

## SENATE COMMITTEE ON COMMERCE

February 22, 2005  
3:10 P.M.

Hearing Room C  
Tape 19

**MEMBERS PRESENT:**     **Sen. Floyd Prozanski, Chair**  
                                  **Sen. Roger Beyer, Vice-Chair**  
                                  **Sen. Ginny Burdick**  
                                  **Sen. Charlie Ringo**  
                                  **Sen. Doug Whitsett**

**STAFF PRESENT:**       **Anna Braun, Committee Administrator**  
                                  **Karen Scofield, Committee Assistant**

**MEASURES/ISSUES HEARD:**  
                                  **SB 131 – Work Session**  
                                  **SB 134 – Work Session**  
                                  **SB 135 – Work Session**  
                                  **SB 147 – Work Session**

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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.

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<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
<b>TAPE 19, A</b>		
005	Chair Prozanski	Calls the meeting to order at 3:17 p.m. Opens work session on SB 131.
<b><u>SB 131 – WORK SESSION</u></b>		
015	Anna Braun	Committee Administrator. Provides an overview of SB 131.
025	<b>Sen. Beyer</b>	<b>MOTION: Moves SB 131 to the floor with a DO PASS recommendation.</b>
		<b>VOTE: 5-0-0</b>
	<b>Chair Prozanski</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
		<b>SEN. WHITSETT will lead discussion on the floor.</b>
030	Chair Prozanski	Closes work session on SB 131 and opens work session on SB 134.
<b><u>SB 134 – WORK SESSION</u></b>		
032	Anna Braun	Committee Administrator. Provides an overview of SB 134. Discusses previous testimony for SB 134.
040	<b>Sen. Beyer</b>	<b>MOTION: Moves SB 134 to the floor with a DO PASS recommendation.</b>
		<b>VOTE: 5-0-0</b>
	<b>Chair Prozanski</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
		<b>SEN. RINGO will lead discussion on the floor.</b>
050	Chair Prozanski	Closes work session on SB 134 and opens work session on SB 135.
<b><u>SB 135 – WORK SESSION</u></b>		
052	Anna Braun	Committee Administrator. Provides an overview of SB 135 and submits the proposed -1 amendments ( <b>EXHIBIT A</b> ).
060	Chair Prozanski	Clarifies that the -1 amendments will satisfy concerns and oppositions stated in public testimony previously for SB 135.
065	Dan Gardner	Commissioner, Bureau of Labor and Industries (BOLI). Offers to

070	Sen. Beyer	answer questions of the committee on SB 135. Asks BOLI if they would put section three (3) in a rule if the committee deletes section three (3) of the bill.
075	Gardner	Answers that they would not put section three (3) in a rule and would follow the amendment.
080	Chair Prozanski	Clarifies that if the committee passes SB 135 with the -1 amendments that BOLI is comfortable with it and will comply going forward.
081	Gardner	Answers, yes they would.
082	Sen. Beyer	<b>MOTION: Moves to ADOPT SB 135-1 amendments dated 2/7/05.</b>
		<b>VOTE: 5-0-0</b>
	Chair Prozanski	<b>Hearing no objection, declares the motion CARRIED.</b>
085	Sen. Beyer	<b>MOTION: Moves SB 135 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 5-0-0</b>
	Chair Prozanski	<b>Hearing no objection, declares the motion CARRIED.</b>
		<b>SEN. BEYER will lead discussion on the floor.</b>
95	Chair Prozanski	Closes work session on SB 135 and opens work session on SB 147.
<b><u>SB 147 – WORK SESSION</u></b>		
100	Anna Braun	Committee Administrator. Provides an overview of SB 147.
110	Sen. Ringo	<b>MOTION: Moves SB 147 to the floor with a DO PASS recommendation.</b>
112	Sen. Whitsett	Comments that he will not support SB 147 and does not see that it is necessary.
117	Sen. Beyer	Agrees with Whitsett. Comments on prior voting of committee members.
120	Chair Prozanski	Discusses the prior voting. Discusses the increase of the timeline in SB 147 from thirty (30) days to ninety (90) days.
125	Sen. Beyer	Comments on testimonies given on SB 147 and his opposition to the bill.
130	Sen. Ringo	Comments that litigation is a better way to resolve disputes than other options where people take things into their own hands. Comments that the issue shouldn't be whether it will or will not increase lawsuits, but whether it will or will not increase justice for the workers regarding their pay.
140		<b>VOTE: 3-2-0</b>
		<b>AYE: 3 - Burdick, Ringo, Prozanski</b>
		<b>NAY: 2 - Beyer, Whitsett</b>
	Chair Prozanski	<b>The motion CARRIES.</b>
		<b>SEN. RINGO will lead discussion on the floor.</b>
150	Chair Prozanski	Closes work session on SB 147.
152	Chair Prozanski	Discusses agenda for next meeting. Discusses upcoming out of building meeting in Cottage Grove. Adjourns the meeting at 3:32 p.m.

## **EXHIBIT SUMMARY**

### **A. SB 135, -1 amendments, staff, 1 p**