Journal of the Senate

REGULAR SESSION
Beginning January 8 and ending June 28, 2007

and

SPECIAL SESSION
Beginning February 4 and ending February 22, 2008

SEVENTY-FOURTH LEGISLATIVE ASSEMBLY
OF THE STATE OF OREGON

Published Under Direction of
PETER COURTNEY
President of the Senate
# TABLE OF CONTENTS

## MEMBERSHIP AND COMMITTEES

### Session - Senate

- Senate Officers, Caucus Leaders and Desk Personnel ................................................................. 5
- Senators' Addresses – Regular Session ......................................................................................... 7
- Senate Seating Chart .................................................................................................................... 8
- Senate Standing Committee Membership .................................................................................. 9
- Senate Special Committee Membership .................................................................................... 11
- Committee Assignment by Senator .......................................................................................... 12
- Senate Standing Committee Regular Meeting Schedule ......................................................... 15
- Senate Special Committee Regular Meeting Schedule ........................................................... 16
- Joint Standing Committee Regular Meeting Schedule .......................................................... 17
- Joint Special Committee Regular Meeting Schedule .............................................................. 18
- Rulings by the Chair .................................................................................................................. 19
- Messages from the Governor ..................................................................................................... 19

### Session - House

- House Officers, Caucus Leaders and Desk Personnel ................................................................. 23
- Representatives' Addresses – Regular Session ........................................................................ 25
- House Seating Chart .................................................................................................................. 27
- House Standing Committee Membership ................................................................................ 28
- Committee Assignment by Representative ............................................................................... 31
- House Special Committee ......................................................................................................... 35
- House Special Committees on Organization ........................................................................... 35
- House Standing Committee Regular Meeting Schedule ....................................................... 36
- House Special Committee Regular Meeting Schedule ........................................................... 37
- Joint Standing Committee Regular Meeting Schedule .......................................................... 38
- Joint Special Committee Regular Meeting Schedule .............................................................. 38

### Interim - Senate

- Senate - Interim Leadership ...................................................................................................... 43
- Senators' Addresses – Interim ................................................................................................... 45
- Senate Interim Seating Chart .................................................................................................... 46
- Senate Interim Standing Committee Membership ................................................................. 47
- Senate Interim Committee and Task Force Membership ....................................................... 48
- Senate Interim Committees and Task Forces Staff ................................................................. 49

### Interim - House

- House of Representatives – Interim Leadership ...................................................................... 53
- Representatives' Addresses – Interim ........................................................................................ 55
- House Interim Seating Chart .................................................................................................. 57
- House Interim Committees ....................................................................................................... 58
- House Interim Committees Staff .............................................................................................. 58

### Interim - Joint

- Legislative Statutory Committees and Task Forces ................................................................. 63
- Statutory Committees and Task Forces with Legislative Participation ................................... 64
- Joint Legislative Statutory Committees and Task Forces ....................................................... 69
- Joint Interim Committees and Task Forces Staff .................................................................... 70
# TABLE OF CONTENTS

Joint Interim Statutory Committee Staff ........................................................................................................................................................................... 70

## 2007 REGULAR SESSION SENATE JOURNAL

- Senate Journal ................................................................................................................................................................................................. SJ- 1
- Senate Organization ......................................................................................................................................................................................... SJ- 1
- Motion to suspend Art. IV, sec. 19, Oregon Constitution, February 5, 2007 ......................................................................................... SJ- 41
- Deactivated Committees – May 2, 2007 ..................................................................................................................................................... SJ-119
- One-hour Meeting Notice – Senate Rule 8.16, May 31, 2007 ................................................................................................................... SJ-165
- Senate Per Diem Report ............................................................................................................................................................................. SJ-227

## SENATE MEASURES STATUS REPORT

- Senate Measures .......................................................................................................................................................................................... S- 1

## EXECUTIVE APPOINTMENTS - 2007 REGULAR SESSION

- Executive Appointments .................................................................................................................................................................................. E- 1
- Roster of Executive Appointments ...................................................................................................................................................... E- 15
- Recapitulation of Executive Appointments ........................................................................................................................................ E- 20

## HOUSE MEASURES STATUS REPORT

- House Measures .......................................................................................................................................................................................................... H - 1

## GENERAL LEGISLATIVE SUMMARY - 2007 REGULAR SESSION

### Senate

- Recapitulation of Senate Bills ............................................................................................................................................................................ SLS- 1
- Recapitulation of Senate Measures Other Than Bills ........................................................................................................................................ SLS- 1
- Senate Vetoed Bills and Senate Measures Referred to the People .................................................................................................. SLS- 2
- Measures Introduced by Individual Senators ................................................................................................................................................ SLS- 3
- Senate Measures Introduced by Committee ............................................................................................................................................... SLS- 11
- Senate Measures Pre session Filed .......................................................................................................................................................... SLS- 12
- Measures Referred to Senate Committees ................................................................................................................................................ SLS- 13
- Measures Passed or Adopted by the Senate ............................................................................................................................................. SLS- 18
- Measures Failed in the Senate .................................................................................................................................................................. SLS- 20
- Measures at Senate Desk Upon Adjournment ........................................................................................................................................ SLS- 21
- Senate Measures Filed with Secretary of State ........................................................................................................................................ SLS- 22
- Senate Measures Signed by Governor ..................................................................................................................................................... SLS- 23
- Senate Measures signed by Governor with line item veto .................................................................................................................... SLS- 24
- Senate Measures Vetoed by Governor ..................................................................................................................................................... SLS- 25
- Senate Member Participation During Consideration of Measures .................................................................................................. SLS- 26
TABLE OF CONTENTS

House

Recapitulation of House Bills ................................................................. HLS- 1
Recapitulation of House Measures Other Than Bills ................................ HLS- 1
Bills Referred to the People ................................................................. HLS- 2
Measures Introduced by Individual Representatives ......................... HLS- 3
House Measures Introduced by Committee ........................................ HLS- 22
House Measures Pre-session Filed ..................................................... HLS- 23
Measures in House Committees ........................................................ HLS- 24
Measures Passed or Adopted by House ............................................... HLS- 30
Measures Failed in the House ............................................................ HLS- 32
Measures Tabled in the House ........................................................... HLS- 33
Measures at House Desk Upon Adjournment ..................................... HLS- 34
House Measures Filed with Secretary of State ................................... HLS- 35
House Measures Signed by Governor ................................................ HLS- 36
House Measures Filed without Governor’s Signature ......................... HLS- 37
House Member Participation During Consideration of Measures .......... HLS- 38

FINAL CUMULATIVE INDEX TO LEGISLATIVE MEASURES ............................................. I-1

TABLE OF SECTIONS AMENDED, REPEALED AND “ADDED TO” ..................................... T-1

SENATE AND HOUSE BILLS ENACTED ........................................................................ A-1

MEMBERSHIP AND COMMITTEES

2008 SPECIAL SESSION

Session - Senate

Senate Officers, Caucus Leaders and Desk Personnel ................................. SS- 1
Senators’ Home Addresses – Special Session ......................................... SS- 3
Senate Seating Chart ............................................................................. SS- 4
Senate Standing Committee Membership .......................................... SS- 5
Senate Special Committee on Credentials ........................................... SS- 6
Committee Assignment by Senator ....................................................... SS- 7

Session - House

House Officers, Caucus Leaders and Desk Personnel ............................... SS-13
Representatives’ Addresses - Special Session ....................................... SS-15
House Seating Chart ............................................................................. SS-17
House Standing Committee Membership ........................................... SS-18
Committee Assignment by Representative .......................................... SS-20
House Special Committees on Organization ....................................... SS-24
House Committee Staff ........................................................................ SS-25
Joint Committee Staff ........................................................................... SS-25

2008 SPECIAL SESSION SENATE JOURNAL

Senate Journal ....................................................................................... SS-SJ- 1
Senate Organization ................................................................................ SS-SJ- 1
# TABLE OF CONTENTS

Motion to suspend Art. IV, sec. 19, Oregon Constitution, February 4, 2008 ............................................................ SS-SJ-37
One-hour Meeting Notice – Senate Rule 8.16, February 13, 2008 ............................................................................. SS-SJ-50
Senate Special Session Desk, Floor and Committee Staff .......................................................................................... SS-SJ-65

**SENATE MEASURES STATUS REPORT**

Senate Measures ............................................................................................................................................................. SS-S- 1

**EXECUTIVE APPOINTMENTS - 2008 SPECIAL SESSION**

Executive Appointments Status Report ......................................................................................................................... SS-E- 1
Roster of Executive Appointments............................................................................................................................... SS-E-12
Recapitulation of Executive Appointments .................................................................................................................. SS-E-16

**HOUSE MEASURES STATUS REPORT**

House Measures ............................................................................................................................................................. SS-H- 1

**VETOED BILL STATUS REPORT – 2007 REGULAR SESSION** ................................................................. V. 1

**GENERAL LEGISLATIVE SUMMARY - 2008 SPECIAL SESSION**

**Senate**

Recapitulation of Senate Bills .................................................................................................................................... SS-SLS- 1
Recapitulation of Senate Measures Other Than Bills ................................................................................................. SS-SLS- 1
Senate Measures Referred to the People ..................................................................................................................... SS-SLS- 2
Measures Introduced by Individual Senators ........................................................................................................... SS-SLS- 3
Senate Measures Pre-session Filed ............................................................................................................................. SS-SLS- 6
Measures Referred to Senate Committees ................................................................................................................ SS-SLS- 7
Measures Passed or Adopted by the Senate ................................................................................................................ SS-SLS- 9
Senate Measures Filed with Secretary of State ........................................................................................................ SS-SLS-10
Senate Measures Signed by Governor .................................................................................................................... SS-SLS-11
Senate Member Participation During Consideration of Measures ........................................................................... SS-SLS-12

**House**

Recapitulation of House Bills Upon Adjournment ..................................................................................................... SS-HLS- 1
Recapitulation of House Measures Other Than Bills Upon Adjournment ................................................................. SS-HLS- 1
Measures Introduced by Individual Representatives ................................................................................................. SS-HLS- 3
House Measures Introduced by Committee ................................................................................................................ SS-HLS- 5
Measures in House Committees ................................................................................................................................ SS-HLS- 6
Measures Passed or Adopted by House ....................................................................................................................... SS-HLS- 8
Measures at House Desk Upon Adjournment ........................................................................................................... SS-HLS- 9
House Measures Filed with Secretary of State ........................................................................................................ SS-HLS-10
House Measures Signed by Governor .................................................................................................................... SS-HLS-11
House Member Participation During Consideration of Measures ........................................................................... SS-HLS-12

**FINAL CUMULATIVE INDEX TO LEGISLATIVE MEASURES** ............................................................................. SS-I- 1

**TABLE OF SECTIONS AMENDED, REPEALED AND “ADDED TO”** ............................................................... SS-T- 1

**SENATE AND HOUSE BILLS ENACTED** ............................................................................................................. SS-A- 1
MEMBERSHIP
AND
COMMITTEES
Session – Senate
OFFICERS OF THE SENATE

PETER COURTNEY, President
MARGARET CARTER, President Pro Tempore

JUDY HALL, Secretary of the Senate

SENATE CAUCUS LEADERS

KATE BROWN, Majority Leader
RICHARD DEVLIN, Deputy Majority Leader
ALAN BATES, Majority Whip
LAURIE MONNES ANDERSON, Majority Whip
BRAD AVAKIAN, Assistant Majority Leader
VICKI WALKER, Assistant Majority Leader

TED FERRIOLO, Republican Leader
JACKIE WINTERS, Deputy Republican Leader
JEFF KRUSE, Minority Whip

SENATE DESK PERSONNEL

BRITTON TAYLOR, Publications Coordinator
CYNDY JOHNSTON, Calendar Composer/Journal Editor

MATTHEW NELSON, Reading Clerk
JULIE MEDINA, Assistant Journal Editor

CERTIFICATE OF APPROVAL

We, the undersigned, having supervised the revision of the Journal and Status Report of the Senate covering the Regular Session of the Seventy-fourth Legislative Assembly, hereby certify that such Journal and Status Report are correct to the best of our information and belief.

PETER COURTNEY
President of the Senate

JUDY HALL
Secretary of the Senate
SENATORS’ ADDRESSES

Atkinson, Jason.............................. P.O. Box 1704, Grants Pass, OR 97528 ................................................. Rep ............2
Avakian, Brad................................. 17915 NW Lonerock Dr., Portland, OR 97229 ..................................... Dem .........17
Bates, Alan ..................................... 344 E. Ashland Lane, Ashland, OR, 97520 ....................................... .... Dem ...........3
Beyer, Roger................................... 39486 S. Cooper Rd., Molalla, OR 97038 .............................................. Rep ............9
Brown, Kate ................................... 900 Court St. NE, S-323, Salem, OR 97301 ....................................... .. Dem .........21
Burdick, Ginny............................... 4641 SW Dosch Rd., Portland, OR 97239 ......................................... Dem .........18
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Devlin, Richard............................... 10290 SW Anderson Ct., Tualatin, OR 97062 .................................. Dem .........19
Ferrioli, Ted.................................... 900 Court St NE, S-223, Salem, OR 97301 ................................... Rep ..........30
George, Gary .................................. 15195 NE Ribbon Ridge Rd., Newberg, OR 97132 ......................... Rep ............12
George, Larry................................ 16785 SW Parrett Mountain Road, Sherwood,OR 97410 .............. Rep .........13
Gordly, Avel.................................... 10809 NE Fremont, Portland, OR 97220 ...................................... Ind .........23
Johnson, Betsy ................................ 636 Wild Iris Lane, Roseburg, OR, 97470 ................................. Rep .........10
Metsger, Rick ................................. P.O. Box 287, Welches, OR 97067 ................................................... Dem .........26
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Morse, Frank.................................. 221 NW 2nd St., Corvallis, OR 97330 ........................................... Rep ..........8
Nelson, David................................. 1407 NW Horn Avenue, Pendleton, OR 97801 .................................. Rep ..........29
Prozanski, Floyd............................. P.O. Box 11511, Eugene, OR, 97440 ........................................... Dem .........4
Schrader, Kurt ................................. 900 Court St. NE, S-209, Salem, OR, 97301 .................................. Dem .........29
Starr, Bruce................................ 22115 NW Imbrie Dr. #290, Hillsboro, OR 97124 ......................... Rep .........15
Verger, Joanne............................... 2285 N 13th Ct., Coos Bay, OR, 97420 ...................................... Dem .........5
Walker, Vicki................................. P.O. Box 10314, Eugene, OR 97440 ........................................... Dem .........7
Westlund, Ben............................... 20590 Arrowhead Drive, Bend, OR 97701 .................................... Dem .........27
Whitsett, Doug ............................... 23131 North Poe Valley Rd., Klamath Falls, OR, 97603 ................. Rep .........28
Winters, Jackie............................... P.O. Box 126, Salem, OR 97308 ........................................... Rep ..........10

Democrats -- 18
Republicans -- 11
Independent – 1
SENATE SESSION SEATING CHART

1-Courtney
2-Metsger
3-Gordly
4-Verger
5-Johnson
6-Carter
7-Monnes Anderson
8-Bates
9-Whitsett
10-Winters
11-George, L.
12-Avakian
13-Schrader
14-Westlund
15-Prozanski
16-Morse
17-Kruse
18-Monroe
19-Deckert
20-Walker
21-Devlin
22-Beyer
23-Atkinson
24-Morrisette
25-Burdick
26-George, G.
27-Brown
28-Ferrioli
29-Nelson
30-Starr
SENATE STANDING COMMITTEE MEMBERSHIP

BUSINESS, TRANSPORTATION AND WORKFORCE DEVELOPMENT—
Rick Metsger, Chair
Bruce Starr, Vice-Chair
Ryan Deckert
Larry George
Laurie Monnes Anderson

COMMERCE—
Floyd Prozanski, Chair
Roger Beyer, Vice-Chair
Brad Avakian
Avel Gordly
Rod Monroe

EDUCATION AND GENERAL GOVERNMENT—
Vicki Walker, Chair
Jeff Kruse, Vice-Chair
Rick Metsger
Frank Morse
Ben Westlund

ENVIRONMENT AND NATURAL RESOURCES—
Brad Avakian, Chair
Jason Atkinson, Vice-Chair
Alan Bates
Roger Beyer
Floyd Prozanski

FINANCE AND REVENUE—
Ryan Deckert, Chair
Gary George, Vice-Chair
Ginny Burdick
Rod Monroe
Bruce Starr

HEALTH AND HUMAN SERVICES—
Bill Morrisette, Chair
Jeff Kruse, Vice-Chair
Gary George
Laurie Monnes Anderson
Joanne Verger

HEALTH POLICY AND PUBLIC AFFAIRS—
Laurie Monnes Anderson, Chair
Avel Gordly, Vice-Chair
Margaret Carter
Peter Courtney
Jeff Kruse

JUDICIARY—
Ginny Burdick, Chair
Roger Beyer, Vice-Chair
Jeff Kruse
Floyd Prozanski
Vicki Walker

LEGISLATIVE OPERATIONS AND REFORM—
Rod Monroe, Chair
Frank Morse, Vice-Chair
Jason Atkinson
Brad Avakian
Peter Courtney
Rick Metsger
Jackie Winters

RULES—
Kate Brown, Chair
Ted Ferrioli, Vice-Chair
Betsy Johnson (discharged 05/29/07)
Laurie Monnes Anderson
David Nelson (discharged 05/29/07)
Brad Avakian (appointed 05/29/07)
Jeff Kruse (appointed 05/29/07)
SENATE STANDING COMMITTEE MEMBERSHIP

WAYS AND MEANS—
Kurt Schrader, Co-Chair
Margaret Carter, Vice-Chair (discharged 6/22/07; reappointed 6/25/07)
Kate Brown, Vice-Chair (appointed 6/22/07; discharged 6/25/07)
Alan Bates
Richard Devlin
Avel Gordly
Betsy Johnson
Frank Morse
David Nelson
Joanne Verger
Ben Westlund
Doug Whitsett
Jackie Winters

Subcommittee on Capital Construction and Bonding—
Kurt Schrader, Co-Chair
Richard Devlin
David Nelson

Subcommittee on Education—
Richard Devlin, Vice-Chair
Ryan Deckert
Frank Morse
Bruce Starr
Vicki Walker

Subcommittee on Human Services—
Margaret Carter, Chair
Alan Bates
Avel Gordly
Bill Morrise, ex-officio
Ben Westlund
Jackie Winters

Subcommittee on Natural Resources—
Richard Devlin, Chair
Brad Avakian
David Nelson

Subcommittee on Public Safety—
Ben Westlund, Vice-Chair
Kate Brown
Ginny Burdick
David Nelson
Jackie Winters

Subcommittee on Transportation and Economic Development—
Betsy Johnson, Chair
Gary George
Rod Monroe
Joanne Verger
Doug Whitsett

Subcommittee on General Government—
Alan Bates, Vice-Chair (discharged as Vice-Chair 2/06/2007)
Betsy Johnson, Vice-Chair (appointed Vice-Chair 2/06/2007)
Doug Whitsett
SENATE SPECIAL COMMITTEE MEMBERSHIP

CONDUCT—
   Brad Avakian, Chair
   Roger Beyer, Vice-Chair
   Vicki Walker
   Jackie Winters

CREDENTIALS—
   Bill Morrisette, Chair
   Roger Beyer
   Floyd Prozanski

HEALTH CARE REFORM—
   Alan Bates, Co-Chair
   Ben Westlund, Co-Chair
   Jackie Winters, Vice-Chair
   Jeff Kruse
   Laurie Monnes Anderson
   Bill Morrisette
   Frank Morse

LAND USE FAIRNESS—
   Floyd Prozanski, Chair
   Larry George, Vice-Chair
   Roger Beyer
   Betsy Johnson
   Kurt Schrader

PERMANENT ORGANIZATION AND
ORDER OF BUSINESS—
   Ginny Burdick, Chair
   Gary George
   Kurt Schrader

RETIMED SESSION—
   Peter Courtney, Chair
   Ted Ferrioli, Vice-Chair
   Kate Brown
   Avel Gordly
   Frank Morse

RULES (ORGANIZATION)—
   Kate Brown, Chair
   Ted Ferrioli, Vice-Chair
   Betsy Johnson
   Laurie Monnes Anderson
   David Nelson
COMMITTEE ASSIGNMENT BY SENATOR

**ATKINSON**–
Environment and Natural Resources, Vice-Chair
Legislative Operations and Reform

**AVAKIAN**–
Commerce
Environment and Natural Resources, Chair
Legislative Operations and Reform
Rules (appointed 05/29/07)
Ways and Means
  Natural Resources Subcommittee

**BATES**–
Emergency Board
Environment and Natural Resources
Health Care Reform, Co-Chair
Ways and Means
  General Government Subcommittee, Vice-Chair
  (discharged 02/06/07)
  Human Services Subcommittee

**BEYER**–
Commerce, Vice-Chair
Environment and Natural Resources
Judiciary, Vice-Chair
Joint Land Use Fairness
Land Use Fairness

**BROWN**–
Rules, Chair
Ways and Means (appointed 06/22/07) (discharged 06/25/07)
Ways and Means
  Public Safety Subcommittee

**BURDICK**–
Finance and Revenue
Judiciary, Chair
Ways and Means
  Public Safety Subcommittee

**CARTER**–
Emergency Board
Health Policy and Public Affairs
Ways and Means, Vice-Chair (discharged 06/22/07)
  (reinstated 06/25/07)
  Human Services Subcommittee, Chair

**COURTNEY**–
Ex-officio member of all committees
Emergency Board, Co-Chair
Health Policy and Public Affairs
Legislative Operations and Reform

**DECKERT**–
Business, Transportation and Workforce Development
Finance and Revenue, Chair
Ways and Means
  Education Subcommittee

**DEVLIN**–
Ways and Means
  Capital Construction and Bonding Subcommittee
  Education Subcommittee, Vice-Chair
  Natural Resources Subcommittee, Chair

**FERRIOLI**–
Rules, Vice-Chair

**GEORGE G.**–
Emergency Preparedness and Ocean Policy, Vice-Chair
Finance and Revenue, Vice-Chair
Health and Human Services
Ways and Means
  Transportation and Economic Development Subcommittee

**GEORGE L.**–
Business, Transportation and Workforce Development
Emergency Preparedness and Ocean Policy
Joint Land Use Fairness, Vice-Chair
Land Use Fairness, Vice-Chair

**GORDLY**–
Commerce
Health Policy and Public Affairs, Vice-Chair
Ways and Means
  Human Services Subcommittee
COMMITTEE ASSIGNMENT BY SENATOR

JOHNSON–
Emergency Board
Emergency Preparedness and Ocean Policy
Joint Land Use Fairness
Land Use Fairness
Rules (discharged 05/29/07)
Ways and Means
  General Government Subcommittee, Vice-Chair
  (appointed 02/06/07)
  Transportation and Economic Development
  Subcommittee, Chair

KRUSE–
Education and General Government, Vice-Chair
Health Care Reform
Health Policy and Public Affairs
Health and Human Services, Vice-Chair
Judiciary
Rules (appointed 05/29/07)

METSGER–
Business, Transportation and Workforce Development, Chair
Education and General Government
Legislative Operations and Reform

MONNES ANDERSON–
Business, Transportation and Workforce Development
Health Care Reform
Health Policy and Public Affairs, Chair
Health and Human Services
Rules

MONROE–
Commerce
Finance and Revenue
Legislative Operations and Reform, Chair
Ways and Means
  Transportation and Economic Development Subcommittee

MORRISETTE–
Emergency Preparedness and Ocean Policy
Health Care Reform
Health and Human Services, Chair
Ways and Means
  Human Services Subcommittee, Ex-Officio

MORSE–
Education and General Government
Emergency Board
Health Care Reform
Legislative Operations and Reform, Vice-Chair
Ways and Means
  Education Subcommittee

NELSON–
Emergency Board
Rules (discharged 05/29/07)
Ways and Means
  Capital Construction and Bonding Subcommittee
  Natural Resources Subcommittee
  Public Safety Subcommittee

PROZANSKI–
Commerce, Chair
Environment and Natural Resources
Judiciary
Joint Land Use Fairness, Co-Chair
Land Use Fairness, Chair

SCHRADER–
Emergency Board
Joint Land Use Fairness
Land Use Fairness
Ways and Means, Co-Chair
  Capital Construction and Bonding Subcommittee, Co-Chair

STARR–
Business, Transportation and Workforce Development, Vice-Chair
Finance and Revenue
Ways and Means
  Education Subcommittee

VERGER–
Emergency Preparedness and Ocean Policy, Co-Chair
Health and Human Services
Ways and Means
  Transportation and Economic Development Subcommittee

WALKER–
Education and General Government, Chair
Judiciary
Ways and Means
  Education Subcommittee
COMMITTEE ASSIGNMENT BY SENATOR

WESTLUND—
  Education and General Government
  Emergency Board
  Health Care Reform, Co-Chair
  Ways and Means
    Human Services Subcommittee
    Public Safety Subcommittee, Vice-Chair

WHITSETT—
  Emergency Board
  Ways and Means
    General Government Subcommittee
    Transportation and Economic Development Subcommittee

WINTERS—
  Emergency Board
  Health Care Reform, Vice-Chair
  Legislative Operations and Reform
  Ways and Means
    Human Services Subcommittee
    Public Safety Subcommittee
<table>
<thead>
<tr>
<th>Committee Name/Staff</th>
<th>Office</th>
<th>Staff Phone</th>
<th>Monday</th>
<th>Tuesday</th>
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<tbody>
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<td>Business, Transportation and Workforce Development</td>
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<td>Janet Adkins, Administrator</td>
<td>334</td>
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<td>HR B</td>
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<td>Adam Hicks, Assistant</td>
<td>334</td>
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<td>Anna Braun, Administrator</td>
<td>401B</td>
<td>503-986-1642</td>
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<td>Brian Egger, Assistant</td>
<td>401</td>
<td>503-986-1643</td>
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<td>Education and General Government</td>
<td>401A</td>
<td>503-986-1664</td>
<td>8:00 A.M.</td>
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<td>Dana Richardson, Administrator</td>
<td>401A</td>
<td>503-986-1664</td>
<td>HR B</td>
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<td>Heather Gravelle, Assistant</td>
<td>401</td>
<td>503-986-1495</td>
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<td>Environment and Natural Resources</td>
<td>333</td>
<td>503-986-1768</td>
<td>3:00 P.M.</td>
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<tr>
<td>Sue Marshall, Administrator</td>
<td>333</td>
<td>503-986-1768</td>
<td>HR B</td>
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Meets at the call of the Chair
## Senate Special Committee Regular Meeting Schedule

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Meets at the Call of the Chair
### JOINT STANDING COMMITTEE REGULAR MEETING SCHEDULE

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### JOINT SPECIAL COMMITTEE REGULAR MEETING SCHEDULE

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RULINGS BY THE CHAIR (SENATE)

June 20  
Mason’s Section 726 (5)  
Rejected bill presenting question twice in one session.  
SJ-200

June 27  
Oregon Constitution Art. IV, Sec. 25 (2)  
Question if 3/5 vote required.  
SJ-219

MESSAGES FROM THE GOVERNOR

August 9, 2007  
Veto Message on SB 994 (Seventy-fourth Regular Session)  
SJ-221

August 9, 2007  
Veto Message on SB 1039 (Seventy-fourth Regular Session)  
SJ-222

August 9, 2007  
Veto Message on SB 5549 (Seventy-fourth Regular Session)  
SJ-221
Session - House
HOUSE OF REPRESENTATIVES

HOUSE OFFICERS

JEFF MERKLEY, Speaker
DIANE ROSENBAUM, Speaker Pro Tempore
RAMONA KENADY, Chief Clerk

HOUSE CAUCUS LEADERS

DAVE HUNT, Majority Leader
PHIL BARNHART, Majority Whip
ARNIE ROBLAN, Deputy Majority Whip
SARA GELSER, Assistant Majority Leader
PETER BUCKLEY, Assistant Majority Leader
WAYNE SCOTT, Republican Leader
BRUCE HANNA, Deputy Republican Leader
DENNIS RICHARDSON, Republican Whip
GENE WHISNANT, Deputy Republican Whip

HOUSE DESK PERSONNEL

CATHY FERGUSON, Assistant Chief Clerk
DEEDEE OVERHOLSER, Publications Coordinator
OBIE RUTLEDGE, Reading Clerk
## REPRESENTATIVES' ADDRESSES

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<td>Esquivel, Sal C.</td>
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<td>Flores, Linda D</td>
<td>PO Box 55, Clackamas, OR 97015</td>
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<td>Galizio, Larry</td>
<td>PO Box 231161, Tigard, OR 97281</td>
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<td>Garrard, Bill</td>
<td>5845 Basin View Dr., Klamath Falls, OR 97603</td>
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<td>Gelser, Sara</td>
<td>900 Court St. NE, Salem, OR 97301</td>
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<td>Gilliam, Vic</td>
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<td>Gilman, George</td>
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<td>Girod, Fred</td>
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<td>Greenlick, Mitch</td>
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<td>Hanna, Bruce</td>
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<td>Holvey, Paul R.</td>
<td>PO Box 51048, Eugene, OR 97405</td>
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<td>PO Box 67190, Oak Grove, OR 97268</td>
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<td>Komp, Betty</td>
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<td>Koteck, Tina</td>
<td>7930 N Wabash Ave., Portland, OR 97217</td>
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<td>7544 SW Roanoke Dr., Wilsonville, OR 97070</td>
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<td>Lim, John K.</td>
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<td>Maurer, Ron</td>
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<td>Roblan, Arnie L</td>
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<td>Tomei, Carolyn</td>
<td>11907 SE 19th Ave., Milwaukie, OR 97222</td>
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<td>Whisnant, Gene C.</td>
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<td>Witt, Brad</td>
<td>21740 Lindberg Rd., Clatskanie, OR 97016</td>
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Democrats – 31
Republicans – 29
HOUSE SEATING CHART

1 - Hanna  16 - Thatcher  31 - Krummel  46 - Buckley
2 - Komp  17 - Esquivel  32 - Richardson  47 - Smith, P.
3 - Cowen  18 - Gilliam  33 - Whisnant  48 - Nolan
4 - Greenlick  19 - Barker  34 - Nelson  49 - Minnis
5 - Riley  20 - Cannon  35 - Galizio  50 - Scott
6 - Shields  21 - Edwards, D.  36 - Schaufler  51 - Hunt
7 - Macpherson  22 - Cameron  37 - Kotek  52 - Barnhart
8 - Dallum  23 - Smith, G.  38 - Boone  53 - Roblan
9 - Maurer  24 - Girod  39 - Garrard  54 - Witt
10 - Bonamici  25 - Burley  40 - Krieger  55 - Merkley
11 - Edwards, C.  26 - Lim  41 - Gilman  56 - Jensen
12 - Clem  27 - Rosenbaum  42 - Butler  57 - Morgan
13 - Olson  28 - Nathanson  43 - Holvey  58 - Tomei
14 - Berger  29 - Bruun  44 - Gelser  59 - Beyer
15 - Flores  30 - Boquist  45 - Read  60 - Dingfelder
HOUSE STANDING COMMITTEE MEMBERSHIP

AGRICULTURE AND NATURAL RESOURCES—
Rep. Arnie Roblan, Chair
Rep. Brian Clem, Vice-Chair
Rep. Patti Smith, Vice-Chair
Rep. Brian Boquist
Rep. Jackie Dingfelder
Rep. Greg Macpherson
Rep. Ron Maurer

Subcommittee on Education Innovation—
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Rep. Karen Minnis, Vice-Chair
Rep. Arnie Roblan, Vice-Chair
Rep. Peter Buckley
Rep. Ben Cannon
Rep. John Dallum
Rep. Gene Whisnant

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Rep. Mike Schaufler, Chair
Rep. Sal Esquivel, Vice-Chair
Rep. Paul Holvey, Vice-Chair
Rep. Vicki Berger
Rep. Chris Edwards
Rep. Diane Rosenbaum
Rep. Patti Smith

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Rep. Diane Rosenbaum, Chair
Rep. Vicki Berger, Vice-Chair
Rep. Peter Buckley, Vice-Chair
Rep. Sal Esquivel
Rep. Dave Hunt
Rep. Arnie Roblan
Rep. Kim Thatcher

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Rep. Suzanne Bonamici, Vice-Chair
Rep. Donna Nelson, Vice-Chair
Rep. Larry Galizio
Rep. Vic Gilliam (appointed 01/10/07)
Rep. Fred Girod (appointed 02/02/07)
Rep. Patti Smith (appointed 01/10/07; discharged 02/02/07)
Rep. Dennis Richardson (discharged 01/10/07)
Rep. Chuck Riley

EMERGENCY PREPAREDNESS AND OCEAN POLICY—
Rep. Deborah Boone, Co-Chair
Rep. Jean Cowan, Vice-Chair
Rep. Donna Nelson, Vice-Chair
Rep. Wayne Krieger
Rep. Mike Schaufler

EDUCATION—
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Rep. John Dallum, Vice-Chair
Rep. Betty Komp, Vice-Chair
Rep. Brian Clem
Rep. Mitch Greenlick
Rep. Jerry Krummel
Rep. John Lim
Rep. Arnie Roblan
Rep. Gene Whisnant

Subcommittee on Higher Education—
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Rep. Brian Clem, Vice-Chair
Rep. Jerry Krummel, Vice-Chair
Rep. Mitch Greenlick
Rep. John Lim

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Rep. Jackie Dingfelder, Chair
Rep. Chuck Burley, Vice-Chair
Rep. Ben Cannon, Vice-Chair
Rep. E. Terry Beyer
Rep. Bob Jenson
Rep. Greg Macpherson
Rep. Greg Smith

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Rep. Chuck Riley, Chair
Rep. Chris Edwards, Vice-Chair
Rep. Fred Girod, Vice-Chair
Rep. E. Terry Beyer
Rep. Kim Thatcher
HEALTH CARE—
Rep. Mitch Greenlick, Chair
Rep. Tina Kotek, Vice-Chair
Rep. Dennis Richardson, Vice-Chair
Rep. Suzanne Bonamici
Rep. ScottBruun
Rep. Ben Cannon
Rep. LindaFlores
Rep. SaraGelser
Rep. Ron Maurer (appointed 01/10/07)
Rep. Karen Minnis (discharged 01/10/07)

Subcommittee on Health Care Access—
Rep. Mitch Greenlick, Chair
Rep. Ben Cannon, Vice-Chair
Rep. Dennis Richardson, Vice-Chair
Rep. BettyKomp
Rep. Karen Minnis

Subcommittee on Health Policy—
Rep. Tina Kotek, Chair
Rep. Suzanne Bonamici, Vice-Chair
Rep. ScottBruun, Vice-Chair
Rep. LindaFlores
Rep. SaraGelser

HUMAN SERVICES AND WOMEN’S WELLNESS—
Rep. Carolyn Tomei, Chair
Rep. ScottBruun, Vice-Chair (discharged 01/10/07)
Rep. SaraGelser, Vice-Chair
Rep. Andy Olson (designated Vice-Chair 01/12/07)
Rep. JeanCowan
Rep. VicGilliam (appointed 01/11/07)
Rep. Tina Kotek
Rep. Ron Maurer

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Rep. GregMacpherson, Chair
Rep. Jeff Barker, Vice-Chair
Rep. GeneWhisnant, Vice-Chair
Rep. SuzanneBonamici
Rep. Kevin Cameron
Rep. LindaFlores
Rep. BettyKomp
Rep. WayneKrieger
Rep. TobiasRead

REVENUE—
Rep. Phil Barnhart, Chair
Rep. TomButler, Vice-Chair
Rep. Tobias Read, Vice-Chair
Rep. VickiBerger
Rep. ScottBruun
Rep. SaraGelser
Rep. AndyOlson
Rep. DianeRosenbaum
Rep. BradWitt

TRANSPORTATION—
Rep. E. TerryBeyer, Chair
Rep. GeorgeGilman, Vice-Chair
Rep. CarolynTomei, Vice-Chair
Rep. PeterBuckley
Rep. TomButler
Rep. Tobias Read
Rep. Greg Smith

WAYS AND MEANS—
Rep. MaryNolan, Co-Chair
Rep. NancyNathanson, (designated Vice-Chair 01/10/07)
Rep. DavidEdwards
Rep. LarryGalizio
Rep. BillGarrard
Rep. BruceHanna
Rep. Bob Jenson
Rep. Susan Morgan
Rep. ChipShields

Subcommittee on Capitol Construction (appointed 06/20/07)—
Rep. Mary Nolan, Co-Chair
Rep. Larry Galizio
Rep. Bruce Hanna

Subcommittee on Education—
Rep. Larry Galizio, Chair
Rep. Phil Barmhart
Rep. David Edwards
Rep. Bob Jenson
Rep. Susan Morgan

Subcommittee on General Government—
Rep. Bob Jenson, Chair
Rep. E. Terry Beyer
Rep. Chris Edwards
Rep. Larry Galizio
Rep. Jerry Krummel
HOUSE STANDING COMMITTEE MEMBERSHIP

Subcommittee on Human Services—
  Rep. Deborah Boone (appointed Vice-Chair
      01/10/07)
  Rep. Bill Garrard
  Rep. Tina Kotek
  Rep. Susan Morgan
  Rep. Nancy Nathanson

Subcommittee on Natural Resources—
  Rep. Jackie Dingfelder (appointed Vice-Chair
      01/10/07)
  Rep. Chuck Burley
  Rep. Brian Clem
  Rep. Bill Garrard
  Rep. Mary Nolan

Subcommittee on Public Safety—
  Rep. Chip Shields, Chair
  Rep. Jeff Barker
  Rep. Kevin Cameron
  Rep. Bruce Hanna
  Rep. Nancy Nathanson

Subcommittee on Transportation and Economic
  Development—
  Rep. Carolyn Tomei (designated Vice-Chair
      01/10/07)
  Rep. David Edwards
  Rep. George Gilman
  Rep. Bruce Hanna
  Rep. Chip Shields

WORKFORCE AND ECONOMIC DEVELOPMENT—
  Rep. Brad Witt, Chair
  Rep. John Lim, Vice-Chair
  Rep. Chuck Riley, Vice-Chair
  Rep. Phil Barnhart
  Rep. John Dallum
  Rep. Fred Girod
  Rep. Paul Holvey

VETERANS AFFAIRS—
  Rep. Jeff Barker, Chair
  Rep. Mike Schauffler, Vice-Chair
  Rep. Wayne Scott, Vice-Chair
  Rep. Brian Boquist
  Rep. Jean Cowan
COMMITTEE ASSIGNMENT BY REPRESENTATIVE

BARKER—
Judiciary, Vice-Chair
Veterans Affairs, Chair
Ways and Means subcommittee only:
   Public Safety

BARNHART—
House Guidelines (appointed 01/10/07)
Revenue, Chair
Ways and Means subcommittee only:
   Education
   Workforce and Economic Development

BERGER—
Business and Labor
Elections, Ethics, and Rules, Vice-Chair
Revenue

BEYER—
Energy and the Environment
Government Accountability and Information
   Technology
Transportation, Chair
Ways and Means subcommittee only:
   General Government

BONAMICI—
Consumer Protection, Vice-Chair
Health Care
   Health Policy, Vice-Chair
Judiciary

BOONE—
Emergency Preparedness and Ocean Policy, Co-Chair
Ways and Means subcommittee only:
   Human Services, Vice-Chair (designated 01/10/07)

BOQUIST—
Agriculture and Natural Resources
Veterans Affairs

BRUUN—
Health Care
   Health Policy, Vice-Chair
Human Services and Women's Wellness, Vice-Chair
   (discharged 01/10/07)
Revenue

BUCKLEY—
Education, Chair
   Education Innovation
   Higher Education, Chair
Elections, Ethics, and Rules, Vice-Chair
Transportation

BURLEY—
Energy and the Environment, Vice-Chair
Ways and Means subcommittee only:
   Natural Resources

BUTLER—
Revenue, Vice-Chair
Transportation

CAMERON—
Judiciary
Ways and Means subcommittee only:
   Public Safety

CANNON—
Education subcommittee only:
   Education Innovation
Energy and the Environment, Vice-Chair
Health Care
   Health Care Access, Vice-Chair

CLEM—
Agriculture and Natural Resources, Vice-Chair
Education
   Higher Education, Vice-Chair
Land Use Fairness (appointed 01/19/07)
Ways and Means subcommittee only:
   Natural Resources
COMMITTEE ASSIGNMENT BY REPRESENTATIVE

COWAN—
Emergency Preparedness and Ocean Policy, Vice-Chair
Human Services and Women's Wellness
Veterans Affairs

DALLUM—
Education, Vice-Chair
Higher Education
Workforce and Economic Development

DINGFELDER—
Agriculture and Natural Resources
Energy and the Environment, Chair
Ways and Means subcommittee only:
   Natural Resources, Vice-Chair (designated 01/10/07)

EDWARDS, C.—
Business and Labor
Government Accountability and Information Technology, Vice-Chair
Ways and Means subcommittee only:
   General Government

EDWARDS, D.—
Ways and Means
   Education
   Transportation and Economic Development

ESQUIVEL—
Business and Labor, Vice-Chair
Elections, Ethics, and Rules

FLORES—
Health Care
   Health Policy
   Judiciary

GALIZIO—
Consumer Protection
Ways and Means
   Capital Construction and Bonding (appointed 06/20/07)
   Education, Chair
   General Government

GARRARD—
Land Use Fairness, Vice-Chair (appointed 01/19/07)
Ways and Means
   Human Services
   Natural Resources

GELSER—
Health Care
   Health Policy
   House Guidelines, Chair (appointed 01/10/07)
   Human Services and Women's Wellness, Vice-Chair
   Revenue

GILLIAM—
Consumer Protection (appointed 01/10/07)
Human Services and Wellness (appointed 01/11/07)

GILMAN—
Transportation, Vice-Chair
Ways and Means subcommittee only:
   Transportation and Economic Development

GIROD—
Consumer Protection (appointed 02/2/07)
Government Accountability and Information Technology, Vice-Chair
Workforce and Economic Development

GREENLICK—
Education
   Higher Education
   Health Care, Chair
   Health Care Access, Chair

HANNA—
Ways and Means
   Capital Construction and Bonding (appointed 06/20/07)
   Public Safety
   Transportation and Economic Development
COMMITTEE ASSIGNMENT BY REPRESENTATIVE

HOLVEY—
Business and Labor, Vice-Chair
Consumer Protection, Chair
Workforce and Economic Development

HUNT—
Elections, Ethics, and Rules

JENSON—
Energy and the Environment
Ways and Means
  Education
  General Government, Chair

KOMP—
Education, Vice-Chair
  Education Innovation, Chair
Health Care subcommittee only:
  Health Care Access
  Judiciary

KOTEK—
Health Care, Vice-Chair
  Health Policy, Chair
Human Services and Women’s Wellness
Ways and Means subcommittee only:
  Human Services

KRIEGER—
Emergency Preparedness and Ocean Policy
  Judiciary

KRUMMEL—
Education
  Higher Education, Vice-Chair
Ways and Means subcommittee only:
  General Government

LIM—
Education
  Higher Education
Workforce and Economic Development, Vice-Chair

MACPHerson—
Agriculture and Natural Resources
Energy and the Environment
Judiciary, Chair
Land Use Fairness, Co-Chair (appointed 01/19/07)

MAURER—
Agriculture and Natural Resources
Health Care (appointed 01/10/07)
Human Services and Women’s Wellness

MINNIS—
Education Subcommittee only:
  Education Innovation, Vice-Chair
Health Care (discharged 01/10/07)
  Health Care Access

MORGAN—
Ways and Means
  Education
  Human Services

NATHANSON—
Ways and Means, Vice-Chair (designated 01/10/07)
  Human Services
  Public Safety

NELSON—
Consumer Protection, Vice-Chair
Emergency Preparedness and Ocean Policy, Vice-Chair

NOLAN—
Ways and Means, Co-Chair
  Capital Construction and Bonding, Co-Chair
  (appointed 06/20/07)
  Natural Resources

OLSON—
Human Services and Women’s Wellness, Vice-Chair
  (designated 01/12/07)
  Revenue
COMMITTEE ASSIGNMENT BY REPRESENTATIVE

READ—
Judiciary
Revenue, Vice-Chair
Transportation

RICHARDSON—
Consumer Protection (discharged 1/10/07)
Health Care, Vice-Chair
  Health Care Access, Vice-Chair
House Guidelines (appointed 01/10/07)

RILEY—
Consumer Protection
Government Accountability and Information
  Technology, Chair
Workforce and Economic Development, Vice-Chair

ROBLAN—
Agriculture and Natural Resources, Chair
Education
  Education Innovation, Vice-Chair
Elections, Ethics, and Rules
Land Use Fairness (appointed 01/19/07)

ROSENBURG—
Business and Labor
Elections, Ethics, and Rules, Chair
Revenue

SCHAUFER—
Business and Labor, Chair
Emergency Preparedness and Ocean Policy
Veterans Affairs, Vice-Chair

SCOTT—
Veterans Affairs, Vice-Chair

SHELDS—
Ways and Means
  Public Safety, Chair
  Transportation and Economic Development

SMITH, G.—
Energy and the Environment
Transportation

SMITH, P.—
Agriculture and Natural Resources, Vice-Chair
Business and Labor
Consumer Protection (appointed 01/10/07)
  (discharged 02/2/07)
Land Use Fairness (appointed 01/19/07)

THATCHER—
Elections, Ethics, and Rules
Government Accountability and Information
  Technology

TOMEI—
Human Services and Women’s Wellness, Chair
Transportation, Vice-Chair
Ways and Means subcommittee only:
  Transportation and Economic Development, Vice-Chair (designated 01/10/07)

WHISNANT—
Education
  Education Innovation
Veterinary Affairs, Vice-Chair

WITT—
Revenue
Workforce and Economic Development, Chair
HOUSE SPECIAL COMMITTEES

SPECIAL COMMITTEE ON WORKPLACE HARASSMENT—
Rep. Carolyn Tomei, Chair
Rep. Susan Morgan, Vice-Chair
Rep. Ben Cannon
Rep. Bob Jenson

GUIDELINES COMMITTEE— (appointed 01/10/07)
Rep. Sara Gelser, Chair
Rep. Phil Barnhart
Rep. Dennis Richardson

LAND USE FAIRNESS— (appointed 01/19/07)
Rep. Greg Macpherson, Co-Chair
Rep. Bill Garrard, Vice-Chair
Rep. Brian Clem
Rep. Arnie Roblan
Rep. Patti Smith

HOUSE SPECIAL COMMITTEES ON ORGANIZATION

COMMITTEE ON CREDENTIALS—
Rep. Phil Barnhart, Chair
Rep. Jerry Krummel
Rep. E. Terry Beyer

COMMITTEE ON RULES—
Rep. Diane Rosenbaum, Chair
Rep. Dave Hunt
Rep. Dennis Richardson

COMMITTEE ON PERMANENT ORGANIZATION AND ORDER OF BUSINESS—
Rep. Carolyn Tomei, Chair
Rep. Tom Butler
Rep. Paul Holvey
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<th>Committee Name/Staff</th>
<th>Office</th>
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<th>Tuesday</th>
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<td>Bryan Penn, Assistant</td>
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### HOUSE STANDING COMMITTEE REGULAR MEETING SCHEDULE

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### HOUSE SPECIAL COMMITTEE REGULAR MEETING SCHEDULE

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Interim – Senate
SENATE

INTERIM LEADERSHIP

SENATE OFFICERS

PETER COURTNEY, President
MARGARET CARTER, President Pro Tempore
JUDY HALL, Secretary of the Senate

SENATE CAUCUS LEADERS

KATE BROWN, Majority Leader
(Resigned as Majority Leader 06/29/07)
RICHARD DEVLIN, Majority Leader
(Succeeded to Majority Leader 06/29/07)
RICHARD DEVLIN, Deputy Majority Leader
LAURIE MONNES ANDERSON, Deputy Majority Leader
ALAN BATES, Majority Whip
MARK HASS, Majority Whip
BRAD AVAKIAN, Assistant Majority Leader
(Resigned 04/07/08)
FLOYD PROZANSKI, Assistant Majority Leader

TED FERRIOLE, Republican Leader
JACKIE WINTERS, Deputy Republican Leader
JEFF KRUSE, Minority Whip
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<td>Avakian, Brad ...................................... 17915 NW Lonerock Dr., Portland, OR ................................................. Dem .........17</td>
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Democrats 18
Republicans 11
Independent 1

(1) Resigned 04/07/08
(2) Resigned 01/18/08
(3) Sworn-in 05/19/08
(4) Resigned 10/28/07
(5) Sworn-in 01/30/08
(6) Sworn-in 11/21/07
SENATE INTERIM SEATING CHART

1-Courtney
2-Metsger
3-Gordly
4-Verger
5-Johnson
6-Carter
7-Monnes Anderson
8-Bates
9-Whitsett
10-Winters

11-George, L.
12-Avakian(6)/Bonamici(7)
13-Schrader
14-Westlund
15-Prozanski
16-Morse
17-Kruse
18-Monroe
19-Deckert(1)/Hass(2)
20-Walker

21-Brown/Devlin(3)
22-Beyer(4)/Girod(5)
23-Atkinson
24-Morrisette
25-Burdick
26-George, G.
27-Devlin/Brown(3)
28-Ferrioli
29-Nelson
30-Starr

(1) Resigned 10/28/07
(2) Sworn-in 11/21/07
(3) Reassigned 06/29/07
(4) Resigned 01/18/08
(5) Sworn-in 01/30/08
(6) Resigned 04/07/08
(7) Sworn-in 05/19/08
SENATE INTERIM STANDING COMMITTEE MEMBERSHIP

CONDUCT  
(Senate Interim Rule 208.01)–
  Brad Avakian, Chair (resigned 04/07/08)
  Roger Beyer, Vice-Chair (resigned 01/18/08)
  Frank Morse, Vice-Chair (appointed 02/04/08)
  Vicki Walker
  Jackie Winters

RULES AND EXECUTIVE APPOINTMENTS  
(Senate Interim Rule 208.01)–
  Richard Devlin, Chair
  Ted Ferrioli, Vice-Chair
  Jason Atkinson
  Brad Avakian (resigned 04/07/08)
  Kate Brown
  Ginny Burdick (appointed 04/03/08)
SENATE INTERIM COMMITTEE AND TASK FORCE MEMBERSHIP

COMMERCES AND LABOR (ORS 171.640)—
Ben Westlund, Chair
Gary George, Vice-Chair
Suzanne Bonamici (appointed 05/22/08)
Peter Courtney (appointed 04/03/08)
(discharged 05/22/08)
Richard Devlin (discharged 04/03/08)
Floyd Prozanski
Jackie Winters

Subcommittee on Health Care Reform—
(ORS 171.640)—
Frank Morse, Chair
Alan Bates
Ben Westlund

EDUCATION AND GENERAL GOVERNMENT
(ORS 171.640)—
Vicki Walker, Chair
Jeff Kruse, Vice-Chair
Ryan Deckert (resigned 10/28/07)
Mark Hass (appointed 11/28/07)
Rick Metsger
Frank Morse

ELECTIONS AND ETHICS (ORS 171.640)—
Kate Brown, Chair
Ted Ferrioli, Vice-Chair
Jason Atkinson (appointed 02/06/08)
Laurie Monnes Anderson

ENVIRONMENT AND NATURAL RESOURCES
(ORS 171.640)—
Alan Bates, Chair (appointed 04/03/08)
Brad Avakian, Chair (resigned 04/07/08)
Roger Beyer, Vice-Chair (resigned 01/18/08)
Fred Girod, Vice-Chair (appointed 04/03/08)
David Nelson
Floyd Prozanski
Vicki Walker (appointed 4/3/08)

FINANCE AND REVENUE (ORS 171.640)—
Ginny Burdick, Chair
Frank Morse, Vice-Chair
Jason Atkinson (appointed 11/28/07)
Mark Hass (appointed 11/28/07)
Rod Monroe
Bruce Starr
Ben Westlund

HEALTH AND HUMAN SERVICES
(ORS 171.640)—
Laurie Monnes Anderson, Chair
Avel Gordly, Vice-Chair
Margaret Carter
Jeff Kruse
Bill Morrissette

JUDICIARY (ORS 171.640)—
Floyd Prozanski, Chair
Roger Beyer, Vice-Chair (resigned 01/18/08)
Doug Whitsett, Vice-Chair (appointed 04/03/08)
Suzanne Bonamici (appointed 05/22/08)
Ginny Burdick (discharged 04/03/08)
Peter Courtney (appointed 4/3/08)(discharged 05/22/08)
Jeff Kruse (appointed 04/03/08)
Vicki Walker

SERVICES TO SENIORS AND PEOPLE WITH DISABILITIES (ORS 171.640)—
Bill Morrisette, Chair
Jeff Kruse, Vice-Chair
Peter Courtney (discharged 04/03/08)
Fred Girod (appointed 04/03/08)
Joanne Verger (appointed 04/03/08)

SHARED RESPONSIBILITY STEERING COMMITTEE
(SB 334, Chapter 802, Oregon Laws 2007)—
Kurt Schrader

TRANSPORTATION (ORS 171.640) —
Rick Metger, Chair
Bruce Starr, Vice-Chair
Gary George
Larry George
Betsy Johnson
Rod Monroe
Joanne Verger

WAYS AND MEANS (ORS 171.640)—
Kurt Schrader, Co-Chair
Margaret Carter, Co-Vice-Chair
Alan Bates (discharged 04/03/08)
Avel Gordly
Mark Hass (appointed 04/03/08)
Betsy Johnson
Rod Monroe
David Nelson
Joanne Verger
Doug Whitsett
Jackie Winters
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Interim – House
HOUSE OF REPRESENTATIVES

INTERIM LEADERSHIP

HOUSE OFFICERS

JEFF MERKLEY, Speaker
DIANE ROSENBAUM, Speaker Pro Tempore

RAMONA KENADY, Chief Clerk

HOUSE CAUCUS LEADERS

DAVE HUNT, Majority Leader
PETER BUCKLEY, Majority Whip
ARNIE ROBLAN, Deputy Majority Whip
BETTY KOMP, Assistant Majority Leader
PHIL BARNHART, Assistant Majority Leader
TOBIAS READ, Assistant Majority Leader
CHIP SHIELDS, Assistant Majority Leader

BRUCE HANNA, Republican Leader
ANDY OLSON, Deputy Republican Whip
GENE WHISNANT, Assistant Republican Leader
LINDA FLORES, Assistant Republican Leader
CHUCK BURLEY, Assistant Republican Leader
KEVIN CAMERON, Assistant Republican Leader
RON MAURER, Assistant Republican Leader
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<td>1125 SE Madison St., Ste. 100-B, Portland, OR 97214</td>
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<td>Smith, Greg</td>
<td>PO Box 219, Heppner, OR 97836</td>
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<td>Smith, Patti</td>
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<td>Sprenger, Sherrie</td>
<td>900 Court St NE, Salem, OR 97301</td>
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<td>Thatcher, Kim</td>
<td>PO Box 9111, Salem, OR 97305</td>
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<td>Tomei, Carolyn</td>
<td>11907 SE 19th Ave., Milwaukie, OR 97222</td>
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<td>Whisnant, Gene C</td>
<td>PO Box 3565, Sunriver, OR 97707</td>
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<td>Witt, Brad</td>
<td>21740 Lindberg Rd., Clatskanie, OR 97016</td>
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Democrats – 31
Republicans – 29

(1) Sworn-in January 28, 2008
(2) Resigned May 19, 2008
(3) Resigned January 4, 2008
(4) Resigned July 31, 2007
(5) Resigned January 29, 2008
(6) Sworn-in June 18, 2008
(7) Sworn-in August 30, 2007
(8) Sworn-in February 4, 2008
HOUSE INTERIM COMMITTEES

AGRICULTURE AND NATURAL RESOURCES (ORS 171.640) —
- Rep. Arnie Roblan, Chair
- Rep. Brian Boquist, Vice-Chair
- Rep. Brian Clem, Vice-Chair
- Rep. Jackie Dingfelder
- Rep. Bill Garrard
- Rep. Greg Macpherson
- Rep. Karen Minnis

BUSINESS AND LABOR (ORS 171.640) —
- Rep. Mike Schaufler, Chair
- Rep. Sal Esquivel, Vice-Chair
- Rep. Paul Holvey, Vice-Chair
- Rep. Chuck Burley
- Rep. Kevin Cameron
- Rep. Chris Edwards
- Rep. Diane Rosenbaum

CONSUMER PROTECTION (ORS 171.640) —
- Rep. Paul Holvey, Chair
- Rep. Suzanne Bonamici, Vice-Chair (resigned 05/19/08)
- Rep. Donna Nelson, Vice-Chair
- Rep. Chuck Riley (appointed Vice-Chair 06/24/08)
- Rep. Larry Galizio
- Rep. Vic Gilliam
- Rep. Fred Girod (resigned 01/29/08)
- Rep. Chris Harker (appointed 06/19/08)
- Rep. Sherrie Sprenger (appointed 02/04/08)

EDUCATION (ORS 171.640) —
- Rep. Peter Buckley, Chair
- Rep. Betty Komp, Vice-Chair
- Rep. Gene Whisnant, Vice-Chair
- Rep. Brian Clem
- Rep. John Dallum (resigned 07/31/07)
- Rep. Mitch Greenlick
- Rep. John E. Huffman (appointed 08/05/07)
- Rep. Jerry Krummel
- Rep. John Lim
- Rep. Arnie Roblan

ELECTIONS, ETHICS AND RULES (ORS 171.640) —
- Rep. Diane Rosenbaum, Chair
- Rep. Vicki Berger, Vice-Chair
- Rep. Peter Buckley, Vice-Chair
- Rep. Sal Esquivel
- Rep. Dave Hunt
- Rep. Chip Shields
- Rep. Kim Thatcher

EMERGENCY PREPAREDNESS AND OCEAN POLICY (ORS 171.640) —
- Rep. Deborah Boone, Chair
- Rep. Jean Cowan, Vice-Chair
- Rep. Donna Nelson, Vice-Chair
- Rep. Wayne Krieger
- Rep. Mike Schaufler

ENERGY AND THE ENVIRONMENT (ORS 171.640) —
- Rep. Jackie Dingfelder, Chair
- Rep. Chuck Burley, Vice-Chair
- Rep. Ben Cannon, Vice-Chair
- Rep. E. Terry Beyer
- Rep. Bill Garrard
- Rep. Tobias Read
- Rep. Greg Smith

GOVERNMENT ACCOUNTABILITY AND INFORMATION TECHNOLOGY (ORS 171.640) —
- Rep. Chuck Riley, Chair
- Rep. Chris Edwards, Vice-Chair
- Rep. Dennis Richardson, Vice-Chair
- Rep. E. Terry Beyer
- Rep. Kim Thatcher

HEALTH CARE (ORS 171.640) —
- Rep. Mitch Greenlick, Chair
- Rep. Tina Kotek, Vice-Chair
- Rep. Dennis Richardson, Vice-Chair
- Rep. Suzanne Bonamici (resigned 05/19/08)
- Rep. Scott Bruun
- Rep. Ben Cannon
- Rep. Linda Flores
- Rep. Sara Gelser
- Rep. Chris Harker (appointed 06/19/08)
- Rep. Ron Maurer
HOUSE INTERIM COMMITTEES

HUMAN SERVICES AND WOMEN’S WELLNESS (ORS 171.640) —
- Rep. Carolyn Tomei, Chair
- Rep. Sara Gelser, Vice-Chair
- Rep. Andy Olson, Vice-Chair
- Rep. Jean Cowan
- Rep. Vic Gilliam
- Rep. Tina Kotek
- Rep. Ron Maurer

Subcommittee on Seniors and People with Disabilities
- Rep. Jean Cowan, Chair
- Rep. Sara Gelser
- Rep. Ron Maurer

JUDICIARY (ORS 171.640) —
- Rep. Greg Macpherson, Chair
- Rep. Jeff Barker, Vice-Chair
- Rep. Gene Whisnant, Vice-Chair
- Rep. Suzanne Bonamici (resigned 05/19/08)
- Rep. Kevin Cameron
- Rep. Linda Flores
- Rep. Chris Harker (appointed 06/19/08)
- Rep. Betty Komp
- Rep. Wayne Krieger
- Rep. Chip Shields

REVENUE (ORS 171.640) —
- Rep. Phil Barnhart, Chair
- Rep. Vicki Berger, (designated Vice-Chair 02/04/08)
- Rep. R. Tom Butler, Vice-Chair (resigned 01/04/08)
- Rep. Tobias Read, Vice-Chair
- Rep. Cliff Bentz (appointed 02/04/08)
- Rep. Scott Bruun
- Rep. Sara Gelser
- Rep. Andy Olson
- Rep. Diane Rosenbaum
- Rep. Brad Witt

RURAL POLICY (ORS 171.640) —
- Rep. Arnie Roblan, Chair
- Rep. Jean Cowan, Vice-Chair
- Rep. George Gilman (appointed and designated Vice-Chair 02/04/08)
- Rep. Fred Girod, Vice-Chair (resigned 01/29/08)
- Rep. Phil Barnhart
- Rep. Tom Butler (resigned 01/04/08)
- Rep. Vic Gilliam (appointed 02/04/08)

TRANSPORTATION (ORS 171.640) —
- Rep. E. Terry Beyer, Chair
- Rep. George Gilman, Vice-Chair
- Rep. Carolyn Tomei, Vice-Chair
- Rep. Cliff Bentz (appointed 02/04/08)
- Rep. Peter Buckley
- Rep. R. Tom Butler (resigned 01/04/08)
- Rep. Tobias Read
- Rep. Greg Smith

VETERANS’ AFFAIRS (ORS 171.640) —
- Rep. Jeff Barker, Chair
- Rep. Mike Schaufler, Vice-Chair
- Rep. Wayne Scott, Vice-Chair
- Rep. Brian Boquist
- Rep. Deborah Boone

WORKFORCE AND ECONOMIC DEVELOPMENT (ORS 171.640) —
- Rep. Brad Witt, Chair
- Rep. John Lim, Vice-Chair
- Rep. Chuck Riley, Vice-Chair
- Rep. Phil Barnhart
- Rep. John Dallum (resigned 07/31/07)
- Rep. Fred Girod (resigned 01/29/08)
- Rep. Paul Holvey
- Rep. John E. Huffman (appointed 08/05/07)
- Rep. Sherrie Sprenger (appointed 02/04/08)
## HOUSE INTERIM COMMITTEES STAFF

<table>
<thead>
<tr>
<th>Committee/Task Force</th>
<th>Staff</th>
<th>Phone</th>
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<td>Agriculture and Natural Resources</td>
<td>Beth Patrino, Committee Administrator</td>
<td>503-986-1751</td>
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<td>Sue Cook, Committee Assistant</td>
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<td>Business and Labor</td>
<td>Theresa Van Winkle, Committee Administrator</td>
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<td>Dana Richardson, Committee Administrator</td>
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<td>Patsy Wood, Committee Assistant</td>
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<td>Elections, Ethics and Rules</td>
<td>Marjorie Taylor, Committee Administrator</td>
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<td>Mike Reiley, Committee Assistant</td>
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<td>Emergency Preparedness and Ocean Policy</td>
<td>Sandy Thiele-Cirka, Committee Administrator</td>
<td>503-986-1286</td>
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<tr>
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<td>Erin Seiler, Committee Assistant</td>
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<td>Energy and the Environment</td>
<td>Beth Patrino, Committee Administrator</td>
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<td>Human Services and Women’s Wellness</td>
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<td>Bill Taylor, Counsel</td>
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<td>Paul Warner, Legislative Revenue Officer</td>
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<td>Workforce and Economic Development</td>
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Interim – Joint
LEGISLATIVE STATUTORY COMMITTEES AND TASK FORCES

ADMINISTRATION (JOINT LEGISLATIVE COMMITTEE) (ORS 173.730)—
Sen. Peter Courtney, Co-Chair
Rep. Jeff Merkley, Co-Chair
Sen. Jason Atkinson
Sen. Kate Brown (discharged 05/27/08)
Sen. Richard Devlin
Sen. Ted Ferrioli
Sen. Betsy Johnson (appointed 05/27/08)
Sen. Brad Avakian, alternate (resigned 04/07/08)
Sen. Ginny Burdick, alternate (appointed 05/27/08)
Rep. Bruce Hanna (appointed 03/24/08)
Rep. Dennis Richardson
Rep. Arnie Roblan
Rep. Diane Rosenbaum
Rep. Wayne Scott (discharged 03/24/08)
Rep. Dave Hunt (alternate for Merkley)

COUNSEL (JOINT LEGISLATIVE COMMITTEE) (ORS 173.191)—
Sen. Peter Courtney, Co-Chair
Rep. Jeff Merkley, Co-Chair
Sen. Kate Brown
Sen. Ginny Burdick
Sen. David Nelson
Sen. Jackie Winters
Sen. Floyd Prozanski, alternate
Rep. Greg Macpherson
Rep. Andy Olson
Rep. Dennis Richardson
Rep. Diane Rosenbaum
Rep. Dave Hunt (alternate for Merkley)

COURT FACILITIES (HB 2331, Chapter 860, Oregon Laws 2007)—
Sen. Vicki Walker, Co-Chair
Rep. Nancy Nathanson, Co-Chair
Sen. Floyd Prozanski
Sen. Doug Whitsett
Rep. Jeff Barker
Rep. Wayne Krieger

COURT TECHNOLOGY (HB 2331, Chapter 860, Oregon Laws 2007)—
Sen. Vicki Walker, Co-Chair
Rep. Nancy Nathanson, Co-Chair
Sen. Floyd Prozanski
Sen. Doug Whitsett
Rep. Jeff Barker
Rep. Wayne Krieger

EMERGENCY BOARD (ORS 291.330)—
Sen. Peter Courtney, Co-Chair
Rep. Jeff Merkley, Co-Chair
Sen. Alan Bates
Sen. Margaret Carter
Sen. Betsy Johnson
Sen. Frank Morse
Sen. David Nelson
Sen. Kurt Schrader
Sen. Ben Westlund
Sen. Doug Whitsett
Sen. Jackie Winters
Rep. David Edwards
Rep. Larry Galizio
Rep. George Gilman
Rep. Bob Jenson
Rep. Susan Morgan
Rep. Nancy Nathanson
Rep. Mary Nolan
Rep. Chip Shields
Rep. Patti Smith

Subcommittee on Education—
Rep. Mary Nolan, Chair
Sen. Frank Morse
Sen. David Nelson
Sen. Ben Westlund
Rep. Larry Galizio
Rep. George Gilman

Subcommittee on Human Services—
Sen. Margaret Carter, Chair
Sen. Alan Bates
Sen. Jackie Winters
Rep. Bob Jenson
Rep. Nancy Nathanson
Rep. Patti Smith

Subcommittee on General Government—
Sen. Kurt Schrader, Chair
Sen. Betsy Johnson
Sen. Doug Whitsett
Rep. David Edwards
Rep. Susan Morgan
Rep. Chip Shields

PUBLIC EDUCATION APPROPRIATION (SPECIAL JOINT LEGISLATIVE COMMITTEE ON) (Section 8, Article VIII, Oregon Constitution, ORS 171.857)—
Sen. Richard Devlin, Co-Chair
Rep. Peter Buckley, Co-Chair
Sen. Jeff Kruse
Sen. Vicki Walker
Rep. Larry Galizio
Rep. John Lim
STATUTORY COMMITTEES AND TASK FORCES WITH LEGISLATIVE PARTICIPATION

ADMINISTRATIVE HEARINGS OVERSIGHT COMMITTEE (ORS 183.690)—
Sen. Suzanne Bonamici (appointed 05/22/08)
Sen. Doug Whitsett
Rep. Vicki Berger (appointed 01/07/08)
Rep. Suzanne Bonamici (appointed 07/23/07–resigned 05/19/08)
Rep. Jackie Dingfelder (discharged 07/23/07)
Rep. Bruce Hanna (appointed 07/23/07 – discharged 01/07/08)
Rep. Paul Holvey (appointed 05/29/08)

ADULT OFFENDER SUPERVISION, INTERSTATE COMMISSION FOR (ORS 144.600)—
Sen. Ginny Burdick
Rep. Chip Shields

ALCOHOL AND DRUG ABUSE PROGRAMS, GOVERNOR'S COUNCIL ON (ORS 430.255)—
Sen. Laurie Monnes Anderson
Rep. Jean Cowan

ASIAN AFFAIRS, COMMISSION ON (ORS 185.610)—
Sen. Kate Brown
Rep. John Lim

ASSET FORFEITURE OVERSIGHT ADVISORY COMMITTEE (ORS 475A.155)—
Sen. Ted Ferrioli
Sen. Avel Gordly
Sen. Floyd Prozanski
Rep. Jeff Barker
Rep. Andy Olson
Rep. Patti Smith

BIOTECHNOLOGY OPPORTUNITIES, OHSU TASK FORCE TO REVIEW THE IMPACT OF THE OREGON OPPORTUNITY PROGRAM TO CAPITALIZE ON (ORS 353.563)—
Sen. Ryan Deckert (resigned 10/28/07)
Sen. David Nelson
Rep. Tom Butler (resigned 02/04/08)
Rep. Greg Macpherson

BLACK AFFAIRS, COMMISSION ON (ORS 185.420)—
Sen. Alan Bates
Rep. Jackie Dingfelder

BOTTLE BILL TASK FORCE (SB 707, Chapter 303, Oregon Laws 2007)—
Sen. Brad Avakian (appointed 12/15/07)(resigned 04/07/08)
Sen. Peter Courtney (discharged 12/15/07)
Sen. Mark Hass (appointed 04/16/08)
Rep. Ben Cannon

CAPITOL FOUNDATION, OREGON STATE (ORS 276.002)—
Sen. Jason Atkinson
Sen. Betsy Johnson
Sen. Ben Westlund
Rep. Vicki Berger
Rep. Deborah Boone
Rep. Brian Clem

CHARITABLE CHECK-OFF COMMISSION, OREGON (ORS 305.695)—
Rep. Sal Esquivel

CHILD CARE, OREGON COMMISSION FOR (ORS 675A.610)—
Sen. Jackie Winters
Rep. Linda Flores
Rep. Tina Kotek

CHILDREN AND FAMILIES, STATE COMMISSION ON (ORS 417.730)—
Sen. Avel Gordly
Rep. Gene Whisnant

COLUMBIA RIVER RESOURCE TASK FORCE (ORS 171.867)—
Rep. Bob Jenson
Rep. Brad Witt

COMPREHENSIVE OBESITY PREVENTION INITIATIVE TASK FORCE FOR A (SB 931, Chapter 904, Oregon Laws 2007) —
Sen. Margaret Carter
Sen. Jeff Kruse
Rep. Scott Bruun
Rep. Tina Kotek

CRIMINAL JUSTICE COMMISSION, OREGON (ORS 137.654)—
Sen. Ginny Burdick
Rep. Andy Olson
TRUST FOR CULTURAL DEVELOPMENT BOARD (ORS 359.410)—
Sen. Ben Westlund
Rep. Scott Bruun

DAIRY AIR QUALITY, TASK FORCE ON (SB 235, Chapter 799, Oregon Laws 2007)—
Sen. Betsy Johnson
Sen. David Nelson
Rep. Deborah Boone
Rep. Jackie Dingfelder

DEBT POLICY ADVISORY COMMISSION, STATE (ORS 286.550)—
Sen. Rick Metsger
Rep. Phil Barnhart

DOMESTIC VIOLENCE, GOVERNOR’S COUNCIL ON (Executive Order 98-10)—
Rep. Diane Rosenbaum

DISTRICT BEST BUSINESS PRACTICES ADVISORY COMMITTEE (HB 3141, Chapter 839, Oregon Laws 2007)—
Rep. Larry Galizio

ECONOMIC AND COMMUNITY DEVELOPMENT COMMISSION, OREGON (ORS 285A.040)—
Sen. Betsy Johnson
Rep. David Edwards

EDUCATION COMMISSION OF THE STATES (ORS 348.950)—
Sen. Vicki Walker
Rep. Peter Buckley
Rep. Gene Whisnant

EDUCATION SYSTEM DESIGN TEAM (HB 3141, Chapter 839, Oregon Laws 2007)—
Sen. Richard Devlin
Sen. Jeff Kruse
Sen. Kurt Schrader
Sen. Bruce Starr
Sen. Vicki Walker
Rep. Peter Buckley
Rep. Linda Flores
Rep. Bob Jenson
Rep. Betty Komp
Rep. Nancy Nathanson

EDUCATOR HEALTH BENEFITS, TASK FORCE ON (SB 426, Chapter 7, Oregon Laws 2007)—
Sen. Vicki Walker
Rep. Suzanne Bonamici (resigned 05/19/08)

ENDING HOMELESSNESS ADVISORY COUNCIL (Executive Order 6-05)—
Sen. Margaret Carter

FEDERAL FOREST PAYMENTS AND COUNTY SERVICES, GOVERNOR’S TASK FORCE ON (Executive Order 07-21)—
Sen. Alan Bates
Sen. Ted Ferrioli (resigned 03/27/08)
Sen. Fred Girod (appointed 04/11/08)
Rep. Fred Girod (resigned 01/29/08)
Rep. Arnie Roblan

FUJIAN SISTER STATE COMMITTEE (ORS 285A.143)—
Sen. Peter Courtney, Co-Chair
Rep. Jeff Merkley, Co-Chair
Sen. Roger Beyer (resigned 01/18/08)
Sen. Larry George (appointed 04/24/08)
Sen. Betsy Johnson
Rep. Dennis Richardson
Rep. Arnie Roblan

GENETIC PRIVACY AND RESEARCH, ADVISORY COMMITTEE ON (ORS 192.549)—
Sen. Alan Bates
Rep. Larry Galizio
Rep. Dennis Richardson (alternate)

GLOBAL WARMING COMMISSION (Chapter 907, 2007 Session Laws)—
Sen. Jason Atkinson (appointed 05/16/08)
Sen. Alan Bates (appointed 05/16/08)
Rep. Scott Bruun
Rep. Ben Cannon

HANFORD CLEAN-UP BOARD, OREGON (ORS 469.571)—
Sen. Margaret Carter
Sen. David Nelson
Rep. Linda Flores
Rep. Bob Jenson
Rep. Mary Nolan
STATUTORY COMMITTEES AND TASK FORCES WITH LEGISLATIVE PARTICIPATION

HEALTH POLICY COMMISSION, OREGON (ORS 442.035)—
Sen. Alan Bates
Sen. Frank Morse
Rep. Mitch Greenlick
Rep. Ron Maurer
Sen. Avel Gordly
Rep. Andy Olson

HISPANIC AFFAIRS, COMMISSION ON (ORS 185.320)—
Sen. Peter Courtney
Rep. Sal Esquivel (discharged 05/15/08)
Rep. Chip Shields (appointed 05/15/08)
Sen. Kate Brown, Vice-Chair
Sen. Vicki Walker
Rep. Greg Macpherson

HISTORIC PROPERTY, TASK FORCE ON (SB 416, Chapter 718, Oregon Laws 2007)—
Sen. Vicki Walker
Rep. Brian Clem
Sen. David Nelson
Rep. Ron Maurer
Rep. Mike Schaufler

HOMELAND SECURITY COUNCIL, OREGON (Chapter 825, Oregon Laws 2005)—
Sen. Gary George
Sen. Joanne Verger
Rep. Jeff Barker
Rep. Brian Boquist
Sen. Rod Monroe (appointed 05/19/08)
Sen. Bruce Starr
Rep. Donna Nelson

INNOCATION COUNCIL, OREGON (ORS 284.706)—
Sen. Ryan Deckert (resigned 10/28/07)
Sen. Frank Morse
Rep. Vicki Berger (appointed 01/16/08)
Rep. Tom Butler (resigned 01/04/08)
Rep. Tobias Read
Sen. Fred Girod (alternate appointed 05/19/08)

INTEROPERABILITY EXECUTIVE COUNCIL, STATE (ORS 401.871)—
Sen. Rick Metsger
Rep. Chuck Riley
Rep. Vicki Berger (alternate)

JUVENILE CRIME PREVENTION ADVISORY COMMITTEE (ORS 417.845)—
Sen. Avel Gordly
Rep. Andy Olson
Sen. Kate Brown, Vice-Chair
Sen. Vicki Walker
Rep. Greg Macpherson

LAW COMMISSION, OREGON (ORS 173.315)—
Sen. David Nelson
Sen. Frank Morse
Rep. Ron Maurer
Rep. Mike Schaufler

OCCUPATIONAL AND ENVIRONMENTAL TOXICOLOGY, PRESIDENT'S ADVISORY COMMITTEE ON THE CENTER FOR RESEARCH ON (ORS 353.460)—
Sen. Rod Monroe
Sen. David Nelson
Rep. Ron Maurer
Rep. Mike Schaufler

OREGON OPPORTUNITY PROGRAM TASK FORCE (ORS 353.563) —
Sen. David Nelson
Rep. Wayne Krieger

PACIFIC FISHERIES LEGISLATIVE TASK FORCE (ORS 171.865)—
Sen. Betsy Johnson
Sen. Jeff Kruse
Sen. Joanne Verger
Rep. Deborah Boone
Rep. Wayne Krieger

PACIFIC MARINE FISHERIES COMMISSION (ORS 507.050)—
Rep. Wayne Krieger

PACIFIC NORTHWEST ECONOMIC REGION COMPACT (ORS 285.695)—
Sen. Rod Monroe (appointed 05/19/08)
Sen. David Nelson
Rep. Tom Butler (resigned 01/04/08)
Rep. Paul Holvey
Rep. Mike Schaufler
Sen. Fred Girod (alternate appointed 05/19/08)
Rep. Vicki Berger (alternate)

PACIFIC OCEAN RESOURCES COMPACT (ORS 196.185)—
Rep. Arnie Roblan

PAIN MANAGEMENT COMMISSION (ORS 409.520)—
STATUTORY COMMITTEES AND TASK FORCES WITH LEGISLATIVE PARTICIPATION

Sen. Laurie Monnes Anderson (discharged 04/16/08)
Sen. Bill Morrisette (appointed 04/16/08)
Rep. Mitch Greenlick

PERFORMANCE EXCELLENCE, COMMITTEE ON (SB 1099, Chapter 7, Oregon Laws, Special Session 2008) —

Sen. Frank Morse
Rep. Chuck Riley

PROGRESS BOARD, OREGON (ORS 285A.153)—

Sen. Frank Morse
Sen. Kurt Schrader
Rep. Sara Gelser

PUBLIC EMPLOYEE BENEFIT BOARD (ORS 243.061)—

Sen. Bill Morrisette
Rep. Tina Kotek

PUBLIC LANDS ADVISORY COMMITTEE (ORS 270.120)—

Sen. Jackie Winters
Rep. George Gilman

PUBLIC SAFETY STRATEGIES TASK FORCE (HB 3563, Chapter 832, Oregon Laws 2007)—

Sen. Floyd Prozanski
Sen. Jackie Winters
Rep. Chip Shields
Rep. Wayne Krieger

COMPREHENSIVE REVENUE RESTRUCTURING TASK FORCE (HB 2530, Chapter 862, Oregon Laws 2007)—

Sen. Ginny Burdick
Sen. Rod Monroe
Sen. Frank Morse
Sen. Kurt Schrader
Rep. Phil Barnhart
Rep. Scott Bruun
Rep. Sal Esquivel
Rep. Tobias Read

ROAD USER FEE TASK FORCE (ORS 184.666)—

Sen. Bruce Starr
Sen. Joanne Verger
Rep. Terry Beyer
Rep. Chuck Burley

RURAL POLICY ADVISORY COMMITTEE (Executive Order No. 04-04)—

Sen. Ted Ferrioli
Sen. Joanne Verger
Rep. Deborah Boone
Rep. Patti Smith

SCHOOL REVENUE FORECAST COMMITTEE (Executive Order No. 99-15)—

Sen. Richard Devlin
Rep. David Edwards

SEISMIC SAFETY POLICY ADVISORY COMMITTEE, OREGON (ORS 401.337)—

Sen. Peter Courtney

SENIOR SERVICES, GOVERNOR’S COMMISSION ON (ORS 410.330)—

Sen. Bill Morrisette
Rep. Jean Cowan

SHARED RESPONSIBILITY STEERING COMMITTEE (SB 334, Chapter 802, Oregon Laws 2007)—

Sen. Kurt Schrader
Rep. Brian Clem

SHIPPING TRANSPORT OF AQUATIC INVASIVE SPECIES TASK FORCE—

Sen. Joanne Verger (appointed 05/19/08)
Rep. Brad Witt

SIGN TASK FORCE (HB 2273, Chapter 199, Oregon Laws 2007)—

Sen. Rick Metsger
Rep. Tobias Read

STATEWIDE CHILDREN’S WRAPAROUND PROJECT STEERING COMMITTEE (Executive Order No. 07-04)—

Sen. Margaret Carter

VETERANS SERVICES, TASK FORCE ON (Executive Order No. 08-08) —

Sen. Peter Courtney
Rep. Jeff Barker
STATUTORY COMMITTEES AND TASK FORCES WITH LEGISLATIVE PARTICIPATION

WESTERN STATES LEGISLATIVE FORESTRY TASK FORCE (ORS 171.860)—
   Sen. Ted Ferrioli
   Rep. Wayne Krieger
   Rep. Arnie Roblan

WILLAMETTE RIVER CLEANUP AUTHORITY (ORS 468.533)—
   Sen. Jason Atkinson
   Sen. Rick Metsger
   Rep. Jerry Krummel
   Rep. Greg Macpherson

WOMEN, COMMISSION FOR (ORS 185.520)—
   Sen. Richard Devlin
   Rep. Kim Thatcher

WORKFORCE INVESTMENT BOARD, STATE (ORS 660.321)—
   Sen. Roger Beyer (resigned 01/18/08)
   Sen. Margaret Carter
   Sen. Jackie Winters (appointed 05/16/08)
   Rep. Terry Beyer
   Rep. John Huffman

YOUTH CONSERVATION CORPS ADVISORY COMMITTEE, OREGON (ORS 418.653)—
   Sen. Floyd Prozanski
   Rep. Sal Esquivel
### OREGON STATE HOSPITAL PATIENT CARE (ORS 171.640)–
- Sen. Peter Courtney, Co-Chair
- Rep. Diane Rosenbaum, Co-Chair
- Sen. Jackie Winters, Vice-Chair
- Rep. Bruce Hanna, Vice-Chair
- Sen. Margaret Carter
- Sen. Ted Ferrioli
- Rep. Vicki Berger
- Rep. Brian Clem
- Rep. Bob Jenson
- Rep. Carolyn Tomei

### OREGON TORT CLAIMS ACT (ORS 171.640)–
- Sen. Floyd Prozanski, Co-Chair
- Rep. Greg Macpherson, Co-Chair
- Sen. Doug Whitsett, Vice-Chair
- Rep. Wayne Krieger, Vice-Chair
- Sen. Suzanne Bonamici
- Sen. Jeff Kruse
- Sen. Vicki Walker
- Rep. Jeff Barker
- Rep. Sara Gelser
- Rep. Dennis Richardson

### WAYS AND MEANS (ORS 171.640)–
- Sen. Kurt Schrader, Co-Chair
- Rep. Mary Nolan, Co-Chair
- Sen. Margaret Carter, Vice-Chair
- Rep. Nancy Nathanson, Vice-Chair
- Sen. Alan Bates (discharged 04-03-08)
- Sen. Avel Gordly
- Sen. Betsy Johnson
- Sen. Rod Monroe
- Sen. David Nelson
- Sen. Joanne Verger
- Sen. Doug Whitsett
- Sen. Jackie Winters
- Rep. David Edwards
- Rep. Larry Galizio
- Rep. Bruce Hanna
- Rep. Bob Jenson
- Rep. Susan Morgan
- Rep. Chip Shields
- Rep. Patti Smith
# JOINT INTERIM COMMITTEE AND TASK FORCE STAFF

<table>
<thead>
<tr>
<th>Committee/Task Force</th>
<th>Staff</th>
<th>Phone</th>
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<tr>
<td>Court Facilities</td>
<td>Patrick Brennan, Administrator&lt;br&gt;Debbie Malone, Executive Assistant</td>
<td>503-986-1674&lt;br&gt;503-986-1813</td>
<td>453-C&lt;br&gt;453</td>
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<tr>
<td>Court Technology</td>
<td>Patrick Brennan, Administrator&lt;br&gt;Debbie Malone, Executive Assistant</td>
<td>503-986-1674&lt;br&gt;503-986-1813</td>
<td>453-C&lt;br&gt;453</td>
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<tr>
<td>Oregon State Hospital Patient Care</td>
<td>Rick Berkobien, Administrator&lt;br&gt;Erin Seiler, Executive Assistant</td>
<td>503-986-1485&lt;br&gt;503-986-1647</td>
<td>453-F&lt;br&gt;453</td>
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<td>Ways and Means</td>
<td>Ken Rocco, Legislative Fiscal Officer&lt;br&gt;Gina Rumbaugh, Committee Coordinator</td>
<td>503-986-1828&lt;br&gt;503-986-1828</td>
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# JOINT STATUTORY COMMITTEES STAFF

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<tr>
<td>Emergency Board</td>
<td>Ken Rocco, Legislative Fiscal Officer&lt;br&gt;Gina Rumbaugh, Committee Coordinator</td>
<td>503-986-1828&lt;br&gt;503-986-1828</td>
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<td>Legislative Administration</td>
<td>Dave Henderson, Administrator&lt;br&gt;Patricia Nielson, Committee Assistant</td>
<td>503-986-1847&lt;br&gt;503-986-1086</td>
<td>140-A&lt;br&gt;140-A</td>
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<tr>
<td>Legislative Counsel</td>
<td>Dexter Johnson, Legislative Counsel&lt;br&gt;Corinne Rollman, Committee Assistant</td>
<td>503-986-1243&lt;br&gt;503-986-1243</td>
<td>S-101&lt;br&gt;S-101</td>
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<tr>
<td>Public Education Appropriation</td>
<td>Dana Richardson, Administrator&lt;br&gt;Patsy Wood, Committee Assistant</td>
<td>503-986-1664&lt;br&gt;503-986-1474</td>
<td>453&lt;br&gt;453</td>
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SENATE
JOURNAL
Monday, January 8, 2007 – Morning Session

Senate convened at 9:45 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrissette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters. Colors were posted by Master Sergeant Marti Burd and Senior Airman David Evinger of the Air Force and Sergeant Fernando Fernandez and Sergeant Jose Hernandez of the Army. The Senate pledged allegiance to the flag. The National Anthem was sung by the Schwartz Brothers, Luke, Dan, Toby, Tim and Steve, Portland. Musical performance by the West Salem High School Choir, Salem. Invocation by Dr. T. Allen Bethel, Portland.

Courtesies of the Senate were extended to former Senate Presidents: Ed Fadeley, Bill Bradbury, Brady Adams and Gene Derfler at the request of the Chair.

Metsger moved that a committee of three be appointed by the Chair to serve as a Committee on Permanent Organization and Order of Business, seconded by Atkinson. Motion carried on voice vote.

The Chair appointed Burdick, George, G., and Schrader as the Committee on Permanent Organization and Order of Business.

Deckert moved that a committee of three be appointed by the Chair to serve as a Committee on Credentials, seconded by Starr. Motion carried on voice vote.

The Chair appointed Senators Beyer, Morrissette and Prozanski as the Committee on Credentials.

Senate at ease while committees met. Senate reassembled.

The following report by the Committee on Permanent Organization and Order of Business was read and adopted by voice vote on motion of Senator Burdick, seconded by Senator George, G.

January 8, 2007

Presiding Officer:

We, your Committee on Permanent Organization and Order of Business, respectfully recommend that the Senate proceed to effect permanent organization of the Senate and that the following orders of business be adopted:


2. Adoption of reports of the Committees on Permanent Organization and Order of Business, and Credentials.

3. Administering Oath of Office to newly-elected Senators.

4. Election of Permanent Officers of the Senate and administering Oaths of Office.

5. Recess to attend Joint Session for the purpose of receiving the Inaugural Address from Governor Theodore R. Kulongoski.

6. Reconvene at 2:30 p.m.

7. Appointment of Special Committee on Rules.

8. Motion to adopt Permanent Regular Session and Interim Rules of the Senate as recommended by your Special Committee on Rules.

Respectfully submitted,

Senator Ginny Burdick, Chair
Senator Gary George
Senator Kurt Schrader

The following report by the Committee on Credentials was read and adopted by voice vote on motion of Morrissette, seconded by Beyer.

January 8, 2007

Presiding Officer:

We, your Committee on Credentials, after inspecting the official Proclamation from the Secretary of State, respectfully submit the following report:

That the following Senators are entitled to sit in this body until the second Monday in January, 2009, to wit:

Jason Atkinson Avel Louise Gordly
Roger Beyer Jeff Kruse
Kate Brown Laurie Monnes Anderson
Ginny Burdick David Nelson
Margaret Carter Joanne Verger
Ryan Deckert Ben Westlund
Ted Ferrioli Doug Whitsett
Gary George

That the following named Senators were elected on November 7, 2006 at the General Election for a term of four years beginning the second Monday in January, 2007 and are entitled to sit in this body until the second Monday in January, 2011:

Brad Avakian Bill Morrissette
Alan Bates Frank Morse
Peter Courtney Floyd Prozanski
Richard Devlin Kurt Schrader
Larry George Bruce Starr
Elizabeth Johnson Vicki Walker
Rick Metsger Jackie Winters
Rod Monroe

Respectfully submitted,

Senator Bill Morrissette, Chair
Senator Roger Beyer
Senator Floyd Prozanski

Brown and Ferrioli were appointed to escort The Honorable Paul J. De Muniz, Chief Justice of the Oregon Supreme Court, to the Rostrum.

Chief Justice De Muniz administered the oath of office to the newly-elected senators.

Nominations for President of the Senate were declared open by unanimous consent at the request of the Chair. (Gordly in Chair)

Ferrioli nominated Courtney for President of the Senate, moved that nominations for President be closed and that a unanimous ballot be cast for Courtney. Motion carried on voice vote. Courtney elected President of the Senate.
The Chair appointed Avakian and Winters to escort Courtney and family to the rostrum. Margie Courtney, with Senator Peter Courtney, administered the oath of office to the newly-elected President of the Senate. At this time the gavel was presented to the newly-elected President of the Senate. (President Courtney in Chair)

President Courtney made the following remarks to the Senate.

"Thank you, my fellow senators. I am humbled by your vote. Given the time, you might be encouraged to learn that I will shorten my words.

"This is a day of happiness, a day of joy and a day of celebration. But it also is a day of sadness, a day of loneliness and a day of heartbreak. All of us have very important people in our lives that have helped us along the way and it is on a day like this that we wish they could be here. But life does not permit that. While today is a good day, I know that each one of us in our own way will think about a loved one, a lost one, that we wish could be here. In particular, we need to keep in our thoughts and perhaps say something privately to three of our members who carry a heavy cross today. A father, a mother and a spouse are not here today. Senator Brown’s dad, Senator Johnson’s mom, Senator Vergér’s husband are not here today. This day, this moment, we are all brothers and sisters. So, while we laugh and smile today and feel good, please remember those who carry a cross. While they may also smile and even laugh at times, they are suffering.

"I want to thank you for being willing to serve in the state legislature. Your families also deserve much thanks. Together, you put your lives on hold, you sacrifice more lucrative pursuits, you sacrifice your privacy and, most of all, you sacrifice precious time with each other, all to serve this great state.

"I need to thank my staff that puts up with me and works so very hard to provide the services for the president’s office—Connie, Brian, Margie, Debbie, Tanya, James and Joe.

"Up here, to give me the oath of office, was my wife Margie. She is the first person I met when I came to this state on July 9, 1969, all by myself, a single suitcase, not knowing anyone. Margie Ann Brennen Courtney was a little girl from Mt. Angel and she did not know what to make of me. I’m sure today, she still does not.

"Today, the Bible was held by our youngest son, Adam. His older brother, Sean, is starting his second semester of his second year at Carroll College in Helena, Montana, and could not be here. Our eldest son, Peter Vincent, is managing the Enterprise office in Woodburn. Our family is small but I think it is a good little family.

"This is the beginning of a session but so much work goes into getting us here. Judy Hall and her worker bees are responsible for all that you see here. Dave Henderson and his troops handled all the mechanical things, all the offices, all the equipment. Ann Boss and her attorneys have been working tirelessly to develop all those bill drafts and continue to work during this ceremony. Ken Rocco and his accountants have had their eagle eyes on the Governor’s budget long before December 1. Paul Warner and his economists are trying to figure out ways to pay for what we decide to do and buy. And your personal staff, like ants, have been crawling all over this building getting your offices ready.

"It takes a team; it takes a whole lot of teams working 24/7 to get us to this day to get us through this mission we are on. We thank you one and all.

"Back in 1859, when our great state was founded, our population was 52,465, people, there were 18 counties and 7 cities and there were 38,670 students between age 4 and 20. We had 22 judges and the state budget was $72,545. And there were 16 state senators. Back then, there were 3,279 Oregonians for every state senator. The Senate would become 30 senators in 1872. We may be one of the smallest chambers in the country.

"Today, 148 years later, Oregon has changed. The population is 3.6 million people. There are 36 counties, 241 cities, 559,244 K-12 students and 198 school districts. There are 187 judges and our state budget—all funds co-chairs, budgeters—is $49.2 billion.

"And, just as in 1872, we are still 30 state senators. That averages out to about 121,369 Oregonians for each one of us.

"Since 1872, through 67 biennial sessions and 34 special sessions, for 135 years, this Senate has remained constant at 30 members. We are small, but we are huge in our responsibilities and obligations to help Oregon find her way.

"Our task is daunting: balance the budget, address mental health, health care, education, public safety and do all this with an eye to the recommendations of our Public Commission on the Oregon Legislature and do all this within a strict new, bold timeline, while raising the ethical standards of government and pioneering a legislative structure that has never been tried before.

"We are talented. We are first. We are veteran. We are teachers, doctors, nurses, veterinarians, farmers, parents, military veterans, counselors, economists and, yes, even some of us are lawyers.

"We have many firsts. Some of us are first in our families to go to college, first to be elected to public office, first female majority leader, first female African-American President Pro Tempore, first female mayor of her city.

"And we are veteran. Our average age is 56 years and I feel every single year of it. We are veterans in making policy. We have served on City Councils, as mayors, on school boards, police commissions, planning commissions, parks committees, port commissions, soil and water conservation districts, transportation commissions, on Metro. And we have served in the House and in the Senate. In this chamber today, is 279 years of collective experience.

"Our mission is difficult. We have so much to do and so short the time, so new, so unfamiliar, so untested is our legislative path. That sounds very much like the Oregon way.

"The first wagon on the Oregon Trail had no trail to follow, no guide to lead them. They had to beat the fierce winter. You know what their number was? Thirty. The first ones that came to this state were 30. Just like us. And they made it. My fellow senators, I believe, with our pioneering spirit, our vast experience, our respect for history and, most of all, our love of Oregon, we will too. Thank you."

Nominations for President Pro Tempore of the Senate were declared open by unanimous consent at the request of the Chair.

Walker nominated Carter for President Pro Tempore of the Senate, moved that nominations be closed and that a unanimous ballot be cast for Carter. Motion carried on voice vote. Carter elected President Pro Tempore of the Senate.

