SENATE COMMITTEE ON RULES

February 10, 2012 Hearing Room C 1:00 P.M.

MEMBERS PRESENT: Sen. Diane Rosenbaum, Chair

Sen. Ted Ferrioli, Vice-Chair

Sen. Jason Atkinson Sen. Lee Beyer Sen. Ginny Burdick

STAFF PRESENT: Erin Seiler, Committee Administrator

Mike Reiley, Committee Assistant

MEASURES/ISSUES HEARD: Public Hearing and Work Session (Executive Appointment)

Oregon Health Policy Board

Workers' Compensation Management-Labor Advisory

Committee Tri-Met Board

Oregon State Hospital Advisory Board

Board of Commissioners of the Port of Portland Teachers Standards and Practices Commission

Director of the Department of Consumer & Business

Services

Director of the Department of Corrections

State Board of Forestry

Land Conservation and Development Commission

Commission for Women Trustees of the State Library

Mechanical Board

Board on Public Safety Standards and Training

Alcohol and Drug Policy Commission

Appraiser Certification and Licensure Board Commission on Asian and Pacific Islander Affairs

State Aviation Board

Trust for Cultural Development Board

Employment Relations Board

Environmental Quality Commission

Health Information Technology Oversight Council Oregon Health Insurance Exchange Corporation

Oregon Medical Board

Psychiatric Security Review Board Public Employees Retirement Board

Public Officials Compensation Commission

Public Utility Commission
Quality Education Commission

Respiratory Therapist and Polysomnographic

Technologist Licensing Board
State Board of Licensed Social Workers

State Workforce Investment Board
State Board of Massage Therapists
Oregon State Board of Nursing
Work Session (Executive Appointment)
State Board of Chiropractic Examiners
Oregon Criminal Justice Commission
Oregon Board of Maritime Pilots
Oregon Racing Commission
State Board of Tax Practitioners

Recording Log

1:07:09 PM Meeting Called to Order by Chair Rosenbaum

1:07:21 PM Executive Appointments - Work Session

1:09:01 PM {Exhibit} 1: Oregon Health Policy Board, Carla McKelvey

1:09:03 PM MOTION: CHAIR ROSENBAUM MOVES TO WAIVE THE PUBLIC APPEARANCE OF THE APPOINTMENT OF CARLA MCKELVEY TO THE OREGON HEALTH POLICY BOARD IN ACCORDANCE WITH SENATE RULE 19.20 (2)

1:09:30 PM VOTE: 5-0-0

1:09:31 PM AYES: ATKINSON, BEYER, BURDICK, FERRIOLI, ROSENBAUM

1:09:40 PM Executive Appointments - Public Hearing

1:09:49 PM Sen. Beyer

1:09:55 PM Vice-Chair Ferrioli

1:10:10 PM Chair Rosenbaum

1:10:23 PM Sen. Atkinson

1:10:28 PM Sen. Burdick

1:10:39 PM Sen. Atkinson

1:12:03 PM {Exhibit} 2: Workers' Compensation Management-Labor Advisory Committee, David Andersen, Carol Duncan, Paul Goldberg, Elana Guiney

1:13:03 PM Carol Duncan, HVAC & architectural sheet metal contractor, General Sheet Metal, Gresham

1:14:01 PM Paul Goldberg, Assistant Executive Director, Oregon Nurses Association, Sherwood

1:17:08 PM Elana Guiney, Legislative and Communications Director, Oregon AFL-CIO. Salem

1:18:18 PM David Andersen, CEO, Andersen Construction Company, Portland (by telephone)

