

SB 13 A-Eng. -- Read third time. Carried by George, Courtney. On passage of bill the vote was: Ayes, 26; attending legislative business, 4—R. Beyer, Clarno, Harper, Starr. Bill passed.

SB 755 A-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 23; nays, 2—Hartung, Miller; attending legislative business, 5—R. Beyer, Clarno, Harper, Starr, Yih. Bill passed.

HB 2084, 2270, 2500, 2516, 2571, 3532 -- Read first time and referred to President's desk.

HB 2220, 2701 -- Read second time and passed to third reading.

HB 2696 A-Eng. -- Read third time. Carried by George. On passage of bill the vote was: Ayes, 25; attending legislative business, 5—R. Beyer, Clarno, Harper, Starr, Yih. Bill passed.

The following measures were referred to committee on March 29 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.

SCR 9 Rules and Redistricting  
 SR 1 Rules and Redistricting  
 SB 954 Ways and Means  
 SB 955 Rules and Redistricting  
 HB 2197 Business, Labor, and Economic Development  
 HB 2263 Health and Human Services  
 HB 2520 Health and Human Services  
 HB 2987 General Government and Transportation  
 HB 3040 Business, Labor, and Economic Development  
 HB 3066 General Government and Transportation

HB 2060 -- President Derfler signed on March 30.

Senate adjourned until 10:45 a.m. Monday by unanimous consent at the request of the Chair.

#### Monday, April 2, 2001—Morning Session

Senate convened at 10:45 a.m. President Derfler in Chair. The following members were present: Atkinson, R. Beyer, Brown, Gordly, Harper, Messerle, Metsger, Starr; absent—L. Beyer, Burdick, Castillo, Clarno, Corcoran, Courtney, Dukes, Duncan, Ferrioli, Fisher, George, Hannon, Miller, Minnis, Nelson, Shields, Trow, Yih; attending legislative business—Carter, Deckert, Hartung.

Call of the Senate demanded by Brown joined by Gordly and Atkinson. All present except L. Beyer, Burdick, Castillo, Corcoran, Courtney, Dukes, Ferrioli, Fisher, George, Hannon, Miller, Minnis, Shields, Trow, Yih, absent; Carter, Deckert, Hartung, attending legislative business. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by implied consent. All present except L. Beyer, Fisher, Shields, Trow, Yih, absent; Carter, Deckert, Hartung, attending legislative business. Senate reassembled. (Dukes in Chair) Colors were posted and the Senate pledged allegiance to the flag. Invocation by Senator Randy Miller, District 13.

SB 185 -- Message from the Governor announcing he signed on March 30.

HB 2775, 2842, 2847, 2914, 2938, 2945, 2953, 3053, 3136, 3389, 3730, 3791 -- Message from the House announcing passage.

HJM 12 -- Message from the House announcing adoption.

SJM 3 -- Message from the House announcing adoption as amended by the House.

SB 5535; 21, 201, 253, 254, 283, 306, 313, 314, 336, 368, 372, 480, 481; HB 5002, 5011; 2028, 2029, 2030, 2031, 2043, 2046, 2119, 2122, 2157, 2160, 2191, 2195, 2247, 2248, 2249 -- Message from the House announcing the Speaker signed on March 30

Committee Report Summary No. 49 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 753 -- Report by Committee on General Government and Transportation recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

HJR 6 -- Report by Committee on General Government and Transportation recommending adoption.

HB 5038 -- 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 2609 -- Report by Committee on Judiciary recommending passage with amendments to the A-engrossed bill to resolve conflicts.

HB 2721 -- Report by Committee on General Government and Transportation recommending passage of the A-engrossed bill.

SB 210 A-Eng. -- Minnis moved that committee and minority report, together with the bill, be taken from its place on today's third reading calendar and be rereferred to Committee on Health and Human Services. Motion carried. The vote was: Ayes, 28; attending legislative business, 2—Deckert, Hartung. Rereferred to Committee on Health and Human Services.

SB 8 -- Taken from its place on today's third reading calendar and placed on April 4 calendar by unanimous consent on motion of Derfler.

SB 215 B-Eng. -- Harper moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 28; attending legislative business, 2—Deckert, Hartung. Bill repassed.

SJR 40, 41 -- Introduced, read first time and referred to President's desk.

SCR 4; SB 65, 166, 526, 580, 581, 625 -- Read second time and passed to third reading.

SCR 8 -- Read final time. Carried by Carter. On adoption of resolution, the vote was: Ayes, 28; attending legislative business, 2—Deckert, Hartung. Resolution adopted.

SR 1 -- Read final time. Carried by Miller. On adoption of resolution, the vote was: Ayes, 28; attending legislative business, 2—Deckert, Hartung. Resolution adopted.

SB 47 A-Eng. -- Read third time. Carried by George. On passage of bill the vote was: Ayes, 28; attending legislative business, 2—Deckert, Hartung. Bill passed.

SB 609 A-Eng. -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 26; nays, 1—Hannon; attending legislative business, 3—Deckert, Gordly, Hartung. Bill passed. (President Derfler in Chair)

SB 684 -- Read third time. Carried by Dukes. Potential conflict of interest declared by Fisher by implied consent. On passage of bill the vote was: Ayes, 28; attending legislative business, 2—Deckert, Hartung. Bill passed.

SB 745 -- Read third time. Carried by Dukes. On passage of bill the vote was: Ayes, 28; attending legislative business, 2—Deckert, Hartung. Bill passed.

SB 770 -- Read third time. Carried by Brown, Clarno. On passage of bill the vote was: Ayes, 27; attending legislative business, 3—Burdick, Deckert, Hartung. Bill passed.

HCR 5; HJM 12; HB 2775, 2842, 2847, 2914, 2938, 2945, 2953, 3053, 3136, 3389, 3730, 3791 -- Read first time and referred to President's desk.

HJR 6; HB 5038, 5044; 2612, 2721 -- Read second time and passed to third reading.

HB 2220 A-Eng. -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 28; attending legislative business, 2—Deckert, Hartung. Bill passed.

HB 2701 A-Eng. -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 28; attending legislative business, 2—Deckert, Hartung. Bill passed.

The following measures were referred to committee on March 30 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.

HB 2409 Judiciary  
 HB 2554 Revenue  
 HB 2565 General Government and Transportation  
 HB 2665 Judiciary  
 HB 2712 Natural Resources, Agriculture, Salmon, and Water

SCR 1, 2; SB 5502, 5544; 285, 422, 426, 626; HB 5002, 5011; 2028, 2029, 2030, 2031, 2043, 2046, 2119, 2122, 2157,

2160, 2191, 2195, 2247, 2248, 2249 -- President Derfler signed on March 30.

Senate adjourned until 10:45 a.m. Tuesday by unanimous consent at the request of the Chair.

#### Tuesday, April 3, 2001--Morning Session

Senate convened at 10:45 a.m. President Derfler in Chair. The following members were present: Atkinson, Clarno, Duncan, George, Hannon, Harper, Hartung, Messerle, Metsger, Miller, Nelson, Starr, Trow; absent—L. Beyer, R. Beyer, Brown, Burdick, Carter, Castillo, Corcoran, Courtney, Deckert, Dukes, Ferrioli, Fisher, Minnis, Shields, Yih; attending legislative business—Gordly.

Call of the Senate demanded by Harper joined by Atkinson and George. All present except L. Beyer, R. Beyer, Brown, Burdick, Carter, Castillo, Corcoran, Courtney, Ferrioli, Fisher, Minnis, Shields, Yih, absent; Gordly, attending legislative business. 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 L. Beyer, R. Beyer, Burdick, Carter, Castillo, Ferrioli, Fisher, Shields, Yih, absent; Gordly, attending legislative business. Senate reassembled. (Deckert in Chair) Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor John Maas, Christ Lutheran Church, Salem. Musical performance by the University Singers, University of Oregon, directed by Sharon Paul.

HB 2291, 3065 -- Message from the House announcing passage.

SCR 3; HJM 9 -- Message from the House announcing adoption.

HB 2194, 2457 -- Message from the House announcing concurrence in Senate amendments and repassage.

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 5540 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 153 -- Report by Committee on General Government and Transportation recommending passage with amendments. Subsequent referral to Committee on Ways and Means rescinded by order of the President.

SB 220 -- Report by Committee on Judiciary recommending passage with amendments.

SB 268 -- Report by Committee on Business, Labor, and Economic Development recommending passage with amendments.

SB 312 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments.

SB 331 -- Report by Committee on Ways and Means recommending passage with amendments.

SB 412 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments.

SB 416 -- Report by Committee on Business, Labor, and Economic Development recommending passage.

SB 417 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments.

HJM 28 -- Report by Committee on General Government and Transportation recommending adoption.

HB 2158 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments.

SB 387 A-Eng. -- George moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 27; absent, 1—Carter; attending legislative business, 2—Brown, Messerle. Bill repassed.

SB 956, 957, 958, 959 -- Introduced, read first time and referred to President's desk.

SB 416 -- Read second time and passed to third reading.

SCR 4 A-Eng. -- Read final time. Carried by Gordly. On adoption of resolution, the vote was: Ayes, 29; attending legislative business, 1—Messerle. Resolution adopted.

SB 65 A-Eng. -- Read third time. Carried by Metsger. Call of the Senate demanded by Corcoran joined by Brown and George. All present except Carter, absent. Pending arrival of Carter, Senate at ease. Carter arrived. All present. On passage of bill the vote was: Ayes, 25; nays, 5—Dukes, Ferrioli, Hannon, Trow, Yih. Bill passed.

SB 166 A-Eng. -- Read third time. Carried by Courtney. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Gordly. Bill passed.

SB 526 A-Eng. -- Read third time. Carried by George. On passage of bill the vote was: Ayes, 28; absent, 1—Metsger; attending legislative business, 1—Gordly. Bill passed.

SB 580 A-Eng. -- Read third time. Carried by George. On passage of bill the vote was: Ayes, 30. Bill passed.

SB 581 A-Eng. -- Read third time. Carried by George. On passage of bill the vote was: Ayes, 30. Bill passed.

SB 625 A-Eng. -- Read third time. Carried by Hannon. On passage of bill the vote was: Ayes, 30. Bill passed.

HJM 9; HB 2291, 3065 -- Read first time and referred to President's desk.

HJM 28; HB 2609 -- Read second time and passed to third reading.

HJR 6 -- Read final time. Carried by George. On adoption of resolution, the vote was: Ayes, 30. Resolution adopted.

HB 5038 A-Eng. -- Read third time. Carried by Clarno. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—George. Bill passed. Ferrioli, absent when the roll was called, granted unanimous consent to be recorded as voting aye.

HB 5044 A-Eng. -- Read third time. Carried by Dukes. On passage of bill the vote was: Ayes, 28; nays, 1—Shields; attending legislative business, 1—George. Bill passed.

HB 2241 -- Read third time. Carried by Dukes. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—George. Bill passed.

HB 2612, 2721 -- Carried over to April 4 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on April 2 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.

SJR 40 Rules and Redistricting  
 SB 100 Education  
 HB 2084 Business, Labor, and Economic Development  
 HB 2270 Revenue  
 HB 2500 Business, Labor, and Economic Development  
 HB 2516 Health and Human Services  
 HB 3532 Business, Labor, and Economic Development

SB 184, 264, 302, 311, 329, 349 -- President Derfler signed on April 2.

Senate adjourned until 10:45 a.m. Wednesday by unanimous consent at the request of the Chair.

#### Wednesday, April 4, 2001--Morning Session

Senate convened at 10:45 a.m. Miller in Chair. The following members were present: Atkinson, R. Beyer, Carter, Corcoran, Duncan, Gordly, Harper, Hartung, Messerle, Nelson, Starr, Trow; absent—L. Beyer, Brown, Burdick, Castillo, Clarno, Courtney, Deckert, Dukes, Ferrioli, Fisher, George, Hannon, Metsger, Minnis, Shields, Yih; attending legislative business—President Derfler.

Call of the Senate demanded by Harper joined by Gordly and Atkinson. All present except L. Beyer, R. Beyer, Brown, Burdick, Carter, Castillo, Clarno, Deckert, Dukes, Ferrioli, Fisher, Metsger, Minnis, Shields, Yih, absent, President Derfler, attending legislative business. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by unanimous consent at the request of Harper. All present except L. Beyer, Carter, Deckert, Ferrioli, Fisher, Yih, absent; President Derfler, attending legislative business. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag.

Invocation by Rene Joseph Houle, First Free Methodist Church, Salem.

SB 409; HB 2156, 2343, 2371, 2655, 2671, 3041, 3078 -  
- Message from the House announcing passage.

HR 8 -- Message from the House announcing adoption.

HB 2696 -- Message from the House announcing concurrence in Senate amendments and repassage.

SB 184, 264, 302, 311, 329, 349; HCR 3; HJM 1, 4; HJR 24; HB 5009, 5016, 5021, 5022, 5026, 5028, 5031, 5040; 2101, 2154, 2232, 2410, 2580 -- Message from the House announcing the Speaker signed on April 3.

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 167 -- Report by Committee on Judiciary recommending passage with amendments.

SB 384 -- Report by Committee on Judiciary recommending passage with amendments.

SB 405 -- Report by Committee on Health and Human Services recommending passage.

SB 423 -- Report by Committee on Judiciary recommending passage with amendments. Referred to Committee on Revenue by prior reference.

SB 655 -- Report by Committee on Judiciary recommending passage with amendments.

Senate recessed until 11:30 a.m. by unanimous consent on motion of Corcoran.

Senate reconvened at 11:30 a.m. Miller in Chair. All present except Burdick, 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.

SJM 3 A-Eng. -- Harper moved that the Senate concur in House amendments and readopt memorial. On concurrence and re-adoption the vote was: Ayes, 29; nays, 1—R. Beyer. Memorial readopted. R. Beyer granted unanimous consent to change from aye to nay. Carter, absent when the roll was called, granted unanimous consent to be recorded as voting aye.

