HOUSE COMMITTEE ON COMMERCE June 10, 1993 Hearing Room D 8:30 a.m. Tapes 52 - 53

MEMBERS PRESENT: Rep. Eldon Johnson, Chair Rep. Liz VanLeeuwen, Vice-Chair Rep. Lee Beyer Rep. Lisa Naito Rep. Michael Payne Rep. Bob Repine Rep. Hedy Rijken Rep. Charles Starr Rep. Bob Tiernan Rep. John Watt Rep. Cynthia Wooten

STAFF PRESENT: Marilyn Johnston, Committee Administrator Jan McComb, Committee Administrator Kristina McNitt, Committee Clerk

MEASURES CONSIDERED: HB 3471 - Work Session HB 2351 A -Work Session HB 2012 - Work Session HB 3006 - Work Session HB 3070 - Work Session HB 3374 - Work Session SB 46 - Work Session HB 2080 - Work Session HB 3636 - 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 reports a speaker's exact words. For complete contents of the proceedings, please refer to the tapes. [--- Unable To Translate Graphic ---]

TAPE 52, SIDE A

Chair Johnson calls the meeting to order at 10:50 a.m.

WORK SESSION ON HB 3006

JAN MCCOMB, COMMITTEE ADMINISTRATOR, submits measure summary package

(Exhibit A).

025 REP. REPINE explains the bill to the full committee. HB 3006 defines ordinary plumbing repairs.

043 REP. NAITO will now support the bill in the full committee with the amendments.

049 REP. TIERNAN: Is this like the installation of the water heater?

052 REP. REPINE: No, it is more relating to incidental repair of plumbing fixtures.

064 REP. BEYER: Was there any negative testimony?

067 REP. REPINE: Initially there was, but not now with the amendments.

070 MOTION: REP. WATT moves HB 3006, as amended, to the floor with a DO PASS recommendation.

VOTE: In a roll call vote all members are present and vote AYE,

and the motion CARRIES.

REP. REPINE will carry the bill.

WORK SESSION ON HB 3070

JAN MCCOMB, COMMITTEE ADMINISTRATOR, submits measure summary package (Exhibit B).

085 REP. REPINE explains the bill to the full committee. HB 3070 allows certain persons certified for limited electrical maintenance to perform certain functions to connect water heaters.

104 REP. BEYER: This would not allow anyone except plumbers to bring water lines into flex lines. The people who do this would be under a

certification program with the plumbers board?

110 REP. REPINE: Yes. Refers to the -3 amendments to the bill.

113 REP. WOOTEN: I voted against the bill in the subcommittee due to significant and compelling testimony related to dangers involved. The

training discussed in the -3 amendments is also insignificant compared

to risk.

132 REP. REPINE: Safety concerns were not taken lightly and were discussed. There are safeguards built in.

144 MOTION: REP. WATT moves HB 3070, as amended, to the floor with a DO PASS recommendation.

VOTE: In a roll call vote REPS. BEYER, NAITO, PAYNE, REPINE,

RIJKEN, STARR, TIERNAN, WATT, VANLEEUWEN, and CHAIR JOHNSON vote

AYE, REP. WOOTEN votes NO, and the motion CARRIES.

REP. REPINE will carry the bill.

WORK SESSION ON HB 3471

JAN MCCOMB, COMMITTEE ADMINISTRATOR, submits measure summary package

(Exhibit C).

156 REP. WOOTEN explains the bill to the full committee. HB 3471 requires inclusion of treatment for chemical dependency and mental or nervous

conditions in certain blanket health insurance policy coverage.

167 REP. VANLEEUWEN voted against the bill and will do so again because it covers people who choose to partake in the activities discussed in the

bill.

172 MOTION: REP. WATT moves HB 3471, as amended, to the floor with a DO PASS recommendation.

VOTE: In a roll call vote REPS. BEYER, NAITO, PAYNE, REPINE, RIJKEN, TIERNAN, WATT, WOOTEN, and CHAIR JOHNSON vote AYE, REPS. STARR and VANLEEUWEN vote NO and the motion CARRIES.

REP. WOOTEN will carry the bill.

WORK SESSION ON HB 2351 A

MARILYN JOHNSTON, COMMITTEE ADMINISTRATOR, submits measure summary

package (Exhibit D).

195 REP. TIERNAN explains the bill to the full committee. HB 2351 A adds hearing requests and board review to frivolous appeals in workers'

compensation.

213 MOTION: REP. REPINE moves HB 2351 A, as amended, to the floor with a DO PASS recommendation.

206 Discussion: REP. VANLEEUWEN asks if there is another version besides the A-engrossed version. No.

VOTE: In a roll call vote REPS. PAYNE, REPINE, STARR, TIERNAN,

WATT, VANLEEUWEN, and CHAIR JOHNSON vote AYE, REPS. BEYER, NAITO, RIJKEN, and WOOTEN vote NO, and the motion CARRIES.

REP. TIERNAN will carry the bill.

WORK SESSION ON HB 2012

MARILYN JOHNSTON, COMMITTEE ADMINISTRATOR, submits measure summary

package (Exhibit E).

225 REP. TIERNAN explains the bill to the full committee. HB 2012 requires labor negotiations of public agencies to be conducted in public

meetings.

261 REP. BEYER: Comments on personal dilemma he experienced as a local government official holding the philosophical belief that public

business needs to be done in the sunshine. Will vote in favor but does

have some concerns.

