

Republicans appeal provider tax ballot title

By **CLAIRE WITHYCOMBE**
Capital Bureau

SALEM — A trio of Republican state lawmakers who want to refer Oregon's Medicaid funding scheme to voters are challenging a description of the measure that voters could see on their ballots in January.

Medicaid is a health coverage program for people below certain income thresholds, funded by the federal government and the state. Oregon collects payments from health care providers — assessments often called a provider tax — to pay its share of the costs.

Three lawmakers want to challenge some of those payments, and they are at work gathering the nearly 59,000 signatures required to get the issue to the ballot in a special election Jan. 23.

Their deadline for the signatures is Thursday.

And now they are asking the Oregon Supreme Court to review the ballot title's caption, summary and its description of the results of "yes" and "no" votes on the potential referendum.

The language that the petitioners are challenging was approved by a legislative committee in September.

A copy of the appeal was

provided to the EO Media Group/Pamplin Media Group Capital Bureau by petitioner state Rep. Julie Parrish, R-Tualatin/West Linn, Monday evening.

Parrish is joined by two other Republican state representatives — Cedric Hayden, of Roseburg, and Sal Esquivel, of Medford.

They are essentially arguing that the summary of the measure, and the description of what a "yes" and "no" vote mean, don't accurately convey the legislation's meaning or the consequences of a vote, and have proposed an alternative.

They argue that the word "assessment" could mislead voters, and that an assessment on net revenues "is a tax in every normative sense of the word," according to the appeal.

The petitioners argue that the legislation in question needed the three-fifths majority vote in both the House and Senate that is required to raise revenue in Oregon.

But "assessment" is the language written into the law. Legislative counsel has said that there are legal differences between the terms "assessment" and "tax."

The petitioners also say that the ballot title "inappropriately focuses on programs that may be funded by

(the legislation) but were not direct subjects of (the referendum petition)."

The ballot title approved last month states that a "no" vote "underfunds budgeted costs for providing health care to low-income individuals and families and individuals with disabilities and for stabilizing premiums charged by insurance companies for health insurance purchased by individuals and families."

It also states that a "no" vote would delay a certain aspect of the law, rather than eliminate it as the referral petitioners want.

Petitioners intended to refer a 0.7 percent assessment on certain hospitals to the ballot.

But legislative attorneys have opined that aspect of the legislation would merely be delayed rather than nixed because of an omission in the referral petition. That's an interpretation that the petitioners challenge.

In a press release when the ballot title was approved in September, the Coalition to Protect Healthcare — advocates who oppose referring the issue to voters and support the way the legislation in question collects money to pay for Medicaid — said that the ballot title "clearly lays out what will happen if the referendum passes or fails."

OBITUARIES

Donald George Malarkey

Salem

July 31, 1921 — Sept. 30, 2017

Donald George Malarkey, 96, Salem, Oregon, died on Saturday, Sept. 30, of age-related causes. Malarkey was the oldest surviving member of Easy Company, of the 506th Parachute Infantry Regiment of the 101st Airborne, known as the "Band of Brothers."

Malarkey, a lifelong Oregonian, was born July 31, 1921, in Astoria, Oregon, to Leo and Helen Malarkey. He attended Star of the Sea School, where he was an outstanding athlete, and graduated from Astoria High School. In 1942, while a freshman at the University of Oregon, Malarkey was drafted into the Army, where he volunteered to become a paratrooper. During the early morning hours on D-Day, June 6, 1944, Malarkey parachuted behind enemy lines in support of the Allied invasion. He was awarded the Bronze Star for his bravery in destroying German artillery in the Battle of Breucourt Manor later that day.

Malarkey went on to fight across France, Holland and Belgium, where Easy Company fought off Nazi advances while surrounded at Bastogne during the Battle of the Bulge in December 1944.

Following the war, Malarkey returned to the University of Oregon, where he received a bachelor's degree in business in 1948, and served as president of Sigma Nu Fraternity. Later in life, Don was inducted in the Sigma Nu National Hall of Fame, and named as one of 125 notable University of Oregon graduates in 2002.

While a student at Oregon, Don met Irene Moor of Portland, who became the love of his life and his wife of 58 years until her death in 2006. They were married in Portland in 1948.

Don and Irene had four children: a son, Michael, and daughters Martha, Sharon and Marianne.

After their marriage, Don and Irene returned to Astoria, where he worked for Lovell Chevrolet. He was elected Clatsop County commissioner and served two terms. The family moved to Portland, where Don was a real estate broker. Don and Irene moved to Salem, Oregon in 1977, where he concluded his career working for the Oregon Real Estate Agency.

