

HOUSE COMMITTEE ON LABOR

May 27, 1997 Hearing Room E

8:30 AM Tape 85

**MEMBERS PRESENT:**

Rep. Steve Harper, Chair

Rep. Mike Fahey, Vice-Chair

Rep. Chris Beck

Rep. Dan Gardner

Rep. Bill Markham

Rep. John Minnis

Rep. Ron Sunseri

**MEMBER EXCUSED:**

**STAFF PRESENT:**

Cara Filsinger, Administrator

Steve Wermuth, Administrative Support

**MEASURE/ISSUES HEARD:**

SB 719A - Work Session

SB 699 - Public Hearing and Work Session

SB 484 - Work Session

SB 161 - 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 85, A		
006	Chair Harper	Calls meeting to order at 8:35 a.m. Opens work session on SB 719A.

<b>SB 719A - WORK SESSION</b>		
010	Filsinger	Explains -3 amendments.
020	Rep. Fahey	<b>MOTION: Moves to ADOPT SB 719A-3 amendments dated 5/22/97.</b>
023	Chair Harper	<b>Hearing no objection, declares the motion CARRIED.</b>
023	Rep. Fahey	<b>MOTION: Moves SB 719A to the floor with a DO PASS AS AMENDED recommendation.</b>
026		<b>VOTE: 6-0</b>  <b>AYE: 6 - Beck, Fahey, Gardner, Markham, Sunseri, Harper</b>  <b>EXCUSED: 1 - Minnis</b>
030	Chair Harper	<b>The motion CARRIES.</b>  <b>REP. FAHEY will lead discussion on the floor.</b>
031	Chair Harper	Closes work session on SB 719A. Opens public hearing on SB 699.
<b>SB 699 - PUBLIC HEARING</b>		
039	Chris Davie	SAIF Corporation [ <b>EXHIBIT A</b> ]. Explains SB 699. Explains that if someone works for a temporary employment agency, the agency is the employer. States that current law states that if an injury occurs at a "client's" property, employee can file a claim against agency and client.
088	Davie	Explains section 5, page 6, lines 30-34. Says section 4 clarifies definition of "temporary worker." Explains proposed changes in section 1, page 2, lines 20-28. States that SB 699 only affects workers' compensation law and does not reduce benefits and does not affect client's responsibility to maintain a safe workplace. Supports SB 699.
110	Fahey	States confusion of whether employee works for temporary agency or the company.
111	Davie	Responds that case law derives from definition of "employer."
121	Fahey	Asks if the definition for "employer" fits for workers' compensation, why not everything else.
123	Davie	Responds that he is not familiar with definition of "employer" in other statutes.
127	Rep. Minnis	Asks for copies of the cases.

127	Davie	Responds he can supply them.
134	Chair Harper	Closes public hearing on SB 699. Opens work session on SB 699.
<b><u>SB 699 - WORK SESSION</u></b>		
138	<b>Rep. Beck</b>	<b>MOTION: Moves SB 699 to the floor with a DO PASS recommendation.</b>
144		<b>VOTE: 7-0</b> <b>AYE: 7 - Beck, Fahey, Gardner, Markham, Minnis, Sunseri, Harper</b>
147	<b>Chair Harper</b>	<b>The motion CARRIES.</b> <b>REP. BECK will lead discussion on the floor.</b>
149	Chair Harper	Closes work session on SB 699. Opens work session on SB 484.
<b><u>SB 484 - WORK SESSION</u></b>		
151	Chair Harper	Notes that AFL-CIO newsletter is in support of SB 484.
160	Filsinger	Explains SB 484.
166	Dave Fiskum	Representing Providence Health Systems. Gives concerns of the words "opportunity to discuss," which is not found in the current statute. Comments that it is a significant issue.
212	Chair Harper	Comments that committee does not understand the bill.
229	Chair Harper	Suggests ammendments to the bill.
230	Fiskum	Says it will be resolved by next meeting.
237	Chair Harper	Closes work session on SB 484. Opens work session on SB 161A.
<b><u>SB 161A - WORK SESSION</u></b>		
245	Karen Roach	Assistant Director, Human Resources, Department of Corrections. Explains -A9 and -A10 amendments and language that would be deleted.
288	Chair Harper	Confirms that these amendments delete controversial material mentioned at public hearing on 5/13/97.

292	Roach	Responds that it deletes a large part of the controversy.
293	Chair Harper	Asks what it leaves.
293	Roach	Responds that it leaves the separation of bargaining units upon petition of strike-permitted and strike-prohibited employees, upon petition of the state or a county where they have mixed units.
323	Chair Harper	Calls for a recess at 8:57 a.m.
325	Chair Harper	Calls meeting back to order at 8:58 a.m. Closes work session on SB 161A. Adjourns meeting at 8:58 a.m.

Submitted By, Reviewed By,

Steve Wermuth, Cara Filsinger,

Administrative Support Administrator

**EXHIBIT SUMMARY**

**A - SB 699, written material, Chris Davie, 2 pp.**