275 – Read third time. Carried by Johnson. On passage of the bill the vote was: Yeas, 57; Nays, 1 – Lowe; Excused, 1 – Krummel. Bill passed.

Lowe requested the following explanation of her vote be entered in the Journal:

“I voted no on this bill because no one in the body could answer my question. That being: are there any safeguards in place to prevent the wrongdoers who contaminated the land in the first place from ultimately regaining the land’s use (and profit from it) after the taxpayers have paid to clean up the contamination?”

SB 489 (A-Engrossed) – Read third time. Carried by Beck. On passage of the bill the vote was: Yeas, 55; Nays, 2 – Johnson, Nelson; Absent, 1 – Smith, T.; Excused, 1 – Krummel. Bill passed.

SB 215 (B-Engrossed) – Read third time. Carried by Devlin. On passage of the bill the vote was: Yeas, 58; Excused, 1 – Krummel. Bill passed.

SB 5521 (A-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 55; Nays, 2 – Butler, Kropf; Excused, 1 – Krummel; Excused for business of the House, 1 – Lowe. Bill passed.

SB 5522 (A-Engrossed) – Read third time. Carried by Winters.

Potential conflict of interest declared by Hill.

SB 5522 (A-Engrossed) – On passage of the bill the vote was: Yeas, 53; Nays, 3 – Butler, Kropf, Nelson; Excused, 2 – Krummel, Minnis; Excused for business of the House, 1 – Lowe. Bill passed.

SB 5523 (A-Engrossed) – Read third time. Carried by Smith, T. On passage of the bill the vote was: Yeas, 54; Nays, 2 – Nelson, Smith, G.; Excused, 2 – Krummel, Minnis; Excused for business of the House, 1 – Lowe. Bill passed.

SB 391 – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Krummel, Minnis. Bill passed.

SB 440 (A-Engrossed) – Read third time. Carried by Zauner. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Krummel, Minnis. Bill passed.

SB 489 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended and Smith, T. allowed to be recorded as voting “aye” on passage of bill.

House adjourned until 10:30 a.m., Thursday, March 29, 2001 on motion of Jenson.

Thursday, March 29, 2001 – Morning Session

House convened at 10:30 a.m. Nelson in Chair. All present except: Excused, 2 – Carlson, Winters; Excused for business of the House, 1 – Schrader.

Posting of the Colors by the Second Oregon Spanish-American War Infantry Volunteer Re-enactors, Portland.

Opening Ceremony presented by Jenna Rae Herbison, Tualatin.

Opening Ceremony presented by Dr. Bard Marshall, Bethel Baptist Church, McMinnville.

SB 130, 697, 777, 827, 831, HB 2211, 2253, 2677 – Message from the Senate announcing passage.

HR 8 – Read first time and passed to Speaker's desk for referral.

HR 8 – Referred from Speaker's desk to the Committee on Advancing E-Government.

SCR 5 – Referred from Speaker's desk to the Committee on Student Achievement and School Accountability.

SJR 32 – Referred from Speaker's desk to the Committee on Government Efficiency.

HB 2096 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 2156 – Report by Committee on Agriculture and Forestry recommending passage with amendments and be printed engrossed.

HB 2369 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2371 – Report by Committee on Judiciary recommending passage.

HB 2655 – Report by Committee on Health and Public Advocacy recommending passage.

HB 2671 – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

HB 2983 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3041 – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

HB 3078 – Report by Committee on Health and Public Advocacy recommending passage.

HJM 12 – Report by Committee on Advancing E-Government recommending adoption.

SB 409 – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

HB 2177 (B-Engrossed) – Close moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 56; Excused, 2 –

Carlson, Winters; Excused for business of the House, 1 – Schrader. Bill repassed.

HB 3948, 3949 – Referred from Speaker's desk to the Committee on Water and Environment with subsequent referral to Ways and Means.

HB 2842, 2938, 2953, 3136, 3730, 3791 – Read second time and passed to third reading.

HB 3532 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 53; Nays, 1 – Butler; Absent, 2 – Hayden, King; Excused, 2 – Carlson, Winters; Excused for business of the House, 1 – Schrader. Bill passed.

SB 193 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Carlson, Winters; Excused for business of the House, 1 – Schrader. Bill passed.

HB 2945 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Friday's, March 30, 2001 Calendar.

HB 2084 (A-Engrossed) – Read third time. Carried by Backlund.

Zauner in Chair.

HB 2084 (A-Engrossed) – On passage of the bill the vote was: Yeas, 54; Absent, 1 – Brown; Excused, 2 – Carlson, Winters; Excused for business of the House, 2 – Nelson, Schrader. Bill passed.

HB 2270 (A-Engrossed) – Read third time. Carried by Shetterly.

Potential conflict of interest declared by Beck.

HB 2270 (A-Engrossed) – On passage of the bill the vote was: Yeas, 50; Nays, 5 – Butler, Nelson, Nolan, Smith, G., Witt; Excused, 2 – Carlson, Winters; Excused for business of the House, 2 – Lowe, Schrader. Bill passed.

Courtesies of the House and floor were extended to Liz VanLeeuwen, former Representative from District 37.

HB 2500 (A-Engrossed) – Read third time. Carried by Leonard. On passage of the bill the vote was: Yeas, 52; Nays, 2 – Ringo, Wirth; Excused, 2 – Carlson, Winters; Excused for business of the House, 3 – Lowe, Schrader, Speaker Simmons. Bill passed.

HB 2516 (A-Engrossed) – Read third time. Carried by Morrisette. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Carlson, Winters; Excused for business of the House, 1 – Schrader. Bill passed.

HB 2571 – Read third time. Carried by Backlund.

By unanimous consent, on request of Backlund, rules suspended to permit use of visual aid during presentation of bill.

HB 2571 – On passage of the bill the vote was: Yeas, 55; Excused, 2 – Carlson, Winters; Excused for business of the House, 2 – Hansen, Schrader. Bill passed.

HB 2775, 2847, 2914, 3053, 3389 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Friday's, March 30, 2001 Calendar.

HCR 5 – Read second time. Carried by Hill.

By unanimous consent, on request of Hill, rules suspended to permit use of visual aids during presentation of resolution.

HCR 5 – On adoption of the resolution the vote was: Yeas, 54; Excused, 2 – Carlson, Winters; Excused for business of the House, 3 – Doyle, Johnson, Schrader. Resolution adopted.

HJM 9, SJM 3 – By unanimous consent, on request of Chair, rules suspended and memorials taken from today's Final Reading of Memorials and Resolutions and placed in their proper order on Monday's, April 2, 2001 Calendar.

SB 130, 697, 777, 827, 831 – Read first time and passed to Speaker's desk for referral.

SB 16, 130, 310, 374, 401, 415, 441, 444, 485, 697, 713, 777, 828, 925 – Referred from Speaker's desk to the following committees: 401 – Advancing E-Government; 310 – Agriculture and Forestry; 441, 485, 828 – Business, Labor and Consumer Affairs; 130, 415, 444, 713, 925 – Judiciary; 777 – Rules, Redistricting and Public Affairs; 16 – Rules, Redistricting and Public Affairs with subsequent referral to Ways and Means; 374 – Smart Growth and Commerce; 697 – Transportation.

HB 2060, SB 74, 240, 308, 309, 367 – Speaker signed.

House adjourned until 10:30 a.m., Friday, March 30, 2001 on motion of Jenson.

Friday, March 30, 2001 – Morning Session

House convened at 10:30 a.m. Ackerman in Chair. All present except: Excused, 8 – Carlson, Devlin, Gardner, Garrard, March, Verger, Wilson, Winters.

Opening Ceremony presented by Reverend Ronald Nitz, Holy Trinity Lutheran Church, Portland.

SB 106, 173, 319, 436, 608, 710, HB 5023, 2557, 2601, 2777 – Message from the Senate announcing passage.

HB 2194, 2457 – Message from the Senate announcing passage as amended by the Senate.

SB 171 – Message from the Senate announcing Senate refused to concur in House amendments. Minnis, Beyer, R., and Burdick appointed Senate conferees.

SB 21, 253, 254, 283, 306, 313, 314, 336, 368, 480, 481, 5535 – Message from the Senate announcing President signed on March 29, 2001.

SB 201, 372 – Message from the Senate announcing President signed on March 29, 2001.

HB 2066 – Report by Committee on Health and Public Advocacy without recommendation as to passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2067 – Report by Committee on Health and Public Advocacy without recommendation as to passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2082 – Report by Committee on Health and Public Advocacy recommending passage with amendments, be printed 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 2871 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2923 – Report by Committee on Ways and Means without recommendation as to passage, be referred to Committee on School Funding and Tax Fairness/Revenue and then be referred to Committee on Ways and Means. Bill referred to Committee on School Funding and Tax Fairness/Revenue by order of the Speaker.

HB 2960 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

SB 279 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

SCR 3 – Report by Committee on Government Efficiency recommending adoption.

HB 3950, 3951 – Read first time and passed to Speaker's desk for referral.

HB 2291, 2343, 2371, 2655, 2702, 2806, 3065, 3078, 3243 – Read second time and passed to third reading.

HB 3730 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 48; Absent, 1 – Wirth; Excused, 8 – Carlson, Devlin, Gardner, Garrard, March, Verger, Wilson, Winters; Excused for business of the House, 2 – Starr, Walker, V. Bill passed.

HB 2945 (A-Engrossed) – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 46; Nays, 2 – Nolan, Ringo; Excused, 9 – Carlson, Devlin, Gardner, Garrard, March, Verger, Wilson, Winters, Wirth; Excused for business of the House, 2 – Schrader, Starr. Bill passed.

HB 2775 (A-Engrossed) – Read third time. Carried by Rosenbaum. On passage of the bill the vote was: Yeas, 50; Excused, 8 – Carlson, Devlin, Gardner, Garrard, March, Verger, Wilson, Winters; Excused for business of the House, 1 – Schrader. Bill passed.

HB 2847 (A-Engrossed) – Read third time. Carried by Merkley. On passage of the bill the vote was: Yeas, 50; Excused, 8 – Carlson, Devlin, Gardner, Garrard, March, Verger, Wilson, Winters; Excused for business of the House, 1 – Schrader. Bill passed.

HB 2914 (A-Engrossed) – Read third time. Carried by Starr. On passage of the bill the vote was: Yeas, 50; Excused, 8 – Carlson, Devlin, Gardner, Garrard, March, Verger, Wilson, Winters; Excused for business of the House, 1 – Schrader. Bill passed.

Monnes Anderson in Chair.

HB 3053 – Read third time. Carried by Barnhart. On passage of the bill the vote was: Yeas, 49; Excused, 8 – Carlson, Devlin, Gardner, Garrard, March, Verger, Wilson, Winters; Excused for business of the House, 2 – Leonard, Schrader. Bill passed.

HB 3389 – Read third time. Carried by Krummel.

By unanimous consent, on request of Krummel, rules suspended to permit use of visual aid during presentation of bill.

HB 3389 – On passage of the bill the vote was: Yeas, 46; Nays, 3 – Hayden, Nolan, Wirth; Excused, 8 – Carlson, Devlin, Gardner, Garrard, March, Verger, Wilson, Winters; Excused for business of the House, 2 – Leonard, Schrader. Bill passed.

HB 2842 (A-Engrossed) – Read third time. Carried by Smith, G. On passage of the bill the vote was: Yeas, 50; Excused, 8 – Carlson, Devlin, Gardner, Garrard, March, Verger, Wilson, Winters; Excused for business of the House, 1 – Leonard. Bill passed.

HB 2938 – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 46; Nays, 3 – Nelson, Witt, Zauner; Absent, 1 – Kruse; Excused, 8 – Carlson, Devlin, Gardner, Garrard, March, Verger, Wilson, Winters; Excused for business of the House, 1 – Leonard. Bill passed.

HB 2953 (A-Engrossed) – Read third time. Carried by Barnhart. On passage of the bill the vote was: Yeas, 50; Excused, 8 – Carlson, Devlin, Gardner, Garrard, March, Verger, Wilson, Winters; Excused for business of the House, 1 – Leonard. Bill passed.

HB 3136 – Read third time. Carried by Hill. On passage of the bill the vote was: Yeas, 42; Nays, 9 – Barnhart, Hass, Hopson, Johnson, Merkley, Nelson, Ringo, Tomei, Walker, V.; Excused, 8 – Carlson, Devlin, Gardner, Garrard, March, Verger, Wilson, Winters. Bill passed.

HB 3791 (A-Engrossed) – Read third time. Carried by Witt. On passage of the bill the vote was: Yeas, 49; Excused, 9 – Carlson, Devlin, Gardner, Garrard, March, Verger,

Westlund, Wilson, Winters; Excused for business of the House, 1 – Minnis. Bill passed.

SJM 3 (A-Engrossed) – Read second time. Carried by Tomei. On adoption of the memorial the vote was: Yeas, 46; Nays, 2 – Close, Smith, T.; Excused, 9 – Carlson, Devlin, Gardner, Garrard, March, Verger, Westlund, Wilson, Winters; Excused for business of the House, 2 – Minnis, Williams. Memorial adopted.

Close requested the following explanation of her vote be entered in the Journal:

“I voted ‘No’ on SJM 3 because I believe we must approach unfunded mandates with a great deal of caution, especially when the counties impacted by the memorial – Jefferson, Deschutes, Wallowa and Coos – already face some serious unemployment and economic burdens. The proposed mandate would cause every resident of small, rural communities in these counties to directly and indirectly bear the cost of republishing every address, map, and public document to reflect the name change.

“I was further persuaded to cast a ‘No’ vote after receiving a letter from a constituent stating that the dictionary definition of ‘squaw’ is a word that was used by some Native American tribes to denote a ‘wife’ or ‘female.’ I believe the majority of our citizens subscribe to this neutral definition which is not meant to be demeaning.

“I am saddened by the effort to erase from our memory those proper names that give evidence to our own history. For all the sufferings of Native Americans, I believe the action called for by this memorial does nothing to empower tribal descendants, either culturally or economically. Conversely, the term ‘squaw’ gives recognition to the important contributions of Native Americans to our Oregon history, like Sacajawea.”

HJM 12 – Read second time. Carried by Starr. On adoption of the memorial the vote was: Yeas, 44; Nays, 4 – Ackerman, Bates, Nolan, Rosenbaum; Excused, 9 – Carlson, Devlin, Gardner, Garrard, March, Verger, Westlund, Wilson, Winters; Excused for business of the House, 2 – Minnis, Williams. Memorial adopted.

SB 106, 173, 319, 436, 608, 710 – Read first time and passed to Speaker's desk for referral.

SB 612 – Read second time and passed to third reading.

HB 5002, 5011, 2028, 2029, 2030, 2031, 2043, 2046, 2119, 2122, 2157, 2160, 2191, 2195, 2247, 2248, 2249 – Speaker signed.

SB 5535, 21, 201, 253, 254, 283, 306, 313, 314, 336, 368, 372, 480, 481 – Speaker signed.

House adjourned until 11:00 a.m., Monday, April 2, 2001 on motion of Jensen.

Monday, April 2, 2001 – Morning Session

House convened at 11:00 a.m. Barnhart in Chair. All present.

Moment of silence observed.

HB 5004, 5018, 5034 – Message from the Governor announcing he signed on March 30, 2001.

SB 13, 755 – Message from the Senate announcing passage.

HB 2696 – Message from the Senate announcing passage as amended by the Senate.

SB 489 – Message from the Senate announcing Senate concurred in House amendments and repassed.

HB 2060 – Message from the Senate announcing President signed on March 30, 2001.

SB 285, 422, 426, 626, 5502, 5544, SCR 1, 2 – Message from the Senate announcing President signed on March 30, 2001.

HB 2028, 2029, 2030, 2031, 2043, 2046, 2119, 2122, 2157, 2160, 2191, 2195, 2247, 2248, 2249, 5002, 5011 – Message from the Senate announcing President signed on March 30, 2001.

HB 2222 – Report by Committee on Agriculture and Forestry recommending passage with amendments and be printed engrossed.

HB 2235 – Report by Committee on Advancing E-Government recommending passage with amendments, be printed engrossed and be referred to Committee on Smart Growth and Commerce. Bill referred to Committee on Smart Growth and Commerce by order of the Speaker.

HB 2243 – Report by Committee on Health and Public Advocacy without recommendation as to passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2429 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2736 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2919 – Report by Committee on Health and Public Advocacy without recommendation as to passage. Bill referred to Committee on Ways and Means by prior reference.

HB 3193 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 3290 – Report by Committee on Student Achievement and School Accountability recommending passage and be placed on Consent Calendar.

HB 3561 – Report by Committee on Student Achievement and School Accountability recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 3697 – Report by Committee on Advancing E-Government without recommendation as to passage and be referred to Committee on School Funding and Tax Fairness/Revenue. Bill referred to Committee on School Funding and Tax Fairness/Revenue by order of the Speaker.

HB 3755 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HJM 10 – Report by Committee on Transportation recommending adoption with amendments and be printed engrossed.

HR 8 – Report by Committee on Advancing E-Government recommending adoption.

SB 5548 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 410 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage.

SCR 7 – Report by Committee on Rules, Redistricting and Public Affairs recommending adoption with amendments and be printed engrossed.

HB 2194 (A-Engrossed) – Knopp moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 56; Absent, 3 – Ringo, Schrader, Witt. Bill repassed.

HB 2457 (A-Engrossed) – Jenson moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 58; Absent, 1 – Schrader. Bill repassed.

HB 3952 – Read first time and passed to Speaker's desk for referral.

HB 2096, 2156, 2369, 2671, 2983, 3041 – Read second time and passed to third reading.

HB 3065 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 59. Bill passed.

HB 2291 (A-Engrossed) – Read third time. Carried by Lowe.

Johnson in Chair.

HB 2291 (A-Engrossed) – On passage of the bill the vote was: Yeas, 55; Nays, 4 – Close, Kropf, Krummel, Witt. Bill passed.

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

HJM 9 (A-Engrossed) – Read second time. Carried by Carlson. On adoption of the memorial the vote was: Yeas, 59. Memorial adopted.

SCR 3 – Read second time. Carried by Barnhart, Wirth. On adoption of the resolution the vote was: Yeas, 58; Excused for business of the House, 1 – Winters. Resolution adopted.

By unanimous consent, on request of Chair, rules suspended to return to the order of business of Third Reading of House Bills.

HB 2806 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Friday's, April 6, 2001 Calendar.

HB 2343, 2371, 2655, 2702, 3078, 3243 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Tuesday's, April 3, 2001 Calendar.

SB 13, 755 – Read first time and passed to Speaker's desk for referral.

SB 409 – Read second time and passed to third reading.

SB 612 – By unanimous consent, on request of Chair, rules suspended and bill remaining on today's Third Reading of Senate Bills carried over and placed in its proper order on Tuesday's, April 3, 2001 Calendar.

SB 171 – Speaker appointed Representatives Williams, Lowe, and Shetterly House conferees.

House adjourned until 11:00 a.m., Tuesday, April 3, 2001 on motion of Jenson.

Tuesday, April 3, 2001 – Morning Session

House convened at 11:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 9 – Brown, Devlin, Gardner, Garrard, Hopson, Lee, March, Verger, Wilson.

Opening Ceremony presented by the University Singers, University of Oregon, directed by Sharon Paul.

Courtesies of the House and floor were extended to Walt Schroeder, former Representative from District 48.

SB 47, 609, 684, 745, 770 – Message from the Senate announcing passage.

SCR 8, SR 1 – Message from the Senate announcing adoption.

HB 2220, 2701 – Message from the Senate announcing passage as amended by the Senate.

SB 215 – Message from the Senate announcing concurrence in House amendments and repassage.

SB 184, 264, 302, 311, 329, 349 – Message from the Senate announcing President signed on April 2, 2001.

SCR 8 – Read first time and passed to Speaker's desk for referral.

HB 5005 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5013 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5019 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5020 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2210 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 2380 (A-Engrossed) – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 2562 (A-Engrossed) – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 2638 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3075 – Report by Committee on Transportation recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 3244 – Report by Committee on Judiciary recommending passage.

HB 3263 – Report by Committee on Judiciary recommending passage.

HB 3276 – Report by Committee on Water and Environment recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 3489 – Report by Committee on Judiciary recommending passage.

HJM 13 – Report by Committee on Water and Environment recommending adoption with amendments and be printed engrossed.

HJM 13 – Report by Minority of Committee on Water and Environment, signed by Representatives Hass and Kafoury, recommending passage with amendments and be printed engrossed.

HB 2696 (A-Engrossed) – Knopp moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 47; Absent, 1 – Witt; Excused, 9 – Brown, Devlin, Gardner, Garrard, Hopson, Lee, March, Verger, Wilson; Excused for business of the House, 2 – Nelson, Speaker Simmons. Bill repassed.

HR 8 – By unanimous consent, on request of Chair, rules suspended to permit second reading and final consideration immediately.

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

HR 8 – Read second time as a Special Order of Business. Carried by Patridge. On adoption of the resolution the vote was: Yeas, 48; Excused, 9 – Brown, Devlin, Gardner, Garrard, Hopson, Lee, March, Verger, Wilson; Excused for business of the House, 2 – Nelson, Speaker Simmons. Resolution adopted.

HB 3953 – Read first time and passed to Speaker's desk for referral.

HB 3950, 3951 – Referred from Speaker's desk to the following committees: 3951 – Health and Public Advocacy with subsequent referral to Ways and Means; 3950 – Student Achievement and School Accountability.

HB 2082 – Read second time and passed to third reading.

HB 2671 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 45; Nays, 3 – Ackerman, Rosenbaum, Schrader; Excused, 9 – Brown, Devlin, Gardner, Garrard, Hopson, Lee, March, Verger, Wilson; Excused for business of the House, 2 – Nelson, Speaker Simmons. Bill passed.

HB 3041 – Read third time under Consent Calendar.

Potential conflict of interest declared by Hill.

HB 3041 – On passage of the bill the vote was: Yeas, 48; Excused, 9 – Brown, Devlin, Gardner, Garrard, Hopson, Lee, March, Verger, Wilson; Excused for business of the House, 2 – Nelson, Speaker Simmons. Bill passed.

SB 409 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 47; Absent, 1 – Walker, V.; Excused, 9 – Brown, Devlin, Gardner, Garrard, Hopson, Lee, March, Verger, Wilson; Excused for business of the House, 2 – Nelson, Speaker Simmons. Bill passed.

HB 2343 (A-Engrossed) – Read third time. Carried by Walker, C.

Hayden in Chair.

HB 2343 (A-Engrossed) – Yeas, 34; Nays, 15 – Barnhart, Hansen, Hass, Kropf, Leonard, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Winters, Wirth, Witt; Excused, 9 – Brown, Devlin, Gardner, Garrard, Hopson, Lee, March, Verger, Wilson; Excused for business of the House, 1 – Nelson. Bill passed.

HB 2371 – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 47; Nays, 2 – Krummel, Smith, P.; Excused, 10 – Brown, Devlin, Gardner, Garrard, Hopson, Lee, March, Verger, Walker, V., Wilson. Bill passed.

HB 2655 – Read third time. Carried by Morrisette. On passage of the bill the vote was: Yeas, 38; Nays, 11 – Ackerman, Hansen, Merkley, Monnes Anderson, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Westlund, Wirth; Excused, 10 – Brown, Devlin, Gardner, Garrard, Hopson, Lee, March, Verger, Walker, V., Wilson. Bill passed.

HB 2702 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of

House Bills and placed in its proper order on Wednesday's, April 4, 2001 Calendar.

HB 3078 – Read third time. Carried by Barnhart.

Potential conflict of interest declared by Barnhart.

HB 3078 – On passage of the bill the vote was: Yeas, 48; Excused, 10 – Brown, Devlin, Gardner, Garrard, Hopson, Lee, March, Verger, Walker, V., Wilson; Excused for business of the House, 1 – Starr. Bill passed.

HB 3243 (A-Engrossed) – Read third time. Backlund moved bill be rereferred to Committee on Student Achievement and School Accountability. Motion carried on viva voce vote. Bill rereferred.

HB 2096 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Wednesday's, April 4, 2001 Calendar.

HB 2156 (A-Engrossed) – Read third time. Carried by Kropf. On passage of the bill the vote was: Yeas, 37; Nays, 11 – Barnhart, Hass, Kafoury, Leonard, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Wirth; Excused, 10 – Brown, Devlin, Gardner, Garrard, Hopson, Lee, March, Verger, Walker, V., Wilson; Excused for business of the House, 1 – Winters. Bill passed.

Barnhart requested the following explanation of his vote be entered in the Journal:

“Jurisdiction over the issues referred to in this bill should remain with the United States Environmental Protection Agency (EPA) with consultation with the State Department of Agriculture (ODA). The bill leads to an over broad delegation of authority to the ODA. Other aspects of the bill are useful and appear to be necessary for Oregon's agricultural producers.”

HB 2369, 2983 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Wednesday's, April 4, 2001 Calendar.

SB 47, 609, 684, 745, 770 – Read first time and passed to Speaker's desk for referral.

SB 103, 427, 562, 597, 811, 826, 827, 831 – Referred from Speaker's desk to the following committees: 826, 827, 831 – Business, Labor and Consumer Affairs; 103, 562 – Health and Public Advocacy; 597 – Judiciary; 427 – Rules, Redistricting and Public Affairs; 811 – Student Achievement and School Accountability.

SB 5548, 279, 410 – Read second time and passed to third reading.

SB 612 – By unanimous consent, on request of Chair, rules suspended and bill remaining on today's Third Reading of Senate Bills carried over and placed in its proper order on Wednesday's, April 4, 2001 Calendar.

HB 5009, 5016, 5021, 5022, 5026, 5028, 5031, 5040, 2101, 2154, 2232, 2410, 2580, HJR 24, HJM 1, 4, HCR 3, SB 184, 264, 302, 311, 329, 349 – Speaker signed.

House adjourned until 10:30 a.m., Wednesday, April 4, 2001 on motion of Jensen.

Wednesday, April 4, 2001 – Morning Session

House convened at 10:30 a.m. Tomei in Chair. All present except: Excused, 8 – Gardner, Hopson, Kafoury, Kropf, Krummel, Lee, Lowe, Schrader; Excused for business of the House, 3 – Beck, March, Speaker Simmons.

Opening Ceremony presented by Molly Bailey and Robin Nunn, St. Helens.

SB 65, 166, 526, 580, 581, 625, HB 5038, 5044, 2241 – Message from the Senate announcing passage.

SCR 4, HJR 6 – Message from the Senate announcing adoption.

SB 387 – Message from the Senate announcing concurrence in House amendments and repassage.

SB 5501 – Message from the Senate announcing President signed on April 3, 2001.

SCR 4 – Read first time and passed to Speaker's desk for referral.

HB 2047 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue without recommendation as to passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2587 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2674 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 2676 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2894 – Report by Committee on Health and Public Advocacy recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 3395 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed.

HB 3530 – Report by Committee on Agriculture and Forestry recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3905 – Report by Committee on Agriculture and Forestry recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

SB 511 – Report by Committee on Student Achievement and School Accountability recommending passage.

HB 2220 (A-Engrossed) – Knopp moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 50; Nays, 1 – Krummel; Excused, 3 – Gardner, Lee, Lowe; Excused for business of the House, 5 – Beck, March, Minnis, Patridge, Speaker Simmons. Bill repassed.

HB 2701 (A-Engrossed) – Wilson moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 55; Excused, 2 – Lee, Lowe; Excused for business of the House, 2 – Minnis, Patridge. Bill repassed.

HB 3954 – Read first time and passed to Speaker's desk for referral.

HB 3953 – Referred from Speaker's desk to the Committee on Smart Growth and Commerce.

HB 2222, 2429, 3193, 3244, 3263, 3290, 3489 – Read second time and passed to third reading.

HB 2702 (A-Engrossed) – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Lee, Lowe; Excused for business of the House, 1 – Patridge. Bill passed.

HB 2096 (A-Engrossed) – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 56; Nays, 1 – Witt; Excused, 1 – Lee; Excused for business of the House, 1 – Westlund. Bill passed.

HB 2369 (A-Engrossed) – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 57; Excused, 1 – Lee; Excused for business of the House, 1 – Westlund. Bill passed.

HB 2983 (A-Engrossed) – Read third time. Carried by Krieger.

Ringo in Chair.

HB 2983 (A-Engrossed) – On passage of the bill the vote was: Yeas, 56; Absent, 1 – Winters; Excused, 1 – Lee; Excused for business of the House, 1 – Westlund. Bill passed.

HB 2082 (A-Engrossed) – Read third time. Carried by Kruse. On passage of the bill the vote was: Yeas, 54; Nays, 1 – Walker, C.; Excused, 1 – Lee; Excused for business of the House, 3 – Schrader, Starr, Westlund. Bill passed.

HJM 10 (A-Engrossed) – Read second time. Carried by Kropf. On adoption of the memorial the vote was: Yeas, 56; Excused, 1 – Lee; Excused for business of the house, 2 – Schrader, Starr. Memorial adopted.

SCR 7 – By unanimous consent, on request of Chair, rules suspended and resolution taken from today's Final Reading of Memorials and Resolutions and placed on Friday's, April 6, 2001 Calendar.

SB 65, 166, 526, 580, 581, 625 – Read first time and passed to Speaker's desk for referral.

SB 612 (A-Engrossed) – Read third time. Carried by Garrard. On passage of the bill the vote was: Yeas, 55; Nays,

2 – Nolan, Witt; Excused, 1 – Lee; Excused for business of the House, 1 – Starr. Bill passed.

SB 5548 (A-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 53; Nays, 4 – Close, Knopp, Kropf, Nelson; Excused, 1 – Lee; Excused for business of the House, 1 – Starr. Bill passed.

Schrader requested the following explanation of his vote be entered in the Journal:

“I voted yes on this bill for three main reasons. The first was that without this funding source, there would be no money to allow the GED program to continue. This is an excellent program and I do not want to see it end due to a dollar shortage. Also, this bill will help displaced workers, and home school children be able to get their high school equivalency GED degrees so that they have the full opportunity to get jobs in our burgeoning economy.”

SB 279 (A-Engrossed) – Read third time. Carried by Witt. On passage of the bill the vote was: Yeas, 44; Nays, 13 – Butler, Close, Hill, Knopp, Kropf, Kruse, Nelson, Schrader, Smith, G., Smith, P., Wilson, Winters, Witt; Excused, 1 – Lee; Excused for business of the House, 1 – Starr. Bill passed.

SB 410 (A-Engrossed) – Read third time. Carried by Tomei. On passage of the bill the vote was: Yeas, 57; Nays, 1 – Krummel; Excused, 1 – Lee. Bill passed.

SB 279 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended to permit Merkley to change his vote from “aye” to “nay” on passage of bill.

SB 279 (A-Engrossed) – By unanimous consent, on request of Hansen, rules suspended to permit Smith, T. to change her vote from “aye” to “nay” on passage of bill.

House adjourned until 10:30 a.m., Thursday, April 5, 2001 on motion of Jenson.

Thursday, April 5, 2001 – Morning Session

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

Call of the House demanded by Minnis, followed by Winters, Gardner, Hansen, Williams and Shetterly. All present except: Absent (subject to Call), 5 – Beck, Butler, Patridge, Schrader, Starr; Excused (not subject to Call), 6 – Jenson, King, Lee, Leonard, Tomei, Wirth.

By unanimous consent, on request of Minnis, rules suspended to dispense with further proceedings under the Call of the House.

Opening Ceremony presented by Pastor John Dennis, First Presbyterian Church, Corvallis.

Opening Ceremony presented by Grant Smith, St. Joseph's School, Salem.

HB 2046, 2060 – Message from the Governor announcing he signed on April 4, 2001.

SB 397, 416, HB 2721 – Message from the Senate announcing passage.

HJM 28 – Message from the Senate announcing adoption.

HB 2612, 2609 – Message from the Senate announcing passage as amended by the Senate.

SJM 3 – Message from the Senate announcing concurrence and readoption.

SB 8 – Message from the Senate announcing bill failed to pass.

HB 5009, 5016, 5021, 5022, 5026, 5028, 5031, 5040, 2101, 2154, 2232, 2410, 2580, HJR 24, HJM 1, 4, HCR 3 – Message from the Senate announcing President signed on April 4, 2001.

HB 2033 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2201 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2202 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2363 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2367 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2427 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2493 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2494 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HJM 20 – Report by Committee on Stream Restoration and Species Recovery recommending adoption.

HJM 13 (A-Engrossed) – Minnis moved House adopt Committee Report.

HJM 13 (A-Engrossed) – Hass moved House substitute Minority Report for Committee Report.

Call of the House demanded by Hass, joined by Simmons, Hill, Hansen, Rosenbaum and Gardner. All present except: Excused (not subject to Call), 6 – Jenson, King, Lee, Leonard, Tomei, Wirth.

HJM 13 (A-Engrossed) – Motion to substitute Minority Report for Committee Report failed, the vote being: Yeas, 22; Nays, 31 – Backlund, Brown, Butler, Carlson, Close, Doyle, Garrard, Hayden, Hill, Knopp, Krieger, Kropf, Krummel, Kruse, Minnis, Morgan, Nelson, Patridge, Shetterly, Smith, G., Smith, P., Smith T., Starr, Walker, C., Westlund,

Williams, Wilson, Winters, Witt, Zauner, Speaker Simmons; Excused, 6 – Jenson, King, Lee, Leonard, Tomei, Wirth. Motion failed.

By unanimous consent, on request of Beck, rules suspended to permit use of visual aide during presentation of memorial.

Previous question moved by Hill, carried.

HJM 13 (A-Engrossed) – Motion to adopt Committee Report carried, the vote being: Yeas, 36; Nays, 17 – Ackerman, Barnhart, Bates, Beck, Gardner, Hansen, Hass, Hopson, Kafoury, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Walker, V., Witt; Excused, 6 – Jenson, King, Lee, Leonard, Tomei, Wirth. Committee Report adopted.

HJM 13 – By unanimous consent, on request of Minnis, rules suspended to permit second reading and final consideration immediately.

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

HJM 13 (A-Engrossed) – Read second time. Carried by Minnis.

Previous question moved by Hill, carried.

Call of the House demanded by Minnis, joined by Butler, Gardner, Backlund, Krummel and Morgan. All present except: Excused (not subject to Call), 6 – Jenson, King, Lee, Leonard, Tomei, Wirth.

HJM 13 (A-Engrossed) – On adoption of the memorial the vote was: Yeas, 36; Nays, 17 – Ackerman, Barnhart, Bates, Beck, Gardner, Hansen, Hass, Hopson, Kafoury, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Walker, V., Witt; Excused, 6 – Jenson, King, Lee, Leonard, Tomei, Wirth. Memorial adopted.

Hopson requested the following explanation of her vote be entered in the Journal:

“On Thursday, April 5, 2001, the House considered House Joint Memorial (HJM) 13. HJM 13 summary statement says: ‘Urges President of United States, Senate and House of Representatives of U.S. and Administrator of United States Environmental Protection Agency to enforce environmental laws equally between government bodies and those in private sector.’ The essence is to ask the federal government to balance its imposition of penalties as they are assessed to public entities (for example: cities and counties) and private entities (for example: businesses and ranchers).

“The HJM focuses on Portland and mentions our largest city by name over five (5) times; no other public entity is mentioned. I voted against this Memorial for several reasons. First, such memorials are a waste of time and money. They pass on our opinion and may be helpful occasionally but most often are put in the wastebasket.

“Second, I felt this was another rural/urban fight. Although I realize the challenges we rural folks face as we challenge the dominance of the urban areas, I don't believe this type of a fight is productive.

“Third, when we send such statements to the federal government from Oregon, I believe they should be representing the state as a whole and not showing divisiveness among our various constituents. We are ALL Oregonians; we may fight within our ‘family’ but we are still family. We need to have the world see us as that and not hold up a member of our family as the ‘bad child.’

“A ‘minority report’ was developed that eliminated the specific Portland accusations but still contained the same message to the federal lawmakers. I

supported that as I do believe there needs to be fair and consistent implementation of the rules and there may be a need to reconsider some of the rules in place. That was voted down on the floor and the original Memorial was passed out.

“As we work to appreciate and acknowledge the need for additional rural/urban cooperation, I feel it was neither beneficial nor appropriate to support and send this Memorial.”

HB 5005, 5013, 5019, 5020, 2210, 2638 – Read second time and passed to third reading.

HB 3193, 3290 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Consent Calendar carried over and placed in their proper order on Friday's, April 6, 2001 Calendar.

HB 2222, 2429, 3244, 3263, 3489 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Friday's, April 6, 2001 Calendar.

SB 397, 416 – Read first time and passed to Speaker's desk for referral.

SB 511 – Read second time and passed to third reading.

HB 2425 – Speaker signed.

SB 5501, 5502, 5544, 285, 422, 426, 626, SCR 1, 2 – Speaker signed.

House adjourned until 10:30 a.m., Friday, April 6, 2001 on motion of Westlund.

Friday, April 6, 2001 – Morning Session

House convened at 10:30 a.m. Knopp in Chair. All present except: Excused, 16 – Devlin, Doyle, Gardner, Garrard, Jenson, King, Krieger, Leonard, March, Smith, P., Tomei, Verger, Walker, C., Wilson, Winters, Wirth.

Moment of silence observed.

HB 2131 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2159 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2364 – Report by Committee on Judiciary recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2441 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2591 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with

amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3537 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 3766 – Report by Committee on Stream Restoration and Species Recovery without recommendation as to passage and be referred to Committee on Water and Environment. Bill referred to Committee on Water and Environment by order of the Speaker.

HB 3811 – Report by Committee on Agriculture and Forestry recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HM 1 – Report by Committee on Agriculture and Forestry recommending adoption.

Speaker in Chair.

Speaker announced appointments to the Committee on Credentials as follows: Kruse, Chair; Kafoury, Hayden.

House stood at ease.

House reconvened.

Kruse read the following report by the Committee on Credentials.

REPORT BY COMMITTEE ON CREDENTIALS

We, your Committee on Credentials, recommend that the following member is entitled to a seat in the House of Representatives for the Seventy-first Legislative Assembly of the State of Oregon.

Jackie Dingfelder representing the 19th District.

Rep. Jeff Kruse, Chair
Rep. Deborah Kafoury
Rep. Cedric Hayden

Kruse moved the report by the Committee on Credentials be adopted. Motion carried on viva voce vote. Report adopted.

Speaker appointed Williams and Lowe to escort the Honorable Wallace P. Carson, Jr., Chief Justice of the Supreme Court, to the rostrum.

Oath of office administered to Ms. Jackie Dingfelder by the Honorable Wallace P. Carson, Jr., Chief Justice of the Supreme Court.

Speaker appointed Minnis and Gardner to escort Dingfelder to her desk.

Speaker appointed Wilson and Walker, V. to escort the Honorable Wallace P. Carson, Jr., Chief Justice of the Supreme Court, from the chamber.

Knopp in Chair.

HB 2609 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the

Senate. On repassage of the bill the vote was: Yeas, 47; Excused, 12 – Beck, Devlin, Jenson, King, Krieger, Leonard, Smith, P., Tomei, Verger, Walker, C., Winters, Wirth; Excused for business of the House, 1 – Dingfelder. Bill repassed.

HB 2612 (B-Engrossed) – Shetterly moved House not concur in Senate amendments and a Conference Committee be appointed. Motion carried on viva voce vote. Conference Committee to be appointed.

HB 3955, 3956 – Read first time and passed to Speaker's desk for referral.

HB 2674, 2676, 3395 – Read second time and passed to third reading.

HB 3193 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 45; Nays, 1 – Close; Excused, 12 – Beck, Devlin, Jenson, King, Krieger, Leonard, Smith, P., Tomei, Verger, Walker, C., Winters, Wirth; Excused for business of the House, 2 – Dingfelder, Westlund. Bill passed.

HB 3290 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 46; Excused, 12 – Beck, Devlin, Jenson, King, Krieger, Leonard, Smith, P., Tomei, Verger, Walker, C., Winters, Wirth; Excused for business of the House, 2 – Dingfelder, Westlund. Bill passed.

HB 2806 (A-Engrossed) – Read third time. Starr moved bill be rereferred to Committee on Student Achievement and School Accountability. Motion carried on viva voce vote. Bill rereferred.

HB 2222 (A-Engrossed) – Read third time. Carried by Smith, T. On passage of the bill the vote was: Yeas, 46; Excused, 12 – Beck, Devlin, Jenson, King, Krieger, Leonard, Smith, P., Tomei, Verger, Walker, C., Winters, Wirth; Excused for business of the House, 2 – Dingfelder, Westlund. Bill passed.

HB 2429 (A-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 46; Nays, 1 – Hill; Excused, 12 – Beck, Devlin, Jenson, King, Krieger, Leonard, Smith, P., Tomei, Verger, Walker, C., Winters, Wirth; Excused for business of the House, 1 – Westlund. Bill passed.

HB 3244 – Read third time. Carried by Wilson. On passage for the bill the vote was: Yeas, 47; Excused, 12 – Beck, Devlin, Jenson, King, Krieger, Leonard, Smith, P., Tomei, Verger, Walker, C., Winters, Wirth; Excused for business of the House, 1 – Westlund. Bill passed.

HB 3263 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Monday's, April 9, 2001 Calendar.

Wilson in Chair.

HB 3489 – Read third time. Carried by Backlund. On passage of the bill the vote was: Yeas, 46; Absent, 1 – Lee; Excused, 12 – Beck, Devlin, Jenson, King, Krieger, Leonard,

Smith, P., Tomei, Verger, Walker, C., Winters, Wirth; Excused for business of the House, 1 – Starr. Bill passed.

HB 5005 (A-Engrossed) – Read third time. Carried by Hayden. On passage of the bill the vote was: Yeas, 44; Nays, 2 – Nolan, Zauner; Absent, 1 – Morrisette; Excused, 12 – Beck, Devlin, Jenson, King, Krieger, Leonard, Smith, P., Tomei, Verger, Walker, C., Winters, Wirth; Excused for business of the House, 1 – Starr. Bill passed.

HB 5013 (A-Engrossed) – Read third time. Carried by Knopp. On passage of the bill the vote was: Yeas, 45; Nays, 3 – Nolan, Schrader, Zauner; Excused, 12 – Beck, Devlin, Jenson, King, Krieger, Leonard, Smith, P., Tomei, Verger, Walker, C., Winters, Wirth. Bill passed.

HB 5019 (A-Engrossed) – Read third time. Carried by Butler. On passage of the bill the vote was: Yeas, 47; Nays, 1 – Kropf; Excused, 12 – Beck, Devlin, Jenson, King, Krieger, Leonard, Smith, P., Tomei, Verger, Walker, C., Winters, Wirth. Bill passed.

HB 5020 (A-Engrossed) – Read third time. Carried by Smith, G.

Potential conflict of interest declared by Lowe.

HB 5020 (A-Engrossed) – On passage of the bill the vote was: Yeas, 35; Nays, 13 – Gardner, Hass, Johnson, Kafoury, Krummel, Lowe, March, Nolan, Ringo, Rosenbaum, Walker, V., Witt, Zauner; Excused, 12 – Beck, Devlin, Jenson, King, Krieger, Leonard, Smith, P., Tomei, Verger, Walker, C., Winters, Wirth. Bill passed.

Lowe requested the following explanation of her vote be entered in the Journal:

“I voted no on this budget bill in protest over its inadequacy. The Legislature has woefully under-funded the judiciary branch for a decade.”

HB 2210 (A-Engrossed) – Read third time. Carried by Walker, V. On passage of the bill the vote was: Yeas, 47; Excused, 12 – Beck, Devlin, Jenson, King, Krieger, Leonard, Smith, P., Tomei, Verger, Walker, C., Winters, Wirth; Excused for business of the House, 1 – Westlund. Bill passed.

HB 2380 (B-Engrossed) – Read. Carried by Merkley.

Call of the House demanded by Starr, joined by Merkley, Rosenbaum, Patridge, Morgan and Backlund. All members present except: Excused (not subject to Call), 12 – Beck, Devlin, Jenson, King, Krieger, Leonard, Smith, P., Tomei, Verger, Walker, C., Winters, Wirth.

HB 2380 (B-Engrossed) – On passage of the bill the vote was: Yeas, 37; Nays, 11 – Butler, Close, Garrard, Hill Knopp, Kruse, Schrader, Walker, V., Westlund, Wilson, Speaker Simmons; Excused, 12 – Beck, Devlin, Jenson, King, Krieger, Leonard, Smith, P., Tomei, Verger, Walker, C., Winters, Wirth. Bill passed.

HB 2562, 2638 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today’s Third Reading of House Bills carried over and placed in their proper order on Monday’s, April 9, 2001 Calendar.

SCR 7 – By unanimous consent, on request of Chair, rules suspended and resolution taken from today’s Final Reading of Memorials and Resolutions and placed in its proper order on Wednesday’s, April 11, 2001 Calendar.

HJM 20 – By unanimous consent, on request of Chair, rules suspended and memorial taken from today’s Final Reading of Memorials and Resolutions and placed in its proper order on Tuesday’s, April 10, 2001 Calendar.

SB 106, 173, 319, 436, 608, 710 – Referred from Speaker’s desk to the following committees: 106, 608 – Business, Labor and Consumer Affairs; 436 – Health and Public Advocacy; 319 – Stream Restoration and Species Recovery; 173 – Transportation; 710 – Water and Environment.

SB 511 – By unanimous consent, on request of Chair, rules suspended and bill remaining on today’s Third Reading of Senate Bills carried over and placed in its proper order on Monday’s, April 9, 2001 Calendar.

Speaker announced appointment of members to the following committees:

JUDICIARY – Lowe appointed as Vice-Chair; Dingfelder.

BUSINESS, LABOR AND CONSUMER AFFAIRS – Nelson removed; Smith, P. appointed.

WAYS AND MEANS SUBCOMMITTEE ON NATURAL RESOURCES – Lowe.

HB 3489 – By unanimous consent, on request of Gardner, rules suspended and Lee allowed to be recorded as voting “aye” on passage of bill.

HB 3193 – By unanimous consent, on request of Minnis, rules suspended and Dingfelder allowed to be recorded as voting “aye” on passage of bill.

HB 3290 – By unanimous consent, on request of Minnis, rules suspended and Dingfelder allowed to be recorded as voting “aye” on passage of bill.

HB 5013 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended to permit Johnson to change her vote from “aye” to “nay” on passage of bill.

House adjourned until 11:00 a.m., Monday, April 9, 2001 on motion of Minnis.

Monday, April 9, 2001 – Morning Session

House convened at 11:00 a.m. Kafoury in Chair. All present except: Excused, 2 – Beck, Garrard.

Opening Ceremony presented by Pastor Lew and Margaret Shelton, First Assembly of God, Albany.

HB 5002, 2247, 2029, 2028, 2030, 2031, 2043, 2157, 2122, 2191, 2195, 5011, 2160, 2119 – Message from the Governor announcing he signed on April 6, 2001.

SB 5540, 153, 220, 268, 312, 331, 405, 412, 417 – Message from the Senate announcing passage.

HB 2158 – Message from the Senate announcing passage as amended by the Senate.

HB 2425 – Message from the Senate announcing President signed on April 6, 2001.

HB 5017 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5037 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2013 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2014 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

HB 2178 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 2624 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 2936 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

HB 2978 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 3026 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 3056 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

HB 3111 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

HB 3212 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 3338 – Report by Committee on Health and Public Advocacy recommending passage.

HB 3554 – Report by Committee on Government Efficiency recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 3668 – Report by Committee on Health and Public Advocacy recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HCR 9 – Report by Committee on Transportation recommending adoption.

SB 301 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 3957, 3958 – Read first time and passed to Speaker's desk for referral.

HB 2033, 2201, 2202, 2363, 2367, 2427, 2493, 2494 – Read second time and passed to third reading.

HB 3263 – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Beck, Garrard. Bill passed.

HB 2562 (B-Engrossed) – Read. Carried by Devlin. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Beck, Garrard. Bill passed.

HB 2638 (A-Engrossed) – Read third time. Carried by Brown. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Beck, Garrard. Bill passed.

March in Chair.

HB 2674 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Wednesday's, April 11, 2001 Calendar.

HB 2676 (A-Engrossed) – Read third time. Carried by Kafoury. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Beck, Garrard. Bill passed.

HB 3395 (A-Engrossed) – Read third time. Carried by Hopson. On passage of the bill the vote was: Yeas, 47; Nays, 10 – Ackerman, Barnhart, Close, Kropf, Kruse, Morrisette, Rosenbaum, Tomei, Verger, Walker, V.; Excused, 2 – Beck, Garrard; Excused for business of the House, 1 – Lowe. Bill passed.

HM 1 – Read second time. Carried by Morgan. On adoption of the memorial the vote was: Yeas, 58; Excused, 2 – Beck, Garrard. Memorial adopted.

SB 5540, 153, 220, 268, 312, 331, 405, 412, 417 – Read first time and passed to Speaker's desk for referral.

SB 511 – Read third time. Carried by Starr, Nolan.

Potential conflict of interest declared by Johnson.

SB 511 – On passage of the bill the vote was: Yeas, 58; Excused, 2 – Beck, Garrard. Bill passed.

House adjourned until 10:30 a.m., Tuesday, April 10, 2001 on motion of Minnis.

Tuesday, April 10, 2001 – Morning Session

House convened at 10:30 a.m. Hansen in Chair. All present except: Excused, 7 – Beck, Garrard, Hass, Krieger, Krummel, Ringo, Starr.

Opening Ceremony presented by Pastor Steve Cook, Mt. Tabor Seventh Day Adventist Church, Portland.

HB 2248, 2249 – Message from the Governor announcing he signed on April 9, 2001.

SB 167, 324, 384, 447, 655, 872, 892, 951 – Message from the Senate announcing passage.

SCR 9, HJM 16 – Message from the Senate announcing adoption.

SB 612 – Message from the Senate announcing concurrence in Senate amendments and repassage.

SB 215, 440, 489, 5537, 5539, SCR 3 – Message from the Senate announcing President signed on April 9, 2001.

HCR 12 – Introduced, read and passed to Speaker's desk for referral.

SCR 9 – Read first time and passed to Speaker's desk for referral.

HB 2617 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 2794 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3215 – Report by Committee on Water and Environment without recommendation as to passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 3550 – Report by Committee on Water and Environment without recommendation as to passage and be referred to Committee on Transportation. Bill referred to Committee on Transportation by order of the Speaker.

HB 3586 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed.

HB 3733 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 3738 – Report by Committee on Water and Environment recommending passage and be referred to Committee on Transportation. Bill referred to Committee on Transportation by order of the Speaker.

HB 3793 – Report by Committee on Health and Public Advocacy without recommendation as to passage and be referred to Committee on Smart Growth and Commerce. Bill referred to Committee on Smart Growth and Commerce by order of the Speaker.

HJM 15 – Report by Committee on Agriculture and Forestry recommending adoption.

HB 2158 (A-Engrossed) – Kropf moved House concur in Senate amendments and repass bill as amended by the Senate.

On repassage of the bill the vote was: Yeas, 53; Nays, 1 – Walker, V.; Excused, 6 – Doyle, Garrard, Hass, Krummel, Ringo, Starr. Bill repassed.

HB 3959, 3960 – Read first time and passed to Speaker's desk for referral.

HB 3952, 3960 – Referred from Speaker's desk to the following committees: 3952 – Advancing E-Government; 3960 – Rules, Redistricting and Public Affairs.

HB 2178, 2441, 3338, 3811 – Read second time and passed to third reading.

HB 2033 (A-Engrossed) – Read third time. Carried by Bates.

Potential conflict of interest declared by Kafoury.

HB 2033 (A-Engrossed) – On passage of the bill the vote was: Yeas, 50; Nays, 3 – Ackerman, Leonard, Tomei; Excused, 6 – Doyle, Garrard, Hass, Krummel, Ringo, Starr; Excused for business of the House, 1 – Kruse. Bill passed.

HB 2201 (B-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 53; Excused, 6 – Doyle, Garrard, Hass, Krummel, Ringo, Starr; Excused for business of the House, 1 – Kruse. Bill passed.

HB 2202 (B-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 51; Absent, 2 – March, Walker, C.; Excused, 6 – Doyle, Garrard, Hass, Krummel, Ringo, Starr; Excused for business of the House, 1 – Kruse. Bill passed.

HB 2363 (A-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 53; Excused, 6 – Doyle, Garrard, Hass, Krummel, Ringo, Starr; Excused for business of the House, 1 – Kruse. Bill passed.

HB 2367 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Wednesday's, April 11, 2001 Calendar.

HB 2427 (A-Engrossed) – Read third time. Carried by Shetterly.

Backlund in Chair.

HB 2427 (A-Engrossed) – On passage of the bill the vote was: Yeas, 51; Nays, 2 – Leonard, Wirth; Absent, 1 – Winters; Excused, 6 – Doyle, Garrard, Hass, Krummel, Ringo, Starr. Bill passed.

Barnhart requested the following explanation of his vote be entered in the Journal:

"I vote 'Yes' on House Bill 2427 because it is necessary to conform with the United States Supreme Court decision in *Troxel vs. Granville* (June 5, 2000) which forces Oregon to have a law like this bill. I support this law's intention to strengthen the parents' hands in determination of custody and visitation and to protect children's interests."

HB 2493 (A-Engrossed) – Read third time. Carried by Walker, C. On passage of the bill the vote was: Yeas, 51; Nays, 2 – Ackerman, Tomei; Excused, 6 – Doyle, Garrard,

Hass, Krummel, Ringo, Starr; Excused for business of the House, 1 – Schrader. Bill passed.

HB 2494 (A-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 52; Nays, 1 – Leonard; Excused, 6 – Doyle, Garrard, Hass, Krummel, Ringo, Starr; Excused for business of the House, 1 – Schrader. Bill passed.

HJM 20 – Read second time. Carried by Smith, P. On adoption of the memorial the vote was: Yeas, 46; Nays, 7 – Ackerman, Beck, Gardner, Kafoury, Leonard, Nolan, Wirth; Excused, 6 – Doyle, Garrard, Hass, Krummel, Ringo, Starr; Excused for business of the House, 1 – Schrader. Memorial adopted.

HCR 9 – By unanimous consent, on request of Chair, rules suspended and resolution taken from today's Final Reading of Memorials and Resolutions and placed in its proper order on Wednesday's, April 11, 2001 Calendar.

SB 167, 324, 384, 447, 655, 872, 892, 951 – Read first time and passed to Speaker's desk for referral.

SB 13 – Referred from Speaker's desk to the Committee on Government Efficiency.

HB 2202 (B-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and March allowed to be recorded as voting "aye" on passage of bill.

HB 2202 (B-Engrossed) – By unanimous consent, on request of Gardner, rules suspended and Walker, C. allowed to be recorded as voting "aye" on passage of bill.

House adjourned until 10:30 a.m., Wednesday, April 11, 2001 on motion of Jenson.

Wednesday, April 11, 2001 – Morning Session

House convened at 10:30 a.m. Wilson in Chair. All present except: Excused, 1 – Gardner; Excused for business of the House, 1 – Bates.

Speaker Pro Tempore in Chair.

Opening Ceremony presented by Rabbi Ariel Stone-Halpern, Congregation Beth Israel, Portland.

Courtesies of the House and floor were extended to Leslie Lewis, former Representative from District 29.

HB 5009, 5016, 5021, 5022, 5026, 5028, 5031, 5040 – Message from the Governor announcing he signed on April 10, 2001.

HB 2101, 2154, 2232, 2410, 2580 – Message from the Governor announcing he signed on April 10, 2001.

SB 104, 194, 269, 299, 457, 570, 653 – Message from the Senate announcing passage.

SJR 28 – Message from the Senate announcing adoption.

SB 279 – Message from the Senate announcing concurrence in House amendments and repassage.

SB 193, 214, 275, 387, 391, 409, 5515, 5521, 5522, 5523, 5534, 5543 – Message from the Senate announcing President signed on April 10, 2001.

SJR 28 – Read first time and passed to Speaker's desk for referral.

SCR 8 – Referred from Speaker's desk to the Committee on Health and Public Advocacy.

HB 2172 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

HB 2207 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2670 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 3208 – Report by Committee on Smart Growth and Commerce recommending passage and be placed on Consent Calendar.

HB 3239 – Report by Committee on Water and Environment recommending passage and be placed on Consent Calendar.

HB 3359 – Report by Committee on Advancing E-Government recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 3364 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

SB 510 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

House recessed for 15 minutes on motion of Kafoury.

House reconvened at 11:20 a.m. Wilson in Chair. All present except: Excused, 1 – Gardner; Excused for business of the House, 1 – Hill.

Speaker Pro Tempore in Chair.

Having recessed under the order of business of Special Committee Reports, the House continued under that order of business.

HB 3961, 3962, 3963 – Read first time and passed to Speaker's desk for referral.

HB 3954 – Referred from Speaker's desk to the Committee on Judiciary.

HB 5017, 5037, 2013, 2014, 2624, 2936, 2978, 3026, 3056, 3111 – Read second time and passed to third reading.

HB 3811 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Nays, 1 – Witt; Absent, 1 – Schrader; Excused, 1 – Gardner. Bill passed.

HB 2674 (A-Engrossed) – Read third time. Carried by Wilson.

Call of the House demanded by Wilson, joined by Smith, T., Williams, Brown, Backlund and Hansen. All present except: Excused (not subject to Call) – 1, Gardner.

HB 2674 (A-Engrossed) – On passage of the bill the vote was: Yeas, 35; Nays, 24 – Ackerman, Barnhart, Brown, Close, Devlin, Dingfelder, Hass, Knopp, Kropf, Krummel, Lowe, Merkley, Monnes Anderson, Nelson, Nolan, Ringo, Rosenbaum, Smith, G., Smith, P., Tomei, Verger, Wirth, Witt, Zauner; Excused, 1 – Gardner. Bill passed.

Schrader requested the following explanation of his vote be entered in the Journal:

“First of all, this vote was for allowing individuals to file for office early. Recent opinions from the Attorney General and the courts have thrown existing statutes on contributions during session, as well as other session-related prohibitions into doubt. This is something the legislature needs to discuss.

“Also, my concern is that now, two years, or five years from now, the courts will declare term limits unconstitutional due to technical difficulties. I want to be sure that a good well designed ‘armada’-proof, twelve-year term limit bill comes out. The current term limits law has presented a series of difficult hurdles for lawmakers to overcome. The House of Representatives is becoming a ‘farm team’ for the Senate, concerned more with practicable power than with policy. Also, lobbyists and special interests groups are taking over the legislative process, as they are now the people with the institutional memory. If I had this kind of turnover in my small business, I would go bankrupt. This session we should address these problems with a solid term limits bill.

“I am tired of courts misrepresenting the will of the voters under the guise of addressing constitutional problems. It is time, after almost ten years, to clearly restate our commitment to term limits and make ‘in court proof.’

“This approach was used in 1997 to get greater definition of term limits so it is appropriate to visit the issue again and resolve ambiguities.”

HB 2367, 2178, 2441, 3338 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today’s Third Reading of House Bills carried over and placed in their proper order on Thursday’s, April 12, 2001 Calendar.

SCR 7 – By unanimous consent, on request of Chair, rules suspended and resolution made a Special Order of Business immediately following the order of business of Special Committee Reports on Monday’s, April 16, 2001 Calendar.

HCR 9, HJM 15 – By unanimous consent, on request of Chair, rules suspended and measures remaining on today’s Final Reading of Memorials and Resolutions carried over and placed in their proper order on Thursday’s, April 12, 2001 Calendar.

SB 104, 194, 269, 299, 457, 570, 653 – Read first time and passed to Speaker's desk for referral.

SB 47, 684, 745, 755, 770 – Referred from Speaker’s desk to the following committees: 755 – Advancing E-Government; 770 – Government Efficiency; 684, 745 – School Funding and Tax Fairness/Revenue; 47 – Transportation.

SB 301 – Read second time and passed to third reading.

HB 2112 – In compliance with House Rule 9.01, subsection (5), bill returned to Committee on Judiciary.

House adjourned until 10:30 a.m., Thursday, April 12, 2001 on motion of Jensen.

Thursday, April 12, 2001 – Morning Session

House convened at 10:30 a.m. Minnis in Chair. All present except: Excused, 5 – Close, Gardner, Garrard, Williams, Speaker Simmons.

Opening Ceremony presented by Dr. John Temple Bristow, Murray Hills Christian Church, Beaverton.

SB 487, 715 – Message from the Senate announcing passage.

SCR 4 – Referred from Speaker’s desk to the Committee on Business, Labor and Consumer Affairs.

HB 2072 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2256 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2336 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2337 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2339 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2365 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2372 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2374 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2414 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2444 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2611 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2652 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 2663 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2700 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2885 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2947 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2950 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3080 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 3207 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3260 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

SB 446 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SB 843 (A-Engrossed) – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3964 – Read first time and passed to Speaker's desk for referral.

HB 3955, 3956, 3961, 3962, 3963, 3964 – Referred from Speaker's desk to the following committees: 3961, 3964 – Agriculture and Forestry; 3955, 3962 – Business, Labor and Consumer Affairs; 3963 – Rules, Redistricting and Public Affairs; 3956 – Water and Environment.

HB 2617, 2794, 3586 – Read second time and passed to third reading.

HB 2013 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 52; Nays, 1 – Schrader; Excused, 5 – Close, Gardner, Garrard, Williams, Speaker Simmons; Excused for business of the House, 2 – Nelson, Patridge. Bill passed.

HB 2014 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 53; Nays, 1 – Schrader; Excused, 5 – Close, Gardner, Garrard, Williams, Speaker

Simmons; Excused for business of the House, 1 – Patridge. Bill passed.

HB 2936 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 51; Nays, 2 – Krummel, Schrader; Absent, 1 – Morrisette; Excused, 5 – Close, Gardner, Garrard, Williams, Speaker Simmons; Excused for business of the House, 1 – Patridge. Bill passed.

HB 2367 (A-Engrossed) – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 55; Excused, 4 – Gardner, Garrard, Williams, Speaker Simmons; Excused for business of the House, 1 – Patridge. Bill passed.

HB 2178 – By unanimous consent, on request of Chair, rules suspended and bill placed at the bottom of today's Third Reading Calendar.

HB 2441 (A-Engrossed) – Read third time. Carried by Walker, V., Krieger. On passage of the bill the vote was: Yeas, 54; Absent, 2 – Kruse, Witt; Excused, 3 – Gardner, Garrard, Williams; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

HB 3338 – Read third time. Carried by Tomei. On passage of the bill the vote was: Yeas, 55; Excused, 3 – Gardner, Garrard, Williams; Excused for business of the House, 2 – Beck, Speaker Simmons. Bill passed.

HB 5017 (A-Engrossed) – Read third time. Carried by Smith, G. On passage of the bill the vote was: Yeas, 49; Nays, 6 – Barnhart, Lowe, Nolan, Ringo, Tomei, Walker, V.; Excused, 3 – Gardner, Garrard, Williams; Excused for business of the House, 2 – Beck, Speaker Simmons. Bill passed.

Lowe requested the following explanation of her vote be entered in the Journal:

“I voted no on this budget bill because the budget is so tight that we shouldn't be funding good-times for ourselves when we are cutting services to seniors, the disabled, and the mentally ill.”

HB 5037 (A-Engrossed) – Read third time. Carried by Johnson.

Krummel in Chair.

HB 5037 (A-Engrossed) – On passage of the bill the vote was: Yeas, 50; Nays, 5 – Close, Kropf, Lowe, Wilson, Zauner; Excused, 3 – Gardner, Garrard, Williams; Excused for business of the House, 2 – Beck, Speaker Simmons. Bill passed.

Lowe requested the following explanation of her vote be entered in the Journal:

“I voted no on this budget bill because the budget is so tight that we shouldn't be funding good-times for ourselves when we are cutting services to seniors, the disabled, and the mentally ill.”

HB 2624 (A-Engrossed) – Read third time. Carried by Bates. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Walker, C.; Excused, 3 – Gardner, Garrard, Williams; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

HB 2978 (A-Engrossed) – Read third time. Carried by Kafoury. On passage of the bill the vote was: Yeas, 53; Nays, 2 – Barnhart, Verger; Excused, 3 – Gardner, Garrard, Williams; Excused for business of the House, 2 – Starr, Speaker Simmons. Bill passed.

HB 3026 (A-Engrossed) – Read third time. Witt moved bill be rereferred to Committee on Water and Environment. Motion carried on viva voce vote. Bill rereferred.

HB 3056 (A-Engrossed) – Read third time. Carried by Leonard. On passage of the bill the vote was: Yeas, 54; Nays, 1 – Schrader; Excused, 3 – Gardner, Garrard, Williams; Excused for business of the House, 2 – Starr, Speaker Simmons. Bill passed.

HB 3111 (A-Engrossed) – Read third time. Carried by Kropf. On passage of the bill the vote was: Yeas, 51; Nays, 4 – Doyle, Kruse, Schrader, Smith, T.; Excused, 3 – Gardner, Garrard, Williams; Excused for business of the House, 2 – Starr, Speaker Simmons. Bill passed.

HB 2178 (A-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 56; Excused, 3 – Gardner, Garrard, Williams; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

HCR 9 – Read second time. Carried by Johnson. On adoption of the resolution the vote was: Yeas, 56; Excused, 3 – Gardner, Garrard, Williams; Excused for business of the House, 1 – Speaker Simmons. Resolution adopted.

HJM 15 – Read second time. Carried by Knopp. On adoption of the memorial the vote was: Yeas, 50; Nays, 5 – Hansen, Hopson, Johnson, Leonard, Merkley; Absent, 1 – Nolan; Excused, 3 – Gardner, Garrard, Williams; Excused for business of the House, 1 – Speaker Simmons. Memorial adopted.

SB 487, 715 – Read first time and passed to Speaker's desk for referral.

SB 65, 166, 397, 416, 526, 580, 581, 609, 625 – Referred from Speaker's desk to the following committees: 609 – Business, Labor and Consumer Affairs; 166, 625 – Judiciary; 416 – Rules, Redistricting and Public Affairs; 397 – School Funding and Tax Fairness/Revenue; 580 – Smart Growth and Commerce; 581 – Stream Restoration and Species Recovery; 65 – Student Achievement and School Accountability; 526 – Water and Environment.

SB 301 (B-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 25; Nays, 30 – Backlund, Butler, Close, Doyle, Hayden, Hill, Jenson, Johnson, Knopp, Krieger, Kropf, Krummel, Kruse, Lowe, Merkley, Monnes Anderson, Morgan, Nelson, Ringo, Schrader, Smith, G., Smith, P., Smith, T., Starr, Walker, C., Westlund, Wilson, Winters, Witt, Zauner; Excused, 3 – Gardner, Garrard, Williams; Excused for business of the House, 2 – Minnis, Speaker Simmons.

Witt changed vote from “aye” to “nay” and served notice of possible reconsideration.

Monnes Anderson changed vote from “aye” to “nay” and served notice of possible reconsideration.

SB 301 (B-Engrossed) – Bill failed.

HB 2612 – Speaker appointed Representatives Shetterly, Chair; Bates and Carlson House conferees.

SB 301 (B-Engrossed) – Butler served notice of possible reconsideration.

HB 5038, 5044, 2177, 2696, HR 8, SB 215, 440, 489, 5537, 5539, SCR 3 – Speaker signed.

House adjourned until 11:00 a.m., Monday, April 16, 2001 on motion of Jenson.

Monday, April 16, 2001 – Morning Session

House convened at 11:00 a.m. Starr in Chair. All present except: Excused, 1 – King.

Opening Ceremony presented by Elder Dave Brandel, Concord Christian Church, Milwaukie.

HB 2425 – Message from the Governor announcing he signed on April 13, 2001.

SB 606, 685, 704, 332, HB 2040, 2132 – Message from the Senate announcing passage.

SB 278, 279, HB 2696, 2177, 5038, 5044 – Message from the Senate announcing President signed on April 12, 2001.

HB 2680 (A-Engrossed) – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 2802 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3039 – Report by Committee on Water and Environment recommending passage.

HB 3145 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3155 – Report by Committee on Transportation recommending passage.

HB 3159 – Report by Committee on Advancing E-Government recommending passage.

HB 3236 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3349 – Report by Committee on Transportation recommending passage and be placed on Consent Calendar.

HB 3486 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 3571 – Report by Committee on Water and Environment without recommendation as to passage and be referred to Committee on Agriculture and Forestry. Bill referred to Committee on Agriculture and Forestry by order of the Speaker.

HB 3790 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3790 – Report by Minority of Committee on Smart Growth and Commerce, signed by Devlin and Walker, V., recommending passage with amendments and be printed engrossed.

HB 3925 – Report by Committee on Judiciary without recommendation as to passage and be referred to Committee on Smart Growth and Commerce. Bill referred to Committee on Smart Growth and Commerce by order of the Speaker.

HCR 11 – Report by Committee on Government Efficiency recommending adoption.

HJM 5 – Report by Committee on Stream Restoration and Species Recovery recommending adoption with amendments and be printed engrossed.

HJR 19 – Report by Committee on Rules, Redistricting and Public Affairs recommending adoption.

SJR 32 – Report by Committee on Government Efficiency recommending adoption.

SCR 7 (A-Engrossed) – Read second time as a Special Order of Business. Carried by Winters. On adoption of the resolution the vote was: Yeas, 57; Absent, 2 – Leonard, March; Excused, 1 – King. Resolution adopted.

SB 301 (B-Engrossed) – Pursuant to notice given April 12, 2001, Witt moved House reconsider the vote by which bill failed to pass. Motion carried, the vote being: Yeas, 40; Nays, 19 – Backlund, Butler, Close, Garrard, Hayden, Hill, Jenson, Johnson, Knopp, Krieger, Kropf, Kruse, Nelson, Ringo, Schrader, Smith, P., Starr, Walker, C., Zauner; Absent, 1 – Leonard. Vote reconsidered.

In compliance with Mason's Manual of Legislative Procedure, Section 468, subsection (3), the question immediately recurs on passage of bill.

SB 301 (B-Engrossed) – On passage of the bill the vote was: Yeas, 41; Nays, 19 – Backlund, Butler, Close, Garrard, Hayden, Hill, Jenson, Johnson, Knopp, Kropf, Kruse, Nelson, Ringo, Schrader, Smith, P., Smith, T., Starr, Walker, C., Zauner. Bill passed.

Morgan in Chair.

HB 3965, 3967, 3969 – Read first time and passed to Speaker's desk for referral.

HB 2172, 2207, 2670, 3208, 3239, 3359, 3364 – Read second time and passed to third reading.

HB 2617 (A-Engrossed) – Read third time. Carried by Brown. On passage of the bill the vote was: Yeas, 60. Bill passed.

HB 2794 (A-Engrossed) – Read third time. Carried by Knopp.

HB 2794 (A-Engrossed) – Minnis moved bill be rereferred to Committee on Smart Growth and Commerce. Motion carried on viva voce vote. Bill rereferred.

HB 3586 (A-Engrossed) – Read third time. Carried by Kruse. On passage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Winters. Bill passed.

SB 332, 606, 685, 704 – Read first time and passed to Speaker's desk for referral.

SB 446, 510 – Read second time and passed to third reading.

SB 301 (B-Engrossed) – By unanimous consent, on request of Gardner, rules suspended to permit Smith, G. to change his vote from “aye” to “nay” on passage of bill.

HB 5023, 2194, 2211, 2220, 2241, 2253, 2457, 2557, 2601, 2609, 2677, 2701, 2721, 2777, HJM 28, HJR 6, SB 5515, 5521, 5522, 5523, 5534, 5543, 193, 214, 275, 278, 279, 387, 391, 409 – Speaker signed.

House adjourned until 10:30 a.m., Tuesday, April 17, 2001 on motion of Jenson.

Tuesday, April 17, 2001 – Morning Session

House convened at 10:30 a.m. Nolan in Chair. All present except: Excused, 1 – Krummel.

Opening Ceremony presented by Pastor David Thompson, United House of Prayer for All People, Portland.

SB 217, 259, 530, 657, 780 – Message from the Senate announcing passage.

SJM 5 – Message from the Senate announcing adoption.

HB 2458, 2727 – Message from the Senate announcing passage as amended by the Senate.

SB 410, 612, 5548, SJM 3 – Message from the Senate announcing President signed on April 16, 2001.

SJM 5 – Read first time and passed to Speaker's desk for referral.

HCR 12 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

SCR 9 – Referred from Speaker's desk to the Committee on Stream Restoration and Species Recovery.

HB 2009 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2268 – Report by Committee on Health and Public Advocacy recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2329 – Report by Committee on Business, Labor and Consumer Affairs without recommendation as to passage, with amendments and be printed engrossed. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2428 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2560 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2600 – Report by Committee on Judiciary recommending passage.

HB 2781 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed.

HB 2822 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed.

HB 2908 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 2923 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 2937 – Report by Committee on Advancing E-Government recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2942 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2944 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2972 – Report by Committee on Judiciary recommending passage.

HB 3037 – Report by Committee on Judiciary recommending passage.

HB 3064 – Report by Committee on Transportation recommending passage.

HB 3225 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be

printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 3323 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 3324 – Report by Committee on Health and Public Advocacy recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 3374 – Report by Committee on Advancing E-Government recommending passage with amendments and be printed engrossed.

HB 3596 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 3669 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3771 – Report by Committee on Health and Public Advocacy recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3788 – Report by Committee on Smart Growth and Commerce recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3816 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 3915 – Report by Committee on Judiciary recommending passage.

SB 160 (A-Engrossed) – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed.

HB 3968, 3970 – Read first time and passed to Speaker's desk for referral.

HB 3957, 3959 – Referred from Speaker's desk to the Committee on Transportation.

HB 3958, 3965, 3967, 3969 – Referred from Speaker's desk to the following committees: 3965 – Business, Labor and Consumer Affairs; 3967 – Judiciary; 3958 – Stream Restoration and Species Recovery; 3969 – Transportation with subsequent referral to Ways and Means.

HB 2072, 2336, 2337, 2339, 2365, 2372, 2374, 2414, 2444, 2611, 2652, 2663, 2700, 2947, 2950, 3039, 3080, 3155, 3159, 3207, 3260 – Read second time and passed to third reading.

HB 3208 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 58; Absent, 1 – Winters; Excused for business of the House, 1 – Lowe. Bill passed.

HB 3239 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 58; Nays, 1 – Smith, G.; Excused for business of the House, 1 – Lowe. Bill passed.

HB 3359 (A-Engrossed) – Read third time under Consent Calendar.

Potential conflict of interest declared by King.

HB 3359 (A-Engrossed) – On passage of the bill the vote was: Yeas, 60. Bill passed.

HB 2172 (A-Engrossed) – Read third time. Carried by Walker, V.

Williams in Chair.

HB 2172 (A-Engrossed) – On passage of the bill the vote was: Yeas, 52; Nays, 5 – Butler, Close, Knopp, Smith, T., Westlund; Absent, 2 – Hill, Kruse; Excused for business of the House, 1 – Schrader. Bill passed.

HB 2207 (A-Engrossed) – Read third time. Carried by Beck. On passage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Schrader. Bill passed.

HB 2670 (A-Engrossed) – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Schrader. Bill passed.

HB 3364 (A-Engrossed) – Read third time. Carried by Merkley. On passage of the bill the vote was: Yeas, 59; Nays, 1 – Schrader. Bill passed.

HCR 11 – Read second time. Jenson moved resolution be rereferred to Committee on Government Efficiency. Motion carried on viva voce vote. Resolution rereferred.

HJR 19 – Read second time. Carried by March.

By unanimous consent, on request of Knopp, rules suspended to permit use of visual aid during presentation of resolution.

Call of the House demanded by March, joined by Hansen, Kafoury, Hass, Minnis and Hill. All present.

HJR 19 – On adoption of the resolution the vote was: Yeas, 46; Nays, 14 – Brown, Close, Devlin, Hass, Knopp, Kropf, Lowe, Nelson, Ringo, Smith, G., Smith, P., Starr, Witt, Zauner. Resolution adopted.

Schrader requested the following explanation of his vote be entered in the Journal:

“The voters of the state of Oregon approved term limits, and I have no intention of overturning their wishes. However, I believe that with a few minor changes we could maintain the state's term limits law while making the legislative process better and more efficient for the citizens of this state.

“I have always favored 12-year total term limits over the current system. This is a better idea for several important reasons. The internal six-year limits for the state House of Representatives is counter productive. It does not allow enough experience to counter the power and ‘knowledge’ of the lobbyists and the agencies. Currently in Ways and Means, the agencies have the upper hand

in the budgeting process. This minimizes the citizen's ability to influence state policy on Ways and Means.

“It is inappropriate that the most senior members in Oregon House of Representatives, who decide the fate of 12 billion taxpayer General Fund dollars have all of one year (two sessions) of experience in public budgeting.”

Verger requested the following explanation of her vote be entered in the Journal:

“I voted for HJR 19 both in the Rules Committee and on the floor of the House. I do not oppose term limits. I do oppose any changes being made to term limits by anyone other than the electorate. This bill asks voters to re-evaluate their decision and if they want to allow 12 years in either house, they can through their vote. I'm willing to let the voters decide.”

SJR 32 – By unanimous consent, on request of Chair, rules suspended and resolution remaining on today's Final Reading of Memorials and Resolutions carried over and placed in its proper order on Wednesday's, April 18, 2001 Calendar.

SB 217, 259, 530, 657, 780 – Read first time and passed to Speaker's desk for referral.

SB 5540, 153, 220, 268, 312, 331, 405, 412, 417 – Referred from Speaker's desk to the following committees: 312, 412 – Agriculture and Forestry; 405 – Health and Public Advocacy; 331 – Health and Public Advocacy with subsequent referral to Ways and Means; 153, 220 – Judiciary; 268 – Smart Growth and Commerce; 417 – Water and Environment; 5540 – Ways and Means.

SB 843 – Read second time and passed to third reading.

SB 446, 510 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Wednesday's, April 18, 2001 Calendar.

House adjourned until 10:30 a.m., Wednesday, April 18, 2001 on motion of Jenson.

Wednesday, April 18, 2001 – Morning Session

House convened at 10:30 a.m. Leonard in Chair. All present except: Excused, 3 – Beck, Krummel, Wirth.

Opening Ceremony presented by Suzie Kapuzzi, Portland.

SB 187, 354, 867, 928, HB 5013, 5019, 5020 – Message from the Senate announcing passage.

HB 2612 – Message from the Senate announcing Senators Ferrioli, Beyer, L., and Starr appointed Senate conferees.

HB 2194, 2220, 2241, 2253, 2457, 2557, 2601, 2609, 2677, 2701, 2721, 2777, 5023, HJR 6, HJM 28 – Message from the Senate announcing President signed on April 17, 2001.

HB 2211, SB 511 – Message from the Senate announcing President signed on April 18, 2001.

HB 2008 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2074 – Report by Committee on Smart Growth and Commerce recommending passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2212 – Report by Committee on Advancing E-Government recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2281 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 3147 – Report by Committee on Agriculture and Forestry without recommendation as to passage and be referred to Committee on Water and Environment. Bill referred to Committee on Water and Environment by order of the Speaker.

HB 3352 – Report by Committee on Student Achievement and School Accountability recommending passage.

HB 3911 – Report by Committee on Student Achievement and School Accountability recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HJM 22 – Report by Committee on Agriculture and Forestry recommending adoption with amendments, be printed engrossed and be placed on Consent Calendar.

HR 2 – Report by Committee on Water and Environment recommending adoption.

SB 310 – Report by Committee on Agriculture and Forestry recommending passage and be placed on Consent Calendar.

HB 2458 (B-Engrossed) – Wilson moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 55; Excused, 2 – Krummel, Wirth; Excused for business of the House, 3 – Minnis, Westlund, Speaker Simmons. Bill repassed.

HB 2727 (A-Engrossed) – Hill moved House not concur in Senate amendments and a Conference Committee be appointed. Motion carried on viva voce vote. Conference Committee to be appointed.

HB 3790 – By unanimous consent, on request of Chair, rules suspended and consideration of Committee and Minority Reports taken from today's calendar and placed in their proper order on Monday's, April 23, 2001 Calendar.

HB 3966 – Read first time and passed to Speaker's desk for referral.

HB 2600, 2908, 2972, 3037, 3064, 3145, 3349, 3486, 3915 – Read second time and passed to third reading.

HB 2072 (A-Engrossed) – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Krummel, Wirth; Excused for business of the House, 2 – Starr, Tomei. Bill passed.

HB 2336 (A-Engrossed) – Read third time. Carried by Walker, V. On passage of the bill the vote was: Yeas, 55; Absent, 1 – Kruse; Excused, 2 – Krummel, Wirth; Excused for business of the House, 2 – Starr, Tomei. Bill passed.

HB 2337 (A-Engrossed) – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 46; Nays, 11 – Ackerman, Barnhart, Beck, Dingfelder, Hansen, Kafoury, Leonard, Lowe, March, Morrisette, Rosenbaum; Excused, 2 – Krummel, Wirth; Excused for business of the House, 1 – Tomei. Bill passed.

HB 2339 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Thursday's, April 19, 2001 Calendar.

HB 2365 (A-Engrossed) – Read third time. Carried by Backlund. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Krummel, Wirth; Excused for business of the House, 1 – Tomei. Bill passed.

HB 2372 (A-Engrossed) – Read third time. Carried by Williams.

Hopson in Chair.

HB 2372 (A-Engrossed) – On passage of the bill the vote was: Yeas, 58; Excused, 2 – Krummel, Wirth. Bill passed.

HB 2374 (A-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Krummel, Wirth; Excused for business of the House, 2 – Schrader, Speaker Simmons. Bill passed.

HB 2414 (A-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Krummel, Wirth; Excused for business of the House, 1 – Schrader. Bill passed.

HB 2444 (A-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Krummel, Wirth. Bill passed.

HB 2611 (A-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 57; Absent, 1 – Rosenbaum; Excused, 2 – Krummel, Wirth. Bill passed.

HB 2652, 2663, 2680, 2700, 2947, 2950, 3039, 3080, 3155, 3159, 3207, 3260 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Thursday's, April 19, 2001 Calendar.

SJR 32, HJM 5 – By unanimous consent, on request of Chair, rules suspended and measures remaining on today's Final Reading of Memorials and Resolutions carried over and placed in their proper order on Thursday's, April 19, 2001 Calendar.

SB 187, 354, 867, 928 – Read first time and passed to Speaker's desk for referral.

SB 446, 510, 843 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third

Reading of Senate Bills carried over and placed in their proper order on Thursday's, April 19, 2001 Calendar.

House adjourned until 10:00 a.m., Thursday, April 19, 2001 on motion of Jensen.

Thursday, April 19, 2001 – Morning Session

House convened at 10:00 a.m. Lowe in Chair. All present except: Excused, 2 – Close, Wirth; Excused for business of the House, 2 – Hansen, Leonard.

Opening Ceremony presented by Reverend David Hutchinson, Colonial Heights Presbyterian Church, Portland.

HB 2177, 2696, 5038, 5044 – Message from the Governor announcing he signed on April 18, 2001.

SB 519, 529, 660, 703, 938, 942, HB 5005 – Message from the Senate announcing passage.

SB 301 – Message from the Senate announcing concurrence in House amendments and repassage.

SCR 7 – Message from the Senate announcing concurrence in House amendments and reoption.

HJM 33 – Introduced, read and passed to Speaker's desk for referral.

SJM 5 – Referred from Speaker's desk to the Committee on Health and Public Advocacy.

SJR 28 – Referred from Speaker's desk to the Committee on Student Achievement and School Accountability.

HB 2575 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 2728 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2744 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 3123 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 3334 – Report by Committee on Stream Restoration and Species Recovery recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3382 – Report by Committee on Government Efficiency without recommendation as to passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 3528 – Report by Committee on Health and Public Advocacy recommending passage.

HB 3634 – Report by Committee on Water and Environment recommending passage.

HB 3858 – Report by Committee on Water and Environment recommending passage and be placed on Consent Calendar.

HR 3 – Report by Committee on Water and Environment recommending adoption.

SB 5540 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 298 – Report by Committee on Transportation 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.

HB 3971, 3972, 3973 – Read first time and passed to Speaker's desk for referral.

HB 3966, 3970 – Referred from Speaker's desk to the following committees: 3966 – Smart Growth and Commerce; 3970 – Transportation.

HB 2009, 2428, 2560, 2781, 2822, 2937, 2942, 2944, 3323, 3352, 3374, 3596, 3669 – Read second time and passed to third reading.

HB 3349 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 54; Absent, 1 – Morrisette; Excused, 2 – Close, Wirth; Excused for business of the House, 3 – Gardner, Hansen, Leonard. Bill passed.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 446 (A-Engrossed) – Read third time. Carried by Doyle. On passage of the bill the vote was: Yeas, 55; Excused, 2 – Close, Wirth; Excused for business of the House, 3 – Gardner, Hansen, Leonard. Bill passed.

SB 510 (A-Engrossed) – Read third time. Carried by Carlson. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Close, Wirth; Excused for business of the House, 2 – Hansen, Leonard. Bill passed.

SB 843 (B-Engrossed) – Read third time. Carried by Witt. On passage of the bill the vote was: Yeas, 55; Absent, 1 – Morrisette; Excused, 2 – Close, Wirth; Excused for business of the House, 2 – Hansen, Leonard. Bill passed.

HB 2339 (A-Engrossed) – Read third time. Carried by Walker, C. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Close, Wirth; Excused for business of the House, 2 – Hansen, Leonard. Bill passed.

HB 2652 (A-Engrossed) – Read third time. Carried by Monnes Anderson. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Close, Wirth; Excused for business of the House, 2 – Hansen, Leonard. Bill passed.

HB 2663 (A-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 56;

Excused, 2 – Close, Wirth; Excused for business of the House, 2 – Hansen, Westlund. Bill passed.

HB 2680 (B-Engrossed) – Read. Witt moved bill be rereferred to Committee on Smart Growth and Commerce. Motion carried on viva voce vote. Bill rereferred.

HB 2700 (A-Engrossed) – Read third time. Carried by Williams, Ringo. On passage of the bill the vote was: Yeas, 50; Nays, 6 – Hayden, Kruse, Nelson, Shetterly, Smith G., Walker, C.; Excused, 2 – Close, Wirth; Excused for business of the House, 2 – Butler, Patridge. Bill passed.

HB 2947 (A-Engrossed) – Read third time. Carried by Shetterly.

King in Chair.

HB 2947 (A-Engrossed) – On passage of the bill the vote was: Yeas, 56; Excused, 2 – Close, Wirth; Excused for business of the House, 2 – Butler, Patridge. Bill passed.

HB 2950 (A-Engrossed) – Read third time. Carried by Ackerman. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Close, Wirth; Excused for business of the House, 2 – Butler, Patridge. Bill passed.

HB 3039 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Friday's, April 20, 2001 Calendar.

HB 3080 (A-Engrossed) – Read third time. Carried by Williams.

Potential conflict of interest declared by King.

HB 3080 (A-Engrossed) – On passage of the bill the vote was: Yeas, 57; Excused, 2 – Close, Wirth; Excused for business of the House, 1 – Patridge. Bill passed.

HB 3155 – Read third time. Carried by Devlin. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Close, Wirth; Excused for business of the House, 1 – Patridge. Bill passed.

HB 3159 – Read third time. Carried by Hill. On passage of the bill the vote was: Yeas, 51; Nays, 6 – Garrard, Johnson, Nolan, Ringo, Tomei, Verger; Excused, 2 – Close, Wirth; Excused for business of the House, 1 – Patridge. Bill passed.

HB 3207, 3260, 2600, 2908, 2972, 3037, 3064, 3145, 3486, 3915 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Friday's, April 20, 2001 Calendar.

SJR 32 – By unanimous consent, on request of Chair, rules suspended and resolution taken from today's Final Reading of Memorials and Resolutions and placed in its proper order on Friday's, April 20, 2001 Calendar.

HJM 5 – By unanimous consent, on request of Chair, rules suspended and memorial taken from today's Final Reading of Memorials and Resolutions and placed in its proper order on Tuesday's, April 24, 2001 Calendar.

HR 2 – By unanimous consent, on request of Chair, rules suspended and resolution taken from today's Final Reading of Memorials and Resolutions and placed in its proper order on Monday's, April 23, 2001 Calendar.

SB 519, 529, 660, 703, 938, 942 – Read first time and passed to Speaker's desk for referral.

SB 104, 167, 187, 194, 217, 259, 269, 299, 324, 332, 354, 384, 447, 457, 487, 530, 570, 606, 653, 655, 657, 685, 704, 715, 780, 867, 872, 892, 928, 951 – Referred from Speaker's desk to the following committees: 187, 269, 354, 447, 653, 951 – Business, Labor and Consumer Affairs; 530, 867 – Government Efficiency; 104, 570 – Health and Public Advocacy; 167, 384, 655, 657, 704, 780 – Judiciary; 194, 457, 487 – Rules, Redistricting and Public Affairs; 259, 332 – Student Achievement and School Accountability; 324 – Student Achievement and School Accountability with subsequent referral to Ways and Means; 217, 299 – Transportation; 685 – Transportation with subsequent referral to School Funding and Tax Fairness/Revenue; 606, 715, 872, 892, 928 – Water and Environment.

SB 160 – Read second time and passed to third reading.

SB 5548, 511 – Speaker signed.

House adjourned until 10:00 a.m., Friday, April 20, 2001 on motion of Patridge.

Friday, April 20, 2001 – Morning Session

House convened at 10:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 7 – Devlin, Doyle, Jenson, March, Rosenbaum, Westlund, Speaker Simmons; Excused for business of the House, 4 – Hill, Lowe, Patridge, Tomei.

Merkley in Chair.

Opening Ceremony presented by Reverend Robert Hefty, Covenant United Methodist Church, Reedsport.

SB 5538, 5541, 340, 400, 647, 846, HB 5017, 5037 – Message from the Senate announcing passage.

HB 2153 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

HB 2382 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2413 – Report by Committee on Judiciary recommending passage.

HB 2460 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2605 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2739 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2741 – Report by Committee on Transportation recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 2760 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2840 – Report by Committee on Judiciary recommending passage.

HB 2906 – Report by Committee on Government Efficiency recommending passage.

HB 2918 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3049 – Report by Committee on Judiciary recommending passage.

HB 3119 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3192 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3206 – Report by Committee on Transportation without recommendation as to passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3490 – Report by Committee on Water and Environment without recommendation as to passage, be referred to Committee on Stream Restoration and Species Recovery and then Committee on Ways and Means. Bill referred to Committee on Stream Restoration and Species Recovery by order of the Speaker.

HB 3500 – Report by Committee on Smart Growth and Commerce recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 3556 – Report by Committee on Government Efficiency recommending passage with amendments, be printed engrossed and subsequent referral to Committee on School Funding and Tax Fairness/Revenue be rescinded. Subsequent referral to Committee on School Funding and Tax Fairness/Revenue rescinded by order of the Speaker.

HB 3659 – Report by Committee on Business, Labor and Consumer Affairs without recommendation as to passage and be referred to Committee on Government Efficiency. Bill referred to Committee on Government Efficiency by order of the Speaker.

HB 3664 – Report by Committee on Smart Growth and Commerce recommending passage.

HB 3665 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3682 – Report by Committee on Judiciary recommending passage.

HB 3850 – Report by Committee on Business, Labor and Consumer Affairs without recommendation as to passage and be referred to Committee on Transportation. Bill referred to Committee on Transportation by order of the Speaker.

HB 3885 – Report by Committee on Transportation recommending passage.

HB 3909 – Report by Committee on Business, Labor and Consumer Affairs without recommendation as to passage, be referred to Committee on Transportation and then Committee on Ways and Means. Bill referred to Committee on Transportation by order of the Speaker.

HB 3953 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3953 – Report by Minority of Committee on Smart Growth and Commerce, signed by Devlin, Walker, V., Bates and Monnes Anderson, recommending passage with amendments and be printed engrossed.

HB 3964 – Report by Committee on Agriculture and Forestry recommending passage.

HCR 7 – Report by Committee on Student Achievement and School Accountability recommending adoption.

HR 5 – Report by Committee on Government Efficiency recommending adoption.

SB 826 – Report by Committee on Business, Labor and Consumer Affairs without recommendation as to passage and be referred to Committee on Smart Growth and Commerce. Bill referred to Committee on Smart Growth and Commerce by order of the Speaker.

SB 827 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs without recommendation as to passage and be referred to Committee on Smart Growth and Commerce. Bill referred to Committee on Smart Growth and Commerce by order of the Speaker.

HB 3974 – Read first time and passed to Speaker's desk for referral.

HB 2008, 2212, 2281, 3528, 3634 – Read second time and passed to third reading.

HB 2937 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 48; Absent, 1 – Leonard; Excused, 7 – Devlin, Doyle, Jenson, March, Rosenbaum, Westlund, Speaker Simmons; Excused for business of the House, 4 – Hill, Lowe, Patridge, Tomei. Bill passed.

HB 3039 – Read third time. Carried by Close. On passage of the bill the vote was: Yeas, 50; Excused, 6 – Devlin, Doyle,

Jenson, March, Westlund, Speaker Simmons; Excused for business of the House, 4 – Hill, Lowe, Patridge, Tomei. Bill passed.

HB 3207 (A-Engrossed) – Read third time. Carried by Bates. On passage of the bill the vote was: Yeas, 51; Nays, 1 – Schrader; Excused, 6 – Devlin, Doyle, Jenson, March, Westlund, Speaker Simmons; Excused for business of the House, 2 – Lowe, Tomei. Bill passed.

By unanimous consent, on request of Chair, rules suspended to temporarily return to the order of business of Propositions and Motions.

HCR 7 – By unanimous consent, on request of Chair, rules suspended to make resolution a Special Order of Business immediately following the order of business of Special Committee Reports on Monday's, April 23, 2001 Calendar.

HB 3260 – By unanimous consent, on request of Chair, rules suspended and bill placed at the bottom of today's Third Reading Calendar.

HB 2600 – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 51; Nays, 2 – Rosenbaum, Walker, V.; Excused, 6 – Devlin, Doyle, Jenson, March, Westlund, Speaker Simmons; Excused for business of the House, 1 – Tomei. Bill passed.

HB 2908 – Read third time. Carried by Kafoury. On passage of the bill the vote was: Yeas, 53; Excused, 6 – Devlin, Doyle, Jenson, March, Westlund, Speaker Simmons; Excused for business of the House, 1 – Tomei. Bill passed.

HB 2972 – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 52; Absent, 1 – Lee; Excused, 6 – Devlin, Doyle, Jenson, March, Westlund, Speaker Simmons; Excused for business of the House, 1 – Tomei. Bill passed.

HB 3037 – Read third time. Carried by Walker, V., Carlson. On passage of the bill the vote was: Yeas, 49; Nays, 1 – Schrader; Excused, 6 – Devlin, Doyle, Jenson, March, Westlund, Speaker Simmons; Excused for business of the House, 4 – Bates, Butler, Minnis, Tomei. Bill passed.

HB 3064 – Read third time. Carried by Zauner. On passage of the bill the vote was: Yeas, 49; Excused, 6 – Devlin, Doyle, Jenson, March, Westlund, Speaker Simmons; Excused for business of the House, 5 – Bates, Butler, Leonard, Minnis, Tomei. Bill passed.

HB 3145 (A-Engrossed) – Read third time. Carried by Barnhart.

Potential conflict of interest declared by King.

HB 3145 (A-Engrossed) – On passage of the bill the vote was: Yeas, 50; Excused, 6 – Devlin, Doyle, Jenson, March, Westlund, Speaker Simmons; Excused for business of the House, 4 – Bates, Butler, Minnis, Tomei. Bill passed.

HB 3486 (A-Engrossed) – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 50;

Excused, 6 – Devlin, Doyle, Jenson, March, Westlund, Speaker Simmons; Excused for business of the House, 4 – Bates, Butler, Minnis, Tomei. Bill passed.

Morrisette in Chair.

HB 3915 – Read third time. Carried by Dingfelder.

Previous question moved by Minnis, carried.

HB 3915 – On passage of the bill the vote was: Yeas, 49; Nays, 3 – Kafoury, Schrader, Wilson; Absent, 1 – Witt; Excused, 6 – Devlin, Doyle, Jenson, March, Westlund, Speaker Simmons; Excused for business of the House, 1 – Tomei. Bill passed.

HB 2009 (A-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 38; Nays, 15 – Barnhart, Beck, Butler, Close, Dingfelder, Hass, Johnson, Kafoury, Merkley, Nolan, Ringo, Tomei, Verger, Wilson, Wirth; Absent, 1 – Winters; Excused, 6 – Devlin, Doyle, Jenson, March, Westlund, Speaker Simmons. Bill passed.

HB 2428, 2560, 2781, 2822, 2942, 2944, 3323, 3352, 3374, 3596, 3669, 3260 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Monday's, April 23, 2001 Calendar.

SJR 32 – Read second time. Carried by Kafoury. On adoption of the resolution the vote was: Yeas, 52; Absent, 1 – Winters; Excused, 6 – Devlin, Doyle, Jenson, March, Westlund, Speaker Simmons; Excused for business of the House, 1 – Hill. Resolution adopted.

HR 3 – Read second time. Carried by Close. On adoption of the resolution the vote was: Yeas, 53; Excused, 6 – Devlin, Doyle, Jenson, March, Westlund, Speaker Simmons; Excused for business of the House, 1 – Wilson. Resolution adopted.

SB 5538, 5541, 340, 400, 647, 846 – Read first time and passed to Speaker's desk for referral.

SB 5540, 298, 310 – Read second time and passed to third reading.

SB 160 – By unanimous consent, on request of Chair, rules suspended and bill remaining on today's Third Reading of Senate Bills carried over and placed in its proper order on Monday's, April 23, 2001 Calendar.

SJR 32 – By unanimous consent, on request of Gardner, rules suspended and Hill allowed to be recorded as voting "aye" on adoption of resolution.

HB 2040, SB 410, 612, SJM 3 – Speaker signed.

House adjourned until 11:00 a.m., Monday, April 23, 2001 on motion of Patridge.

Monday, April 23, 2001 – Morning Session

House convened at 11:00 a.m. Rosenbaum in Chair. All present except: Excused, 1 – Gardner.

Opening Ceremony presented by Nordic Choir, North Salem High School, directed by Dick Dalzell, Salem.

SB 14, 15, 85 – Message from the Senate announcing passage.

SJR 21, 22 – Message from the Senate announcing adoption.

SJR 21, 22 – Read first time and passed to Speaker's desk for referral.

HJM 33 – Referred from Speaker's desk to the Committee on Agriculture and Forestry.

HB 5027 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5030 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5033 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2004 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed.

HB 2404 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2438 – Report by Committee on Health and Public Advocacy without recommendation as to passage, with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2452 – Report by Committee on Health and Public Advocacy recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 2664 – Report by Committee on Judiciary recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3047 – Report by Committee on Business, Labor and Consumer Affairs recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 3089 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 3172 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 3173 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments

and be printed engrossed. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 3277 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 3376 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed 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 3573 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 3620 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

HB 3660 – Report by Committee on Smart Growth and Commerce recommending passage and be placed on Consent Calendar.

HB 3943 – Report by Committee on Health and Public Advocacy recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HCR 11 – Report by Committee on Government Efficiency recommending adoption with amendments and be printed engrossed.

HCR 7 – Read second time as a Special Order of Business. Carried by Walker, V.

By unanimous consent, on request of Walker, V., rules suspended to permit use of visual aid during presentation of resolution.

HCR 7 – Carried by Wirth. On adoption of the resolution the vote was: Yeas, 58; Absent, 1 – Witt; Excused, 1 – Gardner. Resolution adopted.

Speaker Pro Tempore in Chair.

HB 3790 (A-Engrossed) – Witt moved House adopt Committee Report.

In the absence of a motion to substitute the Minority Report for the Committee Report, by order of Chair, bill advanced to second and third reading.

HB 3790 – By unanimous consent, on request of Witt, rules suspended to permit second and third reading and final consideration immediately.

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

HB 3790 – Read second time and passed to third reading.

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

HB 3790 (A-Engrossed) – Read third time. Minnis moved bill be referred to Committee on Rules, Redistricting and Public Affairs. Motion carried on viva voce vote. Bill referred.

Rosenbaum in Chair.

HB 3975, 3976 – Read first time and passed to Speaker's desk for referral.

HB 3971, 3973, 3974, 3976 – Referred from Speaker's desk to the following committees: 3976 – Health and Public Advocacy with subsequent referral to Ways and Means; 3971 – Stream Restoration and Species Recovery; 3973, 3974 – Water and Environment.

HB 2413, 2575, 2728, 2744, 2840, 2906, 3049, 3123, 3664, 3682, 3858, 3885, 3964 – Read second time and passed to third reading.

HB 2212 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 58; Nays, 1 – Close; Excused, 1 – Gardner. Bill passed.

HJM 22 (A-Engrossed) – Read second time under Consent Calendar. On adoption of the memorial the vote was: Yeas, 59; Excused, 1 – Gardner. Memorial adopted.