Don is survived by his daughters, Marianne McNally (Dan), Sharon Hill (John) and Martha Serean; and a sister, Molly Rumpakis (Jim). He is also survived by 10 grandchildren and 13 great-grandchildren.

He was preceded in death by his wife Irene, son Michael, son-in-law Tim Serean, and brothers John Malarkey and Robert Malarkey.

The family would like to convey their gratitude and thanks to Premier Care Homes and his dedicated caregivers Josh, Vicki and Cindy, who brought much comfort to Don in the final stages of his life.

Private services will be held at Willamette National Cemetery later this week. The date for a celebration of life for Don will be announced later. Assisting the family is Virgil T. Golden Funeral Service.



Donald Malarkey

Marlene Wournell

Astoria

March 22, 1934 — Sept. 28, 2017

After a tough fight with cancer, Marlene Wournell passed away Sept. 28 in her home surrounded by family.

Marlene was born March 22, 1934, in Blaine, Minnesota, to Axel and Cleo Nelson. She grew up on a farm and attended school in Minnesota.

The family moved to Washington state, where Marlene met and married Ed Wournell in 1950. They later moved to Astoria, where they worked and raised their family. Marlene was a very active member of the American Legion Auxiliary.

Marlene had a great spirit for life. She loved to cook and bake, and gardening and flowers were her passion. She was also an avid reader and beautiful seamstress. She was funny and warm, and welcomed everyone into her home as family. You would never leave her home hungry.

She is survived by two daughters, Sandy (Scott) Rabe of McMinnville and Debbie (Rod) Solum of Astoria; seven grandchildren, Eddie Jones and his wife, Emily, of Astoria, Heather Draper of McMinnville, Michelle Chatick and her husband, Shawn, of Astoria, Shannon Rabe of Beaverton, Paul Jones of Klamath Falls, Chris Kane and his wife, Dagmar, of Anchorage and Steven Kane of Hawaii. She was also blessed with 13 great-grandchildren.

She was preceded in death by her husband, Ed, and a daughter, Linda Kane.

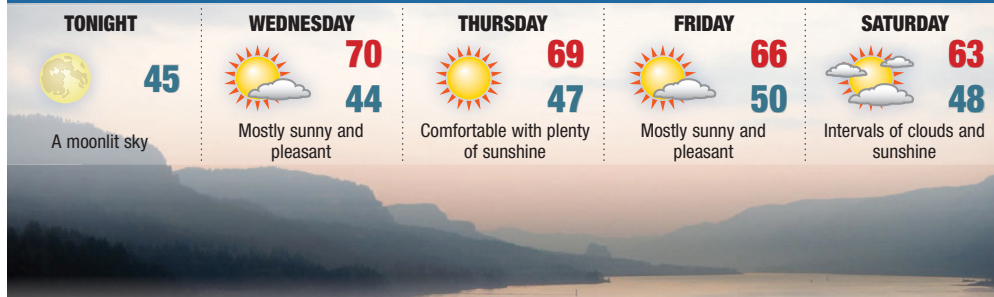
A celebration of her life will be held from 1 to 4 p.m. Sunday, Oct. 8, at Clatsop Post 12 American Legion.

Memorial contributions may be made to Lower Columbia Hospice or the American Legion in Astoria.



Marlene Wournell

FIVE-DAY FORECAST FOR ASTORIA



ALMANAC

Astoria through Monday.
Temperatures
 High/low 64°/42°
 Normal high/low 65°/46°
 Record high 85° in 1980
 Record low 34° in 1968
Precipitation
 Monday 0.00"
 Month to date 0.09"
 Normal month to date 0.22"
 Year to date 53.30"
 Normal year to date 40.46"

SUN AND MOON

Sunset tonight 6:52 p.m.
 Sunrise Wednesday 7:18 a.m.
 Moonrise today 6:14 p.m.
 Moonset today 4:42 a.m.

UNDER THE SKY

Tonight's Sky: At sunrise, brilliant Venus high above the eastern horizon.

TOMORROW'S TIDES

Astoria / Port Docks

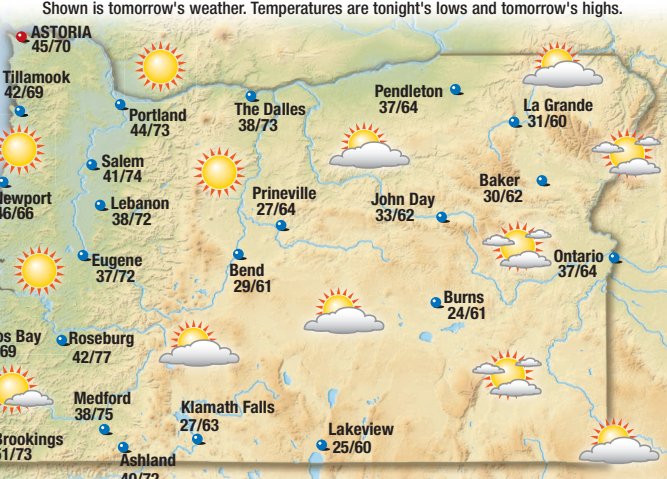
Time	High	Time	Low
12:44 a.m.	7.9 ft.	7:07 a.m.	0.0 ft.
1:20 p.m.	8.2 ft.	7:32 p.m.	0.3 ft.

