

HOUSE COMMITTEE ON CONSUMER PROTECTION

TAPE LOG

April 23, 2007 Hearing Room E
1:00 P.M. Tapes 76 – 79

MEMBERS PRESENT: Rep. Paul Holvey, Chair
Rep. Suzanne Bonamici, Vice-Chair
Rep. Donna Nelson, Vice-Chair
Rep. Larry Galizio
Rep. Vic Gilliam
Rep. Fred Girod
Rep. Chuck Riley

STAFF PRESENT: Steve Dixon, Committee Administrator
Mike Reiley, Committee Assistant

MEASURES HEARD: HB 2621 – Public Hearing
HB 2735 – Work Session
HB 3485 – Work Session
HB 3086 – Work Session
HB 2656 – Work Session
HB 3485 – Work Session
HB 2735 – Work Session
HB 3086 – Work Session
HB 2656 – Work Session
HB 2657 – Work Session

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

<u>TAPE #</u> <u>AND SIDE</u>	<u>COUNTER</u> <u>NUMBER</u>	<u>BRIEF DESCRIPTION OF SUBJECT MATTER</u> <u>OR CHANGE IN SPEAKER</u>
76A	002	Chair Holvey calls the meeting to order at 1:08 p.m.
<u>HB 2621 – PUBLIC HEARING</u>		
	028	Jim Craven, American Electronics Association
	061	Gene Eng, Vice President – Legislative and Regulatory Affairs in Oregon, Verizon (EXHIBIT A)
	113	Brian DeLashmutt, Sprint/Nextel (EXHIBIT B)
	203	Rep. Bonamici
	207	Craven
	211	Rep. Bonamici
	215	Eng
	218	DeLashmutt
	231	Rep. Bonamici
76A	238	DeLashmutt
	267	Rep. Nelson
	277	Eng
	285	Rep. Nelson
	294	Eng
	296	Rep. Nelson
	298	Eng

	312	Andrea Fogue, League of Oregon Cities (EXHIBIT C)
	359	Mike Dewey, Oregon Cable Telecommunication Association
77A	024	Chair Holvey
	028	Lee Beyer, Chair, Oregon Public Utility Commission (PUC)
	142	Chair Holvey
	148	Beyer
	167	Rep. Bonamici
	171	Beyer
	182	Rep. Bonamici
	185	Beyer
	188	Rep. Bonamici
	189	Beyer
	204	Rep. Galizio
	209	Beyer
	223	Dave Booth, Administrator, Telecommunications Division, PUC
	240	Beyer
	249	Rep. Gilliam
	279	Beyer
	313	Rep. Nelson
	320	Beyer
	321	Rep. Nelson
	330	Beyer
	359	Rep. Gilliam
	370	Beyer
	397	Chair Holvey

HB 2735 – WORK SESSION

	422	Steve Dixon, Committee Administrator (EXHIBIT D) (EXHIBIT E)
76B	050	John VanLandingham, Manufactured Housing Landlord/Tenant Coalition (EXHIBIT F)
	121	Chuck Taylor, Office of Legislative Counsel
	173	Chair Holvey
	179	Taylor
76B	182	Chair Holvey
	183	Taylor
	185	VanLandingham
	193	Chair Holvey
	197	Taylor
	201	Chair Holvey
	203	Taylor
	216	Rep. Nelson
	224	Taylor
	235	Chair Holvey

The following written testimony is submitted for the record without public testimony:

Rep. Jerry Krummel, House District 26 **(EXHIBIT G)**
Ernie Howell, written information of Larry Higby, Shadow
Ranch **(EXHIBIT H)**
Rick Bennett, Director of Government Relations, AARP Oregon
(EXHIBIT I)
Linda Ludwig, League of Oregon Cities **(EXHIBIT J)**

Alex Cuyler, written testimony of Eugene Mayor Kitty Piercy
(EXHIBIT K)

HB 3485 – WORK SESSION

242
258
274
278
300

Steve Dixon, Committee Administrator **(EXHIBIT L)**
Tad Everhart, Community Development Law Center, Portland
Chair Holvey
Everhart
Chair Holvey