SB 310 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Gardner. Bill passed.

HB 3260 (A-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Gardner. Bill passed.

HB 2428 (A-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 57; Nays, 1 – Jenson; Absent, 1 – Smith, T.; Excused, 1 – Gardner. Bill passed.

HB 2560 (A-Engrossed) – Read third time. Carried by Ackerman. On passage of the bill the vote was: Yeas, 58; Nays, 1 – Close; Excused, 1 – Gardner. Bill passed.

HB 2781 (A-Engrossed) – Read third time. Carried by Backlund. On passage of the bill the vote was: Yeas, 58; Excused, 1 – Gardner; Excused for business of the House, 1 – Starr. Bill passed.

HB 2822, 2942, 2944, 3323, 3352, 3374, 3596, 3669, 2008, 2281, 3528, 3634 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills and placed in their proper order on Tuesday's, April 24, 2001 Calendar.

HR 5 – By unanimous consent, on request of Chair, rules suspended to make resolution a Special Order of Business immediately following the order of business of Special Committee Reports on Friday's, April 27, 2001 Calendar.

HR 2 – By unanimous consent, on request of Chair, rules suspended and resolution remaining on today's Final Reading of Memorials and Resolutions carried over and placed in its proper order on Tuesday's, April 24, 2001 Calendar.

SB 14, 15, 85 – Read first time and passed to Speaker's desk for referral.

SB 5538, 5541 – Referred from Speaker's desk to the Committee on Ways and Means.

SB 160, 5540, 298 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Tuesday's, April 24, 2001 Calendar.

House adjourned until 10:30 a.m., Tuesday, April 24, 2001 on motion of Jenson.

Tuesday, April 24, 2001 – Morning Session

House convened at 10:30 a.m. Jenson in Chair. All present.

Opening Ceremony presented by Pastor Curtis Buthe, Cedar Hills Baptist Church, Portland.

HB 2601, 2557 – Message from the Governor announcing he signed on April 20, 2001.

HB 2241 – Message from the Governor announcing he signed on April 23, 2001.

HB 2194, 2253, 2457, 2609, 2677, 2701, 2721, 2777 – Message from the Governor announcing he signed on April 23, 2001.

HB 2040 – Message from the Senate announcing President signed on April 23, 2001.

SB 255, 257, 291, 591, 696, 844, HB 3791 – Message from the Senate announcing passage.

SJM 2 – Message from the Senate announcing adoption.

SB 510 – Message from the Senate announcing concurrence in House amendments and repassage.

HJM 34, HJR 66 – Introduced, read and passed to Speaker's desk for referral.

SJM 2 – Read first time and passed to Speaker's desk for referral.

HJM 34 – Referred from Speaker's desk to the Committee on Health and Public Advocacy.

HJR 66 – Referred from Speaker's desk to the Committee on Judiciary.

HB 2381 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2389 – Report by Committee on Judiciary recommending passage.

HB 2436 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 2698 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 2731 – Report by Committee on Judiciary recommending passage.

HB 2981 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 3109 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3156 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

HB 3187 – Report by Committee on Water and Environment without recommendation as to passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 3243 (A-Engrossed) – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed.

HB 3594 – Report by Committee on Judiciary recommending passage.

HB 3647 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3677 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HJM 25 – Report by Committee on School Funding and Tax Fairness/Revenue recommending adoption.

House Rules 19.10, 19.20, 19.50, 19.60 – Report by Committee on Rules, Redistricting and Public Affairs recommending adoption of amendment.

HB 3953 (A-Engrossed) – Krummel moved House adopt Committee Report.

In the absence of a motion to substitute the Minority Report for the Committee Report, by order of Chair, bill advanced to second and third reading.

HB 3968, 3972, 3975 – Referred from Speaker's desk to the following committees: 3968 – Advancing E-Government; 3975 – Agriculture and Forestry with subsequent referral to Ways and Means; 3972 – School Funding and Tax Fairness/Revenue.

HB 2153, 2382, 2460, 2605, 2739, 2918, 3119, 3192, 3500, 3556, 3665, 3953 – Read second time and passed to third reading.

HB 2728 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 55; Absent, 1 – Kropf; Excused for business of the House, 4 – Backlund, Hill, Hopson, Westlund. Bill passed.

HB 3858 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 55; Absent, 1 – Kropf; Excused for business of the House, 4 – Backlund, Hill, Hopson, Westlund. Bill passed.

HB 2822 (A-Engrossed) – Read third time. Carried by Smith, T. On passage of the bill the vote was: Yeas, 53; Nays, 3 – Dingfelder, Hansen, Monnes Anderson; Excused for business of the House, 4 – Backlund, Hill, Hopson, Westlund. Bill passed.

Monnes Anderson requested the following explanation of her vote be entered in the Journal:

“I voted against House Bill 2822, which requires statewide math problem solving and English writing assessments to be given on or after March 1 in Grades, 3, 5 or 8. HB 2822 also requires the Board of Education to establish criteria and a process for granting waivers. I believe that the Department of Education should set these guidelines and that it is not appropriate for the legislature to do so.

“This type of legislation should not be set in statute, but should be left to other processes through the Department of Education and other groups that can influence the Department of Education, such as the Oregon School Board Association, COSA and the Oregon Education Association.

“I have faith that these organizations are better equipped than legislators to make decisions on these types of assessments.”

HB 2942 (A-Engrossed) – Read third time. Carried by Ackerman. On passage of the bill the vote was: Yeas, 53; Nays, 3 – Krummel, Smith, P., Verger; Excused for business of the House, 4 – Backlund, Hopson, Starr, Westlund. Bill passed.

HB 2944 (A-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 57; Absent, 1 – Krummel; Excused for business of the House, 2 – Hopson, Westlund. Bill passed.

HB 3323 (A-Engrossed) – Read third time. Carried by Knopp. On passage of the bill the vote was: Yeas, 57; Absent, 2 – Close, Starr; Excused for business of the House, 1 – Westlund. Bill passed.

HB 3352 – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 58; Absent, 1 – Hayden; Excused for business of the House, 1 – Westlund. Bill passed.

HB 3374 (A-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 58; Absent, 1 – Hass; Excused for business of the House, 1 – Westlund. Bill passed.

HB 3596 (A-Engrossed) – Read third time. Carried by Rosenbaum.

Kruse in Chair.

HB 3596 (A-Engrossed) – On passage of the bill the vote was: Yeas, 58; Absent, 1 – Beck; Excused for business of the House, 1 – Westlund. Bill passed.

HB 3669 (A-Engrossed) – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 55; Nays, 4 – Butler, Nelson, Wilson, Zauner; Absent, 1 – Beck. Bill passed.

HB 2008 (A-Engrossed) – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 54; Nays, 5 – Nelson, Nolan, Ringo, Schrader, Witt; Excused for business of the House, 1 – Hill. Bill passed.

HB 2281 (A-Engrossed) – Read third time. Carried by Witt.

Previous question moved by Patridge, carried.

Call of the House demanded by Witt, joined by Zauner, Patridge, Shetterly, Smith, T. and Backlund. All present except: Absent (subject to Call), 1 – Merkley; Excused (not subject to Call), 1 – Starr.

By unanimous consent, on request of Witt, rules suspended to dispense with further proceedings under the Call of the House.

HB 2281 (A-Engrossed) – On passage of the bill the vote was: Yeas, 46; Nays, 12 – Ackerman, Barnhart, Dingfelder, Hayden, March, Morrisette, Nolan, Rosenbaum, Tomei, Verger, Walker, V., Wirth; Absent, 1 – Merkley; Excused, 1 – Starr. Bill passed.

HB 3528 – Read third time. Butler moved bill be referred to Committee on Water and Environment. Motion carried on viva voce vote. Bill referred.

HB 3634, 2413, 2575, 2744, 2840, 2906, 3049, 3123, 3664, 3682, 3885, 3964 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Wednesday's, April 25, 2001 Calendar.

HJM 5, HR 2 – By unanimous consent, on request of Chair, rules suspended and measures remaining on today's Final Reading of Memorials and Resolutions carried over and placed in their proper order on Wednesday's, April 25, 2001 Calendar.

SB 255, 257, 291, 591, 696, 844 – Read first time and passed to Speaker's desk for referral.

SB 160, 5540, 298 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Wednesday's, April 25, 2001 Calendar.

House Rules 19.10, 19.20, 19.50, 19.60 – By unanimous consent, on request of Chair, rules suspended to dispense with the requirement to read the proposed amendment.

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. All statements received by the Chief Clerk from the Secretary of State, in compliance with Enrolled Senate Bill 215 (Seventy-first Legislative Assembly), shall be available for review by any member or persons of the public, shall be entered in the Journal and notice to the membership shall be read under the order of

business of "Other Business of the House" announcing the entry into the Journal.

House adjourned until 11:10 a.m., Wednesday, April 25, 2001 on motion of Jenson.

Wednesday, April 25, 2001 – Morning Session

House convened at 11:10 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 2 – Lee, Patridge.

Winters in Chair.

Opening Ceremony presented by Rabbi Daniel Isaak, Congregation Neveh Shalom, Portland.

Opening Ceremony presented by Joyce Badgley-Hunsaker, Baker City.

Courtesies of the House and floor were extended to Dennis Luke, former Representative from District 54.

HB 2220, 5023 – Message from the Governor announcing he signed on April 24, 2001.

SB 51, 208, 216, 290, 695, 773 – Message from the Senate announcing passage.

SJM 7, SJR 24, 40, SM 1 – Message from the Senate announcing adoption.

SB 843 – Message from the Senate announcing concurrence in House amendments and repassage.

SJM 7, SJR 24, 40 – Read first time and passed to Speaker's desk for referral.

SJM 2 – Referred from Speaker's desk to the Committee on Agriculture and Forestry.

SJR 21, 22 – Referred from Speaker's desk to the Committee on School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means.

SJM 7 – Referred from Speaker's desk to the Committee on Agriculture and Forestry.

SJR 24, 40 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

HB 2128 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2129 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 2585 – Report by Committee on Transportation recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3160 – Report by Committee on Advancing E-Government without recommendation as to passage and be referred to Committee on School Funding and Tax

Fairness/Revenue. Bill referred to Committee on School Funding and Tax Fairness/Revenue by order of the Speaker.

HB 3448 – Report by Committee on Health and Public Advocacy recommending passage.

HB 3619 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments, be printed engrossed and be referred to Committee on School Funding and Tax Fairness/Revenue. Bill referred to Committee on School Funding and Tax Fairness/Revenue by order of the Speaker.

HB 3703 – Report by Committee on Smart Growth and Commerce recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 3727 – Report by Committee on Smart Growth and Commerce recommending passage. Bill referred to Committee on Ways and Means by prior reference.

SB 5541 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 2896 – Report by Committee on Health and Public Advocacy recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3366 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

HB 3371 – Report by Committee on Rules, Redistricting and Public Affairs without recommendation as to passage and be referred to Committee on Advancing E-Government. Bill referred to Committee on Advancing E-Government by order of the Speaker.

HB 3739 – Report by Committee on Rules, Redistricting and Public Affairs without recommendation as to passage and be referred to Committee on Advancing E-Government. Bill referred to Committee on Advancing E-Government by order of the Speaker.

HB 3804 – Report by Committee on Smart Growth and Commerce without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 3924 – Report by Committee on Water and Environment without recommendation as to passage and be referred to Committee on Agriculture and Forestry. Bill referred to Committee on Agriculture and Forestry by order of the Speaker.

HJM 31 – Report by Committee on Health and Public Advocacy without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

House Rules 19.10, 19.20, 19.50, 19.60 – Devlin moved proposed amendment be adopted. Motion carried, the vote being: Yeas, 59; Excused, 1 – Patridge. Amendment adopted.

HB 3977 – Read first time and passed to Speaker's desk for referral.

HB 3977 – Referred from Speaker's desk to the Committee on School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means.

HB 5027, 5030, 5033, 2004, 2389, 2731, 3089, 3156, 3172, 3376, 3573, 3594, 3620, 3660 – Read second time and passed to third reading.

HB 2605 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Patridge. Bill passed.

HB 3500 (A-Engrossed) – Read third time under Consent Calendar.

Potential conflict of interest declared by Rosenbaum.

HB 3500 (A-Engrossed) – On passage of the bill the vote was: Yeas, 57; Absent, 1 – Wirth; Excused, 1 – Patridge; Excused for business of the House, 1 – Gardner. Bill passed.

HB 3634 – Read third time. Carried by Close.

Potential conflict of interest declared by Butler.

HB 3634 – On passage of the bill the vote was: Yeas, 56; Excused, 1 – Patridge; Excused for business of the House, 3 – Gardner, Minnis, Speaker Simmons. Bill passed.

HB 2413 – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 46; Nays, 12 – Barnhart, Beck, Dingfelder, Garrard, Hansen, Kafoury, Lowe, March, Merkley, Nolan, Rosenbaum, Zauner; Excused, 1 – Patridge; Excused for business of the House, 1 – Gardner. Bill passed.

Garrard requested the following explanation of his vote be entered in the Journal:

“I voted no on this bill because I believe that it is unconstitutional. Since this issue is currently in the appeal process, I believe it is better policy for the courts to make a final ruling on this case without the intervention of the legislature.”

Lowe requested the following explanation of her vote be entered in the Journal:

“I voted no on this bill because I believe it is unconstitutional. Some horrible criminal will get away with hurting a child and have his case dismissed. It will be our fault he got off because we did not take the time to fix this bill so that it specifically prohibits ‘grooming’ behavior, and not ‘speech’ which is constitutionally protected.”

Zauner requested the following explanation of his vote be entered in the Journal:

“I voted no on HB 2413 because I feel this legislation is unconstitutional and therefore unnecessary. The legislature prematurely intervened in a judicial decision that is still pending, and it is not our duty to interfere with the decisions of the judiciary before they are made.”

HB 2575 (A-Engrossed) – Read third time. Carried by Devlin. On passage of the bill the vote was: Yeas, 57; Nays, 1 – Close; Excused, 1 – Patridge; Excused for business of the House, 1 – Gardner. Bill passed.

HB 2744 (A-Engrossed) – Read third time. Carried by Knopp.

Previous question moved by Jenson, carried.

Call of the House demanded by Knopp, joined by Witt, Zauner, Backlund, Hill and Butler. All present except: Excused (not subject to Call), 1 – Patridge; Excused for business of the House (subject to Call), 1 – Gardner.

By unanimous consent, on request of Knopp, rules suspended to dispense with further proceedings under the Call of the House.

HB 2744 (A-Engrossed) – On passage of the bill the vote was: Yeas, 36; Nays, 22 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Hansen, Hass, Hopson, Kafoury, Leonard, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth; Excused, 1 – Patridge; Excused for business of the House, 1 – Gardner. Bill passed.

HB 2840, 2906, 3049, 3123, 3664, 3682, 3885, 3964, 2153, 2382, 2460, 2739, 2918, 3119, 3192, 3556, 3665 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Thursday's, April 26, 2001 Calendar.

HB 3953 – By unanimous consent, on request of Chair, rules suspended to make bill a Special Order of Business as the first item considered under Third Reading of House Bills on Thursday's, April 26, 2001 Calendar.

HJM 5, HR 2, HCR 11, HJM 25 – By unanimous consent, on request of Chair, rules suspended and measures remaining on today's Final Reading of Memorials and Resolutions carried over and placed in their proper order on Thursday's, April 26, 2001 Calendar.

SB 51, 208, 216, 290, 695, 773 – Read first time and passed to Speaker's desk for referral.

SB 14, 15, 85, 255, 257, 291, 340, 400, 519, 529, 591, 696, 703, 844, 846, 938, 942 – Referred from Speaker's desk to the following committees: 400, 846 – Advancing E-Government; 291, 591 – Business, Labor and Consumer Affairs; 14, 15 – Government Efficiency with subsequent referral to Ways and Means; 340 – Judiciary; 519 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means; 942 – Smart Growth and Commerce; 255, 257 – Student Achievement and School Accountability; 85, 696, 844, 938 – Transportation; 529, 703 – Water and Environment.

SB 660 – Referred from Speaker's desk to the Committee on School Funding and Tax Fairness/Revenue.

SB 160, 5540, 298 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Thursday's, April 26, 2001 Calendar.

HB 2727 – Speaker appointed Simmons, Chair; Hill and Schrader House conferees.

HB 2132, 2458, 5013, 5017, 5019, 5020 – Speaker signed.

House adjourned until 10:00 a.m., Thursday, April 26, 2001 on motion of Jenson.

Thursday, April 26, 2001 – Morning Session

House convened at 10:00 a.m. Westlund in Chair. All present except: Excused, 1 – Patridge; Excused for business of the House, 9 – Ackerman, Bates, Carlson, Dingfelder, Krieger, Lowe, Shetterly, Walker, V., Williams.

Opening Ceremony presented by Reverend Theodore Berktoold, St. Mary's Episcopal Church, Eugene.

SB 229, 654, 694, 961, HB 2022, 2176, 2198, 2588, 2682, 2767, 2914, 2987 – Message from the Senate announcing passage.

HCR 5, HJM 9, 10 – Message from the Senate announcing adoption.

HJR 67 – Introduced, read and passed to Speaker's desk for referral.

HB 2002 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2477 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2627 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 2687 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2704 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2800 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 2930 – Report by Committee on Judiciary recommending passage with amendments, be printed 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 3005 – Report by Committee on Business, Labor and Consumer Affairs without recommendation as to passage, with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 3107 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage and be placed on Consent Calendar.

HB 3147 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 3251 – Report by Committee on Judiciary recommending passage.

HB 3337 – Report by Committee on Government Efficiency without recommendation as to passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 3372 – Report by Committee on Advancing E-Government recommending passage with amendments and be printed engrossed.

HB 3398 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3433 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments, be printed 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 3533 – Report by Committee on Judiciary recommending passage and be placed on Consent Calendar.

HB 3769 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 3796 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3861 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HJR 7 – Report by Committee on Judiciary recommending adoption with amendments and be printed engrossed.

HB 2129, 2381, 2436, 2698, 2981, 3109, 3366, 3448, 3647, 3677 – Read second time and passed to third reading.

HB 3620 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 47; Absent, 2 – Lee, Morrisette; Excused, 1 – Patridge; Excused for business of the House, 10 – Ackerman, Bates, Carlson, Dingfelder, Krieger, Lowe, Shetterly, Walker, V., Williams, Wilson. Bill passed.

HB 3660 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 47; Nays, 2 – Tomei, Verger; Excused, 1 – Patridge; Excused for business of the House, 10 – Ackerman, Bates, Carlson, Dingfelder, Krieger, Lowe, Shetterly, Walker, V., Williams, Wilson. Bill passed.

HB 3953 (A-Engrossed) – Read third time as a Special Order of Business. Carried by Krummel.

By unanimous consent, on request of Bates, rules suspended to permit use of visual aid during debate of bill.

By unanimous consent, on request of Winters, rules suspended to permit use of visual aid during debate of bill.

Previous question moved by Jenson, carried.

Call of the House demanded by Krummel, joined by Witt, Nelson, Doyle, Hass and Gardner. All present except: Excused (not subject to Call), 1 – Patridge.

HB 3953 (A-Engrossed) – On passage of the bill the vote was: Yeas, 35; Nays, 24 – Ackerman, Barnhart, Bates, Beck, Close, Devlin, Dingfelder, Hansen, Hayden, Hopson, Johnson, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Shetterly, Tomei, Walker, C., Walker, V., Williams, Wirth; Excused, 1 – Patridge. Bill passed.

HB 2840 – Read third time. Carried by Walker, C. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Patridge, Wirth. Bill passed.

HB 2906 – Read third time. Carried by Kruse. On passage of the bill the vote was: Yeas, 55; Absent, 2 – Carlson, Hopson; Excused, 2 – Patridge, Wirth; Excused for business of the House, 1 – Smith, T. Bill passed.

HB 3049, 3123, 3664, 3682, 3885, 3964, 2153, 2382, 2460, 2739, 2918, 3119, 3192, 3556, 3665, 5027, 5030, 5033, 2004, 2389, 2731, 3089, 3156, 3172, 3376, 3573, 3594 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Friday's, April 27, 2001 Calendar.

HJM 5, HR 2, HCR 11, HJM 25 – By unanimous consent, on request of Chair, rules suspended and measures remaining on today's Final Reading of Memorials and Resolutions carried over and placed in their proper order on Friday's, April 27, 2001 Calendar.

SB 229, 654, 694, 961 – Read first time and passed to Speaker's desk for referral.

SB 5541 – Read second time and passed to third reading.

SB 160, 5540, 298 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Friday's, April 27, 2001 Calendar.

HB 2158, HJM 16 – Speaker signed.

HM 1 – Speaker signed.

House adjourned until 10:00 a.m., Friday, April 27, 2001 on motion of Jenson.

Friday, April 27, 2001 – Morning Session

House convened at 10:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused, 3 – Minnis, Patridge, Smith, P.; Excused for business of the House, 6 – Backlund, Bates, Butler, Carlson, Westlund, Winters.

Opening Ceremony presented by Evangelist Mark Dunagan, Church of Christ, Beaverton.

HB 2211 – Message from the Governor announcing he signed on April 25, 2001.

SB 209, 210, 569, HB 3290, 3389, 2344, 2385 – Message from the Senate announcing passage.

HB 2945 – Message from the Senate announcing passage as amended by the Senate.

HB 2132, 2458, 5013, 5017, 5019, 5020, SB 843 – Message from the Senate announcing President signed on April 26, 2001.

HB 2007 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 2052 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 2816 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 2817 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 2884 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2941 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3477 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed.

HB 3662 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 3684 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 3783 – Report by Committee on Smart Growth and Commerce recommending passage.

HB 3917 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 3931 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HJM 19 – Report by Committee on Stream Restoration and Species Recovery recommending adoption with

amendments, be printed engrossed and be placed on Consent Calendar.

HR 5 – Read second time as a Special Order of Business. Carried by Devlin, Krummel. On adoption of the resolution the vote was: Yeas, 53; Absent, 1 – Witt; Excused, 3 – Minnis, Patridge, Smith, P.; Excused for business of the House, 3 – Butler, Garrard, Kafoury. Resolution adopted.

HB 3978, 3979, 3980 – Read first time and passed to Speaker's desk for referral.

HB 3251 – Read second time and passed to third reading.

HB 3049 – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 54; Excused, 3 – Minnis, Patridge, Smith, P.; Excused for business of the House, 3 – Butler, Garrard, Kafoury. Bill passed.

HB 3123 (A-Engrossed) – Read third time. Carried by Lee. On passage of the bill the vote was: Yeas, 56; Excused, 3 – Minnis, Patridge, Smith, P.; Excused for business of the House, 1 – Ringo. Bill passed.

HB 3664 – Read third time. Carried by Brown. On passage of the bill the vote was: Yeas, 45; Nays, 10 – Barnhart, Bates, Dingfelder, Hass, Nolan, Rosenbaum, Schrader, Tomei, Verger, Wirth; Absent, 1 – Beck; Excused, 3 – Minnis, Patridge, Smith, P.; Excused for business of the House, 1 – Ringo. Bill passed.

HB 3682 – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 55; Absent, 1 – Beck; Excused, 3 – Minnis, Patridge, Smith, P.; Excused for business of the House, 1 – Ringo. Bill passed.

HB 3885 – Read third time. Carried by Zauner. On passage of the bill the vote was: Yeas, 54; Nays, 2 – Close, Nolan; Absent, 1 – Beck; Excused, 3 – Minnis, Patridge, Smith, P. Bill passed.

HB 3964 – Read third time. Carried by Doyle.

Potential conflict of interest declared by Doyle.

Potential conflict of interest declared by Kropf.

HB 3964 – On passage of the bill the vote was: Yeas, 55; Absent, 2 – Beck, Witt; Excused, 3 – Minnis, Patridge, Smith, P. Bill passed.

HB 2153 (A-Engrossed) – Read third time. Carried by March. On passage of the bill the vote was: Yeas, 51; Nays, 4 – Butler, Close, Knopp, Smith, T.; Excused, 3 – Minnis, Patridge, Smith, P.; Excused for business of the House, 2 – Beck, Speaker Simmons. Bill passed.

HB 2382 (A-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 54; Absent, 1 – Lee; Excused, 3 – Minnis, Patridge, Smith, P.; Excused for business of the House, 2 – Beck, Speaker Simmons. Bill passed.

HB 2460 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of

House Bills and placed in its proper order on Tuesday's, May 1, 2001 Calendar.

HB 2739 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Monday's, April 30, 2001 Calendar.

HB 2918 (A-Engrossed) – Read third time. Carried by Tomei, Devlin. On passage of the bill the vote was: Yeas, 56; Excused, 3 – Minnis, Patridge, Smith, P.; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

HB 3119 (A-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 53; Nays, 3 – Close, Krummel, Westlund; Excused, 3 – Minnis, Patridge, Smith, P.; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

HB 3192 (A-Engrossed) – Read third time. Carried by Merkley. On passage of the bill the vote was: Yeas, 45; Nays, 9 – Close, Doyle, Jenson, Knopp, Krummel, Kruse, Nelson, Tomei, Walker, V.; Absent, 1 – Winters; Excused, 3 – Minnis, Patridge, Smith, P.; Excused for business of the House, 2 – Gardner, Speaker Simmons. Bill passed.

HB 3556 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Monday's, April 30, 2001 Calendar.

HB 3665 (A-Engrossed) – Read third time. Carried by Brown. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Nolan; Absent, 1 – Winters; Excused, 3 – Minnis, Patridge, Smith, P. Bill passed.

HB 5027 (A-Engrossed) – Read third time. Carried by Butler. On passage of the bill the vote was: Yeas, 41; Nays, 16 – Barnhart, Bates, Close, Garrard, Jenson, Krieger, Kropf, Krummel, Kruse, Morrisette, Nelson, Smith, T., Tomei, Verger, Witt, Zauner; Excused, 3 – Minnis, Patridge, Smith, P. Bill passed.

HB 5030, 5033, 2004, 2389, 2731, 3089, 3156, 3172, 3376, 3573, 3594, 2129, 2381, 2436, 2698, 2981, 3109, 3243, 3366, 3448, 3647, 3677 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Monday's, April 30, 2001 Calendar.

HJM 5, HR 2, HCR 11, HJM 25 – By unanimous consent, on request of Chair, rules suspended and measures remaining on today's Final Reading of Memorials and Resolutions carried over and placed in their proper order on Monday's, April 30, 2001 Calendar.

SB 209, 210, 569 – Read first time and passed to Speaker's desk for referral.

SB 160, 5540, 298, 5541 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Monday's, April 30, 2001 Calendar.

HB 3119 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended to permit Close to change her vote from “nay” to “aye” on passage of bill.

HB 3192 (A-Engrossed) – By unanimous consent, on request of Knopp, rules suspended to permit Tomei to change her vote from “nay” to “aye” on passage of bill.

House adjourned until 11:00 a.m., Monday, April 30, 2001 on motion of Jenson.

Monday, April 30, 2001 – Morning Session

House convened at 11:00 a.m. Hill in Chair. All present except: Excused, 3 – Nelson, Ringo, Walker, V.

Opening Ceremony presented by Oregon City Middle School Choir, directed by Kay Oft, Oregon City.

SB 212, 383, 479, 960, HB 2165, 2224 – Message from the Senate announcing passage.

HB 2565 – Message from the Senate announcing passage as amended by the Senate.

HB 2727 – Message from the Senate announcing Senators Courtney, Duncan and Nelson appointed Senate conferees.

HB 2158, HJM 16 – Message from the Senate announcing President signed on April 27, 2001.

HB 2112 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2264 – Report by Committee on Water and Environment recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2286 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2657 – Report by Committee on Transportation recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2705 – Report by Committee on Transportation recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2716 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2862 – Report by Committee on Ways and Means without recommendation as to passage and be rereferred to

Committee on Stream Restoration and Species Recovery. Bill rereferred to Committee on Stream Restoration and Species Recovery by order of the Speaker.

HB 2869 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 3088 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3100 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 3151 – Report by Committee on Health and Public Advocacy without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 3215 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 3278 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed.

HB 3479 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 3487 – Report by Committee on Agriculture and Forestry without recommendation as to passage, with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 3540 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

HB 3745 – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

HB 3814 – Report by Committee on Agriculture and Forestry recommending passage with amendments, be printed engrossed and subsequent referral to Committee on School Funding and Tax Fairness/Revenue be rescinded. Subsequent referral to Committee on School Funding and Tax Fairness/Revenue rescinded by order of the Speaker.

HB 3839 – Report by Committee on Rules, Redistricting and Public Affairs without recommendation as to passage and be referred to Committee on Advancing E-Government. Bill referred to Committee on Advancing E-Government by order of the Speaker.

HB 3874 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3874 – Report by Minority of Committee on Smart Growth and Commerce, signed by Devlin and Walker, V., recommending passage with amendments and be printed engrossed.

HB 3919 – Report by Committee on Health and Public Advocacy without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 3955 – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

HCR 6 – Report by Committee on Health and Public Advocacy recommending adoption.

HJR 65 – Report by Committee on Health and Public Advocacy recommending adoption.

HB 2945 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 56; Absent, 1 – Kruse; Excused, 3 – Nelson, Ringo, Walker, V. Bill repassed.

HB 3981, 3982, 3983 – Read first time and passed to Speaker's desk for referral.

HB 2627, 2687, 2704, 2800, 2930, 3107, 3147, 3372, 3398, 3433, 3533, 3769, 3783, 3796 – Read second time and passed to third reading.

HB 2739 (A-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 53; Nays, 2 – Butler, Nolan; Absent, 1 – Hayden; Excused, 3 – Nelson, Ringo, Walker, V.; Excused for business of the House, 1 – Beck. Bill passed.

HB 3556 (A-Engrossed) – Read third time. Carried by Smith, P. On passage of the bill the vote was: Yeas, 56; Excused, 3 – Nelson, Ringo, Walker, V.; Excused for business of the House, 1 – Beck. Bill passed.

HB 5030 (A-Engrossed) – Read third time. Carried by Nolan. On passage of the bill the vote was: Yeas, 54; Nays, 1 – Zauner; Absent, 1 – Starr; Excused, 3 – Nelson, Ringo, Walker, V.; Excused for business of the House, 1 – Beck. Bill passed.

HB 5033 (A-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 52; Nays, 3 – Close, Kropf, Zauner; Excused, 3 – Nelson, Ringo, Walker, V.; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill passed.

HB 3089, 2981 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 3089 (A-Engrossed) – Read third time. Close moved bill be rereferred to Committee on Water and Environment. Motion carried on viva voce vote. Bill rereferred.

HB 2981 (A-Engrossed) – Read third time. Morgan moved bill be rereferred to Committee on Water and

Environment. Motion carried on viva voce vote. Bill rereferred.

HB 2004 (A-Engrossed) – Read third time. Carried by Hopson.

Call of the House demanded by Hopson, joined by Patridge, Smith, T., Hass, March and Barnhart. All present except: Excused (not subject to Call), 3 – Nelson, Ringo, Walker, V.

HB 2004 (A-Engrossed) – On passage of the bill the vote was: Yeas, 43; Nays, 14 – Close, Garrard, Hayden, Krieger, Kropf, Krummel, Kruse, Smith, G., Smith, P., Smith, T., Verger, Winters, Witt, Zauner; Excused, 3 – Nelson, Ringo, Walker, V. Bill passed.

HB 2389, 2731, 3156, 3172, 3376, 3573, 3594, 2129, 2381, 2436, 2698, 3109, 3243, 3366, 3448, 3647, 3677, 3251 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Tuesday's, May 1, 2001 Calendar.

HJM 5, HR 2, HCR 11, HJM 25, HJR 7 – By unanimous consent, on request of Chair, rules suspended and measures remaining on today's Final Reading of Memorials and Resolutions carried over and placed in their proper order on Tuesday's, May 1, 2001 Calendar.

SB 212, 383, 479, 960 – Read first time and passed to Speaker's desk for referral.

SB 160, 5540, 298, 5541 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Tuesday's, May 1, 2001 Calendar.

HB 5005, 5037 – Speaker signed.

House adjourned until 10:00 a.m., Tuesday, May 1, 2001 on motion of Jenson.

Tuesday, May 1, 2001 – Morning Session

House convened at 10:00 a.m. Walker, V. in Chair. All present except: Excused, 5 – Barnhart, Hopson, Kropf, Morgan, Nelson; Excused for business of the House, 3 – Butler, Hayden, Johnson.

Opening Ceremony presented by Skip Bowman, Portland.

HB 2040 – Message from the Governor announcing he signed on April 30, 2001.

SB 353, 579, HB 2226, 2491, 2571, 2842 – Message from the Senate announcing passage.

HJR 68, HM 2 – Introduced, read and passed to Speaker's desk for referral.

HJR 67 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

HB 5003 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5024 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5035 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5042 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2168 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2170 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2175 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2398 – Report by Committee on Judiciary recommending passage.

HB 2598 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2899 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 3059 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3062 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

HB 3164 – Report by Committee on Advancing E-Government recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 3313 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 3371 – Report by Committee on Advancing E-Government recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 3451 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 3490 – Report by Committee on Stream Restoration and Species Recovery recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 3641 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments, be printed 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 3700 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 3815 – Report by Committee on Agriculture and Forestry recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 3842 – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

HB 3882 – Report by Committee on Transportation recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HCR 12 – Report by Committee on Rules, Redistricting and Public Affairs recommending adoption.

HJR 16 – Report by Committee on Rules, Redistricting and Public Affairs recommending adoption.

House recessed for 10 minutes on motion of Gardner.

House reconvened at 10:40 a.m. Speaker in Chair. All present except: Excused for business of the House, 1 – Butler.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 3150 – Gardner moved bill be withdrawn from Committee on Smart Growth and Commerce.

Minnis moved the previous question. Motion carried, the vote being: Yeas, 32; Nays, 27 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth; Absent, 1 – Winters. Debate closed.

Call of the House demanded by Minnis, joined by Gardner, Walker, V., Patridge, Hill and Kruse. All present.

Oral roll call vote demanded by Gardner, joined by Schrader, Devlin, Walker, V., Tomei, and Monnes Anderson.

HB 3150 – Motion to withdraw bill from Committee on Smart Growth and Commerce failed, the vote being: Yeas, 27; Nays, 33 – Backlund, Brown, Butler, Carlson, Close, Doyle, Garrard, Hayden, Hill, Jenson, Knopp, Krieger, Kropf, Krummel, Kruse, Lee, Minnis, Morgan, Nelson, Patridge, Shetterly, Smith G., Smith, P., Smith, T., Starr, Walker, C.,

Westlund, Williams, Wilson, Winters, Witt, Zauner, Speaker Simmons. Motion failed.

HB 2565 (B-Engrossed) – Starr moved House concur in Senate amendments and re-pass bill as amended by the Senate. On re-pass of the bill the vote was: Yeas, 58; Nays, 1 – Kafoury; Absent, 1 – Gardner. Bill re-passed.

HB 3984 – Read first time and passed to Speaker's desk for referral.

HB 3978, 3979, 3980, 3981, 3983 – Referred from Speaker's desk to the following committees: 3978 – Business, Labor and Consumer Affairs; 3979 – Government Efficiency with subsequent referral to Ways and Means; 3983 – Rules, Redistricting and Public Affairs; 3980 – Smart Growth and Commerce; 3981 – Stream Restoration and Species Recovery.

HB 2007, 2052, 2816, 2817, 2941, 3477, 3662, 3684, 3917, 3931, 3955 – Read second time and passed to third reading.

HB 3107 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 59; Absent, 1 – Gardner. Bill passed.

HB 3533 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Absent, 3 – Gardner, Hansen, Tomei. Bill passed.

HB 2460 – By unanimous consent, on request of Speaker, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Friday's, May 4, 2001 Calendar.

HB 2389 – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 58; Nays, 1 – Witt; Absent, 1 – Garrard. Bill passed.

HB 2731 – Read third time. Carried by Backlund.

Potential conflict of interest declared by Kropf.

HB 2731 – On passage of the bill the vote was: Yeas, 46; Nays, 12 – Ackerman, Barnhart, Beck, Dingfelder, Gardner, Kafoury, Leonard, Nolan, Ringo, Rosenbaum, Walker, V., Wirth; Absent, 1 – Garrard; Excused for business of the House, 1 – Bates. Bill passed.

HB 3156 – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 57; Absent, 2 – Beck, Monnes Anderson; Excused for business of the House, 1 – Bates. Bill passed.

HB 3172 (A-Engrossed) – Read third time. Carried by Rosenbaum.

Hill in Chair.

HB 3172 (A-Engrossed) – On passage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Bates. Bill passed.

HB 3376 (A-Engrossed) – Read third time. Carried by Walker, C. On passage of the bill the vote was: Yeas, 55;

Nays, 2 – Butler, Nolan; Excused for business of the House, 3 – Beck, Patridge, Speaker Simmons. Bill passed.

Butler requested the following explanation of his vote be entered in the Journal:

“I have voted ‘NO’ on the above mentioned House Bill. In GG and Transp. and Econ. Dev. Ways and Means subs, we are hearing minority advocacy commissions, as well as commissions which promote workplace issues for women, minorities and small/emerging businesses.

“We have called a special hearing of all related parties on Monday, May 7 at 1:00 p.m. in our W&M sub. (T.&E.) where we hope to address more issues than HB 3376-A will clarify.”

HB 3573 (A-Engrossed) – Read third time. Carried by Zauner. On passage of the bill the vote was: Yeas, 56; Absent, 1 – Ackerman; Excused for business of the House, 3 – Beck, Patridge, Speaker Simmons. Bill passed.

HB 3594 – Read third time. Carried by Dingfelder. On passage of the bill the vote was: Yeas, 57; Absent, 1 – Patridge; Excused for business of the House, 2 – Beck, Speaker Simmons. Bill passed.

HB 2129 (A-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 56; Absent, 2 – Patridge, Witt; Excused for business of the House, 2 – Beck, Speaker Simmons. Bill passed.

HB 2381 (A-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 42; Nays, 16 – Ackerman, Barnhart, Bates, Beck, Dingfelder, Hass, Kafoury, Leonard, March, Merkle, Ringo, Rosenbaum, Schrader, Tomei, Verger, Wirth; Excused for business of the House, 2 – King, Speaker Simmons. Bill passed.

HB 2436 (A-Engrossed) – Read third time. Carried by March. On passage of the bill the vote was: Yeas, 54; Nays, 6 – Hass, Hill, Krummel, Leonard, Ringo, Westlund. Bill passed.

HB 2698 (A-Engrossed) – Read third time. Carried by Lee. On passage of the bill the vote was: Yeas, 60. Bill passed.

HB 3109 (A-Engrossed) – Read third time. Carried by Walker, V. On passage of the bill the vote was: Yeas, 53; Nays, 6 – Jenson, Krummel, Nolan, Ringo, Schrader, Wirth; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

HB 3243 (B-Engrossed) – Read. Carried by Barnhart.

Potential conflict of interest declared by Wilson.

HB 3243 (B-Engrossed) – On passage of the bill the vote was: Yeas, 60. Bill passed.

HB 3366, 3448, 3647, 3677, 3251, 2627, 2687, 2704, 2800, 2930, 3147, 3372, 3398, 3433, 3769, 3783, 3796 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today’s Third Reading of House Bills carried over and placed in their proper order on Wednesday’s, May 2, 2001 Calendar.

HJM 5, HR 2, HCR 11, HJM 25, HJR 7, HCR 6, HJR 65 – By unanimous consent, on request of Chair, rules suspended and measures remaining on today’s Final Reading of

Memorials and Resolutions carried over and placed in their proper order on Wednesday’s, May 2, 2001 Calendar.

SB 353, 579 – Read first time and passed to Speaker’s desk for referral.

SB 51, 208, 209, 210, 212, 216, 229, 290, 479, 569, 647, 654, 694, 695, 773, 960, 961 – Referred from Speaker’s desk to the following committees: 229, 479 – Advancing E-Government with subsequent referral to School Funding and Tax Fairness/Revenue; 51, 208, 212 – Agriculture and Forestry; 209 – Business, Labor and Consumer Affairs; 210, 569 – Health and Public Advocacy; 290, 647, 654, 773 – Judiciary; 216, 960 – Rules, Redistricting and Public Affairs; 961 – Stream Restoration and Species Recovery; 694 – Student Achievement and School Accountability; 695 – Transportation.

SB 160, 5540, 298, 5541 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today’s Third Reading of Senate Bills carried over and placed in their proper order on Wednesday’s, May 2, 2001 Calendar.

HB 2436 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended to permit Westlund to change his vote from “nay” to “aye” on passage of bill.

HB 2129 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended and Patridge allowed to be recorded as voting “aye” on passage of bill.

HB 3594 – By unanimous consent, on request of Gardner, rules suspended and Patridge allowed to be recorded as voting “aye” on passage of bill.

HB 2381 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended to permit Nolan to change her vote from “aye” to “nay” on passage of bill.

HB 3451 (A-Engrossed) – In compliance with House Rules 4.05, subsection (3), bill removed from Consent Calendar at the request of Jenson, Leonard, King, Smith, P., Lee, Tomei, Knopp and Wirth, and placed in its proper order on the Third Reading Calendar.

House adjourned until 10:00 a.m., Wednesday, May 2, 2001 on motion of Jenson.

Wednesday, May 2, 2001 – Morning Session

House convened at 10:00 a.m. Gardner in Chair. All present except: Excused, 1 – Beck; Excused for business of the House, 2 – Butler, Johnson.

Opening Ceremony presented by Pastor Rob Elder, Christine Welch and Pam Miller, First Presbyterian Church, Salem.

SB 172, 246, 568, 724, 911, 943, HB 2041, 2042, 2185, 2188, 2245, 2254, 2414, 2548, 2668, 2829 – Message from the Senate announcing passage.

SJM 6, SJR 39 – Message from the Senate announcing adoption.

HB 2353, 2469, 2674 – Message from the Senate announcing passage as amended by the Senate.

HB 5005, 5037 – Message from the Senate announcing President signed on May 1, 2001.

SJM 6, SJR 39 – Read first time and passed to Speaker's desk for referral.

HJR 68 – Referred from Speaker's desk to the Committee on Judiciary.

HM 2 – Referred from Speaker's desk to the Committee on Water and Environment.

HB 2012 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 2139 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2196 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 2396 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2418 – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

HB 2418 – Report by Minority of Committee on Business, Labor and Consumer Affairs, signed by Rosenbaum, Walker, V., Merkley and Leonard, recommending passage with amendments and be printed engrossed.

HB 2555 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 2660 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

HB 2768 – Report by Committee on Advancing E-Government recommending passage with amendments and be printed engrossed. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 2789 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 2912 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2975 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2988 – Report by Committee on Advancing E-Government recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2993 – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

HB 3091 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed.

HB 3094 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 3344 – Report by Committee on Judiciary without recommendation as to passage and be referred to Committee on Water and Environment. Bill referred to Committee on Water and Environment by order of the Speaker.

HB 3363 – Report by Committee on Agriculture and Forestry recommending passage with amendments and be printed engrossed.

HB 3373 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 3571 – Report by Committee on Agriculture and Forestry recommending passage with amendments and be printed engrossed.

HB 3661 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3830 – Report by Committee on Judiciary without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 3834 – Report by Committee on Agriculture and Forestry recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HCR 8 – Report by Committee on Student Achievement and School Accountability recommending adoption with amendments and be printed engrossed.

HJM 33 – Report by Committee on Agriculture and Forestry recommending adoption.

HJM 34 – Report by Committee on Health and Public Advocacy recommending adoption.

HR 6 – Report by Committee on Government Efficiency recommending adoption.

SB 268 (A-Engrossed) – Report by Committee on Smart Growth and Commerce recommending passage.

SB 427 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage and be placed on Consent Calendar.

SB 580 (A-Engrossed) – Report by Committee on Smart Growth and Commerce recommending passage and be placed on Consent Calendar.

SB 825 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SB 951 – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

HB 3874 (A-Engrossed) – Starr moved House adopt Committee Report.

In the absence of a motion to substitute the Minority Report for the Committee Report, by order of Chair, bill advanced to second and third reading.

HB 3985 – Read first time and passed to Speaker's desk for referral.

HB 3984 – Referred from Speaker's desk to the Committee on Business, Labor and Consumer Affairs.

HB 2112, 2398, 2716, 2869, 3100, 3215, 3278, 3479, 3540, 3745, 3814, 3842, 3874 – Read second time and passed to third reading.

HJM 19 (A-Engrossed) – Read second time under Consent Calendar. On adoption of the memorial the vote was: Yeas, 56; Absent, 2 – Hansen, Leonard; Excused for business of the House, 2 – Minnis, Speaker Simmons. Memorial adopted.

HB 2704, 2800, 3433, 2007, 3477 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 2704 (A-Engrossed) – Read third time. Carried by Witt. On passage of the bill the vote was: Yeas, 43; Nays, 16 – Barnhart, Beck, Dingfelder, Gardner, Hill, Kafoury, Kruse, Leonard, March, Merkley, Morgan, Patridge, Ringo, Rosenbaum, Wilson, Winters; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

HB 2800 (A-Engrossed) – Read third time. Carried by Knopp, Rosenbaum.

Schrader in Chair.

Call of the House demanded by Knopp, joined by Rosenbaum, Backlund, Zauner, Walker, V. and Wilson. All present except: Absent (subject to Call), 1 – Walker, C.

By unanimous consent, on request of Knopp, rules suspended to dispense with further proceedings under the Call of the House.

HB 2800 (A-Engrossed) – On passage of the bill the vote was: Yeas, 42; Nays, 17 – Backlund, Brown, Butler, Carlson, Close, Hayden, Jenson, Krieger, Kruse, Nelson, Patridge, Shetterly, Smith, G., Verger, Winters, Witt, Zauner; Absent, 1 – Walker, C. Bill passed.

HB 3433 (A-Engrossed) – Read third time. Carried by Carlson. On passage of the bill the vote was: Yeas, 54; Nays, 5 – Close, Garrard, Knopp, Witt, Zauner; Absent, 1 – Walker,

C. Bill passed having received the required three-fifths majority vote.

Witt requested the following explanation of his vote be entered in the Journal:

“I am writing you in order to lodge an explanation of my vote on House Bill 3433. This bill eliminates the sunset date on the \$.10/pack cigarette tax dedicated to the Oregon Health Plan. There are two reasons that I opposed this measure. First, I believe that the sunset date on this tax should have been extended, rather than removed. In addition to this, the Oregon Department of Revenue has released figures estimating that this tax will cause state revenues to decline by nearly \$100 million dollars.

“If fewer Oregonians were smoking as a result of this tax, I would have no difficulty accepting this fall in revenue. Unfortunately, it is apparent that this is not the case. The department estimates that most of this decrease is due to non-compliance. In a period of declining state revenues, a drop in cigarette tax collections due to tax evasion is unacceptable.”

HB 2007 (A-Engrossed) – Read third time. Carried by Johnson. On passage of the bill the vote was: Yeas, 57; Nays, 3 – Garrard, Ringo, Schrader. Bill passed.

HB 3477 (A-Engrossed) – Read third time. Carried by Leonard. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Minnis. Bill passed.

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

HJM 5, HR 2, HJR 65 – By unanimous consent, on request of Chair, rules suspended to permit second reading and final consideration immediately.

HJM 5 (A-Engrossed) – Read second time. Carried by King. On adoption of the memorial the vote was: Yeas, 57; Excused, 1 – Minnis; Excused for business of the House, 2 – Bates, Speaker Simmons. Memorial adopted.

HR 2 – Read second time. Carried by Starr. On adoption of the resolution the vote was: Yeas, 52; Nays, 1 – Beck; Absent, 2 – Smith, P., Smith, T.; Excused, 2 – Kafoury, Minnis; Excused for business of the House, 3 – Bates, Hopson, Westlund. Resolution adopted.

HJR 65 – Read second time. Kruse moved resolution be rereferred to Committee on Health and Public Advocacy. Motion carried on viva voce vote. Bill rereferred.

HB 3366, 3448, 3647, 3677, 3251, 2627, 2687, 2930, 3147, 3372, 3398, 3769, 3783, 3796, 2052, 2816, 2817, 2941, 3662, 3684, 3917, 3931, 3955 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Thursday's, May 3, 2001 Calendar.

HCR 11, HJM 25, HJR 7, HCR 6, 12, HJR 16 – By unanimous consent, on request of Chair, rules suspended and measures remaining on today's Final Reading of Memorials and Resolutions carried over and placed in their proper order on Thursday's, May 3, 2001 Calendar.

SB 172, 246, 568, 724, 911, 943 – Read first time and passed to Speaker's desk for referral.

SB 353, 579 – Referred from Speaker’s desk to the following committees: 353 – Judiciary; 579 – Water and Environment.

SB 160, 5540, 298, 5541 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today’s Third Reading of Senate Bills carried over and placed in their proper order on Thursday’s, May 3, 2001 Calendar.

HB 2704 (A-Engrossed) – By unanimous consent, on request of Patridge, rules suspended to permit Ringo to change his vote from “nay” to “aye” on passage of bill.

House adjourned until 10:00 a.m., Thursday, May 3, 2001 on motion of Jenson.

Thursday, May 3, 2001 – Morning Session

House convened at 10:00 a.m. Speaker Pro Tempore in Chair. All present except: Excused for business of the House, 11 – Backlund, Barnhart, Butler, Hayden, Hopson, Morrisette, Smith, T., Starr, Witt, Zauner, Speaker Simmons.

Moment of silence observed.

HB 2212, 2392, 3159, 3239, 3374, 3811, 3586 – Message from the Senate announcing passage.

HJM 15 – Message from the Senate announcing adoption.

HB 2111 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2181 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 2243 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2603 – Report by Committee on Health and Public Advocacy without recommendation as to passage. Bill referred to Committee on Ways and Means by prior reference.

HB 3330 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 3424 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3925 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3977 – Report by Committee on School Funding and Tax Fairness/Revenue without recommendation as to passage. Bill referred to Committee on Ways and Means by prior reference.

SB 425 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2353 (B-Engrossed) – Williams moved House not concur in Senate amendments and a Conference Committee be appointed. Motion carried on viva voce vote. Conference Committee to be appointed.

HB 2469 (B-Engrossed) – Kruse moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 46; Nays, 2 – Nolan, Witt; Absent, 1 – Schrader; Excused for business of the House, 11 – Backlund, Barnhart, Butler, Hansen, Hayden, Hopson, Leonard, Morrisette, Smith, T., Starr, Zauner. Bill repassed.

HB 2674 (B-Engrossed) – Wilson moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 31; Nays, 17 – Ackerman, Brown, Close, Devlin, Dingfelder, Knopp, Krummel, Merkley, Nelson, Nolan, Ringo, Rosenbaum, Schrader, Smith, G., Smith, P., Verger, Witt; Absent, 1 – Wirth; Excused for business of the House, 11 – Backlund, Barnhart, Butler, Hansen, Hayden, Hopson, Leonard, Morrisette, Smith, T., Starr, Zauner. Bill repassed.

HB 3986, 3987 – Read first time and passed to Speaker’s desk for referral.

HB 5003, 5024, 5035, 5042, 2168, 2170, 2175, 2555, 2899, 2993, 3059, 3062, 3164, 3313, 3371, 3451, 3641 – Read second time and passed to third reading.

HB 3745 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 47; Absent, 2 – Close, Merkley; Excused for business of the House, 11 – Backlund, Barnhart, Butler, Hansen, Hayden, Hopson, Leonard, Morrisette, Smith, T., Starr, Zauner. Bill passed.

HB 3677, 2112, 2930, 2052, 2816, 3684, 3917 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 3677 (A-Engrossed) – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 48; Excused for business of the House, 12 – Backlund, Barnhart, Butler, Hansen, Hayden, Hopson, Johnson, Leonard, Morrisette, Smith, T., Starr, Zauner. Bill passed.

HB 2112 (A-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 48; Excused for business of the House, 12 – Backlund, Barnhart, Butler, Hansen, Hayden, Hopson, Johnson, Leonard, Morrisette, Smith, T., Starr, Zauner. Bill passed.

HB 2930 (A-Engrossed) – Read third time. Carried by Walker, C.

Call of the House demanded by Hass, joined by Rosenbaum, Walker, V., Williams, Krummel and Lowe. All present.

HB 2930 (A-Engrossed) – On passage of the bill the vote was: Yeas, 48; Nays, 12 – Butler, Close, Doyle, Hayden,

Jenson, Knopp, Kruse, Morgan, Smith, G., Smith, P., Smith, T., Wilson. Bill passed.

Smith, T. requested the following explanation of her vote be entered in the Journal:

“Cockfighting is already illegal in Oregon. This bill clutters the statutes and is unnecessary. It’s not wise to punish a producer if his or her product is used illegally in one place and can be used in another legally. This is true especially if the product has many other legal uses and is not necessarily dangerous to the health and welfare of the public.”

HB 2052 (A-Engrossed) – Read third time. Carried by Bates, Garrard. On passage of the bill the vote was: Yeas, 53; Excused for business of the House, 7 – Backlund, Barnhart, Hopson, Morrisette, Smith, T., Starr, Zauner. Bill passed.

HB 2816 (A-Engrossed) – Read third time. Carried by Merkley, Devlin, Witt.

By unanimous consent, on request of Walker, V., rules suspended to permit use of visual aid during debate of bill.

By unanimous consent, on request of Merkley, rules suspended to permit use of visual aid during presentation of bill.

HB 2816 (A-Engrossed) – On passage of the bill the vote was: Yeas, 55; Nays, 3 – Butler, Jenson, Morgan; Absent, 2 – Close, Hayden. Bill passed.

HB 3684 (A-Engrossed) – Read third time. Carried by Merkley. On passage of the bill the vote was: Yeas, 56; Absent, 3 – Hayden, Patridge, Zauner; Excused, 1 – Verger. Bill passed.

HB 3917 (A-Engrossed) – Read third time. Carried by Merkley. On passage of the bill the vote was: Yeas, 49; Nays, 9 – Brown, Close, Krieger, Nelson, Smith, P., Smith, T., Westlund, Witt, Zauner; Excused, 1 – Verger; Excused for business of the House, 1 – Wilson. Bill passed.

HB 2674 (B-Engrossed) – By unanimous consent, on request of Gardner, rules suspended and Backlund allowed to be recorded as voting “aye” on passage of bill.

HB 2674 (B-Engrossed) – By unanimous consent, on request of Gardner, rules suspended to permit Kropf to change his vote from “aye” to “nay” on passage of bill.

HB 2674 (B-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and Leonard allowed to be recorded as voting “aye” on passage of bill.

HB 2674 (B-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and Barnhart allowed to be recorded as voting “aye” on passage of bill.

HB 2674 (B-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and Hansen allowed to be recorded as voting “aye” on passage of bill.

HB 2674 (B-Engrossed) – By unanimous consent, on request of Minnis, rules suspended to permit Lowe to change her vote from “aye” to “nay” on passage of bill.

HB 2674 (B-Engrossed) – By unanimous consent, on request of Minnis, rules suspended to permit Monnes

Anderson to change her vote from “aye” to “nay” on passage of bill.

HB 2674 (B-Engrossed) – By unanimous consent, on request of Minnis, rules suspended to permit Tomei to change her vote from “aye” to “nay” on passage of bill.

House recessed until 3:30 p.m. on motion of Jenson.

Thursday, May 3, 2001 – Afternoon Session

House reconvened at 3:30 p.m. Wilson in Chair.

Call of the House demanded by Backlund, joined by March, Bates, Smith, P., Butler and Zauner. All present except: Excused (not subject to Call), 4 – Close, Leonard, Verger, Winters; Excused for business of the House (subject to Call), 1 – Williams.

By unanimous consent, on request of Backlund, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Third Reading of House Bills, the House continued under that order of business.

HB 3366 – Read third time. Carried by Jenson. On passage of the bill the vote was: Yeas, 51; Excused, 5 – Carlson, Close, Leonard, Verger, Winters; Excused for business of the House, 4 – Beck, Lowe, Minnis, Williams. Bill passed.

HB 3448 – Read third time. Carried by Morrisette. On passage of the bill the vote was: Yeas, 48; Nays, 1 – Gardner; Excused, 4 – Carlson, Close, Leonard, Verger; Excused for business of the House, 7 – Beck, Lowe, Minnis, Morgan, Schrader, Williams, Speaker Simmons. Bill passed.

HB 3647 (A-Engrossed) – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 43; Excused, 4 – Carlson, Close, Leonard, Verger; Excused for business of the House, 13 – Barnhart, Beck, Krummel, Kruse, Lee, Lowe, Minnis, Morgan, Schrader, Tomei, Walker, C., Williams, Speaker Simmons. Bill passed.

HB 3251 – Read third time. Carried by Backlund. On passage of the bill the vote was: Yeas, 43; Excused, 4 – Carlson, Close, Leonard, Verger; Excused for business of the House, 13 – Barnhart, Beck, Garrard, Krummel, Kruse, Lee, Lowe, Minnis, Morgan, Schrader, Walker, C., Williams, Speaker Simmons. Bill passed.

HB 2627 (A-Engrossed) – Read third time. Carried by Morrisette.

Speaker Pro Tempore in Chair.

HB 2627 (A-Engrossed) – On passage of the bill the vote was: Yeas, 40; Excused, 4 – Carlson, Close, Leonard, Verger; Excused for business of the House, 16 – Ackerman, Barnhart, Beck, Garrard, Krummel, Kruse, Lee, Lowe, Minnis, Monnes Anderson, Morgan, Schrader, Walker, C., Williams, Wilson, Speaker Simmons. Bill passed.

HB 2687 (A-Engrossed) – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 40; Excused, 4 – Carlson, Close, Leonard, Verger; Excused for business of the House, 16 – Ackerman, Barnhart, Beck, Garrard, Krummel, Kruse, Lee, Lowe, Minnis, Monnes Anderson, Morgan, Schrader, Walker, C., Williams, Wilson, Speaker Simmons. Bill passed.

HB 3147 – By unanimous consent, on request of Chair, rules suspended and bill placed at the bottom of today's Third Reading Calendar.

HB 3372 (A-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 41; Absent, 1 – Tomei; Excused, 4 – Carlson, Close, Leonard, Verger; Excused for business of the House, 14 – Ackerman, Barnhart, Beck, Garrard, Krummel, Kruse, Lee, Lowe, Monnes Anderson, Schrader, Walker, C., Williams, Wilson, Speaker Simmons. Bill passed.

HB 3398 (A-Engrossed) – Read third time. Carried by Backlund. On passage of the bill the vote was: Yeas, 41; Absent, 1 – Tomei; Excused, 4 – Carlson, Close, Leonard, Verger; Excused for business of the House, 14 – Ackerman, Barnhart, Beck, Garrard, Krummel, Kruse, Lee, Lowe, Monnes Anderson, Schrader, Walker, C., Williams, Wilson, Speaker Simmons. Bill passed.

HB 3769 (A-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 42; Excused, 4 – Carlson, Close, Leonard, Verger; Excused for business of the House, 14 – Ackerman, Barnhart, Beck, Krummel, Kruse, Lee, Lowe, Monnes Anderson, Schrader, Tomei, Walker, C., Williams, Wilson, Speaker Simmons. Bill passed.

HB 3783 – Read third time. Carried by Garrard.

Potential conflict of interest declared by King.

HB 3783 – On passage of the bill the vote was: Yeas, 41; Excused, 4 – Carlson, Close, Leonard, Verger; Excused for business of the House, 15 – Ackerman, Barnhart, Beck, Krummel, Kruse, Lee, Lowe, Minnis, Monnes Anderson, Schrader, Tomei, Walker, C., Williams, Wilson, Speaker Simmons. Bill passed.

HB 3796 (A-Engrossed) – Read third time. Carried by Brown.

By unanimous consent, on request of Chair, rules suspended and Minnis allowed to cast her vote.

HB 3796 (A-Engrossed) – On passage of the bill the vote was: Yeas, 35; Nays, 5 – Hayden, Kafoury, Merkley, Nolan, Ringo; Absent, 1 – Winters; Excused, 4 – Carlson, Close, Leonard, Verger; Excused for business of the House, 15 – Ackerman, Barnhart, Beck, Garrard, Krummel, Kruse, Lee, Lowe, Monnes Anderson, Schrader, Tomei, Walker, C., Williams, Wilson, Speaker Simmons. Bill passed.

HB 2817 (A-Engrossed) – Read third time. Carried by Starr. On passage of the bill the vote was: Yeas, 41; Absent, 1 – Winters; Excused, 4 – Carlson, Close, Leonard, Verger; Excused for business of the House, 14 – Ackerman, Beck,

Garrard, Krummel, Kruse, Lee, Lowe, Monnes Anderson, Schrader, Tomei, Walker, C., Williams, Wilson, Speaker Simmons. Bill passed.

HB 2941 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Friday's, May 4, 2001 Calendar.

HB 3662 (A-Engrossed) – Read third time.

Hill in Chair.

HB 3662 (A-Engrossed) – Carried by Brown. On passage of the bill the vote was: Yeas, 41; Nays, 1 – Johnson; Excused, 4 – Carlson, Close, Leonard, Verger; Excused for business of the House, 14 – Ackerman, Beck, Garrard, Krummel, Kruse, Lee, Lowe, Monnes Anderson, Schrader, Tomei, Walker, C., Williams, Wilson, Speaker Simmons. Bill passed.

HB 3931 – By unanimous consent, on request of Chair, rules suspended and bill placed at the bottom of today's Third Reading Calendar.

HB 3955 – Read third time. Carried by Rosenbaum. On passage of the bill the vote was: Yeas, 43; Absent, 1 – Hayden; Excused, 3 – Close, Leonard, Verger; Excused for business of the House, 13 – Ackerman, Beck, Garrard, Krummel, Kruse, Lee, Lowe, Schrader, Tomei, Walker, C., Williams, Wilson, Speaker Simmons. Bill passed.

HB 2398 – Read third time. Carried by Backlund. On passage of the bill the vote was: Yeas, 47; Excused, 3 – Close, Leonard, Verger; Excused for business of the House, 10 – Ackerman, Beck, Garrard, Lee, Lowe, Schrader, Walker, C., Williams, Wilson, Speaker Simmons. Bill passed.

HB 2716 (A-Engrossed) – Read third time. Carried by Rosenbaum, Shetterly. On passage of the bill the vote was: Yeas, 45; Nays, 4 – Hayden, Smith, G., Smith, P., Zauner; Excused, 4 – Close, Krummel, Leonard, Verger; Excused for business of the House, 7 – Beck, Lowe, Morgan, Schrader, Williams, Wilson, Speaker Simmons. Bill passed.

HB 2869 (A-Engrossed) – Read third time. Carried by Knopp. On passage of the bill the vote was: Yeas, 47; Excused, 5 – Close, Kafoury, Krummel, Leonard, Verger; Excused for business of the House, 8 – Beck, Lowe, Morgan, Schrader, Tomei, Williams, Wilson, Speaker Simmons. Bill passed.

HB 3100 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Friday's, May 4, 2001 Calendar.

HB 3215 (A-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 45; Nays, 1 – Hayden; Excused, 4 – Close, Krummel, Leonard, Verger; Excused for business of the House, 10 – Beck, Lowe, Minnis, Morgan, Schrader, Smith, T., Tomei, Westlund, Williams, Speaker Simmons. Bill passed.

HB 3278 (A-Engrossed) – Read third time. Carried by Starr.

Speaker Pro Tempore in Chair.

HB 3278 (A-Engrossed) – On passage of the bill the vote was: Yeas, 46; Absent, 1 – Winters; Excused, 4 – Close, Krummel, Leonard, Verger; Excused for business of the House, 9 – Lowe, Minnis, Morgan, Schrader, Smith, T., Tomei, Westlund, Williams, Speaker Simmons. Bill passed.

HB 3479 (A-Engrossed) – Read third time. Carried by Barnhart. On passage of the bill the vote was: Yeas, 48; Absent, 1 – Winters; Excused, 4 – Close, Krummel, Leonard, Verger; Excused for business of the House, 7 – Minnis, Morgan, Schrader, Tomei, Westlund, Williams, Speaker Simmons. Bill passed.

HB 3540 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Friday's, May 4, 2001 Calendar.

HB 3814 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Tuesday's, May 8, 2001 Calendar.

HB 3842 – Read third time. Carried by Merkley. On passage of the bill the vote was: Yeas, 46; Nays, 2 – Lowe, Shetterly; Excused, 4 – Close, Krummel, Leonard, Verger; Excused for business of the House, 8 – Gardner, Minnis, Morgan, Schrader, Tomei, Westlund, Williams, Speaker Simmons. Bill passed.

HB 3874, 3147 – By unanimous consent, on request of Chair, rules suspended and bills taken from today's Third Reading of House Bills and placed in their proper order on Friday's, May 4, 2001 Calendar.

HB 3931 (A-Engrossed) – Read third time. Carried by Ackerman. On passage of the bill the vote was: Yeas, 51; Excused, 4 – Close, Krummel, Leonard, Verger; Excused for business of the House, 5 – Gardner, Schrader, Tomei, Westlund, Speaker Simmons. Bill passed.

HCR 11 – By unanimous consent, on request of Chair, rules suspended to make resolution a Special Order of Business immediately following the order of business of Special Committee Reports on Friday's, May 25, 2001 Calendar.

HJM 25 – By unanimous consent, on request of Starr, rules suspended and memorial taken from today's Final Reading of Memorials and Resolutions and placed in its proper order on Friday's, May 4, 2001 Calendar.

HJR 7 – By unanimous consent, on request of Chair, rules suspended and resolution taken from today's Final Reading of Memorials and Resolutions and placed in its proper order on Tuesday's, May 8, 2001 Calendar.

HCR 6 – By unanimous consent, on request of Chair, rules suspended and resolution taken from today's Final

Reading of Memorials and Resolutions and placed in its proper order on Friday's, May 4, 2001 Calendar.

HCR 12 – Read second time. Carried by Walker, C. On adoption of the resolution the vote was: Yeas, 52; Excused, 4 – Close, Krummel, Leonard, Verger; Excused for business of the House, 4 – Gardner, Tomei, Westlund, Speaker Simmons. Resolution adopted.

HJR 16 – By unanimous consent, on request of Chair, rules suspended and resolution taken from today's Final Reading of Memorials and Resolutions and placed in its proper order on Friday's, May 4, 2001 Calendar.

HJM 33 – Read second time. Carried by Smith, T. On adoption of the memorial the vote was: Yeas, 51; Excused, 4 – Close, Krummel, Leonard, Verger; Excused for business of the House, 5 – Gardner, Starr, Tomei, Westlund, Speaker Simmons. Memorial adopted.

HJM 34 – Read second time. Carried by Carlson.

Potential conflict of interest declared by Hayden.

HJM 34 – On adoption of the memorial the vote was: Yeas, 51; Absent, 1 – Kropf; Excused, 4 – Close, Krummel, Leonard, Verger; Excused for business of the House, 4 – Starr, Tomei, Westlund, Speaker Simmons. Memorial adopted.

HR 6 – Read second time. Carried by Smith, P. On adoption of the resolution the vote was: Yeas, 52; Excused, 4 – Close, Krummel, Leonard, Verger; Excused for business of the House, 4 – Starr, Tomei, Westlund, Speaker Simmons. Resolution adopted.

SB 268, 825, 951 – Read second time and passed to third reading.

SB 160 (B-Engrossed) – Read third time. Carried by Backlund. On passage of the bill the vote was: Yeas, 50; Nays, 1 – Morrisette; Absent, 1 – Kropf; Excused, 4 – Close, Krummel, Leonard, Verger; Excused for business of the House, 4 – Starr, Tomei, Westlund, Speaker Simmons. Bill passed.

SB 5540, 298, 5541 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Friday's, May 4, 2001 Calendar.

HB 2930 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended to permit Hayden to change his vote from "nay" to "aye" on passage of bill.

HB 2674 (B-Engrossed) – By unanimous consent, on request of Minnis, rules suspended to permit Dingfelder to change her vote from "nay" to "aye" on passage of bill.

HB 2674 (B-Engrossed) – By unanimous consent, on request of Minnis, rules suspended to permit Hass to change his vote from "aye" to "nay" on passage of bill.

HB 3647 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended and Carlson allowed to be recorded as voting "aye" on passage of bill.

Message from Secretary of State, in compliance with Enrolled SB 215 and House Rule 19.20, announcing campaign contribution received during Seventy-first Regular Session, filed on May 1, 2001 by Pat Mobley, candidate for office of State Representative, District 12.

HB 3371 – In compliance with House Rule 4.05, subsection (3), bill removed from Consent Calendar at the request of Bates, Hass, Nolan and Ringo, and placed in its proper order on the Third Reading Calendar.

HB 2988 – In compliance with House Rule 4.05, subsection (3), bill removed from Consent Calendar at the request of Nolan, Wirth, Ringo and March, and placed in its proper order on the Third Reading Calendar.

HB 2987 – Speaker signed.

House adjourned until 10:00 a.m., Friday, May 4, 2001 on motion of Jenson.

Friday, May 4, 2001 – Morning Session

House convened at 10:00 a.m. Hill in Chair. All present except: Excused, 5 – Kafoury, Leonard, Tomei, Walker, C., Wirth; Excused for business of the House, 7 – Brown, Kropf, Merkley, Nelson, Starr, Verger, Zauner.

Opening Ceremony presented by Soha Badieli, member of the Baha'I faith, Salem.

SB 5505, 83, 249, 667, 869, 870, 933, HB 5027, 2077, 2342 – Message from the Senate announcing passage.

HCR 7 – Message from the Senate announcing adoption.

HB 2463 – Message from the Senate announcing bill failed to pass. Motion to reconsider laid on the table.

HB 2145 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 2206 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 2208 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2519 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 2540 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed.

HB 2980 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 3026 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 3126 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3382 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 3411 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 3744 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 3942 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

SCR 9 – Report by Committee on Stream Restoration and Species Recovery recommending adoption.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Consent Calendar.

HB 3062 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 50; Excused, 3 – Tomei, Walker, C., Wirth; Excused for business of the House, 7 – Brown, Kropf, Nelson, Starr, Verger, Zauner, Speaker Simmons. Bill passed.

HB 3164 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 51; Excused, 2 – Tomei, Walker, C.; Excused for business of the House, 7 – Brown, Kropf, Nelson, Starr, Verger, Zauner, Speaker Simmons. Bill passed.

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

HB 2460 (A-Engrossed) – Read third time. Carried by Schrader, Shetterly.

Call of the House demanded by Schrader, joined by Gardner, Hass, Nolan, Wirth and Verger. All present except: Excused (not subject to Call), 2 – Tomei, Walker, C.

HB 2460 (A-Engrossed) – On passage of the bill the vote was: Yeas, 50; Nays, 8 – Butler, Close, Hayden, Kropf, Kruse, Smith, G., Smith, P., Zauner; Excused, 2 – Tomei, Walker, C. Bill passed.

HB 3147 (A-Engrossed) – Read third time. Carried by Kruse.

By unanimous consent, on request of Merkley, rules suspended to permit use of visual aid during presentation of bill.

HB 3147 (A-Engrossed) – On passage of the bill the vote was: Yeas, 45; Nays, 12 – Ackerman, Beck, Dingfelder, Gardner, Hansen, Leonard, Merkley, Nolan, Ringo, Rosenbaum, Walker, V., Wirth; Excused, 2 – Tomei, Walker, C.; Excused for business of the House, 1 – Barnhart. Bill passed.

Speaker Pro Tempore in Chair.

HB 2941 (A-Engrossed) – Read third time. Carried by Witt, Devlin.

Williams in Chair.

Speaker Pro Tempore in Chair.

Call of the House demanded by Witt, joined by Backlund, Hill, Zauner, Smith, P. and Smith, G. All present except: Absent (subject to Call), 1 – Patridge; Excused (not subject to Call), 2 – Tomei, Walker, C.

Witt requested unanimous consent that the rules be suspended to dispense with further proceedings under the Call of the House.

Schrader objected.

Request denied.

Absent member returned.

Potential conflict of interest declared by Nolan.

HB 2941 (A-Engrossed) – On passage of the bill the vote was: Yeas, 31; Nays, 27 – Ackerman, Bates, Beck, Butler, Close, Dingfelder, Hass, Hopson, Johnson, Kafoury, Krieger, Kruse, Monnes Anderson, Morgan, Nelson, Nolan, Patridge, Ringo, Rosenbaum, Schrader, Starr, Verger, Williams, Wilson, Winters, Wirth, Speaker Simmons; Excused, 2 – Tomei, Walker, C. Bill passed.

Knopp requested the following explanation of his vote be entered in the Journal:

“My vote in favor of HB 2941, financing for a baseball stadium in Portland, is cast knowing that this bill still must pass the Ways and Means test of urgency, in light of other priorities. It has been pitched as a work in progress. I can accept that, knowing that this proposal has a long road filled with skeptics. This initial vote is to give proponents the opportunity to prove the bill’s worth throughout the process. Many Metro area legislators want a chance to convince the legislature and budget writers that this is a top priority that will benefit Portland.

“My yes vote is, and will continue to be, conditional and based on the commitment by Metro area proponents to advocate and find funding for rural priorities. Because of timing, and the fact that the Metro area’s priority came up for a vote first, those of us that represent rural areas will have to trust that the rural priorities bill will also come to a vote soon.

“If and when HB 2941 comes back to the House, I will be unable to support it in its final form, unless of course, at least an equal amount of financing has been made available for rural priorities.”

Lowe requested the following explanation of her vote be entered in the Journal:

“I voted in favor of the Baseball Bill, House Bill 2941, because I believe there will be a positive financial return for the state. We will be using lottery-bonding revenues for economic development, which is one of their specified uses. I believe that using these funds for this purpose will generate future streams of revenue. The state stands to receive approximately \$433 million over a 25-year period solely from income taxes on player’s salaries. This is over and above the income tax revenues from the estimated 200 full-time

positions, and over 1400 part-time position, that the stadium is expected to create.

“Furthermore, I believe we are acting responsibly in trying to diversify the economy of the state. We will be creating construction jobs, service sector jobs and we will be increasing tourism in the region. Instead of spending their dollars in Washington State to watch major league baseball people will be spending their dollars here in Oregon.

“Finally, if all the conditions in the bill are not met; either the private funds do not transpire or if no major league team commits to moving, then the \$150 million in bonding capacities will be retained for the next legislature to use.”

HB 3100 (A-Engrossed) – Read third time. Carried by Leonard.

Potential conflict of interest declared by Minnis.

HB 3100 (A-Engrossed) – On passage of the bill the vote was: Yeas, 56; Nays, 1 – Ringo; Excused, 3 – Smith, T., Tomei, Walker, C. Bill passed.

HB 3540 (A-Engrossed) – Read third time. Carried by Hill.

Call of the House demanded by Hill, joined by Butler, Witt, Nelson, Backlund and Gardner. All present except: Absent (subject to Call), 1 – Kropf; Excused (not subject to Call), 3 – Hopson, Tomei, Walker, C.

By unanimous consent, on request of Hill, rules suspended to dispense with further proceedings under the Call of the House.

HB 3540 (A-Engrossed) – On passage of the bill the vote was: Yeas, 36; Nays, 20 – Ackerman, Backlund, Barnhart, Bates, Beck, Dingfelder, Gardner, Hansen, Hass, Hayden, Johnson, Kafoury, March, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Verger, Walker, V.; Absent, 1 – Kropf; Excused, 3 – Hopson, Tomei, Walker, C. Bill passed.

HB 2418 – By unanimous consent, on request of Chair, rules suspended and Committee and Minority Reports along with bill rereferred to Committee on Business, Labor and Consumer Affairs. Committee and Minority Reports along with bill rereferred.

HB 2012, 2196, 2660, 2912, 2975, 2988, 3091, 3094, 3363, 3373, 3571, 3661 – Read second time and passed to third reading.

HB 3874, 5035 – By unanimous consent, on request of Chair, rules suspended and bills taken from today’s Third Reading of House Bills and placed in their proper order on Tuesday’s, May 8, 2001 Calendar.

HB 5003, 5024, 5042, 2168, 2170, 2175, 2555, 2899, 2993, 3059, 3313, 3371, 3451, 3641 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today’s Third Reading of House Bills carried over and placed in their proper order on Monday’s, May 7, 2001 Calendar.

HJR 16 – By unanimous consent, on request of Chair, rules suspended and resolution taken from today’s Final Reading of Memorials and Resolutions and placed in its proper order on Tuesday’s, May 8, 2001 Calendar.

HJM 25, HCR 6, 8 – By unanimous consent, on request of Chair, rules suspended and measures remaining on today's Final Reading of Memorials and Resolutions carried over and placed in their proper order on Monday's, May 7, 2001 Calendar.

SB 5505, 83, 249, 667, 869, 870, 933 – Read first time and passed to Speaker's desk for referral.

SB 427, 580 – Read second time and passed to third reading.

SB 5540, 298, 5541, 268, 825, 951 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills and placed in their proper order on Monday's, May 7, 2001 Calendar.

HB 3062 – By unanimous consent, on request of Gardner, rules suspended and Nelson allowed to be recorded as voting "aye" on passage of bill.

HB 3164 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended and Nelson allowed to be recorded as voting "aye" on passage of bill.

Speaker announced the following sine die preparations:

In order to further clarify the policy for absences announced in my memo of April 3, stating that "the Speaker's office will no longer be approving preventable absences as excused from the House floor which require an absence after May 1, 2001,"

The following exceptions will be noted as excused from the House floor:

medical emergencies of the member or the member's family;

family functions such as weddings or graduations which have been approved prior to May 1;

official committee or task force hearings held outside the capitol.

Please continue to communicate with the Speaker's Office, the Chief Clerk and your caucus offices regarding your upcoming absences, in order to maintain a quorum of members for our daily floor sessions. Your attendance is critical to conduct the business of the House and I value your full cooperation.

SB 843 – Speaker signed.

House adjourned until 10:30 a.m., Monday, May 7, 2001 on motion of Jensen.

Monday, May 7, 2001 – Morning Session

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

Call of the House demanded by Patridge, joined by Knopp, Backlund, March, Hayden and Carlson. All present except: Absent (not subject to Call), 11 – Butler, Close, Garrard, Jensen, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused (not subject to Call), 3 – Barnhart, Lee, Smith, T.

By unanimous consent, on request of Patridge, rules suspended to dispense with further proceedings under the Call of the House.

Opening Ceremony presented by Pastor Tom Baker, Portland Four Square Church, Portland.

SB 163, 364, 644, 730, 765, 786, HB 2490, 2516, 2520, 2093, 2192, 2222, 2285, 2347, 2554, 2718, 3486, 3532, 3730 – Message from the Senate announcing passage.

SM 2 – Message from the Senate announcing adoption.

HB 2594, 2644 – Message from the Senate announcing passage as amended by the Senate.

SJM 6 – Referred from Speaker's desk to the Committee on Government Efficiency.

SJR 39 – Referred from Speaker's desk to the Committee on Judiciary.

HB 2080 – Report by Committee on Health and Public Advocacy without recommendation as to passage. Bill referred to Committee on Ways and Means by prior reference.

HB 2162 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2521 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2706 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2809 – Report by Committee on Judiciary recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2883 – Report by Committee on Water and Environment recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2895 – Report by Committee on Health and Public Advocacy recommending passage.

HB 3015 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 3043 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 3124 – Report by Committee on Stream Restoration and Species Recovery without recommendation as to passage

and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3171 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 3181 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 3214 – Report by Committee on Health and Public Advocacy without recommendation as to passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3268 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 3311 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3956 – Report by Committee on Water and Environment recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

SB 16 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments, be printed 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.

SB 507 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

SB 770 – Report by Committee on Government Efficiency recommending passage.

HB 3988 – Read first time and passed to Speaker's desk for referral.

HB 3982, 3985, 3986, 3987, 3988 – Referred from Speaker's desk to the following committees: 3985, 3986 – Business, Labor and Consumer Affairs; 3982 – Rules, Redistricting and Public Affairs; 3988 – Student Achievement and School Accountability with subsequent referral to Ways and Means; 3987 – Transportation.

HB 2111, 2181, 2206, 2243, 3424, 3925 – Read second time and passed to third reading.

HB 2912 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 45; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T.; Excused for business of the House, 1 – Schrader. Bill passed.

HB 2975 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 42; Nays, 2 – Krummel, March; Absent, 12 – Butler, Close, Garrard, Hass, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T.; Excused for business of the House, 1 – Schrader. Bill passed.

HB 3373 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 44; Nays, 1 – Johnson; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T.; Excused for business of the House, 1 – Schrader. Bill passed.

SB 427 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 45; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T.; Excused for business of the House, 1 – Schrader. Bill passed.

SB 580 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 45; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T.; Excused for business of the House, 1 – Schrader. Bill passed.

HB 5003, 5024, 5042, 2168, 2899, 2993, 3059, 3313, 3641, 2660, 3091, 3661 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 5003 (A-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 45; Nays, 1 – Nolan; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T. Bill passed.

HB 5024 (A-Engrossed) – Read third time. Carried by Hayden. On passage of the bill the vote was: Yeas, 43; Nays, 3 – Nelson, Smith, P., Zauner; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T. Bill passed.

HB 5042 (A-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 43; Nays, 3 – Nelson, Nolan, Zauner; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T. Bill passed.

HB 2168 (A-Engrossed) – Read third time. Carried by Johnson. On passage of the bill the vote was: Yeas, 40; Nays, 6 – Knopp, Nelson, Schrader, Smith, G., Smith, P., Wilson; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T. Bill passed.

HB 2899 (A-Engrossed) – Read third time. Carried by Hansen. On passage of the bill the vote was: Yeas, 46; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger,

Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T. Bill passed.

HB 2993 – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 46; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T. Bill passed.

HB 3059 (A-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 46; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T. Bill passed.

HB 3313 (A-Engrossed) – Read third time. Carried by Walker, C. On passage of the bill the vote was: Yeas, 45; Absent, 12 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Patridge, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T. Bill passed.

HB 3641 (A-Engrossed) – Read third time. Carried by Carlson. On passage of the bill the vote was: Yeas, 45; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T.; Excused for business of the House, 1 – Hansen. Bill passed.

HB 2660 (A-Engrossed) – Read third time. Carried by Brown. On passage of the bill the vote was: Yeas, 45; Nays, 1 – Nolan; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T. Bill passed.

HB 3091 (A-Engrossed) – Read third time. Carried by Leonard. On passage of the bill the vote was: Yeas, 46; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T. Bill passed.

HB 3661 (A-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 46; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T. Bill passed.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 5540 (A-Engrossed) – Read third time. Carried by Leonard. On passage of the bill the vote was: Yeas, 43; Nays, 3 – Nelson, Nolan, Zauner; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T. Bill passed.

SB 298 – Read third time. Carried by Rosenbaum. On passage of the bill the vote was: Yeas, 45; Nays, 1 – Zauner; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T. Bill passed.

SB 5541 (A-Engrossed) – Read third time. Carried by Doyle. On passage of the bill the vote was: Yeas, 44; Nays, 2

– Ackerman, Verger; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T. Bill passed.

SB 268 (A-Engrossed) – Read third time. Carried by Carlson. On passage of the bill the vote was: Yeas, 45; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T.; Excused for business of the House, 1 – Leonard. Bill passed.

SB 825 – Read third time. Carried by Devlin. On passage of the bill the vote was: Yeas, 45; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T.; Excused for business of the House, 1 – Leonard. Bill passed.

SB 951 – Read third time. Carried by Knopp.

Potential conflict of interest declared by Hill.

SB 951 – On passage of the bill the vote was: Yeas, 45; Absent, 11 – Butler, Close, Garrard, Jenson, King, Krieger, Kropf, Morgan, Morrisette, Walker, V., Speaker Simmons; Excused, 3 – Barnhart, Lee, Smith, T.; Excused for business of the House, 1 – Leonard. Bill passed.

HB 2170, 2175, 2555, 3371, 3451, 2012, 2196, 2789, 2988, 3094, 3363, 3571 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of House Bills carried over and placed in their proper order on Tuesday's, May 8, 2001 Calendar.

HJM 25, HCR 6, 8, SCR 9 – By unanimous consent, on request of Chair, rules suspended and measures remaining on today's Final Reading of Memorials and Resolutions carried over and placed in their proper order on Tuesday's, May 8, 2001 Calendar.

SB 163, 364, 644, 730, 765, 786 – Read first time and passed to Speaker's desk for referral.

SB 83, 163, 172, 246, 249, 364, 383, 568, 644, 667, 724, 730, 765, 786, 869, 870, 911, 933, 943 – Referred from Speaker's desk to the following committees: 765 – Advancing E-Government with subsequent referral to Ways and Means; 943 – Agriculture and Forestry; 911 – Business, Labor and Consumer Affairs; 246, 364, 568, 730, 786 – Health and Public Advocacy; 83, 163, 249, 667 – Judiciary; 383 – Rules, Redistricting and Public Affairs; 172, 869, 870 – Stream Restoration and Species Recovery; 933 – Transportation with subsequent referral to School Funding and Tax Fairness/Revenue; 644, 724 – Water and Environment.

SB 425 – Read second time and passed to third reading.

HB 5024 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended to permit Nelson to change her vote from “nay” to “aye” on passage of bill.

SB 5540 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended to permit Nelson to change her vote from “nay” to “aye” on passage of bill.

House adjourned until 10:00 a.m., Tuesday, May 8, 2001 on motion of Patridge.

Tuesday, May 8, 2001 – Morning Session

House convened at 10:00 a.m. Hill in Chair.

Call of the House demanded by Patridge, joined by Westlund, Doyle, Knopp, Hansen and King. All present except: Absent (subject to Call), 4 – Backlund, Nelson, Schrader, Starr; Excused for business of the House (subject to Call), 10 – Ackerman, Butler, Dingfelder, Hayden, Johnson, Krieger, Lowe, Shetterly, Williams, Wilson.

By unanimous consent, on request of Patridge, rules suspended to dispense with further proceedings under the Call of the House.

Opening Ceremony presented by Pastor Kelly Cohoe, Grace Christian Fellowship, Portland.

SB 932, 948, HB 5030, 5033, 2084, 2117, 2259, 2263, 2369, 2409, 2428, 2444, 2606, 2610, 2652, 2655, 2671, 2712, 2795, 2983, 3006, 3041, 3053, 3080 – Message from the Senate announcing passage.

HB 2156, 2197 – Message from the Senate announcing passage as amended by the Senate.

HB 2987, SB 310, 301, 446, 510, SCR 7, SJR 32 – Message from the Senate announcing President signed on May 7, 2001.

HB 2049 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 2295 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2298 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2459 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 3099 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 3391 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 3446 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3536 – Report by Committee on Water and Environment recommending passage.

HB 3686 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 3951 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

SB 69 – Report by Committee on Judiciary recommending passage.

SB 75 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 76 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 77 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 106 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

SB 122 – Report by Committee on Judiciary recommending passage.

SB 123 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 187 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

SB 305 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

SB 394 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

SB 441 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

SB 597 – Report by Committee on Judiciary recommending passage.

SCR 4 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending adoption.

SCR 5 (A-Engrossed) – Report by Committee on Student Achievement and School Accountability recommending adoption.

HB 2644 (B-Engrossed) – Carlson moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 48; Excused for business of the House, 12 – Ackerman, Butler, Dingfelder, Hayden, Johnson, Krieger, Kruse, Lowe, Nelson, Shetterly, Williams, Wilson. Bill repassed.

HB 2145, 2208, 2519, 2540, 2895, 3126, 3382, 3411, 3744 – Read second time and passed to third reading.

HB 3814, 3874, 5035, 3371, 2012, 2988, 3363, 3571, 3925 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 3814 (A-Engrossed) – Read third time. Kropf moved bill be rereferred to Committee on Agriculture and Forestry. Motion carried on viva voce vote. Bill rereferred.

HB 3874 (A-Engrossed) – Read third time. Carried by Starr.

Wilson in Chair.

Previous question moved by Knopp, carried.

Call of the House demanded by Starr, joined by Butler, Knopp, Hill, Kruse and Zauner. All present.

HB 3874 (A-Engrossed) – On passage of the bill the vote was: Yeas, 37; Nays, 23 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Jenson, Kafoury, Leonard, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Smith, P., Tomei, Walker, V., Wirth.

Hayden changed vote from “nay” to “aye” and served notice of possible reconsideration.

HB 3874 (A-Engrossed) – Bill passed.

HB 5035 (A-Engrossed) – Read third time. Carried by Butler.

Potential conflict of interest declared by King.

Speaker Pro Tempore in Chair.

HB 5035 (A-Engrossed) – On passage of the bill the vote was: Yeas, 42; Nays, 18 – Ackerman, Barnhart, Close, Gardner, Hansen, Hopson, Kafoury, King, Kropf, Lee, Leonard, March, Merkley, Morrisette, Rosenbaum, Tomei, Walker, V., Wirth. Bill passed.

Hopson requested the following explanation of her vote be entered in the Journal:

“I voted against this bill because it cuts 5 individual counselor positions who serve Oregon retirees as advisors before their retirement. The money comes from PERS, not from state tax dollars. I could not support a bill that makes this important service more difficult to access.”

Wirth requested the following explanation of her vote be entered in the Journal:

“I want to explain the reason I voted No on HB 5035, the budget for the Public Employees Retirement System.

“HB 5035 reduced by \$515,771 the PERS budget allocation for counselors, because of concerns about whether PERS is ‘appropriately allocating resources to accomplish its mission.’ As a result, five individual counselor positions are removed from the budget.

“The removal of these positions implies that these financial counseling services for members are not core functions for PERS. PERS employees depend on the counseling services provided by these individual counselors and I do not want to see them removed. Hence, I voted No.”

HB 3371 (A-Engrossed) – Read third time. Carried by Hill. On passage of the bill the vote was: Yeas, 48; Nays, 12 – Backlund, Garrard, Hass, Johnson, Krieger, Kropf, Merkley, Nolan, Schrader, Smith, P., Smith, T., Wirth. Bill passed.

HB 2012 (A-Engrossed) – Read third time. Carried by Zauner. On passage of the bill the vote was: Yeas, 53; Nays, 7 – Barnhart, Devlin, Dingfelder, Gardner, Hansen, Hopson, Leonard. Bill passed.

HB 2988 (A-Engrossed) – Read third time. Carried by Lowe.

Call of the House demanded by Hill, joined by Gardner, Krieger, Witt, Backlund and Smith, T. All present.

HB 2988 (A-Engrossed) – On passage of the bill the vote was: Yeas, 45; Nays, 15 – Barnhart, Bates, Beck, Dingfelder, Gardner, Hansen, Johnson, Leonard, March, Merkley, Morrisette, Nolan, Rosenbaum, Verger, Wirth. Bill passed.

HB 3363, 3571, 3925 – By unanimous consent, on request of Chair, rules suspended and bills placed at the bottom of today’s Third Reading Calendar.

House recessed until 3:30 p.m. on motion of Jenson.

Tuesday, May 8, 2001 – Afternoon Session

House reconvened at 3:30 p.m. Devlin in Chair.

Call of the House demanded by Gardner, joined by Hill, Verger, March, Zauner and Shetterly. All present except: Absent (subject to Call), 4 – Beck, Carlson, Monnes Anderson, Winters; Excused for business of the House (subject to Call), 3 – Schrader, Starr, Williams.

By unanimous consent, on request of Gardner, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Third Reading of House Bills, the House continued under that order of business.

HB 2170 (A-Engrossed) – Read third time. Carried by Walker, V. On passage of the bill the vote was: Yeas, 57; Excused for business of the House, 3 – Schrader, Starr, Williams. Bill passed.

House recessed for 10 minutes on motion of Gardner.

House reconvened at 4:40 p.m. Devlin in Chair. All present except: Excused for business of the House, 10 – Gardner, Garrard, Krummel, Kruse, Lee, Ringo, Starr, Walker, C., Williams, Speaker Simmons.

Having recessed under the order of business of Third Reading of House Bills, the House continued under that order of business.

HB 2175 (A-Engrossed) – Read third time. Carried by Walker, V. On passage of the bill the vote was: Yeas, 43; Nays, 3 – Morgan, Schrader, Winters; Excused for business of the House, 14 – Barnhart, Carlson, Gardner, Garrard, Krummel, Kruse, Monnes Anderson, Morrisette, Ringo, Starr, Tomei, Walker, C., Williams, Speaker Simmons. Bill passed.

HB 2555 – Read third time. Carried by Butler. On passage of the bill the vote was: Yeas, 48; Nays, 1 – Nolan;

Absent, 1 – Winters; Excused for business of the House, 10 – Barnhart, Garrard, Krummel, Kruse, Monnes Anderson, Morrisette, Starr, Tomei, Walker, C., Williams. Bill passed.

HB 3451 (A-Engrossed) – Read third time. Carried by Jenson. On passage of the bill the vote was: Yeas, 48; Nays, 1 – Schrader; Absent, 1 – Ringo; Excused for business of the House, 10 – Barnhart, Garrard, Krummel, Kruse, Monnes Anderson, Morrisette, Starr, Tomei, Walker, C., Williams. Bill passed.

HB 2196 (A-Engrossed) – Read third time. Carried by Zauner. On passage of the bill the vote was: Yeas, 45; Nays, 4 – Hayden, Lowe, Shetterly, Witt; Absent, 1 – Schrader; Excused for business of the House, 10 – Barnhart, Garrard, Krummel, Kruse, Monnes Anderson, Morrisette, Starr, Tomei, Walker, C., Williams. Bill passed.

HB 2789 (A-Engrossed) – Read. Carried by Lee. On passage of the bill the vote was: Yeas, 46; Excused for business of the House, 14 – Barnhart, Gardner, Garrard, Hill, Krummel, Kruse, Lowe, Monnes Anderson, Morrisette, Patridge, Starr, Tomei, Walker, C., Williams. Bill passed.

HB 3094 (A-Engrossed) – Read third time. Carried by King.

Potential conflict of interest declared by King.

HB 3094 (A-Engrossed) – On passage of the bill the vote was: Yeas, 45; Absent, 1 – Kropf; Excused for business of the House, 14 – Barnhart, Gardner, Garrard, Hill, Krummel, Kruse, Lowe, Monnes Anderson, Morrisette, Patridge, Starr, Tomei, Walker, C., Williams. Bill passed.

HB 2111 (A-Engrossed) – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 43; Nays, 3 – Hansen, Rosenbaum, Wirth; Excused for business of the House, 14 – Barnhart, Gardner, Garrard, Hill, Krummel, Kruse, Lowe, Monnes Anderson, Morrisette, Patridge, Starr, Tomei, Walker, C., Williams. Bill passed.

HB 2181 (A-Engrossed) – Read third time. Carried by Lee. On passage of the bill the vote was: Yeas, 46; Excused for business of the House, 14 – Barnhart, Gardner, Garrard, Hill, Krummel, Kruse, Lowe, Monnes Anderson, Morrisette, Patridge, Starr, Tomei, Walker, C., Williams. Bill passed.

HB 2206 – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 46; Excused for business of the House, 14 – Barnhart, Gardner, Garrard, Hill, Krummel, Kruse, Lowe, Monnes Anderson, Morrisette, Patridge, Starr, Tomei, Walker, C., Williams. Bill passed.

HB 2243 (A-Engrossed) – Read third time. Carried by Brown. On passage of the bill the vote was: Yeas, 46; Excused for business of the House, 14 – Barnhart, Gardner, Garrard, Hill, Krummel, Kruse, Lowe, Monnes Anderson, Morrisette, Patridge, Starr, Tomei, Walker, C., Williams. Bill passed.

HB 3424 (A-Engrossed) – Read third time. Carried by Bates. On passage of the bill the vote was: Yeas, 48; Excused for business of the House, 12 – Barnhart, Gardner, Garrard,

Krummel, Kruse, Lowe, Monnes Anderson, Morrisette, Starr, Tomei, Walker, C., Williams. Bill passed.

HB 3363 (A-Engrossed) – Read third time. Carried by Smith, G.

Call of the House demanded by Smith, G., joined by Wilson, Kropf, Minnis, Simmons and Gardner. All present except: Absent (not subject to Call), 1 – Starr; Excused for business of the House (subject to Call), 1 – Williams.

By unanimous consent, on request of Smith, G., rules suspended to dispense with further proceedings under the Call of the House.

HB 3363 (A-Engrossed) – On passage of the bill the vote was: Yeas, 31; Nays, 27 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Krummel, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Walker, V., Wirth; Absent, 2 – Starr, Williams. Bill passed.

HB 3571 (A-Engrossed) – Read third time. Zauner moved bill be rereferred to Committee on Agriculture and Forestry. Motion carried on viva voce vote. Bill rereferred.

HB 3925 (A-Engrossed) – Read third time. Carried by Garrard. On passage of the bill the vote was: Yeas, 36; Nays, 21 – Ackerman, Barnhart, Beck, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, Lee, Leonard, March, Merkley, Nolan, Ringo, Shetterly, Tomei, Verger, Walker, V., Wirth; Absent, 2 – Rosenbaum, Starr; Excused for business of the House, 1 – Williams. Bill passed.

HJR 7 (A-Engrossed) – Read second time. Shetterly moved bill be rereferred to Committee on Judiciary. Motion carried on viva voce vote. Bill rereferred.

HJR 16 – Read second time. Carried by Wilson.

Previous question moved by Butler, carried.

HJR 16 – On adoption of the resolution the vote was: Yeas, 46; Nays, 12 – Brown, Close, Hayden, Hopson, Johnson, Krieger, Kropf, Kruse, Nelson, Smith, T., Winters, Witt; Absent, 1 – Starr; Excused for business of the House, 1 – Williams. Resolution adopted.

HJM 25, HCR 6, 8, SCR 9 – By unanimous consent, on request of Chair, rules suspended and measures remaining on today's Final Reading of Memorials and Resolutions carried over and placed in their proper order on Wednesday's, May 9, 2001 Calendar.

SB 932, 948 – Read first time and passed to Speaker's desk for referral.

SB 770 – Read second time and passed to third reading.

SB 425 – By unanimous consent, on request of Chair, rules suspended and bill remaining on today's Third Reading of Senate Bills carried over and placed in its proper order on Wednesday's, May 9, 2001 Calendar.

HB 3925 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and Rosenbaum allowed to be recorded as voting “nay” on passage of bill.

HB 2555 – By unanimous consent, on request of Gardner, rules suspended and Winters allowed to be recorded as voting “aye” on passage of bill.

HB 2111 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended and Walker, C. allowed to be recorded as voting “aye” on passage of bill.

House adjourned until 10:00 a.m., Wednesday, May 9, 2001 on motion of Jenson.

Wednesday, May 9, 2001 – Morning Session

House convened at 10:00 a.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Krieger, joined by Minnis, Morgan, Ackerman, Tomei and King. All present except: Absent (subject to Call), 3 – Leonard, Schrader, Walker, V.; Absent (not subject to Call), 3 – Doyle, Smith, G., Starr; Excused (not subject to Call), 1 – Lowe.

By unanimous consent, on request of Krieger, rules suspended to dispense with further proceedings under the Call of the House.

Opening ceremony presented by Dr. Donald C. Baham, Humanist of Greater Portland, Portland.

SB 286, 392, 463, 540, 594, HB 3193, 3208, 3338, 2822, 2549, 2500, 3352 – Message from the Senate announcing passage.

HB 2291, 2455, 3040 – Message from the Senate announcing passage as amended by the Senate.

SB 160 – Message from the Senate announcing Senate refused to concur in House amendments.

HB 5007 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5045 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2204 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2370 – Report by Committee on Water and Environment recommending passage.

HB 2862 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2863 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 3069 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 3071 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 3580 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 3593 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 3696 – Report by Committee on Advancing E-Government recommending passage with amendments and be printed engrossed.

SB 177 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

SB 312 (A-Engrossed) – Report by Committee on Agriculture and Forestry recommending passage with amendments and be printed engrossed.

SB 315 (A-Engrossed) – Report by Committee on Agriculture and Forestry recommending passage with amendments and be printed engrossed.

SB 461 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SB 745 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

SB 826 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

SJM 2 (A-Engrossed) – Report by Committee on Agriculture and Forestry recommending adoption.

SJM 7 – Report by Committee on Agriculture and Forestry recommending adoption.

HB 2156 (B-Engrossed) – Kropf moved House concur in Senate amendments and repass bill as amended by the Senate. On re passage of the bill the vote was: Yeas, 49; Nays, 5 – Dingfelder, Nolan, Ringo, Tomei, Wirth; Absent, 3 – Doyle, Smith, G., Starr; Excused 1 – Lowe; Excused for business of the House, 2 – Krummel, Speaker Simmons. Bill repassed.

HB 2197 (A-Engrossed) – Krummel moved House concur in Senate amendments and repass bill as amended by the Senate. On re passage of the bill the vote was: Yeas, 56; Absent, 3 – Doyle, Smith, G., Starr; Excused 1 – Lowe. Bill repassed.

HB 2594 (A-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 53; Absent, 3 – Doyle, Smith, G., Starr; Excused 1 – Lowe; Excused for business of the House, 3 – Krummel, Westlund, Speaker Simmons. Bill repassed.

