

HOUSE COMMITTEE ON COMMERCE SUBCOMMITTEE ON LABOR

February 10, 1993 Hearing Room D 8:30 a.m. Tapes 26 - 27

MEMBERS PRESENT: Rep. John Watt, Chair Rep. Lee Beyer Rep. Michael Payne Rep. Charles Starr Rep. Bob Tiernan

STAFF PRESENT: Marilyn Johnston, Committee Administrator Rick Gaupo, Committee Clerk

MEASURES CONSIDERED: HB 2026 - Public Hearing HB 2050 - Public Hearing and Possible Work Session HB 2051 - Public Hearing and Possible Work Session HB 2052 - Public Hearing and Possible Work Session HB 2053 - Public Hearing and Possible Work Session HB 2069 - Public Hearing and Possible 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 26, SIDE A

008 Chair Watt calls the meeting to order at 8:30 a.m. and opens the Public Hearing on HB 2026

(Tape 26, Side A) HB 2026 - Establishes 30-day limit to file certain claims with

Construction Contractors Board

WITNESS: Jim Stembridge, Construction Contractors Board

012 Administrator Johnston summarizes Staff Measure Summary - (Exhibit A)

020 Jim Stembridge ask that this bill be heard after Ken Keudell arrives in the hearing room

034 Chair Watt closes the public hearing on HB 2026 and opens the Public Hearing on HB 2050

(Tape 26, Side A) HB 2050 - Defines membership of Construction Contractors Board

WITNESS: Jim Stembridge, Construction Contractors Board

036 Administrator Johnston summarizes Staff Measure Summary - (Exhibit B)

038 Jim Stembridge ask that the amendments be adopted - (Exhibit C)

053 Chair Watt closes the Public Hearing on HB 2050 and opens the Work Session on HB 2050

058 Chair Watt explains this session's rules on passing out any

amendment to the full committee

070 MOTION: Vice-Chair Beyer: Moves HB 2050-1 amendments be
ADOPTED

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

084 Chair Watt: The MOTION CARRIES and the HB 2050-1 amendments
are ADOPTED

085 Chair Watt closes the Work Session on HB 2050 and opens the
Public Hearing on HB 2051

(Tape 26, Side A) HB 2051 - Allows Construction Contractors Board to
treat arbitration

decisions in same manner as court decisions for purposes of paying
claims from bonds

WITNESS: Jim Stembridge, Construction Contractors Board

090 Administrator Johnston summarizes Staff Measure Summary -
(Exhibit D)

095 Jim Stembridge explains the proposed amendments - (Exhibit E) >
Discussion with Rep. Tiernan on meaning of in-house arbitration >
Discussion with Rep. Payne on whether several claims can be issued

at once > Discussion with Chair Watt on how the Construction
Contractors

Board would handle several small claims 190 > Discussion with Rep.
Tiernan on claims between general contractors and sub-contractors 200
> Ken Keudell explains that small disputes are the target of
arbitration 220 > Discussion with Rep. Payne on whether arbitration
is a mandate or a choice of the claimant > Either party can always
take their claim to court > Page 2, Line 42. 280 > Discussion with
Rep. Tiernan on whether a claimant can go to court after an
arbitration's ruling

330 Ken Keudell explains the reason for a \$1,000 ceiling > Discussion
with Rep. Payne on where in the bill the language

specifies that a claimant can go to court after arbitration > Jim
Stembridge cites page 1, line 7 > Construction Contractors Board's
process deferred until

after court decision

TAPE 27, SIDE A

073 Chair Watt closes the Public Hearing on HB 2051 and opens the
Work Session on HB 2051

MOTION: Vice-Chair Beyer: Moves HB 2051-1 amendments be ADOPTED

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

Chair Watt: The MOTION CARRIES and the HB -1 amendments are
ADOPTED

090 Chair Watt closes the Work Session on HB 2051 and opens the
Public Hearing on HB 2026

(Tape 27, Side A) HB 2026 - Establishes 30-day limit to file
certain claims with

Construction Contractors Board

WITNESSES: Ken Keudell, Construction Contractors Board Dale
Campbell, Construction Contractors Board

095 Administrator Johnston summarizes Staff Measure Summary - (see
exhibit A)

100 Ken Keudell explains the proposed amendments, page 2, line 5 >
Chair Watt ask Ken Keudell to meet with Administrator Johnston to

supply a written version of the proposed amendments 120 >
Discussion with Rep. Payne on the term "occupancy"

146 Chair Watt closes the Public Hearing on HB 2026 and opens the
Work Session on HB 2052

(Tape 27, Side A) HB 2052 - Allows use of regular mail for certain
notices by board of

construction contractors

WITNESS: Jim Stembridge, Construction Contractors Board

150 Administrator Johnston summarizes Staff Measure Summary -
(Exhibit F)

153 Ken Keudell and Dale Campbell explain the proposed amendments -
(Exhibit G)

166 Chair Watt closes the Public Hearing on HB 2052 and opens the
Work Session on HB 2052

MOTION: Vice-Chair Beyer: Moves HB 2052-1 amendments be ADOPTED

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

Chair Watt: The MOTION CARRIES and the HB 2051-1 amendments are

ADOPTED

180 Chair Watt closes the Work Session on HB 2052 and opens the
Public Hearing on HB 2053

(Tape 27, Side A) HB 2053 - Requires written notice from Construction
Contractors Board in certain instances before independent contractor
registration is invalid

WITNESSES: Jim Stembridge, Construction Contractors Board
Fred Van Natta, Home Builders Association

185 Administrator Johnston summarizes Staff Measure Summary -
(Exhibit H)

190 Jim Stembridge explains the proposed amendments - (Exhibit I)

220 Fred Van Natta supports the proposed amendments

233 Administrator Johnston reads the hand-engrossed bill

238 Chair Watt closes the Public Hearing on HB 2053 and opens the
Work Session on HB 2053

MOTION: Vice-Chair Beyer: Moves HB 2053-1 amendments be ADOPTED

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

Chair Watt: The MOTION CARRIES and the HB 2053-1 amendments are

ADOPTED

Chair Watt closes the Work Session on HB 2053 and opens the Public
Hearing on HB 2069

(Tape 27, Side A) 255 HB 2069 - Allows administrator of Construction
Contractors Board to immediately suspend or refuse to renew
registration in certain instances of danger to public welfare

WITNESS: Jim Stembridge, Construction Contractors Board

260 Administrator Johnston summarizes Staff Measure Summary -
(Exhibit J)

265 Jim Stembridge supports the bill

270 Chair Watt closes the Public Hearing on HB 2069 and opens the
Work Session on HB 2069

MOTION: Vice-Chair Beyer: Moves HB 2069 be sent to the full
committee with a DO PASS recommendation

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

Chair Watt: The MOTION having received the required majority is
declared PASS

Rep. Tiernan will lead the discussion at the full committee

279 Chair Watt closes the Work Session on HB 2069 and adjourns the
meeting at 9:30 a.m.

Submitted by

Reviewed by

Rick Gaupo
Committee Administrator

Marilyn Johnston Committee Clerk

EXHIBIT LOG: A - HB 2026 Staff B - HB 2050 Staff C - HB 2050
Constrcution Contractors Board D - HB 2051 Staff E - HB 2051
Constrcution Contractors Board F - HB 2052 Staff G - HB 2052
Constrcution Contractors Board H - HB 2053 Staff I - HB 2053
Constrcution Contractors Board J - HB 2069 Staff