

SENATE COMMITTEE ON LABOR AND GOVERNMENT OPERATIONS

April 23, 1993 Hearing Room B 8:00 a.m. Tapes 102 - 104
MEMBERS PRESENT: Senator Tricia Smith, Chair Senator Karsten
Rasmussen, Vice Chair Senator Brady Adams Senator Wes Cooley Senator
Dick Springer VISITING MEMBERS: Rep. Kevin Mannix, District 32 Sen.
Ron Cease, District 10 STAFF PRESENT: Joan Van Almen, Committee
Counsel Stephanie Holmes, Committee Research Katy Yetter, Clerk Sarah
May, Committee Staff Kristina McNitt, Committee Staff MEASURES
HEARD: HB 2359 - Relating to Child Support SB 876 - Relating to
Safety Committee SB 964 - Relating to Building Codes Agency SB 741 -
Relating to 9-1-1 Districting

_ 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.

TAPE 102, SIDE A

003 CHAIR SMITH: Calls the meeting to order at 8:12 a.m.

PUBLIC HEARING ON HB 2359 WITNESSES: Rep. Kevin Mannix, District 32 Carl
Stecker, Oregon Dostrict Attorneys Association Brad Witt, OAFI, CIO

010 REP. KEVIN MANNIX, DISTRICT 32: Testifies in favor of HB 2359
053 SEN. RASMUSSEN: Asks Mannix to define "enforcement" as stated in
Subsection 3C. 060 MANNIX: The child support obligation is used as a
channel of implementation, rather than as a litigation tool. -Statute is
to affect those who do not pay child support. Senate Labor and
Government Operations April 23, 1993 - Page 2

108 CARL STECKER, OREGON DISTRICT ATTORNEYS ASSOCIATION: Testifies in
favor of HB 2359. 150 SEN. RASMUSSEN: Asks Stecker and Mannix about
the proceeds as indicated in the bill. -What are net proceeds?
167 MANNIX: Replies that net proceeds are payments made to the worker
after medical obligations are fulfilled. -The attorney fee is taken out
of this sum, and should provide no disincentive for litigation.
212 BRAD WITT, OAFI-CIO: Testifies in favor of HB 2359.

WORK SESSION ON HB 2359

220 MOTION: SEN. ADAMS: Moves HB 2359-A to the Floor with a DO PASS
recommendation. 230 ~ VOTE: In a roll call vote, all members vote
AYE. SEN. SPRINGER is EXCUSED. 235 CHAIR SMITH: The motion CARRIES.
240 SEN. RASMUSSEN will lead discussion on the Floor.

PUBLIC HEARING ON SB 876 WITNESSES: Robert C. Moore, Oregon Trial
Lawyers Association (OTLA) Rich Peppers, Oregon Public Employees Union
(OPEU) David Sparks, Department of Insurance and Finance (DIF) Karl
Frederick, Associated Oregon Industries (AOI)

264 JOAN VAN ALMEN, COMMITTEE COUNSEL: Reviews SB 876. -Requires
employers to notify Director of Department of Insurance and Finance of
names and addresses of work place safety committee members.
280 ROBERT C. MOORE, OTLA: Presents testimony in favor on SB 876
(EXHIBIT A).

TAPE 103, SIDE A

036 SEN. ADAMS: Asks Moore what DIF will do with the information i.e., names and addresses. 040 MOORE: States that there is a viable safety industry that will use the information to their advantage in contacting the members. -Useful when contacting by direct mail.
090 SEN. ADAMS: Asks Moore to explain collective bargaining in the bill. Senate Labor and Government Operations April 23, 1993 - Page 3

096 MOORE: Indicates that the union and employers often use safety as a ulterior ploy. Hopefully, the bill will eliminate petty mitigation via the safety committee. 127 RICH PEPPERS, OPEU: Presents testimony in favor of SB 876 (EXHIBIT B). -Wants to ensure the employees interests are represented in the safety committee. 200 CHAIR SMITH: Asks Peppers about the collective bargaining unit and their effects on employees under the bill. 210 PEPPERS: Explains the collective bargaining/OPEU/employee interaction. 255 SEN. ADAMS: Asks Peppers if OPEU represents individuals not in the high-risk environment. 270 PEPPERS: Replies that OPEU may represent these individuals, but the majority are in the high risk environment. 320 DAVID SPARKS, DIF: Testifies in opposition to SB 876.

TAPE 102, SIDE B

060 CHAIR SMITH: Asks how this bill contains a collective bargaining issue. 063 SPARKS: If an employee is not represented by a union, he may not be allowed to participate in collective bargaining as a safety committee member. -Those who have an interest in health and safety should be able to participate. 088 KARL FREDERICK, AOI: Testifies in oppositio to SB 876. -Expresses concern with joint labor and management of the state health and safety committees.

PUBLIC HEARING ON SB 741

WITNESSES: Sen. Ron Cease, District 10 David Ya, Oregon Emergency Management Sam Hamilton, Klamath County 9-1-1 David Penicook, Klamath County Fire District

164 SEN. RON CEASE, DISTRICT 10: Testifies in favor of SB 741.
186 DAVID YANDELL, OREGON EMERGENCY MANAGEMENT: Testifies in favor of SB 741 (EXHIBITS C, D, and E). 240 CHAIR SMITH: Asks Yandell the process of forming a district. -Is there a tax question at the time of forming? 250 YANDELL: States the process of district formation.