HB 3989 – Read first time and passed to Speaker's desk for referral.

HB 2521, 3015, 3043, 3171, 3181, 3268, 3536 – Read second time and passed to third reading.

HB 2145 (A-Engrossed) – Read third time. Carried by Verger. On passage of the bill the vote was: Yeas, 51; Nays, 1 – Hayden; Absent, 3 – Doyle, Smith, G., Starr; Excused, 1 – Lowe; Excused for business of the House, 4 – Krummel, Leonard, Schrader, Speaker Simmons. Bill passed.

HB 2208 (A-Engrossed) – Read third time. Carried by Witt. On passage of the bill the vote was: Yeas, 51; Nays, 1 – Butler; Absent, 4 – Doyle, Gardner, Smith, G., Starr; Excused for business of the House, 4 – Krummel, Leonard, Schrader, Speaker Simmons. Bill passed.

Butler requested the following explanation of his vote be entered in the Journal:

“I have voted ‘no’ on HB 2208 which today passed by a margin of 51/1.

“Lake County passed a Health District levy last year which is effective 7/1/01. In Fort Rock, there is a modest nursing home for low income citizens which is adversely affected by the implementation of the tax and its levy on an advanced date.

“The owner of this nursing home asked for my ‘nay’ vote on HB 2208 even though I support the N. Lake Health District and its benefit for the majority of my constituency in this area. Recognizing that HB 2208A would pass with or without my vote, I remained on the floor to cast this vote in support of the nursing home at Fort Rock.”

HB 2519 – By unanimous consent, on request of Chair, rules suspended and bill taken from today’s Third Reading of House Bills and placed in its proper order on Thursday’s, May 10, 2001 Calendar.

HB 2540 (A-Engrossed) – Read third time. Carried by Lee. On passage of the bill the vote was: Yeas, 42; Nays, 11 – Butler, Close, Garrard, Hayden, Kropf, Morgan, Smith, T., Verger, Westlund, Winters, Zauner; Absent, 3 – Doyle, Smith, G., Starr; Excused for business of the House, 4 – Jenson, Leonard, Schrader, Speaker Simmons. Bill passed.

HB 2895 – Read third time. Carried by Barnhart.

Wilson in Chair.

HB 2895 – On passage of the bill the vote was: Yeas, 56; Nays, 1 – Smith, T.; Absent, 3 – Doyle, Smith, G., Starr. Bill passed.

HB 3026 (B-Engrossed) – Read. Carried by Witt.

Call of the House demanded by Witt, joined by Minnis, Hill, Schrader, Garrard and Williams. All present except: Absent (not subject to the Call), 3 – Doyle, Smith, G., Starr.

HB 3026 (B-Engrossed) – On passage of the bill the vote was: Yeas, 21; Nays, 36 – Ackerman, Barnhart, Bates, Beck, Carlson, Devlin, Dingfelder, Gardner, Garrard, Hansen, Hass,

Hill, Hopson, Johnson, Kafoury, Krieger, Kropf, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nelson, Nolan, Ringo, Rosenbaum, Schrader, Shetterly, Tomei, Verger, Walker, V., Winters, Wirth, Witt, Zauner; Absent, 3 – Doyle, Smith, G., Starr.

Hill changed his vote from “aye” to “nay” and served notice of possible reconsideration.

Witt changed his vote from “aye” to “nay” and served notice of possible reconsideration.

HB 3026 (B-Engrossed) – Bill failed.

HB 3126 (A-Engrossed) – Read third time. Carried by Brown.

Speaker Pro Tempore in Chair.

Potential conflict of interest declared by King.

HB 3126 (A-Engrossed) – On passage of the bill the vote was: Yeas, 56; Absent, 4 – Doyle, Smith, G., Starr, Walker, C. Bill passed.

HB 3382 (A-Engrossed) – Read third time. Carried by Beck.

Potential conflict of interest declared by King.

HB 3382 (A-Engrossed) – On passage of the bill the vote was: Yeas, 50; Nays, 4 – Butler, Merkley, Smith, T., Zauner; Absent, 5 – Doyle, Smith, G., Starr, Tomei, Walker, C.; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

HB 3411 – By unanimous consent, on request of Chair, rules suspended and bill taken from today’s Third Reading of House Bills and placed in its proper order on Friday’s, May 11, 2001 Calendar.

HB 3744 (A-Engrossed) – Read third time. Carried by Close. On passage of the bill the vote was: Yeas, 53; Absent, 5 – Doyle, Smith, G., Starr, Tomei, Walker, C.; Excused for business of the House, 2 – Kafoury, Speaker Simmons. Bill passed.

HJM 25 – By unanimous consent, on request of Chair, rules suspended and memorial taken from today’s Final Reading of Memorials and Resolutions and placed in its proper order on Friday’s, May 11, 2001 Calendar.

HCR 6 – Read second time. Carried by Close. On adoption of the resolution the vote was: Yeas, 52; Absent, 6 – Doyle, Smith, G., Starr, Tomei, Walker, C., Zauner; Excused for business of the House, 2 – Kafoury, Speaker Simmons. Resolution adopted.

HCR 8 (A-Engrossed) – Read second time. Carried by Barnhart. On adoption of the resolution the vote was: Yeas, 51; Absent, 4 – Doyle, Smith, G., Smith, P., Starr; Excused for business of the House, 5 – Devlin, Kafoury, Minnis, Nolan, Speaker Simmons. Resolution adopted.

SCR 9 – By unanimous consent, on request of Chair, rules suspended and resolution made a Special Order of

Business immediately following the order of business of Special Committee Reports on Friday's, May 11, 2001 Calendar.

SCR 4 (A-Engrossed) – Read second time. Carried by Winters. On adoption of the resolution the vote was: Yeas, 51; Absent, 5 – Close, Doyle, Kruse, Smith, G., Starr; Excused for business of the House, 4 – Devlin, Minnis, Nolan, Speaker Simmons. Resolution adopted.

SCR 5 (A-Engrossed) – Read second time. Carried by Winters. On adoption of the resolution the vote was: Yeas, 50; Absent, 6 – Close, Doyle, Smith, G., Smith, P., Starr, Zauner; Excused for business of the House, 4 – Minnis, Nolan, Ringo, Speaker Simmons. Resolution adopted.

SB 286, 392, 463, 540, 594 – Read first time and passed to Speaker's desk for referral.

SB 5505, 932, 948 – Referred from Speaker's desk to the following committees: 932 – Business, Labor and Consumer Affairs; 948 – Water and Environment; 5505 – Ways and Means.

SB 16, 69, 75, 76, 77, 122, 123, 507, 597 – Read second time and passed to third reading.

SB 425, 770 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Thursday's, May 10, 2001 Calendar.

HB 2012 (A-Engrossed) – By unanimous consent, on request of Patridge, rules suspended to permit Devlin to change his vote from "nay" to "aye" on passage of the bill.

HB 2022, 2176, 2198, 2588, 2674, 2682, 2767, 3791, SB 301, 310, 446, 510, SCR 7, SJR 32 – Speaker signed.

House adjourned until 10:00 a.m., Thursday, May 10, 2001 on motion of Jenson.

Thursday, May 10, 2001 – Morning Session

House convened at 10:00 a.m. Patridge in Chair. All present except: Absent, 1 – Starr; Excused for business of the House, 6 – Ackerman, Butler, Krieger, Walker, V., Williams, Wilson.

Opening Ceremony presented by Dr. Daniel Pulliam, First Baptist Church of St. Johns, St. Johns.

Opening Ceremony presented by Yu Miao Chinese Immersion Pre-School, Portland.

HB 2132, 2158, 5005, 5013, 5017, 5019, 5020, 5037 – Message from the Governor announcing he signed on May 9, 2001.

SB 419, 720, 957, HB 2096, 2097, 2099, 2282, 3039 – Message from the Senate announcing passage.

HJM 12, 22 – Message from the Senate announcing adoption.

HB 2186, 2189, 2483 – Message from the Senate announcing passage as amended by the Senate.

HB 2022, 2176, 2198, 2588, 2674, 2682, 2767, 3791 – Message from the Senate announcing President signed on May 9, 2001.

HJR 69 – Introduced, read and passed to Speaker's desk for referral.

HB 2015 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2123 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage and subsequent referral to Committee on School Funding and Tax Fairness/Revenue be rescinded. Subsequent referral to Committee on School Funding and Tax Fairness/Revenue rescinded by order of the Speaker.

HB 2330 – Report by Committee on Health and Public Advocacy without recommendation as to passage, with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2498 – Report by Committee on Health and Public Advocacy recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2763 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 2788 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed.

HB 2841 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3042 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 3061 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 3103 – Report by Committee on Health and Public Advocacy recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3106 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 3341 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3355 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 3441 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3525 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3550 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 3557 – Report by Committee on Water and Environment recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3850 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 3961 – Report by Committee on Agriculture and Forestry recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3975 – Report by Committee on Agriculture and Forestry 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.

HJR 33 – Report by Committee on Government Efficiency recommending adoption with amendments and be printed engrossed.

HR 1 – Report by Committee on Smart Growth and Commerce recommending adoption and be placed on Consent Calendar.

SB 5505 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 118 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

SB 165 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 337 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 338 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 340 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 412 (A-Engrossed) – Report by Committee on Agriculture and Forestry recommending passage.

HB 3026 (B-Engrossed) – Pursuant to notice given yesterday, Hill moved House reconsider the vote by which bill failed to pass.

Call of the House demanded by Hill, joined by Morgan, Minnis, Witt, Smith, G. and Backlund. All members present except: Absent (not subject to Call), 1 – Starr.

HB 3026 (B-Engrossed) – Motion to reconsider the vote by which bill failed to pass carried, the vote being: Yeas, 35; Nays, 24 – Ackerman, Barnhart, Bates, Beck, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, Leonard, March, Merkle, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth; Absent, 1 – Starr. Vote reconsidered.

In compliance with Mason's Manual of Legislative Procedure, Section 468, subsection 3, the question immediately recurs on final consideration of bill.

Call of the House demanded by Hill, joined by Minnis, Williams, Butler, Witt and Zauner. All present except: Absent (not subject to Call), 1 – Starr.

HB 3026 (B-Engrossed) – On passage of the bill the vote was: Yeas, 32; Nays, 27 – Ackerman, Barnhart, Bates, Beck, Carlson, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, Leonard, March, Merkle, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Shetterly, Tomei, Verger, Walker, V., Winters, Wirth; Absent, 1 – Starr. Bill passed.

HB 2291 (B-Engrossed) – Lowe moved House concur in Senate amendments and repass bill as amended by the Senate.

Speaker Pro Tempore in Chair.

HB 2291 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 38; Nays, 21 – Barnhart, Beck, Dingfelder, Gardner, Hass, Hopson, Jenson, Johnson, Kafoury, King, Knopp, Krummel, Lee, Leonard, March, Merkle, Morrisette, Ringo, Rosenbaum, Schrader, Westlund; Absent, 1 – Starr. Bill repassed.

HB 2455 (A-Engrossed) – Jenson moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 59; Absent, 1 – Starr. Bill repassed.

HB 3040 (B-Engrossed) – Kruse moved House concur in Senate amendments and repass bill as amended by the Senate.

Potential conflict of interest declared by King.

HB 3040 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 57; Absent, 3 – Beck, Lee, Starr. Bill repassed.

HB 2049, 2370, 2459, 3099, 3391, 3446, 3686 – Read second time and passed to third reading.

SB 507 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 58; Absent, 1 – Starr; Excused for business of the House, 1 – Hill. Bill passed.

HB 2519 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Monday's, May 14, 2001 Calendar.

HB 2521 (A-Engrossed) – Read third time. Carried by Hass. On passage of the bill the vote was: Yeas, 58; Absent, 1 – Starr; Excused for business of the House, 1 – Morrisette. Bill passed.

HB 3015 (A-Engrossed) – Read third time. Carried by Tomei. On passage of the bill the vote was: Yeas, 56; Absent, 1 – Starr; Excused for business of the House, 3 – Hill, Leonard, Schrader. Bill passed.

HB 3043 (A-Engrossed) – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 55; Nays, 2 – Krummel, Witt; Absent, 1 – Starr; Excused for business of the House, 2 – Leonard, Schrader. Bill passed.

HB 3171 (A-Engrossed) – Read third time. Carried by Walker, V. On passage of the bill the vote was: Yeas, 58; Absent, 1 – Starr; Excused for business of the House, 1 – Schrader. Bill passed.

HB 3181 (A-Engrossed) – Read third time. Close moved bill be referred to Committee on Ways and Means. Motion carried on viva voce vote. Bill referred.

HB 3268 (A-Engrossed) – Read third time. Carried by Krummel. On passage of the bill the vote was: Yeas, 48; Nays, 8 – Ackerman, Barnhart, Dingfelder, Johnson, March, Merkley, Monnes Anderson, Verger; Absent, 1 – Starr; Excused for business of the House, 3 – Kruse, Nolan, Schrader. Bill passed.

HB 3536 – Read third time. Carried by Monnes Anderson. On passage of the bill the vote was: Yeas, 57; Absent, 1 – Starr; Excused for business of the House, 2 – Hansen, Kruse. Bill passed.

SJM 2 (A-Engrossed) – Read second time. Carried by Kropf. On adoption of the memorial the vote was: Yeas, 51; Absent, 4 – Hayden, Leonard, Starr, Witt; Excused for business of the House, 5 – Beck, Hansen, Kruse, Walker, V., Williams. Memorial adopted.

SJM 7 – Read second time. Carried by Morgan. On adoption of the memorial the vote was: Yeas, 52; Absent, 4 – Hayden, Leonard, Starr, Witt; Excused for business of the House, 4 – Hansen, Kruse, Walker, V., Williams. Memorial adopted.

SB 419, 720, 957 – Read first time and passed to Speaker's desk for referral.

SB 106, 177, 187, 305, 394, 441, 745 – Read second time and passed to third reading.

SB 425, 770, 16, 69, 75, 76, 77, 122, 123, 597 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Friday's, May 11, 2001 Calendar.

HB 2344, 2385 – Speaker signed.

House adjourned until 10:00 a.m., Friday, May 11, 2001 on motion of Jenson.

Friday, May 11, 2001 – Morning Session

House convened at 10:00 a.m. Hill in Chair.

Call of the House demanded by Gardner, joined by Witt, Walker, C., Butler, Garrard and March. All present except: Absent (not subject to Call), 1 – Kruse.

Opening Ceremony presented by Encore Theater, directed by Eliza Roaring-Springs, Eugene.

SB 45, 230 – Message from the Senate announcing passage.

HB 2516, 3586 – Senate recalled from the House and reconsidered the vote whereby the Senate passed.

SB 160 – Message from the Senate announcing Senators Starr, Courtney and Ferrioli appointed Senate conferees.

HB 2353 – Message from the Senate announcing Senators Minnis, Courtney and Harper appointed Senate conferees.

HB 2057 – Report by Committee on Government Efficiency recommending passage with amendments, be printed 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 2686 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2764 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 2804 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 2949 – Report by Committee on Judiciary recommending passage.

HB 3009 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3245 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3782 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HJM 17 – Report by Committee on Smart Growth and Commerce recommending adoption with amendments and be printed engrossed.

SB 124 – Report by Committee on Judiciary recommending passage.

SB 130 – Report by Committee on Judiciary recommending passage.

SB 339 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

SB 429 – Report by Committee on Judiciary recommending passage.

SCR 9 – Read second time as a Special Order of Business. Carried by King. On adoption of the resolution the vote was: Yeas, 54; Absent, 5 – Kropf, Kruse, Morrisette, Smith, P., Williams; Excused for business of the House, 1 – Kafoury. Resolution adopted.

HB 2186 (A-Engrossed) – Knopp moved House concur in Senate amendments and repass bill as amended by the Senate.

Potential conflict of interest declared by Knopp.

Potential conflict of interest declared by Smith, P.

HB 2186 (A-Engrossed) – On repassage of the bill the vote was: Yeas, 58; Absent, 2 – Kropf, Kruse. Bill repassed.

HB 2189 (B-Engrossed) – Knopp moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 58; Absent, 2 – Kropf, Kruse. Bill repassed.

HB 2483 (B-Engrossed) – Backlund moved House not concur in Senate amendments and a Conference Committee be appointed.

Potential conflict of interest declared by King.

Potential conflict of interest declared by Barnhart.

HB 2483 (B-Engrossed) – Motion to not concur in Senate amendments carried on viva voce vote. Conference Committee to be appointed.

HB 3990, 3991 – Read first time and passed to Speaker's desk for referral.

HB 5007, 5045, 2123, 2204, 2863, 3069, 3071, 3580, 3593, 3696, 3975 – Read second time and passed to third reading.

SB 187 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Absent, 4 – Kropf, Kruse, Verger, Witt. Bill passed.

SB 305 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Absent, 2 – Kropf, Kruse; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

SB 394 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Absent, 2 – Kropf, Kruse; Excused for business of the House, 2 – Shetterly, Speaker Simmons. Bill passed.

SB 441 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Garrard; Absent, 2 – Kropf, Kruse; Excused for business of the House, 2 – Shetterly, Speaker Simmons. Bill passed.

HB 3411 (A-Engrossed) – Read third time. Carried by Starr. On passage of the bill the vote was: Yeas, 55; Absent, 2 – Kropf, Kruse; Excused for business of the House, 3 – Shetterly, Witt, Speaker Simmons. Bill passed.

HB 2049 (A-Engrossed) – Read third time. Carried by Jenson. On passage of the bill the vote was: Yeas, 55; Absent, 2 – Kropf, Kruse; Excused for business of the House, 3 – Shetterly, Witt, Speaker Simmons. Bill passed.

HB 2370 – Read third time. Carried by Kafoury. On passage of the bill the vote was: Yeas, 54; Absent, 3 – Beck, Kropf, Kruse; Excused for business of the House, 3 – Shetterly, Witt, Speaker Simmons. Bill passed.

HB 2459 (A-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 54; Nays, 1 – Ringo; Absent, 2 – Kropf, Kruse; Excused for business of the House, 3 – Shetterly, Witt, Speaker Simmons. Bill passed.

HB 3099 (A-Engrossed) – Read third time. Carried by Leonard. On passage of the bill the vote was: Yeas, 55; Absent, 2 – Kropf, Kruse; Excused for business of the House, 3 – Shetterly, Witt, Speaker Simmons. Bill passed.

HB 3391 (A-Engrossed) – Read third time. Carried by Kafoury. On passage of the bill the vote was: Yeas, 55; Absent, 2 – Kropf, Kruse; Excused for business of the House, 3 – Shetterly, Witt, Speaker Simmons. Bill passed.

HB 3446 (A-Engrossed) – Read third time. Carried by Walker, V. On passage of the bill the vote was: Yeas, 55; Absent, 2 – Kropf, Kruse; Excused for business of the House, 3 – Shetterly, Westlund, Speaker Simmons. Bill passed.

HB 3686 (A-Engrossed) – Read third time. Carried by Starr. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Schrader; Absent, 2 – Kropf, Kruse; Excused for business of the House, 2 – Shetterly, Speaker Simmons. Bill passed.

HJM 25 – Read second time. Carried by Starr. On adoption of the memorial the vote was: Yeas, 54; Absent, 3 – Kropf, Kruse, Leonard; Excused for business of the House, 3 – Shetterly, Westlund, Speaker Simmons. Memorial adopted.

SB 45, 230 – Read first time and passed to Speaker's desk for referral.

SB 5505, 165, 312, 315, 337, 338, 340, 412, 461, 826 – Read second time and passed to third reading.

SB 425 (A-Engrossed) – Read third time. Carried by Hass. On passage of the bill the vote was: Yeas, 56; Absent, 2 – Kropf, Kruse; Excused for business of the House, 2 – Shetterly, Speaker Simmons. Bill passed.

SB 770 – Read third time. Carried by Tomei. On passage of the bill the vote was: Yeas, 55; Nays, 2 – Garrard, Zauner; Absent, 2 – Kropf, Kruse; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

SB 16 (B-Engrossed) – Read third time. Carried by Verger. On passage of the bill the vote was: Yeas, 54; Nays, 3 – Hass, Johnson, Witt; Absent, 2 – Kropf, Kruse; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

SB 69 – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 57; Absent, 2 – Kropf, Kruse; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

SB 75 (A-Engrossed) – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 57; Absent, 2 – Kropf, Kruse; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

SB 76 (A-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 56; Absent, 2 – Kropf, Kruse; Excused for business of the House, 2 – Johnson, Speaker Simmons. Bill passed.

SB 77 (A-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 55; Absent, 2 – Kropf, Kruse; Excused for business of the House, 3 – Johnson, Knopp, Speaker Simmons. Bill passed.

SB 122 – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 57; Absent, 2 – Kropf, Kruse; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

SB 123 (A-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 55; Absent, 3 – Kropf, Krummel, Kruse; Excused for business of the House, 2 – Schrader, Speaker Simmons. Bill passed.

SB 597 – Read third time. Carried by Backlund.

Potential conflict of interest declared by Verger.

Potential conflict of interest declared by Winters.

SB 597 – On passage of the bill the vote was: Yeas, 55; Absent, 2 – Kropf, Kruse; Excused for business of the House, 3 – Close, Schrader, Speaker Simmons. Bill passed.

SB 106 (B-Engrossed) – Read third time. Carried by Walker, C., Walker, V. On passage of the bill the vote was: Yeas, 53; Nays, 1 – Verger; Absent, 3 – Hayden, Kropf, Kruse; Excused for business of the House, 3 – Close, Schrader, Speaker Simmons. Bill passed.

SB 177 (A-Engrossed) – Read third time. Carried by Bates. On passage of the bill the vote was: Yeas, 55; Absent, 2

– Kropf, Kruse; Excused for business of the House, 3 – Close, Schrader, Speaker Simmons. Bill passed.

SB 745 – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 55; Absent, 2 – Kropf, Kruse; Excused for business of the House, 3 – Close, Schrader, Speaker Simmons. Bill passed.

House adjourned until 10:00 a.m., Monday, May 14, 2001 on motion of Jensen.

Monday, May 14, 2001 – Morning Session

House convened at 10:00 a.m. Wilson in Chair.

Call of the House demanded by Backlund, joined by Gardner, Devlin, Garrard, Verger and Nelson. All present except: Absent (subject to Call), 5 – Leonard, Schrader, Walker, V., Williams, Witt.

Speaker in Chair.

By unanimous consent, on request of Backlund, rules suspended to dispense with further proceedings under the Call of the House.

Opening Ceremony presented by Jordan Billingsley, Stayton.

HB 2458 – Message from the Governor announcing he signed on May 11, 2001.

SB 782, 418, HB 2094, 2201, 2375, 2494, 2667, 2938, 5003, 5024, 5042, 2605, 2665, 3123, 3634, 3858, 3964 – Message from the Senate announcing passage.

HB 2790, 2027, 2386, 3395 – Message from the Senate announcing passage as amended by the Senate.

HB 2344, 2385 – Message from the Senate announcing President signed on May 11, 2001.

HJR 69 – Referred from Speaker's desk to the Committee on Business, Labor and Consumer Affairs.

HB 2756 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 2964 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3068 – Report by Committee on Transportation recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3289 – Report by Committee on Advancing E-Government recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3350 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 3403 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed.

HB 3429 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed.

HB 3502 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3502 – Report by Minority of Committee on Smart Growth and Commerce, signed by Bates and Walker, V., recommending passage with amendments and be printed engrossed.

HB 3613 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

HB 3787 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3839 – Report by Committee on Advancing E-Government recommending passage with amendments and be printed engrossed.

HB 3871 – Report by Committee on Transportation recommending passage with amendments, be printed engrossed, subsequent referral to Committee on Ways and Means be rescinded and be referred to Committee on School Funding and Tax Fairness/Revenue. Subsequent referral to Committee on Ways and Means rescinded by order of the Speaker. Bill referred to Committee on School Funding and Tax Fairness/Revenue by order of the Speaker.

HB 3890 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

HB 3941 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 3959 – Report by Committee on Transportation recommending passage.

HB 3962 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HJR 4 – Report by Committee on Advancing E-Government recommending adoption with amendments and be printed engrossed.

SB 20 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

SB 43 – Report by Committee on Health and Public Advocacy recommending passage.

SB 44 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

SB 51 (A-Engrossed) – Report by Committee on Agriculture and Forestry without recommendation as to passage and be referred to Committee on Stream Restoration and Species Recovery. Bill referred to Committee on Stream Restoration and Species Recovery by order of the Speaker.

SB 103 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

SB 104 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage.

SB 208 (A-Engrossed) – Report by Committee on Agriculture and Forestry without recommendation as to passage and be referred to Committee on Stream Restoration and Species Recovery. Bill referred to Committee on Stream Restoration and Species Recovery by order of the Speaker.

SB 250 (A-Engrossed) – Report by Committee on Student Achievement and School Accountability recommending passage and be placed on Consent Calendar.

SB 291 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

SB 297 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

SB 316 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

SB 330 – Report by Committee on Student Achievement and School Accountability recommending passage and be placed on Consent Calendar.

SB 354 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

SB 354 (A-Engrossed) – Report by Minority of Committee on Business, Labor and Consumer Affairs, signed by Rosenbaum, Merkley and Walker, V., recommending passage with amendments and be printed engrossed.

SB 777 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SB 867 (A-Engrossed) – Report by Committee on Government Efficiency recommending passage and be placed on Consent Calendar.

House recessed for 30 minutes on motion of Minnis.

House reconvened at 11:15 a.m. Speaker Pro Tempore in Chair. All present except: Excused for business of the House, 1 – Starr.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 3696 – By unanimous consent, on request of Chair, rules suspended to make bill a Special Order of Business immediately following the order of business of Special Committee Reports on Wednesday's, May 16, 2001 Calendar.

HB 3992 – Read first time and passed to Speaker's desk for referral.

HB 3989, 3991, 3992 – Referred from Speaker's desk to the following committees: 3992 – Health and Public Advocacy; 3989 – Stream Restoration and Species Recovery; 3991 – Water and Environment with subsequent referral to Ways and Means.

HB 2763, 2788, 2841, 2949, 3042, 3061, 3355, 3550, 3850 – Read second time and passed to third reading.

HB 2519 (A-Engrossed) – Read third time. Carried by Kruse.

Call of the House demanded by Bates, joined by Ackerman, Garrard, Morrisette, Zauner and Kruse. All present.

Previous question moved by Hill, carried.

Potential conflict of interest declared by King.

HB 2519 (A-Engrossed) – On passage of the bill the vote was: Yeas, 55; Nays, 5 – Close, Kropf, Krummel, Witt, Zauner. Bill passed.

HB 5007 (A-Engrossed) – Read third time. Carried by Hansen. On passage of the bill the vote was: Yeas, 48; Nays, 10 – Butler, Close, Garrard, Kropf, Krummel, Kruse, Nelson, Smith, G., Wilson, Zauner; Absent, 2 – Jenson, Leonard. Bill passed.

HB 5045 (A-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 59; Absent, 1 – Kruse. Bill passed.

HB 2123 – Read third time. Carried by March. On passage of the bill the vote was: Yeas, 58; Absent, 1 – Beck; Excused for business of the House, 1 – Gardner. Bill passed.

HB 2204 (A-Engrossed) – Read third time. Carried by Carlson. On passage of the bill the vote was: Yeas, 57; Absent, 1 – Witt; Excused for business of the House, 2 – Gardner, Hill. Bill passed.

HB 2863 (A-Engrossed) – Read third time. Carried by Carlson. On passage of the bill the vote was: Yeas, 58; Absent, 1 – King; Excused for business of the House, 1 – Gardner. Bill passed.

HB 3069 (A-Engrossed) – Read third time. Carried by Zauner. On passage of the bill the vote was: Yeas, 60. Bill passed.

HB 3071 (A-Engrossed) – Read third time. Carried by Kropf. On passage of the bill the vote was: Yeas, 52; Nays, 7 – Backlund, Close, Hansen, Leonard, Merkley, Smith, P., Witt; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

HB 3580 (A-Engrossed) – Read third time. Carried by Leonard. On passage of the bill the vote was: Yeas, 41; Nays, 16 – Ackerman, Barnhart, Carlson, Close, Hass, Jenson, Knopp, Kropf, Kruse, Ringo, Schrader, Starr, Verger, Walker, V., Westlund, Wirth; Excused for business of the House, 3 – Gardner, Lowe, Speaker Simmons. Bill passed.

HB 3593 (A-Engrossed) – Read third time. Carried by Starr. On passage of the bill the vote was: Yeas, 37; Nays, 21 – Backlund, Barnhart, Butler, Close, Hansen, Hass, Hayden, Jenson, King, Knopp, Krummel, Kruse, Lowe, Morgan, Morrisette, Nolan, Patridge, Smith, G., Smith, P., Wilson, Winters; Absent, 1 – Witt; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

HB 3975 – Read third time. Carried by Smith, T.

Potential conflict of interest declared by Kropf.

HB 3975 – On passage of the bill the vote was: Yeas, 55; Absent, 2 – Close, Witt; Excused for business of the House, 3 – Verger, Westlund, Speaker Simmons. Bill passed.

HJR 33 – By unanimous consent, on request of Chair, rules suspended to make resolution a Special Order of Business immediately following House Bill 2057 on Wednesday's, May 16, 2001 Calendar.

SB 418, 782 – Read first time and passed to Speaker's desk for referral.

SB 45, 230, 286, 392, 418, 419, 463, 540, 594, 720, 957 – Referred from Speaker's desk to the following committees: 720 – Business, Labor and Consumer Affairs; 45, 286, 392 – Health and Public Advocacy; 418 – Health and Public Advocacy with subsequent referral to Ways and Means; 230, 419 – Judiciary; 540 – Rules, Redistricting and Public Affairs; 957 – Stream Restoration and Species Recovery; 594 – Student Achievement and School Accountability; 463 – Water and Environment.

SB 118, 124, 130, 429 – Read second time and passed to third reading.

SB 5505, 165, 312, 315, 337, 338, 340, 412, 461, 826 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Tuesday's, May 15, 2001 Calendar.

HB 2353 – Speaker appointed Representatives Krieger, Chair; Walker, C. and Lowe House conferees.

SB 160 – Speaker appointed Representatives Backlund, Smith, T., and Morrisette House conferees.

HB 2863 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and King allowed to be recorded as voting “aye” on passage of bill.

SB 77 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended and Knopp allowed to be recorded as voting “aye” on passage of bill.

HB 3811 – Speaker signed.

House adjourned until 10:00 a.m., Tuesday, May 15, 2001 on motion of Jensen.

Tuesday, May 15, 2001 – Morning Session

House convened at 10:00 a.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Patridge, joined by Hass, Krieger, Ackerman, Williams and Walker, C. All present except: Excused for business of the House (subject to Call), 12 – Garrard, Hansen, Johnson, Krummel, Kruse, Leonard, March, Schrader, Smith, G., Tomei, Walker, V., Wirth; Excused for business of the House (not subject to Call), 6 – Backlund, Barnhart, Hopson, Nolan, Smith, T., Starr.

Williams in Chair.

By unanimous consent, on request of Patridge, rules suspended to dispense with further proceedings under the Call of the House.

Opening Ceremony presented by Pastor Ken and Shari Dawn Brown, Elmira Open Bible Church, Elmira.

HB 2022, 2987 – Message from the Governor announcing he signed on May 14, 2001.

SB 334 – Message from the Senate announcing passage.

SB 746 – Message from the Senate announcing bill failed to pass.

SB 268 – Message from the Senate announcing President signed on May 14, 2001.

HB 3811 – Message from the Senate announcing President signed on May 15, 2001.

HB 2322 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 2729 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2990 – Report by Committee on Water and Environment recommending passage.

HB 3198 – Report by Committee on Water and Environment without recommendation as to passage. Bill referred to Committee on Ways and Means by prior reference.

HB 3528 – Report by Committee on Water and Environment recommending passage.

SB 280 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

SB 320 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

SB 530 (A-Engrossed) – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

SB 609 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

SB 828 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

SB 831 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

SB 869 (A-Engrossed) – Report by Committee on Stream Restoration and Species Recovery recommending passage and be placed on Consent Calendar.

SB 870 (A-Engrossed) – Report by Committee on Stream Restoration and Species Recovery recommending passage and be placed on Consent Calendar.

SB 932 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

HB 2027 (A-Engrossed) – Shetterly moved House concur in Senate amendments and repass bill as amended by the Senate.

Speaker Pro Tempore in Chair.

HB 2027 (A-Engrossed) – On repassage of the bill the vote was: Yeas, 48; Excused for business of the House, 12 – Backlund, Barnhart, Devlin, Hopson, Krummel, Kruse, Nolan, Smith, T., Starr, Tomei, Westlund, Wirth. Bill repassed.

HB 2386 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 48; Excused for business of the House, 12 – Backlund, Barnhart, Devlin, Hopson, Krummel, Kruse, Nolan, Smith, T., Starr, Tomei, Westlund, Wirth. Bill repassed.

HB 2790 (A-Engrossed) – Close moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 47; Excused for business of the House, 13 – Backlund, Barnhart, Devlin, Hopson, Krummel, Kruse, Morrisette, Nolan, Smith, T., Starr, Tomei, Westlund, Wirth. Bill repassed.

HB 2057, 2686, 2764, 2804, 3009, 3245, 3782, 3959 – Read second time and passed to third reading.

HR 1 – Read second time under Consent Calendar. On adoption of the resolution the vote was: Yeas, 47; Excused for business of the House, 13 – Backlund, Barnhart, Devlin, Hopson, Krummel, Kruse, Morrisette, Nolan, Smith, T., Starr, Tomei, Westlund, Wirth. Resolution adopted.

HB 2763 (A-Engrossed) – Read third time. Carried by Walker, C.

Potential conflict of interest declared by Hill.

HB 2763 (A-Engrossed) – On passage of the bill the vote was: Yeas, 51; Excused for business of the House, 9 – Backlund, Barnhart, Devlin, Hopson, Krummel, Kruse, Tomei, Westlund, Wirth. Bill passed.

HB 2788 (A-Engrossed) – Read third time. Carried by Jenson. On passage of the bill the vote was: Yeas, 53; Nays, 2 – Knopp, Kruse; Excused for business of the House, 5 – Backlund, Devlin, Krummel, Westlund, Wirth. Bill passed.

HB 2841 (A-Engrossed) – Read third time. Carried by Smith, G. On passage of the bill the vote was: Yeas, 56; Excused for business of the House, 4 – Devlin, Krummel, Westlund, Wirth. Bill passed.

HB 2949 – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 57; Excused for business of the House, 3 – Devlin, Krummel, Westlund. Bill passed.

HB 3042 (A-Engrossed) – Read third time. Carried by Morrisette. On passage of the bill the vote was: Yeas, 57; Excused for business of the House, 3 – Krummel, Schrader, Westlund. Bill passed.

HB 3061 (A-Engrossed) – Read third time. Carried by Knopp.

Potential conflict of interest declared by Hill.

Potential conflict of interest declared by Barnhart.

HB 3061 (A-Engrossed) – On passage of the bill the vote was: Yeas, 54; Nays, 3 – Kafoury, Tomei, Verger; Excused for business of the House, 3 – Krummel, Schrader, Westlund. Bill passed.

HB 3355 (A-Engrossed) – Read third time. Carried by Rosenbaum. On passage of the bill the vote was: Yeas, 58; Excused for business of the House, 2 – Schrader, Westlund. Bill passed.

HB 3550 (A-Engrossed) – Read third time. Carried by Brown. On passage of the bill the vote was: Yeas, 56; Nays, 1 – Johnson; Excused for business of the House, 3 – Hansen, Schrader, Westlund. Bill passed.

HB 3850 (A-Engrossed) – Read third time. Carried by Merkley. On passage of the bill the vote was: Yeas, 55; Nays, 2 – Close, Witt; Excused for business of the House, 3 – Hansen, Schrader, Westlund. Bill passed.

HJM 17 (A-Engrossed) – Read second time. Carried by Knopp. On adoption of the memorial the vote was: Yeas, 57; Absent, 1 – Nolan; Excused for business of the House, 2 – Schrader, Westlund. Memorial adopted.

SB 334 – Read first time and passed to Speaker's desk for referral.

SB 20, 43, 104, 291, 339, 777 – Read second time and passed to third reading.

SB 5505 (A-Engrossed) – Read third time. Carried by Johnson. On passage of the bill the vote was: Yeas, 55; Nays, 2 – Nelson, Zauner; Excused for business of the House, 3 – Schrader, Starr, Westlund. Bill passed.

SB 165 (A-Engrossed) – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 56; Nays, 1 – Verger; Excused for business of the House, 3 – Schrader, Starr, Westlund. Bill passed.

Courtesies of the House and floor were extended to Charles Norris, former Representative from District 57.

SB 312 (B-Engrossed) – Read third time. Carried by Nelson.

Potential conflict of interest declared by Kropf.

SB 312 (B-Engrossed) – On passage of the bill the vote was: Yeas, 57; Excused for business of the House, 3 – Schrader, Starr, Westlund. Bill passed.

SB 315 (B-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 57; Excused for business of the House, 3 – Schrader, Starr, Westlund. Bill passed.

SB 337 (A-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 56; Absent, 1 – Kruse; Excused for business of the House, 3 – Schrader, Smith, P., Westlund. Bill passed.

SB 338 (A-Engrossed) – Read third time. Carried by Ackerman.

Wilson in Chair.

SB 338 (A-Engrossed) – On passage of the bill the vote was: Yeas, 57; Absent, 1 – Leonard; Excused for business of the House, 2 – Schrader, Westlund. Bill passed.

SB 340 (A-Engrossed) – Read third time. Carried by Walker, V. On passage of the bill the vote was: Yeas, 58; Excused for business of the House, 2 – Schrader, Westlund. Bill passed.

SB 412 (A-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 58; Excused for business of the House, 2 – Schrader, Westlund. Bill passed.

SB 461 (B-Engrossed) – Read third time. Carried by Doyle. On passage of the bill the vote was: Yeas, 45; Nays, 10 – Barnhart, Dingfelder, Johnson, King, March, Morrisette, Rosenbaum, Tomei, Walker, V., Wirth; Absent, 2 – Close, Winters; Excused for business of the House, 3 – Lowe, Schrader, Westlund. Bill passed.

Monnes Anderson requested the following explanation of her vote be entered in the Journal:

"I voted in favor of Senate Bill 461-B, which modifies the requirements for access to 'card lock' non-retail fuel facilities. I support this bill not as a step toward self-serve gas, but as a means to provide more access to fueling in rural areas.

"As a public health nurse, I have used 'card lock' facilities, and find them necessary when driving at night. In rural areas, in particular, I frequently had difficulty finding stations that were open in the early morning or late evening. SB 461 does two things to ensure greater access. It lowers the gallon usage requirement and eliminates the requirement that the vehicle be owned and used by the customer. In making these changes to statute, SB 461 helps small businesses, government agencies and other organizations keep costs down.

"I have faith that the bill will provide greater access to fueling possibilities without presenting us with a slippery slope to self-service stations."

SB 826 (A-Engrossed) – Read third time. Carried by Knopp.

Potential conflict of interest declared by Verger.

Potential conflict of interest declared by King.

Potential conflict of interest declared by Winters.

SB 826 (A-Engrossed) – On passage of the bill the vote was: Yeas, 56; Absent, 1 – Jenson; Excused for business of the House, 3 – Lowe, Schrader, Westlund. Bill passed.

SB 118 (A-Engrossed) – Read third time. Carried by Shetterly.

Potential conflict of interest declared by King.

SB 118 (A-Engrossed) – On passage of the bill the vote was: Yeas, 56; Excused for business of the House, 4 – Beck, Schrader, Westlund, Speaker Simmons. Bill passed.

SB 124 – Read third time. Carried by Backlund. On passage of the bill the vote was: Yeas, 56; Excused for business of the House, 4 – Beck, Schrader, Westlund, Speaker Simmons. Bill passed.

SB 130 – Read third time. Carried by Walker, C. On passage of the bill the vote was: Yeas, 46; Nays, 11 – Barnhart, Gardner, Hansen, Hass, March, Morrisette, Nolan, Ringo, Rosenbaum, Verger, Wirth; Excused for business of the House, 3 – Schrader, Westlund, Speaker Simmons. Bill passed.

SB 429 – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 57; Excused for business of the House, 3 – Schrader, Westlund, Speaker Simmons. Bill passed.

By unanimous consent, on request of Chair, rules suspended to temporarily return to the order of business of Propositions and Motions.

HB 3395 (B-Engrossed) – Backlund moved House not concur in Senate amendments and a Conference Committee be appointed. Motion carried on viva voce vote. Conference Committee to be appointed.

HB 2291 – Speaker signed.

HB 2212, 2226, 2254, 2392, 2414 – Speaker signed.

HB 2041, 2042, 2165, 2185, 2188, 2224, 2245, 2491, 2548, 2565, 2571, 2668, 2829, 2842, 2914, 2945, 3159, 3239, 3290, 3374, 3389, 3532, HCR 5, 7, HJM 9, 10, 15 – Speaker signed.

HR 2, 3, 5, 6 – Speaker signed.

House adjourned until 10:00 a.m., Wednesday, May 16, 2001 on motion of Jenson.

Wednesday, May 16, 2001 – Morning Session

House convened at 10:00 a.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Williams, joined by Morgan, Butler, Gardner, Hansen and Walker, C. All present except: Absent (subject to Call), 4 – Kropf, Merkley, Nelson, Zauner; Excused for business of the House (subject to Call), 3 – Leonard, Witt, Speaker Simmons.

By unanimous consent, on request of Williams, rules suspended to dispense with further proceedings under the Call of the House.

Opening Ceremony presented by Walker Middle School Concert Choir, directed by Rick Hartwig, Salem.

SB 482, 763, 894, 199, 914, HB 5035, 2009, 2572, 3207, 2608, 2616, 2670, 2704, 3260 – Message from the Senate announcing passage.

HJM 20 – Message from the Senate announcing adoption.

HB 2051, 2103, 2163, 2604, 2152, 2702, 2775 – Message from the Senate announcing passage as amended by the Senate.

SB 106, 16 – Message from the Senate announcing concurrence in House amendments and repassage.

HB 2291 – Message from the Senate announcing President signed on May 15, 2001.

HB 2041, 2042, 2165, 2185, 2188, 2212, 2224, 2226, 2245, 2254, 2392, 2414, 2491, 2548, 2565, 2571, 2668, 2829, 2842, 2914, 2945, 3159, 3239, 3290, 3374, 3389, 3532, HCR 5, 7, HJM 9, 10, 15 – Message from the Senate announcing President signed on May 15, 2001.

HB 2394 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2418 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2851 – Report by Committee on Student Achievement and School Accountability without recommendation as to passage, with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2888 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 3407 – Report by Committee on Water and Environment recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3461 – Report by Committee on Judiciary recommending passage.

HB 3712 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments, be printed 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 3847 – Report by Committee on Government Efficiency recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 3912 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3948 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 3980 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3980 – Report by Minority of Committee on Smart Growth and Commerce, signed by Carlson, Brown and Johnson, recommending passage with amendments and be printed engrossed.

SB 5531 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 162 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

SB 235 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage.

SB 245 – Report by Committee on Health and Public Advocacy recommending passage.

SB 267 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage.

SB 269 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

SB 270 – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

SB 272 – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

SB 287 – Report by Committee on Health and Public Advocacy recommending passage.

SB 331 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage. Bill referred to Committee on Ways and Means by prior reference.

SB 371 – Report by Committee on Health and Public Advocacy recommending passage.

SB 385 – Report by Committee on Health and Public Advocacy recommending passage.

SB 444 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 608 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

SB 608 (A-Engrossed) – Report by Minority of Committee on Business, Labor and Consumer Affairs, signed by Rosenbaum and Walker, V., recommending passage with amendments and be printed engrossed.

SB 625 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

HB 3633 – Report by Committee on Smart Growth and Commerce without recommendation as to passage and be referred to Committee on Advancing E-Government. Bill referred to Committee on Advancing E-Government by order of the Speaker.

House recessed for 30 minutes on motion of Minnis.

House reconvened at 11:05 a.m. Speaker Pro Tempore in Chair. All present except: Absent, 2 – Kropf, Lee; Excused for business of the House, 1 – Westlund.

Having recessed under the order of business of Special Committee Reports, the House advanced to the order of business of Special Orders of Business.

HB 3696 (A-Engrossed) – Read third time as a Special Order of Business. Patridge moved bill be rereferred to Committee on Advancing E-Government. Motion carried, the vote being: Yeas, 33; Nays, 24 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Kafoury, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth; Absent, 2 – Kropf, Lee; Excused for business of the House, 1 – Westlund. Bill rereferred.

House recessed for 5 minutes on motion of Gardner.

House reconvened at 11:25 a.m. Speaker Pro Tempore in Chair. All present except: Excused for business of the House, 1 – Williams.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 3502 (A-Engrossed) – Witt moved House adopt Committee Report.

HB 3502 (A-Engrossed) – Bates moved House substitute Minority Report for Committee Report.

Previous question moved by Wilson, carried.

Call of the House demanded by Bates, joined by Simmons, Nolan, March, Krummel and Jenson. All present.

HB 3502 (A-Engrossed) – Motion to substitute Minority Report for Committee Report failed, the vote being: Yeas, 27; Nays, 33 – Backlund, Brown, Butler, Carlson, Close, Doyle, Garrard, Hayden, Hill, Jenson, Knopp, Krieger, Kropf, Krummel, Kruse, Lee, Minnis, Morgan, Nelson, Patridge, Shetterly, Smith, G., Smith, P., Smith, T., Starr, Walker, C., Westlund, Williams, Wilson, Winters, Witt, Zauner, Speaker Simmons. Motion failed.

HB 3502 (A-Engrossed) – Motion to adopt Committee Report carried, the vote being: Yeas, 60. Committee Report adopted.

By unanimous consent, on request of Witt, rules suspended to permit second and third reading and final consideration immediately.

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

HB 3502 – Read second time and passed to third reading.

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

HB 3502 (A-Engrossed) – Read third time. Carried by Witt. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Walker, C. Bill passed.

SB 354 – By unanimous consent, on request of Chair, rules suspended and consideration of Committee and Minority Reports taken from today's calendar and placed in their proper order on Thursday's, May 17, 2001 Calendar.

HB 2756, 2964, 2990, 3350, 3403, 3429, 3613, 3787, 3839, 3890, 3962 – Read second time and passed to third reading.

HB 2057 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Thursday's, May 17, 2001 Calendar.

HJR 33 – By unanimous consent, on request of Chair, rules suspended and resolution taken from today's Special Orders of Business and placed in its proper order on Thursday's, May 17, 2001 Calendar.

HB 2686 (A-Engrossed) – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Walker, C. Bill passed.

HB 2764 (A-Engrossed) – Read third time. Carried by Witt.

Call of the House demanded by Witt, joined by Minnis, Smith, G., Garrard, Zauner and Starr. All present except: Absent (subject to Call), 1 – Lee; Excused (not subject to Call), 1 – Walker, C.

By unanimous consent, on request of Witt, rules suspended to dispense with further proceedings under the Call of the House.

HB 2764 (A-Engrossed) – On passage of the bill the vote was: Yeas, 51; Nays, 7 – Ackerman, Garrard, Johnson, Nolan, Tomei, Walker, V., Wirth; Absent, 1 – Lee; Excused, 1 – Walker, C. Bill passed.

HB 2804 (A-Engrossed) – Read third time. Carried by Smith, T. On passage of the bill the vote was: Yeas, 50; Nays, 6 – Barnhart, Beck, Dingfelder, Hansen, Kafoury, Leonard; Excused, 1 – Walker, C.; Excused for business of the House, 3 – Lowe, Zauner, Speaker Simmons. Bill passed.

HB 3009 (A-Engrossed) – Read third time. Carried by Johnson. On passage of the bill the vote was: Yeas, 52; Nays, 2 – Butler, Close; Absent, 1 – Hayden; Excused, 1 – Walker, C.; Excused for business of the House, 4 – Lowe, Smith, T., Zauner, Speaker Simmons. Bill passed.

HB 3245 (A-Engrossed) – Read third time. Carried by Dingfelder. On passage of the bill the vote was: Yeas, 56; Absent, 1 – Close; Excused, 1 – Walker, C.; Excused for business of the House, 2 – Smith, T., Speaker Simmons. Bill passed.

HB 3782 (A-Engrossed) – Read third time. Carried by Garrard.

Potential conflict of interest declared by Verger.

HB 3782 (A-Engrossed) – On passage of the bill the vote was: Yeas, 56; Absent, 1 – Hopson; Excused, 1 – Walker, C.; Excused for business of the House, 2 – Smith, T., Speaker Simmons. Bill passed.

HB 3959 – Read third time. Starr moved bill be referred to Committee on Ways and Means. Motion carried on viva voce vote. Bill referred.

HJR 4 – By unanimous consent, on request of Chair, rules suspended and resolution remaining on today's Final Reading of Memorials and Resolutions carried over and placed in its proper order on Thursday's, May 17, 2001 Calendar.

SB 199, 482, 763, 894, 914 – Read first time and passed to Speaker's desk for referral.

SB 44, 103, 297, 316, 330, 867, 932 – Read second time and passed to third reading.

SB 20, 43, 104, 291, 339, 777 – By unanimous consent, on request of Chair, rules suspended and bills remaining on

today's Third Reading of Senate Bills carried over and placed in their proper order on Thursday's, May 17, 2001 Calendar.

House adjourned until 10:00 a.m., Thursday, May 17, 2001 on motion of Jenson.

Thursday, May 17, 2001 – Morning Session

House convened at 10:00 a.m. Hill in Chair. All present except: Excused, 1 – Leonard; Excused for business of the House, 17 – Ackerman, Backlund, Barnhart, Dingfelder, Hopson, Krieger, Morrisette, Nelson, Nolan, Shetterly, Smith, T., Starr, Walker, V., Westlund, Williams, Wilson, Zauner.

Opening Ceremony presented by Pastor Andy Baxter, Clackamas Bible Church, Clackamas.

Opening Ceremony presented by Sherwood High School Choir, directed by Harold Sheppard, Sherwood.

HB 2176, 2198, 2682, 3791, 3811 – Message from the Governor announcing he signed on May 16, 2001.

SB 423, 439, 889, 917, HB 2133, 2136, 2138, 2230, 2234, 2257, 2262, 2354, 2377, 2617, 3066, 3364, 3500, 3573, 3665 – Message from the Senate announcing passage.

HJM 2 – Message from the Senate announcing adoption.

HB 2207 – Message from the Senate announcing passage as amended by the Senate.

SB 425 – Message from the Senate announcing concurrence in House amendments and repassage.

HB 2463 – Message from the Senate announcing motion to reconsider taken from the table and motion to reconsider bill carried. Bill passed as amended by the Senate.

SB 770, 298, 427, 825, 951, 5540, 5541 – Message from the Senate announcing President signed on May 16, 2001.

HB 2578 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage and be placed on Consent Calendar.

HB 3339 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 3555 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 3558 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 3740 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3969 – Report by Committee on Transportation recommending passage. Bill referred to Committee on Ways and Means by prior reference.

SB 13 (A-Engrossed) – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

SB 15 (A-Engrossed) – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

SB 690 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed.

House recessed for 5 minutes on motion of Minnis.

House reconvened at 11:05 a.m. Hill in Chair. All present except: Excused, 1 – Leonard; Excused for business of the House, 18 – Ackerman, Backlund, Barnhart, Dingfelder, Hopson, Krieger, Morrisette, Nelson, Nolan, Schrader, Shetterly, Smith, T., Starr, Walker, V., Westlund, Williams, Wilson, Zauner.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 3980 – By unanimous consent, on request of Chair, rules suspended and Committee and Minority Reports, along with bill, rereferred to Committee on Smart Growth and Commerce.

HB 2051 (C-Engrossed) – Kropf moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 41; Excused, 1 – Leonard; Excused for business of the House, 18 – Ackerman, Backlund, Barnhart, Dingfelder, Hopson, Krieger, Morrisette, Nelson, Nolan, Schrader, Shetterly, Smith, T., Starr, Walker, V., Westlund, Williams, Wilson, Zauner. Bill repassed.

HB 2103 (A-Engrossed) – Witt moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 38; Nays, 3 – Ringo, Rosenbaum, Wirth; Excused, 1 – Leonard; Excused for business of the House, 18 – Ackerman, Backlund, Barnhart, Dingfelder, Hopson, Krieger, Minnis, Morrisette, Nelson, Nolan, Shetterly, Smith, T., Starr, Walker, V., Westlund, Williams, Wilson, Zauner. Bill repassed.

HB 2152 (B-Engrossed) – Knopp moved House not concur in Senate amendments and a Conference Committee be appointed. Motion carried on viva voce vote. Conference Committee to be appointed.

HB 2163 (B-Engrossed) – Jenson moved House concur in Senate amendments and repass bill as amended by the Senate. Motion failed, the vote being: Yeas, 29; Nays, 15 – Barnhart, Bates, Beck, Gardner, Hansen, Jenson, Johnson, Kafoury, March, Merkley, Monnes Anderson, Nolan, Rosenbaum, Tomei, Wirth; Absent, 1 – Lee; Excused, 1 – Leonard; Excused for business of the House, 14 – Ackerman, Backlund, Dingfelder, Hopson, Krieger, Minnis, Morrisette, Nelson, Shetterly, Starr, Walker, V., Westlund, Williams, Wilson.

Jenson changed his vote from “aye” to “nay” and served notice of possible reconsideration.

HB 2163 (B-Engrossed) – Motion to concur in Senate amendments failed.

HB 2604 (B-Engrossed) – Kropf moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 51; Absent, 1 – Lee; Excused, 1 – Leonard; Excused for business of the House, 7 – Minnis, Shetterly, Starr, Walker, V., Westlund, Williams, Wilson. Bill repassed.

HB 2775 (B-Engrossed) – Knopp moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 55; Excused, 1 – Leonard; Excused for business of the House, 4 – Minnis, Starr, Westlund, Wilson. Bill repassed.

SB 354 – By unanimous consent, on request of Chair, rules suspended and consideration of Committee and Minority Reports taken from today's calendar and placed in their proper order on Friday's, May 18, 2001 Calendar.

HB 3993 – Read first time and passed to Speaker's desk for referral.

HB 3990, 3993 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

HB 2322, 2729, 3461 – Read second time and passed to third reading.

SB 44 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 54; Absent, 1 – Morrisette; Excused, 1 – Leonard; Excused for business of the House, 4 – Minnis, Starr, Westlund, Wilson. Bill passed.

SB 103 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 55; Excused, 1 – Leonard; Excused for business of the House, 4 – Beck, Starr, Westlund, Wilson. Bill passed.

SB 297 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Excused, 1 – Leonard; Excused for business of the House, 3 – Beck, Starr, Westlund. Bill passed.

SB 316 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 55; Absent, 1 – Kruse; Excused, 1 – Leonard; Excused for business of the House, 3 – Beck, Starr, Westlund. Bill passed.

SB 330 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Close; Excused, 1 – Leonard; Excused for business of the House, 3 – Beck, Starr, Westlund. Bill passed.

SB 867 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Excused, 1 – Leonard; Excused for business of the House, 3 – Beck, Starr, Westlund. Bill passed.

HB 2057 (A-Engrossed) – Read third time. Carried by Kafoury. On passage of the bill the vote was: Yeas, 50; Nays, 7 – Close, Doyle, Garrard, Hayden, Kruse, Smith, T., Witt; Excused, 1 – Leonard; Excused for business of the House, 2 – Westlund, Winters. Bill passed.

HJR 33 (A-Engrossed) – Read second time as a Special Order of Business. Carried by Krummel.

Wilson in Chair.

Previous question moved by Minnis, carried.

Hill in Chair.

HJR 33 (A-Engrossed) – On adoption of the resolution the vote was: Yeas, 35; Nays, 20 – Ackerman, Beck, Close, Doyle, Garrard, Hayden, Jenson, Johnson, King, Kropf, Lee, March, Morgan, Ringo, Smith, G., Smith, T., Verger, Wilson, Witt, Zauner; Absent, 1 – Kruse; Excused, 1 – Leonard; Excused for business of the House, 3 – Westlund, Winters, Speaker Simmons. Resolution adopted.

HB 2756 (A-Engrossed) – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 49; Excused, 1 – Leonard; Excused for business of the House, 10 – Carlson, Doyle, Lowe, Minnis, Morgan, Rosenbaum, Smith, T., Walker, C., Westlund, Winters. Bill passed.

HB 2964 (A-Engrossed) – Read third time. Carried by Walker, V.

Potential conflict of interest declared by Verger.

Potential conflict of interest declared by King.

HB 2964 (A-Engrossed) – On passage of the bill the vote was: Yeas, 49; Absent, 1 – Ackerman; Excused, 1 – Leonard; Excused for business of the House, 9 – Carlson, Doyle, Lowe, Minnis, Morgan, Smith, T., Walker, C., Westlund, Winters. Bill passed.

HB 2990 – Read third time. Carried by Hopson. On passage of the bill the vote was: Yeas, 50; Excused, 1 – Leonard; Excused for business of the House, 9 – Carlson, Doyle, Lowe, Minnis, Morgan, Smith, T., Walker, C., Westlund, Winters. Bill passed.

HB 3350 (A-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 56; Nays, 1 – Ackerman; Absent, 1 – Rosenbaum; Excused, 1 – Leonard; Excused for business of the House, 1 – Westlund. Bill passed.

HB 3403 (A-Engrossed) – Read third time. Carried by Devlin.

Speaker Pro Tempore in Chair.

HB 3403 (A-Engrossed) – On passage of the bill the vote was: Yeas, 53; Nays, 2 – Smith, T., Wilson; Absent, 2 – Close, Kruse; Excused, 1 – Leonard; Excused for business of the House, 2 – Schrader, Westlund. Bill passed.

House recessed until 3:30 p.m. on motion of Krummel.

Thursday, May 17, 2001 – Afternoon Session

House reconvened at 3:30 p.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Hayden, joined by March, Verger, Gardner, Jenson and Smith, T. All present except: Absent (subject to Call), 6 – Butler, Kruse, Merkley, Patridge, Ringo, Starr; Excused for business of the House (not subject to Call), 11 – Ackerman, Close, King, Kropf, Lowe, Minnis, Morgan, Schrader, Walker, C., Westlund, Williams.

By unanimous consent, on request of Hayden, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Third Reading of House Bills, the House continued under that order of business.

HB 3429, 3528 – By unanimous consent, on request of Chair, rules suspended and bills placed at the bottom of today's Third Reading Calendar.

HB 3613 (A-Engrossed) – Read third time. Carried by Beck. On passage of the bill the vote was: Yeas, 45; Nays, 4 – Butler, Hill, Nelson, Smith, G.; Excused for business of the House, 11 – Ackerman, Close, King, Kropf, Lowe, Minnis, Morgan, Schrader, Walker, C., Westlund, Williams. Bill passed.

HB 3787 (A-Engrossed) – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 47; Nays, 1 – Nolan; Excused for business of the House, 12 – Ackerman, Beck, Close, King, Kropf, Lowe, Minnis, Morgan, Schrader, Walker, C., Westlund, Williams. Bill passed.

HB 3839 (A-Engrossed) – Read third time. Carried by Hill. On passage of the bill the vote was: Yeas, 46; Excused for business of the House, 14 – Ackerman, Beck, Close, Doyle, King, Kropf, Lowe, Minnis, Morgan, Schrader, Walker, C., Westlund, Williams, Witt. Bill passed.

HB 3890 (A-Engrossed) – Read third time. Carried by Nelson, Morrisette.

By unanimous consent, on request of Morrisette, rules suspended to permit use of visual aid during presentation of bill.

HB 3890 (A-Engrossed) – On passage of the bill the vote was: Yeas, 44; Absent, 1 – Merkley; Excused, 1 – Walker, C.; Excused for business of the House, 14 – Ackerman, Beck, Close, Hill, King, Kropf, Lowe, Minnis, Morgan, Patridge, Schrader, Westlund, Williams, Witt. Bill passed.

HB 3962 (A-Engrossed) – Read third time. Carried by Walker, V., Knopp. On passage of the bill the vote was: Yeas, 43; Absent, 1 – Kruse; Excused, 1 – Walker, C.; Excused for business of the House, 15 – Ackerman, Beck, Close, Hill, Jenson, King, Kropf, Lowe, Minnis, Morgan, Patridge, Schrader, Westlund, Williams, Speaker Simmons. Bill passed.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 20 (A-Engrossed) – Read third time. Carried by Merkley.

Potential conflict of interest declared by Butler.

SB 20 (A-Engrossed) – On passage of the bill the vote was: Yeas, 43; Absent, 1 – Kruse; Excused, 1 – Walker, C., Excused for business of the House, 15 – Ackerman, Beck, Close, Hill, Jenson, King, Kropf, Lowe, Minnis, Morgan, Patridge, Schrader, Westlund, Williams, Speaker Simmons. Bill passed.

SB 43 – Read third time. Carried by Tomei. On passage of the bill the vote was: Yeas, 43; Nays, 1 – Bates; Absent, 1 – Kruse; Excused, 1 – Walker, C.; Excused for business of the House, 14 – Beck, Close, Hill, Jenson, King, Kropf, Lowe, Minnis, Morgan, Patridge, Schrader, Westlund, Williams, Speaker Simmons. Bill passed.

SB 104 (A-Engrossed) – Read third time. Carried by Monnes Anderson, Krummel. On passage of the bill the vote was: Yeas, 47; Excused for business of the House, 13 – Beck, Close, Hill, King, Kropf, Lowe, Minnis, Morgan, Patridge, Schrader, Westlund, Williams, Speaker Simmons. Bill passed.

SB 291 (A-Engrossed) – Read third time. Carried by Leonard. On passage of the bill the vote was: Yeas, 41; Nays, 6 – Doyle, Garrard, Hayden, Krieger, Krummel, Verger; Excused for business of the House, 13 – Beck, Close, Hill, King, Kropf, Lowe, Minnis, Morgan, Patridge, Schrader, Westlund, Williams, Speaker Simmons. Bill passed.

SB 339 (B-Engrossed) – Read third time. Carried by Ackerman. On passage of the bill the vote was: Yeas, 44; Excused for business of the House, 16 – Beck, Close, Hill, King, Krieger, Kropf, Lowe, Minnis, Morgan, Nelson, Nolan, Patridge, Schrader, Westlund, Williams, Speaker Simmons. Bill passed.

SB 777 – By unanimous consent, on request of Chair, rules suspended and bill placed at the bottom of today's Third Reading Calendar.

SB 932 (A-Engrossed) – Read third time. Carried by Smith, P. On passage of the bill the vote was: Yeas, 44; Excused for business of the House, 16 – Beck, Close, Hill, King, Krieger, Kropf, Lowe, Minnis, Morgan, Nelson, Nolan, Patridge, Schrader, Westlund, Williams, Speaker Simmons. Bill passed.

By unanimous consent, on request of Chair, rules suspended to temporarily return to the order of business of Propositions and Motions.

HB 2702 (B-Engrossed) – Wilson moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 44; Excused for business of the House, 16 – Beck, Close, Hill, King, Krieger, Kropf, Lowe, Minnis, Morgan, Nelson, Nolan, Patridge, Schrader, Westlund, Williams, Speaker Simmons. Bill repassed.

HB 3429 (A-Engrossed) – Read third time. Carried by Morrisette.

Previous question moved by Knopp, carried.

Call of the House demanded by Morrisette, joined by Barnhart, Verger, Carlson, Backlund and Knopp. All present except: Absent (subject to Call), 3 – Close, Morgan, Williams.

By unanimous consent, on request of Morrisette, rules suspended to dispense with further proceedings under the Call of the House.

Potential conflict of interest declared by Carlson.

HB 3429 (A-Engrossed) – On passage of the bill the vote was: Yeas, 43; Nays, 16 – Beck, Close, Doyle, Garrard, Hopson, Johnson, Kafoury, Kropf, Krummel, Lee, Nolan, Schrader, Smith, P., Smith, T., Verger, Zauner; Absent, 1 – Morgan. Bill passed.

HB 3528 – Read. Carried by Butler.

By unanimous consent, on request of Butler, rules suspended to permit use of visual aids during presentation of bill.

Previous question moved by Gardner, carried.

Call of the House demanded by Butler, joined by March, Backlund, Walker, C., Garrard and Hansen. All present except: Absent (not subject to Call), 1 – Morgan.

HB 3528 – On passage of the bill the vote was: Yeas, 34; Nays, 25 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Walker, V., Wirth, Witt; Absent, 1 – Morgan. Bill passed.

HJR 4 – By unanimous consent, on request of Chair, rules suspended and resolution remaining on today's Final Reading of Memorials and Resolutions carried over and placed in its proper order on Friday's, May 18, 2001 Calendar.

SB 423, 439, 889, 917 – Read first time and passed to Speaker's desk for referral.

SB 199, 334, 482, 763, 782, 894, 914 – Referred from Speaker's desk to the following committees: 199, 894, 914 – Judiciary; 334, 782 – Rules, Redistricting and Public Affairs; 763 – School Funding and Tax Fairness/Revenue; 482 – Ways and Means.

SB 5531, 235, 245, 250, 267, 280, 287, 320, 371, 385, 444, 530, 609, 625, 828, 831, 869, 870 – Read second time and passed to third reading.

SB 777 – By unanimous consent, on request of Chair, rules suspended and bill remaining on today's Third Reading of Senate Bills carried over and placed in its proper order on Friday's, May 18, 2001 Calendar.

Backlund announced that Committee on Student Achievement and School Accountability has finished its work and will meet only at the call of the Speaker.

Krummel announced that Committee on Government Efficiency has finished its work and will meet only at the call of the Speaker.

SB 5540, 5541, 298, 770, 825, 951, HB 5027, 2077, 2093, 2192, 2222, 2285, 2342, 2347, 2469, 2490, 3486 – Speaker signed.

SB 268, 427 – Speaker signed.

House adjourned until 10:00 a.m., Friday, May 18, 2001 on motion of Jenson.

Friday, May 18, 2001 – Morning Session

House convened at 10:00 a.m. Knopp in Chair.

Call of the House demanded by Jenson, joined by Witt, Smith, G., Krummel, King and Devlin. All present except: Absent (subject to Call), 4 – Barnhart, Johnson, Merkley, Monnes Anderson; Absent (not subject to Call), 1 – Leonard; Excused (not subject to Call), 1 – Wirth; Excused for business of the House (subject to Call), 13 – Ackerman, Backlund, Dingfelder, Krieger, Kropf, Lee, Lowe, Ringo, Shetterly, Walker, V., Westlund, Williams, Wilson.

By unanimous consent, on request of Jenson, rules suspended to dispense with further proceedings under the Call of the House.

Moment of silence observed.

Opening Ceremony presented by Phame Academy, directed by Carol Stady, Portland.

HB 2767, 2674 – Message from the Governor announcing he signed on May 17, 2001.

HB 2129, 2624, 2937, 3660, 3111, 3842, 3955 – Message from the Senate announcing passage.

HB 2137, 2141, 2630 – Message from the Senate announcing passage as amended by the Senate.

SB 118, 461, 826 – Message from the Senate announcing concurrence in House amendments and repassage.

HB 5027, 3486, 2490, 2469, 2347, 2342, 2285, 2222, 2192, 2093, 2077 – Message from the Senate announcing President signed on May 17, 2001.

HB 2184 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed.

HB 2280 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2502 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 3057 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 3224 – Report by Committee on Government Efficiency recommending passage with amendments, be printed 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 3410 – Report by Committee on Transportation recommending passage and be placed on Consent Calendar.

HB 3418 – Report by Committee on Water and Environment recommending passage.

HB 3595 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 3595 – Report by Minority of Committee on Rules, Redistricting and Public Affairs, signed by Devlin and Gardner, recommending passage with amendments and be printed engrossed.

HB 3924 – Report by Committee on Agriculture and Forestry recommending passage with amendments and be printed engrossed.

HJR 58 – Report by Committee on Judiciary recommending adoption.

HM 2 – Report by Committee on Water and Environment recommending adoption with amendments and be printed engrossed.

SB 227 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

SB 229 (B-Engrossed) – Report by Committee on Advancing E-Government recommending passage with amendments, be printed engrossed, subsequent referral to Committee on School Funding and Tax Fairness/Revenue be rescinded and be referred to Committee on Ways and Means. Subsequent referral to Committee on School Funding and Tax Fairness/Revenue rescinded by order of the Speaker. Bill referred to Committee on Ways and Means by order of the Speaker.

SB 342 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 352 – Report by Committee on Judiciary recommending passage.

SB 353 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 415 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

SB 655 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 656 – Report by Committee on Judiciary recommending passage.

HB 2612 (B-Engrossed) – Report by Conference Committee, signed by Representatives Shetterly, Chair; Bates and Carlson and Senators Ferrioli, Chair; Beyer, L. and Starr, recommending that the House concur in the Senate

amendments dated March 30, 2001, and the bill be further amended and repassed.

House recessed for 15 minutes on motion of Minnis.

House reconvened at 11:35 a.m. Speaker in Chair. All present except: Excused for business of the House, 1 – Westlund.

Having recessed under the order of business of Propositions and Motions, on request of Speaker, rules suspended to temporarily advance to the order of business of Announcements.

Speaker announced the following sine die preparations:

I declare that in order to complete the work of the Seventy-first Legislative Assembly and to provide for an orderly move toward sine die adjournment, in compliance with House Rules, I am invoking House Rule 8.15 (subsection 6) which suspends the requirement that 24 hour's notice must be given for work sessions during committee meetings, effective today only, (Friday, May 18, 2001).

HB 2163 (B-Engrossed) – Pursuant to notice given yesterday, Jenson moved House reconsider the vote by which it failed to concur in Senate amendments and repass bill.

Call of the House demanded by Jenson, joined by March, Verger, Backlund, Nelson and Witt. All present except: Excused for business of the House (subject to Call), 1 – Westlund.

By unanimous consent, on request of Jenson, rules suspended to dispense with further proceedings under the Call of the House.

HB 2163 (B-Engrossed) – Motion to reconsider vote carried, the vote being: Yeas, 38; Nays, 21 – Ackerman, Barnhart, Bates, Beck, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Walker, V.; Excused for business of the House, 1 – Westlund. Vote reconsidered.

In compliance with Mason's Manual, Section 468, subsection 3, the question immediately recurs to concur in Senate amendments and repass bill.

Call of the House demanded by Jenson, joined by Minnis, March, Witt, Zauner and Butler. All present except: Absent (subject to Call), 1 – Lee; Excused (not subject to Call), 1 – Westlund.

By unanimous consent, on request of Jenson, rules suspended to dispense with further proceedings under the Call of the House.

HB 2163 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 40; Nays, 18 – Ackerman, Barnhart, Bates, Beck, Dingfelder, Gardner, Hansen, Kafoury, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Walker, V.; Absent, 1 – Lee; Excused, 1 – Westlund. Bill repassed.

HB 2207 (B-Engrossed) – Shetterly 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, 1 – Westlund; Excused for business of the House, 1 – Lee. Bill repassed.

HB 2463 (B-Engrossed) – Close moved House concur in Senate amendments and repass bill as amended by the Senate.

Call of the House demanded by Close, joined by Minnis, Schrader, Morgan, Gardner and Witt. All present except: Excused (not subject to Call), 1 – Westlund.

HB 2463 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 33; Nays, 26 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth; Excused, 1 – Westlund. Bill repassed.

SB 354 – By unanimous consent, on request of Chair, rules suspended and consideration of Committee and Minority Reports taken from today's calendar and placed in their proper order on Monday's, May 21, 2001 Calendar.

SB 608 (A-Engrossed) – Wilson moved House adopt Committee Report.

SB 608 (B-Engrossed) – Rosenbaum moved House substitute Minority Report for Committee Report.

Call of the House demanded by Rosenbaum, joined by March, Morgan, Verger, Zauner and Smith, T. All present except: Excused (not subject to Call), 1 – Westlund.

SB 608 (B-Engrossed) – Motion to substitute Minority Report for Committee Report carried, the vote being: Yeas, 35; Nays, 24 – Backlund, Brown, Butler, Close, Doyle, Hayden, Jenson, Knopp, Krieger, Kropf, Krummel, Kruse, Minnis, Morgan, Nelson, Smith, G., Smith, P., Smith, T., Starr, Wilson, Winters, Witt, Zauner, Speaker Simmons; Excused, 1 – Westlund. Minority Report substituted for Committee Report.

SB 608 (B-Engrossed) – Motion to adopt Committee Report as substituted by Minority Report carried, the vote being: Yeas, 37; Nays, 22 – Backlund, Brown, Butler, Close, Doyle, Hayden, Jenson, Knopp, Krieger, Kropf, Krummel, Kruse, Minnis, Morgan, Nelson, Smith, G., Starr, Wilson, Winters, Witt, Zauner, Speaker Simmons; Excused, 1 – Westlund. Committee Report as substituted by Minority Report adopted.

HB 3994 – Read first time and passed to Speaker's desk for referral.

HB 2394 – Read second time and passed to third reading.

SB 250, 280, 609, 828, 831, 869, 870 – By unanimous consent, on request of Speaker, rules suspended and bills remaining on today's Consent Calendar carried over and placed in their proper order on Monday's, May 21, 2001 Calendar.

HB 2322, 2729, 3461 – By unanimous consent, on request of Speaker, rules suspended and bills remaining on

today's Third Reading of House Bills carried over and placed in their proper order on Monday's, May 21, 2001 Calendar.

HJR 4 – By unanimous consent, on request of Speaker, rules suspended and resolution remaining on today's Final Reading of Memorials and Resolutions carried over and placed in its proper order on Monday's, May 21, 2001 Calendar.

SB 162, 269, 270, 272, 608 – Read second time and passed to third reading.

SB 777, 5531, 235, 245, 267, 287, 320, 371, 385, 444, 530, 625 – 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 Monday's, May 21, 2001 Calendar.

Kropf announced that Committee on Agriculture and Forestry has finished its work and will meet only at the call of the Speaker.

Speaker announced the following sine die preparations:

In compliance with House Rule 9.01 (subsection 6), I am closing the following committees effective immediately:

Agriculture and Forestry

Government Efficiency

Student Achievement and School Accountability

Speaker announced the following sine die preparations:

In compliance with House Rules, I declare that sine die is imminent and I am invoking the provisions of

House Rule 8.20 (4) - ... a committee shall schedule a hearing or work session only with the consent of the presiding officer; and

House Rule 9.01 (6) - ... the Speaker may refer a measure to an appropriate committee notwithstanding the subject matter designations described in Rule 8.01.

House adjourned until 10:00 a.m., Monday, May 21, 2001 on motion of Jenson.

Monday, May 21, 2001 – Morning Session

House convened at 10:00 a.m. Speaker Pro Tempore in Chair. All present except: Absent, 1 – Lee.

Opening Ceremony presented by Cheryl Kennedy, Tribal Council Confederated Tribes of Grand Ronde.

HB 2344, 2385 – Message from the Governor announcing he signed on May 18, 2001.

HB 2340 – Message from the Senate announcing passage.

HB 2135, 2433, 2569, 2728, 2759, 3056, 3100, 3359, 3664, 3796, 2153 – Message from the Senate announcing passage as amended by the Senate.

SB 69, 507 – Message from the Senate announcing President signed on May 18, 2001.

HB 2235 (A-Engrossed) – Report by Committee on Smart Growth and Commerce recommending passage.

HB 2332 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2850 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2891 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 3574 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 3633 – Report by Committee on Advancing E-Government recommending passage with amendments and be printed engrossed.

HB 3637 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed.

HB 3808 – Report by Committee on Stream Restoration and Species Recovery recommending passage.

HB 3947 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

SB 14 (A-Engrossed) – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

SB 212 (A-Engrossed) – Report by Committee on Agriculture and Forestry recommending passage with amendments and be printed engrossed.

SB 251 – Report by Committee on Student Achievement and School Accountability recommending passage and be placed on Consent Calendar.

SB 255 – Report by Committee on Student Achievement and School Accountability recommending passage and be placed on Consent Calendar.

SB 258 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

SB 262 (A-Engrossed) – Report by Committee on Student Achievement and School Accountability recommending passage.

SB 307 – Report by Committee on Student Achievement and School Accountability recommending passage.

SB 325 – Report by Committee on Student Achievement and School Accountability recommending passage and be placed on Consent Calendar.

SB 326 – Report by Committee on Student Achievement and School Accountability recommending passage and be placed on Consent Calendar.

SB 328 (A-Engrossed) – Report by Committee on Water and Environment recommending passage.

SB 332 (A-Engrossed) – Report by Committee on Student Achievement and School Accountability recommending passage and be placed on Consent Calendar.

SB 526 (A-Engrossed) – Report by Committee on Water and Environment recommending passage.

SB 591 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

SB 606 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

SB 710 (A-Engrossed) – Report by Committee on Water and Environment recommending passage.

SB 715 (A-Engrossed) – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

SB 911 – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

HB 2137 (B-Engrossed) – Starr moved House not concur in Senate amendments and a Conference Committee be appointed. Motion carried on viva voce vote. Conference Committee to be appointed.

HB 2141 (B-Engrossed) – Starr moved House concur in Senate amendments and re-pass bill as amended by the Senate. On re-passage of the bill the vote was: Yeas, 56; Nays, 1 – Ringo; Absent, 1 – Lee; Excused for business of the House, 2 – Kruse, Westlund. Bill re-passed.

HB 2630 (B-Engrossed) – Witt moved House not concur in Senate amendments and a Conference Committee be appointed. Motion carried on viva voce vote. Conference Committee to be appointed.

SB 354 – By unanimous consent, on request of Chair, rules suspended and consideration of Committee and Minority Reports taken from today's calendar and placed in their proper order on Tuesday's, May 22, 2001 Calendar.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Consent Calendar.

SB 250 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Nays, 2 – Schrader, Witt; Excused for business of the House, 2 – Kruse, Westlund. Bill passed.

SB 280 (B-Engrossed) – Read third time under Consent Calendar.

Potential conflict of interest declared by Butler.

SB 280 (B-Engrossed) – On passage of the bill the vote was: Yeas, 58; Excused for business of the House, 2 – Kruse, Westlund. Bill passed.

SB 609 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 48; Nays, 10 – Ackerman, Barnhart, Dingfelder, Hass, Johnson, Lowe, March, Nolan, Ringo, Wirth; Excused for business of the House, 2 – Kruse, Westlund. Bill passed.

SB 828 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Absent, 1 – Bates; Excused for business of the House, 2 – Kruse, Westlund. Bill passed.

SB 831 – Read third time under Consent Calendar.

Potential conflict of interest declared by King.

SB 831 – On passage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Westlund. Bill passed.

SB 869 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Westlund. Bill passed.

SB 870 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Westlund. Bill passed.

SB 162 (A-Engrossed) – Read third time under Consent Calendar.

Speaker in Chair.

SB 162 (A-Engrossed) – On passage of the bill the vote was: Yeas, 54; Nays, 5 – Hayden, Johnson, Nelson, Schrader, Zauner; Excused for business of the House, 1 – Westlund. Bill passed.

SB 269 (B-Engrossed) – Read third time under Consent Calendar.

Speaker Pro Tempore in Chair.

SB 269 (B-Engrossed) – On passage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Westlund. Bill passed.

SB 270 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 58; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill passed.

SB 272 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Westlund. Bill passed.

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

HB 2322 (A-Engrossed) – Read third time. Carried by Zauner. On passage of the bill the vote was: Yeas, 39; Nays, 19 – Ackerman, Barnhart, Bates, Beck, Dingfelder, Hass, Hopson, Johnson, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Patridge, Ringo, Schrader, Verger, Wirth; Excused for business of the House, 2 – Hill, Westlund. Bill passed.

HB 2729 (A-Engrossed) – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 56; Absent, 1 – Beck; Excused for business of the House, 3 – Hill, Ringo, Westlund. Bill passed.

HB 3461 – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 57; Excused for business of the House, 3 – Hill, Westlund, Speaker Simmons. Bill passed.

HB 2394 (A-Engrossed) – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 57; Excused for business of the House, 3 – Hill, Westlund, Speaker Simmons. Bill passed.

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

HJR 4 (A-Engrossed) – Read second time. Carried by Patridge. On adoption of the resolution the vote was: Yeas, 54; Nays, 3 – Leonard, Schrader, Verger; Excused for business of the House, 3 – Hill, Westlund, Speaker Simmons. Resolution adopted.

HJR 58 – Read second time. Carried by Walker, C. On adoption of the resolution the vote was: Yeas, 55; Absent, 2 – Kruse, Witt; Excused for business of the House, 3 – Hill, Westlund, Speaker Simmons. Resolution adopted.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 777 – Read third time. Carried by Kropf. On passage of the bill the vote was: Yeas, 53; Nays, 5 – Barnhart, Beck, Hass, Leonard, March; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill passed.

SB 5531 (A-Engrossed) – Read third time. Carried by Nolan. On passage of the bill the vote was: Yeas, 51; Nays, 7 – Butler, Garrard, Krummel, Nelson, Smith, P., Smith, T., Zauner; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill passed.

SB 235 (A-Engrossed) – Read third time. Carried by Monnes Anderson. On passage of the bill the vote was: Yeas, 58; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill passed.

SB 245 – Read third time. Carried by Monnes Anderson. On passage of the bill the vote was: Yeas, 58; Absent, 1 – Lee; Excused for business of the House, 1 – Westlund. Bill passed.

SB 267 (A-Engrossed) – Read third time. Carried by Barnhart. On passage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Westlund. Bill passed.

SB 287 – Read third time. Carried by Morrisette. On passage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Westlund. Bill passed.

SB 320 (B-Engrossed) – Read third time. Carried by Merkley.

Potential conflict of interest declared by Smith, P.

SB 320 (B-Engrossed) – On passage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Westlund. Bill passed.

SB 371 – Read third time. Carried by Morrisette. On passage of the bill the vote was: Yeas, 57; Absent, 1 – Gardner; Excused for business of the House, 2 – Patridge, Westlund. Bill passed.

SB 385 – Read third time. Carried by Lee. On passage of the bill the vote was: Yeas, 58; Excused for business of the House, 2 – Patridge, Westlund. Bill passed.

SB 444 (A-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 58; Excused for business of the House, 2 – Patridge, Westlund. Bill passed.

SB 530 (B-Engrossed) – Read third time. Carried by Garrard. On passage of the bill the vote was: Yeas, 57; Nays, 1 – Barnhart; Excused for business of the House, 2 – Patridge, Westlund. Bill passed.

SB 625 (A-Engrossed) – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 58; Excused for business of the House, 2 – Patridge, Westlund. Bill passed.

SB 608 (B-Engrossed) – Read third time. Carried by Rosenbaum.

SB 608 (B-Engrossed) – Hill moved bill be referred to Committee on Advancing E-Government.

Witt moved the previous question.

Call of the House demanded by Minnis, joined by Smith, T., Kropf, Zauner, Starr and Doyle. All present.

Motion to close debate carried, the vote being: Yeas, 33; Nays, 27 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth. Debate closed.

Call of the House demanded by Hill, joined by Williams, Minnis, Krummel, Witt and Morgan. All present.

SB 608 (B-Engrossed) – Motion to refer bill to Committee on Advancing E-Government carried, the vote being: Yeas, 33; Nays, 27 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker V., Wirth. Bill referred.

HB 2578, 2888, 3057, 3339, 3418, 3558, 3712, 3740, 3912 – Read second time and passed to third reading.

SB 13, 342, 352, 353, 655, 656, 690 – Read second time and passed to third reading.

Message from Secretary of State, in compliance with Enrolled SB 215 and House Rule 19.20, announcing campaign contribution received during Seventy-first Regular Session, filed on May 17, 2001 by Jane Lokan, candidate for office of State Representative.

HB 3395 – Speaker appointed Representatives Backlund, Chair; Hopson and Zauner House conferees.

HB 2483 – Speaker appointed Representatives Backlund, Chair; Hopson and Witt House conferees.

House adjourned until 10:00 a.m., Tuesday, May 22, 2001 on motion of Jensen.

Tuesday, May 22, 2001 – Morning Session

House convened at 10:00 a.m. Hill in Chair. All present except: Absent, 3 – Doyle, Leonard, Nolan; Excused for business of the House, 10 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Shetterly, Walker, C., Walker, V., Williams, Wilson.

Opening Ceremony presented by Bill Wilson, White Eagle, Salem.

HB 2041, 2042, 2165, 2185, 2188, 2224, 2245, 2254, 2414 – Message from the Governor announcing he signed on May 21, 2001.

HB 2342, 2548, 2829, 2842, 2914, 3389, 3532, 5027 – Message from the Governor announcing he signed on May 21, 2001.

SB 365, HB 2388, 2391, 2866, 2936, 3885 – Message from the Senate announcing passage.

HCR 1, HJM 5 – Message from the Senate announcing adoption.

HB 2105, 2134, 2406, 2493, 2722 – Message from the Senate announcing passage as amended by the Senate.

SB 312 – Message from the Senate announcing concurrence in House amendments and repassage.

HB 2288 – Report by Committee on Smart Growth and Commerce recommending passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 2300 – Report by Committee on School Funding and Tax Fairness/Revenue without recommendation as to passage, with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2507 – Report by Committee on Health and Public Advocacy recommending passage with amendments, be

printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2801 – Report by Committee on Judiciary recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2981 (A-Engrossed) – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 3016 – Report by Committee on Stream Restoration and Species Recovery recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3035 – Report by Committee on Judiciary recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3144 – Report by Committee on Water and Environment without recommendation as to passage with amendments and be printed engrossed.

HB 3326 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 3346 – Report by Committee on Advancing E-Government recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3386 – Report by Committee on Government Efficiency recommending passage with amendments and be printed engrossed.

HB 3522 – Report by Committee on Stream Restoration and Species Recovery without recommendation as to passage, with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3804 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 3835 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 3909 – Report by Committee on Transportation recommending passage with amendments, be printed 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 3944 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 3946 – Report by Committee on Transportation recommending passage with amendments, be printed engrossed, subsequent referral to Committee on School Funding and Tax Fairness/Revenue be rescinded and be referred to Committee on Ways and Means. Subsequent referral to Committee on School Funding and Tax Fairness/Revenue rescinded by order of the Speaker. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3967 – Report by Committee on Judiciary recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3970 – Report by Committee on Transportation recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HJR 45 – Report by Committee on School Funding and Tax Fairness/Revenue recommending adoption.

HJR 46 – Report by Committee on School Funding and Tax Fairness/Revenue recommending adoption with amendments and be printed engrossed.

SB 47 (A-Engrossed) – Report by Committee on Transportation recommending passage.

SB 209 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

SB 210 (B-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage.

SB 276 (A-Engrossed) – Report by Committee on Transportation recommending passage and be placed on Consent Calendar.

SB 296 – Report by Committee on Transportation recommending passage and be placed on Consent Calendar.

SB 317 – Report by Committee on Transportation recommending passage and be placed on Consent Calendar.

SB 324 – Report by Committee on Student Achievement and School Accountability 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.

SB 488 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

SB 529 (A-Engrossed) – Report by Committee on Water and Environment recommending passage.

SB 720 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs recommending passage and be placed on Consent Calendar.

SB 756 – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

SB 957 (A-Engrossed) – Report by Committee on Stream Restoration and Species Recovery recommending passage and be placed on Consent Calendar.

SB 961 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed.

SB 690 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 690 (A-Engrossed) – Read third time as a Special Order of Business. Carried by Nelson. On passage of the bill the vote was: Yeas, 46; Absent, 3 – Doyle, Leonard, Nolan; Excused for business of the House, 11 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Schrader, Shetterly, Walker, C., Walker, V., Williams, Wilson. Bill passed.

HB 2135 (A-Engrossed) – Starr moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 47; Absent, 3 – Doyle, Leonard, Nolan; Excused for business of the House, 10 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Shetterly, Walker, C., Walker, V., Williams, Wilson. Bill repassed.

HB 2153 (B-Engrossed) – Krummel moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 48; Absent, 2 – Doyle, Nolan; Excused for business of the House, 10 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Shetterly, Walker, C., Walker, V., Williams, Wilson. Bill repassed.

HB 2433 (A-Engrossed) – Witt moved House concur in Senate amendments and repass bill as amended by the Senate.

Potential conflict of interest declared by Winters.

Potential conflict of interest declared by Verger.

HB 2433 (A-Engrossed) – On repassage of the bill the vote was: Yeas, 47; Absent, 3 – Doyle, Morrisette, Nolan; Excused for business of the House, 10 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Shetterly, Walker, C., Walker, V., Williams, Wilson. Bill repassed.

HB 2569 (B-Engrossed) – Starr moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 43; Nays, 5 – Butler, Close, Hill, Knopp, Schrader; Absent, 2 – Doyle, Nolan; Excused for business of the House, 10 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Shetterly, Walker, C., Walker, V., Williams, Wilson. Bill repassed.

HB 2728 (B-Engrossed) – Knopp moved House concur in Senate amendments and repass bill as amended by the Senate.

On repassage of the bill the vote was: Yeas, 48; Absent, 2 – Doyle, Nolan; Excused for business of the House, 10 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Shetterly, Walker, C., Walker, V., Williams, Wilson. Bill repassed.

HB 2759 (B-Engrossed) – Knopp moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 48; Absent, 2 – Doyle, Nolan; Excused for business of the House, 10 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Shetterly, Walker, C., Walker, V., Williams, Wilson. Bill repassed.

HB 3056 (B-Engrossed) – Krummel 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, 1 – Schrader; Absent, 1 – Doyle; Excused for business of the House, 10 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Shetterly, Walker, C., Walker, V., Williams, Wilson. Bill repassed.

HB 3100 (B-Engrossed) – Knopp moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 50; Absent, 3 – Doyle, Kruse, Lee; Excused for business of the House, 7 – Ackerman, Dingfelder, Lowe, Shetterly, Walker, V., Williams, Wilson. Bill repassed.

HB 3359 (B-Engrossed) – Patridge moved House concur in Senate amendments and repass bill as amended by the Senate.

Potential conflict of interest declared by King.

HB 3359 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 55; Absent, 1 – Doyle; Excused for business of the House, 4 – Dingfelder, Lowe, Walker, V., Wilson. Bill repassed.

HB 3664 (A-Engrossed) – Witt moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 37; Nays, 20 – Ackerman, Barnhart, Bates, Beck, Dingfelder, Gardner, Hass, Hopson, Kafoury, Lowe, March, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Wirth; Absent, 1 – Doyle; Excused for business of the House, 2 – Walker, V., Wilson. Bill repassed.

HB 2612 (B-Engrossed) – Shetterly moved House adopt Conference Committee Report. Motion carried on viva voce vote. Conference Committee Report adopted.

HB 2612 (B-Engrossed) – Shetterly moved House repass bill. On repassage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Walker, V. Bill repassed.

SB 354 – By unanimous consent, on request of Chair, rules suspended and consideration of Committee and Minority Reports taken from today's calendar and placed in their proper order on Wednesday's, May 23, 2001 Calendar.

HB 3595 (A-Engrossed) – Starr moved House adopt Committee Report.

HB 3595 (A-Engrossed) – Gardner moved House substitute Minority Report for Committee Report.

Patridge moved the previous question.

Call of the House demanded by Patridge, joined by Minnis, Simmons, Kruse, Starr and Smith, P. All present except: Absent (subject to Call), 1 – Schrader.

By unanimous consent, on request of Patridge, rules suspended to dispense with further proceedings under the Call of the House.

Motion to close debate carried on viva voce vote. Debate closed.

Call of the House demanded by Minnis, joined by Morgan, Winters, Wilson, Smith, T. and Nelson. All present.

HB 3595 (A-Engrossed) – Motion to substitute Minority Report for Committee Report failed, the vote being: Yeas, 27; Nays, 33 – Backlund, Brown, Butler, Carlson, Close, Doyle, Garrard, Hayden, Hill, Jenson, Knopp, Krieger, Kropf, Krummel, Kruse, Lee, Minnis, Morgan, Nelson, Patridge, Shetterly, Smith, G., Smith, P., Smith, T., Starr, Walker, C., Westlund, Williams, Wilson, Winters, Witt, Zauner, Speaker Simmons. Motion failed.

Previous question moved by Patridge, carried.

Call of the House demanded by Knopp, joined by Starr, Smith, P., Nelson, Backlund and Patridge. All present.

HB 3595 (A-Engrossed) – Motion to adopt Committee Report carried, the vote being: Yeas, 33; Nays, 27 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth. Committee Report adopted.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Consent Calendar.

HB 2578 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 54; Absent, 2 – Backlund, Hopson; Excused for business of the House, 4 – Brown, Garrard, Schrader, Starr. Bill passed.

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

HB 2888 (A-Engrossed) – Read third time. Carried by Hass. On passage of the bill the vote was: Yeas, 50; Absent, 2 – Hopson, Witt; Excused for business of the House, 8 – Brown, Gardner, Garrard, Lowe, Schrader, Shetterly, Starr, Speaker Simmons. Bill passed.

HB 3057 – Read third time. Carried by Beck. On passage of the bill the vote was: Yeas, 52; Excused for business of the House, 8 – Devlin, Gardner, Garrard, Lowe, Schrader, Shetterly, Smith, T., Starr. Bill passed.

House recessed until 3:30 p.m. on motion of Jenson.

Tuesday, May 22, 2001 – Afternoon Session

House reconvened at 3:30 p.m. Williams in Chair.

Call of the House demanded by Brown, joined by Nelson, Smith, P., Zauner, Beck and Dingfelder. All present except: Absent (subject to Call), 4 – Kropf, Merkley, Tomei, Walker, V., Excused for business of the House (subject to Call), 6 – Backlund, Devlin, Johnson, Smith, G., Winters, Speaker Simmons.

By unanimous consent, on request of Brown, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

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

HB 3339 – By unanimous consent, on request of Chair, rules suspended and bill placed at the bottom of today's Third Reading Calendar.

HB 3418 – Read third time. Carried by Jenson.

Speaker Pro Tempore in Chair.

Potential conflict of interest declared by King.

HB 3418 – On passage of the bill the vote was: Yeas, 54; Excused for business of the House, 6 – Backlund, Devlin, Johnson, Smith, G., Winters, Speaker Simmons. Bill passed.

HB 3558 – By unanimous consent, on request of Chair, rules suspended and bill placed at the bottom of today's Third Reading Calendar.

HB 3712 (A-Engrossed) – Read third time. Carried by Starr. On passage of the bill the vote was: Yeas, 45; Nays, 1 – Schrader; Absent, 1 – Beck; Excused for business of the House, 13 – Backlund, Barnhart, Devlin, Garrard, Hill, Johnson, Krummel, Kruse, Lee, Monnes Anderson, Patridge, Winters, Speaker Simmons. Bill passed.

HB 3740 (A-Engrossed) – Read third time. Carried by Rosenbaum. On passage of the bill the vote was: Yeas, 45; Absent, 1 – Beck; Excused for business of the House, 14 – Backlund, Barnhart, Devlin, Hill, Johnson, Krummel, Kruse, Lee, Monnes Anderson, Morrisette, Nolan, Patridge, Walker, C., Speaker Simmons. Bill passed.

HB 3912 – By unanimous consent, on request of Chair, rules suspended and bill placed at the bottom of today's Third Reading Calendar.

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

HM 2 (A-Engrossed) – Read second time. Carried by Garrard. On adoption of the memorial the vote was: Yeas, 41; Nays, 5 – Dingfelder, Leonard, Ringo, Rosenbaum, Wirth; Excused for business of the House, 14 – Barnhart, Beck, Hill,

Johnson, Krummel, Kruse, Lee, Monnes Anderson, Morrisette, Nolan, Patridge, Schrader, Tomei, Walker, C. Memorial adopted.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 13 (B-Engrossed) – Read third time. Carried by Wirth. On passage of the bill the vote was: Yeas, 36; Nays, 8 – Close, Hayden, Nelson, Smith, G., Smith, P., Smith, T., Witt, Zauner; Excused for business of the House, 16 – Barnhart, Beck, Hill, Johnson, Krummel, Kruse, Lee, Lowe, Monnes Anderson, Morgan, Morrisette, Nolan, Patridge, Schrader, Tomei, Walker, C. Bill passed.

SB 342 (A-Engrossed) – Read third time. Carried by Ackerman. On passage of the bill the vote was: Yeas, 43; Excused for business of the House, 17 – Barnhart, Beck, Garrard, Hill, Johnson, Krummel, Kruse, Lee, Lowe, Monnes Anderson, Morgan, Morrisette, Nolan, Patridge, Schrader, Tomei, Walker, C. Bill passed.

SB 352 – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 42; Absent, 1 – Bates; Excused for business of the House, 17 – Barnhart, Beck, Garrard, Hill, Johnson, Krummel, Kruse, Lee, Lowe, Monnes Anderson, Morgan, Morrisette, Nolan, Patridge, Schrader, Tomei, Walker, C. Bill passed.

SB 353 (A-Engrossed) – Read third time. Carried by Walker, V. On passage of the bill the vote was: Yeas, 43; Excused for business of the House, 17 – Barnhart, Beck, Garrard, Hill, Johnson, Krummel, Kruse, Lee, Lowe, Monnes Anderson, Morgan, Morrisette, Nolan, Patridge, Schrader, Tomei, Walker, C. Bill passed.

SB 655 (A-Engrossed) – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 43; Excused for business of the House, 17 – Barnhart, Beck, Garrard, Hill, Johnson, Krummel, Kruse, Lee, Lowe, Monnes Anderson, Morgan, Morrisette, Nolan, Patridge, Schrader, Tomei, Walker, C. Bill passed.

SB 656 – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 42; Excused for business of the House, 18 – Barnhart, Beck, Close, Garrard, Hill, Johnson, Krummel, Kruse, Lee, Lowe, Monnes Anderson, Morgan, Morrisette, Nolan, Patridge, Schrader, Tomei, Walker, C. Bill passed.

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

HB 3912 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 3912 (A-Engrossed) – Read third time. Carried by Backlund.

Call of the House demanded by Backlund, joined by Nelson, Zauner, Merkley, Verger and Gardner. All present

except: Excused for business of the House (subject to Call), 2 – Hill, Johnson.

By unanimous consent, on request of Backlund, rules suspended to dispense with further proceedings under the Call of the House.

HB 3912 (A-Engrossed) – On passage of the bill the vote was: Yeas, 33; Nays, 25 – Ackerman, Barnhart, Bates, Beck, Dingfelder, Gardner, Hansen, Kafoury, Knopp, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nelson, Nolan, Rosenbaum, Schrader, Smith, P., Tomei, Verger, Walker, V., Wirth, Witt; Excused for business of the House, 2 – Hill, Johnson. Bill passed.

HB 3339 (A-Engrossed) – Read third time. Carried by Kruse. On passage of the bill the vote was: Yeas, 57; Excused for business of the House, 3 – Hill, Morgan, Patridge. Bill passed.

HB 3558 (A-Engrossed) – Read third time. Carried by Smith, P.

Call of the House demanded by Smith, P., joined by Krieger, Witt, Smith, T., Doyle and Minnis. All present.

Potential conflict of interest declared by Lowe.

Potential conflict of interest declared by Hayden.

HB 3558 (A-Engrossed) – On passage of the bill the vote was: Yeas, 33; Nays, 27 – Ackerman, Barnhart, Bates, Beck, Carlson, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Kafoury, Lee, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Shetterly, Tomei, Walker, V., Wirth, Witt. Bill passed.

Monnes Anderson requested the following explanation of her vote be entered in the Journal:

“I voted against House Bill 3558, relating to compensation for land under navigable waterways.

“I uphold the importance and value of private property rights and believe that the Legislature must find equitable solutions for private property owners, especially regarding imminent domain issues. I firmly believe that we have a responsibility to address fairly the needs of those persons whose property is taken by the state.

“House Bill 3558, however, undermines the efforts of the Land Use and Regulatory Fairness Committee that has been working to find equitable solutions. Passage of this bill is premature considering the many unknown factors, such as what constitutes an ‘apparent right, title or interest’; how many persons have incorrect deeds showing ownership to the bed and banks of waterways; and the type and size of improvements on a waterway determined to be navigable.

“The fiscal impact of this legislation also needs to be determined. HB 3558 does not provide the funding to compensate property owners, nor does the legislation indicate what the source of such funding would be.

“HB 3558 could substantially impact the Division of State Lands, county governments and the state as a whole. I oppose HB 3558 because it would be irresponsible to pass this legislation at this time.”

Shetterly requested the following explanation of his vote be entered in the Journal:

“I voted against HB 3558 for several reasons.

“The bill would require compensation for the ‘termination or voidance of any apparent right, title or interest’ in submersible or submerged land. Nothing in the bill defines any of the foregoing terms, as they relate to the bill. This is a serious oversight that leaves open the opportunity for substantial litigation, and unforeseen and unintended consequences.

“The bill also carries with it a large but undefined fiscal impact, but fails to identify or budget the funds that would be required to pay the compensation claim. Claims for compensation could jeopardize the state’s ability to fund other basic services and programs, such as education and public safety.

