

HOUSE COMMITTEE ON
BUSINESS, LABOR AND CONSUMER AFFAIRS

May 05, 2003 Hearing Room E
8:30 A.M. Tapes 112 – 113

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

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

MEASURE/ISSUES HEARD: **SB 833A – Public Hearing and Work Session**
 SB 34A – Public Hearing and Work Session
 SB 252B – Public Hearing and Work Session
 HB 2577 – Work Session
 HB 3528 – 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 112, A		
003	Chair Close	Calls meeting to order at 8:39 a.m. Opens public hearing on SB 833A.
<u>SB 833A – PUBLIC HEARING</u>		
010	Megan Palau	Committee Administrator. Summarizes SB 833A.
015	Sen. Vicki Walker	Senate District 7. Submits and summarizes prepared testimony in support of SB 833A (EXHIBIT A).
065	John VanLandingham	Lane County Law & Advocacy Center. Submits and summarizes prepared testimony in support of SB 833A (EXHIBIT B).
120	Chair Close	Asks if bill would require increase in square footage of complex.
123	VanLandingham	Answers that it does not since a visitable bathroom is not required.
125	Rep. Kitts	Asks if visitable bathroom is necessitated in bill.
127	VanLandingham	Explains provisions in bill regarding visitability.
134	Rep. Kitts	Asks for clarification of language in bill.
136	VanLandingham	Clarifies language in bill.
140	Rep. Kitts	Asks about costs and allocation of square footage.
144	VanLandingham	Explains provisions of bill.
155	Sen. Walker	Reiterates need for bill.
191	Bob Repine	Director, Oregon Housing and Community Services. Testifies in support of SB 833A.
251	Rep. Schaufler	Asks if there is a market for visitability and accessibility outside of disabled community.
274	Repine	Answers that there is and explains importance of visitability.

293	Rep. Garrard	Asks how much new rental housing receives public funding.
295	Repine	Explains public funding for housing.
308	Rep. Garrard	Asks if bill would have negative impact on building industry.
310	Repine	Answers that it would not.
332	Ed Necker	Submits and summarizes prepared testimony in support of SB 833A (EXHIBIT C) .

TAPE 113, A

001	Kathy Jenness	Volunteer Member, Lane Council of Governments, Disability Services Advisory Council. Testifies in support of SB 833A.
027	Ellen Bombaro	Volunteer Member, Lance Council of Governments, Disability Services Advisory Council. Submits and summarizes prepared testimony in support of SB 833A (EXHIBIT D) .
055	Phyllis Rand	Capitol Coordinator, Governor’s Commission on Senior Services. Submits and summarizes prepared testimony in support of SB 833A (EXHIBIT E) .
075	Ted Stevens	Director, Senior & Disabled Services, Lane Council of Governments. Submits and summarizes prepared testimony in support of SB 833A (EXHIBIT F) .
090	Chair Close	Closes public hearing on SB 833A. Opens work session on SB 833A.

SB 833A – WORK SESSION

092	Rep. Kitts	MOTION: Moves SB 833A to the floor with a DO PASS recommendation.
		VOTE: 7-0
		AYE: In a roll call vote, all members present vote Aye. The motion CARRIES.
	Chair Close	REP. SCHAUFLER will lead discussion on the floor.
101	Chair Close	Closes work session on SB 833A. Opens public hearing on SB 34A.

SB 34A – PUBLIC HEARING

105	Megan Palau	Committee Administrator. Summarizes SB 34A and -A4 amendments (EXHIBIT G) .
110	Ruth Simonis	Co-Chair, Legislative Committee, Elder Law Section, Oregon State Bar. Submits and summarizes prepared testimony in support of SB 34A (EXHIBIT H) .
157	Chair Close	Asks if it is legal to sell parents’ home.
160	Ruth Simonis	Explains provisions regarding home selling.
170	Rep. Kitts	Asks about executors of will and ability to sell home.
175	Simonis	Explains executor of will and power of attorney provisions.
183	Chair Close	Closes public hearing on SB 34A. Opens work session on SB 34A.

SB 34A – WORK SESSION

188	Rep. Kitts	MOTION: Moves to ADOPT SB 34A-A4 amendments dated 5/5/03.
		VOTE: 7-0
	Chair Close	Hearing no objection, declares the motion CARRIED.
193	Rep. Kitts	MOTION: Moves SB 34A to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 7-0
		AYE: In a roll call vote, all members present vote Aye. The motion CARRIES.
	Chair Close	REP. ROSENBAUM will lead discussion on the floor.
198	Chair Close	Closes work session on SB 34A. Opens public hearing on SB

SB 252B – PUBLIC HEARING

200 Megan Palau
205 Carl Lundberg

287 Rep. Rosenbaum

295 Lundberg
303 Chair Close

252B.

