

SENATE COMMITTEE ON BUSINESS AND LABOR

April 16, 2003
1:00 PM

Hearing Room C
Tapes 60-61

MEMBERS PRESENT: **Sen. David Nelson, Chair**
 Sen. Vicki Walker, Vice-Chair
 Sen. Roger Beyer
 Sen. Rick Metsger

STAFF PRESENT: **Dennis Dotson, Committee Administrator**
 Romy Dye, Committee Assistant

MEASURE/ISSUES HEARD: **HB 2429 – Public Hearing and Work Session**
 SB 515 – Work Session
 HB 2245 – Public Hearing
 HB 2333A – Public Hearing and Work Session
 HB 2389 – Public Hearing
 HB 2439 – 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.

<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
TAPE 60, A		
005	Chair Nelson	Calls the committee to order at 1:07 PM. Opens a public hearing on HB 2429.
<u>HB 2429 – PUBLIC HEARING</u>		
007	Dennis Dotson	Committee Administrator. Provides an overview of HB 2429.
010	Monty King	Executive Director, Oregon Independent Auto Dealers. Testifies in support of HB 2429. Explains purpose of HB 2429. Submits written material (EXHIBIT A).
022	Chair Nelson	Asks about issue with HB 2455.
024	King	States agreement has been reached with tow issues in tow industry and mechanics industry. Adds hopefully HB 2455 will be seen shortly.
027	Chair Nelson	Closes the public hearing on HB 2429 and opens a work session on HB 2429.
<u>HB 2429 – WORK SESSION</u>		
030	Sen. Walker	MOTION: Moves HB 2429 to the floor with a DO PASS recommendation.
042		VOTE: 4-0
	Chair Nelson	Hearing no objection, declares the motion CARRIED. SEN. METSGER will lead discussion on the floor.
042	Chair Nelson	Closes the work session on HB 2429 and opens a work session on SB 515.
<u>SB 515 – WORK SESSION</u>		
044	Dotson	Provides an overview of SB 515 with -1 amendments.
049	Jana Jarvis	Oregon Association of Realtors (OAR). Discusses concerns previously addressed with -1 amendments.
061	Chair Nelson	Asks if the commissioner is present.
068	Jarvis	Responds yes.

069	Sen. Walker	Asks whether exact language put in own section of SB 515.
071	Jarvis	Clarifies that was the intention.
074	Sen. Walker	States it sounds okay but cannot find the section at the moment.
		Asks if conversation made about concern.
076	Jarvis	Responds line 19 on -1 amendments on page 1 is Senator Walker's section.
077	Chair Nelson	MOTION: Moves to ADOPT SB 515-1 amendments dated 04/04/03. (EXHIBIT G)
078		VOTE: 4-0
	Chair Nelson	Hearing no objection, declares the motion CARRIED.
080	Chair Nelson	MOTION: Moves SB 515 to the floor with a DO PASS AS AMENDED recommendation.
090		VOTE: 4-0
	Chair Nelson	Hearing no objection, declares the motion CARRIED. SEN. WALKER will lead discussion on the floor.
096	Chair Nelson	Closes the work session on SB 515 and opens a public hearing on HB 2245.

HB 2245 – PUBLIC HEARING

100	Dotson	Provides an overview of HB 2245.
104	Jeff Roehm	Public member, Occupational Therapy Licensing Board. Testifies in favor of HB 2245. Provides summary of HB 2245. Submits written testimony (EXHIBIT B).
147	Peggy Smith	Executive Officer of Occupational Therapy Licensing Board. Supportive of HB 2245. States open for questions related to administration. Submits written material (EXHIBIT C).
152	Sen. Beyer	Asks why need to eliminate maximum fee rather than raise it.
160	Smith	Responds as part of the budget request are fee increase is being requested. States in the meantime it is appropriate to take the fee out of statute in the event another situation with extra enforcement activity arises and budget did not cover.
190	Sen. Beyer	Asks how many other occupational licensing boards have maximum fees in statute or after the fact. Expresses concern with avoiding legislature when dealing with adjusting fees.
203	Roehm	Responds it is an interesting way to look at it. Claims does not know of other licensing boards who have fees in regulation or in statute. Feels managerially this is the way to handle it and is comfortable with it.
222	Sen. Beyer	Expresses the need for raising maximum cap in statute but not to make it so legislature has to come back after the fact and grant approval for fee increases. Expresses interest in knowing how many other licensing boards do this and if it is standard practice to get it out of statute or not.
239	Chair Nelson	Comments will work on addressing Senator Beyer's concerns and take time to get the right answers.
241	Sen. Beyer	Asks how many occupational licensed people there are.
243	Smith	Responds 1, 278 including occupational therapists and occupational therapy assistants. Believes most of the eight other licensing boards have fees out of statute.
249	Chair Nelson	Closes the public hearing on HB 2245 and opens a public hearing on HB 2333A.