“Even the carrier of the bill said she did not know how many claims might be filed, or how much they might cost. While the objective of compensating landowners for lost property rights is appropriate, this bill does not do it in a fiscally responsible way.

“For these reasons, I reluctantly voted against HB 3558.”

HB 3994 – Referred from Speaker’s desk to the Committee on Rules, Redistricting and Public Affairs with subsequent referral to Ways and Means.

HB 2184, 2235, 2280, 2502, 3224, 3410, 3595, 3808, 3924 – Read second time and passed to third reading.

SB 365 – Read first time and passed to Speaker’s desk for referral.

SB 423, 439, 889 – Referred from Speaker’s desk to the following committees: 439, 889 – Rules, Redistricting and Public Affairs; 423 – Rules, Redistricting and Public Affairs with subsequent referral to Ways and Means.

SB 227, 262, 307, 328, 415, 526, 710 – Read second time and passed to third reading.

Knopp announced that Committee on Business, Labor and Consumer Affairs has finished its work and will meet only at the call of the Speaker.

Jenson announced that Committee on Stream Restoration and Species Recovery has finished its work and will meet only at the call of the Speaker.

Close announced that Committee on Water and Environment has finished its work and will meet only at the call of the Speaker.

Witt announced that Committee on Smart Growth and Commerce has finished its work and will meet only at the call of the Speaker.

HB 2084, 2096, 3040 – Speaker signed.

House adjourned until 10:00 a.m., Wednesday, May 23, 2001 on motion of Jenson.

Wednesday, May 23, 2001 – Morning Session

House convened at 10:00 a.m. Speaker Pro Tempore in Chair. All present.

Opening Ceremony presented by Chief Delvis Heath, Confederated Tribes of Warm Springs.

HB 2212, 2392, 2565, 3239, 3159, 3374 – Message from the Governor announcing he signed on May 22, 2001.

HB 3290, 2291 – Message from the Governor announcing he signed on May 22, 2001.

SB 114, HB 2161, 2338, 2371, 2372, 2374, 2380, 2562, 2638, 3215, 2698, 3349 – Message from the Senate announcing passage.

HCR 6, 8, 9, 12, HJM 34 – Message from the Senate announcing adoption.

HB 2084, 2096, 3040 – Message from the Senate announcing President signed on May 22, 2001.

SB 826, 580 – Message from the Senate announcing President signed on May 22, 2001.

HB 2258 – Report by Committee on Health and Public Advocacy recommending passage.

HB 2261 – Report by Committee on Health and Public Advocacy recommending passage.

HB 2272 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2590 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2771 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2830 – Report by Committee on Smart Growth and Commerce without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 2980 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 3002 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed.

HB 3007 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3014 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed.

HB 3024 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 3336 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 3408 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 3564 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed.

HB 3611 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 3673 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 3680 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3778 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 3877 – Report by Committee on Government Efficiency recommending passage with amendments, be printed engrossed, subsequent referral to Committee on Ways and Means be rescinded and be referred to Committee on Rules, Redistricting and Public Affairs. Subsequent referral to Committee on Ways and Means rescinded by order of the Speaker. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 3902 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 3920 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HJR 56 – Report by Committee on Government Efficiency recommending adoption with amendments and be printed engrossed.

SB 51 (A-Engrossed) – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed.

SB 65 (A-Engrossed) – Report by Committee on Student Achievement and School Accountability recommending passage.

SB 172 (A-Engrossed) – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

SB 208 (A-Engrossed) – Report by Committee on Stream Restoration and Species Recovery recommending passage.

SB 257 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

SB 259 (A-Engrossed) – Report by Committee on Student Achievement and School Accountability recommending passage with amendments and be printed engrossed.

SB 288 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage with

amendments, be printed engrossed and be placed on Consent Calendar.

SB 319 (A-Engrossed) – Report by Committee on Stream Restoration and Species Recovery recommending passage and be placed on Consent Calendar.

SB 404 – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

SB 405 – Report by Committee on Health and Public Advocacy recommending passage.

SB 408 – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

SB 431 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

SB 562 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage.

SB 568 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

SB 569 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

SB 570 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

SB 581 (A-Engrossed) – Report by Committee on Stream Restoration and Species Recovery recommending passage and be placed on Consent Calendar.

SB 594 (A-Engrossed) – Report by Committee on Student Achievement and School Accountability recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

SB 601 – Report by Committee on Health and Public Advocacy recommending passage and be placed on Consent Calendar.

SB 694 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

SB 730 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage.

SB 827 (A-Engrossed) – Report by Committee on Smart Growth and Commerce without recommendation as to passage, with amendments, be printed engrossed and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

SB 887 – Report by Committee on Health and Public Advocacy recommending passage.

SB 942 – Report by Committee on Smart Growth and Commerce without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

SB 943 (A-Engrossed) – Report by Committee on Agriculture and Forestry recommending passage with amendments and be printed engrossed.

SCR 6 – Report by Committee on Student Achievement and School Accountability recommending adoption.

SCR 8 – Report by Committee on Health and Public Advocacy recommending adoption.

SJR 28 (A-Engrossed) – Report by Committee on Student Achievement and School Accountability recommending adoption.

SJR 40 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending adoption with amendments and be printed engrossed.

HB 2105 (A-Engrossed) – Kruse moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 58; Absent, 1 – Beck; Excused for business of the House, 1 – Westlund. Bill repassed.

HB 2134 (A-Engrossed) – Starr moved House not concur in Senate amendments and a Conference Committee be appointed. Motion carried on viva voce vote. Conference Committee to be appointed.

HB 2406 (B-Engrossed) – Witt 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, 6 – Johnson, Morgan, Nolan, Schrader, Smith, G., Wirth; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill repassed.

HB 2493 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 55; Nays, 3 – Ackerman, Schrader, Tomei; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill repassed.

HB 2722 (A-Engrossed) – Krummel 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 for business of the House, 1 – Westlund. Bill repassed.

HB 3796 (B-Engrossed) – Witt moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 43; Nays, 17 – Ackerman, Barnhart, Beck, Dingfelder, Gardner, Hayden, Hopson, Kafoury, Leonard, March, Merkley, Monnes Anderson, Nolan, Ringo, Rosenbaum, Schrader, Wirth. Bill repassed.

SB 354 – By unanimous consent, on request of Chair, rules suspended and consideration of Committee and Minority Reports taken from today's calendar and placed in their proper order on Thursday's, May 24, 2001 Calendar.

SB 488 – By unanimous consent, on request of Chair, rules suspended to make bill a Special Order of Business as the first item considered under Third Reading of Senate Bills on Thursday's, May 24, 2001 Calendar.

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

HB 3995, 3996, 3997, 3998 – Read first time and passed to Speaker's desk for referral.

HB 3998 – Referred from Speaker's desk to the Committee on Land Use and Regulatory Fairness.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Consent Calendar.

HB 3410 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 60. Bill passed.

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

HB 2184 (A-Engrossed) – Read third time. Carried by Jenson. On passage of the bill the vote was: Yeas, 43; Nays, 17 – Ackerman, Barnhart, Bates, Beck, Dingfelder, Hansen, Kruse, Leonard, Lowe, March, Monnes Anderson, Nolan, Ringo, Rosenbaum, Tomei, Wirth, Witt. Bill passed.

HB 2235 (A-Engrossed) – Read third time. Carried by Hill. On passage of the bill the vote was: Yeas, 60. Bill passed.

HB 2280 (A-Engrossed) – Read third time. Carried by Witt.

Potential conflict of interest declared by King.

HB 2280 (A-Engrossed) – On passage of the bill the vote was: Yeas, 60. Bill passed.

HB 2502 (A-Engrossed) – Read third time. Carried by Kafoury.

Hill in Chair.

HB 2502 (A-Engrossed) – On passage of the bill the vote was: Yeas, 58; Nays, 1 – Verger; Absent, 1 – Wilson. Bill passed.

HB 3224 (A-Engrossed) – Read third time. Carried by Krummel.

Speaker Pro Tempore in Chair.

HB 3224 (A-Engrossed) – On passage of the bill the vote was: Yeas, 55; Nays, 5 – Beck, Hopson, King, Rosenbaum, Wirth. Bill passed.

HB 3595 (A-Engrossed) – Read third time. Starr moved bill be rereferred to Committee on Rules, Redistricting and Public Affairs. Motion carried on viva voce vote. Bill rereferred.

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

HJR 45 – Read second time. Carried by Knopp. On adoption of the resolution the vote was: Yeas, 57; Absent, 1 – Winters; Excused for business of the House, 2 – Garrard, Speaker Simmons. Resolution adopted.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 227 (B-Engrossed) – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 50; Nays, 3 – Smith, G., Westlund, Winters; Absent, 5 – Hayden, Krieger, Kruse, Morgan, Wilson; Excused for business of the House, 2 – Butler, Close. Bill passed.

SB 262 (A-Engrossed) – Read third time. Carried by Morrisette. On passage of the bill the vote was: Yeas, 56; Absent, 2 – Kruse, Patridge; Excused for business of the House, 2 – Butler, Close. Bill passed.

SB 307 – Read third time. Carried by Hopson. On passage of the bill the vote was: Yeas, 60. Bill passed.

SB 328 (A-Engrossed) – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 60. Bill passed.

SB 415 (B-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 60. Bill passed.

SB 526 (A-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 60. Bill passed.

SB 710 (A-Engrossed) – Read third time. Carried by Lee. On passage of the bill the vote was: Yeas, 59; Absent, 1 – Starr. Bill passed.

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

HB 3808 – Read third time. Carried by Kropf.

Previous question moved by Kruse, carried.

Call of the House demanded by Minnis, joined by Backlund, Smith, G., Gardner, Zauner and Wilson. All present.

HB 3808 – On passage of the bill the vote was: Yeas, 36; Nays, 24 – Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Kafoury, King, Leonard, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Shetterly, Tomei, Walker, V., Wirth, Witt. Bill passed.

HB 3924 (A-Engrossed) – Read third time. Kropf moved bill be referred to Committee on Rules, Redistricting and Public Affairs. Motion carried on viva voce vote. Bill referred.

HB 2332, 2891, 3574, 3633, 3637 – Read second time and passed to third reading.

SB 114 – Read first time and passed to Speaker's desk for referral.

SB 47, 210, 212, 251, 255, 258, 324, 325, 326, 332, 529, 591, 606, 715, 911 – Read second time and passed to third reading.

Speaker announced the following sine die preparations:

In compliance with House Rule 9.01 (6), I am closing the following Committees effective immediately:

Business, Labor and Consumer Affairs

Smart Growth and Commerce

Stream Restoration and Species Recovery

Water and Environment

SB 227 (B-Engrossed) – By unanimous consent, on request of Gardner, rules suspended to permit Winters to change her vote from “nay” to “aye” on passage of bill.

Kruse announced that Committee on Health and Public Advocacy has finished its work and will meet only at the call of the Speaker.

SB 826 – Speaker signed.

HB 2263, 2282, 2369, 2409, 2428, 2444, 2455, 2500, 2549, 2594, 2610, 2655, 2671, 2795, 2983, 3039, 3041, 3053, 3080, 3193, 3208, 3338, 3352, SB 69, 507 – Speaker signed.

HB 5003, 5024, 5030, 5033, 5042, 2094, 2097, 2099, 2117, 2156, 2186, 2189, 2197, 2201, 2259, 2494, 2520, 2554, 2606, 2667, 2712, 2718, 2822, 3006, 3730, 3858, 3964, HJM 12, 22, SB 580 – Speaker signed.

HB 5035, 2009, 2027, 2138, 2234, 2354, 2375, 2572, 2605, 2608, 2616, 2644, 2652, 2665, 2670, 2704, 2938, 3066, 3123, 3364, 3634, 3665 – Speaker signed.

House adjourned until 10:00 a.m., Thursday, May 24, 2001 on motion of Krummel.

Thursday, May 24, 2001 – Morning Session

House convened at 10:00 a.m. Hill in Chair. All present except: Excused for business of the House, 15 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Minnis, Morgan, Ringo, Shetterly, Walker, C., Walker, V., Westlund, Williams, Wilson, Speaker Simmons.

Opening Ceremony presented by Sue Shaffer, Cow Creek Band of Umpqua Indians, Roseburg.

SB 107, 293, 470, HB 5007, 5045, 2178, 3376 – Message from the Senate announcing passage.

HB 2181, 2818, 2967 – Message from the Senate announcing passage as amended by the Senate.

SB 269, 339, 530 – Message from the Senate announcing concurrence in House amendments and repassage.

SB 75, 76, 77, 106, 122, 123, 177, 187, 412, 5505, SCR 4, 5, 9, SJM 2, 7 – Message from the Senate announcing President signed on May 23, 2001.

HB 2009, 2027, 2094, 2097, 2099, 2117, 2138, 2156, 2186, 2189, 2197, 2201, 2234, 2259, 2263, 2282, 2354, 2369, 2375, 2409, 2428, 2444, 2455, 2494, 2500, 2520, 2549, 2554, 2572, 2594, 2605, 2606, 2608, 2610, 2616, 2644, 2652, 2655, 2665, 2667, 2670, 2671, 2704, 2712, 2718, 2795, 2822, 2938, 2983, 3006, 3039, 3041, 3053, 3066, 3080, 3123, 3193, 3338, 3352, 3364, 3634, 3665, 3730, 3858, 3964, 5003, 5024, 5030, 5033, 5035, 5042, HJM 12, 22 – Message from the Senate announcing President signed on May 23, 2001.

HB 5001 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5036 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2121 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2139 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2166 – Report by Committee on Water and Environment without recommendation as to passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2214 – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

HB 2239 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 2251 – Report by Committee on Ways and Means recommending passage.

HB 2292 – Report by Committee on Smart Growth and Commerce without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs before referral to Committee on School Funding and Tax Fairness/Revenue by prior reference. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 2536 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed.

HB 2584 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2599 – Report by Committee on Student Achievement and School Accountability recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2730 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2867 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments and be printed engrossed.

HB 2867 – Report by Minority of Committee on Business, Labor and Consumer Affairs, signed by Leonard, Merkley, Rosenbaum and Walker, V., recommending passage with amendments and be printed engrossed.

HB 2892 – Report by Committee on Business, Labor and Consumer Affairs without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 2976 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 3187 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 3344 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 3405 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 3542 – Report by Committee on Health and Public Advocacy recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3614 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 3617 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 3619 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 3659 – Report by Committee on Government Efficiency recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3759 – Report by Committee on Business, Labor and Consumer Affairs recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3810 – Report by Committee on Water and Environment without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 3854 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3863 – Report by Committee on Business, Labor and Consumer Affairs without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 3899 – Report by Committee on Transportation recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3965 – Report by Committee on Business, Labor and Consumer Affairs recommending passage.

HB 3965 – Report by Minority of Committee on Business, Labor and Consumer Affairs, signed by Rosenbaum and Merkley, recommending passage with amendments and be printed engrossed.

HB 3989 – Report by Committee on Stream Restoration and Species Recovery recommending passage and be placed on Consent Calendar.

HCR 10 – Report by Committee on Water and Environment without recommendation as to adoption and be referred to Committee on Rules, Redistricting and Public Affairs. Resolution referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

SB 374 (A-Engrossed) – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

SB 374 (A-Engrossed) – Report by Minority of Committee on Smart Growth and Commerce, signed by Knopp and Garrard, recommending passage.

SB 417 (A-Engrossed) – Report by Committee on Water and Environment without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

SB 447 – Report by Committee on Business, Labor and Consumer Affairs without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

SB 463 (A-Engrossed) – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

SB 485 (A-Engrossed) – Report by Committee on Business, Labor and Consumer Affairs without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

SB 520 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

SB 521 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

SB 579 (A-Engrossed) – Report by Committee on Water and Environment recommending passage.

SB 724 (A-Engrossed) – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

SB 811 – Report by Committee on Student Achievement and School Accountability without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

SB 844 – Report by Committee on Transportation recommending passage.

SB 872 – Report by Committee on Water and Environment without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

SB 948 (A-Engrossed) – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

SJR 7 – Report by Committee on Rules, Redistricting and Public Affairs recommending adoption with amendments and be printed engrossed.

SB 160 (B-Engrossed) – Report by Conference Committee, signed by Senators Starr, Chair; Courtney and Ferrioli and Representatives Backlund, Morrisette and Smith, T., recommending that the Senate concur in the House amendments dated April 17, 2001 and the bill be further amended and repassed.

HB 2016 – Report by Committee on Water and Environment without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 2019 – Report by Committee on Water and Environment without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 2142 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 2886 – Report by Committee on Water and Environment without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 2933 – Report by Committee on Water and Environment without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 3585 – Report by Committee on Water and Environment without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 3711 – Report by Committee on Stream Restoration and Species Recovery without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

SB 695 (A-Engrossed) – Report by Committee on Transportation recommending passage and be placed on Consent Calendar.

SB 696 – Report by Committee on Transportation recommending passage and be placed on Consent Calendar.

SB 928 (A-Engrossed) – Report by Committee on Water and Environment recommending passage.

SB 354 – By unanimous consent, on request of Chair, rules suspended and consideration of Committee and Minority Reports taken from today's calendar and placed in their proper order on Friday's, May 25, 2001 Calendar.

HB 3144, 3326, 3386, 3804, 3835, 3909, 3944 – Read second time and passed to third reading.

SB 251 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 43; Nays, 2 – Schrader, Witt; Excused for business of the House, 15 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Minnis, Morgan, Ringo, Shetterly, Walker, C., Walker, V., Westlund, Williams, Wilson, Speaker Simmons. Bill passed.

SB 255 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 40; Nays, 5 – Butler, Close, Kropf, Verger, Witt; Excused for business of the House, 15 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Minnis, Morgan, Ringo, Shetterly, Walker, C., Walker, V., Westlund, Williams, Wilson, Speaker Simmons. Bill passed.

SB 258 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 40; Nays, 5 – Butler, Close, Kropf, Verger, Witt; Excused for business of the House, 15 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Minnis, Morgan, Ringo, Shetterly, Walker, C., Walker, V., Westlund, Williams, Wilson, Speaker Simmons. Bill passed.

SB 325 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 41; Nays, 4 – Butler, Kruse, Verger, Winters; Excused for business of the House, 15 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Minnis, Morgan, Ringo, Shetterly, Walker, C., Walker, V., Westlund, Williams, Wilson, Speaker Simmons. Bill passed.

SB 326 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 44; Excused for business of the House, 16 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Minnis, Morgan, Ringo, Shetterly, Starr, Walker, C., Walker, V., Westlund, Williams, Wilson, Speaker Simmons. Bill passed.

SB 332 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 42; Nays, 2 – Close, Witt; Excused for business of the House, 16 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Minnis, Morgan, Ringo, Shetterly, Starr, Walker, C., Walker, V., Westlund, Williams, Wilson, Speaker Simmons. Bill passed.

SB 911 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 44; Excused for business of the House, 16 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Minnis, Morgan, Ringo, Shetterly, Starr, Walker, C., Walker, V., Westlund, Williams, Wilson, Speaker Simmons. Bill passed.

HB 2258 – Read third time. Carried by Morrisette. On passage of the bill the vote was: Yeas, 43; Absent, 1 – Close; Excused for business of the House, 16 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Minnis, Morgan, Ringo, Shetterly, Starr, Walker, C., Walker, V., Westlund, Williams, Wilson, Speaker Simmons. Bill passed.

HB 2261 – Read third time. Carried by Barnhart. On passage of the bill the vote was: Yeas, 44; Excused for business of the House, 16 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Minnis, Morgan, Ringo, Shetterly, Starr, Walker, C., Walker, V., Westlund, Williams, Wilson, Speaker Simmons. Bill passed.

HB 2332 (A-Engrossed) – Read third time. Carried by Hass.

Potential conflict of interest declared by Hill.

HB 2332 (A-Engrossed) – On passage of the bill the vote was: Yeas, 46; Excused for business of the House, 14 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Minnis,

Ringo, Shetterly, Walker, C., Walker, V., Westlund, Williams, Wilson, Speaker Simmons. Bill passed.

HB 2891 (A-Engrossed) – Read third time. Carried by Rosenbaum. On passage of the bill the vote was: Yeas, 40; Nays, 5 – Close, Doyle, Garrard, Morgan, Witt; Absent, 1 – Hayden; Excused for business of the House, 14 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Ringo, Schrader, Shetterly, Walker, C., Walker, V., Westlund, Williams, Wilson, Speaker Simmons. Bill passed.

HB 2981 (B-Engrossed) – Read. Carried by Lee. On passage of the bill the vote was: Yeas, 39; Nays, 6 – Barnhart, Beck, Leonard, March, Rosenbaum, Wirth; Absent, 2 – Jenson, Verger; Excused for business of the House, 13 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Ringo, Schrader, Shetterly, Walker, C., Walker, V., Williams, Wilson, Speaker Simmons. Bill passed.

HB 3574 (A-Engrossed) – Read third time. Carried by Nolan, Krummel. On passage of the bill the vote was: Yeas, 47; Excused for business of the House, 13 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Ringo, Schrader, Shetterly, Walker, C., Walker, V., Williams, Wilson, Speaker Simmons. Bill passed.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Second Reading of Senate Bills.

SB 65, 208, 209, 276, 296, 317, 405, 488, 562, 720, 730, 756, 887, 957, 961 – Read second time and passed to third reading.

SJR 28 – By unanimous consent, on request of Chair, rules suspended to permit second reading and final consideration immediately.

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

SJR 28 (A-Engrossed) – Read second time. Carried by Nelson.

By unanimous consent, on request of Nelson, rules suspended to permit use of visual aid during presentation of resolution.

SJR 28 – On adoption of the resolution the vote was: Yeas, 50; Excused for business of the House, 10 – Backlund, Dingfelder, Krieger, Lowe, Schrader, Shetterly, Walker, C., Walker, V., Williams, Wilson. Resolution adopted.

SB 488 – By unanimous consent, on request on Chair, rules suspended to permit third reading and final consideration immediately.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 488 – Read third time as a Special Order of Business. Carried by Gardner. On passage of the bill the vote was: Yeas, 44; Nays, 5 – Butler, Close, Garrard, Krieger, Zauner; Absent,

1 – Witt; Excused for business of the House, 10 – Backlund, Dingfelder, Schrader, Shetterly, Smith, T., Tomei, Walker, C., Walker, V., Williams, Wilson. Bill passed.

House recessed for 10 minutes on motion of Gardner.

House reconvened at 11:45 a.m. Hill in Chair. All present except: Excused for business of the House, 3 –Schrader, Shetterly, Tomei.

Having recessed under the order of business of Third Reading of House Bills, the House continued under that order of business.

HB 3633 (A-Engrossed) – Read third time. Carried by Patridge.

Wilson in Chair.

Previous question moved by Minnis, carried.

Call of the House demanded by Minnis, joined by Nolan, Garrard, March, Doyle and Hill. All present except: Absent (not subject to Call), 1 – Wirth.

HB 3633 (A-Engrossed) – On passage of the bill the vote was: Yeas, 49; Nays, 10 – Barnhart, Beck, Dingfelder, Hansen, Kafoury, Lee, Leonard, Nolan, Rosenbaum, Witt; Absent, 1 – Wirth.

Hill changed vote from “nay” to “aye” and served notice of possible reconsideration.

HB 3633 (A-Engrossed) – Bill passed.

Ackerman requested the following explanation of his vote be entered in the Journal:

“I voted in the affirmative on House Bill 3633 for several reasons:

“First, during the floor debate I presented evidence from the Pope & Talbot Company and their concern on implementation of Senate Bill 1149. This evidence indicated that if forced into the deregulated market, Pope & Talbot would be subjected to a 400% increase in electricity cost and additional fees for shaping of services, transmission and distribution.

“I expect that our large commercial and other industrial accounts would also experience rate increases in this range. These rate increases would be passed on to customers in the form of higher prices. Marginal businesses would close, resulting in unemployment.

“Second, I believe that the increased rates caused by direct access would be greater than any of the benefits derived from the public purpose charge that would have been imposed during the period of deferral.

“Third, although House Bill 3633 allows the Public Utility Commission to charge back the cost of deferral to the ratepayers, these amounts will be relatively insignificant. The PUC must first determine that the costs incurred were prudent. Since many of these costs would have been incurred even if deferral were not authorized, the PUC will not allow them to be charged back. Any resulting cost passed to ratepayers would be relatively insignificant in that the annual revenues our two investor owned utilities are \$4.6 billion annually. Based upon credible figures presented on the House floor, this increase, if allowed, would raise rates by .004% in one year. This would equal four cents on a utility bill of \$100.00.

“I prefer the adoption of the Minority Report to House Bill 3502, which was presented to the House last week. This report would have deferred deregulation until 91 days past sine die adjournment of the next legislative session. More important, this report would have continued the public purpose charge effective October 1, 2001, as originally intended.

“That Minority Report was defeated on a party line vote. House Bill 3633 is the only vehicle we can present to the Senate regarding deregulation. I fully anticipate that House Bill 3633 will be amended in the Senate, and we will revisit these important issues during a conference committee.

"If that occurs, I will use my best efforts to retain the public service fee and eliminate the provision regarding the pass through of the potential rate increases resulting from deregulation."

Barnhart requested the following explanation of his vote be entered in the Journal:

"I voted 'No' on House Bill 3633 because although it does postpone implementation of 1999 Senate Bill 1149, HB 3633 has two (2) major flaws.

" - HB 3633 postpones the Public Purposes section of SB 1149 along with postponing deregulation of power rates

" - Section 7 of HB 3633 permits Portland General Electric Company and PacifiCorp to pass the full costs of the implementation delay plus interest costs to the ratepayers

"HB 3633 postpones the Public Purposes section of 1999 SB 1149 for the same 18 months as the implementation of the major portion of the bill itself, in effect giving away the power savings that could be generated IMMEDIATELY through the implementation of the conservation portion of SB 1149. Postponing Public Purposes makes it more difficult to balance the supply and demand for electricity. I spoke extensively in connection with this issue during the debate.

"Section 7 of HB 3633 will increase costs to the ratepayers, including all residential ratepayers, in the areas served by PGE & PacifiCorp. Section 7 will force ratepayers to bear the full cost of the delay of implementation, plus implementations costs and any interest charges incurred. Section 7 is written in such a broad manner that many costs may be passed along to the ratepayer that should not be. This expense is estimated to be at least \$102.00 million not counting the costs of mitigation that cannot be calculated at this time.

"These two (2) items make the bill unacceptable. I would have voted for a bill implementing the Public Purposes section of the SB 1149 and either omitting Section 7 of the current bill or narrowing way in which real costs are passed along to ratepayers while postponing the balance of SB 1149."

Bates requested the following explanation of his vote be entered in the Journal:

"I voted yes today on HB 3633-A because I do not believe that unregulated production of electrical power is in the best interest of the people of Oregon. This bill temporarily stops deregulation, but unfortunately it does not contain the public purposes fee for conservation measures. Still the overriding need to stop deregulation compelled me to vote yes on this bill. This was obviously a difficult vote for me. There is the possibility that a bill stopping deregulation, which includes the public purposes fee, may still come before us. However, I cannot take that chance, and have therefore voted yes for HB 3633-A. I would further note that I carried the minority report on HB 3502-A, which stopped deregulation for almost three years and contained the public purposes fee. This bill was defeated on a partisan vote of 33 Republicans to 27 Democrats."

Dingfelder requested the following explanation of her vote be entered in the Journal:

"I voted against HB 3633, which would delay the restructuring of Oregon's energy market, for several reasons. SB 1149, which passed in 1999, provides hard won protections for consumers, the environment, and low-income Oregonians through the establishment of the public purposes fund. I will not support any bill that repeals or delays the implementation of the public purposes fund, which funds cost-effective local energy conservation, new market transformation efforts, the above-market costs of new renewable energy resources and new low-income weatherization.

"As energy prices and demand rise and Oregon faces an energy shortage, it is essential that consumers have these protections provided by the public purposes fund now, and not in 18 months. Furthermore, currently Oregon law requires any costs that are put into rates be 'used and useful' so that consumers are receiving actual value for what they are paying. HB 3633A contains an exception to this requirement. Utilities will be allowed to collect the costs they have spent to date to implement the restructuring act during the delay period, even though consumers will not see the benefits of those costs for a year and a half. Thus, rates will go up for costs that are not currently 'used and useful.'

"It is not responsible government to delay the implementation of the safeguards embodied in the public purposes fund while providing a subsidy to the electric companies, and the majority of my constituents agree. Therefore, I voted no on HB 3633."

Lee requested the following explanation of her vote be entered in the Journal:

"My no vote on HB 3633 reflects my opinion that it will cost the ratepayers of Oregon more to delay utility restructuring for 18 months than for 6 months, a difference of \$100 million (18 months) versus \$24 million (6 months). A shorter delay would have provided a more viable fiscal result."

March requested the following explanation of his vote be entered in the Journal:

"I voted in favor of HB 3633, which postpones energy deregulation in Oregon for 18 months, because I feel that we need to send a message to the Senate that the issue of deregulation needs to be addressed in a way that allows the 2003 legislature to either correct or end this experiment in deregulation.

"A lot has changed since Senate Bill 1149 was passed in 1999. If SB 1149 goes into effect in its current form on October 1, 2001, the energy consumers of Oregon will be at risk. For one, the legislature has not yet passed a bill that would remove Section 6 from SB 1149. Section 6 gives the Public Utility Commission the authority to order the divestiture of power generating capacity, which was a major contributing factor to the energy crisis in California and could result in the same problem here in Oregon.

"I expect that our vote against deregulation will bring the Senate to the table to discuss how to best protect all Oregon ratepayers in light of the present energy situation. The solution must encourage conservation, help with low-income energy assistance, provide education on energy conservation and give financial incentives for renewable energy sources crucial for Oregonians."

Monnes Anderson requested the following explanation of her vote be entered in the Journal:

"I voted in favor of House Bill 3633, which postpones restructuring of the electric power industry for 18 months because this bill may be the only bill passed by the House this session to implement delay. I also wanted to send a message to the Senate that we must address our constituents' concerns about escalating costs.

"We are quickly approaching a summer season that holds the promise of drought. Our constituents also need only to look at our neighbor to the south to see the devastating effects of energy deregulation gone wrong. We must ensure that deregulation is in the best interests of Oregon ratepayers before we proceed further.

"Despite its important delay provision, HB 3633 falls short because it also delays the public purposes fund, which would fund low-income energy assistance, renewable energy investment and conservation. We are in an energy crisis and cannot wait another two years to explore energy alternatives and assist low-income seniors and families with energy bills. I hope that the Senate will address this important issue and amend HB 3633 to include the public purposes fund."

Walker, V. requested the following explanation of her vote be entered in the Journal:

"I voted yes on House Bill 3633 for the following reasons:

"I did not support Senate Bill 1149 in the 1999 Session, nor do I support it now. I believe the implementation of SB 1149 will have serious ramifications on utility rates in our state, particularly as they impact the large commercial and industrial accounts that are forced to go out into the deregulated market. Rate increases would most likely be passed along to customers. Portland General Electric has also made it clear they are not ready for implementation of SB 1149 at this time.

"Additionally, I believe the rate increases caused by direct access into the deregulated market would be far greater than any benefits received had the public purpose charges been imposed during the period of delay.

"While I have some concerns that utilities will be able to charge back the cost of restructuring to the ratepayers, the PUC will be able to determine the legitimacy and amount of those costs so that ratepayers will not be severely impacted.

"I voted for a minority report on HB 3502 on May 16, 2001, which would have delayed the implementation of SB 1149 for an even longer period of time, but allowed for commencement of the public purpose charge on October 1, 2001, as scheduled. Earlier this month House Democrats attempted to force HB 3150 to the floor, which would have repealed SB 1149 altogether. Both motions were defeated along party lines, and we are now left with HB

3633 as the only opportunity to address this very important issue for the citizens of our state.

"It is my hope that HB 3633 will eventually make its way to a conference committee so that we can have further discussion on this issue."

HB 3637 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Tuesday's, May 29, 2001 Calendar.

House recessed until 3:30 p.m. on motion of Jenson.

Thursday, May 24, 2001 – Afternoon Session

House reconvened at 3:30 p.m. Wilson in Chair.

Call of the House demanded by Garrard, joined by March, Verger, Tomei, Monnes Anderson and Krieger. All present except: Absent (subject to Call), 8 – Close, Gardner, Kafoury, Kruse, Leonard, Schrader, Winters, Witt; Excused for business of the House (subject to Call), 3 – Hill, Lowe, Speaker Simmons.

Speaker Pro Tempore in Chair.

By unanimous consent, on request of Garrard, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Third Reading of House Bills, the House advanced to the order of business of Final Reading of Memorials and Resolutions.

HJR 46 (A-Engrossed) – Read second time. Carried by Hass. On adoption of the resolution the vote was: Yeas, 51; Nays, 1 – Hayden; Absent, 3 – Gardner, Kruse, Witt; Excused for business of the House, 5 – Hill, Lowe, Schrader, Winters, Speaker Simmons. Resolution adopted.

SCR 6 – Read second time. Carried by Westlund.

Kruse in Chair.

SCR 6 – On adoption of the resolution the vote was: Yeas, 49; Absent, 1 – Gardner; Excused for business of the House, 10 – Beck, Hill, Lowe, Minnis, Morgan, Schrader, Shetterly, Starr, Williams, Speaker Simmons. Resolution adopted.

SCR 8 – Read second time. Carried by Monnes Anderson. On adoption of the resolution the vote was: Yeas, 49; Absent, 1 – Gardner; Excused for business of the House, 10 – Beck, Hill, Lowe, Minnis, Morgan, Schrader, Shetterly, Starr, Williams, Speaker Simmons. Resolution adopted.

SB 107, 293, 470 – Read first time and passed to Speaker's desk for referral.

SB 47 (A-Engrossed) – Read third time. Carried by Rosenbaum. On passage of the bill the vote was: Yeas, 49; Absent, 1 – Gardner; Excused for business of the House, 10 – Beck, Hill, Lowe, Minnis, Morgan, Schrader, Shetterly, Starr, Williams, Speaker Simmons. Bill passed.

SB 210 (B-Engrossed) – Read third time. Carried by Monnes Anderson. On passage of the bill the vote was: Yeas,

49; Absent, 1 – Gardner; Excused for business of the House, 10 – Beck, Hill, Lowe, Minnis, Morgan, Schrader, Shetterly, Starr, Williams, Speaker Simmons. Bill passed.

SB 212 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of Senate Bills and placed in its proper order on Tuesday's, May 29, 2001 Calendar.

SB 324 – Read third time. Carried by Backlund.

Potential conflict of interest declared by Krummel.

SB 324 – On passage of the bill the vote was: Yeas, 49; Absent, 1 – Gardner; Excused for business of the House, 10 – Beck, Hill, Lowe, Minnis, Morgan, Schrader, Shetterly, Starr, Williams, Speaker Simmons. Bill passed.

SB 529 (A-Engrossed) – Read third time. Carried by Hass. On passage of the bill the vote was: Yeas, 48; Nays, 1 – Ringo; Absent, 1 – Gardner; Excused for business of the House, 10 – Beck, Hill, Lowe, Minnis, Morgan, Schrader, Shetterly, Starr, Williams, Speaker Simmons. Bill passed.

SB 591 (B-Engrossed) – Read third time. Carried by Leonard.

Wilson in Chair.

SB 591 (B-Engrossed) – On passage of the bill the vote was: Yeas, 47; Nays, 1 – Garrard; Absent, 2 – Gardner, Morrisette; Excused for business of the House, 10 – Beck, Hill, Lowe, Minnis, Morgan, Schrader, Shetterly, Starr, Williams, Speaker Simmons. Bill passed.

SB 606 (A-Engrossed) – Read third time. Carried by Kruse. On passage of the bill the vote was: Yeas, 38; Nays, 10 – Barnhart, Dingfelder, Johnson, Kafoury, March, Merkley, Nolan, Ringo, Rosenbaum, Tomei; Absent, 2 – Gardner, Morrisette; Excused for business of the House, 10 – Beck, Hill, Lowe, Minnis, Morgan, Schrader, Shetterly, Starr, Williams, Speaker Simmons. Bill passed.

SB 715 (B-Engrossed) – Read third time. Carried by Hass. On passage of the bill the vote was: Yeas, 48; Absent, 2 – Gardner, Morrisette; Excused for business of the House, 10 – Beck, Hill, Lowe, Minnis, Morgan, Schrader, Shetterly, Starr, Williams, Speaker Simmons. Bill passed.

By unanimous consent, on request of Chair, rules suspended to temporarily return to the order of business of Third Reading of House Bills.

HB 3637 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 3637 (A-Engrossed) – Read third time. Carried by Krieger.

Call of the House demanded by Krieger, joined by Butler, Smith, T., Hansen, March and Smith, G. All present except: Absent (subject to Call), 3 – Hill, Lowe, Morrisette; Absent (not subject to Call), 1 – Gardner.

By unanimous consent, on request of Krieger, rules suspended to dispense with further proceedings under the Call of the House.

HB 3637 (A-Engrossed) – On passage of the bill the vote was: Yeas, 41; Nays, 15 – Ackerman, Barnhart, Beck, Dingfelder, Hass, Johnson, March, Merkley, Monnes Anderson, Nolan, Ringo, Rosenbaum, Tomei, Walker, V., Wirth; Absent, 2 – Gardner, Morrisette; Excused for business of the House, 2 – Hill, Lowe. Bill passed.

HB 2386, 2790, 3207, HR 1, HJM 2, 20 – Speaker signed.

House adjourned until 10:00 a.m., Friday, May 25, 2001 on motion of Jensen.

Friday, May 25, 2001 – Morning Session

House convened at 10:00 a.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Simmons, joined by Tomei, Hansen, Nelson, Minnis and Smith, T. All present except: Absent (subject to Call), 2 – Smith, G., Wirth; Absent (not subject to Call), 3 – Gardner, Kropf, Leonard; Excused (not subject to Call), 1 – Hopson; Excused for business of the House (not subject to Call), 10 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Ringo, Walker, V., Westlund, Williams, Wilson.

By unanimous consent, on request of Simmons, rules suspended to dispense with further proceedings under the Call of the House.

Posting of the Colors by Junior ROTC, North Salem High School, Salem.

Opening Ceremony presented by Jay Minthorn, Board of Trustees of Confederated Tribes of Umatilla, Pendleton.

HB 2222, 2077, 2093, 2192, 2490, 3486, 2347, 2588, 2571, 2226, 2491 – Message from the Governor announcing he signed on May 24, 2001.

SB 95, 635, 747, HB 2111, 2389, 2613, 3109, 3489 – Message from the Senate announcing President signed on May 24, 2001.

HB 2337, 2656, 3147 – Message from the Senate announcing passage as amended by the Senate.

SB 13, 315, 320 – Message from the Senate announcing concurrence in House amendments and repassage.

HB 2612 – Message from the Senate announcing adoption of Committee Report and repassage.

HB 2483 – Message from the Senate announcing Senators Starr, Castillo and Nelson appointed Senate conferees.

HB 3395 – Message from the Senate announcing Senators Starr, Castillo and Fisher appointed Senate conferees.

HB 3586 – Message from the Senate announcing repassage as amended by the Senate.

HB 2386, 2790, 3207, HJM 2, 20 – Message from the Senate announcing President signed on May 24, 2001.

HB 3208, SB 16, 124, 130, 165, 305, 337, 338, 340, 394, 429, 441, 597 – Message from the Senate announcing President signed on May 24, 2001.

HB 3120 – Report by Committee on Health and Public Advocacy recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 3200 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 3353 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 3444 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 3457 – Report by Committee on Health and Public Advocacy recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 3638 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed.

HB 3809 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed.

HB 3840 – Report by Committee on Transportation recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3971 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed.

HB 3980 (A-Engrossed) – Report by Committee on Smart Growth and Commerce recommending passage with amendments and be printed engrossed.

SB 45 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage.

SB 286 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

SB 400 (A-Engrossed) – Report by Committee on Advancing E-Government recommending passage and be placed on Consent Calendar.

SB 401 – Report by Committee on Advancing E-Government recommending passage and be placed on Consent Calendar.

SB 413 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage.

SB 436 – Report by Committee on Health and Public Advocacy recommending passage.

SB 445 (A-Engrossed) – Report by Committee on Transportation recommending passage.

SB 644 (A-Engrossed) – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

SB 755 (A-Engrossed) – Report by Committee on Advancing E-Government recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

SB 846 (A-Engrossed) – Report by Committee on Advancing E-Government recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

SJR 17 – Report by Committee on Advancing E-Government recommending adoption with amendments and be printed engrossed.

HCR 11 (A-Engrossed) – Read second time as a Special Order of Business. Carried by Jenson. On adoption of the resolution the vote was: Yeas, 47; Absent, 3 – Gardner, Leonard, Smith, G.; Excused, 1 – Hopson; Excused for business of the House, 9 – Backlund, Dingfelder, Krieger, Lowe, Ringo, Walker, V., Westlund, Williams, Wilson. Resolution adopted.

HB 3144 – By unanimous consent, on request of Chair, bill taken from today's Third Reading of House Bills and placed in its proper order on Wednesday's, May 30, 2001 Calendar.

SJR 40, SB 65 – By unanimous consent, on request of Chair, measures taken from today's calendar and placed in their proper order on Tuesday's, May 29, 2001 Calendar.

HB 2181 (B-Engrossed) – Close moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 46; Absent, 3 – Gardner, Hayden, Leonard; Excused, 1 – Hopson; Excused for business of the House, 10 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Ringo, Walker, V., Westlund, Williams, Wilson. Bill repassed.

HB 2818 (A-Engrossed) – Starr moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 47; Absent, 2 – Gardner, Leonard; Excused, 1 – Hopson; Excused for business of the House, 10 – Ackerman, Backlund, Dingfelder, Krieger, Lowe, Ringo, Walker, V., Westlund, Williams, Wilson. Bill repassed.

HB 2967 (B-Engrossed) – Close moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 46; Nays, 1 – Rosenbaum; Absent, 2 – Gardner, Leonard; Excused, 1 – Hopson; Excused for business of the House, 10 – Ackerman,

Backlund, Dingfelder, Krieger, Lowe, Ringo, Walker, V., Westlund, Williams, Wilson. Bill repassed.

SB 354 (A-Engrossed) – Knopp moved House adopt Committee Report.

In the absence of a motion to substitute the Minority Report for the Committee Report, by order of Chair, bill advanced to second and third reading.

SB 354 – By unanimous consent, on request of Knopp, rules suspended to permit second and third reading and final consideration immediately.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Second Reading of Senate Bills.

SB 354 – Read second time and passed to third reading.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 354 (A-Engrossed) – Read third time. Carried by Knopp. On passage of the bill the vote was: Yeas, 48; Absent, 2 – Gardner, Leonard; Excused, 1 – Hopson; Excused for business of the House, 9 – Ackerman, Backlund, Dingfelder, Lowe, Ringo, Walker, V., Westlund, Williams, Wilson. Bill passed.

HB 2239, 2251, 2272, 2771, 2980, 3002, 3007, 3014, 3024, 3336, 3408, 3564, 3611, 3619, 3673, 3680, 3778, 3902, 3920 – Read second time and passed to third reading.

SB 276 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 49; Absent, 2 – Gardner, Leonard; Excused, 1 – Hopson; Excused for business of the House, 8 – Ackerman, Backlund, Dingfelder, Lowe, Ringo, Walker, V., Williams, Wilson. Bill passed.

SB 296 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 48; Nays, 1 – Close; Absent, 3 – Gardner, Lee, Leonard; Excused, 1 – Hopson; Excused for business of the House, 7 – Ackerman, Dingfelder, Lowe, Ringo, Walker, V., Williams, Wilson. Bill passed.

SB 317 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 49; Absent, 3 – Gardner, Leonard, Wirth; Excused, 1 – Hopson; Excused for business of the House, 7 – Ackerman, Dingfelder, Lowe, Ringo, Walker, V., Williams, Wilson. Bill passed.

SB 720 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 51; Absent, 2 – Gardner, Leonard; Excused, 1 – Hopson; Excused for business of the House, 6 – Ackerman, Dingfelder, Lowe, Ringo, Williams, Wilson. Bill passed.

SB 756 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 52; Absent, 2 – Gardner, Leonard; Excused, 1 – Hopson; Excused for business of the House, 5 – Ackerman, Dingfelder, Lowe, Ringo, Williams. Bill passed.

SB 957 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 53; Absent, 2 – Gardner, Leonard; Excused, 1 – Hopson; Excused for business of the House, 4 – Ackerman, Dingfelder, Lowe, Ringo. Bill passed.

HB 3326 (A-Engrossed) – Read third time. Carried by Knopp.

Call of the House demanded by Knopp, joined by Hansen, Verger, Backlund, Zauner and Kruse. All present except: Absent (not subject to Call), 2 – Gardner, Leonard; Excused (not subject to Call), 1 – Hopson.

HB 3326 (A-Engrossed) – On passage of the bill the vote was: Yeas, 33; Nays, 24 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Hass, Johnson, Kafoury, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Shetterly, Tomei, Verger, Walker, V., Williams, Wirth, Witt; Absent, 2 – Gardner, Leonard; Excused, 1 – Hopson. Bill passed.

HB 3386 (A-Engrossed) – Read third time. Carried by Smith, P. On passage of the bill the vote was: Yeas, 57; Absent, 2 – Gardner, Leonard; Excused, 1 – Hopson. Bill passed.

HB 3804 (A-Engrossed) – Read third time. Carried by Starr. On passage of the bill the vote was: Yeas, 57; Absent, 2 – Gardner, Leonard; Excused, 1 – Hopson. Bill passed.

HB 3835 (A-Engrossed) – Read third time. Carried by Smith, P. On passage of the bill the vote was: Yeas, 57; Absent, 2 – Gardner, Leonard; Excused, 1 – Hopson. Bill passed.

HB 3909 (A-Engrossed) – Read third time. Carried by Starr. On passage of the bill the vote was: Yeas, 53; Nays, 2 – Brown, Smith, G.; Absent, 3 – Doyle, Gardner, Leonard; Excused, 1 – Hopson; Excused for business of the House, 1 – Schrader. Bill passed.

HB 3944 (A-Engrossed) – Read third time. Carried by Merkley. On passage of the bill the vote was: Yeas, 54; Absent, 4 – Gardner, King, Kruse, Leonard; Excused, 1 – Hopson; Excused for business of the House, 1 – Schrader. Bill passed.

By unanimous consent, on request of Chair, rules suspended to temporarily return to the order of business of Propositions and Motions.

HB 2142 – By unanimous consent, on request of Chair, rules suspended to make bill a Special Order of Business as the first item considered under Third Reading of House Bills on Tuesday's, May 29, 2001 Calendar.

HJR 56 (A-Engrossed) – Read second time. Carried by Morrisette. On adoption of the resolution the vote was: Yeas, 53; Absent, 2 – Gardner, Leonard; Excused, 1 – Hopson; Excused for business of the House, 4 – Minnis, Smith, T., Westlund, Williams. Resolution adopted.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Announcements.

Speaker announced the following sine die preparations:

I am invoking the provisions of House Rule 8.15 (6) which suspends the requirement that 24 hours notice must be given for work sessions effective immediately.

I am also invoking the provision of House Rule 9.15 (4) which requires Minority Reports to be filed the session day following notice of intent to file.

SB 95, 635, 747 – Read first time and passed to Speaker's desk for referral.

SB 51, 172, 257, 259, 288, 319, 404, 408, 431, 520, 521, 568, 569, 570, 579, 581, 594, 601, 694, 844, 928, 943 – Read second time and passed to third reading.

SB 208 (A-Engrossed) – Read third time. Carried by Jensen. On passage of the bill the vote was: Yeas, 54; Absent, 2 – Gardner, Leonard; Excused, 1 – Hopson; Excused for business of the House, 3 – Minnis, Westlund, Williams. Bill passed.

SB 209 (B-Engrossed) – Read third time. Carried by Backlund. On passage of the bill the vote was: Yeas, 47; Nays, 5 – Close, Hansen, Kropf, Nolan, Witt; Absent, 2 – Gardner, Leonard; Excused, 1 – Hopson; Excused for business of the House, 5 – Lowe, Minnis, Schrader, Westlund, Williams. Bill passed.

SB 405 – Read third time. Carried by Tomei. On passage of the bill the vote was: Yeas, 47; Nays, 5 – Close, Kropf, Nelson, Witt, Zauner; Absent, 3 – Gardner, Leonard, Walker, C.; Excused, 1 – Hopson; Excused for business of the House, 4 – Minnis, Schrader, Westlund, Williams. Bill passed.

SB 562 (A-Engrossed) – Read third time. Carried by Monnes Anderson. On passage of the bill the vote was: Yeas, 52; Absent, 3 – Gardner, Hayden, Leonard; Excused, 1 – Hopson; Excused for business of the House, 4 – Minnis, Schrader, Westlund, Williams. Bill passed.

SB 730 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of Senate Bills and placed in its proper order on Tuesday's, May 29, 2001 Calendar.

SB 887 – Read third time. Carried by Monnes Anderson. On passage of the bill the vote was: Yeas, 51; Absent, 4 – Doyle, Gardner, Hayden, Leonard; Excused, 1 – Hopson; Excused for business of the House, 4 – Minnis, Schrader, Westlund, Williams. Bill passed.

SB 961 (A-Engrossed) – Read third time. Carried by Smith, P. On passage of the bill the vote was: Yeas, 52; Absent, 3 – Doyle, Gardner, Leonard; Excused, 1 – Hopson; Excused for business of the House, 4 – Minnis, Schrader, Westlund, Williams. Bill passed.

Speaker announced the following sine die preparations:

In compliance with House Rule 9.01 (6), I am closing the following Committee effective immediately:

Health and Public Advocacy

SB 5505, 75, 76, 77, 106, 122, 123, 177, 187, 412, SCR 4, 5, 9, SJM 2, 7 – Speaker signed.

House adjourned until 10:00 a.m., Tuesday, May 29, 2001 on motion of Jenson.

Tuesday, May 29, 2001 – Morning Session

House convened at 10:00 a.m. Patridge in Chair. All present.

Speaker in Chair.

Opening Ceremony presented by Vance Day, Salem.

Opening Ceremony presented by Speaker Simmons in recognition of Memorial Day and issuing a Citation Exemplar to Sgt. Donald G. Malarky, veteran of World War II, native Oregonian, Salem.

Opening Ceremony presented by Sound Jubilee Singers, directed by George Callen, Polk and Marion Counties.

Speaker Pro Tempore in Chair.

HB 2469 – Message from the Governor announcing he signed on May 25, 2001.

HB 2094, 2097, 2186, 2189, 2201, 2282, 2369, 2409, 2428, 2494, 2549, 2712, 3006, 3338, 5024, 5030, 5033, 5042 – Message from the Governor announcing he signed on May 25, 2001.

SB 144, 304, 956, HB 3594, 3677, 3682, 2216, 2339, 3263 – Message from the Senate announcing passage.

HB 2033, 2127, 2202, 2336, 2978, 3059, 3669 – Message from the Senate announcing passage as amended by the Senate.

HB 5008 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5012 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5041 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5046 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5047 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2266 – Report by Committee on Health and Public Advocacy recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and

Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2294 – Report by Committee on Health and Public Advocacy recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2440 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 2766 – Report by Committee on Health and Public Advocacy recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

HB 2848 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 3127 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 3981 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments and be printed engrossed.

HJR 65 – Report by Committee on Health and Public Advocacy recommending adoption with amendments and be printed engrossed.

SB 299 – Report by Committee on Transportation recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

SB 323 – Report by Committee on Transportation recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

SB 392 (A-Engrossed) – Report by Committee on Health and Public Advocacy recommending passage.

SB 432 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

SB 685 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

SB 786 – Report by Committee on Health and Public Advocacy recommending passage.

HB 2337 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 44; Nays, 14 – Ackerman, Barnhart, Bates, Dingfelder, Gardner, Hansen, Kafoury, March, Merkley, Morrisette, Nelson, Rosenbaum, Tomei, Wirth; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill repassed.

HB 2656 (B-Engrossed) – Krummel moved House concur in Senate amendments and repass bill as amended by

the Senate. On repassage of the bill the vote was: Yeas, 53; Nays, 4 – Ackerman, Kafoury, Nolan, Rosenbaum; Excused for business of the House, 3 – Beck, Westlund, Speaker Simmons. Bill repassed.

HB 3147 (B-Engrossed) – Close moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 43; Nays, 14 – Ackerman, Barnhart, Dingfelder, Gardner, Hansen, Leonard, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Walker, V., Wirth; Excused for business of the House, 3 – Beck, Westlund, Speaker Simmons. Bill repassed.

Barnhart requested the following explanation of his vote be entered in the Journal:

“Oregon Department of Fish and Wildlife (ODFW) **must** staff the Best Management Practices Task Force. Permissive is not good enough.”

HB 3586 (B-Engrossed) – Jenson moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 56; Excused for business of the House, 4 – Beck, Hansen, Westlund, Speaker Simmons. Bill repassed.

HB 2867 (A-Engrossed) – Knopp moved House adopt Committee Report.

HB 2867 (A-Engrossed) – Rosenbaum moved House substitute Minority Report for Committee Report.

Call of the House demanded by Patridge, joined by Zauner, Gardner, Starr, Williams and Hansen. All present.

HB 2867 (A-Engrossed) – Motion to substitute Minority Report for Committee Report failed, the vote being: Yeas, 22; Nays, 38 – Backlund, Brown, Butler, Carlson, Close, Devlin, Doyle, Garrard, Hayden, Hill, Jenson, Johnson, Knopp, Krieger, Kropf, Krummel, Kruse, Lee, Minnis, Monnes Anderson, Morgan, Nelson, Patridge, Schrader, Shetterly, Smith, G., Smith, P., Smith, T., Starr, Verger, Walker, C., Westlund, Williams, Wilson, Winters, Witt, Zauner, Speaker Simmons. Motion failed.

HB 2867 (A-Engrossed) – Motion to adopt Committee Report carried, the vote being: Yeas, 33; Nays, 26 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth; Excused for business of the House, 1 – Speaker Simmons. Committee Report adopted.

HB 2867 – By unanimous consent, on request of Knopp, rules suspended to permit second and third reading and final consideration immediately.

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

HB 2867 – Read second time and passed to third reading.

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

HB 2867 (A-Engrossed) – Read third time. Carried by Knopp.

Call of the House demanded by Knopp, joined by Witt, Zauner, Smith, P., Walker, C. and Doyle. All present.

HB 2867 (A-Engrossed) – On passage of the bill the vote was: Yeas, 35; Nays, 25 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth. Bill passed.

HB 3965 – By unanimous consent, on request of Chair, rules suspended and consideration of Committee and Minority Reports taken from today’s calendar and placed in their proper order on Wednesday’s, May 30, 2001 Calendar.

SB 374 (B-Engrossed) – Starr moved House adopt Committee Report.

In the absence of a motion to substitute the Minority Report for the Committee Report, by order of Chair, bill advanced to second and third reading.

SB 374 – By unanimous consent, on request of Starr, rules suspended to permit second and third reading and final consideration immediately.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Second Reading of Senate Bills.

SB 374 – Read second time and passed to third reading.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 374 (B-Engrossed) – Read third time. Carried by Starr. On passage of the bill the vote was: Yeas, 38; Nays, 20 – Ackerman, Barnhart, Brown, Close, Gardner, Garrard, Hill, Jenson, Knopp, Krieger, Krummel, Leonard, March, Nelson, Smith, G., Smith, P., Smith, T., Walker, V., Wilson, Zauner; Absent, 1 – Kruse; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

Barnhart requested the following explanation of his vote be entered in the Journal:

“This bill unacceptably weakens disclosure requirements for lottery game retailer businesses. Other portions of the bill are useful. However, I cannot vote for this bill because it allows owners to hide behind weak disclosure requirements.”

House recessed until 3:00 p.m. on motion of Jenson.

Tuesday, May 29, 2001 – Afternoon Session

House reconvened at 3:00 p.m. Walker, C. in Chair.

Speaker Pro Tempore in Chair.

Call of the House demanded by Knopp, joined by Krieger, March, Lowe, Walker, C. and Bates. All present except: Absent (subject to Call), 8 – Beck, Close, Hass, Hill,

Johnson, Kafoury, Walker, V., Wirth; Excused (not subject to Call), 1 – Speaker Simmons.

By unanimous consent, on request of Knopp, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House advanced to the order of business of First Reading of House Bills.

HB 5001, 5036, 2121, 2139, 2142, 2214, 2536, 2584, 2730, 2976, 3187, 3344, 3405, 3989 – Read second time and passed to third reading.

HB 3673 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 54; Absent, 4 – Beck, Close, Kafoury, Walker, V.; Excused, 1 – Speaker Simmons; Excused for business of the House, 1 – Johnson. Bill passed.

SB 172 (B-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 48; Nays, 8 – Barnhart, Hass, Kafoury, March, Merkley, Nolan, Ringo, Rosenbaum; Absent, 2 – Beck, Walker, V.; Excused, 1 – Speaker Simmons; Excused for business of the House, 1 – Johnson. Bill passed.

SB 257 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Nays, 1 – Close; Absent, 2 – Beck, Walker, V.; Excused, 1 – Speaker Simmons. Bill passed.

SB 288 (B-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Absent, 2 – Beck, Walker, V.; Excused, 1 – Speaker Simmons. Bill passed.

SB 319 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Absent, 2 – Beck, Walker, V.; Excused, 1 – Speaker Simmons. Bill passed.

SB 404 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Absent, 2 – Beck, Walker, V.; Excused, 1 – Speaker Simmons. Bill passed.

SB 408 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Absent, 2 – Beck, Walker, V.; Excused, 1 – Speaker Simmons; Excused for business of the House, 1 – Carlson. Bill passed.

SB 431 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Absent, 2 – Beck, Walker, V.; Excused, 1 – Speaker Simmons; Excused for business of the House, 1 – Carlson. Bill passed.

SB 568 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Absent, 2 – Beck, Walker, V.; Excused, 1 – Speaker Simmons; Excused for business of the House, 1 – Carlson. Bill passed.

SB 569 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Schrader; Absent, 2 – Beck, Walker, V.; Excused, 1 – Speaker Simmons; Excused for business of the House, 1 – Carlson. Bill passed.

SB 570 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Absent, 2 – Beck, Walker, V.; Excused, 1 – Speaker Simmons; Excused for business of the House, 1 – Carlson. Bill passed.

SB 581 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Absent, 2 – Beck, Walker, V.; Excused, 1 – Speaker Simmons; Excused for business of the House, 1 – Carlson. Bill passed.

SB 594 (B-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 53; Nays, 2 – Butler, Close; Absent, 3 – Beck, Hayden, Walker, V.; Excused, 1 – Speaker Simmons; Excused for business of the House, 1 – Carlson. Bill passed.

SB 601 – Read third time under Consent Calendar.

Potential conflict of interest declared by Hill.

SB 601 – On passage of the bill the vote was: Yeas, 53; Nays, 1 – Schrader; Absent, 2 – Beck, Walker, V.; Excused, 1 – Speaker Simmons; Excused for business of the House, 3 – Carlson, Morgan, Smith, G. Bill passed.

SB 694 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Close; Absent, 1 – Walker, V.; Excused, 1 – Speaker Simmons; Excused for business of the House, 2 – Carlson, Smith, G. Bill passed.

HB 2142 (A-Engrossed) – Rules suspended. Read third time as a Special Order of Business. Carried by Starr.

Call of the House demanded by Starr, joined by Nelson, Merkley, Verger, Patridge and Krummel. All present except: Excused (not subject to Call), 1 – Speaker Simmons.

HB 2142 (A-Engrossed) – On passage of the bill the vote was: Yeas, 46; Nays, 13 – Butler, Close, Hayden, Hopson, Kafoury, King, Knopp, Lowe, Monnes Anderson, Schrader, Smith, P., Smith, T., Witt; Excused, 1 – Speaker Simmons. Bill passed having received the required three-fifths majority vote.

Monnes Anderson requested the following explanation of her vote be entered in the Journal:

“I voted against House Bill 2142-A, which will raise car titling fees from \$10 to \$30 and truck titling fees to \$90. Many of my constituents consistently tell me that they do not want more tax increases. The fee increase in HB 2142-A will negatively impact many of my constituents, and therefore I voted no.”

Schrader requested the following explanation of his vote be entered in the Journal:

“I voted against HB 2142 because this transportation bill did nothing for Clackamas County. The revenue sources generated in this bill should be targeted in high growth counties such as Clackamas County. Also, the

revenue source should be simply limited to cities and counties only.”

HB 2239 (A-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Zauner; Excused, 1 – Speaker Simmons; Excused for business of the House, 3 – Close, Westlund, Williams. Bill passed.

HB 2251 – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 41; Nays, 12 – Close, Garrard, Hass, Hayden, Johnson, Krieger, Lee, Nelson, Verger, Wilson, Witt, Zauner; Excused, 1 – Speaker Simmons; Excused for business of the House, 6 – Beck, Morgan, Morrisette, Schrader, Westlund, Williams. Bill passed.

HB 2272 (A-Engrossed) – Read third time. Carried by Brown. On passage of the bill the vote was: Yeas, 51; Absent, 1 – Winters; Excused, 1 – Speaker Simmons; Excused for business of the House, 7 – Beck, Morgan, Morrisette, Schrader, Starr, Westlund, Williams. Bill passed having received the required three-fifths majority vote.

HB 2771 (A-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 50; Nays, 1 – Close; Absent, 1 – Winters; Excused, 1 – Speaker Simmons; Excused for business of the House, 7 – Beck, Morgan, Morrisette, Schrader, Starr, Westlund, Williams. Bill passed.

HB 2980 (B-Engrossed) – Read third time. Carried by Witt. On passage of the bill the vote was: Yeas, 47; Nays, 3 – Hayden, Leonard, Ringo; Excused, 1 – Speaker Simmons; Excused for business of the House, 9 – Beck, Close, Lowe, Morgan, Morrisette, Schrader, Starr, Westlund, Williams. Bill passed.

HB 3002 (A-Engrossed) – Read third time. Carried by Dingfelder. On passage of the bill the vote was: Yeas, 50; Excused, 1 – Speaker Simmons; Excused for business of the House, 9 – Beck, Close, Lowe, Minnis, Morgan, Morrisette, Schrader, Westlund, Williams. Bill passed.

HB 3007 (A-Engrossed) – Read third time. Carried by Merkley, Witt. On passage of the bill the vote was: Yeas, 48; Nays, 1 – Close; Absent, 1 – Hayden; Excused, 1 – Speaker Simmons; Excused for business of the House, 9 – Beck, Butler, Lowe, Morgan, Morrisette, Schrader, Starr, Westlund, Williams. Bill passed.

HB 3014 – By unanimous consent, on request of Chair, rules suspended and bill taken from today’s Third Reading of House Bills and placed in its proper order on Thursday’s, May 31, 2001 Calendar.

HB 3024 (A-Engrossed) – Read third time. Carried by Barnhart. On passage of the bill the vote was: Yeas, 51; Absent, 2 – Hayden, Smith, T.; Excused, 1 – Speaker Simmons; Excused for business of the House, 6 – Beck, Butler, Morrisette, Schrader, Westlund, Williams. Bill passed.

HB 3336 (A-Engrossed) – Read third time. Carried by Devlin. On passage of the bill the vote was: Yeas, 54; Absent, 1 – Smith, T.; Excused, 1 – Speaker Simmons; Excused for

business of the House, 4 – Butler, Morrisette, Westlund, Williams. Bill passed.

HB 3408 (A-Engrossed) – Read third time. Carried by Starr. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Hayden; Excused, 1 – Speaker Simmons; Excused for business of the House, 3 – Butler, Westlund, Williams. Bill passed.

HB 3564 (A-Engrossed) – Read third time. Carried by Schrader.

Previous question moved by Kafoury, carried.

HB 3564 (A-Engrossed) – On passage of the bill the vote was: Yeas, 48; Nays, 9 – Close, Kropf, Kruse, Morgan, Nelson, Smith, P., Smith, T., Wilson, Zauner; Excused, 1 – Speaker Simmons; Excused for business of the House, 2 – Starr, Westlund. Bill passed.

HB 3611 (A-Engrossed) – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 57; Excused, 1 – Speaker Simmons; Excused for business of the House, 2 – Devlin, Westlund. Bill passed.

HB 3619 (A-Engrossed) – Read third time. Carried by Bates. On passage of the bill the vote was: Yeas, 57; Excused, 1 – Speaker Simmons; Excused for business of the House, 2 – Devlin, Westlund. Bill passed.

HB 3680 (A-Engrossed) – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 56; Nays, 1 – Wilson; Excused, 1 – Speaker Simmons; Excused for business of the House, 2 – Devlin, Westlund. Bill passed.

HB 3778 (A-Engrossed) – Read third time. Carried by Morrisette. On passage of the bill the vote was: Yeas, 49; Nays, 9 – Brown, Butler, Close, Garrard, Johnson, Monnes Anderson, Smith, G., Smith, T., Zauner; Excused, 1 – Speaker Simmons; Excused for business of the House, 1 – Devlin. Bill passed.

Monnes Anderson requested the following explanation of her vote be entered in the Journal:

“I voted against House Bill 3778-A, which modifies the income cap on housing projects, housing developments or other housing financed by Oregon Housing and Community Services Department. I oppose this bill because it serves to redistribute loans, effectively taking from low-income Oregonians to give to other, lower-income, Oregonians.

“HB 3778-A serves to establish additional income restrictions on housing for our low-income population. For this reason, I do not support the measure.”

HB 3902 – By unanimous consent, on request of Chair, rules suspended and bill taken from today’s Third Reading of House Bills and placed in its proper order on Thursday’s, May 31, 2001 Calendar.

HB 3920 (A-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 58; Excused, 1 – Speaker Simmons; Excused for business of the House, 1 – Devlin. Bill passed.

SJR 40 (B-Engrossed) – Read second time. Carried by March.

Previous question moved by Kafoury, carried.

Call of the House demanded by March, joined by Walker, V., Garrard, Verger, Beck and Zauner. All present except: Excused (not subject to Call), 1 – Speaker Simmons.

SJR 40 (B-Engrossed) – On adoption of the resolution the vote was: Yeas, 37; Nays, 22 – Barnhart, Beck, Brown, Close, Devlin, Hass, Hayden, Knopp, Kropf, Leonard, Lowe, Merkley, Monnes Anderson, Nelson, Patridge, Ringo, Smith, G., Smith, P., Starr, Verger, Witt, Zauner; Excused, 1 – Speaker Simmons. Resolution adopted.

Monnes Anderson requested the following explanation of her vote be entered in the Journal:

“I voted against Senate Joint Resolution 40-B because term limits should remain at the discretion of Oregon voters. Through Town Hall meetings and communication with my office, many of my constituents are telling me to uphold the will of the voters when addressing term limits.

“Also, with SJR 40, we may face a constitutional question regarding who is eligible to run for elective office. It is not good policy to pass legislation that is poorly written, therefore I am not willing to use a flawed bill to change statute.

“Voters have made it clear that they favor term limits, and for that reason I oppose SJR 40-B.”

Tomei requested the following explanation of her vote be entered in the Journal:

“I voted for SJR 40, which proposes an amendment to the Oregon Constitution relating to time limits in office for members of Legislative Assembly. I agree with the will of the voters and respect their wishes for a twelve-year cap on the years of service. However, the original ballot measure was flawed in the limitations to be in each chamber. A six-year or an eight-year limit in either chamber promotes more politics more than policy. Because of the fundamental arithmetic flaw in that measure, elected officials leave office in order to “wait out” the other chamber’s seat to open, depriving our state of valuable institutional memory.

“Furthermore, a clear majority of my constituents support realigning the structure of term-limits in Oregon. In a recent survey I sent out, less than 25% of the respondents were in favor of the present term limits. I respect the will of the voters of Oregon and of House District 25. Therefore, I voted to refer this issue to the electorate to make the ultimate decision.”

Wirth requested the following explanation of her vote be entered in the Journal:

“Under current Oregon law, a legislator can serve a lifetime total of twelve years in the Oregon Legislature. Within that twelve years, they may serve up to six years in the House and up to eight years in the Senate. HJR 19 and SJR 40 ask the voters if the Oregon Constitution should be amended to allow legislators to still serve only twelve years, but delete the provision specifically relating to the House and the Senate. The proposed amendments would not extend the length of service, but simply allows legislators to serve in either body. As constitutional amendments, they must be sent to the voters for their approval. HJR 19 is dead on the Senate side, therefore only SJR 40 is likely to appear on the ballot.

“I believe this slight revision in term limits would improve the legislative process. As a new legislator, I understand the steep learning curve legislators face. By their second term, House members begin to take leadership roles, and at the third legislative session, those same members must be running things. Two legislative terms is not enough time to develop the institutional knowledge and leadership skills necessary to direct operations of the legislature. Moreover, because of the limits placed on each body, many members leave the House before serving out their full three terms. The House has a high turnover rate each session (20 -25 new members), and that lack of continuity is truly detrimental to our effectiveness.

“The voters of Oregon approved the introduction of term limits and I believe the voters must be involved in any decision that changes this law. For that reason, although I do not support the current law, I did not vote for earlier measures that relied on the judicial system to declare the law unconstitutional. I believe HJR 19 and SJR 40 are the responsible vehicles to allow voters to modify our term limit laws.”

SJR 7 – By unanimous consent, on request of Chair, rules suspended and resolution remaining on today’s Final Reading of Memorials and Resolutions carried over and placed in its proper order on Wednesday’s, May 30, 2001 Calendar.

SB 144, 304, 956 – Read first time and passed to Speaker's desk for referral.

SB 917 – Referred from Speaker’s desk to the Committee on Rules, Redistricting and Public Affairs.

SB 45, 413, 436, 445, 463, 695, 696, 724, 948 – Read second time and passed to third reading.

SB 212, 65, 730, 51, 259, 520, 521, 579, 844, 928, 943 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today’s Third Reading of Senate Bills carried over and placed in their proper order on Wednesday’s, May 30, 2001 Calendar.

Message from Secretary of State, in compliance with Enrolled SB 215 and House Rule 19.20, announcing campaign contribution received during Seventy-first Regular Session, filed on May 24, 2001 by Sal Esquivel, candidate for office of State Representative, District 50.

SB 280 – Speaker appointed Representatives Knopp, Walker, V. and Backlund House conferees.

House adjourned until 10:00 a.m., Wednesday, May 30, 2001 on motion of Jensen.

Wednesday, May 30, 2001 – Morning Session

House convened at 10:00 a.m. Hill in Chair. All present except: Excused for business of the House, 4 – Johnson, Starr, Wilson, Speaker Simmons.

Posting of the Colors by the Oregon National Guard.

Opening Ceremony presented by Father Ed Coleman, St. James Catholic Church, Molalla.

HB 3080, 2096 – Message from the Governor announcing he signed on May 29, 2001.

HB 2117, 2234, 2606, 2665, 2704, 2718, 2938, 2983, 3039, 3193, 3730 – Message from the Governor announcing he signed on May 29, 2001.

SB 5507, 5508, 5516, 5532, 5542, 5551, 5552, 81, 260, 327, 954, HB 2012, 2363, 2365 – Message from the Senate announcing passage.

HB 2217 – Message from the Senate announcing passage as amended by the Senate.

SB 280, 415, 690 – Message from the Senate announcing Senate refused to concur in House amendments. Conferees to be appointed.

SB 160 – Message from the Senate announcing adoption of Conference Committee Report and repassage.

SB 280 – Message from the Senate announcing Senators Beyer, R., Corcoran and Atkinson appointed Senate conferees.

SB 425, 745 – Message from the Senate announcing President signed on May 25, 2001.

HM 3 – Introduced, read and passed to Speaker's desk for referral.

HB 2010 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 2010 – Report by Minority of Committee on Water and Environment, signed by Hass, Kafoury and Monnes Anderson, recommending passage with amendments and be printed engrossed.

HB 2087 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2335 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2503 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2714 – Report by Committee on Water and Environment recommending passage with amendments and be printed engrossed.

HB 2714 – Report by Minority of Committee on Water and Environment, signed by Hass, Kafoury and Monnes Anderson, recommending passage with amendments and be printed engrossed.

HB 3105 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 3413 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 3857 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3871 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

HB 3924 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HJR 64 – Report by Committee on School Funding and Tax Fairness/Revenue recommending adoption with amendments and be printed engrossed.

SB 120 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

SB 173 (A-Engrossed) – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

SB 194 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

SB 894 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 171 (A-Engrossed) – Report by Conference Committee, signed by Senators Minnis, Chair; Burdick and Beyer, R. and Representatives Williams, Lowe and Shetterly, recommending that the Senate concur in the House amendments dated March 19, 2001, and the bill be further amended and repassed.

HB 2513 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2577 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2828 – Report by Committee on Smart Growth and Commerce recommending passage with amendments, be printed 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 2876 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3908 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

SB 126 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

SB 220 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 457 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

SB 704 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 713 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

SB 773 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SJR 21 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue recommending adoption with amendments, be printed 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 2033 (B-Engrossed) – Shetterly moved House not concur in Senate amendments and a Conference Committee be appointed. Motion carried on viva voce vote. Conference Committee to be appointed.

HB 2127 (B-Engrossed) – Knopp moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 56; Excused for business of the House, 4 – Kropf, Starr, Wilson, Speaker Simmons. Bill repassed.

HB 2202 (C-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 56; Excused for business of the House, 4 – Starr, Westlund, Wilson, Speaker Simmons. Bill repassed.

HB 2336 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 55; Excused, 1 – Hansen; Excused for business of the House, 4 – Starr, Westlund, Wilson, Speaker Simmons. Bill repassed.

HB 2978 (B-Engrossed) – Close moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 53; Nays, 3 – Barnhart, Nelson, Verger; Excused, 1 – Hansen; Excused for business of the House, 3 – Starr, Westlund, Speaker Simmons. Bill repassed.

HB 3059 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 53; Nays, 2 – Witt, Zauner; Excused, 1 – Hansen; Excused for business of the House, 4 – Schrader, Starr, Westlund, Speaker Simmons. Bill repassed.

HB 3669 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 53; Nays, 1 – Witt; Excused, 1 – Hansen; Excused for business of the House, 5 – Gardner, Schrader, Starr, Westlund, Speaker Simmons. Bill repassed.

HB 3965 – Walker, V. moved House adopt Committee Report.

HB 3965 (A-Engrossed) – Rosenbaum moved House substitute Minority Report for Committee Report.

Call of the House demanded by Gardner, joined by Devlin, Hansen, Lowe, Bates and Monnes Anderson. All present.

Potential conflict of interest declared by Hill.

HB 3965 (A-Engrossed) – Motion to substitute Minority Report for Committee Report carried, the vote being: Yeas,

58; Nays, 2 – Hill, Witt. Minority Report substituted for Committee Report.

HB 3965 (A-Engrossed) – Rosenbaum moved House adopt Committee Report as substituted by the Minority Report. Motion carried, the vote being: Yeas, 58; Nays, 2 – Hill, Witt. Committee Report adopted.

HB 3965 – By unanimous consent, on request of Rosenbaum, rules suspended to permit second and third reading and final consideration immediately.

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

HB 3965 – Read second time and passed to third reading.

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

HB 3965 (A-Engrossed) – Read third time. Carried by Rosenbaum.

HB 3965 (A-Engrossed) – Knopp moved bill be referred to Committee on Ways and Means.

Call of the House demanded by Knopp, joined by Smith, G., Starr, Nelson, Backlund and Gardner. All present.

HB 3965 (A-Engrossed) – Motion to refer bill to Committee on Ways and Means carried, the vote being: Yeas, 31; Nays, 29 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nelson, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth, Witt. Bill referred.

Knopp requested the following explanation of his vote be entered in the Journal:

“When HB 3965 left the House Business, Labor and Consumer Affairs Committee which I Chair, it had to do with charging excessive prices during natural disasters. HB 3965 had no fiscal impact to the state General Fund.

“Today on the House floor the minority report was passed to add price caps for prescriptions for senior citizens to the original bill. I voted for this provision because I have been a strong supporter of lowering the cost of prescription drugs. However, the new language added a fiscal cost to the state General Fund that was estimated at nearly \$700,000. All bills with a fiscal of \$50,000 or more in General Fund dollars are to go to the Ways and Means Committee by the direction of the Speaker of the House. Had these amendments been offered in committee and adopted there, the bill would have gone to Ways and Means.

“Being the Chair of the Committee that sent HB 3965 to the House floor I was obligated to follow the clearly accepted process and make the referral to the Ways and Means Committee. At no time, as some have suggested, did anyone ask me to make the motion to send HB 3965 to the Ways and Means Committee to kill it.

“While I can’t speak for the intentions of others, my intention is to pass good legislation that will help seniors. If this legislation is deemed workable and effective I believe the Ways and Means Committee will find it worthy, and fund it appropriately.”

Witt requested the following explanation of his vote be entered in the Journal:

“Today I voted in opposition to the motion to adopt the Minority Report to HB 3965. My vote was based on provisions in the Minority Report and the

bill itself that used overly broad definitions and granted excessive authority to the Governor to set price caps or to the courts to find an unlawful trade practice. My vote was *not* based on language in the Minority Report designed to lower drug prices for Medicare recipients.

“Following adoption of the Minority Report, I voted against a motion to refer HB 3965 to the Joint Committee on Ways and Means. I voted against the referral because I recognized it as a procedural method to kill the bill.

“It is clear to me that the Majority encouraged its members to vote for the adoption of the Minority Report for political reasons and then asked them to vote for referral to Ways and Means to kill the bill. I consider such procedures to be deceptive and not in the best interests of the public.”

HB 3120, 3200, 3353, 3444, 3638, 3809, 3971, 3980 – Read second time and passed to third reading.

HB 2584 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Absent, 1 – Smith, T.; Excused for business of the House, 3 – Gardner, Schrader, Starr. Bill passed.

HB 3989 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Absent, 1 – Smith, T.; Excused for business of the House, 3 – Gardner, Schrader, Starr. Bill passed.

SB 695 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Absent, 1 – Hayden; Excused for business of the House, 3 – Gardner, Schrader, Starr. Bill passed.

SB 696 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Absent, 1 – Hayden; Excused for business of the House, 3 – Gardner, Schrader, Starr. Bill passed.

HB 3144 – By unanimous consent, on request of Chair, rules suspended and bill taken from today’s Third Reading of House Bills and placed in its proper order on Thursday’s, May 31, 2001 Calendar.

HB 5001 (A-Engrossed) – Read third time. Carried by Nolan. On passage of the bill the vote was: Yeas, 47; Nays, 10 – Close, Garrard, Kropf, Kruse, Nelson, Smith, G., Smith, P., Smith, T., Wilson, Zauner; Excused for business of the House, 3 – Gardner, Schrader, Starr. Bill passed.

HB 5036 (A-Engrossed) – Read third time. Carried by Butler.

Previous question moved by Patridge, carried.

Call of the House demanded by Butler, joined by Minnis, Patridge, Winters, Simmons and Nelson. All present.

HB 5036 (A-Engrossed) – On passage of the bill the vote was: Yeas, 33, Nays, 27 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Rosenbaum, Tomei, Verger, Walker, V., Wirth, Witt, Zauner. Bill passed.

HB 2121 (B-Engrossed) – Read third time. Carried by Butler.

Speaker Pro Tempore in Chair.

HB 2121 (B-Engrossed) – On passage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Westlund. Bill passed.

HB 2139 (B-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 49; Nays, 9 – Close, Garrard, Hayden, Monnes Anderson, Schrader, Smith, G., Smith, T., Wilson, Witt; Excused for business of the House, 2 – Lowe, Westlund. Bill passed.

HB 2214 (A-Engrossed) – Read third time. Carried by King.

Potential conflict of interest declared by Rosenbaum.

HB 2214 (A-Engrossed) – On passage of the bill the vote was: Yeas, 58; Excused for business of the House, 2 – Lowe, Westlund. Bill passed.

HB 2536 (A-Engrossed) – Read third time. Carried by Dingfelder. On passage of the bill the vote was: Yeas, 57; Absent, 1 – Beck; Excused for business of the House, 2 – Westlund, Williams. Bill passed.

HB 2730 (A-Engrossed) – Read third time. Carried by Beck. On passage of the bill the vote was: Yeas, 56; Nays, 1 – Ringo; Excused for business of the House, 3 – Hill, Westlund, Williams. Bill passed.

HB 2152 – Speaker appointed Representatives Knopp, Chair; Leonard and Wilson House conferees.

HB 2137 – Speaker appointed Representatives Starr, Chair; Zauner and Verger House conferees.

House recessed until 3:00 p.m. on motion of Jensen.

Wednesday, May 30, 2001 – Afternoon Session

House reconvened at 3:00 p.m. Knopp in Chair.

Call of the House demanded by Barnhart, joined by Garrard, March, Tomei, Butler and Zauner. All present except: Absent (not subject to Call), 1 – Monnes Anderson; Excused (not subject to Call), 1 – Hill; Excused for business of the House (subject to Call), 10 – Ackerman, Backlund, Devlin, Dingfelder, Minnis, Patridge, Ringo, Schrader, Walker, C., Williams.

Speaker Pro Tempore in Chair.

By unanimous consent, on request of Barnhart, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Third Reading of House Bills, the House continued under that order of business.

HB 2976 (A-Engrossed) – Read third time. Carried by King. On passage of the bill the vote was: Yeas, 41; Nays, 9 – Ackerman, Barnhart, Beck, Leonard, March, Morrisette, Nolan, Tomei, Wirth; Absent, 1 – Monnes Anderson; Excused, 1 – Hill; Excused for business of the House, 8 –

Devlin, Dingfelder, Minnis, Patridge, Ringo, Schrader, Walker, C., Westlund. Bill passed.

HB 3187 (A-Engrossed) – Read third time. Carried by Witt.

Potential conflict of interest declared by King.

HB 3187 (A-Engrossed) – On passage of the bill the vote was: Yeas, 53; Nays, 1 – Zauner; Absent, 1 – Monnes Anderson; Excused, 1 – Hill; Excused for business of the House, 4 – Dingfelder, Schrader, Starr, Westlund. Bill passed.

HB 3344 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Thursday's, May 31, 2001 Calendar.

HB 3405 (A-Engrossed) – Read third time. Carried by Beck. On passage of the bill the vote was: Yeas, 50; Nays, 3 – Close, Jenson, Smith, T.; Absent, 1 – Monnes Anderson; Excused, 1 – Hill; Excused for business of the House, 5 – Dingfelder, Schrader, Starr, Westlund, Speaker Simmons. Bill passed.

SJR 7 (A-Engrossed) – Read second time. Carried by Wilson. On adoption of the resolution the vote was: Yeas, 54; Absent, 1 – Monnes Anderson; Excused, 1 – Hill; Excused for business of the House, 4 – Dingfelder, Schrader, Westlund, Speaker Simmons. Resolution adopted.

SJR 17 (A-Engrossed) – Read second time. Carried by Patridge. On adoption of the resolution the vote was: Yeas, 54; Absent, 1 – Monnes Anderson; Excused, 1 – Hill; Excused for business of the House, 4 – Dingfelder, Schrader, Westlund, Speaker Simmons. Resolution adopted.

SB 5507, 5508, 5516, 5532, 5542, 5551, 5552, 81, 260, 327, 954 – Read first time and passed to Speaker's desk for referral.

SB 5507, 5508, 5516, 5532, 5542, 5551, 5552, 107, 114, 144, 293, 304, 327, 470, 635, 747, 954 – Referred from Speaker's desk to the following committees: 114 – Judiciary; 107, 144, 293, 470, 635, 747 – Rules, Redistricting and Public Affairs; 304, 327, 954, 5507, 5508, 5516, 5532, 5542, 5551, 5552 – Ways and Means.

SB 286, 392, 400, 401, 644, 755, 786, 846 – Read second time and passed to third reading.

SB 212 (B-Engrossed) – Read third time. Carried by King.

Potential conflict of interest declared by Lee.

Previous question moved by Hass, carried.

Wilson in Chair.

Potential conflict of interest declared by Doyle.

SB 212 (B-Engrossed) – On passage of the bill the vote was: Yeas, 54; Nays, 1 – Nelson; Absent, 2 – Close, Monnes Anderson; Excused, 1 – Hill; Excused for business of the House, 2 – Schrader, Westlund. Bill passed.

SB 65 (A-Engrossed) – Read third time. Carried by Nelson, Hopson.

Call of the House demanded by Minnis, joined by Gardner, Walker, C., Devlin, Morgan and Shetterly. All present except: Absent (not subject to Call), 1 – Monnes Anderson; Excused (not subject to Call), 1 – Hill.

Speaker Pro Tempore in Chair.

SB 65 (A-Engrossed) – On passage of the bill the vote was: Yeas, 35; Nays, 23 – Bates, Brown, Carlson, Gardner, Garrard, Hass, Hayden, Jenson, Kafoury, Kropf, Leonard, Lowe, March, Merkley, Ringo, Rosenbaum, Smith, P., Verger, Walker, V., Wilson, Winters, Wirth, Witt; Absent, 1 – Monnes Anderson; Excused, 1 – Hill. Bill passed.

SB 730 (A-Engrossed) – Read third time. Carried by Garrard.

Call of the House demanded by Kruse, joined by Merkley, Walker, V., Zauner, Backlund and Butler. All present except: Absent (not subject to Call), 1 – Monnes Anderson; Excused (not subject to Call), 1 – Hill.

SB 730 (A-Engrossed) – On passage of the bill the vote was: Yeas, 44; Nays, 14 – Bates, Hansen, Hass, Hayden, Hopson, March, Nelson, Patridge, Ringo, Schrader, Smith, T., Verger, Wilson, Winters; Absent, 1 – Monnes Anderson; Excused, 1 – Hill. Bill passed.

SB 51, 259, 520, 521, 579, 844, 928, 943, 45, 413, 436, 445, 463, 724, 948 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Thursday's, May 31, 2001 Calendar.

Williams announced that Committee on Judiciary has finished its work and will meet only at the call of the Speaker.

HB 2103, 2129, 2133, 2136, 2230, 2257, 2262, 2377, 2604, 2617, 2624, 2702, 2937, 3260, 3500, 3573 – Speaker signed.

SB 16, 124, 130, 165, 305, 337, 338, 340, 394, 429, 441, 597 – Speaker signed.

House adjourned until 10:00 a.m., Thursday, May 31, 2001 on motion of Jenson.

Thursday, May 31, 2001 – Morning Session

House convened at 10:00 a.m. Hill in Chair. All present except: Absent, 1 – Winters; Excused for business of the House, 1 – Speaker Simmons.

Flag salute led by Salem Christian Day School Kindergarten, School Director Martha Applegate, Salem.

Opening Ceremony presented by Kassandra Fuller, Salem Christian Day School Kindergarten, Salem.

Opening Ceremony presented by Judy Parker, Portland.

HB 2822, 3207 – Message from the Governor announcing he signed on May 30, 2001.

HB 2009, 2027, 2099, 2138, 2197, 2354, 2375, 2455, 2572, 2608, 2655, 3066, 3364 – Message from the Governor announcing he signed on May 30, 2001.

HB 2156, 2386, 2444, 2520, 2554, 2605, 2610, 2616, 2670, 2790, 2795, 3040, 3053, 3123, 3208, 3634, 3665, 3858, 3964 – Message from the Governor announcing he signed on May 30, 2001.

HB 2367, 2368, 2382, 2731, 3313, 3366, 2663, 2398, 2789, 3975, 3620, 2840, 2869, 3069, 3172, 3373, 3448, 3596 – Message from the Senate announcing passage.

HB 2781, 2950, 3661, 2947, 3403 – Message from Senate announcing passage as amended by the Senate.

SB 415 – Message from the Senate announcing Senators Minnis, Duncan and Courtney appointed Senate conferees.

SB 316, 330, 312, 297, 291, 250, 245, 162, 104, 103, 44, 43 – Message from the Senate announcing President signed on May 30, 2001.

SB 869, 870 – Message from the Senate announcing President signed on May 30, 2001.

HB 2103, 2129, 2133, 2136, 2230, 2257, 2377, 2604, 2617, 2624, 2702, 2937, 3260, 3500, 3573, 2262 – Message from the Senate announcing President signed on May 30, 2001.

HB 2424 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2488 – Report by Committee on Advancing E-Government recommending passage with amendments and be printed engrossed. Bill referred to Committee on School Funding and Tax Fairness/Revenue by prior reference.

HB 3569 – Report by Committee on Transportation recommending passage with amendments and be printed engrossed.

HB 3696 (A-Engrossed) – Report by Committee on Advancing E-Government recommending passage with amendments and be printed engrossed.

HB 3830 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

HB 3830 – Report by Minority of Committee on Rules, Redistricting and Public Affairs, signed by Devlin and March, recommending passage with amendments and be printed engrossed.

SB 153 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 167 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

SB 168 – Report by Committee on Judiciary recommending passage.

SB 199 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 608 (B-Engrossed) – Report by Committee on Advancing E-Government recommending passage with amendments and be printed engrossed.

SB 654 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 780 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 925 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

HB 2356 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

HB 2877 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed. Bill referred to Committee on Ways and Means by prior reference.

SB 166 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

SB 183 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2217 (A-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 53; Nays, 1 – Witt; Absent, 4 – Jenson, Smith, G., Tomei, Winters; Excused for business of the House, 2 – Schrader, Speaker Simmons. Bill repassed.

SB 160 (B-Engrossed) – Backlund moved Conference Committee Report be adopted. Motion carried on viva voce vote. Conference Committee Report adopted.

SB 160 (B-Engrossed) – Backlund moved bill be repassed. On repassage of the bill the vote was: Yeas, 48; Nays, 8 – Barnhart, Bates, Beck, Hayden, Johnson, Monnes Anderson, Ringo, Wirth; Absent, 2 – Leonard, Winters; Excused for business of the House, 2 – Minnis, Speaker Simmons. Bill repassed.

Barnhart requested the following explanation of his vote be entered in the Journal:

“I support protecting our children by directing school districts to require students participating in extracurricular sports in grades 7-12 to have a physical examination prior to participating in the sport and then every two years thereafter if the student continues to participate.

“Chiropractor training does not include instruction in the identification of cardiopulmonary diseases and defects. Even with additional training, chiropractors lack the consistent experience necessary to identify the subtleties of cardiopulmonary diseases and defects.

“I voted ‘No’ because by including chiropractors we are endangering the children this bill is supposed to protect.”

Bates requested the following explanation of his vote be entered in the Journal:

"I **support** protecting our children by directing school districts to require students participating in extracurricular sports in grades 7-12 to have a physical examination prior to participating in the sport and then every two years thereafter if the student continues to participate.

"Chiropractor training does not include instruction in the identification of cardiopulmonary diseases and defects. Even with additional training, chiropractors lack the consistent experience necessary to identify the subtleties of cardiopulmonary diseases and defects.

"I voted '**No**' because by including chiropractors we are endangering the children this bill is supposed to protect.

In addition, sudden cardiac deaths will not be identified by these requirements."

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

HB 5008, 5012, 5041, 5046, 5047, 2440, 2766, 2848, 3127, 3981 – Read second time and passed to third reading.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Consent Calendar.

HB 3120 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Absent, 2 – Monnes Anderson, Smith, G.; Excused for business of the House, 2 – Minnis, Speaker Simmons. Bill passed.

SB 400 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Close; Absent, 2 – Lee, Shetterly; Excused for business of the House, 2 – Minnis, Speaker Simmons. Bill passed.

SB 401 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Minnis. Bill passed.

SB 755 (B-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Nays, 2 – Close, Lee; Excused for business of the House, 1 – Minnis. Bill passed.

SB 846 (B-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Nays, 3 – Barnhart, Beck, Witt; Excused for business of the House, 1 – Minnis. Bill passed.

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

HB 3014 – By unanimous consent, on request of Chair, rules suspended and bill placed at the bottom of today's Third Reading Calendar.

HB 3902 (A-Engrossed) – Read third time. Doyle moved bill be referred to Committee on Rules, Redistricting and Public Affairs. Motion carried on viva voce vote. Bill referred.

HB 3144 (A-Engrossed) – Read third time. Witt moved bill be referred to Committee on Rules, Redistricting and

Public Affairs. Motion carried on viva voce vote. Bill referred.

HB 3344 – By unanimous consent, on request of Chair, rules suspended and bill placed at the bottom of today's Third Reading Calendar.

HB 3200 (A-Engrossed) – Read third time. Carried by Krummel. On passage of the bill the vote was: Yeas, 60. Bill passed.

HB 3353 (A-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 58; Excused for business of the House, 2 – Hansen, Kropf. Bill passed.

HB 3444 (A-Engrossed) – Read third time. Patridge moved bill be referred to Committee on Ways and Means. Motion carried on viva voce vote. Bill referred.

HB 3638, 3809 – By unanimous consent, on request of Chair, rules suspended and bills placed at the bottom of today's Third Reading Calendar.

HB 3971 (A-Engrossed) – Read third time. Carried by Dingfelder. On passage of the bill the vote was: Yeas, 57; Nays, 1 – Garrard; Excused for business of the House, 2 – Kropf, Schrader. Bill passed.

HB 3980 (B-Engrossed) – Read third time. Carried by Bates.

By unanimous consent, on request of Walker, V., rules suspended to permit use of visual aid during presentation of bill.

By unanimous consent, on request of Smith, G., rules suspended to permit use of visual aid during presentation of bill.

Previous question moved by Minnis, carried.

HB 3980 (B-Engrossed) – On passage of the bill the vote was: Yeas, 46; Nays, 12 – Backlund, Brown, Close, Garrard, Hayden, Jenson, Kruse, Morgan, Smith, G., Smith, P., Smith, T., Verger; Excused for business of the House, 2 – Schrader, Westlund. Bill passed.

Close requested the following explanation of her vote be entered in the Journal:

"I voted no on HB 3980 B because of the high fiscal cost to this bill. Furthermore, numerous constituents requested that I vote 'no' on this bill. One said, 'Do not fix SAIF if it's not broken. Leave well enough alone. Do we really need another layer of government?' These are important questions that the legislation did not address."

Smith, T. requested the following explanation of her vote be entered in the Journal:

"House Bill 3980 creates an unnecessary and costly commission of \$770,000 to oversee SAIF. SAIF already has five committees overseeing their operations. This compromise does not address the objections of SAIF's critics and would cost the State of Oregon additional monies that should be spent on our neediest populations. I believe SAIF Corporation is operating as the Oregon State Legislature has directed them to according to law."

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

HJR 65 (A-Engrossed) – Read second time. Carried by Barnhart. On adoption of the resolution the vote was: Yeas, 57; Nays, 1 – Close; Excused for business of the House, 2 – Ringo, Schrader. Bill passed.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 51 (B-Engrossed) – Read third time. Carried by Jenson. On passage of the bill the vote was: Yeas, 56; Excused for business of the House, 4 – Lowe, Minnis, Ringo, Schrader. Bill passed.

SB 259 (B-Engrossed) – Read third time. Carried by Nelson, Hopson. On passage of the bill the vote was: Yeas, 52; Nays, 4 – Barnhart, Dingfelder, March, Verger; Absent, 1 – Kropf; Excused for business of the House, 3 – Lowe, Minnis, Ringo. Bill passed.

SB 520 (A-Engrossed) – Read third time. Carried by Witt.

Speaker Pro Tempore in Chair.

SB 520 (A-Engrossed) – On passage of the bill the vote was: Yeas, 58; Excused for business of the House, 2 – Minnis, Ringo. Bill passed.

SB 521 (A-Engrossed) – Read third time. Carried by Beck. On passage of the bill the vote was: Yeas, 57; Excused for business of the House, 3 – Minnis, Patridge, Ringo. Bill passed.

SB 579 (A-Engrossed) – Read third time. Carried by Monnes Anderson. On passage of the bill the vote was: Yeas, 57; Excused for business of the House, 3 – Minnis, Patridge, Ringo. Bill passed.

House recessed until 3:00 p.m. on motion of Jenson.

Thursday, May 31, 2001 – Afternoon Session

House reconvened at 3:00 p.m. Hill in Chair.

Call of the House demanded by Gardner, joined by King, Bates, Johnson, March and Shetterly. All present except: Absent (subject to Call), 4 – Doyle, Walker, V., Wirth, Witt; Excused for business of the House (subject to Call), 4 – Hayden, Minnis, Schrader, Speaker Simmons; Excused for business of the House (not subject to Call), 1 – Starr.

Speaker Pro Tempore in Chair.

By unanimous consent, on request of Gardner, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 844 – Read third time. Carried by Verger. On passage of the bill the vote was: Yeas, 53; Absent, 2 – Doyle, Wirth; Excused for business of the House, 5 – Hayden, Minnis, Schrader, Starr, Speaker Simmons. Bill passed.

SB 928 (A-Engrossed) – Read third time. Carried by Jenson. On passage of the bill the vote was: Yeas, 54; Nays, 3 – Beck, Dingfelder, Leonard; Absent, 1 – Doyle; Excused, 1 – Hayden; Excused for business of the House, 1 – Starr. Bill passed.

SB 943 – By unanimous consent, on request of Chair, rules suspended and bill placed at the bottom of today's Third Reading Calendar.

SB 45 (A-Engrossed) – Read third time. Carried by Barnhart. On passage of the bill the vote was: Yeas, 54; Nays, 3 – Jenson, Monnes Anderson, Verger; Excused, 1 – Hayden; Excused for business of the House, 2 – Hill, Witt. Bill passed.

SB 413 (A-Engrossed) – Read third time. Carried by Morrisette. On passage of the bill the vote was: Yeas, 56; Excused, 1 – Hayden; Excused for business of the House, 3 – Hill, Witt, Speaker Simmons. Bill passed.

SB 436 – Read third time. Carried by Walker, C. On passage of the bill the vote was: Yeas, 57; Excused, 1 – Hayden; Excused for business of the House, 2 – Hill, Speaker Simmons. Bill passed.

SB 445 (A-Engrossed) – Read third time. Carried by Zauner. On passage of the bill the vote was: Yeas, 55; Excused, 1 – Hayden; Excused for business of the House, 4 – Hill, Lowe, Walker, V., Speaker Simmons. Bill passed.

SB 463 (B-Engrossed) – Read third time. Carried by Kafoury. On passage of the bill the vote was: Yeas, 54; Excused, 1 – Hayden; Excused for business of the House, 5 – Hill, Lowe, Patridge, Walker, V., Speaker Simmons. Bill passed.

SB 724 (B-Engrossed) – Read third time. Carried by Kruse. On passage of the bill the vote was: Yeas, 54; Absent, 1 – Beck; Excused, 1 – Hayden; Excused for business of the House, 4 – Hill, Lowe, Patridge, Walker, V. Bill passed.

SB 948 (B-Engrossed) – Read third time. Carried by King. On passage of the bill the vote was: Yeas, 52; Nays, 1 – Witt; Absent, 1 – Beck; Excused, 1 – Hayden; Excused for business of the House, 5 – Hill, Lowe, Patridge, Schrader, Walker, V. Bill passed.

SB 286 (B-Engrossed) – Read third time. Carried by Tomei, Garrard. On passage of the bill the vote was: Yeas, 50; Nays, 3 – Close, Doyle, Witt; Excused, 1 – Hayden; Excused for business of the House, 6 – Hill, Lowe, Patridge, Schrader, Starr, Walker, V. Bill passed.

Close requested the following explanation of her vote be entered in the Journal:

“The bill is another mandate on health insurance sold in Oregon. No matter how well-intended (diabetes treatment is certainly important), bills like this raise the cost of insurance for Oregon families. On July 1, 2001 premiums are looking at 25%-100% increases.”

SB 392 (A-Engrossed) – Read third time. Carried by Barnhart. On passage of the bill the vote was: Yeas, 53; Excused, 1 – Hayden; Excused for business of the House, 6 – Hill, Lowe, Patridge, Schrader, Starr, Walker, V. Bill passed.

SB 644 (B-Engrossed) – Read third time. Carried by Jenson.

Potential conflict of interest declared by Kropf.

SB 644 (B-Engrossed) – On passage of the bill the vote was: Yeas, 54; Excused, 1 – Hayden; Excused for business of the House, 5 – Hill, Lowe, Patridge, Schrader, Starr. Bill passed.

SB 786 – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 56; Absent, 1 – Witt; Excused, 1 – Hayden; Excused for business of the House, 2 – Lowe, Schrader. Bill passed.

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

HB 3014 (A-Engrossed) – Read third time. Kruse moved bill be referred to Committee on Rules, Redistricting and Public Affairs. Motion carried on viva voce vote. Bill referred.

HB 3344 (A-Engrossed) – Read third time. Carried by Jenson.

Previous question moved by Zauner, carried.

Call of the House demanded by Minnis, joined by Witt, Smith, T., Verger, March and Zauner. All present except: Excused (not subject to Call), 1 – Hayden.

HB 3344 (A-Engrossed) – On passage of the bill the vote was: Yeas, 33; Nays, 26 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hill, Kafoury, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Shetterly, Tomei, Walker, C., Walker, V., Williams, Wirth; Excused, 1 – Hayden. Bill passed.