The Chair appointed Johnson and Ferrioli to escort Carter to the rostrum. W. E. Hunter, Minister from Portland and brother of Senator Margaret
Carter, administered the oath of office to the newly-elected President Pro Tempore of the Senate.

Nominations for Secretary of the Senate were declared open by unanimous consent at the request of the Chair.

Brown nominated Judy Hall for Secretary of the Senate. Brown moved that nominations be closed and a unanimous ballot be cast for Judy Hall. Motion carried on voice vote. Hall elected Secretary of the Senate. Chief Justice of the Supreme Court Paul J. DeMuniz administered the oath of office to the newly-elected Secretary of the Senate.

Message from the House announcing that the House of Representatives has organized and elected the following officers: Speaker of the House, Representative Jeff Merkley; Speaker Pro Tempore, Representative Diane Rosenbaum; Chief Clerk, Ramona J. Kenady; and is ready for the business of the Seventy-fourth Legislative Assembly.

Message from the House inviting members of the Senate to meet in Joint Session at 10:30 a.m. today for the purpose of receiving the Inaugural Address from the Honorable Ted Kulongoski, Governor of Oregon.

Senate accepted the invitation from the House on motion of Verger, seconded by Kruse.

Senate to recess following Joint Assembly until 2:30 p.m. on motion of Monroe, seconded by George, L. Members of the Senate proceeded to the House for Joint Assembly.

Monday, January 8, 2007—Afternoon Session

Senate reconvened at 2:30 p.m. President Courtney in Chair. All present.

Senate, having recessed under the provisions of the Report of the Committee on Permanent Organization and Order of Business, resumed under the order of those provisions by unanimous consent at the request of the Chair.

Pursuant to the provisions of the Report of the Committee on Permanent Organization and Order of Business, the Chair made the following appointments to the Special Committee on Rules:

**SPECIAL COMMITTEE ON RULES**

Senator Kate Brown, Chair
Senator Ted Ferrioli, Vice-Chair
Senator Betsy Johnson
Senator Laurie Monnes Anderson
Senator David Nelson

Senate at ease while committee met. Senate reassembled.

Brown moved that the 2005 Regular Session and Interim Rules, as amended, be adopted as the Permanent Regular Session and Interim Rules for the Seventy-fourth Legislative Assembly. Call of the Senate demanded by Brown joined by Devlin and Gordly. All present. On adoption of the motion the vote was: Ayes, 23; nays, 7 • Atkinson, Beyer, George, G., George, L., Kruse, Starr, Whitsett. Permanent Rules and Interim Rules of the Senate adopted.

**SEVENTY-FOURTH LEGISLATIVE ASSEMBLY**

**DEFINITIONS**

1.01 Definitions.

(1) "Chamber" means the entire area of the Senate Floor and the side aisles.

(2) "Chamber area" includes the entire area of the Senate Floor including the areas immediately adjacent to the Senate Chamber.

(3) "Constitutional majority (16)" means a majority of the members of the Senate except in the case of those measures requiring an otherwise constitutionally designated majority vote.

(4) "Court" means admittance within the bar granted upon request of a member in accordance with SR 17.01 (2).

(5) "Majority" means a majority of those members present.

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

(7) "Member" means member of the Senate.

(8) "Legislative assistant" means a person employed to assist a member of the Senate, to assist the Senate President or to assist the majority or minority offices of the Senate.

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

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

(11) "Within the bar" means within the area of the Chamber that is enclosed by waist-high partitions and that contains the members' desks and the rostrum.

(12) Appendix A - Interim Rules identifies specific rules governing interim period.

**RULES**

2.01 Use of Mason's Manual of Legislative Procedure.

Mason's Manual of Legislative Procedure shall apply to cases not provided for by the Oregon Constitution, the Senate Rules custom of the Senate or statute.

2.05 Procedure for Amending Rules.
No standing rule of the Senate shall be adopted, amended or rescinded except upon the affirmative vote of a constitutional majority (16). After the organizational meeting of the Senate, the adoption, amendment or rescission of rules shall be proposed in writing, read at a regular business session, printed, distributed to members' desks and allowed to lie on the table for at least one day prior to any vote thereon.

2.10 Procedure for Suspending Rules.

(1) No rule of the Senate shall be suspended except by unanimous consent of the members or by the affirmative vote of two-thirds of the members (20). In suspending a provision of the Oregon Constitution, as provided by the Oregon Constitution, an affirmative vote of two-thirds of the members is required. The vote shall be a roll call vote.

(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 Senate.

(1) Except as modified or rescinded under Rule 2.05, these rules shall be in effect for the entire term of the Legislative Assembly whether the Senate is in session or has adjourned sine die.

The Senate shall follow the recommendations of SCR 1 if adopted by the Seventy-fourth Legislative Assembly to set the legislative schedule for the regular session. The provisions of the concurrent resolution may be suspended by a two-thirds majority (20) of elected members.

CONVENING

3.01 Quorum.

(1) A quorum of the Senate is 20 members.

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

3.05 Session Hour; Deliberations Open.

(1) Unless otherwise ordered by a majority of the members present, the hour of meeting shall be designated by the President.

(2) All deliberations of the Senate and its committees shall be open to the public. However, this provision does not prohibit clearing the gallery or hearing room in the event of a disturbance, during which time deliberations shall be in recess.

3.10 Attendance.

(1) A member shall attend all sessions of the Senate unless excused by the President. The Journal Editor will record on each roll call all members “present,” “excused,” or “absent.”

(2) The President or committee chair may excuse a member from committee meetings. The minutes of the committee shall record all committee members as “present,” “excused,” or “absent.”

VOTING

3.15 Roll Call.

(1) A roll call vote of “ayes” and “nays” shall be taken and recorded on the final passage of all measures, with the exception of memorials and resolutions that affect only the Senate and do not appropriate money.

(2) Upon demand of two members, a roll call shall be taken and recorded on any question.

(3) If the presiding officer is in doubt on any motion considered on voice vote, the presiding officer shall order a roll call vote.

3.20 Requirements for Voting.

(1) Every member who is in attendance when the question is stated shall vote.

(2) Except by unanimous consent, no member shall be permitted to vote on any question unless in attendance at the time the question is put. A member shall be considered in attendance if the member is in the Chamber area. However, a member must be within the bar to vote.

3.30 Voting by President.

The President shall vote whenever a roll call is required. The President’s name is called last.

3.33 Announcement of Conflict of Interest.

(1) When involved in a potential conflict of interest as defined by ORS 244.020, a member shall announce, on the Senate 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 a potential conflict
of interest shall be recorded in the Journal or in the committee minutes. If the member desires to have more than the announcement recorded, the member shall reduce to writing the nature of the potential conflict as given in the oral explanation and file it with the Secretary of the Senate or the committee assistant. The written statement must be filed by 5 p.m. of the next session day following the vote on the measure.

(3) Failure to comply with section (1) of this rule may constitute improper conduct as determined by the Special Committee on Conduct appointed in accordance with Senate Rule 18.04 (1).

(4) A complaint against a Senate member alleging violation of section (1) of this rule must meet the following criteria:

(a) The complaint must be in writing;
(b) The complaint must be specific in its allegations and be accompanied by documentation supporting the allegations;
(c) The complaint must be signed by at least two persons who witnessed the conduct that is the subject of the complaint; and
(d) The complaint, in the manner prescribed by the Secretary of the Senate, must be filed with the Secretary’s office within 10 days of the alleged violation.

(5) The Secretary shall transmit copies of the written and signed complaint to the President of the Senate and the Senate Caucus Leaders as soon as practicable.

(6) The President shall refer any written complaint that has been filed in accordance with section (4) of this rule to the Special Committee on Conduct within 30 days of receipt of the complaint.

(7) The committee shall investigate any written complaint to determine whether the alleged conduct constitutes violation of section (1) of this rule and shall conduct such investigation in accordance with procedures set forth in the committee rules.

(8) The committee must complete the investigation and report recommended sanctions, if any, to the full Senate within 45 days of receiving the complaint as referred by the President. The President may permit a reasonable extension of time at his or her discretion.

(9) Any recommended sanction resulting from a written complaint against a Senate member must be proportionate to the seriousness of the offense. The committee may recommend the following sanctions:

(a) Reprimand;
(b) Censure; or
(c) Expulsion.

(10) In reporting to the full Senate, the committee shall include in its report:

(a) A copy of the complaint;
(b) Whether or not there was a violation of Section (1) of this rule;
(c) Recommended sanctions, if any; and
(d) The basis for the committee’s recommendation.

(11) The committee report must be signed by the committee chair and submitted to the Secretary of the Senate within 3 days of final committee action.

(12) The report shall be placed on the calendar for final consideration on the session day following the reading and distribution of the report.

(13) Before taking action against a Senate member under this section, the Senate must approve the committee report recommending a sanction by a two-thirds majority vote (20).

(14) If the committee recommends no action, the formal procedure is concluded and the complaint shall be considered dismissed. The report shall be submitted in accordance with Section (11) of this rule and read under reports from special committees on the session day following distribution of the report.

3.35 Explanation of Vote.

(1) Any member may explain a vote on any matter for which a roll call vote is taken. The member may make the oral explanation from the floor following completion of the roll call and announcement of the result. Oral explanations shall not exceed two minutes.

(2) The vote explanation must be germane to the subject and shall not reflect on the honor or integrity of other members of the Legislative Assembly. If the explanation offered from the floor does not meet the requirements of this subsection, the President may call the member to order. The President may direct the Secretary of the Senate to delete out-of-order material from the Journal.

(3) If the member wishes the explanation to be entered in the Journal, the member must file a written explanation with the Secretary of the Senate by 5 p.m. of the day the vote was taken or at the end of a night session.
3.45 **Printed Measures Required for Voting.**

(1) 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, except as provided by Rule 5.40.

(2) A printing error in a printed measure or printed amendments to a measure under consideration of the Senate shall be considered corrected if the correction is made on the original copy and initialed by the appropriate member. The original measure is found in the original measure folder at the Senate Desk.

3.50 **Third Reading Requirements.**

Except for resolutions and memorials that affect the Senate only, no measure shall pass the Senate until after third reading nor shall any measure be read more than once in any one day.

3.55 **Call of the Senate.**

(1) Three members may demand a Call of the Senate at any time there is a pending question and before a roll call has commenced.

(2) Upon a Call of the Senate, the Chamber doors shall be closed until proceedings under the Call have been terminated. No other business shall be transacted until the proceedings under the Call are terminated. A member must remain in attendance until proceedings under the Call are terminated. A member shall be considered in attendance when in the Chamber area. However, a member must comply with the provisions of Senate Rule 3.20 for the purpose of voting.

(3) Upon a Call of the Senate, the Sergeant at Arms shall cause all members not excused to come to the floor. If the Sergeant at Arms cannot locate an unexcused member, that fact shall be reported to the President who shall announce the fact to the members.

(4) Proceedings under a Call of the Senate shall be considered terminated only when the question for which the Call was invoked has been voted on, or when a motion to remove the Call is approved by at least two-thirds (20) of the members of the Senate.

(5) A motion to remove the Call shall be in order when the Sergeant at Arms reports that unexcused members cannot be located. If there is no quorum, after the report of the Sergeant at Arms is received, the Senate may remove the Call by the consent of the majority of the members present.

(6) Under the proceedings of a Call of the Senate:

(a) Senate guests may leave the Chamber at will; however, they shall not be permitted to return until the proceedings are terminated or the Call has been removed.

(b) Members of the House, the press and Senate staff on Senate business may leave the Chamber and return at will during the proceedings under the Call.

**ORDER OF BUSINESS**

4.01 **Order of Business.**

(1) The general order of business shall be:

(a) Roll Call

(b) Honors to the Colors and the Pledge of Allegiance

(c) Invocation

(d) Courtesies of the Senate

(e) Remonstrances

(f) Reports from conference committees

(g) Reports from standing committees

(h) Reports from special committees

(i) Propositions and motions

(j) Action on Executive Appointments requiring Senate confirmation

(k) Introduction and first reading of Senate measures

(l) Second reading of Senate measures

(m) Third reading of Senate measures

(n) First reading of House measures

(o) Second reading of House measures

(p) Third reading of House measures

(q) Other business of the Senate

(r) Announcements
(2) Special performances for opening ceremonies shall be in accordance with policies developed by the President.

(3) Messages from the Governor or the House may be read at any time. Courtesies may be extended at any time.

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

(5) The general order of business shall not be varied except upon suspension of the rules. However, any subject before the Senate may be made a special order of business upon the vote of a majority of the members present. When the appropriate time for consideration of the subject arrives, the Senate shall take up the subject.

(6) When scheduled for third reading, appropriation bills shall take precedence over all other bills from the same house of origin.

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

**MOTIONS**

5.01 Moving a Motion.

(1) When a motion is moved, it shall be stated by the President. If the motion is in writing, it shall be handed to the Secretary of the Senate and read aloud before debate on the motion begins.

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

(3) No second to a motion is required.

5.05 Motion in Possession of the Senate.

After a motion is stated by the President or read by the Secretary of the Senate or the Reading Clerk, it is in the possession of the Senate. The motion may be withdrawn only with the permission of the Senate and prior to a decision on the motion.

5.10 Precedence of Motions.

(1) When a question is under debate, only the following motions shall be made:

(a) To adjourn

(b) To recess

(c) To lay on the table

(d) To move the previous question

(e) To postpone to a certain day

(f) To refer or rerefer

(g) To amend

(h) To postpone indefinitely

(i) To withdraw a motion.

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

5.15 Undebatable Motions.

(1) The following motions are undebatable:

(a) To adjourn

(b) To recess

(c) To suspend the Rules

(d) To lay on the table

(e) To move the previous question

(f) To amend an undebatable motion

(g) To take from the table.

(2) All incidental questions shall be decided without debate.

(3) An appeal to the committee chair or the President is undebatable, although the member making the appeal may state briefly the reason for the appeal, and the chair or the President may state briefly the rationale for the ruling.

5.17 Form of Previous Question.

(1) The previous question shall be put in this form: “Shall the main question be now put?” The main question is the question immediately under consideration.

(2) The previous question shall only be admitted when demanded by a majority of the members present. Until it is decided, it shall preclude all amendments and further debate on the question, except for closing arguments.

5.20 Form of Question on a Motion.
The question on a motion shall be put in this form: “Those in favor say, ‘aye’” and after the response, “Those opposed say, ‘no’.”

5.25 Effect of Motion to Indefinitely Postpone.

(1) When a measure or question has been indefinitely postponed, no further action on the measure or question shall be allowed in the same session of the Legislative Assembly. The vote is not subject to a motion for reconsideration.

(2) When the motion to indefinitely postpone a measure or question fails, the motion shall not be allowed again on the same day or at the same stage of the measure or question.

5.30 Division of the Question.

(1) Any member may call for a division of a question if the question presents propositions so distinct in substance that if one is taken away, a substantive proposition remains for the decision of the Senate.

(2) The question of final passage or adoption of any measure is not subject to division.

5.40 Amendments from the Floor.

No measure shall be amended on the floor unless unanimous consent is given and a written statement of the proposed amendment is filed with the Secretary of the Senate.

DEBATE AND DECORUM

6.01 Decorum.

When a member is speaking, no one shall walk between the member and the rostrum. No one shall leave the Chamber or hearing room in a manner disruptive of the proceedings. When the Senate is in daily session, or a hearing is being conducted, no one in the Chamber, gallery or hearing room shall act in a manner disruptive of the proceedings.

(1) Cell phones, laptops and other electronic devices that distract from the decorum of the Senate are prohibited inside the bar of the Senate with the exception of the Senate phone booths at the back of the chamber.

6.05 Recognition of Members.

When a member seeks to be recognized by the chair, the member shall use the electrical signal device at the member's desk, or the member shall rise and respectfully address the chair. Exceptions to this rule are:

(a) When demanding a Call of the Senate or a roll call.

(b) When allowed to interrupt a speaker for one of the purposes listed in Mason’s Manual of Legislative Procedures, section 92.

6.10 Conduct in Debate.

(1) In speaking, a member must confine remarks to the question under debate and shall avoid personalities. A member may refer to the actions of a committee if such actions are relevant to the debate, but a member shall not impugn the motives of another Senate or House member’s vote or argument.

(2) In speaking, a member may address another member by using the appellation of Senator or the appellation of Senator and the member's district number or other description of district.

(3) A member's right to read from any paper or book as a part of a speech is subject to the will of the Senate. If any member objects to such reading, the matter shall be immediately put to a vote without debate.

(4) No member is permitted to use audio or visual aides during debate unless unanimous consent has been granted.

(5) No one other than a member may speak during debate.

6.20 Questioning a Member.

(1) All questions asked of a member shall be addressed through the chair.

(2) Members responding to a question shall confine remarks to the question only.

6.25 Frequency with Which Member May Speak.

(1) The mover 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 has spoken.

(3) If a pending question is lost by reason of adjournment and is revived on the following day, a member who has previously spoken on the question 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 time a member shall have the floor in debate:

(1) On the final passage of a measure, the chair of the committee reporting the measure, or a member designated by the chair, may speak for ten minutes. In the case of multiple carriers, each member may speak for five minutes. Other members may speak for five minutes.

(2) On a motion to adopt or substitute a committee report, the member who moves the motion may speak for ten minutes. Other members may speak for five minutes.

(3) The member closing debate on final passage or moving to adopt or substitute a committee report, may speak for ten minutes. In the case of multiple carriers, one member shall be designated to close.

(4) On other debatable motions, a member may speak for five minutes.

(5) Any member may yield the time allowed under this rule to another member. However, no additional time can be yielded to a member closing debate.

(6) When a member who has the floor asks a question of another member, the time used in answering shall be taken from the questioning member.

6.35 Call to Order.

(1) If a member transgresses the rules of the Senate, the President, or any member through the President, may call the member to order. Unless permitted by the President to explain, the member called to order shall be seated immediately.

(2) The member who is called to order may appeal the ruling of the President. If the Senate decides the appeal in favor of the member, the member may proceed with the debate. If the Senate decides the appeal against the member, the member may proceed “in order” or be liable to a motion of censure of the Senate.

6.40 Discipline.

If a member is called to order for words spoken in debate, the member objecting shall immediately repeat the words to which objection is taken and they shall be recorded by the Journal Editor. However, if any other member has spoken or other business has intervened after the words were spoken and before the objection was made, the member shall not be held answerable or subject to censure.

PRESIDING OFFICER

7.01 Election of Presiding Officer; Pro Tempore Presiding Officer.

(1) The members of the Senate shall elect by a roll call vote a President of the Senate. A constitutional majority (16) is required to elect a President.

(2) The members shall also elect by a roll call vote a President pro tempore of the Senate. A constitutional majority (16) is required to elect a President pro tempore.

7.05 Temporary Presiding Officer.

(1) The President may designate a member other than the President pro tempore to act temporarily as the presiding officer. The designation shall not extend beyond adjournment on the day of the appointment. The member does not lose the right to vote while presiding. The President may resume the chair at his or her pleasure.

(2) If, at any time, the office of the President of the Senate becomes vacant, the President pro tempore shall become President until a new President is elected.

7.10 Duties of Presiding Officer.

(1) The President shall take the chair every day at the hour as provided in Senate Rule 3.05.

(2) The President shall immediately call the members to order and have the roll called.

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

(4) The President shall have general control and direction of all Senate employees and all employees of the Legislative Assembly when they are in the Senate Chamber.

(5) The President shall have control of the Senate Chamber and adjacent areas.

COMMITTEES

8.01 Names of Committees.
The following shall be the standing committees of the Senate:

(a) Business, Transportation and Workforce Development
(b) Commerce
(c) Education and General Government
(d) Environment and Natural Resources
(e) Finance and Revenue
(f) Health and Human Services
(g) Health Policy and Public Affairs
(h) Judiciary
(i) Legislative Operations and Reform
(j) Rules
(k) Joint Emergency Preparedness and Ocean Policy
(l) Joint Ways and Means

8.05 Committee Appointments.

(1) The President may establish special committees and conference committees, but shall establish no additional standing committees, without the approval of a majority.

(2) Members of all standing and special committees, and the chairs and vice-chairs thereof, shall be appointed by the President.

(3) The President shall appoint members to other committees as necessary or as required by law.

(4) The President shall be an ex officio member of each committee and have the power to vote. As an ex officio member on committees the President does not increase the size of the respective committees, but is counted for purposes of quorum. Ex officio membership does not increase the number of members required to provide a quorum.

8.10 Committee Quorum; Rules.

(1) A majority of the members appointed to a standing or special committee shall constitute a quorum for the transaction of business before the committee.

(2) Final action on a measure in committee shall be taken only on the affirmative vote of a majority of the members.

(3) All committees shall be governed by committee rules adopted by a majority of committee members, the Senate Rules and Mason’s Manual of Legislative Procedure and statute.

(4) Approval of an affirmative vote of a majority of the Senate members appointed to joint committees is required for final action.

8.15 Committee Meetings.

(1) All committees shall meet at the call of the committee chair. The chair shall cause notice of the meeting to be given to the public. The chair may designate a time certain for an agenda item. The chair shall begin a time certain agenda item at the appointed time and accommodate witnesses wishing to testify to the extent practicable. Written notice is to be posted outside the Senate Chamber and in the lobby areas of the 2nd and 3rd floor wings at least 48 hours in advance of the meeting.

(2) In the event that the committee does not complete the scheduled agenda, the items may be carried over to the next scheduled meeting with the following guidelines:

(a) The measure must have been initially scheduled with a 48-hour notice.

(b) The measure must be carried over for the same type of meeting.

(c) The chair announces in committee his/her intent to schedule the measure at the next meeting.

(d) A revised agenda listing the measures that originally received 48-hour notice shall be posted as soon as possible following adjournment of the committee meeting.

(3) No committee shall meet during the time the Senate is in session without approval of the President.

(4) Committee meetings held at a time or place not provided for in the Joint Legislative Schedule require the advance approval of the President.

(5) Approval of the President must be obtained if the location of a meeting will require the expenditure of state monies for travel.

(6) Any meeting of a Senate committee held through
the use of telephone or other electronic communication shall be conducted in accordance with SR 8.15.

8.16 Committee Meeting--Less Than -48 Hours' Notice.

When the President has reason to believe that adjournment sine die of the session is imminent, the President may invoke the following provisions by announcement from the rostrum during floor session:

Notwithstanding the provision of Senate Rule 8.15, the committee chair may call a meeting of a committee with less than 48 hours' notice if, at least one hour prior to the meeting, notice is given to the Secretary of the Senate's Office and posted outside the Senate Chamber, in the Press Room and in any other place reasonably designed to give notice to the public and interested persons. Written notice must also be delivered to all committee members' offices who have not been excused from attendance pursuant to Senate Rule 3.10. Whenever possible, such meetings shall be announced on the floor while the Senate is in session.

For the purpose of expediting the session of the 74th legislative assembly and implementing the provisions of SCR 1 containing recommendations of The Public Commission on the Legislature, the President may waive the public notice requirements for a committee to consider the concurrent resolution. This provision sunsets upon adoption of the concurrent resolution by the 74th Legislative Assembly.

8.20 Committee Action Required.

Upon written request of a majority of committee members filed with the committee chairperson and the Secretary of the Senate, the chairperson shall order a hearing or work session on any measure in the possession of the committee. The hearing or work session shall be held only after notice as required by Rule 8.15(1), but shall be held within a reasonable time.

8.25 Committee Meeting Records.

(1) Each meeting of a committee or subcommittee shall be sound recorded. A tape log shall be maintained to provide reference to the sound recording. The tape log shall contain at least the following information:

(a) Attendance of members and staff

(b) Names of all witnesses

(c) Recorded vote on all official actions

(d) Any announcements of conflicts of interest

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

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

REFERRAL OF MEASURES TO COMMITTEE

8.40 Referral to Committee.

(1) Within seven calendar days following first reading of a measure, the President shall refer the measure to an appropriate committee and may refer it to not more than one additional committee. Any measure appropriating money or requiring the expenditure of money may also be referred to the Joint Committee on Ways and Means. The referral may occur before or after it has been referred to and reported out of any other committee. The President may, at any time, rescind a subsequent referral.

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

(3) The Secretary of the Senate shall publish and distribute to the members a current listing of measures referred. A list of measures referred shall be placed in the Journal. The President may either announce the referral decisions or order the referrals made in accordance with the printed list.

8.42 Withdrawing Measure from Committee.

A measure, including one referred by the President to a joint committee, may be withdrawn from a committee by a motion to withdraw, and by the affirmative vote of a constitutional majority (16) of the members of the Senate.

8.43 Motion to Refer or Rerefer.

A measure may be referred or rereferred to committee either under Propositions and Motions or on third reading. An affirmative vote of a majority of those present is necessary. A measure may be referred or rereferred with recommendations to a committee. These recommendations must be in writing and filed with the Secretary of the Senate before the vote is taken on the motion to refer with recommendations.

COMMITTEE REPORTS

8.50 Committee Reports.

(1) All committee reports on measures shall be signed
by the committee chair and shall comply with the following rules:

(a) Committee reports on bills with no amendments must be submitted to the Secretary of the Senate on or before the third day following final committee action on the measure.

(b) Committee reports with amendments must be submitted to the Legislative Fiscal Office and the Legislative Revenue Office for determination of fiscal and/or revenue impact on or before the third day following final committee action on the measure. The reports must be submitted to the Secretary of the Senate on or before the fifth day following final committee action on the measure.

(c) When a committee requests a subsequent referral or requests a referral be rescinded, the request shall be in writing and accompany the committee report.

(2) If a minority report is to be filed, notice must be given to the committee on the day the report was adopted. The minority report, together with the committee report, shall be filed jointly no later than three session days following final committee action in accordance with SR 8.50(a) and (b).

(3) All committee reports shall be filed in a manner prescribed by the Secretary of the Senate. Reports which are not in the proper form and style may be returned to the committee or corrected by the Secretary of the Senate and the President or their designees. Any substantive changes must be approved by the committee.

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

(a) The measure in the form reported out

(b) The recommendation of the committee

(c) A staff measure summary for all measures except appropriation bills.

(d) A fiscal impact statement, if applicable, prepared by the Legislative Fiscal Officer for all measures except for concurrent resolutions of a congratulatory or memorial substance.

(e) A revenue impact statement, if applicable, prepared by the Legislative Revenue Officer, for all measures except for concurrent resolutions of a congratulatory or memorial substance.

(f) Budget notes, if applicable, as adopted by a majority of the Committee on Ways and Means.

8.52 Committee Reports--Read or Announced.

(1) At the discretion of the President, committee reports at the Senate Desk may be either read or announced under the proper order of business. If reports are announced, the Secretary of the Senate shall distribute to the members a summary of all reports and measures passed to calendar.

(2) The Secretary of the Senate shall cause the committee report to be entered in the Status Report and Journal.

8.55 Second Reading of Measures.

(1) Measures reported favorably without amendments and having no subsequent referral shall be placed on the second reading calendar for the same session day on which the report is read or announced.

(2) Measures reported favorably with amendments and having no subsequent referral shall be placed on the Second reading calendar for the same session day on which printed amendments are distributed.

8.60 Dissents; Minority Reports.

(1) Any member of a committee who dissents from the committee recommendations may request to be listed in the committee report as not concurring. The names of members not concurring shall be recorded in the Status Report and Journal.

(2) If a minority report, subscribed to by at least two members dissenting from the committee report, accompanies the committee report, both reports shall be filed jointly. On the day next following distribution of amendments, it shall be in order under Propositions and Motions to move the adoption of the committee report and then to move that the minority report be substituted for the committee report. When action on the minority report is completed, the measure shall be read for the third time and considered immediately.

(3) No member of a committee may subscribe to more than one minority report respecting a given committee report.

(4) Committee members may subscribe to a minority report only if present during committee meeting when action was taken.

8.65 Without Recommendation.

If a measure is reported without recommendation by a
committee, the report shall be filed and the measure placed on the Second reading calendar for that day, and on the Third reading calendar in accordance with the concurrent resolution if adopted by the 74th Legislative Assembly. If the measure has amendments, second reading shall occur on the same day on which printed amendments are distributed. The measure shall be carried on the floor by the chief Senate sponsor, the committee chair, or committee member designated by the committee chair at the discretion of the committee chair.

8.70 Adverse Committee Report.

(1) When a measure is reported with a do not pass recommendation, the effect of the adoption of an adverse committee report is the indefinite postponement of the measure. A motion to adopt the report is required.

(2) The Secretary of the Senate must notify, in writing, the President and the sponsors of the measure of an adverse report within 24 hours of receipt of the report by the Secretary of the Senate. No action shall be taken on any adverse report until 24 hours after the Secretary of the Senate has notified the President and the sponsors of the measure.

8.75 Germaneness.

If, at any time after filing of a committee report, including a conference committee report, and before final action by the Senate on the measure, a member raises the question of the germaneness of the amendments, the President shall decide the question based on section 402 of Mason's Manual of Legislative Procedure and announce the decision from the rostrum.

8.80 Third Reading and Final Passage.

(1) Except as provided in Senate Rule 3.50, measures shall be placed on the calendar for third reading and final passage the next session day following second reading.

(2) When a measure is reported favorably but with amendments, the amendments must be printed and distributed to the desks of the members before the measure comes up for third reading and final passage. The measure shall be placed on the calendar for third reading and final passage on the session day following the day of distribution of the printed engrossed measure unless the amendments have been distributed to the desks of the members.

8.81 Third Reading and Final Passage Schedule Exceptions.

(1) Except as provided in Senate Rule 3.50 and during the period that the Senate does not meet in daily floor sessions:

(a) After second reading, the measures shall be placed on the March 5 calendar for third reading and final passage in accordance with the concurrent resolution if adopted by the 74th Legislative Assembly.

(b) When a measure is reported favorably but with amendments, the amendments must be printed and distributed to the desks of the members before the measure comes up for third reading and final passage. After second reading, the measure shall be placed on the calendar for third reading and final passage on the March 5 calendar in accordance with the concurrent resolution if adopted by the 74th Legislative Assembly.

(2) A motion requiring an affirmative vote of a majority of those present may be made after second reading to take a bill from the March 5 calendar and place it on a third reading calendar on another day.

8.85 Order of Consideration for Final Passage.

(1) When placed on the calendar for final passage, measures shall be considered in their numerical order. However, appropriations measures shall precede other measures.

(2) Except as otherwise provided in these rules, no motion is required to adopt a committee report.

RECONSIDERATION

10.01 Reconsideration.

(1) A motion for reconsideration may be made by a member who voted on the prevailing side when:

(a) A measure or executive appointment has passed or been confirmed;

(b) A measure or executive appointment has failed to pass or has been denied;

(c) A non-procedural motion has been adopted; or
(d) A non-procedural motion is defeated.

A motion for reconsideration is not in order on a vote whereby a measure was indefinitely postponed.

(2) Notice of intent to move for reconsideration must be given orally by the member who intends to move the motion. Notice must be given prior to adjournment on the 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.

(4) The motion to reconsider may be voted on the day when the vote to be reconsidered was taken, or on the next session day.

(5) A majority affirmative vote of those present and voting is required to reconsider a vote, including a measure requiring an otherwise constitutionally designated majority vote. There shall be only one reconsideration of any final vote even though this action reverses the previous action.

10.05 Transmitting Measures which may be Reconsidered.

When a member has given notice of intention to move for reconsideration of the final vote passing a measure, the Secretary of the Senate shall not transmit that measure until a motion for reconsideration has been made or the time for making a motion has expired. However, if the measure subject to reconsideration was passed on what the President has reasonable cause to believe is one of the final days of the session, the President shall immediately put the motion for reconsideration before the Senate.

10.10 Recall of a Measure.

In order to reconsider the vote on a measure no longer in possession of the Senate, a motion to recall the measure is in order. Measures originating in either the House or the Senate may be recalled from the Governor at any time prior to signing and filing of the measure by the Governor. A motion to request the return of a measure shall be acted upon immediately and without debate.

CONFERENCE

11.01 Vote to Concur in Amendments of Other House.

(1) Upon return to the Senate of a Senate measure which has been amended in the House, the vote to concur and repass the measure, or not to concur with the House amendments, shall not be taken before the next session day after the message from the House has been read.

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

(3) On the motion to concur and repass the measure, a roll call vote is required and a constitutional majority (16) is needed for concurrence and repassage, except in the case of a measure requiring an otherwise constitutionally designated majority vote.

(4) On a motion not to concur, the affirmative vote of a majority of the members present is needed. If the motion not to concur is adopted, the President shall appoint a conference committee.

(5) If a motion not to concur is defeated, the President shall immediately order a roll call vote on the question of concurrence and repassage of the measure.

(6) If the motion to concur and repass the measure is defeated, the President shall appoint a conference committee.

11.05 Conference Committee.

Upon receipt of a message from the House that it has failed to concur with Senate amendments to a House measure, the President shall appoint a conference committee of two or more members to represent the Senate and meet with a similar committee of the House. At least one member appointed shall have served on the Senate committee that considered the measure. The President may request the committee chair to designate one of the members.

11.10 Authority of Conference Committee.

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

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

11.15 Adoption of Conference Committee Report.
(1) If a majority of conference committee members of each house agree to an amendment, or otherwise resolve the issue between the houses, the report shall be filed with both houses. A majority of conferees from each house shall sign the report. A dissenting conferee may indicate that fact when signing the report.

(2) No motion is required to adopt the conference committee report if repassage of the measure is not required. When repassage is required, a motion to adopt the conference committee report and repass the measure is necessary. A motion shall not be made sooner than the next session day after the conference committee report has been printed and then may be made at any time.

(3) On the motion to adopt the conference committee report and repass the measure, a roll call vote is required and the affirmative votes of a constitutional majority (16) is needed, except in the case of a measure requiring an otherwise constitutionally designated majority vote.

(4) If the motion to adopt the conference committee report and repass the measure fails, the President may appoint another conference committee.

(5) On a motion to refuse to adopt the conference committee report, the affirmative vote of a majority of those present is needed. If the motion is adopted, the President may appoint a conference committee.

(6) It shall not be in order to refer, rerefer or amend a conference committee report.

(7) When the conference committee report concerns a measure that originated in the House, the Senate may take action in accordance with subsections (1) and (2) without waiting for action by the House.

11.20 Discharge of Conferees.

(1) If a majority of conference committee members cannot agree within a reasonable time, the Senate conferees shall advise the President of their inability to agree with the House conferees and request discharge. The President shall then discharge the Senate conferees and may appoint a new conference committee to represent the Senate.

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

12.01 Sponsorship.

(1) Every measure introduced in the Senate shall bear the name of the chief sponsor(s) and shall comply with ORS 171.127.

(2) Upon written request, filed with the Secretary of the Senate, a member may be added to any measure as a sponsor, after first reading and prior to final consideration.

(3) When the measure is in the possession of the Senate, the President may order the name of a sponsor deleted from a printed engrossed or enrolled measure if a sponsor requests in writing to have the name removed because it was placed on the measure by error or because the measure has been substantially altered that the sponsor can no longer support it. If the removal is so ordered, the name shall be removed from the list of sponsors at the next printing of the measure, and from the measure history in the Status Report at the next printing.

(4) If removal of the sponsor's name leaves the measure without sponsorship, the name of the committee that reported the measure shall be named as sponsor.

12.02 Requester.

(1) Every measure introduced at the request of an individual, organization, state agency, or legislative interim committee shall indicate that it is introduced by request and identify the requester in accordance with ORS 171.127.

(2) When the measure is in the possession of the Senate, the President may order the name of a requester added or deleted from a printed engrossed or enrolled measure if the chief sponsor or the requester asks in writing to have the name added or removed.

(3) A requester's name may be removed because it was placed on the measure by error or because the measure has been so substantially altered that the requester can no longer support the measure.

(4) If the addition or removal is so ordered, the requester's name shall also be added or removed from the measure at the next printing and from the measure history in the Status Report at the next printing.

12.05 Committee Sponsorship.

Any measure to be sponsored by a committee must be approved for such sponsorship by a majority of the committee members and must be signed by the committee chair.
13.01 Requirements for Presentation of Measures for Introduction; Bill backs.

(1) The sponsor of a measure for introduction shall present to the Secretary of the Senate one copy of the measure, which has a bill back initialed by the sponsor(s). Such presentation may be made only by a member, authorized staff of a member or, in the case of a committee, by the chair or authorized committee staff. The Secretary of the Senate or a person authorized by the Secretary of the Senate shall, upon request, provide a time-dated receipt to the person presenting the measure.

(2) A copy of the measure designated as the original shall be placed in the original measure folder. Copies of all amendments and reports, and a record of all actions on the measure shall be maintained with the original measure folder.

(3) Immediately after presentation to the Secretary of the Senate, the measure shall be sent to Legislative Counsel for examination and compliance with 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.

13.02 Measure Summary.

(1) No measure shall be accepted by the Secretary of the Senate for introduction without 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 Secretary of the Senate which does not comply with this requirement shall be returned to the member or committee that presented it.

(2) The summary may be edited by Legislative Counsel and must be printed on the first page of the measure. The summaries of measures may be compiled and published by the appropriate legislative agency.

(3) If a material error in a printed summary is brought to the attention of Legislative Counsel, Counsel shall cause a corrected summary to be prepared which shows the changes made in the summary. Changes shall be shown in the same manner as amendments to existing law are shown. Counsel shall deliver the corrected summary to the Secretary of the Senate. The President may order the corrected summary printed and distributed as directed by the Secretary of the Senate.

(4) When a measure is amended, Legislative Counsel shall prepare an amended summary. The amended summary may be a part of the printed amendment. The summary shall be amended to show proposed changes in the measure in the same manner as amendments to existing law are shown.

(5) All summaries must comply with ORS 171.134.

13.05 Deadline on Introductions

In accordance with the concurrent resolution if adopted by the 74th Legislative Assembly, no measure shall be accepted by the Secretary of the Senate for introduction in the Senate after 5 p.m. on the -50th calendar day of the session except:

(1) Measures approved by the President and so identified for introduction by a member or a committee.

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

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

13.08 Introduction of Agency Bills.

A state agency that did not file a measure prior to the session pursuant to ORS 171.132 may request, in writing, to have the measure introduced by submitting the measure to the Senate Committee on Rules. If the committee concludes that the agency's reason for not filing the measure under ORS 171.132 is adequate, the committee may introduce the measure as a committee bill or with whatever other sponsorship is requested.

13.10 Legislative Counsel Drafting Services.

(1) In accordance with the concurrent resolution if adopted by the 74th Legislative Assembly, after 5 p.m. on the 22nd calendar day of the session, the Legislative Counsel shall discontinue drafting of all measures except:

(a) Member or committee proposals approved for drafting by the President.

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

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

(2) Nothing in this rule prohibits Legislative Counsel from providing drafting services for amendments to measures at the request of a member or a committee.

13.11 Confidentiality; Consolidation of Requests.
(1) A member may designate that a request for measure drafting services be treated as confidential in accordance with ORS 173.230. Requests from a committee may not be treated confidentially.

(2) Whenever a request is made for measure drafting services, Legislative Counsel shall inform the requester of all nonconfidential requests for similar measures and attempt to consolidate all such requests in one measure. Legislative Counsel shall also inform requesters of confidential drafts when similar but nonconfidential requests are made. This will be done in order to determine whether the requester wishes to consolidate the confidential request with similar but nonconfidential requests.

13.15 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 to the Secretary of the Senate for introduction within three session days after delivery of the measure to the member by the Legislative Counsel. The Secretary of the Senate 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 Secretary of the Senate.

PUBLICATIONS AND RECORDS

14.01 Journal; Status Report

(1) The Senate 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 Senate.

(2) The Senate shall cause a Status Report to be composed and printed daily during the regular session of the Legislative Assembly. The measures shall be listed in numerical order and shall contain title, sponsor and a history of actions taken in each house.

(3) The President may direct publication of the Status Report on a weekly cumulative basis, with daily supplements reflecting the proceedings of the previous day.

14.03 Senate Records.

(1) As used in this rule, “Senate record” means a measure or amendment of a measure, a document, book, paper, photograph, sound recording or other material produced by the Senate, a Senate committee or staff member, in connection with the exercise of legislative or investigatory functions, but does not include the record of an official act of the Legislative Assembly kept by the Secretary of State under section 2, Article VI of the Oregon Constitution.

(2) Subject to the needs of Senate members and Senate staff in the performance of official duties, Senate records in the possession of the Senate shall be available for public inspection, subject to such requirements as may be imposed by the President to insure their safety.

(3) Sound recordings shall be made of every floor session of the Senate and be kept in the custody and control of the Secretary of the Senate. Sound recordings shall be made of every committee meeting and be kept in the custody and control of the Legislative Administrator.

(4) A Senate committee or Senate staff member having possession of Senate records that are not required for the regular performance of official duties shall, within 10 days after the adjournment sine die of the session, deliver all such Senate records to the Legislative Administrator.

(5) Senate records shall not be loaned except to staff of the Legislative Assembly who require access to such records in the performance of official duties. Arrangements for having records copied may be made and an appropriate fee to meet costs may be imposed. All monies collected under this rule shall be promptly turned over to the Legislative Administrator or designee.

14.05 Other Legislative Publications.

(1) Unless otherwise directed by resolution, the President is authorized to implement the powers vested in the Senate by ORS 171.206.

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

14.08 Records Retention

(1) Except as provided in section (2) of this rule, records of members of the Senate and their legislative assistants that contain information relating to the conduct of the public’s business must be retained for one year after the records are created.

(2) The following subsections are exceptions to section (1) of this rule.

(a) A member of the Senate must retain notices of amounts of expenses required by ORS 244.100 (3) for five years.
(b) A member of the Senate must retain documents in support of statements of economic interest required by ORS 244.050 for two years.

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

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

(4) In order to ensure consistent and timely compliance with the disclosure provisions of the Public Records Law, a member of the Senate may designate the Legislative Administrator to receive public records requests on their behalf. The Legislative Administrator then will assist the member in preparing responses to requests. Regardless of whether or not a member has designated the Legislative Administrator to receive their public records requests, the member may request assistance from the Legislative Administrator or Legislative Counsel in responding to public records requests at any time.

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

14.10 Distribution of Legislative Publications.

(1) In implementation of ORS 171.206, and for the proper functioning of the Senate, the Secretary of the Senate shall order from the Legislative Administrator a sufficient number of copies of all publications printed for either house of the Legislative Assembly.

(2) Unless otherwise directed by joint resolution or otherwise provided under ORS 171.206, 171.236 or 182.070, the Legislative Administration Committee shall, upon request, cause to be distributed, without charge, the publications of each session of the Legislative Assembly to boards of county commissioners, cities, public libraries, law schools in the state and accredited representatives of the news media as considered appropriate.

(3) Each member is authorized up to 15 mailings of weekly Status Reports, indexes and Legislative Schedules without charge.

(4) Each member is authorized a maximum of 50 additional copies of measures without charge.

(5) Mailings of legislative publications requested by members shall not be made to any person who is a lobbyist, as defined in ORS 171.725.

14.20 Legislative Newsletters.

(1) Each member may issue legislative newsletters or other informational material to 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 exceptions:

(a) The period commencing 60 days before the primary election until the day following the election if the member is a candidate for 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 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 or actions occurring before the Legislative Assembly or its committees or affecting its activities when such material is not campaign material and does not serve partisan political purposes. The following subsections explain in detail acceptable and unacceptable mailings:

(a) Press Releases: Members may issue press releases to members of the news media (as well as other legislators, Capitol staff, the lobby, etc.) during the 60-day window; however, copies may not be distributed directly to a list of constituents or be posted on members' legislative websites (or even on an external website), if the press release was produced with a state computer or by staff on state time).

(b) Legislative E-Mail: Members may not send electronic publications like electronic newsletters, press releases, town hall meeting notices, or other e-mail to a list of constituents from legislative e-mail accounts (or even from personal e-mail accounts, if the material was produced with a state computer or by staff on state time) during the 60-day window. Members may, however, respond to
inquiries from individual constituents.

(c) Legislative Website: Members may not post copies of newsletters, press releases, town hall meeting notices, or other materials to legislative websites during the 60-day window. Materials posted prior to the deadline do not need to be removed; however, such materials may not be revised during the 60-day window. Members may not communicate broadly by any media (including a link on any external website) urging members of the public to visit the legislative website. It is OK, however, if the legislative website address appears on state business cards or state stationery.

(d) Town Hall Meetings & Other Meetings With Groups Of Constituents: Members may not spend state funds or use staff on state time to advertise a town hall meeting or other meeting with a group of constituents that takes place during the 60-day window, even if the expenditure occurs prior to the deadline in accordance with SR 14.20(1). Members may not distribute a written handout at a town hall meeting or other meeting with a group of constituents that takes place during the 60-day window, if the handout was prepared by staff on state time, even if they completed their work on the handout prior to the deadline in accordance with SR 14.20(1). Handouts produced by other legislative offices or other government agencies are permissible. State business cards may be made available at a town hall meeting or other meeting with a group of constituents during the 60-day window.

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

OFFICERS; PERSONNEL

15.01 Secretary of the Senate; Election and Duties.

(1) The members shall elect a Secretary of the Senate who shall be considered an officer of the Senate and shall serve at its pleasure until the convening of the next regular session of the Legislative Assembly. In the event the office becomes vacant at a time when the Senate is not in session, the President may appoint an acting Secretary of the Senate to serve until the next regular or special session or meeting of the Senate to consider executive appointments, at which time the members shall elect a Secretary of the Senate.

(2) Under the direction of the President, the Secretary of the Senate, in addition to performing those duties provided by law or other provisions of these rules, shall:

(a) Authorize and supervise the preparation and distribution of all measures, Status Reports, Journals and related publications of the Senate.

(b) Be responsible for the keeping of the measures, papers and records of the proceedings and actions of the Senate and have charge of the publications and distribution of publications related thereto.

(c) Instruct and supervise staff of Senate committees in the preparation of official Senate records.

(d) Receipt for documents transmitted to the Senate and take receipts from persons, including Senate committees, receiving documents from the Senate.

(e) Serve as parliamentarian for the Senate.

(f) Instruct and supervise Senate employees engaged in carrying out the duties described in paragraphs (a), (b) and (c) herein, and employees, other than members’ personal staff, assigned to duties in or related to the Chamber area.

15.02 Sergeant at Arms; Appointment and Duties.

(1) The Secretary of the Senate, in consultation with the President, shall appoint a Sergeant at Arms.

(2) Under direction of the President, the Sergeant at Arms, assisted by the Capitol Executive Security when directed by the President/Secretary, shall maintain order in the chamber and other areas assigned to the Senate, execute all processes issued by authority of the Senate or any of its committees, and perform such other duties as the President may direct. The Sergeant at Arms shall permit such ingress and egress to the chamber during sessions as may be directed by the President/Secretary or allowed by the rules.

15.04 Senate Desk and Floor Personnel.

(1) The Secretary of the Senate, in consultation with the President of the Senate, shall appoint Senate desk staff, floor personnel and receptionists as necessary to conduct the business of the Senate and in accordance with the current Legislative Assembly budget.

(2) Personnel assigned to the Senate Desk and the Senate floor, including receptionists shall perform duties as directed by the Secretary of the Senate and the President.

15.05 Other Personnel.

(1) Subject to the provisions of this rule, a member may appoint personal staff for the session or the interim or both, according to the allowance provided in the current
Legislative Assembly budget.

(a) A member shall establish salaries payable to persons appointed under subsection (1) (a) of this rule. If a member has a balance in his/her staff allowance account at adjournment sine die of the regular session, the member may use the balance during the interim for personnel or for legislative newsletters or other informational material. During the interim, excluding the period between general election and legislative session for returning members, expenditures greater than the monthly budgeted amount for salaries, must be approved by the Senate President.

(b) 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.

(2) The caucus leaders may each appoint such staff as is necessary to conduct the business of the caucus as provided in the current Legislative Assembly budget.

(3) The President may appoint such staff as is necessary to perform the duties of the office of the President or to assist the Senate.

(4) In consultation with each committee chair, the President may appoint a committee administrator and committee assistant to conduct the business of the committee and in accordance with the current Legislative Administration budget, may appoint other personnel as determined necessary for the proper operation of the committee.

(5) Employees of the Senate serve at the pleasure of the appointing authority and shall be appointed or dismissed by written notice thereof to the Legislative Administrator.

(6) The time of service for all employees begins on the date contained in their letter of appointment, which shall be filed with the Legislative Administrator's office.

(7) To maintain professionalism in the legislative process, dress code policies may be established for positions which support decorum and protocol of the Senate.

15.10 Salaries.

All salaries for Senate employees shall be reported in the Journal.

15.20 Expense Allowance.

Each member has an allowance of $30,409 during the regular session for personal staff as defined in Senate Rule 15.05, services and supplies as defined in Senate Rule 16.01, and legislative newsletters as defined in Senate Rule 14.20.

SERVICES AND SUPPLIES

16.01 Office Supplies, Stationery and Equipment.

(1) The Legislative Administrator shall issue office supplies directly to Senate members and staff in accordance with the Rules of the Senate and policies of the Legislative Administration Committee. Members and staff shall comply with ORS 171.136.

(2) New members will receive a one-time allowance of $200 for start-up expenses. The costs of requisitioned services and supplies shall be charged against the member's individual services and supplies account. Monthly reports of the status of the member's services and supplies accounts shall be provided to each member.

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

(a) Postage (all classes)

(b) Subscriptions to newspapers and periodicals

(c) Office supplies

(d) Copying, facsimile charges

(e) Newsletter printing, postage and labels

(f) Any other service or supply authorized by the President.

(4) All orders for stationery and printing may be placed with the Secretary of the Senate.

(5) Each member's office in the Capitol Building and committee office in the Capitol Building shall be provided with office furniture and equipment necessary to assist in the conduct of Senate business. Requests for additional furniture or equipment shall be placed with the President.

(6) Any amount remaining unexpended or unobligated in the member's individual services and supplies account upon adjournment sine die of the regular session may be used during the interim for the following:

(a) Postage (all classes)

(b) Office supplies
(c) Copying, facsimile charges

(d) Newsletter printing, postage and labels

(e) Interim staff.

(f) Any other service or supply authorized by the Senate President.

(7) Any member who spends in excess of the allowance provided under these rules shall reimburse the Legislative Assembly for the overdraft.

16.02 Assembly Transition

Those members not returning to serve in the next regular legislative session shall have until December 1 of the even-numbered year to vacate their office space in the State Capitol.

16.05 Requests for Attorney General Opinions.

Requests for opinions from the Attorney General require approval of the President as a necessary condition for authorizing payment from legislative funds. This rule takes precedence over subsection (2) of ORS 180.060. Legislative Counsel shall provide legal advice and opinions to the members of the Senate without prior approval of the President.

PRIVILEGES

17.01 Floor Privileges.

(1) When the Senate is in session, no person shall be permitted within the bar except:

(a) Members of the Senate;

(b) Desk and floor personnel of the Senate;

(c) Members of the House of Representatives;

(d) Accredited representatives of the news media;

(e) Staff of the Senate President’s office and caucus offices; and

(f) One member of a Senator’s personal staff or a member of the staff of a Senate committee, may be seated at a member’s desk. Additional Senate staff members are permitted on the side aisles.

(2) Courtesies of the floor may be extended only to special dignitaries, former members of the Legislative Assembly and members of the family of a member to whom courtesies of the floor have been extended in accordance with policies as set by the President. However, courtesies shall not be extended to any former member who is a lobbyist.

(3) No person who is a lobbyist as defined in ORS 171.725 shall be permitted in the Senate Chamber area during its daily session. Any person transgressing this subsection shall be removed from the Chamber and shall be subject to the penalties provided by law for violation of lobbying regulations. Notes from a lobbyist are prohibited while the Senate is in daily floor session.

(4) Admission to the side aisles beyond the bar shall be reserved for the families and guests of members of the Senate, local and state-elected officials and such other persons as may be authorized by the President. However, the privilege shall not be granted to any person actively engaged in seeking the passage or defeat of any measure, except during consideration of Concurrent Resolutions as may be authorized by the President.

(5) No food, beverage or smoking is permitted on the side aisles or within the bar.

(6) While the Senate is in daily session, the center aisle of the floor shall be kept clear of all persons, except members and the Secretary of the Senate or someone acting under the direction of the Secretary of the Senate and conducting the business of the Senate. Access to the Chamber during a daily session shall be by the side doors and side aisles.

(7) Beginning 15 minutes before the opening of each session and ending 15 minutes after the session, no person shall be permitted in the Chamber area except those authorized to be in the Chamber under this rule.

17.02 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 President, indicating the publication, news wire service, radio or television station represented. However, any representative of a news media who is attending the session as a lobbyist, as defined in ORS 171.125, shall not be entitled to accreditation or the privileges of the floor.

(3) Accredited representatives of the news media may use still cameras on the side aisles. The use of motion
picture or television cameras in the Chamber, or still cameras within the bar, may be permitted by the President. The Secretary of the Senate shall provide adequate camera locations for accredited representatives of the news media in the Senate gallery. Personnel of Legislative Media Services are subject to this rule.

17.03 Distribution of Materials on Floor.

(1) No materials on any measure which is on the third reading calendar or on the agenda may be distributed on the floor except materials prepared for, or by, a member of the Senate.

(2) No anonymous material shall be distributed to members on the floor at any time. A copy of any material distributed to members' desks must be filed with the Secretary of the Senate prior to distribution.

(3) Nothing in the rule prohibits a member from requesting and receiving specific material delivered by legislative staff.

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

17.05 Lounge Privileges.

The lounge is for the convenience of Senators. Supervision, operation and use of the Senate Lounge shall be directed through agreement of the Caucus Leaders.

IMPROPER CONDUCT

18.01 Work Environment.

(1) The Senate is committed to providing a work environment free from improper conduct, which includes any conduct, including workplace harassment that discredits the integrity of the Senate.

(2) "Workplace harassment" means treatment or behavior that to a reasonable person creates an intimidating, hostile or abusive work environment, and includes violent acts for which employers could be held liable. Harassment may be based on a person’s sex, race, religion, age, disability, national origin or status as a member of a protected class.

(3) “Sexual harassment” means unwelcome sexual advances, requests for sexual favors and other verbal or physical conduct of a sexual nature when:

(a) A person says or suggests that declining to submit to the conduct will affect a person’s job, benefits or business before the Legislative Assembly;

(b) A person uses submission to or rejection of the conduct as the basis for decisions affecting another person’s employment; or

(c) The conduct has the purpose or effect of unreasonably interfering with a person’s performance or creating an intimidating, hostile or offensive environment in which the person works.

(4) "Sexual harassment" includes the following conduct:

(a) Verbal abuse of a sexual nature;

(b) Graphic comment about a person’s body or attire;

(c) Touching of a sexual nature;

(d) Sexual advances and propositions;

(e) Sexually degrading words used to describe a person;

(f) Display in the workplace of any sexually suggestive object or picture; and

(g) Any threat or insinuation 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 business before the Legislative Assembly.

(5) A supervisor engages in improper conduct by failing to take appropriate action when the supervisor knows or should have known that improper conduct is or was occurring.

18.02 Scope.

The Senate rules on improper conduct apply to complaints brought against Senate members, Senate employees, Senate caucus employees, lobbyists or the personal staff of a Senate member. Senate personal staff includes legislative assistants, secretaries, interns, volunteers and other staff working in the offices of individual members, the President’s office and the caucus offices.

18.03 Notice.

(1) When a legislative session commences, the President shall give the following notice to all Senate members and Senate employees:

If you believe you have been a victim of improper conduct, you have options. You can tell the offender about the action that disturbed you and ask the offender to stop. You can communicate with the offender in person or in
writing. You may also use the informal or formal procedures established by the Rules of the Senate as set forth in 18.05 and 18.06 to pursue a complaint of improper conduct if you:

(a) Do not want to confront the offender directly;

(b) Have talked to the offender and the offensive behavior has not stopped; or

(c) Believe your complaint has resulted in retaliation.

In addition, you have the right to file a complaint with administrative agencies and the courts.

(2) Notice of the Senate policy shall be posted in all work areas.

18.04 Special Committee on Conduct.

(1) The President shall appoint members of each party in equal numbers to the Special Committee on Conduct for the purpose of handling the formal procedure set forth in Rules 18.06 to 18.09. The chair shall be a member of the majority party and the vice chair shall be a member of the minority party.

(2) The committee shall adopt rules as necessary, including rules to govern the nature and scope of any investigation conducted pursuant to the Senate rules on improper conduct.

18.05 Informal Procedure.

Persons who believe they have been subjected to improper conduct may simply want the improper conduct to end; they may not want to go through a formal or legal procedure. The following informal procedure addresses this need. However, a person making a complaint need not use this informal procedure before filing a formal complaint with the Senate, administrative agency or court. The informal and formal procedures in the Senate rules on improper conduct are optional; a person may or may not use them.

(1) The person making the complaint must submit the complaint to an intermediary designated pursuant to subsection (5) of this rule within 30 days of the improper conduct.

(2) The intermediary has two roles. First, the intermediary ensures that the person making the complaint has a safe and nonhostile work environment. The President or the Secretary of the Senate shall assist the intermediary in making the appropriate arrangements. Second, the intermediary listens, answers questions and explains options. The intermediary is not an advocate but a mediator who, with the permission of the person making the complaint, may explore various paths to resolution. An intermediary does not have authority to impose disciplinary action.

(3) The identities of the parties to the informal procedure shall be confidential. Any records related to the informal procedure shall be exempt from public disclosure under the provisions of ORS 192.501 and 192.502 without regard to the public’s interest in their disclosure. Confidentiality shall extend until such time as a formal written complaint, if any, is filed with the Legislative Counsel as provided in Rule 18.06.

(4) After meeting with an intermediary, the person making the complaint may decide to take further action and institute formal complaint procedures.

(5) The Caucus Leaders shall designate as intermediaries a reasonable number of Senate members and staff of the Senate, including the Secretary, the Legislative Administrator and the Employee Services Manager. A description of the function of the intermediary shall be prepared by the Legislative Administrator and approved by the Special Committee on Conduct. Designated intermediaries shall be identified by name, with contact telephone number and office location, and a list of the designated intermediaries shall be given to all Senate members and Senate employees. The Senate shall save harmless and indemnify any intermediary against any tort claim or demand arising out of an alleged act or omission occurring in the performance of duty under these rules.

18.06 Formal Procedure.

A person may file a formal written complaint instead of participating in the informal complaint procedure described in Rule 18.05, or may file a formal written complaint if, after participating in the informal procedure, the person is not satisfied with its resolution. The formal complaint procedure shall consist of the following steps:

(1) During a legislative session, the person must file a formal written complaint with the Caucus Leaders. If the person filing the complaint agrees, the Caucus Leaders may work to resolve the complaint informally. However, if there is no informal resolution, the formal written complaint shall be filed by the Caucus Leaders with Legislative Counsel within seven days of the determination that there is no consent or no resolution. During the interim between legislative sessions, the person must file a formal written complaint with the Legislative Counsel.

(2) The person must file the formal written complaint within 30 days of the improper conduct or, if the person has
timely begun an informal procedure, within 14 days of the end of the informal procedure.

(3) Upon receipt of a complaint, the Caucus Leaders shall:

(a) Provide the person filing the complaint with a safe and nonhostile work environment with a comparable work assignment; and

(b) Notify the accused of the complaint, the name of the person making the complaint and the nature of the complaint.

(4) After the filing of a formal written complaint with Legislative Counsel, the Caucus Leaders shall appoint an investigator who is not an employee of the Legislative Assembly and who is experienced in investigating complaints of improper conduct of the type alleged. If the respondent is either Caucus Leader, or the Caucus Leaders are unable to agree on appointing an investigator within 10 days of the filing of the complaint, Legislative Counsel shall appoint the independent investigator.

(5) The investigator shall conduct an investigation and, within 14 days after being appointed, present findings of fact and recommendations to the President and the Caucus Leaders, the person filing the complaint, the person who is the subject of the complaint and the members of the Special Committee on Conduct.

(6) If the person accused of improper conduct is a Caucus Leader, the obligations of that Caucus Leader under this rule shall be assumed by the President.

18.07 Time Limits.

(1) The Special Committee on Conduct has jurisdiction over conduct occurring from 30 days before the convening of a regular session of the Legislative Assembly to adjournment sine die. However, if the complaint is filed less than 10 days before adjournment, the President may refer the complaint to an interim committee on conduct.

(2) If a person files a formal complaint with Legislative Counsel during the interim between legislative sessions as provided in Rule 18.06, the President may appoint an interim committee on conduct for the sole purpose of hearing that complaint.

(3) Neither committee shall have jurisdiction over any complaint that is:

(a) Based on conduct that occurred before the effective date of these Senate rules on improper conduct; or

(b) Filed after the deadline prescribed by Rule 18.06.

18.08 Hearing.

(1) Upon receipt of the formal written complaint and the investigator's report, the Special Committee on Conduct shall schedule a public hearing on the complaint. The committee shall notify the Caucus Leaders, the President, the person filing the complaint and the person who is the subject of the complaint of the hearing date, which shall be not sooner than 14 days after receipt of the complaint and report. The committee must complete its hearing and make its recommendations within 60 days of the filing of the formal written complaint with Legislative Counsel.

(2) At the hearing, only the members of the committee may ask questions of witnesses. The person who filed the complaint and the person who is the subject of the complaint, or a representative of either of them, shall be allowed to present evidence to the committee by suggesting witnesses and documents to be presented to the committee and by suggesting questions that the committee may address to the witnesses. Questions by committee members must be those that a court of law would deem relevant to a civil action involving the same conduct.

(3) Audio recordings of the committee hearing shall be made by committee staff and shall be made available on an expedited basis to the person filing the complaint and to the person who is the subject of the complaint. No television equipment or tape recording devices other than those used for official committee recording shall be permitted at the hearing.

(4) If the person filing the complaint or the person who is the subject of the complaint disagrees with the recommendations of the Special Committee on Conduct, the request must be made in writing within 10 days after receiving written notice of the committee's action. The committee must complete the review not later than 10 days after receiving the request.

18.09 Sanctions.

(1) (a) Any sanction the Special Committee on Conduct recommends must be proportionate to the seriousness of the offense.

(b) For Senate personal staff, recommended sanctions may include reprimand, suspension or termination. The supervising Senate member must impose the sanction recommended for personal staff.

(c) For Senate members, recommended sanctions
may include reprimand, censure or expulsion.

(d) The President must impose any sanction recommended against persons other than Senate personal staff and members. Recommended sanctions may include, as appropriate, reprimand, censure or exclusion from part or all of the Senate.

(2) If the committee recommends no action, the formal procedure is concluded and the complaint shall be considered dismissed.

(3) Any recommended sanction resulting from a formal complaint against a Senate member must be recommended to the floor by the Special Committee on Conduct. Any formal sanctions recommended against a Senate member must be referred to the floor for approval by a two-thirds majority vote of the Senate before final action is taken against a Senate member.

(4) The person who filed the complaint may determine that no further action is necessary but is not precluded from pursuing other appropriate remedies, including court action.

18.10 Malicious or Frivolous Claims.

If, after a hearing, the Special Committee on Conduct determines that a complaint of improper conduct is frivolous, the person filing the complaint shall be subject to appropriate disciplinary action, including the sanctions set forth in Rule 18.09. A complaint is frivolous only if the complaint was not grounded in fact or warranted by existing law, or was brought forward solely to harass the accused person or to interfere with the work of the Senate.

18.11 Retaliation Prohibited.

Retaliatory action against any person who participates in any activity authorized or directed by Senate rules is prohibited and constitutes improper conduct within the meaning of Rule 18.01.

EXECUTIVE APPOINTMENTS

19.10 Referral to Committee.

Following reading of the message from the Governor appointing a person to a position or office requiring confirmation by the Senate, the President shall refer the appointment to an appropriate standing or special committee and may refer it to not more than one additional committee. The committee shall consider the appointment as soon as practicable.

19.20 Committee Review of Appointees.

(1) All persons initially appointed to boards, commissions or agencies, subject to the provisions of section 4, Article III of the Oregon Constitution, shall appear before the appropriate Senate committee prior to confirmation by the Senate.

(2) The chair of the executive appointments committee, with the consent of the President of the Senate and a majority of the committee members, may waive appearance before the committee of persons appointed by the Governor.

19.35 Committee Action.

(1) The committee may, after public hearing, take action on the appointment and promptly file the report with the Secretary of the Senate. On final action the committee shall recommend that:

(a) the Senate confirm;

(b) the Senate refuse to confirm; or

(c) the appointment be reported to the Senate without recommendation.

19.40 Additional Time for Consideration.

(1) If any appointment submitted by the Governor and subject to Senate confirmation is submitted too late for the Senate to review the recommendation of the committee or otherwise consider the appointment, that appointment shall be carried over to the next convening of the Senate as required by section 4, Article III of the Oregon Constitution and ORS 171.562 and 171.565.

(2) The proposed appointment shall not be considered rejected, or confirmation denied, if the appointment is carried over. The action of carrying over consideration of the appointment shall be duly recorded in the Journal.

19.55 Consideration of Committee Reports.

(1) Action on a committee report recommending Senate confirmation shall be placed on the calendar for the session day immediately following reading or distribution of the report.

(2) If the committee recommendation is to refuse to confirm or no recommendation, action on the report shall take place on the second session day after the session day the report is read or distributed.

(3) The vote on confirmation shall be taken by roll call.
The affirmative vote of a Constitutional majority (16) is necessary for confirmation.

19.60 Confirmation en bloc.

(1) If a committee reports on nominees en bloc, the report shall be placed on the calendar for confirmation the next session day after reading or distribution of the list of appointments.

(2) When there is more than one appointee to an individual board, commission or agency, a motion to confirm en bloc, when recommended by the committee, shall be in order.

(3) Any member may require a separate vote by requesting that an appointee be considered separately. The request shall be submitted in writing to the Secretary of the Senate one hour before the session on the day that the confirmation is on the calendar. The request will be announced at the appropriate time and the appointee considered separately from the en bloc vote.

APPENDIX A

INTERIM RULES OF THE SENATE
SEVENTY-FOURTH LEGISLATIVE ASSEMBLY

202.01 Use of Mason's Manual of Legislative Procedure.

Mason’s Manual of Legislative Procedure shall apply to cases not provided for by the Oregon Constitution, the Senate Rules, custom of the Senate or statute.

203.05 Session Hour; Deliberations Open.

(1) The Senate shall meet at the call of the President, or when requested by a Constitutional majority (16) of the members.

(2) All deliberations of the Senate and its committees shall be open to the public. However, nothing in this provision limits the procedures used for a Call of the Senate. This provision does not prohibit clearing the gallery in the event of a disturbance, during which time the Senate shall be in recess.

203.11 Interim Meetings.

When the full Senate meets to consider executive appointments and other interim business, it shall not be considered to be in regular or special legislative session or meeting as a committee of the whole.

VOTING

203.15 Roll Call.

(1) A roll call vote of “ayes” and “nays” shall be taken.

(2) Upon the demand of two members, a roll call vote shall be taken and recorded on any question.

(3) If the presiding officer is in doubt on an oral vote, the presiding officer shall order a roll call vote.

(4) The affirmative vote of a Constitutional majority is necessary for Senate confirmation of Executive Appointments.

ORDER OF BUSINESS

204.01 Order of Business.

(1) The general order of business shall be:

(a) Roll Call

(b) Honors to the Colors and the Pledge of Allegiance

(c) Invocation

(d) Courtesies of the Senate

(e) Remonstrances

(f) Reports from standing committees

(g) Reports from special committees

(h) Propositions and motions

(i) Action on Executive Appointments requiring Senate confirmation

(j) Reading of Senate petitions, memorials and resolutions

(k) Other business of the Senate

(l) Announcements

(2) Messages from the Governor may be read at any time. Courtesies may be extended at any time.

(3) Questions relating to the priority of business shall be decided without debate.
(4) The general order of business shall not be varied except upon suspension of the rules. However, any subject before the Senate may be made a special order of business by the vote of a majority of the members present. When the appropriate time for consideration of the subject arrives, the Senate shall take up the subject.

PRESIDING OFFICER

207.01 Presiding Officer; Other Officers.

The officers of the Senate, during the interim, shall be those elected by the Senate for the 74th Legislative Assembly, under Senate Rules 7.01 and 15.01.

COMMITTEES

208.01 Names of Committees.

(1) The following shall be the interim standing committees of the Senate:

   (a) Committee on Rules and Executive Appointments

   (b) Committee on Conduct

(2) The committee on Rules and Executive Appointments shall have at least five, but not more than 11 members. The number of members must represent proportionally the makeup of the political parties of the full Senate.

(3) The President may appoint special committees. Referral of executive appointments to special committees requires approval of a majority of the members of the Senate.

EXECUTIVE APPOINTMENTS

209.15 Transmittal of Executive Appointments.

(1) Upon receipt of a message from the Governor appointing a person to a position or office requiring the confirmation by the Senate, the Secretary of the Senate shall transmit the message to the chair of the Rules and Executive Appointments Committee.

(2) A summary list of executive appointments received by the Secretary of the Senate and transmitted to committee shall be distributed to members at least 72 hours in advance of the scheduled convening of the Senate.

209.20 Committee Review of Appointees.

The chair of the Executive Appointments Committee, with the consent of the President of the Senate and a majority of the committee members, may waive appearance before the committee of persons appointed by the Governor.

209.35 Committee Action Required.

(1) The committee shall, after public hearing, take action on the appointment and promptly file its report with the Secretary of the Senate. The committee shall recommend that:

   (a) The Senate confirm;

   (b) The Senate refuse to confirm;

   (c) Report the appointment to the Senate without recommendation; or

   (d) Report that no final action was taken and that the appointment shall be carried over.

(2) The committee may include material in its report that the committee deems appropriate.

209.40 Additional Time for Consideration.

(1) If any appointment submitted by the Governor and subject to Senate confirmation does not receive final action by the committee, the appointment shall be carried over to the next convening of the Senate or shall be considered at the next special session.

(2) The proposed appointment shall not be considered rejected or confirmation denied if the appointment is carried over. The action of carrying over consideration of the appointment shall be recorded in the Journal.

209.45 Dissents.

Upon request, any member of the committee who dissents from the committee recommendation shall be listed in the committee report as not concurring therein. The names of the members not concurring shall be recorded in the Journal and Status Report.

ACTION ON COMMITTEE REPORTS

209.50 Reading of Committee Reports.

At the discretion of the President, committee reports at the Senate Desk may be either read or announced under the proper order of business. If reports are announced, the Secretary of the Senate shall distribute to the members’ desks a Status Report with the pertinent information included. Committee reports shall be recorded in the
209.55 Consideration of Committee Reports.

(1) Reports from committees shall be considered in appropriate order at the next convening of the Senate. The Status Report for such meeting shall be delivered to each Senator at least 72 hours prior to the convening of the Senate.

(2) The vote on confirmation shall be taken by roll call. The affirmative vote of a Constitutional majority (16) is necessary for confirmation.

209.60 Confirmation en bloc.

(1) When there is more than one appointee to an individual board, commission, or agency, a motion to confirm en bloc, when recommended by the committee, shall be in order. Individuals whose appearance before the committee has been waived under Senate Interim Rule 209.20, may be considered en bloc upon recommendation of the committee.

(2) Any member may require a separate vote by requesting that an appointee be considered separately. The request shall be submitted in writing to the Senate Desk one hour before the session on the day that the confirmation is on the calendar. The request shall be announced at the appropriate time and the appointee separated from the en bloc vote.

209.65 Withdrawing Appointment from Committee.

(1) An appointment by the Governor requiring Senate confirmation may be withdrawn from a committee by a motion to withdraw the appointment. The motion requires a Constitutional majority (16) for adoption.

(2) The effect of withdrawal shall be the same as if the committee had reported the appointment to the Senate without recommendation.

RECONSIDERATION

210.01 Reconsideration of Executive Appointments.

(1) When an executive appointment has been confirmed, or the Senate has refused to confirm, it shall be in order for any member voting on the prevailing side to move for reconsideration of the vote. A motion for reconsideration is not in order on a vote which indefinitely postponed an appointment.

(2) Notice of intent to move for reconsideration must be given orally by the member who intends to move the motion.

(3) The motion to reconsider shall be moved and voted upon before final adjournment of the Senate meeting during which the vote being reconsidered was taken.

(4) A motion to reconsider may be debated together with the main question, providing the subject of the main question is debatable. There shall be only one reconsideration of any final vote, even though this action may reverse the previous action.

(5) The affirmative vote of a Constitutional majority is required to adopt a motion to reconsider the vote.

PRESESSION FILING

213.06 Presession Filing.

Presession filing and printing of measures shall be in accordance with the rules and practices of the preceding sessions, customs of the Senate, and statutes. 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 charge the Legislative Counsel imposes under ORS 173.130.

213.07 Measure Drafting and Filing by the Executive and Judicial Branches of State Government.

(1) The Executive Department, administrative agencies, boards and commissions, and the Judicial Branch, shall have all measures for presession filing with the Senate drafted by Legislative Counsel.

(2) All presession filing drafts shall be submitted in the manner prescribed by the Secretary of the Senate and shall include, but not be limited to:

(a) Two backed copies of the proposed measure;

(b) Measure Summary;

(c) Agency name;

(d) Signature of agency director or designee; and

(e) Contact person and telephone number.

(3) All presession filing drafts must be submitted to the Secretary of the Senate by 5:00 p.m. on December 15 of the even numbered years. If the 15th falls on a weekend, the last business day prior to the deadline will apply.
213.09 Measure Drafting and Filing by Statutory Committees, Interim Committees and Task Forces of the Legislative Assembly.

(1) All measures for presession filing must be drafted by Legislative Counsel.

(2) All presession filing drafts shall be submitted in the manner prescribed by the Secretary of the Senate and shall include, but not be limited to:
   
   (a) Two backed copies of the proposed measure;
   
   (b) Measure Summary;
   
   (c) Name of committee or task force;
   
   (d) Signature of Committee Chair; and
   
   (e) Contact person and telephone number.

(3) All presession filing drafts must be submitted to the Secretary of the Senate by 5:00 p.m. on December 31 of the even numbered years. If the 31st falls on a weekend, the business day prior to the deadline shall apply.

213.15 Measure Drafting and Presession Filing by Members Who Will Serve in the Session.

(1) Drafts may be filed after the 2nd Monday in November of the even-numbered year, or following certification of election if a recount is required, or has been requested, under ORS 258.150 to 258.300.

(2) Every presession filing draft submitted by a member shall bear the name of the chief sponsor(s) and shall comply with ORS 171.127 and 171.130.

(3) All presession filing drafts shall be submitted in the manner prescribed by the Secretary of the Senate, and shall include, but not be limited to:
   
   (a) Two backed copies of the proposed measure;
   
   (b) Measure Summary;
   
   (c) Name of requester;
   
   (d) Signature of the member or newly-elected official; and
   
   (e) Contact person and telephone number.

(4) All presession filing drafts must be submitted to Secretary of the Senate by 5:00 p.m. on December 31 of the even numbered years. If the 31st falls on a weekend, the last business day prior to the deadline shall apply.

213.16 Newly Elected Statewide Officials.

(1) Drafts may be filed after the 2nd Monday in November of the even-numbered year, or following certification of election if a recount is required, or has been requested, under ORS 258.150 to 258.300.

(2) All presession filing drafts shall be submitted in the manner prescribed by the Secretary of the Senate, and shall include, but not be limited to:
   
   (a) Two backed copies of the proposed measure;
   
   (b) Measure summary;
   
   (c) Name of requester;
   
   (d) Signature of the newly elected statewide official; and
   
   (e) Contact person and telephone number.

(3) All presession filing drafts must be submitted to the Secretary of the Senate by 5:00 p.m. on December 31 of the even numbered years. If the 31st falls on a weekend, the last business day prior to the deadline shall apply.

213.28 Introduction Ordered by the President.

(1) A presession filing measure may be introduced by order of the President. The measure shall bear a statement that introduction is by order of the President and by request. The measure must identify the sponsor and indicate neither advocacy nor opposition on the part of the President.

(2) The measure must be filed in conformance with Interim Rules 213.07, 213.09, 213.15, 213.16.

213.30 Confidentiality; Consolidation of Requests.

(1) A requester may designate that a request for a Legislative Counsel draft be considered confidential in accordance with ORS 173.230. Requests from a legislative committee shall not be treated confidentially.

(2) When a request is made for measure drafting services, Legislative Counsel shall inform the requester of all nonconfidential requests of a similar nature previously submitted. An attempt shall be made to consolidate all such requests in one measure.

PUBLICATIONS
214.01 Journal.

(1) The Senate shall maintain a Journal of its proceedings. The Journal shall contain a full, true and correct chronological record of all proceedings.

(2) At the discretion of the President, the Secretary of the Senate shall publish such information as may be required to inform the public of Senate actions and proceedings.

(3) Newsletters may be distributed in accordance with Senate Rule 14.20.

PERSONNEL

215.07 Interim Staff.

A member may employ interim staff subject to the provisions of Senate Rule 15.05 and as limited by the Legislative Assembly budget. Funds allocated for interim staff salaries may also be used to reimburse a member for vouchered in-district travel expense and vouchered services and supplies.

SERVICES AND SUPPLIES

216.01 Services and Supplies.

(1) Any amount remaining unexpended or unobligated in the member's individual services and supplies account upon adjournment sine die of the regular session may be used during the interim for the following:

(a) Postage (all classes);

(b) Office supplies;

(c) Copying, facsimile charges;

(d) Newsletter printing, postage and labels;

(e) Interim staff; and

(f) Any other service and supply approved by the Senate President.

(2) Any member who spends in excess of the allowance provided under Senate Rule 216.01 shall reimburse the Legislative Assembly for the overdraft.

President Courtney announced the following committee assignments:

SENATE STANDING COMMITTEES

BUSINESS, TRANSPORTATION AND WORKFORCE DEVELOPMENT

Rick Metsger, Chair
Bruce Starr, Vice-Chair
Ryan Deckert
Larry George
Laurie Monnes Anderson

COMMERCE

Floyd Prozanski, Chair
Roger Beyer, Vice-Chair
Brad Avakian
Avel Gordly
Rod Monroe

EDUCATION AND GENERAL GOVERNMENT

Vicki Walker, Chair
Jeff Kruse, Vice-Chair
Rick Metsger
Frank Morse
Ben Westlund

ENVIRONMENT AND NATURAL RESOURCES

Brad Avakian, Chair
Jason Atkinson, Vice-Chair
Alan Bates
Roger Beyer
Floyd Prozanski

FINANCE AND REVENUE

Ryan Deckert, Chair
Gary George, Vice-Chair
Ginny Burdick
Rod Monroe
Bruce Starr

HEALTH AND HUMAN SERVICES

Bill Morrisette, Chair
Jeff Kruse, Vice-Chair
Gary George
Laurie Monnes Anderson
Joanne Verger

HEALTH POLICY AND PUBLIC AFFAIRS

Laurie Monnes Anderson, Chair
Avel Gordly, Vice-Chair
Margaret Carter
Peter Courtney
Jeff Kruse

JUDICIARY
Ginny Burdick, Chair
Roger Beyer, Vice-Chair
Jeff Kruse
Floyd Prozanski
Vicki Walker

LEGISLATIVE OPERATIONS AND REFORM
Rod Monroe, Chair
Frank Morse, Vice-Chair
Jason Atkinson
Brad Avakian
Peter Courtney
Rick Metsger
Jackie Winters

RULES
Kate Brown, Chair
Ted Ferrioli, Vice-Chair
Betsy Johnson
Laurie Monnes Anderson
David Nelson

JOINT WAYS AND MEANS
Kurt Schrader, Co-Chair
Margaret Carter, Vice-Chair
Alan Bates
Richard Devlin
Avel Gordly
Betsy Johnson
Frank Morse
David Nelson
Joanne Verger
Ben Westlund
Doug Whitsett
Jackie Winters

Subcommittee on Education
Richard Devlin, Vice-Chair
Ryan Deckert
Frank Morse
Bruce Starr
Vicki Walker

Subcommittee on General Government
Alan Bates, Vice-Chair
Betsy Johnson
Doug Whitsett

Subcommittee on Human Services
Margaret Carter, Chair
Alan Bates
Avel Gordly
Ben Westlund
Jackie Winters
Bill Morrise, ex officio

Subcommittee on Natural Resources
Richard Devlin, Chair
Brad Avakian
David Nelson

Subcommittee on Public Safety
Ben Westlund, Vice-Chair
Kate Brown
Ginny Burdick
David Nelson
Jackie Winters

Subcommittee on Transportation and Economic Development
Betsy Johnson, Chair
Gary George
Rod Monroe
Joanne Verger
Doug Whitsett

JOINT EMERGENCY PREPAREDNESS AND OCEAN POLICY
Joanne Verger, Co-Chair
Gary George, Vice-Chair
Larry George
Betsy Johnson
Bill Morrisette

SPECIAL COMMITTEE ON HEALTH CARE REFORM
Alan Bates, Co-Chair
Ben Westlund, Co-Chair
Jackie Winters, Vice-Chair
Jeff Kruse
Laurie Monnes Anderson
Bill Morrise
Frank Morse

SPECIAL COMMITTEE ON LAND USE FAIRNESS
Floyd Prozanski, Chair
Larry George, Vice-Chair
Senate convened at 11:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Brown, Burdick, Carter, Deckert, Ferrioli, George, G., George, L., Gordly, Kruse, Metsger, Monroe, Morse, Prozanski, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused • Bates, Brown, Devlin, Johnson, Monnes

Invocation by Reverend Margaret McMurrin, Prince of Peace Episcopal Church, Salem.

This appointment is submitted for your consideration.

I appoint Ernest Ettlich of Ashland to the Commission on Judicial Fitness and Disability, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY


The following measure was referred to committee on January 8 and recorded on Committee Referral List No. 1 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

Senate adjourned until 11:30 a.m. Friday by unanimous consent at the request of the Chair.

Friday, January 12, 2007 -- Morning Session

Senate convened at 11:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused • Bates, Beyer, Johnson. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor John Stumbo, Salem Alliance Church, Salem.

The following messages from the Governor were read and referred to the President's desk:

January 11, 2005

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 1.410 provides that the Governor shall appoint the members of the Commission on Judicial Fitness and Disability, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Ernest Ettlich of Ashland to the Commission on Judicial Fitness and Disability for a four-year term beginning February 1, 2007 and ending January 31, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor
January 11, 2005

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 442.011 provides that the Governor shall appoint the Administrator of the Office for Oregon Health Policy and Research, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Jeanene Smith of Salem as the Administrator of the Office for Oregon Health Policy and Research for a term beginning January 1, 2007 and serving at the pleasure of the Governor, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

January 11, 2005

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 144.015 provides that the Governor shall appoint the members of the State Board of Parole and Post-Prison Supervision, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Steven Powers of Portland as a member of the State Board of Parole and Post-Prison Supervision for an unexpired four-year term beginning February 1, 2007 and ending June 30, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor


The following measures were referred to committee on January 11 and recorded on Committee Referral List No. 2 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 31  Health Policy and Public Affairs; Ways and Means
SB 32  Health Policy and Public Affairs
SB 34  Health and Human Services; Ways and Means
SB 35  Health and Human Services
SB 36  Health Policy and Public Affairs; Ways and Means
SB 37  Health and Human Services; Finance and Revenue; Ways and Means
SB 38  Finance and Revenue
SB 39  Finance and Revenue
SB 40  Health and Human Services
SB 41  Health and Human Services
SB 42  Health and Human Services
SB 43  Finance and Revenue
SB 44  Finance and Revenue; Ways and Means
SB 45  Finance and Revenue
SB 46  Education and General Government; Ways and Means
SB 47  Education and General Government; Ways and Means
SB 51  Rules
SB 52  Rules
SB 53  Legislative Operations and Reform
SB 54  Legislative Operations and Reform
SB 55  Rules
SB 56  Legislative Operations and Reform; Ways and Means
SB 57  Legislative Operations and Reform; Ways and Means
SB 58  Commerce; Ways and Means
SB 59  Health and Human Services
SB 60  Health and Human Services
SB 61  Health and Human Services
SB 64  Finance and Revenue
SB 65  Judiciary
SB 66  Finance and Revenue
SB 67  Education and General Government
SB 68  Business, Transportation and Workforce Development
SB 70  Education and General Government
SB 71  Education and General Government
SB 72  Education and General Government
SB 73  Rules
SB 74  Rules
SB 76  Judiciary
SB 77  Rules
SB 78  Rules
SB 79  Judiciary
SB 81  Judiciary
SB 82  Health and Human Services
SB 83  Judiciary
SB 86  Business, Transportation and Workforce Development
SB 88  Business, Transportation and Workforce Development
SB 89  Environment and Natural Resources
SB 98  Environment and Natural Resources; Finance and Revenue; Ways and Means
SB 99  Environment and Natural Resources
SB 108  Judiciary
SB 111  Judiciary; Ways and Means
SB 112  Judiciary
SB 113  Judiciary
SB 114  Judiciary
SB 115  Judiciary
SB 123  Rules
Senate adjourned until 11:30 a.m., Monday by unanimous consent at the request of the Chair.

Monday, January 15, 2007 -- Morning Session

Senate convened at 11:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Beyer, Brown, Burdick, Deckert, Devlin, Ferrioli, George, G., George, L., Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morissette, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett; excused • Bates, Carter, Gordy, Morse, Winters. Colors were posted and the Senate pledged allegiance to the flag. Martin Luther King, Jr. day was observed with Retired Senior State Trooper Dan Johnson singing the National Anthem and a performance by the Rainbow Dance Theater from Western Oregon University. The Salem Boys and Girls Club read passages from Martin Luther King, Jr.’s speeches and letters. Invocation by Pastor Stephen Lewis from Evergreen Church, Salem.


The following measures were referred to committee on January 12 and recorded on Committee Referral List No. 3 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 5501 Ways and Means
SB 5502 Ways and Means
SB 5503 Ways and Means
SB 5504 Ways and Means
SB 5505 Ways and Means
SB 5506 Ways and Means
SB 5507 Ways and Means
SB 5508 Ways and Means
SB 5509 Ways and Means
SB 5510 Ways and Means
SB 5511 Ways and Means
SB 5512 Ways and Means
SB 5513 Ways and Means
SB 5514 Ways and Means
SB 5515 Ways and Means
SB 5517 Ways and Means
SB 5518 Ways and Means
SB 5519 Ways and Means
SB 5520 Ways and Means
SB 5521 Ways and Means
SB 5522 Ways and Means
SB 5523 Ways and Means
SB 5524 Ways and Means
SB 5525 Ways and Means
SB 5526 Ways and Means
SB 5527 Ways and Means
SB 5528 Ways and Means
SB 5529 Ways and Means
SB 5530 Ways and Means
SB 5531 Ways and Means
SB 5532 Ways and Means
SB 5533 Ways and Means
SB 5534 Ways and Means
SB 5535 Ways and Means
SB 5536 Ways and Means
SB 5537 Ways and Means
SB 5538 Ways and Means
SB 5539 Ways and Means
Senate adjourned until 11:30 a.m. Monday by unanimous consent at the request of the Chair.

Monday, January 22, 2007 -- Morning Session

Senate convened at 11:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrelli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monroe, Monnes Anderson, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett; excused • Winters. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Gavriel Gefen, director of Keren HaShlichut, an Israeli association of Messianic Jewish emissaries, Israeli missions agency, Jerusalem.

SCR 1 -- Message from the House announcing adoption.

SCR 1 -- Message from the Speaker announcing he signed on January 18.

Committee Report Summary No. 1 listing the following reports was distributed to members January 19. Summary list recorded in Journal and Status Report by order of the President.

Report by Committee on Rules recommending that the Governor’s appointment of Earnest Ettlich to the Commission on Judicial Fitness and Disability be confirmed.

Report by Committee on Rules recommending that the Governor’s appointment of Jeanene Smith as the Administrator of the Office for Oregon Health Policy and Research be confirmed.

Report by Committee on Rules recommending that the Governor’s appointment of Steven Powers to the State Board of Parole and Post-Prison Supervision be confirmed.

Committee Report Summary No. 2 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 32 -- Report by Committee on Health Policy and Public Affairs recommending passage.

SB 182 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

Bates moved that the Senate confirm the Governor’s appointment of Earnest Ettlich to the Commission on Judicial Fitness and Disability. On confirmation the vote was: Ayes, 29; excused, 1 • Winters. Confirmed.

Monnes Anderson moved that the Senate confirm the Governor’s appointment of Jeanene Smith as the Administrator of the Office for Oregon Health Policy and Research. On confirmation the vote was: Ayes, 29; excused, 1 • Winters. Confirmed.

Johnson moved that the Senate confirm the Governor’s appointment of Steven Powers to the State Board of Parole and Post-Prison Supervision. On confirmation the vote was: Ayes, 29; excused, 1 • Winters. Confirmed.

SJM 3; SB 343, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440,
The following measures were referred to committee on January 15 and recorded on Committee Referral List No. 4 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SCR 2 Legislative Operations and Reform
SJR 3 Finance and Revenue
SJR 10 Finance and Revenue
SB 80 Finance and Revenue
SB 84 Judiciary
SB 85 Business, Transportation and Workforce Development
SB 87 Environment and Natural Resources
SB 90 Business, Transportation and Workforce Development
SB 91 Business, Transportation and Workforce Development
SB 92 Business, Transportation and Workforce Development
SB 93 Business, Transportation and Workforce Development
SB 94 Business, Transportation and Workforce Development
SB 95 Business, Transportation and Workforce Development
SB 96 Business, Transportation and Workforce Development
SB 97 Business, Transportation and Workforce Development
SB 109 Judiciary
SB 110 Judiciary
SB 116 Commerce
SB 117 Business, Transportation and Workforce Development
SB 118 Commerce
SB 119 Commerce
SB 120 Commerce
SB 122 Commerce
SB 138 Commerce
SB 157 Health and Human Services; Ways and Means
SB 158 Commerce
SB 159 Health Policy and Public Affairs; Ways and Means
SB 160 Health and Human Services; Ways and Means
SB 188 Health and Human Services
SB 189 Judiciary
SB 190 Judiciary
SB 191 Health and Human Services
SB 192 Business, Transportation and Workforce Development
SB 193 Business, Transportation and Workforce Development
SB 194 Commerce
SB 195 Commerce
SB 196 Commerce
SB 197 Commerce
SB 198 Education and General Government
SB 199 Education and General Government
SB 200 Health and Human Services
SB 202 Commerce
SB 203 Commerce
SB 204 Commerce
SB 205 Health and Human Services
SB 206 Health and Human Services
SB 207 Health and Human Services
SB 208 Health and Human Services
SB 209 Health and Human Services
SB 210 Education and General Government
SB 211 Finance and Revenue
SB 212 Education and General Government
SB 214 Education and General Government
SB 215 Education and General Government
SB 216 Education and General Government
SB 217 Education and General Government
SB 218 Education and General Government; Ways and Means
SB 221 Business, Transportation and Workforce Development
SB 222 Business, Transportation and Workforce Development
SB 223 Business, Transportation and Workforce Development
SB 224 Business, Transportation and Workforce Development
SB 226 Judiciary
SB 227 Judiciary
SB 228 Judiciary
SB 229 Health Policy and Public Affairs
SB 230 Health Policy and Public Affairs
SB 240 Environment and Natural Resources
SB 242 Education and General Government
SB 243 Judiciary
SB 244 Judiciary
SB 245 Judiciary

The following measures were referred to committee on January 17 and recorded on Committee Referral List No. 5 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SCR 3 Education and General Government
SJM 1 Environment and Natural Resources
SJM 2 Environment and Natural Resources
SJR 1 Legislative Operations and Reform
SJR 2 Legislative Operations and Reform
SJR 4 Rules
SJR 6 Emergency Preparedness and Ocean Policy
SB 5522 Legislative Operations and Reform; Ways and Means
SB 185 Business, Transportation and Workforce Development
| SB 213 | Education and General Government; Finance and Revenue |
| SB 219 | Business, Transportation and Workforce Development |
| SB 220 | Business, Transportation and Workforce Development |
| SB 225 | Business, Transportation and Workforce Development; Ways and Means |
| SB 231 | Health and Human Services |
| SB 232 | Environment and Natural Resources; Ways and Means |
| SB 233 | Judiciary |
| SB 234 | Environment and Natural Resources |
| SB 235 | Environment and Natural Resources |
| SB 236 | Environment and Natural Resources |
| SB 241 | Emergency Preparedness and Ocean Policy |
| SB 258 | Judiciary |
| SB 260 | Judiciary |
| SB 261 | Education and General Government |
| SB 262 | Education and General Government |
| SB 266 | Judiciary |
| SB 267 | Judiciary |
| SB 269 | Judiciary |
| SB 270 | Judiciary |
| SB 271 | Judiciary |
| SB 272 | Judiciary |
| SB 273 | Judiciary |
| SB 274 | Judiciary |
| SB 275 | Judiciary |
| SB 276 | Judiciary |
| SB 277 | Judiciary |
| SB 278 | Judiciary |
| SB 279 | Judiciary |
| SB 280 | Judiciary |
| SB 281 | Judiciary |
| SB 282 | Judiciary |
| SB 284 | Judiciary |
| SB 285 | Judiciary |
| SB 286 | Judiciary |
| SB 287 | Judiciary |
| SB 288 | Judiciary |
| SB 289 | Judiciary |
| SB 290 | Judiciary |
| SB 291 | Judiciary |
| SB 292 | Judiciary |
| SB 295 | Business, Transportation and Workforce Development |
| SB 296 | Judiciary |
| SB 297 | Judiciary |
| SB 298 | Judiciary |
| SB 301 | Judiciary |
| SB 302 | Judiciary |
| SB 303 | Judiciary |
| SB 304 | Judiciary |
| SB 305 | Judiciary |
| SB 306 | Judiciary |
| SB 307 | Judiciary |
| SB 312 | Education and General Government |
| SB 313 | Commerce |
| SB 316 | Environment and Natural Resources; Finance and Revenue |
| SB 317 | Environment and Natural Resources |
| SB 319 | Education and General Government |
| SB 320 | Judiciary |
| SB 322 | Judiciary |
| SB 323 | Judiciary |
| SB 325 | Judiciary |
| SB 326 | Environment and Natural Resources |
| SB 327 | Judiciary |
| SB 328 | Judiciary |
| SB 329 | Health Care Reform; Ways and Means |
| SB 330 | Emergency Preparedness and Ocean Policy |
| SB 332 | Judiciary |
| SB 333 | Environment and Natural Resources |
| SB 334 | Environment and Natural Resources |
| SB 339 | Emergency Preparedness and Ocean Policy |
| SB 341 | Health Policy and Public Affairs |
| SB 344 | Judiciary |
| SB 345 | Judiciary |
| SB 346 | Judiciary |
| SB 347 | Judiciary |
| SB 349 | Judiciary |
| SB 351 | Judiciary |
| SB 352 | Commerce |
| SB 361 | Commerce |
| SB 362 | Health and Human Services |
| SB 365 | Education and General Government |
| SB 371 | Legislative Operations and Reform |
| SB 374 | Emergency Preparedness and Ocean Policy |
| SB 375 | Environment and Natural Resources |
| SB 382 | Education and General Government |
| SB 384 | Education and General Government |
| SB 388 | Commerce |
| SB 389 | Commerce |
| SB 390 | Commerce |
| SB 392 | Education and General Government |
| SB 399 | Health and Human Services |
| SB 400 | Commerce |
| SB 401 | Commerce |
| SB 402 | Commerce |
| SB 408 | Judiciary |
| SB 409 | Judiciary |
| SB 410 | Judiciary |
| SB 411 | Judiciary; Ways and Means |
| SB 412 | Judiciary |
| SB 413 | Judiciary |
| SB 414 | Judiciary |
| SB 415 | Judiciary |
| SB 416 | Finance and Revenue |
| SB 417 | Education and General Government; Ways and Means |
| SB 420 | Environment and Natural Resources |
The following measures were referred to committee on January 18 and recorded on Committee Referral List No. 6 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SJR 5  Finance and Revenue
SJR 7  Finance and Revenue
SJR 8  Finance and Revenue
SJR 9  Health Policy and Public Affairs
SB 186  Environment and Natural Resources
SB 187  Environment and Natural Resources
SB 201  Education and General Government
SB 239  Environment and Natural Resources
SB 268  Judiciary
SB 308  Judiciary
SB 309  Judiciary
SB 310  Judiciary
SB 311  Judiciary
SB 333  Legislative Operations and Reform
SB 334  Education and General Government
SB 335  Environment and Natural Resources
SB 336  Environment and Natural Resources
SB 337  Health Policy and Public Affairs
SB 340  Health Policy and Public Affairs
SB 342  Commerce
SB 348  Environment and Natural Resources; Ways and Means
SB 350  Business, Transportation and Workforce Development; Ways and Means
SB 358  Commerce
SB 367  Education and General Government
SB 368  Commerce, Finance and Revenue
SB 370  Education and General Government
SB 372  Education and General Government
SB 376  Health Policy and Public Affairs
SB 377  Judiciary
SB 378  Education and General Government
SB 379  Judiciary
SB 380  Judiciary
SB 381  Education and General Government
SB 383  Business, Transportation and Workforce Development
SB 385  Business, Transportation and Workforce Development
SB 387  Health Policy and Public Affairs; Finance and Revenue
SB 391  Judiciary
SB 393  Health and Human Services
SB 394  Education and General Government
SB 396  Education and General Government
SB 403  Commerce

The following measures were referred to committee on January 19 and recorded on Committee Referral List No. 7 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 121  Judiciary
SB 246  Judiciary
SB 248  Commerce
SB 249  Judiciary
SB 250  Judiciary
SB 251  Judiciary
SB 252  Judiciary
SB 253  Commerce
SB 254  Business, Transportation and Workforce Development
SB 255  Business, Transportation and Workforce Development
SB 256  Business, Transportation and Workforce Development
SB 257  Judiciary
SB 259  Judiciary
SB 263  Judiciary
SB 264  Judiciary
SB 265  Judiciary
SB 283  Judiciary
SB 293  Judiciary
SB 294  Business, Transportation and Workforce Development
SB 299  Judiciary
SB 300  Judiciary; Finance and Revenue
SB 314  Commerce
SB 315  Judiciary
SB 321  Judiciary
SB 324  Business, Transportation and Workforce Development; Ways and Means
SB 326  Health and Human Services; Ways and Means
SB 331  Judiciary
SB 353  Health Policy and Public Affairs
SB 354  Judiciary
SB 355  Education and General Government; Ways and Means
SB 356  Health Policy and Public Affairs
SB 357  Health and Human Services
SB 359  Health and Human Services
SB 360  Health Policy and Public Affairs
SB 363  Health Policy and Public Affairs
SB 364  Health Policy and Public Affairs
SB 366  Finance and Revenue
SB 369  Education and General Government; Finance and Revenue; Ways and Means
SB 373  Environment and Natural Resources
SB 386  Business, Transportation and Workforce
President Courtney announced the following committee assignments effective January 19, 2007.

