

**HOUSE COMMITTEE ON COMMERCE**

**June 5, 1997 Hearing Room 357**

**8:15 A.M. Tapes 62 - 65**

**MEMBERS PRESENT:**

**Rep. Eldon Johnson, Chair**

**Rep. Cynthia Wooten, Vice-Chair**

**Rep. Ron Adams**

**Rep. Roger Beyer**

**Rep. Richard Devlin**

**Rep. Jim Hill**

**Rep. Bob Montgomery**

**Rep. Jackie Taylor**

**Rep. Tom Whelan**

**STAFF PRESENT:**

**Julie Neburka, Administrator**

**Keith Putman, Administrator**

**Coben Tistadt, Administrative Support**

**Timaree Whitty, Administrative Support**

**MEASURE/ISSUES HEARD:**

**SB 874A - Public Hearing and Work Session**

**SB 1192 - Public Hearing and Work Session**

**SB 4A - Public Hearing and Work Session**

**HB 3331 - Work Session**

**HB 2004 - Public Hearing and Work Session**

**HB 2026 - Work Session**

**SB 1106 - Work Session**

**SB 211A - Public Hearing and Work Session**

**SB 934A - Public Hearing and Work Session**

**SB 932A - Public Hearing and Work Session**

**SB 1027 - Work Session**

**SB 376A - Public Hearing**

**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.**

<b>Tape/#</b>	<b>Speaker</b>	<b>Comments</b>
<b>Tape 62, A</b>		
<b>003</b>	<b>Chair Johnson</b>	<b>Opens meeting at 8:24 AM. Opens public hearing on SB 874.</b>
<b><u>SB 874 - PUBLIC HEARING</u></b>		
<b>016</b>	<b>Sen. Randy Leonard</b>	<b>State Senator, Senate District #9. States that the bill changes the standards for smoke detectors. Notes that in most cases fires result when batteries are removed.</b>
<b>050</b>	<b>Sen. Leonard</b>	<b>States that home owners would have to comply with the law by the time they sell their home.</b>
<b>058</b>	<b>Chair Johnson</b>	<b>Asks if these type of detectors exist today.</b>
<b>060</b>	<b>Sen. Leonard</b>	<b>Answers yes.</b>
<b>064</b>	<b>Rep. Whelan</b>	<b>Asks if individual home-owners need to provide a smoke detector.</b>
<b>070</b>	<b>Sen. Leonard</b>	<b>Answers yes with the exchange of the title.</b>
<b>070</b>	<b>Rep. Montgomery</b>	<b>Asks of the costs of ten-year batteries.</b>
<b>072</b>	<b>Sen. Leonard</b>	<b>Answers less than \$15. States that the bill initially required that smoke detectors be hard-wired to an alternating current but it was amended out.</b>
<b>083</b>	<b>Rep. Montgomery</b>	<b>Asks if, with hard-wiring, the alarm won't work when the power goes out.</b>
<b>085</b>	<b>Sen. Leonard</b>	<b>Answers that the often the detectors will have a back-up battery. States that the requirement for hard-wiring was too expensive.</b>
<b>092</b>	<b>Rep. Adams</b>	<b>Asks if lithium batteries are readily available.</b>
<b>098</b>	<b>Sen. Leonard</b>	<b>Answers yes that they have been on the market for a while.</b>