SB 397 -- Committee report and minority report read. Starr moved the Senate adopt the committee report. Corcoran moved the minority report be substituted for the committee report. Call of the Senate demanded by Nelson joined by George and Brown. All present except Castillo, Hartung, excused.

SB 397 -- Motion to substitute minority report failed. The vote was: Ayes, 13; nays, 16—Atkinson, R. Beyer,

Clarno, Duncan, Ferrioli, Fisher, George, Hannon, Harper, Hartung, Messerle, Miller, Minnis, Nelson, Starr, President Derfler; excused, 1—Castillo. Motion failed.

SB 397 -- Bill, as amended by committee report, read third time. Carried by Starr. On passage of bill the vote was: Ayes, 22; nays, 7—Burdick, Carter, Corcoran, Courtney, Gordly, Metsger, Shields; excused, 1—Castillo. Bill passed.

SB 5540; 153, 220, 268, 312, 331, 405, 412, 417 -- Read second time and passed to third reading.

SB 8 A-Eng. -- Read third time. Carried by President Derfler. Call of the Senate demanded by President Derfler joined by Nelson and Atkinson. All present except Castillo, excused. Bill failed; the vote was: Ayes, 14; nays, 15—L. Beyer, Brown, Burdick, Carter, Corcoran, Courtney, Deckert, Dukes, Duncan, Gordly, Hannon, Metsger, Miller, Shields, Trow; excused, 1—Castillo. Bill failed.

SB 416 -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 29; excused, 1—Castillo. Bill passed.

HB 2156, 2343, 2371, 2655, 2671, 3041, 3078 -- Read first time and referred to President's desk.

HB 2158 -- Read second time and passed to third reading.

HB 2612 B-Eng. -- Read third time. Carried by Minnis. On passage of bill the vote was: Ayes, 28; excused, 1—Castillo; attending legislative business, 1--President Derfler. Bill passed.

HB 2721 A-Eng. -- Read third time. Carried by Messerle. On passage of bill the vote was: Ayes, 28; excused, 1—Castillo; attending legislative business, 1--President Derfler. Bill passed.

HJM 28 -- Read final time. Carried by Ferrioli. Call of the Senate demanded by Atkinson joined by George and R. Beyer. All present except Burdick, Clarno, Dukes, Gordly, Minnis, Shields, absent; Castillo, excused. Pending arrival of members subject to the Call, Senate at ease. Members subject to the Call arrived. All present except Castillo, excused. Senate reassembled. On adoption of memorial, the vote was: Ayes, 16; nays, 13—L. Beyer, Brown, Burdick, Carter, Corcoran, Courtney, Deckert, Dukes, Duncan, Gordly, Metsger, Shields, Trow; excused, 1—Castillo. Memorial adopted.

HB 2609 B-Eng. -- Read third time. Carried by Duncan. On passage of bill the vote was: Ayes, 28; excused, 1—Castillo; attending legislative business, 1—Hartung. Bill passed.

The following measures were referred to committee on April 3 and recorded on Committee Referral List No. 55 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

SJR 41 Rules and Redistricting  
HCR 5 General Government and Transportation  
HJM 12 Revenue

HB 2571 Health and Human Services  
 HB 2775 Business, Labor, and Economic Development  
 HB 2842 Natural Resources, Agriculture, Salmon, and Water  
 HB 2847 Business, Labor, and Economic Development  
 HB 2914 General Government and Transportation  
 HB 2938 Judiciary  
 HB 2945 Judiciary  
 HB 2953 Education  
 HB 3053 Health and Human Services  
 HB 3136 Rules and Redistricting  
 HB 3389 Information Management and Technology  
 HB 3730 Natural Resources, Agriculture, Salmon, and Water  
 HB 3791 Business, Labor, and Economic Development

The Chair announced that President Derfler made the following committee assignments effective April 2.

**ASSET FORFEITURE OVERSIGHT COMMITTEE (ORS 166.005)**

Senator Bev Clarno  
 Senator John Minnis

**CAPITOL PLANNING COMMISSION (ORS 276.030)**

Senator Peter Courtney

**COLUMBIA RIVER BASIN FORUM (Executive Order)**

Senator Joan Dukes  
 Senator Ted Ferrioli  
 Senator David Nelson

**COLUMBIA RIVER RESOURCE TASK FORCE (ORS 171.867)**

Senator Joan Dukes  
 Senator David Nelson

**COMMISSION FOR WOMEN (ORS 185.520)**

Senator Cliff Trow

**COMMISSION ON ASIAN AFFAIRS (SB 951, Chapter 493, Oregon Laws 1999 amended ORS 185.610)**

Senator Kate Brown

**COMMISSION ON BLACK AFFAIRS (ORS 185.420)**

Senator Verne Duncan

**COMMISSION ON HISPANIC AFFAIRS (ORS 185.320)**

Senator Susan Castillo

**COMMISSION ON INDIAN SERVICES (ORS 172.110)**

Senator Kate Brown

**EDUCATION COMMISSION OF THE STATES (ORS 348.950)**

Senator Charles Starr  
 Senator Tom Hartung

**GOVERNOR'S COMMISSION ON SENIOR SERVICES (ORS 410.330)**

Senator Bill Fisher

**GOVERNOR'S COUNCIL ON ALCOHOL AND DRUG ABUSE PROGRAMS (SB 555, Chapter 1053, Oregon Laws 1999)**

Senator Lenn Hannon

**HEARING OFFICER PANEL OVERSIGHT COMMITTEE (HB 2525, Chapter 849, Oregon Laws 1999)**

Senator Lee Beyer  
 Senator Roger Beyer

**HUNGER RELIEF TASK FORCE (ORS 458.532)**

Senator Cliff Trow

**INTERNATIONAL TRADE COMMISSION (SB 1214, Chapter 700, Oregon Laws 1997)**

Senator Avel Gordly

**JOINT TASK FORCE ON WATER SUPPLY AND CONSERVATION (SB 93, Chapter 984, Oregon Laws 1999)**

Senator Ken Messerle

**JUVENILE CRIME PREVENTION ADVISORY COMMITTEE (SB 555, Chapter 1053, Oregon Laws 1999)**

Senator Bev Clarno

**MULTI-STATE HIGHWAY TRANSPORTATION AGREEMENT (ORS 802.560)**

Senator Gary George

**OREGON CHARITABLE CHECKOFF COMMISSION (ORS 305.695)**

Senator Lenn Hannon

**OREGON HANFORD WASTE BOARD (ORS 466.835)**

Senator Ted Ferrioli  
 Senator David Nelson

**OHSU PRESIDENT'S ADVISORY COMMITTEE ON THE CENTER FOR RESEARCH ON OCCUPATION AND ENVIRONMENTAL TOXICOLOGY (ORS 353.460)**

Senator David Nelson  
 Senator Frank Shields

**OREGON YOUTH CONSERVATION CORPS ADVISORY COMMITTEE (ORS 418.653)**

Senator Verne Duncan

**PACIFIC FISHERIES LEGISLATIVE TASK FORCE (ORS 171.865)**

Senator Joan Dukes

**PACIFIC OCEAN RESOURCES COMPACT (ORS 196.185)**

Senator Gary George

**PUBLIC EMPLOYEES' BENEFIT BOARD (ORS 243.115)**

Senator Roger Beyer

**SEISMIC SAFETY POLICY ADVISORY COMMISSION  
(Executive Order)**

Senator Jason Atkinson

**STATE COMMISSION ON CHILDREN AND FAMILIES  
(ORS 555, Chapter 1053, Oregon Laws 1999)**

Senator Gene Derfler

**STATE WORKFORCE INVESTMENT BOARD  
(HB 2989, Chapter 1019, Oregon Laws 1999)**

Senator Steve Harper

**WESTERN STATES LEGISLATIVE FORESTRY TASK  
FORCE (ORS 171.860)**

Senator Jason Atkinson

**WILLAMETTE VALLEY PASSENGER RAIL ADVISORY  
COUNCIL (Oregon Transportation Commission)**

Senator Gary George

SB 5501-- President Derfler signed on April 3.

HCR 3; HJM 1, 4; HJR 24; HB 5009, 5016, 5021, 5022, 5026, 5028, 5031, 5040; 2101, 2154, 2232, 2410, 2580 -- President Derfler signed on April 4

Senate adjourned until 10:45 a.m. Friday by unanimous consent at the request of the Chair.

**Friday, April 6, 2001--Morning Session**

Senate convened at 10:45 a.m. President Derfler in Chair. The following members were present: Atkinson, R. Beyer, Corcoran, George, Hartung, Metsger, Miller, Nelson, Starr, Trow; absent—L. Beyer, Brown, Burdick, Carter, Castillo, Clamo, Courtney, Deckert, Dukes, Duncan, Ferrioli, Fisher, Gordly, Hannon, Minnis, Shields, Yih; attending legislative business—Harper, Messerle.

Call of the Senate demanded by Trow joined by Starr and George. All present except L. Beyer, Brown, Burdick, Carter, Castillo, Clamo, Courtney, Deckert, Duncan, Ferrioli, Gordly, Minnis, Shields, Yih, absent; Harper, Messerle, attending legislative business. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by implied consent. All present except L. Beyer, Burdick, Courtney, Deckert, Ferrioli, Gordly, Shields, Yih, absent; Harper, Messerle, attending legislative business. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Reverend Mary Midkiff, Woodland Chapel, Salem.

Courtesies of the Senate were extended to newly sworn-in State Representative Jackie Dingfelder at the request of Gordly.

The following messages from the Governor were read and referred to the President's desk:

April 5, 2001

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 71<sup>ST</sup> LEGISLATIVE ASSEMBLY

ORS 185.610 provides that the Governor shall appoint the members of the Commission on Asian Affairs, subject to Senate confirmation in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Carol Suzuki of Salem to the Commission on Asian Affairs for an unexpired three-year term, as provided by statute, beginning May 1, 2001 and ending April 15, 2003, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
John Kitzhaber  
Governor

April 5, 2001

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 71<sup>ST</sup> LEGISLATIVE ASSEMBLY

ORS 137.654 provides that the Governor shall appoint the members of the Oregon Criminal Justice Commission, subject to Senate confirmation in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Daniel Glode of Newport to the Oregon Criminal Justice Commission for a four-year term, as provided by statute, beginning May 1, 2001 and ending April 30, 2005, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
John Kitzhaber  
Governor

April 5, 2001

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 71<sup>ST</sup> 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 Melissa Grant of Lake Oswego to the Oregon Board of Dentistry for a four-year term, as provided by statute, beginning May 1, 2001 and ending March 31, 2005, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
John Kitzhaber  
Governor

April 5, 2001

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 71<sup>ST</sup> 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 Kenneth Johnson of Corvallis to the Oregon Board of Dentistry for a four-year term, as provided by statute, beginning April 1, 2001 and ending March 31, 2005, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
John Kitzhaber  
Governor

April 5, 2001

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 71<sup>ST</sup> 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 Linda Latslaw of Lake Oswego to the Oregon Board of Dentistry for a four-year term, as provided by statute, beginning April 1, 2001 and ending March 31, 2005, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
John Kitzhaber  
Governor

April 5, 2001

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 71<sup>ST</sup> 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 appoint Edwin Golobay of Gresham to the Oregon Government Standards and Practices Commission for a four-year term, as provided by statute, beginning May 1, 2001 and ending April 30, 2005, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
John Kitzhaber  
Governor

April 5, 2001

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 71<sup>ST</sup> LEGISLATIVE ASSEMBLY

Article XV, Oregon Constitution 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 Lynn Cameron of Turner to the Home Care Commission for a three-year term, as provided by statute, beginning May 1, 2001 and ending April 30, 2004, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
John Kitzhaber  
Governor

April 5, 2001

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 71<sup>ST</sup> LEGISLATIVE ASSEMBLY

Article XV, Oregon Constitution 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 Estill Deitz of Portland to the Home Care Commission for a three-year term, as provided by statute, beginning May 1, 2001 and ending April 30, 2004, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
John Kitzhaber  
Governor

April 5, 2001

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 71<sup>ST</sup> LEGISLATIVE ASSEMBLY

Article XV, Oregon Constitution 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 Michael Goldhammer of Portland to the Home Care Commission for a three-year term, as provided by statute, beginning May 1, 2001 and ending April 30, 2004, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
John Kitzhaber  
Governor

April 5, 2001

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 71<sup>ST</sup> LEGISLATIVE ASSEMBLY

Article XV, Oregon Constitution 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 Genevieve Graham of Roseburg to the Home Care Commission for a three-year term, as provided by statute, beginning May 1, 2001 and ending April 30, 2004, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
John Kitzhaber  
Governor

April 5, 2001

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 71<sup>ST</sup> LEGISLATIVE ASSEMBLY

ORS 703.475 provides that the Governor shall appoint the members of the Oregon Board of Investigators, subject to Senate confirmation in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Edward Mouery of Salem to the Oregon Board of Investigators for a four-year term, as provided by statute, beginning May 1, 2001 and ending January 1, 2005, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
John Kitzhaber  
Governor

April 5, 2001

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 71<sup>ST</sup> LEGISLATIVE ASSEMBLY

ORS 677.235 provides that the Governor shall appoint the members of the Medical Examiners, Board of, subject to Senate confirmation in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Sheridan Thiringer of Vernonia to the Board of Medical Examiners for a three-year term, as provided by statute, beginning

May 1, 2001 and ending February 29, 2004, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
John Kitzhaber  
Governor

April 5, 2001

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 71<sup>st</sup> LEGISLATIVE ASSEMBLY

ORS 462.210 provides that the Governor shall appoint the members of the Racing Commission, Oregon, subject to Senate confirmation in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Todd Thorne of Pendleton to the Oregon Racing Commission for a four-year term, as provided by statute, beginning June 1, 2001 and ending May 31, 2005, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
John Kitzhaber  
Governor

April 5, 2001

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 71<sup>st</sup> LEGISLATIVE ASSEMBLY

ORS 305.035 provides that the Governor shall appoint the Director of the Department of Revenue, subject to Senate confirmation, in the manner provided by ORS 171.562 and ORS 171.565.

