



Citizens' Initiative Review Commission  
Telephonic Commission Meeting



2:00 pm August 2, 2012  
700 Summer St N.E. Suite 320  
Salem, OR 97301

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**MINUTES**

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**MEMBERS PRESENT**

Jerry Hudson, Chair  
Marion Sharp  
Ann Bakkensen

**STAFF PRESENT**

Randy Harnisch, Policy Analyst  
Sinnamon Harris, Commission Specialist

**MEMBERS ABSENT:**

James Huffman, Vice-Chair

**GUESTS PRESENT VIA  
TELEPHONE:**

Tyrone Reitman  
Elliot Shuford  
Tony Iaccarino

**Call to Order**

Jerry Hudson, Chair, called the meeting of the Citizens' Initiative Review Commission (CIRC) to order at 2:00 pm, Thursday August 2, 2012, at the Oregon Health Licensing Agency, 700 St N.E., Ste 320, Salem, Oregon, 97301. The meeting was held by telephone. Roll was called. Hudson noted that James Huffman was out of the country and therefore not available by telephone. A quorum was not present so no commission actions, votes, or recommendations could be performed at this meeting.

**Update on Initiative Panels**

Randy Harnisch, Policy Analyst, stated that the first panel review of the "corporate kicker" initiative would begin on Monday, August 6, 2012, and run through that Friday, August 10, 2012. He noted that commission members were welcomed to attend but to please let the agency know which days and times to avoid having a quorum present.

**Discussion of Oregonian Editorial**

Harnisch asked Tyrone Reitman, Healthy Democracy Oregon, to comment on the Oregonian editorial regarding the decision of the sponsor for Measure 85 not to participate in the panel review. Reitman stated that their withdrawal did not affect the review because advocates are not required to participate. He also mentioned that there is a process in place to obtain advocates if the sponsor declines to

participate. Tony Iaccarino, from Healthy Democracy Oregon, provided an update on advocates slated to participate in the Citizens' Initiative Review (CIR). Iaccarino reminded the commissioners that they had approved the use of surrogate advocate teams if any advocate teams declined to participate. Iaccarino stated that, after intensive research, Healthy Democracy Oregon has invited a representative from Tax Fairness Oregon to lead the advocate team in favor of Measure 85.

Hudson asked if any members of Healthy Democracy Oregon had been contacted prior to the editorial which raised questions about the CIR's usefulness. Reitman stated he had spoken with the Editorial Editor of the Oregonian beforehand and had provided him with all the evaluation information and walked him through the process.

Marion Sharp remarked that the commission will need to consider how to promote the CIR process along with pro-active education of the public.

#### **Discussion of Sufficient Funds Availability for Citizens' Initiative Panel Review**

Harnisch explained that if the commission had a quorum at this meeting that they would have followed through with a procedural requirement of Oregon Revised Statute (ORS) 250.149 ". . .the Citizens Initiative Review Commission shall determine whether moneys in sufficient amount are available in the Citizens' Initiative Review Fund to carry out all the duties, functions and powers of the commission, implement ORS 250.139 to 250.143 and pay for any statements to be printed in the voters pamphlet under ORS 251.185."

On July 31, 2012, \$100,000 was deposited by Healthy Democracy Oregon into the Citizens' Initiative Review Fund.

Harnisch continued by noting the fact that the commission does not have a quorum without the fourth member so they may not conduct an official vote. {Note: a quorum is *seven* members but not all members have been appointed yet}. But Harnisch believed it would be important for each member to have his/her response on this meeting's record.

Harnisch shared that he had an e-mail from James Huffman who indicated that he would be comfortable proceeding forward with the amount of \$100,000 on deposit with the CIR Fund.

Hudson asked if the commission would need to approve sufficient funds also before the second CIR panel. Reitman replied that the contract stipulated \$88,700 for both reviews with the balance being "in kind" contributions to the commission. Healthy Democracy Oregon views the \$100,000 deposit as sufficient amount for both CIR panels. Healthy Democracy and DAS will meet to review funds available for the second review panel.

Hudson remarked that the appointment of more commission members was paramount to avoid the commission's inability to conduct business if one member was absent. Harnisch noted that the next two commission members must be moderators and the pool of qualifying moderators was only three at this time. All of the moderators have roles in the two upcoming panels. The appointments may be able to happen after the CIR panels are held.

Marion Sharp and Ann Bakkensen supported Hudson's statement that "there was an understanding of

opinion amongst the commissioners present that sufficient funding was available, with the information provided by Randy Harnisch, and the first panel should move forward.”

The meeting adjourned at approximately 2:29 pm.

Prepared by: Sinnamon Harris, Commission Specialist

[Note: An audio recording is available by public records request. Please contact the agency for additional information.]