

HOUSE COMMITTEE ON BUSINESS, LABOR, AND CONSUMER AFFAIRS

April 17, 2001
1:00 PM

Hearing Room E
Tapes 81 - 83

MEMBERS PRESENT: Rep. Tim Knopp, Chair
Rep. Diane Rosenbaum, Vice-Chair
Rep. Cliff Zauner, Vice-Chair
Rep. Vic Backlund
Rep. Jeff Merkley
Rep. Patti Smith
Rep. Vicki Walker
Rep. Carl Wilson

MEMBER EXCUSED: Rep. Randy Leonard

STAFF PRESENT: Jim Stembridge, Committee Administrator
Sara Noble, Committee Assistant

MEASURE/ISSUES HEARD: HB 3172 - Work Session
HB 3173 - Work Session
HB 3573 - Work Session
HB 3047 - Work Session
HB 2012 - Work Session
HB 3043 - Public Hearing
HB 3523 - Public Hearing
HB 3620 - Public Hearing and Work Session
HB 2418 - Public Hearing
HB 3574 - Public Hearing
HB 3387 - Public Hearing
HB 2800 - 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 81, A		
004	Chair Knopp	Calls the committee to order at 1:00 p.m. States that HB 3379 will not be heard today and opens a work session on HB 3172
HB 3172 - WORK SESSION		
014	Jim Stembridge	Committee Administrator. Gives background information on HB 3172 and the -2 amendments.
034	Lynn Partin	Representing the Housing and Community Services Department. Explains what fiscal amount they had submitted.
044	Chair Knopp	States the fiscal was done on the -1 amendments and notes the amounts. Asks if the -2 amendments change those amounts and has your budget been done yet.
048	Partin	Responds no and explains.
051	Rep. Rosenbaum	References comment from previous testimony that agency was going to be able to absorb the cost within their current budget or that other funds would come from the Bureau of Labor.
055	Partin	Explains what the intent was.
058	Chair Knopp	Indicates sending the bill to Ways and Means on the other side.
061	Rep. Rosenbaum	MOTION: Moves to ADOPT HB 3172-2 amendments dated

		4/4/01.
		VOTE: 7-0
		EXCUSED: 2 - Rep. Leonard, Rep. Merkley
		Hearing no objection declares the motion CARRIED.
063	Chair Knopp	MOTION: Moves HB 3172 to the floor with a DO PASS AS
065	Rep. Rosenbaum	AMENDED recommendation.
		VOTE: 7-0
		AYE: In a roll call vote, all members present vote Aye.
		EXCUSED: 2 - Rep. Leonard, Rep. Merkley
069	Chair Knopp	The motion CARRIES.
		REP. ROSENBAUM will lead discussion on the floor.
079	Chair Knopp	Closes the work session on HB 3172 and opens a work session on HB 3173.
<u>HB 3173 – WORK SESSION</u>		
083	Stembridge	Gives background information on HB 3173.
091	Rep. Backlund	MOTION: Moves to ADOPT HB 3173-2 amendments dated 4/9/01.
		VOTE: 7-0
		EXCUSED: 2 - Rep. Leonard, Rep. Merkley
		Hearing no objection declares the motion CARRIED.
093	Chair Knopp	MOTION: Moves HB 3173 to the floor with a DO PASS AS
095	Rep. Backlund	AMENDED recommendation and BE
		REFERRED to the committee on School
		Funding and Tax Fairness/Revenue by prior
		reference.
		VOTE: 7-0
		AYE: In a roll call vote, all members present vote Aye.
		EXCUSED: 2 - Rep. Leonard, Rep. Merkley
		The motion CARRIES.
099	Chair Knopp	Closes the work session on HB 3173 and opens a work session on HB 3573.
105	Chair Knopp	
<u>HB 3573 – WORK SESSION</u>		
107	Stembridge	Gives background information on HB 3573 and the –4 amendments.
117	Lynn Partin	Representing the Housing and Community Services Department.
		Explains the –4 amendments.
123	Rep. Zauner	MOTION: Moves to ADOPT HB 3573-4 amendments dated 4/9/01.
		VOTE: 7-0
		EXCUSED: 2 - Rep. Leonard, Rep. Merkley
		Hearing no objection declares the motion CARRIED.
126	Chair Knopp	MOTION: Moves HB 3573 to the floor with a DO PASS AS
128	Rep. Zauner	AMENDED recommendation.
		VOTE: 7-0
		AYE: In a roll call vote, all members present vote Aye.
		EXCUSED: 2 - Rep. Leonard, Rep. Merkley
132	Chair Knopp	The motion CARRIES.
		REP. ZAUNER will lead discussion on the floor.
139	Chair Knopp	Closes the work session on HB 3573 and opens a work session on HB 3047.
<u>HB 3047 – WORK SESSION</u>		
148	Stembridge	Gives background information on HB 3047 and states that we have received written information from Phil Lewellyn (EXHIBIT A).

