

**SENATE COMMITTEE ON BUSINESS, LABOR AND ECONOMIC
DEVELOPMENT**

March 14, 2001 Hearing Room C
3:00 PM Tapes 49 - 50

MEMBERS PRESENT: **Sen. Roger Beyer, Chair**
 Sen. Avel Gordly, Vice-Chair
 Sen. Jason Atkinson
 Sen. Tony Corcoran
 Sen. Ryan Deckert
 Sen. Steve Harper
 Sen. Charles Starr

STAFF PRESENT: **Keith Putman, Committee Administrator**
 Pam Brunell, Committee Assistant

MEASURE/ISSUES HEARD: **SB 16 – Work Session**
 SB 485 – Work Session
 SB 316 – Work Session
 SB 374 – Public Hearing and Work Session
 SB 828 – Public Hearing and Work Session
 SB 304 – 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 49, A		
001	Chair Beyer	Calls meeting to order at 3:00 p.m. and opens work session on SB 16.
<u>SB 16 – WORK SESSION</u>		
005	Keith Putman	Explains SB 16 and the -2 and -3 amendments.
018	Sen. Gordly	MOTION: Moves to AMEND SB 16 -2. VOTE: 7-0
	Chair Beyer	Hearing no objection, declares the motion CARRIED.
020	Sen. Gordly	MOTION: Moves to AMEND SB 16 -3. VOTE: 7-0
	Chair Beyer	Hearing no objection, declares the motion CARRIED.
022	Sen. Gordly	MOTION: Moves SB 16 to the floor with a DO PASS AS AMENDED recommendation. VOTE: 7-0
	Chair Beyer	Hearing no objection, declares the motion CARRIED. SEN. YIH will lead discussion on the floor.
027	Chair Beyer	Closes the work session on SB 16 and opens work session on SB 316.
<u>SB 316 – WORK SESSION</u>		
040	Putman	Describes SB 316 as clarification of time limits in workers' compensation cases.
059	Nancy Bieber	Manager, Dispute Resolution Section, Workers' Compensation Division. Explains SB 316 (EXHIBIT A).
115	Sen. Gordly	MOTION: Moves SB 316 to the floor with a DO PASS

recommendation.

VOTE: 6-0

EXCUSED: 1 - Deckert

Hearing no objection, declares the motion CARRIED.

SEN. HARPER will lead discussion on the floor.

Closes work session on SB 316 and opens work session on SB 485.

Chair Beyer

130 Chair Beyer

SB 485 – WORK SESSION

155 Putman

179 John Shilts

Explains –4 amendment to SB 485.

Administrator, Workers’ Compensation Division. Demonstrates the necessity of the –4 amendment to SB 485. Reveals additional technical issues to be considered, and the inadvertent omission of lines 23 through 26, page 7 of the –1 amendment.

270 Sen. Beyer

MOTION: Moves to AMEND –4 amendments with page 7, lines 23 through 26, of -1 amendment SB 485.

VOTE: 6-0

EXCUSED: 1 - Deckert

Hearing no objection, declares the motion CARRIED.

**280 Chair Beyer
Sen. Gordly**

MOTION: Moves to ADOPT the -4 amendments as amended by the committee to SB 485.

VOTE: 6-0

EXCUSED: 1 - Deckert

Hearing no objection, declares the motion CARRIED.

**286 Chair Beyer
Sen. Atkinson**

MOTION: Moves to ADOPT SB 485-2 amendments.

VOTE: 2-4

AYE: 2 - Atkinson, Beyer R

NAY: 4 - Corcoran, Gordly, Harper, Starr

EXCUSED: 1 - Deckert

The motion FAILS.

350 Chair Beyer
Jerry Keene

Workers’ Compensation Appellate Lawyer. Presents, as requested, a thorough oral record of the legislative intent of SB 485 as necessary to avoid possible ambiguities in future court decisions.

385 Keene

Clarifies Section 1.

TAPE 50, A

036 Keene

Describes the changes or lack of changes referring to arthritis and arthritic conditions.

095 Keene

Continues with Section 2 of SB 485.