HB 3086 – WORK SESSION

330
348
375
377
380
383
390
393

Steve Dixon, Committee Administrator **(EXHIBIT M)**
Neil Jackson, Oregon Trial Lawyers Association
Rep. Girod
Jackson
Rep. Girod
Jackson
Rep. Gilliam
Jackson

77B

011
012
014
028

Rep. Nelson
Jackson
Rep. Bonamici
John Powell, State Farm Insurance Company

059

Rep. Nelson

77B

062
070
072
074
082
093

Powell
Rep. Nelson
Powell
Rep. Nelson
Powell

Chair Holvey recesses the meeting at 2:42 p.m. Reconvenes the meeting at 2:44 p.m.

HB 2656 – WORK SESSION

103
122
124
154
158
182
184
202
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243
258
262
267
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290
297

Mark Long, Administrator, Building Codes Division, Department of Consumer and Business Services **(EXHIBIT N)**
Chair Holvey **(EXHIBIT O)**
Long
Chair Holvey
Bill Cross, Oregon Landscape Contractors Association
Chair Holvey
Long
Cross
Chuck Taylor, Office of Legislative Counsel
Chair Holvey
Taylor
Chair Holvey
Taylor
Rep. Bonamici
Taylor
Rep. Riley
Taylor
Chair Holvey recesses the committee at 2:58 p.m.
Chair Holvey reconvenes the meeting at 5:39 p.m.

HB 3485 – WORK SESSION

309 Chair Holvey
314 Tad Everhart, Community Development Law Center, Portland
322 Chair Holvey
324 Everhart
364 Kathy Armstrong, Portland Community Land Trust
367 Rep. Gilliam
373 Everhart
383 Rep. Nelson
390 Everhart
405 Rep. Nelson
77B 410 Everhart
78A 008 **MOTION: Rep. Bonamici moves to ADOPT HB 3485-1 amendments dated 4/20/07.**
VOTE: 7-0-0
Chair Holvey, hearing no objection, declares the motion CARRIED.
014 **MOTION: Rep. Bonamici moves HB 3485 to the floor with a DO PASS AS AMENDED recommendation.**
VOTE: 7-0-0
AYE: In a roll call vote, all members present vote Aye.
REP. DINGFELDER will lead discussion on the floor.
020 Rep. Nelson
023 Rep. Bonamici

HB 2735 – WORK SESSION

035 **MOTION: Rep. Riley moves to ADOPT HB 2735-2 amendments dated 4/20/07 (EXHIBIT E).**
038 Rep. Nelson
043 Rep. Girod
048 Rep. Galizio
049 Rep. Bonamici
052 Chair Holvey
053 Rep. Bonamici
059 Rep. Gilliam
061 Chair Holvey
066 Rep. Girod
075 Chair Holvey
090 Rep. Bonamici
VOTE: 4-3-0
AYE: 4 - Bonamici, Galizio, Riley, Holvey
NAY: 3 - Gilliam, Girod, Nelson
Chair Holvey declares the motion CARRIED.
105 **MOTION: Rep. Riley moves HB 2735 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Revenue by prior reference.**
111 Rep. Galizio
120 Rep. Bonamici
124 Rep. Riley
131 Rep. Nelson
VOTE: 4-3-0

AYE: 4 - Bonamici, Galizio, Riley, Holvey
NAY: 3 - Gilliam, Girod, Nelson
Chair Holvey declares the motion **CARRIED**.

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HB 3086 – WORK SESSION

78A 147

MOTION: Rep. Riley moves HB 3086 to the floor with a **DO PASS** recommendation.

154 Rep. Girod
156 Chair Holvey
158 Rep. Bonamici
165 Rep. Nelson
169 Chair Holvey
174 Rep. Bonamici
177 Chair Holvey

VOTE: 4-3-0

AYE: 4 - Bonamici, Galizio, Riley, Holvey
NAY: 3 - Gilliam, Girod, Nelson

Chair Holvey declares the motion **CARRIED**.

REP. BONAMICI will lead discussion on the floor.