157	Chair Knopp	Asks if this information is to be entered in the record.
158	Stembridge	Gives his suggestion.
159	Chair Knopp	Indicates that exhibit A is placed in the record.
166	Rep. Rosenbaum	MOTION: Moves HB 3047 to the floor with a DO PASS recommendation and BE REFERRED to the committee on Ways and Means by prior reference.
170	Chair Knopp	Conveys his thoughts on sending this bill to ways and means.
183	Rep. V. Walker	Expresses her appreciation on the work that has been done on behalf of the farm worker housing issue.
192	Chair Knopp	Expresses his appreciation.
198	Rep. Backlund	Notes that agricultural is very important and states his support of this bill.
206	Chair Knopp	Explains that HB 3171 will be brought back at a later date.
		VOTE: 8-0
		AYE: In a roll call vote, all members present vote Aye.
210	Chair Knopp	EXCUSED: 1 - Rep. Leonard
223	Chair Knopp	The motion CARRIES.
		Closes the work session on HB 3047 and opens a work session on HB 2012.
<u>HB 2012 – WORK SESSION</u>		
228	Stembridge	Gives background information on HB 2012. States that we have received written information from Phil Lewellyn (EXHIBIT B) and suggests that it be entered into the record.
254	Scott Barrie	Representing the Oregon Building Association. Gives testimony in support of HB 2012 along with the amendments.
300	Joe Brewer	Administrator, Building Codes Division (BCD). Testifies in support of the HB 2012 with the –2 amendments.
306	Rep. V. Walker	Asks if they have seen the letter received from Phil Lewellyn.
310	Barrie	Explains that they have not.
335	Chair Knopp	Closes the work session on HB 2012 and opens a public hearing on HB 3043.
<u>HB 3043 – PUBLIC HEARING</u>		
345	Stembridge	Gives background information on HB 3043. Submits written information from Phil Lewellyn (EXHIBIT C).
353	Rep. Wilson	Introduces Leon Oliver.
371	Leon Oliver	Private citizen. Submits written information (EXHIBIT D) and written testimony from Peter Cipes (EXHIBIT E) and testifies in support of HB 3043 with changes.
TAPE 82, A		
022	Rep. P. Smith	Asks what type of farm buildings. Asks if this would change that.
034	Oliver	Responds that agricultural buildings are exempt and explains. Responds yes and gives explanation.
037	Rep. Backlund	Asks for comment on quote from letter objecting to this bill.
042	Oliver	Responds that he does not believe that is occurring this session and explains.
051	Stan Krzyston	President of the Central Oregon chapter, American Institute of Building Designers (AIBD). Testifies in support of HB 3043.
061	Rep. Zauner	Asks if they had seen the fiscal statement and notes that it seems like a licensing procedure.
071	Krzyston	Responds that it basically is and explains.
079	Dorothy Rachor	State President, American Institute of Building Designers (AIBD). Testifies in support of HB 3043.

