

HOUSE COMMITTEE ON COMMERCE SUBCOMMITTEE ON BUSINESS

May 11, 1993 Hearing Room H170 8:30 a.m. Tapes 111-112
MEMBERS PRESENT: Rep. Bob Repine, Chair Rep. Hedy Rijken, Vice-Chair
Rep. Lisa Naito Rep. Iiz VanLeeuwen Rep. Cynthia Wooten STAFF
PRESENT: Janet McComb, Committee Administrator Debbie Schieno, Com
nittee Cbrk MEASLIRES CONSIDERED: SB C46 - Public Hearing/Possible
Work Session HB 2332 - Public Hearing/Possible Work Session HB 3167 -
Public Hearing/Possible Work Session HB 3471 - Public Hearing HB 3627 -
Public Hearing

These minutes contain materials which parapl~rase and/or _he ~_s made during this session. Only text enclosed in guotation marks report a speaker's exact words. For complete contents of the proceedings, please refer to the tapes.

TAPE 111, SIDE A

003 CHAIR REPINE: Calls the meeting to order at 9:40 a.m.

PUBLIC HEARING ON SB C46

008 JANET McCOMB, COMMITTEE ADMINISTRATOR: Outlines the history of the bill.

010 E RANK BRAUNER, OREGON BANKERS ASSOCIATION AND STATE CHARTERED BANKS OF OREGON: Explains the purpose of the bill. 024 REP. VanLEEuwEN: Do the municipalitia come ahead of the private investors? MR. BRAUNER: Explains. 060 REP. WOOTEN: How does this assist the industry or the individual banlc that may become insolvent? MR. BRAUNER: To be a safe depository we need tthis in the law.

WORK SESSION ON SB 646 077 MOTION: REP. NALTO moves SB 646 to the full Commerce Committee with a do pass recommendation.

VOTE: Hearing no objection, the motion comes.

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

PUBLIC HEARING ON HB 2332 093 JANET McCOMB, COMMITEE ADMINISTRATOR: Outlines the Preliminary Staff Measure Summary (EXHIBIT A) and the proposed amendments HB 2332-3 (EXHIBIT B).

150 REP. NALTO: Will this money be spend unnecessarily if the health plan is adopted?

154 ROCKY KING, OREGON MEDICAL INSURANCE POOL/INSURANCE POOL GOVERNING BOARD: Most of the people would not qualify for medicaid, they earn above the 100% of poverty level, but they are still in the lower income bracket. -Any assistance provided to these people through insurance is a benefit.

WORK SESSION ON HB 2332

172 MOTION: REP. NALTO moves the HB 2332-3 amendments.

VOTE: Hearing no objection, the motion carries.

176 MOTION: REP. NAITO moves HB 2332, as amended, to the full Commerce Committee with a do pass recommendation. VOTE: Hearing no

objection, the motion carries. REP. REPINE will lead discussion in the full Commerce Committee.

PUBLIC HEARING ON HB 3167

192 REP. REPINE: Explains that the bill was returned by the full Commerce Committee to deal with some concerns of the members. 205 JANET McCOMB, COMMITTEE ADMINISTRATOR: Explains concerns of Mr. Terry and outlines the proposed amendments HB 3167-3 (EXHIBIT C), which would address those concerns.

247 RON TERRY, RENT-TO-OWN OPERATOR: Offers support of the HB 3167-3 amendments. -Explains how the amendments address his concerns. -Answers questions from the members. 393 MARK NELSON, OREGON RENTAL DEALERS ASSOCIATION: Concurs with the proposed amendments.

. 400 RON DeMOSS, OREGON RENTAL DEALERS ASSOCIATION: They were in favor of the bill in its original form, although the new language does not make major changes. -Explains that the new language is more clear.

TAPE 112, SIDE A 050 CHAIR REPINE: Can the language be changed if it is found that there is abuse or a reasonable threshold? MR. DeMOSS: Yes. If dealers have the technology to do so, they will document as much as possible. If they do not have the technology, the 10% is reasonable and could be reduced. 067 MS. McCOMB: Outlines the difference between the HB 3167-2 and HB 3167-3 amendments.