102	Chair Johnson	Asks if the six-month transition period for retailers is sufficient.
107	Sen. Leonard	Answers that the work group determined that it was sufficient.
110	Chair Johnson	Closes public hearing on SB 874, opens public hearing on SB 1192.
<b><u>SB 1192 - PUBLIC HEARING</u></b>		
121	Sen. Bill Fisher	State Senator, Senate District #23. Submits written materials (EXHIBIT A). States that the bill requires that the Oregon Department of Fish and Wildlife list which species are and which species are not permitted to be sold. States that the bill will help small businesses. Mentions small business "run-ins" with agencies, and inconsistencies allowing certain activities and not similar ones.
171	Sen. Fisher	Talks of hunting trophies and applicable inheritance laws. Continues talking of inconsistencies.
225	Rep. Wooten	Asks if the bill provides a solution.
229	Sen. Fisher	States that opposition is from the department and that they feel it would be too expensive for their department to administer.
237	Rep. Wooten	Asks about the fiscal statement.
240	Keith Putman	Committee Administrator. States that the fiscal is included in the packet, and that it is indeterminate.
248	Rep. Wooten	Asks if there is a way to enact the bill without a large fiscal impact.
254	Sen. Fisher	Answers that it is up to the department.
263	Rep. Beyer	Asks if section 2 reiterates section 1.
266	Sen. Fisher	Answers that he isn't knowledgeable on legal issues.
277	Rep. Taylor	Asks if the bill entirely replaces existing rules.
287	Sen. Fisher	Answers that it changes the perspective of the rules. Notes that the individual is now burdened with applying for certain activities considered for legalization.
305	Rep. Taylor	Asks how a buyer can determine whether something has been legally acquired.
314	Sen. Fisher	Answers that there is a clear outline.
323	Rep. Devlin	States that he has received correspondences both in support and in opposition. Asks about increases in illegal hunting of animals, and increased importation of non-native species.
337	Sen. Fisher	Answers that the department has the authority to determine that certain things are illegal. Notes that they could save money from regulating various activities because of uncertainties. Refers to newspaper article (EXHIBIT A, p. 1). Notes that because of restrictive laws there have been poaching outbreaks in Oregon. States that he has volunteered to help catch poachers.

409	Chair Johnson	Closes the public hearing on SB 1192, opens public hearing on SB 4A.
<b><u>SB 4A - PUBLIC HEARING</u></b>		
433	Sen. Marylin Shannon	District 15, testifies in support of SB 4A.
<b><u>TAPE 63, A</u></b>		
000	Sen. Shannon	Submits written testimony (EXHIBIT B). giving reasons why Molalla should be included in Portland's EAS Region. States that the PUC hasn't been consistent, and gives evidence proving it. Compares Molalla to Newberg and Hoodland which were included.
046	Chair Johnson	Notes that there isn't any opposition.
049	Rep. Montgomery	Asks if this bill is similar to the Scappoose bill.
051	Chair Johnson	Answers yes.
052	Rep. Wooten	Asks for comments from the PUC.
060	Ron Eachus	Pubic Utilities Commission. Explains that the PUC uses both objective and subjective criteria. Mentions the "community of interest" criteria. Notes that the growth patterns of Scappoose made its inclusion difficult.
075	Chair Johnson	Refers to a letter from US West.
080	Rep. Adams	Asks when the next determination will be.
082	Eachus	Answers 1999, noting the costs and time of that determination.
085	Chair Johnson	Opens work session on SB 4A.
<b><u>SB 4A - WORK SESSION</u></b>		
086	Rep. Beyer	<b>MOTION: Moves SB 4A to the floor with a DO PASS recommendation.</b>
088		<b>VOTE: 7-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 2 - Hill, Whelan</b>
	Chair	<b>The motion CARRIES.</b> <b>REP. BEYER will lead discussion on the floor.</b>

092	Rep. Wooten	States that her support for the bill isn't intended to undermine the authority of the PUC.
100	Chair Johnson	Reopens public hearing on SB 1192.
<b><u>SB 1192 - PUBLIC HEARING</u></b>		
106	Rep. Larry Sowa	State Representative, House District #26. Representing the Oregon Sportsmen Defense Fund, Inc. Mentions some problems associated with the sale of animal parts. Cites the work of the task force, its solutions, and the opposition to those solutions. Requests that the department set up a task force. Mentions diseases and in-breeding. Suggests dealing with these issues in more detail in future sessions.
147	Chair Johnson	Notes that the bill has a subsequent referral to Ways and Means.
150	Rep. Hill	Asks if a piano with ivory keys would be illegal.
155	Sowa	Answers that that wasn't the intention of the department.
157	Rep. Hill	Asks what is the intention of the prohibition against selling mounted heads, stating that it appears inconsistent.
160	Sowa	Refers to an underground operation selling mounted heads.
168	Chair Johnson	Notes that the Speaker has the authority to appoint task forces.
170	Sowa	States that the department intends to create a task force.
175	Rep. Adams	Notes that trophies are subject to an inheritance tax yet aren't eligible to be sold. States that the bill seeks to clarify what is legal and what is illegal, so that it won't be a situation of "I'll let you know later."
196	Sowa	Notes that the sale of animal parts has always been illegal. Suggests revisiting the inheritance tax laws.
203	Rep. Adams	Mentions that the prohibition against six-point trophy antlers makes those already mounted illegal.
212	Sowa	Explains the reasons for that prohibition. States that the bill opens up a broad array of issues. Reiterates his suggestion that the issues be addressed in depth by a task force.
227	Jim Greer	Wildlife Division Chief, ODFW. Submits written testimony (EXHIBIT C). Describes the lengthy process which established the present rules. States that they made allowances for animals posing no threat to native species. Notes that the bill would allow the sale of all wildlife products. States that providing economic incentives would increase the number of illegal captures.
277	Greer	Continues testimony noting that there is a grace period. States that they listed animals through family associations to streamline the process.

