

**HOUSE COMMITTEE ON BUSINESS AND CONSUMER AFFAIRS**

**May 12, 1999 Hearing Room E**

**8:15 a.m. Tape 109 - 110**

**MEMBERS PRESENT: Rep. Roger Beyer, Chair**

**Rep. Tim Knopp, Vice Chair**

**Dan Gardner, Vice-Chair**

**Rep. Lynn Lundquist**

**Rep. Terry Thompson**

**Rep. Jason Atkinson**

**Rep. Bill Morrisette**

**STAFF PRESENT: Keith Putman, Administrator**

**Frances Thomas, Administrative Support**

**MEASURE/ISSUES HEARD: SB 808A Public Hearing and Work Session**

**SB 281A Public Hearing and Work Session**

**SB 577A Public Hearing and Work Session**

**SB 459 Public Hearing and Work Session**

**SB 729 Public Hearing and Work Session**

**SB 1086A Public Hearing**

**SCR 3 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 109, A		

003	Chair Beyer	Calls the meeting to order at 8:20 a.m.
<b><u>SB 808A PUBLIC HEARING</u></b>		
006	Chair Beyer	Opens a Public Hearing on SB 808A.
008	Keith Putman	Committee Administrator. Presents an overview of SB 808A. Explains SB 808A authorizes debt consolidating agency to charge fee for education classes under specified circumstances or if approved by the Director of the Department of Consumer and Business Services.
020	Senator Mae Yih	Senate District 19. Testifies in support of SB 808A ( <b>EXHIBIT A</b> ). States advantages of SB 808A would allow agencies to recapture some expenses for educating people about financial matters. Introduces Jan Amling and John Hawkins.
063	Jan Amling	Executive Director, Consumer Credit Counseling Service of Linn-Benton, Inc. Testifies in support of SB 808A ( <b>EXHIBIT B</b> ).
112	Rep. Lundquist	Asks where does the current expenditure for these educational classes originate.
114	Amling	Responds.
134	John Hawkins	Executive Board Member of the Linn-Benton Consumer Counseling Services, Albany. Testifies in support of SB 808A ( <b>EXHIBIT C</b> ). Explains the funding source for consumer credit counseling.
159	Rep. Lundquist	Inquires what charge will be accessed and if the number of attendees will decrease if a fee is accessed.
181	Amling	Responds the suggested fee would be approximately \$15 or \$20 per applicant. Explains there would probably be a scholarship offer and a deferred payment plan. Believes attendee numbers would not decrease. Submits testimony from Jan Safley ( <b>EXHIBIT D</b> ).
197	Hawkins	Comments about consumer credit counseling in colleges and universities. Cites examples.
228	Senator Yih	Comments about different parts of society who are reached by the educational aspect.
252	James Krueger	Manager, Debt and Consolidation Agency, Division of Finance and Corporate Services. Testifies in support of SB 808A. Addresses the concern about affordable costs.

266	Chair Beyer	Closes Public Hearing on SB 808A.
<b><u>SB 808A WORK SESSION</u></b>		
268	Chair Beyer	Opens a Work Session on SB 808A.
269	Rep. Gardner	<b>MOTION: Moves SB 808A to the floor with a DO PASS recommendation.</b>
279		<b>VOTE: 5-0</b>  <b>AYE: In a roll call vote, all members present vote Aye.</b>  <b>EXCUSED: 2 - Morrisette, Thompson</b>
	Chair Beyer	<b>The motion CARRIES.</b>  <b>REP. GARDNER will lead discussion on the floor.</b>
281	Chair Beyer	Closes the Work Session on SB 808A.
<b><u>SB 281A PUBLIC HEARING</u></b>		
285	Chair Beyer	Opens a Public Hearing on SB 281A.
286	Putman	Presents an overview of SB 281A.
297	Nancy Ellison	Administrator, Insurance Division, Department of Consumer and Business Services. Introduces Joe Ario, Manager, Consumer Protection and Enforcement Section. Testifies in support of SB 281A ( <b>EXHIBIT E</b> ).
315	Rep. Gardner	Asks what types of insurance are being discussed.
317	Ellison	Responds. Discusses the examination process.
352	Joel Ario	States name for the record.
356	Chair Beyer	Closes the Public Hearing on SB 281A.

