

SENATE COMMITTEE ON
LABOR AND GOVERNMENT OPERATIONS

Hearing Room
Tapes - 179

MEMBERS PRESENT:

Sen. Gene Derfler, Chair
Sen. Neil Bryant
Sen. Bob Kintigh
Sen. Bill McCoy
Sen. Randy Leonard

MEMBER EXCUSED:

STAFF PRESENT:

Rita Thomas, Committee Counsel
Amy Baker, Committee Assistant

MEASURES HEARD:

HB 3395 PUBLIC HEARING/WORK SESSION
HB 2706 WORK SESSION
HB 2205 PUBLIC HEARING/WORK SESSION
HB 2456 PUBLIC HEARING
HB 2664 PUBLIC HEARING/WORK SESSION
HB 2780 WORK SESSION
HB 3114 PUBLIC HEARING/WORK SESSION
HJR 2 PUBLIC HEARING

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

002 CHAIR DERFLER: Opens PUBLIC HEARING on HB 3395.

008 JOHN RAMIG: Discusses the HB 3395-A8 amendment.

034 JEANNE ARANA : Discusses HB 3395-A9 amendment.

041 CHAIR DERFLER: Closes PUBLIC HEARING on HB 3395.

042 CHAIR DERFLER: Opens work session on HB 3395

043 MOTION: SEN. KINTIGH: Moves to ADOPT HB 3395A-8 & 9 amendments.

VOTE: Hearing no objection the motion CARRIES.

049 MOTION: SEN. KINTIGH: Moves HB 3395A be sent to the floor with a DO PASS
AS AMENDED recommendation.

VOTE: 5-0
AYE:

In a roll call vote, all members present vote Aye.

CHAIR: The motion CARRIES.

054 CHAIR DERFLER: Opens WORK SESSION on HB 3395.

055 CHAIR DERFLER: Opens WORK SESSION on HB 2706.

058 RITA THOMAS: Discusses the amendments to the bill.

064 MOTION: SEN. LEONARD: Moves to ADOPT HB 2706A-2 amendments dated 5/11/95.

VOTE: Hearing no objection the motion CARRIES.

066 MOTION: SEN. LEONARD: Moves HB 2706A be sent to the floor with a DO PASS AS AMENDED recommendation.

VOTE: 5-0
AYE:

In a roll call vote, all members present vote Aye.

CHAIR: The motion CARRIES.

Sen. Leonard will lead discussion on the floor.

070 CHAIR DERFLER: Closes WORK SESSION on HB 2706.

073 CHAIR DERFLER: Opens PUBLIC HEARING on HB 2205.

078 CHAIR DERFLER: Closes PUBLIC HEARING on HB 2205.

081 CHAIR DERFLER: Opens public hearing HB 2456.

090 CRAIG CAMPBELL: Oregon Association of Chiefs of Police. Discusses the associations amendment related to local government's enforcement of health and safety codes.

120 SEN. LEONARD: Discusses what the bill would encompass.

133 REP. ROSS: Discusses the need for the bill.

152 REP. ROSS: Speaks to current zoning and the renting out of certain portions of your home.

195 SEN. LEONARD: Speaks to the renting out of portions of your home as opposed to renting out rooms in your home.

203 REP. ROSS: Speaks to the intention of the legislation

225 REP. VANLEEWEN: House District 37. Discusses what the bill does for the housing industry.

300 REP. VANLEEWEN: Discusses the problems currently being faced by people who are renting out portions of their house.

350 SEN. LEONARD: The language does not appear to reflect your true intent.

375 REP. HAYDEN: Discusses the prohibition of renting out more than one room in a person's home.

TAPE 177, A

016 CHAIR DERFLER: Closes PUBLIC HEARING on HB 2456.

017 CHAIR DERFLER: Opens PUBLIC HEARING on HB 2205.

025 GARY BRUEBAKER: Deputy State Treasurer. Testifying on background on HB 2205. [EXHIBIT B]

060 GARY BRUEBAKER: Responds to Sen. Kintigh's inquiry regarding the straight level fee for funds, detailing the charge amount by the Treasury.

