

SENATE COMMITTEE ON  
LABOR AND GOVERNMENT OPERATIONS

April 7, 1995   Hearing Room B  
8:00 AM Tapes 123 - 124

MEMBERS PRESENT:

Sen. Gene Derfler, Chair  
Sen. Brady Adams, Vice-Chair  
Sen. Bob Kintigh  
Sen. Neil Bryant  
Sen. Bill McCoy  
Sen. Randy Leonard

MEMBER EXCUSED:

STAFF PRESENT:

Rita Thomas, Committee Counsel  
Glenda Fields, Committee Assistant

MEASURES HEARD:

SB 705 PUBLIC HEARING  
SB 706 PUBLIC HEARING / WORK SESSION  
SB 799 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 123, A

004       CHAIR DERFLER:   Calling meeting to order at 8:08 AM.

005       CHAIR DERFLER:   Opening PUBLIC HEARING on SB 705.

007       RITA THOMAS:   Explaining SB 705.

013       JACK ROBERTS:   Commissioner, Bureau of Labor and Industries, testifying  
in favor of SB 705.

030       CHAIR DERFLER:   This has been a problem for some time.

035       PAUL TIFFANY:   Testifying in favor of SB 705.

045       JOHN MCCULLEY:   Testifying in favor of SB 705 (EXHIBIT A).

068       JOHN MCCULLEY:   Explaining SB 705-1 Amendments.

100 SEN. LEONARD: Question regarding posting of notice.

122 SEN. LEONARD: Have you discussed this with the banking industry? Will this affect lending for farm labor housing?

130 CAMILLE HUKARI: Apple grower, testifying in favor of SB 705 (EXHIBIT J).

167 SEN. MCCOY: What do you mean that your license was incorrect?

190 CAMILLE HUKARI: Explaining problems with BOLI.

206 CHAIR DERFLER: I think Rep. Shiprack passed that bill.

211 KEVIN ASAI: Grower, testifying in favor of SB 705.

250 DAVID NEBEL: Oregon Legal Services, testifying on SB 705 (EXHIBIT B).

300 DAVID NEBEL: We think that most of the problems with the bill were taken care of in the 705-1 amendments.

310 JACK POMPEI: OR-OSHA, testifying on SB 705.

315 CHAIR DERFLER: Closing PUBLIC HEARING on SB 705.

317 CHAIR DERFLER: Opening WORK SESSION on SB 705.

MOTION: SEN. MCCOY moves the SB 705-1 Amendments be accepted by the Committee.

HEARING NO OBJECTIONS the SB 705-1 AMENDMENTS are ACCEPTED by the Committee.

MOTION: SEN. MCCOY moves that SB 705 as amended be moved to the Senate floor with a DO PASS recommendation.

VOTE: 4-0  
AYE: Leonard, Kintigh, McCoy, Derfler  
NO: None  
SEN. WALDEN will carry the bill.

330 CHAIR DERFLER: Closing WORK SESSION on SB 705.

333 CHAIR DERFLER: Opening PUBLIC HEARING on SB 706.

335 RITA THOMAS: Reading letter into record (EXHIBIT C).

354 JOHN MCCULLEY: Explaining SB 706 (EXHIBIT D).

390 CAMILLE HUKARI: Grower, testifying in favor of SB 706 (EXHIBIT L).

430 CAMILLE HUKARI: The electrician had to put a green tag on the panel.

460 SEN. MCCOY: Would you prefer to do your own electrical work?

TAPE 124, A

045 KEVIN ASAI: Explaining his experience in electrical wiring.

065 SEN. LEONARD: Would you be able to install explosion proof wiring?  
087 SEN. LEONARD: Do you do spray painting? That is highly volatile.  
120 CAMILLE HUKARI: Explaining current law.  
159 SEN. LEONARD: I am concerned about that fact that a person could  
install wiring under hazardous conditions.  
180 JOHN MCCULLEY: The word "exchange" is where we run into problems.  
225 JOHN GERVAIS: NECA, testifying on SB 706.  
269 BOB SHIPRACK: Testifying on SB 706.  
316 SEN. KINTIGH: Is it guaranteed that if an electrician does the work, it  
will be done right?  
347 CHAIR DERFLER: It is really difficult to get an electrician to come out  
to do a small job.  
376 SEN. BRYANT: Sometimes a friend who is not an electrician helps do the  
work.  
387 RON ANDERSON: IECO, testifying against SB 706.  
420 RON ANDERSON: Some farmers would do things well and have inspections,  
but there are others that would not.  
445 BILL PERRY: OR Farm Bureau, testifying in favor of SB 706 (EXHIBIT E).

