

HOUSE COMMITTEE ON COMMERCE SUBCOMMITTEE ON LABOR

March 10, 1993 Hearing Room D 8:30 a.m. Tapes 50 - 53
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 2174 - Public Hearing and Work Session HB 2175 -
Public Hearing and Work Session Overview from the Workers' Compensation
Management-Labor Advisory Committee HB 2043 - Public Hearing HB 2116 -
Public Hearing

These nunutes contain materials which paraphrase and/or s~narize
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 50, SIDE A

Chair Watt calls the meeting to order at 8:33 a.m.

PUBLIC HEARING ON HB 2174

Administrator Johnston submits and summarizes Staff Measure Summary and
impact statements - (Exhibit A)

Bob Andrews explains the proposed HB 2174-3 amendments

41 WORK SESSION ON HB 2174

MOTION: Vice-Chair Beyer moves that HB 2174-3 amendments BE ADOPTED
VOTE: In a roll call vote all members present vote AYE. Rep. Tiernan is
excused CHAIR WATT declares the motion PASSED MOTION: Vice-Chair Beyer
moves that HB 2174, as amended, be sent to the full committee with a DO
PASS recommendation

VOTE: In a roll call vote all members present vote AYE. Rep. Tiernan is
excused CHAIR WATT declares the motion PASSED Vice-Chair Beyer will
carry the bill to the full committee House Committee on Commerce
Subcommittee on Labor ~rch 10, 1993 - Page 2

061 PUBLIC HEARING ON HB 2175

Administrator Johnston submits and summarizes Staff Measure Summary and
impact statements - (Exhibit B)

Jerry Pettibone, OSU, submits and summarizes prepared statement -
(Exhibit C)

140 Mike Bellotti, Assistant Football Coach, U of O, submits and
summarizes prepared statement (Exhibit D) > Rep. Payne asks if
similar programs are established for coaches of other programs >Rep.
Tiernan asks questions about how coaches currently build up their
retirement funds. Panel responds Rich Brooks, U of O, explains that PERS
does not benefit coaches on the average because of their limited
duration at one place > Chair Watt asks how many states participate
in this program. 42 states are involved > Rich Brooks explains that
this bill is necessary on two accounts: 1) It gives coaches retirement
stability even if they move from one program to another 2) It is now
necessary for the recruitment of coaches

310 WORK SESSION ON HB 2175

MOTION: Vice-Chair Beyer moves that HB 2175 be sent to the full committee with a DO PASS recommendation

Discussion:

> Rep. Payne states that he cannot vote for this program with such inequalities in benefits to professors >Rep. Tiernan states that he was originally in opposition to this bill, but after considering that the bill gives coaches stability and is necessary for recruitment he is in support of the bill >Vice-Chair Beyer states that he is in favor of programs that, at no cost to the state, encourage citizens to save for their own retirement VOTE: In a roll call vote Reps. Starr, Tiernan, Beyer and Chair Watt vote AYE. Rep. Payne votes NO

CHAIR WATT declares the motion PASSED

Rep. Tiernan will carry the bill to the full committee

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TAPE 51, SIDE A

002 INFORMATIONAL OVERVIEW - WORKERS' COMPENSATION

Mark Davison, Co-Chair of Management-Labor Advisory Committee, describes the history of the Management-Labor Advisory Committee and hands out list of Management-Labor Advisory Committee members - (Exhibit E)

066 Frank Biehl describes what the Management-Labor Advisory Committee is doing this session

Frank Biehl and Mark Davison field questions from the members > Chair Watt asks what problems there are with HB 1197 >Mark Davison describes the achievements of the Management-Labor Advisory Committee
157 > Chair Watt asks whether a report will be issued to the legislative body from the Management-Labor Advisory Committee
174 > Rep. Tiernan asks questions about budget, and whether the committee solicits responses from businesses or chambers of commerce
200 > Vice-Chair Beyer asks whether the Management-Labor Advisory Committee has looked at issues of complaints from injured and disabled workers 247 > Vice-Chair Beyer asks if the Management-Labor Advisory Committee plans to have a report on the workers comp issues for the next session 266 > Chair Watt and Rep. Tiernan encourage the panel to solicit information from as large a source as possible