305	Rep. Montgomery	Interjects that the department isn't the right agency to appoint a task force because the department's "mind is already made up."
314	Rep. Hill	Asks where in the bill it prohibits what the witness has referred to.
317	Greer	Answers that section 3 reverses wildlife integrity rules and that it prohibits listing through family associations.
331	Rep. Hill	Asks why the department can't simply reverse the process.
341	Greer	Answers that the public supported a process which required an analysis of a particular species before that species was allowed in the state. Notes that they have over 8,000 species reviewed.
367	Rep. Adams	States that his concern with the bill is that it allows individuals to claim they captured an animal in a state in which it is legal, and that they then brought it to Oregon. States that that is a potential cover for poaching.
400	Lindsay Ball	Captain of the Oregon State Police Wildlife Division. Submits written testimony (EXHIBIT D). Expresses concern with section two allowing the sale of animal parts, stating that it encourages "unlawful harvest." Notes the difficulties in determining when animal parts were obtained. Mentions possible conflicts with Native American treaties.
<b>TAPE 62, B</b>		
020	Ball	Continues testimony, citing the high price of some animal parts in other countries.
043	Rep. Taylor	Asks if it would be illegal to sell a mounted head obtained in another country.
055	Ball	Answers that it would be unlawful.
058	Rep. Taylor	Asks if a task force could reasonably deal with these issues.
066	Ball	Answers that he isn't a proponent of a task force. States that it would be appropriate for the committee to appoint a task force.
073	Chair Johnson	States that he will request from the Speaker that the legislature appoint a task force.
081	Roger Martin	Oregon Pet Industries Association. Speaks to sections 1 and 3. States that the commission and the department had conclusions in mind before they went through the process of adopting the rules. States that the rules had overwhelming opposition.
109	Michael Twain	Oregon Pet Industries Association. States that their association participated on the task force and that there was a lack of clarity on the issues. Speaks to the fiscal impact issue. Recalls that when the department was adopting the rules they claimed that there wasn't a fiscal impact. States that the present criteria is impossible to meet. Requests that sections 1 and 3 move forward. Adds that the grandfathering clause in the current rules encourages the release of illegal animals into the wild.

159	Twain	Continues testimony. States that how people learn to treat animals in their childhoods will shape how they interact with people and animals as adults.
184	Bob Ike	Nature's Craft Supplies, Inc. Submits written testimony and materials (EXHIBIT E). Supports the bill. Lists products currently prohibited.
234	Ike	Continues testimony, mentioning inconsistencies in the rules.
280	Rep. Beyer	Asks how a taxidermist marks a head.
286	Ike	Answers that taxidermists will typically autograph their work.
309	Rep. Adams	Asks about expanding current statute to list all legal animals. Notes the difficulty of classifying every single species.
324	Ike	Answers that animals in the rain forest are regulated before they enter the United States.
331	Rep. Adams	Asks about legalizing additional animals in Oregon.
335	Ike	Mentions a species not native to Oregon and illegal in Oregon which can be "harvested" in other states. Expresses his belief that Oregon shouldn't manage the wildlife of other states.
356	Rep. Devlin	Points out an inaccuracy in the witness' written testimony.
365	Ike	Mentions being disallowed to sell certain parts legally obtained in other states. Suggests that the rules interfere with interstate commerce.
396	Rod Harder	Oregon Sportsmen Defense Fund Inc. Submits written testimony and materials (EXHIBIT F). Supports sections 1 and 3 of the bill. Supports the creation of a task force.
<b>TAPE 63, B</b>		
009	Elkins	Oregon Hunters Association. Supports the idea of a task force and submits a list of recommended members.
012	Chair Johnson	Closes public hearing, opens work session on SB 1192.
<b><u>SB 1192 - WORK SESSION</u></b>		
014	Rep. Montgomery	States opposition to the establishment of a task force.
017	Rep. Montgomery	<b>MOTION:</b> Moves SB 1192 to the floor with a DO PASS recommendation.
019	Rep. Adams	Supports sections 1 and 3. States that he is uncertain of the impact of section 2.
024	Chair Johnson	Reiterates that he will request that the Speaker establish a task force.
026	Rep. Devlin	Expresses concerns with sections 1 and 3 and opposition to section 2.
030	Rep. Beyer	