**JOINT SPECIAL COMMITTEE ON LAND USE FAIRNESS**
Floyd Prozanski, Co-Chair
Larry George, Vice-Chair
Roger Beyer
Betsy Johnson
Kurt Schrader

Senate adjourned until 11:30 a.m. Monday, by unanimous consent at the request of the Chair.

**Monday, January 29, 2007 -- Morning Session**

Senate convened at 11:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Beyer, Brown, Burdick, Deckert, Devlin, Ferrioli, George, G., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Starr, Verger, Walker, Westlund, Winters. Colors were posted by members from the Washington County Sheriff's Office Color Guard and the Senate pledged allegiance to the flag. Invocation by Chaplain Todd Pynch, Marion County Sheriff's Office, Salem.

HCR 2 -- Message from the House announcing adoption.

Committee Report Summary No. 3 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

- SB 42 -- Report by Committee on Health and Human Services recommending passage.
- SB 58 -- Report by Committee on Commerce recommending passage. Referred to Committee on Ways and Means by prior reference.
- SB 60 -- Report by Committee on Health and Human Services recommending passage.
- SB 61 -- Report by Committee on Health and Human Services recommending passage.
- SB 62 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.
- SB 82 -- Report by Committee on Health and Human Services recommending passage.
- SB 89 -- Report by Committee on Environment and Natural Resources recommending passage.
- SB 95 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.
- SB 99 -- Report by Committee on Environment and Natural Resources recommending passage.
- SB 166 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.
- SB 168 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.
- SB 203 -- Report by Committee on Commerce recommending passage.
- SB 204 -- Report by Committee on Commerce recommending passage.
- SB 221 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.
- SB 224 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.
- SB 240 -- Report by Committee on Environment and Natural Resources recommending passage.
- SB 268 -- Report by Committee on Judiciary recommending passage.
- SB 269 -- Report by Committee on Judiciary recommending passage.
- SB 270 -- Report by Committee on Judiciary recommending passage.
- SB 42, 60, 61, 62, 82, 89, 95, 99, 166, 168, 203, 204, 221, 224, 240, 268, 269, 270 -- Read second time and passed to third reading calendar on March 5. (SR 8.81)

HCR 2 -- Read first time and referred to President's desk.

The following measures were referred to committee on January 22 and recorded on Committee Referral List No. 8 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

- SB 5516 Finance and Revenue; Ways and Means
- SB 398 Commerce; Finance and Revenue; Ways and Means
- SB 419 Judiciary
- SB 444 Rules

Senate adjourned until 10:30 a.m. Monday by unanimous consent at the request of the Chair.

**Monday, February 5, 2007 -- Morning Session**

Senate convened at 10:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Starr, Verger, Walker, Westlund,
Whitsett; absent, • Bates; excused • Schrader, Winters. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Reverend Dr. Robert Elder, First Presbyterian Church, Salem.

Committee Report Summary No. 4 listing the following reports was distributed to members Friday. Summary list recorded in Journal and Status Report by order of the President.

SCR 3 -- Report by Committee on Education and General Government recommending adoption with amendments.

SB 67 -- Report by Committee on Education and General Government recommending passage and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 426 -- Report by Committee on Education and General Government recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

Committee Report Summary No. 5 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SJM 3    Education and General Government

SB 343  Education and General Government

SB 423  Commerce

SB 424  Business, Transportation and Workforce Development; Ways and Means

SB 425  Business, Transportation and Workforce Development

SB 426  Education and General Government; Ways and Means

SB 427  Commerce

SB 428  Judiciary

SB 429  Health Policy and Public Affairs; Ways and Means

SB 430  Rules

SB 431  Commerce

SB 432  Emergency Preparedness and Ocean Policy

Brown moved that in compliance with Article IV, Section 19 of the Oregon Constitution and notwithstanding any provision of the Permanent Rules of the Senate for the Seventy-Fourth Legislative Assembly, the requirement that on its final passage each bill shall be read section by section be suspended for the duration of the regular session of the Seventy-Fourth Legislative Assembly and the requirement that every bill shall be read by title only on three several days in each House be suspended.

On suspension of the constitutional provisions, the vote was: Ayes, 27; absent, 1 • Bates; excused, 2 • Schrader, Winters. Constitutional provisions suspended.

SCR 3 -- Taken from the March 5 third reading calendar and placed on February 12 calendar by unanimous consent on motion of Morse.

SB 32, 42, 60, 61, 62, 82, 89, 95, 99, 166, 168, 182, 203, 204, 221, 224, 240, 268, 269, 270 -- Taken en bloc from the March 5 calendar and placed on February 7 calendar by unanimous consent on motion of Brown.


SCR 3; SJM 1; SJR 9; SB 40, 72, 91, 171, 172, 173, 175, 176, 189, 194, 200, 220, 223, 230, 237, 260, 304, 305, 307 -- Read second time and passed to third reading calendar on March 5. (SR 8.81)

The following measures were referred to committee on January 29 and recorded on Committee Referral List No. 9 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.
SB 433 Health Policy and Public Affairs
SB 434 Education and General Government; Ways and Means
SB 435 Judiciary
SB 436 Commerce
SB 437 Environment and Natural Resources
SB 438 Judiciary
SB 439 Health Policy and Public Affairs
SB 440 Business, Transportation and Workforce Development
SB 441 Education and General Government
SB 442 Commerce
SB 443 Business, Transportation and Workforce Development; Ways and Means
SB 445 Judiciary
SB 446 Health Policy and Public Affairs
SB 447 Commerce
SB 448 Education and General Government
SB 449 Business, Transportation and Workforce Development
SB 450 Environment and Natural Resources; Ways and Means
SB 451 Business, Transportation and Workforce Development
SB 452 Health and Human Services
SB 453 Environment and Natural Resources
SB 454 Finance and Revenue
SB 455 Judiciary
SB 456 Legislative Operations and Reform; Ways and Means
SB 457 Judiciary; Ways and Means
SB 458 Commerce
SB 459 Emergency Preparedness and Ocean Policy; Finance and Revenue

Wednesday, February 7, 2007 -- Morning Session

Senate convened at 11:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morriseotte, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett; excused • Winters. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Senator Gary George, Newberg.

Committee Report Summary No. 6 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 147 -- Report by Committee on Health Policy and Public Affairs recommending passage.
SB 155 -- Report by Committee on Health Policy and Public Affairs recommending passage.
SB 196 -- Report by Committee on Commerce recommending passage.
SB 258 -- Report by Committee on Judiciary recommending passage.
SB 330 -- Report by Committee on Judiciary recommending passage.
SCR 4; SJR 15, 17; SB 517, 518, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 604 -- Introduced, read first time and referred to President’s desk. (Carter in Chair)

SB 147, 155, 196, 258, 330 -- Read second time and passed to third reading calendar on March 5. (SR 8.81)

SB 32 -- Read third time. Carried by Courtney, Monnes Anderson. On passage of bill the vote was: Ayes, 29, excused, 1 – Winters. Bill passed.
SB 42 -- Read third time. Carried by Morriseotte. On passage of bill the vote was: Ayes, 28; excused, 2 – Walker, Winters. Bill passed. (President Courtney in Chair)

SB 60 -- Read third time. Carried by George, G. On passage of bill the vote was; Ayes, 27; nays, 1 – Schrader; excused, 2 – Walker, Winters. Bill passed.

SB 61, 62, 82, 89, 95, 99, 166, 168, 182, 203, 204, 221, 224, 240, 268, 269, 270 -- Carried over to February 12 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on February 5 and recorded on Committee Referral List No. 11 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SJR 11 Rules
SB 453 Environment and Natural Resources
SB 455 Judiciary
SB 456 Legislative Operations and Reform; Ways and Means
SB 457 Judiciary; Ways and Means
SB 459 Emergency Preparedness and Ocean Policy; Finance and Revenue

Senate adjourned until 11:30 a.m. Wednesday by unanimous consent at the request of the Chair.
Senate adjourned until 11:00 a.m. Monday by unanimous consent at the request of the Chair.

Monday, February 12, 2007 -- Morning Session

Senate convened at 11:00 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Prozanski, Verger, Walker, Westlund, Whitsett, Winters; excused George, G., Nelson, Schrader, Starr. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Rev. Gordon Birdman, Kingwood Bible Church, Salem.

The following messages from the Governor were read and referred to the President's desk:

February 8, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 674.305 provides that the Governor shall appoint the members of the Appraiser Certification and Licensure Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Richard Herman of Portland to the Appraiser Certification and Licensure Board for an unexpired four-year term, as provided by statute, beginning March 1, 2007 and ending on June 30, 2007 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 8, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 759.410 provides that the Governor shall appoint the members of the Board of Boiler Rules, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Anthony Barsotti of Portland to the Board of Boiler Rules for an unexpired four-year term, as provided by statute, beginning March 1, 2007 and ending September 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 8, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 359.410 provides that the Governor shall appoint the members of the Trust for Cultural Development Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Nicholas Fish of Portland to the Trust for Cultural Development Board for an unexpired four-year term, as provided by statute, beginning March 1, 2007 and ending on October 31, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 8, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 455.138 & 144 provides that the Governor shall appoint the members of the Electrical and Elevator Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Dennis Perkins of Salem to the Electrical and Elevator Board for an unexpired four-year term, as provided by statute, beginning March 1, 2007 and ending June 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 8, 2007
TO THE HONORABLE PRESIDENT OF THE SENATE OF THE 74th LEGISLATIVE ASSEMBLY

ORS 351.020 provides that the Governor shall appoint the members of the State Board of Higher Education, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint James Francesconi of Portland to the State Board of Higher Education for an unexpired four-year term, as provided by statute, beginning March 1, 2007 and ending on June 30, 2008 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 8, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE OF THE 74th LEGISLATIVE ASSEMBLY

ORS 197.810 provides that the Governor shall appoint the members of the Land Use Board of Appeals, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Tod Bassham of Salem to the Land Use Board of Appeals for a four-year term, as provided by statute, beginning March 1, 2007 and ending on February 28, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 8, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE OF THE 74th LEGISLATIVE ASSEMBLY

ORS 678.800 provides that the Governor shall appoint the members of the Board of Examiners of Nursing Home Administrators, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Arlene Gardner of Wilsonville to the Board of Examiners of Nursing Home Administrators for a partial three-year term, as provided by statute, beginning March 1, 2007 and ending on June 30, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 8, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE OF THE 74th LEGISLATIVE ASSEMBLY

ORS 778.215 provides that the Governor shall appoint the members of the Board of Commissioners of the Port of Portland, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Bruce Holte of Canby to the Board of Commissioners of the Port of Portland for an unexpired four-year term, as provided by statute, beginning March 1, 2007 and ending on July 31, 2007 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 8, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE OF THE 74th LEGISLATIVE ASSEMBLY

ORS 778.215 provides that the Governor shall appoint the members of the Board of Commissioners of the Port of Portland, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Bruce Holte of Canby to the Board of Commissioners of the Port of Portland for a four-year term, as provided by statute, beginning August 1, 2007 and ending on July 31, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 8, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE OF THE 74th LEGISLATIVE ASSEMBLY

ORS 778.215 provides that the Governor shall appoint the members of the Board of Commissioners of the Port of Portland, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Mary Olson of Oregon City to the Board of Commissioners of the Port of Portland for a four-year term, as provided by statute, beginning March 20, 2007 and ending on March 19, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 8, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE OF THE 74th LEGISLATIVE ASSEMBLY

ORS 656.751 provides that the Governor shall appoint the members of the Board of Directors of State Accident Insurance Fund Corporation, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint John Anhorn of Medford to the Board of Directors of State Accident Insurance Fund for a four-year term, as provided by statute, beginning July 1, 2006 and ending on June 30, 2010 effective upon Senate confirmation.
This appointment is submitted for your consideration.

Sincerely,  
Ted Kulongoski  
Governor  
February 8, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 656.751 provides that the Governor shall appoint the members of the Board of Directors of State Accident Insurance Fund, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint John Endicott of Tualatin to the Board of Directors of State Accident Insurance Fund for a four-year term, as provided by statute, beginning February 1, 2006 and ending on January 31, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
Ted Kulongoski  
Governor  
February 8, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 181.200 provides that the Governor shall appoint the Superintendent of State Police, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Timothy McLain as the Superintendent of State Police for a term, as provided by statute, beginning March 1, 2007 and ending on February 28, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
Ted Kulongoski  
Governor  
February 8, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 348.510 provides that the Governor shall appoint the members of the Oregon Student Assistance Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Brian Lemos of Powell Butte to the Oregon Student Assistance Commission for an unexpired four-year term, as provided by statute, beginning March 1, 2007 and ending on June 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
Ted Kulongoski  
Governor  
February 8, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 673.725 provides that the Governor shall appoint the members of the State Board of Tax Practitioners, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Marilyn Johnston of Central Point to the State Board of Tax Practitioners for a three-year term, as provided by statute, beginning February 1, 2007 and ending on January 31, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
Ted Kulongoski  
Governor  
February 8, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 342.350 provides that the Governor shall appoint the members of the Teacher Standards and Practices Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Bill Beck of Salem to the Teacher Standards and Practices Commission for an unexpired three-year term, as provided by statute, beginning March 1, 2007 and ending on December 31, 2007 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
Ted Kulongoski  
Governor  
February 8, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 660.321 provides that the Governor shall appoint the members of the Oregon Workforce Investment Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Brian Lemos of Powell Butte to the Oregon Student Assistance Commission for an unexpired four-year term, as provided by statute, beginning March 1, 2007 and ending on June 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
Ted Kulongoski  
Governor  
February 8, 2007
I appoint Jill Eiland of Portland to the Oregon Workforce Investment Board for a three-year term, as provided by statute, beginning March 1, 2007 and ending on February 28, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 8, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE OF THE 74th LEGISLATIVE ASSEMBLY

ORS 660.321 provides that the Governor shall appoint the members of the Oregon Workforce Investment Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Mark Lewis of Forest Grove to the Oregon Workforce Investment Board for a three-year term, as provided by statute, beginning March 1, 2007 and ending on February 28, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

SB 82 -- Taken from today’s third reading calendar and placed on February 14 calendar by unanimous consent on motion of Morrisette.


SB 99 -- Read third time. Carried by Bates. On passage of bill the vote was: Ayes, 26; excused, 4 – George, G., Nelson, Schrader, Starr. Bill passed.

SB 166 -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 25; nays, 1 – Whitsett; excused, 4 – George, G., Nelson, Schrader, Starr. Bill passed.

SB 168 -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 26; excused, 4 – George, G., Nelson, Schrader, Starr. Bill passed.
SB 203, 204, 221, 224, 240, 268, 269, 270 -- Carried over to February 14 calendar by unanimous consent at the request of the Chair.

HB 2027, 2068, 2076, 2091, 2111, 2121, 2130, 2139, 2157, 2159, 2162, 2184, 2191, 2192, 2208, 2252, 2266, 2267, 2274, 2279, 2292, 2355, 2356, 2358, 2364, 2365 -- Read first time and referred to President's desk.

The following measures were referred to committee on February 7 and recorded on Committee Referral List No. 12 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SJR 15 Business, Transportation and Workforce Development
SB 521 Judiciary

The following measures were referred to committee today and recorded on Committee Referral List No. 13 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SJR 13 Finance and Revenue
SJR 14 Finance and Revenue
SB 476 Education and General Government
SB 477 Education and General Government; Ways and Means
SB 478 Commerce
SB 479 Education and General Government
SB 480 Judiciary
SB 481 Environment and Natural Resources; Ways and Means
SB 482 Business, Transportation and Workforce Development
SB 484 Commerce
SB 485 Commerce
SB 486 Health Policy and Public Affairs
SB 487 Judiciary
SB 488 Judiciary
SB 489 Emergency Preparedness and Ocean Policy
SB 490 Environment and Natural Resources
SB 491 Health and Human Services
SB 499 Judiciary
SB 501 Judiciary
SB 502 Business, Transportation and Workforce Development
SB 503 Commerce
SB 504 Commerce
SB 506 Commerce
SB 507 Environment and Natural Resources
SB 508 Environment and Natural Resources
SB 510 Judiciary
SB 511 Finance and Revenue
SB 512 Finance and Revenue; Ways and Means
SB 513 Environment and Natural Resources
SB 514 Environment and Natural Resources; Finance and Revenue
SB 515 Judiciary
SB 516 Education and General Government
SB 517 Education and General Government
SB 519 Health Policy and Public Affairs
SB 520 Judiciary
SB 522 Education and General Government
SB 524 Education and General Government
SB 525 Judiciary
SB 526 Judiciary
SB 527 Judiciary
SB 528 Judiciary
SB 529 Judiciary
SB 530 Judiciary
SB 531 Health Policy and Public Affairs
SB 604 Health Policy and Public Affairs; Ways and Means

President Courtney announced the following committee assignments effective February 6, 2007.

JOINT WAYS AND MEANS
Subcommittee on General Government

Betsy Johnson, Vice-Chair

Senate adjourned until 11:30 a.m. Wednesday by unanimous consent at the request of the Chair.

Wednesday, February 14, 2007 -- Morning Session

Senate convened at 11:30 a.m. President Pro Tempore, Carter in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, President Courtney, Deckert, Devlin, Ferrioli, George, George, Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Starr, Verger, Westlund, Whitsett, Winters; excused • Schrader, Walker. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor W. G. Hardy Jr., from Highland United Church of Christ, Portland.

HB 2086, 2088, 2141, 2142, 2158, 2160, 2161, 2165, 2202, 2203, 2204, 2205, 2220, 2287, 2289, 2343 - - Message from the House announcing passage.

Committee Report Summary No. 9 listing the following reports was distributed to members February 13. Summary list recorded in Journal and Status Report by order of the President.

SJM 3 -- Report by Committee on Education and General Government recommending adoption with amendments.

SB 47 -- Report by Committee on Education and General Government recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 70 -- Report by Committee on Education and General Government recommending passage with amendments.

SB 214 -- Report by Committee on Education and General Government recommending passage with amendments.
SB 384 -- Report by Committee on Education and General Government recommending passage with amendments.

SB 392 -- Report by Committee on Education and General Government recommending passage with amendments.

SJR 9 -- Taken from today's third reading calendar and placed on March 5 calendar by unanimous consent on motion of Brown.

SB 570, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594 -- Introduced, read first time and referred to President's desk.

SJM 3; SB 70, 214, 384, 392 -- Read second time and passed to third reading calendar on March 5. (SR 8.81)

SB 82 -- Read third time. Carried by George, G. On passage of bill the vote was: Ayes, 27; nays, 1 – George, L.; excused, 2 – Schrader, Walker. Bill passed.

SB 203 -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 27; nays, 1 – Kruse; excused, 2 – Schrader, Walker. Bill passed.

SB 204 -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 27; excused, 3 – Beyer, Schrader, Walker. Bill passed. (President Courtney in Chair)

SB 221 -- Read third time. Carried by Monnes Anderson. Potential conflict of interest declared by George, G. On passage of bill the vote was: Ayes, 22; nays, 5 – Atkinson, George, G., Kruse, Nelson, Whitsett; excused, 3 – Beyer, Schrader, Walker. Bill passed.

SJM 1; SB 40, 72, 91, 147, 155, 171, 172, 173, 175, 176, 189, 194, 196, 200, 220, 223, 224, 230, 237, 240, 258, 260, 268, 269, 270, 304, 307, 330 -- Carried over to February 19 calendar by unanimous consent at the request of the Chair.

HB 2086, 2088, 2141, 2142, 2158, 2160, 2161, 2165, 2202, 2203, 2204, 2205, 2220, 2287, 2289, 2343 - - Read first time and referred to President's desk.

The following measures were referred to committee on February 12 and recorded on Committee Referral List No. 14 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

Appraiser Certification and Licensure Board (ORS 674.305)
Richard Herman (a) and (r) Rules

Board of Boiler Rules (ORS 480.535)
Anthony Barsotti Rules

Electrical and Elevator Board (ORS 455.14)
Dennis Perkins Rules

State Board of Higher Education (ORS 351.020)
James Francesconi Rules

Land Use Board of Appeals (ORS 197.810)
Tod Bassham (r) Rules

Board of Examiners of Nursing Home Administrators (ORS 678.800)
Arlene Gardner Rules

Board of Commissioners of the Port of Portland (ORS 778.215)
Bruce Holte (a) and (r) Rules
Mary Olson (r) Rules

Board of Directors of State Accident Insurance Fund Corporation (ORS 656.751)
John Anhorn (r) Rules
John Endicott (r) Rules

Oregon Student Assistance Commission (ORS 348.510)
Bart Howard Rules
Brian Lemos Rules

Superintendent of State Police (ORS 181.200)
Timothy McLain Rules

State Board of Tax Practitioners (ORS 673.725)
Marilyn Johnston (r) Rules

Teacher Standards and Practices Commission (ORS 342.350)
Bill Beck Rules

Trust for Cultural Development Board (ORS 359.410)
Nicholas Fish Rules

State Workforce Investment Board (ORS 660.321)
Jill Eiland Rules
Mark Lewis Rules

The following measures were referred to committee on February 12 and recorded on Committee Referral List No. 15 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SJM 4  Judiciary
SJR 12  Judiciary
SJR 16  Education and General Government; Ways and Means
SB 483  Environment and Natural Resources; Ways and Means
SB 492  Business, Transportation and Workforce Development
SB 493  Judiciary
Senate adjourned until 10:45 a.m. Monday by unanimous consent at the request of the Chair.

Monday, February 19, 2007 -- Morning Session

Senate convened at 10:45 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused -- Schrader. Colors were posted and the Senate pledged allegiance to the flag.

Invocation by Henry Sakamoto, Portland.

HJM 2; HJR 7, 11 -- Message from the House announcing adoption.

HB 2128, 2147, 2148, 2164, 2207, 2230, 2231, 2249, 2265, 2268, 2272, 2290, 2309, 2316, 2319, 2321, 2449 -- Message from the House announcing passage.

Committee Report Summary No. 10 listing the following report was distributed to members February 16. Summary list recorded in Journal and Status Report by order of the President.

SB 5519 -- Report by Committee on Ways and Means recommending passage with amendments.

Committee Report Summary No. 11 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 37 -- Report by Committee on Health and Human Services recommending passage and referral to Committee on Finance and Revenue then Ways and Means by prior reference.

SB 65 -- Report by Committee on Judiciary recommending passage.

SB 79 -- Report by Committee on Judiciary recommending passage.

SB 81 -- Report by Committee on Judiciary recommending passage.

SB 439 -- Report by Committee on Health Policy and Public Affairs recommending passage.

SCR 5, 6, 7; SJM 5; SJR 21, 22, 23; SB 595, 596, 597, 598, 599, 607, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 633, 635, 636, 637, 639, 651 -- Introduced, read first time and referred to President's desk.

SB 5519; 65, 79, 81, 439 -- Read second time and passed to third reading calendar on March 5. (SR 8.81)

SB 224 -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 29; excused, 1 • Schrader. Bill passed.

SB 240 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 29; excused, 1 • Schrader. Bill passed.

SB 268 -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 29; excused, 1 • Schrader. Bill passed.

SB 269 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 29; excused, 1 • Schrader. Bill passed.

SB 270 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 29; excused, 1 • Schrader. Bill passed.

SB 270 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 29; excused, 1 • Schrader. Bill passed.

SB 40 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 29; excused, 1 • Schrader. Bill passed.

SB 72 -- Read third time. Carried by Westlund. On passage of bill the vote was: Ayes, 29; excused, 1 • Schrader. Bill passed.

SB 91 -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 29; excused, 1 • Schrader. Bill passed.

SB 147 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 27; nays, 2 • Beyer, Whitsett; excused, 1 – Schrader. Bill passed.


HJM 2; HJR 7, 11; HB 2128, 2147, 2148, 2164, 2207, 2230, 2231, 2249, 2265, 2268, 2272, 2290, 2309, 2316, 2319, 2321, 2449 -- Read first time and referred to President's desk.

The following measures were referred to committee on February 14 and recorded on Committee Referral List No. 16 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SCR 4 Health Policy and Public Affairs
SJR 17 Legislative Operations and Reform
SJR 18 Judiciary
SJR 19 Business, Transportation and Workforce Development
SB 518 Finance and Revenue
SB 523 Commerce
SB 532 Education and General Government
SB 533 Education and General Government
SB 536 Judiciary
SB 539 Business, Transportation and Workforce Development
SB 540 Judiciary
SB 541 Environment and Natural Resources; Ways and
The following measures were referred to committee on February 15 and recorded on Committee Referral List No. 17 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 579  Business, Transportation and Workforce Development
SB 580  Business, Transportation and Workforce Development
SB 581  Business, Transportation and Workforce Development; Ways and Means
SB 582  Finance and Revenue

The following measures were referred to committee on February 16 and recorded on Committee Referral List No. 18 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 9  Education and General Government
SB 534  Education and General Government
SB 535  Environment and Natural Resources; Finance and Revenue
SB 550  Finance and Revenue
SB 557  Business, Transportation and Workforce Development
SB 567  Business, Transportation and Workforce Development
SB 570  Emergency Preparedness and Ocean Policy
SB 576  Environment and Natural Resources
SB 583  Commerce
SB 584  Health Policy and Public Affairs; Finance and Revenue
SB 585  Finance and Revenue
SB 586  Health Policy and Public Affairs
SB 587  Health Policy and Public Affairs
SB 589  Education and General Government; Ways and Means
SB 590  Judiciary
SB 591  Health Policy and Public Affairs
SB 592  Business, Transportation and Workforce Development
SB 593  Business, Transportation and Workforce Development; Finance and Revenue
SB 594  Business, Transportation and Workforce Development; Ways and Means
HB 2086  Education and General Government
HB 2088  Education and General Government
HB 2121  Judiciary
HB 2141  Judiciary
HB 2142  Judiciary
HB 2158  Health Policy and Public Affairs
HB 2160  Health Policy and Public Affairs
HB 2161  Health Policy and Public Affairs
HB 2165  Business, Transportation and Workforce Development
HB 2184  Health and Human Services
Wednesday, February 21, 2007 -- Morning Session

Senate convened at 11:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, George, G., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Proznanski, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused • Schrader. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Josh Marhall, the Children's Pastor from Court Street Christian, Salem.

HJR 4 -- Message from the House announcing adoption.

HB 2022, 2047, 2097, 2098, 2116, 2122, 2227, 2234, 2238, 2245, 2251, 2252, 2285, 2312, 2313, 2315, 2360, 2367, 2368, 2405, 2444, 2445 -- Message from the House announcing passage.

Committee Report Summary No. 12 listing the following report was distributed to members February 19. Summary list recorded in Journal and Status Report by order of the President.

SB 549 -- Report by Committee on Finance and Revenue recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

Committee Report Summary No. 13 listing the following reports was distributed to members February 20. Summary list recorded in Journal and Status Report by order of the President.

SB 184 -- Report by Committee on Health and Human Services recommending passage. Referred to Committee on Ways and Means by prior reference.

SB 241 -- Report by Committee on Emergency Preparedness and Ocean Policy recommending passage with amendments.

SB 362 -- Report by Committee on Health and Human Services recommending passage with amendments.

SB 451 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

Report by Committee on Rules recommending that the Governor's appointment of Anthony Barsotti to the Board of Boiler Rules be confirmed.

Report by Committee on Rules recommending that the Governor's appointment of Dennis Perkins to the Electrical and Elevator Board be confirmed.

Report by Committee on Rules recommending that the Governor's appointment of James Francesconi to the State Board of Higher Education be confirmed.

Report by Committee on Rules recommending that the Governor's reappointment of Tod Bassham to the Land Use Board of Appeals be confirmed.

Report by Committee on Rules recommending that the Governor's appointment of Arlene Gardner to the Board of Examiners of Nursing Home Administrators be confirmed.

Report by Committee on Rules recommending that the Governor's appointments of Bruce Holte (a) and (r) and Mary Olson (r) (appearance waived) to the Board of Commissioners of the Port of Portland be confirmed en bloc.

Report by Committee on Rules recommending that the Governor's reappointments of John Anhorn (appearance waived) and John Endicott (appearance waived) to the Board of Directors of State Accident Insurance Fund Corporation be confirmed en bloc.

Report by Committee on Rules recommending that the Governor's appointments of Bart Howard and Brian Lemos to the Oregon Student Assistance Commission be confirmed en bloc.

Report by Committee on Rules recommending that the Governor's appointment of Timothy McLain as the Superintendent State Police be confirmed.

Report by Committee on Rules recommending that the Governor's reappointment of Marilyn Johnston (appearance waived) to the State Board of Tax Practitioners be confirmed.

Report by Committee on Rules recommending that the Governor's appointment of Bill Beck to the Teacher Standards and Practices Commission be confirmed.

Report by Committee on Rules recommending that the Governor's appointment of Nicholas Fish to the Trust for Cultural Development Board be confirmed.

Report by Committee on Rules recommending that the Governor's appointments of Jill Eiland and Mark Lewis to the State Workforce Investment Board be confirmed en bloc.

Committee Report Summary No. 14 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SJR 20 -- Report by Committee on Health Policy and Public Affairs recommending adoption.

SB 46 -- Report by Committee on Education and General Government recommending passage.
Referred to Committee on Ways and Means by prior reference.

SB 202 -- Report by Committee on Commerce recommending passage.

SB 205 -- Report by Committee on Health and Human Services recommending passage.

SB 207 -- Report by Committee on Health and Human Services recommending passage.

SB 433 -- Report by Committee on Health Policy and Public Affairs recommending passage.

HCR 2 -- Report by Committee on Health Policy and Public Affairs recommending adoption.

Monnes Anderson moved that the rules be suspended and the following appointments be confirmed en bloc. Motion carried by unanimous consent. On confirmation the vote was: Ayes, 29; excused, 1 – Schrader. Confirmed en bloc.

Appraiser Certification and Licensure Board

Richard Herman (a) and (r)

Board of Boiler Rules

Anthony Barsotti

Electrical and Elevator Board

Dennis Perkins

Board of Examiners of Nursing Home Administrators

Arlene Gardner

Board of Commissioners of the Port of Portland

Bruce Holte (a) and (r)

Mary Olson (r)

Board of Directors of State Accident Insurance Fund Corporation

John Anhorn (r)

John Endicott (r)

Oregon Student Assistance Commission

Bart Howard

Brian Lemos

State Board of Tax Practitioners

Marilyn Johnston (r)

Teacher Standards and Practices Commission

Bill Beck

Trust for Cultural Development Board

Nicholas Fish

State Workforce Investment Board

Jill Eiland

Mark Lewis

Brown moved that the Senate confirm the Governor's appointment of James Francesconi to the State Board of Higher Education. On confirmation the vote was: Ayes, 28; nays, 1 – Walker; excused, 1 – Schrader. Confirmed.

Nelson moved that the Senate confirm the Governor's appointment of Tod Bassham to the Land Use Board of Appeals. On confirmation the vote was: Ayes, 29; excused, 1 – Schrader. Confirmed.

Johnson moved that the Senate confirm the Governor's appointment of Timothy McLain as the Superintendent of State Police. On confirmation the vote was: Ayes, 29; excused 1 – Schrader. Confirmed.


SJR 20; SB 202, 205, 207, 241, 362, 433, 451 -- Read second time and passed to third reading calendar on March 5. (SR 8.81)

SB 155 -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 29; excused, 1 – Schrader. Bill passed.

SB 171 -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 28; nays, 1 – George, L.; excused, 1 – Schrader. Bill passed.

SB 172 -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 29; excused, 1 – Schrader. Bill passed.

SB 173 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 21; nays, 8 – Atkinson, Beyer, George, L., Kruse, Morse, Nelson, Whitsett, Winters; excused, 1 – Schrader. Bill passed.

SB 175, 176, 189, 194, 196, 200, 220, 223, 230, 237, 258, 260, 304, 305, 307, 330 -- Carried over to February 26 calendar by unanimous consent at the request of the Chair.

HJR 4; HB 2022, 2047, 2097, 2098, 2116, 2122, 2227, 2234, 2238, 2248, 2281, 2282, 2285, 2312, 2313, 2315, 2360, 2367, 2368, 2405, 2444, 2445 -- Read first time and referred to President's desk.

HCR 2 -- Read second time and passed to third reading calendar on March 5. (SR 8.81)

The following measures were referred to committee on February 19 and recorded on Committee Referral List No. 19 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 537 Judiciary

SB 538 Judiciary
SB 542  Business, Transportation and Workforce
Development
SB 544  Judiciary
SB 546  Judiciary
SB 547  Judiciary
SB 548  Judiciary
SB 552  Judiciary
SB 561  Commerce
SB 562  Health Policy and Public Affairs; Ways and Means
SB 563  Commerce
SB 588  Land Use Fairness; Ways and Means
HB 2027  Health and Human Services
HB 2130  Judiciary
HB 2208  Education and General Government; Ways and Means
HB 2252  Judiciary; Ways and Means

Senate adjourned until 10:30 a.m. Monday by unanimous consent at the request of the Chair.

Monday, February 26, 2007 -- Morning Session

Senate convened at 10:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Ayakian, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused – Bates, Johnson, Schrader. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Reverend Rob Bjornstead, Peace Lutheran Church, Salem.

The following messages from the Governor were read and referred to the President’s desk:

February 23, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 516.080 provides that the Governor shall appoint the members of the Governing Board of State Department of Geology and Mineral Industries, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint R. Charles Vars of Corvallis to the Governing Board of State Department of Geology and Mineral Industries for an unexpired four-year term beginning March 21, 2007 and ending December 31, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 23, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 677.235 provides that the Governor shall appoint the members of the Board of Medical Examiners, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Nathalie Johnson of Portland to the Board of Medical Examiners for a three-year term beginning March 1, 2007 and ending February 28, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 23, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 677.235 provides that the Governor shall appoint the members of the Board of Medical Examiners, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Gary LeClair of Eugene to the Board of Medical Examiners for a three-year term beginning March 1, 2007 and ending February 28, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 23, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 677.235 provides that the Governor shall appoint the members of the Board of Medical Examiners, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Lewis Neace of Hillsboro to the Board of Medical Examiners for a partial three-year term beginning April 1,
ORS 677.235 provides that the Governor shall appoint the members of the Board of Medical Examiners, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint David Watt of Portland to the Board of Medical Examiners for a three-year term beginning March 1, 2007 and ending February 28, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 23, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 678.140 provides that the Governor shall appoint the members of the Oregon State Board of Nursing, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Claudia Coon of Portland to the Oregon State Board of Nursing for a partial three-year term beginning March 21, 2007 and ending December 31, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 23, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 678.140 provides that the Governor shall appoint the members of the Oregon State Board of Nursing, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint James McDonald of Portland to the Oregon State Board of Nursing for a three-year term beginning January 1, 2007 and ending December 31, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 23, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 678.140 provides that the Governor shall appoint the members of the Oregon State Board of Nursing, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Julia Willis of Corvallis to the Oregon State Board of Nursing for a partial three-year term beginning March 21, 2007 and ending December 31, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 23, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 181.620 provides that the Governor shall appoint the members of the Board on Public Safety Standards and Training, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Michael Healy of Lebanon to the Board on Public Safety Standards and Practices for an unexpired three-year term beginning March 21, 2007 and ending June 30, 2008 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 23, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 673.725 provides that the Governor shall appoint the members of the State Board of Tax Practitioners, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Toni Ellsworth of Hillsboro to the State Board of Tax Practitioners for an unexpired three-year term beginning April 1, 2007 and ending June 30, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

February 23, 2007

HJM 5; HJR 12 -- Message from the House announcing adoption.

HB 2163, 2447 -- Message from the House announcing passage.
Committee Report Summary No. 15 listing the following reports was distributed to members February 23. Summary list recorded in Journal and Status Report by order of the President.

SB 122 -- Report by Committee on Commerce recommending passage with amendments.

SB 139 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SB 197 -- Report by Committee on Commerce recommending passage with amendments.

Committee Report Summary No. 16 listing the following reports was distributed to members February 23. Summary list recorded in Journal and Status Report by order of the President.

SB 255 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SB 549 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill.

Committee Report Summary No. 17 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SCR 4 -- Report by Committee on Health Policy and Public Affairs recommending adoption.

SJR 15 -- Report by Committee on Business, Transportation and Workforce Development recommending adoption.

SB 5528 -- Report by Committee on Ways and Means recommending passage.

SB 5531 -- Report by Committee on Ways and Means recommending passage.

SB 84 -- Report by Committee on Judiciary recommending passage.

SB 120 -- Report by Committee on Commerce recommending passage.

SB 199 -- Report by Committee on Education and General Government recommending passage.

SB 325 -- Report by Committee on Judiciary recommending passage.

SB 371 -- Report by Committee on Legislative Operations and Reform recommending passage.

SB 400 -- Report by Committee on Commerce recommending passage.

SB 447 -- Report by Committee on Commerce recommending passage.

SB 465 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

SB 516 -- Report by Committee on Education and General Government recommending passage.

SB 605 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

HB 2139 -- Report by Committee on Judiciary recommending passage.

SCR 4; SJM 3; SJR 15, 20; SB 5519, 5528, 5531; 65, 70, 79 -- Taken from the March 5 third reading calendar and placed on February 28 calendar by unanimous consent on motion of Brown.

SJR 24; SB 658, 659, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691 -- Introduced, read first time and referred to President’s desk.

SCR 4; SJR 15; SB 5528, 5531; 84, 120, 122, 139, 197, 199, 255, 325, 371, 400, 447, 465, 465, 516, 549, 605 -- Read second time and passed to third reading calendar on March 5. (SR 8.81)


SB 189 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 26; nays, 1 – Ferrioli; excused, 3 – Bates, Johnson, Schrader. Bill passed.

SB 194 -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 27; excused, 3 – Bates, Johnson, Schrader. Bill passed.

SB 196 -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 27; excused, 3 – Bates, Johnson, Schrader. Bill passed.


SB 222 -- Read third time. Carried by Deckert. Conflict of interest declared by Starr. On passage of bill the vote was: Ayes, 27; excused, 3 – Bates, Johnson, Schrader. Bill passed.

SB 230 -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 28; excused, 2 – Johnson, Schrader. Bill passed.

SB 258 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 28; excused, 2 – Johnson, Schrader. Bill passed.

Senate at ease. Senate reassembled.

SB 260 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 26; absent, 2 – George, L., Winters; excused, 2 – Johnson, Schrader. Bill passed.

SB 304 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 28; excused, 2 – Johnson, Schrader. Bill passed.

SB 305 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 28; excused, 2 – Johnson, Schrader. Bill passed.

SB 307 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 28; excused, 2 – Johnson, Schrader. Bill passed.

SB 330 -- Read third time. Carried by Verger. On passage of bill the vote was: Ayes, 28; excused, 2 – Johnson, Schrader. Bill passed.

HJM 5; HJR 12; HB 2163, 2447 -- Read first time and referred to President's desk.

HB 2139 -- Read second time and passed to third reading calendar on March 5. (SR 8.81)

The following measure was referred to committee on February 21 and recorded on Committee Referral List No. 20 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 2202 Commerce; Ways and Means

The following measures were referred to committee on February 22 and recorded on Committee Referral List No. 21 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SCR 5 Health Policy and Public Affairs
SCR 6 Health Policy and Public Affairs
SCR 7 Health Policy and Public Affairs
SJR 21 Health and Human Services
SJR 22 Legislative Operations and Reform
SJR 23 Business, Transportation and Workforce Development
SB 597 Judiciary
SB 598 Judiciary
SB 599 Judiciary
SB 607 Education and General Government; Ways and Means
SB 611 Judiciary
SB 612 Judiciary
SB 615 Education and General Government
SB 616 Commerce
SB 617 Health and Human Services; Ways and Means
SB 619 Education and General Government
SB 620 Health and Human Services
SB 621 Education and General Government
SB 622 Education and General Government; Ways and Means
SB 623 Finance and Revenue
SB 626 Judiciary
SB 627 Judiciary
SB 629 Judiciary
SB 631 Judiciary
SB 632 Legislative Operations and Reform; Ways and Means
SB 634 Environment and Natural Resources; Ways and Means
SB 635 Finance and Revenue
SB 638 Finance and Revenue
SB 639 Judiciary
SB 649 Environment and Natural Resources
SB 650 Education and General Government
SB 652 Education and General Government
SB 706 Education and General Government
HJM 2 Education and General Government
HJR 4 Rules
HJR 7 Health Policy and Public Affairs
HJR 11 Health and Human Services
HB 2097 Environment and Natural Resources
HB 2098 Environment and Natural Resources
HB 2116 Education and General Government
HB 2122 Judiciary
HB 2147 Judiciary
HB 2148 Judiciary
HB 2164 Business, Transportation and Workforce Development
HB 2227 Judiciary
HB 2230 Finance and Revenue
HB 2231 Finance and Revenue
HB 2234 Finance and Revenue
HB 2238 Education and General Government
HB 2248 Commerce
HB 2249 Commerce
HB 2265 Education and General Government
HB 2268 Business, Transportation and Workforce Development
HB 2281 Commerce
HB 2282 Commerce
HB 2285 Commerce
HB 2309 Business, Transportation and Workforce Development
HB 2312 Health Policy and Public Affairs
HB 2313 Health Policy and Public Affairs
HB 2315 Judiciary
HB 2316 Judiciary
HB 2319 Judiciary
HB 2321 Judiciary
HB 2360 Judiciary
HB 2367 Judiciary
HB 2368 Judiciary
HB 2444 Business, Transportation and Workforce Development
HB 2445: Environment and Natural Resources
HB 2449: Business, Transportation and Workforce Development

Senate adjourned until 11:30 a.m. Wednesday by unanimous consent at the request of the Chair.

Wednesday, February 28, 2007 -- Morning Session

Senate convened at 11:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused -- Schrader. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Steve Fowler, Salem Alliance Church, Salem.

HB 5007, 5008, 5009, 5010, 5017, 5039; 2072, 2073, 2099, 2100, 2129, 2135, 2269, 2271, 2275, 2286, 2357, 2359, 2361, 2384, 2417 -- Message from the House announcing passage.

SCR 3 -- Message from the House announcing adoption.

Committee Report Summary No. 18 listing the following reports was distributed to members February 26. Summary list recorded in Journal and Status Report by order of the President.

SB 48 -- Report by Committee on Finance and Revenue recommending adoption with amendments. Referred to Committee on Ways and Means by order of the President.

SB 41 -- Report by Committee on Health and Human Services recommending passage with amendments.

SCM 3 A-Eng. -- Read final time. Taken from today's third reading calendar and placed on March 5 calendar by unanimous consent at the request of the Chair.


SB 5519 -- George, L. requested the following explanation of vote be entered into the journal:

“My vote against SB 5519-A, an appropriation of ‘General Fund’ money, is not to be interpreted as opposition to the specific program nor the work done by the Ways and Means Committee. My vote is about the adequate funding of Oregon classrooms and the sustainability of the overall budget.

“The public has consistently demanded that the K-12 budget be funded first and funded adequately. The passage of other appropriation bills before K-12 does not give us a clear picture of the overall budget, nor the amount that will be appropriated for K-12 education.

“Governor Kulongoski has sent the Oregon Legislature an unsustainable budget. Legislative Fiscal office reports that the Governor’s budget will leave a $1 billion-plus hole in the 2009-2011 budget. Such overspending is unnecessary and irresponsible. We currently have significant growth in the ‘General’ and ‘All-Funds’ budgets to adequately fund the State. The public needs to be assured – and the Legislature needs to ensure - that expenditures in this session remain sustainable for future legislatures.
“It would be inappropriate to pass any ‘General Fund’ budget without first having a clear view of both the overall budget plan, and surety for Oregon classrooms.”

SB 5528, 5531; 65, 70, 79 -- Carried over to March 5 calendar by unanimous consent at the request of the Chair.

HB 5007, 5008, 5009, 5010, 5017, 5039; 2072, 2073, 2099, 2100, 2129, 2135, 2269, 2271, 2275, 2286, 2357, 2359, 2361, 2384, 2417 -- Read first time and referred to President's desk.

HB 2192, 2355, 2356, 2358, 2364, 2365 -- Read second time and passed to third reading.

The following measures were referred to committee on February 26 and recorded on Committee Referral List No. 22 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 643 Environment and Natural Resources; Ways and Means
SB 644 Environment and Natural Resources; Ways and Means

The following measures were referred to committee on February 26 and recorded on Committee Referral List No. 23 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SBM 5 Business, Transportation and Workforce Development

The following measures were referred to committee on February 27 and recorded on Committee Referral List No. 24 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

Governing Board of the Department of Geology and Mineral Industries (ORS 516.080)
R. Charles Vars Rules

Board of Medical Examiners (ORS 677.235)
Sarojini Budden Rules
Nathalie Johnson (r) Rules
Gary LeClair (r) Rules
Lewis Neace Rules
David Watt (r) Rules

Oregon State Board of Nursing (ORS 678.140)
Claudia Coon Rules
James McDonald (r) Rules
Juila Willis Rules

Board on Public Safety Standards and Training (ORS 181.620)
Michael Healy Rules

State Board of Tax Practitioners (ORS 673.725)
Toni Ellsworth Rules

SCR 3 -- President Courtney signed on February 28.

Senate adjourned until 11:00 a.m. Monday by unanimous consent at the request of the Chair.

Monday, March 5, 2007 -- Morning Session

Senate convened at 11:00 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferroli, George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Starr, Verger, Walker, Westlund, Whitsett; excused -- George, G., Schrader, Winter. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Bill Wilson, Portland Christian Center, Portland.

SCR 3 -- Message from the House announcing the Speaker signed on March 1.

HB 2210, 2211, 2212 -- Message from the House announcing passage.

Committee Report Summary No. 21 listing the following reports was distributed to members March 2. Summary list recorded in Journal and Status Report by order of the President.

SB 5523 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 48 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill.


SB 410 -- Report by Committee on Judiciary recommending passage with amendments.
SB 426 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill.

Committee Report Summary No. 22 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SJR 3 -- Report by Committee on Ways and Means recommending adoption of the A-Engrossed resolution.

SB 5510 -- Report by Committee on Ways and Means recommending passage.

SB 5526 -- Report by Committee on Ways and Means recommending passage.

HB 2091 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

HB 2142 -- Report by Committee on Judiciary recommending passage.

HB 2159 -- Report by Committee on Health Policy and Public Affairs recommending passage.

HB 2158 -- Report by Committee on Health Policy and Public Affairs recommending passage.

HB 2157 -- Report by Committee on Health Policy and Public Affairs recommending passage.

HB 2148 -- Report by Committee on Judiciary recommending passage.

HB 2124 -- Report by Committee on Judiciary recommending passage.

SJR 9 -- Taken from today’s third reading calendar and placed on March 12 calendar by unanimous consent on motion of Monnes Anderson.

SB 120 -- Taken from today’s third reading calendar and placed on March 7 calendar by unanimous consent on motion of Monnes Anderson.

SCR 9, 10, 11, 13, 15; SJM 7, 8, 10, 11, 12, 13, 15; SB 2, 3, 4, 5, 6, 7, 8, 11, 14, 22, 24, 25, 26, 27, 28, 29, 30, 247, 602, 608, 609, 640, 663, 664, 665, 735, 736, 785, 786, 787, 788, 789, 790, 791, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 827, 830, 831, 832, 834, 835, 836, 837, 838, 839, 840, 841, 842, 844, 892, 893, 895, 904, 913, 914 -- Introduced, read first time and referred to President's desk.

SJR 3; SB 5510, 5523, 5526; 48, 215, 410, 426 -- Read second time and passed to third reading.


SB 5528 -- Gordly requested the following explanation of vote be entered into the journal:

“I am concerned that the Nurse Monitoring Program remains in-house. This part of the board's work should be independent. I am not convinced that the current work environment is not hostile for whistleblower employees.”


SB 5531 -- George, L. requested the following explanation of vote be entered into the journal.

“My vote against SB 5531, an appropriation of ‘General Fund’ money, is not to be interpreted as opposition to the specific program nor the work done by the Ways and Means Committee. My vote is about the adequate funding of Oregon classrooms and the sustainability of the overall budget.

“The public has consistently demanded that the K-12 budget be funded first and funded adequately. The passage of other appropriation bills before K-12 does not give us a clear picture of the overall budget, nor the amount that will be appropriated for K-12 education.

“Governor Kulongoski has sent the Oregon Legislature an unsustainable budget. Legislative Fiscal office reports that the Governor’s budget will leave a $1 billion-plus hole in the 2009-2011 budget. Such overspending is unnecessary and irresponsible. We currently have significant growth in the ‘General’ and ‘All-Funds’ budgets to adequately fund the State. The public needs to be assured – and the Legislature needs to ensure - that expenditures in this session remain sustainable for future legislatures.

“It would be inappropriate to pass any “General Fund” budget without first having a clear view of both the overall budget plan, nor surety for Oregon classrooms.”

SB 65 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 27; excused, 3 – George, G., Schrader, Winters. Bill passed. (Carter in Chair)

SB 70 A-Eng. -- Read third time. Carried by Morse. On passage of bill the vote was: Ayes, 27; excused, 3 – George, G., Schrader, Winters. Bill passed.

SB 79 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 27; excused, 3 – George, G., Schrader, Winters. Bill passed.

SJR 20 -- Read final time. Carried by Nelson. On adoption of resolution, the vote was: Ayes, 27; excused, 3 – George, G., Schrader, Winters. Resolution adopted.


SB 81 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 27; excused, 3 – George, G., Schrader, Winters. Bill passed.

SB 83 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 26; nays, 1 – Whitsett; excused, 3 – George, G., Schrader, Winters. Bill passed.

SB 84 -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 27; excused, 3 – George, G., Schrader, Winters. Bill passed.

SB 122 A-Eng. -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 27;

SB 139 A-Eng. -- Read third time. Carried by George, L. On passage of bill the vote was: Ayes, 27; excused, 3 – George, G., Schrader, Winters. Bill passed.


SB 191, 197, 199, 202, 205, 207, 214, 216, 233, 241, 244, 255, 271, 310, 311, 325, 362, 371, 380, 384, 392, 400, 433, 439, 447, 451, 465, 516, 549, 605 -- Carried over to the March 6 calendar by unanimous consent at the request of the Chair.

HB 2210, 2211, 2212 -- Read first time and referred to President's desk.

HB 2091, 2142, 2148, 2157, 2159, 2343 -- Read second time and passed to third reading.

HCR 2; HB 2139, 2192, 2355, 2358, 2364, 2365 -- Carried over to March 6 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on February 28 and recorded on Committee Referral List No. 25 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SJR 24 Health Policy and Public Affairs
SB 641 Health Policy and Public Affairs
SB 642 Judiciary
SB 645 Business, Transportation and Workforce Development
SB 646 Health Policy and Public Affairs; Ways and Means
SB 647 Judiciary; Ways and Means
SB 648 Health and Human Services; Ways and Means
SB 653 Finance and Revenue
SB 654 Judiciary; Ways and Means
SB 655 Judiciary; Ways and Means
SB 656 Health Policy and Public Affairs
SB 657 Business, Transportation and Workforce Development
SB 658 Judiciary
SB 659 Judiciary
SB 660 Environment and Natural Resources; Finance and Revenue
SB 661 Finance and Revenue
SB 662 Finance and Revenue
SB 666 Judiciary
SB 667 Judiciary
SB 668 Judiciary
SB 669 Judiciary
SB 670 Judiciary
SB 672 Environment and Natural Resources
SB 673 Business, Transportation and Workforce Development
SB 674 Rules
SB 675 Health Policy and Public Affairs
SB 676 Health Policy and Public Affairs
SB 677 Health and Human Services
SB 678 Health Policy and Public Affairs
SB 679 Health and Human Services
SB 680 Environment and Natural Resources; Ways and Means
SB 681 Judiciary
SB 682 Judiciary
SB 683 Environment and Natural Resources
SB 686 Education and General Government
SB 687 Business, Transportation and Workforce Development
SB 700 Legislative Operations and Reform
HB 2022 Health Policy and Public Affairs
HB 2047 Judiciary
HB 2163 Commerce
HB 2405 Business, Transportation and Workforce Development; Ways and Means

The following measure was referred to committee on March 1 and recorded on Committee Referral List No. 26 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SJR 26 Health Policy and Public Affairs
SJR 27 Finance and Revenue
SJR 29 Rules
SB 12 Health Policy and Public Affairs; Ways and Means
SB 13 Health Policy and Public Affairs; Ways and Means
SB 15 Environment and Natural Resources; Ways and Means
SB 17 Business, Transportation and Workforce Development; Finance and Revenue
SB 18 Environment and Natural Resources; Ways and Means
SB 23 Education and General Government
SB 671 Judiciary
SB 684 Commerce
SB 685 Rules
SB 688 Commerce
SB 689 Commerce
SB 690 Commerce
SB 691 Judiciary
SB 694 Judiciary
SB 697 Finance and Revenue
SB 698 Legislative Operations and Reform
SB 699 Legislative Operations and Reform
SB 702 Environment and Natural Resources
SB 703 Education and General Government; Ways and Means
Senate adjourned until 11:00 a.m. Tuesday by unanimous consent at the request of the Chair.

Tuesday, March 6, 2007 -- Morning Session

Senate convened at 11:00 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett; excused -- George, G., Winters. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Tim Anderson, Professor of Bible and Theology from Corban College, Salem.

HB 5052; 2066, 2075, 2079, 2102, 2117, 2169, 2170, 2188, 2239, 2242, 2283, 2284, 2468, 2565 -- Message from the House announcing passage.

Committee Report Summary No. 23 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 242 -- Report by Committee on Education and General Government recommending passage with amendments.

SB 450 -- Report by Committee on Environment and Natural Resources recommending passage. Referred to Committee on Ways and Means by prior reference.

SB 643 -- Report by Committee on Environment and Natural Resources recommending passage. Referred to Committee on Ways and Means by prior reference.

SB 644 -- Report by Committee on Environment and Natural Resources recommending passage. Referred to Committee on Ways and Means by prior reference.
HB 2161 -- Report by Committee on Health Policy and Public Affairs recommending passage.

SJR 3; SB 48, 549 -- Made Special Orders of Business, at the head of today's third reading calendar by unanimous consent on motion of Brown.

SJR 31, 37; SB 792, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 828, 829, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 859, 860, 861, 890, 891, 905, 907, 909, 910, 911, 912 -- Introduced, read first time and referred to President's desk.

SJR 3 A-Eng. -- Under Special Order of Business, read final time. Carried by Deckert. Call of the Senate demanded by Brown joined by Devlin and Gordly. All present except George, G., Winters, excused. On adoption of resolution, the vote was: Ayes, 21; nays, 7 -- Atkinson, Beyer, Ferrioli, George, L., Kruse, Starr, Whitsett; excused, 2 -- George, G., Winters. Resolution adopted.

SJR 3 A-Eng. -- George, L. requested the following explanation of vote be entered into the journal:

"Sometimes the simplest advice is both the best and the hardest. The adage, 'save first, spend second' is a perfect example. I fully support establishing a Rainy Day Fund. However, how we create such a fund is important.

"SJR 3 would permanently repeal the corporate kicker and use that money for a savings account. The corporate kicker doesn't just apply to big businesses; it applies to many, many small family businesses. I am not willing to exploit Oregon small businesses and expect them to carry the financial burden for the rest of the State. Any time the State takes money away from the private sector it's a tax; plain and simple. Raising taxes ultimately hurts the economy, forcing us to tap into our Rainy Day Fund. This is a cycle that we should not start and one we can avoid.

"Oregon's General Fund has experienced a 20% increase since the last budget cycle. There is also an additional $6 billion in All Funds. We must use these dollars to "save first, spend second."

"Oregonians expect us to balance our budget and save for hard times. What they don't expect is for us to raise taxes when we have plenty of revenue.

"I look forward to fully supporting a Rainy Day plan that uses General and All Funds dollars and not by raising taxes."


SB 549 B-Eng. -- Under Special Order of Business, read third time. Carried by Schrader. Call of the Senate demanded by Brown joined by Westlund and Devlin. All present except George, G., Winters, excused. On passage of bill the vote was: Ayes, 20; nays, 8 -- Atkinson, Beyer, Ferrioli, George, L., Kruse, Morse, Starr, Whitsett; excused, 2 -- George, G., Winters. Bill passed.


HB 5052; 2066, 2075, 2079, 2102, 2117, 2169, 2170, 2188, 2239, 2242, 2283, 2284, 2468, 2565 -- Read first time and referred to President's desk.

HB 2161 -- Read second time and passed to third reading.

HCR 2; HB 2091, 2139, 2142, 2148, 2157, 2158, 2159, 2192, 2343, 2355, 2356, 2358, 2364, 2365 -- Carried over to March 7 calendar by unanimous consent at the request of the Chair.

President Courtney announced the following committee assignments effective March 6, 2007.

JOINT LEGISLATIVE ADMINISTRATION COMMITTEE

Peter Courtney, Co-Chair
Brad Avakian (alternate for Courtney)
Jason Atkinson
Kate Brown
Richard Devlin
Ted Ferrioli

JOINT LEGISLATIVE COUNSEL COMMITTEE

Peter Courtney, Co-Chair
Kate Brown
Ginny Burdick
David Nelson
Floyd Prozanski (alternate for Courtney)
Jackie Winters

Senate adjourned until 11:00 a.m. Wednesday, by unanimous consent at the request of the Chair.

Wednesday, March 7, 2007 -- Morning Session

Senate convened at 11:00 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morissette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused -- Beyer, George, G. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Chaplain Richard Morrow, Salem Union Gospel Mission, Salem.

HB 2589 -- Message from the House announcing passage.

Committee Report Summary No. 24 listing the following report was distributed to members March 6. Summary list recorded in Journal and Status Report by order of the President.

SB 706 -- Report by Committee on Education and General Government without recommendation as to passage and be returned to President's desk for referral to another committee. Referred to Committee on Environment and Natural Resources by order of the President.
Committee Report Summary No. 25 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SCR 7 -- Report by Committee on Health Policy and Public Affairs recommending adoption.

SB 322 -- Report by Committee on Judiciary recommending passage with amendments.

SB 501 -- Report by Committee on Judiciary recommending passage.

SB 553 -- Report by Committee on Judiciary recommending passage.

SB 579 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

SB 581 -- Report by Committee on Business, Transportation and Workforce Development recommending passage. Referred to Committee on Ways and Means by prior reference.

HJR 7 -- Report by Committee on Health Policy and Public Affairs recommending adoption.

HB 2360 -- Report by Committee on Judiciary recommending passage.

SB 400 -- Made a Special Order of Business at the head of today's third reading calendar by unanimous consent on motion of Brown.


SCR 7; SB 242, 501, 553, 579 -- Read second time and passed to third reading.

SB 400 -- Under Special Order of Business, read third time. Carried by Prozanski. Call of the Senate demanded by Devlin joined by Ferrioli and Bates. All present except George, G., excused. On passage of bill the vote was: Ayes, 16; nays, 13 -- Atkinson, Beyer, Ferrioli, Gordly, Johnson, Kruse, Morse, Nelson, Starr, Verger, Wndsor, excused; 1 -- George, G. Bill passed.

SB 400 -- Gordly requested the following explanation of vote be entered into the journal:

"In the effort to rekindle a more positive relationship between police officers and citizens who live in or near the neighborhood where this event occurred, North Precinct command staff developed the St. John's Community Livability Mission. From Saturday, May 14, 2004, to Friday, August 27, 2004, twenty-six (26) officers, five (5) sergeants and a lieutenant from North Precinct participated in the mission. From mid-afternoon to early morning on twenty-three (23) separate occasions, primarily on their days off, officers saturated the neighborhoods, business districts and apartment complexes of the St. John's area. The intent was to improve the livability of St. John's while developing better relationships between the police and area residents.

"In order to make this mission happen, North Precinct command staff planned for high visibility foot and bicycle patrols. The mission would require numerous police officers to staff the street. It would also require those on the street to be open and willing to engage citizens in conversation about neighborhood concerns.

"The assignments were first offered on an overtime basis. No one signed up. The perception was that every contact could potentially escalate. A few officers were specifically asked to participate. Other officers were assigned to conduct foot patrols during part of their regular working shift. Eventually, after the mission began, more officers began to sign up. Thanks to the professionalism and hard work of all those involved, the mission was successful at multiple levels. There was a marked decrease in nuisance activity. Police presence within the area became a welcomed and normal occurrence. Police and community relationships were improved.

"In applying SB 400 to this example, it seems doubtful that the Livability Mission would have occurred at all, or been as successful as it was. With officers assigned to foot patrols rather than remaining in their police vehicles and responding to calls for service, it meant that fewer officers were available during the shift to take calls for service. Under SB 400, it could be argued that this shift in duties had a 'potential' impact on workload and officer safety. Under SB 400, the commander would have to contact City bargaining representatives during the planning stage of the mission, make a determination of whether conducting the mission could 'potentially' impact workload or safety, and if so, notify the union, wait for a demand to bargain and if one was made, engage in the bargaining process.

"Under current state law, if a collective bargaining agreement is in effect no unilateral change in a mandatory subject may be made unless agreement is reached at the bargaining table or 90 days have passed. By the time the bargaining process is utilized, the opportunity to effectively carry out the mission is gone.

"Furthermore, under SB 400, if the Community Livability Mission had to be bargained and no agreement was reached, the dispute would be submitted to an arbitrator for a decision. What message does that send to our citizens and workforce? That an arbitrator (who may not even be from Oregon) knows what is best for the relationship between our police force and our citizens?

"Just as it is the precinct commander's responsibility to determine the necessary level of staffing needed to carry out missions that respond to citizen driven complaints quickly, it is my responsibility to make those decisions for the organization as a whole. The Portland Police Bureau
shifted some precinct detective resources to a centralized Homicide Cold Case unit. Would that be a decision with a ‘potential’ impact that would have to be bargained under SB 400? We are in the process of hiring additional non-sworn staff to be available at the front desks of our precincts. Is that decision with a ‘potential’ impact that would have to be bargained under SB 400? If there is a change in crime patterns in a particular area, will I be able to be reassigned personnel in a timely manner? If we decide to re-deploy officers from specialty assignments back to the street is that a ‘potential’ impact that must be bargained under SB 400?

“Where the relationship between citizens and law enforcement officers are concerned, I cannot think of an issue that is of greater sensitivity and importance to a community than use of force. If adopted SB 400 could easily undermine a law enforcement agency’s ability to adopt and enforce use of force policies.

“As one example, SB 111 proposes to create a planning authority in each county to develop a plan concerning the use of deadly physical force by police officers. SB 111 proposes that once the deadly physical force plan is developed the governing body must approve or disapprove the plan, and may not amend the plan. Although a nonmanagement representative nominated by a union would serve on the deadly physical force planning authority, this is no guarantee that a public safety labor organization will not argue that the plan has a ‘potential’ impact on safety or workload and make a demand to bargain.

“What should the employer’s response be? If the governing body has adopted the plan, it cannot be amended. Yet, the Employment Relations Board has held that when a subject involves state or federal law and the subject is mandatory for bargaining, a public employer has a duty to bargain. Each county’s deadly physical force plan as envisioned under SB 111 could be subjected to the bargaining process making the application of SB 111 difficult at best and most probably ineffective. Having an arbitrator ultimately decide the policy would create distance between local law enforcement and the community we serve.

“I am not aware of data that says this legislation is needed to make police workplaces in Oregon safe. Officer safety is already a priority. The State of Oregon Department of Public Safety Standards and Training sets minimum qualification and training standards for police officers, which account for officer safety. The Portland Police organization has numerous ways of providing our officers as safe a working environment as possible – from policies to training, to equipment, to safety committees, to minimum staffing requirements (which are established for each unique shift in each of our five unique precincts, depending on a variety of factors). Providing a safe workplace for employees is not only required by state law; it is an inherent part of our daily decision-making.

“State law provides mechanisms for public safety unions to bring their safety and staffing concerns to the table. Currently, there is a duty to bargain if a staffing level or safety issue has a direct and substantial effect on the on-the-job safety of public employees. In addition, public safety unions are not prohibited from bringing their safety and staffing concerns to the table, even if they are permissive for bargaining.

“Current state law permits unions and public employers who mutually agree to bring permissive subjects to the table and reach agreement on them. Another available mechanism for raising concerns is the labor management committee. Our labor organizations use this mechanism along with less formal avenues to communicate their concerns.

“A well trained and professional workforce, proper planning and good communication with the community are vital to providing effective and responsive police services. Effective police work also depends on great timing and seizing opportunities when they arise. SB 400 would reduce our agency’s ability to respond to quickly developing events. And, it would reduce the flexibility of police managers in making choices that serve their individual communities.”

SB 400 -- Verger requested the following explanation of vote be entered into the journal:

“As a former Mayor I fully understand the importance of the collective bargaining process. No one is more appreciative of the men and women who serve on the front lines in public safety than I.

“However, SB 400 addresses the need for staffing levels that may well not be attainable in those counties impacted by the loss of the Rural Funds or those cities in compression as a result of Ballot Measure 5.

“Low staffing levels are not a result of uncarin City Councils, but rather from the lack of funds.

“For the serious impacts on local governments in my district I must vote ‘no’ on SB 400.”

SB 191 A-Eng. -- Read third time. Carried by Morrisette. On passage of bill the vote was: Ayes, 22; nays, 5 -- Beyer, Ferrioli, George, L., Nelson, Starr; excused, 3 -- Brown, George, G., President Courtney. Bill passed. (Carter in Chair)

SB 197 A-Eng. -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 24; excused, 6 -- Brown, Deckert, Ferrioli, George, G., Winters, President Courtney. Bill passed.


HB 2589 -- Read first time and referred to President’s desk.

HJR 7; HB 2360 -- Read second time and passed to third reading.

HCR 2; HB 2091, 2139, 2142, 2148, 2157, 2158, 2159, 2161, 2192, 2343, 2355, 2356, 2358, 2364, 2365 - - Carried over to March 8 calendar by unanimous consent at the request of the Chair.

Senate adjourned until 11:00 a.m. Thursday by unanimous consent at the request of the Chair.

Thursday, March 8, 2007 -- Morning Session

Senate convened at 11:00 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson,
Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused – George, G. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Greg Allen, Bethany Bible Church, Portland.

SB 60; HB 5011, 5034; 2031, 2109, 2149, 2150, 2228, 2229, 2236, 2253, 2254, 2259, 2260, 2340, 2348, 2379, 2460, 2580, 2707 -- Message from the House announcing passage.

HJM 6 -- Message from the House announcing adoption.

Committee Report Summary No. 26 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

HB 2367 -- Report by Committee on Judiciary recommending passage.

HB 2368 -- Report by Committee on Judiciary recommending passage.

SCR 4 -- Made a Special Order of Business at the head of today’s third reading calendar by unanimous consent on motion of Beyer.

SB 426 -- Made a Special Order of Business at the head of today’s third reading calendar by unanimous consent on motion of Brown.

SB 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 976, 977, 978, 988, 989 -- Introduced, read first time and referred to President’s desk.

SB 322 -- Read second time and passed to third reading.

SCR 4 -- Under Special Order of Business, read final time. Carried by Beyer. On adoption of resolution, the vote was: Ayes, 29; excused, 1 – George, G. Resolution adopted.

Senate recessed until 11:55 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 11:55 a.m. President Courtney in Chair. All present except George, G., excused.

Senate, having recessed under the order of Third Readings of Senate measures, resumed under that order by unanimous consent at the request of the Chair.

SB 426 B-Eng. -- Under Special Order of Business, read third time. Carried by Deckert.

SB 426 B-Eng. -- Morse moved bill be rereferred to the Committee on Ways and Means. Call of the Senate demanded by Brown joined by Devlin and Kruse. All present except George, G., excused. On motion to rerefer the bill was: Ayes, 11, nays, 18 • Avakian, Bates, Brown, Burdick, Carter, Deckert, Devlin, Johnson, Metsger, Monnes Anderson, Monroe, Morrisette, Prozanski, Schrader, Verger, Walker, Westlund, President Courtney, excused, 1 • George, G. Motion failed.

SB 426 B-Eng. -- Debate resumed. Call of the Senate demanded by Brown joined by Monnes Anderson and Walker. All present except George, G., excused. On passage of bill the vote was: Ayes, 18; nays, 11 -- Atkinson, Beyer, Ferrioli, George, G., Gordly, Kruse, Morse, Nelson, Starr, Whitsett, Winters; excused, 1 – George, G. Bill passed.


Senate proceeded to the order of First Reading of House Measures by unanimous consent at the request of the Chair.

HJM 6; HB 5011, 5034; 2031, 2109, 2149, 2150, 2228, 2229, 2236, 2253, 2254, 2259, 2260, 2340, 2348, 2379, 2460, 2580, 2707 -- Message from the House announcing passage.


Call of the Senate demanded by Brown joined by Metsger and Devlin. All present except Atkinson, Ferrioli, George, G., Kruse, Nelson, Starr, Whitsett, Winters, absent; Beyer, George, G., Morse, excused. Pending arrival of members subject to the Call, Senate at ease. Members subject to the Call arrived. Further proceedings under the Call terminated by implied consent. Senate reassembled.

HB 2031, 2707 -- Message from the House announcing passage.

Senate proceeded to the order of First Reading of House Measures by unanimous consent at the request of the Chair.

HJM 6; HB 5011, 5034; 2031, 2109, 2149, 2150, 2228, 2229, 2236, 2253, 2254, 2259, 2260, 2340, 2348, 2379, 2460, 2580, 2707 -- Read first time and referred to President’s desk.

HB 2367, 2368 -- Read second time and passed to third reading.

HCR 2; HJR 7; HB 2091, 2139, 2142, 2148, 2157, 2158, 2159, 2161, 2192, 2343, 2355, 2356, 2358, 2360, 2364, 2365 -- Carried over to March 12 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on March 6 and recorded on Committee Referral List No. 28 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SJM 7 Judiciary
SCR 10 Judiciary
SB 811 Environment and Natural Resources

The following measures were referred to committee on March 8 and recorded on Committee Referral List No. 29 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SCR 8 Health Policy and Public Affairs
SJM 6 Rules
SJM 9 Rules
SJR 25 Judiciary
SJR 28 Rules
SB 2 Judiciary
SB 16 Health and Human Services
SB 19 Environment and Natural Resources
Monday, March 12, 2007 -- Morning Session

Senate convened at 10:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused, George, G., Schrader. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Warm Springs Chief Delvis Heath, Central Oregon.

Courtesies of the Senate were extended to former State Senator Bill Dwyer at the request of Morrisette.

Committee Report Summary No. 27 listing the following reports was distributed to members March 9. Summary list recorded in Journal and Status Report by order of the President.

SB 66 -- Report by Committee on Finance and Revenue recommending passage with amendments.

SB 105 -- Report by Committee on Environment and Natural Resources recommending passage with amendments.

SB 106 -- Report by Committee on Environment and Natural Resources recommending passage with amendments.

SB 131 -- Report by Committee on Judiciary recommending passage with amendments.

SB 145 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments.

SB 222 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SB 580 -- Report by Committee on Business, Transportation and Workforce Development recommending passage and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

Committee Report Summary No. 28 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SCR 10 -- Report by Committee on Judiciary recommending adoption.

SJM 7 -- Report by Committee on Judiciary recommending adoption.

SJR 21 -- Report by Committee on Health and Human Services recommending adoption.

SB 103 -- Report by Committee on Environment and Natural Resources recommending passage.
SB 107 -- Report by Committee on Environment and Natural Resources recommending passage.

SB 112 -- Report by Committee on Judiciary recommending passage.

SB 127 -- Report by Committee on Judiciary recommending passage and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 188 -- Report by Committee on Health and Human Services recommending passage.

SB 195 -- Report by Committee on Commerce recommending passage.

SB 219 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

SB 441 -- Report by Committee on Education and General Government recommending passage and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 479 -- Report by Committee on Education and General Government recommending passage.

SB 537 -- Report by Committee on Judiciary recommending passage.

SB 568 -- Report by Committee on Environment and Natural Resources recommending passage.

HB 2047 -- Report by Committee on Judiciary recommending passage.

HB 2128 -- Report by Committee on Judiciary recommending passage.

HB 2130 -- Report by Committee on Judiciary recommending passage.

HB 2164 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

HB 2165 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

HB 2207 -- Report by Committee on Commerce recommending passage.

HB 2227 -- Report by Committee on Judiciary recommending passage.

HB 2248 -- Report by Committee on Commerce recommending passage.

HB 2249 -- Report by Committee on Commerce recommending passage.

HB 2279 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

HB 2281 -- Report by Committee on Commerce recommending passage.

HB 2282 -- Report by Committee on Commerce recommending passage.

HB 2286 -- Report by Committee on Commerce recommending passage.

HB 2292 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

HB 2312 -- Report by Committee on Health Policy and Public Affairs recommending passage of the A-Engrossed bill.

HB 2313 -- Report by Committee on Health Policy and Public Affairs recommending passage of the A-Engrossed bill.

HB 2357 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 2359 -- Report by Committee on Judiciary recommending passage.

HB 2361 -- Report by Committee on Judiciary recommending passage.

SCR 10; SJM 7 -- Made Special Orders of Business at the head of today's third reading calendar by unanimous consent on motion of Brown.

SJR 9 -- Made a Special Order of Business following the consideration of SCR 10 and SJR 7 on today's third reading calendar on motion of Brown.

SB 603, 878, 925, 970, 971, 972, 973, 974, 975, 979, 980, 981, 982, 983, 984, 985, 986, 987, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002, 1003, 1004, 1005, 1006, 1007, 1008, 1009, 1010, 1011, 1012, 1013, 1014, 1015, 1016, 1022, 1023, 1024, 1025, 1026, 1027, 1028, 1029, 1032, 1033, 1034, 1043 - Introduced, read first time and referred to President's desk.

SCR 10; SJM 7; SJR 21; SB 66, 103, 105, 106, 112, 131, 145, 188, 195, 219, 222, 479, 537, 568 -- Read second time and passed to third reading.

SCR 10 -- Under Special Order of Business, read final time. Carried by Gordly. On adoption of resolution, the vote was: Ayes, 28; excused, 2 – George, G., Schrader. Resolution adopted.

SJM 7 -- Under Special Order of Business, read final time. Carried by Gordly. On adoption of memorial, the vote was: Ayes, 28; excused, 2 – George, G., Schrader. Memorial adopted.

SJR 9 -- Under Special Order of Business, read final time. Carried by Monnes Anderson. On adoption of resolution, the vote was: Ayes, 28; excused, 2 – George, G., Schrader. Resolution adopted.

SB 199 -- Read third time. Carried by Westlund. On passage of bill the vote was: Ayes, 26; nays, 1 – Atkinson; excused, 3 – George, G., Johnson, Schrader. Bill passed.

SB 202 -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 27; excused, 3 – George, G., Johnson, Schrader. Bill passed.

SB 205 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 27; excused, 3 – George, G., Johnson, Schrader. Bill passed.

SB 207 -- Read third time. Carried by Morrissette. On passage of bill the vote was: Ayes, 23; nays, 4 – Beyer, George, L., Kruse, Starr; excused, 3 – George, G., Johnson, Schrader. Bill passed.


SB 216 -- Read third time. Carried by Westlund. On passage of bill the vote was: Ayes, 27; excused, 3 – George, G., Johnson, Schrader. Bill passed.
SB 233 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 27; excused, 3 -- George, G., Schrader, Whitsett. Bill passed.

SB 241 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

SB 244 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 23; nays, 4 -- Atkinson, Beyer, Kruse, Whitsett; excused, 3 -- George, G., Johnson, Schrader. Bill passed.

SB 255 A-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 28; excused, 2 -- George, G., Schrader. Bill passed.

SB 271 A-Eng. -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 26; nays, 1 -- George, L.; excused, 3 -- George, G., Schrader, Whitsett. Bill passed.

SB 310 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 27; excused, 3 -- George, G., Schrader, Whitsett. Bill passed.

SB 311 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 21; nays, 6 -- Atkinson, Ferrioli, George, L., Nelson, Starr, Verger; excused, 3 -- George, G., Schrader, Whitsett. Bill passed.

SB 325 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 27; excused, 3 -- George, G., Schrader, Whitsett. Bill passed.


HB 2047, 2128, 2130, 2164, 2165, 2207, 2227, 2248, 2249, 2279, 2281, 2282, 2286, 2292, 2312, 2313, 2357, 2359, 2361 -- Read second time and passed to third reading.

HCR 2; HJR 7; HB 2091, 2139, 2142, 2148, 2157, 2158, 2159, 2161, 2192, 2343, 2355, 2356, 2358, 2360, 2364, 2365, 2367, 2368 -- Carried over to March 13 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on March 8 and recorded on Committee Referral List No. 30 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 2031 Finance and Revenue
HB 2707 Finance and Revenue

Senate adjourned until 10:30 a.m. Tuesday by unanimous consent at the request of the Chair.

Tuesday, March 13, 2007 -- Morning Session

Senate convened at 10:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Verger, Walker, Westlund, Whitsett; excused -- George, G., Schrader, Starr, Winters. Colors were posted and the Senate pledged allegiance to the flag.

Invocation by Professor Greg Trull, Associate Professor of Biblical Studies Corban College, Salem.

SB 240; HB 2051, 2300, 2366, 2520, 2668, 2669 -- Message from the House announcing passage.

HJR 34 -- Message from the House announcing adoption.

Committee Report Summary No. 29 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 5502 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 5514 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 5524 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 5532 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 104 -- Report by Committee on Environment and Natural Resources recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 206 -- Report by Committee on Health and Human Services recommending passage.

SB 209 -- Report by Committee on Health and Human Services recommending passage.

SB 211 -- Report by Committee on Finance and Revenue recommending passage with amendments.

SB 261 -- Report by Committee on Education and General Government recommending passage with amendments.

SB 367 -- Report by Committee on Education and General Government recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 370 -- Report by Committee on Education and General Government recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 415 -- Report by Committee on Judiciary recommending passage with amendments. Referred to Committee on Ways and Means by the order of the President.

SB 620 -- Report by Committee on Health and Human Services recommending passage.

HB 5007 -- Report by Committee on Ways and Means recommending passage.

HB 5008 -- Report by Committee on Ways and Means recommending passage.

HB 5009 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5010 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.
HB 5017 -- Report by Committee on Ways and Means recommending passage.

HB 5039 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

SB 465 -- Taken from today's third reading calendar and placed on March 14 calendar by unanimous consent on motion of Metsger.

SB 1008, 1017, 1019, 1020, 1021, 1030, 1035 -- Introduced, read first time and referred to President's desk.

SB 206, 209, 620 -- Read second time and passed to third reading.


Courtesies of the Senate were extended to former State Senator Randy Miller at the request of Atkinson.


SB 392 A-Eng. -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 19; nays, 8 – Atkinson, Avakian, Beyer, Ferrioli, George, L., Kruse, Nelson, Whitsett; excused, 3 – George, G., Starr, Winters. Bill passed. (President Courtney in Chair)


HJR 34; HB 2051, 2300, 2366, 2520, 2668, 2669 - - Read first time and referred to President's desk.

HB 5007, 5008, 5009, 5010, 5017, 5039 -- Read second time and passed to third reading.

HCR 2; HJR 7; HB 2047, 2091, 2128, 2130, 2139, 2142, 2148, 2157, 2158, 2159, 2161, 2164, 2165, 2192, 2207, 2227, 2248, 2249, 2279, 2281, 2282, 2286, 2292, 2312, 2313, 2343, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2364, 2365, 2367, 2368 -- Carried over to March 14 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on March 12 and recorded on Committee

Referral List No. 31 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SCR 9 Health Policy and Public Affairs
SCR 11 Health Policy and Public Affairs
SCR 12 Health Policy and Public Affairs
SCR 13 Health Policy and Public Affairs
SCR 15 Health Policy and Public Affairs
SCR 16 Health Policy and Public Affairs
SJM 8 Health Policy and Public Affairs
SJM 10 Rules
SJM 11 Rules
SJM 12 Education and General Government
SJM 13 Health Policy and Public Affairs
SJM 15 Environment and Natural Resources
SJR 30 Education and General Government
SJR 31 Judiciary
SJR 33 Business, Transportation and Workforce Development
SJR 34 Legislative Operations and Reform
SJR 35 Finance and Revenue
SJR 37 Finance and Revenue
SJR 38 Finance and Revenue
SB 4 Health Policy and Public Affairs; Ways and Means
SB 5 Legislative Operation and Reform
SB 6 Legislative Operation and Reform; Ways and Means
SB 7 Legislative Operation and Reform; Finance and Revenue; Ways and Means
SB 11 Finance and Revenue
SB 14 Health and Human Services
SB 22 Judiciary
SB 24 Business, Transportation and Workforce Development
SB 25 Business, Transportation and Workforce Development
SB 28 Finance and Revenue
SB 29 Ways and Means
SB 247 Education and General Government; Ways and Means
SB 602 Environment and Natural Resources; Ways and Means
SB 608 Ways and Means
SB 609 Education and General Government; Finance and Revenue
SB 663 Business, Transportation and Workforce Development; Ways and Means
SB 665 Environment and Natural Resources
SB 735 Finance and Revenue
SB 736 Education and General Government;
SJR 786 Judiciary
SB 787 Judiciary
SB 789 Business, Transportation and Workforce Development
SB 790 Emergency Preparedness and Ocean Policy
SB 791 Health Policy and Public Affairs; Ways and Means
The following measures were referred to committee on March 12 and recorded on Committee Referral List No. 32 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SJR 32 Finance and Revenue
SB 8 Health Policy and Public Affairs
SB 26 Finance and Revenue
SB 30 Education and General Government
SB 640 Judiciary
SB 664 Education and General Government
SB 785 Business, Transportation and Workforce Development; Finance and Revenue; Ways and Means
SB 788 Commerce
SB 842 Judiciary
SB 843 Judiciary
SB 844 Judiciary
SB 845 Judiciary
SB 893 Health and Human Services

SB 60 -- President Courtney signed on March 13.

Senate adjourned until 10:30 a.m. Wednesday by unanimous consent at the request of the Chair.

Wednesday, March 14, 2007 -- Morning Session

Senate convened at 10:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Morrisette, Morse, Prozanski, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused -- Monroe, Nelson, Schrader. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Father Karl Schray of Holy Redeemer Catholic Church, North Bend.

SB 426; HB 2225, 2226 -- Message from the House announcing passage.

SB 60 -- Message from the House announcing the Speaker signed on March 13.

Committee Report Summary No. 30 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 63 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.
SB 64 -- Report by Committee on Finance and Revenue recommending passage.

SB 466 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SB 543 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

Committee Report Summary No. 31 listing the following report was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

HB 2031 -- Report by Committee on Finance and Revenue recommending passage of the B-Engrossed bill.

SB 479 -- Taken from today's third reading calendar and referred to the Committee on Education and General Government by voice vote on motion of Walker.

SB 5502, 5514, 5524, 5532; 64, 211, 261 -- Read second time and passed to third reading.

SB 433 -- Read third time. Carried by Morrisette. On passage of bill the vote was: Ayes, 26; nays, 1 -- Gordly; excused, 3 -- Monroe, Nelson, Schrader. Bill passed.

SB 433 -- Gordly requested the following explanation of vote be entered into the journal:

"In voting no today I am signaling to the Board of Nursing that there is a need to establish an independent, objective Nurse Monitoring Program. It is my intent to have a bill drafter to achieve that goal in this session."

SB 439 -- Read third time. Carried by Carter. On passage of bill the vote was: Ayes, 27; excused, 3 -- Monroe, Nelson, Schrader. Bill passed.

SB 447 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 27; excused, 3 -- Monroe, Nelson, Schrader. Bill passed.

SB 451 A-Eng. -- Read third time. Carried by Westlund. On passage of bill the vote was: Ayes, 24; nays, 3 -- Deckert, Gordly, Kruse; excused, 3 -- Burdick, Monroe, Schrader. Bill passed. Gordly granted unanimous consent to change vote from aye to nay.

SB 465 -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 23; nays, 5 -- Carter, Gordly, Morrisette, Prozanski, Walker; excused, 2 -- Monroe, Schrader. Bill passed.

SB 465 -- Gordly requested the following explanation of vote be entered into the journal:

"We should not discriminate against medical marijuana patients simply because they are registered in the Oregon Medical Marijuana program.

"Oregonians should have the right to use lawfully obtained medical marijuana in the same manner as every other lawfully obtained medication. Marijuana patients should not be treated more harshly than patients using medications containing codeine, amphetamines, morphine or other lawfully obtained controlled substances.

"Legislation allowing businesses to ban any employee who uses medical marijuana from working runs counter to the voter's decision in 1998 when they passed the Oregon Medical Marijuana Act, and also would not make the workplace any safer.

"SB 465 would allow an employer to ban someone from the workplace who is never impaired in the workplace simply because the employee uses medical marijuana off the job. Yet the same policies could permit other workers who are impaired, but whose medication is prescribed by a physician, to continue working. This is fundamentally an unfair and bad policy.

"To address safety concerns, we believe that employers should test all workers in safety-sensitive positions who may present a risk because fatigue, emotional distress, use of alcohol or any lawfully prescribed medication. If safety is the concern, employers should not discriminate and treat medical marijuana differently from other lawful medications.

"Employers commonly rely on urinalysis testing to determine whether a person is impaired, but those tests do not determine if someone is actually impaired at the time they show up for work. Marijuana can remain in the fat cells for more than 30 days.

"No worker should be removed merely because he or she suffers from a debilitating medical condition and lawfully uses medical marijuana when that condition has no bearing on the employee's ability to perform the job."

SB 465 -- Prozanski requested the following explanation of vote be entered into the journal:

"Even though I support safety in the workplace, I can not support SB 465 because it lacks clarity in determining who is under the influence or impaired by the use of medical marijuana in the workplace. In fact, as the bill currently reads an employer can terminate an employee or refuse to hire an individual simply because they are registered in a state sanctioned program, the Oregon Medical Marijuana Act.

"It is unfortunate that the sponsors of SB 465 did not limit the bill to address the real problem of safety in the workplace. Clearly, the bill could have and should have required impairment testing of employees that the employers reasonably believed to be impaired while at the workplace. That would have addressed the safety issue and I would have supported it. Instead, individuals who use medical marijuana outside of the workplace and who are not impaired while at work can be discriminated against solely because they hold an Oregon Medical Marijuana Registry card.

"Lastly, I believe that SB 465 will have an unattended consequence since the bill fails to require any impairment testing prior to sanctioning an employee that the employer reasonably believes is impaired at the workplace, the employer will probably face an employment discrimination lawsuit by the aggrieved employee."

SB 516 -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 27; excused, 3 -- Carter, Monroe, Schrader. Bill passed.

SB 605 -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 22; nays, 5 -- Beyer, George, G., Kruse, Verger, Whitsett; excused, 3 -- Carter, Monroe, Schrader. Bill passed.

SB 5510 -- Read third time. Carried by Verger. On passage of bill the vote was: Ayes, 19; nays, 8 --
Atkinson, Beyer, Ferrioli, George, G., George, L., 
Kruse, Starr, Whitsett; excused, 3 – Carter, Monroe, 
Schrader. Bill passed.

SB 5523 A-Eng.-- Read third time. Carried by 
Deckert. On passage of bill the vote was: Ayes, 19; 
nays, 8 – Atkinson, Beyer, Ferrioli, George, G., 
George, L., Kruse, Starr, Whitsett; excused, 4 – 
Carter, Monroe, Schrader. Bill passed.

SB 5526 -- Read third time. Carried by Avakian. 
On passage of bill the vote was: Ayes, 21; nays, 5 – 
Atkinson, Beyer, Ferrioli, George, G. Kruse; excused, 
4 – Carter, Monroe, Schrader, Starr. Bill passed.

SB 215 A-Eng.-- Read third time. Carried by 
Metsger. On passage of bill the vote was: Ayes, 24; 
absent, 1 – Metsger; excused, 5 – Avakian, Carter, 
Monroe, Schrader, Starr. Bill passed.

SB 410 A-Eng. -- Read third time. Carried by 
Kruse. On passage of bill the vote was: Ayes, 27; 
excused, 3 – Avakian, Monroe, Schrader. Bill passed.

SCR 7 -- Read final time. Carried by Johnson. 
On adoption of resolution, the vote was: Ayes, 27; 
excused, 3 – Avakian, Monroe, Schrader. Resolution 
adopted.

SB 120 -- Read third time. Taken from today's 
third reading calendar and rereferred to the 
Committee on Commerce by voice vote on motion of 
Prozanski.

SB 242 A-Eng. -- Read third time. Carried by 
Devlin. On passage of bill the vote was: Ayes, 22; 
nays, 5 – Atkinson, Beyer, Ferrioli, George, G., Nelson; 
excused, 3 – Avakian, Monroe, Schrader. Bill passed.

SJR 21: SB 66, 103, 105, 112, 131, 145, 188, 
195, 206, 209, 219, 222, 322, 501, 537, 553, 568, 579, 
620 -- Carried over to March 15 calendar by 
unanimous consent at the request of the Chair.

HB 2225, 2226 -- Read first time and referred to 
President's desk.

HB 2031 -- Read second time and passed to third 
reading.

HCR 2; HJR 7; HB 5045, 5049, 5058, 5009, 5010, 5017, 
5039, 2047, 2091, 2128, 2130, 2139, 2142, 2148, 2157, 
2158, 2159, 2161, 2164, 2165, 2192, 2207, 2227, 2248, 
2249, 2279, 2281, 2282, 2286, 2292, 2312, 2313, 2343, 
2355, 2356, 2357, 2358, 2359, 2360, 2361, 2364, 2365, 
2367, 2368 -- Carried over to March 15 calendar by 
unanimous consent at the request of the Chair.

The following measures were referred to 
committee on March 13 and recorded on Committee 
Referral List No. 33 which was distributed to 
members. Referral list recorded in the Journal and 
Status Report by order of the President.

SB 821 Health Policy and Public Affairs; Ways and Means 
SB 828 Business, Transportation and Workforce Development; Ways and Means 
SB 829 Business, Transportation and Workforce Development 
SB 851 Education and General Government 
SB 853 Health Policy and Public Affairs; Ways and Means 
SB 1017 Judiciary 
HB 2066 Education and General Government 
HB 2188 Health Policy and Public Affairs
minority report be substituted for the committee report. Call of the Senate demanded by Brown joined by Devlin and Kruse. All present except Winters, excused.

HB 2707 C-Eng. -- Motion to substitute minority report failed. The vote was: Ayes, 11; nays, 18 – Avakian, Bates, Brown, Burdick, Carter, Deckert, Devlin, Johnson, Metsger, Monnes Anderson, Monroe, Mornisette, Prozanski, Schrader, Verger, Walker, Westlund, President Courtney; excused, 1 – Winters. Motion failed.

HB 2707 C-Eng. -- Under rules suspension and Special Order of Business, bill, as amended by the committee report, read third time. Carried by Deckert. Call of the Senate demanded by Brown joined by Devlin and Metsger. All present except Winters, excused. On passage of bill the vote was: Ayes, 21; nays, 7 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Starr Whitsett; excused, 1 -- Winters. Bill passed.


SB 930, 931, 1031 -- Introduced, read first time and referred to President's desk.

SB 63, 466, 543 -- Read second time and passed to third reading.

SJR 21; SB 5502, 5514, 5524, 5532; SB 64, 66, 103, 105, 106, 112, 131, 145, 188, 195, 206, 209, 211, 219, 222, 261, 322, 501, 537, 553, 568, 579, 620 -- Carried over to March 19 calendar by unanimous consent at the request of the Chair.

HB 5045, 5049; 2095, 2235, 2247, 2250, 2446, 2456, 2630 -- Read first time and referred to President's desk.