HB 3638 (A-Engrossed) – Read third time. Carried by Jenson.

Wilson in Chair.

HB 3638 (A-Engrossed) – On passage of the bill the vote was: Yeas, 57; Absent, 1 – Hopson; Excused, 1 – Hayden; Excused for business of the House, 1 – Shetterly. Bill passed.

HB 3809 (A-Engrossed) – Read third time. Carried by Kropf.

Hill in Chair.

Previous question moved by Patridge, carried.

Call of the House demanded by Patridge, joined by Witt, Zauner, Starr, Butler and Jenson. All present except: Absent (not subject to Call), 1 – Hopson; Excused (not subject to Call), 1 – Hayden.

HB 3809 (A-Engrossed) – On passage of the bill the vote was: Yeas, 32; Nays, 26 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Monnes Anderson, Morgan, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth, Witt; Absent, 1 – Hopson; Excused, 1 – Hayden. Bill passed.

Verger requested the following explanation of her vote be entered in the Journal:

“I voted ‘No’ on House Bill 3809 on Thursday May 31. My reason for the ‘No’ vote is based on the fact that the scientific panel to investigate the practice of destroying hatchery bred salmon would be put together by the Oregon Department of Fish and Wildlife. I believe that ODFW has a vested interest in the outcome of the investigation and therefore it would be a conflict of interest. I would have voted in favor of the bill if the scientific panel were made up of a third party, such as the Oregon State University Marine Studies Department.”

SB 220, 299, 323, 432, 704, 773, 894 – Read second time and passed to third reading.

SB 943 (B-Engrossed) – Read third time. Carried by Kropf.

Previous question moved by Zauner, carried.

Call of the House demanded by Minnis, joined by Knopp, Kruse, Walker, V., Butler and Lowe. All present except: Absent (not subject to Call), 1 – Hopson; Excused (not subject to Call), 1 – Hayden.

Potential conflict of interest declared by Kropf.

SB 943 (B-Engrossed) – On passage of the bill the vote was: Yeas, 26; Nays, 32 – Ackerman, Barnhart, Bates, Brown, Dingfelder, Gardner, Hansen, Hill, Johnson, Kafoury, Kropf, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nelson, Ringo, Rosenbaum, Shetterly, Smith, G., Starr, Tomei, Verger, Walker, V., Williams, Wilson, Wirth, Witt, Zauner, Speaker Simmons; Absent, 1 – Hopson; Excused, 1 – Hayden.

SB 943 (B-Engrossed) – Kropf changed vote from “aye” to “nay” and served notice of possible reconsideration.

SB 943 (B-Engrossed) – Bill failed.

SB 415 – Speaker appointed Representatives Williams, Backlund and Dingfelder House conferees.

HB 2139 (B-Engrossed) – By unanimous consent, on request of Gardner, rules suspended to permit Smith, P. to change her vote from “aye” to “nay” on passage of bill.

HJR 65 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended to permit Close to change her vote from “nay” to “aye” on adoption of resolution.

SB 286 (B-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and Walker, V. allowed to be recorded as voting “aye” on passage of bill.

SB 869, 870 – Speaker signed.

HB 2051, 2163, 2207, 2340, 2463, 2775, 3111, 3842, 3955, SB 43, 44, 103, 104, 162, 245, 250, 291, 297, 312, 316, 330, 425, 745 – Speaker signed.

House adjourned until 9:45 a.m., Friday, June 1, 2001 on motion of Jenson.

Friday, June 1, 2001 – Morning Session

House convened at 9:45 a.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Zauner, joined by Backlund, Krieger, Verger, Smith, G. and Jenson. All present except: Absent (subject to Call), 5 – Beck, Carlson, Leonard, Merkley, Witt; Absent (not subject to Call), 1 – Hass; Excused for business of the House (not subject to Call), 4 – Hansen, Hill, Patridge, Westlund.

By unanimous consent, on request of Zauner, rules suspended to dispense with further proceedings under the Call of the House.

Opening Ceremony presented by Brush College Elementary School fourth grade class, directed by Toby Rhine, Salem.

HB 5003, 2667, 2259, 2263, 2644, 5035, 2671, 2500 – Message from the Governor announcing he signed on May 31, 2001.

HB 3352 – Message from the Governor announcing he signed on May 31, 2001.

HB 2652, 3041 – Message from the Governor announcing he signed on May 31, 2001.

SB 5503, 5550, 895, 958, HB 2102, 2521, 3119, 2778, 3156, 2763, 3268 – Message from the Senate announcing passage.

HB 3358 – Message from the Senate announcing passage as amended by the Senate.

SB 209, 488, 606, 961 – Message from the Senate announcing concurrence in House amendments and repassage.

SB 267, 270, 272, 287, 371, 385, 444, 461, 609, 625, 777, 828, 831, 5531 – Message from the Senate announcing President signed on May 31, 2001.

HM 3 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

SB 5532 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 216 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SB 366 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 540 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SB 667 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2148 – Report by Committee on Water and Environment without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 2267 – Report by Committee on Health and Public Advocacy recommending passage with amendments and be printed engrossed.

HB 2497 – Report by Committee on Health and Public Advocacy without recommendation as to passage, with amendments, be printed engrossed and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 2506 – Report by Committee on Health and Public Advocacy without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 2870 – Report by Committee on Transportation recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 2934 – Report by Committee on School Funding and Tax Fairness/Revenue without recommendation as to passage, be referred to Committee on Rules, Redistricting and Public Affairs and then be referred to Committee on Ways and Means by prior reference. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 3017 – Report by Committee on Health and Public Advocacy recommending passage, be referred to Committee on Rules, Redistricting and Public Affairs and then be referred to Committee on Ways and Means by prior reference. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 3027 – Report by Committee on Health and Public Advocacy without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 3045 – Report by Committee on Water and Environment without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 3173 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

HB 3196 – Report by Committee on Water and Environment without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 3312 – Report by Committee on Health and Public Advocacy recommending passage with amendments, be printed engrossed and be referred to Committee on Advancing E-Government. Bill referred to Committee on Advancing E-Government by order of the Speaker.

HB 3340 – Report by Committee on Health and Public Advocacy without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 3553 – Report by Committee on Health and Public Advocacy without recommendation as to passage and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

HB 3640 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage. Bill referred to Committee on Ways and Means by prior reference.

HB 3667 – Report by Committee on Health and Public Advocacy recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3958 – Report by Committee on Stream Restoration and Species Recovery recommending passage with amendments, be printed engrossed and be referred to Committee on Rules, Redistricting and Public Affairs. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

SB 289 – Report by Committee on Judiciary recommending passage.

SB 397 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

SB 933 (A-Engrossed) – Report by Committee on Transportation without recommendation as to passage, be referred to Committee on Rules, Redistricting and Public Affairs and then be referred to Committee on School Funding and Tax Fairness/Revenue by prior reference. Bill referred to Committee on Rules, Redistricting and Public Affairs by order of the Speaker.

SJR 22 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue recommending adoption with amendments, be printed 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.

SB 943 (B-Engrossed) – Pursuant to notice given yesterday, Kropf moved to reconsider the vote by which bill failed to pass.

Call of the House demanded by Ackerman, joined by Rosenbaum, Nolan, Knopp, Jenson and Zauner. All present.

SB 943 (B-Engrossed) – Motion to reconsider vote by which bill failed to pass carried, the vote being: Yeas, 34; Nays, 26 – Ackerman, Barnhart, Bates, Beck, Dingfelder, Gardner, Hansen, Johnson, Kafoury, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nelson, Nolan, Ringo, Rosenbaum, Shetterly, Tomei, Verger, Walker, V., Williams, Wirth, Witt. Vote reconsidered.

In compliance with Mason's Manual of Legislative Procedure, Section 468, subsection 3, the question immediately recurs on passage of bill.

SB 943 (B-Engrossed) – On passage of the bill the vote was: Yeas, 35; Nays, 25 – Ackerman, Barnhart, Bates, Dingfelder, Gardner, Hansen, Hill, Johnson, Kafoury, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nelson, Ringo, Rosenbaum, Shetterly, Tomei, Walker, V., Westlund, Williams, Wirth, Witt. Bill passed.

Ackerman requested the following explanation of his vote be entered in the Journal:

“The Oregon Department of Agriculture administers several Commodity Commissions, which are supported through assessments made upon various farm producers.

“A member of one of these commodity commissions, Mr. Phil Olson, informed the ODA that the assessment applied to him was contrary to state statute. The ODA refused to accept Mr. Olson's explanation or to negotiate with him regarding a potential solution. Mr. Olson was forced to file a claim in Marion County Circuit Court.

“The Court ruled in favor of Mr. Olson. In its decision, the court held that the assessments made by the ODA, on behalf of the Commodity Commission, were invalid. The ODA appealed that case to the Oregon Court of Appeals. In the meantime, the ODA sponsored Senate Bill 943.

“The purpose of SB 943 is to validate all assessments, which may have been illegally assessed. This is a blatant attempt to use the legislative process to overturn the Olson decision and deny any other commodity growers compensation for assessment overcharges.

“I believe the Legislature cannot exercise judicial powers to validate illegal acts of an administrative agency. By this legislation, the ODA is attempting to override the legitimate claims of these independent family farmers who are entitled to a refund of their hard earned money.

“It was the ODA who precipitated the lawsuit. It is the ODA who should abide by the results. By using the legislative process to overturn the court decision, the tactics of the ODA represent nothing more than an abuse of power.

“The family farmers and independent producers of Oregon who are members of the Commodities Commission have been overcharged. They are entitled to compensation. I voted ‘No’ on this bill because I stand for the rights of family farmers and independent agricultural producers in their dispute to hold the ODA accountable for their actions.”

Barnhart requested the following explanation of his vote be entered in the Journal:

“This bill puts the convenience and interests of Oregon State Agencies ahead of Oregon's family farmers. At a time when the small farm is struggling, the legislature **must support** the health and financial wellbeing of this vital Oregon resource.

“Further I **oppose** the Oregon Department of Agriculture’s (ODA) attempt to craft a legislative solution to a judicial judgement.”

HB 2781 (B-Engrossed) – Backlund moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 59; Absent, 1 – Hill. Bill repassed.

HB 2947 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 60. Bill repassed.

HB 2950 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 59; Nays, 1 – Close. Bill repassed.

HB 3403 (B-Engrossed) – Backlund moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 55; Nays, 4 – Close, Smith, T., Wilson, Zauner; Excused for business of the House, 1 – Minnis. Bill repassed.

Courtesies of the House and floor were extended to Bill Dwyer, former Representative from District 42.

HB 3661 (B-Engrossed) – Williams 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 for business of the House, 2 – Minnis, Westlund. Bill repassed.

HB 2010 – By unanimous consent, on request of Chair, rules suspended and consideration of Committee and Minority Reports taken from today’s calendar and placed in their proper order on Monday’s, June 4, 2001 Calendar.

HB 2714 – By unanimous consent, on request of Chair, rules suspended and consideration of Committee and Minority Reports taken from today’s calendar and placed in their proper order on Tuesday’s, June 5, 2001 Calendar.

HB 3995, 3996, 3997 – Referred from Speaker’s desk to the Committee on Ways and Means.

HB 2335, 2503, 2513, 2828, 3105, 3413, 3857, 3871, 3908 – Read second time and passed to third reading.

HB 2766 (A-Engrossed) – Read third time under Consent Calendar.

Potential conflict of interest declared by Lee.

Potential conflict of interest declared by Butler.

Potential conflict of interest declared by Monnes Anderson.

Potential conflict of interest declared by Barnhart.

Potential conflict of interest declared by Hayden.

Potential conflict of interest declared by King.

HB 2766 (A-Engrossed) – On passage of the bill the vote was: Yeas, 58; Excused for business of the House, 2 – Minnis, Speaker Simmons. Bill passed.

SB 299 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Excused for business of the House, 3 – Minnis, Schrader, Speaker Simmons. Bill passed.

SB 323 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Nays, 1 – Close; Excused for business of the House, 3 – Minnis, Schrader, Speaker Simmons. Bill passed.

HB 5008 (A-Engrossed) – Read third time. Carried by Doyle.

Previous question moved by Patridge, carried.

HB 5008 (A-Engrossed) – On passage of the bill the vote was: Yeas, 54; Nays, 5 – Hass, Nelson, Nolan, Witt, Zauner; Excused for business of the House, 1 – Schrader. Bill passed.

HB 5012 (A-Engrossed) – Read third time. Carried by Doyle. On passage of the bill the vote was: Yeas, 58; Nays, 1 – Nolan; Excused for business of the House, 1 – Schrader. Bill passed.

HB 5041 (A-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 56; Nays, 3 – Johnson, Krummel, Schrader; Excused for business of the House, 1 – Starr. Bill passed.

HB 5046 (A-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 56; Nays, 2 – Witt, Zauner; Absent, 1 – Verger; Excused for business of the House, 1 – Starr. Bill passed.

HB 5047 (A-Engrossed) – Read third time. Carried by Johnson. On passage of the bill the vote was: Yeas, 54; Nays, 4 – Barnhart, Nelson, Nolan, Zauner; Excused for business of the House, 2 – Starr, Winters. Bill passed.

HB 2440 (A-Engrossed) – Read third time. Carried by Krummel. On passage of the bill the vote was: Yeas, 58; Excused for business of the House, 2 – Lowe, Winters. Bill passed.

HB 2848 (A-Engrossed) – Read third time. Carried by Merkley. On passage of the bill the vote was: Yeas, 54; Nays, 3 – Barnhart, Nolan, Schrader; Excused for business of the House, 3 – King, Lowe, Winters. Bill passed.

HB 3127 (A-Engrossed) – Read third time. Carried by Wirth. On passage of the bill the vote was: Yeas, 58; Nays, 1 – Schrader; Excused for business of the House, 1 – Winters. Bill passed.

HB 3981 (A-Engrossed) – Read third time. Carried by Jenson, Kropf.

Previous question moved by Zauner, carried.

Call of the House demanded by Jenson, joined by Kropf, Garrard, Hansen, March and Backlund. All present except: Excused for business of the House (subject to Call), 1 – Westlund.

Wilson in Chair.

By unanimous consent, on request of Jenson, rules suspended to dispense with further proceedings under the Call of the House.

HB 3981 (A-Engrossed) – On passage of the bill the vote was: Yeas, 38; Nays, 21 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hass, Kafoury, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Walker, V., Wirth, Witt; Excused for business of the House, 1 – Westlund. Bill passed.

HJR 64 – By unanimous consent, on request of Chair, rules suspended and resolution taken from today's Final Reading of Memorials and Resolutions and placed in its proper order on Monday's, June 4, 2001 Calendar.

SJR 21 (B-Engrossed) – Read second time. Carried by Hass.

Potential conflict of interest declared by King.

SJR 21 (B-Engrossed) – On adoption of the resolution the vote was: Yeas, 51; Nays, 7 – Barnhart, Close, Hayden, Knopp, Kruse, Schrader, Zauner; Absent, 1 – Williams; Excused for business of the House, 1 – Westlund. Resolution adopted.

SB 5503, 5550, 895, 958 – Read first time and passed to Speaker's desk for referral.

SB 81, 95, 365, 956 – Referred from Speaker's desk to the following committees: 81, 95 – Judiciary; 365, 956 – Rules, Redistricting and Public Affairs.

SB 120, 126, 153, 168, 173, 194, 199, 654, 713, 780, 925 – Read second time and passed to third reading.

SB 220 (A-Engrossed) – Read third time. Carried by Backlund. On passage of the bill the vote was: Yeas, 57; Absent, 1 – Williams; Excused for business of the House, 2 – Hill, Westlund. Bill passed.

SB 432 (A-Engrossed) – Read third time. Carried by Brown. On passage of the bill the vote was: Yeas, 53; Nays, 3 – Knopp, Kruse, Winters; Absent, 2 – Nelson, Williams; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill passed.

SB 704 (A-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 43; Nays, 15 – Barnhart, Close, Hayden, Hill, Knopp, Kropf, Krummel, Kruse, Morrisette, Smith, G., Smith, P., Starr, Wilson, Winters, Witt; Absent, 2 – Nelson, Williams. Bill passed.

SB 773 (A-Engrossed) – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 58; Absent, 2 – Nelson, Williams. Bill passed.

SB 894 (A-Engrossed) – Read third time. Carried by Walker, C. On passage of the bill the vote was: Yeas, 59; Absent, 1 – Williams. Bill passed.

SB 5531, 267, 270, 272, 287, 371, 385, 444, 461, 609, 625, 777, 828, 831 – Speaker signed.

SB 20, 118, 235 – Speaker signed.

HCR 1 – Speaker signed.

HB 2141, 2161, 2338, 2388, 2391, 2866, 2936, 3100, 3660, 3885, HCR 6, 8, 9, 12, HJM 34 – Speaker signed.

House adjourned until 1:30 p.m., Monday, June 4, 2001 on motion of Jenson.

Monday, June 4, 2001 – Afternoon Session

House convened at 1:30 p.m. Speaker Pro Tempore in Chair. All present except: Excused for business of the House, 5 – Hansen, Hayden, Krieger, Lowe, Morgan.

Opening Ceremony presented by Reagan Knopp, Bend.

HB 2702 – Message from the Governor announcing he signed on June 1, 2001.

HB 2123, 3915, 3745, 2243, 3398, 2660, 2600, 2555, 2972, 3536, 3769 – Message from the Senate announcing passage.

HB 2206, 2175, 3647, 2352, 2361, 2387, 2413, 2460, 2676, 3662, 3355 – Message from the Senate announcing passage as amended by the Senate.

SJR 7 – Message from the Senate announcing concurrence in House amendments and re adoption.

SB 257, 694, 715 – Message from the Senate announcing concurrence in House amendments and repassage.

SB 171 – Message from the Senate announcing adoption of Conference Committee Report and repassage.

SB 374 – Message from the Senate announcing Senate refused to concur in House amendments. Conferees to be appointed.

SB 690 – Message from the Senate announcing Senators Starr, Gordly and Ferrioli appointed Senate conferees.

HB 2134 – Message from the Senate announcing Senators Duncan, Metsger and Messerle appointed Senate conferees.

SB 20, 118, 235 – Message from the Senate announcing President signed on June 1, 2001.

HB 2051, 2163, 2207, 2340, 2463, 2775, 3111, 3842, 3955 – Message from the Senate announcing President signed on June 1, 2001.

HB 3357 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3642 – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 3770 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

SB 5507 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5508 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5516 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5542 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5551 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5552 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 230 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

House recessed for 10 minutes on motion of Knopp.

House reconvened at 2:30 p.m. Speaker Pro Tempore in Chair. All present except: Excused for business of the House, 6 – Hansen, Hayden, Jenson, Krieger, Lowe, Morgan.

Wilson in Chair.

Having recessed under the order of business of Propositions and Motions, on request of Chair, rules suspended to temporarily return to the order of business of Courtesies.

HB 3358 (A-Engrossed) – Witt 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, 1 – Verger; Absent, 1 – Kropf; Excused for business of the House, 6 – Hansen, Hayden, Jenson, Krieger, Lowe, Morgan. Bill repassed.

HB 2010 (A-Engrossed) – Simmons moved House adopt Committee Report.

HB 2010 (A-Engrossed) – Hass moved House substitute Minority Report for Committee Report.

Call of the House demanded by Hass, joined by Rosenbaum, Nolan, Ringo, Zauner and Tomei. All present.

HB 2010 (A-Engrossed) – Motion to substitute Minority Report for Committee Report failed, the vote being: Yeas, 29; Nays, 31 – Backlund, Brown, Butler, Carlson, Close, Doyle, Garrard, Hayden, Hill, Jenson, Knopp, Krieger, Kropf, Krummel, Kruse, Lee, Minnis, Morgan, Patridge, Shetterly, Smith, G., Smith, P., Smith, T., Starr, Walker, C., Westlund, Williams, Wilson, Winters, Zauner, Speaker Simmons. Motion failed.

Call of the House demanded by Minnis, joined by Zauner, Smith, P., Backlund, Morgan and Smith, G. All present.

HB 2010 (A-Engrossed) – Motion to adopt Committee Report carried, the vote being: Yeas, 33; Nays, 27 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder,

Gardner, Hansen, Hass, Hopson, Kafoury, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nelson, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth, Witt. Committee Report adopted.

HB 2010 – By unanimous consent, on request of Simmons, rules suspended to permit second and third reading and final consideration immediately.

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

HB 2010 – Read second time and passed to third reading.

House recessed for 10 minutes on motion of Gardner.

House reconvened at 4:05 p.m. Doyle in Chair. All present except: Excused for business of the House, 2 – Backlund, Zauner.

Hill in Chair.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

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

HB 2010 (A-Engrossed) – Read third time. Carried by Close.

HB 2010 (A-Engrossed) – On parliamentary inquiry, Leonard questioned whether the bill would require an affirmative three-fifths majority vote to pass, citing provisions under Article XI Section 15 of the Oregon Constitution which states that “... when the Legislative Assembly or any state agency requires any local government to establish a new program or provide an increased level of service for an existing program, the State of Oregon shall appropriate and allocate to the local government moneys sufficient to pay the ongoing, usual and reasonable costs of performing the mandated service or activity,” but which does “not apply to ... [a]ny law that is approved by three-fifths of the membership of each House of the Legislative Assembly.”

HB 2010 (A-Engrossed) – Chair ruled the bill does not require an affirmative three-fifths majority vote for passage, citing subsection (3) of section 15, which provides that the effect of the lack of three-fifths votes is that a “local government is not required to comply with any state law ... that requires the expenditure of money by the local government for a new program ... until the state appropriates and allocates to the local government reimbursement for any costs incurred to carry out the law.”

Therefore, if HB 2010 receives the required constitutional majority vote of 31, it will be declared passed.

Leonard, joined by Gardner, appealed the ruling of the Chair.

House recessed for 5 minutes on motion of Minnis.

House reconvened at 4:55 p.m. Hill in Chair. All present.

Having recessed under the order of business of Third Reading of House Bills, the House continued under that order of business.

Call of the House demanded by Minnis, joined by Simmons, Patridge, Zauner, Witt and Walker, C. All present.

Motion to appeal the ruling of the Chair failed, the vote being: Yeas, 33; Nays, 27 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth. Motion failed.

Chair sustained.

Starr in Chair.

Hill in Chair.

HB 2010 (A-Engrossed) – Barnhart moved bill be referred to Committee on School Funding and Tax Fairness/Revenue.

Previous question moved by Minnis, carried.

Call of the House demanded by Minnis, joined by Smith, P., Brown, Smith, G., Butler and Nelson. All present.

HB 2010 (A-Engrossed) – Motion to refer to Committee on School Funding and Tax Fairness/Revenue failed, the vote being: Yeas, 29; Nays, 31 – Backlund, Brown, Butler, Close, Doyle, Garrard, Hayden, Hill, Jenson, Knopp, Krieger, Kropf, Krummel, Kruse, Lee, Minnis, Morgan, Nelson, Patridge, Shetterly, Smith, G., Smith, P., Smith, T., Starr, Walker, C., Westlund, Williams, Wilson, Winters, Zauner, Speaker Simmons. Motion failed.

Previous question moved by Patridge, carried.

Call of the House demanded by Minnis, joined by Kropf, Brown, Zauner, Smith, T. and Walker, C. All present.

Oral roll call demanded by Gardner, joined by Hansen, Walker, V., Tomei, Lowe, and March.

HB 2010 (A-Engrossed) – On passage of the bill the vote was: Yeas, 31; Nays, 29 – Ackerman, Barnhart, Bates, Beck, Carlson, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Kafoury, Lee, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nelson, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth, Witt. Bill passed.

Shetterly requested the following explanation of his vote be entered in the Journal:

“I voted for HB 2010, despite having serious concerns about the bill in its present form. My purpose in voting for the bill was to move it through the process, to the Senate, where I have received assurances that substantial amendments will be made.

“HB 2010 proposes an untried and innovative way to fund pollution clean-up. I respect that effort, and think that the bill merits at least some further work.

“I have been assured that the bill will be amended to address technical issues, including the treatment of new construction on property in the

proposed district, and the property tax liability of property owners who do not pay gross receipts tax, as well as my expressed concerns about equity and a potential shift in tax burden to other property owners.

“If the bill is amended and moves out of the Senate and back to the House, I will make a final evaluation on a vote for concurrence at that time.”

Williams requested the following explanation of his vote be entered in the Journal:

“I voted for HB 2010, despite having serious concerns about the bill in its present form. My purpose in voting for the bill was to move it through the process, to the Senate, where I have received assurances that substantial amendments will be made.

“HB 2010 proposes an untried and innovative way to fund pollution clean-up. I respect that effort, and think that the bill merits at least some further work.

“I have been assured that the bill will be amended to address technical issues, including the treatment of new construction on property in the proposed district, and the property tax liability of property owners who do not pay gross receipts tax, as well as my expressed concerns about equity and a potential shift in tax burden to other property owners.

“If the bill is amended and moves out of the Senate and back to the House, I will make a final evaluation on a vote for concurrence at that time.”

Speaker Pro Tempore in Chair.

Call of the House demanded by Wilson, joined by Starr, Brown, Williams, Kruse and Gardner. All present.

HB 3830 – Wilson moved House adopt Committee Report.

In the absence of a motion to substitute the Minority Report for the Committee Report, by order of Chair, bill advanced to second and third reading.

HB 3830 – By unanimous consent, on request of Wilson, rules suspended to permit second and third reading and final consideration immediately.

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

HB 3830 – Read second time and passed to third reading.

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

HB 3830 – Read third time. Wilson moved bill be referred to Committee on Ways and Means. Motion carried on viva voce vote. Bill referred.

HB 2424, 3173, 3569 – Read second time and passed to third reading.

HB 2335 (A-Engrossed) – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Kafoury. Bill passed.

HB 2503 (A-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 60. Bill passed.

HB 2513 (A-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 60. Bill passed.

HB 2828 (A-Engrossed) – Read third time. Carried by Garrard. On passage of the bill the vote was: Yeas, 50; Nays, 8 – Barnhart, Gardner, Hansen, Hass, Kafoury, Leonard, March, Schrader; Absent, 1 – Hayden; Excused for business of the House, 1 – Minnis. Bill passed.

HB 3105 (A-Engrossed) – Read third time. Carried by Kropf.

Call of the House demanded by Kropf, joined by Hansen, Minnis, Nelson, Backlund and Zauner. All present.

Hill in Chair.

By unanimous consent, on request of Chair, rules suspended and Beck allowed to cast his vote.

HB 3105 (A-Engrossed) – On passage of the bill the vote was: Yeas, 45; Nays, 15 – Ackerman, Barnhart, Dingfelder, Gardner, Hansen, Hass, Kafoury, Leonard, March, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Walker, V. Bill passed.

HB 3413 (A-Engrossed) – Read third time. Carried by Verger. On passage of the bill the vote was: Yeas, 60. Bill passed.

HB 3696 (B-Engrossed) – Read. Carried by Lowe.

Kruse in Chair.

Speaker Pro Tempore in Chair.

HB 3696 (B-Engrossed) – On passage of the bill the vote was: Yeas, 45; Nays, 12 – Ackerman, Barnhart, Beck, Dingfelder, Leonard, March, Ringo, Schrader, Smith, G., Smith, P., Tomei, Witt; Absent, 1 – Winters; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill passed.

HB 3857 (A-Engrossed) – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 49; Nays, 10 – Ackerman, Dingfelder, Gardner, Hansen, Kruse, Nelson, Rosenbaum, Schrader, Verger, Wilson; Excused for business of the House, 1 – Lowe. Bill passed.

HB 3871 (B-Engrossed) – Read third time. Carried by Ringo, Starr. On passage of the bill the vote was: Yeas, 49; Nays, 11 – Ackerman, Barnhart, Butler, Jenson, Krieger, Kruse, Morgan, Morrisette, Schrader, Smith, P., Speaker Simmons. Bill passed.

Barnhart requested the following explanation of his vote be entered in the Journal:

“I **support** the concept of mileage based automobile insurance.

“I am concerned about the use of tax credits as an incentive. Current budget constraints force me to **oppose additional** tax credits.”

HB 3908 (A-Engrossed) – Read third time. Carried by Hass, Lee. On passage of the bill the vote was: Yeas, 50; Nays, 10 – Butler, Garrard, Hill, Krieger, Kropf, Kruse, Morgan, Schrader, Smith, T., Speaker Simmons. Bill passed.

HB 3924 (B-Engrossed) – Read. Carried by Nelson.

Williams in Chair.

HB 3924 (B-Engrossed) – On passage of the bill the vote was: Yeas, 58; Absent, 2 – Carlson, Morrisette. Bill passed.

HJR 64 (A-Engrossed) – Read second time. Carried by Witt.

Hansen questioned the presence of a quorum. All present except: Absent, 19 – Barnhart, Devlin, Gardner, Hass, Kafoury, Leonard, Lowe, Merkley, Minnis, Monnes Anderson, Patridge, Ringo, Rosenbaum, Smith, G., Smith, P., Tomei, Walker, C., Westlund, Wirth. Quorum present.

Nolan questioned the presence of a quorum. All present except: Absent, 9 – Carlson, Devlin, Garrard, Kafoury, Lee, Leonard, Minnis, Tomei, Winters. Quorum present.

Previous question moved by Kruse, carried.

Call of the House demanded by Witt, joined by Minnis, Hill, Butler, King and Backlund. All present.

HJR 64 (A-Engrossed) – On adoption of the resolution the vote was: Yeas, 23; Nays, 37 – Ackerman, Barnhart, Butler, Close, Dingfelder, Doyle, Gardner, Garrard, Hayden, Hill, Hopson, Johnson, King, Krieger, Kropf, Krummel, Kruse, Lee, Lowe, March, Merkley, Minnis, Monnes Anderson, Morgan, Morrisette, Nolan, Ringo, Schrader, Smith, G., Smith, P., Starr, Tomei, Verger, Walker, V., Winters, Wirth, Speaker Simmons.

Minnis changed vote from “aye” to “nay” and served notice of possible reconsideration.

HJR 64 (A-Engrossed) – Resolution failed.

Monnes Anderson requested the following explanation of her vote be entered in the Journal:

“I voted against House Joint Resolution 64A, which would refer for voter approval a Constitutional amendment to allow the Legislature to appropriate money from the Common School Fund.

“I support the concept of a stabilization fund for Oregon’s schools and would support a bill that proposed to establish such a fund with a portion of the Common School Fund while maintaining a minimum balance. I would also support a stabilization fund concept if it guaranteed that money from the Common School Fund would be appropriated only because of economic downturn, not because the Legislature needs to back fill for budget shortfalls. I think a stabilization fund bill should include a provision to repay the interest on moneys appropriated.

“A school stabilization fund should be a matter of statute, amendable according to the economic needs at any given time. By including the provision in our Constitution, we, as the State Legislature, have less ability to check access to the fund when real hardship does not exist. We also have a disincentive to find other sources of school funding, such as from Systems Development Charges.

“The concept of a school stabilization fund is admirable and, in a time of tight budget constraints, understandable. HJR 64A, however, is not the right means to achieve an important goal, adequate school funding.”

SB 260 – Referred from Speaker’s desk to the Committee on School Funding and Tax Fairness/Revenue.

SB 5532, 166, 167, 183, 216, 289, 366, 540 – Read second time and passed to third reading.

SB 120 (B-Engrossed) – Read third time. Carried by Shetterly.

Speaker Pro Tempore in Chair.

SB 120 (B-Engrossed) – On passage of the bill the vote was: Yeas, 51; Absent, 2 – Beck, Lee; Excused for business of the House, 7 – Hill, Hopson, King, Kropf, Lowe, Nelson, Smith, T. Bill passed.

SB 126 (B-Engrossed) – Read third time. Carried by Ackerman. On passage of the bill the vote was: Yeas, 51; Nays, 1 – Close; Absent, 1 – Beck; Excused for business of the House, 7 – Hill, Hopson, King, Kropf, Lowe, Nelson, Smith, T. Bill passed.

SB 153 (A-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 52; Absent, 1 – Beck; Excused for business of the House, 7 – Hill, Hopson, King, Kropf, Lowe, Nelson, Smith, T. Bill passed.

SB 168 – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 50; Nays, 2 – Hansen, Krummel; Absent, 1 – Beck; Excused for business of the House, 7 – Hill, Hopson, King, Kropf, Lowe, Nelson, Smith, T. Bill passed.

SB 173 (B-Engrossed) – Read third time. Carried by Walker, V.

Previous question moved by Close, carried.

Call of the House demanded by Minnis, joined by Butler, Morgan, Krieger, Doyle and Patridge. All present except: Absent (not subject to Call), 19 – Ackerman, Barnhart, Beck, Devlin, Dingfelder, Hansen, Hass, Johnson, Kafoury, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Rosenbaum, Tomei, Wirth.

Potential conflict of interest declared by Hayden.

SB 173 (B-Engrossed) – On passage of the bill the vote was: Yeas, 18; Nays, 24 – Brown, Butler, Close, Doyle, Hayden, Hill, Knopp, Krieger, Kropf, Krummel, Kruse, Minnis, Morgan, Nelson, Patridge, Smith, G., Smith, P., Smith, T., Walker, V., Westlund, Wilson, Witt, Zauner, Speaker Simmons; Absent, 18 – Ackerman, Beck, Devlin, Dingfelder, Hansen, Hass, Johnson, Kafoury, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Rosenbaum, Tomei, Wirth.

Hayden changed vote from “aye” to “nay” and served notice of possible reconsideration.

Walker, V. changed vote from “aye” to “nay” and served notice of possible reconsideration.

SB 173 (B-Engrossed) – Bill failed.

Call of the House demanded by Minnis, joined by Butler, Williams, Morgan, Doyle and Schrader. All present except: Absent (not subject to Call), 13 – Ackerman, Beck, Devlin, Hass, Johnson, Kafoury, Leonard, Monnes Anderson, Morrisette, Nolan, Rosenbaum, Tomei, Wirth.

SB 194 (B-Engrossed) – Read third time. Carried by Wilson.

Previous question moved by Minnis, carried.

SB 194 (B-Engrossed) – On passage of the bill the vote was: Yeas, 47; Absent, 13 – Ackerman, Beck, Devlin, Hass, Johnson, Kafoury, Leonard, Monnes Anderson, Morrisette, Nolan, Rosenbaum, Tomei, Wirth. Bill passed.

Call of the House demanded by Minnis, joined by Simmons, Backlund, Witt, Kruse and Kropf. All present except: Absent (not subject to Call), 12 – Ackerman, Beck, Hass, Johnson, Kafoury, Leonard, Monnes Anderson, Morrisette, Nolan, Rosenbaum, Tomei, Wirth.

SB 199 (A-Engrossed) – Read third time. Carried by Lowe.

Previous question moved by Minnis, carried.

SB 199 (A-Engrossed) – On passage of the bill the vote was: Yeas, 48; Nays, 1 – Close; Absent, 11 – Ackerman, Beck, Johnson, Kafoury, Leonard, Monnes Anderson, Morrisette, Nolan, Rosenbaum, Tomei, Wirth. Bill passed.

Close requested the following explanation of her vote be entered in the Journal:

"I understand and commend those who want to protect innocent children from abandonment. I do as well. My own father was abandoned for a time at age 8. However, to remove the Class C Felony for this act is a mistake. It further sends a message we, as a state, have sent before: that Mothers and Fathers do not need to be held accountable for their children's safety and care. I strongly disagree. I expect abandonments to escalate as a result of this act."

Call of the House demanded by Starr, joined by Morgan, Nelson, Butler, Witt and Smith, G. All present except: Absent (not subject to Call), 11 – Ackerman, Beck, Johnson, Kafoury, Leonard, Monnes Anderson, Morrisette, Nolan, Rosenbaum, Tomei, and Wirth.

SB 608 (C-Engrossed) – Read. Westlund moved bill be referred to Committee on Ways and Means.

Patridge moved the previous question. Motion carried, the vote being: Yeas, 33; Nays, 16 – Barnhart, Bates, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, King, Lowe, March, Merkley, Ringo, Schrader, Verger, Walker, V.; Absent, 11 – Ackerman, Beck, Johnson, Kafoury, Leonard, Monnes Anderson, Morrisette, Nolan, Rosenbaum, Tomei, Wirth. Debate closed.

Call of the House demanded by Starr, joined by Butler, Witt, Morgan, Brown and Simmons. All present except: Absent (not subject to Call), 10 – Ackerman, Beck, Johnson, Kafoury, Leonard, Morrisette, Nolan, Rosenbaum, Tomei, Wirth.

Oral roll call vote demanded by Gardner, joined by Hass, Ringo, Barnhart, March, and Monnes Anderson.

SB 608 (C-Engrossed) – Motion to refer to Committee on Ways and Means carried, the vote being: Yeas, 32; Nays, 19 – Barnhart, Bates, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, King, Lee, Lowe, March, Merkley, Monnes Anderson, Ringo, Rosenbaum, Schrader, Verger, Walker, V.; Absent, 9 – Ackerman, Beck, Johnson, Kafoury, Leonard, Morrisette, Nolan, Tomei, Wirth. Bill referred.

Call of the House demanded by Minnis, joined by Krieger, Butler, Wilson, Kropf and Backlund. All present except: Absent (not subject to Call), 9 – Ackerman, Beck, Johnson, Kafoury, Leonard, Morrisette, Nolan, Tomei, Wirth.

SB 654 (A-Engrossed) – Read third time. Carried by Williams.

Previous question moved by Kruse, carried.

SB 654 (A-Engrossed) – On passage of the bill the vote was: Yeas, 44; Nays, 7 – Barnhart, Hansen, Hill, Merkley, Ringo, Shetterly, Verger; Absent, 9 – Ackerman, Beck, Johnson, Kafoury, Leonard, Morrisette, Nolan, Tomei, Wirth. Bill passed.

Merkley requested the following explanation of his vote be entered in the Journal:

"Last evening, I voted 'no' on SB 654.

"I was sympathetic to the goal of protecting police informants and police officers working as decoys by listening in on their conversations with suspects.

"SB 654, however, goes far beyond that goal to allow the taping of conversations with innocent people and use of such taped conversations without demonstrating to an impartial individual, such as a judge, that taping is warranted.

"We need to be very careful in protecting Oregonian's right to privacy from unjustified government encroachment."

SB 713 (B-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 50; Nays, 1 – Close; Absent, 9 – Ackerman, Beck, Johnson, Kafoury, Leonard, Morrisette, Nolan, Tomei, Wirth. Bill passed.

SB 780 (A-Engrossed) – Read third time. Carried by Backlund. On passage of the bill the vote was: Yeas, 48; Nays, 2 – Barnhart, Knopp; Absent, 9 – Ackerman, Beck, Johnson, Kafoury, Leonard, Morrisette, Nolan, Tomei, Wirth; Excused for business of the House, 1 – Minnis. Bill passed.

SB 925 (A-Engrossed) – Read third time. Carried by Walker, V.

Potential conflict of interest declared by Winters.

SB 925 (A-Engrossed) – On passage of the bill the vote was: Yeas, 49; Nays, 2 – Hansen, Ringo; Absent, 9 – Ackerman, Beck, Johnson, Kafoury, Leonard, Morrisette, Nolan, Tomei, Wirth. Bill passed.

Message from Secretary of State, in compliance with Enrolled SB 215 and House Rule 19.20, announcing campaign contribution received during Seventy-first Regular Session, filed on June 1, 2001 by Mick Wagner, candidate for office of State Representative, District 10.

HB 2630 – Speaker appointed Representatives Witt, Chair; Devlin and Brown House conferees.

House adjourned until 11:30 a.m., Tuesday, June 5, 2001 on motion of Jensen.

Tuesday, June 5, 2001 – Morning Session

House convened at 11:30 a.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Hill, joined by Garrard, Smith, T., Zauner, Verger and Winters. All present except: Absent (subject to Call), 14 – Bates, Beck, Hayden, Johnson, Krieger, Kropf, Kruse, Leonard, Lowe, Minnis, Morgan, Nolan, Westlund, Wirth; Excused (not subject to Call), 2 – Brown, Close.

By unanimous consent, on request of Hill, rules suspended to dispense with further proceedings under the Call of the House.

Opening Ceremony presented by Constance Andersen, Portland.

HB 2103, 2133, 2136, 2230, 2937, 3260 – Message from the Governor announcing he signed on June 4, 2001.

SB 492, 885 – Message from the Senate announcing passage.

SJR 31 – Message from the Senate announcing adoption.

HB 2112, 2281 – Message from the Senate announcing passage as amended by the Senate.

SB 258 – Message from the Senate announcing concurrence in House amendments and repassage.

SJR 17 – Message from the Senate announcing concurrence in House amendments and readoption.

SB 374 – Message from the Senate announcing Senators Beyer, R., Starr and Deckert appointed Senate conferees.

HB 2137 – Message from the Senate announcing Senators Duncan, Metsger and Messerle appointed Senate conferees.

SB 269, 307, 328, 342, 352, 353, 526, 530, 655, 656, 867, 932, HCR 1, HB 2141, 2161, 2338, 2388, 2391, 2866, 2936, 3100, 3660, 3885, HCR 6, 8, 9, 12, HJM 34 – Message from the Senate announcing President signed on June 4, 2001.

SJR 31 – Read first time and passed to Speaker's desk for referral.

HB 5048 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2268 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 3068 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 3441 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HCR 10 – Report by Committee on Rules, Redistricting and Public Affairs recommending adoption with amendments and be printed engrossed.

SB 133 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

SB 273 – Report by Committee on Advancing E-Government recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

SB 304 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 327 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 331 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 660 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

SB 684 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

SB 685 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

SB 954 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 280 (B-Engrossed) – Report by Conference Committee, signed by Senators Beyer, R., Atkinson and Corcoran and Representatives Backlund, Knopp and Walker, V., recommending that the Senate concur in the House amendments dated May 15, 2001 and the bill be further amended and repassed.

House recessed until 1:30 p.m. on motion of Jensen.

Tuesday, June 5, 2001 – Afternoon Session

House reconvened at 1:30 p.m. Hill in Chair. All present except: Excused, 2 – Brown, Close; Excused for business of the House, 5 – Barnhart, Minnis, Schrader, Westlund, Speaker Simmons.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

Vetoed HB 2050 (Seventieth Regular Session) –The following message from the Governor was read:

September, 3, 1999

The Honorable Phil Keisling
Secretary of State
136 State Capitol
Salem, OR 97310

Dear Secretary Keisling:

I am returning herewith Enrolled House Bill 2050, unsigned and disapproved.

This bill is only slightly different from the "intangibles tax exemption" bill I vetoed in 1997. At the close of the 1997 legislative session I asked the Department of Revenue to assemble a work group to review the issue of the taxation of intangible property of the centrally assessed utilities in Oregon and offer recommendations for legislative action. Unfortunately, the work group was unable to agree on any specific recommendations. The process did, however, reveal substantial information about the extent of property that is considered "intangible", the difficulty in estimating its value and the differing interests within the key industry groups.

While I find myself in the same situation as 1997, the stakes have become greater. School funding has been a focus of attention and a driving force in considering any further tax exemptions or tax expenditures. It is ironic that the search for revenue for public schools this session was competing with the legislature's desire to provide tax breaks to businesses and many other individual constituencies. While each industry group taken by itself might have a legitimate argument, the cumulative impact of these tax cuts further damages our ability to pay for public education as well as public services such as public safety and public health.

I have stated repeatedly in correspondence with the legislature, my key concerns with the exemption of intangible property including fairness, avoiding a shift in the tax burden from Oregon business to individual households, stability for taxing districts, and the importance of clear definitions in order to avoid litigation. Despite meaningful changes, HB 2050 does not satisfy these concerns. Lastly, HB 2050 provides property tax reductions for centrally

assessed utilities that have enjoyed a substantial reduction in property taxes over the last nine years.

I regret that the legislature chose not to forward the one intangibles exemption of merit: the value of Federal Communications Commission licenses.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 2226 (Seventieth Regular Session) –The following message from the Governor was read:

September 3, 1999

The Honorable Phil Keisling
Secretary of State
136 State Capitol
Salem, OR 97310

Dear Secretary Keisling:

I am returning HB 2226 unsigned and disapproved.

HB 2226 would prevent the establishment of a private right of action for failure of a mandatory reporter of child abuse to report known or suspected child abuse. The bill also increases civil penalties for such an act, designates support enforcement employees of the Department of Justice as mandatory reporters of child abuse, and requires that law enforcement agencies or the State Office for Services to Children and Families to notify the employer or the licensing board of a mandatory reporter when there is reasonable cause to believe that there has been a failure to report abuse.

This legislation has much to recommend it. It increases the number of persons who are required by law to report child abuse. It increases civil penalties and encourages professional licensing boards to discipline persons who fail to report. However, by removing the possibility of a private cause of action over failure to report known or suspected child abuse, it eliminates an important tool which could greatly benefit the children of our state.

Since the legislative session has ended I have carefully reviewed the arguments on both sides of this issue. While it is possible to speculate on how these changes in statute will effect many of the organizations whose employees are subject to mandatory reporting, my review has convinced me that at present we have insufficient information to determine how these proposed changes in law might affect abused and neglected children in our state. This uncertainty has been a major factor in determining my position on this legislation, for it is the interest of abused and neglected children that I hold as my primary concern.

I am not convinced that law suits are the most effective method for encouraging persons to report abuse and neglect. There are clearly a number of situations in which law suits are not likely to be effective, chief among them the circumstance where no “deep pockets” are attached to the offender and thus there is not enough money involved to cause an attorney to take the case. The fact that there have been no more than two settlements involving such a suit in all the time that the child abuse reporting statute has been in existence, illustrates my point.

It is also unclear if the increase in civil penalty or the reporting to licensing boards are the best way to protect our children or whether they will sufficiently encourage mandatory reporters to fulfill their duty if the threat of a private action does not exist. Oregon’s chief law enforcement officer, Attorney General Myers, and the District Attorneys Association clearly do not believe that these sanctions are sufficient if the private right of action is eliminated.

In the presence of such serious uncertainty, I have chosen to veto this legislation. However, I believe that there must be a better way to protect abused and neglected children than the current

approach. I will lend the resources of my office to an ongoing discussion of this issue and I will be open to changes in the statute if I become convinced that the best interests of our children will be served by those changes.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 2551 (Seventieth Regular Session) –The following message from the Governor was read:

July 22, 1999

The Honorable Lynn Snodgrass
Speaker of the House
Room 269 - State Capitol
Salem, OR 97310

Dear Speaker Snodgrass:

I am returning herewith House Bill 2551, unsigned and disapproved.

This bill states that schools who educate students in grades 9-12 that receive state or federal funding must allow military recruiting personnel on-campus access to communicate with students about military scholarships and other related opportunities. It ultimately prohibits public school boards from denying access to military recruitment personnel to their campuses.

As I stated in my 1997 veto message of Senate Bill 680, a very similar bill, I share the proponents' desire to support the military. In particular, the Oregon National Guard and Coast Guard make enormous contributions to our state and its citizens both in times of crisis and through community projects and involvement. I believe that the National Guard provides great opportunities to minorities as they are coming out of high school, and I would urge local school districts and officials to further examine these opportunities and allowed access to the National Guard. Despite my personal feelings, however, I strongly believe that questions of access to local schools should be decided in the community by locally elected school boards.

We must respect the authority of locally elected officials to decide these matters.

Therefore, I am vetoing the bill.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 2566 (Seventieth Regular Session) –The following message from the Governor was read:

July 22, 1999

The Honorable Lynn Snodgrass
Speaker of the House
H269 State Capitol
Salem, OR 97310

Dear Speaker Snodgrass:

I am returning herewith House Bill 2566 unsigned and disapproved. My specific concern is with Section 21, which establishes grants for “high-growth” school districts.

Proponents of this portion of the bill have argued that districts experiencing student growth have special needs that should be accommodated. I believe that these needs are, in fact, already being accommodated. School districts receive additional funding for each

additional student they receive. In addition, a new component of the funding formula passed by the 1997 Legislature and now funded in this Session will provide grants to school districts opening new school buildings, including adding structures onto existing school buildings and adding portable school buildings. This facilities grant provides a state grant equal to 6% of the construction costs for these buildings. The combination of the basic school funding formula and the facilities grant, therefore, already acknowledges the additional costs school districts experience due to student growth.

Eighteen of the 30 superintendents whose districts would benefit from the high-growth grants have stated their opposition to this grant, noting that this \$10 million should be included in the basic school funding formula which would benefit all districts.

In vetoing this bill, I also request that actions be taken to allow the funding to be redistributed through the State School Fund and the other portions of the bill to be reconsidered by the Legislature.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 2633 (Seventieth Regular Session) –The following message from the Governor was read:

September 3, 1999

The Honorable Phil Keisling
Secretary of State
136 State Capitol Building
Salem, Oregon 97310

Dear Secretary Keisling:

I am returning to you enrolled HB 2633, unsigned and disapproved.

House Bill 2633 would have required physicians to notify a parent of a minor prior to providing abortion care. While I cannot imagine anything more important than parental involvement with a teen facing an unintended pregnancy, I cannot support HB 2633. The bill, as written, is seriously flawed in a number of critical areas.

House Bill 2633 would do little to foster healthy communications within families. In families where good communications already exist, this bill would have no benefit. In families where the relationships are not strong, or worse are abusive, this legislation would create delays in seeking needed health services and real danger for many of the teens involved. The attempt to mitigate these dangers by providing a bypass provision for parental notification is completely inadequate.

This inadequacy is well illustrated by the fact that HB 2633 requires local governments to perform a service without providing the funding to pay for the service. Under the Oregon Constitution this creates an unfunded mandate and, because HB 2633 failed to receive a three-fifths majority vote in either chamber local governments cannot be compelled to provide the bypass service. As a result, there is no assurance that the bypass service would be available to teens in all areas of the state. Moreover, the bypass provision is further weakened by the fact that the health department employees who are best qualified to provide this service are barred from doing so by federal law contained in the Hyde amendments.

Beyond these policy concerns, it is clear that House Bill 2633 would have difficulty meeting the requirements of the U.S. Constitution. Once again Section 4 containing the by-pass provision is problematic. The U.S. Supreme Court has specified a series of criteria that are required for a by-pass provision to be deemed adequate protection and HB 2633 clearly fails this test.

Finally, and perhaps most importantly, in 1990 Oregonians firmly rejected a similar ballot measure seeking to mandate parental notification – Oregonians have already clearly expressed their will on this issue.

Good family communication cannot be legislated where it does not already exist. The vast majority of teens already confide in a parent when facing an unintended pregnancy. Most often, those who do not choose to do so have a good reason for making such a choice. I cannot support legislation that offers so little potential benefit at the risk of such egregious harm.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 2637 (Seventieth Regular Session) –The following message from the Governor was read:

September 3, 1999

The Honorable Phil Keisling
Secretary of State
State Capitol 136
Salem, OR 97310

Dear Secretary Keisling:

I am returning herewith House Bill 2637 unsigned and disapproved.

HB 2637 provides an exemption for residents of Yamhill and Columbia counties who certify they do not commute into the Portland region for work from vehicle emissions testing. The bill also requires that the state maintain federal approval of the state implementation plan under the federal Clean Air Act.

As I stated in my letter of July 13 to Senate President Brady Adams and Speaker Lynn Snodgrass, my concerns are that HB 2637 could exempt polluting vehicles from the vehicle inspection program that contribute to the region's pollution problem; the bill does not identify substitute emission reduction strategies; and the bill does not identify an enforcement mechanism nor does it allocate any resources to enforce compliance of the exemption.

Currently, the Department of Environmental Quality (DEQ) conducts pollution tests on cars in the Portland area to help keep the air clean and meet federal standards. These pollution tests are part of the Environmental Protection Agency's (EPA) approved clean air plan for the Portland area. The federal Clean Air Act requires air to meet standards to protect people's health and the environment. Presently, DEQ implements the federal Clean Air Act in Oregon.

When DEQ expanded the Vehicle Inspection Program boundaries in 1995, small portions of Columbia and Yamhill counties were included in the new boundaries because at least 40 percent of their workforce commuted into the Portland region to work. Although the decision was based strictly on the percentage of work commuters, an even greater number of residents from these two counties commute into the Portland region for recreation, appointments, and a variety of other reasons. HB 2637 does not recognize that these visits also contribute to pollution in the region.

The challenge posed by exempting residents who claim they are not driving into the Portland area for work is the state's ability to assure EPA that this is in fact the case and that there is no loss of air quality. Because EPA requires emission reduction strategies to be quantifiable and enforceable, EPA would require DEQ to validate exemptions granted to people who certify they do not commute into the Portland region. HB 2637 lacks an enforcement mechanism to insure that residents who seek an exemption actually do not commute into the Portland area. Therefore, I fear HB 2637 could jeopardize the state's air quality program.

Nevertheless, I understand the frustration that those who never go into Portland must feel regarding the time and cost to have their vehicles inspected. DEQ has taken some steps to try to improve this situation. For example, DEQ is working with the City of Scappoose to locate a part time testing unit in the Scappoose area to reduce the travel distance for Columbia County residents for car inspections.

DEQ has also established a program to reduce the compliance burden for people below 125 percent of the poverty line. For vehicle owners who qualify, their cars only have to pass the basic vehicle emissions test versus the more stringent enhanced test in order to cut the potential cost of repairs.

In addition, DEQ and the Department of Transportation have agreed to work together to explore solutions to computer problems that have resulted in residents of these counties being notified they have to have their vehicles inspected when in fact they live outside of the program boundaries.

DEQ has explored other options as well but has determined that other modifications to the program are not allowable under federal and/or state law, or they jeopardize the overall program.

In summary, HB 2637 will not help maintain clean, healthy air in the Portland Metropolitan region. It creates uncertainty about how

the region will continue to comply with federal clean air standards. It requires DEQ to find a replacement for the pollution reduction that is lost through exempting certain cars and trucks from testing when the options available have proven to be unpopular and many were actually excluded from the clean air plan by various legislative actions taken in 1993 and 1995. It also impacts industries' ability to grow and their ability to keep up with fast changing market conditions if the state is failing to comply with federal air quality standards. Finally, violations put Oregon at risk of both losing federal highway dollars and the imposition of stricter standards on industry.

For all of these reasons, I am vetoing HB 2637.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 2700 (Seventieth Regular Session) –The following message from the Governor was read:

September 3, 1999

The Honorable Phil Keisling
Secretary of State
136 State Capitol
Salem, OR 97310

Dear Secretary Keisling:

I am returning enrolled HB 2700 unsigned and disapproved.

HB 2700 would change several important elements of the Oregon Health Plan (OHP) in ways which would violate the intent of the plan, create barriers to care for persons who are legitimately eligible for the plan, and it would reduce legislative accountability for continuing the OHP.

While the legislatively approved budget contains reasonable provisions for improving residency verification procedures the residency provisions in HB 2700 are poorly drafted. They appear to apply only to the categorically eligible persons and the medically needy. It is clear that HCFA will oppose such provisions and it is pointless to mandate our agency to take an action that would result in the denial of our Medicaid plan amendment and as such disrupt our ability to receive federal funds for this vital program. In addition, the constitutionality of these provisions is clearly in question. Numerous court rulings have affirmed the right of U.S. citizens to travel from state to state and to not suffer discrimination as a result of such travel. The residency provisions contained in HB 2700 will no doubt be challenged on this basis and the burden of defending such a challenge would negate any possible benefit derived from this policy change.

The copayment provisions of the bill are equally onerous. Once again, the specifics of the bill violate clearly articulated federal policy relative to copayments and would place in jeopardy our ability to receive federal funds. Moreover, they would unfairly burden those with chronic and disabling conditions who require frequent services from health care providers. While I remain open to the concept of a copayment for certain services, such a policy must be carefully balance in order to prevent it from becoming a barrier to needed care for persons who have no other option.

Other provisions of the bill would create an unnecessary burden on our criminal justice system and would create inefficiencies in administering the program thereby increasing costs and agency workload without increasing care to the persons who depend on the OHP to help them in their effort to become independent and self-sufficient.

Finally, I object to the provisions of HB 2700 which would sunset the OHP without an affirmative act of the legislature. If the legislature desires to discontinue the OHP, it must be accountable for such a precipitous action. This accountability can only be maintained

if the legislature is required to vote affirmatively to stop the plan and can, in addition, obtain the agreement of the governor to do so.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 2792 (Seventieth Regular Session) –The following message from the Governor was read:

July 20, 1999

The Honorable Lynn Snodgrass
Speaker of the House
269 State Capitol
Salem, Oregon 97310

Dear Speaker Snodgrass:

I am returning herewith HB 2792, unsigned and disapproved.

HB 2792 would create a five percent property tax rebate for senior citizens who own principal residences with assessed values of up to \$300,000 and annual adjusted gross incomes under \$30,000. While the goal of attempting to provide additional property tax relief to senior citizens living on fixed incomes is laudable, it is a misplaced priority. Oregon already provides property tax relief through the senior property tax deferral program administered by the Oregon Department of Revenue. HB2792 is redundant and unnecessary.

Further, HB2792 was neither requested nor supported by senior advocates nor advocates for affordable housing. Rather, these groups indicated that if an additional \$17 million a year were available to assist low income senior citizens this is not where the help is needed most.

Lastly, I have repeatedly expressed my concerns regarding the extent to which tax expenditures reduce revenue at a time when we are struggling to dedicate the resources necessary to fund our schools and provide critical public services for all Oregonians. HB 2792 alone has an estimated annual revenue impact of more than \$17 million beginning in 2004. Regardless of the merits of HB 2792, this legislature's persistent refusal to consider the cumulative impact of individual enhanced tax expenditures is troubling.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 2793 (Seventieth Regular Session) –The following message from the Governor was read:

September 3, 1999

The Honorable Phil Keisling
Secretary of State
136 State Capitol
Salem, OR 97310

Dear Secretary Keisling:

I am returning enrolled HB 2793 unsigned and disapproved.

HB 2793 would significantly alter the approach to minimum wage rights that Oregonians of certain ages and in certain occupations are entitled to under the provisions of the state's minimum wage law as modified by the statewide passage of Ballot Measure 36 in 1996. The ballot measure passed in 1996 treats all Oregonians the same regardless of their age, work history, or the industry in which they are employed. HB 2793 would create exemptions to the minimum wage rate required by law for certain

minors and for certain tipped employees when the minimum wage rates are changed in the future.

HB 2793 would allow certain minors to be paid 50 cents per hour less for the first 45 days of their employment when the minimum wage is raised to over \$6.50 per hour. I find the argument that this 50 cent per hour reduction would create more jobs for minors to be dubious. I think it far more likely that this provision would create an incentive for employers to hire minors instead of adults for entry level positions solely to improve their bottom line rather than providing an opportunity that wouldn't otherwise exist for minors seeking work. As such this provision could reduce job prospects for adults who are attempting to enter the work force and move toward greater self sufficiency.

HB 2793 would also greatly disadvantage certain tipped employees. It could, over time, create a situation where tipped employees would be receiving a minimum wage that is one half that provided to other employees in the same industry. While advocates for this measure have committed to an approach that would redistribute any savings to other workers in their businesses, I believe that the enforcement of such a provision would be cumbersome at best. Perhaps more importantly, I find no compelling evidence that the industry needs to reduce the wages of tipped employees in order to adequately compensate other employees in their businesses. The proper role of a minimum wage law is to create a minimum level of compensation for all of Oregon's workers not to make certain jobs within a specific industry more or less attractive.

I deeply appreciate the efforts the proponents of this legislation made to make the bill more acceptable to those of us who oppose such a measure. However, I find the negative potential of this bill outweighs significantly any potential for positive change.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 2808 (Seventieth Regular Session) –The following message from the Governor was read:

September 3, 1999

The Honorable Phil Keisling
Secretary of State
136 State Capitol
Salem, Oregon 97310

Dear Secretary Keisling:

I am returning herewith House Bill 2808, unsigned and disapproved.

This bill would require anyone convicted of certain sex offenses between 1972 and 1989 to register as a sex offender. I am vetoing this bill because it fails to target offenders who pose the greatest risk to society and spends scarce public safety resources without any substantial benefit to public safety.

Most people subject to House Bill 2808 would have committed a single offense, which likely involved a family member, up to 25 years ago and have not committed another sex offense. These individuals are not a threat to public safety, yet they would be required to register as sex offenders for the rest of their lives, and to have information about them and the offense available to the public on the Internet.

I also am concerned about the impact of this renewed scrutiny on the victims of these offenses. Many people who have successfully recovered from intra-family abuse would be painfully reminded of events that they have struggled to put behind them.

Finally, this bill puts an undue burden on community corrections resources. In order to find these former offenders, law enforcement and community corrections officers would have to spend valuable time and resources looking for names and locating information for thousands of people who pose little or no risk to public safety rather than focusing on other activities which would provide a greater benefit to the public.

I might view this bill differently if the 1999 Legislative Assembly had not passed other legislation that does provide meaningful additions to strengthen Oregon's response to sex offenses. These measures extend supervision and increase punishment for persons convicted of serious sex offenses, increase penalties for public indecency, authorize chemical castration for some offenders, and comply with new federal law requirements regarding sex offender registration and community access to sex offender information.

Anyone who has committed a sex offense since 1989 is already required to register as sex offender. I believe this existing requirement, along with other bills passed by this legislature, provide strong protection to Oregonians while targeting the offenders who pose the greatest risk to public safety.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 2875 (Seventieth Regular Session) –The following message from the Governor was read:

September 3, 1999

The Honorable Phil Keisling
Secretary of State
136 State Capitol
Salem OR 97310

Dear Secretary of State Keisling:

I am returning to you HB 2875, unsigned and disapproved.

HB 2875 purports to set standards on when cougars could be killed to protect public safety. However, there are several faults with this bill. As I stated in my letters of May 20 and June 18, to the House and Senate, respectively, my primary concern is that the bill creates no process by which decisions would be made to allow the taking of a particular animal. Under current law, the Oregon Department of Fish and Wildlife and/or local law enforcement are involved in that decision. Under HB 2875, it appears that any individual could make the decision whether a cougar was a threat to public safety.

That is too broad a delegation of authority to be acceptable, particularly given the voters' strongly expressed sentiment that cougars should be managed conservatively.

Second, while there was a reduction in the numbers of cougars taken in the years immediately after Measure 18, that number has increased in recent years. While reported cougar damage complaints since 1995 have increased by 20%, the number of cougars taken has more than doubled, and is, in fact, greater than before Measure 18. There is little evidence that there is a problem that requires this legislation that was not already being addressed through current law.

I am aware that the current authority for taking cougars when there is a threat to life and safety is not clear. I would support legislation that would detail the process and provide clear legal standards under these circumstances. HB 2875 is not that legislation.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 2942 (Seventieth Regular Session) –The following message from the Governor was read:

September 3, 1999

The Honorable Phil Keisling
Secretary of State
136 State Capitol
Salem, OR 97310

Dear Secretary Keisling:

I am returning herewith enrolled HB 2942, unsigned and disapproved.

This bill increases funding for Economic Development and provides a framework to increase the Education Endowment Fund principal. These are excellent initiatives.

I welcome the opportunity to refine these concepts in the future with our local government partners. I support community projects to further economic development.

The bill provisions remain too restrictive in the current economic environment.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 2947 (Seventieth Regular Session) –The following message from the Governor was read:

September 3, 1999

The Honorable Phil Keisling
Secretary of State
136 State Capitol
Salem, OR 97310

Dear Secretary Keisling:

I am returning herewith Enrolled House Bill 2947, unsigned and disapproved.

This bill would provide a state tax credit for very broadly defined charitable giving beginning in the year 2001. While there is no question that we should all be encouraged to actively contribute to charitable causes, I cannot at this time support HB 2947.

HB 2947 begs the policy question of what level of state support is appropriate to encourage a wide range of private giving. I understand that this approach might help strengthen the state's relationship with the non-profit sector which is often called upon to compliment public services. In addition it allows those individuals who do not itemize their deductions an opportunity to benefit from giving. However, this must be balanced against the bill's estimated revenue impact of \$55 million in the 2001-2003 biennium. This magnitude of revenue loss will hurt our ability to pay for public schools and other basic public services. When resources are limited we must make choices that insure public funds, whether indirect through tax expenditures or directly through program appropriations, are meeting our primary goals.

I am interested in pursuing legislation to encourage private giving and volunteerism to promote community building.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 2964 (Seventieth Regular Session) –The following message from the Governor was read:

July 23, 1999

The Honorable Lynn Snodgrass
Speaker of the House
269 State Capitol
Salem, Oregon 97310

Dear Speaker Snodgrass:

I am returning herewith House Bill 2964, unsigned and disapproved.

This legislation ignores the safety concerns expressed by the State Fire Marshal and the suspension of even minimal regulations for the transfer of aircraft fuel is unacceptable as it disregards real and present threats to safety.

Having vetoed this legislation, I have asked the Fire Marshal to explore the feasibility of adopting a rule which protects safety while providing additional flexibility when 80,000 gallons or less of flammable and combustible liquids are transferred from one vehicle to another at airports. However, I do not expect the adoption of any rule if safety issues cannot be adequately addressed.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 2985 (Seventieth Regular Session) –The following message from the Governor was read:

July 23, 1999

The Honorable Lynn Snodgrass
Speaker of the House
269 State Capitol
Salem, OR 97310

Dear Speaker Snodgrass:

I am returning HB 2985 unsigned and disapproved.

HB 2985 is a reaction to two Supreme Court decisions relating to potential employer vicarious liability for acts of sexual abuse committed by employees. See *Fearing v. Bucher et al.*, 328 Or 367 (1999), *Lourim v. Swensen and Cascade Pacific Council, Boy Scouts of America, et al.*, 328 Or 380 (1999).

The *Fearing* and *Lourim* decisions held that a Catholic priest and Boy Scout counselor may have acted within the scope of employment when they molested young children whom they encountered through their employment. The court found that a jury could infer that performance of their employment duties was a precursor to the abuse which followed.

It is important to note the cases came to the Supreme Court for review after the employers were dismissed as a matter of law by the respective trial courts. The decisions do not hold the employers liable, they merely hold that a complaint can not automatically be dismissed by a court without adducing more evidence.

I believe that access to court process is an important principle of a democracy. HB 2985 will result in the dismissal of many cases without a proper airing of the facts.

HB 2985 will extend liability exemption to all employers under all circumstances. Employers are exempt unless the activity fell within the employees' job description. Such a legislative judgment can not possibly secure all the possible factual permutations in a just manner.

Finally, I am concerned that under the provisions of this bill these and other crime victims will be left without adequate remedies for the harm done to them.

For these reasons I disapprove of HB 2985.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 3049 (Seventieth Regular Session) –The following message from the Governor was read:

September 3, 1999

Honorable Phil Keisling
Secretary of State
136 State Capitol

Salem, Oregon 97310

Dear Secretary Keisling:

I am returning herewith HB 3049, unsigned and disapproved.

HB 3049 is an example of legislation which the National Rifle Association and the gun industry are advocating nationwide to try to head off lawsuits resulting from an epidemic of gun violence in our nation. This legislation is, in my view, not only unnecessary but is a dangerous preemption of the powers of local officials to address one of the most pressing public safety problems of our time.

HB 3049 is a heavy-handed attempt to prevent legal action by local governments in Oregon should they determine that a law suit against a gun dealer or manufacturer is necessary to protect the public safety of their citizens. This would be an unprecedented action by the legislature to summarily prevent the filing of lawsuits by locally elected and accountable officials. If this legislation were to pass it would set a dangerous precedent for the state to dictate local governments may not take legal action against certain powerful interests threatening the safety of their communities.

During the legislative session, I wrote to the Senate President to express my deep concern over HB 3049. As I stated in that letter, this legislation is an improper preemption of powers that are best left in the hands of local officials and the Attorney General. Unfortunately, the legislature did nothing to address my stated concerns and I am forced to veto HB 3049 today.

Attorney General Myers also wrote a letter to the legislature, specifically the Public Safety Subcommittee of Ways and Means, expressing his opposition to the provision in HB 3049 which would prohibit the Attorney General from bringing suit or intervening on behalf of a suit against a firearms manufacturer or dealer. Again, these concerns were not addressed by the legislature. This provision would be both an unprecedented action by the legislature and an unnecessary limitation on the AG's litigation control authority. I agree with the Attorney General regarding the dangerous nature of this preemption of the Attorney General's powers. This alone would necessitate a veto of HB 3049.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 3054 (Seventieth Regular Session) –The following message from the Governor was read:

September 3, 1999

The Honorable Phil Keisling
Secretary of State
136 State Capitol
Salem, Oregon 97310

Dear Secretary Keisling:

I am returning House Bill 3054 herewith unsigned and disapproved.

House Bill 3054 contains two provisions which trouble me. Section 4 of the bill deems any dog kennel which has been in continuous operation since in 1990 with a valid county license 'lawfully established.' That provision's failure to specify any required land use approval could mean that any dog kennel, having obtained a county license, may be considered an outright permitted use on some of Oregon's best farmland. I cannot support such a potentially broad exemption to Oregon's land use approval process.

Additionally, Section 1 of the bill provides immunity for landowners against lawsuits brought by individuals who commit crimes against landowners while trespassing. This section would apply to a significant subset of cases where a landowner knows or should know their land is frequently used by trespassers. While such immunity from liability for landowners is perhaps appropriate in some cases, the myriad of possible applications makes it poor public policy in general.

For example, the bill would apply to trespassing teenagers, notorious for impulsive behavior and could be seriously injured by a known hazard. Should a landowner be absolved of responsibility for serious, long-term injury to a young adult caused by a known, preventable hazard simply because an act of vandalism occurred?

Decisions about civil liability in such cases are properly committed to the courts for resolution based upon the facts of each individual case. I believe that status-based restrictions upon citizens' access to the civil justice system are generally ill-advised absent broad-based and compelling public policy grounds, neither of which the sponsors of this bill have demonstrated.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 3131 (Seventieth Regular Session) –The following message from the Governor was read:

July 22, 1999

The Honorable Lynn Snodgrass
Speaker of the House
State Capitol - Room 269
Salem OR 97310

Dear Speaker Snodgrass:

I am returning herewith enrolled HB 3131, unsigned and disapproved.

HB 3131 would overturn a decision of the Fish and Wildlife Commission in 1998 that disapproved alternative fish mitigation plans, in lieu of a fishway at Milltown Hill Dam in Douglas County. In 1997, the Legislative Assembly vested the authority over mitigation plans with the Commission. Now, it seeks to change that authority, because, I presume, it did not like the outcome of the process it established.

While HB 3131 would still require approval by the Fish and Wildlife Commission before an alternative mitigation plan could go forward, the bill drops the requirement that those plans provide for a "net benefit for fish." I cannot agree to that change, when salmonids in the Umpqua drainage are in such a serious condition.

I have repeatedly stated my opposition to legislation which deals with only one project or one small area of the state. I believe the legislative process should focus on laws of general application to the entire state.

I cannot allow HB 3131 to become law.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 3202 (Seventieth Regular Session) –The following message from the Governor was read:

September 3, 1999

The Honorable Phil Keisling
Secretary of State
136 State Capitol
Salem, OR 97310

Dear Secretary Keisling:

I am returning herewith House Bill 3202, unsigned and disapproved.

HB 3202 extends the sunset date of the Pollution Control Tax Credit. When the Oregon Pollution Control Tax Credit was enacted in 1967, it was meant to help Oregon businesses comply with the newly-passed federal environmental laws and create a level-playing field across the country. We are now one of only three states that still have this kind of program. Currently, 75% of the dollar value of these tax credits are for actions required by law. These credit certificates have provided more than \$586 million in value.

Rather than simply extend this program, I believe this relic from the 1960's should be updated to provide an incentive to meet our state's current goals. My Tax Policy Review Committee, which included industry representatives, provided excellent recommendations for consideration by the Legislature and my office on how to do this.

Among their recommendations, they suggested eliminating tax credits awarded for pollution controls that simply bring a plant into compliance with current federal and state law. The committee also suggested expanding the credit to reward those businesses that employ pollution control methods that exceed what is required by environmental law.

As I stated in my letter of July 9 to the legislative leadership and my letter of May 18 to Representative Welsh, I believe this update is overdue and I will not extend the sunset date. Instead, I am committed to working in the

interim with a broad group of stakeholders to set a new course before the current tax credit sunset date of December 31, 2001.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 3282 (Seventieth Regular Session) –The following message from the Governor was read:

September 3, 1999

The Honorable Phil Keisling
Secretary of State
State Capitol 136
Salem OR 97310

Dear Secretary Keisling:

I am returning herewith House Bill 3282 to you unsigned and disapproved.

House Bill 3282 would allow churches that serve urban areas to be located outside urban growth boundaries on land zoned exclusive farm use. With this bill, Speaker Snodgrass has raised a very real problem faced by some congregations.

Large churches that want to cater to the diverse needs of their congregations are branching out to provide an array of community programs beyond the traditional Sunday services. These churches often seek large parcels of inexpensive land to provide youth and family classes throughout the week, gymnasiums for recreation, and large auditoriums for performances and events.

The needs of large churches and other urban uses to find land must be balanced with the need to protect Oregon's 3.52 billion dollar agricultural industry from the encroachment of urban activities that may disrupt farming operations with traffic, noise, and dust. Oregon protects its farmland in two major ways. First, by maintaining an urban growth boundary and establishing protective zoning to separate urban and rural uses. Second, by taxing farmland at a lower rate (a rate friendlier to farming) than land within the urban growth boundary which may be developed more intensively.

These measures have proven effective at protecting large parcels of relatively inexpensive land for farming. They are not intended to entice urban uses outside urban growth boundaries.

Alternatives exist, however, for locating large churches outside urban growth boundaries should that become necessary. Existing state land use laws do not prohibit counties from authorizing churches on rural residential, commercial and industrial land. This is appropriate under certain circumstances because these lands may already be committed to non-farm and non-forest uses.

While I believe churches provide a needed and beneficial service to communities, I cannot support using Oregon's best soils to accommodate them.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 3456 (Seventieth Regular Session) –The following message from the Governor was read:

September 3, 1999

The Honorable Phil Keisling
Secretary of State
State Capitol 136
Salem, OR 97310

Dear Secretary Keisling:

I am returning herewith House Bill 3456 unsigned and disapproved.

I am concerned that HB 3456 weakens environmental standards; creates an unnecessary and expensive new bureaucracy; and is unnecessary to achieve administrative improvements to the cleanup program.

To begin with, the Department of Environmental Quality (DEQ) is responsible for ensuring that hazardous contamination is cleaned up. Safe, responsible cleanup of contamination caused by leaks or spills of hazardous substances not only protects Oregon's people, fish, water, and land, it also promotes economic development.

As I stated in my letters of April 13, 1999 to Representative Welsh, House Water and Environment and July 14, 1999 to Senate President Brady Adams and Speaker Lynn Snodgrass, I am concerned that HB 3456 weakens DEQ's authority over cleanups and weakens environmental protection standards for cleanups of contaminated sites conducted without DEQ oversight.

Additionally, HB 3456B creates a new state panel. This panel is unnecessary. It would not perform any functions that are not allowed within the scope of current law. Rather than expanding government with this cumbersome new panel that is subject to Senate confirmation and new staff positions to support it, I believe we can address the issue of providing recourse in the case of technical disputes by having DEQ develop a mediation tool and other processes. This would also have the effect of saving scarce state funds.

Finally, we have a comprehensive cleanup law that has broad support and that achieves our goals. In 1995, the Legislature adopted a comprehensive cleanup bill that represented a consensus by representatives of business, environmental groups, banks, insurance companies, law firms, local governments and the Department of Environmental Quality. Stakeholders continued to work together to develop acceptable administrative rules. An ongoing stakeholders group continues to work to resolve any other concerns that arise.

Under this comprehensive cleanup law, three hundred cleanups are underway with two-thirds of these occurring with the responsible parties requesting to be part of the state's voluntary cleanup program. The number of sites becoming part of the voluntary program has doubled since 1996 under this program.

I believe we can view this as a real success. It concerns me that HB 3456B could now undo the basic foundation of Oregon's comprehensive cleanup law. For these reasons, I am vetoing House Bill 3456.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 3605 (Seventieth Regular Session) –The following message from the Governor was read:

September 3, 1999

The Honorable Phil Keisling
Secretary of State
136 State Capitol
Salem, OR 97310

Dear Secretary Keisling:

I am returning HB 3605 unsigned and disapproved.

This bill would repeal a portion of the Employers Liability Act (ELA).

The Employer's Liability Act was originally enacted by the people of Oregon in 1911. The purpose of the act was to provide an avenue of recovery for severely injured workers or the families of workers killed while engaged in hazardous activities.

The basic premise of the law makes intuitive sense: At a job site with many employers, someone must have the responsibility to assure that the workplace is safe.

The original act makes the judgment that it would be unfair to have the surviving spouse or children of the deceased to have to find who is at fault for the death of the loved one in order to be fully compensated for that loss. The question of fault is left to those who are responsible for assuring a safe work place.

In the intervening years, Oregon has moved through voluntary, then mandatory, Worker's Compensation systems. And in those 88 years, the people and the Legislature has not seen the need to change this voter enacted statute.

HB 3605 would fundamentally change the course of litigation in cases of work-related death or serious injury. I do not believe that this law should be altered at this time. However, I will support efforts to develop a consensus bill that balances worker safety and fairness to contractors. I hope such a bill can be prepared for the 2001 Legislature.

Finally, HB 3605 places a cap of \$500,000 on non-economic damages. A recent opinion by the Oregon Supreme Court, *Lakin v. Senco Products, Inc., et al*, _____ Or _____ (SC S44110, July 15, 1999), held that these statutory limits on damages violate provisions of the Oregon Constitution that grant juries the exclusive right to determine damages.

For these reasons I have vetoed HB 3605.

Sincerely,
John A. Kitzhaber, M.D.
Governor

Vetoed HB 3607 (Seventieth Regular Session) –The following message from the Governor was read:

September 3, 1999

The Honorable Phil Keisling
Secretary of State
136 State Capitol
Salem, OR 97310

Dear Secretary Keisling:

I am returning herewith enrolled HB 3607 unsigned and disapproved.

HB 3607 was introduced to keep employers who made minor or clerical mistakes in payroll from suffering large penalties and substantial attorneys fees as a result. While the bill was substantially improved from earlier versions by the work of a conference committee, I find I still cannot support it.

The major flaw in the bill as it currently exists is that it would allow an employer to willfully routinely underpay employees and suffer only minor penalties so long as any arrears were made good within 10 days of a written demand for payment of wages owed.

If a penalty is to be an effective deterrent to inappropriate behavior, it must be sufficient to create a significant downside risk for the person contemplating the inappropriate act. This means, for example, that an employer could short pay 10 employees by \$50 each and depending on the number of employees who caught the mistake and made the necessary filings, pay less in penalty and back wages than the employer saved by underpaying in the first place so long as the payment was made within 10 days of the demand.

There is much to recommend the provisions now contained in HB 3607, but in its current form it is incomplete. To remain fair to employers but still maintain an adequate deterrent for unscrupulous employers it must either clarify the meaning of the term "willfully" in ORS 652.150, or it must include a provision that allows for greater penalties if an employer exhibits a pattern of inappropriate payroll activity.

I believe these issues can be resolved in a way that protects law abiding employers from undue penalization at the same time an adequate deterrent to inappropriate payroll practices is maintained. I will be happy to work with the interested parties in the interim to find a solution which meets these legitimate policy goals.

Sincerely,
John A. Kitzhaber, M.D.
Governor

HB 2175 (B-Engrossed) – Walker, V. moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 51; Excused, 2 – Brown, Close; Excused for business of the House, 7 – Barnhart, Krieger, Minnis, Schrader, Starr, Westlund, Wilson. Bill repassed.

HB 2206 (A-Engrossed) – Shetterly moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 51; Excused, 2 – Brown, Close; Excused for business of the House, 7 – Barnhart, Krieger, Minnis, Schrader, Starr, Westlund, Wilson. Bill repassed.

HB 2352 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 50; Excused, 2 – Brown, Close; Excused for business of the House, 8 – Barnhart, Doyle, Krieger, Minnis, Schrader, Starr, Westlund, Wilson. Bill repassed.

HB 2361 (A-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 52; Excused, 2 – Brown, Close; Excused for business of the House, 6 – Barnhart, Doyle, Krieger, Schrader, Westlund, Wilson. Bill repassed.

HB 2387 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 51; Nays, 1 – Lowe; Excused, 2 – Brown, Close; Excused for business of the House, 6 – Barnhart, Doyle, Krieger, Schrader, Westlund, Wilson. Bill repassed.

HB 2413 (A-Engrossed) – Shetterly moved House concur in Senate amendments and repass bill as amended by the

Senate. On repassage of the bill the vote was: Yeas, 46; Nays, 4 – Dingfelder, Kafoury, March, Rosenbaum; Excused, 2 – Brown, Close; Excused for business of the House, 8 – Barnhart, Doyle, Krieger, Minnis, Schrader, Westlund, Wilson, Speaker Simmons. Bill repassed.

HB 2460 (B-Engrossed) – Shetterly moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 47; Nays, 4 – Hayden, Smith, G., Smith, P., Smith, T.; Excused, 2 – Brown, Close; Excused for business of the House, 7 – Doyle, Gardner, Krieger, Minnis, Westlund, Wilson, Speaker Simmons. Bill repassed.

HB 2676 (B-Engrossed) – Shetterly moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 52; Excused, 2 – Brown, Close; Excused for business of the House, 6 – Doyle, Krieger, Minnis, Westlund, Wilson, Speaker Simmons. Bill repassed.

HB 3355 (B-Engrossed) – Starr moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 51; Excused, 2 – Brown, Close; Excused for business of the House, 7 – Doyle, Krieger, Leonard, Minnis, Westlund, Wilson, Speaker Simmons. Bill repassed.

HB 3647 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 50; Excused, 2 – Brown, Close; Excused for business of the House, 8 – Doyle, Krieger, Kruse, Leonard, Minnis, Westlund, Wilson, Speaker Simmons. Bill repassed.

HB 3662 (B-Engrossed) – Starr moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 50; Excused, 2 – Brown, Close; Excused for business of the House, 8 – Doyle, Krieger, Kruse, Leonard, Minnis, Westlund, Wilson, Speaker Simmons. Bill repassed.

SB 171 (A-Engrossed) – Shetterly moved Conference Committee Report be adopted. Motion carried on viva voce vote. Conference Committee Report adopted.

SB 171 (A-Engrossed) – Shetterly moved bill be repassed. On repassage of the bill the vote was: Yeas, 48; Excused, 2 – Brown, Close; Excused for business of the House, 10 – Doyle, Krieger, Kruse, Leonard, Minnis, Starr, Westlund, Williams, Wilson, Speaker Simmons. Bill repassed.

HB 2714 (A-Engrossed) – Smith, T. moved House adopt Committee Report.

HB 2714 (A-Engrossed) – Hass moved House substitute Minority Report for Committee Report.

Previous question moved by Zauner, carried.

Call of the House demanded by Smith, T., joined by Butler, Kropf, Nelson, Witt and Backlund. All present except: Excused (not subject to Call), 2 – Brown, Close.

HB 2714 (A-Engrossed) – Motion to substitute Minority Report for Committee Report failed, the vote being: Yeas, 26; Nays, 32 – Ackerman, Backlund, Butler, Carlson, Doyle, Garrard, Hayden, Hill, Jenson, Knopp, Krieger, Kropf, Krummel, Kruse, Lee, Minnis, Morgan, Nelson, Patridge, Shetterly, Smith, G., Smith, P., Smith, T., Starr, Walker, C., Westlund, Williams, Wilson, Winters, Witt, Zauner, Speaker Simmons; Excused, 2 – Brown, Close. Motion failed.

Previous question moved by Zauner, carried.

Call of the House demanded by Smith, T., joined by Starr, Zauner, Witt, Nelson and Smith, P. All present except: Excused (not subject to Call), 2 – Brown, Close.

HB 2714 (A-Engrossed) – Motion to adopt Committee Report carried, the vote being: Yeas, 35; Nays, 23 – Barnhart, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Walker, V., Wirth; Excused, 2 – Brown, Close. Committee Report adopted.

HB 2714 – By unanimous consent, on request of Smith, T., rules suspended to permit second and third reading and final consideration immediately.

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

HB 2714 – Read second time and passed to third reading.

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

HB 2714 (A-Engrossed) – Read third time. Carried by Smith, T.

Previous question moved by Zauner, carried.

Call of the House demanded by Smith, T., joined by Zauner, Smith, P., Nelson, Butler and Backlund. All present except: Excused (not subject to Call), 2 – Brown, Close.

HB 2714 (A-Engrossed) – On passage of the bill the vote was: Yeas, 33; Nays, 25 – Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Johnson, Kafoury, King, Lee, Leonard, Lowe, March, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Walker, V., Wirth, Witt; Excused, 2 – Brown, Close. Bill passed.

Ackerman requested the following explanation of his vote be entered in the Journal:

“House Bill 2714 involves the siting of a dwelling on property that is zoned for farm use. The Land Conservation and Development Commission has the statutory authority to adopt rules that relate to the siting of dwellings on property zoned for farm use.

“Under current law, the LCDC requires that an \$80,000 farm income threshold per year has to be met before a farmer is allowed to build a home on land zoned exclusively for farm use. HB 2714 allows the LCDC to adopt rules which take into consideration other development factors in establishing criterion for the siting of dwellings on a farm use property. These development factors include the soil class of the lot or parcel, the agricultural activities on adjacent lots or parcels and other relevant factors.

“Due process requires that all relevant factors be presented as evidence to a regulatory agency during the rule making process. If the Legislature can prohibit a regulatory agency from considering relevant factors, the Legislature intrudes into the administrative process. The result is that administrative agencies will no longer be able to exercise their independent judgment in the rule making process. I believe that HB 2714 allows LCDC to consider all relevant factors in the formulation of rules for the citing of dwellings on farm use property.

“The rule making process provides many opportunities for participation. Interested parties and persons may receive notice of rulemaking [ORS 183.335 (1)], submit data, views, and request an oral hearing [ORS 183.335 (3)(a)], petition to formulate rules [ORS 183.390], and petition to determine the validity of the rules [ORS 183.400]. These procedures allow interested parties full participation in the rulemaking process.

“I did not agree with the minority report presented to amend this bill. That minority report would prohibit LCDC from adopting rules other than the \$80,000 threshold. The minority report restricts LCDC from examining relevant factors in this citing process. I believe LCDC, as a regulatory agency, should not be restricted in considering any relevant evidence with respect to these citing issues, especially when that restriction is based solely upon Legislative agenda. To do so is poor public policy.

“There is a genuine concern that elaborate dwellings, which have little or no relationship to farming activities, will be sited on property zoned exclusively for farm use. However, I do not believe that this concern should be addressed by legislation that asserts an absolute standard, while restricting the LCDC from considering all relevant evidence on this issue. Clearly, this issue should be addressed at the rule making and public hearing level.

“In the event the agency adopts rules which result in abuses, the Legislature can revisit these issues in the next session. In the meantime, I believe that it is good public policy to have the agency make its determination upon all the evidence regarding the siting issues involved in cases of this nature.”

Bates requested the following explanation of his vote be entered in the Journal:

“I voted in favor of the minority report on HB 2714 and against the committee report. I also voted procedurally in favor of the motion to bring the committee report to the floor for a necessary and full debate.

“This bill has many positive aspects. It was an attempt to define what a farmer and farming really is. An interim task force had failed to achieve those distinctions and this bill was an attempt to reach that goal. I felt it was important to have that debate on the floor. If this bill ultimately fails, another task force can, with more time, resolve these complex land use issues. The debate in and of itself will continue to focus the legislature on this divisive issue.

“Ultimately I voted against the bill as it was too broad in scope and I believe threatened land use laws in the state. Clearly our present laws regarding EFU in various soil types, criteria financial and otherwise for what constitutes a farmer and farming need to be significantly revised but this bill is not the vehicle to achieve that purpose.”

HJR 64 (A-Engrossed) – Pursuant to notice given yesterday, Minnis moved House reconsider the vote by which resolution failed to be adopted. Motion carried, the vote being: Yeas, 42; Nays, 16 – Ackerman, Barnhart, Dingfelder, Gardner, Hopson, Johnson, Krummel, Leonard, Lowe, Merkley, Morrisette, Nolan, Ringo, Tomei, Walker, V., Wirth; Excused, 2 – Brown, Close. Vote reconsidered.

In compliance with Mason’s Manual of Legislative Procedure, Section 468, subsection 3, the question immediately recurs on second reading and final consideration of resolution.

HJR 64 (A-Engrossed) – Witt moved resolution be rereferred to Committee on School Funding and Tax Fairness/Revenue. Motion carried on viva voce vote. Resolution rereferred.

SB 173 (B-Engrossed) – Pursuant to notice given yesterday, Walker, V. moved House reconsider the vote by

which bill failed to pass. Motion carried, the vote being: Yeas, 53; Nays, 2 – Butler, Smith, P.; Absent, 1 – Smith, T.; Excused, 2 – Brown, Close; Excused for business of the House, 2 – Schrader, Wilson. Vote reconsidered.

In compliance with Mason's Manual of Legislative Procedure, Section 468, subsection 3, the question immediately recurs on third reading and final consideration of bill.

SB 173 (B-Engrossed) – Starr moved bill be referred to Committee on Rules, Redistricting and Public Affairs.

Call of the House demanded by Minnis, joined by Kruse, Starr, Williams, Smith, G. and Krummel. All present except: Absent (subject to Call), 3 – Lee, Smith, T., Wilson; Excused (not subject to Call), 2 – Brown, Close.

By unanimous consent, on request of Minnis, rules suspended to dispense with further proceedings under the Call of the House.

SB 173 – Motion to refer bill to Committee on Rules, Redistricting and Public Affairs carried on viva voce vote. Bill referred.

SB 963 – Message from the Senate announcing passage.

HB 2050, 2226, 2551, 2566, 2633, 2637, 2700, 2792, 2793, 2808, 2875, 2942, 2947, 2964, 2985, 3049, 3054, 3131, 3202, 3282, 3456, 3605, 3607 (Seventieth Regular Session) – Minnis moved bills, together with Governor's veto messages, be tabled en bloc. Motion carried on viva voce vote. Vetoed bills together with Governor's veto messages tabled.

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

SB 492, 885, 963 – Read first time and passed to Speaker's desk for referral.

SB 5503, 5550, 895, 958 – Referred from Speaker's desk to the Committee on Ways and Means.

SB 963 – Referred from Speaker's desk to the Committee on Ways and Means.

HB 2267 – Read second time and passed to third reading.

HB 2424 (A-Engrossed) – Read third time. Carried by Backlund. On passage of the bill the vote was: Yeas, 48; Absent, 4 – Lee, Shetterly, Smith, G., Smith, P.; Excused, 2 – Brown, Close; Excused for business of the House, 6 – Schrader, Smith, T., Westlund, Williams, Wilson, Winters. Bill passed.

HB 3173 (A-Engrossed) – Read third time. Carried by Bates. On passage of the bill the vote was: Yeas, 50; Absent, 1 – Lee; Excused, 2 – Brown, Close; Excused for business of the House, 7 – Schrader, Smith, G., Starr, Westlund, Williams, Wilson, Winters. Bill passed.

HB 3569 (A-Engrossed) – Read third time. Carried by Zauner.

Potential conflict of interest declared by Verger.

Potential conflict of interest declared by Winters.

Call of the House demanded by Starr, joined by Witt, Kruse, Krummel, Knopp and Backlund. All present except: Excused for business of the House (subject to Call), 2 – Bates, Schrader; Excused (not subject to Call), 2 – Brown, Close.

By unanimous consent, on request of Starr, rules suspended to dispense with further proceedings under the Call of the House.

HB 3569 (A-Engrossed) – On passage of the bill the vote was: Yeas, 22; Nays, 34 – Ackerman, Barnhart, Beck, Carlson, Devlin, Dingfelder, Gardner, Hansen, Hass, Hill, Hopson, Jenson, Johnson, Kafoury, King, Kropf, Lee, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Patridge, Ringo, Rosenbaum, Starr, Tomei, Verger, Walker, V., Williams, Winters, Wirth; Excused, 2 – Brown, Close; Excused for business of the House, 2 – Bates, Schrader.

Starr changed vote from "aye" to "nay" and served notice of possible reconsideration.

Patridge changed vote from "aye" to "nay" and served notice of possible reconsideration.

HB 3569 (A-Engrossed) – Bill failed.

SJR 22 (B-Engrossed) – Read second time. Carried by Hass.

Potential conflict of interest declared by King.

SJR 22 (B-Engrossed) – On adoption of the resolution the vote was: Yeas, 37; Nays, 12 – Ackerman, Barnhart, Butler, Garrard, Hayden, Knopp, Krieger, Krummel, Smith, G., Smith, P., Tomei, Zauner; Absent, 1 – Kropf; Excused, 2 – Brown, Close; Excused for business of the House, 8 – Bates, Kruse, Morgan, Schrader, Smith, T., Starr, Westlund, Speaker Simmons. Resolution adopted.

SB 5507, 5508, 5516, 5542, 5551, 5552, 667 – Read second time and passed to third reading.

SB 5532 (A-Engrossed) – Read third time. Carried by Butler. On passage of the bill the vote was: Yeas, 48; Nays, 2 – Barnhart, Leonard; Excused, 2 – Brown, Close; Excused for business of the House, 8 – Bates, Devlin, Kruse, Morgan, Schrader, Starr, Westlund, Speaker Simmons. Bill passed.

SB 166 (B-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 48; Nays, 2 – Butler, Kruse; Absent, 1 – Hayden; Excused, 2 – Brown, Close; Excused for business of the House, 7 – Bates, Doyle, Kropf, Schrader, Starr, Westlund, Speaker Simmons. Bill passed.

SB 167 (B-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 50; Excused, 2 – Brown, Close; Excused for business of the House, 8 – Bates, Doyle, Gardner, Kropf, Schrader, Starr, Westlund, Speaker Simmons. Bill passed.

SB 183 (B-Engrossed) – Read third time. Carried by Walker, V.

Speaker Pro Tempore in Chair.

SB 183 (B-Engrossed) – On passage of the bill the vote was: Yeas, 50; Absent, 3 – Lee, Smith, G., Witt; Excused, 2 – Brown, Close; Excused for business of the House, 5 – Doyle, Gardner, Patridge, Westlund, Speaker Simmons. Bill passed.

SB 216 (A-Engrossed) – Read third time. Carried by Devlin. On passage of the bill the vote was: Yeas, 52; Absent, 2 – Lee, Witt; Excused, 2 – Brown, Close; Excused for business of the House, 4 – Doyle, Gardner, Westlund, Speaker Simmons. Bill passed.

SB 289 – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 53; Excused, 2 – Brown, Close; Excused for business of the House, 5 – Doyle, Gardner, Minnis, Westlund, Speaker Simmons. Bill passed.

SB 366 (A-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 53; Excused, 2 – Brown, Close; Excused for business of the House, 5 – Doyle, Gardner, Minnis, Westlund, Speaker Simmons. Bill passed.

SB 540 (A-Engrossed) – Read third time. Carried by Verger. On passage of the bill the vote was: Yeas, 47; Nays, 6 – Garrard, Morrisette, Nolan, Rosenbaum, Smith, G., Zauner; Excused, 2 – Brown, Close; Excused for business of the House, 5 – Doyle, Gardner, Minnis, Westlund, Speaker Simmons. Bill passed.

HB 2714 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended to permit Merkley to change his vote from “aye” to “nay” on passage of bill.

HB 2413 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended to permit Nolan to change her vote from “aye” to “nay” on repassage of bill.

SB 5503 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5550 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 895 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 958 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 963 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 2353 (B-Engrossed) – Report by Conference Committee, signed by Representatives Krieger, Chair; Lowe and Walker, C. and Senators Courtney and Minnis, recommending that the House concur in the Senate amendments dated April 27, 2001 and the bill be repassed.

House adjourned until 11:30 a.m., Wednesday, June 6, 2001 on motion of Jenson.

Wednesday, June 6, 2001 – Morning Session

House convened at 11:30 a.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Doyle, joined by Garrard, King, Butler, Backlund and March. All present except: Absent (subject to Call), 5 – Beck, Leonard, Merkley, Rosenbaum, Schrader; Absent (not subject to Call), 1 – Smith, G.; Excused for business of the House (subject to Call), 10 – Hansen, Hayden, Krieger, Kropf, Lowe, Minnis, Morgan, Nolan, Starr, Westlund.

By unanimous consent, on request of Doyle, rules suspended to dispense with further proceedings under the Call of the House.

Opening Ceremony presented by Reverend Daniel E.H. Bryant, First Christian Church, Eugene.

HB 2051, 2129, 2207, 2257, 2262, 2604, 2775, 3500, 3573, 3842, 3955, 2340 – Message from the Governor announcing he signed on June 5, 2001.

HB 2899, 3744, 2052, 2145, 2817, 3099 – Message from the Senate announcing passage.

HB 2381, 3171, 2614, 2611, 2906, 3350 – Message from Senate announcing passage as amended by the Senate.

SB 259, 286, 288, 463, 591, 594, 846, 948 – Message from the Senate announcing concurrence in House amendments and repassage.

HB 2033 – Message from the Senate announcing Senators Ferrioli, Starr and Beyer, L. appointed Senate conferees.

HB 2630 – Message from the Senate announcing Senators Harper, Atkinson and Gordly appointed Senate conferees.

SB 13, 262, 339, 710 – Message from the Senate announcing President signed on June 5, 2001.

HB 2659 – Report by Committee on Advancing E-Government recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

House recessed until 1:30 p.m. on motion of Knopp.

Wednesday, June 6, 2001 – Afternoon Session

House reconvened at 1:30 p.m. Hill in Chair.

Call of the House demanded by Patridge, joined by Zauner, Barnhart, Ackerman, Tomei and Garrard. All present except: Absent (subject to Call), 5 – Close, Hayden, Kafoury, Leonard, Smith, G.; Excused for business of the House (subject to Call), 1 – Shetterly.

Doyle in Chair.

By unanimous consent, on request of Patridge, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 2112 (B-Engrossed) – Hill moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 57; Absent, 2 – Kafoury, Smith, G.; Excused for business of the House, 1 – Minnis. Bill repassed.

HB 2281 (B-Engrossed) – Witt moved House not concur in Senate amendments and a Conference Committee be appointed.

Speaker Pro Tempore in Chair.

HB 2281 (B-Engrossed) – Motion to not concur in Senate amendments carried on viva voce vote. Conference Committee to be appointed.

HB 2353 (B-Engrossed) – Lowe moved Conference Committee Report be adopted. Motion carried on viva voce vote. Conference Committee Report adopted.

HB 2353 (B-Engrossed) – Lowe moved bill be repassed. On repassage of the bill the vote was: Yeas, 55; Absent, 3 – Leonard, Smith, G., Wilson; Excused for business of the House, 2 – Hill, Winters. Bill repassed.

HB 3569 (A-Engrossed) – Pursuant to notice given yesterday, Patridge moved House reconsider the vote by which bill failed to pass. Motion carried, the vote being: Yeas, 31; Nays, 24 – Ackerman, Barnhart, Bates, Beck, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth; Absent, 3 – Leonard, Smith, G., Wilson; Excused for business of the House, 2 – Winters, Speaker Simmons. Vote reconsidered.

In compliance with Mason's Manual of Legislative Procedure, Section 468, subsection 3, the question immediately recurs on third reading and final consideration of bill.

HB 3569 (A-Engrossed) – Patridge moved bill be referred to Committee on Rules, Redistricting and Public Affairs. Motion carried, the vote being: Yeas, 48; Nays, 8 – Beck, Dingfelder, Hass, Morrisette, Nolan, Ringo, Rosenbaum, Wirth; Absent, 2 – Leonard, Wilson; Excused for business of the House, 2 – Winters, Speaker Simmons. Bill referred.

Courtesies of House and floor were extended to Jeannette Hamby, former Representative from District 4.

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

HB 2267 (A-Engrossed) – Read third time. Kruse moved bill be referred to Committee on Ways and Means.

Patridge moved the previous question.

Call of the House demanded by Patridge, joined by Knopp, Kruse, Brown, Krummel and Butler. All present.

Motion to close debate carried, the vote being: Yeas, 32; Nays, 28 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Lee, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth. Debate closed.

HB 2267 (A-Engrossed) – Motion to refer bill to Committee on Ways and Means carried, the vote being: Yeas, 32; Nays, 28 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Lee, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth. Bill referred.

HJR 20 – Hass moved bill be withdrawn from Committee on Rules, Redistricting and Public Affairs.

Hill moved the previous question.

Call of the House demanded by Simmons, joined by Starr, Brown, Walker, C., Smith, P. and Wilson. All present except: Absent (subject to Call), 1 – Lee.

By unanimous consent, on request of Simmons, rules suspended to dispense with further proceedings under the Call of the House.

Motion to close debate carried, the vote being: Yeas, 33; Nays, 27 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth. Debate closed.

