

SENATE COMMITTEE ON BUSINESS AND ECONOMIC DEVELOPMENT

May 17, 2005
1:00 P.M.

Hearing Room B
Tapes 72 - 73

Corrected 10/18/05

MEMBERS PRESENT: **Sen. Rick Metsger, Chair**
 Sen. Bruce Starr, Vice-Chair
 Sen. Jason Atkinson
 Sen. Ryan Deckert
 Sen. Laurie Monnes Anderson

STAFF PRESENT: **Theresa Van Winkle, Committee Administrator**
 James Goulding, Committee Assistant

MEASURES/ISSUES HEARD:

SB 572 – Reconsideration and Work Session
HB 2179A – Public Hearing and Work Session
HB 3016 – Public Hearing and Work Session
HB 3304A – Public Hearing and Work Session
HB 2979 – Public Hearing and Work Session
HB 2981 – Public Hearing and Work Session
HB 3091 – 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.

TAPE/#	Speaker	Comments
TAPE 72, A		
003	Chair Metsger	Calls the committee to order at 1:12 p.m. Opens a work session for possible reconsideration of SB 572.
<u>SB 572 – RECONSIDERATION AND WORK SESSION</u>		
010	Chair Metsger	Discusses the reasoning for moving SB 572 back to committee for further discussion.
015	Sen. B. Starr	MOTION: Moves to SUSPEND the rules for the purpose of reconsidering the vote on SB 572.
016		VOTE: 3-0-2 EXCUSED: 2 - Atkinson, Deckert Hearing no objection, declares the motion CARRIED.
017	Chair Metsger Sen. B. Starr	MOTION: Moves to RECONSIDER the vote by which SB 572 moved to the floor with a DO PASS AS AMENDED recommendation
020		VOTE: 3-0-2 EXCUSED: 2 - Atkinson, Deckert Hearing no objection, declares the motion CARRIED.
022	Chair Metsger	States that the measure is now back before the committee. Asks Ms. Van Winkle to explain the new amendments before them.
024	Theresa Van Winkle	Committee Administrator. Explains the provisions of the -11 (EXHIBIT A) and -12 (EXHIBIT B) amendments before the committee.

030	Chair Metsger	Clarifies the difference between the two amendments is that the -11 version excludes the home health component.
033	Sarah Reeder	Executive Director, Oregon Association for Home Care (OAHC). Presents Agency incident reports summary (EXHIBIT C). Testifies in regard to the minimal amount of incidents involving home care workers.
067	Reeder	Advocates the passage of the -11 amendments and removal of home health care providers from the measure.
070	Chair Metsger	Asks about the lack of a reporting requirement for abuse influencing the statistics she is referencing.
076	Reeder	Replies that training and orientation for home health staff promotes and environment for sharing concerns or abuses. Feels that if abuses were occurring, home health care staff would report it.
099	Martin Taylor	Oregon Nurses Association. Walks through the issues being addressed in the measure. Explains the experiences of various health organizations.
130	Taylor	Relates the concern over incidents going unrecorded.
165	Sen. Monnes Anderson	Outlines her experiences as a nurse in difficult situations. Wonders if this measure is being brought forward because there is a fear of "whistle blowing".
186	Taylor	Notes that is a real issue. Relates their findings that abuse is occurring and not being officially reported.
223	Taylor	Talks about variances in hospital policies and the sensitivity to public opinion.
250	Sen. Monnes Anderson	Observes the difficulties of this issue in a health care setting. Feels there needs to be another way to approach the problem.
265	Taylor	Refers to language in the measure that he feels might address her concerns. Describes the considerations taken into account regarding a hospital's work environment.
300	Taylor	Details nursing staff often being more concerned for patients than for themselves.

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

	Bruce Bishop	Oregon Association of Hospitals and Health Systems (OAHHHS). Submits written testimony in opposition to SB 572 (EXHIBIT D).
329	Chair Metsger	Observes they are operating as a subcommittee. Closes work session on SB 572.

HB 2179A – PUBLIC HEARING

335	Theresa Van Winkle	Committee Administrator. Explains the provisions of the measure.
343	Mark Long	Administrator, Building Codes Division. Testifies in support of HB 2179A.
370	Chair Metsger	Closes public hearing on HB 2179A. Opens a public hearing on HB 3016.

HB 3016 – PUBLIC HEARING

380	Mark Long	Testifies in support of HB 3016. Explains the provisions of the measure.
393	Chair Metsger	Closes public hearing on HB 3016. Observes that a full committee is now present. Opens a work session on HB 3016.