300 REP. NAITO: I will vote no. I support exploring the idea and have requested the opinion of the Attorney General. The communication bar is what I object to.

330 REP. TIERNAN: This bill does not allow a bargaining unit representative to negotiate in a one-on-one situation. It does allow someone to honestly state in public meetings what is going on. 348 CHAIR JOHNSON: Makes observation of open versus closed processes: the open process can work well with proper representation. 377 MOTION: REP. REPINE moves HB 2012, as amended, to the floor with a DO PASS recommendation. VOTE: In a roll call vote REPS. BEYER, PAYNE, REPINE, STARR, TIERNAN, WATT, VANLEEUWEN, and CHAIR JOHNSON vote AYE, REPS. NAITO, RIJKEN, and WOOTEN vote NO, and the motion CARRIES. REP. TIERNAN will carry the bill. WORK SESSION ON HB 3374 JAN MCCOMB, COMMITTEE ADMINISTRATOR, submits measure summary package (Exhibit F). 400 REP. NAITO explains the bill to the full committee. HB 3374 defines "exempt building." MOTION: REP. WATT moves HB 3374 to the floor with a DO 419 PASS recommendation. VOTE: In a roll call vote REPS. NAITO, REPINE, RIJKEN, STARR, TIERNAN, WATT, WOOTEN, VANLEEUWEN, and CHAIR JOHNSON vote AYE, REPS. BEYER and PAYNE vote NO, and the motion CARRIES. REP. NAITO will carry the bill. WORK SESSION ON SB 46 JAN MCCOMB, COMMITTEE ADMINISTRATOR, submits measure summary package (Exhibit G). 443 REP. RIJKEN explains the bill to the full committee. SB 46 makes ineligible for medical insurance pool coverage person whose premium is paid or reimbursed for sole purpose of reducing risk to payor. TAPE 53, SIDE A 031 REP. REPINE: Notes that there have been no problems like this in Oregon yet: this is a preventative bill.

038 MOTION: REP. WATT moves SB 46 to the floor with a DO PASS recommendation.

VOTE: In a roll call vote all members are present and vote AYE

and the motion CARRIES.

REP. RIJKEN will carry the bill.

WORK SESSION ON HB 2080

MARILYN JOHNSTON, COMMITTEE ADMINISTRATOR, submits measure summary

package (Exhibit H).

048 REP. WATT explains the bill to the full committee. HB 2080 increases retirement pension payable to judge member of PERS who elects to retire under provision allowing early retirement if judge agrees to serve

without compensation as pro tem judge 35 days per year for five years.

076 REP. VANLEEUWEN: Why does it have a \$2.5 million appropriations cost?

080 REP. WATT: Responds.

076 BILL LINDEN, STATE COURT ADMINISTRATOR: Over a period of time the value of the free judging services obtained from retired judges will exceed

the cost of the additional PERS contribution. Explains costs.

093 REP. VANLEEUWEN: Where is the assurance that the volunteer work will actually be done?

097 LINDEN: The 1991 legislation provided that those judges who do not follow through will revert back to the other plan which pays fewer

benefits.

100 REP. VANLEEUWEN: What if a judge called in every day with a headache?

101 LINDEN: The judges must submit an annual schedule of availability. They are held to that. Pulling the headache scheme would be construed

as a refusal to serve.

115 REP. REPINE: Speaks of transition processes judges go through when leaving career, and how the bill addresses that.

127 REP. WATT: There is an increasing amount of stress on judges. It makes this proposition more appealing, so we can continue to have a high level of judicial knowledge and practice.

138 REP. TIERNAN: How many judges have retired under Plan B?

143 LINDEN: Seven so far. There are several more who elected to do so but have not reached retirement yet. If this bill goes through we estimate

an additional 20 judges in the next year.

154 REP. TIERNAN: This is good for the system. It has good incentives. I will support it.

171 MOTION: REP. REPINE moves HB 2080 to the Appropriations Committee without recommendation as to passage.

VOTE: In a roll call vote all members are present and vote AYE,

and the motion CARRIES.

WORK SESSION ON HB 3636

MARILYN JOHNSTON, COMMITTEE ADMINISTRATOR, submits measure summary

package (Exhibit I).

198 REP. WATT: Explains the bill to the full committee. HB 3636 requries insurer to notify group health policyholder, Bureau of Labor and

Industries and Department of Insurance and Finance when health policy

terminates and coverage is not replaced by policyholder.

212 MOTION: REP. REPINE moves HB 3636 to the floor with a DO PASS recommendation.

VOTE: In a roll call vote all members are present and vote AYE,

and the motion CARRIES.

REP. DOMINY will carry the bill.

243 CHAIR JOHNSON adjourns the meeting at 11:35 a.m.

Submitted by

Reviewed by

Reviewed by

Elizabeth Gaupo Jan McComb Marilyn Johnston Committee Clerk Committee Administrator Committee

EXHIBIT LOG:

A - HB 3006 - Staff - 6 pages B - HB 3070 - Staff - 5 pages C - HB 3471 - Staff - 3 pages D - HB 2351 A - Staff - 6 pages E - HB 2012 -Staff - 8 pages F - HB 3374 - Staff - 10 pages G - SB 46 - Staff - 2 pages H - HB 2080 - Staff - 3 pages I - HB 3636 - Staff - 2 pages