HCR 2; HJR 7; HB 5007, 5008, 5009, 5010, 5017, 5039; 2047, 2091, 2128, 2130, 2139, 2142, 2148, 2157, 2158, 2159, 2161, 2164, 2165, 2192, 2207, 2227, 2248, 2249, 2279, 2281, 2292, 2296, 2299, 2312, 2313, 2343, 2353, 2356, 2357, 2358, 2359, 2360, 2361, 2364, 2365, 2367, 2368 -- Carried over to March 19 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on March 14 and recorded on Committee Referral List No. 34 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 887 Health Care Reform
SB 888 Health Care Reform
SB 898 Health and Human Services
SB 900 Finance and Revenue
SB 902 Finance and Revenue
SB 903 Finance and Revenue
SB 906 Education and General Government; Ways and Means
SB 908 Environment and Natural Resources
SB 922 Environment and Natural Resources; Finance and Revenue
SB 923 Environment and Natural Resources; Finance and Revenue
SB 924 Health Policy and Public Affairs
SB 926 Environment and Natural Resources; Ways and Means
SB 936 Education and General Government
SB 937 Ways and Means
SB 940 Education and General Government; Ways and Means
SB 941 Business, Transportation and Workforce Development; Ways and Means
SB 942 Emergency Preparedness and Ocean Policy
SB 943 Business, Transportation and Workforce Development
SB 945 Health Policy and Public Affairs
SB 946 Commerce
SB 972 Rules
SB 986 Environment and Natural Resources; Ways and Means
SB 999 Health Policy and Public Affairs; Ways and Means
SB 1006 Judiciary
SB 1009 Judiciary
SB 1010 Judiciary; Ways and Means
SB 1011 Environment and Natural Resources
SB 1013 Judiciary
SB 1014 Judiciary
SB 1015 Judiciary
SB 1025 Finance and Revenue
HJR 34 Health Policy and Public Affairs

The following measures were referred to committee on March 15 and recorded on Committee Referral List No. 35 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SJR 36 Rules
SB 603 Business, Transportation and Workforce Development
SB 878 Finance and Revenue
SB 915 Judiciary
SB 919 Judiciary
SB 920 Rules
SB 939 Health Policy and Public Affairs; Ways and Means
SB 944 Health Policy and Public Affairs
SB 951 Rules
Monday, March 19, 2007 -- Morning Session

Senate convened at 10:30 a.m. President Courtney in Chair. The following members were present: Avakian, Bates, Beyer, Brown, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Starr, Verger, Walker, Westlund, Whitsett; excused – Atkinson, Burdick, Schrader, Winters. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Jim Asleson, Executive Director of the Mid Valley YMCA, Albany.

SB 60 -- Message from the Governor announcing he signed on March 16.

The following messages from the Governor were read and referred to the President’s desk:

March 16, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 285A.040 provides that the Governor shall appoint the members of the Oregon Economic and Community Development Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Steven Emery of Bend to the Oregon Economic and Community Development Commission for an unexpired four-year term beginning April 16, 2007 and ending June 30, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

March 16, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 461.100 provides that the Governor shall appoint the members of the Oregon State Lottery Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Amy Lowery of Dallas to the Oregon State Lottery Commission for an unexpired four-year term beginning
TO THE HONORABLE PRESIDENT OF THE SENATE 
OF THE 74th LEGISLATIVE ASSEMBLY 
ORS 693.115 provides that the Governor shall appoint the 
members of the State Plumbing Board, subject to Senate 
confirmation, in the manner provided by ORS 171.562 and 
ORS 171.565.
I appoint Dewey Darold of Tualatin to the State Plumbing 
Board for an unexpired four-year term beginning April 16, 
2007 and ending June 30, 2008 effective upon Senate 
confirmation.
This appointment is submitted for your consideration.
Sincerely,
Ted Kulongoski
Governor
March 16, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE 
OF THE 74th LEGISLATIVE ASSEMBLY 
ORS 267.090 provides that the Governor shall appoint the 
members of the Tri-Met Board, subject to Senate 
confirmation, in the manner provided by ORS 171.562 and 
ORS 171.565.
I appoint Richard Van Bevern of Hillsboro to the Tri-Met 
Board for an unexpired four-year term beginning April 16, 
2007 and ending February 24, 2008 effective upon Senate 
confirmation.
This appointment is submitted for your consideration.
Sincerely,
Ted Kulongoski
Governor
March 16, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE 
OF THE 74th LEGISLATIVE ASSEMBLY 
ORS 359.410 provides that the Governor shall appoint the 
members of the Trust for Cultural Development Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.
I reappoint Pamela Hulse Andrews of Bend to the Trust for 
Cultural Development Board for a four-year term beginning 
November 1, 2007 and ending October 31, 2011 effective 
upon Senate confirmation.
This appointment is submitted for your consideration.
Sincerely,
Ted Kulongoski
Governor
March 16, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE 
OF THE 74th LEGISLATIVE ASSEMBLY 
ORS 686.210 provides that the Governor shall appoint the 
members of the Oregon State Veterinary Medical Examining Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.
I appoint Lauren Acton of Woodburn to the Oregon State 
Veterinary Medical Examining Board for a four-year term 
beginning April 16, 2007 and ending April 15, 2011 
effective upon Senate confirmation.
This appointment is submitted for your consideration.
Sincerely,
Ted Kulongoski
Governor
March 16, 2007
SB 501 -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 26; excused, 4 – Atkinson, Burdick, Schrader, Winters. Bill passed.

SB 579 -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 23; nays, 3 – Beyer, Ferrioli, Kruse; excused, 4 – Atkinson, Burdick, Schrader, Winters. Bill passed.


SB 112 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 26; excused, 4 – Atkinson, Burdick, Schrader, Winters. Bill passed.

SB 131 A-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 26; excused, 4 – Atkinson, Burdick, Schrader, Winters. Bill passed.


SB 188 -- Read third time. Carried by Morrisette. On passage of bill the vote was: Ayes, 27; excused, 3 – Atkinson, Burdick, Schrader. Bill passed.

SB 195 -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 24; nays, 2 – George, L., Nelson; excused, 4 – Atkinson, Burdick, Gordly, Schrader. Bill passed.

SB 219 -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 28; excused, 2 – Atkinson, Burdick. Bill passed.

SB 222 A-Eng. -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 28; excused, 2 – Atkinson, Burdick. Bill passed.

SB 537 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 28; excused, 2 – Atkinson, Burdick. Bill passed.

SB 568 -- Read third time. Taken from today's third reading calendar and placed on March 26 calendar by unanimous consent on motion of Avakian.

SB 206 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 26; nays, 2 – Beyer, Ferrioli; excused, 2 – Atkinson, Burdick. Bill passed.

SB 209 -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 26; nays, 2 – Beyer, Ferrioli; excused, 2 – Atkinson, Burdick. Bill passed.

SB 620 -- Read third time. Carried by Verger. On passage of bill the vote was: Ayes, 26; nays, 2 – Beyer, Ferrioli; excused, 2 – Atkinson, Burdick. Bill passed.

SB 5502 A-Eng. -- Read third time. Carried by Johnson. On passage of bill the vote was: Ayes, 26; nays, 8 – Beyer, Ferrioli, George, G., George, L., Gordly, Kruse, Starr, Whitsett; excused, 2 – Atkinson, Burdick. Bill passed.

SB 5502 -- George, L., requested the following explanation of vote be entered into the journal:
“My vote against SB 5502, an appropriation of 'General Fund' money, is not to be interpreted as opposition to the specific program nor the work done by the Ways and Means Committee. My vote is about the adequate funding of Oregon classrooms and the sustainability of the overall budget.

“The public has consistently demanded that the K-12 budget be funded first and funded adequately. The passage of other appropriation bills before K-12 does not give us a clear picture of the overall budget, nor the amount that will be appropriated for K-12 education.

“Governor Kulongoski has sent the Oregon Legislature an unsustainable budget. Legislative Fiscal office reports that the Governor's budget will leave a $1 billion-plus hole in the 2009-2011 budget. Such overspending is unnecessary and irresponsible. We currently have significant growth in the 'General' and 'All-Funds' budgets to adequately fund the State. The public needs to be assured – and the Legislature needs to ensure - that expenditures in this session remain sustainable for future legislatures.

“It would be inappropriate to pass any 'General Fund' budget without first having a clear view of both the overall budget plan, and surety for Oregon classrooms.”

SB 5502 -- Gordly requested the following explanation of vote be entered into the journal:

“My 'No' vote today is delivered as a protest of how the Department of Administrative Services (DAS) has mishandled the hiring of staff for the Advocacy Commissions, including the Commission for Women, the Commission for Asian Affairs, the Commission for Black Affairs and the Commission for Hispanic Affairs.

“After nearly two years under DAS, these essential Commissions have no dedicated staff and no permanent home. That is unacceptable.

“After some thought about options, I would recommend and hope that the Commissions are moved to the Governor's office, where their role can be elevated and better supported.

“I understand that discussions are underway to remove the Commissions from DAS, and I hope that this occurs before sine die.”

SB 5514 A-Eng. -- Read third time. Carried by Whitsett. On passage of bill the vote was: Ayes, 24; nays, 4 – Beyer, Ferrioli, George, G., Kruse; excused, 2 – Atkinson, Burdick. Bill passed.

SB 5532 A-Eng. -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 26; nays, 2 – Ferrioli, George, G.; excused, 2 – Atkinson, Burdick. Bill passed.

SB 63, 64, 211, 261, 466, 543 -- Carried over to March 20 calendar by unanimous consent at the request of the Chair.

HB 2700 -- Read first time and referred to President's desk.

HB 2122, 2267, 2271, 2136, 2139, 2321, 2444 -- Read second time and passed to third reading.

HCR 2; HJR 7; HB 5007, 5008, 5009, 5010, 5017, 5039; 2047, 2091, 2128, 2130, 2139, 2142, 2148, 2157, 2158, 2159, 2161, 2164, 2165, 2192, 2207, 2227, 2248, 2249, 2279, 2281, 2282, 2286, 2292, 2312, 2313, 2343, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2364, 2365, 2367, 2368 -- Carried over to March 20 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on March 15 and recorded on Committee Referral List No. 36 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 947 Business, Transportation and Workforce Development
SB 965 Business, Transportation and Workforce Development
SB 968 Commerce
SB 989 Education and General Government
HB 5045 Ways and Means
HB 5049 Ways and Means

The following measures were referred to committee on March 16 and recorded on Committee Referral List No. 37 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 925 Health Policy and Public Affairs
SB 970 Judiciary
SB 971 Emergency Preparedness and Ocean Policy
SB 975 Rules
SB 981 -- Report by Committee on Judiciary
SB 990 -- Report by Committee on Education and General Government
SB 992 -- Report by Committee on Environment and Natural Resources
SB 993 -- Report by Committee on Business, Transportation and Workforce Development; Ways and Means
SB 1005 -- Report by Committee on Education and General Government
SB 1020 -- Report by Committee on Business, Transportation and Workforce Development
SB 1021 -- Report by Committee on Business, Transportation and Workforce Development
SB 1022 -- Report by Committee on Business, Transportation and Workforce Development; Judiciary
SB 1030 -- Report by Committee on Judiciary
SB 1032 -- Report by Committee on Ways and Means
SB 1033 -- Report by Committee on Ways and Means
SB 1034 -- Report by Committee on Ways and Means
SB 1035 -- Report by Committee on Commerce
HB 2051 -- Report by Committee on Environment and Natural Resources
HB 2300 -- Report by Committee on Judiciary
HB 2366 -- Report by Committee on Judiciary
HB 2520 -- Report by Committee on Business, Transportation and Workforce Development
HB 2668 -- Report by Committee on Judiciary
HB 2669 -- Report by Committee on Judiciary
SB 426 -- President Courtney signed on March 15.

President Courtney announced the following committee assignments effective March 19, 2007.

SPECIAL COMMITTEE ON CONDUCT
Senator Brad Avakian, Chair
Senator Roger Beyer, Vice-Chair
Senator Vicki Walker
Senator Jackie Winters

Senate adjourned until 10:30 a.m. Tuesday by unanimous consent at the request of the Chair.

Tuesday, March 20, 2007 -- Morning Session

Senate convened at 10:30 a.m. President Courtney in Chair. The following members were present: Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused – Atkinson.

Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Dave King from First United Methodist Church, Coos Bay.

SB 89, 269: HB 5043; 2096, 2187, 2232, 2237, 2314, 2322, 2362, 2562, 2619, 2675, 2679, 2741, 2782 - Message from the House announcing passage.

Committee Report Summary No. 36 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 2 -- Report by Committee on Judiciary recommending passage.

SB 399 -- Report by Committee on Health and Human Services recommending passage.
SB 531 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments.
SB 622 -- Report by Committee on Education and General Government recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.
SB 641 -- Report by Committee on Health Policy and Public Affairs recommending passage.
SB 676 -- Report by Committee on Health Policy and Public Affairs recommending passage.
HJM 2 -- Report by Committee on Education and General Government recommending adoption.
HB 2266 -- Report by Committee on Education and General Government recommending passage.
SB 432 -- Taken from today's third reading calendar and rereferred to Committee on Emergency Preparedness and Ocean Policy by voice vote on motion of Verger.

SB 2, 399, 641, 676 -- Read second time and passed to third reading.
SB 64 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 25; nays, 4 – Ferrioli, George, L., Schrader, Whitsett; excused, 1 – Atkinson. Bill passed.
SB 211 A-Eng. -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 27; nays, 1 – Schrader; excused, 2 – Atkinson, Gordly. Bill passed. (Carter in Chair)
SB 261 A-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 28; excused, 2 – Atkinson, Gordly. Bill passed.
SB 63 A-Eng. -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 27; nays, 1 – Kruse; excused, 2 – Atkinson, Gordly. Bill passed.
SB 466 A-Eng. -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 27; nays, 1 – George, G.; excused, 2 – Atkinson, Gordly. Bill passed.
SB 543 A-Eng. -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 28; excused, 2 – Atkinson, Gordly. Bill passed.
SJR 23 -- Read final time. Carried by Metsger. On adoption of resolution, the vote was: Ayes, 27; excused, 3 – Atkinson, Brown, Gordly. Resolution adopted.
SB 96 A-Eng. -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 22; nays, 6 – Beyer, Ferrioli, George, G., Kruse, Verger, Whitsett; excused, 2 – Atkinson, Gordly. Bill passed.
SB 190 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 28; excused, 2 – Atkinson, Gordly. Bill passed.
SB 256 A-Eng. -- Read third time. Carried by Metsger. Potential conflict of interest declared by
Ferrioli. On passage of bill the vote was: Ayes, 25; nays, 3 – Beyer, Kruse, Whitsett; excused, 2 – Atkinson, Gordly. Bill passed.


SB 440 A-Eng. -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 26; nays, 2 – Schrader, Whitsett; excused, 2 – Atkinson, Gordly. Bill passed.

SB 625 A-Eng. -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 27; nays, 1 – Schrader; excused, 1 – Atkinson. Bill passed.

SB 645 A-Eng. -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 27; nays, 2 – Gordly, Schrader; excused, 1 – Atkinson. Bill passed.

HB 5043; 2096, 2187, 2232, 2237, 2314, 2322, 2362, 2562, 2619, 2675, 2679, 2741, 2782 -- Read first time and referred to President's desk.

HJM 2; HB 2160, 2266 -- Read second time and passed to third reading.

HCR 2 -- Read final time. Carried by Brown, Ferrioli. On adoption of the resolution, the vote was: Ayes, 29; excused, 1 – Atkinson. Resolution adopted.

HB 2139 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 28; nays, 1 – Whitsett; excused, 1 – Atkinson. Bill passed.

HJR 7; HB 5007, 5008, 5009, 5010, 5017, 5039, 2047, 2091, 2122, 2128, 2130, 2142, 2148, 2157, 2158, 2159, 2161, 2164, 2165, 2192, 2207, 2227, 2248, 2249, 2267, 2271, 2279, 2281, 2282, 2286, 2292, 2312, 2313, 2316, 2319, 2321, 2343, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2364, 2365, 2367, 2368, 2444 -- Carried over to March 21 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on March 19 and recorded on Committee Referral List No. 38 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 973  Education and General Government; Ways and Means
SB 1019 Land Use Fairness
HB 2225 Judiciary
HB 2226 Judiciary
HB 2235 Finance and Revenue
HB 2247 Commerce
HB 2250 Commerce
HB 2630 Education and General Government

Oregon Economic and Community Development Commission (ORS 285A.040)
Steven Emery  Rules

Oregon State Lottery Commission (ORS 461.100)
Amy Lowery  Rules

State Plumbing Board (ORS 693.115)
Dewey Darold  Rules

Tri-Met Board (ORS 267.090)
Richard Van Beveren  Rules

Trust for Cultural Development Board (ORS 359.410)
Pamela Hulse Andrews (a) and (r)  Rules

Oregon State Veterinary Medical Examining Board (ORS 686.210)
Lauren Acton  Rules

Senate adjourned until 10:30 a.m. Wednesday by unanimous consent at the request of the Chair.

Wednesday, March 21, 2007 - Morning Session

Senate convened at 10:30 a.m. President Courtney in Chair. The following members were present: Avakian, Bates, Beyer, Brown, Burdick, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused -- Atkinson, Carter. Colors were posted and the Senate pledged allegiance to the flag. Musical performance by Sean Cruz, Legislative Assistant to Senator Gordly. Invocation by Willamette University Chaplain Charlie Wallace, Salem.

HJM 9 -- Message from the House announcing adoption.

Committee Report Summary No. 37 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SCR 8 -- Report by Committee on Health Policy and Public Affairs recommending adoption.
SCR 9 -- Report by Committee on Health Policy and Public Affairs recommending adoption.
SCR 11 -- Report by Committee on Health Policy and Public Affairs recommending adoption.
SCR 15 -- Report by Committee on Health Policy and Public Affairs recommending adoption.
SCR 16 -- Report by Committee on Health Policy and Public Affairs recommending adoption.

SB 181 -- Report by Committee on Finance and Revenue recommending passage with amendments. Referred to Committee on Ways and Means by order of prior reference.

SB 372 -- Report by Committee on Education and General Government recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.
SB 613 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

SB 2 -- Made a Special Order of Business at the head of today's third reading calendar by voice vote on motion of Brown.

SB 120 -- Taken from today's third reading calendar and referred to Committee on Commerce by voice vote on motion of Prozanski.

SCR 8, 9, 11, 15, 16; SB 531, 613 -- Read second time and passed to third reading.


SB 2 -- Verger requested the following explanation of vote be entered into the journal:

"I am writing today because I want to address my vote on Senate Bill 2 today in the Senate.

"First, SB 2 represents the work of the Governors Task Force on Equality.

"Next, SB 2 is an anti-discrimination bill with no reference to gay marriage or civil unions in the bill. With the passage of Ballot Measure 36 the Oregon Constitution was amended so that marriage in the state of Oregon will only be between one man and one woman.

"There are two sections of SB 2 that have caused some concern and confusion among many people. The first section that has been widely discussed is the exemption for churches. Currently, churches are exempt from the requirements of SB 2. However, the present language would not allow discriminating against a person in the hiring of certain jobs within the church. These jobs are in non-church related businesses and the Supreme Court has already ruled on the necessary language.

"The second section of the Senate Bill 2 that has been widely debated refers to education. No part of Senate Bill 2 makes any reference to curriculum in schools. Most of the school curriculum is determined on the local level. The passage of SB 2 will not have any affect on what schools teach in the classroom. SB 2 will have an affect on school admittance policy. A public school may not limit student admission based on race, religion, sex, sexual orientation, ethnicity, national origin, disability, income level, proficiency in the English language or athletic ability.

"Discrimination is not allowed by the Constitution because all people should be treated equally and fairly. After reading all of the material I received, including numerous letters in support of SB 2 from churches across the state, I believe that my 'aye' vote was correct.

"In closing, I would like to reference the speech that my colleague Senator Brad Avakian gave on the Senate floor today. As he stated, "The law is a mere expression – it is in the heart and mind that the final defeat of discrimination occurs. If it dies in the heart, no law, no constitution, can save it."
SENATE JOURNAL  SJ-81

Monday, March 26, 2007 -- Morning Session

Senate convened at 10:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Ayakian, Bates, Beyer, Brown, Burdick, Carter, Devlin, Ferrioli, George, Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused -- Deckert. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Reverend Warren Pechman, retired Pastor from Evangelical Lutheran Church, Keizer. Judy Trohkimoinen sang the National Anthem, Baker City.

SB 89, 269 -- Message from the House announcing the Speaker signed on March 23. Committee Report Summary No. 39 listing the following reports was distributed to members March 23. Summary list recorded in Journal and Status Report by order of the President.

SB 5503 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 5538 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 150 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 167 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SB 198 -- Report by Committee on Education and General Government recommending passage with amendments.

SB 403 -- Report by Committee on Commerce recommending passage with amendments.

SB 470 -- Report by Committee on Business, Transportation and Workforce Development without recommendation as to passage, but with amendments. Referred to Committee on Ways and Means by prior reference.

SB 517 -- Report by Committee on Education and General Government recommending passage with amendments.

SB 570 -- Report by Committee on Emergency Preparedness and Ocean Policy recommending passage with amendments.

SB 648 -- Report by Committee on Health and Human Services recommending passage with amendments and requesting subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Ways and Means rescinded by order of the President.

SB 678 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments.

SB 768 -- Report by Committee on Health and Human Services recommending passage. Referred to Committee on Finance and Revenue by prior reference.

Committee Report Summary No. 40 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 34 -- Report by Committee on Health and Human Services recommending passage with amendments and requesting subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means rescinded by order of the President.

SB 482 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

HB 2076 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

HB 2163 -- Report by Committee on Commerce recommending passage of the A-Engrossed bill.

HB 2265 -- Report by Committee on Education and General Government recommending passage.

HB 2274 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

SCR 8, 9, 11, 15, 16 -- Taken from today's third reading calendar and placed on April 5 calendar by unanimous consent on motion of Gordly.

HB 2158 -- Taken from today's third reading calendar and rereferred to Committee on Health Policy and Public Affairs by voice vote on motion of Monnes Anderson.

HB 2359 -- Taken from today's third reading calendar and rereferred to Committee on Judiciary by voice vote on motion of Burdick.

SB 1036, 1037 -- Introduced, read first time and referred to President's desk.

SB 5503, 5538; 167, 198, 267, 301, 306, 403, 517, 570, 648, 678 -- Read second time and passed to third reading.

SB 399 -- Read third time. Carried by Johnson. On passage of bill the vote was: Ayes, 28; nays, 1 – Schrader; excused, 1 – Deckert. Bill passed.

SB 641 -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 29; excused, 1 – Deckert. Bill passed.

SB 676 -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 29; excused, 1 – Deckert. Bill passed.
On passage of bill the vote was: Ayes, 27; nays, 0 – Prozanski. Bill passed.

SB 613 -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 28; nays, 1 – Schrader; excused, 1 – Deckert. Bill passed.

SB 568 -- Bill read. Carried by Atkinson. On passage of bill the vote was: Ayes, 28; nays, 1 – Schrader; excused, 1 – Deckert. Bill passed.

HB 2076, 2163, 2265, 2274 -- Read second time and passed to third reading.

HB 2192 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 29; excused, 1 – Deckert. Bill passed.

HB 2355 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 28; nays, 1 – Schrader; excused, 1 – Deckert. Bill passed.

HB 2356 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 28; nays, 1 – Schrader; excused, 1 – Deckert. Bill passed.


HB 2364 -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 28; nays, 1 – Whitsett; excused, 1 – Deckert. Bill passed.

HB 2365 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 28; nays, 1 – Atkinson; excused, 1 – Deckert. Bill passed.

HB 2091 -- Read third time. Carried by George, L. On passage of bill the vote was: Ayes, 28; nays, 1 – Atkinson; excused, 1 – Deckert. Bill passed.

HB 2142 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 29; excused, 1 – Deckert. Bill passed.

HB 2148 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 24; nays, 5 – Beyer, George, G., George, L., Kruse, Whitsett; excused, 1 – Deckert. Bill passed.

HB 2157 -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 29; excused, 1 – Deckert. Bill passed.

HB 2159 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

HB 2343 -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 29; excused, 1 – Deckert. Bill passed.

HB 2161 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 29; excused, 1 – Deckert. Bill passed.

HJR 7 -- Read final time. Carried by Kruse. On adoption of resolution, the vote was: Ayes, 29; excused, 1 – Deckert. Resolution adopted.

HB 2360 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 29; excused, 1 – Deckert. Bill passed.

HB 2367 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 27; nays, 2 – Schrader, Whitsett; excused, 1 – Deckert. Bill passed.

HB 2368 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 29; excused, 1 – Deckert. Bill passed.

HB 2047 -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 29; excused, 1 – Deckert. Bill passed.

HB 2128 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 29; excused, 1 – Deckert. Bill passed.

HJM 2: 5007, 5008, 5009, 5010, 5011, 5017, 5034, 5039, 5045, 5049, 5052; 2122, 2130, 2159, 2160, 2164, 2165, 2207, 2227, 2248, 2249, 2266, 2267, 2271, 2279, 2281, 2282, 2286, 2292, 2312, 2313, 2316, 2319, 2321, 2357, 2361, 2444 -- Carried over to March 27 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on March 22 and recorded on Committee Referral List No. 39 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 930 Health and Human Services
SB 931 Health and Human Services; Ways and Means
SB 1031 Health and Human Services
HJM 9 Rules
HB 5043 Ways and Means
HB 2095 Finance and Revenue
HB 2096 Business, Transportation and Workforce Development
HB 2187 Environment and Natural Resources
HB 2232 Finance and Revenue
HB 2237 Finance and Revenue
HB 2322 Judiciary
HB 2362 Judiciary
HB 2446 Business, Transportation and Workforce Development
HB 2456 Business, Transportation and Workforce Development
HB 2562 Judiciary
HB 2619 Commerce
HB 2679 Commerce
HB 2700 Health Policy and Public Affairs
HB 2741 Judiciary
HB 2782 Judiciary
HCR 2; HB 2139 -- President Courtney signed on March 26.

Senate adjourned until 10:30 a.m. Tuesday by unanimous consent at the request of the Chair.

Tuesday, March 27, 2007 -- Morning Session

Senate convened at 10:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused – Monnes Anderson. Colors were posted and
the Senate pledged allegiance to the flag. Invocation by Pastor Susan Kyllo, Faith Lutheran Church, North Bend.

Courtesies of the Senate were extended to former State Representative Clayton Klein at the request of Monroe.

SB 307; HB 2181, 2318, 2973 -- Message from the House announcing passage.

HCR 5 -- Message from the House announcing adoption.

SB 99 -- Message from the House announcing passage as amended by the House.

Committee Report Summary No. 41 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 59 -- Report by Committee on Health and Human Services recommending passage with amendments.

SB 118 -- Report by Committee on Commerce recommending passage with amendments.

HB 2111 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

SB 678 -- Taken from today’s third reading calendar and placed on March 28 calendar by unanimous consent on motion of Brown.

SB 34, 482 -- Read second time and passed to third reading.

Senate at ease. Senate reassembled.


SB 5503 -- George, L. requested the following explanation of vote be entered into the journal:

“My vote against SB 5503A, an appropriation of ‘General Fund’ money, is not to be interpreted as opposition to the specific program nor the work done by the Ways and Means Committee. My vote is about the adequate funding of Oregon classrooms and the sustainability of the overall budget.

“The public has consistently demanded that the K-12 budget be funded first and funded adequately. The passage of other appropriation bills before K-12 does not give us a clear picture of the overall budget, nor the amount that will be appropriated for K-12 education. At this time, we have the Co-Chairs proposed budget. However, the education budget and the details of the overall budget are still unclear.

“The Co-Chairs’ Budget is vague and the Governor’s budget is unsustainable. We currently have significant growth in the ‘General’ and ‘All-Funds’ budgets to adequately fund the State. The public needs to be assured – and the Legislature needs to ensure – that expenditures in this session remain sustainable for future legislatures.

“It would be inappropriate to pass any ‘General Fund’ budget without first having a clear view of both the overall budget plan, and surety for Oregon classrooms.”

SB 5538 A-Eng. -- Read third time. Carried by Whitsett. On passage of bill the vote was: Ayes, 28; nays, 1 – Atkinson; excused, 1 – Monnes Anderson. Bill passed.

SB 5538 -- George, L. requested the following explanation of vote be entered into the journal:

“My vote against SB 5538A, an appropriation of ‘General Fund’ money, is not to be interpreted as opposition to the specific program nor the work done by the Ways and Means Committee. My vote is about the adequate funding of Oregon classrooms and the sustainability of the overall budget.

“The public has consistently demanded that the K-12 budget be funded first and funded adequately. The passage of other appropriation bills before K-12 does not give us a clear picture of the overall budget, nor the amount that will be appropriated for K-12 education. At this time, we have the Co-Chairs proposed budget. However, the education budget and the details of the overall budget are still unclear.

“The Co-Chairs’ Budget is fuzzy and the Governor’s budget is unsustainable. We currently have significant growth in the ‘General’ and ‘All-Funds’ budgets to adequately fund the State. The public needs to be assured – and the Legislature needs to ensure – that expenditures in this session remain sustainable for future legislatures.

“It would be inappropriate to pass any ‘General Fund’ budget without first having a clear view of both the overall budget plan, and surety for Oregon classrooms.”

SB 5538 A-Eng. -- Read third time. Carried by Whitsett. On passage of bill the vote was: Ayes, 28; nays, 1 – Atkinson; excused, 1 – Monnes Anderson. Bill passed.
HCR 5; HB 2181, 2318, 2973 -- Read first time and referred to President’s desk.

HB 2111 -- Read second time and passed to third reading.

HB 2159 -- Moved to the foot of today’s third reading calendar by unanimous consent at the request of the Chair.

HB 2130 -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 28; nays, 1 – Schrader; excused, 1 – Monnes Anderson. Bill passed.

HB 2164 -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 24; nays, 5 – George, G., George, L., Kruse, Schrader, Whitsett; excused, 1 – Monnes Anderson. Bill passed.

HB 2165 -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 29; excused, 1 – Monnes Anderson. Bill passed.

HB 2207 -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 29; excused, 1 – Monnes Anderson. Bill passed.

HB 2227 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 27; nays, 2 – Schrader, Starr; excused, 1 – Monnes Anderson. Bill passed.

HB 2248 -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 29; excused, 1 – Monnes Anderson. Bill passed.

HB 2249 -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 29; excused, 1 – Monnes Anderson. Bill passed.

HB 2279 -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 25; nays, 4 – Atkinson, Beyer, George, G., Kruse; excused, 1 – Monnes Anderson. Bill passed.

HB 2281 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 27; nays, 1 – Schrader; excused, 2 – Monnes Anderson, Verger. Bill passed.

HJM 2; HB 5007, 5008, 5009, 5010, 5011, 5017, 5034, 5039, 5045, 5049, 5052, 2076, 2122, 2159, 2160, 2163, 2265, 2266, 2267, 2271, 2274, 2282, 2286, 2292, 2312, 2313, 2316, 2319, 2321, 2357, 2361, 2444 -- Carried over to March 28 calendar by unanimous consent at the request of the Chair.

Senate adjourned until 10:30 a.m. Wednesday by unanimous consent at the request of the Chair.

Wednesday, March 28, 2007 -- Morning Session

Senate convened at 10:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferroli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrise, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett; excused -- Winters. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Reverend Gail McDougle, First Congregational Church, Salem.

Courtesies of the Senate were extended to former State Senator Verne Duncan at the request of Atkinson.

SB 40, 41, 42, 304, 305 -- Message from the House announcing passage.

Committee Report Summary No. 42 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 5546 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 36 -- Report by Committee on Health and Human Services recommending passage with amendments. Subsequent referral to Committee on Ways and Means rescinded by order of the President.

SB 85 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SB 94 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

SB 144 -- Report by Committee on Health and Human Services recommending passage with amendments.

SB 687 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

SB 880 -- Report by Committee on Health and Human Services recommending passage with amendments.

HB 5043 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 2109 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

HB 2348 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

SB 99 A-Eng. -- Bates moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 26; nays, 1 – George, G.; excused, 3 – Nelson, Schrader, Winters. Bill repassed. (Carter in Chair)

SB 59, 94, 118, 687 -- Read second time and passed to third reading.


SB 34 -- Gordly. requested the following explanation of vote be entered into the journal:

1) “The Board’s fiscal impact is premised on the $300,000 of federal grants funding it has received rather than a clearly articulated plan (and associated budget) detailing how the data will be acquired, validated, managed, stored, secured, and analyzed. Thus, the actual cost of this measure, both for the 2007-09 biennium as well as beyond, is uncertain;
2) “A similar concern applies to revenue. There is no identified source of revenue beyond the existing federal grant to cover potential expenditures in excess of $300,000 or for the funding in future biennia; Without such detail, there is a presumption that the Board may be required to used existing Other Funds revenue sources or its ending Other Funds balance to fund this measure in the future or is a deficit arises in the 2007-09 biennium. Of note is that the Board does not have any Other Funds expenditure limitation associated with this measure;

3) “There is also a question as to whether Commission member travel and other expenses are an appropriate federal grant expense or if such costs must be reimbursed with the Other Funds revenue of the Board (e.g., licensee fees); and

4) “Lastly, the Board’s fiscal impact made no provision for civil penalty revenue, which is to be deposited into the Pharmacy Account.”

SB 34 -- Prozanski, requested the following explanation of vote be entered into the journal:

“I voted against SB 34 because it does not provide the adequate safeguards to protect Oregonians’ personal medical and prescription drug information. The bill requires all schedule II, III, and IV drugs prescribed in Oregon, including non-narcotic drugs, to be listed in a database. It is anticipated that there could be between 2-5 million records annually. There is not any rational basis to require all of these prescriptions to be included in an electronic database. The bill fails to limit the time that the data will be retained. An advisory committee, not the legislature, will make that decision. I believe that is wrong. This data will also be available to other states. This will increase the chance of a security breach.

“The bill appears to be under-funded. Compared to a similar bill in Washington State which did not pass, it appears the current level of funding will not support the program. If the program is not properly funded, I am concerned that safeguards will be compromised.

“Lastly, SB 34 originally had a referral to the Ways and Means Committee. For whatever reason, that referral was removed. Why? It should have been required to be reviewed by the Ways and Means Committee to ensure that the funding level was appropriate to safeguard personal medical and prescription drug records of Oregonians who are included in this database.”

SB 482 A-Eng. -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 28; excused, 2 -- Schrader, Winters. Bill passed.


HB 5043; HB 2109, 2348 -- Read second time and passed to third reading.

HB 2159 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

HB 2282 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 26; excused, 4 -- Burdick, Morrisette, Schrader, Winters. Bill passed.

HB 2286 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 26; excused, 4 -- Burdick, Morrisette, Schrader, Winters. Bill passed.

HB 2292 -- Read third time. Carried by Metsger. Potential conflict of interest declared by George, L. On passage of bill the vote was: Ayes, 26; excused, 4 -- Burdick, Morrisette, Schrader, Winters. Bill passed.

HB 2312 A-Eng. -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 26; excused, 4 -- Burdick, Morrisette, Schrader, Winters. Bill passed.

HB 2313 A-Eng. -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 27; excused, 3 -- Morrisette, Schrader, Winters. Bill passed. (President Courtney in Chair)

HB 2159 -- Read third time. Carried by Carter. On passage of bill the vote was: Ayes, 27; excused, 3 -- Morrisette, Schrader, Winters. Bill passed.

HJM 2; HB 5007, 5008, 5009, 5010, 5011, 5017, 5034, 5039, 5045, 5049, 5052; 2076, 2111, 2122, 2160, 2163, 2265, 2266, 2267, 2271, 2274, 2316, 2319, 2321, 2357, 2361, 2444 -- Carried over to March 29 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on March 27 and recorded on Committee Referral List No. 40 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 1036 Finance and Revenue
SB 1037 Judiciary
HB 2314 Business, Transportation and Workforce Development
HB 2675 Education and General Government

Thursday, March 29, 2007 -- Morning Session

Senate convened at 10:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Winters; excused -- Johnson. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Marc Shaw, Evergreen Christian Center, Hillsboro.

SB 220, 221; HB 5014; 2026, 2030, 2053, 2093, 2124, 2509, 2751, 2974 -- Message from the House announcing passage.

SJM 1; SB 5519, 5528, 5531; 32, 82, 155, 189, 258, 268 -- President Courtney signed on March 27.

Senate adjourned until 10:30 a.m. Thursday by unanimous consent at the request of the Chair.
SCR 12 -- Report by Committee on Health Policy and Natural Resources recommending adoption with amendments.

SB 156 -- Report by Committee on Environment and Natural Resources recommending passage.

SB 158 -- Report by Committee on Commerce recommending passage with amendments.

SB 192 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SB 193 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SB 229 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments.

SB 236 -- Report by Committee on Environment and Natural Resources recommending passage with amendments.

SB 490 -- Report by Committee on Environment and Natural Resources recommending passage with amendments.

SB 514 -- Report by Committee on Environment and Natural Resources recommending passage. Referred to Committee on Finance and Revenue by prior reference.

SB 873 -- Report by Committee on Health and Human Services recommending passage with amendments and requesting subsequent referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

HB 2405 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments and requesting subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means rescinded by order of the President.

HB 2163 -- Made a Special Order of Business at the head of today's third reading calendar on motion of Brown.

SB 1038 -- Introduced, read first time and referred to President's desk.

SB 5546; 36, 85, 144, 156, 880 -- Read second time and passed to third reading.


SB 94 -- Read third time. Carried by George, L. On passage of bill the vote was: Ayes, 28; nays, 1 – Schrader; excused, 1 – Johnson. Bill passed.


(Carter in Chair) Brown, excused when roll called, granted unanimous consent to vote aye.

SB 687 -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 28; nays, 1 – Schrader; excused, 1 – Brown. Bill passed.

HB 5014; 2026, 2030, 2053, 2093, 2124, 2509, 2751, 2974 -- Read first time and referred to President's desk.

HB 2357 A-Eng. -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 30. Bill passed.

HB 2361 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 28; nays, 1 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse; excused, 1 – Avakian. Bill passed.

HB 5007 -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 23; nays, 6 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse; excused, 1 – Avakian. Bill passed.

HB 5008 -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 23; nays, 6 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Starr; excused, 1 – Avakian. Bill passed.


HB 5017 -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 26; nays, 3 – Atkinson, George, G., Starr; excused, 1 – Avakian. Bill passed. (President Courtney in Chair)

HB 5039 A-Eng. -- Read third time. Carried by Morse. On passage of bill the vote was: Ayes, 26; nays, 4 – Atkinson, Beyer, Kruse, Starr; excused, 1 – Avakian. Bill passed.

HB 2122 A-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 26; nays, 2 – Atkinson, Schrader; excused, 2 – Avakian, Carter. Bill passed.


HB 2316 -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 27; excused, 3 – Atkinson, Avakian, Carter. Bill passed.

HB 2319 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 27; nays, 1 – Schrader; excused, 2 – Atkinson, Carter. Bill passed.

HJM 2; HB 5011, 5034, 5043, 5045, 5049, 5052; 2076, 2109, 2111, 2160, 2265, 2266, 2274, 2321, 2348, 2444 -- Carried over to April 2 calendar by unanimous consent at the request of the Chair.

Senate adjourned until 10:15 a.m. Monday by unanimous consent at the request of the Chair.
Monday, April 2, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Mettsger, Monnes Anderson, Monroe, Morisette, Morse, Nelson, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused -- Prozanski. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Father Angel Perez from St. Monica's Church, Coos Bay. (Carter in Chair)

SB 5519, 5528, 5531; 32, 82, 89, 155, 189, 258, 268, 269 -- Message from the Governor announcing he signed on March 29.

HB 2023, 2071, 2176, 2255, 2297, 2311, 2371, 2372, 2438, 2567, 2744, 2773 -- Message from the Governor announcing he signed on March 29.

Committee Report Summary No. 44 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 5522 -- Report by Committee on Legislative Operations and Reform without recommendation as to passage. Referred to Committee on Ways and Means by prior reference.

SB 160 -- Report by Committee on Health and Human Services without recommendation as to passage, but with amendments. Referred to Committee on Ways and Means by prior reference.

SB 169 -- Report by Committee on Judiciary recommending passage with amendments.

SB 264 -- Report by Committee on Judiciary recommending passage with amendments.

SB 265 -- Report by Committee on Judiciary recommending passage with amendments.

SB 282 -- Report by Committee on Judiciary recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 292 -- Report by Committee on Judiciary recommending passage with amendments.

SB 298 -- Report by Committee on Judiciary recommending passage with amendments.

SB 408 -- Report by Committee on Judiciary recommending passage with amendments.

SB 409 -- Report by Committee on Judiciary recommending passage with amendments.

SB 411 -- Report by Committee on Judiciary recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 412 -- Report by Committee on Judiciary recommending passage with amendments.

SB 413 -- Report by Committee on Judiciary recommending passage with amendments.

SB 445 -- Report by Committee on Judiciary recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 479 -- Report by Committee on Education and General Government recommending passage with amendments.

SB 556 -- Report by Committee on Commerce recommending passage with amendments.

SB 563 -- Report by Committee on Commerce recommending passage.

SB 615 -- Report by Committee on Education and General Government recommending passage.

SB 729 -- Report by Committee on Judiciary recommending passage.

SB 773 -- Report by Committee on Education and General Government recommending passage.

SB 879 -- Report by Committee on Health and Human Services recommending passage with amendments.

SB 889 -- Report by Committee on Health and Human Services recommending passage.

SB 950 -- Report by Committee on Judiciary recommending passage with amendments.

SB 985 -- Report by Committee on Judiciary recommending passage.

HB 2121 -- Report by Committee on Judiciary recommending passage with amendments to the A-Engrossed bill.

HB 2191 -- Report by Committee on Health and Human Services recommending passage with amendments.

SB 156 -- Taken from today’s third reading calendar and placed on April 4 calendar by voice vote on motion of Avakian.

HB 2321 -- Taken from today’s third reading calendar and placed on April 4 calendar by voice vote on motion of Brown.

SCR 12; SB 158, 192, 193, 229, 236, 490, 563, 615, 729, 773, 889, 985 -- Read second time and passed to third reading.

Senate recessed until 10:45 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:45 a.m. President Courtney in Chair. All present except Bates, Prozanski, excused.

Senate, having recessed under the order of Third Reading of Senate Measures, resumed under that order by unanimous consent at the request of the Chair.


SCR 12; SB 158, 192, 193, 229, 236, 490, 563, 615, 729, 773, 889, 985 -- Read second time and passed to third reading.

Senate recessed until 10:45 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:45 a.m. President Courtney in Chair. All present except Bates, Prozanski, excused.

Senate, having recessed under the order of Third Reading of Senate Measures, resumed under that order by unanimous consent at the request of the Chair.


SB 144 A-Eng. -- Read third time. Carried by George, G. On passage of bill the vote was: Ayes, 24; nays, 4 -- Atkinson, Beyer, George, L., Schrader; excused, 2 -- Bates, Prozanski. Bill passed.


HB 2023, 2071, 2176, 2255, 2297, 2311, 2371, 2372, 2438, 2567, 2744, 2773 -- Read first time and referred to President's desk.

HB 2405 -- Read second time and passed to third reading.

HB 2444 -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 24; nays, 4 -- Atkinson, Ferrioli, Schrader, Westlund; excused, 2 -- Bates, Prozanski. Bill passed.

HJM 2 -- Read final time. Carried by Walker. On adoption of memorial, the vote was: Ayes, 28; excused, 2 -- Bates, Prozanski. Memorial adopted.

HB 2160 A-Eng. -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 28; excused, 2 -- Bates, Prozanski. Bill passed.

HB 2266 -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 28; excused, 2 -- Bates, Prozanski. Bill passed.


HB 5052 -- Read third time. Carried by Morrisette. On passage of bill the vote was: Ayes, 27; nays, 1 -- Atkinson; excused, 2 -- Bates, Prozanski. Bill passed.


HB 2265 -- Read third time. Carried by Morse. On passage of bill the vote was: Ayes, 20; nays, 8 -- Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Starr, Whitsett; excused, 2 -- Bates, Prozanski. Bill passed.

HB 2274 -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 24; nays, 4 -- Beyer, Ferrioli, Kruse, Whitsett; excused, 2 -- Bates, Prozanski. Bill passed.

HB 2111 -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 27; nays, 1 -- Atkinson; excused, 2 -- Bates, Prozanski. Bill passed.


HB 2109 A-Eng. -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 23; nays, 5 -- Atkinson, Beyer, Ferrioli, George, G., Kruse; excused, 2 -- Bates, Prozanski. Bill passed. (Carter in Chair)


The following measures were referred to committee on March 29 and recorded on Committee Referral List No. 41 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HCR 5 Health Policy and Public Affairs
HCR 8 Health Policy and Public Affairs
HJR 29 Education and General Government
HB 5014 Ways and Means
HB 2069 Environment and Natural Resources
HB 2080 Emergency Preparedness and Ocean Policy
HB 2092 Judiciary
HB 2107 Business, Transportation and Workforce Development
HB 2154 Health Policy and Public Affairs
HB 2181 Judiciary
HB 2213 Health Policy and Public Affairs
HB 2258 Commerce
HB 2318 Judiciary
HB 2437 Business, Transportation and Workforce Development
HB 2470 Business, Transportation and Workforce Development
HB 2635 Commerce
HB 2729 Education and General Government
HB 2973 Environment and Natural Resources
HB 3043 Environment and Natural Resources

SB 42, 307 -- President Courtney signed on March 29.

Senate adjourned until 10:15 a.m. Tuesday by unanimous consent at the request of the Chair.

Tuesday, April 3, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused -- Prozanski. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Rinya Frisbie, Englewood United Methodist Church, Salem.
SB 194, 330; HB 2223, 2233, 2762, 2823, 2970 -- Message from the House announcing passage.

HCR 4, 9; HJM 10 -- Message from the House announcing adoption.

SB 42, 307; HB 2128, 2130, 2164, 2192 -- Message from the House announcing the Speaker signed on April 2.

Committee Report Summary No. 45 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 5 -- Report by Committee on Legislative Operations and Reform recommending passage with amendments.

SB 6 -- Report by Committee on Legislative Operations and Reform recommending passage. Referred to Committee on Ways and Means by prior reference.

SB 7 -- Report by Committee on Legislative Operations and Reform recommending passage. Referred to Committee on Finance and Revenue by prior reference.

SB 39 -- Report by Committee on Finance and Revenue recommending passage with amendments.

SB 414 -- Report by Committee on Judiciary recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 697 -- Report by Committee on Finance and Revenue recommending passage with amendments.

SB 734 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SB 804 -- Report by Committee on Environment and Natural Resources recommending passage.

HB 2079 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SCR 12 -- Taken from today's third reading calendar and placed on April 5 calendar by unanimous consent on motion of Gordly. (Carter in Chair)

SB 169, 264, 265, 292, 298, 408, 409, 412, 413, 479, 556, 804, 879, 950 -- Read second time and passed to third reading.

Senate recessed until 10:50 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 10:50 a.m. President Courtney in Chair. All present except Avakian, Deckert, Gordly, Prozanski, excused.

Senate, having recessed following the order of Second Reading of Senate Measures resumed under the general order of business by unanimous consent at the request of the Chair.

SB 158 -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 22; nays, 6 – Beyer, Ferrioli, George, L., Kruse, Metsger, Nelson, Schrader; excused, 2 – Deckert, Prozanski. Bill passed.


SB 236 A-Eng. -- Read third time. Carried by Bates. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, Prozanski. Bill passed.

SB 490 A-Eng. -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, Prozanski. Bill passed.

SB 563 -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, Prozanski. Bill passed.

SB 615 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, Prozanski. Bill passed.

SB 729 -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 22; nays, 6 – Beyer, George, G., Kruse, Metsger, Nelson, Schrader; excused, 2 – Deckert, Prozanski. Bill passed.


SB 889 -- Read third time. Carried by Morrisette. On passage of bill the vote was: Ayes, 25; nays, 3 – Schrader, Whitsett, Winters; excused, 2 – Deckert, Prozanski. Bill passed.

SB 985 -- Read third time. Carried by Bates. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, Prozanski. Bill passed.


HB 3532 -- Message from the House announcing passage.

HCR 4, 9; HJM 10; HB 2223, 2233, 2762, 2823, 2970, 3532 -- Read first time and referred to President's desk.

HB 2121, 2191 -- Read second time and passed to third reading.

HB 2405 A-Eng. -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, Prozanski. Bill passed.

SB 40, 41, 99; HB 2128, 2130, 2164, 2192 -- President Courtney signed on April 3.

Senate adjourned until 10:15 a.m. Wednesday by unanimous consent at the request of the Chair.

Wednesday, April 4, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker,
Westlund, Whitsett, Winters; excused -- Johnson. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Reverend Rick Davis, Unitarian Universalist Congregation, Salem.

SB 147, 223, 224, 230; HB 5040; 2345, 2386, 2538, 2650 -- Message from the House announcing passage.

HCR 11 -- Message from the House announcing adoption.

SB 84 -- Message from the House announcing passage as amended by the House.

Committee Report Summary No. 46 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 792 -- Report by Committee on Health and Human Services recommending passage. Referred to Committee on Ways and Means by prior reference.


HB 2268 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

HB 2290 -- Report by Committee on Health and Human Services recommending passage.

HB 2384 -- Report by Committee on Judiciary recommending passage with amendments.


SB 1039 -- Introduced, read first time and referred to President’s desk.

SB 5, 39, 697, 734 -- Read second time and passed to third reading.

Senate recessed until 10:50 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 10:50 a.m. President Courtney in Chair. All present except Carter, Deckert, Johnson, Starr, excused.

Senate, having recessed under the order of Second Reading of Senate Measures, proceeded with the general order of business by unanimous consent at the request of the Chair.

SB 156 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 18; nays, 8 – Atkinson, Beyer, George, L., Kruse, Morse, Schrader, Whitsett, Winters; excused, 4 – Carter, Deckert, Johnson, Starr. Bill passed.

SB 169 A-Eng. -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 26; excused, 4 – Carter, Deckert, Johnson, Starr. Bill passed.


SB 265 A-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 26; excused, 4 – Carter, Deckert, Johnson, Starr. Bill passed.


SB 408 A-Eng. -- Read third time. Carried by Brown. On passage of bill the vote was: Ayes, 29; excused, 1 – Johnson. Bill passed.


SB 413 A-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 29; excused, 1 – Johnson. Bill passed.


SB 556 A-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 29; excused, 1 – Johnson. Bill passed.


SB 950 A-Eng. -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 28; excused, 2 – Carter, Johnson. Bill passed.

HCR 11; HB 5040; 2345, 2386, 2538, 2650 -- Read first time and referred to President’s desk.

HJR 12; HB 2079, 2268, 2290, 2447 -- Read second time and passed to third reading.

HB 2121 B-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 27; nays, 1 – Schrader; excused, 2 – Carter, Johnson. Bill passed.

HB 2191 A-Eng. -- Read third time. Carried by Morrisette. On passage of bill the vote was: Ayes, 24; nays, 4 – Bates, Gordly, Verger, Whitsett; excused, 2 – Carter, Johnson. Bill passed.

HB 2321 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 27; nays, 1 – Whitsett; excused, 2 – Carter, Johnson. Bill passed.

The following measures were referred to committee on April 3 and recorded on Committee Referral List No. 42 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 1038 Emergency Preparedness and Ocean Policy; Ways
Thursday, April 5, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Jess Strickland and associate Pastor Brian Wheelon, Living Hope Fellowship, Aloha. (Carter in Chair)

SB 196; HB 2826, 2910, 2941 -- Message from the House announcing passage.

HB 2160 -- Message from the House announcing concurrence in Senate amendments and repassage.

SB 61, 83, 362 -- Message from the House announcing passage as amended by the House.

Committee Report Summary No. 47 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 10 -- Report by Committee on Rules recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 109 -- Report by Committee on Judiciary recommending passage with amendments.

SB 134 -- Report by Committee on Environment and Natural Resources recommending passage with amendments.

SB 149 -- Report by Committee on Environment and Natural Resources recommending passage with amendments.

SB 263 -- Report by Committee on Judiciary recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 320 -- Report by Committee on Judiciary recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 334 -- Report by Committee on Education and General Government recommending passage with amendments.

SB 416 -- Report by Committee on Finance and Revenue recommending passage with amendments.

SB 569 -- Report by Committee on Environment and Natural Resources recommending passage with amendments.

SB 572 -- Report by Committee on Environment and Natural Resources recommending passage with amendments.

SB 609 -- Report by Committee on Education and General Government without recommendation as to passage. Referred to Committee on Finance and Revenue by prior reference.

SB 671 -- Report by Committee on Judiciary recommending passage with amendments.

SB 84 A-Eng. -- Burdick moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 28; nays, 1 – Schrader; absent, 1 – Bates. Bill repassed.

Senate at ease. Senate reassembled.

SCR 8 -- Taken from today's third reading calendar and placed on April 19 calendar by voice vote on motion of Gordly.

SCR 9 -- Read final time. Carried by Gordly. On adoption of resolution, the vote was: Ayes, 29; excused, 1 – Bates. Resolution adopted.

SCR 11 -- Read final time. Carried by Gordly. On adoption of resolution, the vote was: Ayes, 29; excused, 1 – Bates. Resolution adopted.

SCR 12 A-Eng. -- Read final time. Carried by Gordly. On adoption of resolution, the vote was: Ayes, 29; excused, 1 – Bates. Resolution adopted.

SCR 15 -- Read final time. Carried by Gordly. On adoption of resolution, the vote was: Ayes, 29; excused, 1 – Bates. Resolution adopted.

SCR 16 -- Read final time. Carried by Gordly. On adoption of resolution, the vote was: Ayes, 29; excused, 1 – Burdick. Resolution adopted.

Senate recessed until 11:30 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 11:30 a.m. President Courtney in Chair. All present except Bates, Gordly, excused.

Senate, having recessed under the order of Third Reading of Senate measures, resumed under the general order of business by unanimous consent at the request of the Chair.

Senate at ease. Senate reassembled.

HJR 12 A-Eng. -- Read final time. Carried by Morse. On adoption of resolution, the vote was: Ayes, 27; absent, 1 – Westlund; excused, 2 – Bates, Gordly. Resolution adopted.

HB 2447 A-Eng. -- Read third time. Carried by Morse. On passage of bill the vote was: Ayes, 24; nays, 4 – Beyer, Kruse, Schrader, Whitsett; absent, 1 – Westlund; excused, 1 – Bates. Bill passed.

Senate at ease. Senate reassembled.

SB 5, 697, 734 -- Carried over to April 9 calendar by unanimous consent at the request of the Chair.

HB 2826, 2910, 2941 -- Read first time and referred to President's desk.
Senate, reverted to the order of Propositions and Motions by unanimous consent on motion of Monroe.

SB 39 -- Rereferred to Committee on Finance and Revenue by voice vote on motion of Monroe.

Senate, resumed under the order of Second Reading of House Measures by implied consent.

HB 2384 -- Read second time and passed to third reading.

HB 2079, 2268, 2290 -- Carried over to April 9 calendar by unanimous consent at the request of the Chair.

Senate adjourned until 11:00 a.m. Monday by unanimous consent at the request of the Chair.

**Monday, April 9, 2007 -- Morning Session**

Senate convened at 11:00 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor John Wild, Sherwood Bible Fellowship, Sherwood.

SB 42, 307 -- Message from the Governor announcing he signed on April 4.

HB 2792 -- Message from the House announcing passage.

HCR 10; HJR 14 -- Message from the House announcing adoption.

HB 2405 -- Message from the House announcing concurrence in Senate amendments and repassage.

Committee Report Summary No. 48 listing the following reports was distributed to members April 6. Summary list recorded in Journal and Status Report by order of the President.

SB 341 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments.

SB 646 -- Report by Committee on Health Policy and Public Affairs recommending passage. Referred to Committee on Ways and Means by prior reference.

SB 747 -- Report by Committee on Education and General Government recommending passage with amendments.

SB 769 -- Report by Committee on Health and Human Services recommending passage. Referred to Committee on Ways and Means by prior reference.

Committee Report Summary No. 49 listing the following report was distributed to members April 6. Summary list recorded in Journal and Status Report by order of the President.

SB 838 -- Report by Committee on Environment and Natural Resources recommending passage with amendments.

Committee Report Summary No. 50 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 266 -- Report by Committee on Judiciary recommending passage.

SB 597 -- Report by Committee on Judiciary recommending passage.

SB 603 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

SB 653 -- Report by Committee on Finance and Revenue recommending passage.

SB 692 -- Report by Committee on Judiciary recommending passage.

SB 693 -- Report by Committee on Judiciary recommending passage.

SB 829 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.


Senate recessed until 11:25 a.m. by unanimous consent on motion of Ferrioli.

Senate reconvened at 11:25 a.m. President Courtney in Chair. All present.

Senate, having recessed following the order of Reports from Special Committees, resumed under the general order of business by unanimous consent at the request of the Chair.

SB 83 A-Eng. -- Burdick moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 29; nays, 1 – Schrader. Bill repassed.

SB 109, 134, 149, 266, 334, 341, 416, 569, 572, 597, 603, 653, 671, 692, 693, 747, 838 -- Read second time and passed to third reading.


SB 697 A-Eng. -- Read third time. Carried by Morse. On passage of bill the vote was: Ayes, 29; nays, 1 – Brown. Bill passed.

SB 734 A-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 28; nays, 1 – Whitsett; excused, 1 – Brown. Bill passed.

HCR 10; HJR 14; HB 2792 -- Read first time and referred to President’s desk.

HB 2080 -- Read second time and passed to third reading.

HB 2079 A-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 26; nays, 4 – Beyer, George, L., Kruse, Whitsett. Bill passed.

HB 2268 -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 30. Bill passed.

HB 2290 -- Read third time. Carried by Verger. On passage of bill the vote was: Ayes, 29; nays, 1 – Schrader. Bill passed.

HB 2384 A-Eng. -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 30. Bill passed.
The following measures were referred to committee on April 5 and recorded on Committee Referral List No. 43 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HCR 4 Health Policy and Public Affairs
HCR 9 Education and General Government
HJM 10 Health Policy and Public Affairs
HB 5040 Ways and Means
HB 2023 Finance and Revenue
HB 2176 Business, Transportation and Workforce Development
HB 2223 Commerce
HB 2256 Commerce
HB 2297 Business, Transportation and Workforce Development
HB 2345 Judiciary
HB 2371 Emergency Preparedness and Ocean Policy
HB 2372 Business, Transportation and Workforce Development
HB 2509 Education and General Government
HB 2538 Business, Transportation and Workforce Development
HB 2567 Business, Transportation and Workforce Development
HB 2744 Business, Transportation and Workforce Development
HB 2773 Health Policy and Public Affairs
HB 2823 Education and General Government
HB 2970 Environment and Natural Resources

The following measure was referred to committee on April 6 and recorded on Committee Referral List No. 44 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 40, 41, 99, 220, 221, 304, 305, HJR 7, HB 5007, 5017, 5039, 2047, 2091, 2142, 2148, 2157, 2159, 2161, 2163, 2165, 2207, 2227, 2248, 2249, 2271, 2279, 2281, 2282, 2286, 2292, 2312, 2313, 2343, 2355, 2356, 2358, 2360, 2364, 2365, 2367, 2368 -- Message from the House announcing the Speaker signed on April 9.

Committee Report Summary No. 51 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 23 -- Report by Committee on Education and General Government recommending passage with amendments.

SB 74 -- Report by Committee on Rules recommending passage.

SB 151 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments. Referred to Committee on Finance and Revenue by prior reference.

SB 461 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 624 -- Report by Committee on Education and General Government recommending passage. Referred to Committee on Ways and Means by order of the President.

SB 716 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SB 816 -- Report by Committee on Finance and Revenue recommending passage.

HB 3532 -- Report by Committee on Finance and Revenue recommending passage of the A-Engrossed bill.

Report by Committee on Rules recommending that the Governor's appointment of Steven Emery to the Oregon Economic and Community Development Commission be confirmed.

Report by Committee on Rules recommending that the Governor's appointment of R. Charles Vars to the Governing Board of State Department of Geology and Mineral Industries be confirmed.

Report by Committee on Rules recommending that the Governor's appointment of Amy Lowery to the Oregon State Lottery Commission be confirmed.

Report by Committee on Rules recommending that the Governor's appointments of Sarojini Budden, Nathalie Johnson (r) (appearance waived), Gary LeClair (r) (appearance waived), Lewis Neace and David Watt (r) (appearance waived) to the Board of Medical Examiners be confirmed en bloc.

Report by Committee on Rules recommending that the Governor's appointments of Julia Willis, Claudia Coon and James McDonald (r) (appearance waived) to the Oregon State Board of Nursing be confirmed en bloc.

Report by Committee on Rules recommending that the Governor's appointment of Dewey Darold to the State Plumbing Board be confirmed.
We can confirm the Governor's appointment of Michael Healy to the Board on Public Safety Standards and Training.

We can confirm the Governor's appointment of Toni Ellsworth to the Trust for Cultural Development Board.

We can confirm the Governor's appointment of Richard Van Beveren to the Tri-Met Board.

We can confirm the Governor's appointment of Lauren Acton to the Oregon State Veterinary Medical Examining Board.

We can confirm the Governor's appointment of Pamela Hulse Andrews (appearance waived) to the Trust for Cultural Development Board.

We can confirm the Governor's appointment of Michael Healy to the Board on Public Safety Standards and Training.

We can confirm the Governor's appointment of Richard Van Beveren to the Tri-Met Board.

We can confirm the Governor's appointment of Lauren Acton to the Oregon State Veterinary Medical Examining Board.

SB 838 A-Eng. -- Made a Special Order of Business at the head of today's third reading calendar on motion of Brown.

SB 74, 816, 829 -- Read second time and passed to third reading.

Senate recessed until 10:50 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 10:50 a.m. President Courtney in Chair. All present.

Senate, having recessed under the order of Second Reading of Senate Measures, proceeded to the Special Order of Business by unanimous consent at the request of the Chair.


SB 838 A-Eng. -- Verger requested the following explanation of vote be entered into the journal:

"Today I voted no on SB 838. My vote was not a vote against renewable standards and alternative energy in the state of Oregon.

"I am a supporter of alternative energy. As the Co-Chair of the Reedsport Wave Energy Task force I have worked hard over the past 4 months to try and bring new sources of alternative energy to the state of Oregon.

"I want to say thank you Senator Brad Avakian for all of his hard work and the many compromises that he crafted including exempting the small Co-op providers. I commend his hard work for all Oregonians.

"As the Senator representing Central Lincoln PUD I could not support the bill because of the loss of local control that will occur with its passage. As a former Mayor, I have consistently and strongly supported local control since I was first elected to the House in 2001. PUD's are run by elected officials who represent their customers and are closely connected with them on a daily basis. By passing this bill we take away the ability for these officials to decide what is best for their consumers.

"After careful deliberation, I could not reconcile this issue and ultimately had to vote no.

"Again I would like to thank Senator Avakian for all of his hard work and I will continue to work hard for the state of Oregon to bring wave energy to the Oregon coast."

SB 109, 134, 149, 266, 334, 341, 416, 569, 572, 597, 603, 653, 671, 692, 693, 747 -- Carried over to April 11 calendar by unanimous consent at the request of the Chair.

HB 2032, 2138, 2702, 2906, 3068, 3530 -- Read first time and referred to President's desk.

HB 3532 -- Read second time and passed to third reading.

HB 2080 -- Carried over to April 11 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on April 9 and recorded on Committee Referral List No. 45 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HCR 11 Judiciary
HB 2071 Business, Transportation and Workforce Development
HB 2233 Judiciary
HB 2311 Judiciary
HB 2386 Health and Human Services
HB 2438 Business, Transportation and Workforce Development
HB 2650 Health and Human Services
HB 2762 Rules

HJR 7; HB 5007, 5017, 5039; 2047, 2091, 2142, 2148, 2157, 2159, 2161, 2163, 2165, 2207, 2227, 2248, 2249, 2271, 2279, 2281, 2282, 2286, 2292, 2312, 2313, 2343, 2355, 2356, 2358, 2360, 2364, 2365, 2367, 2368 - - President Courtney signed on April 9.

Senate adjourned until 10:15 a.m. Wednesday by unanimous consent at the request of the Chair.

Wednesday, April 11, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes, Anderson, Monroe, Morriseotte, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor David Pederson, Trinity Lutheran Church, Dallas.

HB 2119, 2127, 2133, 2218, 2221, 2224, 2244, 2256, 2385, 2423, 2487, 2507 -- Message from the House announcing passage.

Committee Report Summary No. 52 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.
SB 8 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments.

SB 69 -- Report by Committee on Finance and Revenue recommending passage.

SB 124 -- Report by Committee on Rules recommending passage with amendments.

SB 208 -- Report by Committee on Health and Human Services recommending passage with amendments.

SB 257 -- Report by Committee on Judiciary recommending passage with amendments.

SB 417 -- Report by Committee on Education and General Government recommending passage with amendments and requesting subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means rescinded by order of the President.

SB 432 -- Report by Committee on Emergency Preparedness and Ocean Policy recommending passage with amendments to the A-Engrossed bill.

SB 545 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SB 559 -- Report by Committee on Commerce recommending passage with amendments.

SB 573 -- Report by Committee on Judiciary recommending passage with amendments.

SB 629 -- Report by Committee on Judiciary recommending passage with amendments.

SB 699 -- Report by Committee on Legislative Operations and Reform recommending passage.

SB 748 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

HB 2073 -- Report by Committee on Health and Human Services recommending passage with amendments to the A-Engrossed bill.

HB 2210 -- Report by Committee on Environment and Natural Resources recommending passage. Referred to Committee on Finance and Revenue by prior reference.

HB 2580 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

SB 829 -- Taken from today's third reading calendar and made a Special Order of Business on April 12 calendar by voice vote on motion of Monnes Anderson.

SB 149 -- Taken from today's third reading calendar and placed on April 18 calendar by voice vote on motion of Avakian.

Senate recessed until 10:45 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 10:45 a.m. President Courtney in Chair. All present.

Senate, having recessed following the order of Propositions and Motions, proceeded to the order of Action on Executive Appointments Requiring Senate Confirmation by unanimous consent at the request of the Chair.

Rules suspended by unanimous consent and the following appointments confirmed en bloc on motion of Brown. On confirmation the vote was: Ayes, 28; excused, 1 – Burdick; absent, 1 – Morrisette. Confirmed en bloc.

Oregon Economic and Community Development Commission

Steven Emery

Governing Board of the Department of Geology and Mineral Industries

R. Charles Vars

Oregon State Lottery Commission

Amy Lowery

Board of Medical Examiners

Sarojini Budden
Nathalie Johnson (r)
Gary LeClair (r)
Lewis Neace
David Watt (r)

Oregon State Board of Nursing

Claudia Coon
James McDonald (r)
Julia Willis

State Plumbing Board

Dewey Darold

Board on Public Safety Standards and Training

Michael Healy

State Board of Tax Practitioners

Toni Ellsworth

Tri-Met Board

Richard Van Beveren

Oregon State Veterinary Medical Examining Board

Lauren Acton

Brown moved that the Senate confirm the Governor's appointment and reappointment of Pamela Hulse Andrews to the Trust for Cultural Development Board. On confirmation the vote was: Ayes, 26; nays, 3 – Beyer, Kruse, Whitsett; excused, 1 – Burdick. Confirmed.

SB 1040 -- Introduced, read first time and referred to President's desk.
SB 23, 69, 699, 716 -- Read second time and passed to third reading.

SB 109 A-Eng. -- Read third time. Carried by Beyer. Potential conflict of interest declared by Johnson. On passage of bill the vote was: Ayes, 26; nays, 4 – Atkinson, George, L., Morse, Starr. Bill passed.


SB 266 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 30. Bill passed.


SB 74, 572, 597, 603, 653, 671, 692, 693, 747, 816 -- Carried over to April 12 calendar by unanimous consent at the request of the Chair.

HB 2119, 2127, 2133, 2218, 2221, 2224, 2244, 2256, 2385, 2423, 2487, 2507 -- Read first time and referred to President's desk.

HB 2580 -- Read second time and passed to third reading.

HB 2080, 3532 -- Carried over to April 12 calendar by unanimous consent at the request of the Chair.

Senate adjourned until 10:15 a.m. Thursday by unanimous consent at the request of the Chair.

Thursday, April 12, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrissette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Minister Dan Bryant, First Christian Church, Eugene.

SB 40, 41, 99, 220, 221, 304, 305 -- Message from the Governor signed on April 10.

SB 5502, 5510; HB 2222, 2333, 2490, 2508, 2541, 2622, 2867, 3009, 3414 -- Message from the House announcing passage.

HJM 15 -- Message from the House announcing adoption.

HB 2079, 2384 -- Message from the House announcing concurrence in Senate amendments and repassage.

Committee Report Summary No. 53 listing the following report was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 77 -- Report by Committee on Rules recommending passage with amendments.

Senate recessed until 10:45 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 10:45 a.m. President Courtney in Chair. All present except Bates, Carter, Westlund, excused.

Senate, having recessed following the order of Reports from Special Committees, resumed under the general order of business by unanimous consent at the request of the Chair.

SB 61 A-Eng. -- Morriseotte moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 24; nays, 3 – Beyer, George, L., Kruse; excused, 3 – Bates, Carter, Westlund. Bill repassed.

SB 362 B-Eng. -- Morrisette moved that the Senate concur in House amendments and repass bill. Call of the Senate demanded by Morrisette joined by Brown and Devlin. All present except Carter, excused. On concurrence and repassage the vote was: Ayes, 23; nays, 6 – Beyer, Ferrioli, George, G., George, L., Kruse, Whitsett; excused, 1 – Carter. Bill repassed. Starr granted unanimous consent to change vote from nay to aye.

SCR 14 -- Introduced, read first time and referred to President's desk.

SB 8, 124, 208, 257, 417, 432, 545, 559, 573, 629, 748 -- Read second time and passed to third reading.


SB 603 -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 27; excused, 3 – Bates, Carter, Westlund. Bill passed.


SB 671 A-Eng. -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 26; nays, 1 – Nelson; excused, 3 – Bates, Carter, Westlund. Bill passed. (Monnes Anderson in Chair)


Senate reverted to the order of Third Reading of House Measures by unanimous consent at the request of the Chair.

SB 23, 69, 74, 693, 699, 716, 747, 816 -- Carried over to April 16 calendar by unanimous consent at the request of the Chair.

HJM 15; HB 2222, 2333, 2508, 2541, 2622, 2867, 3009, 3414 -- Read first time and referred to President's desk.

HB 2073 -- Read second time and passed to third reading.

HB 2080, 2580 -- Carried over to April 16 calendar by unanimous consent at the request of the Chair.

Senate adjourned until 10:15 a.m. Monday by unanimous consent at the request of the Chair.

Monday, April 16, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Mutsper, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Sahrader, Starr, Verger, Walker, Whitsett, Winters; excused -- Westlund. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Darrell Arneson, Assembly of God, Brooks.

SB 5514, 5523, 5526, 5532; 197, 270; HB 2750, 2848, 2925 -- Message from the House announcing passage.

HR 4 -- Message from the House announcing adoption.

Committee Report Summary No. 54 listing the following reports was distributed to members April 12. Summary list recorded in Journal and Status Report by order of the President.

SB 135 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments.

SB 303 -- Report by Committee on Judiciary recommending passage with amendments.

SB 379 -- Report by Committee on Judiciary recommending passage with amendments.

SB 474 -- Report by Committee on Legislative Operations and Reform recommending passage. Referred to Committee on Ways and Means by prior reference.

SB 554 -- Report by Committee on Judiciary recommending passage with amendments.

SB 604 -- Report by Committee on Health Policy and Public Affairs without recommendation as to passage. Referred to Committee on Ways and Means by prior reference.

SB 680 -- Report by Committee on Environment and Natural Resources recommending passage. Referred to Committee on Ways and Means by prior reference.

SB 892 -- Report by Committee on Environment and Natural Resources recommending passage with amendments.

SB 926 -- Report by Committee on Environment and Natural Resources recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 1039 -- Report by Committee on Legislative Operations and Reform recommending passage. Referred to Committee on Ways and Means by prior reference.

HB 2211 -- Report by Committee on Environment and Natural Resources recommending passage. Referred to Committee on Finance and Revenue by prior reference.

HB 2212 -- Report by Committee on Environment and Natural Resources recommending passage. Referred to Committee on Finance and Revenue by prior reference.

Committee Report Summary No. 55 listing the following reports was distributed to members April 13. Summary list recorded in Journal and Status Report by order of the President.

SB 5512 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 5527 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 5534 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 5541 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 5545 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 491 -- Report by Committee on Health and Human Services recommending passage with amendments.

Committee Report Summary No. 56 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 5511 -- Report by Committee on Ways and Means recommending passage.

SB 39 -- Report by Committee on Finance and Revenue recommending passage of the A-Engrossed bill.

SB 464 -- Report by Committee on Commerce recommending passage with amendments.

SB 590 -- Report by Committee on Judiciary recommending passage.

SB 596 -- Report by Committee on Education and General Government recommending passage.

SB 656 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments.

SB 894 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SB 946 -- Report by Committee on Commerce recommending passage.

SB 984 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments. Referred to Committee on Finance and Revenue by prior reference.
HJM 6 -- Report by Committee on Business, Transportation and Workforce Development recommending adoption with amendments.

HB 5014 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5040 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

SB 1041 -- Introduced, read first time and referred to President's desk.

SB 5511, 5512, 5527, 5534, 5541, 5545; 39, 77, 135, 303, 379, 491, 554, 590, 596, 892, 946 -- Read second time and passed to third reading.

Senate recessed until 10:50 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:50 a.m. President Courtney in Chair. All present.

Senate, having recessed following the order of Second Reading of Senate Measures, resumed under the general order of business by unanimous consent at the request of the Chair.

SB 693 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 30. Bill passed.

SB 747 A-Eng. -- Read third time. Carried by Morse. On passage of bill the vote was: Ayes, 30. Bill passed.

SB 74 -- Read third time. Carried by Brown. On passage of bill the vote was: Ayes 26; nays, 4 -- Atkinson, George, G., George, L., Starr. Bill passed.

SB 816 -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 28; nays, 2 -- Ferrioli, Schrader. Bill passed.

SB 23 A-Eng. -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 29; nays, 1 -- Beyer. Bill passed.

SB 69 -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 28; nays, 2 -- Ferrioli, Kruse. Bill passed.

SB 699 -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 30. Bill passed.

SB 716 A-Eng. -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 30. Bill passed.

SB 8 A-Eng. -- Read third time. Carried by Courtney. On passage of bill the vote was: Ayes, 29; nays, 1 -- George, L. Bill passed.


SB 208 A-Eng. -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 29; nays, 1 -- Beyer. Bill passed.


SB 417 A-Eng. -- Read third time. Carried by Walker. Potential conflict of interest declared by Morse. On passage of bill the vote was: Ayes, 28; nays, 1 -- Morrisette; excused, 1 -- Brown. Bill passed.

SB 432 B-Eng. -- Read third time. Carried by Verger. On passage of bill the vote was: Ayes, 30. Bill passed.

SB 545 A-Eng. -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 30. Bill passed.

SB 559 A-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 30. Bill passed.

SB 573 -- Read third time. Taken from today's third reading calendar and placed on April 19 calendar by voice vote on motion of Burdick.


SB 748 -- Carried over to April 17 calendar by unanimous consent at the request of the Chair.

HB 2750, 2848, 2925 -- Read first time and referred to President's desk.

HB 5014, 5040 -- Read second time and passed to third reading.

HB 2073, 2080, 2580 -- Carried over to April 17 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on April 12 and recorded on Committee Referral List No. 46 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SCR 14 Education and General Government
SB 1040 Education and General Government
HCR 10 Education and General Government
HJR 14 Finance and Revenue
HB 2032 Finance and Revenue
HB 2127 Judiciary
HB 2133 Judiciary
HB 2138 Judiciary
HB 2218 Commerce
HB 2244 Commerce
HB 2256 Commerce
HB 2423 Judiciary
HB 2487 Business, Transportation and Workforce Development
HB 2507 Judiciary
HB 2541 Business, Transportation and Workforce Development; Finance and Revenue
HB 2792 Business, Transportation and Workforce Development
HB 2826 Judiciary
HB 2906 Judiciary
HB 2910 Rules
HB 2941 Business, Transportation and Workforce Development
President Courtney, Devlin, Ferrioli, George, G., Avakian, Bates, Beyer, Brown, Burdick, Carter, The following members were present: Atkinson, Senate convened at 10:15 a.m. Morse in Chair.

unanimous consent at the request of the Chair. signed on April 13.

SB 147, 223, 224, 230, 330  -- President Courtney April 12.

SB 84, 194, 196 -- President Courtney signed on April 12.

HB 3530 Finance and Revenue

SB 847 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 881 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 491 -- Taken from today's third reading calendar and placed on April 18 calendar by voice vote on motion of Morriseatte.

SB 135 -- Taken from today's third reading calendar and placed on April 18 calendar by voice vote on motion of Monnes Anderson.

SJM 12; SJR 24, 26; SB 464, 656, 894 -- Read second time and passed to third reading.

Senate recessed until 11:05 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 11:05 a.m. President Courtney in Chair. All present except Deckert, Gordly, excused.

Senate, having recessed following the order of Second Reading of Senate Measures, resumed under the general order of business by unanimous consent at the request of the Chair.

SB 748 A-Eng. -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 27; excused, 4 – Brown, Deckert, Gordly. Bill passed.

SB 5511 -- Read third time. Carried by Johnson. On passage of bill the vote was: Ayes, 18; nays, 8 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Starr, Whitsett; excused, 3 – Brown, Burdick, Deckert, Gordly. Bill passed.

SB 5512 A-Eng. -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 21; nays, 6 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse; excused, 3 – Burdick, Deckert, Gordly. Bill passed.

SB 5512 A-Eng. -- George, L. requested the following explanation of vote be entered into the journal:

"My vote against SB 5511, an appropriation of 'General Fund' money, is not to be interpreted as opposition to the specific program nor the work done by the Ways and Means Committee. My vote is about the adequate funding of Oregon classrooms and the sustainability of the overall budget.

"The public has consistently demanded that the K-12 and Higher Education budgets be funded first and funded adequately. The passage of other appropriation bills before education does not give us a clear picture of the overall budget, nor the amount that will be appropriated for education. At this time, we have the Co-Chairs proposed budget. However, the education budget and the details of the overall budget are still unclear.

"The Co-Chairs' Budget is vague and the Governor's budget is unsustainable. We currently have significant growth in the 'General' and 'All-Funds' budgets to adequately fund the State. The public needs to be assured – and the Legislature needs to ensure - that expenditures in the budget are still clear.

"It would be inappropriate to pass any 'General Fund' budget without first having a clear view of both the overall budget plan, and surety for Oregon classrooms."

SB 5512 A-Eng. -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 21; nays, 6 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse; excused, 3 – Burdick, Deckert, Gordly. Bill passed.

SB 5512 A-Eng. -- George, L. requested the following explanation of vote be entered into the journal:
“My vote against SB 5512A, an appropriation of ‘General Fund’ money, is not to be interpreted as opposition to the specific program nor the work done by the Ways and Means Committee. My vote is about the adequate funding of Oregon classrooms and the sustainability of the overall budget.

“The public has consistently demanded that the K-12 and Higher Education budgets be funded first and funded adequately. The passage of other appropriation bills before education does not give us a clear picture of the overall budget, nor the amount that will be appropriated for education. At this time, we have the Co-Chairs proposed budget. However, the education budget and the details of the overall budget are still unclear.

“The Co-Chairs’ Budget is vague and the Governor’s budget is unsustainable. We currently have significant growth in the ‘General’ and ‘All-Funds’ budgets to adequately fund the State. The public needs to be assured – and the Legislature needs to ensure - that expenditures in this session remain sustainable for future legislatures.

“It would be inappropriate to pass any ‘General Fund’ budget without first having a clear view of both the overall budget plan, and surety for Oregon classrooms.”

SB 5527 A-Eng. -- Read third time. Carried by Bates. On passage of bill the vote was: Ayes, 25; nays, 2 – Atkinson, George, G; excused, 3 – Burdick, Deckert, Gordly. Bill passed.

SB 5534 A-Eng. -- Read third time. Carried by Westlund. On passage of bill the vote was: Ayes, 21; nays, 6 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse; excused, 3 – Burdick, Deckert, Gordly. Bill passed.

SB 5534 -- George, L. requested the following explanation of vote be entered into the journal:

“My vote against SB 5534A, an appropriation of ‘General Fund’ money, is not to be interpreted as opposition to the specific program nor the work done by the Ways and Means Committee. My vote is about the adequate funding of Oregon classrooms and the sustainability of the overall budget.

“The public has consistently demanded that the K-12 and Higher Education budgets be funded first and funded adequately. The passage of other appropriation bills before education does not give us a clear picture of the overall budget, nor the amount that will be appropriated for education. At this time, we have the Co-Chairs proposed budget. However, the education budget and the details of the overall budget are still unclear.

“The Co-Chairs’ Budget is vague and the Governor’s budget is unsustainable. We currently have significant growth in the ‘General’ and ‘All-Funds’ budgets to adequately fund the State. The public needs to be assured – and the Legislature needs to ensure - that expenditures in this session remain sustainable for future legislatures.

“It would be inappropriate to pass any ‘General Fund’ budget without first having a clear view of both the overall budget plan, and surety for Oregon classrooms.”

SB 5545 A-Eng. -- George, L. requested the following explanation of vote be entered into the journal:

“My vote against SB 5545A, an appropriation of ‘General Fund’ money, is not to be interpreted as opposition to the specific program nor the work done by the Ways and Means Committee. My vote is about the adequate funding of Oregon classrooms and the sustainability of the overall budget.

“The public has consistently demanded that the K-12 and Higher Education budgets be funded first and funded adequately. The passage of other appropriation bills before education does not give us a clear picture of the overall budget, nor the amount that will be appropriated for education. At this time, we have the Co-Chairs proposed budget. However, the education budget and the details of the overall budget are still unclear.

“The Co-Chairs’ Budget is vague and the Governor’s budget is unsustainable. We currently have significant growth in the ‘General’ and ‘All-Funds’ budgets to adequately fund the State. The public needs to be assured – and the Legislature needs to ensure - that expenditures in this session remain sustainable for future legislatures.

“It would be inappropriate to pass any ‘General Fund’ budget without first having a clear view of both the overall budget plan, and surety for Oregon classrooms.”

SB 5545 A-Eng. -- George, L. requested the following explanation of vote be entered into the journal:

“My vote against SB 5545A, an appropriation of ‘General Fund’ money, is not to be interpreted as opposition to the specific program nor the work done by the Ways and Means Committee. My vote is about the adequate funding of Oregon classrooms and the sustainability of the overall budget.

“The public has consistently demanded that the K-12 and Higher Education budgets be funded first and funded adequately. The passage of other appropriation bills before education does not give us a clear picture of the overall budget, nor the amount that will be appropriated for education. At this time, we have the Co-Chairs proposed budget. However, the education budget and the details of the overall budget are still unclear.

“The Co-Chairs’ Budget is vague and the Governor’s budget is unsustainable. We currently have significant growth in the ‘General’ and ‘All-Funds’ budgets to adequately fund the State. The public needs to be assured – and the Legislature needs to ensure - that expenditures in this session remain sustainable for future legislatures.

“It would be inappropriate to pass any ‘General Fund’ budget without first having a clear view of both the overall budget plan, and surety for Oregon classrooms.”

SB 39 A-Eng. -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 27; excused, 3 – Burdick, Deckert, Gordly. Bill passed.


SB 303 A-Eng. -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 24; nays, 3 – Atkinson, Ferrioli, Schrader; excused, 3 – Burdick, Deckert, Gordly. Bill passed.


SB 379 A-Eng. -- George, L. requested the following explanation of vote be entered into the journal:

“SB 379 reaches towards a very laudable goal. However, SB 379 is yet another example of the Oregon Legislature placing unfunded mandates on our local schools. Our schools are cash-strapped and can not afford the cost of these mandates. If the Legislature believes that a program is necessary, we are obligated to provide the funding.”

SB 554 A-Eng. -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, Gordly. Bill passed.
SB 590 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, Gordly. Bill passed.

SB 892 -- Moved to the head of today's third reading calendar by unanimous consent at the request of the Chair.

SB 892 A-Eng.-- Read third time. Carried by Beyer. Potential conflict of interest declared by Beyer. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, Gordly. Bill passed.

SB 596, 946 -- Carried over to April 18 calendar by unanimous consent at the request of the Chair.

HB 2293, 2485, 2486, 2579, 2756, 2943, 2944, 2992, 2993, 3290, 3353, 3354 -- Read first time and referred to President's desk.

HJM 6 -- Read second time and passed to third reading.

HB 5014, 5040; 2073, 2080, 2580 -- Carried over to April 18 calendar by unanimous consent at the request of the Chair.

The following measure was referred to committee on April 16 and recorded on Committee Referral List No. 47 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 1041 Ways and Means

SB 83 -- President Courtney signed on April 16.

Senate adjourned until 10:15 a.m. Wednesday by unanimous consent at the request of the Chair.

Wednesday, April 18, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Whitsett, Winters; excused -- Bates, Morrisette, Westlund. Colors were posted and the Senate pledged allegiance to the flag. Musical performance by Senator Carter, Portland.

Invocation by Pastor Jim Frisbie, United Methodist Church, Canby.

HB 2007 -- Message from the House announcing passage.

SB 2 -- Message from the House announcing passage as amended by the House.

Committee Report Summary No. 58 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 116 -- Report by Committee on Commerce recommending passage with amendments.

SB 161 -- Report by Committee on Health and Human Services recommending passage with amendments.

SB 234 -- Report by Committee on Environment and Natural Resources recommending passage with amendments.

SB 302 -- Report by Committee on Judiciary recommending passage with amendments.

SB 448 -- Report by Committee on Education and General Government recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 567 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SB 746 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SB 757 -- Report by Committee on Education and General Government recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 835 -- Report by Committee on Commerce recommending passage.

HB 2086 -- Report by Committee on Education and General Government recommending passage.

HB 2088 -- Report by Committee on Education and General Government recommending passage.

HB 2238 -- Report by Committee on Education and General Government recommending passage.

HB 2630 -- Report by Committee on Education and General Government recommending passage.

Senate recessed until 11:00 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 11:00 a.m. President Courtney in Chair. All present except Bates, Morrisette, Westlund, excused.

Senate, having recessed under the order of Propositions and Motions, resumed under that order by unanimous consent at the request of the Chair.

SB 149 -- Taken from today's third reading calendar and placed on April 23 calendar by voice vote on motion of Avakian.

SB 1042 -- Introduced, read first time and referred to President's desk.

SB 592, 835 -- Read second time and passed to third reading.

SB 596 -- Read third time. Carried by Morse. On passage of bill the vote was: Ayes, 26; nays, 1 – George, G.; excused, 3 – Bates, Morrisette, Westlund. Bill passed.

SB 946 -- Read third time. Carried by Brown, Monnes Anderson. On passage of bill the vote was: Ayes, 25; nays, 2 – George, G., Whitsett; excused, 3 – Bates, Morrisette, Westlund. Bill passed.

SB 491 -- Read third time. Carried by Brown, Monnes Anderson. On adoption of memorial, the vote was: Ayes, 20; nays, 6 – Carter, George, G., Gordly, Schrader, Whitsett, Winters; excused, 4 – Bates, Brown, Morrisette, Westlund. Memorial adopted.

SB 491 -- Moved to the head of today's third reading calendar by unanimous consent at the request of the Chair.

SB 491 A-Eng.-- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 24; nays, 2 – George, L., Whitsett; absent, 1 – Nelson; excused, 3 – Bates, Morrisette, Westlund. Bill passed. Atkinson granted unanimous consent to change vote from nay to aye.
Thursday, April 19, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monness Anderson, Monroe, Morse, Nelson, Prozanski, Schrader, Verger, Walker, Westlund, Whitsett; excused — Devlin, Morrisette, Starr, Winters. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Reverend Cynthia O’Brien, Smith Memorial Presbyterian Church, Fairview. Musical performance by Allison Armerding, Jim Rose, and Anna Viemeister, Opera Singers from Portland State University.

HB 5042, 5050, 5051; 2082, 2101, 2240, 2263, 2513, 2633, 2665, 2666, 2676, 2869, 2891, 2893 -- Message from the House announcing passage.

Committee Report Summary No. 59 listing the following report was distributed to members April 18. Summary list recorded in Journal and Status Report by order of the President.

SB 707 -- Report by Committee on Environment and Natural Resources recommending passage with amendments.

Committee Report Summary No. 60 listing the following reports was distributed to members today.

Summary list recorded in Journal and Status Report by order of the President.

SB 331 -- Report by Committee on Judiciary recommending passage with amendments.

SB 571 -- Report by Committee on Judiciary recommending passage with amendments. Referred to Committee on Finance and Revenue by order of the President.

SB 578 -- Report by Committee on Judiciary recommending passage with amendments. Referred to Committee on Ways and Means by order of the President.

SB 722 -- Report by Committee on Environment and Natural Resources recommending passage.

SB 751 -- Report by Committee on Health Policy and Public Affairs recommending passage.

SB 827 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments and referred to Committee on Finance and Revenue then Committee on Ways and Means by prior reference.

SB 949 -- Report by Committee on Environment and Natural Resources recommending passage and referred to Committee on Finance and Revenue then Committee on Ways and Means by prior reference.

HB 2371 -- Report by Committee on Emergency Preparedness and Ocean Policy recommending passage.

Senate recessed until 10:50 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:50 a.m. President Courtney in Chair. All present except Devlin, Morrisette, Starr, excused.

Senate, having recessed following the order of Reports from Special Committees, proceeded to the order of Propositions and Motions by unanimous consent at the request of the Chair.

SB 592, 894 -- Taken from today’s third reading calendar and placed on April 23 calendar by voice vote on motion of Metsger.

SB 2 A-Eng. -- Burdick moved that the Senate concur in House amendments and repass bill. Call of the pending present devolved by Brown joined by Brown and Gordly. All present except Devlin, Morrisette, Starr, Winters, excused. On concurrence and repassage the vote was: Ayes, 19; nays, 7 -- Atkinson, Beyer, Ferrioli, George, G., Kruse, Whitsett, excused, 4 -- Devlin, Morrisette, Starr, Winters. Bill repassed.

SM 1; SB 1044 -- Introduced, read first time and referred to President’s desk.

SB 116, 161, 234, 302, 567, 707, 722, 746, 751 -- Read second time and passed to third reading.


SB 656 A-Eng. -- Read third time. Carried by Carter. Call of the Senate demanded by Brown joined

SB 656 A-Eng. -- Prozanski requested the following explanation of vote be entered into the journal:

“I voted no on SB 656 because the testimony did not support the need to require optometrists to ‘consult’ with an ophthalmologist regarding treating glaucoma patients. I recognize the seriousness of glaucoma and the need for early diagnosis and treatment, but the testimony did not establish that optometrists were improperly handling treatment for their patients. Over the past sixteen years, no complaints regarding treatment of glaucoma have been filed with the Oregon Board of Optometry.

“I also question the wisdom of placing treatment protocols for a specific disease into the state statutes. I do not believe that the legislature should be micro-managing medical protocols.

“Accordingly, I could not support SB 656.”

SCR 8 -- Read final time. Carried by Gordly. On adoption of resolution, the vote was: Ayes, 25; excused, 5 – Atkinson, Devlin, Morrisette, Starr, Winters. Resolution adopted.

SB 573 A-Eng. -- Bill read. Carried by Burdick. Call of Senate demanded by Burdick joined by Brown and Morse. All present except Devlin, Morrisette, Starr, Winters, excused. On passage of bill the vote was: Ayes, 18; nays, 8 – Deckert, Johnson, Kruse, Metsger, Monnes Anderson, Schrader, Verger, Courtney; excused, 4 – Devlin, Morrisette, Starr, Winters. Bill passed.

SB 835 -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 22; nays, 4 – Atkinson, Devlin, Moore, Whitsett; excused, 4 – Devlin, Morrisette, Starr, Winters. Bill passed.

HB 5042, 5050, 5051; HB 2082, 2101, 2240, 2263, 2513, 2633, 2665, 2666, 2676, 2869, 2891, 2893 - Read first time and referred to President’s desk.

HB 2371 -- Read second time and passed to third reading.


HB 2580 -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 24; nays, 2 – Atkinson, Schrader; excused, 4 – Devlin, Morrisette, Starr, Winters. Bill passed.

HJM 6; HB 5014, 5040; 2073, 2086, 2088, 2238, 2630 -- Carried over to April 23 calendar by unanimous consent at the request of the Chair.

The following measure was referred to committee on April 18 and recorded on Committee Referral List No. 49 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 1042 Education and General Government

Senate adjourned until 10:15 a.m. Monday by unanimous consent at the request of the Chair.

Monday, April 23, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordy, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Greg Brothers, Seventh-Day Adventist Church, Lincoln City.

SB 5503, 5538, 5546; HB 2074, 2219, 2390, 2902 -- Message from the House announcing passage.

HCR 7; HJM 14 -- Message from the House announcing adoption.

Committee Report Summary No. 61 listing the following reports was distributed to members April 20 Summary list recorded in Journal and Status Report by order of the President.

SB 328 -- Report by Committee on Judiciary recommending passage with amendments. Referred to Committee on Ways and Means by order of the President.

SB 338 -- Report by Committee on Environment and Natural Resources recommending passage with amendments. Referred to Committee on Ways and Means by order of the President.

SB 456 -- Report by Committee on Legislative Operations and Reform recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 728 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SB 733 -- Report by Committee on Judiciary recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

Committee Report Summary No. 62 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SCR 13 -- Report by Committee on Health Policy and Public Affairs recommending adoption.

SB 21 -- Report by Committee on Business, Transportation and Workforce Development without recommendation as to passage, but with amendments. Referred to Committee on Ways and Means by prior reference.

SB 336 -- Report by Committee on Environment and Natural Resources recommending passage.

SB 492 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SB 688 -- Report by Committee on Commerce recommending passage with amendments.

SB 989 -- Report by Committee on Education and General Government recommending passage with amendments.
HB 2925 -- Report by Committee on Emergency Preparedness and Ocean Policy recommending passage.

Senate recessed until 10:45 a.m. by unanimous consent of Brown.

Senate reconvened at 10:45 a.m. President Courtney in Chair. All present.

Senate, having recessed following the order of Reports from Special Committees, resumed under the order of Propositions and Motions by unanimous consent at the request of the Chair.

SB 707 -- Made a Special Order of Business at the head of today's third reading calendar by voice vote on motion of Brown.

SB 1045 -- Introduced, read first time and referred to President's desk.

SCR 13; SB 331, 336, 728 -- Read second time and passed to third reading. (Carter in Chair)


SB 149 A-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 26; nays, 4 – Burdick, Johnson, Schrader, Whitsett. Bill passed.


SB 234 A-Eng. -- Read third time. Carried by Bates. On passage of bill the vote was: Ayes, 29; nays, 1 – George, G. Bill passed.


