

HOUSE COMMITTEE ON
COMMERCE SUB-COMMITTEE ON BUSINESS

Hearing Room
2:15 PM Tapes -10

MEMBERS PRESENT:

REP. LYNN LUNDQUIST, Chair
REP. TONY FEDERICI, Vice-Chair
REP. LARRY WELLS
REP. LYNN SNODGRASS

MEMBER EXCUSED:

STAFF PRESENT:

DANIEL JARMAN, Committee Administrator
JODIE HALL, Committee Assistant

MEASURES HEARD:

PUBLIC HEARING
HB 2095
HB 2135
HB 2247

WORK SESSION

HB 2095
HB 2135

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

001 CHAIR LUNDQUIST OPENS MEETING AT 2:15 PM.

015 OPENS PUBLIC HEARING ON HB 2095.

020 EDWARD GRAHAM, Executive Secretary, Oregon State Board of Engineering Examiners: Testifies on HB 2095, Exhibit A.

028 -in response to Chair Lundquist: The Board has had complaints, hopes this bill will help clarify these disputes.

041 -in response to Rep. Snodgrass: Discusses steps to become engineering geologist; is a higher level of geology.

058 CLOSES PUBLIC HEARING ON HB 2095.

059 OPENS WORK SESSION ON HB 2095

060 MOTION: REP. SNODGRASS: Moves to send HB 2095 to the Full Committee

on Commerce.

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

063 CHAIR LUNDQUIST: Motion PASSES.

Rep. Federici will carry HB 2095 to the Full Committee on Commerce.

065 CLOSES WORK SESSION ON HB 2095.

067 OPENS PUBLIC HEARING ON HB 2135.

060 EDWARD GRAHAM, Executive Secretary, Oregon State Board of Engineering
Examiners: Testifies on HB 2135, Exhibit B.

087 -in response to Rep. Wells: Utilize the Attorney Generals office as
well as other agencies as necessary. Self sufficient agency, survive off
of license fees.

101 -in response to Rep. Lundquist: The Board would rely on the Attorney
Generals office in regards to the definition of negligence. Will rely on
case law as well as Black Laws Dictionary.

103 CLOSES PUBLIC HEARING ON HB 2135.

104 OPENS WORK SESSION ON HB 2135.

105 REP. FEDERICI: Clarifies further how "gross negligence" will be
defined.

105 MOTION: REP. WELLS: Moves to send HB 2135 to the Floor with a DO PASS
recommendation.

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

109 CHAIR LUNDQUIST: Motion carriers.

Rep. Snodgrass will carry HB 2247 to the Full Committe on Commerce.

110 CLOSES WORK SESSION ON HB 2135.

130 OPENS PUBLIC HEARING ON HB 2247.

135 DALE MORRIS, Oregon State Grange: Offers testimony in support of HB
2247.

173 -in response to Chair Lundquist: Both installations and repairs will be
covered in this bill.

180 -in response to Rep. Federici: Furthers defines fraternal ogranization
in his opinion.

198 DAN JARMAN, Committee Administrator: Reads ORS 307.134 referring the
legal definition of a fraternal organization.

225 REP. WELLS: How long must the person be a member, not stated in the
law.

226 MORRIS: Answers Rep. Wells inquiry.

245 REP. LIZ VANLEEUWEN, House District 37, Lane County: SUPPORT HB 2247.

254 -in response to Rep. Wells: Believes these organizations do not have a
lot of money. Should be able to perform these maintenance jobs as long as
they meet the necessary requirements.

269 PEGGY COLLINS, Building Codes Division: Wants to express concerns for

local jurisdictions to enforce this bill. 1. No clear definition of a church. 2. No clear definition if work only on the Church Assembly building or on all buildings owned by the Church.
298 -in response to Chair Lundquist: Electrical and plumbing permits can be

issued by the jurisdiction having the authority, either the Building Codes Division or the local jurisdiction.

303 -clarifies concerns for Rep. Federici over the lack of definition of a church and the buildings covered under the designation "church".

326 BOB SHIPRACK, Oregon Building and Construction Trades Council: Offers testimony on HB 2247. OPPOSES HB 2247. Many public people in these buildings thus these buildings should be required to meet the same standards all other buildings must meet.

370 -in response to Rep. Federici: Illegal for the Unions to charge these organizations, they are non-profits and thus unable to receive wages to do so.

399 -in response to Rep. Wells: Yes, must get approval from the Union before you work on a church, grange, etc.

415 -in responses to Rep. Wells: This bill would make more work for the inspector. May be things the inspector would not see.

438 JOHN GERVAIS, : OPPOSE HB 2247. This bill is dangerous for the safety of Oregon.

516 -in response to Chair Lundquist: There is concern that these are public buildings. As for homeowner's, want to respect the rights of homeowners in their private space.

TAPE 10, SIDE A.

030 MORRIS: Responds to inquiry of Rep. Snodgrass: He believes the plumbing is equally as dangerous as electrical.

036 DAN MCCULLOCH, Seventh-Day Adventist: Not for or against, wanted to offer testimony.

060 -in response to Rep. Wells: If an electrician is right there, his experience is that anyone can perform electrical functions.

075 GERVAIS: Within the law, if a licensed electrician is on the job, there probably would not be a problem, although it is not totally legal.

085 RON ANDERSON, Executive Director, Independent Electrical Contractors of Oregon: OPPOSE HB 2247. Concerned about the fact that these are public gathering places. (Exhibit C).

100 -in response to earlier inquiry of Chair Lundquist: If the work is voluntary, and the person is not certified, would not be able to get a permit which means no inspections would occur.

126 GARY WRIGHT, Plumbers and Pipers Local 290 of Oregon: OPPOSE HB 2247 for same reasons the electrical workers do. Are actively involved in charitable events. Fearful this bill will get out of hand.

147 -in response to Rep. Wells: Yes, a non-union person who is licensed could do this. Does not believe it is difficult to get a licensed member to offer charity.

182 REP. SNODGRASS: A year after you retire, would you still have the skills for the job? What about a temporary license?

206 MORRIS: Some members even after retirement, keep renewing their license.

216 -in response to additional inquiries of Rep. Snodgrass: continuing

education is required to maintain the license.

247 REP. WELLS: What is the significance of "per gratus" in the bill?

260 CHAIR LUNDQUIST: Answers Rep. Wells' inquiry.

268 RAY SWINEHART, Oregon State Grange: SUPPORT HB 2247.

334 GERVAIS: Even if this bill passes, would not be able to get a permit,
must be licensed to get a permit.

356 -in response to prior question by Rep. Wells concerning union vs
non-unions, no difference in regards to this bill.

368 -in response to Chair Lundquist: Homeowners must get a permit. Same
situation.

385 CLOSSES PUBLIC HEARING ON HB 2247.

CHAIR LUNDQUIST ADJOURNS THE MEETING AT 3:40 PM.

Submitted by, Reviewed by,

JODIE HALL DANIEL JARMAN
Committee Assistant Committee Administrator

EXHIBIT SUMMARY:

A - Testimony on HB 2095 - Edward Graham, Executive Secretary, Oregon State

Board of Engineering Examiners - 1 page

B - Testimony on HB 2135 - Edward Graham, Executive Secretary, Oregon State

Board of Engineering Examiners - 1 page

C - Testimony on HB 2247 - Ron Anderson, Executive Director, Independent
Electrical Contractors of Oregon - 1 page