I reappoint Elizabeth Harchenko of Salem as the Director of the Department of Revenue for a term beginning May 12, 2001 and ending May 11, 2005, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
John Kitzhaber  
Governor

SB 74, 201, 240, 283, 308, 309, 313, 314, 336, 367, 372 -- Message from the Governor announcing he signed on April 4.

SB 5548; 410; HB 2082, 2096, 2369, 2702, 2983 -- Message from the House announcing passage.

HJM 10, 13 -- Message from the House announcing adoption.

SB 279, 612 -- Message from the House announcing passage as amended by the House.

HB 2220, 2701 -- Message from the House announcing concurrence in Senate amendments and repassage.

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.

SCR 9 -- Report by Committee on Rules and Redistricting recommending adoption.

SJR 28 -- Report by Committee on Education recommending adoption with amendments.

SB 38 -- Report by Committee on Education 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 50 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments and be referred to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 104 -- Report by Committee on Health and Human Services recommending passage with amendments.

SB 194 -- Report by Committee on Business, Labor, and Economic Development recommending passage with amendments.

SB 269 -- Report by Committee Business, Labor, and Economic Development recommending passage with amendments.

SB 324 -- Report by Committee on Education recommending passage.

SB 447 -- Report by Committee on Business, Labor, and Economic Development recommending passage.

SB 457 -- Report by Committee on Rules and Redistricting recommending passage with amendments.

SB 570 -- Report by Committee on Health and Human Services recommending passage with amendments.

SB 645 -- Report by Committee on Education recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 653 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments.

SB 726 -- Report by Committee on Education recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 763 -- Report by Committee on Business, Labor, and Economic Development without recommendation as to passage. Referred to Committee on Revenue by prior reference.

SB 872 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage.

SB 892 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage.

SB 893 -- Report by Committee on Business, Labor, and Economic Development recommending passage with amendments and be referred to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 951 -- Report by Committee on Business, Labor, and Economic Development recommending passage.

HJM 16 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending adoption.

SB 960, 961, 962 -- Introduced, read first time and referred to President's desk.

SCR 9; SB 167, 324, 384, 447, 655, 872, 892, 951 -- Read second time and passed to third reading.

SB 5540 A-Eng. -- Read third time. Carried by Miller. On passage of bill the vote was: Ayes, 25; nays, 2—R. Beyer, Shields; attending legislative business, 3—Hannon, Harper, Messerle. Bill passed.

SB 153 A-Eng. -- Read third time. Carried by Fisher. On passage of bill the vote was: Ayes, 27; attending legislative business, 3—Hannon, Harper, Messerle. Bill passed.

SB 220 A-Eng. -- Read third time. Carried by Courtney. On passage of bill the vote was: Ayes, 26; nays, 1—Miller; attending legislative business, 3—Hannon, Harper, Messerle. Bill passed.

SB 268 A-Eng. -- Read third time. Carried by Corcoran. Potential conflict of interest declared by Hannon. On passage of bill the vote was: Ayes, 23; nays, 1—Dukes; attending legislative business, 2—Harper, Messerle. Bill passed.

SB 312 A-Eng. -- Read third time. Carried by Shields. On passage of bill the vote was: Ayes, 27; attending legislative business, 3—Harper, Messerle, Nelson. Bill passed.

SB 331 A-Eng. -- Read third time. Carried by Trow. On passage of bill the vote was: Ayes, 26; attending legislative business, 4—Corcoran, Courtney, Harper, Messerle. Bill passed.

SB 405 -- Read third time. Carried by Fisher. On passage of bill the vote was: Ayes, 23; nays, 3—R. Beyer, George, Miller; attending legislative business, 4—Corcoran, Courtney, Harper, Messerle. Bill passed.

SB 412 A-Eng. -- Read third time. Carried by R. Beyer. On passage of bill the vote was: Ayes, 26; nays, 2—George, Trow; attending legislative business, 2—Harper, Messerle. Bill passed.

SB 417 A-Eng. -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 26; nays, 2—R. Beyer, George; attending legislative business, 2—Harper, Messerle. Bill passed. (Courtney in Chair)

HJM 10, 13; HB 2082, 2096, 2369, 2702, 2983 -- Read first time and referred to President's desk.

HJM 16 -- Read second time and passed to third reading.

HB 2158 A-Eng. -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 28; attending legislative business, 2—Harper, Messerle. Bill passed.

The following measures were referred to committee on April 4 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 956 Judiciary  
SB 957 Natural Resources, Agriculture, Salmon, and Water  
SB 958 Ways and Means

SB 959 Rules and Redistricting  
HJM 9 Education  
HB 2291 Education  
HB 3065 General Government and Transportation

The following measures were referred to committee on April 5 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.

HB 2156 Natural Resources, Agriculture, Salmon, and Water  
HB 2343 Judiciary  
HB 2371 Judiciary  
HB 2655 Health and Human Services  
HB 2671 Health and Human Services  
HB 3041 Health and Human Services  
HB 3078 Health and Human Services

Senate adjourned until 10:45 a.m. Monday by unanimous consent at the request of the Chair.

#### Monday, April 9, 2001--Morning Session

Senate convened at 10:45 a.m. President Derfler in Chair. The following members were present: Atkinson, R. Beyer, Brown, Courtney, Ferrioli, Fisher, George, Gordly, Hannon, Harper, Hartung, Messerle, Metsger, Miller, Minnis, Nelson, Shields, Starr, Trow; absent—L. Beyer, Burdick, Carter, Castillo, Clarno, Corcoran, Deckert, Dukes, Duncan, Yih. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Bud Richmond, Information Systems, Legislative Administration Committee.

SB 5535; 21, 253, 254, 306, 368, 480, 481 -- Message from the Governor announcing he signed on April 6.

HB 5005, 5013, 5019, 5020; 2210, 2222, 2380, 2429, 3193, 3244, 3290, 3489 -- Message from the House announcing passage.

HB 2609 -- Message from the House announcing concurrence in Senate amendments and repassage.

HB 2612 -- Message from the House announcing refusal to concur in Senate amendments. House conferees to be appointed.

SCR 1, 2; SB 5501, 5502, 5544; 285, 422, 426, 626; HB 2425 -- Message from the House announcing the Speaker signed on April 5.

Committee Report Summary No. 53 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 299 -- Report by Committee on Revenue recommending passage.

SB 715 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments.

SB 612 A-Eng. -- Harper moved that the Senate concur in House amendments and repass bill. On concurrence and

repassage the vote was: Ayes, 29; absent, 1—L. Beyer. Bill repassed.

SJM 7; SM 1 -- Introduced, read first time and referred to President's desk.

SJR 28; SB 104, 194, 269, 299, 457, 570, 653 -- Read second time and passed to third reading.

SCR 9 -- Read final time. Carried by Corcoran. On adoption of resolution, the vote was: Ayes, 30. Resolution adopted.

SB 167 A-Eng. -- Read third time. Carried by Minnis. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Brown. Bill passed.

SB 324 -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Brown. Bill passed.

SB 384 A-Eng. -- Read third time. Carried by Duncan. On passage of bill the vote was: Ayes, 28; attending legislative business, 2—Atkinson, Brown. Bill passed.

SB 447 -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 22; nays, 6—Burdick, Castillo, Corcoran, Deckert, Gordly, Shields; attending legislative business, 2—Atkinson, Brown. Bill passed.

SB 655 A-Eng. -- Read third time. Carried by Courtney. On passage of bill the vote was: Ayes, 26; nays, 3—R. Beyer, Nelson, President Derfler; attending legislative business, 1—Brown. Bill passed.

SB 872 -- Read third time. Carried by Shields. On passage of bill the vote was: Ayes, 30. Bill passed.

SB 892 -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 30. Bill passed.

SB 951 -- Read third time. Carried by Yih. On passage of bill the vote was: Ayes, 30. Bill passed.

HB 5005, 5013, 5019, 5020; 2210, 2222, 2380, 2429, 3193, 3244, 3290, 3489 -- Read first time and referred to President's desk.

HJM 16 -- Read final time. Carried by R. Beyer. On adoption of memorial, the vote was: Ayes, 29; absent, 1—Carter. Memorial adopted.

The following measures was referred to committee on April 6 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.

SB 960 Rules and Redistricting

HB 2425 -- President Derfler signed on April 6.

Senate adjourned until 10:45 a.m. Tuesday by unanimous consent at the request of the Chair.

### Tuesday, April 10, 2001--Morning Session

Senate convened at 10:45 a.m. President Derfler in Chair. The following members were present: Atkinson, R. Beyer, Duncan, Harper, Hartung, Messerle, Nelson, Shields, Starr, Trow; absent—L. Beyer, Brown, Burdick, Carter, Castillo, Clarno, Corcoran, Courtney, Deckert, Dukes, Ferrioli, Fisher, George, Hannon, Metsger, Miller, Minnis, Yih; attending legislative business—Gordly.

Call of the Senate demanded by Messerle joined by R. Beyer and Atkinson. All present except Brown, Burdick, Carter, Castillo, Clarno, Courtney, Deckert, Dukes, Ferrioli, Fisher, George, Hannon, Metsger, Miller, Minnis, Trow, Yih, absent; Gordly, attending legislative business. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by implied consent. All present except Brown, Burdick, Deckert, Dukes, Fisher, George, Hannon, Miller, Yih, absent; Gordly, attending legislative business. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Senator Verne Duncan, Clackamas County. Musical performance by Desiree Brownlow.

SB 511; HB 2562, 2638, 2676, 3263, 3395 -- Message from the House announcing passage.

HM 1 -- Message from the House announcing adoption.

Committee Report Summary No. 54 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 332 -- Report by Committee on Education recommending passage with amendments.

SB 487 -- Report by Committee on Rules and Redistricting recommending passage.

SB 704 -- Report by Committee on Judiciary recommending passage with amendments.

SB 279 A-Eng. -- Ferrioli moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 28; nays, 1—Yih; attending legislative business, 1—Gordly. Bill repassed.

SB 487, 715 -- Read second time and passed to third reading.

SJR 28 A-Eng. -- Read final time. Carried by Castillo. On adoption of resolution, the vote was: Ayes, 29; attending legislative business, 1—Gordly. Resolution adopted.

SB 104 A-Eng. -- Read third time. Carried by Carter. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Gordly. Bill passed.

SB 194 A-Eng. -- Read third time. Carried by Corcoran. Potential conflict of interest declared by Burdick and Castillo. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Gordly. Bill passed. Corcoran, Duncan, Fisher, Shields, President Derfler declared potential conflicts of interest after the vote by implied consent.

SB 269 A-Eng. -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 28; nays, 1—Metsger; attending legislative business, 1—Gordly. Bill passed.

SB 299 -- Read third time. Carried by Minnis. On passage of bill the vote was: Ayes, 23; nays, 6—R. Beyer, Dukes, George, Hannon, Metsger, Yih; attending legislative business, 1—Gordly. Bill passed.

SB 457 A-Eng. -- Read third time. Carried by Metsger, Castillo. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Gordly. Bill passed.

SB 570 A-Eng. -- Read third time. Carried by Carter. On passage of bill the vote was: Ayes, 28; nays, 1—Hannon; attending legislative business, 1—Gordly. Bill passed.

SB 653 A-Eng. -- Read third time. Carried by Fisher. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Gordly. Bill passed.

HB 2562, 2638, 2676, 3263, 3395 -- Read first time and referred to President's desk.

SCR 3; SB 5537, 5539; 215, 440, 489 -- President Derfler signed on April 9.

Senate adjourned until 10:45 a.m. Wednesday by unanimous consent at the request of the Chair.

#### Wednesday, April 11, 2001—Morning Session

Senate convened at 10:45 a.m. President Derfler in Chair. The following members were present: Atkinson, R. Beyer, Brown, Corcoran, Duncan, Fisher, George, Hannon, Harper, Hartung, Starr; absent—L. Beyer, Burdick, Carter, Castillo, Clarno, Courtney, Deckert, Dukes, Ferrioli, Messerle, Miller, Minnis, Nelson, Trow, Yih; attending legislative business—Shields, Gordly, Metsger.

Call of the Senate demanded by Duncan joined by Atkinson and George. All present except L. Beyer, Brown, Burdick, Carter, Castillo, Deckert, Dukes, Ferrioli, Messerle, Miller, Nelson, Yih, absent; Gordly, Metsger, Shields, attending legislative business. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by implied consent. All present except Burdick, Carter, Deckert, Ferrioli, Yih, absent; Gordly, Metsger, Shields, attending legislative business. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Kristine Bunn, Senate Floor Staff.

The following messages from the Governor were read and referred to the President's desk:

April 10, 2001

#### TO THE HONORABLE PRESIDENT OF THE SENATE OF THE 71<sup>ST</sup> 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 appoint Janine Salwasser of Corvallis to the State Fish and Wildlife Commission for a four-year term, as provided by statute, beginning May 1, 2001 and ending April 30, 2005, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
John Kitzhaber  
Governor

April 10, 2001

#### TO THE HONORABLE PRESIDENT OF THE SENATE OF THE 71<sup>ST</sup> LEGISLATIVE ASSEMBLY

ORS 526.009 provides that the Governor shall appoint the members of the State Board of Forestry, subject to Senate confirmation in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Christopher Heffernan of North Powder to the State Board of Forestry for a four-year term, as provided by statute, beginning May 1, 2001 and ending April 30, 2005, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
John Kitzhaber  
Governor

SB 184, 264, 302, 311, 329, 349 -- Message from the Governor announcing he signed on April 10.

HB 2033, 2201, 2202, 2363, 2427, 2493, 2494 -- Message from the House announcing passage.

HJM 20 -- Message from the House announcing adoption.

HB 2158 -- Message from the House announcing concurrence in Senate amendments and repassage.

Committee Report Summary No. 55 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SJR 35 -- Report by Committee on Health and Human Services recommending adoption with amendments. Referred to Committee on Ways and Means by order of the President.

SB 199 -- Report by Committee on Judiciary recommending passage with amendments and subsequent referral to Committee on Ways and Means be rescinded. Subsequent referral maintained. Referred to Committee on Ways and Means by prior reference.