		Requests that they wait to vote on the bill and that they obtain amendments deleting section 2.
033	Rep. Hill	States that he would like to find "middle ground" with section 2.
037	Rep. Adams	Notes his want of expertise in this area.
044	Rep. Montgomery	Withdraws his motion.
047	Chair Johnson	Asks representatives Adams, Beyer, and Hill to work together on a resolution to the concerns raised over SB 1192. Opens work session on SB 874A.
<b><u>SB 874A - WORK SESSION</u></b>		
055	Rep. Adams	<b>MOTION: Moves SB 874A to the floor with a DO PASS recommendation.</b>
064		<b>VOTE: 7-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 2 - Whelan, Beyer</b>
	Chair	<b>The motion CARRIES.</b> <b>WHELAN will lead discussion on the floor.</b>
069	Chair Johnson	Opens public hearing on HB 3331.
<b><u>HB 3331 - PUBLIC HEARING</u></b>		
072	Putman	Reports that there hasn't been any opposition to the bill. Notes that the State Board of Accountants support the bill.
079	Chair Johnson	Opens work session on HB 3331.
<b><u>HB 3331 - WORK SESSION</u></b>		
081	Rep. Taylor	<b>MOTION: Moves HB 3331 to the floor with a DO PASS recommendation.</b>
084	Rep. Adams	Asks about possible misrepresentation of who prepared the accounting statements.
089	Ted Hughes	Oregon Association of Independent Accountants. States that the language of the bill is currently in administrative rules and that they simply want it in law.
101		<b>VOTE: 6-0</b>



		<p><b>AYE: In a roll call vote, all members present vote Aye.</b></p> <p><b>EXCUSED: 3 - Montgomery, Devlin, Whelan</b></p>
	Chair	<p><b>The motion CARRIES.</b></p> <p><b>Rep. Taylor will lead the discussion on the floor.</b></p>
104	Chair Johnson	<b>Opens public hearing on HB 2004.</b>
<b><u>HB 2004 - PUBLIC HEARING</u></b>		
119	John Hellen	<b>The Speaker's Office. States that the bill was presented on behalf of the Oregon Telephone Corporation. Introduces the -2 amendments (EXHIBIT G).</b>
132	Jim Damon	<b>Oregon Telephone Corporation. Supports the bill. States that the bill exempts operating telephone companies from a low-voltage licensing requirement due to the fact that the companies have been performing this work for a long time.</b>
139	Gary Bauer	<b>Oregon Telecommunications Association. Submits written testimony (EXHIBIT H). Supports the bill.</b>
143	John Gervais	<b>National Electrical Contractors Association. Supports the bill and the amendments.</b>
149	Rep. Hill	<b>Asks if the bill codifies what is already in federal law.</b>
153	Gervais	<b>Answers that state law requires this licensing.</b>
156	Rep. Beyer	<b>Mentions correspondences he has received from electricians voicing opposition to the bill. Asks if the amendments address their concerns.</b>
160	Gervais	<b>Answers yes, that the amendments provide reasonable safety for the public.</b>
164	Rep. Wooten	<b>Asks if all electricians are satisfied with the amendments.</b>
168	Gervais	<b>Answers yes.</b>
173	Joe Brewer	<b>Administrator of the Building Codes Division. Discusses specific areas of concern. States that the division would like an addition training component.</b>
184	Rep. Devlin	<b>Asks for clarification of the limitations set in the -2 amendments.</b>
192	Damon	<b>Answers that the first statute applied only to private telephone companies and that the second statute was referenced to include all operating telephone companies.</b>
200	Chair Johnson	<b>Opens work session on HB 2004.</b>
<b><u>HB 2004 - WORK SESSION</u></b>		