090 TIM WOOD, DEPARTMENT OF JUSTICE: Speaks to the proposed amendments. Concern with consumer releases. -Explains the transactions.

201 CHAIR REPINE: Questions Section 3(a), additional return of property.

MR. WOOD: No objection to this language. Provides greater protection for consumers.

WORK SESSION ON HB 3167 265 MOTION: REP. NALTO moves to delete lines 4-11 in the HB 3167-3 amendments.

VOTE: Hearing no objection, the motion carries.

277 MOTION: REP. NALTO moves the HB 3167-3 amendments, as amended.

VOTE: Hearing no objection, the motion carries. 286 MOTION: REP. NALTO moves HB 3167, as amended, to the full Commerce Committee with a do pass recommendation. VOTE: Hearing no objection, the motion carries. REP. NALTO will lead discussion in the full Commerce Committee.

PUBLIC HEARING ON HB 3471 317 JANET McCOMB, COMMITTEE ADMINISTRATOR: Outlines the Preliminary Staff Measure Summary (EXHIBIT D). 343 MARK NELSON, PUBLIC AFFAIRS COUNSEL: Submits and reviews testimony in support of HB 3471 (EXHIBIT E).

-Answers question from the members. TAPE 111, SIDE B 001 MR. NELSON: Continues to respond to questions from the members. 050 CHAIR RIJKEN: Suggests language change. 059 REP. WOOTEN: Requests staff to draft the correct language. PUBLIC HEARING ON HB 3627 085 ROBERT VIALE, CERTIFIED FINANCIAL PLANNER: Submits and reviews testimony in support of HB 3627 (EXHIBIT F), Code of Ethics and Professional Responsibility (EXHIBIT G).

170 JUDI JAMES, DEPARTMENT OF INSURANCE AND FINANCE: Testifies in opposition to the bill. -Creates a fee only advisor. -Exempts insurance activities from regulation under the insurance code. -ORS 744.605 which addresses the requirements to disclose fees and establish qualification to act as an insurance consultant. -HB 3627 would allow selling insurance products and giving advise related to insurance products. 211 -Suggests amendments which address concerns.

232 IIM HARLAN, DEPARTMENT OF INSURANCE AND FINANCE: Submits and reviews testimony on HB 3627 (EXHIBIT H). 264 -Suggests language. 316 LANA BUTTERFIELD, OREGON PROFESSIONAL INSURANCE AGENIS: Testifies in opposition to HB 3627. Oppose the inclusion of insurance. 365 DAVE NELSON, OREGON LIFE UNDERWRITERS ASSOCIATION: Testifies in opposition to HB 3627 and the inclusion of insurance in this bill. -Reads from ORS 744.605. -Urges Committee to delete language relating to insurance companies. TAPE 112, SIDE B 014 JACK MUNRO, OREGON INDEPENDENT INSURANCE AGENTS OF OREGON: Testifies in opposition to HB 3627. The bill in its current form would set up a regulatory licensing conflict. -Answer questions from the members. 074 MR. VIALE: Explains the procedures of financial planning. -Same concerns in other states. -Speaks of New Hampshire case. CHAIR RUKEN: Adjourns the meeting at 11:20 am.

Submitted by: Schieno Janet McComb Clerlc Administrator
Reviewed by: Debbie

EXHIBIT LOG: A - Staff Measure Summary - HB 2332 - 1 page B - Amendments to HB 2332 - 2 pages C - Amendments to HB 3167 - 1 page D - Staff Measure Summay - HB 3471 - 3 pages E - Testimony on HB 3471 - Nelson - 3 pages F - Testimony on HB 3627 - Viale - 3 pages G - Code of Ethics and Professional Responsibility - 22 pages H - Teatimony on HB 3627 - Harlan - 3 pages

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