NATIONAL CITIES

City	Hi	Lo	W	Hi	Lo	W
Atlanta	80	60	s	80	60	s
Boston	68	53	s	74	61	pc
Chicago	84	68	c	73	55	r
Denver	57	43	s	68	48	pc
Des Moines	57	56	t	71	56	pc
Detroit	82	66	s	77	55	t
El Paso	90	69	s	86	69	c
Fairbanks	56	42	pc	50	40	c
Honolulu	86	77	pc	88	78	pc
Indianapolis	83	64	s	79	63	t
Kansas City	80	63	t	68	63	t
Las Vegas	84	60	s	83	59	s
Los Angeles	73	58	pc	78	60	pc
Memphis	86	67	pc	84	65	s
Miami	87	79	t	85	77	t
Nashville	85	57	s	84	58	s
New Orleans	85	74	c	85	72	s
New York	74	58	c	77	62	s
Oklahoma City	80	68	c	77	65	t
Philadelphia	75	54	s	78	61	s
St. Louis	81	67	t	77	65	c
Salt Lake City	63	47	s	69	44	pc
San Francisco	72	54	s	75	55	s
Seattle	68	46	s	69	47	s
Washington, DC	77	56	s	78	60	s

Weather (W): s-sunny, pc-partly cloudy, c-cloudy, sh-showers, t-thunderstorms, r-rain, sf-snow flurries, sn-snow, i-ice.

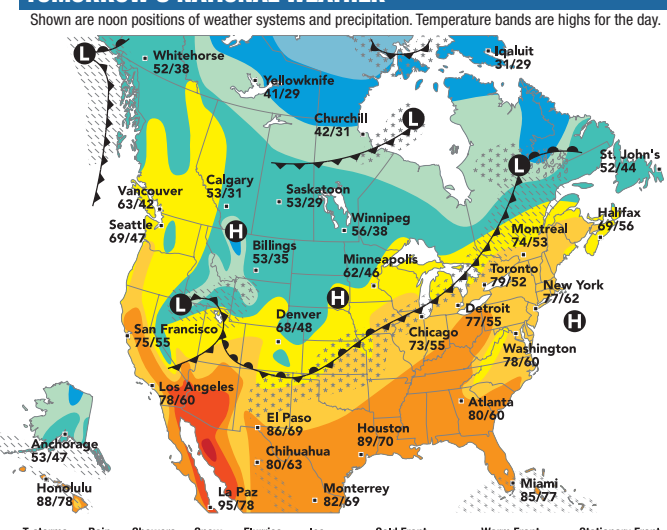
REGIONAL WEATHER



REGIONAL CITIES

City	Today	Hi	Lo	W	Wed.	Hi	Lo	W
Baker City	60	30	s	62	30	pc		
Bend	57	29	s	61	31	pc		
Brookings	71	50	s	70	49	s		
Eugene	70	37	s	72	38	s		
Ilwaco	67	48	s	67	48	s		
Klamath Falls	61	27	s	63	26	pc		
Medford	73	38	s	75	40	s		
Newport	71	43	s	73	42	s		
Newport	66	46	s	66	46	s		
North Bend	69	45	s	69	46	s		
Olympia	69	37	s	70	36	s		
Pendleton	63	37	s	64	40	pc		
Portland	71	44	s	73	45	s		
Roseburg	72	42	s	77	43	s		
Salem	71	41	s	74	41	s		
Seaside	69	45	s	69	45	pc		
Spokane	58	36	pc	64	40	s		
Springfield	71	37	s	73	39	s		
Vancouver	70	42	s	71	43	s		
Yakima	68	35	s	71	35	s		

TOMORROW'S NATIONAL WEATHER



Show are noon positions of weather systems and precipitation. Temperature bands are highs for the day.

T-Tornado, R-Rain, S-Snow, F-Flurries, I-Ice, C-Cold Front, W-Warm Front, S-Stationary Front

-10s -0s 0s 10s 20s 30s 40s 50s 60s 70s 80s 90s 100s 110s

DEATHS

Oct. 3, 2017
 ZWALD, Barbara Carol, 65, of Warrenton, died in Warrenton. Ocean View Funeral & Cremation Service of Astoria is in charge of the arrangements.