SB 567 A-Eng. -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 28; nays, 2 – Schrader, Whitsett. Bill passed.

SB 592 A-Eng. -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 30. Bill passed.

SB 722, 746, 751, 894 -- Carried over to April 24 calendar by unanimous consent at the request of the Chair.

HCR 7; HJM 14; HB 2074, 2219, 2390, 2902 -- Read first time and referred to President's desk.

HB 2925 -- Read second time and passed to third reading.

The following measures were referred to committee on April 19 and recorded on Committee Referral List No. 50 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SM 1 Rules
HJM 15 Rules
HB 5042 Ways and Means
HB 5050 Ways and Means
HB 5051 Ways and Means
HB 2007 Judiciary
HB 2222 Commerce
HB 2293 Environment and Natural Resources
HB 2333 Judiciary
HB 2485 Commerce
HB 2486 Business, Transportation and Workforce Development
HB 2490 Business, Transportation and Workforce Development
HB 2508 Judiciary
HB 2579 Education and General Government
HB 2622 Commerce
HB 2750 Education and General Government; Ways and Means
HB 2756 Commerce
HB 2848 Education and General Government
HB 2867 Health and Human Services
HB 2943 Commerce
HB 2992 Environment and Natural Resources
HB 3009 Health Policy and Public Affairs
HB 3354 Business, Transportation and Workforce Development
HB 3414 Education and General Government

The following measure was referred to committee on April 19 and recorded on Committee Referral List No. 51 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 1044 Environment and Natural Resources

Senate adjourned until 10:15 a.m. Tuesday by unanimous consent at the request of the Chair.

Tuesday, April 24, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morissette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Archbishop John Vlazny, Portland Archdiocese.

Courtesies of the Senate were extended to former State Representative Chris Beck at the request of Bates.
HB 2104, 2517, 3164 -- Message from the House announcing passage.

HJR 51 -- Message from the House announcing adoption.

Committee Report Summary No. 63 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SJR 19 -- Report by Committee on Business, Transportation and Workforce Development recommending adoption.

SB 694 -- Report by Committee on Judiciary recommending passage with amendments.

SB 875 -- Report by Committee on Emergency Preparedness and Ocean Policy recommending passage with amendments.

SB 1027 -- Report by Committee on Business, Transportation and Workforce Development without recommendation as to passage. Referred to Committee on Finance and Revenue then to Committee on Ways and Means by prior reference.

SCR 13 -- Made a Special Order of Business at the head of today's third reading calendar on motion of Brown.

SB 1046 -- Introduced, read first time and referred to President's desk.

SJR 19; SB 492, 688, 989, 1022 -- Read second time and passed to third reading.

SCR 13 -- Under Special Order of Business, read final time. Carried by Schrader. On adoption of resolution, the vote was: Ayes, 29; excused, 1 – Burdick. Resolution adopted.

Senate recessed until 11:00 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 11:00 a.m. President Courtney in Chair. All present except Burdick, Prozanski, excused.

Senate, having recessed following the order of Special Order of Business, resumed under the order of Third Reading of Senate Measures by unanimous consent at the request of the Chair.

SB 722 -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 28; excused, 2 – Burdick, Prozanski. Bill passed.

SB 746 A-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 27; nays, 1 – Schrader; excused, 2 – Burdick, Prozanski. Bill passed.

SB 751 -- Read third time. Carried by Morrisette. On passage of bill the vote was: Ayes, 29; excused, 1 – Burdick. Bill passed.

SB 894 A-Eng. -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 29; excused, 1 – Burdick. Bill passed.

SB 331 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 29; excused, 1 – Burdick. Bill passed.


HJR 51; HB 2104, 2517, 3164 -- Read first time and referred to President's desk.

HB 2073 B-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 26; nays, 4 – Beyer, Schrader, Starr, Whitsett. Bill passed.


HJM 6 A-Eng. -- Read final time. Carried by Monnes Anderson. On adoption of memorial, the vote was: Ayes, 24; nays, 6 – Atkinson, Beyer, Kruse, Schrader, Whitsett, Winters. Memorial adopted.

HB 2086 -- Read third time. Carried by Westlund. On passage of bill the vote was: Ayes, 26; nays, 2 – Beyer, Ferrioli. Bill passed.

HB 2088 -- Read third time. Carried by Westlund. On passage of bill the vote was: Ayes, 30. Bill passed.

HB 2238, 2630, 2371, 2925 -- Carried over to April 25 calendar by unanimous consent at the request of the Chair.

Senate adjourned until 10:15 a.m. Wednesday by unanimous consent at the request of the Chair.

Wednesday, April 25, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Jim Bull, First Baptist Church, Salem.

HB 2472, 2636, 2687, 2892, 3103, 3104, 3360, 3482 -- Message from the House announcing passage.

Committee Report Summary No. 64 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SCR 14 -- Report by Committee on Education and General Government recommending adoption.

SB 235 -- Report by Committee on Environment and Natural Resources recommending passage with amendments, Referred to Committee on Ways and Means by order of the President.

SB 337 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments.

SB 586 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments.
SB 753 -- Report by Committee on Education and General Government recommending passage with amendments.

SB 1040 -- Report by Committee on Education and General Government recommending passage.

HB 2071 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

HB 2072 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

Senate recessed until 10:50 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:50 a.m. President Courtney in Chair. All present except Carter, Gordly, Walker, excused.

Senate, having recessed following the order of Reports from Special Committees, resumed under the general order of business by unanimous consent at the request of the Chair.

SB 200 A-Eng. -- Morrisette moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 22; nays, 6 – Atkinson, Beyer, Ferrioli, George, L., Starr, Whitsett; excused, 2 – Carter, Walker. Bill repassed.

SCR 14: SB 694, 875, 1040 -- Read second time and passed to third reading.

SJR 19 -- Read final time. Carried by Nelson. On adoption of resolution, the vote was: Ayes, 28; excused, 2 – Carter, Walker. Resolution adopted.


HB 2472, 2636, 2687, 2892, 3103, 3104, 3360, 3482 -- Read first time and referred to President’s desk.

HB 2071, 2072 -- Read second time and passed to third reading.

HB 2238 -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 28; excused, 2 – Carter, Schrader. Bill passed.

HB 2630 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 28; excused, 2 – Carter, Schrader. Bill passed.

HB 2371 -- Read third time. Carried by Verger. On passage of bill the vote was: Ayes, 27; excused, 3 – Carter, Johnson, Schrader. Bill passed.

HB 2925 -- Read third time. Carried by George, L. On passage of bill the vote was: Ayes, 26; excused, 4 – Carter, Deckert, Johnson, Schrader. Bill passed.

The following measure was referred to committee on April 24 and recorded on Committee Referral List No. 52 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 3553 Business, Transportation and Workforce Development

SB 5510, 5514, 5523, 5526, 5532 -- President Courtney signed on April 23.

Senate adjourned until 10:15 a.m. Thursday by unanimous consent at the request of the Chair.

Thursday, April 26, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Beyer, Brown, Burdick, Ferrioli, Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morse, Nelson, Pfromzanski, Starr, Verger, Whitsett, Winters; absent – Bates, Carter, Devlin, Morrisette, Schrader, Walker, Westlund; excused; Deckert, George, G., George, L.

Call of the Senate demanded by Brown joined by Morse and Kruse. All present except Bates, Carter, Devlin, Morrisette, Schrader, Walker, Westlund, absent; Deckert, George, G., George, L., excused. Pending arrival of members subject to the Call, Senate at ease. Members subject to the Call arrived. Further proceedings under the Call terminated by unanimous consent at the request of the Chair. All members present except George, L., George, G., excused. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Reverend Don Brandt, Our Saviors Lutheran Church, Salem.

SB 204; HB 2090, 2134, 2264, 2651, 2654, 2723, 2937, 3291, 3380, 3484 -- Message from the House announcing passage.

HCR 12 -- Message from the House announcing adoption.

SJR 20; SB 362 -- Message from the House announcing the Speaker signed on April 25.

Committee Report Summary No. 65 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 253 -- Report by Committee on Commerce recommending passage with amendments.

SB 777 -- Report by Committee on Finance and Revenue recommending passage with amendments.

SB 859 -- Report by Committee on Finance and Revenue recommending passage with amendments.

SB 982 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

SB 337, 586, 753, 982 -- Read second time and passed to third reading.

SCR 14 -- Read final time. Carried by Prozanski. On adoption of resolution, the vote was: Ayes, 26; absent, 2 – Bates, Westlund; excused, 2 – George, G., George, L. Resolution adopted.

Senate recessed until 11:00 a.m. by unanimous consent on motion of Brown.
Senate reconvened at 11:00 a.m. President Courtney in Chair. All present except George, L., George, G., excused.

Without objection, a musical performance was presented by the fourth grade classes from Eccles and Lee Elementary Schools, Canby.

Senate, having recessed under the order of Third Reading of Senate measures, resumed under that order by unanimous consent at the request of the Chair.


SB 875 A-Eng. -- Read third time. Carried by Johnson. On passage of bill the vote was: Ayes, 30. Bill passed.

SB 1040 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 30. Bill passed.

HCR 12; HB 2090, 2134, 2264, 2651, 2654, 2723, 2937, 3291, 3380, 3484 -- Read first time and referred to President's desk.

HB 2071 A-Eng. -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 30. Bill passed.


SJR 20; HB 2447 -- President Courtney signed on April 25.

Senate adjourned until 10:15 a.m. Monday by unanimous consent at the request of the Chair.

Monday, April 30, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordy, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morriseau, Morse, Nelson, Prozanski, Starr, Verger, Walker, Westlund, Winters; Schrader, Whitsett, excused. Colors were posted and the Senate pledged allegiance to the flag. Musical performance by Devin Phillips, jazz saxophonist, Portland. Invocation by Pastor Emily Broussard, Pauline Memorial AME Zion Church, Salem.

SB 362 -- Message from the Governor announcing he signed on April 26.

The following messages from the Governor were read and referred to the President's desk:

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE OF THE 74th LEGISLATIVE ASSEMBLY
ORS 660.110 provides that the Governor shall appoint the members of the State Apprenticeship and Training Council, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Robert Ferguson of Canby to the State Apprenticeship and Training Council for an unexpired four-year term beginning June 1, 2007 and ending August 19, 2007 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE OF THE 74th LEGISLATIVE ASSEMBLY
ORS 660.110 provides that the Governor shall appoint the members of the State Apprenticeship and Training Council, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Robert Ferguson of Canby to the State Apprenticeship and Training Council for a four-year term beginning August 20, 2007 and ending August 19, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE OF THE 74th LEGISLATIVE ASSEMBLY
ORS 660.110 provides that the Governor shall appoint the members of the State Apprenticeship and Training Council, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Michael McFall of Canby to the State Apprenticeship and Training Council for a four-year term beginning June 1, 2007 and ending May 31, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE OF THE 74th LEGISLATIVE ASSEMBLY
ORS 346.130 provides that the Governor shall appoint the members of the Commission for the Blind, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Donald Dartt of Portland to the Commission for the Blind for a two-year term beginning July 1, 2007 and ending June 30, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor
April 26, 2007
TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 346.130 provides that the Governor shall appoint the members of the Commission for the Blind, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.
I reappoint Joyce Green of Portland to the Commission for the Blind for a two-year term beginning July 1, 2007 and ending June 30, 2009 effective upon Senate confirmation.
This appointment is submitted for your consideration.
Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 346.130 provides that the Governor shall appoint the members of the Commission for the Blind, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.
I reappoint Irvin Handelman of Portland to the Commission for the Blind for a two-year term beginning July 1, 2007 and ending June 30, 2009 effective upon Senate confirmation.
This appointment is submitted for your consideration.
Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 346.130 provides that the Governor shall appoint the members of the Commission for the Blind, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.
I reappoint Deborah Marinos of Silverton to the Commission for the Blind for a two-year term beginning July 1, 2007 and ending June 30, 2009 effective upon Senate confirmation.
This appointment is submitted for your consideration.
Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 346.130 provides that the Governor shall appoint the members of the Commission for the Blind, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.
I appoint Richard Phay of Prineville to the Commission for the Blind for an unexpired two-year term beginning June 1, 2007 and ending June 30, 2008 effective upon Senate confirmation.
This appointment is submitted for your consideration.
Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 417.730 provides that the Governor shall appoint the members of the State Commission on Children and Families, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.
I appoint Mark Knutson of Portland to the State Commission on Children and Families for an unexpired four-year term beginning June 1, 2007 and ending September 30, 2008 effective upon Senate confirmation.
This appointment is submitted for your consideration.
Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 469.450 provides that the Governor shall appoint the members of the Energy Facility Siting Council, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.
I reappoint Bob Shiprack of Portland to the Energy Facility Siting Council for a four-year term beginning July 1, 2007
TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 244.250 provides that the Governor shall appoint the members of the Oregon Government Standards and Practices Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Judy Stiegler of Bend to the Oregon Government Standards and Practices Commission for a four-year term beginning April 7, 2007 and ending April 6, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 410.602 provides that the Governor shall appoint the members of the Home Care Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Sharon Ely of White City to the Home Care Commission for a three-year term beginning July 1, 2007 and ending June 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 410.602 provides that the Governor shall appoint the members of the Home Care Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Kay Kirkbride of Hillsboro to the Home Care Commission for a three-year term beginning May 1, 2007 and ending April 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 410.602 provides that the Governor shall appoint the members of the Home Care Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Scott Lay of Portland to the Home Care Commission for a three-year term beginning May 1, 2007 and ending April 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 410.602 provides that the Governor shall appoint the members of the Home Care Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Michael Volpe of Corvallis to the Home Care Commission for a three-year term beginning July 1, 2007 and ending April 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 456.567 provides that the Governor shall appoint the members of the State Housing Council, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Francisco Lopez of Keizer to the State Housing Council for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 456.567 provides that the Governor shall appoint the members of the State Housing Council, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Michael Volpe of Corvallis to the State Housing Council for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 456.567 provides that the Governor shall appoint the members of the State Housing Council, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Francisco Lopez of Keizer to the State Housing Council for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 456.567 provides that the Governor shall appoint the members of the State Housing Council, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.
ORS 357.010 provides that the Governor shall appoint the members of the Trustees of the State Library, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Cliff Trow of Corvallis to the Trustees of the State Library for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation. This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 830.105 provides that the Governor shall appoint the members of the State Marine Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Trey Carskadon of Tualatin to the State Marine Board for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation. This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 830.105 provides that the Governor shall appoint the members of the State Marine Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Deborah McQueen of Scappoose to the State Marine Board for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation. This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 776.105 provides that the Governor shall appoint the members of the Oregon Board of Maritime Pilots, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Kim Duncan of Portland to the Oregon Board of Maritime Pilots for a four-year term beginning June 1, 2007 and ending May 31, 2011 effective upon Senate confirmation. This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 776.105 provides that the Governor shall appoint the members of the Oregon Board of Maritime Pilots, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Charles Yates of Coos Bay to the Oregon Board of Maritime Pilots for a four-year term beginning June 1, 2007 and ending May 31, 2011 effective upon Senate confirmation. This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 678.800 provides that the Governor shall appoint the members of the Board of Examiners of Nursing Home Administrators, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Ronald Gilson of Eugene to the Board of Examiners of Nursing Home Administrators for a three-year term beginning July 1, 2007 and ending June 30, 2010 effective upon Senate confirmation. This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 678.800 provides that the Governor shall appoint the members of the Board of Examiners of Nursing Home Administrators, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Anita Schacher of Astoria to the Board of Examiners of Nursing Home Administrators for a three-year term beginning July 1, 2007 and ending June 30, 2010 effective upon Senate confirmation. This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor
April 26, 2007
TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 689.115 provides that the Governor shall appoint the members of the State Board of Pharmacy, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Lee Howard of Redmond to the State Board of Pharmacy for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 689.115 provides that the Governor shall appoint the members of the State Board of Pharmacy, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Linda Howrey of Portland to the State Board of Pharmacy for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 181.620 provides that the Governor shall appoint the members of the Board on Public Safety Standards and Training, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Todd Anderson of Tillamook to the Board on Public Safety Standards and Training for a three-year term beginning July 1, 2007 and ending June 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 181.620 provides that the Governor shall appoint the members of the Board on Public Safety Standards and Training, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Vicki Jeffries-Bilton of St. Helens to the Board on Public Safety Standards and Training for an unexpired three-year term beginning June 1, 2007 and ending June 30, 2008 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 181.620 provides that the Governor shall appoint the members of the Board on Public Safety Standards and Training, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint William Lafferty of Salem to the Board on Public Safety Standards and Training for a three-year term beginning July 1, 2007 and ending June 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 181.620 provides that the Governor shall appoint the members of the Board on Public Safety Standards and Training, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Steven Piper of Gresham to the Board on Public Safety Standards and Training for a three-year term beginning July 1, 2007 and ending June 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 181.620 provides that the Governor shall appoint the members of the Board on Public Safety Standards and Training, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint James Whelan of Stanfield to the Board on Public Safety Standards and Training for a three-year term beginning July 1, 2007 and ending June 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007
TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 181.620 provides that the Governor shall appoint the members of the Board on Public Safety Standards and Training, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.
I reappoint Max Williams of Salem to the Board on Public Safety Standards and Training for a three-year term beginning July 1, 2007 and ending June 30, 2010 effective upon Senate confirmation.
This appointment is submitted for your consideration.
Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 342.350 provides that the Governor shall appoint the members of the Teacher Standards and Practices Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.
I appoint Robert Scone of Myrtle Creek to the Teacher Standards and Practices Commission for a partial three-year term beginning June 1, 2007 and ending December 31, 2009 effective upon Senate confirmation.
This appointment is submitted for your consideration.
Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 342.350 provides that the Governor shall appoint the members of the Teacher Standards and Practices Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.
I appoint Michael Wood of Union to the Teacher Standards and Practices Commission for a partial three-year term beginning June 1, 2007 and ending December 31, 2009 effective upon Senate confirmation.
This appointment is submitted for your consideration.
Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 285A.261 provides that the Governor shall appoint the members of the Oregon Tourism Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.
I reappoint Jeffrey Kohnstamm of Government Camp to the Oregon Tourism Commission for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.
This appointment is submitted for your consideration.
Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 285A.261 provides that the Governor shall appoint the members of the Oregon Tourism Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.
I reappoint Thomas Luerson of Sunriver to the Oregon Tourism Commission for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.
This appointment is submitted for your consideration.
Sincerely,
Ted Kulongoski
Governor
April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 285A.261 provides that the Governor shall appoint the members of the Oregon Tourism Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.
I appoint Jackie Edmunds-Manz of Lake Oswego to the Oregon Tourism Commission for an unexpired four-year term beginning June 1, 2007 and ending June 30, 2009 effective upon Senate confirmation.
This appointment is submitted for your consideration.
Sincerely,
Ted Kulongoski
Governor
April 26, 2007
Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Win McCormack of Portland to the Oregon Tourism Commission for an unexpired four-year term beginning June 1, 2007 and ending June 30, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 285A.261 provides that the Governor shall appoint the members of the Oregon Tourism Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Patrick Nofield of Cannon Beach to the Oregon Tourism Commission for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 285A.261 provides that the Governor shall appoint the members of the Oregon Tourism Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Karianne Westlund of Eugene to the Oregon Tourism Commission for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 660.321 provides that the Governor shall appoint the members of the Oregon Workforce Investment Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Dale Dickenson of Portland to the Oregon Workforce Investment Board for a three-year term beginning June 1, 2007 and ending May 31, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 285A.261 provides that the Governor shall appoint the members of the Oregon Tourism Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Patrick Nofield of Cannon Beach to the Oregon Tourism Commission for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 285A.261 provides that the Governor shall appoint the members of the Oregon Tourism Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Karianne Westlund of Eugene to the Oregon Tourism Commission for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 660.321 provides that the Governor shall appoint the members of the Oregon Workforce Investment Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Dale Dickenson of Portland to the Oregon Workforce Investment Board for a three-year term beginning June 1, 2007 and ending May 31, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

April 26, 2007
SB 170 -- Report by Committee on Health and Human Services recommending passage with amendments.
SB 178 -- Report by Committee on Finance and Revenue recommending passage with amendments.
SB 180 -- Report by Committee on Finance and Revenue recommending passage with amendments.
SB 273 -- Report by Committee on Judiciary recommending passage with amendments.
SB 288 -- Report by Committee on Judiciary recommending passage with amendments.
SB 326 -- Report by Committee on Health and Human Services recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.
SB 360 -- Report by Committee on Health Policy and Public Affairs without recommendation as to passage. Referred to Committee on Ways and Means by order of the President.
SB 375 -- Report by Committee on Environment and Natural Resources recommending passage.
SB 472 -- Report by Committee on Education and General Government without recommendation as to passage. Referred to Committee on Ways and Means by prior reference.
SB 544 -- Report by Committee on Judiciary recommending passage with amendments.
SB 583 -- Report by Committee on Commerce recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.
SB 591 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments.
SB 600 -- Report by Committee on Environment and Natural Resources recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.
SB 617 -- Report by Committee on Health and Human Services recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.
SB 621 -- Report by Committee on Education and General Government, signed by Walker, Chair, recommending passage with amendments. Minority Report, signed by Morse and Kruse, recommending passage with different amendments.
SB 782 -- Report by Committee on Business, Transportation and Workforce Development without recommendation as to passage. Referred to Committee on Ways and Means by prior reference.
SB 806 -- Report by Committee on Finance and Revenue recommending passage.
SB 814 -- Report by Committee on Finance and Revenue recommending passage with amendments.
SB 815 -- Report by Committee on Finance and Revenue recommending passage.
SB 843 -- Report by Committee on Judiciary recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.
SB 939 -- Report by Committee on Health Policy and Public Affairs without recommendation as to passage. Referred to Committee on Ways and Means by prior reference.
SB 967 -- Report by Committee on Education and General Government recommending passage with amendments.
SB 1041 -- Report by Committee on Ways and Means recommending passage.
HB 5042 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.
HB 5050 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.
HB 5051 -- Report by Committee on Ways and Means recommending passage.
HB 2101 -- Report by Committee on Ways and Means recommending passage.
HB 2240 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.
HB 2372 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments to the A-Engrossed bill.
SM 1; SB 5547; 73, 100, 117, 253, 375, 404, 755, 777, 800, 806, 815, 859, 1041 -- Read second time and passed to third reading.
Senate recessed until 11:00 a.m. by unanimous consent at the request of the Chair.
Senate reconvened at 11:00 a.m. President Courtney in Chair. All present except Schrader, Whitsett, excused.
Senate, having recessed under the order of Third Readings of Senate Measures, resumed under the general order of business by unanimous consent at the request of the Chair.
Senate at ease. Senate reassembled.
SB 982 -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 26; nays, 2 – Atkinson, Kruse; excused, 2 – Schrader, Whitsett. Bill passed.
HB 5042, 5050, 5051; 2101, 2240 -- Read second time and passed to third reading.
The following measures were referred to committee on April 26 and recorded on Committee Referral List No. 53 which was distributed to
Tuesday, May 1, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Bates, Beyer, Brown, Burdick, Deckert, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Starr, Verger, Walker, Westlund, Whitsett, Winters; Avakian, Devlin, Carter, Nelson, Prozanski, Schrader, excused. Colors were posted and the Senate pledged allegiance to the flag. Musical invocation by Senator Frank Morse, his wife Linda, Prozanski, Schrader, excused. Colors were posted and the Senate pledged allegiance to the flag. Musical invocation by Senator Frank Morse, his wife Linda, Paul and Mary Pritchard and Joy Trigg, Albany First Christian Church, Albany.

HB 3328 -- Message from the House announcing passage.

HB 2073 -- Message from the House announcing concurrence in Senate amendments and repassage.

HB 2405 -- Message from the House announcing the Speaker signed on April 27.

SB 83, 84 -- Message from the House announcing concurrence in Senate amendments and repassage.

SB 5524; 61, 103, 106, 197, 241, 570 -- President Courtney signed on April 26.

Senate adjourned until 10:15 a.m. Tuesday by unanimous consent at the request of the Chair.

SM 1 -- Prozanski requested the following explanation of vote be entered into the journal:

"I voted for SM 1 because I support our men and women serving in the United States Armed Forces and our National Guard. As elected officials we have a solemn responsibility to respect and appreciate the sacrifice of our soldiers and their families in the service of our nation.

"I am deeply troubled by the reports indicating that our troops have not always had the protective equipment that they need. Our brave men and women in harms way deserve better. As long as any U.S. soldiers are engaged in any wars or conflicts, it is imperative that we support them and provide them with the proper equipment and tools to complete their missions.

"We were told that Saddam Hussein had weapons of mass destruction. We were told that there was a connection between Saddam Hussein and Osama Bin Laden. We were told that our soldiers would be greeted as liberators. It has become clear that these justifications for the war in Iraq have not materialized.

"I believe it is now time to move toward getting our soldiers out of harms way. As we do so, we need to ensure that we do everything we can to support their transition back to civilian life and back to their families."

SM 1 -- Schrader, requested the following explanation of vote be entered into the journal:

"I am against the current war in Iraq. I feel it is ‘un-win-able’ just like my generation’s Viet Nam. To expose young Americans to combat under those circumstances is unconscionable."
“However, because young Americans are in harm’s way, I will do nothing to undermine their morale in defending what they’ve been told is in the best interests of their nation.

“I talked with members of the National Guard and our military and to a person they feel this memorial would undermine troop morale. Therefore, I will be voting no on Senate Memorial 1.”

SB 5547; 73, 100, 117, 253, 375, 404, 755, 777, 800, 806, 815, 859, 1041 -- Carried over to May 2 calendar by unanimous consent at the request of the Chair.

HB 3328 -- Read first time and referred to President’s desk.

HB 2007, 2372 -- Read second time and passed to third reading.

HB 5042, 5050, 5051; 2101, 2240 -- Carried over to May 2 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on April 30 and recorded on Committee Referral List No. 54 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 1046 Rules
HCR 7  Health Policy and Public Affairs
HCR 12 Health Policy and Public Affairs
HJM 14 Health Policy and Public Affairs
HJR 51 Health and Human Services
HB 2074 Business, Transportation and Workforce Development
HB 2104 Finance and Revenue
HB 2134 Judiciary
HB 2219 Business, Transportation and Workforce Development
HB 2264 Education and General Government
HB 2390 Business, Transportation and Workforce Development
HB 2517 Health Policy and Public Affairs
HB 2636 Rules
HB 2651 Judiciary
HB 2687 Health and Human Services
HB 2892 Commerce
HB 2902 Business, Transportation and Workforce Development
HB 2937 Health Policy and Public Affairs
HB 3103 Health Policy and Public Affairs
HB 3164 Environment and Natural Resources
HB 3360 Business, Transportation and Workforce Development
HB 3482 Finance and Revenue

State Apprenticeship and Training Council (ORS 660.110)

Robert Ferguson (a) and (r) Rules
Michael McFall (r) Rules

Commission for the Blind (ORS 346.130)

Donald Dartt (r) Rules
Joyce Green (r) Rules
Irvin Handelman (r) Rules
Annis Holsworth Rules
Deborah Marinos (r) Rules
Richard Phay Rules

State Commission on Children and Families (ORS 417.730)

Mark Knutson Rules

Energy Facility Siting Council (ORS 417.730)

Bob Shiprack (r) Rules

Oregon Government Standards and Practices Commission (ORS 244.250)

Judy Stiegler (r) Rules

Home Care Commission (ORS 410.602)

Sharon Ely (r) Rules
Kay Kirkbride (r) Rules
Scott Lay (r) Rules
Michael Volpe (r) Rules

State Housing Council (ORS 456.567)

Francisco Lopez Rules

Trustees of the State Library (ORS 357.010)

Cliff Trow Rules

State Marine Board (ORS 830.105)

Trey Carskadon (r) Rules
Deborah McQueen (r) Rules

Oregon Board of Maritime Pilots (ORS 776.105)

Kim Duncan Rules
Charles Yates (r) Rules

Board of Examiners of Nursing Home Administrators (ORS 678.800)

Ronald Gilson (r) Rules
Anita Schacher (r) Rules

State Board of Pharmacy (ORS 689.115)

Lee Howard (r) Rules
Linda Howrey (r) Rules

Board on Public Safety Standards and Training (ORS 181.620)
SB 16 -- Report by Committee on Health and Human Services recommending passage with amendments.

SB 98 -- Report by Committee on Environment and Natural Resources without recommendation as to passage. Referred to Committee on Finance and Revenue and then Committee on Ways and Means by prior reference.

SB 111 -- Report by Committee on Judiciary recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 130 -- Report by Committee on Judiciary recommending passage with amendments.

SB 133 -- Report by Committee on Judiciary recommending passage with amendments.

SB 329 -- Report by Committee on Health Care Reform recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 350 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 582 -- Report by Committee on Finance and Revenue recommending passage with amendments.

SB 754 -- Report by Committee on Health and Human Services recommending passage with amendments. Referred to Committee on Finance and Revenue by prior reference.

SB 756 -- Report by Committee on Health Policy and Public Affairs recommending passage.

SB 827 -- Report by Committee on Finance and Revenue without recommendation as to passage. Referred to Committee on Ways and Means by prior reference.

SB 855 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments and rescind subsequent referral to Committee on Finance and Revenue. Subsequent referral rescinded by order of the President. Referred to Committee on Ways and Means by prior reference.

SB 858 -- Report by Committee on Commerce recommending passage with amendments and requesting referral to Committee on Rules. Referred to Committee on Rules by order of the President.

SB 928 -- Report by Committee on Education and General Government recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 996 -- Report by Committee on Health and Human Services recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

HB 2007 -- Made a Special Order of Business immediately by voice vote on motion of Brown.

Senate recessed until 10:55 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:55 a.m. President Courtney in Chair. All present.

Senate, having recessed following the order of Propositions and Motions, proceeded to the Special
Order of Business by unanimous consent at the request of the Chair.


SM 2007 -- Verger requested the following explanation of vote be entered into the journal:

“In February 2006 the Governor issued an executive order establishing the Governor's Taskforce on Equality in Oregon.

“This Taskforce was charged with analyzing current law regarding discrimination, holding public meetings and taking testimony around the state to consider whether changes were needed to guarantee that all Oregonians were adequately protected from discrimination. After a year of hard work this diverse Taskforce made their recommendations to the Governor.

“House Bill 2007 represents the recommendations of the Governor’s Taskforce for Equality.

“Two years ago I voted against Senate Bill 1000 because I felt that it was worded too closely to Ballot Measure 36 and the voters of this state had already spoken on the issue defining marriage as one man and one woman. Also, I thought more work could have been done to word the language so the differences between domestic partnerships and marriage were clear.

“House Bill 2007 was very respectful of Ballot Measure 36 and clearly defines the difference between domestic partnerships and marriages. Domestic Partnerships are not recognized in other states, are not recognized by the federal government and will not offer the same protections offered by marriage. Domestic Partnerships will only be an issue of registration at the County Clerks Office by Oregon residents.

“House Bill 2007 does, however, allow domestic partners to obtain joint insurance, wrongful death benefits for a partner, and allow for hospital visitation and decision-making rights.

“Today, I was an ‘Aye’ on House Bill 2007 because the language was clear and concise and does not go against the wishes of the majority who voted to keep marriage between one man and one woman.”

SB 621 -- Consideration of committee and minority report taken from today's calendar and placed on May 3 calendar by voice vote on motion of Brown.

SB 1048 -- Introduced, read first time and referred to President's desk.

SB 101, 238, 364, 504, 557, 561, 756, 762 -- Read second time and passed to third reading.

SB 5547 A-Eng. -- Read third time. Carried by Carter. Call of the Senate demanded by Bates joined by Devlin and Walker. All present. On passage of bill the vote was: Ayes, 22; nays, 8 -- Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Starr, Whitsett. Bill passed.

SB 73 -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 20;
SB 891 -- Report by Committee on Environment and Natural Resources recommending passage with amendments.

SB 958 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

HCR 4 -- Report by Committee on Health Policy and Public Affairs recommending adoption of the A-Engrossed resolution.

HCR 5 -- Report by Committee on Health Policy and Public Affairs recommending adoption.

HCR 8 -- Report by Committee on Health Policy and Public Affairs recommending adoption.

HCR 9 -- Report by Committee on Education and General Government recommending adoption.

HCR 10 -- Report by Committee on Education and General Government recommending adoption.


HB 2579 -- Report by Committee on Education and General Government recommending passage.

HB 2675 -- Report by Committee on Education and General Government recommending passage.


Senate recessed until 10:45 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 10:45 a.m. President Courtney in Chair. All present.

Senate, having recessed following the order of Reports from Special Committees, proceeded to the order of Propositions and Motions by unanimous consent at the request of the Chair.

SB 621 -- Taken from today's third reading calendar and placed on May 7 calendar by voice vote on motion of Walker.

SB 1049 -- Introduced, read first time and referred to President's desk.

SB 16, 130, 133, 239, 279, 582, 872 -- Read second time and passed to third reading.


SB 253 A-Eng. -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 30. Bill passed.


SB 404 A-Eng. -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 29; absent, 1 – Deckert. Bill passed.


SB 800 A-Eng. -- Read third time. Carried by Whitsett. On passage of bill the vote was: Ayes, 28; nays, 2 – Avakian, Schrader. Bill passed.

SB 806 -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 29; nays, 1 – Atkinson. Bill passed.

SB 815 -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 28; nays, 1 – Atkinson; excused, 1 – Gordy. Bill passed.

SB 859 A-Eng. -- Read third time. Carried by George, G. On passage of bill the vote was: Ayes, 24; nays, 6 – Atkinson, Beyer, Ferrioli, Kruse, Schrader, Whitsett. Bill passed.


SB 170 -- Read third time. Taken from today's third reading calendar and placed on May 7 calendar by voice vote on motion of Kruse.


SB 544 A-Eng. -- Read third time. Carried by Morse. On passage of bill the vote was: Ayes, 28; nays, 2 – Atkinson, George, L. Bill passed.

SB 591 A-Eng. -- Read third time. Carried by Carter. On passage of bill the vote was: Ayes, 26; nays, 4 – Beyer, George, G., George, L., Kruse. Bill passed.


SB 814 A-Eng. -- Read third time. Carried by George, G. On passage of bill the vote was: Ayes, 30. Bill passed.
Senate convened at 9:30 a.m. Friday, May 4, 2007 -- Morning Session

The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused -- Carter, Schrader. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Reverend Robert Hanna, First Christian Church, Salem.

SB 883 -- Read third time. Carried by Ferrioli. Potential conflicts of interests declared by George, G., Nelson. On passage of bill the vote was: Ayes, 29; excused, 1 -- Deckert. Bill passed.

SB 967 A-Eng. -- Read third time. Carried by Westlund. On passage of bill the vote was: Ayes, 26; nays, 9 -- Atkinson, Beyer, Ferrioli, George, G., Kruse, Morse, Schrader, Verger, Whitsett; excused, 1 -- Deckert. Bill passed.

SB 101 A-Eng. -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 26; nays, 3 -- Atkinson, Beyer, Ferrioli, George, G., Morse, Schrader, Verger, Whitsett; excused, 1 -- Deckert. Bill passed.

SB 238, 364, 504, 557, 561, 756, 762 -- Carried over to May 4 calendar by unanimous consent at the request of the Chair.

HJM 12, 13; HB 2708, 2799, 3267, 3362, 3400, 3406 -- Read first time and referred to President's desk.

HCR 4, 5, 8, 9, 10; HJM 10; HB 2066, 2579, 2675, 2823 -- Read second time and passed to third reading.

HB 5042, 5050, 5051; 2101, 2240, 2372 -- Carried over to May 4 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on May 2 and recorded on Committee Referral List No. 53 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 104 Finance and Revenue; Ways and Means
HJM 22 Emergency Preparedness and Ocean Policy
HB 5028 Ways and Means
HB 5030 Ways andMeans
HB 2090 Education and General Government
HB 2273 Ways and Means
HB 2472 Business, Transportation and Workforce Development; Ways and Means
HB 2654 Business, Transportation and Workforce Development
HB 2723 Environment and Natural Resources
HB 3104 Education and General Government
HB 3291 Environment and Natural Resources
HB 3328 Health and Human Services
HB 3380 Business, Transportation and Workforce Development
HB 3484 Commerce

HB 5008, 5009, 5010, 5011, 5034, 5043, 5045; 2076, 2109, 2111, 2122, 2265, 2266, 2267, 2274, 2316, 2319, 2321, 2348, 2357, 2361, 2444 -- President Courtney signed on May 2.

Senate adjourned until 9:30 a.m. Friday by unanimous consent at the request of the Chair.

Friday, May 4, 2007 -- Morning Session
SB 556 -- Report by Committee on Judiciary recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 1034 -- Report by Committee on Ways and Means recommending passage.

SB 1044 -- Report by Committee on Environment and Natural Resources recommending passage with amendments.

HB 2188 -- Report by Committee on Health Policy and Public Affairs recommending passage of the A-Engrossed bill.


Committee Report Summary No. 74 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 5525 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 58 -- Report by Committee on Ways and Means recommending passage.

Senate recessed until 10:10 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 10:10 a.m. President Courtney in Chair. All present except Carter, Schrader, Prozanski, excused.

Senate, having recessed following the order of Reports from Special Committees, proceeded to the order of Propositions and Motions by unanimous consent at the request of the Chair.

SB 645 B-Eng. -- Monnes Anderson moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 26; nays, 1 – George, G.; excused, 3 – Carter, Schrader, Prozanski, excused.

SB 58, 104, 473, 891, 1034 -- Read second time and passed to third reading.


SB 364 A-Eng. -- Read third time. Carried by Morrisette. On passage of bill the vote was: Ayes, 26; nays, 1 – George, G.; excused, 3 – Carter, Prozanski, Schrader. Bill passed.

SB 504 A-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 26; excused, 4 – Avakian, Carter, Prozanski, Schrader. Bill passed.

SB 557 A-Eng. -- Read third time. Carried by Morse. Call of the Senate demanded by Ferrioli joined by Devlin and Morse. All present. On passage of bill the vote was: Ayes, 30. Bill passed.

SB 561 A-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 28; excused, 2 – Carter, Schrader. Bill passed.

SB 756 -- Read third time. Carried by Morrisette. Call of the Senate demanded by Ferrioli joined by Beyer and Starr. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by unanimous consent on motion of Ferrioli. All present except Carter, Schrader excused. Senate reassembled. On passage of bill the vote was: Ayes, 27; nays, 1 – Whitsett; excused, 2 – Carter, Schrader. Bill passed.

SB 762 A-Eng. -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 28; excused, 2 – Carter, Schrader. Bill passed.

SB 16 A-Eng. -- Read third time. Carried by Johnson. On passage of bill the vote was: Ayes, 28; excused, 2 – Carter, Schrader. Bill passed.


SB 133 A-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 27; nays, 1 – Atkinson; excused, 2 – Carter, Schrader. Bill passed.

SB 239 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 27; nays, 2 – George, L., Kruse; excused, 1 – Carter. Bill passed.

SB 279 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 27; nays, 1 – Atkinson; excused, 2 – Carter, Schrader. Bill passed.

SB 582 -- Read third time. Rereferred to Committee on Finance and Revenue by voice vote on motion of Morse.

SB 872 A-Eng. -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 27; nays, 2 – George, L., Kruse; excused, 1 – Carter. Bill passed.

HJR 15, 31; HB 5015, 5027, 5029, 5041; 2168, 2261, 2324, 2342, 2401, 2585, 2617, 2726, 2776, 2832, 2871, 2913, 3013, 3067, 3089, 3303, 3337, 3377, 3379, 3486, 3524, 3538 – Read first time and referred to President’s desk.

HB 2188, 2702 -- Read second time and passed to third reading.

HB 2372 -- Moved to the head of today’s third reading calendar by unanimous consent at the request of the Chair.

HB 2372 B-Eng. -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 28; nays, 1 – Beyer; excused, 1 – Gordly. Bill passed.


HB 2101 -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 18; nays, 9 –


HCR 4, 5, 10 -- Taken from today’s third reading calendar and placed on May 7 calendar by voice vote on motion of Brown.

HCR 8 -- Taken from today’s third reading calendar and placed on May 9 calendar by voice vote on motion of Brown.

HCR 9 -- Read final time. Carried by Westlund. On adoption of resolution, the vote was: Ayes, 26; excused, 4 – Gordy, Nelson, Prozanski, Winters. Resolution adopted.

HJM 10 -- Read final time. Carried by Carter. On adoption of memorial, the vote was: Ayes, 26; excused, 4 – Gordy, Nelson, Prozanski, Winters. Memorial adopted.


HB 2675 -- Read third time. Carried by Westlund. On passage of bill the vote was: Ayes, 27; excused, 3 – Gordy, Prozanski, Winters. Bill passed.


The following measures were referred to committee on May 3 and recorded on Committee Referral List No. 56 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 1048 Rules
HJM 4 Health Policy and Public Affairs
HJM 19 Health Policy and Public Affairs
HJR 13 Finance and Revenue
HB 2036 Business, Transportation and Workforce Development
HB 2583 Education and General Government
HB 2785 Environment and Natural Resources
HB 2853 Business, Transportation and Workforce Development
HB 2950 Education and General Government
HB 3096 Health and Human Services
HB 3119 Judiciary
HB 3188 Environment and Natural Resources
HB 3442 Judiciary
HB 3466 Education and General Government
HB 3494 Environment and Natural Resources

Senate adjourned until 10:15 a.m. Monday by unanimous consent at the request of the Chair.

Monday, May 7, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Carter, Devlin, George, G., Gordy, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morissette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused – Burdick, Deckert, Ferrioli, George, G. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Roger Clark, Portland.

HB 3540, 3546 -- Message from the House announcing passage.

Committee Report Summary No. 75 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SJM 8 -- Report by Committee on Health Policy and Public Affairs recommending adoption with amendments.

SB 30 -- Report by Committee on Education and General Government recommending passage with amendments. Referred to Committee on Rules by order of the President.

SB 78 -- Report by Committee on Rules recommending passage with amendments.

SB 154 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments.

SB 183 -- Report by Committee on Health and Human Services recommending passage with amendments.

SB 296 -- Report by Committee on Judiciary recommending passage with amendments.

SB 506 -- Report by Committee on Commerce recommending passage with amendments.

SB 508 -- Report by Committee on Environment and Natural Resources recommending passage with amendments.

SB 595 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments.

SB 766 -- Report by Committee on Health and Human Services recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 823 -- Report by Committee on Environment and Natural Resources recommending passage with amendments.

SB 931 -- Report by Committee on Health and Human Services recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 1011 -- Report by Committee on Environment and Natural Resources recommending passage with amendments.

SB 1035 -- Report by Committee on Commerce without recommendation as to passage and requesting referral to Committee on Rules. Referred to Committee on Rules by order of the President.
SB 1042 -- Report by Committee on Education and General Government recommending passage with amendments.

HJM 5 -- Report by Committee on Education and General Government recommending adoption.

HB 2098 -- Report by Committee on Environment and Natural Resources recommending passage.

HB 2099 -- Report by Committee on Environment and Natural Resources recommending passage.

HB 2100 -- Report by Committee on Environment and Natural Resources recommending passage.

HB 2102 -- Report by Committee on Judiciary recommending passage.

SB 104 A-Eng. -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 18; nays, 7 -- Atkinson, Beyer, George, L., Kruse, Starr, Verger, Whitsett; excused, 5 -- Bates, Burdick, Deckert, Ferrioli, George, G., Bill passed. Monroe, excused when roll called, granted unanimous consent to vote aye. Starr, excused when roll called, granted unanimous consent to vote nay.

SB 104 A-Eng. -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 18; nays, 7 -- Atkinson, Beyer, George, L., Kruse, Starr, Verger, Whitsett; excused, 5 -- Bates, Burdick, Deckert, Ferrioli, George, G., Bill passed. Monroe, excused when roll called, granted unanimous consent to vote aye. Starr, excused when roll called, granted unanimous consent to vote nay.

SB 473 -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 26; excused, 4 -- Bates, Burdick, Ferrioli, George, G. Bill passed. (Monnes Anderson in Chair)

SB 891 -- Read third time. Taken from today's third reading calendar and placed on May 9 calendar by voice vote on motion of Avakian.

SB 1034 -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 24; nays, 5 -- Atkinson, Beyer, George, G., George, L., Kruse; excused, 1 -- Ferrioli. Bill passed.

HB 3540, 3546 -- Read first time and referred to President's desk.

HB 2702 A-Eng. -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 28; excused, 0 -- Bates, Burdick, Deckert, Ferrioli, George, G., Bill passed. (Monnes Anderson in Chair)

SB 451 -- President Courtney signed on May 7.

HJM 5; HB 2099, 2100, 2116, 2102, 2293, 2309, 2314, 2468, 2751, 2792, 2992 -- Read second time and passed to third reading.

HCR 4 A-Eng. -- Read final time. Carried by Gordly. On adoption of resolution, the vote was: Ayes, 29; excused, 1 -- Ferrioli. Resolution adopted.

HCR 5 -- Read final time. Carried by Gordly. On adoption of resolution, the vote was: Ayes, 29; excused, 1 -- Ferrioli. Resolution adopted. (Carter in Chair)

HCR 10 -- Read final time. Carried by Winters. On adoption of resolution, the vote was: Ayes, 29; excused, 1 -- Ferrioli. Resolution adopted.

HB 2188 A-Eng. -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 29; excused, 1 -- Ferrioli. Bill passed.

HB 2702 A-Eng. -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 28; nays, 1 -- Atkinson; excused, 1 -- Ferrioli. Bill passed.

SB 451 -- President Courtney signed on May 7.

Senate adjourned until 10:15 a.m. Tuesday by unanimous consent at the request of the Chair.

**Tuesday, May 8, 2007 -- Morning Session**

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Verger, Walker, Westlund, Whitsett, Winters; excused -- Devlin, Starr. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Amir Badiei, Bahai Fellowship, Salem.

SB 5502, 5503, 5510, 5514, 5523, 5524, 5526, 5532, 5538, 5546; 61, 103, 106, 147, 194, 196, 197,
Committee Report Summary No. 76 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 4 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 27 -- Report by Committee on Health Care Reform without recommendation as to passage, but with amendments. Referred to Committee on Ways and Means by prior reference.

SB 31 -- Report by Committee on Health Policy and Public Affairs without recommendation as to passage and requesting referral to Committee on Rules. Request to rescind subsequent referral to Committee on Ways and Means. Subsequent referral rescinded and referred to Committee on Rules by order of the President.

SB 37 -- Report by Committee on Finance and Revenue recommending passage. Referred to Committee on Ways and Means by prior reference.

SB 342 -- Report by Committee on Commerce recommending passage with amendments.

SB 347 -- Report by Committee on Judiciary recommending passage with amendments.

SB 365 -- Report by Committee on Education and General Government, signed by Walker, Chair, recommending passage with amendments. Minority Report, signed by Kruse and Morse recommending passage with different amendments.

SB 378 -- Report by Committee on Education and General Government recommending passage with amendments.

SB 431 -- Report by Committee on Commerce recommending passage with amendments.

SB 560 -- Report by Committee on Commerce without recommendation as to passage and requesting referral to Committee on Rules. Referred to Committee on Rules by order of the President.

SB 587 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments.

SB 614 -- Report by Committee on Education and General Government recommending passage with amendments.

SB 789 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SB 948 -- Report by Committee on Health Policy and Public Affairs without recommendation as to passage and requesting referral to Committee on Rules. Referred to Committee on Rules by order of the President.

SB 965 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

SB 1017 -- Report by Committee on Judiciary recommending passage with amendments.

SB 1036 -- Report by Committee on Finance and Revenue recommending passage with amendments.

HB 2119 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

HB 2208 -- Report by Committee on Education and General Government recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

HB 2275 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

HB 2520 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

HB 2633 -- Report by Committee on Health and Human Services recommending passage of the A-Engrossed bill.

HB 2973 -- Report by Committee on Environment and Natural Resources recommending passage.

HB 3043 -- Report by Committee on Environment and Natural Resources recommending passage.

HB 3414 -- Report by Committee on Education and General Government recommending passage with amendments.

HB 3546 -- Report by Committee on Ways and Means recommending passage of the B-Engrossed bill.

SB 812 -- Taken from today's third reading calendar and placed on May 15 calendar by voice vote on motion of Avakian.

SJM 8; SB 78, 154, 183, 296, 506, 508, 595, 823, 1011, 1042 -- Read second time and passed to third reading.

Senate recessed until 10:45 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 10:45 a.m. President Courtney in Chair. All present except Devlin, Starr, excused.

Senate, having recessed following the order of Second Reading of Senate Measures, proceeded to the order of Third Reading of Senate Measures by unanimous consent at the request of the Chair.

SB 5501 A-Eng. -- Read third time. Carried by Whitsitt. On passage of bill the vote was: Ayes, 27; nays, 1 – Atkinson; excused, 2 – Devlin, Starr. Bill passed.


SB 5525 A-Eng. -- George, L., requested the following explanation of vote be entered into the journal:

"My vote against SB 5525A, an appropriation of 'General Fund' money, is not to be interpreted as opposition to the specific program nor the work done by the Ways and
Means Committee. My vote is about the adequate funding of Oregon classrooms and the sustainability of the overall budget.

"The public has consistently demanded that the K-12, Higher Education and other "core function" budgets be funded first and funded adequately. The passage of other appropriation bills before these key budgets does not give us a clear picture of the overall budget. At this time, we have the Co-Chairs' proposed budget. However, the details of the overall budget are still unclear.

"The Co-Chairs' Budget is vague and the Governor's budget is unsustainable. We currently have significant growth in the 'General' and 'All-Funds' budgets to adequately fund the State. The public needs to be assured – that expenditures in this session remain sustainable for future legislatures.

"It would be inappropriate to pass any 'General Fund' budget without first having a clear view of both the overall budget. At this time, we have a clear picture of the overall budget. The passage of other appropriation bills before these key budgets does not give us a clear view of the over all budget. At this time, we have the Co-Chairs' proposed budget. However, the details of the overall budget are still unclear.

"The Co-Chairs' Budget is vague and the Governor's budget is unsustainable. We currently have significant growth in the 'General' and 'All-Funds' budgets to adequately fund the State. The public needs to be assured – that expenditures in this session remain sustainable for future legislatures.

"It would be inappropriate to pass any 'General Fund' budget without first having a clear view of both the overall budget plan, and surety for Oregon classrooms."

SB 108 -- Read third time. Taken from today's third reading calendar and placed on May 10 calendar by voice vote on motion of Walker.

SB 277 A-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 26; nays, 2 – Carter, Schrader; excused, 2 – Devlin, Starr. Bill passed.

SB 345 A-Eng. -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 27; nays, 1 – Whitsett; excused, 2 – Devlin, Starr. Bill passed.

SB 351 A-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 27; excused, 3 – Devlin, Morrisette, Starr. Bill passed.


SB 717 A-Eng. -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 28; excused, 2 – Devlin, Starr. Bill passed.


HB 2114, 2131, 2190, 2196, 2241, 2310, 2334, 2473, 2475, 2520, 2635, 2640, 2667, 2713, 3025 -- Read first time and referred to President's desk.

HB 2119, 2275, 2520, 2633, 2973, 3043, 3546 -- Read second time and passed to third reading.

HJM 5 -- Read final time. Carried by Walker. On adoption of memorial, the vote was: Ayes, 25; excused, 5 – Burdick, Devlin, Metsger, Morse, Starr. Memorial adopted.

HB 2098 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 22; nays, 3 – George, L., Schrader, Whitsett; excused, 5 – Burdick, Devlin, Metsger, Morse, Starr. Bill passed.

HB 2099 -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 25; excused, 5 – Burdick, Devlin, Metsger, Morse, Starr. Bill passed. George, L., absent when roll called, granted unanimous consent to vote aye.

HB 2100 -- Read third time. Carried by Bates. On passage of bill the vote was: Ayes, 26; excused, 4 – Devlin, Metsger, Morse, Starr. Bill passed.

HB 2102 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 26; excused, 4 – Devlin, Metsger, Morse, Starr. Bill passed.

HB 2116 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 26; excused, 4 – Devlin, Metsger, Morse, Starr. Bill passed.

HB 2293 A-Eng. -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 26; excused, 4 – Devlin, Metsger, Morse, Starr. Bill passed.

HB 2309 -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 26; excused, 4 – Devlin, Metsger, Morse, Starr. Bill passed.

HB 2314 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

HB 2468 -- Read third time. Carried by Bates. On passage of bill the vote was: Ayes, 17; nays, 8 – Beyer, Ferrioli, George, G., George, L., Kruse, Verger, Whitsett, Winters; excused, 5 – Deckert, Devlin, Metsger, Morse, Starr. Bill passed.

HB 2751 A-Eng. -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 24; nays, 1 – Schrader; excused, 5 – Deckert, Devlin, Metsger, Morse, Starr. Bill passed.

HB 2792 -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 20; nays, 5 – Atkinson, Beyer, Kruse, Schrader, Whitsett; excused, 5 – Deckert, Devlin, Metsger, Morse, Starr. Bill passed.

HB 2992 A-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 28; excused, 2 – Devlin, Starr. Bill passed.

HB 2314 -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 28; excused, 2 – Devlin, Starr. Bill passed.

The following measures were referred to committee on May 7 and recorded on Committee Referral List No. 57 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 1049 Rules
HJM 12 Environment and Natural Resources
HJM 13 Education and General Government
HJR 15 Rules
HJR 31 Rules
HB 5015 Ways and Means
HB 5027 Ways and Means
HB 5029 Ways and Means
HB 5041 Ways and Means
HB 2168 Business, Transportation and Workforce Development
HB 2261 Commerce
HB 2324 Judiciary
HB 2342 Judiciary
HB 2401 Commerce
HB 2708 Judiciary
HB 2726 Business, Transportation and Workforce Development
HB 2799 Judiciary
HB 2832 Health Policy and Public Affairs; Ways and Means
HB 2871 Commerce
HB 2901 Ways and Means
HB 2913 Judiciary
HB 2946 Health Policy and Public Affairs
HB 3089 Health and Human Services
HB 3267 Health Policy and Public Affairs; Ways and Means
HB 3337 Environment and Natural Resources
HB 3377 Business, Transportation and Workforce Development
HB 3400 Commerce
HB 3445 Judiciary
HB 3524 Health Policy and Public Affairs; Ways and Means
HB 3534 Education and General Government
HB 3538 Education and General Government
HB 3540 Ways and Means
HB 3546 Ways and Means

Senate adjourned until 10:15 a.m. Wednesday by unanimous consent at the request of the Chair.

Wednesday, May 9, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Whitsett, Winters; excused – Westlund. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Ken McCormick, Tri-City Church, Gladstone.

The following message from the Governor was read and referred to the President's desk:

May 9, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE OF THE 74th LEGISLATIVE ASSEMBLY

This is to notify you that our request sent to you April 26, 2007 to consider the appointment of Vicki Jeffries-Bilton to the Board on Public Safety Standards and Training, is hereby withdrawn.

Sincerely,
Ted Kulongoski
Governor

SB 190, 260, 311, 408, 409, 410, 412; HB 2175, 2382, 2765, 2822, 2833, 2864, 2876, 2895, 2971, 3086, 3092, 3176, 3178, 3313, 3436, 3485, 3527 -- Message from the House announcing passage.

SJR 26; HJM 23; HJR 49, 50 -- Message from the House announcing adoption.

SB 105, 400 -- Message from the House announcing passage as amended by the House.

HB 2372 -- Message from the House announcing concurrence in Senate amendments and repassage.

SB 5545 -- Message from the House announcing the Speaker signed on May 8.

Committee Report Summary No. 77 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SJR 18 -- Report by Committee on Judiciary recommending adoption with amendments.

SB 119 -- Report by Committee on Commerce recommending passage with amendments.

SB 314 -- Report by Committee on Commerce without recommendation as to passage, but with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 406 -- Report by Committee on Judiciary recommending passage with amendments.

SB 462 -- Report by Committee on Education and General Government recommending passage with amendments.

SB 523 -- Report by Committee on Commerce recommending passage with amendments.

SB 566 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 659 -- Report by Committee on Judiciary recommending passage with amendments.

SB 684 -- Report by Committee on Commerce recommending passage with amendments.

SB 737 -- Report by Committee on Environment and Natural Resources without recommendation as to passage, but with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 780 -- Report by Committee on Commerce recommending passage with amendments.

SB 788 -- Report by Committee on Commerce recommending passage with amendments.

SB 865 -- Report by Committee on Health and Human Services recommending passage with amendments and requesting subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means rescinded by order of the President.

SB 949 -- Report by Committee on Finance and Revenue recommending passage. Referred to Committee on Ways and Means by prior reference.

SB 951 -- Report by Committee on Rules recommending passage with amendments.
HCR 7 -- Report by Committee on Health Policy and Public Affairs recommending adoption.

HCR 12 -- Report by Committee on Health Policy and Public Affairs recommending adoption.


HB 2133 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 2138 -- Report by Committee on Judiciary recommending passage.

HB 2176 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.


HB 2300 -- Report by Committee on Judiciary recommending passage.


HB 2773 -- Report by Committee on Health Policy and Public Affairs recommending passage.

HB 3290 -- Report by Committee on Health Policy and Public Affairs recommending passage of the A-Engrossed bill.

HCR 8 -- Made a Special Order of Business immediately by voice vote on motion of Carter.

HCR 8 -- Under Special Order of Business, read final time. Carried by Carter. On adoption of resolution, the vote was: Ayes, 28; excused, 2 – Deckert, George, G. Resolution adopted.

Senate recessed until 11:05 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 11:05 a.m. President Courtney in Chair. All present except Carter, excused.

Senate, having recessed following Special Order of Business, resumed under the general order of business by unanimous consent at the request of the Chair.

SB 891 -- Taken from today's third reading calendar and referred to Committee on Rules by voice vote on motion of Avakian.

SB 823 -- Made a Special Order of Business immediately by voice vote on motion of Avakian.


HB 3546 -- Made a Special Order of Business, immediately by voice vote on motion of Brown.

HB 3546 -- Read third time. Carried by Prozanski, Schrader.

HB 3546 -- Morse moved that bill be rereferred to Committee on Rules. Call of the Senate demanded by Brown joined by Gordly and Devlin. All present. The vote was: Ayes, 12; nays, 18 – Avakian, Bates, Brown, Burdick, Carter, Deckert, Devlin, Johnson, Metsger, Monnes Anderson, Monroe, Morrisette, Prozanski, Schrader, Verger, Walker, Westlund, President Courtney. Motion failed.


SJM 8 A-Eng. -- Read final time. Carried by Carter. On adoption of memorial, the vote was: Ayes, 30. Memorial adopted. Westlund, excused when roll called, granted unanimous consent to vote aye.

SB 78 A-Eng. -- Read third time. Carried by Nelson. On passage of bill the vote was: Ayes, 30. Bill passed. Westlund, excused when roll called, granted unanimous consent to vote aye.


SB 170 -- Bill read. Taken from today's third reading calendar and rereferred to Committee on Health and Human Services by voice vote on motion of Morrisette.

SB 183 A-Eng. -- Read third time. Carried by Bates. On passage of bill the vote was: Ayes, 29; nays, 1 – Beyer. Bill passed.

SB 296 A-Eng. -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 29; nays, 1 – Kruse. Bill passed.

SB 506 A-Eng. -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 29; nays, 1 – Kruse. Bill passed.

SB 508 -- Read third time. Taken from today's third reading calendar and placed on May 11 calendar by voice vote on motion of Morrisette.

SB 595 A-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 29; nays, 1 – Carter. Bill passed.

SB 1011 -- Read third time. Taken from today's third reading calendar and placed on May 10 calendar by voice vote on motion of Brown.


HJM 23; HJR 49; 50; HB 2175, 2382, 2765, 2822, 2833, 2864, 2876, 2895, 2971, 3086, 3092, 3176, 3178, 3313, 3436, 3485, 3527 -- Read first time and passed to third reading.

HCR 7, 12; HB 2090, 2133, 2138, 2176, 2264, 2300, 2729, 2773, 3290, 3414 -- Read second time and passed to third reading.
HB 2119, 2275, 2520, 2633, 2973, 3043 -- Carried over to May 10 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on May 8 and recorded on Committee Referral List No. 58 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 2617 Business, Transportation and Workforce Development
HB 2776 Education and General Government
HB 3013 Environment and Natural Resources
HB 3067 Health and Human Services
HB 3303 Environment and Natural Resources
HB 3362 Commerce
HB 3379 Judiciary
HB 3406 Judiciary
HB 3486 Health Policy and Public Affairs

SB 5511, 5512, 5527, 5534, 5541, 5545 -- President Courtney signed on May 8.

Senate adjourned until 10:15 a.m. Thursday by unanimous consent at the request of the Chair.

Thursday, May 10, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Avakian, Bates, Beyer, Brown, Burdick, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Starr, Walker, Westlund, Whitsett, Winters; excused -- Atkinson, Carter, Schrader, Verger. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Logos Academy Home School Choir directed by Melissa Norland, Eugene.

SB 2 -- Message from the Governor announcing he signed on May 9.

SB 322, 950; HB 2070, 2243, 2758, 2783, 3120, 3183, 3481, 3490 -- Message from the House announcing passage.

HJM 3 -- Message from the House announcing adoption.

HB 3546 -- Message from the House announcing the Speaker signed on May 9.

Committee Report Summary No. 78 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 153 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments.

SB 248 -- Report by Committee on Commerce recommending passage with amendments.

SB 514 -- Report by Committee on Finance and Revenue recommending passage with amendments.

SB 724 -- Report by Committee on Education and General Government recommending passage with amendments.

SB 779 -- Report by Committee on Education and General Government recommending passage with amendments.

SB 790 -- Report by Committee on Emergency Preparedness and Ocean Policy recommending passage with amendments.

SB 822 -- Report by Committee on Education and General Government recommending passage with amendments.

Committee Report Summary No. 79 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 5537 -- Report by Committee on Ways and Means recommending passage with amendments.

HB 2147 -- Report by Committee on Ways and Means recommending passage with amendments.

HB 2362 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 2668 -- Report by Committee on Judiciary recommending passage.

HB 2669 -- Report by Committee on Judiciary recommending passage.

HB 2782 -- Report by Committee on Judiciary recommending passage.

HB 2869 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

Senate recessed until 10:50 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:50 a.m. President Courtney in Chair. All present except Atkinson, Carter, Schrader, Verger, excused.

Senate, having recessed following the order of Reports from Special Committees, resumed under the general order of business by unanimous consent at the request of the Chair.

SB 400 C-Eng. -- Prozanski moved that the Senate concur in House amendments and repass bill. Call of the Senate demanded by Brown joined by Burdick and Devlin. Pending arrival of members subject to the Call, Senate at ease. All present except Atkinson, Verger, excused. Senate reassembled. On concurrence and repassage the vote was: Ayes, 19; nays, 9 -- Beyer, Ferrioli, George, G., George, L., Kruse, Morse, Nelson, Prozanski, Starr, Whitsett; excused, 2 -- Atkinson, Verger. Bill repassed.

SB 365 -- Committee report and minority report read. Morrissette moved the Senate adopt the committee report. Morse moved the minority report be substituted for the committee report. Call of the Senate demanded by Ferrioli joined by Kruse and Monroe. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by unanimous consent on motion of Ferrioli. All present except Atkinson, Verger, excused. Senate reassembled.

SB 365 -- Motion to substitute minority report failed. The vote was: Ayes, 11; nays, 17 -- Avakian, Bates, Brown, Burdick, Carter, Deckert, Devlin, Johnson, Metsger, Monnes Anderson, Monroe, Morrisette, Prozanski, Schrader, Walker, Westlund; excused, 2 -- Atkinson, Verger. Motion failed.

SB 365 -- Bill, as amended by committee report, read third time. Carried by Morrissette, Walker. On passage of bill the vote was: Ayes, 17; nays, 11 -- Beyer, Ferrioli, George, G., George, L., Gordly, Kruse,

SB 1036 -- Made a Special Order of Business immediately by voice vote on motion of Brown.

SB 1036 A-Eng. -- Under Special Order of Business, read third time. Carried by Deckert. Call of the Senate demanded by Deckert joined by Walker and Westlund. All present except Atkinson, Verger, excused. On passage of bill the vote was: Ayes, 22; nays, 6 – Avakian, George, G., Kruse, Monnes Anderson, Morrisette, Whitsett; excused, 2 – Atkinson, Verger. Bill passed.

SJR 18; SB 119, 153, 248, 406, 462, 514, 523, 659, 684, 724, 779, 780, 788, 790, 822, 865, 951 -- Read second time and passed to third reading.

HJM 3; HB 2070, 2243, 2758, 2783, 3120, 3183, 3481, 3490 -- Read first time and referred to President's desk.

Senate recessed until 4:30 p.m. by unanimous consent at the request of the Chair.

Thursday, May 10, 2007 -- Afternoon Session

Senate reconvened at 4:30 p.m. President Courtney in Chair. All present except Atkinson, Carter, Deckert, excused.

SB 5545 -- Message from the Governor announcing he signed on May 9.

SB 5547; 64, 65, 66, 124, 171, 202, 203, 236, 265, 380, 403, 417, 516, 557, 553, 615, 773; HB 2118, 2280, 2498, 2704, 3026, 3407, 3537 -- Message from the House announcing passage.

SCR 8, 9, 11, 12, 14, 15, 16; SJR 21 -- Message from the House announcing adoption.

SB 74 -- Message from the House announcing passage as amended by the House.

SB 5511, 5512, 5527, 5534, 5541; 451; HJM 6; HB 2073, 2580 -- Message from the House announcing the Speaker signed on May 10.

Senate, having recessed following the order of First Reading of House Measures, reverted to the order of Propositions and Motions by unanimous consent at the request of the Chair.

SB 108, 965 -- Taken from this day's third reading calendar and placed on May 11 calendar by voice vote on motion of Brown.

SB 614 -- Taken from today's third reading calendar and placed on May 14 calendar by voice vote on motion of Brown.

Senate reverted to the order of Third Reading of Senate measures by unanimous consent at the request of the Chair.


SB 347 A-Eng. -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 26; nays, 1 – Schrader; excused, 3 – Atkinson, Carter, Deckert. Bill passed.


SB 431 A-Eng. -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 27; excused, 3 – Atkinson, Deckert, George, G. Bill passed.

SB 587 A-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 26; absent, 1 – Nelson; excused, 3 – Atkinson, Deckert, George, G. Bill passed.

SB 789 A-Eng. -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 22; nays, 4 – Beyer, Kruse, Schrader, Whitsett; excused, 4 – Atkinson, Deckert, George, G., Nelson. Bill passed.

SB 1011 A-Eng. -- Bill read. Carried by Avakian. Call of the Senate demanded by Brown joined by Burdick and Schrader. All present except Atkinson, Deckert, George, G., excused. On passage of bill the vote was: Ayes, 20; nays, 7 – Beyer, Ferrioli, George, L., Kruse, Morse, Whitsett, Winters; excused, 3 – Atkinson, Deckert, George, G. Bill passed.

SB 1017 A-Eng. -- Read third time. Carried by Burdick. Call of the Senate demanded by Brown joined by Devlin and George, L. All present except Atkinson, Deckert, George, G., Verger, excused; Carter, Metsger, absent. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by unanimous consent on motion of Ferrioli. All present except Atkinson, Deckert, George, G., excused Senate reassembled. On passage of bill the vote was: Ayes, 21; nays, 6 – Beyer, Ferrioli, George, L., Kruse, Whitsett, Winters; excused, 3 – Atkinson, Deckert, George, G. Bill passed.

Senate, reverted to the order of First Reading of House Measures by unanimous consent at the request of the Chair.

HB 2118, 2280, 2498, 2704, 3026, 3407, 3537 -- Read first time and referred to President's desk.

HB 2362, 2668, 2669, 2782, 2869 -- Read second time and passed to third reading.

HCR 7, 12; HB 2090, 2119, 2133, 2138, 2176, 2264, 2275, 2300, 2520, 2633, 2973, 3043 -- Carried over to May 11 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on May 9 and recorded on Committee Referral List No. 59 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 2114 Environment and Natural Resources
HB 2131 Judiciary
HB 2190 Judiciary
HB 2196 Finance and Revenue
HB 2241 Judiciary
HB 2310 Judiciary
HB 2334 Judiciary
HB 2620 Environment and Natural Resources
HB 2637 Judiciary
Friday, May 11, 2007 -- Morning Session

Senate convened at 9:00 a.m. President Courtney in Chair. The following members were present: Avakian, Brown, Carter, George, L., Johnson, Monnes Anderson, Monroe, Morrisette, Morse, Verger, Walker, absent – Bates, Beyer, Burdick, Deckert, Devlin, Ferrioli, Gordly, Kruse, Metsger, Nelson, Prozanski, Starr, Westlund, Whitsett, Winters; excused – Atkinson, George, G., Winters.

Call of the Senate demanded by Brown joined by Morse and Johnson. All present except Bates, Beyer, Burdick, Deckert, Devlin, Ferrioli, Gordly, Kruse, Metsger, Nelson, Prozanski, Starr, Westlund, Whitsett, Winters; absent; Atkinson, George, G., Winters. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by unanimous consent on motion of Brown. All present except Atkinson, George, G., Winters, excused. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Marcus Elmer, West Hills Community Church, Salem.

SB 79, 112, 237, 242, 301, 545, 559, 579, 747, 748; HB 2435, 2478, 2553, 2733, 2821, 2918, 3314, 3369 -- Message from the House announcing general order of business by unanimous consent at the request of the Chair.

Committee Report Summary No. 80 listing the following reports was distributed to members May 10. Summary list recorded in Journal and Status Report by order of the President.

SB 107 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 480 -- Report by Committee on Judiciary recommending passage with amendments.

SB 700 -- Report by Committee on Legislative Operations and Reform recommending passage with amendments.

Committee Report Summary No. 81 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 424 -- Report by Committee on Business, Transportation and Workforce Development, signed by Metsger, Chair, recommending passage with amendments and requesting subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means rescinded by order of the President. Minority Report, signed by George, L., and Starr, recommending passage with different amendments.

SB 1002 -- Report by Committee on Emergency Preparedness and Ocean Policy recommending passage with amendments.

HB 2640 Rules
HB 2667 Judiciary
HB 2908 Judiciary
HB 3086 Judiciary
HB 3178 Education and General Government

SB 3546 -- President Courtney signed on May 9.

SB 77, 432, 645; HJM 6; HB 2073, 2580 -- President Courtney signed on May 10.

Senate adjourned until 9:00 a.m. Friday by unanimous consent at the request of the Chair.

HB 2068 -- Report by Committee on Environment and Natural Resources recommending passage.

HB 2069 -- Report by Committee on Environment and Natural Resources recommending passage of the A-Engrossed bill.

HB 2097 -- Report by Committee on Environment and Natural Resources recommending passage with amendments.

HB 2218 -- Report by Committee on Commerce recommending passage of the A-Engrossed bill.

HB 2219 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

HB 2221 -- Report by Committee on Commerce recommending passage of the A-Engrossed bill.

HB 2244 -- Report by Committee on Commerce recommending passage of the A-Engrossed bill.

HB 2250 -- Report by Committee on Commerce recommending passage.

HB 2287 -- Report by Committee on Environment and Natural Resources recommending passage of the A-Engrossed bill.

HB 2289 -- Report by Committee on Environment and Natural Resources recommending passage.

HB 2379 -- Report by Committee on Judiciary recommending passage.

HB 2490 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

HB 2756 -- Report by Committee on Commerce recommending passage of the A-Engrossed bill.

HB 2970 -- Report by Committee on Environment and Natural Resources recommending passage.

HB 3068 -- Report by Committee on Environment and Natural Resources recommending passage.

HB 3354 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

HB 3360 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

Senate recessed until 9:45 a.m. by unanimous consent on motion of Ferrioli.

Senate reconvened at 9:45 a.m. President Courtney in Chair. All present except Atkinson, Winters, excused.

Senate, having recessed following the order of Reports from Special Committees, resumed under the general order of business by unanimous consent at the request of the Chair.

HCR 7 -- Taken from today's calendar and placed on May 16 calendar by voice vote on motion of Carter.
SB 378 A-Eng. -- Pursuant to notice given May 10, Walker moved that the vote whereby bill failed to pass the Senate be reconsidered. Call of the Senate demanded by Walker joined by Burdick and Monnes Anderson. All present except Atkinson, George, G., Winters, excused.

SB 378 -- Motion to reconsider vote carried. The vote was: Ayes, 21; nays, 6 – Beyer, Ferrioli, George, L., Kruse, Nelson, Whitsett; excused, 3 – Atkinson, George, G., Winters. Vote reconsidered.


SB 105 B-Eng. -- Avakian moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 23; nays, 4 – Ferrioli, George, L., Kruse, Whitsett; excused, 3 – Atkinson, George, G., Winters. Bill repassed.

SB 5537; 107, 480, 700 -- Read second time and passed to third reading.

SJR 18 A-Eng. -- Read final time. Carried by Prozanski. On adoption of resolution, the vote was: Ayes, 18; nays, 9 – Beyer, Ferrioli, George, L., Johnson, Kruse, Morse, Nelson, Schrader, Starr, Whitsett; excused, 3 – Atkinson, George, G., Winters. Resolution adopted.


SB 462 A-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 22; nays, 5 – Burdick, Deckert, George, L., Schrader, Starr; excused, 3 – Atkinson, George, G., Winters. Bill passed.

SB 508 -- Read third time. Taken from today's third reading calendar and placed on May 15 calendar by voice vote on motion of Morrisette.


SB 659 A-Eng. -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 26; nays, 1 – Avakian; excused, 3 – Atkinson, George, G., Winters. Bill passed.


SB 724 A-Eng. -- Monnes Anderson requested the following explanation of vote be entered into the journal:

“SB 724 would allow persons who committed the crime of prostitution be eligible to teach. My no vote is because any sexual crime should be grounds for ineligibility as a teacher. We do not have evidence that prostitution impacts how a person will react with children under certain circumstances. We must take a conservative approach on this crime. It may be true that many individuals make mistakes in their younger years, but will we make exceptions for other crimes committed as well in the younger years?

“Committing any sexual crime must be considered grounds for ineligibility for teaching our children. The safety and welfare of our children are on the line and we cannot afford to make any mistakes. I believe teachers must be held to a higher standard than most professions.”


SB 780 -- Read third time. Referred to Committee on Rules by voice vote on motion of Morse.


SB 790 A-Eng. -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 19; nays, 7 – Beyer, Ferrioli, Kruse, Morse, Nelson, Starr, Whitsett; excused, 4 – Atkinson, George, G., George, L., Winters. Bill passed.

SB 822 A-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 26; excused, 4 – Atkinson, George, G., George, L., Winters. Bill passed.


SB 951 A-Eng. -- Read third time. Carried by Ferrioli. On passage of bill the vote was: Ayes, 18; nays, 8 – Beyer, Carter, Gordly, Johnson, Kruse,

SB 79, 112; HB 2435, 2478, 2533, 2733, 2766, 2821, 2918, 3314, 3369 -- Message from the House announcing passage.

HB 2435, 2478, 2553, 2733, 2766, 2821, 2918, 3314, 3369 -- Read first time and referred to President's desk.

HJR 51; HB 2068, 2069, 2147, 2218, 2219, 2221, 2244, 2250, 2287, 2289, 2379, 2490, 2756, 2970, 3068, 3354, 3360 -- Read second time and passed to third reading.

HCR 12; HB 2090, 2119, 2133, 2138, 2176, 2264, 2275, 2300, 2362, 2520, 2633, 2668, 2669, 2729, 2773, 2782, 2869, 2973, 3043, 3290, 3414 -- Carried over to May 14 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on May 10 and recorded on Committee Referral List No. 60 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 2382 Judiciary
HB 2473 Business, Transportation and Workforce Development
HB 2475 Business, Transportation and Workforce Development
HB 2713 Environment and Natural Resources
HB 2765 Judiciary
HB 2822 Judiciary
HB 2833 Judiciary
HB 2876 Environment and Natural Resources
HB 2895 Judiciary
HB 3025 Environment and Natural Resources
HB 3092 Health Policy and Public Affairs
HB 3176 Judiciary
HB 3313 Judiciary

Senate adjourned until 10:15 a.m. Monday by unanimous consent at the request of the Chair.

**Monday, May 14, 2007 -- Morning Session**

Senate convened at 10:15 a.m. President Pro Tempore Carter in Chair. The following members were present: Atkinson, Avakian, Beyer, Brown, Burdick, President Courtney, Deckert, Devlin, Ferroli, George, G., George, L., Gordly, Kruse, Metsger, Monnes Anderson, Monroe, Morrissette, Morse, Nelson, Prozanski, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused – Bates, Johnson, Schrader. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Kathryn Harrison, American Indian Tribe, Grand Ronde.

SCR 8; SB 5547; 400 -- Message from the House announcing the Speaker signed on May 11.

Committee Report Summary No. 82 listing the following reports was distributed to members May 11. Summary list recorded in Journal and Status Report by order of the President.

SB 438 -- Report by Committee on Judiciary recommending passage with amendments.

SB 536 -- Report by Committee on Judiciary recommending passage with amendments. Referred to Committee on Rules by order of the President.

SB 791 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 863 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

Committee Report Summary No. 83 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 725 -- Report by Committee on Judiciary recommending passage.

SB 1045 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

HJM 22 -- Report by Committee on Emergency Preparedness and Ocean Policy recommending adoption of the A-Engrossed memorial.

HJR 11 -- Report by Committee on Health and Human Services recommending adoption with amendments.

HB 5015 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5027 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5028 -- Report by Committee on Ways and Means recommending passage.

HB 5029 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5030 -- Report by Committee on Ways and Means recommending passage.

HB 2053 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

HB 2074 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

HB 2092 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 2154 -- Report by Committee on Health Policy and Public Affairs recommending passage of the A-Engrossed bill.

HB 2169 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

HB 2253 -- Report by Committee on Commerce recommending passage.

HB 2254 -- Report by Committee on Commerce recommending passage.
HB 2255 -- Report by Committee on Commerce recommending passage.

HB 2259 -- Report by Committee on Commerce recommending passage.

HB 2260 -- Report by Committee on Commerce recommending passage.

HB 2273 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 2318 -- Report by Committee on Judiciary recommending passage.

HB 2359 -- Report by Committee on Judiciary recommending passage with amendments.

HB 2366 -- Report by Committee on Judiciary recommending passage.

HB 2385 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 2423 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 2741 -- Report by Committee on Judiciary recommending passage.

HB 2826 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 2906 -- Report by Committee on Judiciary recommending passage.

HB 2993 -- Report by Committee on Health and Human Services recommending passage with amendments.

SB 1050 -- Introduced, read first time and referred to President's desk.

SB 424, 438, 725, 863, 1002, 1045 -- Read second time and passed to third reading.

Senate recessed until 10:45 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 10:45 a.m. President Courtney in Chair. All present except Bates, Carter, Schrader, excused.

Senate, having recessed following the order of Second Reading of Senate Measures, resumed under the general order of business by unanimous consent at the request of the Chair.


SB 614 -- Read third time. Taken from today's third reading calendar and placed on May 21 calendar by voice vote on motion of Walker.

SB 700 A-Eng. -- Read third time. Carried by Morse. Potential conflicts of interest declared by Brown and Ferrioli. On passage of bill the vote was: Ayes, 26; nays, 1 – Monnes Anderson; excused, 3 – Carter, Johnson, Schrader. Bill passed.

HJM 22; HB 5015, 5027, 5028, 5029, 5030; 2053, 2074, 2092, 2097, 2154, 2169, 2253, 2254, 2255, 2259, 2260, 2273, 2318, 2366, 2385, 2423, 2741, 2826, 2906 -- Read second time and passed to third reading.


HB 2275 -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 19; nays, 8 – Beyer, Ferrioli, George, G., George, L., Kruse, Verger, Whitsett, Winters; excused, 3 – Carter, Johnson, Schrader. Bill passed.

HB 2633 A-Eng. -- Read third time. Carried by Morrisette. On passage of bill the vote was: Ayes, 24; nays, 3 – Beyer, George, L., Whitsett; excused, 3 – Carter, Johnson, Schrader. Bill passed.

HB 2973 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 24; nays, 3 – George, L., Kruse, Whitsett; excused, 3 – Carter, Johnson, Schrader. Bill passed.

HB 3043 -- Read third time. Carried by Bates. On passage of bill the vote was: Ayes, 26; nays, 1 – Kruse; excused, 3 – Carter, Johnson, Schrader. Bill passed.

HCR 12 -- Read final time. Carried by Monnes Anderson. On adoption of resolution, the vote was: Ayes, 27; excused, 3 – Carter, Johnson, Schrader. Resolution adopted.


HB 2138 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 27; excused, 3 – Carter, Johnson, Schrader. Bill passed.


HB 2264 A-Eng. -- Read third time. Carried by Morse. On passage of bill the vote was: Ayes, 28; excused, 2 – Johnson, Schrader. Bill passed.

HB 2300 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 22; nays, 5 – Atkinson, George, G., George, L., Whitsett, Winters; excused, 3 – Gordly, Johnson, Schrader. Bill passed.

HJR 51; HB 2068, 2069, 2147, 2218, 2219, 2221, 2244, 2250, 2287, 2289, 2362, 2379, 2490, 2668, 2669, 2729, 2756, 2773, 2782, 2869, 2970, 2869, 3068, 3290,
3354, 3360, 3414 -- Carried over to May 15 calendar by unanimous consent at the request of the Chair.

The following measure was referred to committee on May 11 and recorded on Committee Referral List No. 61 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 2585 Commerce

SCR 8; SB 5547; 400 -- President Courtney signed on May 11.

SCR 14 -- President Courtney signed on May 14.

Senate adjourned until 10:15 a.m. Tuesday by unanimous consent at the request of the Chair.

Tuesday, May 15, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Perrioli, George, L., Gordly, Johnson, Kruse, Metsger, Monroe, Morissette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused – Avakian, George, G., Monnes Anderson. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Bud Lane, Siletz Tribal Vice-Chair, Siletz.

SB 62, 63, 687, 699, 722, 946; HB 2140, 2872, 2905, 2927, 2982, 3048, 3157, 3161, 3179, 3469 -- Message from the House announcing passage.

SCR 7; SJM 7; SJR 23, 24 -- Message from the House announcing adoption.

SB 413 -- Message from the House announcing passage as amended by the House.

SCR 14; HB 2372, 2702, 2992 -- Message from the House announcing the Speaker signed on may 14.

Committee Report Summary No. 84 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 276 -- Report by Committee on Judiciary recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 363 -- Report by Committee on Health Policy and Public Affairs without recommendation as to passage and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 576 -- Report by Committee on Environment and Natural Resources recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 628 -- Report by Committee on Commerce recommending passage with amendments.

SB 808 -- Report by Committee on Finance and Revenue recommending passage with amendments.

HB 2252 -- Report by Committee on Judiciary recommending passage with amendments and requesting subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means rescinded by order of the President.

Committee Report Summary No. 85 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 460 -- Report by Committee on Finance and Revenue recommending passage with amendments.

HJM 4 -- Report by Committee on Health Policy and Public Affairs recommending adoption.

HB 2220 -- Report by Committee on Commerce recommending passage with amendments.

HB 2247 -- Report by Committee on Commerce recommending passage with amendments to the A-Engrossed bill.

HB 2517 -- Report by Committee on Health Policy and Public Affairs recommending passage of the A-Engrossed bill.

HB 2700 -- Report by Committee on Health Policy and Public Affairs recommending passage of the A-Engrossed bill.

HB 2943 -- Report by Committee on Commerce recommending passage with amendments to the A-Engrossed bill.

HB 2946 -- Report by Committee on Health Policy and Public Affairs recommending passage of the A-Engrossed bill.

Report by Committee on Rules recommending that the Governor's reappointment of Judy Stiegler (appearance waived) to the Oregon Government Standards and Practices Commission be confirmed.

Report by Committee on Rules recommending that the Governor's reappointments of Sharon Ely (appearance waived), Kay Kirkbride (appearance waived), Scott Lay (appearance waived) and Michael Volpe (appearance waived) to the Home Care Commission be confirmed en bloc.

Report by Committee on Rules recommending that the Governor's appointment of Francisco Lopez to the State Housing Council be confirmed.

Report by Committee on Rules recommending that the Governor's appointment of Cliff Trow to the Trustees of the State Library be confirmed.

Report by Committee on Rules recommending that the Governor's reappointments of Trey Carskaden (appearance waived) and Deborah McQueen (appearance waived) to the State Marine Board be confirmed en bloc.

Report by Committee on Rules recommending that the Governor's appointments of Kim Duncan and Charles Yates (r) (appearance waived) to the Oregon Board of Maritime Pilots be confirmed en bloc.

Report by Committee on Rules recommending that the Governor's reappointments of Ronald Gilson (appearance waived) and Anita Schacher (appearance waived) to the Board of Examiners of Nursing Home Administrators be confirmed en bloc.

Report by Committee on Rules recommending that the Governor's reappointments of Lee Howard (appearance waived) and Linda Howrey (appearance waived) to the State Board of Pharmacy be confirmed en bloc.
Report by Committee on Rules recommending that the Governor’s appointments of Robert Sconce and Michael Wood to the Teacher Standards and Practices Commission be confirmed en bloc.

Report by Committee on Rules recommending that the Governor’s appointments of Jackie Edmunds-Manz, Jeffrey Kohnstamm (r) (appearance waived), Thomas Luersen (r) (appearance waived), Win McCormack, Patrick Nofield (r) (appearance waived) and Karianne Westlund (r) (appearance waived) to the Oregon Tourism Commission be confirmed en bloc.

Senate recessed until 10:45 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 10:45 a.m. President Courtney in Chair. All present except George, G., Monnes Anderson, excused.

Senate, having recessed following the order of Reports from Special Committees, resumed under the general order of business by unanimous consent at the request of the Chair.

SB 424 -- Committee report and minority report read. Metsger moved that the Senate adopt the committee report. Starr moved the minority report be substituted for the committee report. Call of the Senate demanded by Brown joined by Bates and Winters. All present except George, G., Monnes Anderson, excused.

SB 424 -- Motion to substitute minority report carried. The vote was: Ayes, 27; nays, 1 – Gordly; excused, 2 – George, G., Monnes Anderson. Motion carried.

SB 424 A-Eng. -- Gordly requested the following explanation of vote be entered into the journal:

“SB 424 A-Eng. Minority Report requires applicants submit Social Security (SSN) and proof that a person is lawfully present (U.S. citizen or otherwise lawfully present) in order to obtain an Oregon drivers license. It leaves it up to ODOT to establish what proof will be required.

“This is premature until Real ID rules are final. The Department of Homeland Security has not finalized what documents will be required to establish proof of citizenship. But the draft rules state that it will only be certified birth certificates and current passports for U.S. born citizens; SSN alone does not prove citizenship.

“If ODOT institutes requirements for proof of lawful presence and citizenship for those born in the U.S. that differ from the final rules issued by Department of Homeland Security for Real ID, Oregonians and the state will expend necessary funds to establish a system that is not Real ID compliant.

“The problems don’t end there. Eventual compliance with Real ID creates real hardship on Oregonians.

“We already know that many Oregonians do not have access to their certified birth certificates because they cannot locate, obtain or pay for them.

“Oregonians will have significant, and in many cases insurmountable, hurdles in obtaining the required document, including those who do not know where they were born (adopted or through a foster system,) who were born in other states (requiring significant costs and procedural hurdles to obtain certified birth certificates,)

whose original documents were destroyed (from fire, flood or other disaster that destroyed the buildings storing these documents,) and who are elderly, low income or homeless.

“For many, obtaining a certified birth certificate will not be enough. They will need to provide legal proof of any name change since birth (marriage, divorce, etc.)

“We have already seen citizenship requirements affect Oregon U.S. citizens, barring them from programs and services to which they are entitled. We should not add driver licenses to this list. Instead, we should require driver licenses for anyone who wants to drive a car, make sure they know the rules of the road and have the necessary automobile insurance.”

SB 424 -- Bill, as amended by the minority report, read third time. Taken from today's third reading calendar and referred to Committee on Ways and Means by voice vote on motion of Brown.

SB 508, 725, 863 -- Taken from today's third reading calendar and placed on the afternoon calendar by voice vote on motion of Brown.

SB 1051 -- Introduced, read first time and referred to President's desk.

SB 628, 808 -- Read second time and passed to third reading.


SB 812 A-Eng. -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 26; nays, 1 – Kruse; excused, 3 – George, G., Gordly, Monnes Anderson. Bill passed.

SB 1002 A-Eng. -- Read third time. Carried by Verger. On passage of bill the vote was: Ayes, 28; excused, 2 – George, G., Monnes Anderson. Bill passed.

SB 1045 -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 28; excused, 2 – George, G., Monnes Anderson. Bill passed.

HB 2140, 2872, 2905, 2927, 2982, 3048, 3157, 3161, 3179, 3469 -- Read first time and referred to President's desk.

HJM 4; HJR 11; HB 2252, 2359, 2517, 2700, 2946, 2993 -- Read second time and passed to third reading.

Senate recessed until 4:30 p.m. by unanimous consent at the request of the Chair.

Tuesday, May 15, 2007 -- Afternoon Session

Senate reconvened at 4:30 p.m. President Courtney in Chair. All present except Carter, Deckert, Schrader, excused.

HB 5013; 2094, 2171, 2172, 2179, 2397, 2448, 2476, 2537, 2548, 2626, 3100, 3454 -- Message from the House announcing passage.

SB 172 -- Message from the House announcing passage as amended by the House.

Senate, having recessed following the order of Second Reading of House Measures, reverted to the
order of First Reading of House Measures by unanimous consent at the request of the Chair.

HB 5013: 2094, 2171, 2172, 2397, 2448, 2476, 2537, 2548, 2626, 3100, 3454 -- Read first time and referred to President's desk.

Senate reverted to the order of Propositions and Motions by unanimous consent at the request of the Chair.

SB 863 -- Taken from today's third reading calendar and placed on May 18 calendar by voice vote on motion of Metsger.

Senate resumed under Third Reading of House measures by unanimous consent at the request of the Chair.

HB 2729 A-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 24; nays, 3 – George, L., Johnson, Schrader; excused, 3 – Carter, Deckert, George, G. Bill passed.

HB 2773 -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 25; nays, 3 – Beyer, George, L., Schrader; excused, 2 – Deckert, George, G. Bill passed.


Senate reverted to the order of Third Reading of Senate Measures by unanimous consent at the request of the Chair.


SB 725 -- Read third time. Carried by Carter. On passage of bill the vote was: Ayes, 24; nays, 4 – Beyer, Ferrioli, Kruse, Whitsett; excused, 2 – Deckert, George, G. Bill passed.

Senate resumed under the order of Third Reading of House measures by implied consent.

HB 2362 A-Eng. -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, George, G. Bill passed.

HB 2668 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, George, G. Bill passed.

HB 2669 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 21; nays, 7 – Atkinson, Beyer, Ferrioli, George, L., Kruse, Starr, Whitsett; excused, 2 – Deckert, George, G. Bill passed.

HB 2782 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, George, G. Bill passed.

HB 2869 A-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, George, G. Bill passed.

HJR 51 A-Eng. -- Read final time. Carried by Morrisette. On adoption of resolution, the vote was: Ayes, 27; excused, 3 – Burdick, Deckert, George, G. Resolution adopted.

HB 2068 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 27; excused, 3 – Burdick, Deckert, George, G. Bill passed.

HB 2069 A-Eng. -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 27; excused, 3 – Burdick, Deckert, George, G. Bill passed.

HB 2147 A-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 27; excused, 3 – Burdick, Deckert, George, G. Bill passed.

HB 2218 A-Eng. -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 28; excused, 3 – Burdick, Deckert, George, G. Bill passed.

HB 2219 A-Eng. -- Read third time. Carried by George, L. On passage of bill the vote was: Ayes, 25; nays, 2 – Beyer, Kruse; excused, 3 – Burdick, Deckert, George, G. Bill passed.

HB 2221 A-Eng. -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 27; excused, 3 – Burdick, Deckert, George, G. Bill passed.

HB 2244 A-Eng. -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, George, G. Bill passed.

HB 2250 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 27; nays, 1 – Atkinson; excused, 2 – Deckert, George, G. Bill passed.

HB 2287 A-Eng. -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, George, G. Bill passed.

HB 2289 -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, George, G. Bill passed.

HB 2379 -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 20; nays, 7 – Devlin, Gordly, Johnson, Monnes Anderson, Schrader, Verger, Winters; excused, 3 – Atkinson, Deckert, George, G. Bill passed.

HB 2490 A-Eng. -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 28; excused, 3 – Atkinson, Deckert, George, G. Bill passed.

HB 2756 A-Eng. -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, George, G. Bill passed.

HB 2970 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, George, G. Bill passed.

HB 3068 -- Read third time. Carried by Bates. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, George, G. Bill passed.

HB 3354 A-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, George, G. Bill passed.

3360 -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, George, G. Bill passed.
The following measures were referred to committee on May 14 and recorded on Committee Referral List No. 62 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

LEGISLATIVE COMMISSION ON INDIAN SERVICES
(ORS 172.110)

Senator Kate Brown

Senate adjourned until 10:15 a.m. Wednesday by unanimous consent at the request of the Chair.

Wednesday, May 16, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused – Gordly, Schrader. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Philip Archambault, Native American Rehabilitation Association, Portland.

SB 5511, 5512, 5527, 5534, 5541, 5547; 451 -- Message from the Governor announcing he signed on May 15.

HB 2568, 2584, 2603, 2606, 2774, 3182, 3279, 3512 -- Message from the House announcing passage.

HJM 11 -- Message from the House announcing adoption.

Committee Report Summary No. 86 listing the following reports was distributed to members May 15. Summary list recorded in Journal and Status Report by order of the President.

SJM 9 -- Report by Committee on Rules recommending adoption with amendments.

SJM 11 -- Report by Committee on Rules recommending adoption with amendments.

SB 819 -- Report by Committee on Finance and Revenue recommending passage with amendments.

Committee Report Summary No. 87 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 683 -- Report by Committee on Environment and Natural Resources without recommendation as to passage, but with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

HB 2124 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 2149 -- Report by Committee on Judiciary recommending passage.

HB 2202 -- Report by Committee on Commerce recommending passage with amendments to the A-Engrossed bill and requesting subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means rescinded by order of the President.

HB 2225 -- Report by Committee on Judiciary recommending passage.

HB 2226 -- Report by Committee on Judiciary recommending passage.

HB 2233 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.
HB 2272 -- Report by Committee on Environment and Natural Resources recommending passage.

HB 2297 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

HB 2437 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

HB 2438 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

HB 2445 -- Report by Committee on Environment and Natural Resources recommending passage.

HB 2867 -- Report by Committee on Health and Human Services recommending passage with amendments to the A-Engrossed bill.

HB 2902 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

HB 2941 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

HB 2974 -- Report by Committee on Environment and Natural Resources recommending passage.

HB 3096 -- Report by Committee on Health and Human Services recommending passage.

HB 3291 -- Report by Committee on Environment and Natural Resources recommending passage.

HB 3380 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

HCR 7 -- Made a Special Order of Business immediately by voice vote on motion of Brown.