202	Rep. Hill	Declares conflict of interest.
220	Rep. Hill	<b>MOTION: Moves to ADOPT HB 2004-2 amendments dated 6/3/97.</b>
222		<b>VOTE: 7-0</b> <b>EXCUSED: 2 - Whelan, Montgomery</b>
	Chair	Hearing no objection, declares the motion <b>CARRIED.</b>
223	Rep. Hill	<b>MOTION: Moves HB 2004 to the floor with a DO PASS AS AMENDED recommendation.</b>
225	Rep. Adams	Notes that the National Electrical Contractors Association no longer opposes the bill.
239		<b>VOTE: 7-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 2 - Whelan, Montgomery</b>
	Chair	The motion <b>CARRIES.</b> <b>REP. ADAMS will lead discussion on the floor.</b>
245	Chair Johnson	Opens the public hearing on HB 2026.
<b><u>HB 2026 - PUBLIC HEARING</u></b>		
248	Chair Johnson	Noting there are no witnesses, closes the public hearing and opens the work session on HB 2026.
<b><u>HB 2026 - WORK SESSION</u></b>		
248	Putman	States that the status report didn't list that the bill was to be heard although the posting was legal.
249	Rep. Wooten	<b>MOTION: Moves HB 2026 to the floor with a DO PASS recommendation.</b>
254	Rep. Adams	Mentions the -1 amendments ( <b>EXHIBIT I</b> ).
258	Putman	States that the amendments were proposed by the Real Estate Commission and that the amendments prevent license renewals when there are outstanding fines.
257	Rep. Wooten	<b>MOTION: Moves to ADOPT HB 2026-1 amendments dated 4/15/97.</b>
259		<b>VOTE: 7-0</b>

		<b>EXCUSED: 2 - Whelan, Montgomery</b>
	<b>Chair</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
<b>266</b>	<b>Rep. Wooten</b>	<b>MOTION: Moves that HB 2026 be sent to the floor with a DO PASS AS AMENDED recommendation.</b>
<b>268</b>	<b>Rep. Beyer</b>	<b>Mentions previous testimony in opposition to the bill. States that he will vote no.</b>
<b>274</b>	<b>Chair Johnson</b>	<b>States that the director informed him that the bill provided flexibility and that they supported it.</b>
<b>278</b>	<b>Rep. Adams</b>	<b>Notes that the opponents of the bill haven't been given the proper notification to come and testify before the committee. Expresses hesitancy to move the bill.</b>
	<b>Rep. Wooten</b>	<b>Withdraws her motion.</b>
<b>285</b>	<b>Chair Johnson</b>	<b>Closes work session on HB 2026. Opens work session on SB 1106.</b>
<b><u>SB 1106 - WORK SESSION</u></b>		
<b>300</b>	<b>Putman</b>	<b>Reviews the provisions of the bill. Introduces the -1 amendments (EXHIBIT J).</b>
<b>324</b>	<b>Rep. Hill</b>	<b>MOTION: Moves to ADOPT SB 1106-1 amendments dated 5/30/97.</b>
<b>324</b>		<b>VOTE: 7-0</b> <b>EXCUSED: 2 - Montgomery, Whelan</b>
	<b>Chair</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
<b>328</b>	<b>Rep. Hill</b>	<b>MOTION: Moves SB 1106 to the floor with a DO PASS AS AMENDED recommendation.</b>
<b>333</b>	<b>Rep. Adams</b>	<b>Asks about the hand-engrossed version.</b>
<b>334</b>	<b>Chair Johnson</b>	<b>Answers that the hand-engrossed version incorporates the -1 amendments.</b>
<b>336</b>	<b>Rep. Adams</b>	<b>Asks about the bill and the amendments.</b>
<b>339</b>	<b>Putman</b>	<b>Explains that the bill allows the filing of a lien to collect what is owed to a long-term care facility in the county where the property is owned. States that current law requires that that lien be filed in the county of residence. States that the bill establishes the timing and the conditions for notifying the person owing money.</b>
<b>360</b>	<b>Rep. Adams</b>	<b>Asks if there was opposition to the bill.</b>
<b>361</b>	<b>Putman</b>	<b>Answers no, explains that the amendments were proposed by parties unhappy with the bill's wording.</b>