1:20:24 PM Chair Rosenbaum

1:21:55 PM 1:24:50 PM	{Exhibit} 3: Tri-Met Board, Travis Stovall, Bruce Warner Bruce Warner, engineer, Warner Group LLC, Hillsboro Travis Stovall, business consultant, The Stovall Group, Gresham (by telephone)
1:26:11 PM 1:26:49 PM	Sen. Atkinson
	Sen. Atkinson
1:27:13 PM	
1:28:29 PM	
1:29:18 PM	Chair Rosenbaum
1:31:22 PM	{Exhibit} 4: Oregon State Hospital Advisory Board, Sasha Buchert, Paige Clarkson, Silas Halloran-Steiner, Matthew Kirby
1:31:25 PM	
1:33:46 PM	
1:35:29 PM	Matthew Kirby, Vice-Chairperson of the Consumer Advisory Council, Oregon Health Authority, Portland
1:36:43 PM	Silas Halloran-Steiner, Director, Yamhill County Health and Human Services, McMinnville
	Vice-Chair Ferrioli
1:39:04 PM	Chair Rosenbaum
	{Exhibit} 5: Board of Commissioners of the Port of Portland, Tom Tsuruta
1:40:29 PM	Tom Tsuruta, Professor and Executive in Residence, Marylhurst
1·44·59 PM	University, Tigard Vice-Chair Ferrioli
1144.00 1 10	vice chair i chich
	{Exhibit} 6: Teacher Standards and Practices Commission, Lea Bates, Olga Cobb, Mark Girod, Heidi Sipe
1:46:14 PM	, , ,
1:47:11 PW	Mark Girod, Chair, Division of Teacher Education, Western Oregon University, Monmouth
1:48:08 PM	Heidi Sipe, Superintendent, Umatilla School District, Umatilla (by
4 40 04 514	telephone)
1:49:24 PM	Olga Cobb, Principal, Highland Elementary School, Keizer (by telephone)
1:51:31 PM	{Exhibit} 7: Director of the Department of Consumer & Business Services, Patrick Allen
1:51:39 PM	•
1:53:00 PM 1:53:20 PM 1:56:06 PM	·

	Exhibit) 6: Teacher Standards and Practices Commission, Judith Brizendine Judith Brizendine, teacher, Sherwood Elementary School, Pendleton (by
1:59:18 PM 1:59:21 PM	telephone) Chair Rosenbaum Brizendine
2:00:17 PM	Sen. Beyer Williams Sen. Beyer
	{Exhibit} 11: Land Conservation and Development Commission, Sherman Lamb Sherman Lamb, vineyard consultant, Talent
2:12:35 PM 2:13:34 PM	{Exhibit} 12: Commission for Women, Jeanne Burch Jeanne Burch, Wheeler County Judge, Fossil Vice-Chair Ferrioli Chair Rosenbaum
	{Exhibit} 13: Trustees of the State Library, Raymond Miao Raymond Miao, Board of Directors member, Deschutes Public Library District, Bend
2:17:29 PM	(Exhibit) 14: Mechanical Board, Gerald Scheuermann, Linda
	Kennedy Linda Kennedy, Sales Account Manager, NW Natural, Reedsport Gerald Scheuermann, Assistant Training Coordinator, Plumbers & Steamfitters Local 290 Training Center, Boring
2:22:00 PM 2:23:19 PM	Larry Blanton, Deschutes County Sheriff, Bend Vice-Chair Ferrioli
	{Exhibit} 16: Alcohol and Drug Policy Commission, Patrick Garrett Patrick Garrett, Washington County Sheriff, Hillsboro

2:28:21 PM	Sen. Burdick
2:29:05 PM	{Exhibit} 17: Appraiser Certification and Licensure Board, Dori Davis Steve Terjeson, James Baumberger
2:29:18 PM	Dori Davis, Owner, ProLink Solutions, Inc., Portland Steve Terjeson, Citizens' Bank, Corvallis
2:31:02 PM	· · · · · · · · · · · · · · · · · · ·
2:32:42 PM	Exhibit 18: Commission on Asian and Pacific Islander Affairs, Ping Khaw-Sutherland
2:32:54 PM	Ping Khaw-Sutherland, Owner, PKS International LLC, Portland
2:34:49 PM	Sen. Atkinson Hudgens Sen. Atkinson Hudgens Sen. Beyer Sen. Atkinson
2:38:48 PM 2:38:58 PM 2:42:27 PM	
2:42:55 PM 2:43:03 PM 2:44:25 PM	Justice, Salem
	·
2:45:02 PM	{Exhibit} 22: Environmental Quality Commission, Morgan Rider, Edward Armstrong Morgan Rider, Senior Sustainability Expert, Blue Tree Strategies, Portland Edward Armstrong, retired educator, Hebo
2:49:25 PM 2:50:41 PM	
2:50:49 PM	
2:51:14 PM	{Exhibit} 23: Health Information Technology Oversight Council, Erick Doolen, Kenneth Carlson
2:51:51 PM	•
2:52:33 PM	Erick Doolen, Chief Information Officer & Senior Vice President of