HJR 20 – Motion to withdraw bill from Committee on Rules, Redistricting and Public Affairs failed, the vote being: Yeas, 28; Nays, 32 – Backlund, Brown, Butler, Carlson, Close, Doyle, Garrard, Hayden, Hill, Jenson, Knopp, Krieger, Kropf, Krummel, Kruse, Minnis, Morgan, Nelson, Patridge, Shetterly, Smith, G., Smith, P., Smith, T., Starr, Walker, C., Westlund, Williams, Wilson, Winters, Witt, Zauner, Speaker Simmons. Motion failed.

HB 2268, 3068, 3357, 3642, 3770 – Read second time and passed to third reading.

SB 5503, 5550, 230, 304, 327, 331, 685, 895, 954, 958, 963 – Read second time and passed to third reading.

SB 5507 (A-Engrossed) – Read third time. Carried by Butler. On passage of the bill the vote was: Yeas, 42; Nays, 14 – Barnhart, Dingfelder, Gardner, Kafoury, Leonard, Lowe, March, Merkley, Morrisette, Nelson, Nolan, Rosenbaum, Tomei, Zauner; Excused for business of the House, 4 – Garrard, Schrader, Walker, C., Wilson. Bill passed.

SB 5508 (A-Engrossed) – Read third time. Carried by Butler.

Potential conflict of interest declared by King.

SB 5508 (A-Engrossed) – On passage of the bill the vote was: Yeas, 43; Nays, 9 – Close, Knopp, Kropf, Krummel, March, Merkley, Monnes Anderson, Nelson, Zauner; Excused

for business of the House, 8 – Doyle, Garrard, Lowe, Schrader, Starr, Verger, Walker, C., Wilson. Bill passed.

SB 5516 (A-Engrossed) – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 40; Nays, 10 – Close, Krummel, Kruse, Monnes Anderson, Nelson, Ringo, Rosenbaum, Smith, G., Tomei, Zauner; Excused for business of the House, 10 – Doyle, Gardner, Garrard, Lowe, March, Minnis, Starr, Verger, Walker, C., Wilson. Bill passed.

SB 5542 (A-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 47; Nays, 2 – Ringo, Zauner; Excused for business of the House, 11 – Devlin, Doyle, Gardner, Garrard, Lowe, March, Minnis, Starr, Verger, Walker, C., Wilson. Bill passed.

SB 5551 (A-Engrossed) – Read third time. Carried by Hayden. On passage of the bill the vote was: Yeas, 47; Absent, 1 – Leonard; Excused for business of the House, 12 – Devlin, Doyle, Gardner, Garrard, Kruse, Lowe, March, Minnis, Starr, Verger, Walker, C., Wilson. Bill passed.

SB 5552 (A-Engrossed) – Read third time. Carried by Johnson.

Potential conflict of interest declared by Johnson.

SB 5552 (A-Engrossed) – On passage of the bill the vote was: Yeas, 39; Nays, 8 – Close, Hayden, Kropf, Monnes Anderson, Smith, G., Smith, P., Witt, Zauner; Absent, 1 – Leonard; Excused for business of the House, 12 – Devlin, Doyle, Gardner, Garrard, March, Minnis, Starr, Verger, Walker, C., Westlund, Wilson, Speaker Simmons. Bill passed.

SB 667 (B-Engrossed) – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 49; Excused for business of the House, 11 – Devlin, Doyle, Gardner, Garrard, March, Minnis, Starr, Westlund, Wilson, Winters, Speaker Simmons. Bill passed.

SB 374 – Speaker appointed Representatives Brown, Johnson and Knopp House conferees.

HB 5045 – Speaker signed.

House adjourned until 11:30 a.m., Thursday, June 7, 2001 on motion of Jenson.

Thursday, June 7, 2001 – Morning Session

House convened at 11:30 a.m. Hill in Chair. All present except: Excused, 1 – March; Excused for business of the House, 5 – Leonard, Minnis, Nelson, Westlund, Speaker Simmons.

Opening Ceremony presented by Sherwood Middle School choirs, directed by Harold Shepperd, Sherwood.

HB 2141 – Message from the Governor announcing he signed on June 6, 2001.

HB 2624 – Message from the Governor announcing he signed on June 6, 2001.

HB 5046, 2729, 2841, 3411, 3502 – Message from the Senate announcing passage.

HB 2379, 2627, 2800, 3613 – Message from the Senate announcing passage as amended by the Senate.

SB 51, 120, 172, 212, 299, 323, 432, 713, 724, 755 – Message from the Senate announcing concurrence in House amendments and repassage.

SJR 21 – Message from the Senate announcing concurrence in House amendments and reoption.

SB 644 – Message from the Senate announcing the Senate refused to concur in House amendments. Conferees to be appointed.

HB 2152 – Message from the Senate announcing Senators Beyer, R., Starr and Gordly appointed Senate conferees.

SB 81 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

SB 114 (A-Engrossed) – Report by Committee on Judiciary recommending passage.

SB 290 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

SB 417 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SB 419 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

SB 470 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

SB 470 (A-Engrossed) – Report by Minority of Committee on Rules, Redistricting and Public Affairs, signed by March and Verger, recommending passage with amendments and be printed engrossed.

SB 657 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2001 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 2001 – Report by Minority of Committee on Rules, Redistricting and Public Affairs, signed by Devlin and March, recommending passage with amendments and be printed engrossed.

House recessed until 1:30 p.m. on motion of Jenson.

Thursday, June 7, 2001 – Afternoon Session

House reconvened at 1:30 p.m. Hill in Chair.

Call of the House demanded by Zauner, joined by Bates, Doyle, Carlson, Brown and Backlund. All present except: Absent (not subject to Call), 1 – Leonard, Excused (subject to Call), 1 – March; Excused for business of the House (subject to Call), 11 – Beck, Close, Lee, Lowe, Minnis, Morgan, Schrader, Westlund, Williams, Witt, Speaker Simmons.

Speaker Pro Tempore in Chair.

By unanimous consent, on request of Zauner, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 2614 (A-Engrossed) – Carlson moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 47; Absent, 3 – Lee, Leonard, Witt; Excused, 1 – March; Excused for business of the House, 9 – Beck, Close, Lowe, Minnis, Morgan, Schrader, Westlund, Williams, Speaker Simmons. Bill repassed.

HB 3171 (B-Engrossed) – Knopp moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 49; Absent, 1 – Leonard; Excused, 1 – March; Excused for business of the House, 9 – Beck, Close, Lowe, Minnis, Morgan, Schrader, Westlund, Williams, Speaker Simmons. Bill repassed.

HB 3350 (B-Engrossed) – Knopp moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 49; Absent, 1 – Leonard; Excused, 1 – March; Excused for business of the House, 9 – Beck, Close, Lowe, Minnis, Morgan, Schrader, Westlund, Williams, Speaker Simmons. Bill repassed.

HB 2906 (A-Engrossed) – Krummel moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 49; Absent, 1 – Leonard; Excused, 1 – March; Excused for business of the House, 9 – Beck, Close, Lowe, Minnis, Morgan, Schrader, Westlund, Williams, Speaker Simmons. Bill repassed.

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

HB 3068 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 3068 (A-Engrossed) – Read third time. Carried by Johnson. On passage of the bill the vote was: Yeas, 44; Nays, 5 – Doyle, Krummel, Monnes Anderson, Smith, G., Zauner; Absent, 1 – Leonard; Excused, 1 – March; Excused for business of the House, 9 – Beck, Close, Lowe, Minnis, Morgan, Schrader, Westlund, Williams, Speaker Simmons. Bill passed.

HB 3357, 3770 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 3357 (A-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 49; Absent, 1 – Leonard; Excused, 1 – March; Excused for business of the House, 9 – Beck, Close, Lowe, Minnis, Morgan, Schrader, Westlund, Williams, Speaker Simmons. Bill passed.

HB 3770 (A-Engrossed) – Read third time. Carried by Butler. On passage of the bill the vote was: Yeas, 49; Absent, 1 – Leonard; Excused, 1 – March; Excused for business of the House, 9 – Beck, Close, Lowe, Minnis, Morgan, Schrader, Westlund, Williams, Speaker Simmons. Bill passed.

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

HCR 10 (A-Engrossed) – Read second time. Carried by Wilson. On adoption of the resolution the vote was: Yeas, 48; Absent, 1 – Leonard; Excused, 1 – March; Excused for business of the House, 10 – Beck, Close, Lowe, Minnis, Morgan, Schrader, Starr, Westlund, Williams, Speaker Simmons. Resolution adopted.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 5503 (A-Engrossed) – Read third time. Carried by Johnson. On passage of the bill the vote was: Yeas, 47; Absent, 1 – Leonard; Excused, 1 – March; Excused for business of the House, 11 – Beck, Close, Gardner, Lowe, Minnis, Morgan, Schrader, Starr, Westlund, Williams, Speaker Simmons. Bill passed.

SB 5550 (A-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 40; Nays, 5 – Kropf, Krummel, Ringo, Verger, Zauner; Absent, 3 – Hass, Leonard, Smith, G.; Excused, 1 – March; Excused for business of the House, 11 – Beck, Close, Gardner, Lowe, Minnis, Morgan, Schrader, Starr, Westlund, Williams, Speaker Simmons. Bill passed.

SB 230 (B-Engrossed) – Read third time. Carried by Dingfelder.

Previous question moved by Walker, V., carried.

Call of the House demanded by Dingfelder, joined by Tomei, Ringo, Backlund, Zauner and Carlson. All present except: Absent (not subject to Call), 1 – Leonard; Excused (not subject to Call), 1 – March; Excused for business of the House (subject to Call), 5 – Butler, Minnis, Starr, Westlund, Speaker Simmons.

By unanimous consent, on request of Dingfelder, rules suspended to dispense with further proceedings under the Call of the House.

SB 230 (B-Engrossed) – On passage of the bill the vote was: Yeas, 42; Nays, 11 – Close, Doyle, Hill, Knopp, Kropf,

Kruse, Morgan, Patridge, Smith, T., Wilson, Zauner; Absent, 1 – Leonard; Excused, 1 – March; Excused for business of the House, 5 – Butler, Minnis, Starr, Westlund, Speaker Simmons. Bill passed.

SB 327, 331, 685, 895, 954, 958 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 327 (A-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 34; Nays, 13 – Ackerman, Close, Knopp, Krummel, Kruse, Monnes Anderson, Morrisette, Nelson, Ringo, Smith, G., Wilson, Witt, Zauner; Absent, 1 – Leonard; Excused, 1 – March; Excused for business of the House, 11 – Beck, Butler, Lowe, Minnis, Morgan, Patridge, Schrader, Starr, Westlund, Williams, Speaker Simmons. Bill passed.

SB 331 (A-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 48; Absent, 1 – Leonard; Excused, 1 – March; Excused for business of the House, 10 – Beck, Butler, Lowe, Minnis, Morgan, Patridge, Starr, Westlund, Williams, Speaker Simmons. Bill passed.

SB 685 (A-Engrossed) – Read third time. Carried by Brown. On passage of the bill the vote was: Yeas, 41; Nays, 6 – Garrard, Monnes Anderson, Schrader, Tomei, Wilson, Zauner; Absent, 1 – Leonard; Excused, 1 – March; Excused for business of the House, 11 – Beck, Butler, Lowe, Minnis, Morgan, Patridge, Smith, T., Starr, Westlund, Williams, Speaker Simmons. Bill passed.

SB 895 (B-Engrossed) – Read third time. Carried by Lowe. On passage of the bill the vote was: Yeas, 47; Absent, 1 – Leonard; Excused, 1 – March; Excused for business of the House, 11 – Beck, Butler, Doyle, Gardner, Minnis, Morgan, Starr, Westlund, Williams, Winters, Speaker Simmons. Bill passed.

SB 954 (A-Engrossed) – Read third time. Carried by Johnson. On passage of the bill the vote was: Yeas, 47; Absent, 1 – Leonard; Excused, 1 – March; Excused for business of the House, 11 – Beck, Butler, Gardner, Lowe, Minnis, Morgan, Starr, Westlund, Williams, Winters, Speaker Simmons. Bill passed.

SB 958 (A-Engrossed) – Read third time. Carried by Doyle. On passage of the bill the vote was: Yeas, 45; Nays, 2 – Close, Zauner; Absent, 1 – Leonard; Excused, 1 – March; Excused for business of the House, 11 – Beck, Butler, Gardner, Lowe, Minnis, Morgan, Starr, Westlund, Williams, Winters, Speaker Simmons. Bill passed.

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

HB 2268 (A-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 45; Nays, 3 – Close, Kropf, Wilson; Absent, 2 – Leonard, Smith, P.; Excused, 1 – March; Excused for business of the House, 9 – Beck, Butler, Lowe, Minnis, Morgan, Starr, Westlund, Winters, Speaker Simmons. Bill passed.

HB 3642 (A-Engrossed) – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 51; Nays, 3 – Barnhart, Hansen, Verger; Excused, 1 – March; Excused for business of the House, 5 – Lowe, Minnis, Morgan, Westlund, Speaker Simmons. Bill passed.

HB 2381 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 35; Nays, 18 – Ackerman, Barnhart, Bates, Dingfelder, Hansen, Hass, Kafoury, Leonard, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Wirth; Absent, 1 – Smith, T.; Excused, 1 – March; Excused for business of the House, 5 – Lowe, Minnis, Morgan, Westlund, Speaker Simmons. Bill repassed.

HB 2611 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 54; Absent, 1 – Smith, T.; Excused, 1 – March; Excused for business of the House, 4 – Lowe, Minnis, Morgan, Westlund. Bill repassed.

HB 5048, 3441 – Read second time and passed to third reading.

SB 133, 273, 660, 684 – Read second time and passed to third reading.

SB 304 (A-Engrossed) – Read third time. Carried by Butler. On passage of the bill the vote was: Yeas, 49; Nays, 5 – Close, Dingfelder, Kropf, Leonard, Walker, V.; Excused, 1 – March; Excused for business of the House, 5 – Lowe, Minnis, Morgan, Westlund, Speaker Simmons. Bill passed.

HB 2134 – Speaker appointed Representatives Starr, Chair; Rosenbaum and Brown House conferees.

HB 2033 – Speaker appointed Representatives Shetterly, Chair; Bates and Carlson House conferees.

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

House stood in recess until 6:00 p.m.

House reconvened at 6:00 p.m. Hill in Chair.

Call of the House demanded by Gardner, joined by Lowe, Tomei, Simmons, Schrader and Doyle. All present except: Absent (not subject to Call), 1 – Nolan; Excused (not subject to Call), 1 – March.

Speaker in Chair.

Having recessed under the order of business of Third Reading of Senate Bills, the House continued under that order of business.

SB 963 (A-Engrossed) – Read third time. Carried by Westlund.

Previous question moved by Patridge, carried.

Oral roll call vote demanded by Close, joined by Witt, Nelson, Smith, T., Kropf, and Brown.

SB 963 (A-Engrossed) – On passage of the bill the vote was: Yeas, 31; Nays, 27 – Brown, Butler, Close, Devlin, Doyle, Hass, Hayden, Hopson, Kafoury, King, Knopp, Kropf, Krummel, Lee, Lowe, Monnes Anderson, Nelson, Ringo, Smith, G., Smith, P., Smith, T., Starr, Tomei, Verger, Walker, C., Witt, Zauner; Absent, 1 – Nolan; Excused, 1 – March. Bill passed.

Ackerman requested the following explanation of his vote be entered in the Journal:

“The budget produced by the Governor at the beginning of the session cut funds to both services for our senior and disabled population and to our colleges and universities.

“In the need to balance the state budget with decreasing revenues and increasing costs, the needs of our disabled and senior citizens were given a lower priority. In addition, our commitment to fully fund our education programs for our youth was also scaled back.

“I found this situation unacceptable.

“Disabled and senior services should not be sacrificed when there is money available to fund them. Our seniors have spent their lives providing for our society and giving to our community. Our disabled citizens deserve a chance to live normal, productive lives and to have a level playing field.

“I believe it is essential that we also fully fund our colleges and universities. We all know the need for education. For our youth and for life-long learning, the rewards for our society and us far outweigh the small cost invested. That investment in education, I believe is our best expenditure of public funds.

“Senate Bill 963 corrects a past accounting error by moving federal Medicaid funds out from the general fund and into a special fund. This is done in order to preserve the use of these health dollars for health programs. Although this has the effect of reducing the kicker by a small amount, people who are entitled to a kicker refund will receive them timely and promptly in the fall of this year.

“Both the Speaker of the House and the House Ways and Means co-Chair approved this accounting procedure. They took the lead in advocating for this accounting procedure which was supported by a slim majority in the House vote.

“I supported this bill because it placed the Medicare funds in an appropriate account to be spent for health purposes rather than general fund purposes. This move also provides additional funds that can now be utilized to fund our programs for senior and disabled citizens and our educational priorities.

“These vital and essential programs should not be sacrificed. This accounting error should have been corrected in the last session, but it was overlooked. Today, by practicing responsible leadership and representation for all of our citizens, we corrected that error.”

Backlund requested the following explanation of his vote be entered in the Journal:

“I justify my vote on SB 963 by pointing out to people that the kicker was not intended to include federal Medicaid money. The federal Medicaid money was incorrectly placed in the General Fund at the very end of the 1999 session, and was never intended to be a part of the kicker fund. I hope that people will understand that.”

Bates requested the following explanation of his vote be entered in the Journal:

“Good public policy dictates that revenues in the General Fund be generated by taxes originating in Oregon. Contrary to this dictate, the previous legislature improperly placed Federal Medicaid Funds in our General Fund. SB 963 was drafted and placed before the 71st Legislative Assembly to correct this error.

“While this issue has become politically charged and simplified to a ‘kicker vs. no-kicker’ debate, I believe that this over simplification demeans and minimized the action taken by this Legislature.

“These are the facts:

“Our revenues were artificially inflated by federal funds erroneously placed in the General Fund which in turn artificially elevated the kicker.

“Taxpayers will receive a kicker rebate. However, the kicker will be based on taxes collected in Oregon and not on revenues falsely inflated with

Federal Medicaid dollars. This is commensurate with the dictates of the Oregon Constitution and the mandate we received from the voters in refunding the kicker.

“For the above reasons I voted yes on SB 963. The Federal Medicaid Funds improperly placed in Oregon’s General Fund are dedicated for use by our most vulnerable Oregonians: seniors, children at risk, low-income families, the blind and disabled, and our mentally ill. To take this money away from these groups in order to falsely inflate the kicker is against my core values.

“The kicker remains a good law to control government spending. However, increasing it with funds designed to assist truly needy Oregonians is not only inappropriate but also morally wrong.

“I believe that most Oregonians, once this issue is understood, would agree with me.”

Carlson requested the following explanation of her vote be entered in the Journal:

“I voted ‘aye’ on Senate Bill 963 for the following reasons:

“1. Federal Medicaid dollars (or Medicaid Upper Payment Limit funds) should not have been ‘co-mingled’ with state income tax revenues. The decision to place these federal dollars where they would become potential kicker revenues was a mistake from the outset. The federal government would be most unhappy to learn that their dollars were returned to the general public in Oregon tax rebate checks.

“2. The federal Medicaid dollars were distributed to our state for programs such as nursing homes and assisted living facilities that help our frail and elderly seniors, services for abused and neglected children, and assistance for families in poverty as they move towards self-sufficiency.

“3. As a member of the Ways & Means Human Services Subcommittee, I have heard voluminous testimony about the many devastating impacts that will result from deep cuts in programs for Oregon’s citizens in need. These cuts will be assured if we do not ‘unravel’ the Medicaid dollars from other state revenues.

“4. With this action, Oregon taxpayers will receive larger kicker rebate checks--that are also a greater percentage of tax dollars paid--than they did in prior years.

“5. This action will allow the 71st Legislative Assembly to balance the state budget and adjourn in a timely fashion. It is the right thing to do to move the process towards closure.”

Hill requested the following explanation of his vote be entered in the Journal:

“I supported SB 963 to ensure that Oregon’s Senior Citizens, and its most fragile citizens, have the service that are critical to their dignity and is worthy of the citizens of Oregon. Federal Medicaid moneys should fund health related programs.”

Krieger requested the following explanation of his vote be entered in the Journal:

“I voted in favor of SB 963 for the following reasons:

“This bill provides Federal Medicaid Upper Limit revenue received by or to be appropriated for services for health related programs.

“It is good public policy to use these funds that come from the federal government for health programs as intended.

“District 48 has numerous assisted living facilities and nursing homes that are in jeopardy of closing or defaulting if these funds are not furnished.

“District 48 has the highest percentage of seniors of any district in Oregon. Many are on fixed incomes and depend on senior programs.

“It is also my understanding that this money could also be used for children’s programs and District 48 has one of the highest records of child abuse.

“I do not believe that the federal government intended the money coming from them, for Medical Upper Limits expenditures for Oregon, be sent back as a tax rebate.”

Minnis requested the following explanation of her vote be entered in the Journal:

“I voted for SB 963 because I support dedicating federal Medicaid money to health care programs. I believe Oregonians will still receive all of their income tax generated kicker refund, nearly a quarter of a billion dollars.

“This was a complex issue and because of that it was a difficult vote.

“The decision guarantees that every dollar of the over-collected state income tax revenue will be returned to taxpayers. It simply sets aside the federal Medicaid money which was sent to Oregon specifically for healthcare issues.”

Smith, T. requested the following explanation of her vote be entered in the Journal:

“I voted no on Senate Bill 963 because of the campaign promise I made to give the kicker back to Oregonians. I believe we will still be able to fund K-12 \$5.2 billion education budget, public safety and senior programs.

“The kicker idea was born out of the premise that government spends and wastes too much money. In the end the kicker may be the only way to rein in government spending.”

Williams requested the following explanation of his vote be entered in the Journal:

“I voted in favor of SB 963 for three fundamental reasons. First, I believe that it was inappropriate to use the Federal Medicaid reimbursement dollars (often called the M.U.L.) as a method of increasing the kicker. Second, with my understanding of the budget, I believed that it was necessary in order to get general agreement on the budget with the Governor in order to close the session. Third, I believe that our failure to pass SB 963 would have required us to use bonding – which means borrowing the money to close the budget gap. I believe the additional debt financing would have been the wrong way to address this issue.”

Winters requested the following explanation of her vote be entered in the Journal:

“This was one of the most difficult decisions for me to make. As one of the original sponsors of the bill that asked the voters to put the kicker in the state constitution, I am a firm believer in the kicker law. However, I do not believe in co-mingling federal and state funds. It is wrong. The federal Medicaid money was sent to us specifically for aid to seniors and the disabled. For this reason, I supported SB 963, which will set this federal money aside for that purpose. Oregonians will still receive the full kicker refund of state income tax money.”

House adjourned until 10:00 a.m., Friday, June 8, 2001 on motion of Jenson.

Friday, June 8, 2001 – Morning Session

House convened at 10:00 a.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Hill, joined by Gardner, Krieger, March, Tomei and Ackerman. All present except: Absent (subject to Call), 5 – Beck, Butler, Carlson, Nelson, Wirth; Absent (not subject to Call), 1 – Morrisette; Excused (not subject to Call), 1 – Smith, T.; Excused for business of the House (subject to Call), 10 – Backlund, Hansen, Kropf, Kruse, Lowe, Minnis, Morgan, Westlund, Winters, Speaker Simmons.

By unanimous consent, on request of Hill, rules suspended to dispense with further proceedings under the Call of the House.

Opening Ceremony presented by Charlie Walker, Gospel Music Association, Prineville.

HB 2377, 5045 – Message from the Governor announcing he signed on June 7, 2001.

SB 234 – Message from the Senate announcing passage.

SB 874, 188, 764, HB 5001, 5008, 5012, 5041, 5047, 2121 – Message from the Senate announcing passage.

SB 126, 194 – Message from the Senate announcing concurrence in House amendments and repassage.

SB 280 – Message from the Senate announcing adoption of Conference Committee Report and repassage.

SB 47, 251, 255, 276, 319, 320, 324, 325, 326, 332, 405, 720, 887, 911, 957 – Message from the Senate announcing President signed on June 7, 2001.

HB 5045 – Message from the Senate announcing President signed on June 7, 2001.

HB 3742 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

SB 437 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2800 (B-Engrossed) – Knopp moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 44; Nays, 2 – Butler, Verger; Absent, 1 – Beck; Excused, 1 – Smith, T.; Excused for business of the House, 12 – Backlund, Barnhart, Hansen, Hayden, Kropf, Kruse, Minnis, Morgan, Morrisette, Westlund, Winters, Speaker Simmons. Bill repassed.

HB 3613 (B-Engrossed) – Krummel moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 50; Nays, 1 – Butler; Absent, 1 – Beck; Excused, 1 – Smith, T.; Excused for business of the House, 7 – Barnhart, Hayden, Kropf, Kruse, Morgan, Westlund, Winters. Bill repassed.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Consent Calendar.

SB 273 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 47; Nays, 2 – Close, Schrader; Absent, 1 – Beck; Excused, 1 – Smith, T.; Excused for business of the House, 9 – Barnhart, Hayden, Kropf, Kruse, Morgan, Walker, C., Westlund, Winters, Speaker Simmons. Bill passed.

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

HB 5048 (A-Engrossed) – Read third time. Carried by Hansen. On passage of the bill the vote was: Yeas, 49; Absent, 1 – Beck; Excused, 1 – Smith, T.; Excused for business of the House, 9 – Hayden, Kropf, Kruse, Morgan, Walker, C., Westlund, Wilson, Winters, Speaker Simmons. Bill passed.

HB 3441 (B-Engrossed) – Read third time. Carried by Patridge.

Hill moved the previous question. Motion carried, the vote being: Yeas, 28; Nays, 22 – Barnhart, Bates, Devlin, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei,

Wirth; Absent, 2 – Beck, Gardner; Excused, 1 – Smith, T.; Excused for business of the House, 7 – Hayden, Kropf, Kruse, Morgan, Westlund, Wilson, Speaker Simmons. Debate closed.

Call of the House demanded by Patridge, joined by Witt, Doyle, Brown, Zauner and Krummel. All present except: Absent (not subject to Call), 1 – Beck; Excused (not subject to Call), 1 – Smith, T.

HB 3441 (B-Engrossed) – On passage of the bill the vote was: Yeas, 36; Nays, 22 – Barnhart, Devlin, Dingfelder, Gardner, Hansen, Hopson, Kafoury, King, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth; Absent, 1 – Beck; Excused, 1 – Smith, T. Bill passed.

Walker, V. requested the following explanation of her vote be entered in the Journal:

“I did not support House Bill 3441 because it would have funded the JOBS Plus program from the Unemployment Insurance (UI) trust fund.

“I believe that UI funds should be used for the purpose they were intended, as transitional income assistance for laid-off workers seeking reemployment. State and federal law would prohibit the use of UI funds for the JOBS Plus program. Therefore, the proponents of HB 3441 seek to divert the UI funds through a bookkeeping maneuver.

“I have grave concerns about this maneuver and believe that it could cause an increase in UI rates because it would deplete the UI trust fund. Oregon employers, in a study conducted by the Oregon Employment Department last year, did not support an increase in UI rates to support the JOBS Plus Program.

“Additionally, I’m not convinced the JOBS Plus program has been cost-effective. While the program has many true believers who have participated as either an employer or an employee, a recent study by the Oregon Employment Department found that JOBS Plus participants who later apply for unemployment benefits experience longer periods of unemployment, and were more likely to file new claims than those who do not participate in the program. This could be attributed to the fact that many of these jobs are low-wage jobs that do not provide a living wage for Oregon families.”

HB 2627 (B-Engrossed) – Kruse moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 57; Absent, 1 – Beck; Excused, 1 – Smith, T.; Excused for business of the House, 1 – Wilson. Bill repassed.

HB 3999, 4000 – Read first time and passed to Speaker's desk for referral.

HB 2659 – Read second time and passed to third reading.

SB 188, 234, 764, 874 – Read first time and passed to Speaker's desk for referral.

SB 114, 417 – Read second time and passed to third reading.

SB 133 (B-Engrossed) – Read third time. Carried by Lowe, Williams. On passage of the bill the vote was: Yeas, 52; Absent, 3 – Beck, Merkley, Witt; Excused, 1 – Smith, T.; Excused for business of the House, 4 – Morgan, Morrisette, Patridge, Wilson. Bill passed.

SB 660 (B-Engrossed) – Read third time. Carried by Starr.

Potential conflict of interest declared by Hill.

SB 660 (B-Engrossed) – On passage of the bill the vote was: Yeas, 45; Nays, 9 – Dingfelder, Gardner, Hansen, Hopson, Kafoury, Leonard, March, Rosenbaum, Tomei; Absent, 1 – Beck; Excused, 1 – Smith, T.; Excused for business of the House, 4 – Minnis, Morgan, Westlund, Wilson. Bill passed.

SB 684 (A-Engrossed) – Read third time. Carried by Brown. On passage of the bill the vote was: Yeas, 55; Absent, 1 – Beck; Excused, 1 – Smith, T.; Excused for business of the House, 3 – Minnis, Morgan, Wilson. Bill passed.

Message from Secretary of State, in compliance with Enrolled SB 215 and House Rule 19.20, announcing campaign contribution received during Seventy-first Regular Session, filed on June 7, 2001 by Chris Smith, candidate for office of State Representative, District 12.

SB 690 – Speaker appointed Representatives Backlund, Hopson and Starr House conferees.

House adjourned until 11:30 a.m., Monday, June 11, 2001 on motion of Jensen.

Monday, June 11, 2001 – Morning Session

House convened at 11:30 a.m. Hill in Chair.

Call of the House demanded by Patridge, joined by Smith, P., Walker, C., Backlund, Doyle and Krieger. All present except: Absent (subject to Call), 3 – Leonard, Schrader, Walker, V.; Excused (not subject to Call), 3 – Lee, Smith, T., Wirth; Excused for business of the House (not subject to Call), 14 – Bates, Beck, Brown, Carlson, Devlin, Gardner, Hass, Kafoury, March, Shetterly, Verger, Westlund, Williams, Witt.

By unanimous consent, on request of Patridge, rules suspended to dispense with further proceedings under the Call of the House.

Opening Ceremony presented by Sarah Edmonds, Leslie Middle School, Salem.

HB 2163, 2338, 2388, 3660, 3885, 2945 – Message from the Governor announcing he signed on June 8, 2001.

HB 2463 – Message from the Governor announcing he signed on June 8, 2001.

SB 243, 5545, 63, 965, HB 3339, 3386, 3550 – Message from the Senate announcing passage.

HJR 16 – Message from the Senate announcing adoption.

HB 2744, 2204, 2988, 2270, 3391 – Message from the Senate announcing passage as amended by the Senate.

SB 183, 943 – Message from the Senate announcing concurrence in House amendments and repassage.

SB 644 – Message from the Senate announcing Senators Messerle, Beyer, R. and Deckert appointed Senate conferees.

HB 2281 – Message from the Senate announcing Senators Ferrioli, Beyer, L. and Starr appointed Senate conferees.

SB 756, 730, 696, 695, 654, 521, 520, 431, 220 – Message from the Senate announcing President signed on June 8, 2001.

SJR 31 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

HB 5049 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2431 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2809 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3788 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3977 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SB 482 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SB 635 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SB 415 (B-Engrossed) – Report by Conference Committee, signed by Senators Minnis and Courtney and Representatives Williams, Dingfelder and Backlund, recommending that the Senate concur in the House amendments dated May 18, 2001 and the bill be further amended and repassed.

House recessed until 1:30 p.m. on motion of Jenson.

Monday, June 11, 2001 – Afternoon Session

House reconvened at 1:30 p.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Patridge, joined by Butler, Krieger, Verger, Monnes Anderson and Williams. All present except: Absent (subject to Call), 4 – Close, Hansen, Kafoury, Smith, G.; Absent (not subject to Call), 1 – Leonard; Excused (not subject to Call), 3 – Lee, Smith, T., Wirth; Excused for business of the House (subject to Call), 4 – Minnis, Schrader, Starr, Westlund.

By unanimous consent, on request of Patridge, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 3406 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

SB 416 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage and be placed on Consent Calendar.

SB 280 (B-Engrossed) – Knopp moved Conference Committee Report be adopted. Motion carried on viva voce vote. Conference Committee Report adopted.

SB 280 (B-Engrossed) – Knopp moved bill be repassed. On repassage of the bill the vote was: Yeas, 52; Absent, 1 – Leonard; Excused, 3 – Lee, Smith, T., Wirth; Excused for business of the House, 4 – Minnis, Schrader, Starr, Westlund. Bill repassed.

HB 2001 (A-Engrossed) – Wilson moved House adopt Committee Report.

HB 2001 (A-Engrossed) – Devlin moved House substitute Minority Report for Committee Report.

Speaker in Chair.

Call of the House demanded by Minnis, joined by Gardner, Zauner, Starr, Carlson and Smith, P. All present except: Excused (not subject to Call), 3 – Lee, Smith, T., Wirth.

HB 2001 (A-Engrossed) – Motion to substitute Minority Report for Committee Report failed, the vote being: Yeas, 26; Nays, 31 – Backlund, Brown, Butler, Carlson, Close, Doyle, Garrard, Hayden, Hill, Jenson, Knopp, Krieger, Kropf, Krummel, Kruse, Minnis, Morgan, Nelson, Patridge, Shetterly, Smith, G., Smith, P., Starr, Walker, C., Westlund, Williams, Wilson, Winters, Witt, Zauner, Speaker Simmons; Excused, 3 – Lee, Smith, T., Wirth. Motion failed.

Call of the House demanded by Wilson, joined by Jenson, Smith, G., Garrard, Gardner and Hansen. All present except: Excused (not subject to Call), 3 – Lee, Smith, T., Wirth.

HB 2001 (A-Engrossed) – Motion to adopt Committee Report carried, the vote being: Yeas, 31; Nays, 26 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V.; Excused, 3 – Lee, Smith, T., Wirth. Committee Report adopted.

SB 470 – By unanimous consent, on request of Chair, rules suspended and consideration of Committee and Minority Reports taken from today's calendar and placed in their proper order on Tuesday's, June 12, 2001 Calendar.

HB 3999, 4000 – Referred from Speaker's desk to the following committees: 4000 – Rules, Redistricting and Public Affairs; 3999 – School Funding and Tax Fairness/Revenue with subsequent referral to Ways and Means.

HB 2001 – Read second time and passed to third reading.

HB 2659 (A-Engrossed) – Read third time under Consent Calendar.

Potential conflict of interest declared by Rosenbaum.

HB 2659 (A-Engrossed) – On passage of the bill the vote was: Yeas, 56; Absent, 1 – Garrard; Excused, 3 – Lee, Smith, T., Wirth. Bill passed.

SB 5545, 63, 243, 965 – Read first time and passed to Speaker's desk for referral.

SB 188, 234, 764, 874, 885 – Referred from Speaker's desk to the following committees: 885 – Rules, Redistricting and Public Affairs; 188, 764 – School Funding and Tax Fairness/Revenue; 234, 874 – Ways and Means.

SB 81, 290, 419, 657 – Read second time and passed to third reading.

SB 114 (A-Engrossed) – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 52; Nays, 3 – Merkley, Smith, P., Verger; Absent, 1 – Close; Excused, 3 – Lee, Smith, T., Wirth; Excused for business of the House, 1 – Winters. Bill passed.

SB 417 (A-Engrossed) – Read third time. Carried by Garrard. On passage of the bill the vote was: Yeas, 55; Absent, 2 – Morrisette, Witt; Excused, 3 – Lee, Smith, T., Wirth. Bill passed.

SB 963 – Speaker signed.

House adjourned until 11:30 a.m., Tuesday, June 12, 2001 on motion of Jenson.

Tuesday, June 12, 2001 – Morning Session

House convened at 11:30 a.m. Hill in Chair.

Call of the House demanded by Patridge, joined by Barnhart, Ackerman, Smith, T., Smith, G. and Dingfelder. All present except: Excused (not subject to Call), 2 – Wirth, Witt; Excused for business of the House (subject to Call), 14 – Devlin, Gardner, Hansen, Hass, Hayden, Krieger, Kropf, March, Merkley, Monnes Anderson, Ringo, Schrader, Starr, Tomei; Excused for business of the House (not subject to Call), 2 – Wilson, Speaker Simmons.

Speaker Pro Tempore in Chair.

By unanimous consent, on request of Patridge, rules suspended to dispense with further proceedings under the Call of the House.

Opening Ceremony presented by Pastor Paul Hermansen, Faith Lutheran Church, Keizer.

HB 2235, 2964 – Message from the Senate announcing passage.

HCR 11 – Message from the Senate announcing adoption.

HB 2756 – Message from the Senate announcing passage as amended by the Senate.

SB 963 – Message from the Senate announcing President signed on June 11, 2001.

SB 45, 153, 168, 199, 208, 210, 257, 258, 404, 408, 529, 562, 568, 569, 570, 579, 581, 601, 894, 961 – Message from the Senate announcing President signed on June 11, 2001.

HB 3555 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

SB 234 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 334 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SB 365 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage and be placed on Consent Calendar.

SB 874 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

House recessed until 1:30 p.m. on motion of Jenson.

Tuesday, June 12, 2001 – Afternoon Session

House reconvened at 1:30 p.m. Hill in Chair.

Call of the House demanded by Patridge, joined by Shetterly, Doyle, Smith, T., Nelson and Backlund. All present except: Absent (subject to Call), 6 – Krummel, Leonard, Lowe, Schrader, Walker, V., Williams; Excused (not subject to Call), 2 – Wirth, Witt; Excused for business of the House (not subject to Cal), 1 – Westlund.

By unanimous consent, on request of Patridge, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 2204 (B-Engrossed) – Shetterly moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 54; Absent, 3 – Krummel, Leonard, Williams; Excused, 2 – Wirth, Witt; Excused for business of the House, 1 – Westlund. Bill repassed.

HB 2270 (B-Engrossed) – Shetterly moved House concur in Senate amendments and repass bill as amended by the Senate.

Potential conflict of interest declared by Beck.

HB 2270 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 54; Absent, 3 – Krummel, Leonard, Williams; Excused, 2 – Wirth, Witt; Excused for business of the House, 1 – Westlund. Bill repassed.

HB 3391 (B-Engrossed) – Shetterly moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 55; Absent, 2 – Leonard, Williams; Excused, 2 – Wirth, Witt; Excused for business of the House, 1 – Westlund. Bill repassed.

HB 2744 (B-Engrossed) – Knopp moved House not concur in Senate amendments and a Conference Committee be appointed.

Speaker Pro Tempore in Chair.

HB 2744 (B-Engrossed) – Motion to not concur in Senate amendments and Conference Committee be appointed carried on viva voce vote. Conference Committee to be appointed.

HB 2988 (B-Engrossed) – Hill moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 50; Nays, 8 – Ackerman, Barnhart, Bates, Dingfelder, Merkley, Rosenbaum, Tomei, Verger; Excused, 2 – Wirth, Witt. Bill repassed.

HB 2379 (B-Engrossed) – Williams moved House not concur in Senate amendments and a Conference Committee be appointed. Motion carried on viva voce vote. Conference Committee to be appointed.

SB 470 (B-Engrossed) – Doyle moved House adopt Committee Report.

SB 470 (B-Engrossed) – March moved House substitute Minority Report for Committee Report.

Call of the House demanded by Gardner, joined by Barnhart, Kafoury, Walker, V., Zauner and Hansen. All present except: Excused (not subject to Call), 2 – Wirth, Witt.

SB 470 (B-Engrossed) – Motion to substitute Minority Report for Committee Report failed, the vote being: Yeas, 27; Nays, 31 – Backlund, Brown, Butler, Carlson, Close, Doyle, Garrard, Hayden, Hill, Jenson, Knopp, Krieger, Kropf, Krummel, Kruse, Minnis, Morgan, Nelson, Patridge, Shetterly, Smith, G., Smith, P., Smith, T., Starr, Walker, C., Westlund, Williams, Wilson, Winters, Zauner, Speaker Simmons; Excused, 2 – Wirth, Witt. Motion failed.

SB 470 (B-Engrossed) – Motion to adopt Committee Report carried, the vote being: Yeas, 31; Nays, 27 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Krummel, Lee, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V.; Excused, 2 – Wirth, Witt. Committee Report adopted.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 81 (B-Engrossed) – Read third time. Carried by Backlund. On passage of the bill the vote was: Yeas, 54; Nays, 1 – Lowe; Absent, 1 – Verger; Excused, 2 – Wirth, Witt; Excused for business of the House, 2 – Schrader, Westlund. Bill passed.

SB 290 (B-Engrossed) – Read third time. Carried by Ackerman. On passage of the bill the vote was: Yeas, 55; Excused, 2 – Wirth, Witt; Excused for business of the House, 3 – Johnson, Schrader, Westlund. Bill passed.

SB 419 (B-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 53; Absent, 1 – Walker, C.; Excused, 2 – Wirth, Witt; Excused for business of the House, 4 – Johnson, Schrader, Starr, Westlund. Bill passed.

SB 657 (B-Engrossed) – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 54; Excused, 2 – Wirth, Witt; Excused for business of the House, 4 – Johnson, Schrader, Starr, Westlund. Bill passed.

HB 3742 – Read second time and passed to third reading.

HB 5049, 2431, 2809, 3788, 3977 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

HB 5049, 2431, 2809, 3788, 3977 – Read second time and passed to third reading.

HB 2001 (A-Engrossed) – Read third time. Carried by Wilson.

Call of the House demanded by Wilson, joined by Knopp, Backlund, Simmons, Morgan and Smith, G. All present except: Excused (not subject to Call), 2 – Wirth, Witt.

HB 2001 (A-Engrossed) – On passage of the bill the vote was: Yeas, 31; Nays, 27 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Lee, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V.; Excused, 2 – Wirth, Witt. Bill passed.

SB 740, HB 2502, 2351, SB 500 – Message from the Senate announcing passage.

HJM 33 – Message from the Senate announcing adoption.

SB 273, 685 – Message from the Senate announcing concurrence in House amendments and repassage.

SJR 22 – Message from the Senate announcing concurrence in House amendments and reoption.

SB 500, 740 – Read first time and passed to Speaker's desk for referral.

SB 500 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

SB 437, 470, 635 – Read second time and passed to third reading.

SB 482 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

SB 482 – Read second time and passed to third reading.

HB 2744 – Speaker appointed Knopp, Chair; Zauner and King House conferees.

HB 2281 – Speaker appointed Shetterly, Chair; Williams and Kafoury House conferees.

Speaker in Chair.

HB 2336, 2337, 2363, 2612, 3069, SB 220, 431, 520, 521, 654, 695, 696, 730, 756 – Speaker signed.

HB 2105, 2135, 2153, 2178, 2406, 2433, 2493, 2569, 2722, 2728, 2759, 2778, 3056, 3359, 3376, 3664, 3796, 5007, SB 47, 251, 255, 276, 319, 320, 324, 325, 326, 332, 405, 720, 887, 911, 957 – Speaker signed.

HB 2102, 2127, 2202, 2217, 2365, 2367, 2368, 2382, 2398, 2656, 2663, 2731, 2789, 2840, 3398, 3745, SB 13, 262, 269, 307, 328, 339, 342, 352, 353, 526, 530, 655, 656, 710, 867, 932 – Speaker signed.

HB 2012, 2111, 2181, 2216, 2339, 2371, 2372, 2374, 2380, 2389, 2562, 2613, 2638, 2698, 2967, 3109, 3215, 3263, 3349, 3489, 3594, 3677, 3682, HJM 5 – Speaker signed.

HM 2 – Speaker signed.

House adjourned until 11:30 a.m., Wednesday, June 13, 2001 on motion of Jenson.

Wednesday, June 13, 2001 – Morning Session

House convened at 11:30 a.m. Smith, T. in Chair.

Call of the House demanded by Zauner, joined by Smith, P., Doyle, Kafoury, Monnes Anderson and Nelson. All present except: Excused (not subject to Call), 1 – Witt; Excused for business of the House (subject to Call), 11 – Backlund, Beck, Butler, Dingfelder, Hansen, Hill, Johnson, Leonard, Ringo, Starr, Walker, V.; Excused for business of the House (not subject to Call), 8 – Knopp, Minnis, Patridge, Shetterly, Westlund, Williams, Wilson, Speaker Simmons.

Doyle in Chair.

By unanimous consent, on request of Zauner, rules suspended to dispense with further proceedings under the Call of the House.

Opening Ceremony presented by Pastor Dave Kaufman, Christ Center Church, Junction City.

Opening Ceremony presented by “The Chewnings,” Beverly Williams School of Dance, Willamina.

HB 2161, 2391, 2866, 2936, 3100 – Message from the Governor announcing he signed on June 12, 2001.

HB 2012, 2102, 2111, 2127, 2181, 2202, 2216, 2217, 2339, 2365, 2367, 2368, 2371, 2372, 2374, 2380, 2382, 2389, 2398, 2656, 2562, 2613, 2638, 2663, 2698, 2731, 2789, 2840, 2967, 3109, 3215, 3263, 3349, 3398, 3489, 3594, 3677, 3682, 3745, HJM 5 – Message from the Senate announcing President signed on June 12, 2001.

HB 2105, 2135, 2153, 2178, 2336, 2337, 2363, 2406, 2433, 2493, 2569, 2612, 2722, 2728, 2759, 2778, 3056, 3069,

3359, 3376, 3664, 3796, 5007 – Message from the Senate announcing President signed on June 12, 2001.

SB 51, 65, 171, 172, 209, 259, 315, 317, 354, 392, 400, 401, 413, 436, 445, 488, 606, 694, 704, 715, 773, 786, 844, 928, 5507, SCR 6, 8, SJR 7, 17, 28 – Message from the Senate announcing President signed on June 12, 2001.

HB 2550 – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HJR 21 – Report by Committee on Rules, Redistricting and Public Affairs recommending adoption with amendments and be printed engrossed.

SB 144 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SB 260 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

SB 519 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue 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.

SB 519 (A-Engrossed) – Report by Minority of Committee on School Funding and Tax Fairness/Revenue, signed by Beck and Kafoury, recommending passage with amendments and be printed engrossed.

HB 2033 (B-Engrossed) – Report by Conference Committee, signed by Representatives Shetterly, Chair; Bates and Carlson and Senators Ferrioli, Beyer, L. and Starr, recommending that the House concur in the Senate amendments dated May 23, 2001 and the bill be further amended and repassed.

HB 2152 (B-Engrossed) – Report by Conference Committee, signed by Representatives Knopp, Chair; Leonard and Wilson and Senators Beyer, R., Gordly and Starr, recommending that the House concur in the Senate amendments dated May 11, 2001 and the bill be further amended and repassed.

SB 690 (A-Engrossed) – Report by Conference Committee, signed by Senators Starr, Chair; Ferrioli and Gordly and Representatives Backlund, Hopson and Starr, recommending that the Senate concur in the House amendments dated May 17, 2001 and the bill be further amended and repassed.

House recessed until 2:00 p.m. on motion of Jenson.

House stood in recess until 2:30 p.m.

House stood in recess until 2:45 p.m.

Wednesday, June 13, 2001 – Afternoon Session

House reconvened at 2:45 p.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Knopp, joined by Tomei, Hill, Backlund, Zauner and March. All present except: Excused (not subject to Call), 1 – Witt; Excused for business of the House (not subject to Call), 2 – Westlund, Williams.

Speaker in Chair.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 2756 (B-Engrossed) – Wilson 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, 1 – Witt; Excused for business of the House, 1 – Williams. Bill repassed.

HB 3406, 3555 – Read second time and passed to third reading.

HB 5049 (A-Engrossed) – Read third time. Carried by Knopp. On passage of the bill the vote was: Yeas, 58; Excused, 1 – Witt; Excused for business of the House, 1 – Williams. Bill passed.

HB 2431 (B-Engrossed) – Read third time. Carried by Shetterly. On passage of the bill the vote was: Yeas, 55; Nays, 2 – Jenson, Verger; Excused, 1 – Witt; Excused for business of the House, 2 – Westlund, Williams. Bill passed.

Verger requested the following explanation of her vote be entered in the Journal:

“I am a strong advocate of education and scholarships. This bill only requires one year of Foster Care, at the age of 16-21. It pays full tuition to any school of your choice. Many at-risk youth lack funds to get a college education. Many other youth have to struggle with their families to pay tuition. I could strongly support a bill with more side boards and a more inclusive bill **including** Foster Children. I reluctantly voted no on HB 2431.”

HB 2809 (B-Engrossed) – Read third time. Carried by King. On passage of the bill the vote was: Yeas, 56; Excused, 1 – Witt; Excused for business of the House, 3 – Patridge, Westlund, Williams. Bill passed.

HB 3742 – By unanimous consent, on request of Speaker, rules suspended and bill taken from today’s Third Reading of House Bills and placed in its proper order on Monday’s, June 18, 2001 Calendar.

HB 3788 (B-Engrossed) – Read third time. Carried by Hill. On passage of the bill the vote was: Yeas, 57; Excused, 1 – Witt; Excused for business of the House, 2 – Patridge, Williams. Bill passed.

HB 3977 (A-Engrossed) – Read third time. Carried by Hill. On passage of the bill the vote was: Yeas, 54; Nays, 2 – Jenson, Monnes Anderson; Absent, 2 – Garrard, Leonard; Excused, 1 – Witt; Excused for business of the House, 1 – Williams. Bill passed having received the required three-fifths majority vote.

SB 5545, 63, 243, 492, 740 – Referred from Speaker’s desk to the following committees: 492 – Rules, Redistricting and Public Affairs; 63, 243, 740, 5545 – Ways and Means.

SB 234, 334, 416, 874 – Read second time and passed to third reading.

SB 437 (B-Engrossed) – Read third time. Carried by Walker, C. On passage of the bill the vote was: Yeas, 56; Absent, 1 – Leonard; Excused, 1 – Witt; Excused for business of the House, 2 – Westlund, Williams. Bill passed.

SB 470 – By unanimous consent, on request of Speaker, rules suspended and bill taken from today’s Third Reading of Senate Bills and placed in its proper order on Monday’s, June 18, 2001 Calendar.

SB 482 (B-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 56; Nays, 1 – Close; Excused, 1 – Witt; Excused for business of the House, 2 – Westlund, Williams. Bill passed.

SB 635 (A-Engrossed) – Read third time. Carried by Walker, C. On passage of the bill the vote was: Yeas, 55; Excused, 3 – Kafoury, Schrader, Witt; Excused for business of the House, 2 – Westlund, Williams. Bill passed.

SB 644 – Speaker appointed Representatives Close, Jenson and Hopson House conferees.

Speaker announced appointment of member to the following committee:

Pursuant to House Rule 8.05 (3): I am creating the Capitol Construction Lottery and Bonding subcommittee of Ways and Means. I appoint Representative Ben Westlund Co-chair.

House adjourned until 11:30 a.m., Thursday, June 14, 2001 on motion of Jenson.

Thursday, June 14, 2001 – Morning Session

House convened at 11:30 a.m. Gardner in Chair.

Call of the House demanded by Garrard, joined by Barnhart, Bates, March, Zauner and Smith, P. All present except: Excused (not subject to Call), 1 – Witt; Excused for business of the House (subject to Call), 14 – Butler, Hayden, Hill, Johnson, Kropf, Leonard, Lowe, Minnis, Patridge, Ringo, Schrader, Shetterly, Westlund, Williams.

Wilson in Chair.

By unanimous consent, on request of Garrard, rules suspended to dispense with further proceedings under the Call of the House.

Posting of the Colors by Rogue Valley Young Marines.

Opening Ceremony presented by former Representative Bill Markham.

Courtesies of the House and floor were extended to Bill Markham, former Representative from District 46.

HB 2594 – Message from the Governor announcing he signed on June 13, 2001.

HB 2184, 2261, 2370, 2536, 2867, 2980, 3187, SB 769, HB 3429, 3363, 3479, 3556, 3909, 3783, 3619, 3835 – Message from the Senate announcing passage.

HB 2272, 2348, 3336 – Message from the Senate announcing passage as amended by the Senate.

SB 415 – Message from the Senate announcing adoption of Conference Committee Report and repassage.

HB 2379 – Message from the Senate announcing Senators Minnis, Courtney and Duncan appointed Senate conferees.

HB 2744 – Message from the Senate announcing Senators Harper, Atkinson and Beyer, L. appointed Senate conferees.

SB 126, 160, 212, 296, 323, 432, 755, 5508, 5516, 5532, 5542, 5551, 5552 – Message from the Senate announcing President signed on June 13, 2001.

SB 216, 286, 288, 289, 366, 463, 540, 591, 594, 780, 846, 925, 943, 948, 958, 5503, SJR 21 – Message from the Senate announcing President signed on June 14, 2001.

SB 5545 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 63 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 243 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 740 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 3810 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 3968 – Report by Committee on Advancing E-Government recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

SB 188 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage.

SB 293 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

SB 423 (B-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments, be printed 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.

SB 608 (C-Engrossed) – Rosenbaum moved bill be withdrawn from Committee on Ways and Means.

House recessed for 30 minutes on motion of Patridge.

House stood in recess until 1:30 p.m.

Thursday, June 14, 2001 – Afternoon Session

House reconvened at 1:30 p.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Hill, joined by Ackerman, Nolan, Krieger, Morgan and Smith, P.

Hill requested the rules be suspended to dispense with further proceedings under the Call of the House.

Gardner objected.

Request denied.

All present except: Absent (subject to Call), 5 – Beck, Jenson, Smith, G., Westlund, Speaker Simmons; Excused (not subject to Call), 1 – Witt.

By unanimous consent, on request of Hill, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

SB 608 – Patridge moved the previous question. Motion carried, the vote being: Yeas, 32; Nays, 27 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth; Excused, 1 – Witt. Debate closed.

Call of the House demanded by Rosenbaum, joined by Walker, V., Merkley, March, Hass and Gardner. All present except: Excused (not subject to Call), 1 – Witt.

Oral roll call vote demanded by Walker, V., joined by March, Nolan, Tomei, Rosenbaum, and Gardner.

SB 608 (C-Engrossed) – Motion to withdraw bill from Committee on Ways and Means failed, the vote being: Yeas, 28; Nays, 31 – Backlund, Brown, Butler, Carlson, Close, Doyle, Garrard, Hayden, Hill, Jenson, Knopp, Krieger, Kropf, Krummel, Kruse, Minnis, Morgan, Nelson, Patridge, Shetterly, Smith, G., Smith, P., Smith, T., Starr, Walker, C., Westlund, Williams, Wilson, Winters, Zauner, Speaker Simmons; Excused, 1 – Witt. Motion failed.

Ackerman requested the following explanation of his vote be entered in the Journal:

“Today we had an opportunity to do the right thing.

“I supported the motion to withdraw Senate Bill 608 from Ways and Means, along with my fellow Democrats. I believe that this issue should have been addressed a long time ago, as the House Speaker promised. It is wrong to continue to discriminate against women. It is wrong to deny women equal access to medical care. This is not a partisan issue, this is a women’s rights issue.

“Today we had an opportunity to do the right thing. The House Republicans denied the Legislature this opportunity.”

SB 416 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 57; Excused, 1 – Witt; Excused for business of the House, 2 – Starr, Westlund. Bill passed.

HB 3406 (A-Engrossed) – Read third time. Carried by Devlin. On passage of the bill the vote was: Yeas, 57; Excused, 1 – Witt; Excused for business of the House, 2 – Starr, Westlund. Bill passed.

HB 3555 – Read third time. Carried by Smith, P. On passage of the bill the vote was: Yeas, 56; Nays, 1 – Schrader; Excused, 1 – Witt; Excused for business of the House, 2 – Starr, Westlund. Bill passed.

SB 769 – Read first time and passed to Speaker's desk for referral.

SB 769 – Referred from Speaker's desk to Committee on Ways and Means.

SB 144, 365 – Read second time and passed to third reading.

SB 63, 243, 260, 740, 5545 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

SB 63, 243, 260, 740, 5545 – Read second time and passed to third reading.

SB 234 (A-Engrossed) – Read third time. Carried by Nolan. On passage of the bill the vote was: Yeas, 53; Nays, 3 – Ackerman, Beck, Zauner; Excused, 1 – Witt; Excused for business of the House, 3 – Minnis, Starr, Westlund. Bill passed.

Ackerman requested the following explanation of his vote be entered in the Journal:

“Senate Bill 234 provides \$500,000 for another study of the Willamette River.

“This time, the purpose of this study is to find out what is causing the fish in the Willamette to be deformed.

“Almost 200 years ago, explorers Lewis and Clark described the beauty of the Pacific Northwest. Having read about their journeys, it is obvious to me that in their day there were no deformed fish in our rivers. Since their time, we have dumped and disposed of just about every toxic element and pollutant into our rivers and streams. The Willamette River is no exception.

“Therefore, logic easily compels a conclusion that it is pollutants in the river that contribute to the fish deformities in the Willamette River.

“Every day that we spend in needless studies adds further to the pollution of the Willamette River and the mutation of its aquatic wildlife. Throwing more money into further studies that reach the same conclusions is not a prudent expenditure of funds at this late date.

“I voted no on this bill because I believe these funds would be better spent on the clean up and restoration of the Willamette River.

“If this study is to be helpful, it should be linked to direct measures for the clean up and restoration of the river. The approach that is suggested by this bill is too timid and too late. We need a more meaningful response to the pollution issues in the Willamette River.”

SB 334 – Read third time. Carried by Gardner. On passage of the bill the vote was: Yeas, 56; Excused, 1 – Witt; Excused for business of the House, 3 – Minnis, Starr, Westlund. Bill passed.

SB 874 (B-Engrossed) – Read third time. Carried by Patridge.

Call of the House demanded by Patridge, joined by Butler, Backlund, Smith, G., Kruse and Zauner. All present except: Excused (not subject to Call), 1 – Witt.

SB 874 (B-Engrossed) – On passage of the bill the vote was: Yeas, 40; Nays, 19 – Barnhart, Beck, Devlin, Dingfelder, Gardner, Hansen, Kafoury, King, Leonard, Lowe, March, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth; Excused, 1 – Witt. Bill passed.

Ackerman requested the following explanation of his vote be entered in the Journal:

“Senate Bill 874 extends the modified JOBS Plus program for unemployment insurance claimants. It provides an hourly reimbursement to employers for each hour an unemployed person works and participates in the program. This program lasts up to 13 weeks, although extensions of time can be granted as needed.

“I generally oppose subsidies to businesses. However, I believe SB 874 is an exception and I voted for it for several reasons. First, the subsidy is actually a direct pass-through to workers in the form of wages. The direct and measured result is employment for a person who otherwise would be unemployed.

“Second, it provides a valuable work experience for those who participate in the program. Participants learn valuable job skills and establish a work ethic, which frequently leads to more remunerative employment.

“Third, I believe this is a population that we should be targeting for employment opportunities. Usually, under the supervision of the Department of Employment, the unemployed person must complete an active job search. If an unemployed person tries but cannot find a job, then the person may be eligible for JOBS program. Clearly, these are the people who need work the most in order to meet their obligations and maintain their families.

“Fourth, employers pay the funds for this program, in the form of unemployment taxes. Redistribution of these tax monies provides employment opportunities to our most deserving unemployed. I believe that the use of these funds does not impair the objectives of the unemployment insurance program, because the purpose of these funds is to provide benefits for unemployed workers.

“Finally, from what I have seen, the results of this program have been encouraging and enlightening. For many, this is a substantial first step in breaking the cycle of poverty.

“I believe that this program is a wise investment.”

Verger requested the following explanation of her vote be entered in the Journal:

“While I am very interested in providing jobs and the economic development of my district, I had to vote no on funding the Jobs Plus program from the Unemployment Insurance Trust Fund.

“This program, Jobs Plus, is designed to put people in jobs who have no work experience but it doesn't have a plan that I know of to help these employees move to better jobs. The Unemployment Insurance Trust Fund is there to help skilled and experienced workers like some in Coos Bay who have lost their family wage jobs.

“I have concerns about the program and disagree that this is the proper funding source for it.”

House adjourned until 11:30 a.m., Friday, June 15, 2001 on motion of Walker, V.

Friday, June 15, 2001 – Morning Session

House convened at 11:30 a.m. Hill in Chair.

Call of the House demanded by Smith, P., joined by March, Barnhart, Krieger, Hayden and Backlund. All present except: Excused (not subject to Call), 1 – Witt; Excused for business of the House (subject to Call), 7 – Beck, Butler, Doyle, Kropf, Leonard, Schrader, Walker, C.; Excused for

business of the House (not subject to Call), 3 – Westlund, Wilson, Speaker Simmons.

Speaker Pro Tempore in Chair.

By unanimous consent, on request of Smith, P., rules suspended to dispense with further proceedings under the Call of the House.

Moment of silence observed.

SB 41, 67, 134, HB 2142, 2168, 2503, 2686, 2804, 2848, 2891, 2993, 3068, 3155, 3424, 3642, 3857 – Message from the Senate announcing passage.

SM 3 – Message from the Senate announcing adoption.

HB 2139, 2208, 3564, 3641, 3673 – Message from the Senate announcing passage as amended by the Senate.

SB 747 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SB 374 (B-Engrossed) – Report by Conference Committee, signed by Senators Beyer, R., Chair; Deckert and Starr and Representatives Brown, Johnson and Knopp, recommending that the House recede from the House amendments dated May 24, 2001 and the bill be repassed.

HB 5015 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2150 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2200 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 2264 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2883 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3340 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3711 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3759 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 3956 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3996 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HJR 50 – Report by Committee on Rules, Redistricting and Public Affairs without recommendation as to adoption and be referred to Committee on Ways and Means. Resolution referred to Committee on Ways and Means by order of the Speaker.

SB 173 (B-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

SB 397 – Report by Committee on Ways and Means recommending passage.

SB 500 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SB 500 (A-Engrossed) – Report by Minority of Committee on Rules, Redistricting and Public Affairs, signed by Devlin and Gardner, recommending passage with amendments and be printed engrossed.

SB 765 (A-Engrossed) – Report by Committee on Advancing E-Government 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.

SB 769 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

House recessed until 1:30 p.m. on motion of Krummel.

Friday, June 15, 2001 – Afternoon Session

House reconvened at 1:30 p.m. Hill in Chair.

Call of the House demanded by March, joined by Morgan, Backlund, Beck, Shetterly and Starr. All present except: Absent (subject to Call), 4 – Carlson, Kafoury, Rosenbaum, Walker, C.; Excused (not subject to Call), 1 – Witt; Excused for business of the House (not subject to Call), 11 – Ackerman, Close, Hopson, Leonard, Minnis, Ringo, Schrader, Smith, T., Westlund, Winters, Speaker Simmons.

By unanimous consent, on request of March, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 2949 – Message from the Senate announcing passage.

HB 2424, 2912, 3804, 3782, 3962 – Message from the Senate announcing passage as amended by the Senate.

SB 81, 133, 166, 290, 419, 437, 482, 657, 660, 667, 684 – Message from the Senate announcing concurrence in House amendments and repassage.

SB 167 – Message from the Senate announcing the Senate refused to concur in House amendments. Senators Minnis, Brown and Duncan appointed Senate conferees.

HB 2272 (B-Engrossed) – Shetterly moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 44; Nays, 1 – Hayden; Absent, 4 – Carlson, Kafoury, Rosenbaum, Walker, C.; Excused, 1 – Witt; Excused for business of the House, 10 – Ackerman, Hopson, Leonard, Minnis, Ringo, Schrader, Smith, T., Westlund, Winters, Speaker Simmons. Bill repassed.

HB 2348 (C-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 47; Absent, 2 – Rosenbaum, Walker, C.; Excused, 1 – Witt; Excused for business of the House, 10 – Ackerman, Hopson, Leonard, Minnis, Ringo, Schrader, Smith, T., Westlund, Winters, Speaker Simmons. Bill repassed.

HB 3336 (B-Engrossed) – Starr moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 47; Absent, 2 – Rosenbaum, Walker, C.; Excused, 1 – Witt; Excused for business of the House, 10 – Ackerman, Hopson, Leonard, Minnis, Ringo, Schrader, Smith, T., Westlund, Winters, Speaker Simmons. Bill repassed.

HB 2033 (B-Engrossed) – Bates moved Conference Committee Report be adopted.

Potential conflict of interest declared by Kafoury.

HB 2033 (B-Engrossed) – Motion to adopt Conference Committee Report carried on viva voce vote. Conference Committee Report adopted.

HB 2033 (B-Engrossed) – Bates moved bill be repassed. On repassage of the bill the vote was: Yeas, 46; Nays, 2 – Nolan, Tomei; Excused, 1 – Witt; Excused for business of the House, 11 – Ackerman, Hopson, Leonard, Minnis, Ringo, Schrader, Smith, T., Walker, C., Westlund, Winters, Speaker Simmons. Bill repassed.

HB 2152 (B-Engrossed) – Knopp moved Conference Committee Report be adopted. Motion carried on viva voce vote. Conference Committee Report adopted.

HB 2152 (B-Engrossed) – Knopp moved bill be repassed. On repassage of the bill the vote was: Yeas, 49; Excused, 1 – Witt; Excused for business of the House, 10 – Hopson, Leonard, Minnis, Ringo, Schrader, Smith, T., Walker, C., Westlund, Winters, Speaker Simmons. Bill repassed.

SB 415 (B-Engrossed) – Williams moved Conference Committee Report be adopted. Motion carried on viva voce vote. Conference Committee Report adopted.

SB 415 (B-Engrossed) – Williams moved bill be repassed. On repassage of the bill the vote was: Yeas, 48; Absent, 1 – Hayden; Excused, 1 – Witt; Excused for business of the House, 10 – Leonard, Minnis, Ringo, Rosenbaum, Schrader, Smith, T., Walker, C., Westlund, Winters, Speaker Simmons. Bill repassed.

SB 519 (A-Engrossed) – Shetterly moved House adopt Committee Report.

SB 519 (B-Engrossed) – Beck moved House substitute Minority Report for Committee Report.

Call of the House demanded by Beck, joined by Gardner, Hansen, Walker, V., Hass and Kafoury. All present except: Excused (not subject to Call), 1 – Witt.

SB 519 (B-Engrossed) – Motion to substitute Minority Report for Committee Report failed, the vote being: Yeas, 25; Nays, 34 – Ackerman, Backlund, Brown, Butler, Carlson, Close, Doyle, Garrard, Hayden, Hill, Jenson, Knopp, Krieger, Kropf, Krummel, Kruse, Lee, Minnis, Morgan, Nelson, Patridge, Schrader, Shetterly, Smith, G., Smith, P., Smith, T., Starr, Walker, C., Westlund, Williams, Wilson, Winters, Zauner, Speaker Simmons; Excused, 1 – Witt. Motion failed.

SB 519 (A-Engrossed) – Motion to adopt Committee Report carried, the vote being: Yeas, 45; Nays, 14 – Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hill, Kafoury, Leonard, March, Nolan, Ringo, Rosenbaum, Wirth; Excused, 1 – Witt. Committee Report adopted.

SB 519 – By unanimous consent, on request of Shetterly, rules suspended to permit second and third reading and final consideration immediately.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Second Reading of Senate Bills.

SB 519 – Read second time and passed to third reading.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 519 (A-Engrossed) – Read third time. Carried by Shetterly.

Potential conflict of interest declared by Krummel.

Call of the House demanded by Shetterly, joined by Starr, Zauner, Walker, C., Nelson and Backlund. All present except: Excused (not subject to Call), 1 – Witt.

SB 519 (A-Engrossed) – On passage of the bill the vote was: Yeas, 43; Nays, 16 – Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hill, Kafoury, Lowe, Nolan, Ringo, Rosenbaum, Schrader, Verger, Williams, Wirth; Excused, 1 – Witt. Bill passed.

HB 3810 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

HB 3810 – Read second time and passed to third reading.

SB 365 (A-Engrossed) – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 58; Excused, 1 – Witt; Excused for business of the House, 1 – Westlund. Bill passed.

HJR 21 (A-Engrossed) – Read second time. Carried by Verger. On adoption of the resolution the vote was: Yeas, 56;

Excused, 1 – Witt; Excused for business of the House, 3 – Krummel, Westlund, Williams. Resolution adopted.

SB 41, 67, 134 – Read first time and passed to Speaker's desk for referral.

SB 188 – Read second time and passed to third reading.

SB 293, 423, 747 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

SB 293, 423, 747 – Read second time and passed to third reading.

SB 5545 (A-Engrossed) – Read third time. Carried by Johnson. On passage of the bill the vote was: Yeas, 50; Nays, 2 – Kruse, Smith, P.; Absent, 1 – Lee; Excused, 1 – Witt; Excused for business of the House, 6 – Garrard, Hansen, Krummel, Lowe, Westlund, Williams. Bill passed.

SB 63 (B-Engrossed) – Read third time. Carried by Johnson. On passage of the bill the vote was: Yeas, 54; Absent, 1 – Gardner; Excused, 1 – Witt; Excused for business of the House, 4 – Hansen, Lowe, Westlund, Williams. Bill passed.

SB 144 (A-Engrossed) – Read third time. Carried by March. On passage of the bill the vote was: Yeas, 56; Absent, 1 – Morrisette; Excused, 1 – Witt; Excused for business of the House, 2 – Westlund, Williams. Bill passed.

SB 243 (A-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 56; Nays, 1 – Knopp; Excused, 1 – Witt; Excused for business of the House, 2 – Westlund, Williams. Bill passed.

Knopp requested the following explanation of his vote be entered in the Journal:

“I share the concerns that I received via last minute e-mails and phone calls from constituents, doctors from District 54, who were opposed to Senate Bill 243.

“Children are already included in the statewide trauma system, and we should take advantage of the system already in place. This appears to require critically ill children to be transported immediately to Portland. From Bend, this flight takes at least 45 minutes. The first ‘golden hour’ after a serious injury is critical. Many of the children that are affected by this bill could be successfully treated at hospitals that are closer to home, without the stress of a flight, and distance from friends and family.”

SB 260 (B-Engrossed) – Read third time. Carried by Bates. On passage of the bill the vote was: Yeas, 55; Absent, 1 – Smith, G.; Excused, 1 – Witt; Excused for business of the House, 3 – Schrader, Westlund, Williams. Bill passed.

SB 740 (A-Engrossed) – Read third time. Carried by Johnson.

Potential conflict of interest declared by Smith, P.

SB 740 (A-Engrossed) – On passage of the bill the vote was: Yeas, 51; Nays, 5 – Close, Garrard, Smith, P., Smith, T., Zauner; Excused, 1 – Witt; Excused for business of the House, 3 – Schrader, Westlund, Williams. Bill passed.

SB 5508, 5516, 5532, 5542, 5551, 5552, 216, 286, 288, 289, 366, 463, 540, 594, 591, 780, 846, 925, 948, 943, 958 – Speaker signed.

HB 5001, 5008, 5012, 5041, 5046, 5047, 2112, 2121, 2145, 2175, 2352, 2353, 2817, 2818, 2899, 3268, 3355, 3586, 3647, 3662, 3744 – Speaker signed.

SB 126, 160, 212, 296, 323, 432, 755 – Speaker signed.

SB 5503, 5507, 51, 65, 171, 172, 209, 259, 315, 317, 354, 392, 400, 401, 413, 436, 445, 488, 606, 694, 704, 715, 773, 786, 844, 928, SCR 6, 8, SJR 7, 21 – Speaker signed.

House adjourned until 11:30 a.m., Monday, June 18, 2001 on motion of Jensen.

Monday, June 18, 2001 – Morning Session

House convened at 11:30 a.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Kropf, joined by Butler, Gardner, Verger, Monnes Anderson and Krieger. All present except: Excused for business of the House (subject to Call), 14 – Backlund, Bates, Close, Hopson, King, Lowe, Merkley, Schrader, Starr, Westlund, Williams, Wilson, Witt, Speaker Simmons.

By unanimous consent, on request of Kropf, rules suspended to dispense with further proceedings under the Call of the House.

Opening Ceremony presented by Representative Randy Leonard, District 21, Portland.

HB 2663 – Message from the Governor announcing he signed on June 14, 2001.

HB 2217, 2339, 2365, 2368, 2371, 2372, 2389, 2698, 2731, 3069, 3349 – Message from the Governor announcing he signed on June 15, 2001.

SB 114, 120, 183, 194, 273, 299, 304, 327, 331, 417, 685, 713, 724, 895, 954, SJR 22 – Message from the Senate announcing President signed on June 15, 2001.

House recessed until 1:30 p.m. on motion of Jensen.

Monday, June 18, 2001 – Afternoon Session

House reconvened at 1:30 p.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Walker, V., joined by Zauner, Morgan, March, Verger and Dingfelder. All present except: Absent (subject to Call), 3 – Doyle, Lee, Rosenbaum; Excused (not subject to Call), 1 – Hansen; Excused for business of the House (subject to Call), 3 – Schrader, Westlund, Speaker Simmons.

By unanimous consent, on request of Walker, V., rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 2139 (C-Engrossed) – Patridge moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 47; Nays, 8 – Close, Lowe, Monnes Anderson, Nelson, Smith, G., Smith, P., Smith, T., Witt; Absent, 1 – Doyle; Excused, 1 – Hansen; Excused for business of the House, 3 – Schrader, Westlund, Speaker Simmons. Bill repassed.

HB 2424 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 57; Excused, 1 – Hansen; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill repassed.

HB 2912 (B-Engrossed) – Knopp moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 55; Nays, 1 – Garrard; Absent, 1 – Patridge; Excused, 1 – Hansen; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill repassed.

HB 3564 (B-Engrossed) – Jenson moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 57; Excused, 1 – Hansen; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill repassed.

HB 3641 (B-Engrossed) – Carlson 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, 1 – Hansen; Excused for business of the House, 1 – Westlund. Bill repassed.

HB 3673 (B-Engrossed) – Wilson 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, 1 – Butler; Absent, 1 – Gardner; Excused, 1 – Hansen; Excused for business of the House, 1 – Westlund. Bill repassed.

HB 3782 (B-Engrossed) – Witt moved House concur in Senate amendments and repass bill as amended by the Senate.

Potential conflict of interest declared by Verger.

HB 3782 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 56; Absent, 1 – Hass; Excused, 1 – Hansen; Excused for business of the House, 2 – Patridge, Westlund. Bill repassed.

HB 3804 (B-Engrossed) – Wilson moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 57; Excused, 1 – Hansen; Excused for business of the House, 2 – Patridge, Westlund. Bill repassed.

HB 3962 (C-Engrossed) – Walker, V. moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 50; Absent, 1 – Krummel; Excused, 1 – Hansen; Excused for business of the House, 8 – Bates, Devlin, Gardner, Patridge, Verger, Westlund, Wilson, Speaker Simmons. Bill repassed.

HB 4001 – Read first time and passed to Speaker's desk for referral.

HB 2200, 3759 – Read second time and passed to third reading.

HB 5015, 2150, 2264, 2883, 3956, 3996 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

HB 5015, 2150, 2264, 2883, 3956, 3996 – Read second time and passed to third reading.

HB 3742 (A-Engrossed) – Read third time. Starr moved bill be rereferred to Committee on Rules, Redistricting and Public Affairs. Motion carried on viva voce vote. Bill rereferred.

HB 3810 (A-Engrossed) – Read third time. Carried by Smith, T. On passage of the bill the vote was: Yeas, 45; Nays, 1 – Barnhart; Absent, 1 – Jenson; Excused, 1 – Hansen; Excused for business of the House, 12 – Bates, Devlin, Gardner, Garrard, March, Patridge, Starr, Verger, Walker, C., Westlund, Wilson, Speaker Simmons. Bill passed.

SB 41, 67, 134, 965 – Referred from Speaker's desk to the following committees: 41, 67, 965 – Rules, Redistricting and Public Affairs; 134 – Ways and Means.

SB 134 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 383 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

SB 889 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SJR 31 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending adoption.

HB 2134 (A-Engrossed) – Report by Conference Committee, signed by Representatives Starr, Chair; Brown and Rosenbaum and Senators Duncan, Messerle and Metsger, recommending that the Senate recede from the Senate amendments dated May 16, 2001 and that the introduced bill be repassed.

HB 2744 (B-Engrossed) – Report by Conference Committee, signed by Representatives Knopp, Chair; King and Zauner and Senators Atkinson, Beyer, L. and Harper, recommending that the House concur in the Senate amendments dated June 5, 2001 and the bill be further amended and repassed.

SB 397, 765, 769 – Read second time and passed to third reading.

SB 470 (B-Engrossed) – Read third time. Carried by Doyle.

Call of the House demanded by Doyle, joined by Devlin, Knopp, Minnis, Patridge and March. All present except: Excused (not subject to Call), 1 – Hansen.

SB 470 (B-Engrossed) – On passage of the bill the vote was: Yeas, 32; Nays, 27 – Barnhart, Beck, Devlin, Dingfelder, Gardner, Hass, Hopson, Jenson, Johnson, Kafoury, King, Lee,

Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nelson, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Winters, Wirth; Excused, 1 – Hansen.

Krummel changed his vote from “nay” to “aye” and served notice of possible reconsideration.

SB 470 (B-Engrossed) – Bill passed.

Hill moved rules be suspended to permit immediate reconsideration of vote by which bill passed.

SB 470 (B-Engrossed) – Motion to suspend rules to permit immediate reconsideration of bill failed, the vote being: Yeas, 29; Nays, 30 – Ackerman, Backlund, Barnhart, Bates, Beck, Brown, Devlin, Dingfelder, Gardner, Hass, Hopson, Johnson, Kafoury, King, Krummel, Lee, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Schrader, Tomei, Verger, Walker, V., Wirth, Zauner; Excused, 1 – Hansen. Motion failed having not received the required two-thirds majority vote.

SB 188 (A-Engrossed) – Read third time. Carried by Kafoury. On passage of the bill the vote was: Yeas, 58; Excused, 1 – Hansen; Excused for business of the House, 1 – Westlund. Bill passed.

SB 293 (B-Engrossed) – Read third time. Williams moved bill be referred to Committee on Judiciary. Motion carried on viva voce vote. Bill referred.

SB 423 (C-Engrossed) – Read third time. Carried by Garrard. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Morrisette; Absent, 1 – Jenson; Excused, 1 – Hansen; Excused for business of the House, 2 – Kafoury, Westlund. Bill passed.

SB 747 (A-Engrossed) – Read third time. Carried by Kropf. On passage of the bill the vote was: Yeas, 44; Nays, 8 – Barnhart, Carlson, Johnson, March, Nolan, Schrader, Tomei, Wirth; Absent, 1 – Leonard; Excused, 1 – Hansen; Excused for business of the House, 6 – Gardner, Kafoury, Starr, Verger, Westlund, Wilson. Bill passed.

HB 2379 – Speaker appointed Williams, Chair; Shetterly and Ackerman House conferees.

HB 2521 – Speaker signed.

HB 2869, 2947, 2950, 2972, 2978, 3059, 3099, 3119, 3147, 3156, 3172, 3313, 3358, 3366, 3373, 3403, 3448, 3536, 3596 – Speaker signed.

HB 3620, 3661, 3669, 3915, 3769, 3975, SB 45, 153, 168, 199, 208, 210, 257, 258, 404, 408, 529, 562, 568, 569, 570, 579, 581, 601, 894, 961 – Speaker signed.

SB 114, 120, 183, 194, 273, 299, 304, 327 – Speaker signed.

HB 2052, 2123, 2206, 2243, 2361, 2387, 2413, 2460, 2555, 2600, 2660, 2676, 2763, 2781, SB 331, 417, 685, 713, 724, 895, 954, SJR 17, 22, 28 – Speaker signed.

HB 2235, 2381, 2611, 2614, 2627, 2729, 2841, 2906, 2964, 3171, 3339, 3350, 3411, 3502, 3613, HCR 11, HJR 16 – Speaker signed.

House adjourned until 11:30 a.m., Tuesday, June 19, 2001 on motion of Jenson.

Tuesday, June 19, 2001 – Morning Session

House convened at 11:30 a.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Doyle, joined by Backlund, Garrard, Zauner, Dingfelder and March. All present except: Excused for business of the House (subject to Call), 7 – Hass, Ringo, Starr, Williams, Wirth, Witt, Speaker Simmons; Excused for business of the House (not subject to Call), 10 – Butler, Hansen, Hayden, Hill, Johnson, Morgan, Patridge, Schrader, Westlund, Winters.

By unanimous consent, on request of Doyle, rules suspended to dispense with further proceedings under the Call of the House.

Opening Ceremony presented by Pastor Carol George, Faith Lutheran Church, Keizer.

HB 2012, 2102, 2105, 2127, 2135, 2153, 2178, 2181, 2202, 2216, 2363, 2374, 2382, 2406, 2493, 2569, 2612, 2613, 2638, 2656, 2722, 2728, 2759, 2778, 2840, 2967, 3109, 3263, 3359, 3489, 3594, 3664, 3677, 3682, 3796, 5007 – Message from the Governor announcing he signed on June 18, 2001.

HB 5048, 3418, 3680, 3980 – Message from the Senate announcing passage.

HCR 10 – Message from the Senate announcing adoption.

HB 3528, 3981 – Message from the Senate announcing passage as amended by the Senate.

SJR 40 – Message from the Senate announcing Senate refused to concur in House amendments. Conferees to be appointed.

SB 227 – Message from the Senate announcing Senate refused to concur in House amendments. Conferees to be appointed.

SB 690 – Message from the Senate announcing adoption of Committee Report and repassage.

SB 280, 635, 5550 – Message from the Senate announcing President signed on June 18, 2001.

HB 2281 – Speaker discharged Williams as House conferee and appointed Hass, Nelson and Witt House conferees.

HM 4 – Introduced, read and passed to Speaker's desk for referral.

HB 5032 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2162 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 2286 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2420 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3530 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3815 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SB 5538 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SB 107 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SB 960 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

House recessed until 1:30 p.m. on motion of Jenson.

Tuesday, June 19, 2001 – Afternoon Session

House reconvened at 1:30 p.m. Hill in Chair.

Call of the House demanded by Butler, joined by Walker, C., Garrard, Brown, Merkley and Monnes Anderson. All present except: Absent (subject to Call), 8 – Beck, Hansen, Hayden, Kafoury, Kruse, Starr, Walker, V., Wirth; Excused for business of the House (subject to Call), 5 – Minnis, Schrader, Westlund, Williams, Speaker Simmons.

By unanimous consent, on request of Butler, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 2208 (B-Engrossed) – Shetterly moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 52; Absent, 3 – Beck, Kafoury, Kruse; Excused for business of the House, 5 – Minnis, Schrader, Westlund, Williams, Speaker Simmons. Bill repassed.

SB 374 (B-Engrossed) – Knopp moved Conference Committee Report be adopted. Motion failed, the vote being: Yeas, 15; Nays, 36 – Ackerman, Backlund, Barnhart, Bates, Beck, Carlson, Devlin, Dingfelder, Gardner, Garrard, Hansen,

Hass, Hayden, Hopson, Kafoury, Knopp, Krieger, Kropf, Leonard, March, Merkley, Monnes Anderson, Morrisette, Nelson, Nolan, Ringo, Rosenbaum, Smith, G., Smith, P., Smith, T., Starr, Tomei, Verger, Wirth, Witt, Zauner; Absent, 1 – Close; Excused for business of the House, 8 – Lowe, Minnis, Schrader, Shetterly, Walker, V., Westlund, Williams, Speaker Simmons.

Knopp changed vote from “aye” to “nay” and served notice of possible reconsideration.

SB 374 (B-Engrossed) – Motion failed.

SB 500 (A-Engrossed) – Walker, C. moved House adopt Committee Report.

Starr in Chair.

SB 500 (B-Engrossed) – Devlin moved House substitute Minority Report for Committee Report.

Hill in Chair.

Call of the House demanded by Gardner, joined by Devlin, Hansen, Leonard, Barnhart and Verger. All present.

SB 500 (B-Engrossed) – Motion to substitute Minority Report for Committee Report failed, the vote being: Yeas, 27; Nays, 33 – Backlund, Brown, Butler, Carlson, Close, Doyle, Garrard, Hayden, Hill, Jenson, Knopp, Krieger, Kropf, Krummel, Kruse, Lee, Minnis, Morgan, Nelson, Patridge, Shetterly, Smith, G., Smith, P., Smith, T., Starr, Walker, C., Westlund, Williams, Wilson, Winters, Witt, Zauner, Speaker Simmons. Motion failed.

Speaker Pro Tempore in Chair.

SB 500 (A-Engrossed) – Motion to adopt Committee Report carried, the vote being: Yeas, 32; Nays, 28 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Lee, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth. Committee Report adopted.

SB 470 (B-Engrossed) – Pursuant to notice given yesterday, Krummel moved House reconsider the vote by which bill passed.

Call of the House demanded by Krummel, joined by Nolan, Backlund, Gardner, Zauner and Nelson. All present except: Absent (subject to Call), 1 – Jenson.

By unanimous consent, on request of Krummel, rules suspended to dispense with further proceedings under the Call of the House.

SB 470 (B-Engrossed) – Motion to reconsider the vote by which bill passed, failed, the vote being: Yeas, 25; Nays, 34 – Backlund, Barnhart, Brown, Butler, Carlson, Close, Doyle, Garrard, Hayden, Hill, King, Knopp, Krieger, Kropf, Kruse, Merkley, Minnis, Morgan, Patridge, Schrader, Shetterly, Smith, G., Smith, P., Smith, T., Starr, Walker, C., Westlund, Williams, Wilson, Winters, Wirth, Witt, Zauner, Speaker Simmons; Absent, 1 – Jenson. Motion failed.

HB 3788 – Message from the Senate announcing passage as amended by the Senate.

HB 4001 – Referred from Speaker’s desk to the Committee on Rules, Redistricting and Public Affairs.

HB 5015 (A-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 53; Nays, 5 – Close, Kropf, Nelson, Witt, Zauner; Absent, 1 – Garrard; Excused for business of the House, 1 – Williams. Bill passed.

HB 2150 (B-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 51; Nays, 3 – Close, Kropf, Nelson; Absent, 1 – Verger; Excused for business of the House, 5 – Gardner, Hill, Schrader, Westlund, Williams. Bill passed.

HB 2200 (A-Engrossed) – Read third time. Carried by Nolan. On passage of the bill the vote was: Yeas, 54; Nays, 1 – Ringo; Excused for business of the House, 5 – Hill, Patridge, Schrader, Westlund, Williams. Bill passed.

HB 2264 (B-Engrossed) – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 52; Nays, 2 – Nelson, Zauner; Absent, 1 – Dingfelder; Excused for business of the House, 5 – Hill, Patridge, Schrader, Westlund, Williams. Bill passed.

HB 2883 (B-Engrossed) – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Nelson; Excused for business of the House, 4 – Hill, Schrader, Westlund, Williams. Bill passed.

HB 3759 (A-Engrossed) – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 52; Absent, 1 – Witt; Excused for business of the House, 7 – Close, Hill, Jenson, Patridge, Schrader, Westlund, Williams. Bill passed.

HB 3956 (B-Engrossed) – Read third time. Carried by Close. On passage of the bill the vote was: Yeas, 50; Nays, 4 – Merkley, Ringo, Rosenbaum, Wirth; Absent, 1 – Witt; Excused for business of the House, 5 – Hill, Jenson, Schrader, Westlund, Williams. Bill passed.

Wirth requested the following explanation of her vote be entered in the Journal:

“My vote in opposition to HB 3956 was due to too many unanswered questions regarding the substance of this bill. Nothing in this legislation addresses the potential results of its implementation. For example, nothing in this bill precludes the following from occurring:

“A corporation purchases and installs pollution reduction equipment and not only meets pollution reduction standards but exceeds them;

“The corporation then receives a trading credit for the extra pollution reduction;

“Next, the corporation sells this credit to another corporation at full price;

“Then, the corporation qualifies for and receives an Oregon income tax credit for 50 percent of the cost of the equipment that allowed them to get the credit in the first place.

“Result: **Oregon’s taxpayers pay half the cost of the pollution credit that the corporation sold at full price.**

Will this scenario occur? Maybe, maybe not. But until such questions have been resolved taxpayers may well be called upon to **subsidize corporate incomes** yet again. HB 3956 represents a stark retreat from our commitment to accountability and the practice of ensuring the polluter pays in Oregon.”

HB 3996 – By unanimous consent, on request of Chair, rules suspended and bill placed at the bottom of today’s Third Reading Calendar.

SJR 31 (A-Engrossed) – Read second time. Carried by Devlin. On adoption of the resolution the vote was: Yeas, 53; Absent, 3 – Beck, Hayden, Lee; Excused for business of the House, 4 – Hill, Jenson, Lowe, Westlund. Resolution adopted.

SB 134, 500, 889 – Read second time and passed to third reading.

SB 134 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 134 (B-Engrossed) – Read third time. Butler moved bill be rereferred to Committee on Ways and Means. Motion carried on viva voce vote. Bill rereferred.

SB 173 (C-Engrossed) – Read. Carried by Starr. On passage of the bill the vote was: Yeas, 51; Nays, 2 – Barnhart, Merkley; Absent, 2 – Lee, Smith, T.; Excused for business of the House, 5 – Brown, Jenson, Schrader, Westlund, Witt. Bill passed.

SB 397 – By unanimous consent, on request of Chair, rules suspended and bill taken from today’s Third Reading of Senate Bills and placed in its proper order on Friday’s, June 22, 2001 Calendar.

SB 765 (A-Engrossed) – Read third time. Carried by King.

Potential conflict of interest declared by Rosenbaum.

SB 765 (A-Engrossed) – On passage of the bill the vote was: Yeas, 37; Nays, 19 – Ackerman, Close, Doyle, Garrard, Hass, Hill, Jenson, Krieger, Kropf, Kruse, Morgan, Patridge, Ringo, Schrader, Smith, G., Smith, P., Smith, T., Starr, Zauner; Excused for business of the House, 4 – Brown, Devlin, Westlund, Witt. Bill passed.

SB 769 (B-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 56; Excused for business of the House, 4 – Brown, Devlin, Westlund, Witt. Bill passed.

By unanimous consent, on request of Chair, rules suspended to temporarily return to the order of business of Third Reading of House Bills.

HB 3996 (A-Engrossed) – Read third time. Carried by Schrader.

Potential conflict of interest declared by Hayden.

HB 3996 (A-Engrossed) – On passage of the bill the vote was: Yeas, 56; Nays, 1 – Kropf; Absent, 1 – Lee; Excused for business of the House, 2 – Westlund, Witt. Bill passed.

SB 470 (B-Engrossed) – By unanimous consent, on request of Gardner, rules suspended to permit Krummel to change his vote from “aye” to “nay” on passage of bill.

HB 2204, 2270, 2351, 2502, 2988, 3386, 3391, 3550, HJM 33 – Speaker signed.

House adjourned until 11:30 a.m., Wednesday, June 20, 2001 on motion of Walker, V.

Wednesday, June 20, 2001 – Morning Session

House convened at 11:30 a.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Barnhart, joined by Krieger, Zauner, Garrard, Brown and March. All present except: Excused for business of the House (subject to Call), 6 – Beck, Kropf, Morgan, Ringo, Walker, V., Witt; Excused for business of the House (not subject to Call), 6 – Backlund, Close, Hopson, Schrader, Smith, T., Winters.

Speaker in Chair.

By unanimous consent, on request of Barnhart, rules suspended to dispense with further proceedings under the Call of the House.

Opening Ceremony presented by Sara Evans, Jefferson.

HB 2337, 2367, 2380, 2521, 2789, 3215 – Message from the Governor announcing he signed on June 19, 2001.

SB 665, HB 2239, 2268, 2440, 2990, 3094, 3326, 3357, 3410, 3611, 3770 – Message from the Senate announcing passage.

HB 2944, 3461, 3686, 3931 – Message from the Senate announcing passage as amended by the Senate.

SB 260 – Message from the Senate announcing concurrence in House amendments and repassage.

HB 2033, 2152 – Message from the Senate announcing adoption of Conference Committee Report and repassage.

SJR 40 – Message from the Senate announcing Senators Harper, Atkinson and Beyer, L. appointed Senate conferees.

HJR 16, HCR 11, HB 5047, 5046, 5041, 5012, 5008, 5001, 3975, 3915, 3769, 3744, 3669, 3662, 3661, 3647, 3620, 3613, 3596, 3586, 3536, 3502, 3448, 3411, 3403, 3373, 3366, 3358, 3355, 3350, 3339, 3313, 3268, 3172, 3171, 3156, 3147, 3119, 3099, 3059, 2978, 2972, 2964, 2950, 2947, 2906, 2899, 2869, 2841, 2818, 2817, 2781, 2763, 2729, 2676, 2660, 2627, 2614, 2611, 2600, 2555, 2460, 2413, 2387, 2381, 2361, 2353, 2352, 2243, 2235, 2206, 2175, 2145, 2123, 2121, 2112, 2052, 2521 – Message from the Senate announcing President signed on June 19, 2001.

SB 234, 334, 416, 874, HB 2204, 2270, 2351, 2502, 2988, 3386, 3391, 3550, HJM 33 – Message from the Senate announcing President signed on June 19, 2001.

HB 2933 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 3882 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SB 914 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2630 (B-Engrossed) – Report by Conference Committee, signed by Representatives Witt, Chair; Brown and Devlin and Senators Atkinson and Harper, recommending that the House concur in the Senate amendments dated May 15, 2001 and the bill be repassed.

HB 3395 (B-Engrossed) – Report by Conference Committee, signed by Representatives Backlund, Chair; Hopson and Zauner and Senators Castillo, Starr and Fisher, recommending that the House concur in the Senate amendments dated May 8, 2001 and the bill be further amended and repassed.

House recessed until 1:30 p.m. on motion of Jenson.

Wednesday, June 20, 2001 – Afternoon Session

House reconvened at 1:30 p.m. Doyle in Chair.

Call of the House demanded by Zauner, joined by Smith, G., Brown, Minnis, Butler and Tomei. All present except: Absent (subject to Call), 3 – Close, Hayden, King; Excused for business of the House (subject to Call), 1 – Speaker Simmons.

Speaker Pro Tempore in Chair.

By unanimous consent, on request of Zauner, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 3788 (C-Engrossed) – Witt 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 for business of the House, 1 – Speaker Simmons. Bill repassed.

HB 3981 (B-Engrossed) – Jenson moved House not concur in Senate amendments and a Conference Committee be appointed. Motion carried on viva voce vote. Conference Committee to be appointed.

HB 3528 (A-Engrossed) – Kruse moved House concur in Senate amendments and repass bill as amended by the Senate.

Call of the House demanded by Kruse, joined by Garrard, Smith, G., Butler, Nelson and Brown. All present.

HB 3528 (A-Engrossed) – On repassage of the bill the vote was: Yeas, 36; Nays, 24 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, Leonard, Lowe, March, Merkley, Monnes Anderson, Nolan, Ringo, Rosenbaum, Tomei, Walker, V., Wirth, Witt. Bill repassed.

HB 2744 (B-Engrossed) – Knopp moved Conference Committee Report be adopted.

Call of the House demanded by Knopp, joined by Backlund, Winters, Simmons, Nelson and Kropf. All present.

HB 2744 (B-Engrossed) – Motion to adopt Conference Committee Report carried, the vote being: Yeas, 36; Nays, 24 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Kafoury, King, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth. Conference Committee Report adopted.

HB 2744 (B-Engrossed) – Knopp moved bill be repassed.

Previous question moved by Patridge, carried.

Call of the House demanded by Knopp, joined by Wilson, Backlund, Westlund, Zauner and Nelson. All present.

HB 2744 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 36; Nays, 24 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Kafoury, King, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth. Bill repassed.

SB 690 (A-Engrossed) – Backlund moved Conference Committee Report be adopted. Motion carried on viva voce vote. Conference Committee Report adopted.

SB 690 (A-Engrossed) – Backlund moved bill be repassed. On repassage of the bill the vote was: Yeas, 60. Bill repassed.

House recessed for 5 minutes on motion of Gardner.

House reconvened at 2:50 p.m. Speaker Pro Tempore in Chair. All present.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

SB 374 (B-Engrossed) – Pursuant to notice given yesterday, Knopp moved House reconsider the vote by which it failed to adopt Conference Committee Report.

Call of the House demanded by Knopp, joined by Krieger, Garrard, Minnis, Morgan and Brown. All present except: Absent (subject to Call), 1 – Morrisette.

By unanimous consent, on request of Knopp, rules suspended to dispense with further proceedings under the Call of the House.

SB 374 (B-Engrossed) – Motion to reconsider the vote by which House failed to adopt Conference Committee Report carried, the vote being: Yeas, 40; Nays, 20 – Ackerman, Barnhart, Beck, Carlson, Close, Dingfelder, Hansen, Hass, Hayden, March, Merkley, Morrisette, Nelson, Nolan, Ringo, Rosenbaum, Tomei, Verger, Wirth, Witt. Vote reconsidered.

In compliance with Mason's Manual of Legislative Procedure, Section 468, subsection 3, the question

immediately recurs on adoption of Conference Committee Report and repassage of bill.

Call of the House demanded by Knopp, joined by Hill, Gardner, Simmons, Merkley and March. All present.

SB 374 (B-Engrossed) – Motion to adopt Conference Committee Report carried, the vote being: Yeas, 39; Nays, 21 – Ackerman, Barnhart, Bates, Beck, Carlson, Dingfelder, Hansen, Hass, Hayden, Lowe, March, Merkley, Morrisette, Nelson, Nolan, Ringo, Rosenbaum, Tomei, Verger, Wirth, Witt. Conference Committee Report adopted.

SB 374 (B-Engrossed) – Knopp moved bill be repassed. On repassage of the bill the vote was: Yeas, 39; Nays, 20 – Ackerman, Barnhart, Bates, Beck, Carlson, Dingfelder, Hansen, Hayden, Krummel, Lee, Merkley, Morrisette, Nelson, Nolan, Ringo, Rosenbaum, Tomei, Verger, Wirth, Witt; Absent, 1 – March. Bill repassed.

Barnhart requested the following explanation of his vote be entered in the Journal:

"I oppose SB 374-B because it broadens the disclosure requirements, potentially allowing organized crime access to gaming in Oregon.

"Governor Kitzhaber has made strict disclosure a major component in his negotiations with Oregon's tribes. Currently the Oregon State Police are able to view every contact and employee within the gaming industry. SB 374-B would weaken that essential protection. The easiest way to keep our lottery free of criminal influences is to maintain the strongest possible disclosure requirements. **SB 374-B is dangerous** and unnecessarily puts Oregon's lottery at risk."

HB 2162 – Read second time and passed to third reading.

HB 5032, 2286, 2420, 3530, 3815 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

HB 5032, 2286, 2420, 3530, 3815 – Read second time and passed to third reading.

SB 665 – Read first time and passed to Speaker's desk for referral.

SB 107, 383, 960 – Read second time and passed to third reading.

SB 5538 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

SB 5538 – Read second time and passed to third reading.

SB 500 (A-Engrossed) – Read third time. Carried by Walker, C.

Call of the House demanded by Starr, joined by Wilson, Walker, C., Krummel, Devlin and Lowe. All present.

SB 500 (A-Engrossed) – On passage of the bill the vote was: Yeas, 32; Nays, 28 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Lee, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth. Bill passed.

SB 889 – Read third time. Carried by Starr. On passage of the bill the vote was: Yeas, 47; Nays, 5 – Bates, Close,

Monnes Anderson, Verger, Zauner; Absent, 4 – Ackerman, King, Morrisette, Rosenbaum; Excused for business of the House, 4 – Hill, Schrader, Williams, Speaker Simmons. Bill passed.

SB 167 – Speaker appointed Williams, Chair; Shetterly and Lowe House conferees.

House adjourned until 11:30 a.m., Thursday, June 21, 2001 on motion of Jensen.

Thursday, June 21, 2001 – Morning Session

House convened at 11:30 a.m. Doyle in Chair.

Call of the House demanded by Krummel, joined by Carlson, Krieger, Backlund, Tomei and March. All present except: Excused (not subject to Call), 1 – Morrisette; Excused for business of the House (subject to Call), 8 – Butler, Hill, Johnson, Patridge, Schrader, Westlund, Winters, Speaker Simmons; Excused for business of the House (not subject to Call), 7 – Hansen, Hayden, Kropf, Lowe, Morgan, Nolan, Shetterly.

By unanimous consent, on request of Krummel, rules suspended to dispense with further proceedings under the Call of the House.

Moment of silence observed.

HB 2111, 2336, 2398, 3376, 3398, 3745 – Message from the Governor announcing he signed on June 20, 2001.

HB 5046 – Message from the Governor announcing he signed on June 20, 2001.

SB 5536, 512, 620, 817, HB 5049, 2251, 2431, 2575, 2809, 2578, 2975, 3778, 3977 – Message from the Senate announcing passage.

HB 2007, 2092, 2513, 2584, 2976, 2981, 3344, 3441, 3912, 2082 – Message from the Senate announcing passage as amended by the Senate.

SB 423 – Message from the Senate announcing concurrence in House amendments and repassage.

SB 230 – Message from the Senate announcing Senate refused to concur in House amendments. Senators Minnis, Courtney and Beyer, R. appointed Senate conferees.

HM 4 – Referred from Speaker's desk to the Committee on Rules, Redistricting and Public Affairs.

HB 2497 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3045 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 4001 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage and be placed on Consent Calendar.