120 Keene

Describes Section 3 of SB 485.

310 Keene

Continues with Section 12 and Section 14.

TAPE 49, B

030 Keene

Clarifies that any claim filed before or after January 1 will determine which rule applies.

100 John Shilts

Administrator, Workers’ Compensation Division. Explains the rationale of the affectability of dates.

175 Keene

Cites the compensability responsible of employee.

230 Sen. Gordly

MOTION: Moves SB 485 to the floor with a DO PASS AS AMENDED recommendation.

VOTE: 6-1

AYE: 6 - Corcoran, Deckert, Gordly, Harper, Starr, Beyer R

NAY: 1 - Atkinson

Chair Beyer

The motion CARRIES.

250	Chair Beyer	BEYER will lead discussion on the floor. Closes work session on SB 485 and opens public hearing on SB 374.
<u>SB 374 – PUBLIC HEARING</u>		
262	Putman	Explains SB 374.
300	David Hooper	Public Affairs Manager, Oregon State Lottery. Explains the reasoning and need for SB 374 (EXHIBIT B).
470	Bill Perry	Oregon Restaurant Association. Agrees with the need for SB 374 and supports the bill.
500	Chair Beyer	Closes public hearing on SB 374 and opens work session on SB 374.
<u>SB 374 – WORK SESSION</u>		
502	Sen. Gordly	MOTION: Moves to ADOPT SB 374-1 amendments. VOTE: 7-0
	Chair Beyer	Hearing no objection, declares the motion CARRIED.
508	Sen. Gordly	MOTION: Moves SB 374 to the floor with a DO PASS AS AMENDED recommendation. VOTE: 7-0
	Chair Beyer	Hearing no objection, declares the motion CARRIED. SEN. GORDLY will lead discussion on the floor.
TAPE 49, B		
030	Chair Beyer	Closes the work session on SB 374 and opens public hearing on SB 828.
<u>SB 828 – PUBLIC HEARING</u>		
040	Putman	Introduces SB 828 and proposed amendment.
055	James Krueger	Administrator, Appraiser Certification and Licensure Board (ACLB). Testifies in support of SB 828 (EXHIBIT C).
069	Roxanne Gillespie	Chair, ACLB. Supports SB 828.
076	Fred Van Natta	Greater Oregon Chapter Appraisal Institute. Supports SB 828
111	Chair Beyer	Closes public hearing on SB 828 and opens work session on SB 828.
<u>SB 828 – WORK SESSION</u>		
113	Sen. Gordly	MOTION: Moves to ADOPT SB 828-1 amendments. VOTE: 7-0
	Chair Beyer	Hearing no objection, declares the motion CARRIED.
117	Sen. Gordly	MOTION: Moves SB 828 to the floor with a DO PASS AS AMENDED recommendation. VOTE: 7-0
	Chair Beyer	Hearing no objection, declares the motion CARRIED. SEN. CORCORAN will lead discussion on the floor.
120	Chair Beyer	Closes work session on SB 828 and opens public hearing on SB 304.
<u>SB 304 – PUBLIC HEARING</u>		
129	Putman	Explains SB 304 and amendments and subsequent referral to Ways & Means.
140	Van Natta	Supports SB 304.
175	Chair Beyer	Closes public hearing on SB 304 and opens work session on SB 304.
<u>SB 304 – WORK SESSION</u>		
190	Sen. Gordly	MOTION: Moves to ADOPT SB 304-1 amendments. VOTE: 7-0
	Chair Beyer	Hearing no objection, declares the motion CARRIED.
193	Sen. Gordly	MOTION: Moves SB 304 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

Hearing no objection, declares the motion CARRIED.

Closes work session on SB 304 and adjourns meeting at 4:50 p.m.

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Chair Beyer
Chair Beyer

Submitted By,

Reviewed By,

Pam Brunell
Committee Assistant

Keith Putman,
Committee Administrator

EXHIBIT SUMMARY

A – SB 316, written material, John Shilts, 2 pp.

B – SB 374, written material, David Hooper, 1 p.

C – SB 828, written material, James Krueger, 1 p.