

HOUSE COMMITTEE ON LABOR

April 15, 1997 Hearing Room E

8:00 A.M. Tapes 60 - 61

**MEMBERS PRESENT:**

Rep. Steve Harper, Chair

Rep. Mike Fahey, Vice-Chair

Rep. Chris Beck

Rep. Dan Gardner

Rep. John Minnis

Rep. Ron Sunseri

**MEMBER EXCUSED: Rep. Bill Markham**

**STAFF PRESENT:**

Cara Filsinger, Administrator

Linda Spaulding, Administrative Support

**MEASURE/ISSUES HEARD:**

HB 2893 Public Hearing

HB 3667 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 60, A</b>		
004	Chair Harper	Calls the meeting to order at 8:03 a.m. Opens public hearing on HB 2893.
<b><u>HB 2893 - PUBLIC HEARING</u></b>		
		Representing National Federation of Independent Business (NFIB) Explains HB 2893 and proposed -2 amendments ( <b>EXHIBIT A</b> ). Says

011	Joe Gilliam	bill protects employers from inappropriate audits by insurers with respect to workers' compensation insurance reclassification. Supports HB 2893.
110	Nicola Cribb	Represents NFIB Supports HB 2893. Submits written testimony of Richard Hill, Beaverton florist ( <b>EXHIBIT B</b> ). Describes incidence of his insurer retroactively reclassifying five of his employees at a cost of \$2,000.
129	Chair Harper	Asks name of insurance company.
130	Gilliam	Answers SAIF Corporation.
132	Rep. Fahey	Asks how insurer would prove "intentional" misreporting workers.
134	Gilliam	Answers burden of proof is on insured.
158	Chair Harper	Asks confirmation that administrative rules of 1987 were adequate.
159	Gilliam	Offers correction; explains employer protections were put into law in 1987, and later were put into administrative rule which has proven inadequate.
163	Chair Harper	Asks confirmation that employer protections under administrative rule have never worked adequately.
164	Gilliam	Answers affirmatively.
174	Chris Davie	SAIF Corporation ( <b>EXHIBIT C</b> ) Opposes HB 2893. Gives background on how employers apply for coverage and how classifications are assigned. Refers to SAIF's manual for new insured ( <b>EXHIBIT D</b> ) and sample letter (2/13/97) ( <b>EXHIBIT E</b> ) as example of information given to employers.
216	Davie	Describes classification assignments ( <b>EXHIBIT E, pg. 2</b> ).
241	Davie	Explains opposition to -2 amendments. ( <b>EXHIBIT A</b> )
287	Rep. Sunseri	Asks Mr. Davie to address specifically the case presented by Mr. Gilliam.
296	Davie	Says he cannot comment on specifics of the case in question; reiterates SAIF provides specific instructions to employers on procedure for reporting payroll and required classifications.
316	Chair Harper	Asks if he will provide specifics to the committee regarding the Beaverton florist.
316	Davie	Answers affirmatively.
320	Rep. Fahey	Asks for clarification of classifications ( <b>EXHIBIT D, pg. 15</b> ).
335	Davie	Confirms classification may cover worker and supervision.
341	Rep. Fahey	Comments difficulty tracking rates and classifications in workplace.

346	Davie	Explains functions of the rules apply to all employers in the state.
353	Fred VanNatta	Representing Liberty Northwest Supports HB 2893 as amended with -2 amendments. <b>(EXHIBIT A)</b>
370	Chair Harper	Closes public hearing HB 2893. Opens public hearing on HB 3667.
<b><u>HB 3667 - PUBLIC HEARING</u></b>		
383	Rep. Dan Gardner	State Representative, District 13 Introduces and explains HB 3667 on behalf of Oregon Public Employees Union (OPEU).
406	Anne Hill	Represents OPEU <b>(EXHIBIT E)</b> Supports HB 3667.
<b><u>TAPE 61, A</u></b>		
019	Amy Stear	Director of Organizing, OPEU; presents history of organizing private, nonprofit organizations, beginning with a treatment center for substance abuse. Describes results of anti-union campaign. Supports HB 3667.
043	Mindy Wolfe	Worker, Parry Center for Children Supports HB 3667; says Parry Center is a nonprofit agency for treatment of abused children. Describes difficulties incurred with management over intent to organize with OPEU.
077	Penny Ruff	Worker, Parry Center for Children Describes problems when attempts were made to organize with OPEU. Supports HB 3667.
112	Chair Harper	Closes public hearing on HB 3667. Adjourns the meeting at 8:40 a.m.

Submitted By, Reviewed By,

Linda Spaulding, Cara Filsinger,

Administrative Support Administrator

**EXHIBIT SUMMARY**

**A - HB 2893, proposed amendments, staff, 1 p**

**B - HB 2893, written testimony, Nicola Cribb, 1 p**

**C - HB 2893, written testimony, Chris Davie, 2 pp**

**D - HB 2893, informational testimony, Chris Davie, 40 pp**

**E - HB 2893, written testimony, Chris Davie, 4 pp**

**F - HB 3667, written testimony, Anne Hill, 1 p**