371		<b>VOTE: 7-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 2 - Whelan, Montgomery</b>
	<b>Chair</b>	<b>The motion CARRIES.</b> <b>WOOTEN will lead discussion on the floor.</b>
383	<b>Chair Johnson</b>	<b>Closes work session on SB 1106. Opens public hearing on SB 211.</b>
<b><u>SB 211A - PUBLIC HEARING</u></b>		
394	<b>Rep. Wooten</b>	<b>Explains that the bill is the same as HB 3372 which was heard in the telecommunications and trade subcommittee. Reports that Sen. Lim requested that the amendments to HB 3372 be included in SB 211.</b>
<b>TAPE 64, A</b>		
005	<b>Yvonne Addington</b>	<b>Oregon Economic Development Department. Submits written testimony (EXHIBIT K). Supports the bill and Rep. Wooten's amendments.</b>
010	<b>Julie Neburka</b>	<b>Committee Administrator. Explains that the -A3 amendments (EXHIBIT L) were requested by Rep. Wooten, and that the -A4 amendments (EXHIBIT M) were requested by Rep. Watt and that they insert a sunset date for the Regional Strategies program.</b>
016	<b>Addington</b>	<b>Talks about the original purpose of the Regional Strategies program. Notes that many areas in the state suffer from underemployment. States that the legislature previously directed the program to concentrate on three industries, and that the bill lifts the limitation so the program can work with any number of industries. Describes bill in detail.</b>
053	<b>John Hall</b>	<b>Regional Strategies Board for Multnomah and Washington Counties. Submits written testimony (EXHIBIT N). States that the bill provides flexibility. Mentions that there are "overarching issues" not specific to a single industry. Supports the -4 amendments.</b>
065	<b>Jim Whitty</b>	<b>Manager of the Industry Development Division at OEDD. Submits written testimony (EXHIBIT O). Gives reasons why it is no longer necessary to concentrate on only a few industries.</b>
077	<b>Rep. Adams</b>	<b>Asks about the -3 amendments.</b>
083	<b>Rep. Wooten</b>	<b>Reiterates the bill's history.</b>
090	<b>Rep. Beyer</b>	<b>Asks Rep. Hill if he agrees with Rep. Wooten's interpretation.</b>
091	<b>Rep. Hill</b>	<b>Answers yes.</b>

099	Gordon Fultz	Association of Oregon Counties. Submits written testimony (EXHIBIT P). Supports the A-engrossed version. Opposes the -A4 amendments. Talks about the program's history and its success.
112	Chair Johnson	Refers to letter from Joe Barkofski which expressed concern over the "relating to" clause.
126	Chair Johnson	Opens work session on SB 211A.
<b><u>SB 211A - WORK SESSION</u></b>		
128	Rep. Wooten	<b>MOTION: Moves to ADOPT SB 211A-3 amendments dated 5/6/97.</b>
131	Rep. Beyer	Asks about bill previously heard relating to this program and its relationship with sparsely populated areas.
133	Rep. Hill	Answers that they passed it out.
138		<b>VOTE: 7-0</b> <b>EXCUSED: 2 - Whelan, Montgomery</b>
	Chair	Hearing no objection, declares the motion <b>CARRIED</b> .
139	Rep. Hill	<b>MOTION: Moves to ADOPT SB 211A-4 amendments dated 6/4/97.</b>
140	Rep. Wooten	Requests that the Senate and House committees for the 1999 session review the elimination of the program.
149	Rep. Adams	Notes that the amendments become operative December 31, 1999 and that they repeal everything December 31, 1999. Asks how they can operative if they are repealed simultaneously.
155	Rep. Hill	Answers that the amendments delete references to the program in specific statutes and makes operative a separate statute.
170	Rep. Devlin	State that he isn't comfortable with moving the amendments. Cites a lack of testimony in support of the amendments.
175	Rep. Hill	States that the amendments simply ensure that there is opportunity to review the program.
184	Rep. Taylor	States that she is unwilling to sunset the program. Expresses confidence in the program. Suggests that the amendments are part of a larger strategy to undo the work of the OEDD.
203	Rep. Hill	Withdraws motion.
205	Rep. Wooten	<b>MOTION: Moves SB 211A to the floor with a DO PASS AS AMENDED recommendation.</b>
207	Rep. Beyer	States that he might not support the bill without the -4 amendments.