HCR 7 -- Under Special Order of Business, read final time. Carried by Carter. On adoption of resolution, the vote was: Ayes, 29; excused, 1 – Schrader. Resolution adopted.

Senate recessed until 11:00 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 11:00 a.m. President Courtney in Chair. All present except Schrader, excused.

Senate, having recessed under the order of Propositions and Motions, resumed under that order by unanimous consent at the request of the Chair.

SB 74 A-Eng. -- Brown moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 26; nays, 1 – George, L.; absent, 1 – Deckert; excused, 2 – Prozanski, Schrader. Bill repassed.

Rules suspended by unanimous consent and the following appointments confirmed en bloc on motion of Johnson. Potential conflict of interest declared by Metsger. On confirmation the vote was: Ayes, 26; absent, 1 – Starr; excused, 3 – Bates, Prozanski, Schrader. Confirmed en bloc.

Oregon Government Standards and Practices Commission (ORS 244.250)

Judy Stiegler (r)

Home Care Commission (ORS 410.602)

Sharon Ely (r)
Kay Kirkbride (r)
Scott Lay (r)
Michael Volpe (r)

State Housing Council (ORS 456.567)

Francisco Lopez

Trustees of the State Library (ORS 357.010)

Cliff Trow

State Marine Board (ORS 830.105)

Trey Carskadon (r)
Deborah McQueen (r)

Oregon Board of Maritime Pilots (ORS 776.105)

Kim Duncan
Charles Yates (r)

Board of Examiners of Nursing Home Administrators (ORS 678.800)

Ronald Gilson (r)
Anita Schacher (r)

State Board of Pharmacy (ORS 689.115)

Lee Howard (r)
Linda Howrey (r)

Teacher Standards and Practices Commission (ORS 342.350)

Robert Sconce
Michael Wood

Oregon Tourism Commission (ORS 285A.261)

Jackie Edmunds-Manz
Jeffrey Kohnstamm (r)
Thomas Luersen (r)
Win McCormack
Patrick Nofield (r)
Karianne Westlund (r)

SJM 9, 11; SB 460, 819 -- Read second time and passed to third reading.

SB 628 -- Read third time. Taken from today's third reading calendar and placed on May 18 calendar by voice vote on motion of Walker.

SB 808 A-Eng. -- Read third time. Carried by Johnson. On passage of bill the vote was: Ayes, 28; excused, 2 – Bates, Prozanski. Bill passed.
HJM 11; HB 2568, 2584, 2603, 2606, 2774, 3182, 3279, 3512 -- Read first time and referred to President’s desk.

HB 2124, 2149, 2220, 2225, 2226, 2233, 2247, 2272, 2297, 2437, 2438, 2445, 2447, 2902, 2941, 2943, 2974, 3096, 3291, 3380 -- Read second time and passed to third reading.

HB 2700 A-Eng. -- Moved to the head of today’s third reading calendar by unanimous consent on motion of Brown.


HJM 22 A-Eng. -- Read final time. Carried by Verger. On adoption of memorial, the vote was: Ayes, 27; excused, 3 – Johnson, Metsger, Prozanski. Memorial adopted.


HB 5028 -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 19; nays, 8 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Mennes Anderson, Verger; excused, 3 – Johnson, Metsger, Prozanski. Bill passed.


HB 2092 A-Eng. -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 26; excused, 4 – Atkinson, Carter, Johnson, Prozanski. Bill passed.

HB 2097 A-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 26; excused, 4 – Atkinson, Carter, Johnson, Prozanski. Bill passed.

HB 2154 A-Eng. -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 26; excused, 4 – Atkinson, Carter, Johnson, Prozanski. Bill passed.


HB 2002, 2185, 3241, 3252, 3339, 3386, 3420, 3541 -- Message from the House announcing passage.

Senate reverted to the order of First Reading of House Measures by unanimous consent at the request of the Chair.

HB 2002, 2185, 3241, 3252, 3339, 3386, 3420, 3541 -- Read first time and referred to President’s desk.

HJM 4; HJR 11; HB 2252, 2253, 2254, 2255, 2259, 2260, 2273, 2318, 2359, 2366, 2385, 2423, 2517, 2741, 2826, 2906; 2946, 2993 -- Carried over to May 17 calendar by unanimous consent at the request of the Chair.

SCR 9,11,12,15,16; SJR 21, 26; SB 66, 70, 72, 166, 168, 171, 190, 236, 260, 310, 311, 380, 408, 409, 410, 412, 417, 559; HB 2372, 2702, 2992 -- President Courtney signed on May 15.

Senate adjourned until 10:15 a.m. Thursday by unanimous consent at the request of the Chair.

Thursday, May 17, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Mennes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitesett, Winters. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Carolyn Slyter, Coos Lower Umqua and Siuslaw Council, Coos Bay.

SB 400 -- Message from the Governor announcing he signed on May 16.

HB 2112, 2466, 2628, 2936, 2952, 2961, 3082, 3093, 3501 -- Message from the House announcing passage.

HB 3077 -- Message from the House announcing failure to pass.

Committee Report Summary No. 88 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 5529 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 5533 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 136 -- Report by Committee on Emergency Preparedness and Ocean Policy recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 1027 -- Report by Committee on Finance and Revenue recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

HCR 11 -- Report by Committee on Judiciary recommending adoption.
HJM 14 -- Report by Committee on Health Policy and Public Affairs recommending adoption.

HJM 19 -- Report by Committee on Health Policy and Public Affairs recommending adoption of the A-Engrossed resolution.

HJR 34 -- Report by Committee on Health Policy and Public Affairs recommending adoption of the A-Engrossed memorial.

HB 5041 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 2070 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 2118 -- Report by Committee on Ways and Means recommending passage of the B-Engrossed bill.

HB 2129 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 2162 -- Report by Committee on Health Policy and Public Affairs recommending passage.

HB 2236 -- Report by Committee on Finance and Revenue recommending passage.

HB 2507 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 2565 -- Report by Committee on Environment and Natural Resources recommending passage.

HB 2583 -- Report by Committee on Education and General Government recommending passage.

HB 2765 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.


HB 2833 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 2937 -- Report by Committee on Health Policy and Public Affairs recommending passage.

Senate recessed until 11:15 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 11:15 a.m. President Courtney in Chair. All present except Carter, Schrader, excused.

Senate, having recessed following the order of Reports from Special Committees, resumed under the general order of business by unanimous consent at the request of the Chair.

SB 413 B-Eng. -- Burdick moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 27; excused, 3 -- Carter, Metsger, Schrader. Bill repassed.

SB 172 A-Eng. -- Deckert moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 28; excused, 2 -- Carter, Metsger. Bill repassed.

SB 460 -- Taken from today's third reading calendar and placed on May 18 calendar by voice vote on motion of Westlund. SB 1053 -- Introduce, read first time and referred to President's desk.

SJM 9 A-Eng. -- Read final time. Carried by Johnson. On adoption of memorial, the vote was: Ayes, 29; excused, 1 -- Carter. Memorial adopted.

SJM 11 A-Eng. -- Read final time. Carried by Nelson. On adoption of memorial, the vote was: Ayes, 22; nays, 7 -- Atkinson, Beyer, Ferrioli, George, G., Kruse, Whitsett, Winters; excused, 1 -- Carter. Memorial adopted.

SB 819 -- Read third time. Taken from today's third reading calendar and placed on May 18 calendar by voice vote on motion of Monroe.

HB 2112, 2466, 2628, 2936, 2952, 2961, 3082, 3093, 3501 -- Read first time and referred to President's desk.

HCR 11; HJM 14, 19; HJR 34; HB 5041; 2070, 2118, 2129, 2162, 2202, 2236, 2507, 2565, 2583, 2765, 2776, 2833, 2867, 2937 -- Read second time and passed to third reading.


HB 2254 -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 22; nays, 7 -- Atkinson, Beyer, George, G., Kruse, Nelson, Starr, Whitsett; excused, 2 -- Carter, Starr. Bill passed.


HB 2318 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 29; excused, 1 -- Carter. Bill passed.

HB 2366 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 29; excused, 1 -- Carter. Bill passed.

HB 2385 A-Eng. -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 28; excused, 2 -- Carter, Westlund. Bill passed.

HB 2423 A-Eng. -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 27; nays, 1 -- Schrader; excused, 2 -- Carter, Westlund. Bill passed.

HB 2741 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 28; excused, 2 -- Carter, Westlund. Bill passed.
HB 2826 A-Eng. -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 17; nays, 11 – Atkinson, Beyer, Ferrioli, George, G., George, L., Johnson, Kruse, Morse, Schrader, Verger, Whitsett; excused, 2 – Carter, Westlund. Bill passed. Johnson granted unanimous consent to change vote from aye to nay.

HB 2906 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 28; excused, 2 – Carter, Westlund. Bill passed.

HJM 4; HJR 11; HB 2124, 2149, 2220, 2225, 2226, 2233, 2247, 2252, 2272, 2297, 2359, 2437, 2438, 2445, 2517, 2902, 2941, 2943, 2946, 2974, 2993, 3096, 3291, 3380 -- Carried over to May 18 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on May 16 and recorded on Committee Referral List No. 63 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 1050 Rules; Ways and Means
SB 1051 Rules
HJR 49 Judiciary
HJR 50 Judiciary
HB 5013 Ways and Means
HB 2094 Finance and Revenue
HB 2140 Education and General Government
HB 2172 Finance and Revenue; Ways and Means
HB 2179 Judiciary
HB 2397 Commerce
HB 2448 Judiciary
HB 2584 Education and General Government; Ways and Means
HB 2606 Education and General Government
HB 2626 Ways and Means
HB 2872 Judiciary
HB 2905 Judiciary
HB 2927 Health Policy and Public Affairs; Ways and Means
HB 2971 Environment and Natural Resources
HB 2982 Ways and Means
HB 3048 Finance and Revenue
HB 3161 Business, Transportation and Workforce Development
HB 3179 Education and General Government
HB 3469 Environment and Natural Resources

Senate adjourned until 9:00 a.m. Friday by unanimous consent at the request of the Chair.

Friday, May 18, 2007 -- Morning Session

Senate convened at 9:00 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Brown, Kruse, Monnes Anderson, Monroe, Starr, Walker, absent – Bates, Beyer, Burdick, Deckert, Devlin, Ferrioli, George, L., Gordly, Johnson, Morse, Nelson, Prozanski, Verger, Westlund, Whitsett, Winters; excused – Carter, George, G., Metsger, Morrisette, Schrader.

Call of the Senate demanded by Brown joined by Atkinson and Kruse. All present except Bates, Beyer, Burdick, Deckert, Devlin, Ferrioli, George, L., Gordly, Johnson, Morse, Nelson, Prozanski, Verger, Westlund, Whitsett, Winters absent; Carter, George, G., Metsger, Morrisette, Schrader, excused. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by implied consent. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Armand Minthorn, Board of Trustees, Umatilla.

The following messages from the Governor were read and referred to the President’s desk:

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 240.060 provides that the Governor shall appoint the members of the Employment Relations Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Vicki Cowan of Salem to the Employment Relations Board for an unexpired four-year term beginning June 1, 2007 and ending June 30, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 496.090 provides that the Governor shall appoint the members of the State Fish and Wildlife Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Carter Kerns of Pendleton to the State Fish and Wildlife Commission for a four-year term beginning June 1, 2007 and ending May 31, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 414.715 provides that the Governor shall appoint the members of the Health Services Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Rodney McDowell of The Dalles to the Health Services Commission for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 414.715 provides that the Governor shall appoint the members of the Health Services Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Rodney McDowell of The Dalles to the Health Services Commission for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.
This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 456.567 provides that the Governor shall appoint the members of the State Housing Council, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Marguerite LaMont of LaGrande to the State Housing Council for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 677.235 provides that the Governor shall appoint the members of the Board of Medical Examiners, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Patricia Smith of Bend to the Board of Medical Examiners for a three-year term beginning March 1, 2007 and ending February 28, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 390.114 provides that the Governor shall appoint the members of the State Parks and Recreation Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Jay Graves of Portland to the State Parks and Recreation Commission for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 442.820 provides that the Governor shall appoint the members of the Oregon Patient Safety Commission Board of Directors, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Nancy Chi of Portland to the Oregon Patient Safety Commission Board of Directors for a four-year term beginning July 2, 2007 and ending July 1, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 442.820 provides that the Governor shall appoint the members of the Oregon Patient Safety Commission Board of Directors, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Sandra Douma of Wheeler to the Oregon Patient Safety Commission Board of Directors for a four-year term beginning July 2, 2007 and ending July 1, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 442.820 provides that the Governor shall appoint the members of the Oregon Patient Safety Commission Board of Directors, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Leonard Friedman of Corvallis to the Oregon Patient Safety Commission Board of Directors for an unexpired four-year term beginning July 2, 2007 and ending July 1, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 442.820 provides that the Governor shall appoint the members of the Oregon Patient Safety Commission Board of Directors, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Leonard Friedman of Corvallis to the Oregon Patient Safety Commission Board of Directors for an unexpired four-year term beginning July 2, 2007 and ending July 1, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 442.820 provides that the Governor shall appoint the members of the Oregon Patient Safety Commission Board of Directors, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Leonard Friedman of Corvallis to the Oregon Patient Safety Commission Board of Directors for an unexpired four-year term beginning July 2, 2007 and ending July 1, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007
Directors, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Gloria Larson of Pendleton to the Oregon Patient Safety Commission Board of Directors for a four-year term beginning July 2, 2007 and ending July 1, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE OF THE 74th LEGISLATIVE ASSEMBLY

ORS 442.820 provides that the Governor shall appoint the members of the Oregon Patient Safety Commission Board of Directors, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Glenn Rodriguez of Portland to the Oregon Patient Safety Commission Board of Directors for a four-year term beginning July 2, 2007 and ending July 1, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

To the Honorable President of the Senate

ORS 778.215 provides that the Governor shall appoint the members of the Board of Commissioners of the Port of Portland, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Paul Rosenbaum of Portland to the Board of Commissioners of the Port of Portland for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 243.061 provides that the Governor shall appoint the members of the Public Employees Benefit Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Paul McKenna of Salem to the Public Employees Benefit Board for a four-year term beginning September 15, 2006 and ending September 14, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 181.620 provides that the Governor shall appoint the members of the Board on Public Safety Standards and Training, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Kelly Bach of Keizer to the Board on Public Safety Standards and Training for a three-year term beginning July 1, 2007 and ending June 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 181.620 provides that the Governor shall appoint the members of the Board on Public Safety Standards and Training, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Thomas Wright of Pendleton to the Board on Public Safety Standards and Training for a three-year term beginning July 1, 2007 and ending June 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 181.620 provides that the Governor shall appoint the members of the Board on Public Safety Standards and Training, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Paul McKenna of Salem to the Public Employees Benefit Board for a four-year term beginning September 15, 2006 and ending September 14, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 181.620 provides that the Governor shall appoint the members of the Board on Public Safety Standards and Training, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Kelly Bach of Keizer to the Board on Public Safety Standards and Training for a three-year term beginning July 1, 2007 and ending June 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 17, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 181.620 provides that the Governor shall appoint the members of the Board on Public Safety Standards and Training, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Thomas Wright of Pendleton to the Board on Public Safety Standards and Training for a three-year term beginning July 1, 2007 and ending June 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski  
Governor  
May 17, 2007  

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 74th LEGISLATIVE ASSEMBLY  
ORS 696.375 provides that the Governor shall appoint the  
Real Estate Commissioner, subject to Senate confirmation,  
in the manner provided by ORS 171.562 and ORS 171.565.  
I appoint Eugene Bentley of Government Camp as the Real  
Estate Commissioner for a term beginning May 9, 2007 and  
serving at the pleasure of the Governor, effective upon  
Senate confirmation.  
This appointment is submitted for your consideration.  
Sincerely,  
Ted Kulongoski  
Governor  
May 17, 2007  

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 74th LEGISLATIVE ASSEMBLY  
ORS 184.612 provides that the Governor shall appoint the  
members of the Oregon Transportation Commission, subject  
to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.  
I reappoint Michael Nelson of Baker City to the Oregon  
Transportation Commission for a four-year term beginning  
July 1, 2007 and ending June 30, 2011 effective upon  
Senate confirmation.  
This appointment is submitted for your consideration.  
Sincerely,  
Ted Kulongoski  
Governor  
May 17, 2007  

SB 118; HB 2677, 2760, 3186, 3556 -- Message  
from the House announcing passage.  
SCR 4 -- Message from the House announcing adoption.  
Committee Report Summary No. 89 listing the  
following reports was distributed to members May 17.  
Summary list recorded in Journal and Status Report  
by order of the President.  
SB 571 -- Report by Committee on Finance and  
Revenue, signed by Deckert, Chair, recommending passage with amendments to the A-Engrossed bill.  
Minority Report, signed by Starr and George, G.,  
recommending passage with different amendments to  
the A-Engrossed bill.  
SB 984 -- Report by Committee on Finance and  
Revenue recommending passage with amendments to  
the A-Engrossed bill.  
Committee Report Summary No. 90 listing the  
following reports was distributed to members today.  
Summary list recorded in Journal and Status Report  
by order of the President.  
SB 1047 -- Report by Committee on Finance and  
Revenue recommending passage. Referred to  
Committee on Ways and Means by prior reference.  
HB 2242 -- Report by Committee on Health and  
Human Services recommending passage with amendments.  
HB 2334 -- Report by Committee on Judiciary  
recommending passage of the A-Engrossed bill.  
HB 2386 -- Report by Committee on Health and  
Human Services recommending passage with amendments to the A-Engrossed bill.  
HB 2744 -- Report by Committee on Business,  
Transportation and Workforce Development  
recommending passage.  
HB 3067 -- Report by Committee on Health and  
Human Services recommending passage of the A- 
Engrossed bill.  
HB 3089 -- Report by Committee on Health and  
Human Services recommending passage of the A- 
Engrossed bill.  
HB 3494 -- Report by Committee on Environment and Natural Resources recommending passage of the A-Engrossed bill. 
Senate at ease. Senate reassembled.  
SB 628 -- Taken from today’s third reading  
calendar and referred to Committee on Rules by voice  
vote on motion of Walker.  
HB 2252 -- Taken from today’s third reading  
calendar and referred to Committee on Judiciary by  
vote vote on motion of Walker.  
SB 460 -- Read third time. Taken from today’s  
third reading calendar and placed on May 21 calendar  
by voice vote on motion of Westlund.  
HJR 11 -- Taken from today’s third reading  
calendar and placed on May 21 calendar by voice vote  
on motion of Brown.  
SB 819 -- Taken from today’s third reading  
calendar and placed on May 21 calendar by voice vote  
on motion of Monroe.  
SB 1052 -- Introduced, read first time and  
referred to President’s desk.  
SB 5529, 5533; 571, 984 -- Read second time and  
passed to third reading.  
SB 863 A-Eng. -- Read third time. Carried by  
Metsger. Call of the Senate demanded by Metsger  
joined by Brown and Devlin. All present except  
Morriseette, excused. Potential conflict of interest  
declared by George, L. On passage of bill the vote  
was: Ayes, 19; nays, 10 – Atkinson, Bates, Beyer,  
Brown, Ferrioli, George, G., George, L., Kruse,  
Nelson, Whitsett; excused, 1 – Morrisette. Bill passed.  
Westlund granted unanimous consent to change vote  
from nay to aye.  
HB 2677, 2760, 3186, 3556 -- Read first time and  
referred to President’s desk.  
HB 2334, 2744, 3067, 3089, 3494 -- Read second  
time and passed to third reading.  
HJM 4 -- Read final time. Carried by Kruse. On  
adoption of memorial, the vote was: Ayes, 25; nays, 1  
– Schrader; absent, 1 – Burdick; excused, 3 – Brown,  
Morrissette, Nelson. Memorial adopted.
HB 2359 A-Eng. -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 28; excused, 2 – Morissette, Nelson. Bill passed.


HB 2946 -- Read third time. Rereferred to Committee on Health Policy and Public Affairs by voice vote on motion of Kruse.


HB 2149 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 23; nays, 5 – Atkinson, Beyer, Ferrioli, Kruse, Starr; excused, 2 – Morissette, Schrader. Bill passed.

HB 2220 A-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 28; excused, 2 – Morissette, Schrader. Bill passed.

HB 2225 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 25; excused, 5 – Atkinson, Carter, Gordly, Morissette, Schrader. Bill passed. Morse, excused when roll called, was granted unanimous consent to vote aye.

HB 2226 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 25; excused, 5 – Atkinson, Carter, Gordly, Morissette, Schrader. Bill passed. Morse, excused when roll called, was granted unanimous consent to vote aye.


HB 2247 B-Eng. -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 24; excused, 6 – Atkinson, Carter, Morissette, Nelson, Prozanski, Schrader. Bill passed.

HB 2272 -- Read third time. Carried by Bates. On passage of bill the vote was: Ayes, 16; nays, 8 – Beyer, Ferrioli, George, G., George, L., Kruse, Morse, Whitsett, Winters; excused, 6 – Atkinson, Carter, Morissette, Nelson, Prozanski, Schrader. Bill passed.


HB 2437 A-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 22; nays, 3 – Atkinson, Kruse, Whitsett; excused, 5 – Carter, Morissette, Nelson, Prozanski, Schrader. Bill passed.


HB 3291 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 25; excused, 5 – Burdick, Carter, Morissette, Nelson, Schrader. Bill passed.

HB 3380 -- Read third time. Carried by George, L. On passage of bill the vote was: Ayes, 25; excused, 5 – Burdick, Carter, Morissette, Nelson, Schrader. Bill passed.

HJR 11 -- Read final time. Carried by Prozanski. On adoption of resolution, the vote was: Ayes, 26; excused, 4 – Carter, Morissette, Nelson, Schrader. Resolution adopted.

HJM 14 -- Read final time. Carried by Gordly. On adoption of memorial, the vote was: Ayes, 27; excused, 3 – Carter, Morissette, Schrader. Memorial adopted.

HJM 19 A-Eng. -- Read final time. Carried by Monnes Anderson. On adoption of resolution, the vote was: Ayes, 27; excused, 3 – Carter, Morissette, Schrader. Resolution adopted.

HJR 34 A-Eng. -- Read final time. Carried by Prozanski. On adoption of resolution, the vote was: Ayes, 25; excused, 5 – Burdick, Carter, Morissette, Nelson, Schrader. Resolution adopted.


HB 2118 B-Eng. -- Read third time. Carried by Nelson. On passage of bill the vote was: Ayes, 18; nays, 9 – Atkinson, Beyer, Ferrioli, George, G.,


HB 2162 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 26; excused, 4 – Carter, Morriseette, Nelson, Schrader. Bill passed.


HB 2236 -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 26; excused, 5 – Carter, Morriseette, Nelson, Schrader, Starr. Bill passed.

HB 2507 A-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 26; excused, 4 – Carter, Morriseette, Prozanski, Schrader. Bill passed.

HB 2565 -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 23; nays, 3 – Beyer, Kruse, Whitsett; excused, 4 – Carter, Morriseette, Prozanski, Schrader. Bill passed.

HB 2583 -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 26; excused, 4 – Carter, Morriseette, Prozanski, Schrader. Bill passed.

HB 2765 A-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 26; excused, 4 – Carter, Morriseette, Prozanski, Schrader. Bill passed.

HB 2776 A-Eng. -- Read third time. Carried by Morse. On passage of bill the vote was: Ayes, 25; nays, 2 – Beyer, Ferrioli; excused, 3 – Carter, Morriseette, Schrader. Bill passed. George, L. granted unanimous consent to change vote from nay to aye.


HB 2937 -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 27; excused, 3 – Carter, Morriseette, Schrader. Bill passed.


Senate adjourned until 10:15 a.m. Monday by unanimous consent at the request of the Chair.

Monday, May 21, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Ayakian, Bates, Beyer, Brown, Burdick, Carter, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morriseette, Morse, Nelson, Prozanski, Verger, Walker, Westlund, Whitsett, Winters; excused – Deckert, Starr, Schrader. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Greg Thorson, Community Presbyterian Church, Sandy.

SB 81, 88, 95, 131, 208, 209, 216, 531, 586, 620, 625, 678, 889, 967; HB 3113 -- Message from the House announcing passage.

-- SJM 3; HJR 25 -- Message from the House announcing adoption.

SB 198, 501 -- Message from the House announcing passage as amended by the House.

SCR 10 -- Message from the House announcing adoption as amended by the House.

HB 2097, 2147, 3414 -- Message from the House announcing concurrence in Senate amendments and repassage.

Committee Report Summary No. 91 listing the following reports was distributed to members May 18. Summary list recorded in Journal and Status Report by order of the President.

SB 5540 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 5544 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 30 -- Report by Committee on Rules recommending passage with amendments to the A-Engrossed bill.

SB 151 -- Report by Committee on Finance and Revenue recommending passage with amendments to the A-Engrossed bill.

SB 623 -- Report by Committee on Finance and Revenue recommending passage with amendments.

SB 630 -- Report by Committee on Legislative Operations and Reform recommending passage with amendments.

Committee Report Summary No. 92 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

HB 2184 -- Report by Committee on Health and Human Services recommending passage with amendments.

HB 2187 -- Report by Committee on Environment and Natural Resources recommending passage.

HB 2665 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments to the A-Engrossed bill.

HB 2666 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments to the A-Engrossed bill.

HB 2687 -- Report by Committee on Health and Human Services without recommendation as to passage and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.
HB 3188 -- Report by Committee on Environment and Natural Resources recommending passage of the A-Engrossed bill.

Senate recessed until 10:45 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 10:45 a.m. President Courtney in Chair. All present except Deckert, Starr, excused.

Senate, having recessed following the order of Reports from Special Committees, resumed under the general order of business by unanimous consent at the request of the Chair.

SB 571 -- Taken from today's third reading calendar and placed on May 22 calendar by voice vote on motion of Burdick.

SB 460 -- Taken from today's third reading calendar and placed on May 22 calendar by voice vote on motion of Westlund.

SB 819 -- Taken from today's third reading calendar and placed on May 22 calendar by voice vote on motion of Monroe.

SB 5540, 5544; 30, 151, 623, 630 -- Read second time and passed to third reading.

SB 5529 A-Eng. -- Read third time. Carried by Devlin. (Carter in Chair) Potential conflict of interest declared by President Courtney. On passage of bill the vote was: Ayes, 24; nays, 4 – George, G., George, L., Gordly, Walker; excused, 2 – Deckert, Starr. Bill passed.

SB 5529 A-Eng. -- George, L. requested the following explanation of vote be entered into the journal:

"My vote against SB 5529A, an appropriation of 'General Fund' money, is not to be interpreted as opposition to the specific program nor the work done by the Ways and Means Committee. My vote is about the adequate funding of Oregon classrooms and the sustainability of the overall budget.

The public has consistently demanded that the K-12, Higher Education and other 'core function' budgets be funded first and funded adequately. The passage of other appropriation bills before these key budgets does not give us a clear picture of the overall budget. At this time, we have the Co-Chairs proposed budget. However, the details of the overall budget are still unclear.

The Co-Chairs' Budget is vague and the Governor's budget is unsustainable. We currently have significant growth in the 'General' and 'All-Funds' budgets to adequately fund the State. The public needs to be assured - that expenditures in this session remain sustainable for future legislatures.

"It would be inappropriate to pass any 'General Fund' budget without first having a clear view of both the overall budget plan, and surety for Oregon classrooms."

SB 5533 A-Eng. -- Read third time. Carried by Westlund. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, Starr. Bill passed.


SB 984 B-Eng. -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 27; excused, 3 – Deckert, Prozanski, Starr. Bill passed.

HJR 25; HB 3113 -- Read first time and referred to President's desk.

HB 2187, 2242, 2386, 3188 -- Read second time and passed to third reading.

HJR 11 A-Eng. -- Read final time. Carried by Morrisette. On adoption of resolution, the vote was: Ayes, 25; nays, 1 – Schrader; excused, 4 – Brown, Deckert, Prozanski, Starr. Resolution adopted.

HB 2334 A-Eng. -- Read third time. Carried by Beyer, Burdick. On passage of bill the vote was: Ayes, 26; excused, 4 – Brown, Deckert, Prozanski, Starr. Bill passed.

HB 2744 -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 25; nays, 1 – Monroe; excused, 4 – Brown, Deckert, Prozanski, Starr. Bill passed.

HB 3067 A-Eng. -- Read third time. Carried by George, G. On passage of bill the vote was: Ayes, 26; excused, 4 – Brown, Deckert, Prozanski, Starr. Bill passed.

HB 3089 A-Eng. -- Read third time. Carried by Morrisette. On passage of bill the vote was: Ayes, 24; nays, 2 – Johnson, Schrader; excused, 4 – Brown, Deckert, Prozanski, Starr. Bill passed.

HB 3494 A-Eng. -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 26; excused, 4 – Brown, Deckert, Prozanski, Starr. Bill passed.

SB 178; HB 2021, 2186, 2793, 3046 -- Message from the House announcing passage.

SB 139, 466 -- Message from the House announcing passage as amended by the House.

Senate reverted to the order of First Reading of House Measures by implied consent.

HB 2021, 2186, 2793, 3046 -- Read first time and referred to President's desk.

The following measures were referred to committee on May 18 and recorded on Committee Referral List No. 64 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 1053 Rules
HB 2002 Health Policy and Public Affairs
HB 2112 Business, Transportation and Workforce Development
HB 2185 Emergency Preparedness and Ocean Policy
HB 2476 Business, Transportation and Workforce Development
HB 2537 Business, Transportation and Workforce Development
HB 2548 Business, Transportation and Workforce Development
HB 2568 Judiciary
HB 2603 Rules
HB 2628 Environment and Natural Resources
The following measures were referred to committee on May 18 and recorded on Committee Referral List No. 65 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 1052 Rules
HB 2766 Judiciary
HB 3252 Health and Human Services
Employment Relations Board (ORS 240.060)
Vickie Cowan  Rules

State Fish and Wildlife Commission (ORS 496.090)
Carter Kerns (r)  Rules

Health Services Commission (ORS 414.715)
Rodney McDowell  Rules

State Housing Council (ORS 456.567)
Marguerite LaMont (r)  Rules

Board of Medical Examiners (ORS 677.235)
Patricia Smith (r)  Rules

State Parks and Recreation Commission (ORS 390.114)
Jay Graves  Rules

Oregon Patient Safety Commission Board of Directors (ORS 442.830)
Nancy Chi (r)  Rules
Sandra Douma (r)  Rules
Leonard Friedman  Rules
Gloria Larson (r)  Rules
Brett Sheppard  Rules
Glenn Rodriguez (r)  Rules

Board of Commissioners of the Port of Portland (ORS 778.215)
Paul Rosenbaum  Rules

Public Employees’ Benefit Board (ORS 243.061)
Paul McKenna (r)  Rules

Board on Public Safety Standards and Training (ORS 181.620)
Kelly Bach (r)  Rules
Thomas Wright (r)  Rules

Real Estate Commissioner (ORS 696.375)
Eugene Bentley  Rules

Oregon Transportation Commission (ORS 184.612)
Michael Nelson (r)  Rules

SCR 7; SJM 7; SJR 23, 24; SB 62, 63, 687, 722, 946 -- President Courtney signed on May 18.
SB 74; HB 2071, 2072 -- President Courtney signed on May 21.

Senate adjourned until 10:15 a.m. Tuesday by unanimous consent at the request of the Chair.

Tuesday, May 22, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Devlin, Ferrioli, George, G., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Starr, Verger, Walker, Westlund, Whitsett, Winters: excused -- Carter, Deckert, George, L., Schrader. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Tualatin Valley Fire and Rescue Pipes and Drums, Portland.

SB 122, 182, 192, 195, 233, 256, 266, 267, 341, 399, 490, 569, 880, 892 -- Message from the House announcing passage.

HB 2071, 2072 -- Message from the House announcing the Speaker signed on May 21.

Committee Report Summary No. 93 listing the following reports was distributed to members May 21. Summary list recorded in Journal and Status Report by order of the President.

SB 443 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments and requesting subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means rescinded by order of the President.

SB 489 -- Report by Committee on Emergency Preparedness and Ocean Policy recommending
Ways and Means be rescinded. Subsequent referral to Committee on Revenue recommending passage with amendments and requesting subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means be rescinded by order of the President.

SB 954 -- Report by Committee on Finance and Revenue recommending passage with amendments and requesting subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means be rescinded by order of the President.

SB 1003 -- Report by Committee on Emergency Preparedness and Ocean Policy recommending passage with amendments and requesting subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Committee on Ways and Means be rescinded by order of the President.

HB 2650 -- Report by Committee on Health and Human Services recommending passage with amendments to the A-Engrossed bill.

HB 3466 -- Report by Committee on Education and General Government recommending passage with amendments.

Committee Report Summary No. 94 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

HJM 12 -- Report by Committee on Environment and Natural Resources recommending adoption.

HB 2022 -- Report by Committee on Health Policy and Public Affairs recommending passage of the A-Engrossed bill.

HB 2051 -- Report by Committee on Environment and Natural Resources recommending passage of the A-Engrossed bill.

HB 2230 -- Report by Committee on Finance and Revenue recommending passage.

HB 2234 -- Report by Committee on Finance and Revenue recommending passage.

HB 2241 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 2713 -- Report by Committee on Environment and Natural Resources recommending passage of the A-Engrossed bill.

HB 2799 -- Report by Committee on Judiciary recommending passage.

HB 2895 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 3013 -- Report by Committee on Environment and Natural Resources recommending passage.

Senate recessed until 10:50 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:50 a.m. President Courtney in Chair. All present except Carter, Prozanski, excused.

Senate, having recessed following the order of Reports from Special Committees, resumed under the general order of business by unanimous consent at the request of the Chair.

SCR 10 A-Eng. -- Burdick moved that the Senate concur in House amendments and readopt resolution. On concurrence and readopt the vote was: Ayes, 28; excused, 2 – Carter, Prozanski. Resolution readopted.

SB 501 A-Eng. -- Burdick moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 28; excused, 2 – Carter, Prozanski. Bill repassed.

SB 460 -- Taken from today’s third reading calendar and placed on May 23 calendar by voice vote on motion of Westlund.

SB 571 A-Eng. -- Committee report and minority report read. Burdick moved the Senate adopt the committee report. Starr moved the minority report be substituted for the committee report. Call of the Senate demanded by Brown joined by Bates and Devlin. All present.


SB 571 A-Eng. -- Gordly requested the following explanation of vote be entered into the journal:

“There is no question that second hand smoke is a serious health hazard and workers in the service industry including chefs, waiters, front of house staff, bartenders and, of course, musical performers should not be exposed any longer.”

SB 149, 384, 568, 894, 1041; HB 2277, 2624, 3044 -- Message from the House announcing passage.

SB 206, 613 -- Message from the House announcing passage as amended by the House.

HB 2202, 2220, 2247, 2359, 2867, 2943, 2993 -- Message from the House announcing concurrence in Senate amendments and repassage.

Senate proceeded to the order of First Reading of House Measures by unanimous consent at the request of the Chair.

HB 2277, 2624, 3044 -- Read first time and referred to the President's desk.

Senate proceeded until 4:30 p.m. by unanimous consent at the request of the Chair.

Tuesday, May 22, 2007 -- Afternoon Session

Senate reconvened at 4:30 p.m. President Courtney in Chair. All present except Beyer, Devlin, excused.

Senate, having recessed under the order of Propositions and Motions, resumed under the general order of business by unanimous consent at the request of the Chair.

SB 1 -- Introduced, read first time and referred to President's desk.
SB 443, 954 -- Read second time and passed to third reading.


SB 5544 A-Eng. -- George, L. requested the following explanation of vote be entered into the journal:

“My vote against SB 5544A, an appropriation of ‘General Fund’ money, is not to be interpreted as opposition to the specific program nor the work done by the Ways and Means Committee. My vote is about the adequate funding of Oregon classrooms and the sustainability of the overall budget.

“The public has consistently demanded that the K-12, Higher Education and other ‘core function’ budgets be funded first and funded adequately. The passage of other appropriation bills before these key budgets does not give us a clear picture of the overall budget. At this time, we have the Co-Chairs proposed budget. However, the details of the overall budget are still unclear.

“The Co-Chairs’ Budget is vague and the Governor’s budget is unsustainable. We currently have significant growth in the ‘General’ and ‘All-Funds’ budgets to adequately fund the State. The public needs to be assured - and the Legislature needs to ensure - that expenditures in this session remain sustainable for future legislatures.

“It would be inappropriate to pass any ‘General Fund' budget without first having a clear view of both the overall budget plan, and surety for Oregon classrooms.”

SB 30 B-Eng. -- Read third time. Carried by Westlund. Potential conflicts of interest declared by Burdick and Johnson. Call of the Senate demanded by Brown joined by Burdick and Devlin. All present.

On passage of bill the vote was: Ayes, 19; nays, 11 – Atkinson, Beyer, Ferrioli, George, G., George, L., Gordy, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prizanski, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused -- Carter, Schrader. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Dave Dougherty, Hood View Church of God, Woodburn.

SB 100, 167, 169, 482, 563 -- Message from the House announcing passage.

SB 443, 954 -- Read second time and passed to third reading. Referral List No. 66 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HJR 25 Rules
HB 2171 Business, Transportation and Workforce Development
HB 2677 Business, Transportation and Workforce Development
HB 2760 Environment and Natural Resources
HB 3100 Health and Human Services
HB 3113 Judiciary
HB 3339 Education and General Government
HB 3556 Education and General Government; Ways and Means

The following measures were referred to committee on May 21 and recorded on Committee Referral List. No. 67 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 2021 Education and General Government
HB 2186 Ways and Means
HB 2793 Finance and Revenue
HB 3046 Finance and Revenue

SCR 4; SB 118, 172, 413 -- President Courtney signed on May 21.

Senate adjourned until 10:15 a.m. Wednesday by unanimous consent at the request of the Chair.

Wednesday, May 23, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Deckert, Devlin, Ferrioli, George, G., George, L., Gordy, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prizanski, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused -- Carter, Schrader. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Dave Dougherty, Hood View Church of God, Woodburn.

SB 100, 167, 169, 482, 563 -- Message from the House announcing passage.

SCR 7; SJM 7; SJR 23, 24; SB 62, 63, 64, 65, 74, 77, 79, 105, 112, 124, 202, 203, 237, 242, 265, 301, 322, 403, 432, 516, 537, 545, 553, 579, 615, 687, 699, 722, 747, 748, 773, 946, 950; HCR 12; HB 5014, 5040: 2080, 2086, 2088, 2090, 2098, 2099, 2100, 2102, 2116, 2119, 2153, 2138, 2176, 2188, 2238, 2264, 2275, 2293, 2300, 2309, 2314, 2371, 2468, 2520, 2630, 2633, 2751, 2792, 2925, 2973, 3043 -- Message from the House announcing the Speaker signed on May 22.

Committee Report Summary No. 95 listing the following reports was distributed to members May 22. Summary list recorded in Journal and Status Report by order of the President.

HB 2821 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments to the A-Engrossed bill.

HB 3178 -- Report by Committee on Education and General Government, recommending passage with amendments to the A-Engrossed bill.
HB 3328 -- Report by Committee on Health and Human Services recommending passage with amendments to the A-Engrossed bill.

Committee Report Summary No. 96 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 1049 -- Report by Committee on Rules recommending passage.

HJM 3 -- Report by Committee on Education and General Government recommending adoption of the A-Engrossed memorial.

HB 2168 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

HB 2446 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

HB 2472 -- Report by Committee on Business, Transportation and Workforce Development without recommendation as to passage. Referred to Committee on Ways and Means by prior reference.

HB 2486 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.


HB 2853 -- Report by Committee on Business, Transportation and Workforce Development recommending passage.

HB 3092 -- Report by Committee on Health Policy and Public Affairs recommending passage of the A-Engrossed bill.

HB 3104 -- Report by Committee on Education and General Government recommending passage.


HB 3486 -- Report by Committee on Health Policy and Public Affairs recommending passage of the A-Engrossed bill.

HB 3541 -- Report by Committee on Emergency Preparedness and Ocean Policy recommending passage.

Senate recessed until 10:50 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:50 a.m. President Courtney in Chair. All present except Carter, Schrader, excused.

Senate, having recessed following the order of Reports from Special Committees, resumed under the general order of business by unanimous consent at the request of the Chair.

SB 139 B-Eng. -- Metsger moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 23; nays, 5 – Atkinson, Beyer, George, L., Kruse, Whitsett; excused, 2 – Carter, Schrader. Bill repassed.

SB 198 B-Eng. -- Walker moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 23; nays, 5 – Atkinson, Beyer, George, L., Kruse, Whitsett; excused, 2 – Carter, Schrader. Bill repassed.

SB 466 B-Eng. -- Metsger moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 28; excused, 2 – Carter, Schrader. Bill repassed.

SCR 17 -- Introduced, read first time and referred to President’s desk.

SB 1049 -- Read second time and passed to third reading.


SB 630 -- Prozanski requested the following explanation of vote be entered into the journal:

“I voted ‘no’ on SB 630 for two important reasons. First, if the goal of the bill is to allow all voters to vote on all candidates on one ballot, then a single election – rather than a primary and general election – should be held. If a single candidate fails to receive more than fifty percent of the vote, then a runoff between the top two candidates could occur within thirty days. This process would accomplish the stated goal in SB 630 and it would reduce the costs and length of our current election process.

“Second, SB 630 contains a provision that allows a candidate who receives over fifty percent in the primary election to advance as the lone named candidate in the primary election to advance as the lone named candidate in the general election. This provision will have the unintended consequence of keeping minor party candidates from ever advancing to the general election. I believe that an incumbent would have an unfair advantage over other candidates under this process. Therefore, one of the chief purposes for having an open primary will be annulled.”

SB 443, 460, 819, 954 -- Carried over to May 24 calendar by unanimous consent at the request of the Chair.

HJM 3; HB 2168, 2446, 2486, 2617, 2821, 2853, 3092, 3104, 3178, 3328, 3377, 3436, 3486, 3541 -- Read second time and passed to third reading.

HJM 12; HB 2022, 2051, 2184, 2187, 2230, 2234, 2241, 2242, 2386, 2650, 2665, 2713, 2799, 2895, 3013, 3188, 3466 -- Carried over to May 24 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on May 22 and recorded on Committee Referral List No. 68 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HJM 11 Rules
HB 2277 Ways and Means
HB 2466 Rules
HB 2624 Emergency Preparedness and Ocean Policy
HB 3186 Business, Transportation and Workforce
SB 582 -- Message from the House announcing second reading.

Committee Report Summary No. 97 listing the following report was distributed to members May 23. Summary list recorded in Journal and Status Report by order of the President.

SB 582 -- Report by Committee on Finance and Revenue recommending passage with amendments to the A-Engrossed bill.

Committee Report Summary No. 98 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

HB 5013 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 2093 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.


HB 2186 -- Report by Committee on Ways and Means recommending passage.

HB 2231 -- Report by Committee on Finance and Revenue recommending passage.

HB 2232 -- Report by Committee on Finance and Revenue recommending passage.

HB 2237 -- Report by Committee on Finance and Revenue recommending passage of the A-Engrossed bill.

I voted no on SB 819 A-Eng. The way I interpret the journal:

"I voted no on SB 819 A-Eng. The way I interpret the bill, it will allow corporations to apply their 2% surplus credits to succeeding tax years. This is egregious."
SB 443 A-Eng. -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 19; nays, 9 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Morse, Whitsett, Winters; excused, 2 – Prozanski, Starr. Bill passed.


SB 954 -- Read third time. Taken from today's third reading calendar and placed on May 25 calendar by voice vote on motion of Deckert.

SB 1049 -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 17; nays, 12 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Metsger, Morse, Nelson, Schrader, Whitsett, Winters; excused, 1 – Starr. Bill passed.

SB 707 -- Message from the House announcing passage as amended by the House.

HB 5013; 2093, 2185, 2186, 2231, 2232, 2237, 2239, 2475, 2567, 2606, 2626, 2667, 2708, 2908, 2982 - Read second time and passed to third reading.


HB 2242 A-Eng. -- Read third time. Carried by Morrisette. On passage of bill the vote was: Ayes, 28; excused, 2 – Burdick, Starr. Bill passed.

HB 2286 B-Eng. -- Read third time. Carried by Morrisette. On passage of bill the vote was: Ayes, 27; nays, 1 – Westlund; excused, 2 – Burdick, Starr. Bill passed. Westlund granted unanimous consent to change vote from aye to nay.

HB 3188 A-Eng. -- Read third time. Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

HJM 12 -- Read final time. Carried by Beyer. On adoption of memorial, the vote was: Ayes, 28; excused, 2 – Burdick, Starr. Memorial adopted.

HB 3188 A-Eng. -- Moved to the head of today's third reading calendar by unanimous consent at the request of the Chair.

HB 3188 A-Eng. -- Bill read. Carried by Prozanski. On passage of bill the vote was: Ayes, 24; nays, 4 – Atkinson, Beyer, Ferrioli, Kruse; excused, 2 – Burdick, Starr. Bill passed. Ferrioli granted unanimous consent to change vote from aye to nay.


Senate reverted to the order of First Reading of House Measures by unanimous consent at the request of the Chair.

HB 2294, 3047 -- Read first time and referred to President's desk.

SB 135, 273, 433, 676, 543, 806; HB 2294, 3047 - Message from the House announcing passage.

SJM 13 -- Message from the House announcing adoption.

HJR 11 -- Message from the House announcing concurrence in Senate amendments.

Senate recessed until 4:30 p.m. Thursday by unanimous consent at the request of the Chair.

Thursday, May 24, 2007 -- Afternoon Session

Senate reconvened at 4:30 p.m. President Courtney in Chair. All present except Avakian, Bates, Beyer, Burdick, Ferrioli, George, L., Johnson, Metsger, Prozanski, Westlund, absent; Atkinson, Carter, Deckert, Devlin, Monnes Anderson, Monroe, Morse, Schrader, Starr, Walker, excused. Call of the Senate demanded by Brown joined by Kruse and Nelson. All present except Atkinson, Carter, Deckert, Devlin, Monnes Anderson, Monroe, Morse, Schrader, Starr, Walker, excused. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by implied consent. All present except Atkinson, Carter, Deckert, Devlin, Monnes Anderson, Monroe, Morse, Schrader, Starr, Walker, excused. Senate reassembled.

Senate, having recessed under the order of Third Reading of House Measures, resumed under the general order of business by unanimous consent at the request of the Chair.

HB 2184 A-Eng. -- Read third time. Carried by George, G. On passage of bill the vote was: Ayes, 20; nays, 2 – Beyer, Ferrioli; excused, 8 – Atkinson, Carter, Deckert, Devlin, Monnes Anderson, Schrader, Starr, Walker. Bill passed. Monroe and Morse, excused when roll called, granted unanimous consent to vote aye.

HB 2230 -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 22; excused, 8 – Atkinson, Carter, Deckert, Devlin, Monnes Anderson, Schrader, Starr, Walker. Bill passed. Monroe and Morse, excused when roll called, granted unanimous consent to vote aye.

HB 2234 -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 22; excused, 8 – Atkinson, Carter, Deckert, Devlin, Monnes Anderson, Schrader, Starr, Walker. Bill passed. Monroe and Morse, excused when roll called, granted unanimous consent to vote aye.

HB 2241 A-Eng. -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 22; excused, 8 – Atkinson, Carter, Deckert, Devlin, Monnes Anderson, Schrader, Starr, Walker. Bill passed.

HB 2650 -- Read third time. Taken from today's third reading calendar and placed on May 25 calendar by unanimous consent on motion of Morrisette.

HB 2665 B-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 24; excused, 6 – Atkinson, Carter, Monnes Anderson, Monroe, Schrader, Starr. Bill passed.
HB 2666 B-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 24; excused, 6 – Atkinson, Carter, Monnes Anderson, Monroe, Schrader, Starr. Bill passed.


HB 2799 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 23; excused, 7 – Atkinson, Carter, Devlin, Monnes Anderson, Monroe, Schrader, Starr. Bill passed.


HB 2446 -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 18; nays, 2 – Gordly, Verger; excused, 10 – Atkinson, Carter, Deckert, Devlin, Johnson, Monnes Anderson, Monroe, Schrader, Starr. Bill passed.

HB 2486 -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 20; excused, 10 – Atkinson, Carter, Deckert, Devlin, Johnson, Monnes Anderson, Monroe, Prozanski, Schrader, Starr. Bill passed.


HB 2821 B-Eng. -- Read third time. Carried by George, L. On passage of bill the vote was: Ayes, 20; excused, 9 – Atkinson, Carter, Deckert, Devlin, Johnson, Monnes Anderson, Prozanski, Schrader, Starr. Bill passed.

HB 2853 -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 21; excused, 9 – Atkinson, Carter, Deckert, Devlin, Johnson, Monnes Anderson, Prozanski, Schrader, Starr. Bill passed.


HB 3104 -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 20; nays, 1 – Gordly; excused, 9 – Atkinson, Carter, Deckert, Devlin, Johnson, Monnes Anderson, Prozanski, Schrader, Starr. Bill passed.

HB 3178 B-Eng. -- Read third time. Carried by Morse. On passage of bill the vote was: Ayes, 21; excused, 9 – Atkinson, Carter, Deckert, Devlin, Johnson, Monnes Anderson, Prozanski, Schrader, Starr. Bill passed.


HB 3436 A-Eng. -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 22; excused, 8 – Atkinson, Carter, Deckert, Devlin, Johnson, Monnes Anderson, Prozanski, Schrader, Starr. Bill passed.

HB 3486 A-Eng. -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 22; excused, 8 – Atkinson, Carter, Deckert, Devlin, Johnson, Monnes Anderson, Prozanski, Schrader, Starr. Bill passed.


The following measures were referred to committee on May 23 and recorded on Committee Referral List No. 69 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SCR 17 Rules
SB 1 Ways and Means
HB 2961 Finance and Revenue
HB 3044 Finance and Revenue
SB 131, 208, 209, 216, 620, 625, 889; HCR 4, 5, 8, 9, 10, 12; HJM 5, 10; HB 5042, 5050, 5051; 2066, 2101, 2240, 2273, 2579, 2675 -- President Courtney signed on May 23.

Senate adjourned until 9:30 a.m. Friday by unanimous consent at the request of the Chair.

Friday, May 25, 2007 -- Morning Session

Senate convened at 9:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Brown, Burdick, Carter, Deckert, Devlin, Ferroli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters; excused -- Beyer, Morse. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Reverend Chuck Ellis, Association of Churches of God, Portland.

HB 2700, 2823 -- Message from the House announcing the Speaker signed on May 23.

SB 81, 88, 95, 531, 586; HCR 7; HJM 22; HJR 51; HB 5015, 5027, 5028, 5029, 5030; 2053, 2068, 2069,
Committee Report Summary No. 99 listing the following reports was distributed to members May 24. Summary list recorded in Journal and Status Report by order of the President.

SB 5505 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 5535 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 5539 -- Report by Committee on Ways and Means recommending passage with amendments.

HB 2075 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

HB 2345 -- Report by Committee on Judiciary recommending passage with amendments to the A-Engrossed bill.

HB 2620 -- Report by Committee on Environment and Natural Resources recommending passage with amendments to the A-Engrossed bill.

Committee Report Summary No. 100 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

HJM 23 -- Report by Committee on Health Policy and Public Affairs recommending adoption of the A-Engrossed memorial.


HB 2158 -- Report by Committee on Health Policy and Public Affairs recommending passage.

HB 2222 -- Report by Committee on Commerce recommending passage.

HB 2277 -- Report by Committee on Ways and Means recommending passage.

HB 2283 -- Report by Committee on Commerce recommending passage of the A-Engrossed bill.

HB 2401 -- Report by Committee on Commerce recommending passage of the B-Engrossed bill.


HB 2679 -- Report by Committee on Commerce recommending passage.

HB 2952 -- Report by Committee on Health Policy and Public Affairs recommending passage of the A-Engrossed bill.

HB 3103 -- Report by Committee on Health Policy and Public Affairs recommending passage.

HB 3369 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 3490 -- Report by Committee on Health Policy and Public Affairs recommending passage of the A-Engrossed bill.

HB 3524 -- Report by Committee on Health Policy and Public Affairs recommending passage and requesting subsequent referral to Committee on Ways and Means be rescinded. Request denied by order of the President. Referred to Committee on Ways and Means by prior reference.

Senate recessed until 10:00 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:00 a.m. President Courtney in Chair. All present except Beyer, Morse, excused.

Senate, having recessed following the order of Reports from Special Committees, resumed under the general order of business by unanimous consent at the request of the Chair.

SB 206 A-Eng. -- Morrisette moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 28; excused, 2 – Beyer, Morse. Bill repassed.

SB 707 B-Eng. -- George, L., moved that the Senate refuse to concur in the House amendments. Call of the Senate demanded by Brown joined by Bates and Devlin. All present except Beyer, Morse excused. The vote was: Ayes, 9; nays, 19 – Avakian, Bates, Brown, Burdick, Carter, Deckert, Devlin, Gordly, Johnson, Metsger, Monnes Anderson, Monroe, Morissette, Prozanski, Schrader, Verger, Walker, Westlund, President Courtney; excused, 2 – Beyer, Morse. Motion failed.

SB 707 B-Eng. -- Avakian moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 20; nays, 8 – Atkinson, Ferrioli, George, G., George, L., Kruse, Starr, Whitsett, Winters; excused, 2 – Beyer, Morse. Bill repassed.

SB 838 C-Eng. -- Avakian moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 22; nays, 6 – Ferrioli, George, G., George, L., Kruse, Whitsett, Winters; excused, 2 – Beyer, Morse. Bill repassed.

HB 2626 -- Taken from today's third reading calendar and placed on May 29 calendar by voice vote on motion of Avakian.

SB 5505, 5535, 5539 -- Read second time and passed to third reading.

SB 582 B-Eng. -- Bill read. Carried by Deckert. On passage of bill the vote was: Ayes, 26; excused, 4 – Atkinson, Beyer, Metsger, Morse. Bill passed.

SB 954 A-Eng. -- Bill read. Carried by Deckert. Call of the Senate demanded by Deckert joined by Walker and Winters. All present except Atkinson, Beyer, Morse excused. Further proceedings under the Call terminated by unanimous consent at the request of the Chair. On passage of bill the vote was: Ayes, 20; nays, 7 – Gordly, Johnson, Kruse, Metsger, Prozanski, Schrader, Verger; excused, 3 – Atkinson, Beyer, Monroe. Bill passed.

SB 954 A-Eng. -- Prozanski requested the following explanation of vote be entered into the journal:

"I voted no on SB 954 because it shifts the responsibility for tax relief under the Strategic Investment Program (SIP) from local government to the state. Under SB 954, a local government will be able to reduce its risk of..."
providing property tax exemption to companies by recouping an offset from the state for the 'estimate' personal income tax collections.

“The problem is a lack of certainty: the actual number of jobs that are created by the new company cannot be verified. Accordingly, a local government can rely on state income tax dollars to offset their loss of property tax without being required to show actually job gains.”

HJM 23; HB 2002, 2075, 2158, 2222, 2277, 2283, 2345, 2401, 2620, 2624, 2679, 2952, 3103, 3369, 3490 - Read second time and passed to third reading.

HB 5013 A-Eng. -- Read third time. Carried by Bates. On passage of bill the vote was: Ayes, 24; nays, 3 – George, G., George, L., Kruse; excused, 4 – Atkinson, Beyer, Morse, Schrader. Bill passed.

HB 2093 A-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 26; excused, 4 – Atkinson, Beyer, Morse, Schrader. Bill passed.

HB 2185 A-Eng. -- Read third time. Carried by George, G. On passage of bill the vote was: Ayes, 25; nays, 1 – Kruse; excused, 4 – Atkinson, Beyer, Morse, Schrader. Bill passed.

HB 2186 -- Read third time. Carried by Bates. On passage of bill the vote was: Ayes, 26; excused, 4 – Atkinson, Beyer, Morse, Schrader. Bill passed.

HB 2231 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 27; excused, 3 – Beyer, Morse, Schrader. Bill passed.

HB 2232 -- Read third time. Carried by George, G. On passage of bill the vote was: Ayes, 27; excused, 3 – Beyer, Morse, Schrader. Bill passed.

HB 2237 A-Eng. -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 27; excused, 3 – Beyer, Morse, Schrader. Bill passed.

HB 2239 A-Eng. -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 27; excused, 3 – Beyer, Morse, Schrader. Bill passed.

HB 2475 A-Eng. -- Read third time. Carried by George, L. On passage of bill the vote was: Ayes, 27; excused, 3 – Beyer, Morse, Schrader. Bill passed.


HB 2606 A-Eng. -- Read third time. Carried by Westlund. On passage of bill the vote was: Ayes, 27; excused, 3 – Beyer, Morse, Schrader. Bill passed.

HB 2650 B-Eng. -- Bill read. Carried by Morrisette, Verger. Potential conflict of interest declared by Atkinson. Call of the Senate demanded by Brown joined by Devlin and George, G. All present except Beyer, Morse, Schrader, excused. Further proceedings under the Call terminated by unanimous consent on motion of Brown.

HB 2667 A-Eng. -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 27; excused, 3 – Beyer, Morse, Schrader. Bill passed.

HB 2708 -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 27; excused, 3 – Beyer, Morse, Schrader. Bill passed.

HB 2908 -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 20; nays, 6 – Atkinson, George, G., George, L., Kruse, Starr, Whitsett; excused, 4 – Beyer, Burdick, Morse, Schrader. Bill passed.

HB 2982 A-Eng. -- Read third time. Carried by Verger. Call of the Senate demanded by Brown joined by Devlin and George, G. All present except Beyer, Morse, Schrader, excused. On passage of bill the vote was: Ayes, 19; nays 8 – Atkinson, Ferrioli, George, L., Kruse, Metsger, Monnes Anderson, Starr, Whitsett; excused, 3 – Beyer, Morse, Schrader. Bill passed.

SB 59, 277, 751; HB 2369 -- Message from the House announcing passage.

HCR 6 -- Message from the House announcing adoption.

Senate reverted to the order of First Reading of House Measures by unanimous consent at the request of the Chair.

HCR 6; HB 2369 -- Read first time and referred to the Presidents desk.

The following measure was referred to committee on May 24 and recorded on Committee Referral List No. 70 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SCR 18 Rules

The following measures were referred to committee on May 25 and recorded on Committee Referral List No. 71 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 2294 Finance and Revenue
HB 3047 Finance and Revenue

HCR 7; HJM 22; HJR 51; HB 5015, 5027, 5028, 5029, 5030; 2053, 2068, 2069, 2074, 2092, 2154, 2169, 2218, 2219, 2221, 2244, 2250, 2253, 2254, 2255, 2259, 2260, 2267, 2289, 2318, 2362, 2366, 2379, 2385, 2423, 2490, 2665, 2669, 2700, 2729, 2741, 2756, 2773, 2782, 2823, 2828, 2869, 2906, 2907, 3068 -- President Courtney signed on May 24.

Senate adjourned until 10:15 a.m. Tuesday by unanimous consent at the request of the Chair.

Tuesday, May 29, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes
Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Emily Georges Gottfried, American Jewish Committee, Portland.


The following messages from the Governor were read and referred to the President's desk:

May 25, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 674.305 provides that the Governor shall appoint the members of the Appraiser Certification and Licensure Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Clifford Houck of Dallas to the Appraiser Certification and Licensure Board for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 25, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 285A.040 provides that the Governor shall appoint the members of the Oregon Economic and Community Development Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Lewis Frederick of Portland to the Oregon Economic and Community Development Board for an unexpired four-year term beginning July 1, 2007 and ending June 30, 2008 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 25, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 326.021 provides that the Governor shall appoint the members of the State Board of Education, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Jerry Berger of Salem to the State Board of Education for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 25, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 326.021 provides that the Governor shall appoint the members of the State Board of Education, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Nikki Squire of Bend to the State Board of Education for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 25, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 240.060 provides that the Governor shall appoint the members of the Oregon Educators Benefit Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Michael Cannarella of Portland to the Oregon Educators Benefit Board for a four-year term beginning July 2, 2007 and ending July 1, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 25, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 240.060 provides that the Governor shall appoint the members of the Oregon Educators Benefit Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Mylia Christensen of Portland to the Oregon Educators Benefit Board for a partial four-year term beginning July 2, 2007 and ending July 1, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 25, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 240.060 provides that the Governor shall appoint the members of the Oregon Educators Benefit Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Richard Clarke of Wilsonville to the Oregon Educators Benefit Board for a four-year term beginning July 2, 2007 and ending July 1, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 25, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 240.060 provides that the Governor shall appoint the members of the Oregon Educators Benefit Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Ron Gallinat of Bend to the Oregon Educators Benefit Board for a partial four-year term beginning July 2, 2007 and ending July 1, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 25, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 240.060 provides that the Governor shall appoint the members of the Oregon Educators Benefit Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Thomas Husted of Beaverton to the Oregon Educators Benefit Board for a partial four-year term beginning July 2, 2007 and ending July 1, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 25, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 240.060 provides that the Governor shall appoint the members of the Oregon Educators Benefit Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Alice Little of Lake Oswego to the Oregon Educators Benefit Board for a four-year term beginning July 2, 2007 and ending July 1, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 25, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 240.060 provides that the Governor shall appoint the members of the Oregon Educators Benefit Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Steve McNannay of Tigard to the Oregon Educators Benefit Board for a partial four-year term beginning July 2, 2007 and ending July 1, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 25, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 240.060 provides that the Governor shall appoint the members of the Oregon Educators Benefit Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Thomas Husted of Beaverton to the Oregon Educators Benefit Board for a partial four-year term beginning July 2, 2007 and ending July 1, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 25, 2007
Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Victor Musial of Salem to the Oregon Educators Benefit Board for a partial four-year term beginning July 2, 2007 and ending July 1, 2008 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 25, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 240.060 provides that the Governor shall appoint the members of the Oregon Educators Benefit Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Peter Tarzian of Falls City to the Oregon Educators Benefit Board for a partial four-year term beginning July 2, 2007 and ending July 1, 2008 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 25, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 240.060 provides that the Governor shall appoint the members of the Oregon Educators Benefit Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Brett Yancey of Springfield to the Oregon Educators Benefit Board for a partial four-year term beginning July 2, 2007 and ending July 1, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 25, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 675.100 provides that the Governor shall appoint the members of the State Board of Psychologist Examiners, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Nancy Kemp of Eugene to the State Board of Psychologist Examiners for a three-year term beginning July 1, 2007 and ending June 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

May 25, 2007

SB 73, 173, 175, 592, 596, 734 -- Message from the House announcing passage.

SJR 19 -- Message from the House announcing adoption.

SJM 12 -- Message from the House announcing passage as amended by the House.

Committee Report Summary No. 101 listing the following reports was distributed to members May 25. Summary list recorded in Journal and Status Report by order of the President.

SB 560 -- Report by Committee on Rules recommending passage with amendments.

HB 2213 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments to the A-Engrossed bill.

HB 2223 -- Report by Committee on Commerce recommending passage with amendments to the A-Engrossed bill.

HB 2342 -- Report by Committee on Judiciary recommending passage with amendments to the A-Engrossed bill.


HB 3484 -- Report by Committee on Commerce recommending passage with amendments.

Committee Report Summary No. 102 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

HB 2117 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

HB 2134 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 2175 -- Report by Committee on Health and Human Services recommending passage of the A-Engrossed bill.

HB 2256 -- Report by Committee on Commerce recommending passage with amendments to the A-Engrossed bill.

HB 2258 -- Report by Committee on Commerce recommending passage of the A-Engrossed bill.

HB 2261 -- Report by Committee on Commerce recommending passage of the A-Engrossed bill.

HB 2382 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 2390 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.
HB 2456 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

HB 2473 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

HB 2485 -- Report by Committee on Commerce recommending passage.

HB 2622 -- Report by Committee on Commerce recommending passage.

HB 2704 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

HB 2758 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

HB 2785 -- Report by Committee on Environment and Natural Resources recommending passage of the A-Engrossed bill.

HB 2832 -- Report by Committee on Health Policy and Public Affairs recommending passage of the A-Engrossed bill and requesting subsequent referral to Committee on Ways and Means be rescinded. Request denied by order of the President. Referred to Committee on Ways and Means by prior reference.

HB 2913 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 3026 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 3313 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 3337 -- Report by Committee on Environment and Natural Resources recommending passage of the A-Engrossed bill.

HB 3400 -- Report by Committee on Commerce recommending passage.

HB 3445 -- Report by Committee on Commerce recommending passage.

SCR 19; SB 1054 -- Introduced, read first time and referred to President’s desk.

SB 560 -- Read second time and passed to third reading.

Senate reconvened until 10:55 a.m. by unanimous consent on motion of Ferrioli.

Senate reconvened at 10:55 a.m. President Courtney in Chair. All present except Carter, Schrader, excused.

Senate, having recessed following the order of Second Reading of Senate Measures, proceeded to the order of Third Reading of Senate Measures by unanimous consent at the request of the Chair.

SB 5505 A-Eng. -- Read third time. Moved to the foot of today’s third reading calendar by unanimous consent at the request of the Chair.


HB 5535 A-Eng. -- George, L. requested the following explanation of vote be entered into the journal:

“My vote against SB 5535, an appropriation of ‘General Fund’ money, is not to be interpreted as opposition to the specific program nor the work done by the Ways and Means Committee. My vote is about the adequate funding of Oregon classrooms and the sustainability of the overall budget.

“The public has consistently demanded that the K-12, Higher Education and other ‘core function’ budgets be funded first and funded adequately. The passage of other appropriation bills before these key budgets does not give us a clear picture of the overall budget. At this time, we have the Co-Chairs proposed budget. However, the details of the overall budget are still unclear.

“The Co-Chairs’ Budget is vague and the Governor’s budget is unsustainable. We currently have significant growth in the ‘General’ and ‘All-Funds’ budgets to adequately fund the State. The public needs to be assured •and the Legislature needs to ensure – that expenditures in this session remain sustainable for future legislatures.

“It would be inappropriate to pass any ‘General Fund’ budget without first having a clear view of both the overall budget plan, and surety for Oregon classrooms.”


HB 2134, 2175, 2213, 2223, 2258, 2261, 2342, 2382, 2390, 2456, 2485, 2622, 2704, 2758, 2785, 2913, 3025, 3026, 3313, 3337, 3400, 3445, 3484 -- Read second time and passed to third reading.

HJM 23 A-Eng. -- Read final time. Carried by Kruse. On adoption of memorial, the vote was: Ayes, 28; excused, 2 – Carter, Schrader. Memorial adopted.


HB 2075 A-Eng. -- Read third time. Carried by George, L. On passage of bill the vote was: Ayes, 26; nays, 1 – Atkinson; excused, 3 – Burdick, Carter, Schrader. Bill passed.

HB 2158 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 25; nays, 2 – Atkinson, Starr; excused, 3 – Burdick, Carter, Schrader. Bill passed.

HB 2222 -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 23; nays, 4 – Atkinson, George, L., Starr, Whitsett; excused, 3 – Burdick, Carter, Schrader. Bill passed.

HB 2277 -- Monnes Anderson requested the following explanation of vote be entered into the journal:

"I voted no on HB 2277. I voted NO because the increased fee is a 60% increase in pilot fees. This is a significant increase."


HB 2345 -- Read third time. Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

HB 2401 B-Eng. -- Read third time. Carried by Prozaniski. On passage of bill the vote was: Ayes, 26; nays, 3 – Atkinson, Kruse, Whitsett; absent, 1 – Deckert. Bill passed.


HB 2624 A-Eng. -- Read third time. Carried by Johnson. On passage of bill the vote was: Ayes, 28; nays, 2 – Beyer, Kruse. Bill passed.

HB 2626 A-Eng. -- Read third time. Carried by Morse. On passage of bill the vote was: Ayes, 30. Bill passed.

HB 2679 -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 29; excused, 1 – Starr. Bill passed.


HB 3103 -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 19; nays, 10 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Morse, Starr, Whitsett, Winters; excused, 1 – Carter. Bill passed.


HB 3490 A-Eng. -- Read third time. Carried by Gordy. Potential conflict of interest declared by Ferrioli. On passage of bill the vote was: Ayes, 29; excused, 1 – Carter. Bill passed.

HB 2345 B-Eng. -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 26; nays, 2 – Atkinson, Whitsett; excused, 2 – Carter, Schrader. Bill passed.

The following measures were referred to committee on May 25 and recorded on Committee Referral List No. 72 which was distributed to members.

HCR 6 Rules
HB 2369 Finance and Revenue

Senate adjourned until 10:15 a.m. Wednesday by unanimous consent at the request of the Chair.

Wednesday, May 30, 2007 -- Morning Session

Senate convened at 10:15 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Deckert, Devlin, Ferrioli, George, G., George, L., Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozaniski, Starr, Verger, Walker, Westlund, Whitsett, Winters; Carter, Gordly, Schrader excused. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Clark Tanner, Christian Church, Beaverton.

The following message from the Governor was read.

May 25, 2007

The Honorable Peter Courtney
State Capitol, S-203
Salem, OR 97301

Dear President Courtney:

“I have signed Enrolled Senate Bill 432. SB 432 establishes important restrictions on shipbreaking in Oregon waters. I support the intent of SB 432 and applaud the efforts of the proponents of this bill to address this important issue.

In the course of the standard bill review process directed by my office, the Department of Justice has identified several drafting issues in SB 432 which may result in the failure of SB 432 to accomplish the intent of the Legislature. The issues are: (1) the definition of ‘waters of the state’ that is incorporated into the bill does not include most of the ocean shore, so this bill may not prohibit shipbreaking along the coast or in bays that are not estuaries; (2) it is somewhat unclear what the bill intends related to the location of permissible dry docks, (3) use of the word ‘vessel’ in the definition of floating dry dock may be a problem because the standard definition of ‘vessel’ is something used for purposes of navigation, however, floating dry docks are not generally used for navigation and so might not fit within the intended definition; and (4) the bill should make clear that all otherwise applicable federal, state or local environmental laws continue to apply to any shipbreaking that is permitted by the bill.

Attached to this letter are draft amendments to SB 432 that would clarify these points. I believe that this issue is important and I encourage the Legislature to adopt the clarifications before the end of this legislative session.”

Sincerely,
Ted Kulongoski
Governor

SB 5533; 257, 829 -- Message from the House announcing passage.

SB 479 -- Message from the House announcing passage as amended by the House.

HB 2943 -- Message from the House announcing the Speaker signed on May 29.

Committee Report Summary No. 103 listing the following reports was distributed to members May 29.
Summary list recorded in Journal and Status Report by order of the President.

HB 2107 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments to the A-Engrossed bill.


SB 560 A-Eng. -- Verger requested the following explanation of vote be entered into the journal:

“I voted no on Senate Bill 560 and I strongly support Fire Fighters. This bill establishes presumption that certain cancers are compensable occupational diseases for certain firefighters. There are several problems with the bill.

“First fire districts are already required to provide this kind of insurance to all firefighters, volunteers as well as paid staff.

“Second the cost of implementing the medical expansion in this bill increases the cost of this coverage by as much as 300% or more.

“This bill also has the possibility to bankrupt small districts with no limit as when a firefighter must file the claim. This unfunded mandate places an unreasonable burden on local government.

“Also current workman's compensation insurance carriers are threatening to drop their coverage or to increase rates with the passage of this bill. This an especially big issue because it is a retroactive policy that never ends.

“Finally, we again see Portland excluded from a bill. It is unfair that all other fire districts in the state will have to provide this coverage, but Portland will not.

“For these reasons I was not able to support this flawed bill which has no qualifiers and is inequitable.”

HJM 13; HB 2107, 2117, 2204, 2256, 2324, 2473, 2478, 2538, 2910, 3161, 3527, 3538 -- Read second time and passed to third reading.

HB 2324 -- Report by Committee on Judiciary recommending passage with amendments to the A-Engrossed bill.

HB 2478 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments to the A-Engrossed bill.

HB 2538 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments to resolve conflicts.

SB 880, 967 -- President Courtney signed on May 29.

SB 122, 149, 178, 195, 233, 256, 266, 267, 341, 399, 490, 569, 678, 880, 892, 967 -- Carried over to May 31 calendar by unanimous consent at the request of the Chair.

HJM 13; HB 2107, 2117, 2204, 2256, 2324, 2473, 2478, 2538, 2910, 3161, 3527, 3538 -- Carried over to May 31 calendar by unanimous consent at the request of the Chair.

HJM 13 -- Report by Committee on Education and General Government recommending adoption of the A-Engrossed memorial.

SB 182, 192; HB 2943 -- President Courtney signed on May 29.

HB 2134, 2175, 2213, 2223, 2258, 2261, 2342, 2382, 2390, 2456, 2485, 2622, 2704, 2758, 2785, 2913, 3026, 3313, 3337, 3400, 3445, 3484 -- Carried over to May 31 calendar by unanimous consent at the request of the Chair.

HB 2910 -- Report by Committee on Rules recommending passage with amendments to the A-Engrossed bill.

President Courtney announced the following committee assignments, effective immediately.

SENATE COMMITTEE ON RULES

Senator Betsy Johnson - Discharged
Senator David Nelson - Discharged

"For these reasons I was not able to support this flawed bill which has no qualifiers and is inequitable."

Committee Report Summary No. 104 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

HB 3025 A-Eng. -- Committee report and minority report read. Prozanski moved that the Senate adopt the committee report. Beyer moved that the minority report be substituted for the committee report. Potential conflicts of interest declared by Beyer, George, G., Kruse, Starr and Whitsett. Call of the Senate demanded by Brown joined by Devlin and Gordly. All present.

HB 3025 -- Motion failed, the vote was Ayes, 11; nays, 19 – Avakian, Bates, Brown, Burdick, Carter, Deckert, Devlin, Gordly, Johnson, Metsger, Monnes Anderson, Monroe, Morrisette, Prozanski, Schrader, Verger, Walker, Westlund, Courtney.

SB 3025 A-Eng. -- Bill, as amended by committee report, read third time. Carried by Prozanski. On passage of the bill the vote was: Ayes, 30. Bill passed.

HB 3026 -- Taken from today's third reading calendar and placed on May 31 calendar by unanimous consent at the request of the Chair.

HB 3026, 3313, 3337, 3400, 3445, 3484 -- Carried over to May 31 calendar by unanimous consent at the request of the Chair.

HB 3161 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments to the A-Engrossed bill.

HB 3527 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

HB 3538 -- Report by Committee on Education and General Government recommending passage with amendments.

Committee, read third time. Carried by Prozanski. On passage of the bill the vote was: Ayes, 30. Bill passed.

Committee Report Summary No. 104 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

HJM 13; HB 2107, 2117, 2204, 2256, 2324, 2473, 2478, 2538, 2910, 3161, 3527, 3538 -- Read second time and passed to third reading.

HJM 13; HB 2107, 2117, 2204, 2256, 2324, 2473, 2478, 2538, 2910, 3161, 3527, 3538 -- Read second time and passed to third reading.

HJM 13; HB 2107, 2117, 2204, 2256, 2324, 2473, 2478, 2538, 2910, 3161, 3527, 3538 -- Read second time and passed to third reading.

HB 2107, 2117, 2204, 2256, 2324, 2473, 2478, 2538, 2910, 3161, 3527, 3538 -- Read second time and passed to third reading.

HB 2134, 2175, 2213, 2223, 2258, 2261, 2342, 2382, 2390, 2456, 2485, 2622, 2704, 2758, 2785, 2913, 3026, 3313, 3337, 3400, 3445, 3484 -- Carried over to May 31 calendar by unanimous consent at the request of the Chair.

HJM 13; HB 2107, 2117, 2204, 2256, 2324, 2473, 2478, 2538, 2910, 3161, 3527, 3538 -- Carried over to May 31 calendar by unanimous consent at the request of the Chair.

President Courtney announced the following committee assignments, effective immediately.
SENATE JOURNAL

Senator Brad Avakian - Appointed
Senator Jeff Kruse - Appointed

Senate adjourned until 10:15 a.m. Thursday by unanimous consent at the request of the Chair.

Thursday, May 31, 2007 -- Morning Session


HB 2242, 2386, 2650, 2665, 2666, 2821, 3178, 3328, 3466 -- Message from the House announcing concurrence in Senate amendments and repassage.

HB 2070, 2118, 2129, 2149 -- Message from the House announcing the Speaker signed on May 30.

Committee Report Summary No. 105 listing the following reports was distributed to members May 30.


HB 2242, 2386, 2650, 2665, 2666, 2821, 3178, 3328, 3466 -- Message from the House announcing concurrence in Senate amendments and repassage.

HB 2070, 2118, 2129, 2149 -- Message from the House announcing the Speaker signed on May 30.

Committee Report Summary No. 105 listing the following reports was distributed to members May 30.

Summary list recorded in Journal and Status Report by order of the President.

SB 550 -- Report by Committee on Finance and Revenue recommending passage with amendments.

HB 2203 -- Report by Committee on Commerce recommending passage with amendments to the A-Engrossed bill.

HB 2235 -- Report by Committee on Finance and Revenue recommending passage with amendments.

HB 2280 -- Report by Committee on Commerce recommending passage with amendments to the A-Engrossed bill.

HB 2284 -- Report by Committee on Commerce recommending passage with amendments to the A-Engrossed bill.

HB 2723 -- Report by Committee on Environment and Natural Resources recommending passage with amendments to the A-Engrossed bill.

HB 2848 -- Report by Committee on Education and General Government recommending passage with amendments.

HB 3120 -- Report by Committee on Education and General Government recommending passage with amendments to the A-Engrossed bill.

Committee Report Summary No. 106 listing the following reports was distributed to members today.

Summary list recorded in Journal and Status Report by order of the President.

HB 2311 -- Report by Committee on Judiciary recommending passage with amendments to the A-Engrossed bill.

HB 2628 -- Report by Committee on Environment and Natural Resources recommending passage of the A-Engrossed bill.

HB 2760 -- Report by Committee on Environment and Natural Resources recommending passage of the A-Engrossed bill.

HB 2774 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 2876 -- Report by Committee on Environment and Natural Resources recommending passage. Referred to Committee on Ways and Means by order of the President.

HB 2946 -- Report by Committee on Health Policy and Public Affairs recommending passage of the A-Engrossed bill.

HB 3420 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 3469 -- Report by Committee on Environment and Natural Resources recommending passage.

Senate recessed until 10:45 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 10:45 a.m. President Courtney in Chair. All present except Carter, Johnson, Winters, excused.

Senate, having recessed following the order of Reports from Special Committees, proceeded under the general order of business by unanimous consent at the request of the Chair.

SJM 12 A-Eng. -- Avakian moved that the Senate concur in House amendments and readopt the memorial. On concurrence and readoption the vote was: Ayes, 24; nays, 1 – George, G.; excused, 6 – Atkinson, Deckert, Devlin, Gordy, Johnson, Winters. Memorial readopted.

SB 479 B-Eng. -- Walker moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 17; nays, 8 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Schrader, Whitsett; excused, 5 – Deckert, Gordy, Johnson, Starr, Winters. Bill repassed.

SCR 20; SJR 39; SB 3, 1055, 1056 -- Introduced, read first time and referred to President's desk.

SB 550 -- Read second time and passed to third reading.

HB 2203, 2235, 2280, 2284, 2628, 2723, 2760, 2774, 2848, 2946, 3120, 3420, 3469 -- Read second time and passed to third reading.

HB 3026 -- Moved to the head of today's third reading calendar by unanimous consent at the request of the Chair.

HB 3026 A-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, Starr. Bill passed. Johnson and Winters, excused when roll called, granted unanimous consent to vote aye.


HB 2213 B-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 26; excused, 4 – Atkinson, Deckert, Johnson, Starr. Bill passed.


HB 2258 A-Eng. -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 26; nays, 3 – Kruse, Schrader, Whitsett; excused, 1 – Deckert. Bill passed.

HB 2261 A-Eng. -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 27; nays, 2 – Morse, Whitsett; excused, 1 – Deckert. Bill passed.

HB 2342 B-Eng. -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 30. Bill passed.

HB 2382 A-Eng. -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 30. Bill passed.

HB 2390 A-Eng. -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 30. Bill passed.


HB 2456 A-Eng. -- Prozanski requested the following explanation of vote be entered into the journal:

“I voted no on HB 2456 because the bill draws on state money to underwrite private bus contractors’ compliance with safety standards. While I firmly support the gradual phasing out of outdated equipment that communities rely on and stricter construction standards that protect children, HB 2456 takes a step in the wrong direction.

“In an era of meager public education funding, the state should not be underwriting private contractors as they comply with safety standards. Accordingly, I could not support HB 2456.”

HJM 13; HB 2107, 2117, 2204, 2256, 2324, 2473, 2478, 2485, 2538, 2622, 2704, 2758, 2785, 2910, 2913, 3161, 3313, 3337, 3400, 3445, 3484, 3527, 3538 -- Carried over to June 1 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on May 30 and recorded on Committee Referral List No. 73 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SCR 19 Rules

**Appraiser Certification and Licensure Board (ORS 674.305)**

Clifford Houck (r) Rules

**Oregon Economic and Community Development Commission (ORS 285A.040)**

Nancy Floyd Rules

**State Board of Education (ORS 326.021)**

Jerry Berger (r) Rules

Lewis Frederick Rules

Nikki Squire (r) Rules

**Oregon Educators Benefit Board (ORS 240.060)**

Michael Cannarella Rules

Mylia Christensen Rules

Richard Clarke Rules

Ron Gallinat Rules

Thomas Husted Rules

Alison Little Rules

Steve McNannay Rules

Victor Musial Rules

Peter Tarzian Rules

Brett Yancey Rules

**State Board of Psychologist Examiners (ORS 675.100)**

Nancy Kemp Rules

Effective June 1, 2007, and in accordance with the deadlines established by Senate Concurrent Resolution 1, the following committees are deactivated:

**Business, Transportation and Workforce Development**

**Commerce**

**Education and General Government**

**Emergency Preparedness and Ocean Policy**

**Environment and Natural Resources**

**Health Policy and Public Affairs**

**Health and Human Services**

**Judiciary**

**Land Use Fairness**

Effective June 4, 2007 President Courtney announced that he is invoking the provisions of the one-hour notice rule in accordance with Senate Rule 8.16.

“The committee chair may call a meeting of the committee with less than 24 hours’ notice if, at least one hour prior to the meeting, notice is given to the Secretary of the Senate’s office, posted outside the Senate Chamber, in the press room, and in any other place reasonably designed to give notice to the public and interested persons.

“Written notice must also be delivered to all committee members’ offices who have not been excused from attendance pursuant to Senate Rule 3.10. Whenever possible, such meetings shall be announced on the floor while the Senate is in session.”

In accordance with SR 2.05, proposed amendment 8.10 (5) was read. (Amendment distributed)
8.10 Committee Quorum; Rules

(5) The Joint Committee on Ways and Means shall hold a public hearing on any measure that the Joint Committee recommends substantive amendments. Amendments to appropriate or limit funds are excluded from this provision.

HB 2070, 2118, 2129, 2149 -- President Courtney signed on May 30.
SB 707, 838 -- President Courtney signed on May 31.

Senate adjourned until 10:00 a.m. Friday by unanimous consent at the request of the Chair.

Friday, June 1, 2007 -- Morning Session

Senate convened at 10:00 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Whitesett; absent -- Burdick, Westlund; excused -- Winters.

Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Steve Dangaran, Salem Alliance Church, Salem.

SB 66, 70, 72, 81, 88, 95, 118, 166, 168, 171, 172, 190, 236, 260, 310, 311, 380, 408, 409, 410, 412, 413, 417, 531, 559, 586, 645 -- Message from the Governor announcing he signed on May 31.

SB 199, 556, 603, 746, 835; HB 2641, 3321, 3509 -- Message from the Governor announcing the Speaker signed on May 31.

Committee Report Summary No. 107 listing the following reports was distributed to members May 31. Summary list recorded in Journal and Status Report by order of the President.

HB 2096 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

HB 2114 -- Report by Committee on Environment and Natural Resources recommending passage with amendments to the A-Engrossed bill.

HB 2131 -- Report by Committee on Judiciary recommending passage with amendments to the A-Engrossed bill.

HB 2322 -- Report by Committee on Judiciary recommending passage with amendments to the A-Engrossed bill.

Committee Report Summary No. 108 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SCR 17 -- Report by Committee on Rules recommending adoption.

SB 550 -- Read third time. Deckert moved bill be rereferred to the Committee on Finance and Revenue. On motion to rerefer the vote was: Ayes, 26; nays, 2 -- Deckert, Monroe; absent, 1 -- Burdick; excused, 1 -- Winters. Motion failed.

SCR 17 -- Read second time and passed to third reading.

SB 550 -- Read third time. Deckert moved bill be rereferred to the Committee on Finance and Revenue. On motion to rerefer the vote was: Ayes, 26; nays, 2 -- Deckert, Monroe; absent, 1 -- Burdick; excused, 1 -- Winters. Motion carried.

Senate at ease. Senate reassembled.

HB 2641, 3321, 3509 -- Read first time and referred to President's desk.

HB 2096, 2114, 2127, 2131, 2179, 2181, 2311, 2322, 2508, 2553, 3093, 3100, 3303, 3379 -- Read second time and passed to third reading.

HB 2622 -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 27; absent, 1 – Burdick; excused, 2 – Metsger, Winters. Bill passed.


HB 2913 A-Eng. -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 26; absent, 1 – Burdick; excused, 3 – Bates, Johnson, Winters. Bill passed.


HB 3400 -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 26; nays, 2 – Beyer, Kruse; absent, 1 – Burdick; excused, 1 – Winters. Bill passed.


HB 3484 A-Eng. -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 27; absent, 1 – Burdick; excused, 2 – Gordly, Winters. Bill passed.

HB 2107 B-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 23; nays, 3 – Beyer, Kruse, Whitsett; absent, 1 – Burdick; excused, 3 – Atkinson, Gordly, Winters. Bill passed.


HB 2204 B-Eng. -- Read third time. Carried by Prozanski.

HB 2204 B-Eng. -- Beyer moved bill be referred to Committee on Rules. On motion to refer the vote was: Ayes, 9; nays, 18 – Avakian, Bates, Brown, Carter, Deckert, Devlin, Gordly, Johnson, Metsger, Monnes Anderson, Monroe, Morissette, Prozanski, Schrader, Verger, Walker, Westlund, Courtney; absent, 1 – Burdick excused, 2 – Atkinson, Winters. Motion failed.

HB 2204 B-Eng. -- Debate resumed. On passage of bill the vote was: Ayes, 18; nays, 9 – Beyer, Ferrioli, George, G., George, L., Kruse, Morse, Nelson, Starr, Whitsett; absent, 1 – Burdick; excused, 2 – Atkinson, Winters. Bill passed. (Carter in Chair)

HB 2256 B-Eng. -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 27; absent, 1 – Burdick; excused, 2 – Prozanski, Winters. Bill passed.

HB 2324 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

HB 2473 B-Eng. -- Read third time. Carried by George, L. On passage of bill the vote was: Ayes, 23; nays, 4 – George, G., Gordly, Morissette, Whitsett; absent, 1 – Burdick; excused, 2 – Prozanski, Winters. Bill passed.

HB 2478 B-Eng. -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 27; absent, 1 – Burdick; excused, 2 – Prozanski, Winters. Bill passed.


HB 2910 B-Eng. -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 27; nays, 2 – Beyer, Morse; absent, 1 – Burdick; excused, 1 – Winters. Bill passed.

HB 3161 B-Eng. -- Read third time. Carried by Morse. On passage of bill the vote was: Ayes, 26; absent, 1 – Burdick; excused, 3 – Brown, Prozanski, Winters. Bill passed.

HB 3527 A-Eng. -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 26; absent, 1 – Burdick; excused, 3 – Brown, Prozanski, Winters. Bill passed. (President Courtney in Chair)


HB 2203, 2235, 2280, 2284, 2324, 2628, 2723, 2760, 2774, 2848, 2946, 3120, 3420, 3469 -- Carried over to June 4 calendar by unanimous consent at the request of the Chair.

SCR 10: SJM 13; SB 100, 135, 139, 167, 169, 198, 273, 384, 433, 466, 482, 501, 543, 563, 568, 613, 676,
806, 894, 1041 -- President Courtney signed on May 31.

SJR 19; SB 59, 73, 173, 175, 206, 277, 592, 596, 734, 751; HB 2162, 2225, 2226, 2438, 2445, 2507, 2517, 2390, 3354; 3360 -- President Courtney signed on June 1.

Senate adjourned until 9:45 a.m. Monday by unanimous consent at the request of the Chair.

**Monday, June 4, 2007 -- Morning Session**

Senate convened at 9:45 a.m. President Pro Tempore, Carter in Chair. The following members were present: Atkinson, Avakian, Brown, President Courtney, George, G., George, L., Gordly, Monnes Anderson, Monroe, Morse, Whitsett, Winters; -- absent -- Bates, Beyer, Burdick, Deckert, Devlin, Ferrioli, Johnson, Kruse, Metsger, Morrisette, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund.


Pending arrival of Metsger, Morrisette, Prozanski, Schrader, Verger, Walker, Westlund, absent. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by unanimous consent on motion of Brown. All present. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Senator Carter, Portland.

SB 176, 215; HB 2827, 3455, 3555 -- Message from the House announcing passage.

SB 544 -- Message from the House announcing passage as amended by the House.

SB 707, 838; HB 2184, 2626 -- Message from the House announcing the Speaker signed on June 1.

Committee Report Summary No. 109 listing the following reports was distributed to members June 1. Summary list recorded in Journal and Status Report by order of the President.

SB 5504 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 5530 -- Report by Committee on Ways and Means recommending passage with amendments.

HB 3442 -- Report by Committee on Judiciary recommending passage with amendments to the A-Engrossed bill.

HB 3540 -- Report by Committee on Ways and Means recommending passage with amendments to the B-Engrossed bill.

Committee Report Summary No. 110 listing the following reports was distributed to members June 1. Summary list recorded in Journal and Status Report by order of the President.

HB 2417 -- Report by Committee on Judiciary without recommendation as to passage and requesting referral to Committee on Rules. Referred to Committee on Rules by order of the President.

HB 2513 -- Report by Committee on Commerce without recommendation as to passage and requesting referral to Committee on Rules. Referred to Committee on Rules by order of the President.

HB 2585 -- Report by Committee on Commerce without recommendation as to passage and requesting referral to Committee on Rules, Referred to Committee on Rules by order of the President.

HB 2637 -- Report by Committee on Judiciary without recommendation as to passage and requesting referral to Committee on Rules. Referred to Committee on Rules by order of the President.

HB 2918 -- Report by Committee on Health Policy and Public Affairs recommending passage and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

HB 3086 -- Report by Committee on Judiciary without recommendation as to passage and requesting referral to Committee on Rules. Referred to Committee on Rules by order of the President.

HB 3481 -- Report by Committee on Environment and Natural Resources recommending passage and requesting subsequent referral to Committee on Ways and Means be rescinded. Request denied by order of the President. Referred to Committee on Ways and Means by prior reference.

Committee Report Summary No. 111 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

HB 2030 -- Report by Committee on Finance and Revenue recommending passage of the A-Engrossed bill.

HB 2104 -- Report by Committee on Finance and Revenue recommending passage of the A-Engrossed bill.

HB 2190 -- Report by Committee on Judiciary recommending passage with amendments to the A-Engrossed bill.

HB 2224 -- Report by Committee on Commerce recommending passage of the A-Engrossed bill.

HB 2229 -- Report by Committee on Finance and Revenue recommending passage.

HB 2448 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 2466 -- Report by Committee on Rules recommending passage with amendments to the A-Engrossed bill.

HB 2498 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments to the A-Engrossed bill.

HB 2548 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments to the A-Engrossed bill.

HB 2676 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 2750 -- Report by Committee on Education and General Government recommending passage with amendments and requesting subsequent referral to Committee on Ways and Means be rescinded. Request denied by order of the President. Referred to Committee on Ways and Means by prior reference.

HB 2762 -- Report by Committee on Rules recommending passage.
HB 2783 -- Report by Committee on Commerce recommending passage with amendments to the A-Engrossed bill.

HB 2905 -- Report by Committee on Judiciary recommending passage of the A-Engrossed bill.

HB 2936 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments to the A-Engrossed bill.

HB 3267 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments and requesting subsequent referral to Committee on Ways and Means be rescinded. Request denied by Order of the President. Referred to Committee on Ways and Means by prior reference.

HB 3556 -- Report by Committee on Education and General Government recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 610 -- Introduced, read first time and referred to President’s desk.

SB 5504, 5530 -- Read second time and passed to third reading.

Senate at ease. Senate reassembled.

Senate recessed until 10:30 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:30 a.m. President Pro Tempore, Carter in Chair. All present.

Senate, having recessed under the order of Third Reading of Senate Measures, resumed under that order by unanimous consent at the request of the Chair. (Monnes Anderson in Chair)

SCR 17 -- Read final time. Carried by Burdick. On adoption of resolution, the vote was: Ayes, 30. Resolution adopted.

HB 2827, 3455, 3555 -- Read first time and referred to President’s desk.

HB 2030, 2104, 2224, 2229, 2448, 2676, 2762, 2905, 3442, 3540 -- Read second time and passed to third reading.

HB 2324 -- Read third time. Taken from today’s third reading calendar and placed on June 6 calendar by voice vote on motion of Burdick. (Carter in Chair)


HB 2235 A-Eng. -- Read third time. Carried by George, G. On passage of bill the vote was: Ayes, 29; nays, 1 – Kruse. Bill passed.

HB 2280 B-Eng. -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 30. Bill passed.

HB 2284 B-Eng. -- Read third time. Carried by Gordy. On passage of bill the vote was: Ayes, 22; nays, 8 – Atkinson, Beyer, Burdick, Ferrioli, George, G., George, L., Kruse, Whitsett. Bill passed.


HB 2628 -- Avakian and Brown, having voted on the prevailing side, served notice of possible reconsideration.

HB 2723 B-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 29; nays, 1 – Schrader. Bill passed.

HB 2760 A-Eng. -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 26; nays, 4 – Burdick, Carter, Monroe, Winters. Bill passed. Deckert granted unanimous consent to change vote from nay to aye.

HB 2774 A-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 30. Bill passed.

HB 2848 A-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 30. Bill passed.


HB 3420 A-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 30. Bill passed.

HB 3469 -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 30. Bill passed.


HB 2114 B-Eng. -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 29; excused, 1 – Avakian. Bill passed.

HB 2127 A-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 29; excused, 1 – Avakian. Bill passed.

HB 2131 B-Eng. -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 29; excused, 1 – Avakian. Bill passed.

HB 2179 A-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 29; excused, 1 – Avakian. Bill passed.

HB 2181 A-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 29; excused, 2 – Avakian, Nelson. Bill passed.


HB 2322 B-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 28; excused, 2 – Avakian, Nelson. Bill passed.

HB 2508 A-Eng. -- Read third time. Carried by Prozanski. Call of the Senate demanded by Brown joined by Burdick and Winters. All present except


HB 3303 -- Read third time. Taken from today's third reading calendar and placed on June 5 calendar by voice vote on motion of Brown.

HB 3379 A-Eng. -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 30. Bill passed.