387 Chair Watt calls recess at 9:30 a.m. and reconvenes at 9:45 a.m.

389 PUBLIC HEARING ON HB 2043 Administrator Johnston submits and summarizes Staff Measure Summary and impact statements - (Exhibit F), Mary Neidig, Workers' Compensation Board, submits and summarizes prepared statement - (Exhibit G) TAPE 50, SIDE B Mary Neidig continues her testimony 040 > Answering Chair Watt, Mary Neidig clarifies the

current size of the board, how cases are heard, and the role of appointed referees 118 Rep. Kevin Manix testifies in support of HB 2043 and gives a historical overview of the issue Advocates that the board be moved to the judiciary branch > Chair Watt asks what changes Rep. Manix would make. Rep. Manix would eliminate lines 6-13 and change the appointing process 274 > Rep. Payne asks questions about funding the board 333 Mary Neidig continues her statement and describes the intent of HB 2043

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TAPE S1, SIDE B Mary Neidig continues her presentation
058 > Answering Chair Watt, describes the responsibilities of board members 089 > Answering Vice-Chair Beyer, states that the average case takes 60 days 110 ~ Answering Rep. Payne, addresses why there is the need to have temporary board members stay up to 24 months 160 > Dan Kennedy, Workers' Compensation Board, clarifies the size of the board and the necessity for a temporarily larger board 200 > Answering Chair Watt, addresses how the board members judge productivity of the board and individual members 250 > Answering Chair Watt and Rep. Tiernan and Vice-Chair Beyer, describes the process of hearing cases 389 Mary Neidig concludes her testimony and fields questions from the members > Chair Watt asks whether this bill gives the board the power it needs to eliminate the backlog > Rep. Tiernan states that he thinks the board is inefficient

082 Henry Patton Jr. describes his own case and troubles with the system and his objections to HB 119 7 > Chair Watt encourages Henry Patton to contact his local representatives

219 Diane Rosenbaum, OSIUC, submits and summarizes prepared statement - (Exhibit H) 320 Chair Watt asks how to deal with the problem of people not being appointed to the board

353 Brad Witt, AFL-CIO, submits and summarizes prepared statement - (Exhibit I)

400 Christopher Moore, Oregon Workers' Compensation Attorneys, submits and summarizes prepared statement - (Exhibit J) TAPE 53, SIDE A
060 Frank Biehl, Management-Labor Advisory Committee, recommends the increase to five members but not seven 103 Rep. Tiernan asks Mary Neidig if similar cases are heard together.

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135 PUBLIC HEARING ON HB 2116

Administrator Johnston submits and summarizes Staff Measure Summary and impact statements - (Exhibit K)

Jack Pompei, OR-OSHA, gives history of the bill and intent of the bill

170 Matthew Daily of Cummins, Brown, Boodman, testifies against the bill and does not believe this bill is merely a house cleaning bill

215 Chair Watt adjourns the meeting at 11:25 a.m.

Submitted by Reviewed by Rick Gaupo Marilyn Johnston Committee Clerk Committee Administrator EXHIBIT LOG: A - HB 2174, Staff Measure Summary, Staff, 5 pages B - HB 2175, Staff Measure Summary, Staff, 2 pages C - HB 217S, Prepared Testimony, Jerry Pettibone, 1 page D - HB 2175, Prepared Testimony, Mike Bellotti, 1 page E - Informational Meeting, Directory, Mark Davison, 1 page F - HB 2043, Staff Measure Summary, Staff, 3 pages G - HB 2043, Prepared Testimony, Mary Neidig, 6 pages H - HB 2043, Prepared Testimony, OSIUC, 1 page I - HB 2043, Prepared Testimony, A~CIO, 2 pages J - HB 2043, Prepared Testimony, Christopher Moore, 5 pages K - HB 2116, Staff Measure Summary, Staff, 1 page

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