SB 259 -- Report by Committee on Education recommending passage with amendments. Subsequent referral to Committee on Ways and Means rescinded by order of the President.

SB 530 -- Report by Committee on Business, Labor, and Economic Development recommending passage with amendments.

SB 606 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage.

SB 657 -- Report by Committee on Judiciary recommending passage with amendments.

SB 685 -- Report by Committee on Revenue recommending passage.

SB 780 -- Report by Committee on Judiciary recommending passage with amendments.

SB 895 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments and be referred to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 948 -- Report by Committee on Business, Labor, and Economic Development without recommendation as to passage. Referred to Committee on Revenue by prior reference.

HB 2040 -- Report by Committee on Information Management and Technology recommending passage.

HB 2132 -- Report by Committee on Revenue recommending passage.

HB 2458 -- Report by Committee on Rules and Redistricting recommending passage with amendments to the A-engrossed bill.

HB 2727 -- Report by Committee on Information Management and Technology recommending passage with amendments.

HB 3040 -- Report by Committee on Business, Labor, and Economic Development without recommendation as to passage and requesting referral to Committee on Health and Human Services. Referred to Committee on Health and Human Services by order of the President.

SB 332, 606, 685, 704 -- Read second time and passed to third reading.

SB 487 -- Read third time. Carried by R. Beyer. On passage of bill the vote was: Ayes, 28; attending legislative business, 2—Gordly, Shields. Bill passed.

SB 715 A-Eng. -- Read third time. Carried by R. Beyer. On passage of bill the vote was: Ayes, 27; nays, 1—Carter; attending legislative business, 2—Gordly, Shields. Bill passed.

HJM 20; HB 2033, 2201, 2202, 2363, 2427, 2493, 2494 -- Read first time and referred to President's desk.

HB 2040, 2132 -- Read second time and passed to third reading.

The following measures were referred to committee on April 10 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.

SJM 7 Natural Resources, Agriculture, Salmon, and Water  
SM 1 Natural Resources, Agriculture, Salmon, and Water

SB 961 Natural Resources, Agriculture, Salmon, and Water  
SB 962 Health and Human Services  
HJM 10 General Government and Transportation  
HJM 13 Rules and Redistricting  
HB 5005 Ways and Means  
HB 5013 Ways and Means  
HB 5019 Ways and Means  
HB 5020 Ways and Means  
HB 2082 Health and Human Services  
HB 2210 Business, Labor, and Economic Development  
HB 2222 Business, Labor, and Economic Development  
HB 2369 Rules and Redistricting  
HB 2429 Judiciary  
HB 2702 Business, Labor, and Economic Development  
HB 2983 Business, Labor, and Economic Development  
HB 3193 Education  
HB 3244 Judiciary  
HB 3290 Education  
HB 3489 Judiciary

**Commission on Asian Affairs (ORS 185.610)**

Carol Suzuki Rules and Redistricting

**Oregon Criminal Justice Commission (ORS 137.654)**

Daniel Glode Rules and Redistricting

**Oregon Board of Dentistry (ORS 679.230)**

Melissa Grant Rules and Redistricting

Kenneth Johnson (r) Rules and Redistricting

Linda Latshaw (r) Rules and Redistricting

**Oregon Government Standards and Practices Commission (ORS 244.250)**

Edwin Golobay Rules and Redistricting

**Home Care Commission (Article XV, Oregon Constitution)**

Lynn Cameron Rules and Redistricting

Estill Deitz Rules and Redistricting

Michael Goldhammer Rules and Redistricting

Genevieve Graham Rules and Redistricting

**Oregon Board of Investigators (ORS 703.475)**

Edward Mouery Rules and Redistricting

**Board of Medical Examiners (ORS 677.235)**

Sheridan Thiringer Rules and Redistricting

**Oregon Racing Commission (ORS 462.210)**

Todd Thorne Rules and Redistricting

**Director of Revenue Department (ORS 305.035)**

Elizabeth Harchenko (r) Rules and Redistricting

SB 5515, 5521, 5522, 5523, 5534, 5543; 193, 214, 275, 387, 391, 409 -- President Derfler signed on April 10.

Senate adjourned until 10:45 a.m. Thursday by unanimous consent at the request of the Chair.

**Thursday, April 12, 2001--Morning Session**

Senate convened at 10:45 a.m. President Pro Tempore Hartung in Chair. The following members were present: Atkinson, Deckert, Hartung, Metsger, Trow; absent—L. Beyer, R. Beyer, Brown, Burdick, Carter, Castillo, Clarno,

Courtney, Dukes, Duncan, Ferrioli, Fisher, George, Gordly, Hannon, Harper, Messerle, Miller, Minnis, Nelson, Shields, Starr, Yih; excused—Burdick; attending legislative business—Corcoran, Duncan, Harper, President Derfler.

Call of the Senate demanded by Deckert joined by Atkinson and Metsger. All present except L. Beyer, R. Beyer, Brown, Carter, Castillo, Clarno, Courtney, Dukes, Ferrioli, Fisher, Gordly, Hannon, Messerle, Miller, Minnis, Nelson, Shields, Starr, Yih, absent; Burdick, excused; Corcoran, Duncan, Harper, attending legislative business. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by implied consent. All present except L. Beyer, Courtney, Shields, Yih, absent; Burdick, excused; Corcoran, Duncan, Harper, attending legislative business. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Steve Hopkins, Calvary Chapel, Salem.

The following messages from the Governor were read and referred to the President's desk:

April 11, 2001

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 71<sup>st</sup> LEGISLATIVE ASSEMBLY

ORS 756.014 provides that the Governor shall appoint the members of the Public Utility Commission, subject to Senate confirmation in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Lee Beyer of Springfield to the Public Utility Commission for an unexpired four-year term, as provided by statute, beginning September 1, 2001 and ending March 31, 2004, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
John Kitzhaber  
Governor

April 11, 2001

TO THE HONORABLE PRESIDENT OF THE SENATE  
OF THE 71<sup>st</sup> LEGISLATIVE ASSEMBLY

ORS 756.014 provides that the Governor shall appoint the members of the Public Utility Commission, subject to Senate confirmation in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Roy Hemmingway of Salem to the Public Utility Commission for an unexpired four-year term, as provided by statute, beginning May 7, 2001 and ending April 31, 2005, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
John Kitzhaber  
Governor

HB 2674, 3811 -- Message from the House announcing passage.

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.

SJM 5 -- Report by Committee on Health and Human Services recommending adoption.

SB 187 -- Report by Committee on Business, Labor, and Economic Development recommending passage with amendments.

SB 209 -- Report by Committee on General Government and Transportation without recommendation as to passage and requesting referral to Committee on Business, Labor, and Economic Development. Referred to Committee on Business, Labor, and Economic Development by order of the President; then refer to Committee on Ways and Means by prior reference.

SB 217 -- Report by Committee on General Government and Transportation recommending passage.

SB 354 -- Report by Committee on Business, Labor, and Economic Development recommending passage with amendments.

SB 495 -- Report by Committee on Judiciary recommending passage and be referred to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 796 -- Report by Committee on Health and Human Services recommending passage. Referred to Committee on Ways and Means by prior reference.

SB 867 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments.

SB 904 -- Report by Committee on Health and Human Services recommending passage. Referred to Committee on Ways and Means by prior reference.

SB 928 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments.

SJM 5; SB 217, 259, 530, 657, 780 -- Read second time and passed to third reading.

SB 332 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

SB 606 -- Read third time. Carried by Messerle. On passage of bill the vote was: Ayes, 17; nays, 10—Brown, Carter, Castillo, Courtney, Deckert, Dukes, Metsger, Miller, Shields, Trow; excused, 1—Burdick; attending legislative business, 2—Duncan, Harper. Bill passed. (Miller in Chair) Carter, Courtney granted unanimous consent to change from aye to nay.

SB 685 -- Read third time. Carried by Castillo. On passage of bill the vote was: Ayes, 26; absent, 1—Fisher; excused, 1—Burdick; attending legislative business, 2—Duncan, Harper. Bill passed.

SB 704 A-Eng. -- Read third time. Carried by Shields. On passage of bill the vote was: Ayes, 27; excused, 1—Burdick; attending legislative business, 2—Duncan, Harper. Bill passed.

SB 332 A-Eng. -- Read third time. Carried by Hartung. On passage of bill the vote was: Ayes, 25; nays, 2—George, Miller; excused, 1—Burdick; attending legislative business, 2—Duncan, Harper. Bill passed. George granted unanimous consent to change from aye to nay. (Hartung in Chair)

HB 2674, 3811 -- Read first time and referred to President's desk.

HB 2458, 2727 -- Read second time and passed to third reading.

HB 2040 -- Read third time. Carried by Courtney. On passage of bill the vote was: Ayes, 27; excused, 1—Burdick; attending legislative business, 2—Duncan, Harper. Bill passed.

HB 2132 -- Read third time. Carried by George. On passage of bill the vote was: Ayes, 27; excused, 1—Burdick; attending legislative business, 2—Duncan, Harper. Bill passed.

The following measures were referred to committee on April 11 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 2380 Judiciary

HB 2562 General Government and Transportation

HB 2638 General Government and Transportation

HB 2676 Revenue

HB 3263 Judiciary

HB 3395 Education

**State Fish and Wildlife Commission (ORS 496.090)**

Janine Salwasser

Rules and Redistricting

**State Board of Forestry (ORS 526.009)**

Christopher Heffernan

Rules and Redistricting

Senate adjourned until 10:45 a.m. Monday by unanimous consent at the request of the Chair.

**Monday, April 16, 2001--Morning Session**

Senate convened at 10:45 a.m. President Derfler in Chair. The following members were present: Atkinson, L. Beyer, R. Beyer, Brown, Castillo, Corcoran, Courtney, Dukes, Duncan, Ferrioli, Fisher, George, Gordly, Hannon, Harper, Hartung, Metsger, Nelson, Shields, Trow; absent—Burdick, Carter, Clarno, Deckert, Messerle, Miller, Minnis, Starr, Yih. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Faye Perryman, Executive Director of the Salem YWCA.

HB 5017, 5037; 2013, 2014, 2178, 2367, 2441, 2624, 2936, 2978, 3056, 3111, 3338 -- Message from the House announcing passage.

HCR 9; HJM 15 -- Message from the House announcing adoption.

HB 2612 -- Message from the House announcing Shetterly, Bates, Carlson appointed House conferees.

SCR 3; SB 5537, 5539; 215, 440, 489; HB 5038, 5044; 2177, 2696 -- Message from the House announcing the Speaker signed on April 12.

Committee Report Summary No. 57 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SJR 21 -- Report by Committee on General Government and Transportation recommending adoption with amendments. Subsequent referral to Committee on Revenue rescinded by order of the President.

SJR 22 -- Report by Committee on General Government and Transportation recommending adoption with amendments. Subsequent referral to Committee on Revenue rescinded by order of the President.

SB 519 -- Report by Committee on Revenue recommending passage with amendments.

SB 529 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments.

SB 660 -- Report by Committee on Revenue recommending passage with amendments.

SB 703 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments.

SB 832 -- Report by Committee on Revenue recommending passage with amendments to the A-engrossed bill and be referred to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 933 -- Report by Committee on General Government and Transportation recommending passage. Referred to Committee on Revenue by prior reference.

SB 938 -- Report by Committee on General Government and Transportation recommending passage with amendments.

HB 5013 -- Report by Committee on Ways and Means recommending passage of the A-engrossed bill.

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.

SB 187, 354, 867, 928 -- Read second time and passed to third reading.

SJM 5 -- Read final time. Carried by Corcoran. On adoption of memorial, the vote was: Ayes, 30. Memorial adopted.

SB 217 -- Read third time. Carried by Dukes. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Atkinson. Bill passed.

SB 259 A-Eng. -- Read third time. Carried by Ferrioli. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Yih. Bill passed.

SB 530 A-Eng. -- Read third time. Carried by R. Beyer. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Yih. Bill passed.

SB 657 A-Eng. -- Read third time. Carried by Duncan. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Yih. Bill passed.

SB 780 A-Eng. -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Yih. Bill passed.

HCR 9; HJM 15; HB 5017, 5037; 2013, 2014, 2178, 2367, 2441, 2624, 2936, 2978, 3056, 3111, 3338 -- Read first time and referred to President's desk.

HB 5013, 5019, 5020 -- Read second time and passed to third reading.

HB 2458 B-Eng. -- Read third time. Carried by Brown. On passage of bill the vote was: Ayes, 29; nays, 1—Hannon. Bill passed.

HB 2727 A-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 30. Bill passed.

The following measures were referred to committee on April 12 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.

HJM 20 Natural Resources, Agriculture, Salmon, and Water  
 HB 2033 Revenue  
 HB 2201 Judiciary  
 HB 2202 Judiciary  
 HB 2363 Judiciary  
 HB 2427 Judiciary  
 HB 2493 Judiciary  
 HB 2494 Judiciary  
 HB 2674 Rules and Redistricting  
 HB 3811 Natural Resources, Agriculture, Salmon, and Water

**Public Utility Commission (ORS 756.014)**

Lee Beyer Rules and Redistricting  
 Roy Hemmingway Rules and Redistricting

SB 278, 279; HB 5038, 5044; 2177, 2696 -- President Derfler signed on April 12.

Senate adjourned until 10:45 a.m. Tuesday by unanimous consent at the request of the Chair.

**Tuesday, April 17, 2001--Morning Session**

Senate convened at 10:45 a.m. President Derfler in Chair. The following members were present: Atkinson, L. Beyer, R. Beyer, Brown, Castillo, Clarno, Corcoran, Courtney,

Dukes, Duncan, Fisher, George, Gordly, Hannon, Harper, Hartung, Messerle, Metsger, Nelson, Starr, Trow; absent—Burdick, Carter, Deckert, Ferrioli, Miller, Minnis, Shields, Yih. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Darrell Arneson, Brooks Assembly of God.

Courtesies of the Senate were extended to former State Senator Neil Bryant at the request of Clarno.

