

HOUSE COMMITTEE ON
COMMERCE

Hearing Room
Tapes - 26

MEMBERS PRESENT:

Rep. Eldon Johnson, Chair
Rep. Cynthia Wooten, Vice-Chair
Rep. Chuck Carpenter
Rep. Michael Fahey
Rep. Tony Federici
Rep. Lynn Lundquist
Rep. Gail Shibley
Rep. Lynn Snodgrass
Rep. Larry Wells

MEMBER EXCUSED:

STAFF PRESENT:

Daniel Jarman, Committee Administrator
Jodie Hall, Committee Assistant

MEASURES HEARD:

HB 2143 - Work Session
HB 3002 - Work Session
HB 2186 - Work Session
HB 2664 - Work Session
HB 2165 - Work Session
HB 2142 - Work Session
HB 3283 - Work Session
HB 2185 - Work Session
HB 3082 - Work Session
HB 3281 - Work Session
HB 2140 - Work Session
HB 2966 - Work Session
HB 2367 - Work Session

These minutes contain materials which paraphrase and/or summarize statements made during this session. Only text enclosed in quotation marks report a speaker's exact words. For complete contents of the proceedings, please refer to the tapes.

TAPE , A

000 OPENS MEETING AT 4:00 PM.

006 OPENS WORK SESSION ON HB 2143.

007 REP. SNODGRASS: Summarizes HB 2143 and the -1 amendments adopted by the Business Subcommittee.

022 -In response to Rep. Wooten: Is not aware of any opposition to the bill.

063 MOTION: REP. SNODGRASS: Moves to send HB 2143, AS AMENDED, to the

Floor with a DO PASS recommendation.

067 VOTE: In a roll call vote, all members present vote AYE.

069 CHAIR JOHNSON: The MOTION CARRIES.

072 REP. SNODGRASS will lead floor discussion.

073 CLOSSES WORK SESSION ON HB 2143.

074 CLOSSES WORK SESSION ON HB 3002.

075 MOTION: REP. LUNDQUIST: Move HB 3002 to the Joint Committee on Ways
and Means without recommendation.

078 REP. WOOTEN: FOR THE RECORD: In opposition to HB 3002.

083 CHAIR JOHNSON: Clarifies that the motion should be amended to include
the amendments. Restates the motion: Move HB 3002, AS AMENDED, to the
Joint Committee on Ways and Means without recommendation.

090 DAN JARMAN, Committee Administrator: Responds to concerns of Rep.
Wooten explaining the amendments to the bill.

097 -Responds further to Rep. Wooten: Explains the further the referral of
HB 3002 to Ways and Means.

106 REP. WOOTEN: FOR THE RECORD: Expresses her strong opposition to moving
HB 3002 to the Full Ways and Means without a recommendation.

108 VOTE: In a roll call vote, REP. FEDERICI, LUNDQUIST, WELLS, SNODGRASS
and JOHNSON VOTE AYE, REP. CARPENTER, FAHEY, SHIBLEY and WOOTEN vote NAY.

109 CHAIR JOHNSON: The MOTION CARRIES.

110 CLOSSES WORK SESSION ON HB 3002.

109 CHAIR JOHNSON: Will not be moving HB 3281 today.

112 OPENS WORK SESSION ON HB 2186.

113 MOTION: REP. WELLS: Moves to send HB 2186 to the Floor with a DO PASS
recommendation and the subsequent referral to Ways and Means be RESCINDED.