185 Rep. Girod serves notice of possible Minority Report
188 Chair Holvey
191 Rep. Bonamici
194 Chair Holvey

HB 2656 – WORK SESSION

200

Rep. Riley

207

Mark Long

212

Chuck Taylor, Office of Legislative Counsel

232

Long

262

Rep. Nelson

270

Long

276

MOTION: Rep. Riley moves to **ADOPT** HB 2656-4 amendments dated 4/23/07 (**EXHIBIT O**).

279

Rep. Bonamici

282

Chair Holvey

308

Rep. Gilliam

319

Chair Holvey

VOTE: 6-1-0

AYE: 6 - Bonamici, Galizio, Gilliam, Girod, Nelson, Riley

NAY: 1 - Holvey

Chair Holvey declares the motion **CARRIED**.

360

MOTION: Rep. Riley moves HB 2656 to the floor with a **DO PASS AS AMENDED** recommendation and **BE REFERRED** to the committee on Ways and Means by prior reference.

367

Rep. Galizio

373

Chair Holvey

78A

374

Rep. Riley

VOTE: 6-1-0

AYE: 6 - Bonamici, Galizio, Gilliam, Nelson, Riley, Holvey

NAY: 1 - Girod
Chair Holvey declares the motion CARRIED.

HB 2657 – WORK SESSION

	413	Mark Long, Administrator, Building Codes Division, Department of Consumer and Business Services (EXHIBIT P)
79A	011	Rep. Gilliam
	013	Long
	026	Rep. Nelson
	032	Long
	044	Rep. Nelson
	046	Long
	059	Rep. Nelson
	061	Long
	067	Rep. Nelson
	069	Long
	078	Rep. Riley
	081	Long
	085	Rep. Girod
	088	Long
	097	Long
	102	Chuck Taylor, Office of Legislative Counsel
	106	MOTION: Rep. Bonamici moves to ADOPT HB 2657-2 amendments dated 4/20/07 (EXHIBIT P).
	111	Rep. Nelson
	118	Long
	128	Chair Holvey
	149	Rep. Bonamici
		VOTE: 7-0-0
		Chair Holvey, hearing no objection, declares the motion CARRIED.
	156	MOTION: Rep. Bonamici moves HB 2657 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.
		VOTE: 6-1-0
		AYE: 6 - Bonamici, Galizio, Gilliam, Nelson, Riley, Holvey
		NAY: 1 - Girod
		Chair Holvey declares the motion CARRIED.
	195	Chair Holvey
79A	202	Rep. Nelson
	205	Chair Holvey
		The following written testimony is submitted for the record without public testimony:
		Frederic E. Cann, Cann Lawyers (EXHIBIT Q)
	210	Chair Holvey adjourns the meeting at 6:31 p.m.

EXHIBIT SUMMARY

- A. HB 2621, written information, Gene Eng, 8 pp
- B. HB 2621, written information, Brian DeLashmutt, 22 pp

- C. **HB 2621, written testimony, Andrea Fogue, 1 p**
- D. **HB 2735, -1 amendments, staff, 85 pp**
- E. **HB 2735, -2 amendments, staff, 85 pp**
- F. **HB 2735, -1 amendment explanation, John VanLandingham, 2 pp**
- G. **HB 2735, letters from Oregon mayors, Rep. Jerry Krummel, 6 pp**
- H. **HB 2735, Petition Against House Bill 2735, Ernie Howell, 10 pp**
- I. **HB 2735, prepared testimony, Rick Bennett, 1 p**
- J. **HB 2735, prepared testimony, Linda Ludwig, 1 p**
- K. **HB 2735, prepared testimony of Kitty Piercy, Alex Cuyler, 3 pp**
- L. **HB 3485, -1 amendments, staff, 6 pp**
- M. **HB 3086, -1 amendments, staff, 3 pp**
- N. **HB 2656, -3 amendments, staff, 24 pp**
- O. **HB 2656, -4 amendments, staff, 30 pp**
- P. **HB 2657, -2 amendments, staff, 14 pp**
- Q. **HB 2657, prepared testimony, Frederic E. Cann, 5 pp**