SB 41 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

SB 439 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SB 439 (A-Engrossed) – Report by Minority of Committee on Rules, Redistricting and Public Affairs, signed by Devlin and March, recommending passage with amendments and be printed engrossed.

SB 485 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

SB 885 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

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

SB 5536, 512, 620, 817 – Read first time and passed to Speaker's desk for referral.

SB 5536, 512, 620, 665 – Referred from Speaker's desk to the following committees: 620 – Rules, Redistricting and Public Affairs; 512, 665, 5536 – Ways and Means.

House recessed until 1:30 p.m. on motion of Jensen.

Thursday, June 21, 2001 – Afternoon Session

House reconvened at 1:30 p.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Zauner, joined by Verger, Tomei, Krieger, Barnhart and Backlund. All present except: Absent (subject to Call), 4 – Krummel, Walker, C., Walker, V., Wirth; Excused (not subject to Call), 1 – Morrisette; Excused for business of the House (not subject to Call), 13 – Close, Hansen, Hayden, Hopson, Kropf, Lowe, Morgan, Schrader, Smith, T., Westlund, Williams, Winters, Speaker Simmons.

By unanimous consent, on request of Zauner, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

Courtesies of the House and floor were extended to Jim Chrest, former Representative from District 15.

HB 5051 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2002 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2180 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2298 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2862 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2923 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3330 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3334 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3742 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 3946 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5536 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 479 (A-Engrossed) – Report by Committee on Advancing E-Government recommending passage with amendments, be printed engrossed and subsequent referral to Committee on School Funding and Tax Fairness/Revenue rescinded. Subsequent referral to Committee on School Funding and Tax Fairness/Revenue rescinded by order of the Speaker.

SB 492 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SB 512 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 665 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 3686 (B-Engrossed) – Wilson moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 45; Absent, 1 – Smith, G.; Excused, 1 – Morrisette; Excused for business of the House, 13 – Close, Hansen, Hayden, Hopson, Kropf, Lowe, Morgan, Schrader, Smith, T., Westlund, Williams, Winters, Speaker Simmons. Bill repassed.

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

HB 5032 (A-Engrossed) – Read third time. Carried by Butler. On passage of the bill the vote was: Yeas, 44; Nays, 2 – Monnes Anderson, Nelson; Excused, 1 – Morrisette; Excused for business of the House, 13 – Close, Hansen, Hayden, Hopson, Kropf, Lowe, Morgan, Schrader, Smith, T., Westlund, Williams, Winters, Speaker Simmons. Bill passed.

HB 2162 (A-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 42; Nays, 1 – Barnhart; Absent, 2 – Devlin, Wilson; Excused, 1 – Morrisette; Excused for business of the House, 14 – Brown, Close, Hansen, Hayden, Hopson, Kropf, Lowe, Morgan, Schrader, Smith, G., Smith, T., Westlund, Williams, Speaker Simmons. Bill passed.

HB 2286 – By unanimous consent, on request of Chair, rules suspended and bill placed at the bottom of today's Third Reading Calendar.

HB 2420 (B-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 45; Absent, 1 – Leonard; Excused, 1 – Morrisette; Excused for business of the House, 13 – Close, Hansen, Hayden, Hopson, Kropf, Lowe, Morgan, Ringo, Schrader, Smith, T., Westlund, Williams, Speaker Simmons. Bill passed.

HB 3530 (A-Engrossed) – Read third time. Carried by Butler. On passage of the bill the vote was: Yeas, 40; Nays, 4 – Barnhart, Beck, Hass, Nolan; Absent, 1 – Leonard; Excused, 1 – Morrisette; Excused for business of the House, 14 – Close, Hansen, Hayden, Hopson, Kropf, Lowe, Morgan, Ringo, Schrader, Smith, T., Westlund, Williams, Winters, Speaker Simmons. Bill passed.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 5538 (B-Engrossed) – Read third time. Carried by Doyle. On passage of the bill the vote was: Yeas, 42; Absent, 2 – Leonard, Wilson; Excused, 1 – Morrisette; Excused for business of the House, 15 – Close, Hansen, Hayden, Hopson, Kropf, Lowe, Minnis, Morgan, Ringo, Schrader, Smith, T., Westlund, Williams, Winters, Speaker Simmons. Bill passed.

SB 107 (A-Engrossed) – Read third time. Carried by Starr. On passage of the bill the vote was: Yeas, 21; Nays, 22 – Barnhart, Bates, Beck, Dingfelder, Gardner, Hass, Johnson, Kafoury, Kruse, Lee, Leonard, March, Merkley, Monnes Anderson, Nelson, Nolan, Rosenbaum, Starr, Tomei, Verger, Walker, V., Witt; Absent, 2 – Jenson, Walker, C.; Excused, 1 – Morrisette; Excused for business of the House, 14 – Close, Hansen, Hayden, Hopson, Kropf, Lowe, Minnis, Morgan, Schrader, Smith, T., Westlund, Wilson, Winters, Speaker Simmons.

Starr changed vote from “aye” to “nay” and served notice of possible reconsideration.

Kruse changed vote from “aye” to “nay” and served notice of possible reconsideration.

SB 107 (A-Engrossed) – Bill failed.

SB 383 (B-Engrossed) – Read third time. Carried by Devlin. On passage of the bill the vote was: Yeas, 35; Nays, 9 – Barnhart, Beck, Dingfelder, Gardner, Kafoury, Leonard, March, Rosenbaum, Wirth; Absent, 1 – Walker, C.; Excused, 1 – Morrisette; Excused for business of the House, 14 – Close, Hansen, Hayden, Hopson, Kropf, Lowe, Minnis, Morgan, Schrader, Smith, T., Westlund, Wilson, Winters, Speaker Simmons. Bill passed.

SB 960 (A-Engrossed) – Read third time. Carried by Starr. On passage of the bill the vote was: Yeas, 50; Excused, 1 – Morrisette; Excused for business of the House, 9 – Hansen, Hayden, Kropf, Lowe, Minnis, Morgan, Westlund, Winters, Speaker Simmons. Bill passed.

HB 2944 (C-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 46; Absent, 2 – Hass, Kruse; Excused, 1 – Morrisette; Excused for business of the House, 11 – Hansen, Hayden, Kropf, Krummel, Lowe, Minnis, Morgan, Westlund, Wilson, Winters, Speaker Simmons. Bill repassed.

HB 3461 (A-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 46; Excused, 1 – Morrisette; Excused for business of the House, 13 – Hansen, Hayden, Krieger, Kropf, Krummel, Kruse, Lowe, Minnis, Morgan, Westlund, Wilson, Winters, Speaker Simmons. Bill repassed.

HB 3931 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 47; Excused, 1 – Morrisette; Excused for business of the House, 12 – Hansen, Hayden, Krieger, Krummel, Kruse, Lowe, Minnis, Morgan, Westlund, Wilson, Winters, Speaker Simmons. Bill repassed.

HB 2630 (B-Engrossed) – Witt moved Conference Committee Report be adopted. Motion carried on viva voce vote. Conference Committee Report adopted.

HB 2630 (B-Engrossed) – Witt moved bill be repassed. On repassage of the bill the vote was: Yeas, 43; Absent, 1 – King; Excused, 1 – Morrisette; Excused for business of the House, 15 – Hansen, Hayden, Hopson, Krieger, Krummel, Kruse, Lowe, Minnis, Morgan, Starr, Westlund, Williams, Wilson, Winters, Speaker Simmons. Bill repassed.

HB 2933, 3882 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

HB 2933, 3882 – Read second time and passed to third reading.

HB 2286 (B-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 43; Nays, 1 – Smith, T.; Absent, 1 – King; Excused, 1 – Morrisette; Excused for business of the House, 14 – Hansen, Hayden, Hopson, Krieger, Krummel, Kruse, Lowe, Minnis, Morgan, Starr, Westlund, Williams, Winters, Speaker Simmons. Bill passed.

HB 3815 (B-Engrossed) – Read third time. Carried by Kropf.

Potential conflict of interest declared by Kropf.

HB 3815 (B-Engrossed) – On passage of the bill the vote was: Yeas, 46; Absent, 1 – King; Excused, 1 – Morrisette; Excused for business of the House, 12 – Hansen, Hayden, Hopson, Krieger, Krummel, Lowe, Morgan, Starr, Westlund, Williams, Winters, Speaker Simmons. Bill passed.

SB 914 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

SB 914 – Read second time and passed to third reading.

SB 5538 (B-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and Leonard allowed be recorded as voting “aye” on passage of bill.

SB 234 – Speaker signed.

HB 2142, 2184, 2261, 2370, 2536, 2756, 2800, 2867, 2891, 2980, 3187, 3363, 3429, 3479, 3556, 3619, 3783, 3835, 3909, SB 5550, 280, 334, 416, 635, 874 – Speaker signed.

House adjourned until 11:30 a.m., Friday, June 22, 2001 on motion of Jensen.

Friday, June 22, 2001 – Morning Session

House convened at 11:30 a.m. Hill in Chair.

Call of the House demanded by Butler, joined by Walker, C., Walker, V., Gardner, March and Rosenbaum. All present except: Excused for business of the House (subject to Call), 14 – Close, Hansen, Hopson, Leonard, Lowe, Monnes Anderson, Morgan, Schrader, Smith, T., Starr, Verger, Westlund, Winters, Zauner; Excused for business of the House (not subject to Call), 2 – Patridge, Speaker Simmons.

By unanimous consent, on request of Butler, rules suspended to dispense with further proceedings under the Call of the House.

Moment of silence observed.

HB 2001, SB 921, 977, HB 2393, 3071, 3413, 3924 – Message from the Senate announcing passage.

HJR 21 – Message from the Senate announcing adoption.

HB 2335, 2429, 3917 – Message from the Senate announcing passage as amended by the Senate.

HB 2134 – Message from the Senate announcing adoption of Conference Committee Report and repassage.

HCR 13 – Introduced, read and passed to Speaker's desk for referral.

HB 4000 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

SB 763 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

SB 872 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments, be printed engrossed and be placed on Consent Calendar.

SB 644 (B-Engrossed) – Report by Conference Committee, signed by Senators Messerle, Chair; and Beyer, R. and Representatives Close, Hopson and Jenson, recommending that the Senate concur in the House amendments dated May 25, 2001 and the bill be further amended and repassed.

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

SB 921, 977 – Read first time and passed to Speaker's desk for referral.

House recessed until 1:30 p.m. on motion of Jenson.

Friday, June 22, 2001 – Afternoon Session

House reconvened at 1:30 p.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Kropf, joined by Zauner, Walker, V., Tomei, Barnhart and Brown. All present except: Absent (subject to Call), 3 – King, Kruse, Wirth; Excused for business of the House (subject to Call), 7 – Minnis, Schrader, Westlund, Williams, Wilson, Winters, Speaker Simmons.

By unanimous consent, on request of Kropf, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 3395 (B-Engrossed) – Hopson moved Conference Committee Report be adopted. Motion carried on viva voce vote. Conference Committee Report adopted.

HB 3395 (B-Engrossed) – Hopson moved bill be repassed. On repassage of the bill the vote was: Yeas, 47; Nays, 4 – Barnhart, Close, Kropf, Verger; Absent, 3 – King, Kruse, Wirth; Excused for business of the House, 6 – Minnis, Schrader, Westlund, Williams, Wilson, Speaker Simmons. Bill repassed.

SB 107 (A-Engrossed) – Pursuant to notice given yesterday, Starr moved House reconsider the vote by which bill failed to pass.

Call of the House demanded by Starr, joined by Zauner, Hill, Doyle, Backlund and Krummel. All present.

SB 107 (A-Engrossed) – Motion to reconsider vote by which bill failed to pass carried, the vote being: Yeas, 36; Nays, 24 – Ackerman, Bates, Beck, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, Lee, Leonard,

Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth. Vote reconsidered.

In compliance with Mason's Manual of Legislative Procedure, Section 468, subsection 3, the question immediately recurs on third reading and final consideration of bill.

Potential conflict of interest declared by Lowe.

Call of the House demanded by Starr, joined by Zauner, Witt, Nelson, Butler and Doyle. All present except: Absent (subject to Call), 1 – King; Excused for business of the House (subject to Call), 1 – Speaker Simmons.

By unanimous consent, on request of Starr, rules suspended to dispense with further proceedings under the Call of the House.

SB 107 (A-Engrossed) – On passage of the bill the vote was: Yeas, 36; Nays, 23 – Bates, Beck, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, Lee, Leonard, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth, Witt; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

HB 2007 (B-Engrossed) – Witt moved House concur in Senate amendments and repass bill as amended by the Senate. Motion failed, the vote being: Yeas, 29; Nays, 28 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Lee, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth, Zauner; Absent, 1 – Backlund; Excused for business of the House, 2 – Schrader, Westlund. Motion failed.

HB 2082 (B-Engrossed) – Kruse moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 55; Nays, 1 – Close; Absent, 2 – Backlund, Tomei; Excused for business of the House, 2 – Schrader, Westlund. Bill repassed.

House recessed for 10 minutes on motion of Gardner.

House reconvened at 2:45 p.m. Speaker Pro Tempore in Chair. All present except: Absent, 5 – Gardner, Krummel, Merkley, Wirth, Witt; Excused for business of the House, 5 – Hill, Kafoury, Lowe, Schrader, Westlund.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

SB 5509, 5528, 5547, 38 – Message from the Senate announcing passage.

HB 3633 – Message from the Senate announcing passage as amended by the Senate.

SB 173 – Message from the Senate announcing concurrence in House amendments and repassage.

SB 470 – Message from the Senate announcing Senate refused to concur in House amendments. Senators Atkinson, Shields and Messerle appointed Senate conferees.

HB 2744 – Message from the Senate announcing adoption of Conference Committee Report and repassage.

HB 3981 – Message from the Senate announcing Senators Messerle, Ferrioli and Deckert appointed Senate conferees.

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

SB 5509, 5528, 5547, 38 – Read first time and passed to Speaker's desk for referral.

SB 5509, 5528, 5547 – Referred from Speaker's desk to the Committee on Ways and Means.

HB 2092 (B-Engrossed) – Williams 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, 7 – Dingfelder, Morrisette, Nolan, Ringo, Shetterly, Smith, P., Walker, V.; Absent, 1 – Kropf; Excused for business of the House, 11 – Devlin, Doyle, Garrard, Hill, Kafoury, Lowe, Schrader, Starr, Walker, C., Westlund, Wilson. Bill repassed.

HB 2513 (B-Engrossed) – Patridge 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, 1 – Witt; Excused for business of the House, 11 – Devlin, Doyle, Gardner, Garrard, Hill, Kafoury, Schrader, Starr, Walker, C., Westlund, Wilson. Bill repassed.

HB 2976 (B-Engrossed) – Close moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 37; Nays, 9 – Barnhart, Beck, Dingfelder, Leonard, Monnes Anderson, Morrisette, Ringo, Tomei, Wirth; Excused for business of the House, 14 – Devlin, Doyle, Gardner, Garrard, Hill, Kafoury, Lowe, March, Schrader, Starr, Verger, Walker, C., Westlund, Wilson. Bill repassed.

HB 2981 (C-Engrossed) – Close moved House concur in Senate amendments and repass bill as amended by the Senate.

Call of the House demanded by Close, joined by Butler, Minnis, Smith, G., Smith, P. and Backlund. All present.

HB 2981 (C-Engrossed) – On repassage of the bill the vote was: Yeas, 40; Nays, 20 – Ackerman, Barnhart, Bates, Beck, Dingfelder, Gardner, Hansen, Hass, Kafoury, Leonard, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Walker, V., Wirth. Bill repassed.

HB 3344 (B-Engrossed) – Close moved House concur in Senate amendments and repass bill as amended by the Senate.

Call of the House demanded by Morgan, joined by Butler, Nelson, Smith, P., Jenson and Smith, G. All present.

HB 3344 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 33; Nays, 27 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hill,

Hopson, Johnson, Kafoury, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Shetterly, Tomei, Walker, V., Williams, Wirth. Bill repassed.

HB 3441 (C-Engrossed) – Knopp moved House concur in Senate amendments and repass bill as amended by the Senate.

Call of the House demanded by Knopp, joined by Smith, P., Witt, Butler, Nelson and Starr. All present.

HB 3441 (C-Engrossed) – On repassage of the bill the vote was: Yeas, 38; Nays, 22 – Barnhart, Beck, Devlin, Dingfelder, Gardner, Hansen, Hopson, Kafoury, King, Leonard, Lowe, March, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Wirth. Bill repassed.

HB 3912 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 53; Nays, 2 – Dingfelder, Schrader; Excused for business of the House, 5 – Devlin, Doyle, Gardner, Lowe, Wilson. Bill repassed.

HB 3946 – Read second time and passed to third reading.

HB 2933 (A-Engrossed) – Read third time. Carried by March. On passage of the bill the vote was: Yeas, 39; Nays, 16 – Backlund, Brown, Butler, Close, Hayden, Krummel, Kruse, Morgan, Nelson, Smith, G., Smith, P., Smith, T., Starr, Walker, C., Witt, Zauner; Excused for business of the House, 5 – Doyle, Lowe, Williams, Wilson, Speaker Simmons.

HB 3882 – By unanimous consent, on request of Chair, rules suspended and bill remaining on today's Third Reading of House Bills carried over and placed in its proper order on Monday's, June 25, 2001 Calendar.

SB 5536, 492, 512, 665 – Read second time and passed to third reading.

SB 397, 914 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Monday's, June 25, 2001 Calendar.

HB 2007 (B-Engrossed) – Zauner served notice of possible reconsideration.

HB 3981 – Speaker appointed Jenson, Chair; King and Kropf House conferees.

SB 227 – Speaker appointed Williams, Ringo and Shetterly House conferees.

Message from Secretary of State, in compliance with Enrolled SB 215 and House Rule 19.20, announcing campaign contribution received during Seventy-first Regular Session, filed on June 12, 2001 by Sal Esquivel, candidate for office of State Representative, District 50.

Message from Secretary of State, in compliance with Enrolled SB 215 and House Rule 19.20, announcing campaign contribution received during Seventy-first Regular Session, filed on June 14, 2001 by Pat Mobley, candidate for office of State Representative, District 12.

HB 2001 – Speaker signed.

SB 415, 500 – Speaker signed.

SB 63, 243, 365, 423, 740, 765, 769 – Speaker signed.

HB 2168, 2272, 2348, 2503, 2686, 2804, 2848, 2949, 2993, 3068, 3155, 3336, 3424, 3642, 3857, 3980, SB 5545, 81, 133, 144, 166, 188, 290, 419, 437, 482, 519, 657, 660, 667, 684, 747, SJR 31 – Speaker signed.

House adjourned until 11:30 a.m., Monday, June 25, 2001 on motion of Jenson.

Monday, June 25, 2001 – Morning Session

House convened at 11:30 a.m. Speaker in Chair. All present except: Absent, 24 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth; Excused, 1 – Monnes Anderson; Excused for business of the House, 1 – Schrader.

Opening Ceremony presented by Representative Tom Butler, District 60, Ontario.

Call of the House demanded by Minnis, joined by Zauner, Witt, Smith, T., Butler and Starr. All present except: Absent (subject to Call), 24 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth; Excused (not subject to Call), 1 – Monnes Anderson.

By implied consent, further proceedings under the Call of the House dispensed.

Having not recorded the necessary 40 members present to meet constitutional quorum requirement, the House proceeded to adjournment.

In compliance with Article IV, Section 12, “two-thirds of each house shall constitute a quorum to do business, but a smaller number may ... adjourn from day to day.”

House adjourned until 1:00 p.m., Tuesday, June 26, 2001 on motion of Jenson.

Tuesday, June 26, 2001 – Afternoon Session

House convened at 1:00 p.m. Speaker in Chair. All present except: Absent, 24 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth; Excused, 1 – Monnes Anderson.

Moment of silence observed.

Hill moved that Members of the House of Representatives who have failed to answer the roll call be compelled to attend to their Constitutional duties pursuant to Article 4, Section 12 of the Oregon Constitution, and that the

absent Members' names be entered in the Journal. Motion carried, the vote being: Yeas, 32; Nays, 2 – Gardner, Schrader; Absent, 24 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth; Excused, 1 – Monnes Anderson; Excused for business of the House, 1 – Carlson. Motion adopted.

Members failing to answer roll call: Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth.

Having not recorded the necessary 40 members present to meet constitutional quorum requirement, the House proceeded to adjournment.

In compliance with Article IV, Section 12, “two-thirds of each house shall constitute a quorum to do business, but a smaller number may ... adjourn from day to day.”

House adjourned until 2:00 p.m., Wednesday, June 27, 2001 on motion of Jenson.

Wednesday, June 27, 2001 – Afternoon Session

House convened at 2:00 p.m. Speaker in Chair. All present except: Absent, 25 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Lee, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth; Excused, 1 – Monnes Anderson.

Moment of silence observed.

Hill moved that Members of the House of Representatives who have failed to answer the roll call and obey motion adopted Tuesday, June 26, 2001 to compel attendance, pursuant to Article 4, Section 12 of the Oregon Constitution, have their names entered in the Journal. Motion carried, the vote being: Yeas, 32; Nays, 2 – Gardner, Schrader; Absent, 25 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Lee, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth; Excused, 1 – Monnes Anderson. Motion adopted.

Members failing to answer roll call: Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Lee, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth.

Hill moved that the Speaker be directed to issue a summons to all members who fail to answer the opening roll call on Thursday, June 28, 2001. Motion carried, the vote being: Yeas, 31; Nays, 2 – Gardner, Schrader; Absent, 26 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Lee, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo,

Rosenbaum, Tomei, Verger, Walker, V., Wirth, Witt; Excused, 1 – Monnes Anderson. Motion adopted.

Having not recorded the necessary 40 members present to meet constitutional quorum requirement, the House proceeded to adjournment.

In compliance with Article IV, Section 12, “two-thirds of each house shall constitute a quorum to do business, but a smaller number may ... adjourn from day to day.”

House adjourned until 9:00 a.m., Thursday, June 28, 2001 on motion of Jenson.

Thursday, June 28, 2001 – Morning Session

House convened at 9:00 a.m. Speaker in Chair. All present except: Absent, 24 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth; Excused, 1 – Monnes Anderson.

Moment of silence observed.

Minnis moved that Members of the House of Representatives who have failed to answer the roll call and obey motion adopted Tuesday, June 26, 2001 to compel attendance, pursuant to Article 4, Section 12 of the Oregon Constitution, have their names entered in the Journal. Motion carried, the vote being: Yeas, 32; Nays, 2 – Gardner, Schrader; Absent, 25 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Lee, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth; Excused, 1 – Monnes Anderson. Motion adopted.

Members failing to answer roll call: Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth.

In compliance with motion adopted Wednesday, June 27, 2001, Speaker issued summons compelling the attendance of the absent members: Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Tomei, Verger, Walker, V., Wirth.

House stood at ease until 5 p.m.

House called to order.

Having not recorded the necessary 40 members present to meet constitutional quorum requirement, the House proceeded to adjournment.

In compliance with Article IV, Section 12, “two-thirds of each house shall constitute a quorum to do business, but a smaller number may ... adjourn from day to day.”

House adjourned until 9 a.m., Friday, June 29, 2001 by order of the Speaker.

Friday, June 29, 2001 – Morning Session

House convened at 9:00 a.m. Speaker in Chair. All present except: Absent, 24 – Ackerman, Barnhart, Beck, Devlin, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Lee, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth; Excused, 4 – Backlund, Bates, Monnes Anderson, Smith, P.; Excused for business of the House, 1 – Kruse.

Moment of silence observed.

Patridge moved that Members of the House of Representatives who have failed to answer the roll call and obey motion adopted Tuesday, June 26, 2001 to compel attendance, pursuant to Article 4, Section 12 of the Oregon Constitution, have their names entered in the Journal. Motion carried, the vote being: Yeas, 30; Nays, 2 – Gardner, Schrader; Absent, 24 – Ackerman, Barnhart, Beck, Devlin, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Lee, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth; Excused, 3 – Bates, Monnes Anderson, Smith, P.; Excused for business of the House, 1 – Westlund. Motion adopted.

Members failing to answer roll call: Ackerman, Barnhart, Beck, Devlin, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Lee, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth.

Having not recorded the necessary 40 members present to meet constitutional quorum requirement, the House proceeded to adjournment.

In compliance with Article IV, Section 12, “two-thirds of each house shall constitute a quorum to do business, but a smaller number may ... adjourn from day to day.”

House adjourned until 10:00 a.m., Saturday, June 30, 2001 on motion of Jenson.

Saturday, June 30, 2001 – Morning Session

House convened at 10:00 a.m. Speaker in Chair. All present except: Excused, 2 – Bates, Hayden.

Opening Ceremony presented by Gary Wilhelms, Portland.

HB 2052, 2145, 2206, 2353, 3620, 3744, 5001, 5012, 2614 – Message from the Governor announcing he signed on June 21, 2001.

HB 2112, 2121, 2123, 2175, 2235, 2270, 2361, 2381, 2433, 2502, 2555, 2617, 2668, 2729, 2763, 2781, 2817, 2841, 2869, 2947, 2964, 2972, 2978, 2988, 3099, 3111, 3119, 3147, 3156, 3313, 3355, 3366, 3411, 3448, 3502, 3550, 3586, 3596, 3613, 3662, 3669, 3769, 3915, 3975, 5041, 5047 – Message from the Governor announcing he signed on June 22, 2001.

HB 3358 – Message from the Governor announcing he signed on June 25, 2001.

HB 2084, 2204, 2387, 2413, 2562, 2800, 2818, 2906, 3059, 3171, 3386, 3661 – Message from the Governor announcing he signed on June 26, 2001.

HB 2460, 3403, 3429, 3647, 2243, 2352, 2611, 2627, 2950, 3172, 3268, 3339, 3350, 3373, 3536, 5008 – Message from the Governor announcing he signed on June 26, 2001.

HB 2351, 2536, 2891, 3056, 3391, 3556, 3909 – Message from the Governor announcing he signed on June 27, 2001.

HB 2001 – Message from the Governor announcing he vetoed on June 28, 2001.

June 28, 2001

The Honorable Mark Simmons
Speaker of the House
H-269, State Capitol
Salem, OR 97301

Dear Speaker Simmons:

I am returning herewith enrolled HB 2001, unsigned and disapproved.

Throughout session, I have maintained that I would approve a redistricting plan that had broad support from both the membership and the leadership of this Legislative Assembly. Early in session, there were encouraging signs that all interested parties were working together on the legislative redistricting plan. However, the lack of process and public input and the stark partisan vote on HB 2001 highlight its shortcomings.

I have little doubt that any redistricting plan will go through rigorous legal analysis. With due regard to the Oregon Constitution, the statutes and the voluminous case law surrounding this issue, the core purpose of redistricting should not be forgotten. Redistricting should serve Oregonians by providing representation that truly reflects the nature of our people and our communities. For example, the statutes and our courts direct that communities should not be divided, unless absolutely necessary. The strict adherence in this plan to zero population deviation – an attempt to create districts that have the same numerical population – forces its drafters to unnecessarily divide city boundaries and to divide ethnic and community populations and disregard the other criteria in the statute and in case law.

HB 2001 is will out of line with the statutory requirements set forth in ORS 188.010. With the exception of the requirements in that statute that districts be of equal population and that two House of Representative districts shall be wholly included within a single state senatorial district, it appears that there are valid questions about each of the other requirements in ORS 188.010. For example, ORS 188.010(1)(c-d) mandates that districts shall “utilize existing geographic or political boundaries” and “not divide communities of interest.” Yet, in several cases, this plan unnecessarily divides city and county boundaries and creates tremendous shifts in population and representation.

It is clear after reviewing the record of testimony and the many letters my office has received regarding the bill, there is a wide gap between the public input received by the committees working on this plan and the product that was incorporated into HB 2001 hours before it was voted out of the House Rules Committee.

For example, there was overwhelming testimony that Astoria and the Columbia River communities upriver share much in common and that the “river district” should be preserved as much as possible, as this was clearly a community of interest. Yet, this plan violates the public input, unnecessarily alters the boundaries of the current river district and realigns the district north and south along the coast and not east and west along the river.

In addition, there was a great deal of testimony received from the residents of West Linn, Lake Oswego, Bend, Tualatin, Coos Bay

and other communities that hoped to be wholly contained in a single House district. And yet, in each of these cases, the cities are inexplicably divided.

The division of Bend is particularly perplexing. Deschutes County has experienced the most rapid growth of any county in Oregon since redistricting in 1991. Based on this, it is obvious that new lines need to be drawn for the core Deschutes County House Districts – 54 and 55. The City of Bend has grown to 52,029, very close to the target House district population of 57,023. And yet HB 2001 ignores the overwhelming public testimony and written letters seeking to accomplish what common sense would dictate – create a Bend district that puts the entire city in one House district and make up the difference with 5,000 citizens that live just beyond the city limits. Instead, the city is divided so that one-third of the population is in House District 55, and two-thirds of the population is in House District 54.

ORS 188.010(3) also requires that “No district shall be drawn for the purpose of diluting the voting strength of any language or ethnic minority group.” At least two examples of dilution appear to violate this provision. First, a district in Hillsboro reduces the Hispanic population from 26% to 19%. In addition, the Hispanic population in two Salem districts – 32 and 33 – is divided in such a way that each district has roughly 11,000. Considering that the Hispanic population in Oregon has grown at a rate of over 100% – from 4% to 8% – over the last decade, it is clear that Hispanic representation should be enhanced by whatever plan is finally approved, not diminished. The pattern of dilution evidenced in HB 2001 will and should subject this plan to close scrutiny under both ORS 188.010 and the Voting Rights Act.

I trust that as the Secretary of State works through the process of drawing new districts, he will pay heed to the statutory requirements and the volume of public testimony received by the House and Senate Rules Committees during the length of session. I have full confidence that the Secretary of State, in accord with the Constitution, the statutes and the will of Oregonians, will draw a fair and sustainable redistricting plan. For the sake of our Legislative Assembly and the people we represent, this should be handled as expeditiously and as impartially as is possible.

Sincerely,
John A. Kitzhaber, M.D.
Governor

HB 2184, 2272, 2348, 2980, 2993, 3068, 3336, 3642, 3857 – Message from the Governor announcing he signed on June 28, 2001.

HB 2139, 2142 – Message from the Governor announcing he signed on June 28, 2001.

HB 2949, 2370, 2660, 2676, 2756, 2804, 2848, 2899, 3155, 3187, 3619, 3783, 3788, 3835, 5049 – Message from the Governor announcing he signed on June 28, 2001.

SB 415, 5545, 747, 684, 667, 660, 657, 519, 482, 437, 419, 290, 188, 166, 144, 133, 81, 63, SJR 31, HB 3909, 3835, 3783, 3619, 3556, 3479, 3429, 3363, 3187, 2980, 2891, 2867, 2800, 2756, 2370, 2261, 2142 – Message from the Senate announcing President signed on June 21, 2001.

SB 500 – Message from the Senate announcing President signed on June 22, 2001.

HB 2001 – Message from the Senate announcing President signed on June 22, 2001.

SB 769, 765, 740, 423, 365, 243 – Message from the Senate announcing President signed on June 22, 2001.

HB 2184, 2536 – Message from the Senate announcing President signed on June 22, 2001.

SB 593, 966, HB 5015, 2150, 2200, 2883, 3759, 3956, 3996, 2264 – Message from the Senate announcing passage.

HB 2213, 2322, 5036 – Message from the Senate announcing passage as amended by the Senate.

SB 260, 690 – Message from the Senate announcing President signed on June 25, 2001.

SB 5529, 5549, 975, 5556, 466, 5555, 722, 5510, HB 2162, 5032, 2286, 2420, 3530, 3808, 3815 – Message from the Senate announcing passage.

HJR 56 – Message from the Senate announcing adoption.

HB 3009, 3637 – Message from the Senate announcing passage as amended by the Senate.

HJR 19 – Message from the Senate announcing adoption as amended by the Senate.

SB 5538, 383 – Message from the Senate announcing concurrence in House amendments and repassage.

HB 3395 – Message from the Senate announcing adoption of Conference Committee Report and repassage.

HB 2168, 2272, 2348, 2503, 2686, 2804, 2848, 2949, 2993, 3068, 3155, 3336, 3424, 3642, 3857, 3980 – Message from the Senate announcing President signed on June 26, 2001.

SB 960, 889, 374 – Message from the Senate announcing President signed on June 27, 2001.

HB 2208, 2239, 2268, 2139, 2440, 2912, 2990, 3094, 3326, 3357, 3410, 3418, 3564, 3611, 3641, 3673, 3680, 3782, 3804, 3962, 5048, 5049, HCR 10 – Message from the Senate announcing President signed on June 27, 2001.

HB 3770, 3788 – Message from the Senate announcing President signed on June 27, 2001.

SB 5504, 5525, 5546, 832, 101, 102, 370, 821 – Message from the Senate announcing passage.

HB 2516, 2459, 3002, 3684, 3057, 2014 – Message from the Senate announcing passage as amended by the Senate.

HJR 65 – Message from the Senate announcing adoption as amended by the Senate.

SB 644 – Message from the Senate announcing adoption of Conference Committee Report and repassage.

SB 107, 173 – Message from the Senate announcing President signed on June 27, 2001.

SB 50, 945, 946, HB 2196, SB 5513, 472, 495, 973, HB 3810, SB 5553 – Message from the Senate announcing passage.

HB 3593, 3105, 3925, 2355, 3839, 3353 – Message from the Senate announcing passage as amended by the Senate.

HJR 45 – Message from the Senate announcing adoption as amended by the Senate.

HB 2150, 3686, 5015 – Message from the Senate announcing President signed on June 28, 2001.

SB 5512, 5524, 5517, 5519, 5520, 5530, 595 – Message from the Senate announcing passage.

HCR 13 – Referred from Speaker's desk to Committee on Rules, Redistricting and Public Affairs.

HB 2256 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2294 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2450 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2550 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 2598 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3075 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3212 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3399 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3905 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3951 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3997 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SB 5509 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5528 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5547 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 14 (B-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SB 15 (B-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SB 67 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SB 67 (A-Engrossed) – Report by Minority of Committee on Rules, Redistricting and Public Affairs, signed by March and Gardner, recommending passage with amendments and be printed engrossed.

SB 293 (B-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

SB 620 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

SB 827 (B-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

SB 956 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

HB 2137 (B-Engrossed) – Report by Conference Committee, signed by Representatives Starr, Verger and Zauner and Senators Duncan, Metsger and Messerle, recommending that the House concur in the Senate amendments dated May 15, 2001 and the bill be further amended and repassed.

HB 5029 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2626 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2713 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3289 – Report by Committee on Ways and Means recommending passage.

HB 3557 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3877 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments, be printed engrossed and be referred to Committee on Ways and Means. Bill referred to Committee on Ways and Means by order of the Speaker.

HB 3941 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3948 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SB 457 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SB 933 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments, be printed engrossed and subsequent referral to Committee on School Funding and Tax Fairness/Revenue be rescinded. Subsequent referral to Committee on School Funding and Tax Fairness/Revenue rescinded by order of the Speaker.

HB 2727 (A-Engrossed) – Report by Conference Committee, signed by Representatives Simmons, Chair; Hill and Schrader and Senators Courtney, Duncan and Nelson, recommending that the House concur in the Senate amendments dated April 11, 2001 and the bill be further amended and repassed.

HB 5043 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5052 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2664 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2801 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3035 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 3444 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

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

SB 5504, 5510, 5512, 5513, 5517, 5519, 5520, 5524, 5525, 5529, 5530, 5546, 5549, 5553, 5555, 5556, 50, 101, 102, 370, 466, 472, 495, 593, 595, 722, 821, 832, 945, 946, 966, 973, 975 – Read first time and passed to Speaker's desk for referral.

SB 5504, 5510, 5512, 5513, 5517, 5519, 5520, 5524, 5525, 5529, 5530, 5546, 5549, 5553, 5555, 5556, 38, 50, 101, 102, 370, 466, 472, 495, 593, 595, 722, 817, 821, 832, 921, 945, 946, 966, 973, 975, 977 – Referred from Speaker's desk to the following committees: 38, 977 – Rules, Redistricting and Public Affairs; 50, 101, 102, 370, 466, 472, 495, 593, 595, 722, 817, 821, 832, 921, 945, 946, 966, 973, 975, 5504, 5510, 5512, 5513, 5517, 5519, 5520, 5524, 5525, 5529, 5530, 5546, 5549, 5553, 5555, 5556 – Ways and Means.

SB 5556 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 2335 (B-Engrossed) – Williams 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 – Bates, Hayden. Bill repassed.

HB 2429 (B-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 57; Nays, 1 – Barnhart; Excused, 2 – Bates, Hayden. Bill repassed.

Barnhart requested the following explanation of his vote be entered in the Journal:

“Civil forfeiture is a very complex issue. Upon further study and reflection, I realize I could support HB 2429.”

HB 2584 (B-Engrossed) – Wilson 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 – Bates, Hayden. Bill repassed.

HB 3917 (B-Engrossed) – Wilson moved House not concur in Senate amendments and a Conference Committee be appointed. Motion carried on viva voce vote. Conference Committee to be appointed.

HB 2213, 2355, 2459, 2516, 3009, 3057, 3353, 3684, 3839, HJR 19, 45, 65 – By unanimous consent, on request of Speaker, rules suspended to permit consideration of Senate amendments immediately.

HB 2213 (A-Engrossed) – Devlin 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 – Bates, Hayden. Bill repassed.

HB 2355 (C-Engrossed) – Williams 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 – Bates, Hayden. Bill repassed.

HB 2459 (B-Engrossed) – Devlin moved House concur in Senate amendments and repass bill as amended by the Senate.

Potential conflict of interest declared by Hopson.

Potential conflict of interest declared by Krummel.

HB 2459 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 53; Nays, 2 – Close, Jenson; Absent, 1 – Schrader; Excused, 2 – Bates, Hayden; Excused for business of the House, 2 – Gardner, Williams. Bill repassed.

HB 2516 (B-Engrossed) – Kruse moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 56; Absent, 1 – Schrader; Excused, 2 – Bates, Hayden; Excused for business of the House, 1 – Williams. Bill repassed.

HB 3009 (B-Engrossed) – Witt 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, 4 – Close, Kropf, Kruse, Wilson; Absent, 1 – Schrader; Excused,

2 – Bates, Hayden; Excused for business of the House, 1 – Williams. Bill repassed.

HB 3057 (A-Engrossed) – Shetterly moved House not concur in Senate amendments and a Conference Committee be appointed. Motion carried on viva voce vote. Conference Committee to be appointed.

HB 3353 (B-Engrossed) – Kruse 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, 1 – Monnes Anderson; Excused, 2 – Bates, Hayden; Excused for business of the House, 1 – Williams. Bill repassed.

HB 3684 (B-Engrossed) – March moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 56; Excused, 2 – Bates, Hayden; Excused for business of the House, 2 – Schrader, Williams. Bill repassed.

HB 3839 (B-Engrossed) – Hill moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 55; Absent, 1 – Witt; Excused, 2 – Bates, Hayden; Excused for business of the House, 2 – Schrader, Williams. Bill repassed.

HJR 19 (A-Engrossed) – Devlin moved House not concur in Senate amendments and a Conference Committee be appointed. Motion carried on viva voce vote. Conference Committee to be appointed.

HJR 45 (B-Engrossed) – Shetterly moved House concur in Senate amendments and readopt resolution as amended by the Senate. On re adoption of the resolution the vote was: Yeas, 56; Excused, 2 – Bates, Hayden; Excused for business of the House, 2 – Schrader, Williams. Resolution readopted.

HJR 65 (B-Engrossed) – Kruse moved House concur in Senate amendments and readopt resolution as amended by the Senate. On re adoption of the resolution the vote was: Yeas, 56; Excused, 2 – Bates, Hayden; Excused for business of the House, 2 – Schrader, Williams. Resolution readopted.

HB 2007 (B-Engrossed) – Pursuant to notice given June 22, 2001, Zauner moved House reconsider the vote by which it failed to concur in Senate amendments and repass bill. Motion carried, the vote being: Yeas, 49; Nays, 7 – Barnhart, Doyle, Hass, March, Merkley, Monnes Anderson, Morrisette; Excused, 2 – Bates, Hayden; Excused for business of the House, 2 – Schrader, Williams. Vote reconsidered.

In compliance with Mason’s Manual of Legislative Procedure, Section 468, subsection 3, the question immediately recurs on adoption of Senate amendments and repassage of bill.

HB 2007 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 49; Nays, 6 – Dingfelder, Hass, Merkley, Monnes Anderson, Ringo, Tomei; Excused, 2 – Bates, Hayden; Excused for business of the House, 3 – Schrader, Westlund, Williams. Bill repassed.

HB 2137, SB 644 – By unanimous consent, on request of Speaker, rules suspended to permit consideration of Conference Committee Reports immediately.

HB 2137 (B-Engrossed) – Starr moved Conference Committee Report be adopted. Motion carried on viva voce vote. Conference Committee Report adopted.

HB 2137 (B-Engrossed) – Starr moved bill be repassed. On repassage of the bill the vote was: Yeas, 54; Nays, 1 – Krummel; Excused, 2 – Bates, Hayden; Excused for business of the House, 3 – Gardner, Schrader, Williams. Bill repassed.

SB 644 (B-Engrossed) – Jenson moved Conference Committee Report be adopted. Motion carried on viva voce vote. Conference Committee Report adopted.

SB 644 (B-Engrossed) – Jenson moved bill be repassed. On repassage of the bill the vote was: Yeas, 56; Excused, 2 – Bates, Hayden; Excused for business of the House, 2 – Schrader, Williams. Bill repassed.

SB 439 – By unanimous consent, on request of Speaker, rules suspended and consideration of Committee and Minority Reports taken from today's calendar and placed in their proper order on Sunday's, July 1, 2001 Calendar.

HB 5051, 2002, 2180, 2298, 2862, 2923, 3045, 3330, 3334, 4001 – Read second time and passed to third reading.

HB 5029, 2256, 2294, 2450, 2550, 2598, 2626, 2713, 3075, 3212, 3289, 3399, 3557, 3905, 3941, 3948, 3951, 3997, 4000 – By unanimous consent, on request of Speaker, rules suspended to permit second reading immediately.

HB 5029, 2256, 2294, 2450, 2550, 2598, 2626, 2713, 3075, 3212, 3289, 3399, 3557, 3905, 3941, 3948, 3951, 3997, 4000 – Read second time and passed to third reading.

HB 4001 – By unanimous consent, on request of Speaker, rules suspended to permit third reading and final consideration immediately.

HB 4001 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Bates, Hayden; Excused for business of the House, 2 – Schrader, Williams. Bill passed.

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

SB 479, 872 – By unanimous consent, on request of Speaker, rules suspended to permit second reading immediately.

SB 479, 872 – Read second time and passed to third reading.

SB 872 – By unanimous consent, on request of Speaker, rules suspended to permit third reading and final consideration immediately.

SB 872 – Read third time under Consent Calendar. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Bates, Hayden; Excused for business of the House, 2 – Schrader, Williams. Bill passed.

HB 3882 (A-Engrossed) – Read third time. Carried by Johnson. On passage of the bill the vote was: Yeas, 56;

Excused, 2 – Bates, Hayden; Excused for business of the House, 2 – Schrader, Williams. Bill passed.

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

SB 479 – By unanimous consent, on request of Speaker, rules suspended to permit third reading and final consideration immediately.

SB 479 (B-Engrossed) – Read third time. Hill moved bill be rereferred to Committee on Advancing E-Government. Motion carried on viva voce vote. Bill rereferred.

HB 3742 – By unanimous consent, on request of Speaker, rules suspended and bill taken from today's Third Reading of House Bills and placed in its proper order on Sunday's, July 1, 2001 Calendar.

HB 3946 (A-Engrossed) – Read third time. Carried by Starr, Johnson. On passage of the bill the vote was: Yeas, 53; Nays, 2 – Close, Kruse; Excused, 2 – Bates, Hayden; Excused for business of the House, 3 – Minnis, Schrader, Williams. Bill passed.

HB 2002, 2180, 2256, 2298, 2862, 3045, 3075, 3289, 3330, 3399, 3905 – By unanimous consent, on request of Speaker, rules suspended to permit third reading and final consideration immediately.

HB 2002 (B-Engrossed) – Read third time. Carried by Johnson. On passage of the bill the vote was: Yeas, 55; Excused, 2 – Bates, Hayden; Excused for business of the House, 3 – Minnis, Schrader, Williams. Bill passed.

Courtesies of House and floor were extended to Monroe Sweetland, former Representative from District 7.

HB 2180 (B-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 55; Excused, 2 – Bates, Hayden; Excused for business of the House, 3 – Minnis, Schrader, Williams. Bill passed.

HB 2256 (B-Engrossed) – Read third time. Carried by Winters.

Potential conflict of interest declared by Winters.

HB 2256 (B-Engrossed) – On passage of the bill the vote was: Yeas, 48; Nays, 6 – Ackerman, Close, Knopp, March, Smith, G., Smith, P.; Excused, 2 – Bates, Hayden; Excused for business of the House, 4 – Gardner, Minnis, Schrader, Williams. Bill passed.

HB 2298 (B-Engrossed) – Read third time. Winters moved bill be rereferred to Committee on Ways and Means. Motion carried on viva voce vote. Bill rereferred.

HB 2862 (B-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 54; Excused, 2 – Bates, Hayden; Excused for business of the House, 4 – Gardner, Minnis, Schrader, Williams. Bill passed.

HB 3045 (A-Engrossed) – Read third time. Carried by Devlin. On passage of the bill the vote was: Yeas, 57;

Excused, 2 – Bates, Hayden; Excused for business of the House, 1 – Minnis. Bill passed.

HB 3075 (A-Engrossed) – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Bates, Hayden. Bill passed.

HB 3289 – Read third time. Carried by Smith, T. On passage of the bill the vote was: Yeas, 57; Absent, 1 – Witt; Excused, 2 – Bates, Hayden. Bill passed.

HB 3330 (B-Engrossed) – Read third time. Carried by Knopp. On passage of the bill the vote was: Yeas, 57; Absent, 1 – Close; Excused, 2 – Bates, Hayden. Bill passed.

House recessed until 1:30 p.m. on motion of Jenson.

Saturday, June 30, 2001 – Afternoon Session

House reconvened at 1:30 p.m. Speaker Pro Tempore in Chair. All present except: Excused, 2 – Bates, Hayden; Excused for business of the House, 10 – Devlin, Doyle, Gardner, Garrard, Lowe, March, Starr, Verger, Walker, C., Wilson.

Having recessed under the order of business of Third Reading of House Bills, the House continued under that order of business.

HB 3399 (A-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 47; Nays, 1 – Witt; Excused, 2 – Bates, Hayden; Excused for business of the House, 10 – Devlin, Doyle, Gardner, Garrard, Lowe, March, Starr, Verger, Walker, C., Wilson. Bill passed.

By unanimous consent, on request of Chair, rules suspended to temporarily return to the order of business of Special Orders of Business.

SB 5556 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

SB 5556 – Read second time and passed to third reading.

SB 5556 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 5556 (A-Engrossed) – Read third time as a Special Order of Business. Carried by Westlund. On passage of the bill the vote was: Yeas, 49; Excused, 2 – Bates, Hayden; Excused for business of the House, 9 – Devlin, Doyle, Gardner, Garrard, March, Starr, Verger, Walker, C., Wilson. Bill passed.

HB 3905 (B-Engrossed) – Read third time. Carried by Johnson. On passage of the bill the vote was: Yeas, 49; Excused, 2 – Bates, Hayden; Excused for business of the House, 9 – Devlin, Doyle, Gardner, Garrard, March, Starr, Verger, Walker, C., Wilson. Bill passed.

SB 41, 485, 885 – Read second time and passed to third reading.

SB 5509, 5528, 5547, 14, 15, 457, 620, 763, 827, 933, 956 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

SB 5509, 5528, 5547, 14, 15, 457, 620, 763, 827, 933, 956 – Read second time and passed to third reading.

SB 5504 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5512 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5513 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5517 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5519 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5520 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5525 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5529 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5530 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5546 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5549 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5555 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 466 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 472 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 722 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 817 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 821 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 832 (C-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 921 – Report by Committee on Ways and Means recommending passage.

SB 397 – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 48; Nays, 1 – Kropf; Excused, 2 – Bates, Hayden; Excused for business of the House, 9 –

Devlin, Doyle, Gardner, Garrard, March, Starr, Verger, Walker, C., Wilson. Bill passed.

SB 914, 5536 – By unanimous consent, on request of Chair, rules suspended and bills taken from today's Third Reading of Senate Bills and placed in their proper order on Sunday's, July 1, 2001 Calendar.

SB 492 – By unanimous consent, on request of Chair, rules suspended and bill placed at the bottom of today's first Third Reading Calendar.

SB 512 (B-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 48; Nays, 1 – Schrader; Excused, 2 – Bates, Hayden; Excused for business of the House, 9 – Devlin, Doyle, Gardner, Garrard, March, Starr, Verger, Walker, C., Wilson. Bill passed.

SB 665 (A-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 41; Nays, 7 – Butler, Hansen, Hill, Hopson, Kafoury, Nolan, Schrader; Excused, 2 – Bates, Hayden; Excused for business of the House, 10 – Devlin, Doyle, Gardner, Garrard, March, Morgan, Starr, Verger, Walker, C., Wilson. Bill passed.

SB 5509, 5528, 5547, 14, 15, 41, 620, 763, 827, 933, 956 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 5509 (A-Engrossed) – Read third time. Carried by Hansen. On passage of the bill the vote was: Yeas, 43; Nays, 4 – Kropf, Nelson, Witt, Zauner; Absent, 1 – Kafoury; Excused, 2 – Bates, Hayden; Excused for business of the House, 10 – Devlin, Doyle, Gardner, Garrard, March, Starr, Verger, Walker, C., Wilson, Speaker Simmons. Bill passed.

SB 5528 (A-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 47; Nays, 1 – Close; Excused, 2 – Bates, Hayden; Excused for business of the House, 10 – Devlin, Doyle, Gardner, Garrard, March, Starr, Verger, Walker, C., Wilson, Speaker Simmons. Bill passed.

SB 5547 (A-Engrossed) – Read third time. Carried by Ringo. On passage of the bill the vote was: Yeas, 36; Nays, 11 – Butler, Close, Jenson, Knopp, Krieger, Kropf, Kruse, Monnes Anderson, Schrader, Winters, Zauner; Excused, 2 – Bates, Hayden; Excused for business of the House, 11 – Carlson, Devlin, Doyle, Gardner, Garrard, March, Starr, Verger, Walker, C., Wilson, Speaker Simmons. Bill passed.

SB 14 (C-Engrossed) – Read third time. Carried by Hill. On passage of the bill the vote was: Yeas, 45; Nays, 1 – Nolan; Excused, 2 – Bates, Hayden; Excused for business of the House, 12 – Carlson, Devlin, Doyle, Gardner, Garrard, Kruse, March, Starr, Verger, Walker, C., Wilson, Speaker Simmons. Bill passed.

SB 15 (C-Engrossed) – Read third time. Carried by Hill. On passage of the bill the vote was: Yeas, 46; Excused, 2 – Bates, Hayden; Excused for business of the House, 12 – Carlson, Devlin, Doyle, Gardner, Garrard, Kruse, March, Starr, Verger, Walker, C., Wilson, Speaker Simmons. Bill passed.

SB 41, 620 – By unanimous consent, on request of Chair, rules suspended and bills placed at the bottom of today's Third Reading Calendar.

SB 763 (A-Engrossed) – Read third time. Carried by Hass. On passage of the bill the vote was: Yeas, 37; Nays, 14 – Backlund, Brown, Butler, Close, Jenson, Johnson, Knopp, Kruse, Nelson, Smith, G., Smith, P., Smith, T., Witt, Zauner; Excused, 2 – Bates, Hayden; Excused for business of the House, 7 – Devlin, March, Starr, Verger, Westlund, Wilson, Speaker Simmons. Bill passed.

SB 827, 933 – By unanimous consent, on request of Chair, rules suspended and bills placed at the bottom of today's Third Reading Calendar.

SB 956 (B-Engrossed) – Read third time. Carried by Doyle. On passage of the bill the vote was: Yeas, 53; Excused, 2 – Bates, Hayden; Excused for business of the House, 5 – Devlin, March, Verger, Westlund, Wilson. Bill passed.

SB 492 (A-Engrossed) – Read third time. Carried by Gardner. On passage of the bill the vote was: Yeas, 52; Nays, 1 – Close; Excused, 2 – Bates, Hayden; Excused for business of the House, 5 – Devlin, March, Verger, Westlund, Wilson. Bill passed.

SB 41 (B-Engrossed) – Read third time. Carried by Garrard. On passage of the bill the vote was: Yeas, 44; Nays, 10 – Beck, Devlin, Dingfelder, Leonard, Lowe, March, Merkley, Nolan, Rosenbaum, Wirth; Absent, 1 – Gardner; Excused, 2 – Bates, Hayden; Excused for business of the House, 3 – Kafoury, Westlund, Speaker Simmons. Bill passed.

SB 620 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of Senate Bills and placed in its proper order on Sunday's, July 1, 2001 Calendar.

SB 827 (C-Engrossed) – Read third time. Carried by Starr.

Potential conflict of interest declared by Verger.

Potential conflict of interest declared by Winters.

SB 827 (C-Engrossed) – On passage of the bill the vote was: Yeas, 57; Excused, 2 – Bates, Hayden; Excused for business of the House, 1 – Westlund. Bill passed.

SB 933 (B-Engrossed) – Read third time. Carried by Verger. On passage of the bill the vote was: Yeas, 51; Nays, 5 – Barnhart, Leonard, Nolan, Ringo, Rosenbaum; Absent, 1 – Schrader; Excused, 2 – Bates, Hayden; Excused for business of the House, 1 – Westlund. Bill passed.

SB 230 – Speaker appointed Williams, Walker, C. and Dingfelder House conferees.

SB 470 – Speaker appointed Wilson, Doyle and Schrader House conferees.

SJR 40 – Speaker appointed Wilson, Doyle and Devlin House conferees.

Speaker announced the following sine die preparations:

Effective immediately, I am invoking the following House Rule:

10.05 – Immediate reconsideration of measures.

House recessed until 4:00 p.m. on motion of Jenson.

House reconvened at 4:00 p.m. Speaker Pro Tempore in Chair. All present except: Excused, 2 – Bates, Hayden; Excused for business of the House, 6 – Hill, Lowe, Morgan, Williams, Witt, Speaker Simmons.

Having recessed under the order of business of Third Reading of Senate Bills, the House continued under that order of business.

By unanimous consent, on request of Chair, rules suspended to temporarily return to the order of business of Propositions and Motions.

HJR 51 – Report by Committee on Rules, Redistricting and Public Affairs without recommendation as to adoption and be referred to Committee on Advancing E-Government. Resolution referred to Committee on Advancing E-Government by order of the Speaker.

SB 495 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 966 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 3981 (B-Engrossed) – Report by Conference Committee, signed by Representatives Jenson, Chair; King and Kropf and Senators Deckert, Ferrioli and Messerle, recommending that the House concur in the Senate amendments dated June 12, 2001 and the bill be further amended and repassed.

HB 2322, 3002, 3593 – By unanimous consent, on request of Chair, rules suspended to permit consideration of Senate amendments immediately.

HB 2322 (B-Engrossed) – Knopp moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 42; Nays, 11 – Barnhart, Close, Johnson, Leonard, March, Merkley, Monnes Anderson, Morrisette, Schrader, Tomei, Verger; Absent, 1 – Morgan; Excused, 2 – Bates, Hayden; Excused for business of the House, 4 – Hill, Lowe, Williams, Speaker Simmons. Bill repassed.

HB 3002 (C-Engrossed) – Jenson moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 52; Absent, 1 – Morgan; Excused, 2 – Bates, Hayden; Excused for business of the House, 5 – Hill, Lowe, Patridge, Williams, Speaker Simmons. Bill repassed.

HB 3593 (B-Engrossed) – Starr 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, 1 – Nolan; Absent, 1 – Morgan; Excused, 2 – Bates, Hayden; Excused for business of the House, 4 – Hill, Lowe, Patridge, Speaker Simmons. Bill repassed.

By unanimous consent, on request of Chair, rules suspended to temporarily return to the order of business of Third Reading of House Bills.

HB 5029, 5051, 2450, 2598, 2626, 2713, 2923, 3212, 3334, 3557, 3941, 3948, 3951 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 5029 (A-Engrossed) – Read third time. Carried by Westlund. On passage of the bill the vote was: Yeas, 48; Nays, 7 – Barnhart, Butler, Garrard, Hass, Krummel, Smith, P., Witt; Excused, 2 – Bates, Hayden; Excused for business of the House, 3 – Hill, Lowe, Patridge. Bill passed.

Barnhart requested the following explanation of his vote be entered in the Journal:

“I voted ‘No’ on House Bill 5029 because the allocation for corrections construction, Tillamook construction, and State fair construction are excessive.”

HB 5051 (A-Engrossed) – Read third time. Carried by Schrader.

Potential conflict of interest declared by Ackerman.

HB 5051 (A-Engrossed) – On passage of the bill the vote was: Yeas, 55; Excused, 2 – Bates, Hayden; Excused for business of the House, 3 – Hill, Lowe, Patridge. Bill passed.

HB 2450 – By unanimous consent, on request of Chair, rules suspended and bill placed at the bottom of today’s Third Reading Calendar.

HB 2598 (B-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 54; Absent, 1 – Ackerman; Excused, 2 – Bates, Hayden; Excused for business of the House, 3 – Hill, Lowe, Patridge. Bill passed.

HB 2626 – By unanimous consent, on request of Chair, rules suspended and bill placed at the bottom of today’s Third Reading Calendar.

HB 2713 (B-Engrossed) – Read third time. Carried by Krieger.

Potential conflict of interest declared Walker, C.

HB 2713 (B-Engrossed) – On passage of the bill the vote was: Yeas, 55; Excused, 2 – Bates, Hayden; Excused for business of the House, 3 – Hill, Lowe, Patridge. Bill passed.

HB 2923 – By unanimous consent, on request of Chair, rules suspended and bill taken from today’s Third Reading of House Bills and placed in its proper order on Sunday’s, July 1, 2001 Calendar.

HB 3212 (B-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 55; Excused, 2 – Bates, Hayden; Excused for business of the House, 3 – Hill, Lowe, Patridge. Bill passed.

HB 3334 (A-Engrossed) – Read third time. Carried by Butler. On passage of the bill the vote was: Yeas, 44; Nays, 11 – Barnhart, Beck, Dingfelder, Lee, Leonard, March, Merkley, Monnes Anderson, Rosenbaum, Tomei, Wirth; Absent, 1 –

Morrisette; Excused, 2 – Bates, Hayden; Excused for business of the House, 2 – Lowe, Patridge. Bill passed.

HB 3557 (B-Engrossed) – Read third time. Carried by Krieger. On passage of the bill the vote was: Yeas, 56; Nays, 1 – Ackerman; Excused, 2 – Bates, Hayden; Excused for business of the House, 1 – Lowe. Bill passed.

HB 3941 (B-Engrossed) – Read third time. Carried by Kruse. On passage of the bill the vote was: Yeas, 37; Nays, 19 – Beck, Devlin, Dingfelder, Gardner, Hansen, Hopson, Johnson, Kafoury, Lee, Leonard, March, Merkley, Monnes Anderson, Nolan, Ringo, Rosenbaum, Tomei, Verger, Wirth; Absent, 1 – Smith, P.; Excused, 2 – Bates, Hayden; Excused for business of the House, 1 – Lowe. Bill passed.

Monnes Anderson requested the following explanation of her vote be entered in the Journal:

“I voted against House Bill 3941, which creates the Early Success Reading Initiative and school pilot program, because I do not believe that the Oregon Legislature should dictate or recommend a certain type of educational curriculum.

“This type of legislation should not be set in statute, but should be left to other processes through the Department of Education and local school boards who have the knowledge and expertise to determine what curricula to use in their districts.

“I have faith that these bodies are better equipped than legislators are to make decisions on education assessments and screening.”

HB 3948 (B-Engrossed) – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Bates, Hayden. Bill passed.

HB 3951 (B-Engrossed) – Read third time. Carried by Westlund. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Bates, Hayden. Bill passed.

HB 2450 (A-Engrossed) – Read third time. Carried by Hill. On passage of the bill the vote was: Yeas, 58; Excused, 2 – Bates, Hayden. Bill passed.

HB 2626 (A-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 57; Excused, 2 – Bates, Hayden; Excused for business of the House, 1 – Starr. Bill passed.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Announcements.

SB 5510 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5524 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5553 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 50 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 593 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 595 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

By unanimous consent, on request of Chair, rules suspended to temporarily return to the order of business of Second Reading of Senate Bills.

SB 5504, 5510, 5512, 5513, 5517, 5519, 5520, 5524, 5525, 5529, 5530, 5546, 5549, 5553, 5555, 50, 466, 472, 495, 593, 595, 722, 817, 821, 832, 921, 966 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

SB 5504, 5510, 5512, 5513, 5517, 5519, 5520, 5524, 5525, 5529, 5530, 5546, 5549, 5553, 5555, 50, 466, 472, 495, 593, 595, 722, 817, 821, 832, 921, 966 – Read second time and passed to third reading.

SB 5504, 5512, 5513, 5517, 5519, 5520, 5525, 5529, 5530, 5546, 5549, 5555, 466, 472, 495, 722, 821, 832, 921, 966 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 5504 (A-Engrossed) – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 56; Absent, 2 – Close, Hansen; Excused, 2 – Bates, Hayden. Bill passed.

SB 5512 (A-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 55; Absent, 1 – Leonard; Excused, 2 – Bates, Hayden; Excused for business of the House, 2 – March, Speaker Simmons. Bill passed.

SB 5513 (A-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Bates, Hayden; Excused for business of the House, 2 – Starr, Speaker Simmons. Bill passed.

SB 5517 (A-Engrossed) – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Smith, P.; Excused, 2 – Bates, Hayden; Excused for business of the House, 2 – Starr, Speaker Simmons. Bill passed.

SB 5519 (A-Engrossed) – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 54; Nays, 2 – Close, Ringo; Excused, 2 – Bates, Hayden; Excused for business of the House, 2 – Starr, Speaker Simmons. Bill passed.

SB 5520 (A-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 52; Nays, 4 – Close, Kropf, Kruse, Smith, P.; Excused, 2 – Bates, Hayden; Excused for business of the House, 2 – Starr, Speaker Simmons. Bill passed.

SB 479 (B-Engrossed) – Report by Committee on Advancing E-Government recommending passage with amendments and be printed engrossed.

SB 5525 (A-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 56; Excused, 2 – Bates, Hayden; Excused for business of the House, 2 – Starr, Speaker Simmons. Bill passed.

By unanimous consent, on request of Chair, rules suspended to temporarily return to the order of business of Third Reading of House Bills.

HB 2923 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 2923 (A-Engrossed) – Read third time. Carried by Westlund. On passage of the bill the vote was: Yeas, 53; Nays, 3 – Butler, Monnes Anderson, Ringo; Excused, 2 – Bates, Hayden; Excused for business of the House, 2 – Starr, Speaker Simmons. Bill passed.

Monnes Anderson requested the following explanation of her vote be entered in the Journal:

“I voted no on House Bill 2923, which appropriates funding for the Trust for Cultural Development Account, not because I am opposed to cultural development, but because we need to fund health care and education first.

“Quality education, affordable health care, restoration of our environment and a viable economy are my top priorities. These areas are underfunded and I therefore cannot support using General Fund moneys to fund the Trust for Cultural Development.

“I support the arts and understand the importance of encouraging cultural development in Oregon; however, I cannot support this bill in a time when we face limited tax resources and a straining budget.”

SB 5529, 5530, 5546, 5549, 5555, 466, 472, 495, 722, 821, 832, 921, 966 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today’s Third Reading of Senate Bills carried over and placed in their proper order on Sunday’s, July 1, 2001 Calendar.

Message from Secretary of State, in compliance with Enrolled SB 215 and House Rule 19.20, announcing campaign contribution received during Seventy-first Regular Session, filed on June 25, 2001 by Pat Mobley, candidate for office of State Representative, District 12.

HB 3353 (B-Engrossed) – By unanimous consent, on request of Minnis, rules suspended to permit Monnes Anderson to change her vote from “nay” to “aye” on repassage of bill.

SB 397 – By unanimous consent, on request of Gardner, rules suspended to permit Kropf to change his vote from “nay” to “aye” on passage of bill.

HB 5048, 5049, 3788, HCR 10, SB 260, 690 – Speaker signed on June 26, 2001.

HB 2139, 2208, 2239, 2268, 2440, 2912, 2990, 3094, 3326, 3357, 3410, 3418, 3564, 3611, 3641, 3673, 3680, 3770, 3782, 3804, 3962 – Speaker signed on June 27, 2001.

HB 5015, 2150, 3686 – Speaker signed on June 28, 2001.

HB 2033, 2082, 2092, 2134, 2152, 2251, 2393, 2431, 2575, 2578, 2630, 2944, 2975, 2976, 2809, 3071, 3344, 3413, 3461, 3528, 3778, 3924, 3931, 3977, HJR 21 – Speaker signed on June 29, 2001.

HB 2200, 2264, 2513, 2744, 2883, 2981, 3441, 3759, 3912, 3956, 3996, SB 107, 173, 889, 960 – Speaker signed on June 29, 2001.

SB 5556 – Speaker signed on June 30, 2001.

House adjourned until 1:00 p.m., Sunday, July 1, 2001 on motion of Jensen.

Sunday, July 1, 2001 – Afternoon Session

House convened at 1:00 p.m. Speaker in Chair. All present except: Absent, 1 – Kropf.

Speaker Pro Tempore in Chair.

Opening Ceremony presented by Representative Jeff Kruse, District 45, Roseburg.

SB 5556 – Message from the Senate announcing President signed on June 30, 2001.

HB 5036 (B-Engrossed) – Westlund moved House not concur in Senate amendments and a Conference Committee be appointed. Motion carried on viva voce vote. Conference Committee to be appointed.

HB 2014 (B-Engrossed) – Knopp moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 50; Nays, 8 – Garrard, Johnson, Krieger, Monnes Anderson, Nelson, Smith, G., Verger, Wirth; Absent, 2 – Kropf, Williams. Bill repassed.

Tomei requested the following explanation of her vote be entered in the Journal:

“I voted in favor of House Bill 2014-B because it is a good compromise between the original language contained within the bill and the Governor’s office. The amendments delay implementation of the requirements until July 1, 2002, in order to ensure adequate time to educate local governments about the benefits of Qualification Based Selections. Furthermore, this bill will implement thresholds of \$400,000 and a minimum of 35% state participation in the project’s design and construction before QBS is required. Thus the amendments do not impact local governments’ selection processes on projects funded entirely with local funds. For these reasons, I voted yes on HB 2014-B.”

HB 3633 (B-Engrossed) – Hill moved House concur in Senate amendments and repass bill as amended by the Senate.

Kruse in Chair.

HB 3633 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 53; Nays, 6 – Knopp, Kruse, Morgan, Nelson, Patridge, Verger; Absent, 1 – Kropf. Bill repassed.

Ackerman requested the following explanation of his vote be entered in the Journal:

“During this legislative session I have continuously fought for deferral of Oregon electricity deregulation for a period of at least 18 months. It was my position that this period of time was, and still is necessary in order to allow the wholesale electricity markets to stabilize. Senate Bill 1149 (1999) provides that direct access to these unstable wholesale electricity markets by our large commercial and industrial customers will take place on October 1, 2001. In my opinion, the large commercial and industrial ratepayers would be subjected to unreasonably high electricity rates.

“House Bill 3633-B provides for a five-month deferral and the extension of the cost-of-service option for large commercial and industrial ratepayers. Although Oregon electricity deregulation will commence on March 1, 2001, large commercial and industrial customers will have the option of staying with the cost-of-service rate option until July 1, 2003. After that date, the Public Utility Commission may extend that option, or it may order a waiver from that option. Before ordering the waiver, however, the PUC must find,

based upon an evidentiary record developed through public comment and hearings, that a truly competitive market exists.

“While this bill was on the floor for concurrence on Senate amendments, I was informed that if concurrence were not accepted, the Senate President would not confer a conference committee. In that event, the bill would die and Oregon electrical deregulation would be implemented, as intended and without any protections from the current unregulated wholesale market, on October 1, 2001.

“Because of the implied threat from Senate leadership, I reluctantly voted for concurrence, in order to provide large commercial and industrial customers with at least some protection under the current circumstances.

“I do not believe that the five-month delay and the cost-of-service option will be sufficient to prevent the inevitable rate increases to commercial and industrial customers that electricity deregulation will bring about. I have found that in every instance electricity deregulation does not work. Deregulation creates uncertainty and drives prices up, while replacing a regulated monopoly with an unregulated monopoly. However, I do believe that this small delay will give Oregon ratepayers enough protection so that the legislature can revisit this issue before the full impact of electricity deregulation is felt.”

Barnhart requested the following explanation of his vote be entered in the Journal:

“I voted ‘Yea’ on House Bill 3633-B. This improved version of HB 3633 does not permit the costs of delay to be passed to the ratepayers.”

Bates requested the following explanation of his vote be entered in the Journal:

“SB 1149, passed by the Legislature in 1999, was intended to be an implementing policy for electric deregulation beginning in October of 2001. However, in light of the California deregulation fiasco, many felt it was incumbent upon this legislature to revisit the issue and either fix what was wrong with SB 1149 or drop the idea of deregulation altogether. Throughout this legislative session there have been attempts to delay or dismiss deregulation. However, until recently leadership in both the House and the Senate have stopped such efforts.

“Due to public outcry, HB 3633-B was drafted to delay deregulation and ostensibly fix what was wrong with SB 1149. It really does neither very well. While HB 3633-B is similar to a minority report that delayed deregulation for two years, 3633-B does not go far enough and really is a poor excuse for a fix of this potentially grave and looming public issue. Ultimately, it appears to be nothing more than a political gesture to the millions of Oregonians who no longer want to consider electric deregulation.

“One of the better components of SB 1149 was to have a 3% public purpose fee that would invest in green power. While HB 3633-B, as amended, brings back the public purpose money in March of 2002, it would be my preference that this begin today.

“Of comfort is the fact that HB 3633-B eliminates ambiguous language in SB 1149 that would have allowed electric companies to divest and move off of the grid. Divestiture of electric assets has exacerbated the electric shortfall in California and contributed to soaring rates.

“However, more egregiously, HB 3633-B will postpone deregulation for only a 5-month period, a woefully short period of time, which will not provide us with the opportunity watch and learn as California irons out wrinkles in its deregulation process.

“Nevertheless, given the mood of the legislature I felt that this was probably the best we could do and I therefore cast a reluctant yes vote.”

Dingfelder requested the following explanation of her vote be entered in the Journal:

“I voted in favor of HB 3633-B, which would delay the implementation of electricity restructuring until March 1, 2002, as passed in 1999 in SB 1149. Although this has been one of the most contentious issues of the legislative session, I applaud the proponents of HB 3633-B for reaching a responsible compromise.

“This compromise accomplishes several things:

“It delays the implementation of restructuring long enough to make sure SB 1149 is ready to be implemented but not long enough to undermine needed conservation efforts.

“It provides a regulated rate, provided by a customer’s utility, to all customers. The cost-of-service rate for non-residential customers can only be

ended by the PUC once it finds, after a public process, that the energy market is stable.

“It avoids requiring customers to pay the costs of a rate increase from a long delay where they would see no benefits as a result of the increase.

“It protects vulnerable Oregonians by assuring additional resources will be able to help them next winter.

“These changes make sense. They protect all consumers and minimize the fear of moving to direct access in a chaotic market. Therefore, I voted in favor of HB 3633.”

Monnes Anderson requested the following explanation of her vote be entered in the Journal:

“I voted in favor of House Bill 3633, which postpones restructuring of the electric power industry until March 1, 2002 because it gives us some delay while implementing the low-income bill assistance program as planned.

“Although I voted for this bill, I would have preferred the 18 month delay that the House passed overwhelmingly. Due to the energy crisis, the short supply of water, and the high energy prices that currently exist, I believe that we need more time to determine whether deregulation is right for Oregon.”

Tomei requested the following explanation of her vote be entered in the Journal:

“Although I oppose restructuring, I voted in favor of House Bill 3633. If HB 3633 did not pass, electrical power restructuring would start immediately. This is a better bill than previous ones we have seen in this chamber because it allows the low-income bill payment assistance program to be fully implemented on October 1, 2001 while postponing implementation until March 1, 2002.”

Verger requested the following explanation of her vote be entered in the Journal:

“I voted no on House Bill 3633 because I support a hard delay of deregulation of 18 to 24 months. This bill offers 5 months and I do not believe this is in the state’s best interest. HB 3633 has added some necessary amendments and has added the public purposes aspect as a ‘sweetener.’ This does not change the fact that we are not ready to restructure or deregulate the electric power in Oregon right now. For this reason I opposed House Bill 3633.”

Walker, V. requested the following explanation of her vote be entered in the Journal:

“I voted yes on House Bill 3633-B for the following reasons:

“I have been a strong opponent of electricity deregulation in Oregon, having voted no on Senate Bill 1149 in the 1999 Session. I believe forcing the large commercial and industrial ratepayers into the unstable wholesale electricity market would subject them to unreasonably high electricity rates that would likely be passed along to their customers.

“House Bill 3633-B provides for a five-month deferral of deregulation and extends the cost-of-service option for large commercial and industrial ratepayers until July 1, 2003. After that date, the Public Utility Commission may extend that option, or waive it after holding public hearings and determining a competitive market exists.

“While I supported outright repeal of deregulation, or at a minimum an 18-month delay, the Senate President made it clear that if the House did not concur in HB 3633-B, he would not appoint a conference committee to work on this issue further. Without the five-month delay proposed in HB 3633-B, electrical deregulation would be fully implemented on October 1, 2001, and we would have lost the additional protections for the large commercial and industrial ratepayers. Unfortunately, in this instance, half a loaf is better than none.”

HB 3105 (B-Engrossed) – Shetterly moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 55; Nays, 4 – Ackerman, Hansen, Nolan, Ringo; Absent, 1 – Kropf. Bill repassed.

HB 3637 (C-Engrossed) – Krieger moved House concur in Senate amendments and repass bill as amended by the Senate.

Speaker Pro Tempore in Chair.

HB 3637 (C-Engrossed) – On repassage of the bill the vote was: Yeas, 49; Nays, 10 – Ackerman, Barnhart, Beck, Dingfelder, Garrard, March, Nolan, Tomei, Walker, V., Wirth; Absent, 1 – Krummel. Bill repassed.

HB 3925 (B-Engrossed) – Witt moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 38; Nays, 18 – Ackerman, Barnhart, Beck, Dingfelder, Gardner, Hansen, Hass, Johnson, Kafoury, Leonard, Lowe, Merkley, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V.; Absent, 2 – Krummel, Nolan; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill repassed.

HB 2727 (A-Engrossed) – Hill moved Conference Committee Report be adopted. Motion carried on viva voce vote. Conference Committee Report adopted.

HB 2727 (A-Engrossed) – Hill moved bill be repassed.

Potential conflict of interest declared by Rosenbaum.

HB 2727 (A-Engrossed) – On repassage of the bill the vote was: Yeas, 43; Nays, 14 – Barnhart, Bates, Beck, Close, Devlin, Garrard, Hansen, Kafoury, March, Monnes Anderson, Nelson, Nolan, Rosenbaum, Tomei; Absent, 1 – Krummel; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill repassed.

HB 3981 – By unanimous consent, on request of Chair, rules suspended to permit consideration of Conference Committee Report immediately.

HB 3981 (B-Engrossed) – Jenson moved adoption of Conference Committee Report.

Call of the House demanded by Hill, joined by Minnis, Witt, Walker, C., Smith, G. and Smith, P. All present.

HB 3981 (B-Engrossed) – Motion to adopt Conference Committee Report carried, the vote being: Yeas, 34; Nays, 26 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Walker, V., Williams, Wirth. Conference Committee Report adopted.

HB 3981 (B-Engrossed) – Jenson moved bill be repassed.

Call of the House demanded by Minnis, joined by Morgan, Zauner, Kropf, Krummel and Walker, C. All present.

HB 3981 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 34; Nays, 26 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Walker, V., Wirth, Witt. Bill repassed.

SB 439 (A-Engrossed) – Garrard moved House adopt Committee Report.

In the absence of a motion to substitute the Minority Report for the Committee Report, by order of Chair, bill advanced to second and third reading.

SB 67 (A-Engrossed) – Doyle moved House adopt Committee Report.

In the absence of a motion to substitute the Minority Report for the Committee Report, by order of Chair, bill advanced to second and third reading.

SB 67 – By unanimous consent, on request of Doyle, rules suspended to permit second and third reading and final consideration immediately.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Second Reading of Senate Bills.

SB 67 – Read second time and passed to third reading.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 67 (A-Engrossed) – Read third time. Carried by Doyle.

Wilson in Chair.

Previous question moved by Zauner, carried.

Call of the House demanded by Doyle, joined by Witt, Nelson, Zauner, Garrard and Hansen. All present.

SB 67 (A-Engrossed) – On passage of the bill the vote was: Yeas, 40; Nays, 20 – Ackerman, Barnhart, Bates, Beck, Dingfelder, Gardner, Hansen, Hass, Kafoury, Leonard, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Walker, V., Wirth. Bill passed.

Hass requested the following explanation of his vote be entered in the Journal:

“I voted against SB 67 because I consider it to be irresponsible government. I am concerned foremost with the fact that this bill was not brought before the House Revenue Committee for consideration, despite its considerable impact on the revenue of our state.

“This bill is an irresponsible attempt to allow the current legislature to take a politically expedient vote to write a check that future legislatures will have to cash. It comes with a serious revenue impact on our future biennia that our state simply cannot afford. The \$234 million dollar cost during the ‘03-’05 biennium and the \$510 million cost during the ‘05-’07 biennium will come at the expense of quality schools, accessible health care and strong communities.”

Tomei requested the following explanation of her vote be entered in the Journal:

“I voted against Senate Bill 67 because as implemented it will dig a hole in the future biennium of approximately \$750,000,000. Cuts in the capital gains tax rate do not guarantee significant economic growth at the state level. This bill benefits a small number of people while increasing the number of cuts in our already fragile state budget.

“Consider: The gains from the tax cut for the top highest-income one-percent of Oregonians would be 55 percent, while the bottom 95 percent would receive a mere 25 percent. Consider: The average tax cut for the bottom 80 percent would be \$26—enough for a routine gas and oil change—while the average tax cut for the top one-percent would be over \$13,000—enough for the purchase of a small automobile. Consider: The average tax cut for the top one-percent is fifty percent higher than the average annual income

of the bottom 20 percent. (Data provided by the Oregon Center for Public Policy, April 9, 2001).

“Furthermore, Senate Bill 67 was not referred to the House Revenue committee; by sending the bill to the House Rules and Redistricting committee, thereby subverting the process of responsible government. Had the House Revenue committee seen this bill, perhaps they would have moved an alternate version, one that did not provide disproportionate benefits to high-income taxpayers and corporations. Perhaps the House Revenue committee would have written amendments to mitigate the prohibitive revenue losses in future biennia.

“For these reasons, I respectively voted no on Senate Bill 67.”

Speaker Pro Tempore in Chair.

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

HB 3035 – Read second time and passed to third reading.

HB 5043, 5052, 2664, 2801 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

HB 5043, 5052, 2664, 2801 – Read second time and passed to third reading.

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

HB 3742 (B-Engrossed) – Read. Carried by Starr.

Previous question moved by Zauner, carried.

Call of the House demanded by Starr, joined by Carlson, Smith, P., Backlund, Patridge and Doyle. All present.

HB 3742 (B-Engrossed) – On passage of the bill the vote was: Yeas, 26; Nays, 34 – Bates, Brown, Butler, Carlson, Close, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Knopp, Kruse, Lee, Leonard, Lowe, March, Merkley, Morgan, Morrisette, Nelson, Nolan, Rosenbaum, Schrader, Smith, G., Smith, P., Smith, T., Tomei, Verger, Walker, V., Williams, Winters, Witt. Bill failed.

HB 2934 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments, be printed 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.

SB 977 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage.

SJR 12 (A-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending adoption with amendments and be printed engrossed.

HB 2294 (B-Engrossed) – Read third time. Carried by Winters.

Call of the House demanded by Winters, joined by Morgan, Hansen, Witt, Garrard and Monnes Anderson. All present.

HB 2294 (B-Engrossed) – On passage of the bill the vote was: Yeas, 59; Nays, 1 – Johnson. Bill passed.

HB 2550 (A-Engrossed) – Read third time. Carried by Butler.

Call of the House demanded by Butler, joined by Kropf, Smith, P., Krummel, Garrard and Krieger. All present.

Wilson in Chair.

HB 2550 (A-Engrossed) – On passage of the bill the vote was: Yeas, 49; Nays, 11 – Barnhart, Beck, Dingfelder, Gardner, Hansen, Kafoury, Leonard, March, Nolan, Rosenbaum, Wirth. Bill passed.

HB 3997 (A-Engrossed) – Read third time. Carried by Westlund. On passage of the bill the vote was: Yeas, 34; Nays, 20 – Ackerman, Barnhart, Bates, Beck, Dingfelder, Gardner, Hansen, Hopson, Jenson, Johnson, Kafoury, Lee, Leonard, March, Merkley, Morrisette, Nolan, Verger, Walker, V., Wirth; Absent, 3 – Garrard, Hayden, Smith, P.; Excused for business of the House, 3 – Hill, Lowe, Patridge. Bill passed.

Merkley requested the following explanation of his vote be entered in the Journal:

“Yesterday, I voted ‘no’ on HB 3997 which caps state spending to 8% of the projected personal income in Oregon for the same biennium.

“I voted ‘no’ because we already have a spending limitation. Further, the proposal for a new limit has a fatal flaw. HB 3997 does not exempt mandates from future ballot initiatives that could require the state to spend certain amounts for specified programs. Examples of this would be the passage of Measures 5 and 11 - which have tied the hands of the legislature as to how the general fund may be spent.”

HB 4000 (A-Engrossed) – Read third time. Carried by Knopp.

Previous question moved by Close, carried.

Call of the House demanded by Knopp, joined by Garrard, Merkley, Walker, V., Minnis and Backlund. All present.

HB 4000 (A-Engrossed) – On passage of the bill the vote was: Yeas, 32; Nays, 28 – Ackerman, Barnhart, Bates, Beck, Dingfelder, Hansen, Hass, Hayden, Hill, Hopson, Johnson, Kafoury, King, Lee, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nelson, Nolan, Patridge, Ringo, Rosenbaum, Schrader, Shetterly, Tomei, Williams.

Witt changed vote from “nay” to “aye” and served notice of possible reconsideration.

HB 4000 (A-Engrossed) – Bill passed.

Witt moved for immediate reconsideration of vote by which bill passed.

Call of the House demanded by Knopp, joined by Walker, C., Starr, Zauner, Walker, V. and Morgan. All present.

In compliance with Mason’s Manual of Legislative Procedure, Section 468, subsection 3, the question

immediately recurs on third reading and final consideration of bill.

HB 4000 (A-Engrossed) – Motion to reconsider vote by which bill passed carried, the vote being: Yeas, 35; Nays, 25 – Brown, Butler, Close, Devlin, Doyle, Garrard, Jenson, Johnson, Kafoury, Knopp, Krieger, Kropf, Krummel, Kruse, Leonard, Morgan, Smith, G., Smith, P., Smith, T., Walker, C., Walker, V., Wilson, Winters, Zauner, Speaker Simmons. Vote reconsidered.

HB 4000 (A-Engrossed) – On passage of the bill the vote was: Yeas, 27; Nays, 33 – Ackerman, Backlund, Barnhart, Bates, Beck, Carlson, Dingfelder, Hansen, Hass, Hayden, Hill, Hopson, Johnson, Kafoury, King, Lee, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nelson, Nolan, Patridge, Ringo, Rosenbaum, Schrader, Shetterly, Tomei, Westlund, Williams, Wirth, Witt. Bill failed.

Tomei requested the following explanation of her vote be entered in the Journal:

“I voted against House Bill 4000 because the bill would restrict free speech guaranteed by the First Amendment and would favor the majority party. This bill does not promote responsible government.”

Winters requested the following explanation of her vote be entered in the Journal:

“I support this measure because I believe that presently we are wasting taxpayer dollars on a frivolous number of bills. In the interest of cutting waste and furthering government efficiency, I voted yes on HB 4000.”

HB 5043, 5052, 2664, 2801, 3035 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 5043 (A-Engrossed) – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 46; Excused, 1 – Hansen; Excused for business of the House, 13 – Bates, Beck, Brown, Carlson, Gardner, Hass, Hill, Kafoury, Lowe, Shetterly, Westlund, Williams, Witt. Bill passed.

HB 5052 (A-Engrossed) – Read third time. Carried by Hayden. On passage of the bill the vote was: Yeas, 46; Excused, 1 – Hansen; Excused for business of the House, 13 – Bates, Beck, Brown, Carlson, Gardner, Hass, Hill, Kafoury, Lowe, Shetterly, Westlund, Williams, Witt. Bill passed.

HB 2664 (B-Engrossed) – Read third time. Carried by Winters.

Call of the House demanded by Minnis, joined by Butler, Morgan, Backlund, Smith, G. and Krummel. All present except: Excused (not subject to Call), 1 – Hansen.

HB 2664 (B-Engrossed) – On passage of the bill the vote was: Yeas, 51; Nays, 8 – Barnhart, Dingfelder, Kafoury, Leonard, Nolan, Walker, V., Wilson, Wirth; Excused, 1 – Hansen. Bill passed.

HB 2801 (B-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 53; Excused, 1 – Hansen; Excused for business of the House, 6 – Bates, Beck, Hass, Kafoury, Witt, Speaker Simmons. Bill passed.

HB 3035 (A-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 49; Excused, 1 – Hansen; Excused for business of the House, 10 – Bates, Beck, Brown, Carlson, Hass, Kafoury, Shetterly, Westlund, Williams, Witt. Bill passed.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Second Reading of Senate Bills.

SB 439 – Read second time and passed to third reading.

SB 479 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

SB 479 – Read second time and passed to third reading.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 914 (B-Engrossed) – Read third time. Carried by Walker, V. On passage of the bill the vote was: Yeas, 49; Excused, 1 – Hansen; Excused for business of the House, 10 – Bates, Beck, Brown, Carlson, Hass, Kafoury, Shetterly, Westlund, Williams, Witt. Bill passed.

SB 5536 (A-Engrossed) – Read third time. Carried by Hill.

Previous question moved by Starr, carried.

Call of the House demanded by Hill, joined by Minnis, Gardner, Walker, V., Johnson and Close. All present except: Excused (not subject to Call), 1 – Hansen.

SB 5536 (A-Engrossed) – On passage of the bill the vote was: Yeas, 29; Nays, 30 – Brown, Butler, Carlson, Close, Devlin, Dingfelder, Garrard, Hass, Hayden, Jenson, Johnson, Krieger, Kropf, Kruse, Leonard, March, Merkley, Monnes Anderson, Morrisette, Nelson, Nolan, Patridge, Ringo, Rosenbaum, Smith, P., Tomei, Verger, Walker, C., Wirth, Witt; Excused, 1 – Hansen. Bill failed.

SB 5536 (A-Engrossed) – Patridge moved for immediate reconsideration of vote by which bill failed to pass. Motion carried, the vote being: Yeas, 58; Absent, 1 – Hayden; Excused, 1 – Hansen. Vote reconsidered.

In compliance with Mason’s Manual of Legislative Procedure, Section 468, subsection 3, the question immediately recurs on third reading and final consideration of bill.

SB 5536 (A-Engrossed) – On passage of the bill the vote was: Yeas, 54; Nays, 4 – Close, Kropf, Leonard, Witt; Absent, 1 – Hayden; Excused, 1 – Hansen. Bill passed.

SB 620 (B-Engrossed) – Read third time. Walker, C. moved bill be referred to Committee on Advancing E-Government. Motion carried on viva voce vote. Bill referred.

House recessed until 7:15 p.m. on motion of Jenson.

Sunday, July 1, 2001 – Evening Session

House reconvened at 7:15 p.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Wilson, joined by March, Krieger, Walker, C., Minnis and Shetterly. All present except: Absent (subject to Call), 9 – Barnhart, Beck, Close, Leonard, Nelson, Ringo, Walker, V., Wirth, Witt; Excused (not subject to Call), 1 – Hansen.

By unanimous consent, on request of Wilson, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 5510 (A-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 49; Nays, 7 – Butler, Carlson, Johnson, Kruse, Monnes Anderson, Nolan, Verger; Absent, 3 – Close, Nelson, Witt; Excused, 1 – Hansen. Bill passed.

SB 5524 (A-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 58; Nays, 1 – Beck; Excused, 1 – Hansen. Bill passed.

SB 5529 (A-Engrossed) – Read third time. Carried by Knopp. On passage of the bill the vote was: Yeas, 54; Nays, 2 – Kropf, Nelson; Absent, 3 – Carlson, Kruse, Walker, V.; Excused, 1 – Hansen. Bill passed.

SB 5530 (A-Engrossed) – Read third time. Carried by Morgan.

Wilson in Chair.

Speaker Pro Tempore in Chair.

Previous question moved by Zauner, carried.

SB 5530 (A-Engrossed) – On passage of the bill the vote was: Yeas, 50; Nays, 9 – Barnhart, Beck, Hass, Lowe, Nelson, Nolan, Ringo, Smith, P., Walker, V.; Excused, 1 – Hansen. Bill passed.

SB 5546 (A-Engrossed) – Read third time. Carried by Smith, G. On passage of the bill the vote was: Yeas, 58; Excused, 1 – Hansen; Excused for business of the House, 1 – Hill. Bill passed.

SB 5549 (A-Engrossed) – Read third time. Carried by Knopp. On passage of the bill the vote was: Yeas, 54; Nays, 2 – Schrader, Smith, G.; Absent, 2 – Close, Smith, T.; Excused, 1 – Hansen; Excused for business of the House, 1 – Gardner. Bill passed.

SB 5553 (A-Engrossed) – Read third time. Carried by Hill.

Previous question moved by Zauner, carried.

Potential conflict of interest declared by Hayden.

SB 5553 (A-Engrossed) – On passage of the bill the vote was: Yeas, 42; Nays, 15 – Ackerman, Barnhart, Hass, Johnson, Kafoury, King, March, Monnes Anderson, Morrisette, Nelson, Nolan, Ringo, Rosenbaum, Tomei, Witt; Absent, 2 – Bates, Dingfelder; Excused, 1 – Hansen. Bill passed.

Monnes Anderson requested the following explanation of her vote be entered in the Journal:

“I voted no on Senate Bill 5553, because it transfers \$99,219,713 from the Tobacco Settlement Funds Account to the General Fund.

“Tobacco Settlement Fund money should be spent on health care only. Funds are needed to decrease the cost of prescription drugs and of health insurance premiums, and to increase access to health care for children, pregnant women, and low-income Oregonians.”

SB 5555 (A-Engrossed) – Read third time. Carried by Garrard. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Hansen. Bill passed.

SB 50 – By unanimous consent, on request of Chair, rules suspended and bill moved to be the last bill voted on this evening at 8:45 p.m.

SB 293 (C-Engrossed) – Read. Carried by Williams. On passage of the bill the vote was: Yeas, 57; Nays, 1 – Kafoury; Excused, 1 – Hansen; Excused for business of the House, 1 – Lowe. Bill passed.

SB 457 (B-Engrossed) – Read third time. Carried by Witt. On passage of the bill the vote was: Yeas, 53; Nays, 5 – Close, Kropf, Nelson, Wilson, Speaker Simmons; Excused, 1 – Hansen; Excused for business of the House, 1 – Lowe. Bill passed.

SB 466 (B-Engrossed) – Read third time. Carried by Smith, T. On passage of the bill the vote was: Yeas, 58; Excused, 1 – Hansen; Excused for business of the House, 1 – Lowe. Bill passed.

SB 472 (B-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 56; Nays, 2 – Hill, Ringo; Excused, 1 – Hansen; Excused for business of the House, 1 – Lowe. Bill passed.

Hill requested the following explanation of his vote be entered in the Journal:

“I don’t oppose increased penalties for hit and run. However, until the State corrects an inconsistency in the law that provides for when a person offers aid and it is refused, and therefore has fulfilled their obligation under the law, I cannot support increased penalties.”

SB 50 (A-Engrossed) – Read third time. Carried by Morgan.

Previous question moved by Zauner, carried.

Call of the House demanded by Morgan, joined by Lowe, Schrader, Kropf, Smith, T. and Walker, C. All present except: Excused (not subject to Call), 1 – Hansen.

SB 50 (A-Engrossed) – On passage of the bill the vote was: Yeas, 35; Nays, 24 – Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Johnson, Kafoury, Krummel, Lee, Leonard, Lowe, March, Merkley, Monnes Anderson, Nelson,

Nolan, Ringo, Rosenbaum, Smith, P., Tomei, Walker, V., Wirth, Witt; Excused, 1 – Hansen. Bill passed.

SB 485, 495, 593, 595, 722, 817, 821, 832, 885, 921, 966 – By unanimous consent, on request of Chair, rules suspended and bills remaining on today's Third Reading of Senate Bills carried over and placed in their proper order on Monday's, July 2, 2001 Calendar.

HB 3997 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended and Patridge allowed to be recorded as voting "aye" on passage of bill.

SB 5510 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended and Nelson allowed to be recorded as voting "nay" on passage of bill.

HB 3997 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and Lowe allowed to be recorded as voting "nay" on passage of bill.

SB 5529 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and Walker, V. allowed to be recorded as voting "aye" on passage of bill.

HB 3997 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended to permit Rosenbaum to change her vote from "aye" to "nay" on passage of bill.

HB 3637 (C-Engrossed) – By unanimous consent, on request of Minnis, rules suspended to permit Johnson to change her vote from "aye" to "nay" on repassage of bill.

SB 5553 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and Bates allowed to be recorded as voting "aye" on passage of bill.

SB 5553 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and Dingfelder allowed to be recorded as voting "aye" on passage of bill.

HB 3997 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended and Hill allowed to be recorded as voting "aye" on passage of bill.

HB 3105 (B-Engrossed) – By unanimous consent, on request of Gardner, rules suspended and Kropf allowed to be recorded as voting "aye" on repassage of bill.

HB 3997 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended and Smith, P. allowed to be recorded as voting "aye" on passage of bill.

SJR 40 – Speaker appointed Westlund and Bates House conferees.

HB 3057 – Speaker appointed Shetterly, Chair; Beck and Witt House conferees.

HB 3917 – Speaker appointed Wilson, Chair; Merkley and Starr House conferees.

HJR 19 – Speaker appointed Shetterly, Chair; Carlson and Hass House conferees.

House adjourned until 11:30 a.m., Monday, July 2, 2001 on motion of Jensen.

Monday, July 2, 2001 – Morning Session

House convened at 11:30 a.m. Hill in Chair. All present except: Excused, 1 – Ringo; Excused for business of the House, 12 – Bates, Close, Hansen, Kafoury, Kropf, Leonard, Nolan, Patridge, Westlund, Williams, Wirth, Witt.

Opening Ceremony presented by Diane Martin, Gervais and Mike Horner, Salem.

HB 2600, 2686, 2912, 2990, 3326, 3357, 3410, 3418, 3564, 3611, 3641, 3673, 3680, 3686, 3782, 3804, 5048 – Message from the Governor announcing he signed on July 2, 2001.

SB 383, 5538 – Message from the Senate announcing President signed on July 2, 2001.

HB 2033, 2082, 2092, 2134, 2152, 2251, 2393, 2431, 2575, 2578, 2630, 2944, 2975, 2976, 2809, 3071, 3344, 3413, 3461, 3528, 3778, 3924, 3931, 3977, HJR 21, HB 2200, 2264, 2513, 2744, 2883, 2981, 3441, 3912, 3956, 3996 – Message from the Senate announcing President signed on July 2, 2001.

SB 764 (A-Engrossed) – Report by Committee on School Funding and Tax Fairness/Revenue recommending passage with amendments and be printed engrossed.

SB 973 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

House recessed until 1:30 p.m. on motion of Jensen.

Monday, July 2, 2001 – Afternoon Session

House reconvened at 1:30 p.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Zauner, joined by March, Verger, Smith, T., Patridge and Garrard. All present except: Absent (subject to Call), 7 – Close, Hill, Johnson, Merkley, Schrader, Westlund, Wirth; Excused (not subject to Call), 1 – Ringo; Excused for business of the House (not subject to Call), 2 – Kruse, Speaker Simmons.

By unanimous consent, on request of Zauner, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

SB 397 – Message from the Senate announcing President signed on July 2, 2001.

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

HB 2934 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

HB 2934 – Read second time and passed to third reading.

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

HB 3444 (B-Engrossed) – Read. Carried by Patridge. On passage of the bill the vote was: Yeas, 54; Nays, 1 – Wirth; Excused for business of the House, 5 – Hill, Kruse, Schrader, Westlund, Speaker Simmons. Bill passed.

Wirth requested the following explanation of her vote be entered in the Journal:

“I voted ‘No’ on House Bill 3444 for the following reasons:

“1) While I support in home childcare by the parents of the child I do not believe this program will assist those most in need. This bill would provide a monthly subsidy of approximately \$300 to a parent who stays at home with his or her child. This provides the choice of staying at home with one’s child only a select population of parents. Many working parents could not afford to stay home with their children with \$300 and must work for basic health and insurance coverage.

“2) Further, the program proposed by this bill would be funded with existing Child Care Development Fund dollars. This means those funds are not available for parents who need child care assistance the most, that is those who still cannot afford to stay at home with their children even with this program.

“3) Finally, there are no accountability measures provided for in this bill. There is nothing to preclude a parent to use this stay-at-home subsidy on private or religious-based day care.

“If we value making stay-at-home with our children a choice for more parents, we should do so for all parents.”

HB 2934 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 2934 (A-Engrossed) – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 48; Nays, 7 – Ackerman, Johnson, Monnes Anderson, Morrisette, Tomei, Verger, Wirth; Excused for business of the House, 5 – Hill, Kruse, Schrader, Westlund, Speaker Simmons. Bill passed.

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

SJR 12 – By unanimous consent, on request of Chair, rules suspended to permit second reading and final consideration immediately.

SJR 12 (B-Engrossed) – Read second time. Devlin moved resolution be rereferred to Committee on Rules, Redistricting and Public Affairs. Motion carried on viva voce vote. Resolution rereferred.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Second Reading of Senate Bills.

SB 977 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

SB 977 – Read second time and passed to third reading.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 485 – By unanimous consent, on request of Chair, rules suspended and bill taken from today’s Third Reading of

Senate Bills and placed in its proper order on Tuesday’s, July 3, 2001 Calendar.

SB 495 – By unanimous consent, on request of Chair, rules suspended and bill placed at the bottom of today’s Third Reading Calendar.

SB 593 (A-Engrossed) – Read third time. Carried by Winters.

Call of the House demanded by Winters, joined by Wilson, Minnis, Starr, Witt and Kruse. All present.

SB 593 (A-Engrossed) – On passage of the bill the vote was: Yeas, 32; Nays, 28 – Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, King, Lee, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Verger, Walker, V., Williams, Wirth. Bill passed.

SB 595 (B-Engrossed) – Read third time. Carried by Winters.

Call of the House demanded by Winters, joined by Hill, Minnis, Starr, Smith, P. and Backlund. All present except: Excused for business of the House (subject to Call), 1 – Schrader.

By unanimous consent, on request of Winters, rules suspended to dispense with further proceedings under the Call of the House.

SB 595 (B-Engrossed) – On passage of the bill the vote was: Yeas, 36; Nays, 23 – Ackerman, Barnhart, Beck, Devlin, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, Lowe, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Verger, Walker, V., Wirth; Excused for business of the House, 1 – Schrader. Bill passed.

SB 722 (B-Engrossed) – Read third time. Carried by Doyle. On passage of the bill the vote was: Yeas, 52; Absent, 2 – March, Verger; Excused for business of the House, 6 – Carlson, Gardner, Schrader, Westlund, Winters, Speaker Simmons. Bill passed.

SB 817 (B-Engrossed) – Read third time. Carried by Butler. On passage of the bill the vote was: Yeas, 45; Nays, 1 – March; Excused for business of the House, 14 – Bates, Carlson, Close, Gardner, Hill, Lowe, Nolan, Ringo, Schrader, Starr, Westlund, Williams, Winters, Speaker Simmons. Bill passed.

SB 821 (B-Engrossed) – Read third time. Carried by Johnson. On passage of the bill the vote was: Yeas, 45; Nays, 5 – Hopson, Kafoury, Lee, Lowe, Walker, V.; Excused for business of the House, 10 – Bates, Carlson, Gardner, Hill, Nolan, Schrader, Westlund, Williams, Winters, Speaker Simmons. Bill passed.