124 REP. WELLS: Summarizes HB 2186.

132 VOTE: In a roll call vote, all members present vote AYE.

136 CHAIR JOHNSON: The MOTION CARRIES.

138 REP. WELLS will lead discussion on the Floor.

139 CLOSSES WORK SESSION ON HB 2186.

141 OPENS WORK SESSION ON HB 2664.

143 REP. FEDERICI: Summarizes HB 2664 and the amendments adopted by the
Business Subcommittee.

154 MOTION: REP. FEDERICI: Moves to send HB 2664, AS AMENDED, to the Floor
with a DO PASS recommendation.

155 VOTE: In a roll call vote, all members present vote AYE.

159 CHAIR JOHNSON: The MOTION CARRIES.

161 REP. FEDERICI will lead discussion on the Floor.

162 CLOSSES WORK SESSION ON HB 2664.

163 OPENS WORK SESSION ON HB 2165.

166 REP. LUNDQUIST: Summarizes HB 2165 and the amendments adopted by the Business Subcommittee.

229 -In response to Rep. Shibley: Responds that counties can appeal to the Health Division for more money if fees do not cover the costs, and if the Health Division approves, then the Health Division can appeal to the Emergency Board for funds.

260 CHAIR JOHNSON: Thanks the Business Subcommittee for the work they put into the bill and the compromises reached.

278 REP. SHIBLEY: Moneys that pay for inspections now come from fees. If counties go to the Health Division for more funds, these funds will come from the Emergency Board and thus the General Fund.

284 REP. LUNDQUIST: Responds to Rep. Shibley. Explains that the differences between counties allow for the counties to appeal to the Health

Division and then the Emergency Board for increased funds. The state can take over the service if the county does not have the funds to provide the services.

289 CHAIR JOHNSON: Explains the attempts to create an equitable situation for all counties.

295 DAN JARMAN, Committee Administrator: Responds to Rep. Shibley's inquiries. Brings to the attention of the committee, a letter from Rep. Lundquist as Chair of the Business Subcommittee to attach a budget note addressing Rep. Shibley's concerns.

315 REP. SHIBLEY: Has concerns about the bill.

319 CHAIR JOHNSON: Emphasizes that this has always been a state program that was administered by the county.

328 REP. FAHEY: Addresses his concerns that HB 2165 takes control out of the hands of counties.

334 REP. LUNDQUIST: Comments that this has always been a state program. HB 2165 is not changing this.

357 REP. FEDERICI: Comments further that there will still be the same standards and same inspectors. Believes that each county has its individuality. On the basis of local control and local fee scheduling, opposed this bill in the Business Subcommittee.

390 MOTION: REP. LUNDQUIST: Moves HB 2165, AS AMENDED, to the Floor with a DO PASS recommendation.

391 VOTE: In a roll call vote, REP. CARPENTER, FAHEY, FEDERICI, WOOTEN vote AYE. REP. LUNDQUIST, SHIBLEY, SNODGRASS, WELLS, JOHNSON vote NAY.

397 CHAIR JOHNSON: The MOTION CARRIES.

400 REP. LUNDQUIST will lead discussion on the Floor.

402 CLOSES WORK SESSION ON HB 2165.

TAPE 26, SIDE A

016 OPENS WORK SESSION ON HB 2142.

017 REP. SNODGRASS: Summarizes HB 2142 and the -1 Amendments adopted by the Business Subcommittee.

026 MOTION: REP. SNODGRASS: Moves to send HB 2142, AS AMENDED, to the Floor with a DO PASS recommendation.

027 VOTE: In a roll call vote, all members present vote AYE.

031 CHAIR JOHNSON: The MOTION CARRIES.

032 REP. SNODGRASS will lead floor discussion.

033 CLOSES WORK SESSION ON HB 2142.

034 OPENS WORK SESSION ON HB 3283.

038 REP. LUNDQUIST: Summarizes HB 3283 and the amendments adopted by the Business Subcommittee.

060 REP. FAHEY: Comments that he has seen instances where this regulation is necessary.

070 REP. LUNDQUIST: Explains that there has been very little regulation from Bureau of Labor and Industries (BOLI) and still few if any complaints from the industry.

081 REP. SHIBLEY: Comments of facsimile submitted by staff, Exhibit A.

096 REP. LUNDQUIST: Comments on concerns of Rep. Shibley.

104 JACK ROBERTS, Commissioner, Bureau of Labor and Industries: Comments further on Rep. Shibley's concerns explaining that this is a 'self-funding'

program which means as much money as can be raised in fees. Explains further the current status of regulation of the electronics repair industry.