The following measures were referred to committee on June 1 and recorded on Committee Referral List No. 74 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SCR 20  Rules
SJR 39  Rules
SB 3  Finance and Revenue
SB 1054 Rules; Ways and Means
SB 1055 Ways and Means
SB 1056 Rules
HB 2641 Finance and Revenue

SB 5501, 5521, 5525; 16, 222, 261, 554, 716, 777, 985; HB 3265 -- Message from the House announcing passage.

SB 91, 153, 264, 440, 641, 804 -- Message from the House announcing passage as amended by the House.

HB 2213, 2223 -- Message from the House announcing concurrence in Senate amendments and repassage.

HB 2342 -- Message from the House announcing refusal to concur in Senate amendments.

HB 2342 -- Message from the House announcing Barker, Macpherson, Olson appointed House conferees.

HB 3265 -- Read first time and referred to President's desk.

HB 2342 -- Beyer, Burdick, Walker appointed Senate conferees.

SB 255, 257, 292, 517, 829; HB 2184, 2626 -- President Courtney signed on June 1.

Senate adjourned until 9:45 a.m. Tuesday by unanimous consent at the request of the Chair.

Tuesday, June 5, 2007 -- Morning Session

Senate convened at 9:45 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Carter, Ferrioli, Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Morrisette, Morse, Nelson, Schrader, Verger, Winters; absent – Burdick, Deckert, Devlin, George, G., George, L., Monroe, Prozanski, Starr, Walker, Westlund, Whitsett.

Call of the Senate demanded by Brown joined by Morse and Nelson. All present except Burdick, Carter, Deckert, George, G., Johnson, Metsger, Monroe, Schrader, Starr, Walker, Whitsett, absent. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by unanimous consent at the request of the Chair. All present. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Peggy Senger Parsons, Freedom Friends Church, Salem.

The following messages from the Governor were read and referred to the President's desk:

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 835.102 provides that the Governor shall appoint the members of the State Aviation Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Larry Dalrymple of Pendleton to the State Aviation Board for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation. This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 480.535 provides that the Governor shall appoint the members of the Board of Boiler Rules, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Jon Hooker of Gresham to the Board of Boiler Rules for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation. This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 679.230 provides that the Governor shall appoint the members of the Oregon Board of Dentistry, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Jon Hooker of Gresham to the Board of Boiler Rules for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation. This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 679.230 provides that the Governor shall appoint the members of the Oregon Board of Dentistry, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.
I reappoint Rodney Nichols of Portland to the Oregon Board of Dentistry for a four-year term beginning April 3, 2007 and ending April 2, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 468.010 provides that the Governor shall appoint the members of the Environmental Quality Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Donalda Dodson of Salem to the Environmental Quality Commission for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 468.010 provides that the Governor shall appoint the members of the Environmental Quality Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Kenneth Williamson of Corvallis to the Environmental Quality Commission for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 410.602 provides that the Governor shall appoint the members of the Home Care Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Lyla Swafford of Beaverton to the Home Care Commission for a three-year term beginning July 1, 2007 and ending June 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 410.602 provides that the Governor shall appoint the members of the Home Care Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Dayle Niemie of Brookings to the Home Care Commission for a three-year term beginning July 1, 2007 and ending June 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 418.243 provides that the Governor shall appoint the members of the Outdoor Youth Program Advisory Board, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Brian Rossiter of Bend to the Outdoor Youth Program Advisory Board for an unexpired four-year term beginning July 1, 2007 and ending June 30, 2008 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 181.620 provides that the Governor shall appoint the members of the Board on Public Safety Standards and Training, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Richard Brown of Portland to the Board on Public Safety Standards and Training for an unexpired three-year term beginning July 1, 2007 and ending June 30, 2008 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 327.500 provides that the Governor shall appoint the members of the Board on Quality Education Commission,
subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Edward Jensen of Enterprise to the Quality Education Commission for a four-year term beginning August 1, 2007 and ending July 31, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor
June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 327.500 provides that the Governor shall appoint the members of the Quality Education Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Larry Wolf of Portland to the Quality Education Commission for a four-year term beginning August 1, 2007 and ending July 31, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor
June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 327.500 provides that the Governor shall appoint the members of the Quality Education Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Duncan Wyse of Portland to the Quality Education Commission for a four-year term beginning July 1, 2007 and ending June 30, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor
June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 458.555 provides that the Governor shall appoint the members of the Oregon Volunteers Commission for Voluntary Action and Service, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.


This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor
June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 458.555 provides that the Governor shall appoint the members of the Oregon Volunteers Commission for Voluntary Action and Service, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Terry Clelan of Portland to the Oregon Volunteers Commission for Voluntary Action and Service for a three-year term beginning July 1, 2007 and ending June 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor
June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY

ORS 458.555 provides that the Governor shall appoint the members of the Oregon Volunteers Commission for Voluntary Action and Service, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.


This appointment is submitted for your consideration.
Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 458.555 provides that the Governor shall appoint the
members of the Oregon Volunteers Commission for
Voluntary Action and Service, subject to Senate
confirmation, in the manner provided by ORS 171.562 and
ORS 171.565.

I appoint Emily Gilliland of Portland to the Oregon
Volunteers Commission for Voluntary Action and Service
for a three-year term beginning July 1, 2007 and ending
June 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 458.555 provides that the Governor shall appoint the
members of the Oregon Volunteers Commission for
Voluntary Action and Service, subject to Senate
confirmation, in the manner provided by ORS 171.562 and
ORS 171.565.

I reappoint Kevin Kecskes of Portland to the Oregon
Volunteers Commission for Voluntary Action and Service
for a three-year term beginning May 1, 2007 and ending
April 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 458.555 provides that the Governor shall appoint the
members of the Oregon Volunteers Commission for
Voluntary Action and Service, subject to Senate
confirmation, in the manner provided by ORS 171.562 and
ORS 171.565.

I reappoint Julie Martinez of Medford to the Oregon
Volunteers Commission for Voluntary Action and Service
for a three-year term beginning July 1, 2007 and ending
April 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 536.022 provides that the Governor shall appoint the
members of the Water Resources Commission, subject to
Senate confirmation, in the manner provided by ORS
171.562 and ORS 171.565.

I appoint Raymond Williams of Milton-Freewater to the
Water Resources Commission for an unexpired four-year
term beginning July 1, 2007 and ending April 30, 2009
effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 660.321 provides that the Governor shall appoint the
members of the Oregon Workforce Investment Board,
subject to Senate confirmation, in the manner provided by
ORS 171.562 and ORS 171.565.

I reappoint Kevin Peterson of Eugene to the Oregon
Workforce Investment Board for a three-year term
beginning April 15, 2007 and ending April 14, 2010
effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 660.321 provides that the Governor shall appoint the
members of the Oregon Workforce Investment Board,
subject to Senate confirmation, in the manner provided by
ORS 171.562 and ORS 171.565.

I reappoint Julie Martinez of Medford to the Oregon
Volunteers Commission for Voluntary Action and Service
for a three-year term beginning July 1, 2007 and ending
April 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 458.555 provides that the Governor shall appoint the
members of the Oregon Volunteers Commission for
Voluntary Action and Service, subject to Senate
confirmation, in the manner provided by ORS 171.562 and
ORS 171.565.

I appoint Eva Schweber of Portland to the Oregon
Volunteers Commission for Voluntary Action and Service
for a three-year term beginning July 1, 2007 and ending
April 30, 2010 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 536.022 provides that the Governor shall appoint the
members of the Water Resources Commission, subject to
Senate confirmation, in the manner provided by ORS
171.562 and ORS 171.565.

I appoint Raymond Williams of Milton-Freewater to the
Water Resources Commission for an unexpired four-year
term beginning July 1, 2007 and ending April 30, 2009
effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 4, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 660.321 provides that the Governor shall appoint the
members of the Oregon Workforce Investment Board,
subject to Senate confirmation, in the manner provided by
ORS 171.562 and ORS 171.565.

I reappoint Kevin Peterson of Eugene to the Oregon
Workforce Investment Board for a three-year term
beginning April 15, 2007 and ending April 14, 2010
effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

SB 207, 271, 303, 379, 605, 671 -- Message from the House announcing passage as amended by the House.

SCR 10; SJM 13; SJR 19; SB 59, 73, 100, 135, 139, 149, 167, 169, 173, 175, 178, 195, 198, 206, 233, 256, 266, 267, 273, 277, 341, 384, 399, 433, 466, 482, 490, 501, 543, 563, 568, 569, 592, 596, 613, 676, 678, 734, 751, 806, 880, 894, 967, 1041; HCR 11; HJM 4, 14, 19; HJR 11, 34; HB 5041, 2097, 2124, 2147, 2202, 2220, 2233, 2236, 2247, 2272, 2297, 2334, 2359, 2347, 2565, 2583, 2765, 2837, 2902, 2937, 2941, 2974, 3380 -- Message from the House announcing the Speaker signed on June 4.

Committee Report Summary No. 112 listing the following reports was distributed to members June 4. Summary list recorded in Journal and Status Report by order of the President.

SCR 18 -- Report by Committee on Rules recommending adoption with amendments.

SB 518 -- Report by Committee on Finance and Revenue recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by prior reference.

HJR 49 -- Report by Committee on Judiciary recommending adoption with amendments to the A-Engrossed resolution.

HJR 50 -- Report by Committee on Judiciary recommending adoption with amendments to the A-Engrossed resolution.

HB 2095 -- Report by Committee on Finance and Revenue recommending passage with amendments to the A-Engrossed bill.

HB 2112 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments to the A-Engrossed bill.

HB 2140 -- Report by Committee on Education and General Government recommending passage with amendments to the A-Engrossed bill.

HB 2228 -- Report by Committee on Finance and Revenue recommending passage with amendments to resolve conflicts.

HB 2460 -- Report by Committee on Commerce recommending passage with amendments.

HB 2871 -- Report by Committee on Commerce recommending passage with amendments to the A-Engrossed bill.

HB 2892 -- Report by Committee on Commerce without recommendation as to passage and requesting referral to Committee on Rules. Referred to Committee on Rules by order of the President.

HB 2927 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments to the A-Engrossed bill. Referred to Committee on Ways and Means by prior reference.

HB 3182 -- Report by Committee on Business, Transportation and Workforce Development recommending passage and requesting subsequent referral to Committee on Ways and Means be rescinded. Request denied by order of the President. Referred to Committee on Ways and Means by prior reference.

HB 3186 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments to the A-Engrossed bill.

HB 3485 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments to the A-Engrossed bill.

HB 3512 -- Report by Committee on Business, Transportation and Workforce Development recommending passage and requesting subsequent referral to Committee on Ways and Means be rescinded. Request denied by order of the President. Referred to Committee on Ways and Means by prior reference.

Committee Report Summary No. 113 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

HB 2397 -- Report by Committee on Commerce recommending passage with amendments to the A-Engrossed bill.


HB 2864 -- Report by Committee on Business, Transportation and Workforce Development recommending passage of the A-Engrossed bill.

HB 3046 -- Report by Committee on Finance and Revenue recommending passage of the A-Engrossed bill.

HB 3183 -- Report by Committee on Commerce recommending passage with amendments.

HB 3339 -- Report by Committee on Education and General Government recommending passage.

Senate reconvened until 10:30 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:30 a.m. President Courtney in Chair. All present except Burdick, Deckert, Devlin, George, G., George, L., Monroe, Prozanski, Starr, Walker, Westlund, Whitsett, absent. Call of the Senate demanded by Brown joined by Devlin and Morse. All present.

Senate, having recessed following Reports from Special Committees, proceeded to the order of Propositions and Motions by unanimous consent at the request of the Chair.

HB 2628 A-Eng. -- Pursuant to notice given June 5, Brown moved that the vote whereby bill failed to pass the Senate be reconsidered. Motion to reconsider vote carried. The vote was: Ayes, 19; nays, 11 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Morse, Nelson, Starr, Whitsett, Winters. Vote reconsidered.


SCR 18 -- Read second time and passed to third reading.

SB 5504 A-Eng. -- Read third time. Carried by Winters. On passage of bill the vote was: Ayes, 25;

HB 3540 C-Eng. -- Read third time. Carried by Prozanski, Schrader. Potential conflicts of interest declared by Beyer, George, G., Kruse, Starr and Whitsett. Call of the Senate demanded by Brown joined by Ferrioli and Devlin. All present.

HB 3540 C-Eng. -- On passage of bill the vote was: Ayes, 19; nays, 11 – Atkinson, Beyer, Ferrioli, George, G., George, L. Kruse, Morse, Nelson, Starr, Whitsett, Winters. Bill passed.

HB 3540 C-Eng. -- Verger requested the following explanation of vote be entered into the journal:

“I voted ‘YES’ on HB 3540 C.

“Unfortunately for the supporters of Ballot Measure 37, the language was not clear and concise enough to give them what they wanted.

“After the passage of BM 37 unintended consequences surfaced for land owners, such as mining operations or large development being built adjacent to their rural property.

“Changes were proposed to clarify Measure 37 and will now go to the ballot for adoption by the voters.

“I opposed HB 3540 C in the Full Ways and Means Committee to express the frustration of many of my constituents and to encourage transparency in the process. I believe that this was accomplished.

“Constituents will have an opportunity to vote on the recommendations of the Fairness Committee. I believe it should be in the hands of the voters.”

HB 3303 -- Carried over to June 6 calendar by unanimous consent at the request of the Chair.

SB 5537; 107, 130, 296, 462, 951, 1002; HB 5002, 5003, 5022, 5023, 5038; 2810 -- Message from the House announcing passage.

SB 244, 590, 704, 1040 -- Message from the House announcing passage as amended by the House.

HB 2107, 2117, 2204, 2256, 2473, 2478, 2558, 2910, 2161, 3484, 3538 -- Message from the House announcing concurrence in Senate amendments and repassage.

Senate reverted to the order of First Reading of House Measures by unanimous consent at the request of the Chair.

HB 5002, 5003, 5022, 5023, 5038; 2810 -- Read first time and referred to President’s desk.

The following measure was referred to committee on June 4 and recorded on Committee Referral List No. 75 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 3321 Rules

The following measures were referred to committee on June 4 and recorded on Committee Referral List No. 76 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 3265 Finance and Revenue
HB 3455 Finance and Revenue
HB 3555 Rules; Ways and Means
HCR 11; HJR 11, 34; HJM 4, 14, 19; HB 5041; 2097, 2124, 2147, 2202, 2220, 2233, 2236, 2247, 2272, 2297, 2334, 2359, 2437, 2565, 2583, 2637, 2665, 2833, 2867, 2902, 2937, 2941, 2974, 3380 -- President Courtney signed on June 4.

SJM 12; SB 5533; SB 199, 306, 439, 479, 556, 603, 746, 835 -- President Courtney signed on June 5.

Senate adjourned until 9:45 a.m. Wednesday by unanimous consent at the request of the Chair.

Wednesday, June 6, 2007 -- Morning Session

Senate convened at 9:45 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Perrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morissette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters. Colors were posted and the Senate pledged allegiance to the flag. Invocation and musical performance by Dan Neal, Eugene.

The following messages from the Governor were read and referred to the President’s desk:

June 5, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 351.020 provides that the Governor shall appoint the members of the State Board of Higher Education, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Hannah Fisher-Arfer of Portland to the State Board of Higher Education for a two-year term beginning July 1, 2007 and ending June 30, 2009 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 5, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 351.020 provides that the Governor shall appoint the members of the State Board of Higher Education, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Preston Pulliams of Portland to the State Board of Higher Education for an unexpired four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 5, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 351.020 provides that the Governor shall appoint the members of the State Board of Higher Education, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint LeRon Howland of Salem to the Oregon State Lottery Commission for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

June 5, 2007

TO THE HONORABLE PRESIDENT OF THE SENATE
OF THE 74th LEGISLATIVE ASSEMBLY
ORS 461.100 provides that the Governor shall appoint the members of the Oregon State Lottery Commission, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I appoint LeRon Howland of Salem to the Oregon State Lottery Commission for a four-year term beginning July 1, 2007 and ending June 30, 2011 effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,
Ted Kulongoski
Governor

SUMMARY LIST OF REPORTS

Committee Report Summary No. 114 listing the following reports was distributed to members June 5. Summary list recorded in Journal and Status Report by order of the President.

SB 179 -- Report by Committee on Finance and Revenue recommending passage with amendments.

HB 905 -- Report by Committee on Commerce recommending passage with amendments to the A-Engrossed bill.

HB 2487 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments.

Committee Report Summary No. 115 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SJR 4 -- Report by Committee on Rules recommending adoption with amendments and requesting referral to Committee on Finance and Revenue. Referred to Committee on Finance and Revenue by order of the President.

SB 5542 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 5543 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 328 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

SB 624 -- Report by Committee on Ways and Means recommending passage.

HJR 14 -- Report by Committee on Finance and Revenue, signed by Deckert, Chair, recommending adoption of the A-Engrossed resolution. Minority Report, signed by Starr and George, G., recommending adoption with amendments to the A-Engrossed resolution.
Ayes, 22; nays, 5 – Beyer, Ferrioli, George, G., bill. On concurrence and repassage the vote was: the Senate concur in House amendments and repass Schrader. Bill repassed.

absent, 1 – Morrisette; excused, 2 – Deckert, concurrence and repassage the vote was: Ayes, 27; concur in House amendments and repass bill. On SB 91 A-Eng. -- Metsger moved that the Senate SB 391 A-Eng. -- Morse moved that the Senate reconvened at 10:30 a.m. President Courtney in Chair. All present except Morrisette, absent; Bates, Schrader, excused. Senate, having recessed following Reports from Special Committees, proceeded to the order of Propositions and Motions by unanimous consent at the request of the Chair.

SB 153 B-Eng. -- Monnes Anderson moved that the Senate concour in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 22; nays, 5 – Beyer, Ferrioli, George, G., George, L., Kruse; absent, 1 – Morrisette; excused, 2 – Deckert, Schrader. Bill repassed. Westlund, absent when roll called, granted unanimous consent to vote aye.

SB 264 B-Eng. -- Burdick moved that the Senate concour in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 27; absent, 1 – Morrisette; excused, 2 – Deckert, Schrader. Bill repassed. Westlund, absent when roll called, granted unanimous consent to vote aye.

SB 440 B-Eng. -- Metsger moved that the Senate concour in House amendments and repass bill. Potential conflict of interest declared by Verger. On concurrence and repassage the vote was: Ayes, 27; nays, 1 – Whitsett; excused, 2 – Deckert, Schrader. Bill repassed, Westlund, absent when roll called, granted unanimous consent to vote aye.

SB 544 B-Eng. -- Morse moved that the Senate concour in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 24; nays, 4 – Ferrioli, George, G., George, L., Whitsett; excused, 2 – Atkinson, Schrader. Bill repassed. Westlund, absent when roll called, granted unanimous consent to vote aye.

SB 641 A-Eng. -- Monnes Anderson moved that the Senate concour in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 28; excused, 2 – Atkinson, Schrader. Bill repassed. Westlund, absent when roll called, granted unanimous consent to vote aye.
Wednesday, June 6, 2007 -- Afternoon Session

Senate reconvened at 4:30 p.m. President Courtney in Chair. All present except Deckert, absent.

HB 2155 -- Message from the House announcing passage.

SJM 8 -- Message from the House announcing adoption as amended by the House.

HB 2096, 2131, 2280, 2344, 3442, 3540 -- Message from the House announcing concurrence in Senate amendments and repassage.


Senate, having recessed under the order of Third Reading of House Measures, reverted to the order of First Reading of House Measures by unanimous consent at the request of the Chair.

HB 2155 -- Read first time and referred to President's desk.

Senate resumed under the order of Third Reading of House measures by unanimous consent at the request of the Chair.

HB 2871 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

HB 2871 B-Eng. -- Read third time. Carried by Prozanski. Call of the Senate demanded by Prozanski joined by Bates and Devlin. All present except Deckert, absent. On passage of bill the vote was: Ayes, 18; nays, 11 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Morse, Nelson, Starr, Whitsett, Winters; absent, 1 – Deckert. Bill passed.

HB 2498 B-Eng. -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 29; absent, 1 – Deckert. Bill passed.

HB 2537 A-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 27; nays, 2 – George, G., Whitsett; absent, 1 – Deckert. Bill passed.

HB 2458 B-Eng. -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 29; absent, 1 – Deckert. Bill passed.

HB 2783 B-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 28; absent, 2 – Carter, Deckert. Bill passed.

HB 2864 A-Eng. -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 28; absent, 2 – Carter, Deckert. Bill passed.


HB 3046 A-Eng. -- Read third time. Carried by Verger. On passage of bill the vote was: Ayes, 28; absent, 2 – Carter, Deckert. Bill passed.

HB 3186 B-Eng. -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 20; nays, 8 – Atkinson, Beyer, Ferrioli, George, G., Kruse, Morse, Whitsett, Winters; absent, 2 – Carter, Deckert. Bill passed.

HB 3339 -- Read third time. Taken from today's third reading calendar and placed on June 7 calendar by voice vote on motion of Walker.

The following measures were referred to committee on June 5 and recorded on Committee Referral List No. 77, which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

State Aviation Board (ORS 835.102)
Larry Dalrymple Rules

Board of Boiler Rules (ORS 480.535)
Jon Hooker Rules

Oregon Board of Dentistry (ORS 679.230)
Rodney Nichols (r) Rules

Environmental Quality Commission (ORS 468.010)
Donalda Dodson (r) Rules
Kenneth Williamson (r) Rules

Home Care Commission (ORS 410.602)
Dayle Niemie (r) Rules
Lyla Swafford Rules

Outdoor Youth Program Advisory Board (ORS 418.243)
Brian Rossiter Rules

Board on Public Safety Standards and Training (ORS 181.620)
Richard Brown Rules

Quality Education Commission (ORS 327.500)
Edward Jensen (r) Rules
Larry Wolf (r) Rules
Duncan Wyse (r) Rules

Oregon Student Assistance Commission
Lorena Landeros Rules

Oregon Volunteers Commission for Voluntary Action and Service (ORS 458.555)
Ralph Brown (r) Rules
Terry Celen (r) Rules
Thomas Cope (r) Rules
Emily Gilliland Rules
The following measures were referred to committee on June 5 and recorded on Committee Referral List No. 78 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

- **HB 5002 Ways and Means**
- **HB 5003 Ways and Means**
- **HB 5022 Ways and Means**
- **HB 5023 Ways and Means**
- **HB 5038 Ways and Means**
- **HB 2810 Finance and Revenue**

**State Board of Higher Education (ORS 351.020)**

- **Hannah Fisher-Arfer Rules**
- **Preston Pulliams Rules**

**Oregon State Lottery Commission (ORS 461.100)**

- **LeRon Howland Rules**

Senate adjourned until 9:45 a.m. Thursday by unanimous consent at the request of the Chair.

**Thursday, June 7, 2007 -- Morning Session**

Senate convened at 9:45 a.m. Brown in Chair. The following members were present: Devlin, George, L., Gordly, Monnes Anderson, Monroe, Morrisey, Prozanski, Westlund, Winters; absent Atkinson, Beyer, Beyer, Beyer, Budick, Deckert, Ferrioli, George, G., Johnson, Kruse, Metsger, Morse, Nelson, Schrader, Starr, Verger, Walker, Whitsett, President Courtney; excused – Carter.

Call of the Senate demanded by Devlin joined by Gordly and Prozanski, All present except Avakian, Bays, Bays, Bays, Burdick, Bays, Deckert, Johnson, Morse, Morse, Walker, Westlund, absent. Pending arrival of members subject to the Call, Senate at ease. All present except Carter, excused. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Shadzad Elahi, a member of the Parliament of the Pakistan Province of Punjab.

Committee Report Summary No. 116 listing the following reports was distributed to members June 6. Summary list recorded in Journal and Status Report by order of the President.

- **HB 2021 -- Report by Committee on Education and General Government recommending passage with amendments to the A-Engrossed bill.**
- **HB 2971 -- Report by Committee on Environment and Natural Resources without recommendation as to passage, but with amendments.**
- **HB 3009 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments.**
- **HB 3314 -- Report by Committee on Judiciary recommending passage with amendments to the A-Engrossed bill.**
- Committee Report Summary No. 117 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.
  - **SB 43 -- Report by Committee on Finance and Revenue recommending passage with amendments.**
  - **HB 2333 -- Report by Committee on Judiciary recommending passage with amendments to the A-Engrossed bill.**
  - **HB 2340 -- Report by Committee on Judiciary recommending passage with amendments.**
  - **HB 2568 -- Report by Committee on Judiciary recommending passage with amendments to the A-Engrossed bill.**
  - **HB 2677 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments to the A-Engrossed bill.**
  - **HB 2891 -- Report by Committee on Commerce recommending passage with amendments.**
  - **HB 3279 -- Report by Committee on Judiciary recommending passage with amendments to the A-Engrossed bill.**
  - **HB 3386 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments to the A-Engrossed bill.**
  - **HB 3454 -- Report by Committee on Rules recommending passage.**

Senate recessed until 10:35 a.m. by unanimous consent on motion of Devlin.

Senate reconvened at 10:35 a.m. President Courtney in Chair. All present.

Senate, having recessed following the order of Reports from Special Committees, proceeded to the order of Propositions and Motions by unanimous consent at the request of the Chair.

- **SB 58 A-Eng. -- Prozanski moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 17; nays, 11 – Atkinson, Bays, Bays, Bays, Burdick, Bays, Deckert, Johnson, Morse, Morse, Walker, Westlund, absent, 1 – Carter, Bill repassed.**

- **SB 193 B-Eng. -- Metsger moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 26; nays, 2 – Atkinson, George, G.; absent, 1 – Burdick; excused, 1 – Carter. Bill repassed.**
SB 239 A-Eng. -- Avakian moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 28; nays, 1 – Atkinson; absent, 1 – Burdick. Bill repassed.

SB 244 -- Brown moved that the Senate concur in House amendments and repass bill. Senate refused to concur in House amendments; the vote was: Ayes, 1; nays, 28 – Atkinson, Ayakian, Bates, Beyer, Brown, Carter, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters; absent, 1 – Burdick. Bill repassed.

SB 271 B-Eng. -- Brown moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 27; nays, 2 – Atkinson, George, L.; absent, 1 – Burdick. Bill repassed.

SB 379 B-Eng. -- Walker moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 29; absent, 1 – Burdick. Bill repassed.

SB 504 B-Eng. -- Prozanski moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 29; absent, 1 – Burdick. Bill repassed.

SB 605 A-Eng. -- Metsger moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 22; nays, 7 – Atkinson, Ferrioli, George, L., Kruse, Verger, Whitsett, Winters; absent, 1 – Burdick. Bill repassed.

SB 590 A-Eng. -- Brown moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 29; absent, 1 – Burdick. Bill repassed.

SB 671 B-Eng. -- Brown moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 27; nays, 2 – Atkinson, Nelson; absent, 1 – Burdick. Bill repassed.

SB 704 B-Eng. -- Avakian moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 18; nays, 11 – Atkinson, Beyer, Ferrioli, George, G., George, L., Johnson, Kruse, Morse, Nelson, Whitsett, Winters; absent, 1 – Burdick. Bill repassed.

SCR 18 -- Taken from today's third reading calendar and placed on June 12 calendar by voice vote on motion of Brown.

HB 2205 -- Taken from today's third reading calendar and placed on June 8 calendar by voice vote on motion of Prozanski.

SB 5542, 5543 -- Read second time and passed to third reading.

SB 179 A-Eng. -- Read third time. Carried by George, G. On passage of bill the vote was: Ayes, 29; absent, 1 – Burdick. Bill passed.

SB 328 A-Eng. -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 28; absent, 1 – Burdick; excused, 1 – Starr. Bill passed.

SB 624 -- Read third time. Carried by Johnson. On passage of bill the vote was: Ayes, 23; nays, 5 – Beyer, George, G., Gordly, Kruse, Winters; absent, 1 – Burdick; excused, 1 – Starr. Bill passed. Gordy, Winters granted unanimous consent to change votes from aye to nay.

HJ R 14; HB 2021, 2435, 2822, 2971, 3009, 3314, 3407, 3454 -- Read second time and passed to third reading.

HB 3339 -- Bill read. Carried by Walker. Potential conflict of interest declared by Walker. Call of the Senate demanded by Brown joined by George, G. and Walker. All present except Burdick, absent. On passage of bill the vote was: Ayes, 21; nays, 8 – Atkinson, Beyer, Ferrioli, George, L., Kruse, Morse, Whitsett, Winters; absent, 1 – Burdick. Bill passed.

HB 2397 B-Eng. -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 29; absent, 1 – Burdick. Bill passed.

HB 2487 A-Eng. -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 28; nays, 1 – Atkinson; absent, 1 – Burdick. Bill passed.

SB 1040 -- Walker, Courtney, Kruse appointed Senate conferees.


Senate adjourned until 9:45 a.m. Friday by unanimous consent at the request of the Chair.

Friday, June 8, 2007 -- Morning Session

Senate convened at 9:45 a.m. President Courtney in Chair. The following members were present: Atkinson, Ayakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Reverend Steven Crandell, Church of Scientology, Portland.

SB 838 -- Message from the Governor announcing he signed on June 6.

SB 122, 182, 192, 707, 1041 -- Message from the Governor announcing he signed on June 7.

SB 331; HB 2595, 3126, 3201, 3437, 3539 -- Message from the House announcing passage.

SJR 15 -- Message from the House announcing adoption.
HB 2114, 2203, 2284, 2311, 2848, 3120 -- Message from the House announcing concurrence in Senate amendments and repassage.

HB 2182 -- Message from the House announcing House refusal to concur in Senate amendments. Conferrees to be appointed.

SBM 12; SB 5533; 199, 306, 439, 479, 556, 603, 746, 835; HJM 3, 23; HB 5013; 2134, 2168, 2175, 2185, 2186, 2187, 2222, 2230, 2231, 2232, 2234, 2258, 2261, 2262, 2250, 2821, 2853, 2905, 2952, 3025, 3103, 3486, 3541 -- Message from the House announcing the Speaker signed on June 7.

Committee Report Summary No. 118 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SCR 19 -- Report by Committee on Rules recommending adoption.

SJR 39 -- Report by Committee on Rules recommending adoption.

SB 959 -- Report by Committee on Finance and Revenue recommending passage with amendments.

HCR 6 -- Report by Committee on Rules recommending adoption of the A-Engrossed resolution.

HB 2023 -- Report by Committee on Finance and Revenue recommending passage of the A-Engrossed bill.

HB 2026 -- Report by Committee on Finance and Revenue recommending passage.

HB 2654 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments to the A-Engrossed bill.

HB 2872 -- Report by Committee on Judiciary recommending passage with amendments to the A-Engrossed bill.

HB 3047 -- Report by Committee on Finance and Revenue recommending passage of the A-Engrossed bill.

HB 3048 -- Report by Committee on Finance and Revenue recommending passage of the A-Engrossed bill.

HB 3485 -- Report by Committee on Rules recommending passage with amendments to the B-Engrossed bill.

HB 3537 -- Report by Committee on Finance and Revenue recommending passage with amendments.

Senate recessed until 10:30 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 10:30 a.m. President Courtney in Chair. All present.

Senate having recessed following the order of Reports from Special Committees, proceeded to the order of Propositions and Motions by unanimous consent at the request of the Chair.

HB 2205 -- Taken from today's third reading calendar and placed on June 13 calendar by voice vote on motion of Prozanski.

HB 3314 -- Taken from today's third reading calendar and referred to Committee on Rules by voice vote on motion of Brown.

SB 191 B-Eng. -- Morrissette moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 25; nays, 4 – Beyer, George, L., Nelson, Starr; absent, 1 – Burdick. Bill repassed.

SB 207 -- Senate refused to concur in House amendments by voice vote on motion of Morrissette. Conferrees to be appointed.

SB 325 A-Eng. -- Burdick moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 29; nays, 1 – Deckert. Bill repassed.

SB 351 B-Eng. -- Whitsett moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 29; absent, 1 – Deckert. Bill repassed.

SB 800 B-Eng. -- Whitsett moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 30. Bill repassed.

SB 1040 -- Senate refused to concur in House amendments by voice vote on motion of Walker. Conferrees to be appointed.

Senate at ease. Senate reassembled.

HJR 14 -- Committee and minority report read. Devlin moved that the Senate adopt the Committee report. Starr moved that the minority report be substituted for the committee report. Call of the Senate demanded by Brown joined by Devlin and Gordly. All present.

HJR 14 -- Motion to substitute the minority report for the committee report carried, the vote was: Ayes, 30.

HJR 14 -- Bill, as amended by minority report, read final time. Brown moved to refer to Committee on Ways and Means. Call of the Senate demanded by Brown joined by Devlin and Gordly. All present. Potential conflict of interest declared by Johnson. The vote was: Ayes, 18; nays, 12 – Atkinson, Beyer, Ferrioli, George, G., George, L., Gordly, Kruse, Morse, Nelson, Starr, Whitsett, Winters. Motion carried.

SCR 19; SJR 39; SB 43 -- Read second time and passed to third reading.

SB 5542 A-Eng. -- Read third time. Carried by Nelson. On passage of bill the vote was: Ayes, 24; nays, 4 – Atkinson, Beyer, George, L., Kruse; excused, 2 – Carter, George, G. Bill passed.


HB 2589, 3126, 3201, 3437, 3539 -- Read first time and referred to President's desk.

HCR 6; HB 2023, 2026, 2333, 2340, 2568, 2677, 2891, 3047, 3048, 3279, 3386 -- Read second time and passed to third reading.

HB 2021 B-Eng. -- Read third time. Carried by Morse. On passage of bill the vote was: Ayes, 23; nays, 4 – Atkinson, Beyer, George, L., Kruse; excused, 3 – Bates, Carter, George, G. Bill passed.
HB 2435 B-Eng. -- Read third time. Carried by George, L. On passage of bill the vote was: Ayes, 20; nays, 6 – Atkinson, Beyer, Kruse, Morse, Nelson, Whitsett; excused, 4 – Bates, Carter, George, G., Prozanski. Bill passed. Verger granted unanimous consent to change vote from nay to aye.

HB 2822 B-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 26; nays, 1 – Atkinson; excused, 3 – Carter, George, G., Prozanski. Bill passed.

HB 2971 B-Eng. -- Read third time. Carried by Bates. On passage of bill the vote was: Ayes, 19; nays, 8 – Burdick, Deckert, Devlin, Monroe, Morrisette, Verger, Walker, President Courtney; excused, 3 – Carter, George, G., Prozanski. Bill passed.

HB 3009 A-Eng. -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 27; excused, 3 – Carter, George, G., Prozanski. Bill passed.

HB 3407 B-Eng. -- Read third time. Carried by Burdick. Potential conflict of interest declared by Prozanski. On passage of bill the vote was: Ayes, 28; excused, 2 – Carter, George, G. Bill passed.

HB 3454 -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 25; nays, 3 – Beyer, Ferrioli, George, L.; excused, 2 – Carter, George, G. Bill passed.

SB 117; HB 5001; 2193, 2574, 2674, 3270 -- Message from the House announcing passage of bill. HB 5013; 2134, 2168, 2175, 2185, 2186, 2187, 2213, 2222, 2230, 2231, 2232, 2234, 2258, 2382, 2650, 2821, 2853, 2908, 2952, 3025, 3103, 3486, 3541 -- President Courtney signed on June 8.

Senate adjourned until 9:45 a.m. Monday by unanimous consent at the request of the Chair.

Monday, June 11, 2007 -- Morning Session

Senate convened at 9:45 a.m. President Courtney in Chair. The following members were present:

Fujian Sister State Committee
Senator Peter Courtney, Co-Chair
Senator Roger Beyer
Senator Betsy Johnson

SB 5521; 8, 23, 109, 156, 234, 883; HJM 3, 23; HB 5013; 2134, 2168, 2175, 2185, 2186, 2187, 2213, 2222, 2230, 2231, 2232, 2234, 2258, 2382, 2650, 2821, 2853, 2908, 2952, 3025, 3103, 3486, 3541 -- President Courtney signed on June 8.

Senate adjourned until 9:45 a.m. Monday by unanimous consent at the request of the Chair.

Call of the Senate demanded by Winters joined by Brown and Metsger. All present except George, G., absent. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Reverend Don Kerr, Woodland Chapel, Salem.

SB 39, 69, 119, 211, 253, 342, 447, 728, 779, 789, 815, 865 -- Message from the House announcing concurrence in Senate amendments and repassage.


HB 2235 -- Message from the House announcing refusal to concur in Senate amendments. Conferrees to be appointed.

SB 131, 208, 209, 216, 620, 625, 889; HB 2213 -- Message from the House announcing the Speaker signed on June 8.

Committee Report Summary No. 119 listing the following reports was distributed to members June 8. Summary list recorded in Journal and Status Report by order of the President.

SB 807 -- Report by Committee on Finance and Revenue recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

HB 2252 -- Report by Committee on Judiciary recommending passage with amendments to the A-Engrossed bill.

SB 959 -- Read second time and passed to third reading.

Senate recessed until 10:40 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:40 a.m. President Courtney in Chair. All present except Deckert, George, G., excused.

Senate, having recessed under the order of Third Reading of Senate Measures, resumed under that order by unanimous consent at the request of the Chair.

SCR 19 -- Read final time. Carried by Whitsett. On adoption of resolution, the vote was: Ayes, 29; excused, 1 – Burdick. Resolution adopted. Deckert and George, G., excused when roll called, granted unanimous consent to vote aye.

SJR 39 -- Read final time. Carried by Gordly. On adoption of resolution, the vote was: Ayes, 30. Resolution adopted.

SB 43 A-Eng. -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 30. Bill passed.

HB 2252, 2654, 2872, 3485, 3537 -- Read second time and passed to third reading.

HCR 6 A-Eng. -- Read final time. Carried by Deckert. On adoption of resolution, the vote was: Ayes, 30. Resolution adopted.
HB 2023 A-Eng. -- Read third time. Carried by George, G. On passage of bill the vote was: Ayes, 30. Bill passed.

HB 2026 -- Read third time. Carried by George, G. On passage of bill the vote was: Ayes, 30. Bill passed.

HB 2333 B-Eng. -- Read third time. Carried by Beyer. On passage of bill the vote was: Ayes, 28; nays, 2 – Devlin, Monnes Anderson. Bill passed. Johnson granted unanimous consent to change vote from nay to aye. Devlin granted unanimous consent to change vote from aye to nay.

HB 2333 B-Eng. -- Monnes Anderson requested the following explanation of vote be entered into the journal:

“I voted no on HB 2333 because a person convicted of rape in the 3rd degree, sexual abuse in the 3rd degree, and sodomy in the 3rd degree would not have to report as a sex offender. I agree that there should be some leniencies for certain situations but this is not the bill. An alternative is to give discretion to the court.”

HB 2340 A-Eng. -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 26; nays, 4 – Carter, George, G., Gordly, Walker. Bill passed.

HB 2658 B-Eng. -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 29; nays, 1 – Schrader. Bill passed.

HB 2677 B-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 30. Bill passed.

HB 2891 A-Eng. -- Read third time. Carried by Prozanski. Call of the Senate demanded by Brown joined by Gordly and Prozanski. All present. On passage of bill the vote was: Ayes, 17; nays, 13 – Atkinson, Beyer, Burdick, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Starr, Verger, Walker, Westlund, Whitsett, Winters; Bates, Burdick, Deckert, absent; Schrader, excused. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Senator Carter, Portland.

SB 5501 Ways and Means
SB 2193 Ways and Means
SB 2574 Ways and Means
SB 2595 Rules
HB 2674 Rules
HB 3126 Rules
HB 3201 Finance and Revenue
HB 3270 Rules
HB 3437 Rules
HB 3539 Rules

HU 2723 -- Avakian, Prozanski, Beyer appointed Senate conferees.

Senate adjourned until 9:45 a.m. Tuesday by unanimous consent at the request of the Chair.

Tuesday, June 12, 2007 -- Morning Session

Senate convened at 9:45 a.m. President Pro Tempore Carter in Chair. The following members were present: Atkinson, Avakian, Beyer, Brown, President Courtney, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Starr, Verger, Walker, Westlund, Whitsett, Winters; Bates, Burdick, Deckert, absent; Schrader, excused. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Senator Carter, Portland.

SB 5505, 5539, 5540; SB 464, 582, 788, 1044 -- Message from the House announcing passage.
SB 336, 375, 431, 694, 1011, 1017 -- Message from the House announcing passage as amended by the House.
HJR 49, 50; HB 2435, 2822, 2936, 2971, 3009, 3407 -- Message from the House announcing concurrence in Senate amendments and repassage.
HB 2021 -- Message from the House announcing House refusal to concur in Senate amendments. Conferees to be appointed.
SB 207 -- Message from the House announcing Greenlick, Kotek, Maurer appointed House conferees.
SB 244 -- Message from the House announcing Bonamici, Macpherson, Whisnant appointed House conferees.
SB 1040 -- Message from the House announcing Buckley, Dallum, Greenlick appointed House conferees.
HB 2112 -- Message from the House announcing Holvey, Girod, Schaufler appointed House conferees.

Committee Report Summary No. 120 listing the following reports was distributed to members June
11. Summary list recorded in Journal and Status Report by order of the President.

HB 2171 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments and requesting referral to Committee on Finance and Revenue. Referred to Committee on Finance and Revenue by order of the President.

HB 2263 -- Report by Committee on Education and General Government recommending passage with amendments to the A-Engrossed bill.

HB 2269 -- Report by Committee on Business, Transportation and Workforce Development recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

HB 2285 -- Report by Committee on Commerce recommending passage with amendments and requesting referral to Committee on Rules, Referred to Committee on Rules by order of the President.

HB 2619 -- Report by Committee on Commerce recommending passage with amendments.

HB 2635 -- Report by Committee on Commerce recommending passage with amendments.

HB 3362 -- Report by Committee on Commerce recommending passage with amendments.

HB 3501 -- Report by Committee on Health Policy and Public Affairs recommending passage with amendments to the A-Engrossed bill.

Committee Report Summary No. 121 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

HB 2637 -- Report by Committee on Rules recommending passage of the A-Engrossed bill.

HB 2674 -- Report by Committee on Rules recommending passage of the B-Engrossed bill.

HB 2961 -- Report by Committee on Finance and Revenue recommending passage of the A-Engrossed bill.

Report by Committee on Rules recommending that the Governor’s reappointment of Clifford Houck (appearance waived) to the Appraiser Certification and Licensure Board be confirmed.

Report by Committee on Rules recommending that the Governor’s appointments of Robert Ferguson and Michael McFall (r) (appearance waived) to the State Apprenticeship and Training Council be confirmed en bloc.

Report by Committee on Rules recommending that the Governor’s appointment of Larry Dalrymple to the State Aviation Board be confirmed.

Report by Committee on Rules recommending that the Governor’s appointments of Donald Dartt (r) (appearance waived), Joyce Green (r) (appearance waived), Irvin Handleman (r) (appearance waived), Anni Halsworth, Deborah Marinos (r) (appearance waived) and Richard Phay to the Commission for the Blind be confirmed en bloc.

Report by Committee on Rules recommending that the Governor’s appointment of Jon Hooker to the Board of Boiler Rules be confirmed.

Report by Committee on Rules recommending that the Governor’s appointment of Mark Knutson to the State Commission on Children and Families be confirmed.

Report by Committee on Rules recommending that the Governor’s reappointment of Rodney Nichols (appearance waived) to the Oregon Board of Dentistry be confirmed.

Report by Committee on Rules recommending that the Governor’s appointment of Nancy Floyd to the Oregon Economic and Community Development Commission be confirmed.

Report by Committee on Rules recommending that the Governor’s appointments of Jerry Berger (r) (appearance waived), Lewis Frederick and Nikki Squire (r) (appearance waived) to the State Board of Education be confirmed en bloc.

Report by Committee on Rules recommending that the Governor’s appointments of Michael Cannarella, Mylia Christensen, Richard Clarke, Ron Gallinat, Thomas Husted, Alison Little, Steve McNally, Victor Musial, Peter Tarzian and Brett Yancey to the Oregon Educators Benefit Board be confirmed en bloc.

Report by Committee on Rules recommending that the Governor’s appointment of Vickie Cowan to the Employment Relations Board be confirmed.

Report by Committee on Rules recommending that the Governor’s reappointment of Bob Shiprack (appearance waived) to the Energy Facility Siting Council be confirmed.

Report by Committee on Rules recommending that the Governor’s reappointments of Donalda Dodson (appearance waived) and Kenneth Williamson (appearance waived) to the Environmental Quality Commission be confirmed en bloc.

Report by Committee on Rules recommending that the Governor’s reappointment of Carter Kerns (appearance waived) to the State Fish and Wildlife Commission be confirmed.

Report by Committee on Rules recommending that the Governor’s appointment of Rodney McDowell to the Health Services Commission be confirmed.

Report by Committee on Rules recommending that the Governor’s appointments of Hannah Fisher-Arfer and Preston Pulliams to the State Board of Higher Education be confirmed en bloc.

Report by Committee on Rules recommending that the Governor’s appointments of Dayle Niemie (r) (appearance waived) and Lyla Swafford to the Home Care Commission be confirmed en bloc.

Report by Committee on Rules recommending that the Governor’s reappointment of Marguerite LaMont (appearance waived) to the State Housing Council be confirmed.

Report by Committee on Rules recommending that the Governor’s reappointment of Leron Howland to the Oregon State Lottery Commission be confirmed.

Report by Committee on Rules recommending that the Governor’s reappointment of Patricia Smith (appearance waived) to the Board of Medical Examiners be confirmed.
Report by Committee on Rules recommending that the Governor’s appointment of Brian Rossiter to the Outdoor Youth Program Advisory Board be confirmed.

Report by Committee on Rules recommending that the Governor’s appointment of Jay Graves to the State Parks and Recreation Commission be confirmed.

Report by Committee on Rules recommending that the Governor’s appointments of Nancy Chi (r) (appearance waived), Leonard Friedman, Gloria Larson (r) (appearance waived), Glenn Rodriguez (r) (appearance waived), Brett Sheppard to the Oregon Patient Safety Commission Board of Directors be confirmed en bloc.

Report by Committee on Rules recommending that the Governor’s appointment of Paul Rosenbaum to the Board of Commissioners of the Port of Portland be confirmed.

Report by Committee on Rules recommending that the Governor’s reappointment of Nancy Kemp to the State Board of Psychologist Examiners be confirmed.

Report by Committee on Rules recommending that the Governor’s appointment of Paul McKenna (appearance waived) to the Public Employees’ Benefit Board be confirmed.

Report by Committee on Rules recommending that the Governor’s reappointments of Edward Jensen (appearance waived), Larry Wolf (appearance waived) and Duncan Wyse (appearance waived) to the Quality Education Commission be confirmed en bloc.

Report by Committee on Rules recommending that the Governor’s appointment of Eugene Bentley as the Real Estate Commissioner be confirmed.

Report by Committee on Rules recommending that the Governor’s reappointment of Michael Nelson (appearance waived) to the Oregon Transportation Commission be confirmed.

Report by Committee on Rules recommending that the Governor’s appointments of Ralph Brown (r) (appearance waived), Terry Clelen (r) (appearance waived), Thomas Cope (r) (appearance waived), Emily Gilliland, Kevin Kecskes (r) (appearance waived), Julie Martinez (r) (appearance waived), Emily Schweber to the Oregon Volunteers Commission for Voluntary Action and Service be confirmed en bloc.

Report by Committee on Rules recommending that the Governor’s appointment of Raymond Williams to the Water Resources Commission be confirmed.

Report by Committee on Rules recommending that the Governor’s appointments of Dale Dickenson and Kevin Peterson (r) (appearance waived) to the Oregon Workforce Investment Board be confirmed en bloc.

SCR 18 -- Made a Special Order of Business immediately by unanimous consent on motion of Brown.

SCR 18 -- Under Special Order of Business, read final time. Carried by Brown. On passage of the resolution the vote was; Ayes 26; absent, 3 – Bates, Deckert, Decker; excused, 1 – Schrader. Resolution adopted.

Senate at ease. Senate reassembled.

Senate recessed until 10:35 a.m. by unanimous consent on motion of Ferrioli.

Senate reconvened at 10:35 a.m. President Pro Tempore Carter in Chair. All present except Burdick, absent.

Senate, having recessed under the order of Propositions and Motions, resumed under that order by unanimous consent at the request of the Chair.

SB 116 B-Eng. -- Prozanski moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 29; absent, 1 – Burdick. Bill repassed.

SB 729 -- Taken from today’s third reading calendar and placed on June 13 calendar by unanimous consent at the request of the Chair.

SB 959 A-Eng. -- Read third time. Carried by Johnson. On passage of bill the vote was: Ayes, 27; nays, 1 – Carter; absent, 1 – Burdick; excused, 1 – Nelson. Bill passed.

HB 2263, 2619, 2635, 2674, 2961, 3362, 3501 -- Read second time and passed to third reading.

HB 2252 B-Eng. -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 27; absent, 1 – Burdick; excused, 2 – Nelson, Schrader. Bill passed.

HB 2654 B-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 26; nays, 1 – George, G.; absent, 1 – Burdick; excused, 2 – Nelson, Schrader. Bill passed. (Monnes Anderson in Chair)

HB 2872 B-Eng. -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 17; nays, 11 – Atkinson, Avakian, Beyer, Ferrioli, George, G., George, L., Kruse, Morse, Starr, Whitsett, Winters; absent, 1 – Burdick; excused, 1 – Nelson. Bill passed.

HB 3485 C-Eng. -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 22; nays, 6 – Atkinson, Beyer, Ferrioli, George, G., Kruse, Whitsett; absent, 1 – Burdick; excused, 1 – Nelson. Bill passed.

HB 3537 A-Eng. -- Read third time. Carried by Deckert. Potential conflict of interest declared by Deckert. On passage of bill the vote was: Ayes, 27; nays, 1 – Atkinson; absent, 1 – Burdick; excused, 1 – Nelson. Bill passed. (Carter in Chair)

HB 2112 -- Metsger, Winters, George, L., appointed Senate conferees.

SJM 8; SB 5501, 5529, 5537; 36, 91, 104, 107, 133, 153, 188, 238, 264, 296, 440, 462, 491, 523, 544, 561, 567, 762, 790, 804, 822, 872, 879, 951, 1022 -- President Courtney signed on June 12.

Senate adjourned until 9:45 a.m. Wednesday by unanimous consent at the request of the Chair.
Senate convened at 9:45 a.m. President Pro Tempore Carter in Chair. The following members were present: Avakian, Beyer, Brown, President Courtney, Ferrioli, Gordly, Kruse, Metsger, Monnes Anderson, Morrisette, Morse, Nelson, Verger, Walker, Winters; absent – Atkinson, Burdick, Deckert, Devlin, George, G., George, L., Monroe, Prozanski, Starr, Westlund, Whitsett; excused – Bates, Johnson, Schrader.

Call of the Senate demanded by Winters joined by President Courtney and Nelson. All present except Burdick, George, G., Monroe, Westlund, absent; Bates, Schrader, excused. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by unanimous consent on motion of Brown. All present except Bates, Schrader excused. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Karen Pollan, First Presbyterian Church, Salem.

SB 5535, 5544; HB 5019, 5020, 5021 -- Message from the House announcing passage.
SCR 17 -- Message from the House announcing adoption as amended by the House.
SB 145, 337, 1042 -- Message from the House announcing passage as amended by the House.
HB 2333, 2340, 2568, 2677, 3386 -- Message from the House announcing concurrence in Senate amendments and repassage.
HB 2021 -- Message from the House announcing Schaufler, Esquivel, Holvey appointed House conferees.
HB 2967 -- Message from the House announcing failure to pass.
SB 5525; SB 16, 176, 215, 222, 261, 554, 716, 777, 985 -- Message from the House announcing the Speaker signed on June 12.

Committee Report Summary No. 122 listing the following reports was distributed to members June 12. Summary list recorded in Journal and Status Report by order of the President.
SB 1051 -- Report by Committee on Rules recommending passage with amendments.
HB 2243 -- Report by Committee on Education and General Government recommending passage with amendments to the A-Engrossed bill.
HB 2585 -- Report by Committee on Rules recommending passage with amendments to the A-Engrossed bill.
HB 3482 -- Report by Committee on Finance and Revenue recommending passage with amendments to the A-Engrossed bill.

Committee Report Summary No. 123 listing the following reports was distributed to members June 12. Summary list recorded in Journal and Status Report by order of the President.
SJR 4 -- Report by Committee on Finance and Revenue, signed by Deckert, Chair, recommending adoption with amendments to the A-Engrossed resolution. Minority Report, signed by Starr and George, G., recommending adoption with different amendments to the A-Engrossed resolution.
SB 3 -- Report by Committee on Finance and Revenue recommending passage with amendments.

Committee Report Summary No. 124 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.
HB 2294 -- Report by Committee on Finance and Revenue recommending passage of the B-Engrossed bill.
HB 2369 -- Report by Committee on Finance and Revenue recommending passage.
HB 3321 -- Report by Committee on Rules recommending passage with amendments to the A-Engrossed bill.

Senate at ease. Senate reassembled.

Senate reconvened until 10:40 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:40 a.m. President Pro Tempore Carter in Chair. All present except Bates, Johnson, excused.

Senate, having recessed under the order of Propositions and Motions, resumed under that order by unanimous consent at the request of the Chair.

Senate at ease. Senate reassembled.

HB 2263 -- Taken from today's third reading calendar and placed on June 14 calendar by voice vote on motion of Walker.
SB 78 B-Eng. -- Brown moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 28; excused, 2 – Bates, Johnson. Bill repassed.
SB 161 B-Eng. -- Morrisette moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 28; excused, 2 – Bates, Johnson. Bill repassed. Atkinson granted unanimous consent to change vote from nay to aye.
SB 183 B-Eng. -- Morrisette moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 26; nays, 2 – Beyer, George, L.; excused, 2 – Bates, Johnson. Bill repassed.
SB 214 B-Eng. -- Walker moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 19; nays, 7 – Atkinson, Beyer, George, G., George, L., Kruse, Starr, Whitsett; excused, 4 – Bates, Brown, Johnson, President Courtney. Bill repassed.
SB 219 A-Eng. -- Metsger moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 23; nays, 4 – Beyer, Ferrioli, George, G., Kruse; excused, 3 – Bates, Johnson, President Courtney. Bill repassed.
SB 318 B-Eng. -- Walker moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 21; nays, 4 – Atkinson, Beyer, George, L., Whitsett; excused, 5 – Bates, Brown, Deckert, Johnson, President Courtney. Bill repassed.
SB 336 A-Eng. -- Schrader moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 18; nays, 11 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Morse, Nelson, Starr, Whitsett, Winters; excused, 1 – Bates. Bill repassed.

SB 345 B-Eng. -- Prozanski moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 22; nays, 5 – Beyer, Ferrioli, George, G., Kruse, Starr; excused, 3 – Atkinson, Bates, Schrader. Bill repassed.

SB 347 B-Eng. -- Prozanski moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 28; excused, 2 – Bates, Schrader. Bill repassed.

SB 365 B-Eng. -- Walker moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 17; nays, 11 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Morse, Nelson, Starr, Whitsett, Winters; excused, 2 – Bates, Schrader. Bill repassed.

SB 375 A-Eng. -- Walker moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 21; nays, 7 – Beyer, Ferrioli, George, L., Kruse, Verger, Whitsett, Winters; excused, 2 – Bates, Schrader. Bill repassed.

SB 404 B-Eng. -- Prozanski moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 17; nays, 7 – Atkinson, Beyer, Ferrioli, George, L., Kruse, Nelson, Whitsett; excused, 6 – Bates, Brown, Deckert, Johnson, Schrader, President Courtney. Bill repassed.

SB 431 B-Eng. -- Gordly moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 24; excused, 6 – Bates, Brown, Deckert, Johnson, Schrader, President Courtney. Bill repassed.

SB 492 B-Eng. -- Metsger moved that the Senate concur in House amendments and repass bill. Call of the Senate demanded by DeVlin joined by Ferrioli and Prozanski. All present except Bates, excused. On concurrence and repassage the vote was: Ayes, 19; nays, 10 – Atkinson, Beyer, Carter, Ferrioli, Gordly, Kruse, Morse, Verger, Whitsett, Winters; excused, 1 – Bates. Bill repassed.

SB 688 B-Eng. -- Prozanski moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 29; excused, 1 – Bates. Bill repassed.

SB 729 -- Senate refused to concur in House amendments by voice vote on motion of Burdick. Conferees to be appointed.

SB 753 -- Senate refused to concur in House amendments by voice vote on motion of Walker. Conferees to be appointed.

SB 755 B-Eng. -- Walker moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 27; nays, 1 – Beyer; excused, 2 – Bates, Schrader. Bill repassed.

SB 814 B-Eng. -- Monroe moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 28; excused, 2 – Bates, Schrader. Bill repassed.

SB 875 B-Eng. -- Verger moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 28; excused, 2 – Bates, Schrader. Bill repassed.

SB 1011 B-Eng. -- Avakian moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 20; nays, 8 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Morse, Whitsett; excused, 2 – Bates, Schrader. Bill repassed.

Rules suspended by unanimous consent and the following appointments confirmed en bloc on motion of Kruse. On confirmation the vote was: Ayes, 24; nays, 2 – Atkinson, Beyer; excused, 4 – Bates, Burdick, Metsger, Schrader. Confirmed en bloc.

Appraiser Certification and Licensure Board
Clifford Houck (r)

State Apprenticeship and Training Council
Michael McFall (r)

Commission for the Blind
Donald Dartt (r)
Joyce Green (r)
Irvin Handelman (r)
Deborah Marinos (r)

Oregon Board of Dentistry
Rodney Nichols (r)

State Board of Education
Jerry Berger (r)
Nikki Squire (r)

Energy Facility Siting Council
Bob Shiprack (r)

Environmental Quality Commission
Donalda Dodson (r)
Kenneth Williamson (r)

State Fish and Wildlife Commission
Carter Kerns (r)

Home Care Commission
Dayle Niemie (r)

State Housing Council
Marguerite LaMont (r)

Board of Medical Examiners
Rules suspended by unanimous consent and the following appointments confirmed en bloc on motion of Monnes Anderson. On confirmation the vote was: Ayes, 25; nays, 2 – Atkinson, Beyer; excused, 3 – Bates, Burdick, Schrader. Confirmed en bloc.

State Apprenticeship and Training Council

Robert Ferguson

State Aviation Board

Larry Dalrymple

Commission for the Blind

Annis Holsworth
Richard Phay

Board of Boiler Rules

Jon Hooker

State Commission on Children and Families

Mark Knutson

Oregon Economic and Community Development Commission

Nancy Floyd

State Board of Education

Lewis Frederick

Employment Relations Board

Vickie Cowan

Health Services Commission

Rodney McDowell

State Board of Higher Education

Hannah Fisher-Arfer
Preston Pulliams

Home Care Commission

Lyla Swafford

Oregon State Lottery Commission

LeRon Howland

Outdoor Youth Program Advisory Board

Brian Rossiter

State Parks and Recreation Commission

Jay Graves

Oregon Patient Safety Commission Board of Directors

Leonard Friedman
Brett Sheppard

Board of Commissioners of the Port of Portland

Paul Rosenbaum

State Board of Psychologist Examiners
Rules suspended by unanimous consent and the following appointments confirmed en bloc on motion of Avakian. Call of the Senate demanded by Brown joined by Devlin and Westlund. All present except Bates, excused. On confirmation the vote was: Ayes, 18; nays, 11 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Morse, Nelson, Starr, Whitsett, Winters; excused, 1 – Bates. Confirmed en bloc.

Oregon Educators Benefit Board

Michael Cannarella
Myria Christensen
Richard Clarke
Ron Gallinat
Thomas Husted
Alison Little
Steve McNannay
Victor Musial
Peter Tarzian
Brett Yancey

SJR 4; SB 3, 1051 -- Read second time and passed to third reading.

Senate reverted to the order of Propositions and Motions by unanimous consent at the request of the Chair.

SJR 4; SB 3 -- Taken from the June 14 calendar and rereferred to Committee on Finance and Revenue by unanimous consent on motion of Brown.

Senate resumed under the General Order of Business by unanimous consent at the request of the Chair.

HB 5019, 5020, 5021 -- Read first time and referred to President's desk.

HB 2243, 2294, 2369, 2585, 3482 -- Read second time and passed to third reading.

HB 2205 -- Taken from today's third reading calendar and rereferred to Committee on Rules by voice vote on motion of Prozanski.

HB 2619 A-Eng. -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 27; nays, 1 – Kruse; excused, 2 – Bates, Schrader. Bill passed. (President Courtney in Chair)

HB 2635, 2637, 2674, 2961, 3362, 3501 -- Carried over to June 14 calendar by unanimous consent at the request of the Chair.

SB 729 -- Burdick, Beyer, Atkinson appointed Senate conferees.

SB 753 -- Walker, Morrisette, Morse appointed Senate conferees.

HB 2021 -- Walker, Metsger, Morse appointed Senate conferees.


Senate adjourned until 9:45 a.m. Thursday by unanimous consent at the request of the Chair.

Thursday, June 14, 2007 -- Morning Session

Senate convened at 9:45 a.m. President Courtney in Chair. The following members were present: Avakian, Brown, George, L., Gordly, Kruse, Metsger, Monnes Anderson, Morrisette, Morse, Nelson, Prozanski, Verger, Westlund; absent -- Atkinson, Bates, Beyer, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., Johnson, Monroe, Schrader, Starr, Walker, Whitsett, Winters. Call of the Senate demanded by Brown joined by Gordly and Monnes Anderson. All present except Burdick, Deckert, Schrader, Starr, Winters, absent. Colors were posted and the Senate pledged allegiance to the flag. Invocation by John Maas, Christ Lutheran Church, Salem. Presentations from Former Representative Bill Markham, Flag Day speech.

SB 59, 73, 100, 135, 139, 149, 167, 169, 173, 175, 178, 195, 198, 206, 233, 256, 266, 267, 273, 277, 341, 384, 399, 433, 466, 479, 482, 490, 501, 543, 563, 568, 569, 592, 596, 613, 676, 678, 734, 751, 806, 880, 892, 894, 967 -- Message from the Governor announcing he signed on June 11.

SB 255, 257, 292, 517, 829 -- Message from the Governor announcing he signed on June 13.

HB 2278, 2752 -- Message from the House announcing passage.


HB 2252, 2324, 3537 -- Message from the House announcing concurrence in Senate amendments and repassage.

HB 2872 -- Message from the House announcing refusal to concur in Senate amendments. House conferees to be appointed.

HB 2203, 3026 -- Message from the House announcing the Speaker signed on June 14.

Committee Report Summary No.125 listing the following report was distributed to members June 13.
Summary list recorded in Journal and Status Report
by order of the President.

SB 244 -- Report by Conference Committee, signed by Senators Burdick, Devlin, Kruse and Representatives Bonamici, Macpherson, and Whisnant, recommending that the Senate concur in House amendments dated May 22 and that the A-Engrossed bill be repassed.

Committee Report Summary No. 126 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 1056 -- Report by Committee on Rules recommending passage with amendments.

HB 2603 -- Report by Committee on Rules recommending passage.

HB 3086 -- Report by Committee on Rules recommending passage.

HB 3113 -- Report by Committee on Rules recommending passage of the B-Engrossed bill.

HB 3126 -- Report by Committee on Rules recommending passage of the A-Engrossed bill.

HB 3314 -- Report by Committee on Rules recommending passage with amendments to the B-Engrossed bill.

HB 3455 -- Report by Committee on Finance and Revenue recommending passage of the A-Engrossed bill.

Senate recessed until 10:30 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 10:30 a.m. President Courtney in Chair. All present except Atkinson, Deckert, Morrisette, Schrader, Walker, Winters, absent.

Senate, having recessed following the order of Reports from Special Committees, proceeded to the order of Propositions and Motions by unanimous consent at the request of the Chair.

SB 154 B-Eng. -- Monnes Anderson moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 24; absent, 6 – Atkinson, Deckert, Morrisette, Schrader, Walker, Winters. Bill repassed.

SB 288 B-Eng. -- Burdick moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 26; absent, 2 – Walker, Winters; excused, 2 – Deckert, Prozanski. Bill repassed.

SB 416 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

SB 595 B-Eng. -- Monnes Anderson moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 25; absent, 2 – Walker, Winters; excused, 3 – Atkinson, Deckert, Prozanski. Bill repassed.

SB 597 A-Eng. -- Brown moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 26; absent 1 – Walker; excused, 3 – Atkinson, Deckert, Prozanski. Bill repassed.

SB 694 B-Eng. -- Burdick moved that the Senate concur in House amendments and repass bill. Call of the Senate demanded by Burdick joined by George, G., and Westlund. All present except Walker, absent. On concurrence and repassage the vote was: Ayes, 20; nays, 9 – Atkinson, Beyer, Ferrioli, George, L., Kruse, Morse, Nelson, Whitsett, Winters; absent, 1 – Walker. Bill repassed.

SB 1017 B-Eng. -- Burdick moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 27; nays, 2 – Beyer, Kruse; absent, 1 – Walker. Bill repassed.

SB 1042 B-Eng. -- Monnes Anderson moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 23; nays, 5 – Atkinson, Beyer, George, L., Kruse, Whitsett; absent, 1 – Walker. Bill repassed.

HB 2263 -- Taken from today's third reading calendar and rereferred to Committee on Rules by voice vote on motion of Brown.

SB 416 B-Eng. -- Deckert moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 23; nays, 5 – Beyer, George, L., Kruse, Starr, Whitsett; absent 1 – Walker; excused, 1 – Metsger. Bill repassed.

SB 1051 A-Eng. -- Read third time. Carried by George, G. On passage of bill the vote was: Ayes, 26; nays, 2 – Monnes Anderson, Schrader; absent 1 – Walker; excused, 1 – Metsger. Bill passed.

SB 1051 A-Eng. -- Monnes Anderson requested the following explanation of vote be entered into the journal:

“I voted no on HB 1051. Exclusive use farm land should not be used for siting facilities for storage of aerial display fireworks. We cannot, as a legislature, continue to make land use exceptions outside our land use process. We cannot continue to make exceptions and take our valuable farm land for use in purposes other than farm use.”

HB 3057 -- Message from the House announcing passage.

SB 279, 863, 989 -- Message from the House announcing passage as amended by the House.

HB 2654 -- Message from the House announcing concurrence in Senate amendments and repassage.

HB 2278, 2752. 3057 -- Read first time and referred to President's desk.

HB 5019, 5020, 5021; 2603, 3086, 3113, 3126, 3321, 3455 -- Read second time and passed to third reading.


HB 2637 A-Eng. -- Read third time. Carried by Devlin. Call of the Senate demanded by Devlin joined by Westlund and Winters. All present except Walker, absent. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by unanimous consent at the request of the Chair. All present except Walker, absent. Senate reassembled.
HB 2637 A-Eng. -- On passage of bill the vote was: Ayes, 22; nays, 7 – Beyer, Ferrioli, George, L., Kruse, Schrader, Starr, Whitsett; absent, 1 – Walker. Bill passed.


HB 3501 B-Eng. -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 29; absent, 1 – Walker. Bill passed.


HB 2294 B-Eng. -- Read third time. Carried by George, G. On passage of bill the vote was: Ayes, 27; nays, 1 – George, L.; absent, 2 – Schrader, Walker. Bill passed.

HB 2369 -- Read third time. Carried by George, G. On passage of bill the vote was: Ayes, 29; absent, 1 – Walker. Bill passed.


HB 3482 B-Eng. -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 29; absent, 1 – Walker. Bill passed.

The following measures were referred to committee on June 13 and recorded on Committee Referral List No. 81 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 5019 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5020 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5021 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

Committee Report Summary No. 127 listing the following reports was distributed to members June 14. Summary list recorded in Journal and Status Report by order of the President.

SB 5513 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 5515 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 5520 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 5536 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 3 -- Report by Committee on Finance and Revenue recommending passage with amendments to the A-Engrossed bill.

SB 450 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 643 -- Report by Committee on Ways and Means recommending passage with amendments.
SB 1052 -- Report by Committee on Rules recommending passage with amendments.

HB 3265 -- Report by Finance and Revenue recommending passage with amendments to the A-Engrossed bill to resolve conflicts.

Committee Report Summary No. 129 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 1032 -- Report by Committee on Ways and Means recommending passage.

SB 1033 -- Report by Committee on Ways and Means recommending passage.

HB 5001 -- Report by Committee on Ways and Means recommending passage.

HB 5002 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5003 -- Report by Committee on Ways and Means recommending passage.

HB 5022 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5023 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5038 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 2193 -- Report by Committee on Ways and Means recommending passage.

HB 2574 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 2641 -- Report by Committee on Finance and Revenue recommending passage of the A-Engrossed bill.

HB 3530 -- Report by Committee on Finance and Revenue recommending passage of the A-Engrossed bill.

Senate recessed until 10:35 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:35 a.m. President Courtney in Chair. All present.

Senate, having recessed following the order of Reports from Special Committees, proceeded to the order of Propositions and Motions by unanimous consent at the request of the Chair.

SJR 4 -- Brown moved that the rules be suspended and consideration of the minority report and committee report be made a Special Order of Business immediately. Motion carried by unanimous consent.

SB 3 -- Brown moved that consideration of bill be included in the Special Order of Business immediately following action on SJR 4. Motion carried by unanimous consent.

SJR 4 -- Under rules suspension and Special Order of Business, committee report and minority report read. Carter moved that the Senate adopt the committee report. Starr moved that the minority report be substituted for the committee report. Call of the Senate demanded by Brown joined by Monnes Anderson and Kruse. All present.

SJR 4 -- Motion to substitute minority report failed. The vote was: Ayes, 11; nays, 19 – Avakian, Bates, Brown, Burdick, Carter, Deckert, Devlin, Gordly, Johnson, Metsger, Monnes Anderson, Monroe, Morrissette, Prozanski, Schrader, Verger, Walker, Westlund, President Courtney. Motion failed.

SJR 4 B-Eng. -- Bates requested the following explanation of vote be entered into the journal:

"Today, I cast a 'no' vote on the minority report to SJR 4 for two main reasons. First, the subject of the minority report was not germane to the main measure under debate. We have minority reports in this process to ensure adequate debate on an alternative but related policy proposal. The subject of voter registration contained in the minority report is in no way related to the subject in the main measure • a revenue referral to the voters. We have a strong committee process in this Legislature that allows bills that have been thoroughly vetted to come before the body. This minority report has not been carefully studied or scrutinized.

"The second main reason for my no vote is that there are already protections in our constitution that require U.S. and Oregon citizenship in order to register to vote. Article 2 of the Oregon Constitution requires an individual to be a United States Citizen and resident of Oregon in order to register to vote. Likewise, the first question on the voter registration form in Oregon asks an applicant if they are a United States citizen. The registration form also requires the applicant to attest to the truthfulness of the information provided in their application under penalty of $125,00 fine and/or jail time up to 5 years. Given the existence of current protections in the law, it would appear that this minority report is a purely political maneuver and an unnecessary proposal."

SJR 4 B-Eng. -- Gordly requested the following letter from the Office of the Secretary of the State as explanation of vote be entered into the journal:

Dear Mr. Andrews,

"Thank you for contacting us by email with your questions. You refer to a campaign advertisement on television by Ron Saxton, a candidate for Governor at the November 2006 General Election. You describe that in this ad, Mr. Saxton asserts that illegal immigrants obtain Oregon drivers’ licenses and use those licenses to vote in elections. You state you would like to know what the actual facts are on this allegation and ask if there are any known instances of illegal immigrants voting in Oregon election and if so, how many?

"Our office may only speak to the voter registration part of this, as we do not have access to or handle drivers’ licenses. Therefore, we do not know if any alien immigrants have attempted to or have been allowed to obtain an Oregon drivers’ license.

"Oregon, like other states, asks registrants on their voter registration card whether they are a citizen of the United States of America. In this space, at the top of the card, it instructs that if they mark ‘no’ to this question they are not to complete the form. To complete the card, the person must sign the card swearing that they are qualified to be an elector and have told the truth on the registration.
The Oregon card warns voters that failure to tell the truth on their voter registration card subjects them to prosecution for a Class C felony.

"The cards are sent to the appropriate county elections office. In Oregon the County Clerk, not the Secretary of State, has the statutory responsibility to decide if a registrant meets basic qualifications. If a clerk has a reason to suspect the qualifications of a registrant in their county, they are empowered under the law to conduct a hearing, gather evidence and decide if the voter is qualified.

"The Help American Vote Act (HAVA,) passed by Congress in 2001, requires new registrants to provide identification at the time they register. A new registrant must provide a driver's license number. If they do not have a driver's license, they can submit the last four digits of their Social Security number. The numbers are verified by the county before a voter is deemed as qualified to vote in a federal election.

"If an elector does not have either one of these items and they are registering by the US Postal service they must provide a copy of another form of identification such as a pay stub or utility bill. This federal law took effect on January 1, 2006. A voter will receive a ballot for an election in Oregon, but only the votes for state and local issues will be counted. Until they have completed and submitted the new voter registration card containing the federally required information, the votes for federal offices will not be counted in accordance with federal law.

"All of this comprises an ‘honor system’ of sorts. If the person signs a voter registration card they are swearing that they are telling the truth on the card. If the county clerk or Election Division were to receive a complaint that someone voting in Oregon is, in fact, not a citizen of the United States, that would be investigated. If it turned out to be true, the case would be forwarded to the state Department of Justice for prosecution. We do investigate such complaints but they are infrequent.

"Please see attached a list of complaints this office has received back to 1991, specific to the allegation that the person registering to vote is not a U.S. citizen. (Our office receives several other types of complaints dealing with voter registration issues, such as those questioning other voter qualifications, such as where the person currently lives, or age of the person, etc.; allegations a person completed a voter registration card(s) in someone else’s name or in a fictitious name(s) – these seem to come up especially when people are being paid for collecting voter registration cards [the payment for collecting voter registration cards is not in itself an election law violation]; allegations that a person is registered to vote in more than one location in Oregon, etc.) but unless you wish to know more about those situations, I won’t try to discuss all of those.

"This office may only speak to what has been filed as complaints with this office (which include transmittals from County Election officials) alleging election law violation. Based on this information, we have not been presented with evidence of any organized or wide-spread attempt by non-citizens to vote in Oregon elections. As contained in the attached list, since 1991, there have been ten complaints filed with this office involving U.S. citizenship; with two cases resulting in prosecution and the rest closed based on the specific circumstances in each case. For instance, one of these involved a Vietnamese woman who voted because she mistakenly assumed that she could vote when she married a U.S. citizen and this case did not result in prosecution. Another case involved a man from England who registered to vote and voted when not a U.S. citizen and was prosecuted and found guilty of voting fraud. Some people have suggested that there are a few cases because a non-citizen commits a Class C felony, and risks deportation, by providing all of their personal information to the government on a voter registration card.

"This is not to say that this office or the County Clerks are positive there are no undetected instances in Oregon of illegal immigrants registering to vote and falsely attesting they are U.S. citizens. We speak only of the complaints filed with this office. Our office has routinely let it be known that if anyone has any indication or evidence of non-citizens voting in Oregon to please provide that evidence in writing to the applicable County Elections Division or to this office. However, there must be some specific information provided to warrant an investigation (for instance, if a complaint was filed simply stating, to the effect, that the complainant suspects ‘there are lots of illegal immigrants registered to vote in Oregon,’ that would be too generalized.)

"To change the voter registration process would necessitate changes to election laws at the state and/or federal level. A person may wish to contact their state senator and state representatives or U.S. Congressperson to discuss such possible legislative changes.

"ORS 247.171 prohibits any person from supplying any information provided on the card knowing it to be false. Violation of this prohibition, including falsely swearing to the attestation of U.S. citizenship and age of 18 or older, is a Class C Felony. Additionally, ORS 260.695 (4) states no person shall vote or offer to vote in any election knowing the person is not entitled to vote.

"There are several safeguards to ensure that fraudulent voter registration does not cause ballots to be mailed to false names or phony addresses, none of them fool-proof but, collectively, some of the best in the nation. The county elections officials scrutinize registration cards when they receive them. If there is doubt about the validity of any of the information, the county may check up on it, e.g., residence addresses are checked against post office street address files. The county may reject the registration (ORS 247.174) but must notify the person and allow for a hearing. Overall, however, the election official must be cautious in preserving the right to vote and in not disenfranchising anyone that is qualified.

"Oregon law does allow voters to register here if they have previously resided in Oregon and intend to return to Oregon. The law includes provisions for long term absent voters so that they (if they have not given up citizenship) may be given an opportunity to exercise their voting rights.

"Each county must follow the procedures in the Oregon Vote by Mail Manual (posted on our website at, http://www.sos.state.or.us/elections/vbm/vbm_manual.pdf) in conducting an election, in order to ensure accuracy and integrity. This manual addresses the voter registration process, as well as ballot processing. The instructions include that the signature on the return ballot envelope must match the signature on the voter registration card. Oregon is probably unique in that every voter who attempts to vote in a vote-by-mail election has the ballot envelope’s signature compared to the signature on the original voter registration card. This is only done in polling place election
after the election, if at all, or when a particular voter is challenged at the polls.

“An additional, new component to the election process is the Oregon Centralized Voter Registration system, OCVR. This system includes many features for election management and enables counties to easily determine if a new registrant to their county is already registered to vote elsewhere in Oregon, in order to ensure there are not duplicates and the voter is inactivated at the previous address.

“We hope this information is useful to you. Please let us know of any further questions.”

Sincerely,
Norma J. Buckno
Compliance Specialist

SJR 4 B-Eng. -- Prozanski requested the following explanation of vote be entered into the journal:

“I voted ‘no’ on the Minority Report of SJR 4 for two reasons.

“First, the Minority Report is not needed. Section 2(1), Article II, of the Oregon Constitution already requires Oregon voters to be United States citizens. Further, under ORS Chapter 247, a person must be registered to vote in the county in which they reside.

“As Senator Brown stated during her floor speech, ‘the Minority Report is ‘a solution in search of a problem.’ Since 1991, over ten million votes have been cast in Oregon. Of those ten million votes, only ten individuals have met criteria that would even warrant an investigation into their citizenship. Of those ten, two have been prosecuted. For the math majors out there, non-citizen voting has incidence of 1:1,000,000. Of the two individuals who were prosecuted, the incidence is 1:5,000,000.

“Second, I question why SJR 4 was even used as the means to bring the subject matter in the minority report forward for a vote. SJR 4 addressed the funding of health care of Oregon children. The minority report would delete this important subject matter and instead substitute a requirement to verify that Oregonians are U.S. citizens prior to voting. Why? As mentioned above, there is no rational basis for advancing the minority report. There is no need to burden the state’s county election clerks with a costly verification requirement.

“This political tactic again attempts to divert our attention away from providing health care to uninsured Oregon children. It is unfortunate that the legislature could not come to an agreement, but after numerous legislative sessions and a number of meetings this session the minority party refused to come to an agreement within the legislative process.

“Accordingly, I decided to reject the minority report and to advance the committee report to Oregon’s voters. The voters will decide whether we should provide health care to uninsured Oregon children.”

SJR 4 B-Eng. -- Under rules suspension and Special Order of Business, as amended by the committee report, read final time. Carried by Carter. Call of the Senate demanded by Brown joined by Gordly and Monnes Anderson. All present except Atkinson, absent. On adoption of resolution, the vote was: Ayes, 20; nays, 9 – Beyer, Ferrioli, George, G., George, L., Kruse, Morse, Starr, Whitsett, Winters; absent, 1 – Atkinson. Resolution adopted.

SJR 4 B-Eng. -- George, L. requested the following explanation of vote be entered into the journal:

“Oregon’s 1989-1991 All-Funds budget was $14.1 billion. This biennium’s budget could be over $49 billion. That’s an astronomical 350-percent increase. Why has this happened? Because legislative session, after legislative session the Legislature adds and expands programs. All while neglecting the reality of the core functions of this state.

“We have been told that the Healthy Kids program is a critically needed program. However, instead of demonstrating this program’s need by using general fund dollars, this program will be funded through an unsustainable and declining source of revenue. This is unacceptable.

“Where will we be in 8 years when the rate of smokers has decreased even more and the tax revenue is down? What will happen to this program? It’s beyond time for the Oregon Legislature to stop making political votes and start formulating cohesive policy. This bill does not address these issues.”

SB 3 B-Eng. -- Under rules suspension and Special Order of Business, read third time. Carried by Monnes Anderson. Call of the Senate demanded by Brown joined by Bates and Devlin. All present except Atkinson, absent. On passage of bill the vote was: Ayes, 22; nays, 7 – Beyer, Ferrioli, George, G., George, L., Kruse, Starr, Whitsett; absent, 1 – Atkinson. Bill passed.

Senate at ease. Senate reassembled.

SB 94 A-Eng. -- Metsger moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 28; absent, 1 – Atkinson; excused, 1 – Johnson. Bill repassed.

SB 108 -- Senate refused to concur in House amendments by voice vote on motion of Burdick.

SB 145 B-Eng. -- Monnes Anderson moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 22; nays, 5 – Beyer, Ferrioli, George, G., George, L., Schrader; absent, 1 – Atkinson; excused, 2 – Johnson, Prozanski. Bill repassed.

SB 163 B-Eng. -- Monnes Anderson moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 27; absent, 1 – Atkinson; excused, 2 – Johnson, Prozanski. Bill repassed.

SB 337 B-Eng. -- Monnes Anderson moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 24; absent, 1 – Atkinson; excused, 5 – Carter, Gordly, Johnson, Prozanski, Winters. Bill repassed.

SB 591 B-Eng. -- Monnes Anderson moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 20; nays, 4 – Beyer, George, G., George, L., Kruse; absent, 1 – Atkinson; excused, 5 – Carter, Gordly, Johnson, Prozanski, Winters. Bill repassed.
SB 653 A-Eng. -- Deckert moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 24, absent, 1 -- Atkinson; excused, 5 -- Carter, Gordly, Johnson, Prozanski, Winters. Bill repassed.

SB 684 B-Eng. -- Metsger moved that the Senate concur in House amendments and repass bill. Call of the Senate demanded by Brown joined by Devlin and Walker. All present except Atkinson, Carter, Gordly, Johnson, Prozanski, Winters, absent. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by unanimous consent at the request of the Chair. All present except Atkinson, absent, Senate reassembled. On concurrence and repassage the vote was: Ayes, 23; nays, 6 -- Beyer, Ferrioli, George, G., George, L., Kruse, Whitsett; absent, 1 -- Atkinson. Bill repassed.

SB 812 B-Eng. -- Avakian moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 25; absent, 1 -- Atkinson; excused, 4 -- Carter, Deckert, Gordly, Winters. Bill repassed.

SB 989 B-Eng. -- Walker moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 25; absent, 1 -- Atkinson; excused, 4 -- Carter, Deckert, Gordly, Winters. Bill repassed.

SB 244 -- Taken from today's third reading calendar and placed on June 18 calendar by voice vote at the request of the Chair.

HJR 18 -- Message from the House announcing adoption.

HCR 13 -- Message from the House announcing adoption as amended by the House.

HCR 13; HJR 18 -- Read first time and referred to President's desk.

HB 5001, 5002, 5003, 5022, 5023, 5038; 2193, 2574, 2641, 3265, 3314, 3530 -- Read second time and passed to third reading.

HB 5019 A-Eng. -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 25; nays, 4 -- Beyer, George, G., Kruse, Whitsett; absent, 1 -- Atkinson. Bill passed.

HB 5020 A-Eng. -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 29; absent, 1 -- Atkinson. Bill passed.

HB 5021 A-Eng. -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 28; nays, 1 -- Beyer; absent, 1 -- Atkinson. Bill passed.

HB 2603 -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 26; absent, 1 -- Atkinson; excused, 3 -- Bates, Westlund, Whitsett. Bill passed.


HB 3086, 3126, 3231, 3455 -- Carried over to June 18 calendar by unanimous consent at the request of the Chair.

SB 108 -- Burdick, Prozanski, Atkinson appointed Senate conference.

The following measures were referred to committee on June 14 and recorded on Committee Referral List No. 82 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 2278 Ways and Means
HB 2752 Finance and Revenue
HB 3057 Finance and Revenue

Senate adjourned until 9:45 a.m. Monday by unanimous consent at the request of the Chair.

Monday, June 18, 2007 -- Morning Session

Senate convened at 9:45 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Gordly, Kruse, Morse, Nelson; Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Johnson, Metsger, Monnes Anderson, Monroe, Morissette, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters, absent.

Call of the Senate demanded by Kruse joined by Atkinson and Gordly. All present except Bates, Burdick, Deckert, George, G., Johnson, Metsger, Monroe, Starr, Westlund, absent. Pending arrival of members subject to the Call, Senate at ease. All present. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Apostle Mondaine, Celebration Tabernacle, Portland.

SB 5533; 131, 199, 208, 209, 216, 306, 439, 556, 603, 620, 625, 746, 835, 889 -- Message from the Governor announcing he signed on June 15.

SB 134, 179, 480; HB 3488, 3514 -- Message from the House announcing passage.

SB 859 -- Message from the House announcing passage as amended by the House.

HB 2619 -- Message from the House announcing concurrence in Senate amendments and repassage.

Committee Report Summary No. 130 listing the following report was distributed to members June 15. Summary list recorded in Journal and Status Report by order of the President.

HB 3057 -- Report by Committee on Finance and Revenue recommending passage of the A-Engrossed bill.

Committee Report Summary No. 131 listing the following report was distributed to members June 15. Summary list recorded in Journal and Status Report by order of the President.

HB 3555 -- Report by Committee on Rules recommending passage with amendments to the A-Engrossed bill. Referred to Committee on Ways and Means by prior reference.

Committee Report Summary No. 132 listing the following reports was distributed to members Monday, June 18, 2007. Summary list recorded in Journal and Status Report by order of the President.

SB 1040 A-Eng. -- Report by Conference Committee, signed by Senators Kruse, President Courtney, Walker and Representatives Buckley, Dallum, Greenlick, recommending that the Senate
concur in House amendments dated May 21 and that the A-Engrossed bill be further amended and repassed.

HB 2342 -- Report by Conference Committee, signed by Senators Beyer, Burdick, Walker and Representatives Barker, Macpherson, Olson, recommending the House concur in Senate amendments dated May 25 and that the bill be repassed.

HB 2723 -- Report by Conference Committee, signed by Senators Avakian, Beyer, Fronzansi and Representatives Dingfelder, Garrard, Greenlick, recommending the House concur in Senate amendments dated May 30 and that the bill be further amended and repassed.

HB 2155 -- Report by Committee on Finance and Revenue recommending passage.

HB 3044 -- Report by Committee on Finance and Revenue recommending passage of the A-Engrossed bill.

Committee Report Summary No. 133 listing the following reports was distributed to members June 18. Summary list recorded in Journal and Status Report by order of the President.

SB 420 -- Report by Committee on Ways and Means recommending passage.

SB 958 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HCR 13 -- Report by Committee on Rules recommending adoption.

HJR 4 -- Report by Committee on Rules recommending adoption.

HJR 31 -- Report by Committee on Rules recommending adoption.

HB 2278 -- Report by Committee on Ways and Means recommending passage of the B-Engrossed bill.

Senate recessed until 10:30 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:30 a.m. President Courtney in Chair. All present.

Senate, having recessed following the order of Reports from Special Committees, proceeded to the order of Propositions and Motions by unanimous consent at the request of the Chair.

Senate at ease. Senate reassembled.

HB 3314 -- Made a Special Order of business at the head of today’s third reading calendar by unanimous consent on motion of Brown.


SB 571 C-Eng. -- Burdick moved that the Senate concur in House amendments and repass bill. Call of the Senate demanded by Brown joined by Burdick and Devlin. All present. On concurrence and repassage the vote was: Ayes, 18; nays, 12 – Atkinson, Beyer, Ferrioli, George, G., Johnson, Kruse, Nelson, Schrader, Starr, Verger, Whitsett, Winters. Bill repassed.

SB 863 B-Eng. -- Metsger moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 22; nays, 8 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Nelson, Whitsett. Bill repassed.

SB 244* -- Conference Committee report adopted and bill repassed on motion of Burdick. The vote was: Ayes, 27; nays, 3 – Atkinson, George, G., Whitsett. Bill repassed.


SB 5515 A-Eng. -- Read third time. Carried by Morse. Potential conflicts of interest declared by Courtney and Gordly. On passage of bill the vote was: Ayes, 30. Bill passed.

SB 5520 A-Eng. -- Read third time. Carried by Winters. On passage of bill the vote was: Ayes, 28; nays, 2 – Atkinson, George, L. Bill passed.


SB 450 A-Eng. -- Read third time. Carried by Nelson. On passage of bill the vote was: Ayes, 30. Bill passed.


SB 1032 -- George, L. requested the following explanatory vote be entered into the journal:

“My vote against SB 1032, is due to my great concern over the power of the executive branch via administrative rules.

“There is a growing effort by some in the Legislature to shift more of the legislative branch’s constitutional authority to the executive branch via administrative rules.

“The broad granting of authority in the writing of administrative rules alone is of serious concern, but SB 1032 – and other legislation moving through the Legislature – is now granting agencies the power to go a step further and raise revenue through rule, without legislative approval.

“The power to write laws and raise revenue is clearly the responsibility of the legislative branch. It is our constitutional obligation to defend the separation of power, and preserve the integrity of the constitutional process of legislative oversight.”

SB 1033 -- Read third time. Carried by Whitsett. On passage of bill the vote was: Ayes, 24; nays, 5 – Atkinson, Beyer, George, G., George, L., Kruse; excused, 1 – Deckert. Bill passed.

SB 1052 A-Eng. -- Read third time. Carried by Winters. On passage of bill the vote was: Ayes, 29; excused, 1 – Deckert. Bill passed.

HB 3488, 3514 -- Read first time and referred to President's desk.

HB 2155, 3044 -- Read second time and passed to third reading.

HB 3086 -- Read third time. Carried by Avakian. On passage of bill the vote was: Ayes, 25; nays, 4 – Beyer, George, L., Kruse, Whitsett; excused, 1 – Deckert. Bill passed.

HB 3086 -- George, L. requested the following explanation of vote be entered into the journal:

“HB 3086 has potentially harmful consequences which would allow family members, when injured in an auto accident, to sue the driver's insurance company for non-economic damages. This policy opens the door for collusion among family member seeking an 'easy' settlement. I do not believe that a family should benefit from one member's mistake.

“I would have supported the bill had HB 3086 been amended to limit it to real economic damages. The inclusion of non-economic allowance opens the law to abuse.”

HB 3126 A-Eng. -- Read third time. Carried by George, G. On passage of bill the vote was: Ayes, 29; excused, 1 – Deckert. Bill passed.

HB 3321 B-Eng. -- Read third time. Carried by Ferrioli. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, Prozanski. Bill passed.

HB 3455 A-Eng. -- Read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 28; excused, 2 – Deckert, Prozanski. Bill passed.

HB 5001 -- Read third time. Carried by Johnson. On passage of bill the vote was: Ayes, 24; nays, 4 – Beyer, George, G., George, L., Kruse; excused, 2 – Deckert, Prozanski. Bill passed.

HB 5001 -- George, L. requested the following explanation of vote be entered into the journal:

“My vote against HB 5001, an appropriation of 'General Fund' money, is not to be interpreted as opposition to the specific program.

“The Co-Chairs’ Budget is vague and the Governor's budget is unsustainable. We currently have significant growth in the 'General' and 'All-Funds' budgets to adequately fund the State. The public needs to be assured – and the Legislature needs to ensure - that expenditures in this session remain sustainable for future legislatures.

“As a Legislature we need to work on a 'core functions' budget that will assure adequate funding for the core functions of state government before we fund other programs. The overall budget we are passing is unsustainable for future legislatures.”

Senate recessed until 2:30 p.m. by unanimous consent at the request of the Chair.

Monday June 18, 2007 -- Afternoon Session

Senate reconvened at 2:30 p.m. President Courtney in Chair. All present except Deckert, excused.
Tuesday, June 19, 2007 -- Morning Session

Senate convened at 9:45 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Dekert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Verger, Walker, Westlund, Whitsett, Winters; Starr, absent. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Donald Baham, Humanist Society, Beaverton. (Monnes Anderson in Chair)

SB 5535, 5544; 78, 161, 183, 318, 336, 365, 347, 365, 375, 431, 492, 755, 814, 875; HB 3445 -- Message from the House announcing the Speaker signed on June 18.

SCR 17, SB 214, 219; HB 2023, 2026, 2095, 2252, 2280, 2294, 2324, 2333, 2340, 2369, 2435, 2548, 2568, 2637, 2654, 2674, 2677, 2783, 2822, 2848, 2864, 2936, 2961, 2971, 3009, 3046, 3048, 3386, 3407, 3485, 3537 -- Message from the House announcing the Speaker signed on June 19.

Committee Report Summary No. 134 listing the following reports was distributed to members June 18. Summary list recorded in Journal and Status Report by order of the President.

SB 5507 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 10 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill.

SB 329 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill.

HJR 13 -- Report by Committee on Finance and Revenue recommending adoption with amendments to the A-Engrossed resolution.

HJR 15 -- Report by Committee on Rules, signed by Brown, Chair, recommending adoption with amendments. Minority Report, signed by Kruse and Ferrioli, recommending adoption with different amendments.

HB 2094 -- Report by Committee on Finance and Revenue recommending passage with amendments to the A-Engrossed bill.

HB 2285 -- Report by Committee on Rules recommending passage with amendments to the A-Engrossed bill to resolve conflicts.

HB 2513 -- Report by Committee on Rules recommending passage with amendments to the A-Engrossed bill.

Committee Report Summary No. 135 listing the following report was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SJR 36 -- Report by Committee on Rules recommending adoption with amendments.

Senate recessed until 10:30 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:30 a.m. President Courtney in Chair. All present except Starr, absent.

Senate, having recessed following the order of Reports from Special Committees, proceeded to the order of Propositions and Motions by unanimous consent at the request of the Chair.

SB 484 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

Senate at ease. Senate reassembled.

SB 656 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

Senate at ease. Senate reassembled.

SB 725 A-Eng. -- Burdick moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 20; nays, 5 – Beyer, Ferrioli, George, L., Kruse, Whitsett; absent, 2 – Avakian, Starr; excused, 3 – Carter, Prozanski, Schrader. Bill repassed. Gordly, absent when roll called, granted unanimous consent to vote aye.

SB 5507; 10, 329 -- Read second time and passed to third reading.

SB 420 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

SB 958 A-Eng. -- Read third time. Carried by Johnson. On passage of bill the vote was: Ayes, 22; nays, 1 – George, L.; absent, 3 – Avakian, Gordly, Starr; excused, 4 – Burdick, Carter, Prozanski, Schrader. Bill passed. (Atkinson in Chair)

HB 5002 A-Eng. -- Read third time. Carried by Nelson. On passage of bill the vote was: Ayes, 19; nays, 4 – Atkinson, Beyer, George, L., Kruse; absent, 3 – Avakian, Gordly, Starr; excused, 4 – Burdick, Carter, Prozanski, Schrader. Bill passed.

HJR 13, 15; HB 2094, 2285, 2513 -- Read second time and passed to third reading.