SB 5501, 5502, 5544; 285, 422, 426, 626 -- Message from the Governor announcing he signed on April 13.

HB 2617, 3586 -- Message from the House announcing passage.

SB 301 -- Message from the House announcing passage as amended by the House.

SCR 7 -- Message from the House announcing adoption as amended by the House.

SB 171 -- Message from the House announcing Lowe, Shetterly, Williams appointed House conferees.

SB 5515, 5521, 5522, 5523, 5534, 5543; 193, 214, 275, 278, 279, 387, 391, 409; HJM 28; HJR 6; HB 5023; 2194, 2211, 2220, 2241, 2253, 2457, 2557, 2601, 2609, 2677, 2701, 2721, 2777 -- Message from the House announcing the Speaker signed on April 16.

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 5538 -- 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 340 -- Report by Committee on Judiciary recommending passage with amendments.

SB 400 -- Report by Committee on Information Management and Technology recommending passage with amendments.

SB 647 -- Report by Committee on Judiciary recommending passage with amendments.

SB 846 -- Report by Committee on Business, Labor, and Economic Development recommending passage with amendments.

SB 942 -- Report by Committee on Business, Labor, and Economic Development recommending passage.

HB 5005 -- Report by Committee on Ways and Means recommending passage of the A-engrossed bill.

Brown called for the quorum. The clerk called the roll with the following results: Atkinson, L. Beyer, R. Beyer,

Brown, Clarno, Corcoran, Courtney, Deckert, Duncan, Ferrioli, Fisher, George, Gordly, Hannon, Harper, Hartung, Messerle, Miller, Minnis, Nelson, Shields, Starr, Trow, Yih, President Derfler, present, 25; Burdick, Carter, Castillo, Dukes, Metsger, absent, 5. Quorum present.

SJR 21, 22; SB 519, 529, 660, 703, 938, 942 -- Read second time and passed to third reading.

SB 187 A-Eng. -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 28; nays, 2—Trow, Yih. Bill passed.

SB 354 A-Eng. -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Atkinson. Bill passed.

SB 867 A-Eng. -- Read third time. Carried by Fisher. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Atkinson. Bill passed.

SB 928 A-Eng. -- Read third time. Carried by Shields. On passage of bill the vote was: Ayes, 30. Bill passed.

HB 2617, 3586 -- Read first time and referred to President's desk.

HB 5005 -- Read second time and passed to third reading.

HB 5013 A-Eng. -- Read third time. Carried by Trow. On passage of bill the vote was: Ayes, 29; nays, 1—Shields. Bill passed.

HB 5019 A-Eng. -- Read third time. Carried by Dukes. On passage of bill the vote was: Ayes, 29; nays, 1—Shields. Bill passed.

HB 5020 A-Eng. -- Read third time. Carried by Miller. On passage of bill the vote was: Ayes, 28; nays, 2—R. Beyer, Shields. Bill passed.

The following measures were referred to committee on April 16 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.

HB 5017 Ways and Means  
HB 5037 Ways and Means  
HB 2096 Judiciary

HB 2612 -- L. Beyer, Ferrioli, Starr appointed Senate conferees.

SJM 3; SB 5548; 410, 612 -- President Derfler signed on April 16.

Senate adjourned until 10:45 a.m. Wednesday by unanimous consent at the request of the Chair.

#### Wednesday, April 18, 2001--Morning Session

Senate convened at 10:45 a.m. President Derfler in Chair. The following members were present: Corcoran,

George, Nelson, Starr, Trow; absent—Atkinson, L. Beyer, R. Beyer, Carter, Castillo, Clarno, Courtney, Deckert, Dukes, Duncan, Ferrioli, Fisher, Gordly, Hannon, Harper, Hartung, Messerle, Metsger, Miller, Minnis, Shields, Yih; excused—Brown, Burdick. (Trow in Chair)

Call of the Senate demanded by Corcoran joined by Nelson and Starr. All present except Atkinson, L. Beyer, R. Beyer, Carter, Castillo, Courtney, Deckert, Dukes, Ferrioli, Harper, Hartung, Messerle, Metsger, Miller, Minnis, Shields, Yih, absent; Brown, Burdick, excused. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by implied consent. All present except L. Beyer, R. Beyer, Carter, Castillo, Courtney, Deckert, Ferrioli, Shields, absent; Brown, Burdick, excused. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Dr. William Knopp, Chief Pastor of First Baptist Church, Corvallis.

HB 2172, 2207, 2670, 3208, 3239, 3359, 3364 -- Message from the House announcing passage.

HJR 19 -- Message from the House announcing adoption.

Committee Report Summary No. 59 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 14 -- Report by Committee on General Government and Transportation recommending passage with amendments.

SB 15 -- Report by Committee on General Government and Transportation recommending passage with amendments.

SB 85 -- Report by Committee on General Government and Transportation recommending passage with amendments.

SB 290 -- Report by Committee on Judiciary recommending passage with amendments.

SB 291 -- Report by Committee on Judiciary recommending passage with amendments.

SB 555 -- Report by Committee on Revenue 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 591 -- Report by Committee on Judiciary recommending passage with amendments.

HB 5017 -- 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.

SJR 21, 22 -- Taken from their places on today's third reading calendar and placed on April 20 calendar by unanimous consent on motion of George.

SCR 7 A-Eng. -- Harper moved that the Senate concur in House amendments and readopt resolution. On concurrence and readoption the vote was: Ayes, 27; absent, 2—Carter, Deckert; excused, 1—Burdick. Resolution readopted.

SB 301 B-Eng. -- Ferrioli moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 27; absent, 2—Carter, Deckert; excused, 1—Burdick. Bill repassed.

SB 5538, 5541; 340, 400, 647, 846 -- Read second time and passed to third reading.

Senate recessed until 11:45 a.m. by unanimous consent on motion of Corcoran.

Senate reconvened at 11:45 a.m. Trow in Chair. All present except Atkinson, Hartung, Messerle, Miller, Minnis, absent.

Senate, having recessed following the Second Reading of Senate Measures, resumed under the general order of business by unanimous consent at the request of the Chair.

SB 519 A-Eng. -- Read third time. Carried by Ferrioli. On passage of bill the vote was: Ayes, 23; nays, 7—Atkinson, Burdick, Corcoran, Deckert, Minnis, Shields, Trow. Bill passed.

SB 529 A-Eng. -- Read third time. Carried by Messerle. On passage of bill the vote was: Ayes, 30. Bill passed.

SB 660 A-Eng. -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 28; nays, 2—Carter, Corcoran. Bill passed. Corcoran granted unanimous consent to change from aye to nay.

SB 703 A-Eng. -- Read third time. Carried by Shields. On passage of bill the vote was: Ayes, 30. Bill passed.

SB 938 A-Eng. -- Read third time. Carried by Burdick. On passage of bill the vote was: Ayes, 27; nays, 3—Fisher, Hannon, Miller. Bill passed.

SB 942 -- Read third time. Carried by Corcoran. On passage of bill the vote was: Ayes, 29; nays, 1—Hannon. Bill passed.

HJR 19; HB 2172, 2207, 2670, 3208, 3239, 3359, 3364 -- Read first time and referred to President's desk.

HB 5017, 5037 -- Read second time and passed to third reading.

HB 5005 A-Eng. -- Read third time. Carried by Clarno. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Shields. Bill passed.

The following measures were referred to committee on April 17 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.

HCR 9 General Government and Transportation  
HJM 15 Natural Resources, Agriculture, Salmon, and Water

HB 2013 Business, Labor, and Economic Development  
HB 2014 Business, Labor, and Economic Development  
HB 2178 General Government and Transportation; Ways and Means  
HB 2367 Judiciary  
HB 2441 Judiciary; Ways and Means  
HB 2978 Natural Resources, Agriculture, Salmon, and Water  
HB 3056 General Government and Transportation  
HB 3111 General Government and Transportation  
HB 3338 Health and Human Services

HJM 28; HJR 6; HB 5023; 2194, 2220, 2241, 2253, 2457, 2557, 2601, 2609, 2677, 2701, 2721, 2777 -- President Derfler signed on April 17.

Senate adjourned until 10:45 a.m. Thursday by unanimous consent at the request of the Chair.

#### Thursday, April 19, 2001--Morning Session

Senate convened at 10:45 a.m. Starr in Chair. The following members were present: Atkinson, Carter, Duncan, Harper, Hartung, Messerle, Shields, President Derfler; absent—L. Beyer, R. Beyer, Brown, Burdick, Castillo, Clarno, Corcoran, Courtney, Deckert, Dukes, Ferrioli, Fisher, George, Gordly, Hannon, Metsger, Miller, Minnis, Nelson, Trow, Yih.

Call of the Senate demanded by Atkinson joined by Shields and Carter. All present except L. Beyer, R. Beyer, Brown, Burdick, Castillo, Clarno, Corcoran, Courtney, Dukes, Ferrioli, Fisher, Gordly, Hannon, Metsger, Minnis, Nelson, Trow, Yih, 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 L. Beyer, Burdick, Castillo, Courtney, Dukes, Ferrioli, Fisher, Hannon, Nelson, Trow, absent. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Rabbi Daniel J. Isaak, Synagogue Nevah Shalom, Portland.

SB 5515, 5537, 5539, 5543; 215, 278, 279, 440 -- Message from the Governor announcing he signed on April 18.

HB 2072, 2336, 2337, 2365, 2372, 2374, 2414, 2444, 2611 -- Message from the House announcing passage.

HB 2458 -- Message from the House announcing concurrence in Senate amendments and repassage.

HB 2727 -- Message from the House announcing refusal to concur in Senate amendments. House conferees to be appointed.

SB 5548; 511 -- Message from the House announcing the Speaker signed on April 19.

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.

SJM 2 -- Report by Committee on Business, Labor, and Economic Development recommending adoption with amendments.

SB 51 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments.

SB 208 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments.

SB 216 -- Report by Committee on Rules and Redistricting recommending passage with amendments.

SB 255 -- Report by Committee on Education recommending passage.

SB 257 -- Report by Committee on Education recommending passage.

SB 483 -- Report by Committee on General Government and Transportation without recommendation as to passage. Referred to Committee on Revenue by prior reference.

SB 696 -- Report by Committee on General Government and Transportation recommending passage.

SB 749 -- Report by Committee on Education recommending passage with amendments and be referred to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 773 -- Report by Committee on Judiciary recommending passage with amendments.

SB 844 -- Report by Committee on General Government and Transportation recommending passage.

HB 2127 -- Report by Committee on Business, Labor, and Economic Development recommending passage with amendments to the A-engrossed bill. Referred to Committee on Ways and Means by prior reference.

HB 3791 -- Report by Committee on Business, Labor, and Economic Development recommending passage of the A-engrossed bill.

SB 14, 15, 85, 255, 257, 290, 291, 591, 696, 844 -- Read second time and passed to third reading.

SB 5538 A-Eng. -- Read third time. Carried by Miller. On passage of bill the vote was: Ayes, 29; nays, 1—Shields. Bill passed.

SB 5541 A-Eng. -- Read third time. Carried by Trow. On passage of bill the vote was: Ayes, 28; nays, 2—R. Beyer, Shields. Bill passed.

SB 340 A-Eng. -- Read third time. Carried by Duncan. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Burdick. Bill passed.

SB 400 A-Eng. -- Read third time. Carried by Duncan. On passage of bill the vote was: Ayes, 29; nays, 1—R. Beyer. Bill passed.

SB 647 A-Eng. -- Read third time. Carried by Brown. (Clarno in Chair) On passage of bill the vote was: Ayes, 29; nays, 1—R. Beyer. Bill passed.

SB 846 A-Eng. -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 30. Bill passed.

HB 2072, 2336, 2337, 2365, 2372, 2374, 2414, 2444, 2611 -- Read first time and referred to President's desk.

HB 3791 -- Read second time and passed to third reading.

HB 5017 A-Eng. -- Read third time. Carried by Yih. On passage of bill the vote was: Ayes, 27; nays, 3—Deckert, Miller, Shields. Bill passed.

HB 5037 A-Eng. -- Read third time. Carried by Yih. On passage of bill the vote was: Ayes, 26; nays, 4—Burdick, Deckert, Miller, Shields. Bill passed.

The following measures were referred to committee on April 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.

HB 2617 Business, Labor, and Economic Development  
HB 2936 General Government and Transportation  
HB 3586 Natural Resources, Agriculture, Salmon, and Water

SB 511; HB 2211 -- President Derfler signed on April 18.

The Chair announced that the Senate is in receipt of a memorial from the State of Washington. The memorial requests that a joint committee on taxation be established to study the issue of tax fairness for residents residing in one state who are employed, conduct business, or make purchases in the other state. The Chair announced that the memorial is available for review by the members at the Senate Desk and ordered that it be placed in the Original Documents File.

Senate adjourned until 10:45 a.m. Friday by unanimous consent at the request of the Chair.

#### Friday, April 20, 2001--Morning Session

Senate convened at 10:45 a.m. Castillo in Chair. The following members were present: Clarno, Corcoran, Duncan, George, Gordly, Hartung, Metsger, Starr, Trow; absent—Atkinson, L. Beyer, R. Beyer, Brown, Burdick, Courtney, Deckert, Dukes, Ferrioli, Fisher, Hannon, Messerle, Miller, Minnis, Shields, Yih; excused—Carter; attending legislative business—Harper, Nelson, President Derfler.

Call of the Senate demanded by Duncan joined by Trow and Metsger. All present except Atkinson, L. Beyer, R. Beyer, Brown, Burdick, Deckert, Dukes, Ferrioli, Hannon, Messerle, Miller, Minnis, Yih, absent; Carter, excused; Harper, Nelson, attending legislative business. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by implied consent. All present except R. Beyer, Burdick, Deckert, Ferrioli, Miller, Minnis, Yih, absent; Carter, excused; Harper, Nelson, attending legislative business. Senate reassembled. Colors were posted and the

Senate pledged allegiance to the flag. Invocation by Reverend Lloyd Uecker, Forest Grove. Musical performance by Diane Martin and Mike Horner of the Senate and House Lounges.

