

SENATE COMMITTEE ON PUBLIC AFFAIRS

June 19, 2001 Hearing Room 343

3:00 p.m. Tapes 15 - 16

MEMBERS PRESENT: **Sen. Verne Duncan, Chair**
 Sen. Rick Metsger, Vice-Chair
 Sen. Margaret Carter
 Sen. Ken Messerle

MEMBER EXCUSED: **Sen. Bev Clarno**

STAFF PRESENT: **Janet Adkins, Administrator**
 Nancy Masee, Committee Assistant

MEASURE/ISSUES HEARD:
 SB 977 Public Hearing and Work Session
 HB 3002B 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 15, A		
007	Sen. Verne Duncan	Chair. Opens meeting at 3:15 p.m. Opens public hearing on SB 977.
SB 977 PUBLIC HEARING		
010	John Powell	Oregon Insurance Guaranty Association. Describes provisions of SB 977 (EXHIBIT A). <ul style="list-style-type: none">• Protects individuals insured by a company that becomes insolvent• Updates former Guaranty Association law• Addresses workers compensation benefits
030	John Shilts	Administrator. Workers Compensation Division. Explains part of SB 977 relating to workers compensation. Supports SB 977 which provides the Director of Consumer and Business Services Department the ability to use the worker benefit fund to advance workers compensation benefits directly to injured workers when an insurer defaults in its payment obligation but insurer has not been liquidated. Gives example. (EXHIBIT B)
064	Powell	Explains provisions of SB 977. Explains claim bar date. Explains net worth limitation. Section 3 explains alignment categories for collection of assets. Refers to SB 608 that had amendments from the House side that was used for other purposes because of its broad relating clause. SB 977 is introduced to regain the original intent of SB 608.
070	Chair Duncan	Closes public hearing. Opens work session on SB 977.
SB 977 WORK SESSION		
075	Sen. Metsger	MOTION: Moves SB 977 to the floor with a DO PASS recommendation.
078		VOTE: 4-0

		EXCUSED: 1 – Clarno
078	Chair Duncan	Hearing no objection, declares the motion CARRIED.
080	Chair Duncan	SEN. METSGER will lead discussion on the floor.
	HB 3002B PUBLIC HEARING	Closes work session. Opens public hearing on HB 3002B.
211	Chair Duncan	Recesses committee for few minutes to study the amendments. Reconvenes at 3:34 p.m.
222	Rep. Bob Jenson	District 57. Comments on the –B12 amendments (EXHIBIT C). Points out there are a number of departments referred to in section 11A-L. It is not the intention of drafters that these had to be public employees. The director of state agencies may use employees or a citizen at large. Gives background on HB 3002B.
235	Roy Elicker	Legislative Coordinator. Oregon Department of Fish and Wildlife. Refers to written testimony and comments on amendments –B12. HB 2540 was put into HB 3002B-12. Gives background on these bills. (EXHIBIT D)
275	Chair Duncan	Asks if anyone else wishes to testify. Closes public hearing. Opens work session on HB 3002B.
	HB 3002B WORK SESSION	
280	Sen. Metsger	MOTION: Moves to ADOPT HB 3002B-12 amendments dated 6/19/01.
283	Sen. Messerle	Asks counsel to explain the –B12 amendments.
290	Brendon McCarthy	Deputy Legislative Counsel. Answer questions on –B12.
292	Sen. Messerle	Page 6, lines 13 through 15.
295	McCarthy	Explains provisions relating to appeals of decisions.
	TAPE 16A	
020	McCarthy	Continues explaining the administrative procedures.
025	Sen. Messerle	Asks about the appeal procedure if a fish passage is required or not.
027	McCarthy	Explains the decision for fish passage is made by the commission under section 2 subsection 6.
030	Sen. Messerle	Asks for a short recess.
048	Chair Duncan	Recesses meeting to study amendments. Reconvenes meeting at 3:50 p.m.
050	Sen. Metsger	Withdraws motion to adopt the B12 amendments.
051	Chair Duncan	Closes work session on HB 3002B. Adjourns meeting at 3:55 p.m.

Submitted By,

Reviewed By,

Nancy Masee,
Committee Assistant

Janet Adkins,
Administrator

EXHIBIT SUMMARY

- A – SB 977, written testimony, John Powell, 2 pp**
- B – SB 977, written testimony, John Shilts, 2 pp**
- C – HB 3002B, -12 amendments, 21 pp**
- D – HB 302B, written testimony, Roy Elicker, 7 pp**