- These mblutes 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. Senate Labor and Government Operations April 23, 1993 - Page 4

260 SAM HAMILTON, KLAMATH COUN''Y 9-1-1: Presents testimony in favor of SB 741 (EXHIBITS F and G).

310 DAVID PENICOOK, KLAMATH COUNTY FIRE DISTRICT: Testifies in favor of SB 741 . Offers suggestions for an efficient system.

TAPE 103, SIDE A

010 CHAIR SMITH: Clarifies that the bill does not address two-thirds of the Commission, relating to a statement made by Penicook. 020 SEN. COOLEY: Asks Penicook the Counties budget. 030 PENICOOK: Replies the

budget is \$500,000 per year for operations. 055 VALERIE PAULSON, LEAGUE OF OREGON CITIES: Expresses concern over issues in the bill. -Offers interpretation of the bill, asks counsel for affirmation of correctness of said interpretation. -Has no problem with the bill. 067 CHUCK WILSON, LEGISLATIVE COUNSEL: Affirms the statements made by Paulson. 074 SALLY SMITH, COLUMBIA COUNTY: Testifies in favor of SB 741. 153SEN. COOLEY: Asks Smith if the other proposed services fall under same 9-1-1 system. 160 SMITH: Replies that no, the other services are public education that are related to the system. 9-1-1 will not be used directly for these services.

WORK SESSION ON SB 741 200 MOTION: SEN. ADAMS: Moves to ADOPT the -1 amendments dated 4-13-93. 205VOTE: CHAIR SMITH: Hearing no objection, the motion CARRIES. All members are present. 213 MOTION: SEN. ADAMS: Moves SB 741 AS AMENDED to the Floor with a DO PASS recommendation. 220 VOTE: In a roll call vote, all members are present and vote AYE.

225 CHAIR SMITH: The motion CARRIES. 227 CHAIR SMITH will lead discussion on the Floor.

PUBLIC HEARING ON SB 964 - 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. Senate Labor and Government Operations April 23, 1993 - Page 5

WITNESSES: John Gervais, National Electric Contractors Association (NECA) Brad Witt, OAFI-CIO Gary Wright, Local 290 Ray Kerridge, City of Portland Builders Bureau Jackie Bloom, City of Portland Government Relations Robin White, Portland Organization of Building Owners and Managers

240 JACKIE BLOOM, PORTLAND GOVERNMENT RELATIONS: Testifies in favor of SB 964. 290 RAY KERRIDGE, PORTLAND BUILDERS BUREAU: Testifies on SB 964. -Programs will go through a State process before implementation. -Remarks the bill does not incorporate licensing issues, rather, it involves jurisdiction .

TAPE 104, SIDE A

063 SEN. COOLEY: Asks Kerridge why he could not apply current regulations and codes to subsequent areas rather than implement new legislation. 070KERRIDGE: Responds by stating that additional inspection responsibility would weigh too heavily upon his organization, and he hopes to delegate this action through the bill. 098 ROBIN WHITE, PORTLAND ORGANIZATION OF BUILDING OWNERS AND MANAGERS: Testifies in favor of SB 964. ~. . 115 JOHN GERVAIS, NATIONAL ELECTRIC CONTRACTORS ASSOCIATION: Testifies in favor of SB 964 as amended. -Concerned with the size of the community that will be using the newly created Building Codes Agency program. 170 CHAIR SMITH: Comments on the process as created in the bill. -Asks who adopts rules--Boards or Agencies? 180 GERVAIS: Replies that a combination of both adopt rules. 199 GARY WRIGHT, LOCAL 290: Testifies in favor of SB 964. -States concerns with bill as it stands. 230 CHAIR SMITH: Asks Wright if the proposed amendments would alleviate his concerns of the bill. 238 WRIGHT: Replies that they would. 257 BRAD WITT, OAFI-CIO: Testifies in favor of SB 964. 285 TOM HIGASHI, BUILDING CODES AGENCY: Testifies in favor of SB 964.

These minules 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. Senate Labor and Government Operations April 23, 1993 - Page 6

300 CHAIR SMITH: Asks Higashi if the committee should install a statute that addresses through administrative rule who can use the process. 310 HIGASHI: States if there were such a statute, it may clarify concerns he has with abuse of the process. 320 CHAIR SMITH: Adjourns meeting at 10:30 a.m.

Submitted by: Reviewed by:

Katy Y rJoan Van Almen Committee Assistant Committee Counsel
EXHIBIT LOG:

A - Testimony on SB 2359-A - B. Witt - 2 pages B - Testimony on SB 876 - R. Peppers - 2 pages C - Testimony on SB 741 - D. Yandell - 2 pages D - Testimony on SB 741 - D. Yandell - 1 page E - Testimony on SB 741 - D. Yandell - 1 page F - Testimony on SB 741 - S. Hamilton - 1 page G - Testimony on SB 741 - S. Hamilton - 1 page H - Testimony on SB 964 - R. Townsend - 1 page I - Testimony on SB 964 - R. Kerridge - 9 pages

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. .