090	Ted Fletscher	President of the Southern Oregon chapter, American Institute of Building Designers (AIDB). Testifies in support of HB 3043.
100	Steven Vansant	Private citizen from Deschutes county. Testifies in support of HB 3043.
116	Martin Sylwester	Private citizen from Deschutes county. Testifies in support of HB 3043.
122	Dano Saarinen	Private citizen from Deschutes county. Testifies in support of HB 3043.
142	Joe Brewer	Administrator, Building Codes Division (BCD). Submits written testimony (EXHIBIT F) and testifies on HB 3043.
160	Rep. Wilson	Asks what problem is this bill designed to address.
165	Brewer	Describes the issue he sees this bill addressing.
174	Rep. Merkley	Asks if a person wishes to design their own home are they exempted from this training requirement. Asks about receiving information on complaints about building designers who do not have adequate training.
176	Brewer	Responds what the requirements are for the state, as he understands them. States that he could go back and check the files for complaints regarding building designers.
198	Cindy Robert	Representing the American Institute of Architects. Testifies in opposition of HB 3043.
255	Rep. Wilson	Asks what could you suggest to make this bill better.
261	Robert	Responds with her suggestions.
265	Chair Knopp	Introduces the letter into record from the Oregon Board of Architect Examiners (EXHIBIT G).
284	Steve Jepson	Certified Professional Building Designer. Testifies in support of HB 3043.
342	Chair Knopp	Recesses the public hearing on HB 3043 and opens a public hearing on HB 3523.

HB 3523 – PUBLIC HEARING

350 Rep. Tom Butler

House District 60. Testifies in support of HB 3523.

TAPE 81, B

007 Chair Knopp

Asks if this could be done with a budget directive or budget note.

009 Rep. Butler

Responds that it could be and explains.

019 Rep. V. Walker

Asks what you would do with this information.

024 Rep. Butler

Responds no and explains what the information would be used for.

042 Rep. Backlund

Asks if tracking of the numbers would play a part in hiring practices.

047 Rep. Butler

Responds that he hopes that role would not play out and explains.

068 Chair Knopp

Closes the public hearing on HB 3523 and opens a public hearing on HB 3620.

HB 3620 – PUBLIC HEARING

074 Rep. Dan Gardner

House District 13. Submits written testimony (**EXHIBIT H**) and testifies in support of HB 3620.

097 Chair Knopp

Recesses the public hearing on HB 3620 and reopens the public hearing on HB 3043.

HB 3043 – PUBLIC HEARING (CONTINUES)

102 Vicky Rooster

Private citizen from Bend, OR. Testifies in support of HB 3043.

121 Bruce Butler

Private citizen. Testifies in support of HB 3043.

130 Ron Marketee

Representing Ashland Sterling Gate Design. Testifies in support of HB 3043.

140 Stan Krzyston

Private citizen from Deschutes county. Gives further testimony

165	Cindy Robert	on HB 3043.
		Clarifies that the bill does not require any education and continues with explanation.
179	Chair Knopp	Suggests that the proponents and opponents work together with Rep. Wilson.
187	Chair Knopp	Closes the public hearing on HB 3043 and reopens the public hearing on HB 3620.

HB 3620 – PUBLIC HEARING (CONTINUES)

190	Tom Lindberg	Former chair, Board of Boiler Rules. Testifies in support of HB 3620.
216	Joe Brewer	Administrator, Building Codes Division. Submits written testimony (EXHIBIT I) and testifies in support of HB 3620.
225	Chair Knopp	Closes the public hearing and opens a work session on HB 3620.

HB 3620 – WORK SESSION

226	Rep. V. Walker	MOTION: Moves HB 3620 to the floor with a DO PASS recommendation.
		VOTE: 6-0
		AYE: In a roll call vote, all members present vote Aye.
		EXCUSED: 3 - Rep. Leonard, Rep. Merkley, Rep. Wilson
230	Chair Knopp	The motion CARRIES.
238	Rep. V. Walker	MOTION: Moves HB 3620 be placed on the CONSENT CALENDAR.
		VOTE: 6-0
		EXCUSED: 3 - Rep. Leonard, Rep. Merkley, Rep. Wilson
240	Chair Knopp	Hearing no objection declares the motion CARRIED.
243	Chair Knopp	Closes the work session on HB 3620 and opens a public hearing on HB 2418.

