

HOUSE COMMITTEE ON
BUSINESS, LABOR AND CONSUMER AFFAIRS

April 28, 2003 Hearing Room E
8:30 A.M. Tapes 105 – 106

MEMBERS PRESENT: Rep. Betsy Close, Chair
Rep. Derrick Kitts, Vice-Chair
Rep. Diane Rosenbaum, Vice-Chair
Rep. Mary Gallegos
Rep. Jeff Merkley
Rep. Mike Schaufler

MEMBER EXCUSED: Rep. Bill Garrard

STAFF PRESENT: Megan Palau, Committee Administrator
Mike Reiley, Committee Assistant

MEASURES HEARD: SB 198 – Public Hearing and Work Session
SB 205A – Public Hearing and Work Session
SB 286A – Public Hearing and Work Session
SB 575A – Public Hearing and Work Session
SB 803 – Public Hearing and Work Session
SB 822 – Public Hearing and Work Session
HB 3069 – Work Session
HB 2710 – Work Session
HB 2341 – 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 105, A		
003	Chair Close	Calls meeting to order at 8:43 a.m. Opens public hearing on SB 198.
<u>SB 198 – PUBLIC HEARING</u>		
008	Megan Palau	Committee Administrator. Summarizes SB 198 and the -2 amendment (EXHIBIT A).
016	Mark Long	Administrator, Building Codes Division. Explains SB 198 and -2 amendment.
041	Chair Close	Asks for clarification of statute.
044	Craig Smith	Constructors Contractors Board. Offers clarification of statute.
052	Chair Close	Comments on the choices. Closes public hearing and opens work session on SB 198.
<u>SB 198 – WORK SESSION</u>		
055	Rep. Kitts	MOTION: Moves to ADOPT SB 198-2 amendments dated 4/25/03.
058		VOTE: 6-0-1 EXCUSED: 1 - Garrard
	Chair Close	Hearing no objection, declares the motion CARRIED.
061	Rep. Kitts	MOTION: Moves SB 198 to the floor with a DO PASS AS

064		AMENDED recommendation. VOTE: 6-0-1 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 1 - Garrard The motion CARRIES. REP. SCHAUFLE will lead discussion on the floor.
	Chair Close	
070	Chair Close	Closes work session on SB 198. Opens public hearing on SB 205A.
<u>SB 205A – PUBLIC HEARING</u>		
075	Megan Palau	Committee Administrator. Summarizes SB 205A.
083	Chair Close	Asks if there is any testimony or question on SB 205A. Closes public hearing and opens work session on SB 205A.
<u>SB 205A – WORK SESSION</u>		
093	Rep. Rosenbaum	MOTION: Moves SB 205A to the floor with a DO PASS recommendation.
096		VOTE: 6-0-1 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 1 - Garrard The motion CARRIES. REP. ROSENBAUM will lead discussion on the floor.
	Chair Close	
	Chair Close	Closes work session on SB 205A. Opens public hearing on SB 286A.
<u>SB 286A – PUBLIC HEARING</u>		
100	Lisa Trussell	Associated Oregon Industries (AOI). Testifies in support of SB 286A and the -A2 amendments (EXHIBIT B). Explains the current arrangement of the Workers' Compensation Board.
121	Rep. Rosenbaum	Asks for clarification of amendment.
124	Trussell	Clarifies the intention of the amendment regarding the panel.
138	Chair Close	Closes public hearing and opens work session on SB 286A.
<u>SB 286A – WORK SESSION</u>		
141	Rep. Kitts	MOTION: Moves to ADOPT SB 268-A2 amendments dated 4/24/03.
144	Rep. Schaufler	Assumes any person who sits on the board represents the interests of the public.
146		VOTE: 6-0-1 EXCUSED: 1 - Garrard Hearing no objection, declares the motion CARRIED.
	Chair Close	
148	Rep. Kitts	MOTION: Moves SB 286A to the floor with a DO PASS AS AMENDED recommendation.
151		VOTE: 6-0-1 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 1 - Garrard The motion CARRIES. REP. MERKLEY will lead discussion on the floor.
	Chair Close	
155	Chair Close	Closes work session on SB 286A. Opens public hearing on SB 575A.
<u>SB 575A – PUBLIC HEARING</u>		
159	Megan Palau	Committee Administrator. Summarizes SB 575A.
163	Tom Barrows	Northwest Professional Employers Association. Testifies in favor of SB 575A.