217		<b>VOTE: 5-1</b>  <b>AYE: 5 - Devlin, Hill, Taylor, Wooten, Johnson</b>  <b>NAY: 1 - Beyer</b>  <b>EXCUSED: 3 - Adams, Montgomery, Whelan</b>
	<b>Chair</b>	<b>The motion CARRIES.</b>  <b>REP. WOOTEN will lead discussion on the floor.</b>
235	<b>Chair Johnson</b>	<b>Opens work session on SB 934A.</b>
	<b><u>SB 934A - WORK SESSION</u></b>	
262	<b>Brian Boe</b>	<b>National Association of Independent Insurers, introduces himself</b>
263	<b>John Powell</b>	<b>State Farm Insurance Companies, introduces himself.</b>
	<b>Joel Ario</b>	<b>Consumer Protection Manager for the Oregon Insurance Division, introduces himself.</b>
264	<b>Al Thompson</b>	<b>Standard Insurance Company and American Council of Life Insurance.</b>
250	<b>Joel Ario</b>	<b>Consumer Protection Manager for the Oregon Insurance Division, comments the witnesses are here to support SB 934, and that there are proposed amendments to the bill. States that the bill prohibits discrimination against victims of domestic violence. Explains the proposed -A3 amendments (EXHIBIT Q).</b>
282	<b>Vice-Chair Wooten</b>	<b>Asks if all the witnesses agree to the passage of the bill and the amendments.</b>
283	<b>Witnesses</b>	<b>Answer yes.</b>
284	<b>Boe</b>	<b>Further explains the proposed amendments.</b>
297	<b>Powell</b>	<b>State Farm Insurance Company. States that the word "solely" is not necessary and would support the bill with the removal of "recklessly."</b>
318	<b>Ario</b>	<b>Doesn't support adding "solely."</b>
325	<b>Rep. Wooten</b>	<b>Concurs, and comments she does not support the -A3 amendments as presented adding "solely."</b>
335	<b>Rep. Hill</b>	<b>MOTION: Moves to amend the -A3 amendments dated 5/23/97 by striking lines 1 and 2.</b>
		<b>VOTE: 7-0</b>  <b>EXCUSED: 2 - Adams, Montgomery</b>

	Chair	Hearing no objection, declares the motion CARRIED.
361	Rep. Hill	MOTION: Moves to ADOPT SB 934-A3 amendments dated 05/23/97, as amended.
		VOTE: 7-0 EXCUSED: 2 - Adams, Montgomery
	Chair	Hearing no objection, declares the motion CARRIED.
360	Rep. Hill	MOTION: Moves SB 934A to the floor with a DO PASS AS AMENDED recommendation.
376		VOTE: 7-0 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 2 - Adams, Montgomery
	Chair	The motion CARRIES. REP. WOOTEN will lead discussion on the floor.
380	Chair Johnson	Opens public hearing on SB 932A.
<b><u>SB 932A - PUBLIC HEARING</u></b>		
385	Rep. Hill	Asks if the bill hasn't already been moved.
392	Neburka	Answers that the committee has heard the bill but has not yet acted on the bill.
397	Chair Johnson	Opens work session on SB 932A.
<b><u>SB 932A - WORK SESSION</u></b>		
400	Rep. Hill	MOTION: Moves SB 932A to the floor with a DO PASS recommendation.
401	Rep. Wooten	States her disagreement with the bill.
<b><u>TAPE 65-A</u></b>		
005	Rep. Devlin	States that the department testified that the bill would not result in unwise investments of funds, and that it wouldn't significantly change their policy.
017		VOTE: 6-1