Operations, PacificSource Health Plans, Corvallis

2:54:34 PM	{Exhibit} 24: Oregon Health Insurance Exchange Corporation, Lou Savage
2:54:41 PM	Lou Savage, Acting Insurance Division Administrator, Oregon Department of Consumer and Business Services, Salem
2:55:57 PM 2:56:06 PM	{Exhibit} 25: Oregon Medical Board, Angelo Turner Angelo Turner, Executive Director, Emanuel Medical Center Foundation, Portland
2:58:28 PM 2:58:44 PM	{Exhibit} 26: Psychiatric Security Review Board, Bennett Garner Bennett Garner, psychiatrist, Astoria
3:01:06 PM	{Exhibit} 27: Public Employees Retirement Board, John Thomas, Rhoni Wiswall
3:01:25 PM	Rhoni Wiswall, Managing Director & Head of Consultant Relations, Crestline Investors, Portland
3:02:04 PM	•
3:03:44 PM	(Exhibit) 28: Public Officials Compensation Commission, Edwin Harnden
3:03:52 PM	Edwin Harnden, Managing Partner, Barran Liebman LLP, Portland
3:07:10 PM 3:07:18 PM 3:08:10 PM	{Exhibit} 29: Public Utility Commission, Susan Ackerman Susan Ackerman, Commissioner, Public Utility Commission Sen. Beyer
	{Exhibit} 30: Quality Education Commission, Doug Wells Doug Wells, Chief Operating Officer, Oregon Ballet Theater, Portland
3:10:34 PM	{Exhibit} 31: Respiratory Therapist and Polysomnographic Technologist Licensing Board, Nicholas Gaffney, Joel Glass, Michael Lefor
3:10:50 PM 3:12:29 PM	Michael Lefor, physician, The Oregon Clinic, Portland
3:13:00 PM	Vernonia
3:13:44 PM 3:14:35 PM	Chair Rosenbaum
3:15:26 PM 3:15:58 PM	Glass
3. 13.30 FIVI	Gainley

