

HOUSE COMMITTEE ON COMMERCE SUBCOMMITTEE ON BUSINESS

June 2, 1993 Hearing Room H170 8:30 a.m. Tapes 135-138

MEMBERS PRESENT: Rep. Bob Repine, Chair Rep. Hedy Rijken, Vice-Chair
Rep. Lisa Naito Rep. Liz VanLeeuwen Rep. Cynthia Wooten

STAFF PRESENT: Janet McComb, Committee Administrator Debbie
Schieno, Committee Clerk

MEASURES CONSIDERED: SB 701A - Public Hearing SB 46 - Public
Hearing/Work Session HB 3578 - Public Hearing/Work Session HB 3070 -
Public Hearing/Work Session HB 3368 - Public Hearing HB 3047 - Public
Hearing HB 3006 - Public Hearing/Work Session HB 3374 - Public
Hearing/Work Session

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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. [--- Unable To Translate
Graphic ---]

TAPE 135, SIDE A

002 CHAIR REPINE: Calls the meeting to order at 8:42 a.m.

PUBLIC HEARING ON SB 701A

012 JANET McCOMB, COMMITTEE ADMINISTRATOR: Outlines the Preliminary
Staff Measure Summary (EXHIBIT A) and the fiscal/revenue statements
(EXHIBIT

B).

030 RAY GRIBLING, OREGON AUTOMOBILE DEALERS ASSOCIATION:
Submits and reviews testimony in favor of SB 701A (EXHIBIT C). -Proposes
amendments. -Answers questions from the members.

154 LEE RIDGEWAY, GENERAL MOTORS: Concurs with Mr. Gribling's
testimony. -37 states now have this legislation.

PUBLIC HEARING ON SB 46

188 JANET McCOMB, COMMITTEE ADMINISTRATOR: Outlines the Preliminary
Staff Measure Summary (EXHIBIT D) and gives a history of the bill.

223 ROCKY KING, ADMINISTRATOR, OREGON MEDICAL INSURANCE POOL:
Answers questions from the members.

WORK SESSION ON SB 46

244 MOTION: REP. RIJKEN moves SB 46 to the full Commerce Committee
with a do pass recommendation.

REP. NAITO: Outlines concerns, although will support the bill.

VOTE: Hearing no objection, the motion carries.

REP. RIJKEN will lead discussion in the full Commerce Committee.

PUBLIC HEARING ON HB 3578

272 JANET McCOMB, COMMITTEE ADMINISTRATOR: Outlines the Preliminary Staff Measure Summary (EXHIBIT E) and proposed HB 3578-2 amendments (EXHIBIT

F).

339 PEGGY COLLINS, BUILDING CODES AGENCY: Submits and speaks to proposed amendments to HB 3478 (EXHIBIT G).

TAPE 136, SIDE A

020 CHUCK STALSBURG, CITY OF PORTLAND: States their support of HB 3478 and the proposed amendments.

027 CHAIR REPINE: Questions accommodations for the physically limited.

MS. COLLINS: There are provisions in the ADA to allow accommodations for particular instances.

055 REP. VanLEEUEWEN: Does this go beyond the actual requirements of the ADA?

MS. COLLINS: Current state law exceeds the federal ADA.

WORK SESSION ON HB 3578

133 REP. VanLEEUEWEN: Concerned with this bill exceeding what is required at the federal level. Proposes that the language meet the ADA

requirements.

151 CHAIR REPINE: Asks for history on the ADA standards.

MS. COLLINS: Explains that state law has been in place since 1973.

This impacts construction of new buildings and is not retroactive. 187

CHAIR REPINE: Questions the listing of churches.

MS. COLLINS: They were taken out of the Federal Act because of the retroactive provisions of the ADA and the concerns that they are completely donation sponsored. They do not have the revenue source to retroactively install elevators.

261 MOTION: REP. NAITO moves the proposed amendments to HB 3578-2, dated June 2, 1993.

MOTION: REP. VanLEEuwEN moves to amend the motion deleting Section 6(3) of the proposed amendment to HB 3578-2, dated June 2, 1993.

VOTE: In a roll call vote, the motion fails. Rep. VanLeeuwen votes AYE.

291 CHAIR REPINE: Restates the previous motion.

VOTE: The motion carries. Rep. VanLeeuwen votes NO.

300 MOTION: REP. NAITO moves the HB 3578-2 amendments, as amended.

VOTE: The motion carries. Rep. VanLeeuwen votes NO.

311 MOTION: REP. NAITO moves HB 3578, as amended, to the full Commerce Committee with a do pass recommendation.

VOTE: The motion carries. Rep. VanLeeuwen votes NO.