**SB 281A WORK SESSION**

358	Chair Beyer	Opens a Work Session on SB 281A.
360	Rep. Lundquist	<b>MOTION: Moves SB 281A to the floor with a DO PASS recommendation.</b>
363	Rep. Gardner	Expresses concerns about SB 271A. States he will vote "no."
373		<b>VOTE: 4-1</b> <b>AYE: 4 - Atkinson, Beyer, Knopp, Lundquist</b> <b>NAY: 1 - Gardner</b> <b>EXCUSED: 2 - Morrisette, Thompson</b>
	Chair Beyer	<b>The motion Carries.</b>  <b>REP. LUNDQUIST will lead discussion on the floor.</b>
376	Chair Beyer	Closes the Work Session on SB 281A.

**SB 577A PUBLIC HEARING**

380	Chair Beyer	Opens a Public Hearing on SB 577A.
387	Putman	Presents an overview of SB 577A. Comments on a Conflict Amendment, dated 5/11/99 <b>(EXHIBIT F)</b> .
405	Don Miners	Oregon Manufactured Housing. Testifies in support of SB 577A <b>(EXHIBIT G)</b> .
468	Dana Roberts	Acting Deputy Administrator, Building Codes Division. Testifies in support of SB 577A <b>(EXHIBIT H)</b> .
490	Chair Beyer	Asks if licensed electricians and plumbers are used in the manufacturing plants for these homes.
493	Miners	Responds no. Explains federal statute requirements are followed.

**TAPE 110, A**

034

Chair Beyer

Closes the Public Hearing on SB 577A.

**SB 577A WORK SESSION**

036

Chair Beyer

Opens a Work Session on SB 577A.

037

Putman

Comments on **EXHIBIT F**, the ñA2 amendment dated 5/11/99.

056

Rep. Gardner

Asks if this bill solely deals with manufactured housing.

058

Putman

Concurs.

**060****Rep. Gardner****MOTION: Moves to ADOPT SB 577A-2 amendments dated 5/11/99.****061****VOTE: 5-0****EXCUSED: 2 - Atkinson, Thompson****Chair Beyer****Hearing no objection, declares the motion CARRIED.****064****Rep. Gardner****MOTION: Moves SB 577A to the floor with a DO PASS AS AMENDED recommendation.****074****VOTE: 5-0****AYE: In a roll call vote, all members present vote Aye.****EXCUSED: 2 - Atkinson, Thompson****Chair Beyer****The motion CARRIES.****REP. KNOPP will lead discussion on the floor.**

075

Chair Beyer

Closes the Work Session on SB 577A.

**SB 459 PUBLIC HEARING**

081	Chair Beyer	Opens a Public Hearing on SB 459.
082	Putman	Presents an overview of SB 459 dealing with special codes for manufactured dwelling parks.
097	Don Miner	Oregon Manufactured Housing Association. Testifies in support of SB 459 <b>(EXHIBIT I)</b> .
115	Miner	Discusses street standards for state code and local code.
164	Rep. Morrisette	Asks for names of cities that require full street curb sidewalks.
170	Miner	Responds.
172	Rep. Morrisette	Asks about safety standards for emergency vehicles.
175	Miner	Comments on state standards for emergency vehicles.
184	Jeff Payne	Building/Owner/Operator of manufactured home communities and Member of Manufactured Structures and Parks Advisory Board. Testifies in support of SB 459. Relates experiences for construction of a building site development.
217	Chair Beyer	Discusses the size of a development for manufactured homes.
227	Don Comstock	Developer/Owner/Manager of manufactured housing communities. Testifies in support of SB 459.
282	Chair Beyer	Asks about any opposition to SB 459 in the Senate.
287	Miner	States there was no testimony in opposition.
297	Dana Roberts	Acting Deputy Administrator of the Building Codes Division. States the responsibilities of the Building Code Division. Testifies in support of SB 459 <b>(EXHIBIT J)</b> . Explains that passing SB 459 will create uniformity between the Building Codes Division and all other jurisdictions throughout the state.
320	Chair Beyer	Closes the Public Hearing on SB 459.