Sept. 30, 2017
 MILES, Robert Edward, 42, of Seaside, died in Seaside. Caldwell's Funeral & Cremation Arrangement Center

of Seaside is in charge of the arrangements.

Sept. 8, 2017
 OLSON, Carol Marie, 74, of Astoria, died in Portland. Crown Memorial Center of Portland is in charge of the arrangements.

View Funeral & Cremation Service of Astoria is in charge of the arrangements.

BUYS, Emma T., 96, of Astoria, died in Astoria. Ocean

View Funeral & Cremation Service of Astoria is in charge of the arrangements.

of Seaside is in charge of the arrangements.

Sept. 8, 2017
 OLSON, Carol Marie, 74, of Astoria, died in Portland. Crown Memorial Center of Portland is in charge of the arrangements.

BUYS, Emma T., 96, of Astoria, died in Astoria. Ocean

View Funeral & Cremation Service of Astoria is in charge of the arrangements.

of Seaside is in charge of the arrangements.

Sept. 8, 2017
 OLSON, Carol Marie, 74, of Astoria, died in Portland. Crown Memorial Center of Portland is in charge of the arrangements.

BUYS, Emma T., 96, of Astoria, died in Astoria. Ocean

View Funeral & Cremation Service of Astoria is in charge of the arrangements.

of Seaside is in charge of the arrangements.

Sept. 8, 2017
 OLSON, Carol Marie, 74, of Astoria, died in Portland. Crown Memorial Center of Portland is in charge of the arrangements.

BUYS, Emma T., 96, of Astoria, died in Astoria. Ocean

View Funeral & Cremation Service of Astoria is in charge of the arrangements.

of Seaside is in charge of the arrangements.

Sept. 8, 2017
 OLSON, Carol Marie, 74, of Astoria, died in Portland. Crown Memorial Center of Portland is in charge of the arrangements.

BUYS, Emma T., 96, of Astoria, died in Astoria. Ocean

View Funeral & Cremation Service of Astoria is in charge of the arrangements.

of Seaside is in charge of the arrangements.

Sept. 8, 2017
 OLSON, Carol Marie, 74, of Astoria, died in Portland. Crown Memorial Center of Portland is in charge of the arrangements.

BUYS, Emma T., 96, of Astoria, died in Astoria. Ocean

View Funeral & Cremation Service of Astoria is in charge of the arrangements.

of Seaside is in charge of the arrangements.

Sept. 8, 2017
 OLSON, Carol Marie, 74, of Astoria, died in Portland. Crown Memorial Center of Portland is in charge of the arrangements.

BUYS, Emma T., 96, of Astoria, died in Astoria. Ocean

View Funeral & Cremation Service of Astoria is in charge of the arrangements.

of Seaside is in charge of the arrangements.

Sept. 8, 2017
 OLSON, Carol Marie, 74, of Astoria, died in Portland. Crown Memorial Center of Portland is in charge of the arrangements.

BUYS, Emma T., 96, of Astoria, died in Astoria. Ocean

View Funeral & Cremation Service of Astoria is in charge of the arrangements.

of Seaside is in charge of the arrangements.

Sept. 8, 2017
 OLSON, Carol Marie, 74, of Astoria, died in Portland. Crown Memorial Center of Portland is in charge of the arrangements.

BUYS, Emma T., 96, of Astoria, died in Astoria. Ocean

View Funeral & Cremation Service of Astoria is in charge of the arrangements.

of Seaside is in charge of the arrangements.

Sept. 8, 2017
 OLSON, Carol Marie, 74, of Astoria, died in Portland. Crown Memorial Center of Portland is in charge of the arrangements.

BUYS, Emma T., 96, of Astoria, died in Astoria. Ocean

View Funeral & Cremation Service of Astoria is in charge of the arrangements.

Sept. 30, 2017
 MILES, Robert Edward, 42, of Seaside, died in Seaside. Caldwell's Funeral & Cremation Arrangement Center

of Seaside is in charge of the arrangements.

Sept. 8, 2017
 OLSON, Carol Marie, 74, of Astoria, died in Portland. Crown Memorial Center of Portland is in charge of the arrangements.

BUYS, Emma T., 96, of Astoria, died in Astoria. Ocean

View Funeral & Cremation Service of Astoria is in charge of the arrangements.

of Seaside is in charge of the arrangements.

Sept. 8, 2017
 OLSON, Carol Marie, 74, of Astoria, died in Portland. Crown Memorial Center of Portland is in charge of the arrangements.

BUYS, Emma T., 96, of Astoria, died in Astoria. Ocean

View Funeral & Cremation Service of Astoria is in charge of the arrangements.

of Seaside is in charge of the arrangements.