177	Rep. Kitts	Asks if bill would affect temporary employment agencies.
180	Barrows	Replies yes and explains.
182	Rep. Kitts	Clarifies the temporary employment agency would not have to hold a specific license.
184	Barrows	Affirms.
188	Chair Close	Closes public hearing and opens work session on SB 575A.
<u>SB 575A – WORK SESSION</u>		
192	Rep. Kitts	MOTION: Moves SB 575A to the floor with a DO PASS recommendation.
195		VOTE: 6-0-1
		AYE: In a roll call vote, all members present vote Aye.
	Chair Close	EXCUSED: 1 – Garrard
		The motion CARRIES.
		REP. GALLEGOS will lead discussion on the floor.
199	Chair Close	Closes work session on SB 575A. Opens public hearing on SB 803.
<u>SB 803 – PUBLIC HEARING</u>		
203	Megan Palau	Committee Administrator. Summarizes SB 803.
210	Doug Riggs	Metro. Testifies in favor of SB 803 (EXHIBIT C). Notes the bill emerged last session. Explains the purpose of the bill. Recognizes the co-sponsors. Speaks on prior concerns with the measure that were addressed and resolved.
240	Chair Close	Closes public hearing and opens work session on SB 803.
<u>SB 803 – WORK SESSION</u>		
243	Rep. Kitts	MOTION: Moves SB 803 to the floor with a DO PASS recommendation.
246		VOTE: 6-0-1
		AYE: In a roll call vote, all members present vote Aye.
	Chair Close	EXCUSED: 1 - Garrard
		The motion CARRIES.
		REP. KITTS will lead discussion on the floor.
250	Chair Close	Closes work session on SB 803. Opens public hearing on SB 822.
<u>SB 822 – PUBLIC HEARING</u>		
260	Megan Palau	Committee Administrator. Summarizes SB 822.
300	Mike Dewey	Oregon Cable Telecommunications Association (OCTA). Submits and summarizes prepared testimony in support of SB 822 (EXHIBIT D). Notes it is a companion bill to HB 3163 regarding demarcation points.
320	Rep. Kitts	Adds HB 3163 passed the floor with no objection.
324	Dewey	Continues. Explains the bill concerns licensure and permits.
348	Chair Close	Closes public hearing and opens work session on SB 822.
<u>SB 822 – WORK SESSION</u>		
355	Rep. Kitts	MOTION: Moves SB 822 to the floor with a DO PASS recommendation.
360	Rep. Rosenbaum	Declares potential conflict of interest.
364		VOTE: 6-0-1
		AYE: In a roll call vote, all members present vote Aye.
	Chair Close	EXCUSED: 1 - Garrard
		The motion CARRIES.
		CHAIR CLOSE will lead discussion on the floor.

370	Chair Close	Closes work session on SB 822. Opens work session on HB 3069.
<u>HB 3069 – WORK SESSION</u>		
390	John VanLandingham	Lane County Law and Advocacy Center. States that he is available to answer questions from committee.
395	Chair Close	Notes the -2 amendments to the bill (EXHIBIT E).
400	Rep. Rosenbaum	MOTION: Moves to ADOPT HB 3069-2 amendments dated 4/22/03.
403		VOTE: 5-0-2 EXCUSED: 2 – Garrard, Kitts Hearing no objection, declares the motion CARRIED.
406	Chair Close Rep. Rosenbaum	MOTION: Moves HB 3069 to the floor with a DO PASS AS AMENDED recommendation.
410		VOTE: 5-0-2 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 2 - Garrard, Kitts The motion CARRIES. CHAIR CLOSE will lead discussion on the floor.
415	Chair Close	Closes work session on HB 3069. Opens work session on HB 2710.
<u>HB 2710 – WORK SESSION</u>		
429	Megan Palau	Committee Administrator. Summarizes HB 2710.
TAPE 106, A		
014	Rep. Patridge	House District 6. Explains HB 2710. Requests that the bill be sent to the Committee on Ways and Means.
028	Rep. Merkley	Asks about definition of limited duration employment.
030	Rep. Patridge	Clarifies.
036	Rep. Merkley	Asks about unemployment claims.
041	Rep. Patridge	Clarifies.
044	Rep. Rosenbaum	Asks about the impact of the bill on teachers.
049	Rep. Patridge	Answers that they are addressed in a different statute.
052	Rep. Rosenbaum	Asks about temporary workers.
055	Rep. Patridge	Explains provisions regarding temporary workers.
060	Tom Byerley	Assistant Director of Unemployment Insurance, Employment Department. Testifies against HB 2710 (EXHIBIT F). Explains the bill as written would cause a federal conformity issue.
073	Ed Glad	Pacific Northwest Regional Council of Carpenters. Testifies in opposition to HB 2710 (EXHIBIT G). Speaks on labor issues and the construction industry.
090	Rep. Kitts	Poses situation concerning longshoremen. Asks if they would be disqualified by the bill.
095	Byerley	Affirms the individuals would be disqualified. Refers to testimony regarding jobs that would be affected (EXHIBIT F).
118	Rep. Schaufler	Asks if the bill is regressive in its impact.
122	Byerley	Estimates as many as 74,000 workers a year would no longer qualify.
130	Glad	Comments on a bill that would extend unemployment. Speaks to Rep. Schaufler's question.
146	Chair Close	Poses question regarding abuses of the system.
150	Byerley	Speaks on abuses of the system.
158	Chair Close	Closes work session on HB 2710. Opens work session on HB 2341.

HB 2341 – WORK SESSION

165	Jessica Harris	Associated Oregon Contractors. Offers overview of HB 2341 and changes made by the workgroup. Requests the committee move the -7 amendments (EXHIBIT H).
216	Rep. Rosenbaum	Commends Ms. Harris for her work on bill.
223	Chair Close	Concurs with Rep. Rosenbaum's comments.
Written testimony submitted by Sandra Bishop, Fair Competition Alliance (EXHIBIT I).		
230	Rep. Kitts	MOTION: Moves to ADOPT HB 2341-7 amendments dated 4/15/03.
233		VOTE: 6-0-1 EXCUSED: 1 - Garrard Hearing no objection, declares the motion CARRIED.
236	Chair Close Rep. Kitts	MOTION: Moves HB 2341 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.
240		VOTE: 6-0-1 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 1 - Garrard The motion CARRIES.
251	Chair Close Chair Close	Closes work session on HB 2341. Adjourns meeting at 9:31 a.m.

EXHIBIT SUMMARY

A – SB 198, -2 amendments, staff, 1 p
B – SB 286A, -A2 amendments, staff, 1 p
C – SB 803, written testimony, Doug Riggs, 1 p
D – SB 822, written testimony, Mike Dewey, 2 pp
E – HB 3069, -2 amendments, staff, 59 pp
F – HB 2710, written testimony, Tom Byerley, 6 pp
G – HB 2710, written testimony, Ed Glad, 1 p
H – HB 2341, -7 amendments, staff, 52 pp
I – HB 2341, written testimony, Sandra Bishop, 4 pp