

# HOUSE COMMITTEE ON BUSINESS & LABOR

## TAPE LOG

April 20, 2007 Hearing Room D  
3:00 P.M. Tapes 76 - 77

**MEMBERS PRESENT:** Rep. Mike Schaufler, Chair  
Rep. Sal Esquivel, Vice-Chair  
Rep. Paul Holvey, Vice-Chair  
Rep. Vicki Berger  
Rep. Chris Edwards

**MEMBER EXCUSED:** Rep. Diane Rosenbaum  
Rep. Patti Smith

**STAFF PRESENT:** Theresa Van Winkle, Committee Administrator  
Kristen Miller, Committee Assistant

**MEASURES HEARD:** HB 3183 – Public Hearing & Work Session  
HB 2140 – Public Hearing & Work Session  
HB 2758 – Work Session  
HB 2021 – Work Session  
HB 3061 – Public Hearing  
HB 2998 – Public Hearing  
HB 3405 – Public Hearing

This tape log is in compliance with Senate and House Rules. For complete contents, please refer to the cassette tapes.

<b>TAPE # AND SIDE</b>	<b>COUNTER NUMBER</b>	<b>BRIEF DESCRIPTION OF SUBJECT MATTER OR CHANGE IN SPEAKER</b>
<b>TAPE 76A</b>	002	Chair Schaufler calls the meeting to order at 3:04 p.m.
<b><u>HB 3183 – PUBLIC HEARING</u></b>	004	Chair Schaufler
	006	Theresa Van Winkle, Administrator
	011	Representative Greg Macpherson, House District # 38
	025	Rep. Macpherson
	050	Rep. Macpherson
	051	Chair Schaufler
	053	Rep. Berger
	055	Rep. Macpherson
	056	Rep. Berger
	059	Denise Yunker, Human Resource Director, Oregon University System ( <b>EXHIBIT A</b> )
	078	Chair Schaufler
<b><u>HB 3183 - WORK SESSION</u></b>		
<b>76A</b>	079	Chair Schaufler
	080	<b>MOTION: Rep. Berger moves HB 3183 to the floor with a DO PASS recommendation.</b>
	082	<b>VOTE: 5-0-2</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 2 - Rep. Rosenbaum, Rep. P. Smith</b>

	084	Chair Schaufler hearing no objection, declares the motion <b>CARRIED.</b>
	085	Chair Schaufler
	088	<b>MOTION: Rep. Holvey moves HB 3183 be placed on the CONSENT CALENDAR.</b>
	089	Chair Schaufler
	090	Rep. Berger
	092	Rep. Macpherson
	093	Rep. Berger
	094	Chair Schaufler
	095	<b>VOTE: 5-0-2</b> <b>EXCUSED: 2 - Rep. Rosenbaum, Rep. P. Smith</b>
	096	<b>Chair Schaufler hearing no objection, declares the motion CARRIED.</b>
	097	Chair Schaufler
	<b><u>HB 2140 – PUBLIC HEARING</u></b>	
	098	Chair Schaufler
	099	Theresa Van Winkle, Administrator
	106	Chair Schaufler
	111	Dana Anderson, Department of Justice ( <b>EXHIBIT B</b> )
	125	Anderson
	150	Anderson
	175	Anderson
	190	Jessica Adamson, Associated General Contractors (AGC)
	200	Adamson
	225	Adamson
	239	Dianne Lancaster, Department of Administrative Services, State Procurement Office ( <b>EXHIBIT C</b> )
	243	Chair Schaufler
	259	Rep. Berger
	268	Adamson
	271	Anderson
	299	Chair Schaufler
	303	Adamson
76A	309	Rep. Hovley
	315	Adamson
	318	Chair Schaufler
	320	Rep. Holvey
	321	Chair Schaufler
	<b><u>HB 2140 - WORK SESSION</u></b>	
	325	Chair Schaufler
	332	<b>MOTION: Rep. Esquivel moves to ADOPT HB 2140-1 amendments dated 04/20/07. (EXHIBIT D)</b>
	334	<b>VOTE: 5-0-2</b> <b>EXCUSED: 2 - Rep. Rosenbaum, Rep. P. Smith</b>
	335	<b>Chair Schaufler hearing no objection, declares the motion CARRIED.</b>
	335	<b>MOTION: Rep. Esquivel moves HB 2140 to the floor with a DO PASS AS AMENDED recommendation.</b>
	337	<b>VOTE: 5-0-2</b> <b>AYE: In a roll call vote, all members present vote Aye.</b>