CHAIR REPINE will lead discussion in the full Commerce Committee.

PUBLIC HEARING ON HB 3070

336 JANET McCOMB, COMMITTEE ADMINISTRATOR: Outlines the Preliminary Staff Measure Summary (EXHIBIT H) and the proposed amendments HB 3070-3

(EXHIBIT I).

364 BRUCE ANDERSON, OREGON HOME BUILDERS ASSOCIATION: Speaks to the proposed amendments and explains the purpose of this new language.

TAPE 135, SIDE B

015 GEORGE RICHARDSON, NORTHWEST NATURAL GAS: States their support of this bill. -This will save costs to the consumer. -Speaks to a brochure submitted for the record (EXHIBIT J). -Answers questions from the members.

145 GARY WRIGHT, LOCAL 290 PLUMBERS AND FITTERS: Submits and reviews testimony by Michael Wynne in opposition to HB 3070 (EXHIBIT K).

WORK SESSION ON HB 3070 234 MOTION: REP. RIJKEN moves the HB 3070-3 amendments, dated 4/27/93.

VOTE: Hearing no objection, the motion carries.

242 MOTION: REP. RIJKEN moves HB 3070, as amended, to the full Commerce Committee with a do pass recommendation.

246 REP. WOOTEN: States concerns with the bill.

254 REP. NAITO: States concerns with the bill.

267 REP. RIJKEN: States concerns with the bill.

286 CHAIR REPINE: With the direction of the Board, the safety standards can be set. The credible work lies in their hands.

VOTE: The motion carries. Rep. Wooten votes NO.

CHAIR REPINE will lead discussion in the full Commerce Committee.

PUBLIC HEARING ON HB 3368

317 JANET McCOMB, COMMITTEE ADMINISTRATOR: Outlines the Preliminary Staff Measure Summary (EXHIBIT L), HB 3368-4 amendments (EXHIBIT M), HB 3368-5 (EXHIBIT N), HB 3368-6 (EXHIBIT O) and HB 33658-7 (EXHIBIT P).

TAPE 136, SIDE B

024 RUSS SPENCER, McMENAMINS PUBS & BREWERIES: Speaks to the HB 3368-1 amendments. -Requesting distillers license to be allowed to develop a small

destination resort to attract small conferences, as well as tourism.

054 PAUL ROMAIN, OREGON BEER AND WINE DISTRIBUTORS ASSOCIATION: Addresses the original intent of the HB 3368-1 amendments. -The concerns regarding the hard liquor sales would only effect a full

service restaurant.

090 REP. NAITO: What is the position on the original bill and the proposed HB 3368-4 amendments?

MR. ROMAIN: We oppose the original bill. -Explains the history of the bill. -The HB 3368-4 amendments are unnecessary to this bill, although they do not object to the amendments.

143 CHAIR REPINE: Explains that the bill has been brought back to the Committee for the HB 3368-1 and -4 amendments, not to include the

original Section 1. 202 REP. WOOTEN: Feels uncomfortable with the process of this bill.

217 MR. ROMAIN: Clarifies the tasting language.

PUBLIC HEARING ON HB 3047

269 JANET McCOMB, COMMITTEE ADMINISTRATOR: Outlines the Preliminary Staff Measure Summary (EXHIBIT Q). -Reviews the conceptual amendments.

343 CHUCK PEARSON, WASHINGTON COUNTY: Speaks to the proposed amendments.

-Addresses concern with language on page 3, line 20. -Answers questions from the members.

399 ED GRAHAM, BOARD OF ENGINEERING EXAMINERS: Speaks to the proposed amendments. -Interpretation of an easement.

TAPE 137, SIDE A

001 MR. PEARSON: Continues to review the proposed amendments.

032 MR. GRAHAM: Addresses the fiscal impact of the bill (EXHIBIT R).

-Suggests proposed language.

078 SANDY FLICKER, OREGON RURAL COOPERATIVE ASSOCIATION: Outlines concerns with the bill. -Explains the position of the utilities. -Description of surveying causes concern. -If HB 3047 passes without amendments the utilities feel they would be

in violation. -Would be a great financial impact to the utilities.

101 JOHN POWELL, CENTRAL LINCOLN PEOPLES UTILITY DISTRICT: Addresses their concern with the bill. -Additional concern with the definition of surveying.

158 FRED VanNATTA, OREGON AFFORDABLE HOUSING: Outlines concern with the bill. -Expansion of the definition of survey. Suggests reinstating the

original definition. -Writing descriptions of properties for conveyances. -Questions the definition of "cultural feature".