TAPE 123, B

040 SEN. LEONARD: Why do you think housing has improved over the last few  
years?  
050 CHAIR DERFLER: I would like to see you get together and come back to us  
with an agreement.  
057 CHAIR DERFLER: Closing PUBLIC HEARING on SB 706.  
062 CHAIR DERFLER: Opening PUBLIC HEARING on SB 799.  
065 CRAIG ROESSLER: Testifying in favor of SB 799 (EXHIBIT F).  
097 SEN. LEONARD: What would be the difference in repealing the exemption?  
108 SEN. BRYANT: How long has the \$10,000 limit been in effect?  
113 SEN. MCCOY: Your assumption of what is true market value is incorrect.  
127 SEN. LEONARD: Question regarding prevailing wage.  
150 CRAIG ROESSLER: There is some work in school districts that will not be

done because of the prevailing wage limits.

165 SEN. BRYANT: Explaining prevailing wage.

190 SEN. MCCOY: How do they arrive at prevailing wage?

230 SEN. LEONARD: Questioning what is the prevailing wage?

247 JACK ROBERTS: BOLI, explaining how prevailing wage is determined.

299 CHAIR DERFLER: Would you like to see us wait for the House Bill to address this?

305 PAUL TIFFANY: Testifying on SB 799.

330 SEN. BRYANT: When was the last time the dollar limit was raised?

342 SEN. KINTIGH: When you establish prevailing wage, do you differentiate between the type of labor being provided.

378 JACK ROBERTS: We can get you some documents that explaining this.

390 CHAIR DERFLER: This dollar value is not done state wide?

416 SEN. LEONARD: Prevailing wage is not just the market rate?

465 JACK ROBERTS: Explaining the difference between market wage and prevailing wage.

TAPE 124, B

050 PAUL TIFFANY: If the majority of workers in an area are union members, then that is the prevailing wage.

065 SEN. LEONARD: What is your standing on this bill?

080 TOM LOVELL: Cascade School District, testifying in favor of SB 799.

105 CHAIR DERFLER: Are the same workers effected when the prevailing wage kicks in on a job over \$10,000.

135 BOB SHIPRACK: Oregon Building Trades Counsel, testifying against SB 799.

180 BOB SHIPRACK: 9 states in the 80's repealed their law.

220 BOB SHIPRACK: It bothers me that people say the State needs to do surveys because the Federal government does not.

260 SARAH HACKETT: League of Oregon Cities, testifying in support of SB 799.

280 HASINA CASSIM: Testifying in support of SB 799.

300 ALAN WILLIS: Testifying on SB 799.

330 BETSY BAILEY: Testifying in favor of SB 799.

337 BILL PENHOLLOW: Assn. of Oregon Counties, testifying on SB 799 (EXHIBIT

I) .

390 BILL PENHOLLOW: Would like to see limit raised to \$25,000.

430 CHAIR DERFLER: Did you say that this would be 5% of the volume.

440 JACK ROBERTS: BOLI, explaining the number of jobs this bill would affect.

454 CHAIR DERFLER: Closing PUBLIC HEARING on SB 799.

455 CHAIR DERFLER: Meeting is adjourned at 9:58 AM.

Submitted by, Reviewed by,

Glenda Fields Rita Thomas  
Committee Assistant Committee Counsel

EXHIBIT SUMMARY:

A - Testimony on SB 705 - John McCulley, Professional Administrative Services - 18 pages  
B - Testimony on SB 705 - David Nebel, Oregon Legal Services - 2 pages  
C - Testimony on SB 706 - Peggy Collins, Building Codes - 1 page  
D - Testimony on SB 706 - John McCulley, Professional Administrative Services - 1 page  
E - Testimony on SB 706 - Don Schellenberg, Oregon Farm Bureau - 1 page  
F - Testimony on SB 799 - Craig Roessler, Silverton Public Schools - 2 pages  
G - Testimony on SB 799 - Sarah Hackett, League of Oregon Cities - 1 page  
H - Testimony on SB 799 - Alan Willis, Port of Portland - 1 page  
I - Model Public Contract Rules Manual - Bill Penhollow - 1 page  
J - Testimony on SB 705 - Camille Hukari, Grower - 16 pages  
K - Testimony on SB 705 - Don Schellenberg, Oregon Farm Bureau - 1 page  
L - Testimony on SB 706 - Camille Hukari, Grower - 1 page