3:16:27 PM {Exhibit} 32: State Board of Licensed Social Workers, Donna

Henderson

- **3:16:35 PM** Donna Henderson, licensed clinical social worker, Monmouth
- 3:19:13 PM {Exhibit} 33: State Workforce Investment Board, Susan Brown
- **3:19:19 PM** Susan Brown, economic development consultant, Susan Brown Project Development, Gold Beach
- 3:19:54 PM Chair Rosenbaum
- 3:20:54 PM {Exhibit} 34: State Board of Massage Therapists, Carolle Chapman
- **3:21:01 PM** Carolle Chapman, naturopathic physician, Brooklyn Natural Health Clinic, Portland (by telephone)
- 3:24:26 PM {Exhibit} 35: Oregon State Board of Nursing, Gary Hickmann
- **3:24:54 PM** Gary Hickmann, registered nurse, St. Charles Medical Center, Bend (by telephone)
- 3:26:19 PM Chair Rosenbaum
- 3:26:41 PM Meeting Recessed
- 3:38:45 PM Meeting Reconvened
- 3:39:03 PM Executive Appointments Work Session
- 3:39:08 PM MOTION: CHAIR ROSENBAUM MOVES THE APPOINTMENT OF CINDY WILLIAMS TO THE STATE BOARD OF FORESTRY TO THE SENATE FLOOR WITH THE RECOMMENDATION THAT IT BE CONFIRMED
- 3:39:46 PM VOTE: 4-1-0
- 3:39:50 PM AYES: ATKINSON, BEYER, BURDICK, ROSENBAUM
- 3:39:51 PM NAYS: FERRIOLI
- 3:39:53 PM CARRIER: SEN. BEYER WILL LEAD DISCUSSION ON THE FLOOR
- 3:40:00 PM MOTION: CHAIR ROSENBAUM MOVES THE APPOINTMENT OF TOM INSKO TO THE STATE BOARD OF FORESTRY TO THE SENATE FLOOR WITH THE RECOMMENDATION THAT IT BE CONFIRMED
- 3:40:21 PM VOTE: 5-0-0
- 3:40:22 PM AYES: ATKINSON, BEYER, BURDICK, FERRIOLI, ROSENBAUM
- 3:40:23 PM CARRIER: SEN. BEYER WILL LEAD DISCUSSION ON THE FLOOR
- 3:40:24 PM MOTION: CHAIR ROSENBAUM MOVES THE APPOINTMENT OF NILS CHRISTOFFERSEN TO THE STATE BOARD OF FORESTRY TO THE SENATE FLOOR WITH THE RECOMMENDATION THAT IT BE CONFIRMED
- 3:40:25 PM VOTE: 5-0-0
- 3:40:26 PM AYES: ATKINSON, BEYER, BURDICK, FERRIOLI, ROSENBAUM
- 3:40:27 PM CARRIER: SEN. BEYER WILL LEAD DISCUSSION ON THE FLOOR
- 3:40:50 PM MOTION: CHAIR ROSENBAUM MOVES THE FOLLOWING APPOINTMENTS TO THE SENATE FLOOR WITH THE RECOMMENDATION THAT THEY BE CONFIRMED EN BLOC:
- **3:40:54 PM** Patrick Garrett to the Alcohol and Drug Policy Commission
- **3:41:06 PM** Dori Davis, Steve Terjeson and James Baumberger to the Appraiser

	Certification and Licensure Board
3:41:12 PM	Ping Khaw-Sutherland to the Commission on Asian and Pacific Islander
	Affairs
3:41:17 PM	Paul Hudgens to the State Aviation Board
	{Exhibit} 36: Ann Goldeen to the State Board of Chiropractic
	Examiners
3:41:24 PM	Patrick Allen as the Director of the Department of Consumer & Business
	Services
3:41:29 PM	Colette Peters as the Director of the Department of Corrections
3:41:35 PM	{Exhibit} 37: Darryl Larson, John Mark Eddy and Lee Ayers-Preboski
	to the Oregon Criminal Justice Commission
3:41:42 PM	Lee Weinstein and Carole Morse to the Trust for Cultural Development
	Board
3:41:45 PM	Kathryn Logan to the Employment Relations Board
3:41:50 PM	Morgan Rider and Edward Armstrong to the Environmental Quality
	Commission
3:41:58 PM	Erick Doolen and Kenneth Carlson to the Health Information Technology
	Oversight Council
3:42:02 PM	Lou Savage to the Oregon Health Insurance Exchange Corporation
3:42:08 PM	, ,
3:42:11 PM	Sherman Lamb to the Land Conservation and Development Commission
3:42:16 PM	Sam Hall and Raymond Miao to the Trustees of the State Library
3:42:21 PM	Exhibit) 38: Tom Markgraf and Kim Duncan to the Oregon Board of
	Maritime Pilots
3:42:25 PM	Carolle Chapman to the State Board of Massage Therapists
3:42:29 PM	Gerald Scheuermann and Linda Kennedy to the Mechanical Board
3:42:32 PM	Angelo Turner to the Oregon Medical Board
3:42:36 PM	Gary Hickmann to the Oregon State Board of Nursing
3:42:40 PM	Sasha Buchert, Paige Clarkson, Silas Halloran-Steiner and Matthew Kirby
	to the Oregon State Hospital Advisory Board
	Tom Tsuruta to the Board of Commissioners of the Port of Portland
3:42:59 PM	·
	Bennett Garner to the Psychiatric Security Review Board
3:43:01 PM	John Thomas and Rhoni Wiswall to the Public Employees Retirement
0-40-05 DM	Board
	Edwin Harnden to the Public Officials Compensation Commission
3:43:09 PW	Larry Blanton, Diana Simpson and Lisa Settell to the Board on Public
0-40-44 DM	Safety Standards and Training
3:43:14 PM	•
3:43:18 PM	
2.42.26 014	Quality Education Commission (Exhibit) 30. Christopher Budley to the Oregon Booing Commission
3:43:26 PM	(Exhibit) 39: Christopher Dudley to the Oregon Racing Commission
3:43:32 PM	
2.42.44 DM	Therapist and Polysomnographic Technologist Licensing Board
	Donna Henderson to the State Board of Licensed Social Workers {Exhibit} 40: Dorothy Hudson to the State Board of Tax Practitioners
J.4J.40 FIVI	SEATIONS 40. DOLUMEN FUUSUN 10 ME STALE DUALU UL LAX FIACULIONEIS