HB 3016 – WORK SESSION

397	Sen. Monnes Anderson	MOTION: Moves HB 3016 to the floor with a DO PASS recommendation.
400		VOTE: 4-0-1

	Chair Metsger	EXCUSED: 1 - Deckert
		Hearing no objection, declares the motion CARRIED.
		SEN. METSGER will lead discussion on the floor.
405	Chair Metsger	Closes the work session on HB 3016. Opens a work session on HB 2179A.
<u>HB 2179A – WORK SESSION</u>		
410	Sen. Monnes Anderson	MOTION: Moves HB 2179A to the floor with a DO PASS recommendation.
413		VOTE: 4-0-1
	Chair Metsger	EXCUSED: 1 - Deckert
		Hearing no objection, declares the motion CARRIED.
		SEN. METSGER will lead discussion on the floor.
420	Chair Metsger	Closes the work session on HB 2179A. Opens a public hearing on HB 3304A.
<u>HB 3304A – PUBLIC HEARING</u>		
425	Mark Landauer	Office of Government Relations, City of Portland. Introduces Mr. McDonald.
TAPE 73, A		
005	Hank McDonald	Building Official, Bureau of Development Services. Submits written testimony in favor of HB 3304A (EXHIBIT E).
018	Mark Simmons	Government Relations Director, Oregon Association of Nurseries. Testifies in favor of the –A4 amendment (EXHIBIT F). Explains the amendment.
045	Chair Metsger	Summarizes the points they have made.
061	Bill Cross	Oregon Building Officials Association. Testifies in support of HB 3304A. Notes that they are fine with the –A4 amendments.
073	Chair Metsger	Closes the public hearing on HB 3304A. Opens a work session on HB 3304A.
<u>HB 3304A – WORK SESSION</u>		
075	Sen. B. Starr	MOTION: Moves to ADOPT HB 3304-A4 amendments dated 5/5/05.
077	Sen. B. Starr	Talks about the confusion over the use of soil in Oregon.
084	Sen. Atkinson	Voices his support for the amendment.
085		VOTE: 5-0-0
	Chair Metsger	Hearing no objection, declares the motion CARRIED.
088	Sen. B. Starr	MOTION: Moves HB 3304A to the floor with a DO PASS AS AMENDED recommendation.
090		VOTE: 5-0-0
	Chair Metsger	Hearing no objection, declares the motion CARRIED.
		SEN. B. STARR will lead discussion on the floor.
095	Chair Metsger	Closes work session on HB 3304A. Opens a public hearing on HB 2979.
<u>HB 2979 – PUBLIC HEARING</u>		
097	Chair Metsger	Notes the presence of honorary Senate pages and thanks them for their visit.
100	Tim Martinez	Oregon Bankers Association (OBA). Explains the provisions of the measure before them.
124	Donn Wiley	Former Chair, Agriculture Committee, OBA. Notes he is available for questions
128	Chair Metsger	Closes the public hearing on HB 2979. Opens a work session on HB 2979.
<u>HB 2979 – WORK SESSION</u>		
132	Sen. B. Starr	MOTION: Moves HB 2979 to the floor with a DO PASS

134	Chair Metsger	recommendation. VOTE: 5-0-0 Hearing no objection, declares the motion CARRIED. SEN. DECKERT will lead discussion on the floor. Closes work session on HB 2979. Opens a public hearing on HB 2981.
136	Chair Metsger	
<u>HB 2981 – PUBLIC HEARING</u>		
138	Tim Martinez	OBA. Testifies in favor of HB 2981. Details the function of the measure.
147	Chair Metsger	Closes the public hearing on HB 2981. Opens a work session on HB 2981.
<u>HB 2981 – WORK SESSION</u>		
150	Sen. B. Starr	MOTION: Moves HB 2981 to the floor with a DO PASS recommendation.
153	Chair Metsger	VOTE: 5-0-0 Hearing no objection, declares the motion CARRIED. SEN. METSGER will lead discussion on the floor. Closes work session on HB 2981. Opens a public hearing on HB 3091.
157	Chair Metsger	
<u>HB 3091 – PUBLIC HEARING</u>		
160	Tim Martinez	OBA. Testifies in favor of HB 3091, explaining the provisions of the measure.
176	Sen. Atkinson	Clarifies this is for state charters and not national charters.
179	Martinez	Concurs that national banks can already do this.
181	Sen. Deckert	Asks if most states allow title insurance and Oregon was an exception.
185	Martinez	Replies different states had a variety of approaches.
191	Sen. Deckert	Wonders if there would be a rationale to oppose this.
197	Sen. Atkinson	Provides a historical perspective of the banking industry.
222	Martinez	Adds that the separation between banks and insurance providers is decreasing.
225	Chair Metsger	Closes public hearing on HB 3091. Opens a work session HB 3091.
<u>HB 3091 – WORK SESSION</u>		
200	Sen. Atkinson	MOTION: Moves HB 3091 to the floor with a DO PASS recommendation.
200	Chair Metsger	VOTE: 5-0-0 Hearing no objection, declares the motion CARRIED. SEN. ATKINSON will lead discussion on the floor. Closes work session on HB 3091. Adjourns the committee at 1:58 p.m.
240	Chair Metsger	

EXHIBIT SUMMARY

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- A. SB 572, -11 amendments, staff, 7 pp
- B. SB 572, -12 amendments, staff, 7 pp
- C. SB 572, Written testimony, Sarah Reeder, 5 pp
- D. SB 572, Written testimony, Bruce Bishop, 2 pp
- E. HB 3304A, Written testimony, Hank McDonald, 2 pp
- F. HB 3304A, -A4 amendments, staff, 2 pp