SB 832 (C-Engrossed) – Read third time. Carried by Patridge.

Kruse in Chair.

Potential conflict of interest declared by Johnson.

Potential conflict of interest declared by King.

SB 832 (C-Engrossed) – On passage of the bill the vote was: Yeas, 47; Excused for business of the House, 13 – Bates, Carlson, Close, Gardner, Hass, Hill, Kafoury, Schrader, Shetterly, Westlund, Winters, Witt, Speaker Simmons. Bill passed.

SB 885 (B-Engrossed) – Read third time. Carried by March.

Speaker Pro Tempore in Chair.

Previous question moved by Hill, carried.

Call of the House demanded by March, joined by Gardner, Verger, Barnhart, Witt and Backlund. All present.

Hill in Chair.

SB 885 (B-Engrossed) – On passage of the bill the vote was: Yeas, 24; Nays, 36 – Barnhart, Bates, Brown, Dingfelder, Garrard, Hass, Hayden, Hill, Jenson, Kafoury, King, Knopp, Kropf, Krummel, Kruse, Lee, Leonard, Monnes Anderson, Nelson, Nolan, Patridge, Ringo, Rosenbaum, Schrader, Shetterly, Smith, P., Starr, Verger, Walker, C., Walker, V., Westlund, Williams, Wilson, Winters, Wirth, Zauner.

Hayden served notice of possible reconsideration.

Wilson changed vote from “aye” to “nay” and served notice of possible reconsideration.

Leonard changed vote from “aye” to “nay” and served notice of possible reconsideration.

SB 885 (B-Engrossed) – Bill failed.

SB 885 (B-Engrossed) – Wilson moved for immediate reconsideration of vote by which bill failed to pass. Motion carried, the vote being: Yeas, 48; Nays, 9 – Hass, Knopp, Krummel, Kruse, Walker, C., Walker, V., Winters, Wirth, Zauner; Absent, 1 – Johnson; Excused for business of the House, 2 – Minnis, Speaker Simmons. Vote reconsidered.

In compliance with Mason’s Manual of Legislative Procedure, Section 468, subsection 3, the question immediately recurs on third reading and final consideration of bill.

SB 885 (B-Engrossed) – Wilson moved bill be rereferred to Committee on Rules, Redistricting and Public Affairs. Motion carried on viva voce vote. Bill rereferred.

SB 921 – Read third time. Carried by Leonard. On passage of the bill the vote was: Yeas, 56; Excused for business of the House, 4 – Gardner, Minnis, Schrader, Speaker Simmons. Bill passed.

SB 966 (A-Engrossed) – Read third time. Carried by Johnson.

Walker, C. in Chair.

SB 966 (A-Engrossed) – On passage of the bill the vote was: Yeas, 49; Nays, 2 – Barnhart, Walker, V.; Absent, 4 –

Rosenbaum, Smith, G., Winters, Witt; Excused for business of the House, 5 – Gardner, Minnis, Schrader, Shetterly, Speaker Simmons. Bill passed.

SB 439 – By unanimous consent, on request of Chair, rules suspended and bill taken from today’s Third Reading of Senate Bills and placed in its proper order on Tuesday’s, July 3, 2001 Calendar.

SB 479 (C-Engrossed) – Read. Carried by Hill.

Potential conflict of interest declared by Barnhart.

Previous question moved by Zauner, carried.

Call of the House demanded by Hill, joined by Backlund, Knopp, Zauner, Carlson and Kruse. All present.

Potential conflict of interest declared by Rosenbaum.

SB 479 (C-Engrossed) – On passage of the bill the vote was: Yeas, 32; Nays, 28 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Garrard, Hansen, Hopson, Jenson, Johnson, Kafoury, Lee, Leonard, Lowe, March, Merkley, Morrisette, Nelson, Rosenbaum, Schrader, Shetterly, Smith, P., Tomei, Verger, Walker, V., Wirth. Bill passed.

Barnhart requested the following explanation of his vote be entered in the Journal:

“SB 479-C will create a **\$6.5 million windfall for Qwest**. In the wake of the regulatory reductions of SB 622, enacted in 1999, the Oregon Public Utility Commission (OPUC) has stated they lack the authority to reduce/remove the current 4% imbedded in telecommunications rates. The result is that Qwest will be able to pocket the current, imbedded 4% and **charge city residents an additional 4% as an itemized tax.**

“I am adamantly opposed to SB 479-C.

“I have a conflict of interest in that I or my family own Qwest stock and will probably make money if it passes.”

SB 977 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 977 – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Westlund. Bill passed.

SB 495 (A-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 47; Nays, 10 – Backlund, Close, Garrard, Knopp, Kropf, Nelson, Smith, G., Starr, Witt, Zauner; Absent, 1 – Brown; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill passed.

Barnhart requested the following explanation of his vote be entered in the Journal:

“I am grateful for the service ordinary citizens provide by serving on juries. I believe these ‘heroes’ deserve just compensation. However, I can not in good conscience support the implementation of jury fee and mileage increases without the necessary budget increase to pay for it. I voted ‘Yea’ in order to enable the Judicial Department to operate within its legislatively adopted budget.”

HB 3917 – Message from the Senate announcing Senators Atkinson and Beyer, L. appointed Senate conferees.

HJR 19 – Message from the Senate announcing Senators Harper, Beyer, R. and Yih appointed Senate conferees.

HB 3637, SB 50 – Message from the Senate announcing President signed on July 2, 2001.

HB 3759 – Message from the Senate announcing President signed on July 2, 2001.

HB 2714, 2049, SB 5511, 483, 502, HB 2560 – Message from the Senate announcing passage.

SJR 35 – Message from the Senate announcing adoption.

HB 2716 – Message from the Senate announcing passage as amended by the Senate.

SB 41, 293, 457, 827, 872, 914, 956 – Message from the Senate announcing concurrence in House amendments and repassage.

SB 2137, 3981 – Message from the Senate announcing adoption of Conference Committee Report and repassage.

HB 2727 – Message from the Senate announcing Senate refused to adopt Conference Committee Report. Senators Duncan, Courtney and Nelson appointed Senate conferees #2.

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

SJR 35 – Read first time and passed to Speaker's desk for referral.

SB 5511, 483, 502 – Read first time and passed to Speaker's desk for referral.

SB 479 (C-Engrossed) – By unanimous consent, on request of Minnis, rules suspended to permit Devlin to change his vote from "nay" to "aye" on passage of bill.

SB 620 (B-Engrossed) – Report by Committee on Advancing E-Government recommending passage with amendments and be printed engrossed.

HB 2281 (B-Engrossed) – Report by Conference Committee, signed by Representatives Witt, Chair; Hass, Kafury, Nelson and Shetterly and Senators Ferrioli, Beyer, L. and Starr, recommending that the House concur in the Senate amendments dated May 31, 2001 and the bill be further amended and repassed.

SB 167 (B-Engrossed) – Report by Conference Committee, signed by Senators Minnis, Chair; Brown and Duncan and Representatives Williams, Shetterly and Lowe, recommending that the House recede from the House amendments dated May 31, 2001 and the A-engrossed bill be repassed.

SB 470 (B-Engrossed) – Report by Conference Committee, signed by Senators Messerle, Chair; Atkinson and Shields and Representatives Doyle, Schrader and Wilson, recommending that the Senate concur in the House amendments dated June 7, 2001 and the bill be further amended and repassed.

SB 374 – Speaker signed.

SB 397 – Speaker signed.

HB 3637 – Speaker signed.

SB 50 – Speaker signed.

HB 2007, 2322, 2335, 2429 – Speaker signed.

House adjourned until 11:30 a.m., Tuesday, July 3, 2001 on motion of Jenson.

Tuesday, July 3, 2001 – Morning Session

House convened at 11:30 a.m. Hill in Chair. All present except: Excused for business of the House, 13 – Beck, Hass, Kruse, Leonard, Minnis, Nolan, Rosenbaum, Schrader, Starr, Walker, V., Wirth, Witt, Speaker Simmons.

Opening Ceremony presented by Representative Donna Nelson, District 29, McMinnville.

HB 5025 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 5050 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2166 – Report by Committee on Ways and Means recommending passage.

HB 2877 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3214 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SB 101 (B-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SB 102 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 229 (C-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SB 370 (B-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SB 945 (B-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SB 946 – Report by Committee on Ways and Means recommending passage.

SB 230 (B-Engrossed) – Report by Conference Committee, signed by Senators Minnis, Chair; Courtney and Beyer, R. and Representatives Williams, Chair; Walker, C. and Dingfelder recommending that the Senate concur in the House amendments dated June 4, 2001 and the bill be further amended and repassed.

House recessed until 1:30 p.m. on motion of Jenson.

Tuesday, July 3, 2001 – Afternoon Session

House reconvened at 1:30 p.m. Speaker Pro Tempore in Chair. All present except: Excused for business of the House, 7 – Kruse, Minnis, Schrader, Starr, Westlund, Winters, Speaker Simmons.

Hill in Chair.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 5036 – Message from the Senate announcing Senators Hannon, Clarno and Brown appointed Senate conferees.

HB 2716 (B-Engrossed) – Shetterly moved House concur in Senate amendments and repass bill as amended by the Senate.

Previous question moved by Zauner, carried.

HB 2716 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 56; Excused for business of the House, 4 – Minnis, Westlund, Winters, Speaker Simmons. Bill repassed.

Barnhart requested the following explanation of his vote be entered in the Journal:

“I voted ‘Yea’ on House Bill 2716-B. I strongly **support the Working Family Child Care Credit** and view this refundable credit as a first step in sustaining Oregon’s working families.

“I am adamantly **opposed** to linking support for Oregon’s working families with an unnecessary and imprudent **cut in taxes for big business.**”

HB 2281 – By unanimous consent, on request of Chair, rules suspended to permit consideration of Conference Committee Report immediately.

HB 2281 (B-Engrossed) – Witt moved Conference Committee Report be adopted.

Previous question moved by Zauner, carried.

Call of the House demanded by Witt, joined by Butler, Patridge, Zauner, Gardner and Hansen. All present.

HB 2281 (B-Engrossed) – Motion to adopt Conference Committee Report carried on viva voce vote. Conference Committee Report adopted.

HB 2281 (B-Engrossed) – Witt moved bill be repassed.

Previous question moved by Zauner, carried.

Call of the House demanded by Witt, joined by Zauner, Starr, Smith, P., Brown and Nelson. All present.

HB 2281 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 49; Nays, 11 – Ackerman, Barnhart, Dingfelder, March, Merkley, Morrisette, Nolan, Rosenbaum, Tomei, Verger, Wirth. Bill repassed.

SB 5511, 483, 502, SJR 35 – Referred from Speaker’s desk to the Committee on Ways and Means.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Second Reading of Senate Bills.

SB 764, 973 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

SB 764, 973 – Read second time and passed to third reading.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 620, 764, 973 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 620 (C-Engrossed) – Read. Carried by Smith, T.

Call of the House demanded by Smith, T., joined by Witt, Zauner, Knopp, Smith, P. and Minnis. All present except: Excused for business of the House (subject to Call), 1 – Starr.

By unanimous consent, on request of Smith, T., rules suspended to dispense with further proceedings under the Call of the House.

SB 620 (C-Engrossed) – On passage of the bill the vote was: Yeas, 50; Nays, 9 – Barnhart, Beck, Dingfelder, Hass, Leonard, March, Ringo, Rosenbaum, Tomei; Excused for business of the House, 1 – Starr. Bill passed.

SB 764 (B-Engrossed) – Read third time. Carried by Shetterly.

Previous question moved by Zauner, carried.

SB 764 (B-Engrossed) – On passage of the bill the vote was: Yeas, 50; Nays, 5 – Barnhart, Beck, Dingfelder, Ringo, Rosenbaum; Absent, 1 – Morrisette; Excused for business of the House, 4 – Kruse, Schrader, Westlund, Speaker Simmons. Bill passed.

Tomei requested the following explanation of her vote be entered in the Journal:

“Senate Bill 764 makes very significant changes to the current pollution control tax credit, first begun by Governor Tom McCall, by directing the bulk of the tax incentive toward companies located in rural Oregon, small businesses, and those companies that make extraordinary environmental efforts to the state of Oregon. I voted in favor of SB 764 for several reasons: its current version is a solid compromise between various coalitions, it reflects Oregon’s commitment to sustainability, and it is an example of responsible government. The compromises agreed upon between the concerned stakeholders to phase out the tax credits reflect the genuine dedication shared by those involved with the process. SB 764 states Oregon’s policy on Incentives and Sustainability. Finally, the savings acquired through the tax credit will help to retain, expand, and attract businesses in our state.

“Even with these reasons, I still faced a difficult choice in voting for this bill. However, I believe that the current language in the bill is a good example of responsible government and thus I voted in favor of Senate Bill 764.”

Wirth requested the following explanation of her vote be entered in the Journal:

“On July 3, 2001 I voted in favor of 764B for the following reasons:

“A) This bill provides for the first substantive reform of Oregon’s Pollution Control Tax Credit since its adoption in 1967. While I would prefer this credit sunset, the political reality is that a reform would prevail.

“B) This bill provides for a reform that phases out the pollution control tax credit for simple compliance. It also retains, but reduces, the amount of credit available for pollution control facilities that result in going above and beyond DEQ and EPA requirements.

“This bill reflects the best reform possible this session. It eliminates (phases out) payments for complying with environmental law, and retains the tax credit as an economic incentive tool for businesses to control pollution at levels beyond what the law requires.”

SB 973 (A-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 51; Nays, 2 – Nolan, Wirth; Absent, 2 – Close, Lee; Excused for business of the House, 5 – Kruse, Schrader, Westlund, Williams, Speaker Simmons. Bill passed.

HM 4 – Report by Committee on Rules, Redistricting and Public Affairs recommending adoption.

SB 5511 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 483 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 502 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 811 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

SB 811 – Report by Minority of Committee on Rules, Redistricting and Public Affairs, signed by March and Gardner, recommending passage with amendments and be printed engrossed.

SJR 35 (A-Engrossed) – Report by Committee on Ways and Means recommending adoption.

HB 3917 (B-Engrossed) – Report by Conference Committee, signed by Representatives Wilson, Chair; Merkley and Starr and Senators Atkinson and Beyer, L., recommending that the House concur in the Senate amendments dated June 19, 2001 and the bill be further amended and repassed.

SB 485, 439 – By unanimous consent, on request of Chair, rules suspended and bills taken from today’s Third Reading of Senate Bills and placed in their proper order on Wednesday’s, July 4, 2001 Calendar.

SB 167 – By unanimous consent, on request of Chair, rules suspended to permit consideration of Conference Committee Report immediately.

SB 167 (B-Engrossed) – Shetterly moved Conference Committee Report be adopted.

Wilson in Chair.

SB 167 (B-Engrossed) – Motion to adopt Conference Committee Report carried on viva voce vote. Conference Committee Report adopted.

SB 167 (B-Engrossed) – Shetterly moved bill be repassed.

Potential conflict of interest declared by Barnhart.

SB 167 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 49; Nays, 2 – Close, Knopp; Absent, 1 – Lee; Excused for business of the House, 8 – Hill, Kruse, Lowe, Minnis, Schrader, Westlund, Williams, Speaker Simmons. Bill repassed.

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

HB 4002, 4003 – Read first time and passed to Speaker’s desk for referral.

House recessed for 30 minutes on motion of Jenson.

House reconvened at 4:15 p.m. Smith, T. in Chair.

Call of the House demanded by Zauner, joined by Ackerman, Hopson, Tomei, Morgan and Verger. All present except: Absent (subject to Call), 11 – Brown, Close, Hill, Jenson, Kropf, Nolan, Smith, P., Starr, Westlund, Williams, Winters.

Kruse in Chair.

By unanimous consent, on request of Zauner, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 2007, 2322, 2335, 2429 – Message from the Senate announcing President signed on July 3, 2001.

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

HB 5025, 5050, 2166, 2877, 3214 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

HB 5025, 5050, 2166, 2877, 3214 – Read second time and passed to third reading.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Second Reading of Senate Bills.

SB 5511, 101, 102, 229, 370, 483, 502, 945, 946 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

SB 5511, 101, 102, 229, 370, 483, 502, 945, 946 – Read second time and passed to third reading.

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

HB 2166, 3214 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 2166 – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 54; Absent, 3 – Jenson, Kropf, Nolan; Excused for business of the House, 3 – Hill, Minnis, Westlund. Bill passed.

HB 3214 (A-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 56; Absent, 1 – Kropf; Excused for business of the House, 3 – Minnis, Schrader, Westlund. Bill passed.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 946, 370, 945 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 946 – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 54; Absent, 1 – Kafoury; Excused for business of the House, 5 – Hill, Krummel, Minnis, Schrader, Westlund. Bill passed.

SB 370 (C-Engrossed) – Read third time. Carried by Leonard. On passage of the bill the vote was: Yeas, 47; Nays, 4 – Barnhart, Kafoury, Nelson, Rosenbaum; Absent, 2 – Carlson, Nolan; Excused for business of the House, 7 – Hill, Krummel, Minnis, Patridge, Schrader, Westlund, Wilson. Bill passed.

Barnhart requested the following explanation of his vote be entered in the Journal:

“I voted ‘Nay’ on Senate Bill 370-C. While this bill has several worthwhile provisions, a presumptive life sentence is a very dangerous rule. Implementation of this provision may force life sentences when any reasonable person would consider such a sentence too harsh.”

SB 945 (C-Engrossed) – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 51; Excused for business of the House, 9 – Krummel, Minnis, Morrisette, Patridge, Shetterly, Westlund, Wilson, Witt, Speaker Simmons. Bill passed.

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

HB 2877, 5050 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 2877 (B-Engrossed) – Read third time. Carried by Hill. On passage of the bill the vote was: Yeas, 50; Nays, 2 – Smith, G., Smith, P.; Excused for business of the House, 8 – Krummel, Minnis, Patridge, Shetterly, Westlund, Wilson, Witt, Speaker Simmons. Bill passed.

HB 5050 (A-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 51; Nays, 1 – Nelson; Excused for business of the House, 8 – Krummel, Minnis, Patridge, Shetterly, Westlund, Wilson, Witt, Speaker Simmons. Bill passed.

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

HM 4, SJR 35 – By unanimous consent, on request of Chair, rules suspended to permit second reading and final consideration immediately.

HM 4 – Read second time. Carried by Smith, T. On adoption of the memorial the vote was: Yeas, 44; Nays, 8 – Barnhart, Beck, Dingfelder, Johnson, Kafoury, Lee, Leonard, Lowe; Excused for business of the House, 8 – Krummel, Minnis, Patridge, Shetterly, Westlund, Wilson, Witt, Speaker Simmons. Memorial adopted.

SJR 35 (A-Engrossed) – Read second time. Carried by Schrader.

Potential conflict of interest declared by Hayden.

SJR 35 (A-Engrossed) – On adoption of the resolution the vote was: Yeas, 53; Excused for business of the House, 7 – Krummel, Minnis, Patridge, Shetterly, Williams, Wilson, Speaker Simmons. Resolution adopted.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 5511, 483, 502 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 5511 (A-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 47; Nays, 4 – Close, Hass, Hopson, Kropf; Excused for business of the House, 9 – Krummel, Lowe, Minnis, Patridge, Shetterly, Westlund, Williams, Wilson, Speaker Simmons. Bill passed.

SB 483 (A-Engrossed) – Read third time. Carried by Smith, G. On passage of the bill the vote was: Yeas, 49; Nays, 2 – Morrisette, Witt; Excused for business of the House, 9 – Krummel, Lowe, Minnis, Patridge, Shetterly, Westlund, Williams, Wilson, Speaker Simmons. Bill passed.

SB 502 (A-Engrossed) – Read third time. Carried by Hill.

Starr moved the previous question. Motion carried, the vote being: Yeas, 34; Nays, 19 – Barnhart, Bates, Beck, Devlin, Dingfelder, Hansen, Hass, Hopson, Johnson, Kafoury, King, Leonard, March, Merkley, Monnes Anderson, Rosenbaum, Tomei, Walker, V., Wirth; Absent, 1 – Winters; Excused for business of the House, 6 – Krummel, Lowe, Minnis, Patridge, Shetterly, Speaker Simmons. Debate closed.

SB 502 (A-Engrossed) – On passage of the bill the vote was: Yeas, 34; Nays, 22 – Backlund, Barnhart, Beck, Brown, Devlin, Dingfelder, Hass, Krieger, Lee, Leonard, Lowe, March, Monnes Anderson, Rosenbaum, Smith, T., Tomei, Verger, Walker, C., Walker, V., Wilson, Wirth, Witt; Absent, 1 – Hayden; Excused for business of the House, 3 – Minnis, Patridge, Shetterly. Bill passed.

SB 885 (B-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

SB 101, 102, 229 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 101 (C-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 54; Absent, 1 – Garrard; Excused for business of the House, 5 – Minnis, Patridge, Shetterly, Wilson, Speaker Simmons. Bill passed.

SB 102 (B-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 55; Excused for business of the House, 5 – Minnis, Patridge, Shetterly, Wilson, Speaker Simmons. Bill passed.

SB 229 (D-Engrossed) – Read third time. Carried by Hill.

Call of the House demanded by Hill, joined by Morgan, Leonard, Krieger, Hansen and Backlund. All present.

SB 229 (D-Engrossed) – On passage of the bill the vote was: Yeas, 42; Nays, 18 – Ackerman, Barnhart, Carlson, Dingfelder, Gardner, Johnson, Leonard, March, Merkle, Monnes Anderson, Nelson, Rosenbaum, Smith, P., Tomei, Walker, V., Wirth, Witt, Zauner. Bill passed.

Barnhart requested the following explanation of his vote be entered in the Journal:

“I voted ‘Nay’ on Senate Bill 229-D. This costly bill supports one small Oregon town in an amendment added at the last minute. Normally such legislation is referred to as ‘pork.’”

Monnes Anderson requested the following explanation of her vote be entered in the Journal:

“I voted no on Senate Bill 229D, because on July 3, the day we considered the bill on the House Floor, an amendment was added that designates the city of North Plains as an electronic commerce zone.

“The Economic and Community Development Department will approve only four zones for electronic commerce designation. This amendment is unfair because the Department will also strive to achieve regional balance, thereby eliminating my district and others in the area from possible candidacy as an electronic commerce development site.”

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

HB 5025 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 5025 (A-Engrossed) – Read third time. Carried by Westlund. On passage of the bill the vote was: Yeas, 54; Nays, 6 – Hass, Knopp, Nelson, Nolan, Smith, G., Witt. Bill passed.

HB 3917 – By unanimous consent, on request of Chair, rules suspended to permit consideration of Conference Committee Report immediately.

HB 3917 (B-Engrossed) – Merkle moved Conference Committee Report be adopted. Motion carried on viva voce vote. Conference Committee Report adopted.

HB 3917 (B-Engrossed) – Merkle moved bill be repassed. On repassage of the bill the vote was: Yeas, 52; Nays, 2 – Brown, Nelson; Excused for business of the House, 6 – Hansen, Hill, Johnson, Schrader, Westlund, Winters. Bill repassed.

HB 2239 – Message from the Governor announcing he signed on July 2, 2001.

HB 2033, 2092, 2134, 2152, 2393, 2431, 2503, 2575, 2630, 2944, 2975, 3071, 3461, 3778, 3931, 3977, 3980 – Message from the Governor announcing he signed on July 3, 2001.

HB 2180, 5051, 5052, 2450, 2598, 2256, 5029, 2002, 2626, 2713, 2801, 3035, 2923, 3289, 3212, 3330, 3882, 3557, 3941, 3951, 3946, 5043, 2862, 3948, 2550, 2664, SB 5518, 62, 790, HB 2265, 3334 – Message from the Senate announcing passage.

HB 3696, 3007, 3173 – Message from the Senate announcing passage as amended by the Senate.

SB 14, 15, 763, 933 – Message from the Senate announcing concurrence in House amendments and repassage.

SB 470, 230 – Message from the Senate announcing adoption of Conference Committee Report and repassage.

SB 5518, 62, 790 – Read first time and passed to Speaker’s desk for referral.

HB 2298 (B-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2300 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2330 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2832 – Report by Committee on Ways and Means recommending passage.

HB 2884 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3534 – Report by Committee on Ways and Means recommending passage.

HB 3539 – Report by Committee on Ways and Means recommending passage.

HB 3554 – Report by Committee on Ways and Means recommending passage.

HB 3847 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

Message from Secretary of State, in compliance with Enrolled SB 215 and House Rule 19.20, announcing campaign contribution received during Seventy-first Regular Session, filed on July 2, 2001 by Sal Esquivel, candidate for office of State Representative, District 50.

HB 5036 – Speaker appointed Westlund, Chair; Hill and Schrader House conferees.

HB 2727 – Speaker appointed Hill, Chair; Butler and Schrader House conferees #2.

SB 229 (D-Engrossed) – By unanimous consent, on request of Gardner, rules suspended to permit Smith, P. to change her vote from “nay” to “aye” on passage of bill.

SB 370 (C-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and Nolan allowed to be recorded as voting “nay” on passage of bill.

SB 764 (B-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and Morrisette allowed to be recorded as voting “aye” on passage of bill.

HB 2934 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended to permit Monnes Anderson to change her vote from “nay” to “aye” on passage of bill.

House adjourned until 9:30 a.m., Wednesday, July 4, 2001 on motion of Jenson.

Wednesday, July 4, 2001 – Morning Session

House convened at 9:30 a.m. Hill in Chair. All present except: Absent, 4 – Kropf, Leonard, Smith, T., Wirth; Excused for business of the House, 7 – Nolan, Schrader, Shetterly, Starr, Westlund, Williams, Speaker Simmons.

Kruse in Chair.

Opening Ceremony presented by Representative Cheryl Walker, District 51, Murphy.

Opening Ceremony presented by Representative Carl Wilson, District 49, Grants Pass.

SB 50, 397, 5517, 5519, 5520, 5524, 5525, 5528, 5529, 5530, 5549, 5553, 5555 – Message from the Senate announcing President signed on July 3, 2001.

HB 3057 – Message from the Senate announcing Senators Harper, Atkinson and Beyer, L. appointed Senate conferees.

HJR 51 – Report by Committee on Advancing E-Government recommending adoption with amendments and be printed engrossed.

SB 5518, 62, 790 – Referred from Speaker’s desk to the Committee on Ways and Means.

HB 3007 (B-Engrossed) – Witt moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 46; Nays, 4 – Butler, Close, Jenson, Morgan; Absent, 4 – Hayden, Kropf, Smith, T., Wirth; Excused for business of the House, 6 – Ackerman, Hill, Krummel, Schrader, Westlund, Speaker Simmons. Bill repassed.

HB 3173 (B-Engrossed) – Knopp moved House concur in Senate amendments and repass bill as amended by the Senate.

Speaker Pro Tempore in Chair.

HB 3173 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 45; Absent, 2 – Kropf, Smith, T.; Excused for business of the House, 13 – Ackerman, Backlund, Dingfelder, Hill, Krummel, Nolan, Schrader, Walker, C., Walker, V., Westlund, Williams, Wilson, Speaker Simmons. Bill repassed.

SB 470 (B-Engrossed) – Doyle moved adoption of Conference Committee Report. Motion carried on viva voce vote. Conference Committee Report adopted.

SB 470 (B-Engrossed) – Doyle moved bill be repassed.

Call of the House demanded by Doyle, joined by Butler, Smith, G., Brown, Smith, P. and Williams. All present except: Absent (not subject to Call), 1 – Smith, T.

SB 470 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 48; Nays, 11 – Dingfelder, Hopson, Jenson, Johnson, Krummel, Lee, Leonard, Nelson, Rosenbaum, Winters, Wirth; Absent, 1 – Smith, T. Bill repassed.

Kruse in Chair.

SB 230 (B-Engrossed) – Dingfelder moved adoption of Conference Committee Report. Motion carried on viva voce vote. Conference Committee Report adopted.

SB 230 (B-Engrossed) – Dingfelder moved bill be repassed. On repassage of the bill the vote was: Yeas, 52; Absent, 2 – Rosenbaum, Smith, T.; Excused for business of the House, 6 – Hill, Patridge, Schrader, Shetterly, Westlund, Witt. Bill repassed.

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

HB 2300, 2330, 2832, 2884, 3534, 3539, 3554, 3847 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

HB 2300, 2330, 2832, 2884, 3534, 3539, 3554, 3847 – Read second time and passed to third reading.

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

HB 2298, 2300, 2330, 2832, 3534, 3539, 3554, 3847 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 2298 (C-Engrossed) – Read. Carried by Winters. On passage of the bill the vote was: Yeas, 47; Absent, 3 – Close, Nolan, Smith, T.; Excused for business of the House, 10 – Hill, Kropf, Patridge, Ringo, Schrader, Shetterly, Starr, Westlund, Williams, Witt. Bill passed.

HB 2300 (B-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 48; Nays, 2 – Beck, Witt; Absent, 1 – Smith, T.; Excused for business of the House, 9 – Hill, Kropf, Patridge, Ringo, Schrader, Shetterly, Starr, Westlund, Williams. Bill passed.

HB 2330 (B-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 50;

Absent, 1 – Smith, T.; Excused for business of the House, 9 – Hill, Kropf, Patridge, Ringo, Schrader, Shetterly, Starr, Westlund, W0illiams. Bill passed.

HB 2832 – Read third time. Carried by Beck. On passage of the bill the vote was: Yeas, 45; Nays, 8 – Butler, Close, Doyle, Krieger, Kruse, Monnes Anderson, Walker, C., Wilson; Absent, 2 – Hayden, Smith, T.; Excused for business of the House, 5 – Gardner, Ringo, Schrader, Starr, Westlund. Bill passed.

Butler requested the following explanation of his vote be entered in the Journal:

“On July 4, 2001 I voted ‘No’ on a ‘seed money’ funding bill to utilize \$15,000 (of State general funds) to fund a Portland-based statue of former Governor Tom McCall.

“I opposed House Bill 2832 because the Oregon Legislature recently provided multimillion dollar funding for the Trust for Culture Development (HB 2923) which is to be available for assisting in funding for culture and the arts and similar projects in Oregon.

“I opine that there is no need to go back to the well for every culture and art project which requests additional funding from the legislature this session. Oregon State public funding for statues, arts and objects for public display and appreciation should be funded from the account already established to assist with funding the arts and culture in Oregon.”

Monnes Anderson requested the following explanation of her vote be entered in the Journal:

“I voted no on House Bill 2832 because I feel that the funds for this statue commemorating former governor Tom McCall should come from private, business and community donations, or possibly the Trust for Cultural Development Account.

“Quality K-12 education and higher education, access to health care, technology research and development, and a viable economy are my top priorities. Until these areas are adequately funded, I cannot support using General Fund moneys to fund the memorial to former governor McCall.”

HB 3534 – Read third time. Carried by Nelson.

Potential conflict of interest declared by Hill.

HB 3534 – On passage of the bill the vote was: Yeas, 50; Absent, 1 – Smith, T.; Excused for business of the House, 9 – Beck, Nolan, Patridge, Ringo, Schrader, Shetterly, Starr, Westlund, Speaker Simmons. Bill passed.

HB 3539 – Read third time. Carried by Hill. On passage of the bill the vote was: Yeas, 49; Nays, 1 – Monnes Anderson; Absent, 1 – Smith, T.; Excused for business of the House, 9 – Beck, Garrard, Lowe, Nolan, Patridge, Schrader, Shetterly, Westlund, Speaker Simmons. Bill passed.

Monnes Anderson requested the following explanation of her vote be entered in the Journal:

“I voted no on House Bill 3539 because I feel that the funds for the repair and refurbishment of the Spanish American War Soldiers Monument should come from private, business and community donations, or possibly the Trust for Cultural Development Account.

“Quality K-12 education and higher education, access to health care, technology research and development, and a viable economy are my top priorities. Until these areas are adequately funded, I cannot support using General Fund moneys to fund the Spanish American War Soldiers Monument.”

HB 3554 – Read third time. Carried by Smith, P. On passage of the bill the vote was: Yeas, 49; Nays, 4 – Monnes Anderson, Rosenbaum, Tomei, Verger; Absent, 2 – Smith, T.,

Walker, C.; Excused for business of the House, 5 – Nolan, Patridge, Schrader, Shetterly, Westlund. Bill passed.

Monnes Anderson requested the following explanation of her vote be entered in the Journal:

“I voted no on House Bill 3554 because I feel that the funds for the construction of the Mid-Columbia Veterans’ Memorial Complex should come from private, business and community donations, or possibly the Trust for Cultural Development Account.

“Quality K-12 education and higher education, access to health care, technology research and development, and a viable economy are my top priorities. Until these areas are adequately funded, I cannot support using General Fund moneys to fund the Mid-Columbia Veterans’ Memorial Complex.”

Tomei requested the following explanation of her vote be entered in the Journal:

“I voted against House Bill 3554 because one of the monuments referenced in the bill will be dedicated to *one* gentleman while the second will be dedicated only to the men and women from the Mid-Columbia area who served in military conflicts. While I do not dispute the courage Mr. Kaufman faced, I feel that singling out one individual for honor belittles the nameless and countless other veterans, each deserving of acclaim. This bill is unfair to servicemen and servicewomen from other counties who deserve the same recognition.

“I did vote in favor of the other bills dealing with veteran memorials: House Bill 3847, House Bill 3534, and House Bill 3589.”

Verger requested the following explanation of her vote be entered in the Journal:

“I voted no on HB 3554 because I feel it set a precedent for every county to ask for \$25,000 for the Veterans memorial in their county. I did vote for HB 3524, 3539, and HB 3847.”

HB 3847 (A-Engrossed) – Read third time. Carried by Simmons. On passage of the bill the vote was: Yeas, 52; Nays, 1 – Monnes Anderson; Absent, 2 – Smith, T., Walker, C.; Excused for business of the House, 5 – Nolan, Patridge, Schrader, Shetterly, Westlund. Bill passed.

Monnes Anderson requested the following explanation of her vote be entered in the Journal:

“I voted no on House Bill 3847 because I feel that the funds for planning expenses related to a Veterans Memorial in the State Capitol Mall should come from private, business and community donations, or possibly the Trust for Cultural Development Account.

“Quality K-12 education and higher education, access to health care, technology research and development, and a viable economy are my top priorities. Until these areas are adequately funded, I cannot support using General Fund moneys to fund the Veterans’ Memorial.”

HB 2884 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 2884 (B-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 55; Nays, 1 – Butler; Absent, 2 – Smith, T., Walker, C.; Excused for business of the House, 2 – Nolan, Westlund. Bill passed.

HB 3696 (C-Engrossed) – Hill moved House concur in Senate amendments and repass bill as amended by the Senate.

Walker, C. in Chair.

Kruse in Chair.

Previous question moved by Patridge, carried.

Speaker Pro Tempore in Chair.

Call of the House demanded by Hill, joined by Gardner, March, Walker, V., Zauner and Smith, P. All present except: Absent (not subject to Call), 1 – Smith, T.

HB 3696 (C-Engrossed) – On repassage of the bill the vote was: Yeas, 48; Nays, 11 – Ackerman, Barnhart, Dingfelder, Hass, Hayden, Leonard, Merkley, Nelson, Ringo, Rosenbaum, Tomei; Absent, 1 – Smith, T. Bill repassed.

Ackerman requested the following explanation of his vote be entered in the Journal:

“I voted against concurrence today on House Bill 3696 as I did before in the original vote on June 4. I am opposed to this bill because it grants the Public Utility Commission too much authority in establishing electric rates for the construction of new generating facilities.

“I believe that supply and demand considerations will determine the level of investment for new generating facilities. It is clear to me that the provisions of HB 3696 do not alter this market driven factor. HB 3696 will not impact supply and demand.

“Instead, HB 3696 eliminates consumer protection in the rate making process. The mandate provided in statute [ORS 757.210] that rates must be just and reasonable is eliminated. In addition, the public process of filing a complaint and participating in the rate making process allowed by statute [ORS 757.500] will not apply under HB 3696. No consumer protection and no consumer participation is allowed.

“HB 3696 also repeals ORS 757.355. This statute disallows the recovery in the rate base for generating facilities that are no longer producing electricity. Instead of having these stranded costs shared by ratepayers and stockholders of the private utility, as is the current practice, HB 3696 will have these costs borne by the ratepayers in every instance. The PUC will no longer have any authority in this matter.

“HB 3696 will not build us new generating capacity. HB 3696 will not provide a safe alternative to the current ratemaking structure. HB 3696 is not needed to facilitate the approval of rates for new generating capacity.

“What HB 3696 does is very clear. HB 3696 is designed to eliminate public participation in the rate making process, produce decisions which may provide rates which are unreasonable, and gets investors and utility stockholders off the hook by providing the private utility the opportunity to recover stranded cost entirely from ratepayers through the rate base.

“HB 3696 is bad legislation. Approving HB 3696 is not the public interest.”

Barnhart requested the following explanation of his vote be entered in the Journal:

“I voted ‘Nay’ on House Bill 3696-C. This bill has many good provisions supporting new generation of electricity. However, HB 3696-C allows utilities to pass the costs of generating plants not in service to ratepayers, thus overriding the voters’ decision not to pay for plants withdrawn from service. Further, this bill permits big business to opt out of rate structure effectively shifting costs to homeowners and small businesses. These two provisions make HB 3696-C unacceptable.”

SB 5518 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 62 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 790 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

Hill in Chair.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 485 (B-Engrossed) – Read third time. Carried by Wilson. On passage of the bill the vote was: Yeas, 50; Nays, 3 – Doyle, Nelson, Ringo; Absent, 2 – Close, Smith, T.; Excused for business of the House, 5 – Lowe, Schrader, Shetterly, Westlund, Winters. Bill passed.

SB 439 – By unanimous consent, on request of Chair, rules suspended and bill taken from today’s Third Reading of Senate Bills and placed in its proper order on Thursday’s, July 5, 2001 Calendar.

HB 3007 (B-Engrossed) – By unanimous consent, on request of Minnis, rules suspended and Wirth allowed to be recorded as voting “aye” on repassage of bill.

SB 485 (B-Engrossed) – By unanimous consent, on request of Gardner, rules suspended to permit Nelson to change her vote from “nay” to “aye” on passage of bill.

House recessed until 2:00 p.m. on motion of Jensen.

Wednesday, July 4, 2001 – Afternoon Session

House reconvened at 2:00 p.m. Hill in Chair. All present except: Absent, 3 – Bates, Lee, Walker, C.; Excused for business of the House, 3 – Minnis, Westlund, Speaker Simmons.

Speaker Pro Tempore in Chair.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Second Reading of Senate Bills.

SB 5518, 62, 790 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

SB 5518, 62, 790 – Read second time and passed to third reading.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 5518, 62, 790 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 5518 (A-Engrossed) – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 50; Nays, 2 – Nelson, Zauner; Absent, 5 – Bates, Kruse, Lee, Walker, C., Witt; Excused for business of the House, 3 – Hill, Westlund, Speaker Simmons. Bill passed.

SB 62 (B-Engrossed) – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 54; Absent, 3 – Kruse, Lee, Walker, C.; Excused for business of the House, 3 – Hill, Westlund, Speaker Simmons. Bill passed.

SB 790 (B-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 52; Nays,

2 – Butler, Garrard; Absent, 3 – Kruse, Lee, Walker, C.; Excused for business of the House, 3 – Hill, Westlund, Speaker Simmons. Bill passed.

SJR 12 (B-Engrossed) – Report by Committee on Rules, Redistricting and Public Affairs without recommendation as to passage and be referred to Committee on Advancing E-Government. Bill referred to Committee on Advancing E-Government by order of the Speaker.

HB 5053 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2275 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2276 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3537 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3861 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3961 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SB 134 (B-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SJR 12 (B-Engrossed) – Report by Committee on Advancing E-Government recommending adoption with amendments and be printed engrossed.

HB 2379 (B-Engrossed) – Report by Conference Committee, signed by Representatives Williams, Chair; Shetterly and Ackerman and Senators Minnis, Courtney and Duncan, recommending that the House concur in the Senate amendments dated June 4, 2001 and the bill be further amended and repassed.

HB 5036 (B-Engrossed) – Report by Conference Committee, signed by Representatives Westlund, Chair; Schrader and Hill and Senators Hannon and Brown, recommending that the House concur in the Senate amendments dated June 20, 2001 and the bill be further amended and repassed.

HJR 19 (A-Engrossed) – Report by Conference Committee, signed by Representatives Shetterly, Chair; Hass and Carlson and Senators Harper, Yih and Beyer, R., recommending that the House concur in the Senate amendments dated June 22, 2001 and the resolution be readopted.

House adjourned until 9:00 a.m., Thursday, July 5, 2001 on motion of Jenson.

Thursday, July 5, 2001 – Morning Session

House convened at 9:00 a.m. Hill in Chair. All present except: Absent, 1 – Kropf; Excused for business of the House, 3 – Schrader, Westlund, Speaker Simmons.

Moment of silence observed.

SB 5513 – Message from the Senate announcing President signed on July 4, 2001.

HB 3997, 2934, 3045, 3224, 3406, 3451, SB 5527, 292, 659, HB 5050, 5025, 2877, 3214, 2166 – Message from the Senate announcing passage.

HB 2427, 3905, 3372, 2280, 2581, 4001, 3920 – Message from the Senate announcing passage as amended by the Senate.

SB 229, 620, 764, 101, 370, 945 – Message from the Senate announcing concurrence in House amendments and repassage.

HB 2281, 3917 – Message from the Senate announcing adoption of Conference Committee Report and repassage.

HB 2004 – Message from the Senate announcing bill failed to pass.

SB 227 – Message from the Senate announcing Senators Beyer, R., Harper and Deckert appointed Senate conferees.

HJR 19 (A-Engrossed) – Shetterly moved adoption of Conference Committee Report. Motion carried on viva voce vote. Conference Committee Report adopted.

HJR 19 (A-Engrossed) – Shetterly moved resolution be readopted. On re-adoption of the resolution the vote was: Yeas, 55; Absent, 1 – Kropf; Excused for business of the House, 4 – Minnis, Schrader, Westlund, Speaker Simmons. Resolution readopted.

HB 5036, 2379 – By unanimous consent, on request of Chair, rules suspended to permit consideration of Conference Committee Reports immediately.

HB 5036 (B-Engrossed) – Westlund moved adoption of Conference Committee Report. Motion carried on viva voce vote. Conference Committee Report adopted.

HB 5036 (B-Engrossed) – Westlund moved bill be repassed. On repassage of the bill the vote was: Yeas, 56; Nays, 3 – Ackerman, Butler, Nelson; Absent, 1 – Kropf. Bill repassed.

HB 2379 (B-Engrossed) – Williams moved adoption of Conference Committee Report. Motion carried on viva voce vote. Conference Committee Report adopted.

HB 2379 (B-Engrossed) – Williams moved bill be repassed. On repassage of the bill the vote was: Yeas, 51; Nays, 5 – Butler, Devlin, Jenson, Wilson, Speaker Simmons; Absent, 4 – Close, Hayden, Kropf, Kruse. Bill repassed.

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

SB 5527, 292, 659 – Read first time and passed to Speaker's desk for referral.

SB 5527, 292, 659 – Referred from Speaker's desk to the Committee on Ways and Means.

Speaker Pro Tempore in Chair.

SB 811 (A-Engrossed) – Doyle moved House adopt Committee Report.

SB 811 (A-Engrossed) – Gardner moved House substitute Minority Report for Committee Report.

Call of the House demanded by Gardner, joined by Rosenbaum, Hass, Kafoury, King and Monnes Anderson. All present except: Absent (not subject to Call), 1 – Kropf.

SB 811 (A-Engrossed) – Motion to substitute Minority Report for Committee Report failed, the vote being: Yeas, 29; Nays, 30 – Backlund, Brown, Butler, Carlson, Close, Doyle, Garrard, Hayden, Hill, Jenson, Knopp, Krieger, Krummel, Kruse, Minnis, Morgan, Nelson, Patridge, Shetterly, Smith, G., Smith, P., Smith, T., Starr, Walker, C., Westlund, Williams, Wilson, Winters, Zauner, Speaker Simmons; Absent, 1 – Kropf. Motion failed.

SB 811 (A-Engrossed) – Motion to adopt Committee Report carried, the vote being: Yeas, 54; Nays, 5 – Barnhart, Hansen, Hill, March, Rosenbaum; Absent, 1 – Kropf. Committee Report adopted.

SB 811 – By unanimous consent, on request of Doyle, rules suspended to permit second and third reading and final consideration immediately.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Second Reading of Senate Bills.

SB 811 – Read second time and passed to third reading.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 811 (A-Engrossed) – Read third time. Carried by Doyle. On passage of the bill the vote was: Yeas, 53; Nays, 3 – Dingfelder, Hill, Rosenbaum; Absent, 2 – Backlund, Kropf; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill passed.

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

HB 5053, 2275, 2276, 3537, 3861, 3961 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

HB 5053, 2275, 2276, 3537, 3861, 3961 – Read second time and passed to third reading.

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

HB 5053, 2275, 2276, 3537, 3861, 3961 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 5053 (A-Engrossed) – Read third time. Carried by Schrader.

Potential conflict of interest declared by Carlson.

HB 5053 (A-Engrossed) – On passage of the bill the vote was: Yeas, 44; Nays, 14 – Brown, Butler, Carlson, Close, Garrard, Jenson, Lowe, Smith, G., Smith, P., Starr, Walker, C., Wilson, Witt, Zauner; Absent, 2 – Hayden, Kropf. Bill passed.

Carlson requested the following explanation of her vote be entered in the Journal:

“I voted ‘nay’ on House Bill 5053 because I object to the 29% cut to flexible funds for community programs included within this budget. Reductions to these funds will result in cuts to important services in Marion County and across the state, such as Court-Appointed Special Advocates and services for runaway and homeless youth. However, I do strongly support the budget provisions that will result in statewide rollout of Healthy Start, reductions to relief nursery waiting lists, and restoration of the family resource center pilot projects.”

HB 2275 (A-Engrossed) – Read third time. Carried by Westlund.

Kruse in Chair.

HB 2275 (A-Engrossed) – On passage of the bill the vote was: Yeas, 48; Nays, 5 – Ackerman, Hayden, Johnson, Nelson, Zauner; Absent, 3 – Kropf, Lee, Walker, C.; Excused for business of the House, 4 – Gardner, Minnis, Wilson, Speaker Simmons. Bill passed.

Ackerman requested the following explanation of his vote be entered in the Journal:

“I voted against House Bill 2275 because the process by which the Bill came to the floor and the subsequent provision of the Bill further illustrate the financial irresponsibility that has been exhibited by this session of the Legislature.

“This Bill appeared on the Third Reading list slightly before the morning session of the Legislature. There was little time to reflect upon the provisions of the act.

“The staff report indicates that at the time the Governor's budget was prepared, the remaining bond capacity for lottery bonds was \$271 million. It is easy to see that this act absorbs all of the bonding capacity for these bonds, thus leaving the next and subsequent legislative session with little financial flexibility in using lottery bonds for other capital projects.

“The act identifies 10 capital projects for lottery bond funding. No explanation is given regarding the merits of any of the proposals. For example, there is no explanation why the buildings at Eastern Oregon University and Southern Oregon University could not be funded, as they should be, out of the capital project fund of the Oregon University system.

“In another example, \$150 million in bond capacity is utilized by Oregon Economic and Community Development Department for unidentified ‘infrastructure loans and grants.’ This is over half of the bonding capacity authorized in this Bill. No explanation was given with respect to the use of these bonds, or whether the Oregon Economic and Community Development Department would repay that portion of the proceeds that would be utilized for the loans.

“Finally, no information was submitted regarding the estimated debt service costs for these bonds. That debt service cost will substantially encumber the cash flow received from lottery proceeds that could be otherwise utilized for significant and better public purposes.

“I believe that financial accountability is obscured when all of these projects, good or bad, are combined into one bill. While several of the projects noted have merit, they are overshadowed by the lack of

accountability regarding the remaining projects. Each project should be voted separately so we can have a debate on the merits of that proposal. The current process denies Legislators the opportunity to fully determine the value of each project on its own and forces a vote of necessary evils – voting in favor of bad projects in order to win support for good ones.

“This Bill obliterates all the rules of financial accountability. I will not support this kind of fiscal irresponsibility.”

Carlson requested the following explanation of her vote be entered in the Journal:

“I voted ‘aye’ on House Bill 2275 because Section 12 provides \$20,167,661 in lottery bonds for the improvement, restoration, upgrading and preservation of systems, facilities, and equipment of the Oregon State Fair and Exposition Center. These improvements to the State Fair are sorely needed.

“However, House Bill 2275 also includes lottery bond funds for the Columbia River channel deepening project in Sections 6-8. I have been informed of citizen concerns that there could be environmental impacts from this project in violation of state and federal laws. I therefore join with Rep. Betsy Johnson in advocating for an opportunity for public comment upon release of the US Army Corps of Engineers plan. Evidently, the Corps refused to allow for public comment in the past. A provision requiring public comment was, unfortunately, not incorporated into House Bill 2275.”

Dingfelder requested the following explanation of her vote be entered in the Journal:

“I voted to support HB 2275, which increases aggregate amount of lottery bonds that may be issued. There are numerous projects that will be funded by these lottery bonds which I support, including matching funds for DEQ sewer projects, funding for the Short Rail and Commuter Rail Projects, and Housing and Community Service funding.

“However, I am opposed to the funding of the Columbia River dredging projects until a final statement concerning the environmental ramifications of the dredging is published. The potential environmental impacts are numerous. The Columbia River dredging project could:

“Reverse years of effort toward salmon recovery.

“Threaten the health of the Columbia estuary by spreading toxic contaminants.

“Destroy hundreds of acres of river bottom habitat.

“Despite numerous studies over the past ten years on possible methods of dredging the Columbia, a process has not yet been discovered that does not result in massive environmental damage. It is fiscally irresponsible for the Oregon legislature to allocate money to a project that will only progress if our environmental laws are weakened.

“I am also concerned that there has not been adequate attention given to the concerns of the involved communities. An amendment was proposed, which was not adopted by the Ways and Means committee, that would have required a 45-day public comment period on the revised Corps plan. Without this amendment, the bill lacks the public comment that is essential for such a large project.

“I am hopeful that these environmental concerns will be addressed before the project is undertaken. Despite the serious concerns I have regarding the allocation of lottery backed bonds to the Columbia River dredging project, I voted in favor of HB 2275 because there were several other projects in the bill that will strengthen our communities and should receive funding.”

HB 2276 (A-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 57; Absent, 1 – Walker, C.; Excused for business of the House, 2 – Minnis, Wilson. Bill passed.

HB 3057 (A-Engrossed) – Report by Conference Committee, signed by Representatives Shetterly, Chair; Beck and Witt and Senators Harper, Beyer, L. and Atkinson, recommending that the House concur in the Senate amendments dated June 25, 2001 and the bill be further amended and repassed.

HB 3537 (B-Engrossed) – Read third time. Carried by Hill.

Potential conflict of interest declared by Johnson.

Potential conflict of interest declared by Walker, C.

HB 3537 (B-Engrossed) – On passage of the bill the vote was: Yeas, 50; Absent, 1 – Doyle; Excused for business of the House, 9 – Butler, Lowe, Minnis, Patridge, Schrader, Westlund, Wilson, Winters, Speaker Simmons. Bill passed.

HB 3861 (B-Engrossed) – Read third time. Carried by Hill.

Speaker Pro Tempore in Chair.

HB 3861 (B-Engrossed) – On passage of the bill the vote was: Yeas, 51; Nays, 2 – Close, Nelson; Absent, 1 – Kruse; Excused for business of the House, 6 – Minnis, Patridge, Schrader, Westlund, Winters, Speaker Simmons. Bill passed.

HB 3961 (B-Engrossed) – Read third time. Carried by Hill.

Potential conflict of interest declared by Kafoury.

HB 3961 (B-Engrossed) – On passage of the bill the vote was: Yeas, 53; Nays, 3 – Butler, Jenson, Rosenbaum; Absent, 1 – Hayden; Excused for business of the House, 3 – Patridge, Schrader, Westlund. Bill passed.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 885 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 885 (C-Engrossed) – Read. Carried by March.

Previous question moved by Zauner, carried.

Call of the House demanded by March, joined by Merkley, Tomei, Krieger, Backlund and Carlson. All present except: Excused for business of the House (subject to Call), 1 – Westlund.

By unanimous consent, on request of March, rules suspended to dispense with further proceedings under the Call of the House.

SB 885 (C-Engrossed) – On passage of the bill the vote was: Yeas, 31; Nays, 28 – Backlund, Barnhart, Bates, Brown, Garrard, Hass, Hill, King, Knopp, Krummel, Kruse, Lee, Monnes Anderson, Nolan, Patridge, Ringo, Rosenbaum, Schrader, Shetterly, Smith, G., Smith, P., Starr, Verger, Walker, C., Walker, V., Williams, Winters, Wirth; Excused for business of the House, 1 – Westlund. Bill passed.

HB 2727 (A-Engrossed) – Report by Conference Committee, signed by Representatives Hill, Chair; Butler and Schrader and Senators Courtney, Duncan and Nelson, recommending that the House concur in the Senate amendments dated April 11, 2001 and the bill be repassed.

SB 134 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 134 (C-Engrossed) – Read. Carried by Schrader.

Potential conflict of interest declared by Nolan.

SB 134 (C-Engrossed) – On passage of the bill the vote was: Yeas, 58; Excused for business of the House, 2 – Westlund, Williams. Bill passed.

SB 439 – By unanimous consent, on request of Chair, rules suspended and bill taken from today's Third Reading of Senate Bills and placed in its proper order on Monday's, July 9, 2001 Calendar.

HB 2168, 3424 – Message from the Governor announcing he signed on July 4, 2001.

SB 67, 466, 472, 492, 512, 5536, 5546, 5547 – Message from the Senate announcing President signed on July 5, 2001.

House recessed until 2:00 p.m. on motion of Jenson.

House stood in recess until 3:00 p.m.

House stood in recess until 4:30 p.m.

Thursday, July 5, 2001 – Afternoon Session

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

Call of the House demanded by Zauner, joined by Smith, P., Lowe, Dingfelder, Hansen and Backlund. All present except: Absent (subject to Call), 10 – Hill, Krummel, Kruse, Nolan, Rosenbaum, Schrader, Starr, Williams, Winters, Witt; Excused for business of the House (subject to Call), 3 – Minnis, Westlund, Speaker Simmons.

Wilson in Chair.

By unanimous consent, on request of Zauner, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

SB 5527 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 292 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 659 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 384 (A-Engrossed) – Report by Committee on Judiciary recommending passage with amendments and be printed engrossed.

HB 2280, 2427, 2581, 3372, 3905, 3920, 4001 – By unanimous consent, on request of Chair, rules suspended to permit consideration of Senate amendments immediately.

HB 2280 (B-Engrossed) – Shetterly moved House concur in Senate amendments and repass bill as amended by the Senate.

Potential conflict of interest declared by Nolan.

HB 2280 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 46; Nays, 13 – Beck, Close, Johnson, Knopp, Nelson, Nolan, Patridge, Rosenbaum, Schrader, Smith, P., Walker, C., Wirth, Zauner; Excused for business of the House, 1 – Westlund. Bill repassed.

HB 2427 (B-Engrossed) – Shetterly moved House concur in Senate amendments and repass bill as amended by the Senate.

Speaker Pro Tempore in Chair.

HB 2427 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 56; Absent, 1 – Rosenbaum; Excused for business of the House, 3 – Gardner, Nolan, Westlund. Bill repassed.

HB 2581 (B-Engrossed) – Wilson 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, 3 – Close, Smith, P., Witt; Absent, 1 – Kruse; Excused for business of the House, 4 – Gardner, Nolan, Patridge, Westlund. Bill repassed.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Announcements.

HB 3372 (B-Engrossed) – Hill moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 54; Nays, 1 – Ackerman; Absent, 1 – Kruse; Excused for business of the House, 4 – Gardner, Nolan, Patridge, Westlund. Bill repassed.

HB 3905 (C-Engrossed) – Kropf moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 55; Absent, 1 – Kruse; Excused for business of the House, 4 – Gardner, Nolan, Patridge, Westlund. Bill repassed.

HB 3920 (B-Engrossed) – Williams 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 for business of the House, 2 – Nolan, Westlund. Bill repassed.

HB 4001 (A-Engrossed) – Wilson moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 56; Absent, 1 – Smith, T.; Excused for business of the House, 3 – Nolan, Westlund, Speaker Simmons. Bill repassed.

HB 2727, 3057 – By unanimous consent, on request of Chair, rules suspended to permit consideration of Conference Committee Reports immediately.

HB 2727 (A-Engrossed) – Schrader moved adoption of Conference Committee Report. Motion carried on viva voce vote. Conference Committee Report adopted.

HB 2727 (A-Engrossed) – Schrader moved bill be repassed. On repassage of the bill the vote was: Yeas, 51; Nays, 3 – Hill, Knopp, Wirth; Absent, 1 – Garrard; Excused for business of the House, 5 – Minnis, Nolan, Westlund, Winters, Speaker Simmons. Bill repassed.

HB 3057 (A-Engrossed) – Beck moved adoption of Conference Committee Report. Motion carried on viva voce vote. Conference Committee Report adopted.

HB 3057 (A-Engrossed) – Beck moved bill be repassed. On repassage of the bill the vote was: Yeas, 53; Absent, 1 – Kruse; Excused for business of the House, 6 – Kropf, Minnis, Nolan, Smith, G., Westlund, Speaker Simmons. Bill repassed.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Second Reading of Senate Bills.

SB 292, 384, 659 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

SB 292, 384, 659 – Read second time and passed to third reading.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 292, 384, 659 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 292 (B-Engrossed) – Read third time. Carried by Hill.

Wilson in Chair.

SB 292 (B-Engrossed) – On passage of the bill the vote was: Yeas, 49; Nays, 4 – Johnson, Nelson, Rosenbaum, Verger; Absent, 1 – Kruse; Excused for business of the House, 6 – Krummel, Minnis, Nolan, Starr, Westlund, Speaker Simmons. Bill passed.

SB 384 (B-Engrossed) – Read third time. Carried by Williams. On passage of the bill the vote was: Yeas, 50; Nays, 5 – Leonard, Merkley, Rosenbaum, Smith, P., Smith, T.; Excused for business of the House, 5 – Lowe, Minnis, Schrader, Westlund, Speaker Simmons. Bill passed.

SB 659 (B-Engrossed) – Read third time. Carried by Winters. On passage of the bill the vote was: Yeas, 57; Excused for business of the House, 3 – Minnis, Westlund, Speaker Simmons. Bill passed.

SB 871, 145, HB 3200, SB 753, HB 2294, 2298, 2884, 2330, 2832, 2300 – Message from the Senate announcing passage.

SCR 11 – Message from the Senate announcing adoption.

HB 2918, 2646, 3809, 3244, 3399, 2764, 2828 – Message from the Senate announcing passage as amended by the Senate.

SB 485 – Message from the Senate announcing concurrence in House amendments and repassage.

HB 3539, 3847, 3554, 3444, 3534 – Message from the Senate announcing passage.

HB 3712 – Message from the Senate announcing passage as amended by the Senate.

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

SCR 11 – Read first time and passed to Speaker's desk for referral.

SCR 11 – Referred from Speaker's desk to the Committee on Ways and Means.

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

SB 145, 753, 871 – Read first time and passed to Speaker's desk for referral.

SB 145, 753, 871 – Referred from Speaker's desk to the Committee on Ways and Means.

House recessed until 8:00 p.m. on motion of Jenson.

Thursday, July 5, 2001 – Evening Session

House reconvened at 8:00 p.m. Speaker Pro Tempore in Chair. All present except: Absent, 6 – Beck, Brown, Close, King, Krummel, Kruse; Excused for business of the House, 3 – Bates, Westlund, Speaker Simmons.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 3363 – Message from the Governor announcing he vetoed on June 29, 2001.

June 29, 2001

The Honorable Mark Simmons
Speaker of the House
H-269 State Capitol
Salem, OR 97301

Dear Speaker Simmons:

I am returning herewith House Bill 3363-A, unsigned and disapproved.

HB 3363-A would amend ORS 610, to include "wolf hybrids" among a list of predators that may be destructive to agricultural crops, products and activities. In early June, I indicated concern about this proposal because there is little evidence of a current problem to address or the likelihood of one emerging. In any event, if specific problems were to develop, adequate measures exist now to address them. ORS 609 provides Oregon's counties with the ability to legally authorize capture or taking of wolf hybrids as dogs when shown to kill, injure or chase livestock. This provides a sufficient tool applied at the local level to specific fact situations.

Many Oregonians have wolf hybrids as pets. This legislation would give Oregonians permission to kill someone's pet. HB 3363-A also may create a liability under the federal Endangered Species Act for local landowners who kill, albeit in rare future circumstances, a

wolf thinking it's a hybrid, resulting in a "take" of a federally listed species.

HB 3363-A is an unnecessary solution looking for a problem. I believe the tools in place today are adequate to deal with problem wolf hybrids, without placing Oregonians at higher risk of needlessly killing someone's wolf hybrid pet or a federally listed species.

Sincerely,
John A. Kitzhaber, M.D.
Governor

HB 3344 – Message from the Governor announcing he vetoed on July 5, 2001.

July 5, 2001

The Honorable Mark Simmons
Speaker of the House
H-269 State Capitol
Salem OR 97301

Dear Speaker Simmons:

I am returning herewith Enrolled HB 3344, unsigned and disapproved.

This bill would add a narrow definition of "science" to ORS 174.100. This particular definition is taken from the *Statement on 'What is Science?'* adopted by the American Physical Society in 1999. Members of the American Physical Society have expressed serious concerns about this bill. I share this concern.

I am concerned about adding this, or any other single definition of "science," to that portion of Oregon Revised Statutes that provides definitions for use in all other ORS. The list of definitions in ORS 174.100 is short precisely because there are very few words or terms that have just a single meaning that is appropriate for all applications in state law.

From a practical standpoint, it is hard to even judge how a particular definition might affect the various statutes it is used in. The word "science" is used numerous times in Oregon Revised Statutes and Oregon Administrative Rules. The context for all these uses of "science" cover the spectrum of public policy topics from "A" to "Z."

While the definition of "science" proposed in HB 3344 is one way to define science, there are many other ways the word may be defined – all just as applicable in certain circumstances as the definition in the bill. The point is that no one definition of science fits all applications of the term. *Webster's Dictionary* includes several definitions of science, none as narrow as the definition proposed in this bill.

I understand that Oregonians want "science" to be fully considered in governmental decisions (rules, laws, programs and so on), particularly in the area of natural resources stewardship. I couldn't agree more, and I will continue to urge that the best available science be used thoroughly and in the most objective way possible in any policy formulation or program implementation where it is applicable.

I also understand that some citizens are concerned that science has not been adequately or properly considered in some natural resources policies, but this contention is controversial, and we are better off to examine the situation on a case-by-case basis. Merely adding a definition of "science" to the statutes will not contribute to resolving such controversies.

Sincerely,
John A. Kitzhaber, M.D.
Governor

HB 2646, 2764, 2828, 2918, 3244, 3399, 3809 – By unanimous consent, on request of Chair, rules suspended to permit consideration of Senate amendments immediately.

HB 2646 (A-Engrossed) – Minnis moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 51; Absent, 6 – Beck, Brown, Close, King, Krummel, Kruse; Excused for business of the House, 3 – Bates, Westlund, Speaker Simmons. Bill repassed.

HB 2764 (B-Engrossed) – Witt moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 47; Nays, 5 – Johnson, Morrisette, Nolan, Rosenbaum, Walker, V.; Absent,

4 – Brown, Close, King, Krummel; Excused for business of the House, 4 – Beck, Kruse, Westlund, Speaker Simmons. Bill repassed.

HB 2918 (C-Engrossed) – Williams moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 56; Excused for business of the House, 4 – Bates, Krummel, Schrader, Westlund. Bill repassed.

SB 145 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 753 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 871 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 3244 (B-Engrossed) – Ackerman moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 56; Absent, 1 – King; Excused for business of the House, 3 – Krummel, Schrader, Westlund. Bill repassed.

HB 3399 (B-Engrossed) – Hill moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 56; Absent, 1 – Carlson; Excused for business of the House, 3 – Krummel, Schrader, Westlund. Bill repassed.

HB 3809 (B-Engrossed) – Jenson moved House concur in Senate amendments and repass bill as amended by the Senate.

Call of the House demanded by Jenson, joined by Hansen, Merkley, Kropf, Witt and Starr. All present.

HB 3809 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 32; Nays, 28 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, Leonard, Lowe, March, Merkley, Monnes Anderson, Morgan, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Shetterly, Tomei, Walker, V., Wirth, Witt. Bill repassed.

HB 3712 – By unanimous consent, on request of Chair, rules suspended to permit consideration of Senate amendments immediately.

HB 3712 (B-Engrossed) – Backlund moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 57; Excused for business of the House, 3 – Hill, Kruse, Westlund. Bill repassed.

HB 2828 (B-Engrossed) – Witt moved House concur in Senate amendments and repass bill as amended by the Senate.

Zauner moved the previous question.

Call of the House demanded by Minnis, joined by Witt, Zauner, Morgan, Nelson and Smith, G. All present.

Potential conflict of interest declared by Winters.

HB 2828 – Motion to close debate carried, the vote being: Yeas, 36; Nays, 24 – Ackerman, Barnhart, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Johnson, Kafoury, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Walker, V., Wirth. Debate closed.

By unanimous consent, on request of Chair, House Rule 3.08 suspended until 10:00 p.m.

Call of the House demanded by Witt, joined by Morgan, Simmons, Minnis, Starr and Backlund. All present.

HB 2828 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 46; Nays, 14 – Barnhart, Beck, Dingfelder, Hansen, Hopson, March, Merkley, Morrisette, Nolan, Ringo, Rosenbaum, Tomei, Walker, V., Wirth. Bill repassed.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Second Reading of Senate Bills.

SB 145, 753, 871 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

SB 145, 753, 871 – Read second time and passed to third reading.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 145, 753, 871 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 145 (B-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 53; Absent, 1 – Kropf; Excused for business of the House, 6 – Beck, Hill, Ringo, Schrader, Westlund, Speaker Simmons. Bill passed.

SB 871 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 871 (A-Engrossed) – Read third time. Carried by Jenson.

Potential conflict of interest declared by Johnson.

SB 871 (A-Engrossed) – On passage of the bill the vote was: Yeas, 54; Nays, 1 – Butler; Excused for business of the House, 5 – Hill, Schrader, Smith, G., Westlund, Speaker Simmons. Bill passed.

Butler requested the following explanation of his vote be entered in the Journal:

“On July 5, 2001 I voted ‘Nay’ on a seed money funding bill to commence the funding of the commemoration of the bicentennial of the Lewis and Clark Expedition.

“I opposed Senate Bill 871 because the Oregon Legislature recently provided a multimillion dollar funding package for the Trust for Culture Development (HB 2923) which is to be available for assisting in funding for culture and the arts and similar projects in Oregon.

“I opine that there is no need to go back to the well for every commemorative, culture and art project which requests additional funding

from the legislature this session. Oregon State public funding for activities, arts festivals and objects for public display and appreciation should be funded from the account already established to assist with funding the arts and culture in Oregon.”

SB 753 (B-Engrossed) – Read third time. Carried by Patridge. On passage of the bill the vote was: Yeas, 55; Excused for business of the House, 5 – Hill, Schrader, Smith, G., Westlund, Speaker Simmons. Bill passed.

HB 2659, 2730, 3126 – Message from the Senate announcing passage as amended by the Senate.

SB 134, 811, 885 – Message from the Senate announcing concurrence in House amendments and repassage.

HB 2659, 2730, 3126 – By unanimous consent, on request of Chair, rules suspended to permit consideration of Senate amendments immediately.

HB 2659 (B-Engrossed) – Patridge moved House concur in Senate amendments and repass bill as amended by the Senate.

Potential conflict of interest declared by Rosenbaum.

HB 2659 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 36; Nays, 18 – Barnhart, Bates, Beck, Dingfelder, Gardner, Hansen, Hass, Hopson, Kafoury, Leonard, March, Monnes Anderson, Morrisette, Ringo, Rosenbaum, Tomei, Verger, Wirth; Excused for business of the House, 6 – Hill, Kruse, Schrader, Starr, Westlund, Speaker Simmons. Bill repassed.

Monnes Anderson requested the following explanation of her vote be entered in the Journal:

“Although I voted in favor of House Bill 2659A, I voted no on House Bill 2659B. The B-engrossed version is amended to allow pay telephone providers to apply to the Public Utility Commission for a refund of the universal service surcharge imposed on a provider for provision of pay telephone service. There was a lack of information presented on the Floor concerning the effect of this amendment on consumers and I voted no because I thought the amendment might pass on costs to consumers.”

HB 2730 (B-Engrossed) – Witt 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, 2 – Nolan, Rosenbaum; Absent, 1 – Johnson; Excused for business of the House, 5 – Hill, Schrader, Starr, Westlund, Speaker Simmons. Bill repassed.

HB 3126 (B-Engrossed) – Witt moved House concur in Senate amendments and repass bill as amended by the Senate.

By unanimous consent, on request of Chair, House Rule 3.08 suspended until 11:00 p.m.

HB 3126 (B-Engrossed) – On repassage of the bill the vote was: Yeas, 52; Nays, 2 – Lowe, Rosenbaum; Absent, 1 – Morrisette; Excused for business of the House, 5 – Patridge, Schrader, Starr, Westlund, Speaker Simmons. Bill repassed.

HB 2275, 5053, 2276 – Message from the Senate announcing passage.

HB 5036, 3057 – Message from the Senate announcing adoption of Conference Committee Report and repassage.

HB 3537, 3861, 3961 – Message from the Senate announcing passage.

House recessed for 30 minutes by order of Chair.

House reconvened at 10:45 p.m. Speaker Pro Tempore in Chair. All present except: Absent, 4 – Beck, Close, Doyle, Rosenbaum; Excused for business of the House, 5 – Minnis, Schrader, Smith, G., Westlund, Speaker Simmons.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 2015 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2159 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2497 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2515 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3816 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

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

HB 2015, 2159, 2497, 2515, 3816 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

HB 2015, 2159, 2497, 2515, 3816 – Read second time and passed to third reading.

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

HB 2015, 2159, 2497, 2515, 3816 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 2159 (A-Engrossed) – Read third time. Carried by Morgan. On passage of the bill the vote was: Yeas, 47; Nays, 3 – Bates, Johnson, Winters; Absent, 4 – Beck, Close, Doyle, Rosenbaum; Excused for business of the House, 6 – Gardner, Minnis, Schrader, Smith, G., Westlund, Speaker Simmons. Bill passed having received the required three-fifths majority vote.

By unanimous consent, on request of Chair, House Rule 3.08 suspended until 12:00 a.m. on Friday, July 6, 2001.

HB 2497 (B-Engrossed) – Read third time. Carried by Kruse.

Potential conflict of interest declared by Hill.

Call of the House demanded by Kruse, joined by Butler, Minnis, Smith, P., Jenson and Zauner. All present.

HB 2497 (B-Engrossed) – On passage of the bill the vote was: Yeas, 47; Nays, 13 – Barnhart, Bates, Beck, Dingfelder, Hass, Hayden, Lee, Leonard, March, Patridge, Rosenbaum, Shetterly, Witt. Bill passed.

HB 2515 (B-Engrossed) – Read third time. Carried by Hill. On passage of the bill the vote was: Yeas, 52; Nays, 8 – Bates, Dingfelder, Kafoury, Lowe, Nolan, Ringo, Rosenbaum, Schrader. Bill passed.

HB 3816 (B-Engrossed) – Read third time. Carried by Hill. On passage of the bill the vote was: Yeas, 59; Excused for business of the House, 1 – Westlund. Bill passed.

HB 2015 (B-Engrossed) – Read third time. Carried by Simmons. On passage of the bill the vote was: Yeas, 57; Excused for business of the House, 3 – Hill, Schrader, Westlund. Bill passed.

SB 5526, 486 – Message from the Senate announcing passage.

SB 5533 – Message from the Senate announcing passage.

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

SB 5526, 5533, 486 – Read first time and passed to Speaker's desk for referral.

SB 5526, 5533, 486 – Referred from Speaker's desk to the Committee on Ways and Means.

By unanimous consent, on request of Chair, House Rule 3.08 suspended until 12:30 a.m., Friday, July 6, 2001.

House recessed until 12:30 a.m., Friday, July 6, 2001 by order of Chair.

House reconvened at 12:45 a.m., Friday, July 6, 2001. Speaker in Chair. All present except: Excused for business of the House, 2 – Schrader, Westlund.

HJR 51 – By unanimous consent, on request of Speaker, rules suspended and resolution taken from today's Final Reading of Memorials and Resolutions and placed in its proper order on Friday's, July 6, 2001 Calendar.

HB 5053 (A-Engrossed) – By unanimous consent, on request of Minnis, rules suspended to permit Lowe to change her vote from "aye" to "nay" on passage of bill.

HB 2159 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended to permit Winters to change her vote from "nay" to "aye" on passage of bill.

House adjourned until 12:00 p.m., Friday, July 6, 2001 on motion of Jenson.

Friday, July 6, 2001 – Afternoon Session

House convened at 12:00 p.m. Hill in Chair. All present except: Excused for business of the House, 8 – Carlson, Kropf, Minnis, Ringo, Schrader, Westlund, Wirth, Speaker Simmons.

Speaker Pro Tempore in Chair.

Moment of silence observed.

HB 2200, 2208, 2264, 2883, 3912, 3924, 3956, 2082, 2268, 2513, 3637 – Message from the Governor announcing he signed on July 6, 2001.

HB 2519 – Message from the Senate announcing passage as amended by the Senate.

HB 2015, 2515, 3816, 2497, 2159 – Message from the Senate announcing passage.

SB 384 – Message from the Senate announcing the Senate refused to concur in House amendments. Senate conferees to be announced.

SB 41, 167, 293, 457, 495, 593, 644, 665, 722, 817, 827, 832, 872, 914, 956, 966, 977, 5504, 5509, 5510, 5512 – Message from the Senate announcing President signed on July 6, 2001.

SB 5526 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 5533 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 486 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 384 – Speaker appointed Shetterly, Walker, V. and Williams House conferees.

House recessed until 1:30 p.m. on motion of Jenson.

House stood in recess until 2:00 p.m.

House stood in recess until 2:30 p.m.

House reconvened at 2:30 p.m. Speaker Pro Tempore in Chair. All present except: Excused for business of the House, 11 – Butler, Hansen, Hayden, Hill, Johnson, Morgan, Patridge, Schrader, Westlund, Winters, Speaker Simmons.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 2519 – By unanimous consent, on request of Chair, rules suspended to permit consideration of Senate amendments immediately.

HB 2519 (B-Engrossed) – Kruse moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 45; Nays, 2 – Close, Krummel; Absent, 3 – Beck, Dingfelder, Doyle; Excused for business of the House, 10 – Hansen, Hayden,

Hill, Johnson, Morgan, Patridge, Schrader, Westlund, Winters, Speaker Simmons. Bill repassed.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Second Reading of Senate Bills.

SB 5527 – Read second time and passed to third reading.

SB 5526, 5533 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

SB 5526, 5533 – Read second time and passed to third reading.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 5526, 5533 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 5526 (B-Engrossed) – Read third time. Carried by Butler. On passage of the bill the vote was: Yeas, 46; Absent, 3 – Beck, Doyle, Smith, G.; Excused for business of the House, 11 – Hansen, Hayden, Hill, Johnson, Kruse, Morgan, Patridge, Schrader, Westlund, Winters, Speaker Simmons. Bill passed.

SB 5533 (A-Engrossed) – Read third time. Carried by Hill. On passage of the bill the vote was: Yeas, 47; Nays, 2 – Nelson, Smith, P.; Absent, 1 – Beck; Excused for business of the House, 10 – Hansen, Hayden, Johnson, Kruse, Morgan, Patridge, Schrader, Westlund, Winters, Speaker Simmons. Bill passed.

House recessed for 60 minutes on motion of Jenson.

House reconvened at 5:10 p.m. Wilson in Chair. All present except: Absent, 4 – Kropf, Morgan, Walker, V., Williams; Excused for business of the House, 4 – Minnis, Shetterly, Westlund, Speaker Simmons.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 2295 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3659 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 3968 (A-Engrossed) – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

SCR 11 – Report by Committee on Ways and Means recommending adoption.

SB 384 – Message from the Senate announcing Senators Clarno, Metsger and Miller appointed Senate conferees.

HB 3433 – Message from the Senate announcing passage as amended by the Senate.

HB 2379 – Message from the Senate announcing Senate failed to adopt Conference Committee Report.

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

HB 2295, 3659, 3968 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

HB 2295, 3659, 3968 – Read second time and passed to third reading.

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

HB 2295, 3659, 3968 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 2295 (B-Engrossed) – Read third time. Carried by Hopson. On passage of the bill the vote was: Yeas, 43; Nays, 9 – Butler, Close, Garrard, Hayden, Hill, Kruse, Smith, P., Smith, T., Wilson; Absent, 2 – Kropf, Morgan; Excused for business of the House, 6 – Minnis, Shetterly, Walker, V., Westlund, Williams, Speaker Simmons. Bill passed.

HB 3659 (B-Engrossed) – Read third time. Carried by Winters.

Starr moved the previous question. Motion failed, the vote being: Yeas, 25; Nays, 32 – Barnhart, Beck, Brown, Carlson, Dingfelder, Gardner, Hansen, Hass, Hayden, Hopson, Jenson, Johnson, Kafoury, Kropf, Kruse, Lee, Leonard, Lowe, March, Merkley, Monnes Anderson, Morgan, Morrisette, Nolan, Patridge, Rosenbaum, Smith, P., Tomei, Wilson, Winters, Wirth, Witt; Absent, 1 – Ringo; Excused for business of the House, 2 – Minnis, Westlund. Debate continued.

Speaker Pro Tempore in Chair.

Previous question moved by Zauner, carried.

Call of the House demanded by Winters, joined by Dingfelder, Nolan, Butler, Hill and Carlson. All present.

HB 3659 (B-Engrossed) – On passage of the bill the vote was: Yeas, 50; Nays, 10 – Butler, Close, Hayden, Kropf, Krummel, Lowe, Smith, P., Wilson, Witt, Zauner. Bill passed.

Kropf requested the following explanation of his vote be entered in the Journal:

“I wish to explain my no vote on HB 3659 B-engrossed. While I recognized the good intentions of the sponsors of this legislation and their hard work to address our concerns, their efforts have fallen short of what I consider to be the proper role of government in our lives.

“This concept expands a well-intentioned government program to an expensive new bureaucracy that has the ability to intrude in our private lives. It offers services to any family of a newborn child without consideration of the ability to pay. This is a socialist philosophy that leads us down the

slippery slope of universal health care, which has not been proven successful anywhere historically.

“Precious health care resources must be used only for the poor and not those who are able to pay.

“Another grave concern is the list of screening questions being proposed which seem to be questions that could cause anyone to come under suspicion and therefore be asked to participate in the home visitation program.

“This entire concept smacks of social engineering and I fear could easily lead to abuse of privacy protections. The family is the most sacred and important building block of any society and I will fight to protect its sovereignty at all costs.

“I cannot in good conscience vote for this legislation without further amendment.”

HB 3968 (B-Engrossed) – Read third time. Carried by Hill. On passage of the bill the vote was: Yeas, 58; Absent, 1 – Smith, G.; Excused for business of the House, 1 – Gardner. Bill passed.

SB 9, 819 – Message from the Senate announcing passage.

HB 2332 – Message from the Senate announcing passage as amended by the Senate.

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

SB 9, 819 – Read first time and passed to Speaker’s desk for referral.

SB 9, 819 – Referred from Speaker’s desk to the Committee on Ways and Means.

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

SCR 11 – By unanimous consent, on request of Chair, rules suspended to permit second reading and final consideration immediately.

SCR 11 – Read second time. Carried by Winters. On adoption of the resolution the vote was: Yeas, 58; Absent, 1 – Verger; Excused for business of the House, 1 – Gardner. Resolution adopted.

HB 3433 – By unanimous consent, on request of Chair, rules suspended to permit consideration of Senate amendments immediately.

HB 3433 (D-Engrossed) – Witt moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 53; Nays, 6 – Beck, Kropf, Rosenbaum, Shetterly, Smith, G., Smith, P.; Excused for business of the House, 1 – Gardner. Bill repassed.

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

SJR 12 (C-Engrossed) – Read. Westlund moved resolution be referred to Committee on Ways and Means. Motion carried on viva voce vote. Resolution referred.

House recessed until 9:00 p.m. on motion of Jenson.

Friday, July 6, 2001 – Evening Session

House reconvened at 9:00 p.m. Speaker Pro Tempore in Chair.

Call of the House demanded by Jenson, joined by Zauner, March, Kafoury, Smith, P. and Garrard. All present except: Excused (not subject to Call), 1 – Hayden; Excused for business of the House (subject to Call), 5 – Kropf, Lowe, Merkley, Walker, V., Speaker Simmons.

By unanimous consent, on request of Jenson, rules suspended to dispense with further proceedings under the Call of the House.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

HB 2295, 3659 – Message from the Senate announcing passage.

SB 384 – Message from the Senate announcing adoption of Conference Committee Report and repassage.

HB 2379 – Message from the Senate announcing Senators Courtney, Duncan and Minnis appointed Senate conferees #2.

SJR 35, SB 5518, 5511, 973, 933, 921, 821, 763, 595, 370, 101, 15, 14 – Message from the Senate announcing President signed.

HB 2379 – Speaker appointed Williams, Chair; Shetterly and Ackerman House conferees #2.

House recessed for 45 minutes on motion of Minnis.

House reconvened at 11:15 p.m. Speaker Pro Tempore in Chair. All present except: Excused, 1 – Hayden; Excused for business of the House, 3 – Hansen, Lee, Winters.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

SB 384 (B-Engrossed) – Report by Conference Committee, signed by Senators Clarno, Chair; Metsger and Miller and Representatives Shetterly, Walker, V. and Williams, recommending that the Senate concur in the House amendments dated July 5, 2001 and the bill be further amended and repassed.

SB 9 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 819 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

HB 2332 (C-Engrossed) – Williams moved House not concur in Senate amendments and a Conference Committee be appointed. Motion carried on viva voce vote. Conference Committee to be appointed.

HB 2379 (B-Engrossed) – Report by Conference Committee, signed by Representatives Williams, Chair; Shetterly and Ackerman and Senators Minnis, Courtney and

Duncan, recommending that the House concur in the Senate amendments dated June 4, 2001 and the bill be further amended and repassed.

HB 2332 – Speaker appointed Shetterly, Chair; Witt and Kafoury House conferees.

By unanimous consent, on request of Chair, House Rule 3.08 suspended until 3:00 a.m., Saturday, July 7, 2001.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Second Reading of Senate Bills.

SB 9, 486, 819 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

SB 9, 486, 819 – Read second time and passed to third reading.

SB 9 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 9 (B-Engrossed) – Read third time. Carried by Schrader.

Potential conflict of interest declared by Hill.

SB 9 (B-Engrossed) – On passage of the bill the vote was: Yeas, 55; Absent, 4 – Hansen, Hopson, Lee, Winters; Excused, 1 – Hayden; Excused for business of the House, 1 – Westlund. Bill passed.

SB 486 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 486 (B-Engrossed) – Read third time. Carried by Hill. On passage of the bill the vote was: Yeas, 52; Nays, 2 – Jenson, Patridge; Absent, 3 – Hansen, Lee, Winters; Excused, 1 – Hayden; Excused for business of the House, 2 – Westlund, Speaker Simmons. Bill passed.

SB 5527, 819 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 5527 (A-Engrossed) – Read third time. Carried by Winters.

Williams in Chair.

Call of the House demanded by Minnis, joined by Wilson, Butler, Garrard, Hansen and Backlund. All present except: Excused (not subject to Call), 1 – Hayden.

SB 5527 (A-Engrossed) – On passage of the bill the vote was: Yeas, 56; Nays, 3 – Close, Smith, G., Witt; Excused, 1 – Hayden. Bill passed.

Close requested the following explanation of her vote be entered in the Journal:

“I cast a ‘no’ vote on SB 5527 because the budget funds some practices that I cannot, of good conscience, support. Specifically, I find the taking of human life through state-funded abortion and ‘assisted suicide’ a violation of

the 14th Amendment to the U.S. Constitution’s due process clause. I regret I could not vote in favor of the many good things this budget funds.”

Speaker Pro Tempore in Chair.

SB 819 (B-Engrossed) – Read third time. Carried by Kruse. On passage of the bill the vote was: Yeas, 42; Nays, 16 – Brown, Butler, Close, Doyle, Garrard, Jenson, Kropf, Krummel, Minnis, Morgan, Smith, G., Smith, P., Smith, T., Starr, Wilson, Witt; Excused, 1 – Hayden; Excused for business of the House, 1 – Speaker Simmons. Bill passed.

HB 2379 – By unanimous consent, on request of Chair, rules suspended to permit consideration of Conference Committee Report immediately.

HB 2379 (B-Engrossed) – Williams moved Conference Committee Report be adopted. Motion carried on viva voce vote. Conference Committee Report adopted.

HB 2379 (B-Engrossed) – Williams moved bill be repassed. On repassage of the bill the vote was: Yeas, 57; Nays, 1 – Devlin; Excused, 1 – Hayden; Excused for business of the House, 1 – Speaker Simmons. Bill repassed.

HB 3968 – Message from the Senate announcing passage.

HB 2332 – Message from the Senate announcing Harper and Corcoran appointed Senate conferees.

SB 764 – Message from the Senate announcing President signed.

House recessed for 60 minutes on motion of Jenson.

House reconvened at 2:30 a.m., Saturday, July 7, 2001. Speaker Pro Tempore in Chair. All present except: Excused, 1 – Hayden.

Having recessed under the order of business of Propositions and Motions, the House continued under that order of business.

SB 384 (B-Engrossed) – Williams moved Conference Committee Report be adopted. Motion carried on viva voce vote. Conference Committee Report adopted.

SB 384 (B-Engrossed) – Williams moved bill be repassed. On repassage of the bill the vote was: Yeas, 58; Excused, 1 – Hayden; Excused for business of the House, 1 – Speaker Simmons. Bill repassed.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Other Business of the House.

By unanimous consent, on request of Minnis and Kafoury, rules suspended and House recognized the service of members subject to term limits under Article 2, Section 19 (1) of the Oregon Constitution.

Minnis in Chair.

Kafoury in Chair.

Speaker in Chair.

By unanimous consent, on request of Speaker, House Rule 3.08 suspended until 4:00 a.m., Saturday, July 7, 2001.

HB 2332 (C-Engrossed) – Report by Conference Committee, signed by Representatives Shetterly, Chair; Kafoury and Witt and Senators Harper and Corcoran, recommending that the House concur in the Senate amendments dated June 26, 2001 and July 6, 2001 and the bill be further amended and repassed.

HB 2332 – By unanimous consent, on request of Speaker, rules suspended to permit consideration of Conference Committee Report immediately.

HB 2332 (C-Engrossed) – Shetterly moved Conference Committee Report be adopted.

Westlund in Chair.

HB 2332 (C-Engrossed) – Motion to adopt Conference Committee Report carried on viva voce vote. Conference Committee Report adopted.

HB 2332 (C-Engrossed) – Shetterly moved bill be repassed.

Speaker Pro Tempore in Chair.

HB 2332 (C-Engrossed) – On repassage of bill the vote was: Yeas, 57; Excused, 1 – Hayden; Excused for business of the House, 2 – Minnis, Speaker Simmons. Bill repassed.

HB 5014 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

HB 2852 – Report by Committee on Ways and Means recommending passage with amendments and be printed engrossed.

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

HB 5014, 2852 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

HB 5014, 2852 – Read second time and passed to third reading.

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

HB 5014, 2852 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

HB 5014 (A-Engrossed) – Read third time. Carried by Westlund. On passage of the bill the vote was: Yeas, 54; Nays, 2 – Jenson, Witt; Absent, 1 – Nelson; Excused, 1 – Hayden; Excused for business of the House, 2 – Minnis, Speaker Simmons. Bill passed.

HB 2852 (A-Engrossed) – Read third time. Carried by Lowe.

Potential conflict of interest declared by Lowe.

HB 2852 (A-Engrossed) – On passage of the bill the vote was: Yeas, 44; Nays, 15 – Brown, Devlin, Gardner, Hass, Knopp, Monnes Anderson, Nelson, Ringo, Schrader, Smith, P., Smith, T., Tomei, Wirth, Witt, Zauner; Excused, 1 – Hayden. Bill passed.

HB 2379 – Message from the Senate announcing adoption of Conference Committee Report and repassage.

SB 5514, 70 – Message from the Senate announcing passage.

HB 3024 – Message from the Senate announcing passage.

HB 3015, 3997 – Message from the Senate announcing passage as amended by the Senate.

HB 2332 – Message from the Senate announcing adoption of Conference Committee Report and repassage.

By unanimous consent, on request of Chair, House Rule 3.08 suspended until 5:00 a.m., Saturday, July 7, 2001.

HB 3015, 3997 – By unanimous consent, on request of Chair, rules suspended to permit consideration of Senate amendments immediately.

HB 3015 (B-Engrossed) – Kruse moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 57; Absent, 1 – Close; Excused, 1 – Hayden; Excused for business of the House, 1 – Speaker Simmons. Bill repassed.

HB 3997 (B-Engrossed) – Westlund moved House concur in Senate amendments and repass bill as amended by the Senate. On repassage of the bill the vote was: Yeas, 45; Nays, 13 – Beck, Close, Dingfelder, Jenson, Kafoury, Knopp, Kropf, Kruse, Leonard, Merkley, Rosenbaum, Wirth, Witt; Excused, 1 – Hayden; Excused for business of the House, 1 – Speaker Simmons. Bill repassed.

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

SB 5514, 70 – Read first time and passed to Speaker's desk for referral.

SB 5514, 70 – Referred from Speaker's desk to the Committee on Ways and Means.

SB 5514 (A-Engrossed) – Report by Committee on Ways and Means recommending passage.

SB 70 (B-Engrossed) – Report by Committee on Ways and Means recommending passage.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Second Reading of Senate Bills.

SB 5514, 70 – By unanimous consent, on request of Chair, rules suspended to permit second reading immediately.

SB 5514, 70 – Read second time and passed to third reading.

By unanimous consent, on request of Chair, rules suspended to temporarily advance to the order of business of Third Reading of Senate Bills.

SB 5514, 70 – By unanimous consent, on request of Chair, rules suspended to permit third reading and final consideration immediately.

SB 5514 (A-Engrossed) – Read third time. Carried by Schrader. On passage of the bill the vote was: Yeas, 59; Excused, 1 – Hayden. Bill passed.

SB 70 (B-Engrossed) – Read third time. Carried by Hill.

Potential conflict of interest declared by Lowe.

SB 70 (B-Engrossed) – On passage of the bill the vote was: Yeas, 58; Nays, 1 – Schrader; Excused, 1 – Hayden. Bill passed.

HB 5014 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended and Nelson allowed to be recorded as voting “aye” on passage of bill.

SB 9 (B-Engrossed) – By unanimous consent, on request of Gardner, rules suspended and Lee allowed to be recorded as voting “aye” on passage of bill.

HB 2852 (A-Engrossed) – By unanimous consent, on request of Gardner, rules suspended to permit Nelson to change her vote from “nay” to “aye” on passage of bill.

Speaker in Chair.

Pursuant to ORS 291.330, Speaker announced the following appointments to the Emergency Board: Simmons, Co-Chair; Westlund, Minnis, Wilson, Morgan, Winters, Hill, Butler, Schrader, Doyle, Johnson.

Minnis moved Emergency Board appointments be approved en bloc. Motion carried, the vote being: Yeas, 33; Nays, 25 – Ackerman, Barnhart, Bates, Beck, Devlin, Dingfelder, Gardner, Hansen, Hass, Hopson, Kafoury, King, Leonard, Lowe, March, Merkley, Monnes Anderson, Morrisette, Nolan, Ringo, Rosenbaum, Schrader, Tomei, Walker, V., Wirth; Absent, 1 – Witt; Excused, 1 – Hayden. Appointees approved en bloc.

By unanimous consent, on request of Speaker, rules suspended to temporarily return to the order of business of Standing Committee Reports.

HCR 13 – Report by Committee on Rules, Redistricting and Public Affairs recommending passage with amendments and be printed engrossed.

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

HCR 13 – By unanimous consent, on request of Speaker, rules suspended to permit second reading and final consideration immediately.

HCR 13 (A-Engrossed) – Read second time. Carried by Wilson. On adoption of the resolution the vote was: Yeas, 58; Absent, 1 – Witt; Excused, 1 – Hayden. Resolution adopted.

House adjourned sine die at 5:15 a.m., July 7, 2001.

HB 5014, 2842 – Message from the Senate announcing passage.

HJR 13 – Message from the Senate announcing adoption.

HB 2001, 3344, 3363 – Veto sustained in accordance with Article V, Section 15b, Oregon Constitution.

SB 5536 – Speaker signed on July 6, 2001.

HB 5014, 2852 – Message from the Senate announcing passage on July 7, 2001.

HCR 13 – Message from the Senate announcing adoption on July 7, 2001.

SB 764 – Speaker signed on July 7, 2001.

HB 2137 – Speaker signed on July 11, 2001.

SB 62, 102, 134, 145, 229, 230, 292, 470, 483, 485, 502, 620, 659, 753, 790, 811, 871, 885, 945, 946, 5526, 5533 – Message from the Senate announcing President signed on July 11, 2001.

HB 2002, 2049, 2180, 2256, 2265, 2281, 2450, 2550, SB 5519 – Speaker signed on July 12, 2001.

HB 5014, 5025, 5050, 2294, 3045 – Speaker signed on July 13, 2001.

HB 2015, 2159, 2166, 2295, 2298, 2300, 2330, 2332, 2379, 2497, 2515, 2519, 2832, 2852, 2884, 2934, 3015, 3024, 3057, 3224, 3406, 3433, 3451, 3659, 3816, 3968, 3997, HCR 13 – Speaker signed on July 13, 2001.

HB 5036, 5053, 2275, 2276, 2280, 2427, 2581, 2646, 2659, 2727, 2730, 2764, 2828, 2918, 3126, 3200, 3244, 3372, 3399, 3444, 3534, 3537, 3539, 3554, 3712, 3809, 3847, 3861, 3905, 3920, 3961, 4001, HJR 19, SB 62, 102, 134, 145, 229, 230, 292, 470, 483, 485, 502, 620, 659, 753, 790, 811, 871, 885, 945, 946, 5526, 5533 – Speaker signed on July 13, 2001.

HB 5029, 5043, 5051, 5052, 2213, 2355, 2459, 2516, 2598, 2626, 2664, 2713, 2714, 2716, 2801, 2862, 2877, 2923, 3007, 3035, 3173, 3212, 3214, 3289, 3330, 3334, 3557, 3633, 3696, 3882, 3917, 3925, 3941, 3946, 3948, 3951, 3981, 3997 – Speaker signed on July 13, 2001.

HB 5032, 2014, 2162, 2196, 2286, 2420, 2560, 2584, 3002, 3009, 3105, 3353, 3395, 3530, 3593, 3684, 3808, 3810, 3815, 3839, HJR 45, 56, 65, SB 5504, 5509, 5510, 5511, 5512, 5513, 5517, 5518, 5520, 5524, 5525, 5528, 5529, 5530, 5538, 5546, 5547, 5549, 5553, 5555, 14, 15, 41, 67, 101, 167, 293, 370, 383, 457, 466, 472, 492, 495, 512, 593, 595, 644, 665, 722, 763, 817, 821, 827, 832, 872, 914, 921, 933, 956, 966, 973, 977, SJR 35 – Speaker signed on July 13, 2001.

HCR 13, HB 3997, 3968, 3816, 3659, 3451, 3433, 3406, 3224, 3057, 3024, 3015, 2934, 2884, 2852, 2832, 2519, 2515, 2497, 2379, 2332, 2330, 2300, 2298, 2295, 2166, 2159, 2015,

3045, 2294, 5050, 5025, 5014, 2550, 2450, 2281, 2265, 2256, 2180, 2049, 2002, 2137 – Message from the Senate announcing President signed on July 16, 2001.

HB 5036, 5053, 2275, 2276, 2280, 2427, 2581, 2646, 2659, 2727, 2730, 2764, 2828, 2918, 3126, 3200, 3244, 3372, 3399, 3444, 3534, 3537, 3539, 3712, 3809, 3847, 3861, 3905, 3920, 3961, 4001, 5029, 5043, 5051, 5052, 2213, 2355, 2459, 2516, 2598, 2626, 2664, 2713, 2714, 2716, 2801, 2862, 2877, 2923, 3007, 3035, 3173, 3212, 3214, 3557, 3633, 3696, 3882, 3917, 3925, 3941, 3946, 3948, 3951, 3981, 3997, 5032, 2014, 2162, 2196, 2286, 2420, 2560, 2584, 3002, 3009, 3105, 3353, 3395, 3530, 3593, 3684, 3808, 3810, 3815, 3839, 3997, HJR 19, 45, 56, 65 – Message from the Senate announcing President signed on July 16, 2001.

HM 4, HCR 13, HJR 19, 45, 56, 65 – Speaker signed on July 17, 2001.

HB 3289, 3330, 3334, 3554 – Message from the Senate announcing President signed on July 17, 2001.

SB 9, 70, 384, 486, 819, 5514, 5527, SCR 11 – Message from the Senate announcing President signed on July 17, 2001.

SB 9, 70, 384, 486, 819, 5514, 5527, SCR 11 – Speaker signed on July 17, 2001.

HB 2335, 2429, 3441, 3996 – Message from the Governor announcing he signed on July 17, 2001.

HB 2007, 2049, 2281, 2298, 2550, 2809 – Message from the Governor announcing he signed on July 18, 2001.

HB 2213, 2355, 2420, 2584, 2598, 2626, 2713, 3330, 3395, 3530, 3557, 5032, 5043 – Message from the Governor announcing he signed on July 19, 2001.

HB 2002, 2162, 2560, 3289, 3633, 3882, 5036 – Message from the Governor announcing he signed on July 20, 2001.

HB 2137 – Message from the Governor announcing he signed on July 23, 2001.

HB 2285 – Message from the Governor announcing he signed on May 24, 2001.

HB 2150, 2261 – Message from the Governor announcing he signed on June 29, 2001.

HB 2251, 2440, 3962 – Message from the Governor announcing he signed on July 6, 2001.

HB 3094, 3413 – Message from the Governor announcing he signed on July 6, 2001.

HB 5015, 2867, 3479 – Message from the Governor announcing he signed on June 29, 2001.

HB 2424 – Speaker signed on July 26, 2001.

HB 2424 – Message from the Senate announcing President signed on July 26, 2001.

HB 2646, 2877, 3244, 3659, 5050 – Message from the Governor announcing he signed on July 27, 2001.

HB 2265, 2276, 2322, 2379, 2664, 2727, 2852, 2934, 3009, 3035, 3224, 3451, 3537, 3941, 3946, 4001, 5029 – Message from the Governor announcing he signed on July 27, 2001.

HB 2716, 3173, 3759 – Message from the Governor announcing he signed on July 30, 2001.

HB 2918, 2884, 2159, 2427, 2459, 2516, 3045, 3353, 5014, 5025, 5051, 5052, 5053 – Message from the Governor announcing he signed on July 31, 2001.

HB 2295, 2300 – Message from the Governor announcing he signed on August 1, 2001.

HB 3024, 2294, 3816, 3214 – Message from the Governor announcing he signed on August 2, 2001.

HB 2519 – Message from the Governor announcing he signed on August 2, 2001.

HB 2976, 3593, 3920 – Message from the Governor announcing he signed on August 3, 2001.

HB 2424, 3105, 3696, 3815, 3839, 3905, 3917, 3948 – Message from the Governor announcing he signed on August 3, 2001.

HB 3002, 3007, 3057, 3968 – Message from the Governor announcing he signed on August 8, 2001.

HB 2275, 3126, 3770 – Message from the Governor announcing he signed on August 9, 2001.

HB 2180, 2280, 2332, 2730, 2832, 3334, 3372, 3399, 3539, 3554, 3712, 3810 – Message from the Governor announcing he signed on August 9, 2001.

HB 2014, 2166, 2196, 2286, 2764, 2862, 2923, 3925, 3997 – Message from the Governor announcing he signed on August 10, 2001.

HB 2015, 2578, 2581, 2659, 2744, 2801, 3406, 3684, 3861, 3961 – Message from the Governor announcing he signed on August 15, 2001.

HB 2256, 2330, 2450, 2515, 3015, 3200, 3212, 3433, 3444, 3534, 3847, 3951 – Message from the Governor announcing he signed on August 16, 2001.

HB 2828 – Message from the Governor announcing he signed on August 17, 2001.

HB 2497, 2714, 2981, 3528, 3808, 3809, 3981 – Message from the Governor announcing he vetoed on August 17, 2001.