**SB 459 WORK SESSION**

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322	Chair Beyer	Opens a Work Session on SB 459.
<b>323</b>	<b>Rep. Gardner</b>	<b>MOTION: Moves SB 459 to the floor with a DO PASS recommendation.</b>
330	Rep. Morrisette	Comments regarding his support of SB 459. Explains he wants to discuss the issues with constituents in his community.
<b>334</b>		<b>VOTE: 7-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b>
	<b>Chair Beyer</b>	<b>The motion CARRIES.</b>  <b>REP. BEYER will lead discussion on the floor.</b>
336	Chair Beyer	Closes the Work Session on SB 459.
<b><u>SB 729 PUBLIC HEARING</u></b>		
338	Chair Beyer	Opens a Public Hearing on SB 729.
344	Putman	Presents an overview of SB 729. Discusses a Conflict Amendment requirement for SB 729 ( <b>EXHIBIT K</b> ). Explains SB 729 eliminates a two-year maximum cap for aggregate receipt of temporary partial disability payments in workers' compensation claims.
384	Jennifer Webber	Oregon Trial Lawyers Association. State that SB 729 has been reviewed and approved by the Management Labor Advisory Committee. Testifies in support of SB 729.
391	Randy Elmer	President, Oregon Workers' Compensation Attorneys, and a Workers' compensation attorney. Testifies in support of SB 729 ( <b>EXHIBIT L</b> ). Highlights the need for SB 729.
493	Chair Beyer	Closes the Public Hearing on SB 729.
<b><u>SB 729 WORK SESSION</u></b>		
494	Chair Beyer	Opens a Work Session on SB 729.

**TAPE 109, B**

007	Rep. Knopp	<b>MOTION: Moves to ADOPT SB 729-1 amendments dated 5/11/99.</b>
009		<b>VOTE: 7-0</b>
	Chair Beyer	<b>Hearing no objection, declares the motion CARRIED.</b>
010	Rep. Knopp	<b>MOTION: Moves SB 729 to the floor with a DO PASS AS AMENDED recommendation.</b>
016		<b>VOTE: 7-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b>
	Chair Beyer	<b>The motion CARRIES.</b>  <b>REP. MORRISETTE will lead discussion on the floor.</b>
019	Chair Beyer	Closes the Work Session on SB 729.
<b><u>SB 1086A PUBLIC HEARING</u></b>		
020	Chair Beyer	Opens a Public Hearing on SB 1086A.
021	Putman	Presents an overview of SB 1086A.
037	Paul Cosgrove	VIE, Limited Liability Company. Testifies in support of SB 1086A ( <b>EXHIBIT M</b> ). Submits testimony from Betsy Earls ( <b>EXHIBIT N</b> ) which states support of SB 1086A.
082	Cosgrove	Continues testimony about who can access the information.
125	Cosgrove	Continues testimony about loan payment requirements.
139	Chair Beyer	Asks can the Employment Department mail the information.



146	Annette Talbott	Legislative Coordinator, Employment Department. Testifies in opposition to SB 1086A ( <b>EXHIBIT O</b> ). States two primary concerns: <ul style="list-style-type: none"> <li>• Sets a precedent of releasing confidential wage records to private entities</li> <li>• Does not require an employer's consent before release of these wage records.</li> </ul>
200	Talbott	States conclusion and recommendation of the Employment Department Advisory Council.
214	Talbott	Suggests language changes to the bill.
237	Rep. Lundquist	How many employers and how many public members comprise the Advisory Council.
242	Talbott	Refers to page 3 of written testimony <b>EXHIBIT O</b> .
253	Rep. Lundquist	Asks if this bill changes the opportunity for someone else to secure confidential information. Comments on the present method. Discusses employee consent.
260	Talbott	Explains current methods. States this bill would enable a third party to access wage information electronically.
304	Cosgrove	States this is not any different than accessing information by hard copy. Agrees this is very sensitive information.
320	Talbott	Summarizes testimony. Stresses confidentiality of employee wage information.
357	Chair Beyer	Asks which part of the Quarterly Report form does the Employment Division receive.
353	Talbott	Responds the 132 report.
375	Cosgrove	Explains protection between computers. Only can access particular information.
389	Chair Beyer	Closes the Public Hearing on SB 1086A.
397	Rep Morrisette	Asks for reconsideration on SB 459. Explains the League of Oregon Cities and LCDC will testify if given the opportunity.
400	Chair Beyer	Discusses the possibility of reconsidering the vote on SB 459.
<b><u>SB 459 WORK SESSION</u></b>		