128 -In response to Rep. Shibley: Explains how this bill would affect consumer fraud, consumer protection.

139 REP. FAHEY: Comments that if a business has been operating for 15 years, must be doing something correctly.

148 REP. LUNDQUIST: Explains that he agrees, and thus believes in the industry.

155 REP. FAHEY: Expressed his concerns of the dangers in the industry if something is repaired incorrectly.

158 ROBERTS: Responds to Rep. Fahey.

168 REP. FEDERICI: Inquires as to how he voted in committee.

171 MOTION: REP. LUNDQUIST: Moves to send HB 3283, AS AMENDED, to the Floor with a DO PASS recommendation.

175 VOTE: In a roll call vote, REP. CARPENTER, FEDERICI, LUNDQUIST, SHIBLEY, SNODGRASS, WELLS, WOOTEN, JOHNSON vote AYE. REP. FAHEY votes NAY.

178 CHAIR JOHNSON: The MOTION CARRIES.

180 REP. LUNDQUIST will lead discussion on the Floor.

181 CLOSES WORK SESSION ON HB 3283.

182 OPENS WORK SESSION ON HB 2185.

186 REP. FEDERICI: Summarizes HB 2185 and the -2 amendments adopted by the Business Subcommittee.

200 -In response to Rep. Fahey: Explains that the 35 cents is a monthly fee.

205 -In response to Rep. Carpenter: No, does not recall any opposition to this bill.

210 CHAIR JOHNSON: Explains that this is a complex area, has worked extensively with such programs in the Ways and Means Subcommittee.

215 REP. LUNDQUIST: Clarifies the 35 cents for Rep. Carpenter.

225 REP. FEDERICI: Comments further on the 35 cent fee increase.

229 MOTION: REP. FEDERICI: Moves to send HB 2185, AS AMENDED, to the Floor with a DO PASS recommendation.

231 VOTE: In a roll call vote, all members present vote AYE.

235 CHAIR JOHNSON: The MOTION CARRIES.

237 REP. FEDERICI will lead discussion on the Floor.

238 CLOSES WORK SESSION ON HB 2185.

239 OPENS WORK SESSION ON HB 3082.

240 REP. WELLS: Summarizes HB 3082 and the -1 amendments adopted by the Business Subcommittee.

259 MOTION: REP. WELLS: Moves to send HB 3082, AS AMENDED, to the Floor with a DO PASS recommendation.

262 VOTE: In a roll call vote, all members present vote AYE.

267 CHAIR JOHNSON: The MOTION CARRIES.

272 REP. WELLS will lead floor discussion.

273 CLOSES WORK SESSION ON HB 3082.

274 OPENS WORK SESSION ON HB 3281.

276 REP. WOOTEN: Summarizes HB 3281 and the amendments adopted by the Trade and Economic Development Subcommittee.

-Comments on the support from Rep. Ron Adams.

-Explains the deletion of lottery dollars and the possibility of a Federal Grant that is pending.

330 CHAIR JOHNSON: Expresses the importance of this bill. Enters into committee record, testimony from Rep. Ron Adams in support of HB 3281. Exhibit B.

340 REP. WOOTEN: Responds to Rep. Federici.

370 MOTION: REP. WOOTEN: Moves to send HB 3281, AS AMENDED, to the Floor with a DO PASS recommendation and RESCIND subsequent referral to Ways and Means.

372 VOTE: In a roll call vote, all members present vote AYE.

374 CHAIR JOHNSON: The MOTION CARRIES.

376 REP. WOOTEN will lead discussion on the Floor.

377 CLOSES WORK SESSION ON HB 3281.

378 OPENS WORK SESSION ON HB 2140.

380 REP. FAHEY: Summarizes HB 2140 and the amendments adopted by the Trade and Economic Development Subcommittee.

409 REP. FAHEY: Responds to Rep. Federici: Explains different enterprise zones.

421 JOE CORTRIGHT, Administrator, T & E Sub: Comments on Rep. Federici's concerns.
435 -Responds further to Rep. Federici: Resident hiring requirements may be unconstitutional.