PUBLIC HEARING ON HB 3006

229 JANET McCOMB, COMMITTEE ADMINISTRATOR: Outlines the Preliminary Staff Measure Summary (EXHIBIT S).

245 REP. NAITO: Will not support this legislation without written amendments. 256 BURTON WEAST, PLUMBING AND HEATING CONTRACTORS: Submits and reviews proposed conceptual amendments to HB 3006 (EXHIBIT T). -Answers questions from the members.

387 GARY WRIGHT, LOCAL 290 PLUMBERS AND FITTERS: Speaks to the bill and Mr. Weast's proposed language.

TAPE 138, SIDE A

WORK SESSION ON HB 3006

010 REP. NAITO: The definition of minor is a key issue to the bill and would like to see the amendments go through Legislative Counsel before

the bill moves forward.

018 CHAIR REPINE: Suggests the proponents of the bill have amendments drafted through Legislative Counsel and bring these back to the

committee.

026 REP. WOOTEN: Why is "minor repairs" not defined in this bill?

031 TOM HIGASHI, BUILDING CODES AGENCY: The proposed definition of "minor repairs" is in Section 1 of the conceptual amendments.

073 REP. NAITO: Uncomfortable with the bill overall. This definition of "minor repair" is too broad.

099 MOTION: REP. WOOTEN moves to approve the conceptual amendments to HB 3006, dated 6/1/93.

VOTE: The motion carries. Rep. Naito votes NO. Rep. VanLeeuwen is excused.

113 MOTION: REP. WOOTEN moves HB 3006, as amended, to the full Commerce Committee with a do pass recommendation.

VOTE: The motion carries. Rep. Naito votes NO. Rep. VanLeeuwen is excused.

CHAIR REPINE will lead discussion in the full Commerce Committee.

PUBLIC HEARING ON HB 3374

130 JANET McCOMB, COMMITTEE ADMINISTRATOR: Outlines the Preliminary Staff Measure Summary (EXHIBIT U) and HB 3374-3 amendments (EXHIBIT V).

155 BILL CROSS, BUILDING OWNERS & MANAGERS: Speaks to the bill and offers technical amendments to the HB 3374-3 amendments.

171 GREG TEEPLE, NATIONAL ELECTRICAL CONTRACTORS ASSOCIATION: Addresses the HB 3374-3 amendments and outlines additional amendments to the bill. -Joins BOMA in their support of the bill.

206 JOHN GERVAIS, NATIONAL ELECTRICAL CONTRACTORS ASSOCIATION: Offers support of the bill.

213 MR. CROSS: Speaks to the technical amendments. -Answers questions from the members.

WORK SESSION ON HB 3374

269 MOTION: REP. RIJKEN moves to amend the HB 3374-3 amendments, dated 6/1/93.

VOTE: Hearing no objection, the motion carries. Rep. VanLeeuwen is excused.

295 MOTION: REP. RIJKEN moves to adopt the HB 3374-3 amendments, as amended.

VOTE: Hearing no objection, the motion carries. Rep. VanLeeuwen is excused.

301 MOTION: REP. RIJKEN moves HB 3374, as amended, to the full Commerce Committee with a do pass recommendation.

VOTE: Hearing no objection, the motion carries. Rep. VanLeeuwen is excused.

REP. NAITO will lead discussion in the full Commerce Committee.

311 CHAIR REPINE: Adjourns the meeting at 11:30 a.m.

Submitted by:

Reviewed by:

Debbie Schieno
Administrator

Janet McComb Clerk

EXHIBIT LOG:

A - Staff Summary on SB 701A - 2 pages B - Fiscal/Revenue on SB 701 - 2 pages C - Testimony on SB 701 - Gribbling - 2 pages D - Staff Summary on SB 46 - 1 page E - Amendments to HB 3578 - 14 pages F - Staff Summary on HB 3578 - 2 pages G - Amendments to HB 3578 - 1 page H - Staff Summary on HB 3070 - 2 pages I - Amendments to HB 3070 - Home Builders - 2 pages J - Testimony on HB 3070 - Richardson - 4 pages K - Testimony on HB 3070 - Wright - 9 pages L - Staff Summary on HB 3368 - 1 page M - Amendments HB 3368-4 - 1 page N - Amendments HB 3368-5 - 2 pages O - Amendments HB 3368-6 - 2 pages P - Amendments HB 3368-7 - 3 pages Q - Staff Summary on HB 3047 - 1 page R - Fiscal Analysis on HB 3047 - 1 page S - Staff Summary on HB 3006 - 1 page T - Amendments to HB 3006 - 1 page U - Staff Summary on HB 3374 - 2 pages V - Amendments to HB 3374 - 9 pages