HB 2418 – PUBLIC HEARING

245	Stembridge	Gives background information on HB 2418.
266	Tim Nesbitt	President, Oregon AFL-CIO. Testifies in opposition of HB 2418.
334	Chair Knopp	Asks if there is anything in this bill that could improve the situation mentioned in earlier hearings about cost.
345	Nesbitt	Responds that I look at this bill as one which changes the standards for denying benefits but not one that addresses administrative procedures.
354	Rep. Rosenbaum	Asks about the written policy but no mention on time restraints.
368	Nesbitt	Responds that is another reason for their concern.
389	J. L. Wilson	Director, National Federation of Independent Business (NFIB). Submits written testimony (EXHIBIT J) and testifies in support of HB 2418.

TAPE 82, B

017	Rep. Rosenbaum	Asks do you think it is fair for employers to follow their own policy. Asks what do you think should be the consequences when an employer fails to follow it's own policy.
022	Wilson	Responds absolutely. Responds whatever the body with jurisdiction determines.
029	Chair Knopp	Closes the public hearing on HB 2418 and opens a joint hearing on HB 3574 and HB 3387.

HB 3574 AND HB 3387 – PUBLIC HEARING

036	Rep. Mary Nolan	House District 11. Testifies in support of HB 3574.
104	Rep. Jerry Krummel	House District 27. Testifies in support of HB 3387.
192	Rep. Merkley	Asks what is it about the private market that is failing to happen, are there a number of viable options on the private market.
214	Rep. Nolan	Responds she does not look at this as a replacement for the

221	Rep. Merkley	private market and explains.
223	Rep. Nolan	Asks if it is a pooling of purchasing power.
227	Craig Urbani	Responds yes it is.
		Representing the Oregon Medical Insurance Pool. Testifies in support of HB 3574 and HB 3387.
267	J. L. Wilson	Director, National Federation of Independent Business (NFIB). Testifies in support of HB 3574 and HB 3387.
306	Rep. Merkley	Asks if the pooling process is currently happening through business associations.
313	Wilson	Responds that it may happen through other associations and explains.
319	Chair Knopp	Closes the public hearing on HB 3574 and HB 3387 and opens a work session on HB 2800.
<u>HB 2800 – WORK SESSION</u>		
335	Stembridge	Gives background information on HB 2800 and submits a hand engrossed version of HB 2800 and the –2 amendments (EXHIBITS K, L) .
340	Martin Taylor	Health Policy Specialist for the Oregon Nurses Association. Submits written information (EXHIBIT M) and explains the amendments.
420	Taylor	Continues with testimony.
TAPE 83, A		
018	Rep. Merkley	Asks about a word under the third point of your handout.
022	Taylor	Responds that is a typo.
025	Rep. V. Walker	Asks if everyone has signed off on these amendments.
028	Taylor	Responds no and explains.
033	Chair Knopp	Suggests that they move the –2 into the bill and explains
036	Rep. Rosenbaum	MOTION: Moves to ADOPT HB 2800-2 amendments dated 4/11/01.
		VOTE: 8-0
		EXCUSED: 1 - Rep. Leonard
038	Chair Knopp	Hearing no objection declares the motion CARRIED.
039	Chair Knopp	Closes the work session on HB 2800 and adjourns the committee at 3:00 p.m.

Submitted By,

Reviewed By,

Sara Noble,
Committee Assistant

Jim Stembridge,
Committee Administrator

EXHIBIT SUMMARY

A – HB 3047, written information, Phil Lewellyn, 1 p
B – HB 2012, written information, Phil Lewellyn, 1 p
C – HB 3043, written information, Phil Lewellyn, 1 p
D – HB 3043, written information, Leon Oliver, 2 pp.
E – HB 3043, written information, Peter Cipes, 1 p
F – HB 3043, written testimony, Joe Brewer, 2 pp.
G – HB 3043, written testimony, William Seider, 2 pp.
H – HB 3620, written testimony, Rep. Dan Gardner, 1 p
I – HB 3620, written testimony, Joe Brewer, 2 pp.

J – HB 2418, written testimony, J. L. Wilson, 1 p
K – HB 2800, written information, Jim Stenbridge, 6 pp.
L – HB 2800, -2 amendments, Jim Stenbridge, 2 pp.
M – HB 2800, written information, Martin Taylor, 1 p