TAPE 25, SIDE B

030 CORTRIGHT: Responds further to Rep. Federici explaining restrictions counties can place on enterprise zones, which cannot be placed on residency.
-Explains further the attorney general's opinion on enterprise zones.

041 REP. FAHEY: Responds further to Rep. Federici's concerns.

048 REP. CARPENTER: Explains his dissent vote in the Trade and Economic Development subcommittee is due to the amendment which excludes hotels and motels from enterprise zones.

053 REP. FAHEY: Responds to Rep. Carpenter's dissenting vote.

060 MOTION: REP. FAHEY: Moves to send HB 2140, AS AMENDED, to the House Committee on State and School Finance by prior reference.

063 VOTE: In a roll call vote, REP. FAHEY, SHIBLEY, WELLS, WOOTEN, JOHNSON
vote AYE. REP. CARPENTER, FEDERICI vote NAY. REP. LUNDQUIST and SNODGRASS
are EXCUSED.

066 CHAIR JOHNSON: The MOTION CARRIES.

067 CLOSES WORK SESSION ON HB 2140.

068 OPENS WORK SESSION ON HB 2966.

069 REP. SHIBLEY: Summarizes HB 2966 and the amendments adopted by the T & E subcommittee.

100 MOTION: REP. SHIBLEY: Moves to send HB 2966, AS AMENDED, to the Committee on Ways and Means by prior reference.

105 VOTE: In a roll call vote, all members present vote AYE. REP. LUNDQUIST and SNODGRASS EXCUSED.

107 CHAIR JOHNSON: The MOTION CARRIES.

108 CLOSES WORK SESSION ON HB 2966.

109 REP. WOOTEN: Comments that at this time, due to concerns of AOI, the committee will not be moving HB 3209 today.

119 OPENS WORK SESSION ON HB 2367.

127 REP. SHIBLEY: Inquires as to HB 2035.

128 CHAIR JOHNSON: Responds to Rep. Shibley.

134 REP. LUNDQUIST: Summarizes HB 2367 and the -1 and -2 amendments adopted by the Business Subcommittee.

160 -In response to Rep. Fahey: Explains that there will be no starting point, will be on proposed rule changes.

165 REP. FAHEY: Believes it would be more appropriate to look at overall costs at first.

181 REP. LUNDQUIST: Comments that over time, there will be examples to reference.

193 -In response to Rep. Shibley: The Business Subcommittee only addressed

agencies listed in the bill.

212 -In response to Rep. Shibley: Explains that HB 2367 brings awareness to
the public concerning costs affecting homes.

231 -In response to Rep. Shibley: Responds to Rep. Shibley's concerns that
certain agencies are not addressed.

265 -Responds further to Rep. Shibley: Responds to Rep. Shibley's concerns
that HB 2367 is not decreasing government, the Subcommittee discussed this
and thus reduced the number of agencies impacted.

273 REP. FEDERICI: Believes it would be nice to have a companion bill to
require builders to create a housing impact the same as public agencies
will be required under HB 2367.

288 REP. WOOTEN: Explains her opposition of HB 2367.

301 MOTION: REP. LUNDQUIST: Moves to send HB 2367, AS AMENDED, to the
Floor with a DO PASS recommendation.

305 VOTE: In a roll call vote, REP. CARPENTER, FAHEY, FEDERICI, LUNDQUIST,
SHIBLEY, SNODGRASS, WELLS, JOHNSON vote AYE. REP. WOOTEN votes NAY.

307 CHAIR JOHNSON: The MOTION CARRIES.

309 REP. LUNDQUIST will lead discussion on the Floor.

310 CLOSSES WORK SESSION ON HB 2367.

312 ADJOURNS MEETING AT 5:25 PM.

Submitted by, Reviewed by,

Jodie Hall Daniel Jarman
Committee Assistant Committee Administrator