

**HOUSE COMMITTEE ON**  
**BUSINESS, LABOR, AND CONSUMER AFFAIRS**

May 17, 2005 Hearing Room C

5:30 P.M.      Tape 130

Corrected 09/30/05

**MEMBERS PRESENT:**            **Rep. Alan Brown, Chair**

**Rep. Sal Esquivel, Vice-Chair**

**Rep. Mike Schaufler, Vice-Chair**

**Rep. Paul Holvey**

**Rep. George Gilman**

**Rep. Derrick Kitts**

**Rep. Chip Shields**

**STAFF PRESENT:**            **Janet Adkins, Committee Administrator**

**Katie Howard, Committee Assistant**

**MEASURES/ISSUES HEARD:**

**SB 923A – Public Hearing and Work Session**

**SB 924 – Public Hearing and Work Session**

**SB 925 – Public Hearing and Work Session**

**SB 926 – Public Hearing and Work Session**

**These minutes are in compliance with Senate and House Rules. Only text enclosed in quotation marks reports a speaker's exact words. For complete contents, please refer to the tapes.**

<b>TAPE/#</b>	<b>Speaker</b>	<b>Comments</b>
<b>TAPE 130, A</b>		
003	Chair Brown	Calls the meeting to order at 5:48 p.m. Opens the public hearing on SB 923A, SB 924, SB 925, and SB 926.
<b><u>SB 923A, SB 924, SB 925, SB 926 – PUBLIC HEARING</u></b>		
005	Wendy Johnson	Deputy Director, Oregon Law Commission. Submits written testimony in support of SB 923A, SB 924, SB 925, and SB 926 <b>(EXHIBITS A, B, C, and D)</b> . Explains the Oregon Law Commission. States that SB 923A, SB 924, SB 925, and SB 926 are consensus bills.
053	Rep. Kitts	Asks if anyone is opposed to the bills. States that Chair Brown is not.
055	Joel Devore	Attorney. Speaks in support of SB 923A, SB 924, SB 925, and SB 926. States that SB 923A involves a problem with matching liability limits on the at fault driver's car. Says that if minimum limits do not match in actuality then an insured driver can collect the difference from their own insurance.
113	Devore	States that SB 924 clarifies what happens when a person's stolen vehicle injures them. Notes that currently a person cannot seek coverage for damages in stolen car injuries when injured with their own vehicle. Says that SB 925 deals with overlapping insurance coverage and helps clarify which insurance company pays first.
167	Devore	Mentions SB 926 and how it clarifies what happens to claimants when the insurer they are making a claim against is blatantly bankrupt. Talks about how some people are having to seek claims two to three years later and by then some insurance companies are insolvent.
194	Neil Jackson	Oregon Trail Lawyers Association. Submits written testimony in support of SB 923A, SB 924, and SB 926 <b>(EXHIBIT E, F and G)</b> . Speaks in support of SB 925. Elaborates on the situation where a woman was pulled through a parking lot as someone stole her car. Says that the woman could not make a claim on her own vehicle. States that SB 925 fixes this problem.
221	Steve Murrell	Claim Attorney, Claims Department, State Farm Mutual Automobile Insurance Company. Speaks in support of SB 923A and SB 926.

States that both of the fixes reflect State Farm Insurance policies.  
Speaks in support of SB 924 and SB 925.

244 Rep. Schaufler Thanks everyone for resolving issues with the bills before bringing them before the committee.

252 Chair Brown Closes the public hearing on SB 923A, SB 924, SB 925, and SB 926.  
Opens the work session on SB 923A.

**SB 923A – WORK SESSION**

261 Rep. Kitts **MOTION: Moves SB 923A to the floor with a DO PASS recommendation.**

263 **VOTE: 7-0-0**

**AYE: In a roll call vote, all members present vote Aye.**

**Chair Brown The motion CARRIES.**

270 Rep. Kitts **MOTION: Moves SB 923A be placed on the CONSENT CALENDAR.**

272 **VOTE: 7-0-0**

**Chair Brown Hearing no objection, declares the motion CARRIED.**

275 Chair Brown Closes the work session on SB 923A. Opens the work session on SB 924.

**SB 924 – WORK SESSION**

276 Janet Adkins Committee Administrator. Submits and explains the -1 amendments **(EXHIBIT H)**.

285 Rep. Kitts **MOTION: Moves to ADOPT SB 924-1 amendments dated 05/17/05.**

288 **VOTE: 7-0-0**

**Chair Brown**                    **Hearing no objection, declares the motion CARRIED.**

**290**            **Rep. Kitts**                    **MOTION: Moves SB 924 to the floor with a DO PASS AS AMENDED recommendation.**

**293**                                    **VOTE: 7-0-0**

**AYE:**            **In a roll call vote, all members present vote Aye.**

**Chair Brown**                    **The motion CARRIES.**

**298**            **Rep. Kitts**                    **MOTION: Moves SB 924 be placed on the CONSENT CALENDAR.**

**300**                                    **VOTE: 7-0-0**

**Chair Brown**                    **Hearing no objection, declares the motion CARRIED.**

**301**            **Chair Brown**                    **Closes the work session on SB 924. Opens the work session on SB 925.**

**SB 925 – WORK SESSION**

**304**            **Rep. Kitts**                    **MOTION: Moves SB 925 to the floor with a DO PASS recommendation.**

**306**                                    **VOTE: 7-0-0**

**AYE:**            **In a roll call vote, all members present vote Aye.**

**Chair Brown**                    **The motion CARRIES.**

**310**            **Rep. Kitts**                    **MOTION: Moves SB 925 be placed on the CONSENT CALENDAR.**

**312**                                    **VOTE: 7-0-0**

**Chair Brown**                    **Hearing no objection, declares the motion CARRIED.**

313 Chair Brown Closes the work session on SB 925. Opens the work session on SB 926.

**SB 926 – WORK SESSION**

314 Janet Adkins Committee Administrator. Submits the -1 amendments (**EXHIBIT D**).

316 Rep. Kitts **MOTION: Moves to ADOPT SB 926-1 amendments dated 05/17/05.**

319 **VOTE: 7-0-0**

Chair Brown **Hearing no objection, declares the motion CARRIED.**

319 Rep. Kitts **MOTION: Moves SB 926 to the floor with a DO PASS AS AMENDED recommendation.**

321 **VOTE: 7-0-0**

**AYE: In a roll call vote, all members present vote Aye.**

Chair Brown **The motion CARRIES.**

329 Rep. Kitts **MOTION: Moves SB 926 be placed on the CONSENT CALENDAR.**

330 **VOTE: 7-0-0**

Chair Brown **Hearing no objection, declares the motion CARRIED.**

332 Chair Brown Closes the work session on SB 926. Adjourns the meeting at 6:11 p.m.

**EXHIBIT SUMMARY**

- A. **SB 923, written testimony, Wendy Johnson, 5 pp**
- B. **SB 924, written testimony, Wendy Johnson, 5 pp**
- C. **SB 925, written testimony, Wendy Johnson, 4 pp**
- D. **SB 926, written testimony, Wendy Johnson, 4 pp**
- E. **SB 923, written testimony, Neil Jackson, 1 p**
- F. **SB 924, written testimony, Neil Jackson, 1 p**
- G. **SB 925, written testimony, Neil Jackson, 1 p**
- H. **SB 924, -1 amendments, staff, 12 pp**
- I. **SB 926, -1 amendments, staff, 12 pp**