Courtesies of the Senate were extended to former State Representative Don Stathos at the request of Atkinson.

Courtesies of the Senate were extended to former State Representative Al Densmore at the request of Hannon.

SB 446; HB 2339, 2652, 2663, 2700, 2947, 2950, 3080, 3155, 3159, 3349 -- Message from the House announcing passage.

SB 510, 843 -- Message from the House announcing passage as amended by the House.

Committee Report Summary No. 61 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SJR 24 -- Report by Committee on Rules and Redistricting recommending adoption with amendments.

SJR 40 -- Report by Committee on Rules and Redistricting recommending adoption with amendments.

SB 52 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments and be referred to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 80 -- Report by Committee on Judiciary recommending passage. Referred to Committee on Ways and Means by prior reference.

SB 145 -- Report by Committee on Judiciary recommending passage with amendments. Referred to Committee on Ways and Means by prior reference.

SB 695 -- Report by Committee on General Government and Transportation recommending passage with amendments.

SB 801 -- Report by Committee on Business, Labor, and Economic Development 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.

SJM 2; SB 51, 208, 216, 773 -- Read second time and passed to third reading.

SB 14, 15 -- Moved to the head of today's third reading calendar by unanimous consent at the request of the Chair.

SB 14 A-Eng. -- Read third time. Carried by Courtney, George. On passage of bill the vote was: Ayes, 27; excused, 1—Carter; attending legislative business, 2—Harper, Nelson. Bill passed.

SB 15 A-Eng. -- Read third time. Carried by Courtney, George. On passage of bill the vote was: Ayes, 27; excused,

1—Carter; attending legislative business, 2—Harper, Nelson. Bill passed.

Courtesies of the Senate were extended to former State Representative Larry Sowa at the request of Duncan.

SJR 21 A-Eng. -- Read final time. Carried by Courtney, George. On adoption of resolution, the vote was: Ayes, 26; nays, 1—R. Beyer; excused, 1—Carter; attending legislative business, 2—Harper, Nelson. Resolution adopted.

SJR 22 A-Eng. -- Read final time. Carried by Courtney, George. On adoption of resolution, the vote was: Ayes, 26; nays, 1—R. Beyer; excused, 1—Carter; attending legislative business, 2—Harper, Nelson. Resolution adopted.

SB 85 A-Eng. -- Read third time. Carried by Metsger. Call of the Senate demanded by Brown joined by Corcoran and Burdick. All present except Fisher, absent; Carter, excused; Clarno, Harper, Nelson, attending legislative business. Pending arrival of Fisher, Senate at ease. Fisher arrived. All present except Carter, excused; Clarno, Harper, Nelson, attending legislative business. On passage of bill the vote was: Ayes, 24; nays, 2—R. Beyer, Messerle; excused, 1—Carter; attending legislative business, 3—Clarno, Harper, Nelson. Bill passed.

SB 255, 257, 290, 291, 591, 696, 844 -- Carried over to April 23 calendar by unanimous consent at the request of the Chair.

HB 2339, 2652, 2663, 2700, 2947, 2950, 3080, 3155, 3159, 3349 -- Read first time and referred to President's desk.

HB 3791 -- Carried over to April 23 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on April 19 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.

HJR 19 Rules and Redistricting  
 HB 2072 Judiciary  
 HB 2172 Rules and Redistricting  
 HB 2207 Revenue  
 HB 2336 Judiciary  
 HB 2337 Judiciary  
 HB 2365 Judiciary  
 HB 2372 Judiciary  
 HB 2374 Judiciary  
 HB 2414 Judiciary  
 HB 2444 Judiciary  
 HB 2611 Judiciary  
 HB 2624 Business, Labor, and Economic Development  
 HB 2670 Revenue  
 HB 3208 Health and Human Services  
 HB 3239 Natural Resources, Agriculture, Salmon, and Water  
 HB 3359 Business, Labor, and Economic Development  
 HB 3364 General Government and Transportation

The Chair announced that President Derfler made the following committee assignment:

## COMMITTEE ON JOINT WAYS AND MEANS

Senator Kate Brown

Senate adjourned until 10:45 a.m. Monday by unanimous consent at the request of the Chair.

**Monday, April 23, 2001--Morning Session**

Senate convened at 10:45 a.m. President Derfler in Chair. The following members were present: Harper, Hartung, Minnis, Starr; absent—Atkinson, L. Beyer, R. Beyer, Burdick, Carter, Castillo, Clarno, Corcoran, Courtney, Deckert, Dukes, Duncan, Ferrioli, Fisher, George, Gordly, Hannon, Metsger, Miller, Nelson, Shields, Trow, Yih; excused—Brown, Messerle. (Hartung in Chair)

Call of the Senate demanded by Harper joined by Gordly and Minnis. All present except Atkinson, L. Beyer, R. Beyer, Burdick, Carter, Castillo, Clarno, Corcoran, Courtney, Deckert, Dukes, Duncan, George, Metsger, Miller, Nelson, Shields, Yih, absent; Brown, Messerle, excused. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by implied consent. All present except L. Beyer, R. Beyer, Clarno, Deckert, Dukes, Metsger, Shields, Yih, absent; Brown, excused. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Associate Pastor Kris Voss-Rothmeier, Milwaukie Presbyterian Church.

SB 5521; 214, 275, 387 -- Message from the Governor announcing he signed on April 20.

HB 2009, 2600, 2908, 2937, 2972, 3037, 3039, 3064, 3145, 3207, 3486, 3915 -- Message from the House announcing passage.

SJR 32; HR 3 -- Message from the House announcing adoption.

SJM 3; SB 410, 612; HB 2040 -- Message from the House announcing the Speaker signed on April 20.

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.

SJM 7 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending adoption.

SM 1 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending adoption.

SB 229 -- Report by Committee on Revenue recommending passage with amendments to the A-engrossed bill.

SB 654 -- Report by Committee on Judiciary recommending passage with amendments.

SB 51, 208 -- Taken from their places on today's third reading calendar and placed on April 24 calendar by unanimous consent on motion of Messerle.

SB 773 -- Taken from its place on today's third reading calendar and placed on April 24 calendar by unanimous consent on motion of Minnis.

SB 510 A-Eng. -- Ferrioli moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 27; excused, 1—Brown; attending legislative business, 2—Nelson, President Derfler. Bill repassed.

SJM 7; SJR 24, 40; SM 1; SB 695 -- Read second time and passed to third reading.

SB 255 -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 26; nays, 1—Hannon; excused, 1—Brown; attending legislative business, 2—Nelson, President Derfler. Bill passed.

SB 257 -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 27; excused, 1—Brown; attending legislative business, 2—Nelson, President Derfler. Bill passed.

SB 290 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

SB 291 A-Eng. -- Read third time. Carried by Minnis. On passage of bill the vote was: Ayes, 24; excused, 2—Brown, Courtney; attending legislative business, 4—Atkinson, Nelson, Yih, President Derfler. Bill passed.

SB 591 A-Eng. -- Read third time. Carried by Minnis. On passage of bill the vote was: Ayes, 24; excused, 2—Brown, Courtney; attending legislative business, 4—Atkinson, Nelson, Yih, President Derfler. Bill passed. Ferrioli, absent when the roll was called, granted unanimous consent to be recorded as voting aye.

SB 696 -- Read third time. Carried by George. On passage of bill the vote was: Ayes, 25; excused, 2—Brown, Courtney; attending legislative business, 3—Atkinson, Nelson, Yih. Bill passed.

SB 844 -- Read third time. Carried by Dukes. On passage of bill the vote was: Ayes, 27; excused, 2—Brown, Courtney; attending legislative business, 1—Nelson. Bill passed.

SJM 2 A-Eng. -- Read final time. Carried by Gordly. On adoption of memorial, the vote was: Ayes, 26; nays, 1—Hannon; excused, 2—Brown, Courtney; attending legislative business, 1—Nelson. Memorial adopted.

SB 216, 290 -- Taken from their places on today's third reading calendar and placed on April 24 calendar by unanimous consent on motion of the Chair.

HB 2009, 2600, 2908, 2937, 2972, 3037, 3039, 3064, 3145, 3207, 3486, 3915 -- Read first time and referred to President's desk.

HB 3791 A-Eng. -- Read third time. Carried by Corcoran. On passage of bill the vote was: Ayes, 27; absent, 1—Carter; excused, 2—Brown, Courtney. Bill passed.

The following measures were referred to committee on April 20 and recorded on Committee Referral List No. 66 which was distributed to members. Referral list recorded in the Journal and Status Report by order of the President.

HB 2339 Judiciary  
 HB 2652 Health and Human Services  
 HB 2663 Judiciary  
 HB 2947 Judiciary  
 HB 2950 Judiciary  
 HB 3080 Revenue  
 HB 3159 Information Management and Technology  
 HB 3349 General Government and Transportation

HB 2040 -- President Derfler signed on April 23.

Senate adjourned until 10:45 a.m. Tuesday by unanimous consent at the request of the Chair.

**Tuesday, April 24, 2001--Morning Session**

Senate convened at 10:45 a.m. Nelson in Chair. The following members were present: Atkinson, R. Beyer, Fisher, Harper, Hartung, Starr, Trow, President Derfler; absent—L. Beyer, Brown, Burdick, Carter, Castillo, Clarno, Corcoran, Courtney, Deckert, Dukes, Duncan, Ferrioli, Gordly, Hannon, Messerle, Metsger, Miller, Minnis, Shields, Yih; attending legislative business—George. (Hartung in Chair)

Call of the Senate demanded by Nelson joined by Messerle and Trow. All present except Atkinson, L. Beyer, Burdick, Carter, Castillo, Clarno, Courtney, Deckert, Duncan, Ferrioli, Metsger, Miller, Shields, Yih, absent; George, attending legislative business. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by implied consent. All present except Atkinson, L. Beyer, Burdick, Castillo, Deckert, Metsger, Shields, Yih, absent; George, attending legislative business. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Pastor Sydney Bell, Englewood Church, Salem.

SB 5522, 5523, 5534; 193, 391, 409 -- Message from the Governor announcing he signed on April 23.

SB 310; HB 2212, 2428, 2560, 2781, 3260 -- Message from the House announcing passage.

HCR 7; HJM 22 -- 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.

SB 209 -- Report by Committee on Business, Labor, and Economic Development recommending passage with amendments and 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 210 -- Report by Committee on Health and Human Services recommending passage with amendments to the A-engrossed bill.

SB 569 -- Report by Committee on Health and Human Services recommending passage with amendments.

SB 694 -- Report by Committee on Education recommending passage.

SB 929 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments. Referred to Committee on Ways and Means by order of the President.

SB 961 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage.

HCR 5 -- Report by Committee on General Government and Transportation recommending adoption.

HJM 9 -- Report by Committee on Education recommending adoption of the A-engrossed memorial.

HJM 10 -- Report by Committee on General Government and Transportation recommending adoption of the A-engrossed memorial.

HB 2022 -- Report by Committee on General Government and Transportation recommending passage of the A-engrossed bill.

HB 2176 -- Report by Committee on Education recommending passage of the A-engrossed bill.

HB 2198 -- Report by Committee on Education recommending passage.

HB 2588 -- Report by Committee on Business, Labor, and Economic Development recommending passage.

HB 2682 -- Report by Committee on Education recommending passage.

HB 2767 -- Report by Committee on Judiciary recommending passage of the A-engrossed bill.

HB 2914 -- Report by Committee on General Government and Transportation recommending passage of the A-engrossed bill.

HB 2945 -- Report by Committee on Judiciary recommending passage with amendments to the A-engrossed bill.

HB 2987 -- Report by Committee on General Government and Transportation recommending passage of the A-engrossed bill.

HB 3290 -- Report by Committee on Education recommending passage.

HB 3358 -- Report by Committee on Business, Labor, and Economic Development recommending passage.

HB 3389 -- Report by Committee on Information Management and Technology recommending passage.

SB 843 B-Eng. -- Harper moved that the Senate concur in House amendments and repass bill. On concurrence and repassage the vote was: Ayes, 28; nays, 1—R. Beyer; attending legislative business, 1—George. Bill repassed.

SB 229, 654, 694, 961 -- Read second time and passed to third reading.

SJM 7 -- Read final time. Carried by Atkinson. On adoption of memorial, the vote was: Ayes, 29; attending legislative business, 1—George. Memorial adopted.

SJR 24 A-Eng. -- Read final time. Carried by Trow. Call of the Senate demanded by Trow joined by Messerle and R. Beyer. All present except Yih, absent; George, attending legislative business. Pending arrival of Yih, Senate at ease. Yih arrived. All present except George, attending legislative business. Senate reassembled. On adoption of resolution, the vote was: Ayes, 16; nays, 13—Atkinson, Brown, Clarno, Corcoran, Deckert, Dukes, Ferrioli, Fisher, Harper, Metsger, Miller, Starr, Yih; attending legislative business, 1—George. Resolution adopted.

SJR 40 A-Eng. -- Read final time. Carried by Miller. Call of the Senate demanded by Miller joined by Metsger and Messerle. All present except George, attending legislative business. On adoption of resolution, the vote was: Ayes, 18; nays, 11—Brown, Burdick, Carter, Castillo, Corcoran, Deckert, Ferrioli, Fisher, Hannon, Shields, Trow; attending legislative business, 1—George. Resolution adopted.

SM 1 -- Read final time. Carried by R. Beyer. On adoption of memorial, the vote was: Ayes, 29; attending legislative business, 1—George. Memorial adopted.

SB 51 A-Eng. -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 28; excused, 1—Dukes; attending legislative business, 1—George. Bill passed.

SB 208 A-Eng. -- Read third time. Carried by Messerle. On passage of bill the vote was: Ayes, 28; excused, 1—Dukes; attending legislative business, 1—George. Bill passed.

SB 216 A-Eng. -- Read third time. Carried by Courtney. On passage of bill the vote was: Ayes, 27; excused, 1—Dukes; attending legislative business, 2—George, Shields. Bill passed.