		<p><b>AYE: 6 - Beyer, Devlin, Hill, Taylor, Whelan, Johnson</b></p> <p><b>NAY: 1 - Wooten</b></p> <p><b>EXCUSED: 2 - Adams, Montgomery</b></p>
	Chair	<p>The motion <b>CARRIES</b>.</p> <p><b>REP. DEVLIN</b> will lead discussion on the floor.</p>
022	Chair Johnson	Opens work session on SB 1027.
<b><u>SB 1027 - WORK SESSION</u></b>		
024	Fred Van Natta	Oregon Building Association. States that the bill provides a pilot program to encourage voluntary upgrading of skills involved in the construction industry.
044	Joe Brewer	Administrator of Building Codes Division. States that the bill is exemplary in its regulation reform and in its cooperation with industry.
060	Rep. Wooten	<b>MOTION: Moves SB 1027A to the floor with a DO PASS recommendation.</b>
063		<p><b>VOTE: 7-0</b></p> <p><b>AYE: In a roll call vote, all members present vote Aye.</b></p> <p><b>EXCUSED: 2 - Montgomery, Adams</b></p>
	Chair	<p>The motion <b>CARRIES</b>.</p> <p><b>REP. BEYER</b> will lead discussion on the floor.</p>
067	Chair Johnson	Opens public hearing on SB 376A.
<b><u>SB 376A - PUBLIC HEARING</u></b>		
080	Mike Dewey	Oregon Cable Telecommunications Association. Submits written testimony (EXHIBIT R). States that the bill deals with the costs for a licensee to attach to utility poles. Describes previous legislation relating to the issue of pole attachments, noting the Public Utility Commission's authority in the area. Describes the PUC's formula in determining costs, stating that there is an error in the formula. Expresses cable's belief that they won't get a fair hearing with the PUC. Notes rapidly increasing charges for attaching.



130	Dewey	Continues testimony. Disagrees that the 40 inch space separating cable lines from high-voltage energy lines shouldn't be used. States that under the bill the cable companies would pay less, and that the loss in revenue to the energy companies would be minuscule. States that the 40 inch space is being used by energy companies.
180	Dewey	Continues testimony, mentioning FCC decisions regarding pole attachments.
190	Rep. Wooten	Asks if the same issue would apply to telecommunication competitors other than cable companies.
197	Dewey	Answers yes.
200	Rep. Wooten	Asks if there is support from telecommunications carriers for the bill.
202	Chair Johnson	Announces that the committee will recess for a call of House floor.
		Meeting adjourned due to lengthy floor session.

Submitted By, Reviewed By,

Coben Tistadt, Julie Neburka,

Administrative Support Administrator

**EXHIBIT SUMMARY**

A - SB 1192, written material, Sen. Bill Fisher, 1 p.

B - SB 4A, written testimony and materials, Sen. Marilyn Shannon, 16 pp.

C - SB 1192, written testimony, Jim Greer, 3 pp.

D - SB 1192, written testimony, Lindsay Ball, 2 pp.

E - SB 1192, written testimony, Bob Ike, 2 pp.

F - SB 1192, written testimony and materials, Rod Harder, 2 pp.

G - HB 2004, LC amendments, staff, 1 p.

H - HB 2004, written testimony, Gary Bauer, 2 pp.

I - HB 2026, LC amendments, staff, 3 pp.

J - SB 1106, LC amendments, staff, 1 p.

K - SB 211A, written testimony, Yvonne Addington, 1 p.

L - SB 211A, LC amendments, staff, 15 pp.

**M - SB 211A, LC amendments, staff, 2 pp.**

**N - SB 211A, written testimony, John Hall, 1 p.**

**O - SB 211A, written testimony, Nikki Whitty, 1 p.**

**P - SB 211A, written testimony, Gordon Fultz, 2 pp.**

**Q - SB 934A, LC amendments, staff, 1 p.**

**R - SB 376A, written testimony, Mike Dewey, 3 pp.**