067 CHAIR DERFLER: Closes PUBLIC HEARING on HB 2205.

068 CHAIR DERFLER: Opens WORK SESSION on HB 2205.

069 MOTION: SEN. MCCOY: Moves HB 2205A be sent to the floor with a DO PASS recommendation.

VOTE: 4-0
AYE: In a roll call vote, all members present vote Aye.
EXCUSED: 1 - Bryant

CHAIR: The motion CARRIES.

McCoy will lead discussion on the floor.

070 CHAIR DERFLER: Closes WORK SESSION on HB 2205.

081 CHAIR DERFLER: Opens PUBLIC HEARING on HB 2664

083 JACK ROBERTS: Commissioner of Bureau of Labor and Industries. The bill was at the request of the Executive Department.

098 CHAIR DERFLER: How have you been paying for this previously?

100 jack roberts: The money has been coming from the general fund.

130 jack roberts: Discusses the rationale for taking the monies out of the worker's compensation fund.

141 CHAIR DERFLER: Closes PUBLIC HEARING on HB 2664.

142 CHAIR DERFLER: Opens work session HB 2664.

143 MOTION: SEN. LEONARD: Moves HB 2664A be sent to the floor with a DO PASS recommendation.

VOTE: 3-1
AYE: 3 - Kintigh, Leonard, McCoy
NAY: 1 - Derfler
EXCUSED: 1 - Bryant

CHAIR: The motion CARRIES.

145 CHAIR DERFLER: Closes work session HB 2664.

146 CHAIR DERFLER: Opens work session HB 2780.

156 SEN. LEONARD: Discusses what the amendments do for veterans points

176 MOTION: SEN. LEONARD: Moves to ADOPT HB 2780-2 amendments dated 5/12/95.

VOTE: Hearing no objection the motion CARRIES.

183 MOTION: SEN. LEONARD: Moves HB 2780 be sent to the floor with a DO PASS AS AMENDED recommendation.

VOTE: 3-1
AYE: 3 - Derfler, Kintigh, Leonard
NAY: 1 - McCoy
EXCUSED: 1 - Bryant

CHAIR: The motion CARRIES.

Kintigh will lead discussion on the floor.

184 CHAIR DERFLER: Closes WORK SESSION on HB 2780.

185 CHAIR DERFLER: Opens PUBLIC HEARING on HB 3114.

187 REP. OAKLEY: House District 36, testifying in support of HB 3114.

204 SEN. LEONARD: Does this address farm projects contractors problems with skipping out of paying the employee?

232 JACK ROBERTS: Discusses the licensing of farm labor contractors.

263 JACK ROBERTS: Discusses the employment agencies trends.

300 JACK ROBERTS: Speaks to the industries regulation of themselves.

348 JACK ROBERTS: Discusses the bonds and wages paid by agencies.

391 JACK ROBERTS: Discusses how a person could be taken advantage of even with the current regulations.

TAPE 176, B

030 SEN. MCCOY: Discusses the lack of information on this subject.

058 SEN. LEONARD: Do the repeals make a distinction between applicant paid versus employer paid?

060 JACK ROBERTS: Describes what would occur if only the applicant paid was regulated.

100 GAIL AUGUSTON: President of Auguston and Associates. Discusses the trends in the employment services industries.

145 GAIL AUGUSTON: Speaks to the possible regulation of only applicant paid service.

190 GAIL AUGUSTON: States that there is not really a need for regulations.

211 DOUG REITER: Discusses his opposition to the regulation of this industry.

230 JACK ROBERTS : Discusses the need for the emergency clause.

246 HAIR DERFLER: Closes PUBLIC HEARING on HB 3114.

247 CHAIR DERFLER: Opens WORK SESSION on HB 3114.

248 MOTION: SEN. BRYANT: Moves to ADOPT HB 3114-1 amendments dated //.

VOTE: Hearing no objection the motion CARRIES.

249 MOTION: SEN. BRYANT: Moves HB 3114 be sent to the floor with a DO PASS AS AMENDED recommendation.

VOTE: 3-2
AYE: 3 - Derfler, Bryant, Kintigh
NAY: 2 - Leonard, McCoy

CHAIR: The motion CARRIES.

kintigh will lead discussion on the floor.