SB 290 A-Eng. -- Read third time. Carried by Courtney. On passage of bill the vote was: Ayes, 28; attending legislative business, 2—George, Shields. Bill passed.

SB 695 A-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 28; attending legislative business, 2—George, Shields. Bill passed.

SB 773 A-Eng. -- Read third time. Carried by Brown. On passage of bill the vote was: Ayes, 25; nays, 2—R. Beyer, Harper; attending legislative business, 3—Burdick, George, Shields. Bill passed.

HCR 7; HJM 22; HB 2212, 2428, 2560, 2781, 3260 -- Read first time and referred to President's desk.

HCR 5; HJM 9, 10; HB 2022, 2176, 2198, 2588, 2682, 2767, 2914, 2987, 3290, 3358, 3389 -- Read second time and passed to third reading. (President Derfler in Chair)

The following measures were referred to committee on April 23 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 2009 Business, Labor, and Economic Development  
 HB 2600 Judiciary  
 HB 2700 Health and Human Services  
 HB 2937 General Government and Transportation  
 HB 2972 Judiciary  
 HB 3037 Judiciary  
 HB 3039 Natural Resources, Agriculture, Salmon, and Water  
 HB 3064 General Government and Transportation  
 HB 3145 Health and Human Services  
 HB 3207 Business, Labor, and Economic Development  
 HB 3486 Natural Resources, Agriculture, Salmon, and Water  
 HB 3915 Judiciary

President Derfler announced that the following committee will be deactivated, effective noon today:

#### **General Government and Transportation**

President Derfler announced the following changes in committee assignments effective immediately:

#### **PACIFIC MARINE FISHERIES COMMISSION (ORS 507.050)**

Senator Gary George (discharged)  
 Senator Ken Messerle (appointed)

Senate adjourned until 10:45 a.m. Wednesday by unanimous consent at the request of the Chair.

#### **Wednesday, April 25, 2001--Morning Session**

Senate convened at 10:45 a.m. President Pro Tempore Hartung in Chair. The following members were present: Atkinson, L. Beyer, Messerle, Metsger; absent—R. Beyer, Brown, Burdick, Carter, Castillo, Clarno, Corcoran, Courtney, Deckert, Dukes, Duncan, Ferrioli, Fisher, George, Gordly, Hannon, Harper, Miller, Minnis, Nelson, Shields, Starr, Trow, Yih; attending legislative business—President Derfler.

Call of the Senate demanded by Messerle joined by Metsger and L. Beyer. All present except R. Beyer, Brown, Burdick, Carter, Castillo, Clarno, Corcoran, Courtney, Deckert, Duncan, Ferrioli, Fisher, George, Gordly, Hannon, Miller, Minnis, Nelson, Shields, Yih, absent; President Derfler, attending legislative business. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by implied consent. All present except R. Beyer, Brown, Burdick, Carter, Ferrioli, Fisher, George, Shields, Yih, absent. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Reverend Richard Morrow, Union Gospel Mission, Salem. Musical performance by Grady Goodall, Senate majority office.

HB 2008, 2281, 2728, 2822, 2942, 2944, 3323, 3352, 3374, 3596, 3669, 3858 -- 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.

SB 212 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments.

SB 383 -- Report by Committee on Business, Labor, and Economic Development recommending passage with amendments.

SB 960 -- Report by Committee on Rules and Redistricting recommending passage with amendments.

HB 2344 -- Report by Committee on Judiciary recommending passage of the A-engrossed bill.

HB 2385 -- Report by Committee on Judiciary recommending passage of the A-engrossed bill.

HB 2565 -- Report by Committee on General Government and Transportation recommending passage with amendments to the A-engrossed bill.

SB 963 -- Introduced, read first time and referred to President's desk.

SB 209, 569-- Read second time and passed to third reading.

SB 229 B-Eng. -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 25; nays, 2—Trow, Yih; absent, 1—George; attending legislative business, 2—Gordly, Nelson. Bill passed.

SB 654 A-Eng. -- Read third time. Carried by Minnis. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—R. Beyer. Bill passed.

SB 694 -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 23; nays, 6—Burdick, Corcoran, Hannon, Shields, Trow, Yih; attending legislative business, 1—R. Beyer. Bill passed.

SB 961 -- Read third time. Carried by Shields. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—R. Beyer. Bill passed.

HB 2008, 2281, 2728, 2822, 2942, 2944, 3323, 3352, 3374, 3596, 3669, 3858 -- Read first time and referred to President's desk.

HB 2344, 2385, 2945 -- Read second time and passed to third reading.

HCR 5 -- Read final time. Carried by Atkinson. Rules suspended by unanimous consent on motion of Atkinson in order to use a visual aid on the floor. On adoption of resolution, the vote was: Ayes, 28; attending legislative business, 2—R. Beyer, Yih. Resolution adopted. (Miller in Chair)

HJM 9 A-Eng. -- Read final time. Carried by Deckert. On adoption of memorial, the vote was: Ayes, 27; attending legislative business, 3—R. Beyer, Corcoran, Yih. Memorial adopted.

HJM 10 A-Eng. -- Read final time. Carried by George. On adoption of memorial, the vote was: Ayes, 27; absent, 2—Dukes, George; attending legislative business, 1—R. Beyer. Memorial adopted.

HB 2022 A-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 29; nays, 1—Yih. Bill passed.

HB 2176 A-Eng. -- Read third time. Carried by Starr. On passage of bill the vote was: Ayes, 28; nays, 1—Hannon; attending legislative business, 1—Brown. Bill passed.

HB 2198 -- Read third time. Carried by Hartung. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Brown. Bill passed.

HB 2588 -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Brown. Bill passed.

HB 2682 -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 27; nays, 1—Hannon; absent, 1—Fisher; attending legislative business, 1—Brown. Bill passed.

HB 2767 A-Eng. -- Read third time. Carried by Minnis. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Brown. Bill passed.

HB 2914 A-Eng. -- Read third time. Carried by Carter. On passage of bill the vote was: Ayes, 28; attending legislative business, 2—Atkinson, Brown. Bill passed.

HB 2987 A-Eng. -- Read third time. Carried by Metsger. On passage of bill the vote was: Ayes, 22; nays, 7—Burdick, Castillo, Corcoran, Courtney, Gordly, Shields, Trow; excused, 1—Deckert. Bill passed.

HB 3290 -- Moved to the foot of today's third reading calendar by unanimous consent at the request of the Chair.

HB 3358 -- Read third time. Referred to Committee on Ways and Means by unanimous consent on motion of R. Beyer.

HB 3290, 3389 -- Carried over to April 26 calendar by unanimous consent at the request of the Chair.

The following measures were referred to committee on April 24 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.

HCR 7 Rules and Redistricting  
HJM 22 Natural Resources, Agriculture, Salmon, and Water  
HB 2212 Information Management and Technology  
HB 2428 Judiciary  
HB 2560 Judiciary; Ways and Means  
HB 2781 Judiciary

HB 2908 Rules and Redistricting  
 HB 3155 Rules and Redistricting  
 HB 3260 Judiciary

Senate adjourned until 10:30 a.m. Thursday by unanimous consent at the request of the Chair.

**Thursday, April 26, 2001--Morning Session**

Senate convened at 10:30 a.m. President Derfler in Chair. The following members were present: Atkinson, R. Beyer, Clarno, Corcoran, Courtney, Deckert, Dukes, Duncan, Fisher, George, Gordly, Hannon, Harper, Hartung, Messerle, Metsger, Miller, Nelson, Trow; absent—Burdick, Carter, Minnis, Shields; attending legislative business—L. Beyer, Brown, Castillo, Ferrioli, Starr, Yih. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Elder Greg Ford and Elder Byron Hall, Missionaries, Church of Jesus Christ of Latter Day Saints.

The following messages from the Governor were read and referred to the President's desk:

April 25, 2001

TO THE HONORABLE PRESIDENT OF THE SENATE  
 OF THE 71ST LEGISLATIVE ASSEMBLY

ORS 409.100 provides that the Governor shall appoint the Director of the Department of Human Services, subject to Senate confirmation in the manner provided by ORS 171.562 and ORS 171.565.

I appoint Bobby Mink of Salem as Director of the Department of Human Services for a term beginning May 15, 2001, and serving at the pleasure of the Governor, effective upon Senate confirmation.

This appointment is submitted for your consideration.

Sincerely,  
 John Kitzhaber  
 Governor

HB 2413, 2575, 2605, 2744, 3500, 3634 -- Message from the House announcing passage.

HB 2727 -- Message from the House announcing Simmons, Hill, Schrader appointed House conferees.

HB 5013, 5017, 5019, 5020; 2132, 2458 -- 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 353 -- Report by Committee on Judiciary recommending passage with amendments.

SB 479 -- Report by Committee on Revenue recommending passage of the A-engrossed bill.

SB 579 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments.

SB 945 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments. Referred to Committee on Ways and Means by order of the President.

SB 946 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage. Referred to Committee on Ways and Means by order of the President.

HB 2051 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments to the A-engrossed bill.

HB 2165 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage.

HB 2224 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage.

HB 2393 -- Report by Committee on Judiciary recommending passage of the A-engrossed bill. Referred to Committee on Ways and Means by prior reference.

Report by Committee on Rules and Redistricting recommending that the Governor's appointment of Carol Suzuki (appearance waived) to the Commission on Asian Affairs be confirmed.

Report by Committee on Rules and Redistricting recommending that the Governor's appointment of Daniel Glode (appearance waived) to the Oregon Criminal Justice Commission be confirmed.

Report by Committee on Rules and Redistricting recommending that the Governor's reappointments of Melissa Grant (a) (appearance waived), Kenneth Johnson (appearance waived) and Linda Latshaw (appearance waived) to the Oregon Board of Dentistry be confirmed en bloc.

Report by Committee on Rules and Redistricting recommending that the Governor's appointment of Christopher Heffernan (appearance waived) to the State Board of Forestry be confirmed.

Report by Committee on Rules and Redistricting recommending that the Governor's appointment of Edwin Golobay (appearance waived) to the Oregon Government Standards and Practices Commission be confirmed.

Report by Committee on Rules and Redistricting recommending that the Governor's appointment of Lynn Cameron (appearance waived), Estill Deitz (appearance waived), Michael Goldhammer (appearance waived), and Genevieve Graham (appearance waived) to the Home Care Commission be confirmed en bloc.

Report by Committee on Rules and Redistricting recommending that the Governor's appointment of Edward Mouery (appearance waived) to the Oregon Board of Investigators be confirmed.

Report by Committee on Rules and Redistricting recommending that the Governor's appointment of Sheridan

Thiringer (appearance waived) to the Board of Medical Examiners be confirmed.

Report by Committee on Rules and Redistricting recommending that the Governor's appointment of Todd Thorne (appearance waived) to the Oregon Racing Commission be confirmed.

Report by Committee on Rules and Redistricting recommending that the Governor's reappointment of Elizabeth Harchenko (appearance waived) as the Director of Revenue Department be confirmed.

SB 964, 965, 966 -- Introduced, read first time and referred to President's desk.

SB 212, 383, 479, 960 -- Read second time and passed to third reading.

SB 209 A-Eng. -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 17; nays, 9—Brown, Burdick, Castillo, Duncan, Hannon, Harper, Miller, Minnis, Trow; attending legislative business, 4—L. Beyer, Ferrioli, Starr, Yih. Bill passed.

SB 210 B-Eng. -- Read third time. Carried by Minnis. On passage of bill the vote was: Ayes, 28; attending legislative business, 2—Ferrioli, Yih. Bill passed.

SB 569 A-Eng. -- Read third time. Carried by Carter. On passage of bill the vote was: Ayes, 27; nays, 1—Hannon; attending legislative business, 2—Ferrioli, Yih. Bill passed.

HB 2413, 2575, 2605, 2744, 3500, 3634 -- Read first time and referred to President's desk.

HB 2165, 2224, 2565 -- Read second time and passed to third reading.

HB 3290 -- Read third time. Carried by Gordly. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Yih. Bill passed.

HB 3389 -- Read third time. Carried by Courtney. On passage of bill the vote was: Ayes, 26; nays, 3—Corcoran, Gordly, Hannon; attending legislative business, 1—Yih. Bill passed.

HB 2344 A-Eng. -- Read third time. Carried by R. Beyer. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Yih. Bill passed.

HB 2385 A-Eng. -- Read third time. Carried by R. Beyer. On passage of bill the vote was: Ayes, 29; attending legislative business, 1—Yih. Bill passed.

HB 2945 B-Eng. -- Read third time. Carried by Minnis. On passage of bill the vote was: Ayes, 28; nays, 1—Hannon; attending legislative business, 1—Yih. Bill passed.

Courtesies of the Senate were extended to former State Senator Thomas Wilde at the request of Fisher.

The following measures were referred to committee on April 25 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.

SB 963 Ways and Means  
 HB 2281 Revenue  
 HB 2728 Business, Labor, and Economic Development  
 HB 2822 Education  
 HB 2942 Judiciary  
 HB 2944 Judiciary  
 HB 3323 Rules and Redistricting  
 HB 3352 Education  
 HB 3374 Information Management and Technology  
 HB 3596 Business, Labor, and Economic Development  
 HB 3669 Judiciary  
 HB 3858 Natural Resources, Agriculture, Salmon, and Water

Senate adjourned until 10:30 a.m. Friday by unanimous consent at the request of the Chair.

#### Friday, April 27, 2001--Morning Session

Senate convened at 10:30 a.m. President Derfler in Chair. The following members were present: Atkinson, Hannon, Hartung, Messerle, Metsger, Nelson, Trow; absent—L. Beyer, R. Beyer, Burdick, Carter, Castillo, Clarno, Corcoran, Courtney, Deckert, Dukes, Duncan, Ferrioli, Fisher, George, Gordly, Miller, Shields, Starr, Yih; excused—Minnis; attending legislative business—Brown, Harper.