	340	<b>EXCUSED: 2 - Rep. Rosenbaum, Rep. P. Smith</b> <b>Chair Schaufler hearing no objection, declares the motion</b> <b>CARRIED.</b> <b>REP. ESQUIVEL will lead discussion on the floor.</b> Chair Schaufler
	342	
<b><u>HB 2758 - WORK SESSION</u></b>	348	Chair Schaufler
	349	Theresa Van Winkle, Administrator
	361	Chair Schaufler
	362	Shawn Miller, Oregon Recreational Vehicle Dealers Association (ORVDA)
	375	Miller
	392	Chair Schaufler
	400	<b>MOTION: Rep. Esquivel moves to ADOPT HB 2758-4</b> <b>amendments dated 04/19/07. (EXHIBIT E)</b>
	402	<b>VOTE: 5-0-2</b>
	403	<b>EXCUSED: 2 - Rep. Rosenbaum, Rep. P. Smith</b> <b>Chair Schaufler hearing no objection, declares the motion</b> <b>CARRIED.</b>
	404	<b>MOTION: Rep. Esquivel moves HB 2758 to the floor with a</b> <b>DO PASS AS AMENDED recommendation.</b>
	406	<b>VOTE: 5-0-2</b> <b>AYE: In a roll call vote, all members present vote Aye.</b>
	407	<b>EXCUSED: 2 - Rep. Rosenbaum, Rep. P. Smith</b> <b>Chair Schaufler hearing no objections, declares the motion</b> <b>CARRIED.</b> <b>REP. C. EDWARDS will lead discussion on the floor.</b> Chair Schaufler
76A	409	
<b><u>HB 2021 - WORK SESSION</u></b>	413	Chair Schaufler
	415	Theresa Van Winkle, Administrator
	432	Chair Schaufler
	435	Rep. Berger
	440	Van Winkle
	442	Chair Schaufler
	443	Rep. Berger
	449	Chair Schaufler
	450	Jessica Adamson, Associated General Contractors (AGC)
	469	Chair
	477	Marc Zolton, Bureau of Labor and Industries (BOLI)
77A	023	Chair Schaufler
<b><u>HB 3061 – PUBLIC HEARING</u></b>	045	Chair Schaufler
	050	Theresa Van Winkle, Administrator
	059	Joe Schaffer, Service Employees International Union (SEIU)
	068	Chair Schaufler
	069	Rep. Berger
	075	Steve Delaney, Deputy Director, Public Employees Retirement System (PERS)
	079	Rep. Berger
	080	Delaney

	085	Rep. Berger
	086	Schaffer
	089	Rep. Berger
	093	Schaffer
	099	Rep. Berger
	103	Schaffer
	104	Rep. Berger
	108	Chair Schaufler
	112	Schaffer
	115	Chair Schaufler
	<b><u>HB 2998 – PUBLIC HEARING</u></b>	
	118	Chair Schaufler
	120	Theresa Van Winkle, Administrator
	124	Chair Schaufler
	132	Representative Paul Holvey, House District # 8
77A	150	Rep. Holvey
	166	Tom Goodhue, Executive Director, Sheet Metal and Air Conditioning Contractors National Association (SMACCNA), Sheet Metal Contractors for State of Oregon
	175	Goodhue
	200	Goodhue
	212	Rep. Berger
	223	Chair Schaufler
	228	Goodhue
	247	Rep. Berger
	260	Chair Schaufler
	263	Rep. Berger
	264	Chair Schaufler
	267	Goodhue
	282	Chair Schaufler
	289	Brian Krieg, Sheet Metal Workers, Local 16
	300	Krieg
	312	Chair Schaufler
	315	Krieg
	317	Amy Joyce, Oregon Department of Transportation (ODOT)
		<b>(EXHIBIT F)</b>
	337	Amanda Rich, Special Districts Association of Oregon (SDAO)
	359	Jon Oshel, Association of Oregon Counties (AOC)
	375	Oshel
	400	Oshel
	425	Oshel
	429	Chair Schaufler
	450	Chair Schaufler
	451	Rep. Holvey
	458	Rep. Berger
	465	Rep. Berger
76B	017	Chair Schaufler
	021	Bob Shiprack, Oregon State Building and Construction Trades Council
	040	Shiprack

060	Shiprack
062	Jessica Adamson, Associated General Contractors (AGC)
075	Adamson
079	Shawn Miller, Association of Building Contractors (ABC)
089	Chair Schaufler

**HB 3405 – PUBLIC HEARING**

<b>76B</b>	095	Chair Schaufler
	096	Theresa Van Winkle, Administrator
	098	Chair Schaufler
	101	David Olson, Office of Cable Communications and Franchise Management, City of Portland ( <b>EXHIBIT G</b> )
	160	Rep. Berger
	167	Olson
	169	Rep. Berger
	173	Olson
	183	Rep. Berger
	185	Chair Schaufler
	187	Jim Long ( <b>EXHIBIT H</b> )
	200	Long
	210	Chair Schaufler
	218	Rep. Berger
	220	Long
	250	Long
	258	Chair Schaufler
	260	Long
	275	Long
	287	Chair Schaufler
	293	Lee Beyer, Chairman, Public Utility Commission
	325	Beyer
	350	Beyer
	353	Chair Schaufler
	368	Rep. Esquivel
	376	Chair Schaufler
	378	Beyer
	383	Rep. Holvey
	386	Chair Schaufler
	390	Brant Wolf, Oregon Telecommunications Association
	425	Wolf
	433	Chair Schaufler

**The following prepared testimony is submitted for the record without public testimony:**

	Randall Edwards, State Treasurer ( <b>EXHIBIT I</b> )
	Nancy Lou Tracy, Portland, Oregon ( <b>EXHIBIT J</b> )
435	Chair Schaufler adjourns the meeting at 4:35 p.m.

**EXHIBIT SUMMARY**

- A. **HB 3183, written testimony, Denise Yunker, 1 p**
- B. **HB 2140, written testimony, Dana Anderson, 2 pp**
- C. **HB 2140, written testimony, Dianne Lancaster, 1 p**
- D. **HB 2140, -1 Amendments, copy, staff, 5 pp**

- E. **HB 2758, -4 Amendments, copy, staff, 5 pp**
- F. **HB 2998, prepared information, Amy Joyce, 2 pp**
- G. **HB 3405, written testimony, David Olson, 5 pp**
- H. **HB 3405, written testimony, Jim Long, 2 pp**
- I. **HB 2021, prepared informational letter, Randall Edwards, 3 pp**
- J. **HB 3405, written letter, Nancy Lou Tracy, 1 p**