

SENATE COMMITTEE ON COMMERCE

April 19, 2005
3:10 P.M.

Hearing Room C
Tape 58

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

MEMBER EXCUSED: Sen. Charlie Ringo

STAFF PRESENT: Anna Braun, Committee Administrator
Karen Scoffield, Committee Assistant

MEASURES/ISSUES HEARD:

HB 3305A – Public Hearing and Work Session
HB 2311A – Work Session
HB 2124A – Work Session
HB 2093 – Public Hearing and Work Session
HB 2091A – Public Hearing and Work Session
HB 2405A – 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 58, A		
005	Chair Prozanski	Calls the meeting to order at 3:13 p.m. Opens public hearing on HB 3305A.
<u>HB 3305A – PUBLIC HEARING</u>		
007	Chair Prozanski	Seeing no witnesses, closes public hearing and opens work session on HB 3305A.
<u>HB 3305A – WORK SESSION</u>		
009	Sen. Beyer	MOTION: Moves HB 3305A to the floor with a DO PASS recommendation.
		VOTE: 3-0-2
		EXCUSED: 2 - Burdick, Ringo
	Chair Prozanski	Hearing no objection, declares the motion CARRIED.
		SEN. PROZANSKI will lead discussion on the floor.
018	Chair Prozanski	Closes work session on HB 3305A and opens work session on HB 2311A.
<u>HB 2311A – WORK SESSION</u>		
020	Anna Braun	Committee Administrator. Provides an overview of HB 2311A.
023	Sen. Beyer	MOTION: Moves HB 2311A to the floor with a DO PASS recommendation.
025	Sen. Beyer	Comments on HB 2311A.
028	Chair Prozanski	Responds.
032		VOTE: 3-0-2
		EXCUSED: 2 - Burdick, Ringo
	Chair Prozanski	Hearing no objection, declares the motion CARRIED.
		SEN. RINGO will lead discussion on the floor.

042 Chair Prozanski

Closes work session on HB 2311A and opens work session on HB 2124A.

HB 2124A – WORK SESSION

045 Anna Braun

Committee Administrator. Provides an overview of HB 2124A. Discusses his previous questions regarding HB 2124A.

054 Sen. Beyer

Responds.

060 Braun

Clarifies that HB 2124A will not have the same problem as SB 37 (2005).

061 Sen. Beyer

Responds.

062 Braun

Tax Manager, Oregon Employment Department. States that HB 2124A will only involve transfers of employment, not assets.

063 Renée Bryant

MOTION: Moves HB 2124A to the floor with a DO PASS recommendation.

070 Sen. Beyer

VOTE: 4-0-1

Chair Prozanski

EXCUSED: 1 - Ringo

Hearing no objection, declares the motion CARRIED.

SEN. WHITSETT will lead discussion on the floor.

075 Chair Prozanski

Closes work session on HB 2124A and opens public hearing on HB 2093.

HB 2093 – PUBLIC HEARING

080 Peter De Luca

Administrator, Oregon Occupational Safety and Health Division (Oregon OSHA), Department of Consumer and Business Services (DCBS). Discusses and submits written testimony in support of HB 2093 (**EXHIBIT A**).

115 Sen. Whitsett

Inquires if the recipients of the letters are inspected more often than others.

120 De Luca

Responds.

127 Sen. Whitsett

Restates his question.

131 De Luca

Answers, yes.

133 Sen. Beyer

Asks De Luca about the inspections.

139 De Luca

Responds.

143 Chair Prozanski

Closes public hearing and opens work session on HB 2093.

HB 2093 – WORK SESSION

147 Sen. Beyer

MOTION: Moves HB 2093 to the floor with a DO PASS recommendation.

VOTE: 4-0-1

Chair Prozanski

EXCUSED: 1 - Ringo

Hearing no objection, declares the motion CARRIED.

SEN. BEYER will lead discussion on the floor.

152 Chair Prozanski

Closes work session on HB 2093 and opens public hearing on HB 2091A.

HB 2091A – PUBLIC HEARING

167 Anna Braun

Committee Administrator. Provides an overview of HB 2091A. Administrator, Workers Compensation Division, Department of Consumer and Business Services (DCBS). Discusses and submits written testimony in support of HB 2091A (**EXHIBIT B**).

173 John Shilts

220 Ed Johnston

Citizen, Toledo, Oregon. Discusses and submits an email regarding HB 2091A (**EXHIBIT C**).

270 Chair Prozanski

Closes public hearing and opens work session on HB 2091A.

HB 2091A – WORK SESSION

277 Sen. Beyer

MOTION: Moves HB 2091A to the floor with a DO PASS recommendation.

VOTE: 4-0-1

	Chair Prozanski	EXCUSED: 1 - Ringo
		Hearing no objection, declares the motion CARRIED.
		SEN. WHITSETT will lead discussion on the floor.
290	Chair Prozanski	Closes work session on HB 2091A and opens public hearing on HB 2405A.
<u>HB 2405A – PUBLIC HEARING</u>		
300	Martin Alvey	Attorney, Martin L. Alvey, P.C. Chair, Workers Compensation Section, Oregon Trial Lawyers Association. Discusses and submits written testimony in support of HB 2405A (EXHIBIT D).
387	Chair Prozanski	Asks if the Committee Administrator has comments on HB 2405A.
390	Anna Braun	Committee Administrator. Remarks that the Management Labor Advisory Committee (MLAC) supports HB 2405A.
395	Sen. Beyer	Responds.
400	Sen. Whitsett	Asks Alvey for clarification regarding time loss payments.
403	Alvey	Responds.
420	Chair Prozanski	Closes public hearing and opens work session on HB 2405A.
<u>HB 2405A – WORK SESSION</u>		
425	Sen. Beyer	MOTION: Moves HB 2405A to the floor with a DO PASS recommendation.
		VOTE: 4-0-1
		EXCUSED: 1 - Ringo
	Chair Prozanski	Hearing no objection, declares the motion CARRIED.
		SEN. BURDICK will lead discussion on the floor.
435	Chair Prozanski	Closes work session on HB 2405A. Adjourns the meeting at 3:43 p.m.

EXHIBIT SUMMARY

- A. **HB 2093, written testimony, Peter De Luca, 2 pp**
- B. **HB 2091A, written testimony, John Shilts, 2 pp**
- C. **HB 2091A, email, Ed Johnston, 1 p**
- D. **HB 2405A, written testimony, Martin Alvey, 3 pp**