Call of the Senate demanded by Atkinson joined by Metsger and Messerle. All present except L. Beyer, R. Beyer, Burdick, Castillo, Clarno, Corcoran, Dukes, Duncan, Ferrioli, George, Gordly, Shields, Yih, absent; Minnis, excused; Brown, Harper, attending legislative business. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by implied consent. All present except L. Beyer, Burdick, Castillo, Clarno, George, Shields, Yih, absent; Minnis, excused; Brown, Harper, attending legislative business. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation and musical performance by Senator Margaret Carter, North Portland.

SB 489 -- Message from the Governor announcing he signed on April 25.

SB 5548 -- Message from the Governor announcing he signed on April 26.

HB 2840, 2906, 3620, 3660, 3953 -- Message from the House announcing passage.

HJM 16; HB 2158 -- Message from the House announcing the Speaker signed on April 26.

Committee Report Summary No. 66 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SJM 6 -- Report by Committee on Health and Human Services recommending adoption with amendments.

SJR 39 -- Report by Committee on Health and Human Services recommending adoption with amendments.

SB 172 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments.

SB 246 -- Report by Committee on Health and Human Services recommending passage with amendments.

SB 568 -- Report by Committee on Health and Human Services recommending passage with amendments.

SB 724 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments.

SB 769 -- Report by Committee on Health and Human Services recommending passage with amendments and be referred to Committee on Ways and Means. Referred to Committee on Ways and Means by order of the President.

SB 943 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage with amendments.

HB 2226 -- Report by Committee on Health and Human Services recommending passage of the A-engrossed bill.

HB 2353 -- Report by Committee on Judiciary recommending passage with amendments to the A-engrossed bill.

HB 2469 -- Report by Committee on Health and Human Services recommending passage with amendments to the A-engrossed bill.

HB 2491 -- Report by Committee on Health and Human Services recommending passage.

HB 2548 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage of the A-engrossed bill.

HB 2571 -- Report by Committee on Health and Human Services recommending passage.

HB 2674 -- Report by Committee on Rules and Redistrict recommending passage with amendments to the A-engrossed bill.

HB 2842 -- Report by Committee on Natural Resources, Agriculture, Salmon, and Water recommending passage of the A-engrossed bill.

Senate at ease. Senate reassembled.

Rules suspended by unanimous consent on motion of Harper in order that the Senate may take en bloc action on the confirmation of the following appointments:

**Commission on Asian Affairs**

Carol Suzuki

**Oregon Criminal Justice Commission**

Daniel Glode

**Oregon Board of Dentistry**

Melissa Grant  
Kenneth Johnson (r)  
Linda Latshaw (r)

**Oregon Government Standards and Practices Commission**

Edwin Golobay

**Home Care Commission**

Lynn Cameron  
Estill Deitz  
Michael Goldhammer  
Genevieve Graham

**Oregon Board of Investigators**

Edward Mouery

**Board of Medical Examiners**

Sheridan Thiringer

**Oregon Racing Commission**

Todd Thorne

**Director of Department of Revenue**

Elizabeth Harchenko (r)

Under rules suspension, Harper moved that the Senate confirm en bloc the Governor's appointments as listed in the motion to suspend the rules. On confirmation the vote was: Ayes, 29; excused, 1—Minnis. Confirmed en bloc.

Atkinson moved that the Senate confirm the Governor's appointment of Christopher Heffernan to the State Board of Forestry. On confirmation the vote was: Ayes, 29; excused, 1—Minnis. Confirmed.

SM 2; SB 967, 968 -- Introduced, read first time and referred to President's desk.

SB 353, 579 -- Read second time and passed to third reading.

SB 212 A-Eng. -- Read third time. Carried by Deckert. On passage of bill the vote was: Ayes, 25; nays, 3—Burdick, George, Shields; excused, 1—Minnis; attending legislative business, 1—Clarno. Bill passed. Without objection, George declared potential conflict of interest after the vote.

SB 383 A-Eng. -- Read third time. Carried by R. Beyer. Call of the Senate demanded by Atkinson joined by Starr and Nelson. All present except Minnis, excused; Clarno, attending legislative business. Pending arrival of Clarno, Senate at ease. Clarno arrived. All present except Minnis, excused. Senate reassembled. On passage of bill the vote was: Ayes, 18; nays, 11—L. Beyer, Brown, Burdick, Carter, Castillo, Corcoran, Courtney, Gordly, Metsger, Shields, Trow; excused, 1—Minnis. Bill passed.

SB 479 A-Eng. -- Read third time. Carried by L. Beyer. On passage of bill the vote was: Ayes, 22; nays, 7—Burdick,

Corcoran, Hannon, Miller, Shields, Trow, Yih; excused, 1—Minnis. Bill passed. Miller granted unanimous consent to change from aye to nay.

SB 960 A-Eng. -- Read third time. Carried by Brown. On passage of bill the vote was: Ayes, 28; excused, 1—Minnis; attending legislative business, 1—Shields. Bill passed.

HB 2840, 2906, 3620, 3660, 3953 -- Read first time and referred to President's desk.

HB 2051, 2226, 2491, 2548, 2571, 2842 -- Read second time and passed to third reading.

HB 2165 -- Read third time. Carried by Messerle. On passage of bill the vote was: Ayes, 28; excused, 1—Minnis; attending legislative business, 1—Shields. Bill passed.

HB 2224 -- Read third time. Carried by Atkinson. On passage of bill the vote was: Ayes, 25; nays, 3—Corcoran, Hannon, Trow; excused, 1—Minnis; attending legislative business, 1—Shields. Bill passed.

HB 2565 B-Eng. -- Read third time. Carried by Messerle. Potential conflict of interest declared by Castillo. On passage of bill the vote was: Ayes, 24; nays, 2—Burdick, Dukes; excused, 2—Carter, Minnis; attending legislative business, 2—R. Beyer, Shields. Bill passed.

The following measures were referred to committee on April 26 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.

SB 964 Ways and Means

SB 965 Rules and Redistricting

HB 2008 Natural Resources, Agriculture, Salmon, and Water

HB 2413 Judiciary

HB 2575 Rules and Redistricting

HB 2605 Natural Resources, Agriculture, Salmon, and Water

HB 3500 Business, Labor, and Economic Development

HB 3634 Natural Resources, Agriculture, Salmon, and Water

**Director of Human Services Department (ORS 409.100)**

Bobby Mink Rules and Redistricting

HJM 16; HB 2158 -- President Derfler signed on April 27.

HB 2727 -- Courtney, Duncan, Nelson appointed Senate conferees.

Senate adjourned until 10:45 a.m. Monday by unanimous consent at the request of the Chair.

**Monday, April 30, 2001--Morning Session**

Senate convened at 10:45 a.m. President Derfler in Chair. The following members were present: Atkinson, L. Beyer, R. Beyer, Brown, Clarno, Corcoran, Courtney, Dukes, Duncan, Fisher, George, Hannon, Harper, Hartung, Metsger, Miller, Nelson, Starr, Trow; absent—Carter, Castillo, Deckert, Ferrioli, Gordly, Minnis, Shields, Yih; excused—Burdick, Messerle. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Senator Tom Hartung, Cedar Mill.

HB 5027; 2153, 2382, 2918, 3049, 3119, 3123, 3192, 3664, 3665, 3682, 3885, 3964 -- Message from the House announcing passage.

HR 5 -- Message from the House announcing adoption.

Committee Report Summary No. 67 listing the following reports was distributed to members today. Summary list recorded in Journal and Status Report by order of the President.

SB 911 -- Report by Committee on Business, Labor, and Economic Development recommending passage.

HB 2041 -- Report by Committee on Judiciary recommending passage.

HB 2042 -- Report by Committee on Judiciary recommending passage.

HB 2185 -- Report by Committee on Business, Labor, and Economic Development recommending passage of the A-engrossed bill.

HB 2188 -- Report by Committee on Business, Labor, and Economic Development recommending passage.

HB 2245 -- Report by Committee on Business, Labor, and Economic Development recommending passage.

HB 2254 -- Report by Committee on Business, Labor, and Economic Development recommending passage.

HB 2414 -- Report by Committee on Judiciary recommending passage of the A-engrossed bill.

HB 2668 -- Report by Committee on Business, Labor, and Economic Development recommending passage of the A-engrossed bill.

HB 2829 -- Report by Committee on Business, Labor, and Economic Development recommending passage.

SJR 23, 31; SB 107, 159, 244, 421, 502, 635, 740, 767, 816, 817, 818, 821, 862, 889; HCR 1, 9; HB 2133, 2134, 2135, 2136, 2137, 2138, 2141, 2178, 2234, 2262, 2354, 2433, 2562, 2569, 2638, 2656, 2722, 2746, 2818, 2866, 2936, 2937, 3056, 3065, 3066, 3111, 3349, 3364 -- Harper moved that bills be withdrawn en bloc from Committee on General Government and Transportation. Motion carried by unanimous consent.

SJR 23, 31; SB 107, 159, 244, 421, 502, 635, 740, 767, 816, 817, 818, 821, 862, 889; HCR 1, 9; HB 2133, 2134, 2135, 2136, 2137, 2138, 2141, 2178, 2234, 2262, 2354, 2433, 2562, 2569, 2638, 2656, 2722, 2746, 2818, 2866, 2936, 2937, 3056, 3065, 3066, 3111, 3349, 3364 -- Rules suspended by implied consent on motion of Harper to transmit bills to President's desk for referral to committee.

SJM 6; SJR 39; SB 172, 246, 568, 724, 911, 943 -- Read second time and passed to third reading.

SB 353 A-Eng. -- Read third time. Carried by Harper. On passage of bill the vote was: Ayes, 27; excused, 2—Burdick, Messerle; attending legislative business, 1—Atkinson. Bill passed.

SB 579 A-Eng. -- Read third time. Carried by R. Beyer. On passage of bill the vote was: Ayes, 26; nays, 2—George, Miller; excused, 2—Burdick, Messerle. Bill passed.

HB 5027: 2153, 2382, 2918, 3049, 3119, 3123, 3192, 3664, 3665, 3682, 3885, 3964 -- Read first time and referred to President's desk.

HB 2041, 2042, 2185, 2188, 2245, 2254, 2353, 2414, 2469, 2668, 2674, 2829 -- Read second time and passed to third reading.

HB 2051 B-Eng. -- Read third time. Taken from its place on today's third reading calendar and rereferred to Committee on Natural Resources, Agriculture, Salmon, and Water by unanimous consent on motion of R. Beyer.

HB 2226 A-Eng. -- Read third time. Carried by Fisher. On passage of bill the vote was: Ayes, 28; excused, 2—Burdick, Messerle. Bill passed.

HB 2491 -- Read third time. Carried by Shields. On passage of bill the vote was: Ayes, 28; excused, 2—Burdick, Messerle. Bill passed.

HB 2548 A-Eng. -- Read third time. Taken from its place on today's third reading calendar and placed on May 1 calendar by unanimous consent on motion of Shields.

HB 2571 -- Read third time. Carried by Fisher. On passage of bill the vote was: Ayes, 26; excused, 2—Burdick, Messerle; attending legislative business, 2—Hannon, Yih. Bill passed.

HB 2842 A-Eng. -- Read third time. Carried by Shields. On passage of bill the vote was: Ayes, 25; nays, 1—Miller; excused, 2—Burdick, Messerle; attending legislative business, 2—Hannon, Yih. Bill passed.

The following measures were referred to committee on April 27 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.

SM 2 Rules and Redistricting  
 SB 967 Judiciary  
 SB 968 Rules and Redistricting  
 HB 2744 Business, Labor, and Economic Development  
 HB 2840 Judiciary  
 HB 2906 Rules and Redistricting  
 HB 3620 Business, Labor, and Economic Development  
 HB 3660 Business, Labor, and Economic Development  
 HB 3953 Business, Labor, and Economic Development

President Derfler announced the following committee assignments effective today:

#### SENATE SPECIAL COMMITTEE ON PUBLIC AFFAIRS

Senator Verne Duncan, Chair  
 Senator Rick Metsger, Vice-chair  
 Senator Bev Clarno  
 Senator Margaret Carter  
 Senator Ken Messerle

SB 843; HB 5013, 5017, 5019, 5020; 2132, 2458 -- President Derfler signed on April 26.

Senate adjourned until 10:30 a.m. Tuesday by unanimous consent at the request of the Chair.

#### Tuesday, May 1, 2001--Morning Session

Senate convened at 10:30 a.m. President Pro Tempore Hartung in Chair. The following members were present: Duncan, George, Harper, Messerle, Nelson, Starr, President Derfler; absent—Atkinson, L. Beyer, R. Beyer, Brown, Burdick, Carter, Castillo, Clarno, Corcoran, Courtney, Deckert, Ferrioli, Fisher, Gordly, Hannon, Metsger, Miller, Minnis, Shields, Trow, Yih; attending legislative business—Dukes.

Call of the Senate demanded by Nelson joined by George and Messerle. All present except Atkinson, L. Beyer, Brown, Burdick, Carter, Castillo, Clarno, Corcoran, Courtney, Deckert, Ferrioli, Fisher, Miller, Minnis, Shields, Trow, Yih, absent; Dukes, attending legislative business. Pending arrival of members subject to the Call, Senate at ease. Further proceedings under the Call terminated by unanimous consent at the request of Chair. All present except L. Beyer, Brown, Castillo, Clarno, Deckert, Ferrioli, Fisher, Minnis, Yih; Dukes, attending legislative business. Senate reassembled. Colors were posted and the Senate pledged allegiance to the flag. Invocation by Senator Gary George, District 2. Musical performance by "Determination."

SB 410, 511, 612 -- Message from the Governor announcing he signed on April 30.

HB 5030, 5033; 2004, 2739, 3556 -- Message from the House announcing passage.

HB 2945 -- Message from the House announcing concurrence in Senate amendments and repassage.

HB 5005, 5037 -- Message from the House announcing the Speaker signed on April 30.

Committee Report Summary No. 68 listing the following reports was distributed to members today. 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 83 -- Report by Committee on Judiciary recommending passage with amendments.

SB 249 -- Report by Committee on Judiciary recommending passage with amendments.