- **3:43:52 PM** Lea Bates, Judith Brizendine, Olga Cobb, Mark Girod and Heidi Sipe to the Teacher Standards and Practices Commission
- 3:44:00 PM Travis Stovall and Bruce Warner to the Tri-Met Board
- 3:44:04 PM Jeanne Burch to the Commission for Women
- **3:44:11 PM** David Andersen, Carol Duncan, Paul Goldberg and Elana Guiney to the Workers' Compensation Management-Labor Advisory Committee
- 3:44:19 PM Susan Brown to the State Workforce Investment Board
- 3:44:33 PM Vice-Chair Ferrioli
- 3:45:03 PM VOTE: 5-0-0
- 3:45:07 PM AYES: ATKINSON, BEYER, BURDICK, FERRIOLI, ROSENBAUM
- 3:45:10 PM CARRIER: SEN. ATKINSON WILL LEAD DISCUSSION ON THE FLOOR
- **3:45:31 PM** Meeting Adjourned by Chair Rosenbaum

Exhibit Summary

- **1:09:01 PM** {Exhibit} 1: Executive Appointments Oregon Health Policy Board, information packet, staff and Governor's Office, 4 pp
- 1:12:03 PM {Exhibit} 2: Executive Appointments Workers' Compensation Management-Labor Advisory Committee (MLAC), information packet, staff and Governor's Office, 3 pp
- **1:21:02 PM** {Exhibit} 3: Executive Appointments Tri-Met Board, information packet, staff and Governor's Office, 8 pp
- **1:31:22 PM** {Exhibit} 4: Executive Appointments Oregon State Hospital Advisory Board, information packet, staff and Governor's Office, 5 pp
- **1:40:15 PM** {Exhibit} 5: Executive Appointments Board of Commissioners of the Port of Portland, information packet, staff and Governor's Office, 3 pp
- **1:45:58 PM** {Exhibit} 6: Executive Appointments Teacher Standards and Practices Commission, information packet, staff and Governor's Office, 4 pp
- **1:51:31 PM** {Exhibit} 7: Executive Appointments Director of the Department of Consumer & Business Services, information packet, staff and Governor's Office, 1 p
- **1:53:00 PM** {Exhibit} 8: Executive Appointments Director of the Department of Corrections, information packet, staff and Governor's Office, 1 p
- **1:53:20 PM** {Exhibit} 9: Executive Appointments Director of the Department of Corrections, written testimony, Colette Peters, 2 pp
- **2:00:09 PM** {Exhibit} 10: Executive Appointments State Board of Forestry, information packet, staff and Governor's Office, 7 pp
- 2:09:08 PM {Exhibit} 11: Executive Appointments Land Conservation and Development Commission, information packet, staff and Governor's Office, 4 pp
- **2:12:23 PM** {Exhibit} 12: Executive Appointments Commission for Women, information packet, staff and Governor's Office, 3 pp
- **2:16:08 PM** {Exhibit} 13: Executive Appointments Trustees of the State Library, information packet, staff and Governor's Office, 2 pp
- 2:17:29 PM {Exhibit} 14: Executive Appointments Mechanical Board, information