HB 5003 -- Read third time. Carried by Nelson. On passage of bill the vote was: Ayes, 15; nays, 1 – Atkinson, Beyer, Ferrioli, George, L., Kruse; absent, 3 – Avakian, Gordly, Starr; excused, 4 – Burdick, Carter, Prozanski, Schrader. Bill passed.

HB 5022 A-Eng. -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 19; nays, 6 – Atkinson, Beyer, Ferrioli, George, L., Kruse, Whitsett; absent, 1 – Starr; excused, 4 – Burdick, Carter, Prozanski, Schrader. Bill passed.

SB 5023 A-Eng. -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 20; nays, 8 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Verger, Whitsett; absent, 1 – Starr; excused, 4 – Burdick, Carter, Prozanski, Schrader. Bill passed.


HB 2193 -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 20; nays, 7 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Whitsett; absent, 1 – Starr; excused, 2 – Burdick, Nelson. Bill passed.
Ayes, 26; nays, 2 – Ferrioli, Whitsett; absent, 1 – Beyer and Johnson. On passage of bill the vote was:

Monroe. Potential conflicts of interest declared by HB 3044 A-Eng. -- Read third time. Carried by

Johnson. On passage of bill the vote was: Ayes, 28; absent, 1 – Starr; excused, 1 – Nelson. Bill passed.

SB 656 B-Eng. -- Carter moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 25; nays, 10 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Morse, Nelson, Whitsett, Winters; absent, 1 – Starr. Bill repassed.

SB 656 B-Eng. -- Carter requested the following explanation of vote be entered into the journal:

“As chief sponsor, voting for and making this motion to concur on Senate Bill 656 B, I want to clarify very explicitly that I expect the highest standards to be applied for patient safety.

SB 656 B sets a higher standard in Oregon law as the bill requires consultation with an ophthalmologist when glaucoma progresses.

“Under this bill, an optometrist who is treating a patient for glaucoma must consult with an ophthalmologist when a patient's glaucoma progresses to certain specified points in the treatment of glaucoma, and anti-glaucoma medication.

“Consultation with an ophthalmologist is required if: 1) glaucoma progresses despite the use of two medications; 2) more than two medications are required; or 3) a secondary glaucoma develops.

“An optometrist must consult with an ophthalmologist if, in comparison to prior examinations, there is a reproducible worsening of the patient's visual field or a worsening of the patient's optic nerve or by rising eye pressure despite the use of medication.

“An ophthalmologist is a Doctor of Medicine (M.D.) or Doctor of Osteopathy (D.O.) who specializes in eye and vision care. Ophthalmologists are uniquely trained to provide the full spectrum of eye care from prescribing glasses to complex eye surgery.

“Only ophthalmologists have the medical training and authorization to provide surgical treatments for glaucoma. Ophthalmologists have attended medical school and performed an internship a residency, totaling at a minimum of eight years of education and training. Optometrists do not attend medical school and require only four years of optometry school.

“Some glaucoma patients have findings that mimic glaucoma but may actually be caused by other, potentially life-threatening, conditions such as a brain tumor or temporal arthritis.

“Ophthalmologists are trained in medical school in neurology, neurosurgery, rheumatology and various other medical sub-specialty fields to recognize non-ocular causes of vision loss.

“Glaucoma is generally treated with eye drops that have bodily side effects with potential for serious even life-threatening interactions with general medical diseases (such as asthma and cardiac disease) with systemic medications. A patient with other medical conditions whose glaucoma is worsening requires a medical evaluation by a physician. When the condition moves to certain stages, care by an ophthalmologist is in the best interest of patient care.
“With this understanding I concur and vote for Senate Bill 656.”

HB 5025; 3364 -- Message from the House announcing passage.

HB 3113 -- Message from the House announcing concurrence in Senate amendments and repassage.

HB 3525 -- Message from the House announcing withdrawal from Committee on Joint Ways and Means to be scheduled for second and third reading.

HB 2872 -- Message from the House announcing conference committee report adopted and bill repassed.

Senate, reverted to the order of First Reading of House Measures by unanimous consent at the request of the Chair.

HB 5025; 3364 -- Read first time and referred to President’s desk.

The following measures were referred to committee on June 18 and recorded on Committee Referral List No. 84 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 2125 Ways and Means
HB 3294 Rules
HB 3432 Rules; Ways and Means
HB 3488 Finance and Revenue
HB 3514 Finance and Revenue

Senate adjourned until 9:45 a.m. Wednesday by unanimous consent at the request of the Chair.

Wednesday, June 20, 2007 -- Morning Session

Senate convened at 9:45 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrissette, Morse, Nelson, Proznanski, Verger, Walker, Westlund, Whitsett, Winters; absent – Burdick, Schrader, Starr. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Neil Lathen, Jesus Christ of Latter Day Saints, Salem.

The following message from the Governor was read.

June 19, 2007

The Honorable Peter Courtney
State Capitol, S-203
Salem, OR 97301

Dear President Courtney:

I have signed Enrolled Senate Bill 16, which admirably aims to improve the quality of hospice care. In the course of the standard bill review process directed by my office, the Department of Justice identified a significant legal issue that I must bring to your attention.

As enacted, Senate Bill 16 may be vulnerable to the charge that it unconstitutionally delegates the government’s authority to the Joint Commission on Accreditation of Healthcare Organizations (JCAHO) or the Oregon Hospice Association (OHA). JCAHO and OHA are not governmental organizations.

The Department of Justice suggests that the Department of Human Services (DHS) should adopt administrative rules interpreting the bill that would make the bill less clear by administrative rule that JCAHO and OHA standards, while important in assessing the capabilities of a hospice care provider, are merely factors to be considered in the exercise of DHS’ authority to regulate licensed hospice care providers. I will urge DHS to address this issue in future legislation, as well.

Sincerely,
Theodore R. Kulongoski
Governor

SB 5525; 117, 176, 215, 222, 261, 554, 716, 777, 985 -- Message from the Governor announcing he signed on June 18.

SB 16 -- Message from the Governor announcing he signed on June 19.

SB 2504, 5530, 5542, 5543; 328, 624, 1049; HB 2735 -- Message from the House announcing passage.

SB 5525; 117, 176, 215, 222, 261, 554, 716, 777, 985 -- Message from the Governor announcing he signed on June 18.

SB 16 -- Message from the Governor announcing he signed on June 19.

SB 5504, 5530, 5542, 5543; 328, 624, 1049; HB 2735 -- Message from the House announcing passage.

The following measures were referred to committee on June 18 and recorded on Committee Referral List No. 84 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SB 5505, 5521, 5539, 5540; 8, 23, 39, 69, 109, 156, 234, 447, 464, 582, 641, 728, 788, 883, 1044; HCR 6; HJR 49, 50; HJM 12, 13; HB 2096, 2114, 2127, 2181, 2190, 2223, 2228, 2235, 2237, 2239, 2241, 2242, 2261, 2277, 2283, 2284, 2311, 2397, 2446, 2456, 2460, 2466, 2485, 2486, 2487, 2498, 2508, 2537, 2553, 2617, 2622, 2704, 2713, 2758, 2760, 2774, 2785, 2799, 2871, 2895, 2913, 2946, 2952, 3013, 3092, 3104, 3178, 3188, 3313, 3328, 3337, 3369, 3377, 3379, 3400, 3420, 3436, 3466, 3490, 3527 -- Message from the House announcing passage as amended by the House.

SB 2691 -- Message from the House announcing bill laid on the table.

The following measures were referred to committee on June 18 and recorded on Committee Referral List No. 84 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 2125 Ways and Means
HB 3294 Rules
HB 3432 Rules; Ways and Means
HB 3488 Finance and Revenue
HB 3514 Finance and Revenue

Senate adjourned until 9:45 a.m. Wednesday by unanimous consent at the request of the Chair.

Wednesday, June 20, 2007 -- Morning Session

Senate convened at 9:45 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Carter, Deckert, Devlin, Ferrioli, George, G., George, L., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrissette, Morse, Nelson, Proznanski, Verger, Walker, Westlund, Whitsett, Winters; absent – Burdick, Schrader, Starr. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Neil Lathen, Jesus Christ of Latter Day Saints, Salem.

The following message from the Governor was read.

June 19, 2007

The Honorable Peter Courtney
State Capitol, S-203
Salem, OR 97301

Dear President Courtney:

I have signed Enrolled Senate Bill 16, which admirably aims to improve the quality of hospice care. In the course of the standard bill review process directed by my office, the Department of Justice identified a significant legal issue that I must bring to your attention.

As enacted, Senate Bill 16 may be vulnerable to the charge that it unconstitutionally delegates the government’s authority to the Joint Commission on Accreditation of Healthcare Organizations (JCAHO) or the Oregon Hospice Association (OHA). JCAHO and OHA are not governmental organizations.
Verger. Bill repassed. Burdick, absent when roll called, granted unanimous consent to vote aye.

HJR 15 -- Committee report and minority report read. Deckert moved that the Senate adopt the committee report.

HJR 15 -- Parliamentary inquiry by Beyer questioning whether this motion is in order in accordance with Mason’s Manual of Legislative Procedure, section 159 which states very clearly that a question can only come in front of a body one time per session unless a motion for reconsideration has been offered appropriately. Therefore, this motion to ask the same question is out of order.

Senate at ease. Senate reassembled.

HJR 15 -- In response, President Courtney read from section 726 (5), “When a bill has been rejected at any stage in the house in which it originated, it may not be reintroduced in the same house; however, a new bill, presenting the same question in a modified form, or a bill presenting substantially the same question, may be introduced.” President Courtney ruled that the motion is properly before the Senate.

HJR 15 -- Brown demanded a Call of the Senate joined by Devlin and Walker. All members subject to the call present except Starr, absent. The vote was: Ayes, 19; nays, 10 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Morse, Nelson, Whitsett, Winters; absent 1 – Starr. Ruling of the Chair sustained.

HJR 15 -- Atkinson moved minority report be substituted for the committee report. Call of the Senate demanded by Brown joined by Devlin and Winters. All present except Starr, absent. Motion failed, the vote being: Ayes, 19; nays, 10 – Avakian, Bates, Brown, Burdick, Carter, Deckert, Devlin, Gordly, Johnson, Metsger, Monnes Anderson, Monroe, Morrisette, Prozanski, Schrader, Verger, Walker, Westlund, President Courtney; absent, 1 – Starr. Motion failed.

HJR 15 -- Resolution, as amended by committee report, read final time. Carried by Deckert, Devlin. Call of the Senate demanded by Brown joined by Avakian and Devlin. Pending arrival of members subject to the Call, Senate at ease. All present except Starr, absent. Senate reassembled. On adoption of resolution, the vote was: Ayes, 20; nays, 9 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Morse, Nelson, Whitsett, Winters; absent, 1 – Starr. Resolution adopted.

HJR 15 -- Prozanski requested the following explanation of vote be entered into the journal:

Although I support the concepts included within the minority report of HJR 15, I could not vote to substitute the minority report for the committee report. The committee report will refer to the voters a measure to modify the double majority voting requirement on local property tax measures.

Since the joint resolution cannot contain two issues, I have chosen to move forward the policy choice of whether a double majority vote is necessary to pass local property tax measures.

Many communities have seen such tax measures fail, because more than 50% of registered voters did not cast their ballots. I do not believe that individuals who fail or refuse to vote in an election should be able to doom a measure by not voting.

HJR 15 will modify current law to allow local tax measures to be approved without a double majority in primary elections and general elections. The double majority requirement will still apply in all other elections. I believe that this is an appropriate compromise for the voters to consider.

Accordingly, I voted ‘no’ on the minority report and ‘yes’ on the committee report.

HJR 13 -- Taken from today’s third reading calendar and placed on June 21 calendar by voice vote on motion of Monroe.


SB 329 -- Carter requested the following explanation of vote be entered into the journal:

In voting for SB 329, we are creating a road map to take Oregon to universal coverage. As a nation, we spend more per capita than any other industrialized nation on health care.

“Senate Bill 329 is the product of years of careful work, including work sessions and public meetings in various areas of the state. The work group - Senate Interim Commission on Health Care Access and Affordability - met in the fall of 2006 in Portland on the east side at my specific request to allow greater accessibility to the deliberation process. In the Senate, we have held numerous public hearings and accessible open work sessions to reach this point, including public testimony before the Joint Ways and Means Human Services Subcommittee which I chair. The Subcommittee approved $ 1,215,350 General Fund, $ 671,971 Federal Funds expenditure limitation and established eight positions within the Oregon Department of Human Services to carry forth the requirements of this measure.

“Section 9 establishes a committee to examine Federal laws and how we may align to improve access and achieve the goal of universal care. No part of Federal law is exempt. Section 9 requires that we look carefully to the links to Medicaid, the tax code, EMTALA and Medicare. A requirement is we request our Congressional delegation to hold public hearings in Oregon and at the Federal level. The connection to existing law and acknowledgement of the complexity of health care and delivery are critical to resolution if we are to have true community health care.
“This legislation has the support of AARP, AFT—Oregon, the American Association of University of Women of Oregon, Care Oregon, Ecumenical Ministries of Oregon, the Oregon School Employees Association, the Metropolitan Alliance for Common Good, Mid-Valley Health Care Advocates, Oregon Academy of Family Physicians, OREGON ACTION, Oregon AFL-CIO, Oregon AFSCME, the Alliance for Retired Americans, Oregon Business Association, Oregon Developmental Disabilities Coalition, Oregon Education Association, Oregon Nurses Association, Oregon Primary Care Association, Oregon School Employees Association, SEIU Local 49, SEIU Local 503, Oregonians for Health Security, Portland Chapter of the Older Women’s League, and the Oregon Women’s Rights Coalition.

“With careful consideration of these factors, I support Senate Bill 329 as a step to universal health care coverage.”

President Courtney announced the following committee assignments effective June 20, 2007.

JOINT COMMITTEE ON WAYS AND MEANS

**Subcommittee on Capital Construction and Bonding**

Kurt Schrader, Co-Chair
Richard Devlin
David Nelson

SB 154, 288, 404, 416, 595, 597, 688, 694, 1011, 1017, 1042; HJM 13; HB 2023, 2026, 2095, 2127, 2252, 2280, 2294, 2324, 2333, 2340, 2369, 2435, 2485, 2508, 2548, 2568, 2622, 2637, 2654, 2674, 2677, 2704, 2758, 2760, 2783, 2785, 2822, 2848, 2864, 2913, 2936, 2961, 2971, 3009, 3046, 3047, 3048, 3313, 3337, 3386, 3400, 3407, 3420, 3445, 3485, 3527, 3537 -- President Courtney signed on June 19.

HCR 6; HJM 12; HJR 49, 50; HB 2096, 2114, 2181, 2190, 2223, 2228, 2235, 2237, 2239, 2241, 2242, 2261, 2277, 2283, 2284, 2311, 2397, 2446, 2456, 2460, 2466, 2486, 2487, 2498, 2537, 2553, 2617, 2713, 2774, 2793, 2895, 2946, 2982, 3013, 3092, 3104, 3178, 3188, 3328, 3369, 3377, 3379, 3436, 3466, 3490 -- President Courtney signed on June 20.

Senate adjourned until 9:45 a.m. Thursday by unanimous consent at the request of the Chair.

**Thursday, June 21, 2007 -- Morning Session**

Senate convened at 9:45 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Devlin, Ferrioli, George, G., George, L., Johnson, Kruse, Metsger, Monnes Anderson, Morrisette, Morse, Neely, Prozanski, Schrader, Verger, Walker, Westlund, Whissett, Burdick, Carter, Deckert, Gordly, Monroe, Starr, Winters, absent. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Michael Harrington, Calvary Chapel, Salem.

SB 5513; SB 450, 643, 958, 959, 1033; HB 5026, 5033, 5037, 5047, 5048; 2199, 2370 -- Message from the House announcing adoption.

SCR 18, 19 -- Message from the House announcing confirmation.

SB 808, 954 -- Message from the House announcing passage as amended by the House.

SB 154, 288, 404, 416, 595, 597, 688, 694, 1011, 1017, 1042; HB 5001, 5019, 5020, 5021, 3126 -- Message from the House announcing passage as amended by the House.

Committee Report Summary No. 138 listing the following reports was distributed to members June 20. Summary list recorded in Journal and Status Report by order of the President.

HB 2210 -- Report by Committee on Finance and Revenue recommending passage of the B-Engrossed bill.

HB 3201 -- Report by Committee on Finance and Revenue recommending passage with amendments to the A-Engrossed bill.

Committee Report Summary No. 139 listing the following report was distributed to members June 20. Summary list recorded in Journal and Status Report by order of the President.

SB 729 A-Eng -- Report by Conference Committee, signed by Senators Atkinson, Beyer,
Senate at ease. Senate reassembled.

Committee Report Summary No. 140 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

HB 2112 -- Report by Conference Committee, signed by Senators George, L., Metsger, Winters and Representatives Girod, Holvey, Schueller recommending the House concur in Senate amendments dated June 4 and that the bill be further amended and repassed. (Amendments distributed June 21)

HJR 25 -- Report by Committee on Rules recommending adoption of the A-Engrossed resolution.

HB 2651 -- Report by Committee on Rules recommending passage with amendments to the B-Engrossed bill.

HB 3539 -- Report by Committee on Rules recommending passage of the A-Engrossed bill.

Senate recessed until 10:35 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:35 a.m. President Courtney in Chair. All present except Carter, Gordly, Kruse, Winters, absent.

Senate, having recessed following the order of Reports from Special Committees, proceeded to the order of Propositions and Motions by unanimous consent at the request of the Chair.

SJR 18 B-Eng. -- Burdick moved that the Senate concur in House amendments and readopt the resolution. On concurrence and readoption the vote was: Ayes, 16; nays, 10 – Atkinson, Beyer, Ferrioli, George, G., George, L., Morse, Nelson, Starr, Verger, Whitsett; absent, 4 – Carter, Gordly, Kruse, Winters. Resolution readopted.

SB 819 B-Eng. -- Deckert moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 18; nays, 9 – Beyer, Ferrioli, George, G., George, L., Kruse, Monnes Anderson, Nelson, Starr, Verger, Whitsett; absent, 3 – Carter, Gordly, Winters. Bill repassed.

SB 859 B-Eng. -- Deckert moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 23; nays, 4 – Beyer, Brown, Kruse, Whitsett; absent, 3 – Carter, Gordly, Winters. Bill repassed.

SB 1036 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

HB 2723* -- Conference Committee report adopted and bill repassed on motion of Beyer. The vote was: Ayes, 27; absent, 3 – Carter, Gordly, Winters. Bill repassed.

SB 1036 -- Senate refused to concur in House amendments by voice vote on motion of Deckert. Conferees to be appointed.

SB 817 -- Taken from today's third reading calendar and placed on June 21 calendar by voice vote on motion of Deckert.

Senate at ease. Senate reconvened.

SB 859 B-Eng. -- Read third time. Carried by Kruse. On adoption of resolution, the vote was: Ayes, 17; nays, 9 – Beyer, Devlin, Ferrioli, George, G., Kruse, Morse, Verger, Walker, Whitsett; absent, 3 – Carter, Gordly, Winters; excused, 1 – Burdick. Resolution adopted.

HB 5026, 5033, 5037, 5047, 5048; 2199, 2370 -- Read first time and referred to President's desk.

HJR 25; HB 2082, 3539 -- Read second time and passed to third reading.

HB 2285 B-Eng. -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 20; nays, 7 – Atkinson, Beyer, Ferrioli, George, G., George, L., Kruse, Whitsett; absent, 3 – Carter, Gordly, Winters. Bill passed. Without objection, rules suspended, potential conflicts of interest declared by President Courtney for all Senators.


HJR 13 -- Read final time. Taken from today's third reading calendar and placed on June 22 calendar by voice vote on motion of Monroe.


HB 2210 B-Eng. -- George, L., requested the following explanation of vote be entered into the journal:

“I'm a big supporter of bio-fuel and alternative energy and fully support the use of tax credits and other incentives as a means to expand the industry. Unfortunately, Sections 13-16 of HB 2210 take support of the bio-fuel industry too far. It is inappropriate for the State to mandate that Oregon consumers purchase a prescribed quantity of any product.

“The Legislature has the opportunity to promote the use of alternative energy and make the use of such energy attractive and accessible to consumers. I'm disappointed that we, the Legislature, have missed this opportunity.”

Senate at ease. Senate reconvened.

Senate recessed until 12:45 p.m. by unanimous consent on motion of Brown.

Recess extended until 1:00 p.m.

Thursday June 21, 2007 -- Afternoon Session

Senate reconvened at 1:00 p.m. President Courtney in Chair. All present except Carter, Gordly, Schrader, Winters, absent.

SB 43, 1032; HB 2105, 2106 -- Message from the House announcing passage.

HJR 15 -- Message from the House announcing concurrence in Senate amendments and readoption.

HB 2094 -- Message from the House announcing concurrence in Senate amendments and repassage.

SB 1040 -- Message from the House announcing Buckley, Dallum, Greenlick appointed House conferees.

SB 1036 -- Deckert, Starr, Walker appointed Senate Conferees.
Senate, having recessed under the order of Third Reading of House Measures reverted to the order of First Reading of House Measures by unanimous consent at the request of the Chair.

HB 2105, 2106 -- Read first time and referred to President's desk.

Senate reverted to the order of Second Reading of Senate Measures by unanimous consent at the request of the Chair.

SB 5518; 29, 350, 550, 583, 931, 1039 -- Read second time and passed to third reading.

Senate reverted to the order of Second Reading of House Measures by unanimous consent at the request of the Chair.

HB 2584 -- Read second time and passed to third reading.

Senate resumed under the order of Third Reading of House Measures by unanimous consent at the request of the Chair.


HB 3201 B-Eng. -- George, L., requested the following explanation of vote be entered into the journal:

“My vote against HB 3201-B, is due to the policy of raising income taxes on Oregon families, only to then transfer that money (via tax credits) to Hollywood millionaires.

“Over the 2007-2009 and 2009-2011 biennium HB 3201-B raises income taxes by over $35 million and then transfers an additional $14 million dollars in income tax credits to people in the Hollywood movie business. These are out-of-state big-money interests that we already heavily subsidize.

“In addition, the tax credits for mobile homeowners -- who are real Oregonians losing their homes -- was slashed in half (from $10,000 to $5,000). Again, HB 3201-B favors Hollywood millionaires over a very vulnerable Oregon population that desperately needs our help.

“Although there are some very good items decorating this bill, my responsibility is to the people of Oregon. This bill is Robin Hood in reverse, robbing the poor to ship money to the California rich.”

The following measures were referred to committee on June 20 and recorded on Committee Referral List No. 86 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 5012 Ways and Means
HB 5044 Ways and Means
HB 2735 Finance and Revenue

Senate recessed until 2:45 p.m. by unanimous consent at the request of the Chair.

Senate reconvened at 2:45 p.m. President Courtney in Chair. All present except Atkinson, Avakian, Burdick, Devlin, Ferrioli, George, G., George, L., Johnson, Kruse, Monroe, Morrisette, Prozanski, Schrader, Verger, Walker, Westlund, Whitsett; absent. Call of the Senate demanded by Brown joined by Bates and Monnes Anderson. Pending arrival of members subject to the Call, Senate at ease. Call of the Senate terminated by implied consent. All present except Atkinson, Carter, George, G., Gordy, Johnson, Monroe, Morrisette, Schrader, Whitsett, Winters, absent. Senate reassembled.

Senate, having recessed following the order of Third Reading of House Measures, reverted to the order of Second Reading of Senate Measures by unanimous consent at the request of the Chair.

SB 5517; 578, 737 -- Read second time and passed to third reading.

Senate, reverted to the order of Second Reading of House Measures by unanimous consent at the request of the Chair.

HB 2901 -- Read second time and passed to third reading.

Senate, resumed under the general order of business by unanimous consent at the request of the Chair.

SB 5504, 5530, 5542, 5543; 94, 134, 145, 163, 179, 244, 328, 337, 480, 484, 571, 591, 614, 624, 653, 656, 684, 725, 812, 863, 989, 1049; HB 5001, 5019, 5020, 5021; 2871, 3120, 3126, 3161, 3183, 3186, 3303, 3339, 3454 -- President Courtney signed on June 21.

Senate adjourned until 9:45 a.m. Friday by unanimous consent at the request of the Chair.

Friday, June 22, 2007 -- Morning Session

Senate convened at 9:45 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Deckert, Devlin, Ferrioli, George, G., George, L., Johnson, Kruse, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett; Carter, Gordy, Metsger, Winters, absent. Colors were posted and the Senate pledged allegiance to the flag. Invocation and Musical performance by Yasha Stubbs, Eugene.


SB 5507, 5515, 5520, 5536; HB 5004, 5018, 5024; 2143, 2530, 2592, 3244, 3525, 3563 -- Message from the House announcing passage.

HJR 3 -- Message from the House announcing adoption.

Committee Report Summary No. 141 listing the following reports was distributed to members June 21. Summary list recorded in Journal and Status Report by order of the President.

SB 753 B-Eng. -- Report by Conference Committee, signed by Senators Morrisette, Morse, Walker and Representatives Edwards, C., Girod, Riley, recommending that the Senate concur in House amendments dated May 24 and that the B-Engrossed
bill be further amended and repassed. (Amendments distributed June 21)

SB 5518 -- Report by Committee on Ways and Means recommending passage with amendments. (Amendments distributed June 21)

SB 29 -- Report by Committee on Ways and Means recommending passage with amendments. (Amendments distributed June 21)

SB 350 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill. (Amendments distributed June 21)

SB 550 -- Report by Committee on Finance and Revenue recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 21)

SB 583 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 21)

SB 931 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill. (Amendments distributed June 21)

SB 1039 -- Report by Committee on Ways and Means recommending passage.

HB 2584 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

Committee Report Summary No. 142 listing the following reports was distributed to members June 21. Summary list recorded in Journal and Status Report by order of the President.

SB 5517 -- Report by Committee on Ways and Means recommending passage with amendments. (Amendments distributed June 21)

SB 578 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 21)

SB 737 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 21)

HB 2901 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 21)

Committee Report Summary No. 143 listing the following report was distributed to members June 21. Summary list recorded in Journal and Status Report by order of the President.

SB 635 -- Report by Committee on Finance and Revenue recommending passage with amendments.

Senate recessed until 10:35 a.m. by unanimous consent on motion of Brown.

Senate reconvened at 10:35 a.m. President Courtney in Chair. All present except Carter, Gordly, Metsger, Winters, absent.

Senate, having recessed following the order of Reports from Special Committees, proceeded to the order of Propositions and Motions by unanimous consent at the request of the Chair.

SB 954 B-Eng. -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

SB 729* -- Conference Committee report adopted and bill repassed on motion of Atkinson. (Monnes Anderson in Chair) The vote was: Ayes, 23; nays, 3 – Beyer, George, L., Kruse; absent, 1 – Metsger. Bill passed. Monnes Anderson in Chair. The vote was: Ayes, 23; nays, 3 – Beyer, George, L., Kruse; absent, 3 – Carter, Gordly, Winters; excused, 2 – Metsger, Prozanski. Bill repassed.

SB 1057 -- Introduced, read first time and referred to President's desk.

SB 635 -- Read second time and passed to third reading.


Senate at ease. Senate reassembled.


SB 578 B-Eng. -- Read third time. Carried by Verger. On passage of bill the vote was: Ayes, 25; absent, 3 – Carter, Gordly, Winters; excused, 2 – Metsger, Prozanski. Bill passed. Westlund, excused when roll called, granted unanimous consent to vote aye.

Senate at ease. Senate reassembled.

HB 583 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.


SB 817 -- Read third time. Rereferred to Committee on Finance and Revenue by voice vote on motion of Deckert.

SB 931 A-Eng. -- Read third time. Carried by Morrisette. Potential conflict of interest declared by
Atkinson. On passage of bill the vote was: Ayes, 23; nays, 3 – Beyer, Ferrioli, Kruse; absent, 3 – Carter, Gordly, Winters; excused, 1 – Metsger. Bill passed.

SB 1039 -- Read third time. Carried by Whitsett. On passage of bill the vote was: Ayes, 25; absent, 3 – Carter, Gordly, Winters; excused, 2 – Burdick, Metsger. Bill passed.

SB 583 B-Eng. -- Read third time. Carried by Prozanski. On passage of bill the vote was: Ayes, 25; absent, 3 – Carter, Gordly, Winters; excused, 2 – Burdick, Metsger. Bill passed.

HB 3260, 3515, 3516 -- Message from the House announcing passage.

SB 101, 248 -- Message from the House announcing passage as amended by the House.

HB 2285 -- Message from the House announcing adoption of conference committee report and bill repassed.

HJR 3: HB 5004, 5018, 5024; 2143, 2530, 2592, 3244, 3260, 3515, 3516, 3525, 3563 -- Read first time and referred to President’s desk.

HB 2651 -- Read second time and passed to third reading.

HJR 13 -- Read final time. Taken from today’s calendar and rereferred to Committee on Finance and Revenue by voice vote on motion of Monroe.

HJR 25 A-Eng. -- Read final time. Carried by Kruse. On adoption of resolution, the vote was: Ayes, 25; absent, 3 – Carter, Gordly, Winters; excused, 2 – Burdick, Metsger. Resolution adopted.

HB 2082 -- Moved to the foot of today’s third reading calendar by unanimous consent at the request of the Chair.

HB 2584 A-Eng. -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 26; absent, 3 – Carter, Gordly, Winters; excused, 1 – Metsger. Bill passed.

Senate recessed until 3:00 p.m. by unanimous consent at the request of the Chair.

Friday, June 22, 2007 – Afternoon Session

Senate reconvened at 3:00 p.m. President Courtney in Chair. All present except Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Deckert, Devlin, Ferrioli, George, G., George, L., Johnson, Kruse, Monroe, Nelson, Prozanski, Schrader, Starr, Walker, Westlund, Whitsett, absent.

Call of the Senate demanded by Monnes Anderson joined by Avakian and Verger. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by unanimous consent at the request of the Chair. All present except Carter, Gordly, Winters, absent. Senate reassembled.

Senate, having recessed under the order of Third Reading of House Measures, reverted to the order of Reports from Standing Committees by unanimous consent at the request of the Chair.

Committee Report Summary No. 144 listing the following reports was distributed to members today.

Summary list recorded in Journal and Status Report by order of the President.

SB 5522 -- Report by Committee on Ways and Means recommending passage with amendments. (Amendments distributed June 22)

SB 4 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 22)

SB 157 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 22)

SB 235 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 22)

SB 456 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 22)

SB 461 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 22)

SB 474 -- Report by Committee on Ways and Means recommending passage.

SB 566 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 22)

HB 5012 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5025 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5026 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5033 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5037 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5044 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5047 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5048 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 2105 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 2106 -- Report by Committee on Ways and Means recommending passage of the B-Engrossed bill.
HB 2125 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 2140 -- Report by Committee on Rules recommending passage with amendments to the B-Engrossed bill. (Amendments distributed June 22)

HB 2199 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 2208 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 22)

HB 2263 -- Report by Committee on Rules recommending passage with amendments to the B-Engrossed bill. (Amendments distributed June 22)

HB 2918 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 22)

Senate reverted to the order of Second Reading of Senate Measures by unanimous consent at the request of the Chair.

SB 5522; 4, 157, 235, 456, 474, 566 -- Read second time and passed to third reading.

Senate reverted to the order of Second Reading of House Measures by unanimous consent at the request of the Chair.

HB 5012, 5025, 5026, 5033, 5037, 5044, 5047, 5048; 2105, 2106, 2125, 2140, 2199, 2208, 2263, 2918 -- Read second time and passed to third reading.

Senate reverted to the order of Propositions and Motions by unanimous consent at the request of the Chair.

HB 3539 -- Taken from today's third reading calendar and placed on June 23 calendar by voice vote on motion of Avakian.

Senate resumed under the order of Third Reading of House Measures by unanimous consent at the request of the Chair.


Senate reverted to the order of Propositions and Motions by unanimous consent at the request of the Chair.

SB 329, 1052; HB 2060, 2067, 2153, 2406, 2524, 3054, 3083 -- Message from the House announcing passage.

SB 364 -- Message from the House announcing passage as amended by the House.

HB 2513 -- Message from the House announcing concurrence in Senate amendments and repassage.

SB 729, 753; HB 2021 -- Message from the House announcing Conference Committee Report adopted and bill repassed.

SB 179 -- Message from the House announcing the Speaker signed on June 22.

Committee Report Summary No. 145 listing the following report was distributed to members June 22. Summary list recorded in Journal and Status Report by order of the President.

HB 2640 -- Report by Committee on Rules recommending passage with amendments and requesting referral to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

Committee Report Summary No. 146 listing the following report was distributed to members June 22. Summary list recorded in Journal and Status Report by order of the President.

SB 125 -- Report by Committee on Rules recommending passage with amendments.
Committee Report Summary No. 147 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 1036 B-Eng -- Report by Conference Committee, signed by Senators Deckert, Starr, Walker and Representatives Barnhart, Burley, Hunt, recommending that the Senate concur in House amendments dated June 13 and that the B-Engrossed bill be further amended and repassed. (Amendments distributed June 23)

SCR 20 -- Report by Committee on Rules recommending adoption.

HB 2172 -- Report by Committee on Finance and Revenue recommending passage with amendments to the B-Engrossed bill and requesting subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral to Ways and Means rescinded by order of the President. (Amendments distributed June 23)

Committee Report Summary No. 148 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 858 -- Report by Committee on Rules recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 23)

HB 5004 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5018 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5024 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 2143 -- Report by Committee on Ways and Means recommending passage of the B-Engrossed bill.

HB 2530 -- Report by Committee on Ways and Means recommending passage of the B-Engrossed bill.

HB 3244 -- Report by Committee on Ways and Means recommending passage of the B-Engrossed bill.

HB 3270 -- Report by Committee on Rules recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 23)

HB 3515 -- Report by Committee on Ways and Means recommending passage of the B-Engrossed bill.

HB 3563 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

Committee Report Summary No. 149 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

HB 2872 -- Report by Conference Committee, signed by Senators Monroe, Prozanski, Starr and Representatives Beyer, Macpherson, Smith, G., recommending the House concur in Senate amendments dated June 8 and that the bill be further amended and repassed. (Amendments distributed June 23)

SB 5508 -- Report by Committee on Ways and Means recommending passage with amendments. (Amendments distributed June 23)

SB 1 -- Report by Committee on Ways and Means recommending passage with amendments. (Amendments distributed June 23)

SB 111 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 23)

SB 282 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 23)

SB 414 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 23)

SB 632 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 23)

HB 2269 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 23)

HB 2595 -- Report by Committee on Rules, signed by Brown, Chair, recommending passage with amendments to the A-Engrossed bill. Minority Report, signed by Ferrioli and Kruse recommending passage with different amendments to the A-Engrossed bill. (Amendments distributed June 23)

Committee Report Summary No. 150 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 108 B-Eng. -- Report by Conference Committee, signed by Senators Atkinson, Burdick, Prozanski and Representatives Beyer, Gilman, Read, recommending that the Senate concur in House amendments dated June 7 and that the B-Engrossed bill be further amended and repassed. (Amendments distributed June 23)

HB 2021 -- Report by Conference Committee, signed by Senators Metsger, Morse, Walker and Representatives Esquivel, Holvey, Schaufler, recommending the House concur in Senate amendments dated June 6 and that the bill be further amended and repassed. (Amendments distributed June 23)

HB 2171 -- Report by Committee on Finance and Revenue recommending passage with amendments to the B-Engrossed bill. (Amendments distributed June 23)

HB 2752 -- Report by Committee on Finance and Revenue recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 23)

HB 3364 -- Report by Committee on Finance and Revenue recommending passage of the A-Engrossed bill.
SB 3488 -- Report by Committee on Finance and Revenue recommending passage with amendments to the B-Engrossed bill. (Amendments distributed June 23)

Senate recessed until 1:30 p.m. by unanimous consent on motion of Brown.

Senate reconvened at 1:30 p.m. President Courtney in Chair. All present except Atkinson, Beyer, Carter, Ferrioli, George, G., George, L., Gordly, Kruse, Morse, Nelson, Starr, Whitsett, Winters, absent.

Senate at ease. Senate reassembled.

Call of the Senate demanded by Devlin joined by Walker and Verger. All present except Atkinson, Beyer, Carter, Ferrioli, George, G., George, L., Gordly, Kruse, Morse, Nelson, Starr, Whitsett, Winters, absent.

Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by unanimous consent at the request of the Chair. All present except Avakian, Burdick, Carter, Gordly, Winters; absent, 3 – Carter, Gordly, Winters. All present except Atkinson, Call of the Senate demanded by Devlin joined by Senate at ease. Senate reassembled.

Courtney in Chair. All present except Atkinson, consent on motion of Brown.

Senate recessed until 1:30 p.m. by unanimous consent at the request of the Chair.

SB 808 B-Eng. -- Deckert moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 26; nays, 1 – Metsger; absent, 3 – Carter, Gordly, Winters. Bill repassed.

SB 2021* -- Conference Committee report adopted and bill repassed on motion of Morse. The vote was: Ayes, 24; nays, 2 – George, G., George, L.; absent, 3 – Carter, Gordly, Winters; excused, 1 – Burdick. Bill repassed.

SB 2112* -- Conference Committee report adopted and bill repassed on motion of Winters. The vote was: Ayes, 26; absent, 3 – Carter, Gordly, Winters; excused, 1 – Burdick. Bill repassed.

SB 1058 -- Introduced, read first time and referred to President's desk.

SCR 20; SB 5508; 1, 111, 125, 282, 414, 632, 858 -- Read second time and passed to third reading.


SB 4 B-Eng. -- Read third time. Carried by Monnes Anderson. On passage of bill the vote was: Ayes, 26; absent, 3 – Carter, Gordly, Winters; excused, 1 – Burdick. Bill passed.


SB 461 -- George, L., requested the following explanation of vote be entered into the journal:

"I voted against SB 461 because the funding was allocated from the wrong source. For the past five years, PGE and PacifiCorp have collected a 3% public purpose charge (tax) on the power bills of Oregonians. These dollars have predominately gone to a non-profit, the Energy Trust of Oregon.

“The Public Purpose Fund has ballooned from $42 million in 2002 to over $152 million dollars today – far more then we ever expected. There is clearly enough money in the Public Purpose Fund to increase our assistance to low-income Oregonians. But instead, the Legislature has voted to once again raise taxes on Oregonians.

“SB 461 is a good idea with bad execution. Before raising fees and taxes on Oregonians, we have the responsibility to properly allocate and manage our current funds."

SB 474 -- Read third time. Carried by Whitsett. On passage of bill the vote was: Ayes, 26; absent, 3 – Carter, Gordly, Winters; excused, 1 – Burdick. Bill passed.

SB 566 B-Eng. -- Read third time. Carried by Johnson. On passage of bill the vote was: Ayes, 26; absent, 3 – Carter, Gordly, Winters; excused, 1 – Burdick. Bill passed.

SB 635 A-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 22; nays, 4 – Beyer, Ferrioli, George, L., Kruse; absent, 3 – Carter, Gordly, Winters; excused, 1 – Burdick. Bill passed.

HB 2060, 2067, 2153, 2406, 2524, 3054, 3083 -- Read first time and referred to President’s desk.

HB 5004, 5018, 5024; 2143, 2269, 2530, 2595, 3244, 3270, 3515, 3563 -- Read second time and passed to third reading.

HB 2082 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

HB 5012 A-Eng. -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 26; absent, 3 – Carter, Gordly, Winters; excused, 1 – Johnson. Bill passed.


SB 461 is a good idea with bad execution. Before raising fees and taxes on Oregonians, we have the responsibility to properly allocate and manage our current funds."

"I voted against SB 461 because the funding was allocated from the wrong source. For the past five years, PGE and PacifiCorp have collected a 3% public purpose charge (tax) on the power bills of Oregonians. These dollars have predominately gone to a non-profit, the Energy Trust of Oregon.

“The Public Purpose Fund has ballooned from $42 million in 2002 to over $152 million dollars today – far more then we ever expected. There is clearly enough money in the Public Purpose Fund to increase our assistance to low-income Oregonians. But instead, the Legislature has voted to once again raise taxes on Oregonians.

“SB 461 is a good idea with bad execution. Before raising fees and taxes on Oregonians, we have the responsibility to properly allocate and manage our current funds."

SB 474 -- Read third time. Carried by Whitsett. On passage of bill the vote was: Ayes, 26; absent, 3 – Carter, Gordly, Winters; excused, 1 – Burdick. Bill passed.

SB 566 B-Eng. -- Read third time. Carried by Johnson. On passage of bill the vote was: Ayes, 26; absent, 3 – Carter, Gordly, Winters; excused, 1 – Burdick. Bill passed.

SB 635 A-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 22; nays, 4 – Beyer, Ferrioli, George, L., Kruse; absent, 3 – Carter, Gordly, Winters; excused, 1 – Burdick. Bill passed.

HB 2060, 2067, 2153, 2406, 2524, 3054, 3083 -- Read first time and referred to President’s desk.

HB 5004, 5018, 5024; 2143, 2269, 2530, 2595, 3244, 3270, 3515, 3563 -- Read second time and passed to third reading.

HB 2082 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

HB 5012 A-Eng. -- Read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 26; absent, 3 – Carter, Gordly, Winters; excused, 1 – Johnson. Bill passed.


HB 5044 A-Eng. -- Read third time. Carried by Walker. On passage of bill the vote was: Ayes, 26; nays, 1 – Atkinson; absent, 3 – Carter, Gordly, Winters. Bill passed.


HB 2140 C-Eng. -- Read third time. Carried by Morse, Walker. On passage of bill the vote was: Ayes, 27; absent, 3 – Carter, Gordly, Winters. Bill passed.

HB 2199 A-Eng. -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 27; absent, 3 – Carter, Gordly, Winters. Bill passed.


HB 2263 C-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 26; nays, 1 – Schrader; absent, 3 – Carter, Gordly, Winters. Bill passed.

Senate recessed until 6:00 p.m. by unanimous consent on motion of Brown.

Senate reconvened at 6:00 p.m. President Courtney in Chair. All present except Carter, George, G., Gordly, Winters, absent.

Senate, having recessed under the order of Third Reading of House Measures, resumed under that order by unanimous consent at the request of the Chair.

HB 2082, 2651, 2918, 3539 -- Carried over to June 24 calendar by implied consent.

The following measures were referred to committee on June 21 and recorded on Committee Referral List No. 87 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 5026 Ways and Means
HB 5033 Ways and Means
HB 5037 Ways and Means

HB 5047 Ways and Means
HB 5048 Ways and Means
HB 2105 Ways and Means
HB 2106 Ways and Means
HB 2199 Ways and Means
HB 2370 Ways and Means

SCR 18; SB 5513, 5515, 643, 819, 859, 958, 959, 1033 -- President Courtney signed on June 23.

President Courtney announced the following committee assignments effective June 22.

JOINT WAYS AND MEANS

Senator Carter - Discharged
Senator Brown - Appointed

Senate adjourned until 5:30 p.m. Sunday by unanimous consent at the request of the Chair.

Sunday, June 24, 2007 -- Afternoon Session

Senate convened at 5:30 p.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters; George, L., absent. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Senator Frank Morse, Albany.

SB 371; HB 2034, 2040, 2115, 2331, 2740 3088, 3233, 3318, 3543 -- Message from the House announcing passage.

SJR 4; SB 3, 443, 816 -- Message from the House announcing passage as amended by the House.

HB 2901 -- Message from the House announcing concurrence in Senate amendments and repassage.

SCR 18; SB 5504, 5513, 5515, 5530, 5542, 5543; 94, 134, 145, 163, 244, 298, 327, 430, 484, 571, 591, 614, 624, 643, 653, 656, 684, 725, 812, 859, 863, 958, 959, 989, 1033, 1049; HB 5002, 5003, 5022, 5023, 5038; 2155, 2193, 2342, 2585, 2603, 2619, 2891, 3086, 3279, 3314, 3321, 3362, 3455, 3482, 3501, 3530 - Speaker signed June 23.

Committee Report Summary No. 151 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

HB 2592 -- Report by Committee on Finance and Revenue recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 24)

HB 2735 -- Report by Committee on Finance and Revenue recommending passage with amendments to the B-Engrossed bill. (Amendments distributed June 24)

HB 2810 -- Report by Committee on Finance and Revenue recommending passage with amendments to the B-Engrossed bill. (Amendments distributed June 24)

Brown moved the rules be suspended in order that the Senate may take final action on all measures before the Senate between now and adjournment sine
die of the 74th Legislative Assembly. Motion carried by unanimous consent.

Senate proceeded to the order of First Reading of House Measures by unanimous consent at the request of the Chair.

HB 2034, 2040, 2115, 2331, 2740, 3088, 3233, 3318, 3543 -- Read first time and referred to President's desk.

Senate recessed until 6:00 p.m. by unanimous consent on motion of Brown.

Senate reconvened at 6:00 p.m. President Courtney in Chair. All present except Burdick, Deckert, Ferrioli, George, L., Nelson, Winters, absent.

Senate, having recessed following the order of Propositions and Motions, resumed under that order by unanimous consent at the request of the Chair.

SB 108* -- Conference Committee report adopted and bill repassed on motion of Deckert. The vote was: Ayes, 24; nays, 4 -- Beyer, George G., Kruse, Whitsett; absent, 1 -- George, L. Bill repassed.

SB 1036* -- Conference Committee report adopted and bill repassed on motion of Deckert. The vote was: Ayes, 24; nays, 5 -- Avakian, George, G., Monnes Anderson, Verger, Whitsett; absent, 1 -- Ferrioli. Bill repassed.

SCR 20 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

SB 5508 A-Eng. -- Read third time. Carried by Johnson. On passage of bill the vote was: Ayes, 24; nays, 5 -- Atkinson, Beyer, Ferrioli, George, G., Kruse; absent, 1 -- George, L. Bill passed.

SB 1 A-Eng. -- Read third time. Carried by Schrader. On passage of bill the vote was: Ayes, 27; nays, 2 -- Beyer, Kruse; absent, 1 -- George, L. Bill passed.

Senate reverted to the order of Propositions and Motions by unanimous consent at the request of the Chair.

HB 2595 A-Eng. -- Committee report and minority report read. Brown moved that the committee report be adopted. Kruse moved that the minority report be substituted for the committee report. (Carter in Chair) Call of the Senate demanded by Brown joined by Devlin and Walker. All present except George, L., absent.

HB 2595 -- Motion to substitute minority report for committee report failed. Potential conflict of interest declared by Johnson. The vote was: Ayes, 11; nays, 18 -- Avakian, Bates, Brown, Burdick, Carter, Deckert, Devlin, Johnson, Metsger, Monnes Anderson, Monroe, Morrisette, Prozanski, Schrader, Verger, Walker, Westlund, President Courtney; absent, 1 -- George, L. Motion failed.

HB 2595 A-Eng. -- Bill, as amended by committee report, read third time. Carried by Brown. Potential conflict of interest declared by Johnson. On passage of bill the vote was: Ayes, 29; absent, 1 -- George, L. Bill passed.

Senate reverted to the order of Third Reading of Senate measures by unanimous consent at the request of the Chair.

SB 111 B-Eng. -- Read third time. Carried by Gordly. Call of the Senate demanded by Brown joined by Bates and President Courtney. All present except George, L., absent. On passage of bill the vote was: Ayes, 21; nays, 8 -- Atkinson, Beyer, Ferrioli, George, G., Kruse, Nelson, Starr, Whitsett; absent, 1 -- George, L. Bill passed.

SB 125 A-Eng. -- Read third time. Carried by Brown. (President Courtney in Chair) On passage of bill the vote was: Ayes, 19; nays, 10 -- Atkinson, Beyer, Ferrioli, George, G., Kruse, Morse, Nelson, Starr, Whitsett, Winters; absent, 1 -- George, L. Bill passed. (Carter in Chair)

SB 282 B-Eng. -- Read third time. Carried by Kruse. On passage of bill the vote was: Ayes, 29; absent, 1 -- George, L. Bill passed.

SB 414 B-Eng. -- Read third time. Carried by Westlund. On passage of bill the vote was: Ayes, 29; absent, 1 -- George, L. Bill passed.

SB 632 B-Eng. -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 29; absent, 1 -- George, L. Bill passed.


Senate reverted to the order of First Reading of House Measures by unanimous consent at the request of the Chair.

HB 2171, 2172, 2370, 2592, 2595, 2640, 2735, 2752, 2810, 3364, 3488 -- Read second time and passed to third reading.

Senate at ease. Senate reassembled.

HB 2082 B-Eng. -- Read third time. Carried by Brown. On passage of bill the vote was: Ayes, 18; nays, 11 -- Atkinson, Beyer, Ferrioli, George, G., Kruse, Morse, Nelson, Schrader, Starr, Whitsett, Winters; absent, 1 -- George, L. Bill passed. (President Courtney in Chair)

HB 2651 C-Eng. -- Read third time. Carried by Burdick. (Atkinson in Chair) On passage of bill the vote was: Ayes, 29; absent, 1 -- George, L. Bill passed.

HB 2918 B-Eng. -- Read third time. Carried by Westlund. On passage of bill the vote was: Ayes, 26; nays, 2 -- Kruse, Whitsett; absent, 1 -- George, L.; excused, 1 -- Deckert. Bill passed.

Senate at ease. Senate reassembled.

HB 2269 B-Eng. -- Read third time. Carried by Metsger. Potential conflict of interest declared by Morse. Call of the Senate demanded by Metsger joined by Starr and Walker. All present except George, G., Kruse, Morse, Nelson, Starr, Whitsett, Winters; absent, 1 -- George, L. Bill passed.

HB 3270 B-Eng. -- Read third time. Carried by Brown. On passage of bill the vote was: Ayes, 19; nays, 10 -- Atkinson, Beyer, Ferrioli, George, G., Kruse, Morse, Nelson, Starr, Whitsett, Winters; absent, 1 -- George, L. Bill passed.

Senate recessed until 8:40 p.m. by unanimous consent at the request of the Chair.
Senate reconvened at 8:40 p.m. Atkinson in Chair. All present except George, L., absent.

Senate, having recessed under the order of Third Reading of House Measures, reverted to the order of Propositions and Motions by unanimous consent at the request of the Chair.

SB 816 -- Senate refused to concur in House amendments by voice vote on motion of Deckert. Conferrees to be appointed.

SB 816 -- Deckert, Burdick, Starr appointed Senate Conferrees.

Senate, reverted to the order of Reports from Standing Committees by unanimous consent at the request of the Chair.

Committee Report Summary No. 152 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 5506 -- Report by Committee on Ways and Means recommending passage with amendments. (Amendments distributed June 24)

SB 5548 -- Report by Committee on Ways and Means recommending passage with amendments. (Amendments distributed June 24)

SB 5549 -- Report by Committee on Ways and Means recommending passage with amendments. (Amendments distributed June 24)

SB 994 -- Report by Committee on Ways and Means recommending passage with amendments. (Amendments distributed June 24)

HB 2370 -- Report by Committee on Ways and Means recommending passage with amendments to the B-Engrossed bill to resolve conflicts. (Amendments distributed June 24)

HB 2640 -- Report by Committee on Ways and Means recommending passage with amendments to the B-Engrossed bill. (Amendments distributed June 24)

Committee Report Summary No. 153 listing the following report was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 5516 -- Report by Committee on Ways and Means recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 24)

Committee Report Summary No. 154 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

HB 2034 -- Report by Committee on Ways and Means recommending passage.

HB 2740 -- Report by Committee on Ways and Means recommending passage of the B-Engrossed bill.

HB 3233 -- Report by Committee on Ways and Means recommending passage of the B-Engrossed bill.

HB 3543 -- Report by Committee on Ways and Means recommending passage of the B-Engrossed bill.

Senate reverted to the order of Second Reading of Senate Measures by unanimous consent at the request of the Chair.

SB 5506, 5548, 5549; 994 -- Read second time and passed to third reading.

Senate proceeded to the order of Third Reading of Senate Measures by unanimous consent at the request of the Chair.

SB 5506 A-Eng. -- Under rules suspension, read third time. Carried by Nelson. On passage of bill the vote was: Ayes, 26; nays, 1 – Atkinson; absent, 2 – George, L., Morrisette; excused, 1 – Prozanski. Bill passed.

SB 5516 B-Eng. -- Under rules suspension, read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 27; nays, 1 – Beyer; absent, 2 – George, L., Morrisette. Bill passed. Morrisette, absent when roll called, requested unanimous consent to vote aye. Request denied by order of the President.

SB 5548 A-Eng. -- Under rules suspension, read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 25; nays, 4 – Beyer, Ferrioli, George, G., Kruse; absent, 1 – George, L. Bill passed.

SB 5549 A-Eng. -- Under rules suspension, read third time. Carried by Schrader. On passage of bill the vote was: Ayes, 27; nays, 2 – Beyer, Kruse; absent, 1 – George, L. Bill passed.

SB 994 A-Eng. -- Under rules suspension, read third time. Carried by Nelson. On passage of bill the vote was: Ayes, 22; nays, 7 – Atkinson, Beyer, Ferrioli, George, G., Kruse, Metsger, Starr; absent, 1 – George, L. Bill passed.

Senate resumed under the order of Second Reading of House Measures by unanimous consent at the request of the Chair.

HB 2034, 2740, 3233, 3543 -- Read second time and passed to third reading.

HB 2171 C-Eng. -- Under rules suspension, read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 29; absent, 1 – George, L. Bill passed.

HB 2172 C-Eng. -- Under rules suspension, read third time. Carried by George, G. On passage of bill the vote was: Ayes, 26; nays, 3 – Beyer, Ferrioli, Kruse; absent, 1 – George, L. Bill passed.

HB 2370 C-Eng. -- Under rules suspension, read third time. Carried by Verger. On passage of bill the vote was: Ayes, 29; absent, 1 – George, L. Bill passed.

HB 2592 B-Eng. -- Under rules suspension, read third time. Carried by Starr. On passage of bill the vote was: Ayes, 25; nays, 4 – Beyer, Ferrioli, Kruse, Whitsett; absent, 1 – George, L. Bill passed.

HB 2640 C-Eng. -- Under rules suspension, read third time. Carried by Prozanski, Call of the Senate demanded by Prozanski joined by Devlin and Johnson. All present except George, L., absent. On passage of bill the vote was: Ayes, 19; nays, 10 – Atkinson, Beyer, Ferrioli, George, G., Kruse, Morse, Nelson, Starr, Whitsett, Winters; absent, 1 – George, L. Bill passed.

HB 2735 C-Eng. -- Under rules suspension, read third time. Carried by Monroe. Potential conflict of interest declared by Verger. On passage of bill the
vote was: Ayes, 27; nays, 2 – Atkinson, Whitsett; absent, 1 – George, L. Bill passed.

HB 2752 B-Eng. -- Under rules suspension, read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 29; absent, 1 – George, L. Bill passed.

HB 2810 C-Eng. -- Under rules suspension, read third time. Carried by Monroe. On passage of bill the vote was: Ayes, 29; absent, 1 – George, L. Bill passed.

The following measures were referred to committee on June 22 and recorded on Committee Referral List No. 88 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

| SB 1057 | Rules |
| HB 5004 | Ways and Means |
| HB 5018 | Ways and Means |
| HB 5024 | Ways and Means |
| HB 2143 | Ways and Means |
| HB 2530 | Ways and Means |
| HB 2592 | Finance and Revenue |
| HB 3244 | Ways and Means |
| HB 3525 | Rules |
| HB 3563 | Ways and Means |

The following measures were referred to committee on June 22 and recorded on Committee Referral List No. 89 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

| HB 3260 | Finance and Revenue |
| HB 3515 | Ways and Means |
| HB 3516 | Rules |

The following measures were referred to committee on June 23 and recorded on Committee Referral List No. 90 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

| SB 1058 | Rules |
| HB 2067 | Ways and Means |
| HB 2153 | Ways and Means |
| HB 2406 | Ways and Means |
| HB 2524 | Ways and Means |
| HB 3054 | Ways and Means |
| HB 3083 | Ways and Means |

Senate adjourned until 10:30 a.m. Monday by unanimous consent at the request of the Chair.

**Monday, June 25, 2007 -- Morning Session**

Senate convened at 10:30 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Whitsett, Winters; George, L., Westlund, absent. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Gale Hency, Gales Creek Community Church, Portland.

| SB 819; HJR 4, 31; HB 2243, 2278, 2574, 2641, 3044, 3057, 3113, 3265 | Message from the House announcing the Speaker signed on June 23. |
| SB 248 | -- Senate refused to concur in House amendments by voice vote on motion of Prozanski. |
| SB 248 | -- Atkinson, Metsger and Prozanski appointed Senate conferees. |

| SJR 4 | D-Eng. -- Brown moved that the Senate concur in House amendments and readopt the resolution. Call of the Senate demanded by Brown joined by Bates and Monnes Anderson. All present except Gordly, excused; George, L., absent. On concurrence and readoption the vote was: Ayes, 20; nays, 9 – Atkinson, Beyer, Ferrioli, George, G., Kruse, Morse, Starr, Whitsett, Winters; absent, 1 – George, L. Resolution readopted. |
| SB 3 | C-Eng. -- Deckert moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 20; nays, 8 – Atkinson, Beyer, Ferrioli, George, G., Kruse, Morse, Starr, Whitsett, Winters; absent, 1 – George, L.; excused, 1 – Gordly. Bill repassed. |
| SB 101 | C-Eng. -- Metsger moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 23; nays, 6 – Atkinson, Beyer, Ferrioli, George, G., Kruse, Whitsett; absent, 1 – George, L. Bill repassed. |
| SB 364 | C-Eng. -- Morrisette moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 28; nays, 1 – Schrader; absent, 1 – George, L. Bill repassed. |
| SB 443 | B-Eng. -- Deckert moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 22; nays, 7 – Beyer, Ferrioli, George, G., Kruse, Morse, Schrader, Whitsett; absent, 1 – George, L. Bill repassed. |
| HB 2021* | -- Conference Committee report adopted and bill repassed on motion of Morse. The vote was: Ayes, 27; nays, 1 – George, G.; absent, 2 – Deckert, George, L. Bill repassed. |
| SCR 20 | -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair. |
| HB 3539 | -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair. |
| HB 5004 A-Eng. | -- Read third time. Carried by Verger. Potential conflict of interest declared by Johnson. On passage of bill the vote was: Ayes, 29; absent, 1 – George, L. Bill passed. |
| HB 5018 A-Eng. | -- Read third time. Carried by Nelson. (Carter in Chair) On passage of bill the vote was: Ayes, 26; nays, 3 – Atkinson, Beyer, Kruse; absent, 1 – George, L. Bill passed. |


HB 2530 B-Eng. -- Read third time. Carried by Morse. On passage of bill the vote was: Ayes, 28; nays, 1 – George, G.; absent, 1 – George, L. Bill passed.

HB 3244 B-Eng. -- Read third time. Carried by Morse. On passage of bill the vote was: Ayes, 21; nays, 6 – Atkinson, Beyer, Ferrioli, George, G., Kruse, Whitsett; absent, 1 – George, L.; excused, 2 – Avakian, Gordly. Bill passed.

HB 3515 B-Eng. -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 27; absent, 1 – George, L.; excused, 2 – Avakian, Gordly. Bill passed.


HB 2034 -- Read third time. Carried by Johnson. On passage of bill the vote was: Ayes, 27; absent, 1 – George, L.; excused, 2 – Gordly, Prozanski. Bill passed.

HB 2740 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.


HB 3543 B-Eng. -- Read third time. Carried by Avakian. Call of the Senate demanded by Bates joined by Devlin and Monnes Anderson. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by unanimous consent at the request of the Chair. All present except George, L. absent. Senate reassembled. On passage of bill the vote was: Ayes, 21; nays, 8 – Beyer, Ferrioli, George, G., Kruse, Morse, Verger, Whitsett, Winters; absent, 1 – George, L. Bill passed.

Senate reverted to the order of First Reading of Senate Measures by unanimous consent at the request of the Chair.

SCR 21 -- Introduced, read first time and referred to Committee on Rules.

HB 5005, 5006, 5031; 2843 -- Message from the House announcing passage.

SB 248 -- Message from the House announcing passage.

SB 816 -- Message from the House announcing passage.

Senate reverted to the order of First Reading of House Measures by unanimous consent at the request of the Chair.

HB 5005, 5006, 5031; 2843 -- Read first time and referred to President's desk.

The following measures were referred to committee on June 24 and recorded on Committee Referral List No. 91 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 2034 Ways and Means
HB 2040 Rules
HB 2060 Ways and Means
HB 2115 Ways and Means
HB 2331 Ways and Means
HB 2740 Ways and Means
HB 3088 Rules
HB 3233 Ways and Means
HB 3318 Ways and Means
HB 3543 Ways and Means

Senate recessed until 3:30 p.m. by unanimous consent at the request of the Chair.

Monday June 25, 2007 -- Afternoon Session

Senate reconvened at 3:30 p.m. President Courtney in Chair. All present except Atkinson, excused; Beyer, George, G., George, L., Sturr, absent.

HB 5032, 5035, 5036 -- Message from the House announcing passage.

Senate, having recessed under the order of Other Business, reverted to the order of Reports from Standing Committees by unanimous consent at the request of the Chair.

Committee Report Summary No. 155 listing the following reports was distributed to members June 25. Summary list recorded in Journal and Status Report by order of the President.

HB 2067 -- Report by Committee on Ways and Means recommending passage.

HB 2115 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 2153 -- Report by Committee on Ways and Means recommending passage of the B-Engrossed bill.

HB 2331 -- Report by Committee on Ways and Means recommending passage of the B-Engrossed bill.

HB 2406 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 2524 -- Report by Committee on Ways and Means recommending passage of the B-Engrossed bill.

HB 3054 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.
HB 3083 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

Committee Report Summary No. 156 listing the following reports was distributed to members June 25. Summary list recorded in Journal and Status Report by order of the President.

SCR 21 -- Report by Committee on Rules recommending adoption with amendments. (Amendments distributed June 25)

HB 2040 -- Report by Committee on Rules recommending passage with amendments to the A-Engrossed bill. (Amendments distributed June 25)

HB 2843 -- Report by Committee on Rules recommending passage of the C-Engrossed bill.

Senate, reverted to the order of First Reading of House Measures by unanimous consent at the request of the Chair.

HB 5032, 5035, 5036 -- Read first time and referred to President's desk.

Senate reverted to the order of Second Reading of Senate Measures by unanimous consent at the request of the Chair.

SCR 21 -- Read second time and passed to third reading.

Senate, reverted to the order of Second Reading of House Measures by unanimous consent at the request of the Chair.

HB 2040, 2067, 2115, 2153, 2331, 2406, 2524, 2843, 3054, 3083 -- Read second time and passed to third reading.

Senate, recessed until 3:50 p.m. by unanimous consent at the request of the Chair.

Senate reconvened at 3:50 p.m. President Courtney in Chair. All present except Atkinson, Carter, Metsger, Prozanski excused; George, L., Westlund, absent.

Senate, having recessed following the order of Second Reading of House Measures by unanimous consent at the request of the Chair.

HB 3539 -- Read third time. Taken from today's third reading calendar and referred to Committee on Rules by voice vote on motion of Avakian.

HB 2740 B-Eng. -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 24; absent, 2 – George, L., Westlund; excused, 4 – Atkinson, Carter, Metsger, Prozanski. Bill passed.


HB 2843 C-Eng. -- Under rules suspension, read third time. Carried by Walker. On passage of bill the vote was: Ayes, 29; absent, 1 – George, L. Bill passed.

HB 3054 C-Eng. -- Under rules suspension, read third time. Carried by Brown, Verger. On passage of bill the vote was: Ayes, 28; nays, 1 – Burdick; absent, 1 – George, L. Bill passed.

Senate reverted to the order of Third Reading of Senate Measures by unanimous consent at the request of the Chair.

SCR 21 A-Eng. -- Under rules suspension, read final time. Carried by Morse. On adoption of resolution, the vote was: Ayes, 29; absent, 1 – George, L. Resolution adopted.

SB 350, 550, 982, 1056 -- Message from the House announcing passage as amended by the House.

The following measures were referred to committee on June 25 and recorded on Committee Referral List No. 92 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 5005 Ways and Means
HB 5006 Ways and Means
HB 5031 Ways and Means
SCR 19; SJR 18; SB 5507, 5520, 5536; 43, 450, 954, 1032, 1040, 1052; HJR 4, 31; HB 5002, 5003, 5022, 5023, 5038; 2155, 2193, 2243, 2278, 2342, 2574, 2585, 2603, 2619, 2635, 2641, 2891, 3044, 3057, 3086, 3113, 3265, 3279, 3314, 3321, 3362, 3455, 3482, 3501, 3530 -- President Courtney signed on June 25.

President Courtney announced the following committee assignments effective June 25.

JOINT WAYS AND MEANS

Senator Brown - Discharged
Senator Carter, Vice-Chair - Appointed

Senate adjourned until 11:00 a.m. Tuesday by unanimous consent at the request of the Chair.
Tuesday, June 26, 2007 -- Morning Session

Senate convened at 11:00 a.m. President Courtney in Chair. The following members were present: Atkinson, Ayakian, Bates, Beyer, Brown, Burdick, Carter, Devlin, Ferrioli, George, G., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrissette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters; George, L., absent; Deckert, excused. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Steve Knox, First Christian Church, Silverton.

SB 5517, 5518; 29, 514, 578, 583; HB 2575 -- Message from the House announcing passage.

SJM 9; SJR 36 -- Message from the House announcing adoption as amended by the House.

SB 5, 151, 334, 700 -- Message from the House announcing passage as amended by the House.

HB 2082, 2140, 2171, 2172, 2208, 2263, 2370, 2592, 2595, 2640, 2651, 2735, 2752, 2810, 2918, 3201, 3270, 3488 -- Message from the House announcing concurrence in Senate amendments and repassage.

SB 108, 1036; HB 2872 -- Message from the House announcing adoption of conference committee report and repassage.

SCR 19; SJR 18; SB 5507, 5520, 5536; 43, 450, 954, 1032, 1040, 1052 -- Message from the House announcing the Speaker signed on June 25.

Committee Report Summary No. 157 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 248 B-Eng. -- Report by Conference Committee, signed by Senators Atkinson, Metsger and Prozanski and Representatives Berger, Bonamici and Macpherson, recommending that the Senate concur in House amendments dated June 7 and that the B-Engrossed bill be further amended and repassed. (Amendments distributed June 26)

HB 5005 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5006 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5031 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5032 -- Report by Committee on Ways and Means recommending passage.

HB 5035 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5036 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 5046 -- Report by Committee on Ways and Means recommending passage of the A-Engrossed bill.

HB 2469 -- Report by Committee on Ways and Means recommending passage of the B-Engrossed bill.

HB 3141 -- Report by Committee on Ways and Means recommending passage of the B-Engrossed bill.

HB 3344 -- Report by Committee on Ways and Means recommending passage of the B-Engrossed bill.

SB 248* -- Under rules suspension, conference Committee report adopted and bill repassed on motion of Metsger. The vote was: Ayes, 18; nays, 10 – Atkinson, Beyer, Ferrioli, George, G., Kruse, Morse, Nelson, Starr; Whitsett, Winters; absent, 1 – George, L.; excused, 1 – Deckert. Bill passed.

SCR 20 -- Moved to the foot of today's third reading calendar by unanimous consent on motion of Brown.

HB 2575 -- Read first time and referred to Committee on Ways and Means.

HB 5005, 5006, 5031, 5032, 5035, 5036, 5046; 2469, 3141, 3344 -- Read second time and passed to third reading.


HB 5032 -- Under rules suspension, read third time. Carried by Carter. On passage of bill the vote was: Ayes, 23; nays, 6 – Atkinson, Beyer, Ferrioli, George, G., Kruse, Starr; absent, 1 – George, L. Bill passed.

HB 5035 A-Eng. -- Under rules suspension, read third time. Carried by Devlin. Potential conflicts of interest declared by President Courtney and Gordly. On passage of bill the vote was: Ayes, 27; nays, 2 – Atkinson, Beyer, Kruse; absent, 1 – George, L. Bill passed.

HB 5036 A-Eng. -- Under rules suspension, read third time. Carried by Devlin. Potential conflicts of interest declared by President Courtney and Gordly. On passage of bill the vote was: Ayes, 27; nays, 2 – Beyer, Kruse; absent, 1 – George, L. Bill passed.

HB 5046 A-Eng. -- Under rules suspension, read third time. Carried by Nelson. On passage of bill the vote was: Ayes, 26; nays, 3 – Atkinson, Beyer, Kruse; absent, 1 – George, L. Bill passed.

HB 2469 B-Eng. -- Under rules suspension, read third time. Carried by Morrissette. On passage of bill the vote was: Ayes, 28; nays, 1 – Whitsett, absent, 1 – George, L. Bill passed.
HB 3344 B-Eng. -- Under rules suspension, read third time. Carried by Devlin. On passage of bill the vote was: Ayes, 27; nays, 2 – Beyer, Kruse; absent, 1 – George, L. Bill passed.

The following measures were referred to committee on June 25 and recorded on Committee Referral List No. 93 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 5046 Ways and Means
HB 2469 Ways and Means
HB 2779 Finance and Revenue
HB 3141 Ways and Means
HB 3242 Ways and Means
HB 3344 Ways and Means

SB 5522, 4, 157, 235, 635, 737, 931, 1039; HB 5046, 2469, 2779, 3141, 3242, 3344 -- Message from the House announcing passage.

Senate recessed until 4:00 p.m. by unanimous consent at the request of the Chair.

Tuesday June 26, 2007 -- Afternoon Session

Senate reconvened at 4:00 p.m. President Courtney in Chair. All present except Bates, Brown, Burdick, Carter, George, L., Johnson, Morrisette, Starr, absent.

Senate, having recessed during the order of Other Business of the Senate, reverted to the order of Propositions and Motions by unanimous consent at the request of the Chair.

Senate at ease. Senate reassembled.

SB 5 B-Eng. -- Monroe moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 24; nays, 3 – Beyer, George, G.; Kruse; absent, 2 – Atkinson, George, L.; excused, 1 – Morrisette. Bill repassed.

SB 151 -- Senate refused to concur in House amendments by voice vote on motion of Deckert.

SB 151 -- Deckert, Johnson and Starr appointed Senate Conferrees.

SB 334 C-Eng. -- Walker moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 27; absent, 1 – George, L.; excused, 2 – Morrisette, Starr. Bill repassed.

SB 350 B-Eng. -- Metsger moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 27; absent, 1 – George, L.; excused, 2 – Morrisette, Starr. Bill repassed.

SB 700 B-Eng. -- Monroe moved that the Senate concur in House amendments and repass bill. Potential conflicts of interest declared by Brown and Ferrioli. On concurrence and repassage the vote was: Ayes, 27; nays, 1 – Monnes Anderson; absent, 1 – George, L.; excused, 1 – Morrisette. Bill repassed.

SB 982 B-Eng. -- Metsger moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 24; nays, 4 – Atkinson, Beyer, George, G., Kruse; absent, 1 – George, L.; excused, 1 – Morrisette. Bill repassed.

SB 1056 B-Eng. -- Brown moved that the Senate concur in House amendments and repass bill. Potential conflicts of interest declared by Burdick and Verger. On concurrence and repassage the vote was: Ayes, 28; absent, 1 – George, L.; excused, 1 – Morrisette. Bill repassed.


SB 329, 371, 729, 753, 808 -- President Courtney signed on June 26.

Senate adjourned until 10:00 a.m. by unanimous consent at the request of the Chair.

Wednesday, June 27, 2007 -- Morning Session

Convening of the Senate delayed until 1:00 p.m. by order of the President. Senate convened at 1:00 p.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morrisette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters; George, L., absent. Colors were posted and the Senate pledged allegiance to the flag. Invocation was observed with a moment of silence.

SB 116 -- Message from the Governor announcing he signed on June 22.

SB 5506, 5508, 5516, 5548, 5549; 1, 282, 414, 994; HB 2363, 3331 -- Message from the House announcing passage.

SCR 21 -- Message from the House announcing adoption as amended by the House.

SB 10, 456, 461, 566, 665 -- Message from the House announcing passage as amended by the House.

SB 248 -- Message from the House announcing adoption of conference committee report and repassage.

SB 329, 371, 729, 737 -- Message from the House announcing the Speaker signed on June 27.

Committee Report Summary No. 158 listing the following report was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

HB 2575 -- Report by Committee on Ways and Means recommending passage of the B-Engrossed bill.

Committee Report Summary No. 159 listing the following report was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

HB 3242 -- Report by Committee on Ways and Means recommending passage with amendments to the B-Engrossed bill. (Amendments distributed June 27.)

SB 151 C-Eng. -- Under rules suspension. Deckert moved that the vote whereby bill failed to pass the Senate be reconsidered. Motion to reconsider vote carried. The vote was: Ayes, 26; absent, 1 --

SB 151 C-Eng. -- Deckert moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 26; nays, 2 – Monroe, Schrader; absent, 1 – George, L.; excused, 1 – Carter. Bill repassed. Gordly, excused when roll called, granted unanimous consent to vote aye.

SB 456 C-Eng. -- Schrader moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 28; absent, 1 – George, L.; excused, 1 – Carter. Bill repassed. Gordly, excused when roll called, granted unanimous consent to vote aye.

SB 566 C-Eng. -- Schrader moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 24; nays, 1 – Burdick, Metsger, Prozanski, Westlund; absent, 1 – George, L.; excused, 1 – Carter. Bill repassed. Burdick granted unanimous consent to change vote from aye to nay. Gordly, excused when roll called, granted unanimous consent to vote aye.

SB 665 B-Eng. -- Nelson moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 24; nays, 4 – Burdick, Metsger, Prozanski, Westlund; absent, 1 – George, L.; excused, 1 – Carter. Bill repassed. Gordly, excused when roll called, granted unanimous consent to vote aye.

Senate recessed until 4:00 p.m. by unanimous consent at the request of the Chair.

Senate, reconvened at 4:00 p.m. President Courtney in Chair. All present except George, L., George, G., absent.

Senate, having recessed under the order of Propositions and Motions, resumed under that order by unanimous consent at the request of the Chair.

SB 461 C-Eng. -- Schrader moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 21; nays, 7 – Atkinson, Beyer, Ferrioli, Kruse, Nelson, Whitsett, Winters; absent, 2 – George, G., George, L. Bill repassed.

In accordance with SR 2.05, proposed amendments to 2007 Senate Rules 14.08, 15.05, 213.15 and 213.20 were distributed to member’s desks.

14.08 Records Retention

(1) Except as provided in section (2) of this rule, records of members of the Senate and their legislative assistants that contain information relating to the conduct of the public’s business must be retained for one year after the records are created.

(2) The following subsections are exceptions to section (1) of this rule.

(a) A member of the Senate must retain notices of amounts of expenses required by ORS 244.100 (3) for five years.

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

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

15.05 Other Personnel.

(1) (a) Subject to the provisions of this rule, a member may appoint personal staff for the session or the interim or both, according to the allowance provided in the current Legislative Assembly budget.

(b) A member shall establish salaries payable to persons appointed under subsection (1) (a) of this rule and in accordance with the policies and procedures as adopted by the Legislative Assembly.

(c) Each member will be allowed to have the equivalent of one full-time employee based on range 18, step 1, of the Legislative Branch compensation plan. One full-time employee is eligible for 100% benefits, or two at 50% benefits. An employee must earn at least 50% of salary range 18, step 1, to be eligible to receive any benefits.

(d) If a member has a balance in his/her staff allowance account at adjournment sine die of the regular session, the member may use the balance during the interim for personnel or for legislative newsletters or other informational material. During the interim, excluding the period between general election and legislative session for returning members, expenditures greater than the monthly budgeted amount for salaries must be approved by the Senate President.

213.15 Measure Drafting and Presession Filing by Members Who Will Serve in the Regular Session.

(1) Drafts may be filed after the 2nd Monday in November of the even-numbered year, or following certification of election if a recount is required, or has been requested, under ORS 258.150 to 258.300.

(2) Every presession filing draft submitted by a member shall bear the name of the chief sponsor(s) and shall comply with ORS 171.127 and 171.130.

(3) All presession filing drafts shall be submitted in the manner prescribed by the Secretary of the Senate, and shall include, but not be limited to:

(a) Two backed copies of the proposed measure;

(b) Measure Summary;

(c) Name of the Requester;

(d) Signature of the member or newly-elected official; and

(e) Contact person and telephone number.

(4) All presession filing drafts must be submitted to Secretary of the Senate by 5:00 p.m. on December 31 of the even numbered years. If the 31st falls on a weekend, the last business day prior to the deadline shall apply.

213.20 Measure Drafting and Presession Filing for Members and Committees for the February 2008 Special Session.
Chair.

Motions by unanimous consent at the request of the Senate, reverted to the order of Propositions and vote was: Ayes, 27; nays, 1 – Atkinson; absent, 1 – third time. Carried by Bates. On passage of bill the President.

(9) Any exceptions to SR 213.20 are subject to approval of January of the even-numbered years.

(8) All presession filing drafts must be submitted to Legislative Counsel beginning December 15 of the odd-numbered years.

(7) All presession filing drafts shall be limited to:

(a) Two backed copies of the proposed measure;
(b) Measure Summary;
(c) Name of Requester;
(d) Signature of the member; and
(e) Contact person and telephone number.

(6) Drafts that are completed may be released from Legislative Counsel beginning December 15 of the odd-numbered years.

(5) Every presession filing draft submitted by a member shall bear the name of the chief sponsor(s) and shall comply with ORS 171.127 and 171.130.

(4) Requesters shall identify whether the drafting request is for the odd or-even-numbered years by 5:00 p.m. of November 15 of the odd-numbered years.

(3) All presession filing drafts shall be limited to:

(a) Two backed copies of the proposed measure;
(b) Measure Summary;
(c) Name of Requester;
(d) Signature of the member; and
(e) Contact person and telephone number.

(2) Requests to Legislative Counsel for drafting shall be submitted by 5:00 p.m. on November 15 of the odd-numbered years.

(1) The President, in consultation with the caucus leaders, shall establish guidelines for presession filing. The guidelines will govern the presession filing process.

Senate, reverted to the order of Third Reading of House Measures by unanimous consent at the request of the Chair.

HB 2575 -- Under rules suspension, read third time. Carried by Monroe.

HB 2575 -- Parliamentary inquiry by Ferrioli questioning the vote requirement for the measure. He further questioned whether the measure before the Senate is revenue-raising and should it require a three-fifths vote.

Senate at ease. Senate reassembled.

HB 2575 -- President Courtney responded that in the opinion of Legislative Counsel, this measure is not revenue-raising and does not require a three-fifths vote. He further stated that the measure is more like an insurance premium rather than a tax.

HB 2575 -- Debate resumed. Call of the Senate demanded by Brown joined by Monnes Anderson and Walker. All present except George, L. Present except George, L. Bill failed, the vote was: Ayes, 13; nays, 16 – Atkinson, Beyer, Brown, Deckert, Ferrioli, George, G., Johnson, Kruse, Metsger, Morse, Nelson, Schrader, Starr, Verger, Whitsett, Winters; absent, 1 – George, L. Bill failed. Brown, having voted on the prevailing side, served notice of possible reconsideration.

HB 2575 -- Schrader requested the following explanation of vote be entered into the journal:

“House Bill 2575 is a well-intended bill that uses a creative funding mechanism to try to help employees deal with family issues. Unfortunately, it has some fatal flaws. Although the one cent is taken from employees, employers of 25 or more employees, the business will be paying too. They have to hire a new employee. They have to train that employee to their business needs. They may have to pay unemployment when the original employee comes back. In addition it is the business that has to collect the fee. That costs money too.

“A lot of the employees will never see a benefit that they pay into. The benefit is 25% of Oregon’s median household income and almost half an individual’s median income. Unfortunately, as a small businessman and know how sick leave paid or unpaid is often routinely abused. The estimated fiscal on this is already $33 million. There are few small businessmen that have not experienced such abuse. The good news is that most employees only take leave when they need to. They know they are part of a great partnership in their business. And if they don’t work, they increase the workload on their fellow coworkers. Employees should not get the benefit if they go out on strike. This bill does not require a return to service after getting the benefit. It does not mandate that employees pay back any mistaken grants. It does not have a reserve fund. It is inappropriately housed in the Bureau of Labor and Industries instead of with the Insurance Commissioner.

“I just don’t think it is right to pay people not to work. The Multnomah County Chair tried that and summarily lost her re-election.

“The goals are laudable but unfair and unworkable in the business world as the bill is currently fashioned.”
HB 2040 -- Message from the House announcing concurrence in Senate amendments and repassage.

SB 5548; 737 -- President Courtney signed on June 27.

Senate adjourned until 11:00 a.m. Thursday by unanimous consent at the request of the Chair.

Thursday, June 28, 2007 -- Morning Session

Senate convened at 11:00 a.m. President Courtney in Chair. The following members were present: Atkinson, Avakian, Bates, Beyer, Brown, Burdick, Carter, Deckert, Devlin, Ferrioli, George, G., Gordly, Johnson, Kruse, Metsger, Monnes Anderson, Monroe, Morriette, Morse, Nelson, Prozanski, Schrader, Starr, Verger, Walker, Westlund, Whitsett, Winters; George, L., absent. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Everett Payton, Winema Christian Church, Pacific City.


SB 371 -- Message from the Governor announcing he signed on June 27.

SB 5504, 5507, 5513, 5515, 5520, 5530, 5536, 5542, 5543; 154, 179, 288, 329, 416, 595, 597, 688, 694, 737, 1011, 1017, 1042 -- Message from the Governor announcing he signed on June 28.

SB 5006, 5031, 5032, 5035, 5036, 5046 -- Message from the House announcing the Speaker signed on June 28.

Senate at ease. Senate reassembled.

Senate recessed until 11:45 a.m. by unanimous consent at the request of the Chair.

Senate reconvened at 11:45 a.m. President Courtney in Chair. All present except George, L., absent.

Senate, having recessed following the order of Reports from Special Committees, resumed under the general order of business by unanimous consent at the request of the Chair.

SB 420, 632, 858; HB 3198, 3570 -- Message from the House announcing passage.

HCR 14 -- Message from the House announcing adoption as amended by the House.

SB 111; HB 3242 -- Message from the House announcing passage as amended by the House.

SB 111 C-Eng. -- Under rules suspension, Carter moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 25; nays, 3 – Atkinson; absent, 1 – George, L.; excused, 1 – Deckert. Bill repassed.

Senate proceeded to the order of Other Business of the Senate by unanimous consent at the request of the Chair.

EMERGENCY BOARD

Senator Peter Courtney, Co-Chair
Senator Alan Bates
Senator Margaret Carter
Senator Betsy Johnson
Senator Frank Morse
Senator David Nelson
Senator Kurt Schrader
Senator Ben Westlund
Senator Doug Whitsett
Senator Jackie Winters

Senate, resumed under the order of Proposions and Motions by unanimous consent at the request of the Chair.

Brown moved that the Senate confirm en bloc the President's appointments to the Emergency Board. Motion carried; the vote was: Ayes, 26; nays, 1 – Atkinson; absent, 1 – George, L.; excused, 2 – Deckert, Schrader. Appointments confirmed.

Senate at ease. Senate reassembled.

SB 5548; 753, 808; HB 5004, 5005, 5012, 5025, 5026, 5033, 5037, 5044, 5047; 2094, 2140, 2199, 2210, 2285, 2370, 2513, 2584, 3563 -- Message from the House announcing the Speaker signed on June 28.

Senate, resumed under the order of First Reading of House Measures by unanimous consent at the request of the Chair.

HCR 14 -- Read first time and referred to President's desk.

HB 3198, 3570 -- Read first time and referred to Committee on Rules.

Senate proceeded to the order of Third Reading of House Measures by unanimous consent at the request of the Chair.

HCR 14 -- Under rules suspension, read in its entirety and placed on final adoption. Carried by Brown. On adoption of resolution, the vote was: Ayes, 27; nays, 1 – Atkinson; absent, 1 – George, L.; excused, 1 – Schrader. Resolution adopted.

Senate adjourned sine die at 12:36 p.m., June 28, 2007.

SB 5548; 753, 808; HB 5004, 5005, 5012, 5025, 5026, 5033, 5037, 5044, 5047; 2094, 2140, 2199, 2210, 2285, 2370, 2513, 2584, 3563 -- Message from the House announcing the Speaker signed on June 28.

SCR 21; SJM 9; SJR 4, 36; SB 5517, 5518; 3, 29, 101, 364, 443, 514, 578, 583; HB 5005, 5012, 5025, 5026, 5033; 2210 -- President Courtney signed on June 28.

SB 5548 -- Message from the Governor announcing he signed on June 29.

HCR 13, 14; HJR 15, 25; HB 5018, 5024; 2021, 2034, 2040, 2067, 2082, 2105, 2112, 2115, 2125, 2143, 2153, 2171, 2172, 2208, 2263, 2331, 2406, 2469, 2524, 2530, 2592, 2595, 2640, 2723, 2735, 2740, 2752, 2810, 2843, 2872, 2901, 2918, 3054, 3083, 3141, 3201, 3233, 3242, 3244, 3270, 3344, 3364, 3515, 3543, 3488 -- Message from the House announcing the Speaker signed on June 29.
I agree with the objective of Senate Bill 700, which is to provide a mechanism for an independent Public Officials Compensation Commission to make recommendations regarding public official salaries. However, I do not believe the Legislature can require, by law, that the Governor provide funding in the GRB for any particular item. Any such requirement would intrude on the Governor’s executive power and would raise significant separation of powers concerns. I have signed Senate Bill 700 because I do not read the bill to require that the Governor actually fund the Commission’s recommendations in the GRB. Rather, Senate Bill 700 simply requires that the Governor “include” the recommendations in the budget report. A Governor could “include” the recommendations (for instance, as an exhibit or footnote), without actually funding them in his or her proposed budget.

With that understanding, I have signed Senate Bill 700.

Sincerely,

Theodore R. Kulongoski,
Governor

SB 404, 420 -- Message from the Governor announcing he signed on August 8.

SB 5549; 994 -- Line item vetoed by the Governor on August 9 with the following message:

August 9, 2007

The Honorable Bill Bradbury
Secretary of State
900 Court Street NE–Room 136
Salem, OR 97301

Dear Secretary Bradbury:

Under Article V, Sec. 15a, of the Oregon Constitution, the Governor of Oregon has the “power to veto single items in appropriation bills, * * * without thereby affecting any other provision of such bill.” In accordance with Article V, Sec. 15a, I hereby disapprove and veto the following items of Enrolled Senate Bill 994 and Enrolled Senate Bill 5549, without affecting the remaining provisions of the bills:

Senate Bill 994, Sections 2 and 3
Senate Bill 5549, Section 8

Senate Bill 5549, Section 16, subparagraph (2)

I have signed Senate Bill 994 and Senate Bill 5549 as to the remaining provisions of the bills and return the bills to you with this letter. On those bills, I have lined through the items I disapprove and veto.

Senate Bill 994 and Senate Bill 5549 are both “appropriation bills” that trigger my line item veto authority. Each Bill appropriates money and each bill states in its title that it does so. Each of the provisions that I have vetoed is a “single item” within the bill that is distinct and severable. In making these observations, I do not intend to suggest that these are the only reasons or standards for making a “single item” determination under Article V, Sec. 15a or that these observations, I do not intend to suggest that these are the only reasons or standards for making a “single item” determination under Article V, Sec. 15a or that these reasons are necessary in every instance. However, these reasons are more than sufficient in this particular circumstance.
The provisions of Senate Bill 994 and Senate Bill 5549 that I have vetoed relate to two issues. The first issue is a transfer for the benefit of the Oregon Museum of Science and Industry (OMSI) in Sections 2 and 3 of Senate Bill 994 of $4.6 million from public purpose charge funds collected from customers of Portland General Electric (PGE) and a related disappropiation in Section 16, subparagraph (2) of Senate Bill 5549 of $1.5 million that had been previously appropriated for OMSI. The second issue is a transfer in Section 5 of Senate Bill 994 of $9 million from the Emergency Communications Account to the Oregon Wireless Interoperability Network (OWIN). I will discuss each issue in turn.

The Public Purpose Charge Transfer and Appropriation

The public purpose charge is a three percent charge on customer bills of investor-owned electric utilities. This charge was enacted in 1999 as part of a bill deregulating aspects of the electricity market. When adopted by the Legislature, the intent of the public purpose charge was to fund new conservation and new renewable energy resources and low-income weatherization, with an emphasis on conservation and renewable resources. In addition, a portion of public purpose charge funds must be distributed for specified energy-related projects in schools and for low-income bill assistance. When the public purpose charge was enacted, the primary concern was that restructuring of the electricity industry would create disincentives for utility companies to invest in conservation and renewable resources. Public purpose dollars are not paid to the State Treasury. After these funds are collected by the utilities, they are transferred to the Energy Trust of Oregon for disbursement pursuant to the statute.

Sections 2 and 3 of Senate Bill 994 direct PGE to transfer $4.6 million from public purpose charges collected from PGE customers to the Oregon Department of Energy (“DOE”) to be used to assist OMSI with the repayment of a 1991 loan from DOE’s Small Scale Local Energy Project Loan Program. The funds provided in Senate Bill 994 would be a match for a $4.6 million payment from OMSI to resolve this longstanding loan agreement with the state. It is critical to the future stability and success of OMSI to resolve the financial burden and uncertainty created by this outstanding loan.

Unfortunately, the use of public purpose charge funds for this purpose is inappropriate. Investment in energy conservation, the development of renewable energy resources and low-income weatherization and bill payment assistance are critically important to Oregon’s future as a leader in the sustainability movement. Use of public purpose charge dollars for general governmental purposes is inconsistent with that effort and is a break in trust with electricity consumers and those who supported and enacted the public purpose charge. It is important that we maintain inviolable sideboards on the use of public purpose charge funds. The use of these funds required in Sections 2 and 3 of Senate Bill 994 is inconsistent with the purposes of the public purpose charge as established in statute. If left intact, this effort would undoubtedly result in lengthy and costly litigation. Because I believe this use of the public purpose charge is inappropriate, I have made the difficult decision to line item veto Sections 2 and 3 of SB 994.

OMSI is cultural gem for the State of Oregon. It is one of the premier museums of its kind in the country. I cannot say strongly enough that I support OMSI and that I support the use of state dollars to keep OMSI strong, so it can continue to serve and educate the people of Oregon. The Legislature did not make disapproved this $1.5 million from the DOE budget. My line item veto of Section 16, subparagraph (2) restores that $1.5 million, which will be used by DOE to assist OMSI.

Second, at my request, DOE will reduce the principal on OMSI’s loan by $400,000. Third, I will make $400,000 available to OMSI from the Governor’s Strategic Reserve Fund. In addition, because OMSI has not been making full debt service payments on this loan under an agreement between OMSI and DOE, interest has been accruing and held in abeyance by approximately $3 million. These actions will go a long way towards bridging the current gap in OMSI funding. Legislative leadership and the co-chairs of the Ways and Means Committee, OMSI, PGE, the Energy Trust, the Citizens Utility Board, the League of Oregon Cities, the City of Portland, Associated Oregon Industries and other interested parties have been working together to craft a solution to OMSI’s current financial difficulty. To that end, I have taken several steps within my authority to assist OMSI. First, I have also line item vetoed Section 16, subparagraph (2) of Senate Bill 5549. This provision would have disapproved $1.5 million from the DOE budget.

The Emergency Communications Account Transfer and E-Fund Appropriation

The Emergency Communications Account is funded by a 75-cent charge on customer’s telecommunications bills to fund 9-1-1 communications services in counties throughout Oregon. Section 5 of Senate Bill 994 transfers $9 million from the Emergency Communications Account to the General Fund for possible allocation to the Oregon Wireless Interoperability Network (OWIN).

I have vetoed the transfer of $9 million because it is important that funds collected from telecommunications customers for enhancements to the 9-1-1 emergency response system be used for the purposes established in the applicable statutes. In order to remain true to the intent of the Emergency Communications Account charge on telecommunications bills, I have line item vetoed the $9 million transfer in Section 5 of Senate Bill 994 and the subsequent $9 million transfer to the Emergency Fund contained in Section 8 of Senate Bill 5549.

The veto of this transfer is in no way meant to negate the continued investment in OWIN. OWIN holds the potential to enable public safety professionals from different state, local and federal agencies to reliably and instantaneously communicate with each other in the field—a goal that is still distressingly distant for too many Oregon communities. Providing interoperable communications to police, firefighters and other responders throughout the state is a critical need, but shifting revenue that is desperately needed for 9-1-1 services throughout Oregon is not the way to start funding OWIN.

Sincerely,

Theodore R. Kulongoski,
Governor
SB 1039 -- Message from the Governor announcing he vetoed on August 9.

August 9, 2007

The Honorable Bill Bradbury
Secretary of State
900 Court Street NE–Room 136
Salem, OR  97301

Dear Secretary Bradbury:

I am returning Enrolled Senate Bill 1039 unsigned and disapproved.

The Oregon Constitution, Article III, Sec. 1., Separation of powers, states:

"The powers of the Government shall be divided into three separate [sic] departments, the Legislative, the Executive, including the administrative, and the Judicial' and no person charged with official duties under one of these departments, shall exercise any of the functions of another, except as in this Constitution expressly provided. – "(emphasis added)

Senate Bill 1039 would create a permanent committee to oversee state agency performance and to assess performance “excellence.” This committee would consist of eleven members from both the legislative and executive branches of government.

I applaud the goals of Senate Bill 1039. Government programs must be efficient, accountable and closely examined to ensure that the public’s money is wisely spent and that Oregonians receive quality service from their government. Government accountability and customer service have been cornerstones of my administration.

My concerns with Senate Bill 1039 do not relate to the goals for the bill; rather, my concerns relate to the process of achieving those goals. As provided in Article III, Sec. 1 and Article V, Sec. 1., the Governor, as head of the Executive branch, is charged with responsibility for the administration of state government. The Governor is responsible for the performance and evaluation of state agency directors and programs. My veto of Senate Bill 1039 is motivated by my respect for the separate and equally important roles that our Constitution assigns to the different branches of government.

The review and analysis of agency administration, including program performance measurements, can and must be accomplished by the executive branch in consultation with the other branches of government. I do not believe that creation of a new government entity which blurs the lines between the exercises of the constitutional functions of the different branches of government is the best or most effective way of accomplishing these important goals.

The recent transfer of performance measurement responsibility from the Oregon Progress Board to the Department of Administrative Service’s (DAS) Office of Budget and Management provides a perfect opportunity to assure that the Legislature’s goals in Senate Bill 1039 are accomplished without creating additional bureaucracy and violating the principle of separation of powers as set forth in the Oregon Constitution. I have directed DAS to review Senate Bill 1039 closely and to incorporate, where appropriate, the bill’s intended outcomes and criteria into this new DAS process. I have also directed DAS to work closely with their counterparts in the Legislative Fiscal Office and the Judicial branch to better link performance measurements with the budget process.

Finally, I would like to thank the sponsors of Senate Bill 1039 for their dedication to performance excellence and government accountability. These are important issues. Working together, we can assure that Oregonians enjoy efficient, responsive and accountable government.

Sincerely,

Theodore R. Kulongoski,
Governor