HB 2333A – PUBLIC HEARING

256	Dotson	Provides an overview of HB 2333A.
266	John Brennehan	Idaho Power Company. Testifies in favor of HB 2333A. States

367	Lee Beyer	HB 2333A allows them to go to Public Utility Commission for an adjustment in a certain cost and make a request with support of various groups. Adds it also allows business customers an opt-out. Discusses purpose of HB 2333A and amendments. Submits written testimony and letter (EXHIBIT D).
403	Chair Nelson	Commissioner, Oregon Public Utility Commission. Testifies in favor of HB 2333A. States HB 2333A provides for the opportunity for a company to come in and ask. Agrees with previous testimony. Closes the public hearing on HB 2333A and opens a work session on HB 2333A.

HB 2333A – WORK SESSION

405	Sen. Beyer	MOTION: Moves HB 2333A to the floor with a DO PASS recommendation.
410	Chair Nelson	VOTE: 4-0
419	Chair Nelson	Hearing no objection, declares the motion CARRIED. SEN. BEYER will lead discussion on the floor. Closes the work session on HB 2333A and opens a public hearing on HB 2389.

HB 2389 – PUBLIC HEARING

425	Dotson	Provides an overview of HB 2389.
429	Scott Barrie	Oregon Building Industry Association. Testifies in favor of HB 2389. Summarizes various sections of HB 2389.

TAPE 61, A

034	Ron Manza	Professional Insurance Agents of Oregon/Idaho. Testifies in favor of HB 2389. Discusses purpose of HB 2389. Submits written testimony (EXHIBIT E).
054	Barrie	Comments amendments received early yesterday are not currently available today. Discusses statutes discussed in amendments.
063	Chair Nelson	Asks if specific statute number will be added in.
064	Barrie	Responds positively.
068	Chair Nelson	Closes the public hearing on HB 2389 and opens a public hearing on HB 2439.

HB 2439 – PUBLIC HEARING

071	Dotson	Provides an overview of HB 2439.
076	Don Miner	Oregon Manufactured Housing Association. Testifies in favor of HB 2439. Discusses purpose of HB 2439. Discusses amount of space between common wall units with adequate fire separation between two structures. Submits written testimony (EXHIBIT F).
097	Sen. Walker	Comments on not knowing who would want to live so close to their neighbor.
099	Miner	Responds they become duplexes or common wall units which can be very large and two-story.
103	Brenneman	Comments this is a good bill.
105	Chair Nelson	Closes the public hearing on HB 2439 and opens a work session on HB 2439.

HB 2439 – WORK SESSION

108	Sen. Walker	MOTION: Moves HB 2439 to the floor with a DO PASS recommendation.
112	Chair Nelson	VOTE: 4-0 Hearing no objection, declares the motion CARRIED.

CHAIR NELSON will lead discussion on the floor.

Closes the work session on HB 2439 and adjourns the committee meeting at 1:45 PM.

EXHIBIT SUMMARY

A – HB 2429, written material, Monty King, 2 pp

B – HB 2245, written testimony, Jeff Roehm, 3 pp

C – HB 2245, written summary, Peggy Smith, 1 p

D – HB 2333A, written testimony and letter, John Brenneman, 4 pp

E – HB 2389, written testimony, Ron Manza, 1 p

F – HB 2439, written testimony, Don Miner, 1 p

The following exhibit will be listed out of order in the body of the tape log:

G – SB 515, -1 amendments dated 04/04/03, staff, 2 pp