443	Chair Beyer	Opens a Work Session on SB 459.
445	Rep. Morrisette	<b>MOTION: Moves to RECONSIDER the vote by which SB 459 was sent to the floor with a DO PASS recommendation.</b>
450		<b>VOTE: 7-0</b>
	Chair Beyer	<b>Hearing no objection, declares the motion CARRIED.</b>
462	Chair Beyer	Closes the Work Session on SB 459.
<b><u>SCR 3 PUBLIC HEARING</u></b>		
468	Chair Beyer	Opens a Public Hearing on SCR 3.
472	Putman	Presents an overview of SCR 3 which expresses support for activities planned for national and state commemoration of the Lewis and Clark Bicentennial.
485	Chet Orloff	Director, Oregon Historical Society. Testifies in support of SCR 3. Highlights the purpose of the Lewis and Clark Expedition.
<b>TAPE 110, B</b>		
040	Orloff	Explains funding for this event.
043	Rep. Morrisette	Comments on support of the program. Expresses concern that state's level of funding is insufficient.
055	Orloff	Explains planning efforts.
075	Julie Curtis	Co-Manager, Oregon Heritage Commission. Testifies in support of SCR 3. Comments on importance of this event for the State of Oregon.
092	Chair Beyer	Closes the Public Hearing on SCR 3.
<b><u>SCR 3 WORK SESSION</u></b>		
093	Chair Beyer	Opens a Work Session on SCR 3.

095	Rep. ATKINSON:	<b>MOTION: Moves SCR 3 be sent to the floor with a BE ADOPTED recommendation.</b>
107	Rep. Lundquist	Comments on the magnitude of the bicentennial event.
114		<b>VOTE: 7-0</b>
	Chair Beyer	<b>Hearing no objection, declares the motion CARRIED.</b>  <b>REP. ATKINSON will lead discussion on the floor.</b>
115	Chair Beyer	Closes the Work Session on SCR 3.
117	Chair Beyer	Adjourns the meeting at 10:00 a.m.

Submitted By, Reviewed By,

Frances Thomas, Keith Putman,

Administrative Support Administrator

#### **EXHIBIT SUMMARY**

**A ñ SB 808, Written testimony, Senator Mae Yih, 1 p**

**B ñ SB 808, Written testimony, Jan Amling, 4 pp**

**C ñ SB 808, Written testimony, John Hawkins, 1 p**

**D ñ SB 808, Jan Safley written testimony, Jan Amling, 4 pp**

**E ñ SB 281, Written testimony, Nancy Ellison, 6 pp**

**F ñ SB 577A, -A2 Conflict Amendment, dated 5/11/99, Staff, 2 pp**

**G ñ SB 577A, Written testimony, Don Miner, 2 pp**

**H ñ SB 577A, Written testimony, Dana Roberts, 1 p**

**I ñ SB 459, Written testimony, Don Miner, 2 pp**

**J ñ SB 459, Written testimony, Dana Roberts, 1p**

**K ñ SB 729, -1 Conflict amendment, Staff, 1 p**

**L ñ SB 729, Written testimony, Randy Elmer, 2 pp**

**M ñ SB 1086A, Written testimony, Paul Cosgrove, 1 p**

**N ñ SB 1086A, Betsy Earls written testimony, Paul Cosgrove, 1 p**

**O ñ SB 1086A, Written testimony, Annette Talbott, 3 pp**