- packet, staff and Governor's Office, 3 pp
- **2:20:54 PM** {Exhibit} 15: Executive Appointments Board on Public Safety Standards and Training, information packet, staff and Governor's Office, 6 pp
- **2:25:14 PM** {Exhibit} 16: Executive Appointments Alcohol and Drug Policy Commission, information packet, staff and Governor's Office, 5 pp
- **2:29:05 PM** {Exhibit} 17: Executive Appointments Appraiser Certification and Licensure Board, information packet, staff and Governor's Office, 4 pp
- **2:32:42 PM** {Exhibit} 18: Executive Appointments Asian and Pacific Islanders Affairs, information packet, staff and Governor's Office, 3 pp
- **2:34:39 PM** {Exhibit} 19: Executive Appointments State Aviation Board, information packet, staff and Governor's Office, 3 pp
- **2:38:48 PM** {Exhibit} 20: Executive Appointments Trust for Cultural Development Board, information packet, staff and Governor's Office, 4 pp
- **2:42:55 PM** {Exhibit} 21: Executive Appointments Employment Relations Board, information packet, staff and Governor's Office, 2 pp
- **2:44:51 PM** {Exhibit} 22: Executive Appointments Environmental Quality Commission, information packet, staff and Governor's Office, 3 pp
- **2:51:14 PM** {Exhibit} 23: Executive Appointments Health Information Technology Oversight Council, information packet, staff and Governor's Office, 3 pp
- 2:54:34 PM {Exhibit} 24: Executive Appointments Oregon Health Insurance Exchange Corporation, information packet, staff and Governor's Office, 5 pp
- **2:55:57 PM** {Exhibit} 25: Executive Appointments Oregon Medical Board, information packet, staff and Governor's Office, 3 pp
- **2:58:28 PM** {Exhibit} 26: Executive Appointments Psychiatric Security Review Board, information packet, staff and Governor's Office, 3 pp
- **3:01:06 PM** {Exhibit} 27: Executive Appointments Public Employees Retirement Board, information packet, staff and Governor's Office, 2 pp
- **3:03:44 PM** {Exhibit} 28: Executive Appointments Public Officials Compensation Commission, information packet, staff and Governor's Office, 4 pp
- **3:07:10 PM** {Exhibit} 29: Executive Appointments Public Utility Commission, information packet, staff and Governor's Office, 2 pp
- **3:08:30 PM** {Exhibit} 30: Executive Appointments Quality Education Commission, information packet, staff and Governor's Office, 3 pp
- **3:10:34 PM** {Exhibit} 31: Executive Appointments Respiratory Therapist and Polysomnographic Technologist Licensing Board, information packet, staff and Governor's Office, 3 pp
- **3:16:27 PM** {Exhibit} 32: Executive Appointments State Board of Licensed Social Workers, information packet, staff and Governor's Office, 4 pp
- **3:19:13 PM** {Exhibit} 33: Executive Appointments State Workforce Investment Board, information packet, staff and Governor's Office, 6 pp
- **3:20:54 PM** {Exhibit} 34: Executive Appointments State Board of Massage Therapists, information packet, staff and Governor's Office, 3 pp
- **3:24:26 PM** {Exhibit} 35: Executive Appointments Oregon State Board of Nursing, information packet, staff and Governor's Office, 3 pp
- 3:41:20 PM {Exhibit} 36: Executive Appointments State Board of Chiropractic

3:41:35 PM	Examiners, information packet, staff and Governor's Office, 3 pp {Exhibit} 37: Executive Appointments – Oregon Criminal Justice
0 40 04 DM	Commission, information packet, staff and Governor's Office, 3 pp
3:42:21 PM	{Exhibit} 38: Executive Appointments – Oregon Board of Maritime Pilots,
	information packet, staff and Governor's Office, 3 pp
3:43:26 PM	{Exhibit} 39: Executive Appointments – Oregon Racing Commission,
	information packet, staff and Governor's Office, 2 pp
3:43:48 PM	{Exhibit} 40: Executive Appointments – State Board of Tax Practitioners,
	information packet, staff and Governor's Office, 3 pp