Committee Administrator. Summarizes SB 252B.
Deputy Insurance Administrator, Department of Consumer and Business Services. Submits and summarizes prepared testimony in support of SB 252B (**EXHIBIT I**).
Asks about bill's effect on federal law regarding prescription coverage.
Answers that it would not affect federal law.
Closes public hearing on SB 252B. Opens work session on SB 252B.

SB 252B – WORK SESSION

307 Rep. Kitts

Chair Close
310 Rep. Kitts

Chair Close

320 Rep. Rosenbaum
335 Chair Close

MOTION: Moves to ADOPT SB 252B-B3 amendments dated 5/2/03 (EXHIBIT J).
VOTE: 7-0
Hearing no objection, declares the motion CARRIED.
MOTION: Moves SB 252B to the floor with a DO PASS AS AMENDED recommendation.
VOTE: 5-2
AYE: 5 - Gallegos, Garrard, Kitts, Merkley, Close
NAY: 2 - Rosenbaum, Schaufler
The motion CARRIES.
REP. GARRARD will lead discussion on the floor.
Serves notice of possible minority report.
Closes work session on SB 252B. Opens work session on HB 2577.

HB 2577 – WORK SESSION

337 Megan Palau
353 Bill Penhollow

Committee Administrator. Summarizes HB 2577 and -4 amendment (**EXHIBIT K**).
Association of Oregon Counties, Oregon Telecommunications Coordinating Council. Summarizes and testifies in support of HB 2577.

TAPE 112, B

016 Kim Hoffman

023 Rep. Gallegos
028 Penhollow
037 Hoffman
041 Rep. Merkley
045 Penhollow
070 Rep. Kitts

Oregon Telecommunications Coordinating Council. Testifies in support of HB 2577.
Asks for clarification of scope of authority in bill language.
Offers clarification of provisions of bill.
Offers further clarification.
Asks for clarification of specificity of language.
Offers clarification of language.
MOTION: Moves to ADOPT HB 2577-4 amendments dated 5/2/03.

075 Rep. Merkley

Chair Close
090 Rep. Kitts

Expresses concern that all objections to bill have been addressed. States support for bill. Notes that bill does not require state to provide staff for council.
VOTE: 7-0
AYE: In a roll call vote, all members present vote Aye.
The motion CARRIES.
MOTION: Moves HB 2577 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.
VOTE: 7-0

	Chair Close	AYE: In a roll call vote, all members present vote Aye.
094	Chair Close	The motion CARRIES.
		Closes work session on HB 2577. Opens work session on HB 3528.
<u>HB 3528 – WORK SESSION</u>		
095	Megan Palau	Committee Administrator. Summarizes HB 3528.
100	Rep. Gallegos	MOTION: Moves HB 3528 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Ways and Means by prior reference.
108	Rep. Garrard	States that he will support bill as courtesy to Rep. Gallegos.
111	Rep. Merkley	Indicates that he will vote against bill.
112	Rep. Schaufler	Indicates that he will vote against bill.
113	Rep. Rosenbaum	Indicates that she will vote against bill.
		VOTE: 4-3
		AYE: 4 - Gallegos, Garrard, Kitts, Close
		NAY: 3 - Merkley, Rosenbaum, Schaufler
	Chair Close	The motion CARRIES.
118	Chair Close	Closes work session on HB 3528. Adjourns meeting at 9:43 a.m.

EXHIBIT SUMMARY

- A – SB 833A, written testimony and photos, Sen. Vicki Walker, 11 pp**
- B – SB 833A, written testimony, John VanLandingham, 3 pp**
- C – SB 833A, written testimony, Ed Necker, 2 pp**
- D – SB 833A, written testimony, Ellen Bombaro, 1 p**
- E – SB 833A, written testimony, Phyllis Rand, 1 p**
- F – SB 833A, written testimony, Ted Stevens, 2 pp**
- G – SB 34A, -A4 amendment, staff, 1 p**
- H – SB 34A, written testimony, Ruth Simonis, 1 p**
- I – SB 252B, written testimony, Carl Lundberg, 3 pp**
- J – SB 252B, -B3 amendment, staff, 1 p**
- K – HB 2577, -4 amendment, staff, 7 pp**