252 CHAIR DERFLER: Closes WORK SESSION on HB 3114.

253 CHAIR DERFLER: Opens PUBLIC HEARING on HJR 2.

257 BOB CANTINE: Begins testimony on HJR 2.

298 REP. HAYDEN: House District 28. Discusses the background on HJR 2.

340 DENNIS GOECKS: Discusses the philosophical change needed for unfunded mandates.

385 DENNIS GOECKS: Speaks to the local levels funding difficulties.

TAPE 177, B

015 SEN. BRYANT: Speaks to the effect of SB 1 and SB 1145 and local level involvement.

035 SEN. BRYANT: Would there be a problem with an amendment that limited arbitration on adequate funding between government entities and not between the state and private citizens.

075 SEN. MCCOY: Speaks to the need for the state to still be involved with local governments.

120 SEN. LEONARD: Discusses the cost impact of this legislative piece.

170 SEN. LEONARD: Speaks to the administrative rules that will cost more money for the local governments.

220 BOB CANTINE: Speaks to the local governments ability to levy taxes.

270 BOB CANTINE: Continues discussion on the local entities ability to raise revenue.

300 DENNIS GOECK: Continues testimony in favor of HJR 2.

330 JOHN ANDERSON: Administrative Officer for Polk County. [EXHIBIT C]

375 JOHN ANDERSON: Gives specific examples of unfunded mandates and the problems they create for the counties.

TAPE 178, A

025 CHAIR DERFLER: Talks about the counties reviewed plans by the legislature.

040 JOHN ANDERSON: Discusses what the sponsors of the bill were trying to achieve with the introduction of this bill.

080 JOHN ANDERSON: Discusses the exceptions to the bill and how they would work with certain mandates, such as utilities.

101 SEN. LEONARD: Discussing current issue with storm drains in Portland.

147 DICK TOWNSEND: Association of Counties, introduces local government officials.

180 DICK TOWNSEND: Discusses study done on the request of the House committee.

237 SUE ENGALS: City administrator for City of Aurora. Discusses a specific example of how a small increase in services, i.e. one new police officer, increase the tax rate dramatically.

263 WES HARE: City administrator of the City of Oak Ridge. Gives an example of how his city was effected by measure five, after the property assessment decreased with the local mill closure.

314 SUZANNE JOHANNSEN: Discusses the growth boost in Portland as it compares to the rest of the state. [EXHIBIT D]

345 SUZANNE JOHANNSEN: Speaks to Bend's objections to specific mandates.

390 WES HARE: Gives an example of a state mandate that lacks local control and is unfunded.

TAPE 179, A

035 WES HARE: Discusses the fact that local governments would have to give up some duties in order to perform other duties related to unfunded

mandates.

056 SUE ENGALS: Gives an example of a specific mandate that recently was enacted which would cause a problem for her small community.

108 SEN. LEONARD: Questions the holistic approach needed when looking on the mandated funding.

140 SUZANNE JOHANNSEN: Discusses the fact that as cities get larger the number of mandates which they are required to adhere to increases and therefore expenses increase for the city.

190 WES HARE: Discusses the City of Eugene's difficulties with unfunded mandates.

235 WES HARE: This should be applied to all cities and counties.

275 GARY CARLSON: Representing Associated Oregon Industries. Testifying in support of HJR 2.

340 GARY CARLSON: Discusses the most recent legislation and the mandates that have been enacted.

372 SEN. MCCOY: Questions the committees lack of ability to visualize and understand the actual effects of what is happening for cities and counties.

TAPE 178, B

020 CHAIR DERFLER: Questions what the legislature has done in the last few years which has created a situation that is unfundable for cities and counties?

030 GARY CARLSON: We need to study this more.

050 GARY CARLSON: Discusses a problem in Woodburn.

090 BOB CANTINE: Speaks to the counties and cities continuing obligation of increasing expenses.

130 SEN. LEONARD: Discusses the impact on schools and measure 5.

200 CHAIR DERFLER: Adjourns meeting.

Submitted by, Reviewed by,

Amy Baker Rita Thomas
Committee Assistant Committee Counsel

EXHIBIT SUMMARY:

A - Testimony on HB 2456 - Steve Goeckritz, Community Dev. Dir. Woodburn - 2 pages
B - Testimony on HB 2205 - Gary Brubaker, Deputy State Director - 14 pages
C - Testimony on HJR 2 - John K. Anderson, Adm. Officer, Polk County - 2 pages
D - Testimony on HJR 2 - Suzanne Johannsen, Bend City Commissioner - 2 pages