

HOUSE COMMITTEE ON LABOR

March 27, 1997 Hearing Room E

8:30 A.M. Tapes 46 - 47

**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

Linda Spaulding, Administrative Support

**MEASURE/ISSUES HEARD:**

SB 118 Work Session

SB 119-A Work Session

SB 234-A Work Session

HB 2171 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 46, A		
004	Chair Harper	Calls the meeting to order at 8:32 a.m. Opens work session on SB 118.

<b><u>SB 118 - WORK SESSION</u></b>		
016	Mary Neidig	Administrator, Workers' Compensation Division Reviews SB 118 and proposed -2 amendments discussed in public hearing (3/25/97).
030	Chair Harper	Asks for explanation changes subsequent to-2 amendment.
033	Neidig	Explains -2 amendment; says amended bill reflects request that waiver must be in writing.
041	Rep. Minnis	Asks -2 amendment reference with respect to language change.
043	Neidig	Indicates reference location which incorporates -1 and -2 amendments.
051	Rep. Minnis	<b>MOTION: Moves to ADOPT SB 118 -2 amendments dated 03/26/97.</b>
		<b>VOTE: 6-0</b> <b>EXCUSED: 1 - Sunseri</b>
	Chair Harper	<b>Hearing no objection, declares the motion CARRIED.</b>
054	Rep. Minnis	<b>MOTION: Moves SB 118 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 6-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 1 - Sunseri</b>
	Chair Harper	<b>The motion CARRIES.</b> <b>REP. FAHEY will lead discussion on the floor.</b>
059	Chair Harper	Closes work session on SB 118. Opens work session on SB 119.
<b><u>SB 119 - WORK SESSION</u></b>		
066	Mary Neidig	Administrator, Workers' Compensation Division (WCD) Reviews SB 119 as presented in public hearing (3/25/97). Says testimony requested clarity in language.
075	Mari Miller	Section Manager, Dispute Resolution, Workers' Compensation Division Explains changes in language of SB 119-A3 amendments. Clarifies benefits derived from opening or prior opening of a claim.

102	Rep. Fahey	States he submitted proposed amendments to Legislative Counsel. Requests holding bill over until resolution of discrepancy with Legislative Counsel.
113	Rep. Minnis	Agrees committee should wait for amendments clarifying language specific to medical arbiters.
122	Chair Harper	Closes work session on SB 119-A. Opens work session on SB 234A.
<b><u>SB 234A - WORK SESSION</u></b>		
127	Cara Filsinger	Committee Administrator explains corrections to proposed SB 234-A4 amendments. Refers members to hand-engrossed version.
148	Rep. Minnis	<b>MOTION: Moves to ADOPT SB 234A-4 amendments dated 03/26/97 as hand engrossed.</b>
	Chair Harper	<b>VOTE: Hearing no objection, declares the motion CARRIED.</b>
162	Rep. Markham	Requests explanation of SB 234A-4.
167	Steve Telfer	Associated Builders and Contractors Explains SB 234A-4 allows public contractors to offer workers a four-day week with ten-hour days.
176	Bob Shiprack	Oregon Building and Construction Trades Council Says amended bill clarifies rules for workers and employers with respect to overtime in public works construction projects. Compliments Legislative Council for writing in degrees of fairness and worker protection. Supports SB 234A-4.
190	David Douthwaite	Associated General Contractors Supports SB 234 as amended.
200	Telfer	Refers committee to possible redundancy in language of hand-engrossed amendment.
217	Shiprack	Explains section deals with county fairs; issue not under discussion in current legislation.
221	Rep. Minnis	Comments language as presented is appropriate and consistent with policy.
224	Rep. Markham	Asks ramifications of 4/10 work week.
228	Shiprack	Refers to language on page 1 that defines overtime when working 5/8s, Monday through Friday. Clarifies overtime pay when employer picks a 4/10 work week of four consecutive days.
251	Rep. Minnis	<b>MOTION: Moves SB 234A-4 to the floor with a DO PASS AS</b>

		<b>AMENDED recommendation.</b>
		<b>VOTE: 6-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 1 - Beck</b>
	<b>Chair Harper</b>	<b>The motion CARRIES.</b> <b>REP. FAHEY will lead discussion on the floor.</b>
259	Chair Harper	Closes work session on SB 234A. Opens work session on HB 2171.
<b><u>HB 2171- WORK SESSION</u></b>		
266	Lynnae Rutledge	Assistant Administrator, Planning and Policy, Vocational Rehabilitation Division ( <b>EXHIBIT A</b> ) Gives overview of HB 2171 as presented in public hearing on January 23, 1997. Says bill continues transfer of funds from Reemployment Assistance Reserve in Workers' Compensation Division to provide vocational rehabilitation services to injured workers.
296	Tom Mattis	Deputy Administrator, Workers' Compensation Division ( <b>EXHIBIT B</b> ) Department of Consumer and Business Services supports HB 2171 as part of governor's budget.
315	Rep. Minnis	Confirms issue deals with workers whose workers' compensation benefits have expired and asks if this is good continuing policy.
349	Rep. Minnis	Expresses concern that people with disabilities are treated fairly and with respect.
373	Rep. Markham	Asks if Rep. Minnis has solutions to problems.
375	Rep. Minnis	Says leadership must come from governor's office in form of budget.
422	Rep. Minnis	States individuals with disabilities be must involved in a proactive manner; this is platform for potential policy.
437	Chair Harper	Asks if HB 2171 negatively affects the issue of concern.
440	Rep. Minnis	Answers HB 2171 is stop gap; does not negatively affect his concerns for disabled individuals.
449	Rep. Markham	Asks if Management Labor Advisory Committee (MLAC) has a forum.
455	Rep. Minnis	Replies he has no knowledge of any; has never received invitation to MLAC meeting.

<b>TAPE 47, A</b>		
<b>031</b>	<b>Rep. Gardner</b>	<b>MOTION: Moves HB 2171 to the floor with a DO PASS recommendation and be referred to Ways and Means by prior reference.</b>
		<b>VOTE: 7-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b>
<b>040</b>	<b>Rep. Sunseri</b>	Asks to suspend the rules so he can vote on SB 118.
<b>041</b>	<b>Chair Harper</b>	<b>MOTION: Requests unanimous consent that the rules be SUSPENDED to allow REP. SUNSERI to BE RECORDED as voting AYE on SB 118.</b>
<b>045</b>	<b>Rep. Harper</b>	<b>MOTION: Requests unanimous consent that the rules be SUSPENDED to allow REP. BECK to BE RECORDED as voting AYE on SB 234.</b>
<b>053</b>	<b>Chair Harper</b>	Requests all subsequent House Labor Committee meetings commence at 8:00 a.m. Adjourns meeting at 9:04 a.m.

Submitted By, Reviewed By,

Linda Spaulding, Cara Filsinger,

Administrative Support Administrator

**EXHIBIT SUMMARY**

**A - HB 2171, written testimony, Lynnae Rutledge, 3 pp**

**B - HB 2171, written testimony, Tom Mattis, 1 p**