

SENATE COMMITTEE ON LABOR AND GOVERNMENT OPERATIONS

April 28, 1993 Hearing Room B 8:00 a.m. Tapes 107-110 MEMBERS  
PRESENT: Senator Tricia Smith, Chair Senator Karsten Rasmussen, Vice  
Chair Senator Dick Springer Senator Brady Adams Senator Wes Cooley STAFF  
PRESENT: Joan Van Almen, Committee Counsel Stephanie Holmes,  
Committee Research Pamela Stefani, Committee Clerk MEASURES  
HEARD: Overview of OSHA SB 508 - Relating to injured workers SB 327 -  
Regarding DIF SB 375 - Workers Compensation Insurance SB 339 - Workers  
Compensation Insurance SB 548 - Workers Compensation Insurance

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 107, SIDE A

006 CHAIR SMITH: Calls to order at 8:15 A.M. Overview of OSHA will be  
heard first SB 548 will not be heard today. SB 508, SB 339 and SB 375  
will be heard at the same time.

PUBLIC HEARING - OVERVIEW OF OSHA WITNESSES: Jack Pompei, OSHA Steven  
Hecker, ORCOSH

020 JACK POMPEI, OSHA: Submits and summarizes written testimony and  
gives informational overview of OSHA. (EXHIBIT A)

364 POMPEI: Gives more information addressing problematic areas.

TAPE 108 SIDE A

006 POMPEI: Continues with informational overview of OSHA. ~. ..

040 STEVEN HECKER, ORCOSH: Submits and summarizes written testimony for  
overview of OSHA. (EXHIBIT B) Senate Labor and Government Operations  
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PUBLIC HEARING ON SB 508. SB 339! & SB 375 WITNESSES: Chuck Tauman, OTLA  
Sen. Grattan Kerans, Dist. 20 Joe Pierce, Citizen Cindy Weeldreyer,  
Asst. to Commissioner Marie Frazier Paul Hawks & Family Katy Eymann,  
AFL-CIO Diane Rosenbaum, AFL - CIO Brad Witt, AFL - CIO Jerry Keene, AOI  
Roger Ludtke, AOI Dave Horn, AOI Judy O' Connor, CWS

150 CHUCK TAUMAN, OTLA: Submits and summarizes written testimony on  
SB 339. (EXHIBIT C) . ~ 290 TAUMAN: REFERS TO EXHIBIT C - gives  
overview of purpose SB 508 SB 339 and SB 375. 395 SEN. RASMUSSEN: Can  
you give anything in SB 375 that is not consumed in SB 339?

TAPE 107, SIDE B

006 TAUMAN: SB 339 does not require criminal conviction.

032 SENATOR ADAMS: Are there more litigation and costs associated  
with these bills? 035 TAUMAN: Answers. Continues to answer questions  
from members. 130 SENATOR GRATTAN KERANS, DISTRICT 20: Testifies in  
support of SB 327 and SB 375. 220 JOE PIERCE, CITIZEN: Testifies in

support of SB 508, SB 373, SB 339. Gives testimony about injuries suffered in an accident under work conditions; which OSHA had continually cited safety violations.

TAPE 108, SIDE B

006 CINDY WEELDREYER (representing Commissioner Marie Frazier): Submits and summarizes written testimony in support of SB 508, SB 339, and SB 375. (EXHIBIT D & E) 039 PAUL HAWKS, SAA: Testifies in support of SB 508, SB 339, and SB 375. Gives overview of the case in the death of their son. Negligence of the employer and knowingly putting son in danger. 175 MRS. PAUL HAWKS: Gives testimony about the industrial death of their son - Jeffrey Hawks. . . These minutes contain materials which paraphrase and/or summarize statements made during this session. Only text enclosed in quotation marks represents a speaker's exact words. For complete contents of the proceedings, please refer to the tapes. Senate Labor and Government Operations April 28, 1993 - Page 3

210 JENNIFER HAWKS: Gives statement about the loss of her brother.

229 WEELDREYER: Gives closing statement for Commissioner Marie Frazier. States that CINDY BYRUM will not be able to testify on behalf of their case. 265 DIANE ROSENBAUM, AFL - CIO: Testifies in support of SB 508, SB 375, and SB 339. 314 JUDY O'CONNOR, COALITION FOR WORKER SAFETY: Testifies in support of SB 508 , SB 375 and SB 339.

TAPE 109, SIDE A

006 O'CONNOR: Continues with testimony. 016 KATY EYMANN, CWS & TRIAL LAWYERS: Submits and testifies in support of SB 508 , SB 375 and SB 339. Refers to specific examples of injuries to workers. (EXHIBIT 1;) 060 JERRY KEENE, AOI: Testifies in opposition of SB 508, SB 375, and SB 339. 149 CHAIR: Would the family of the injured or dead worker be able to sue that co worker? Are you able to respond to case of the Hawks in regards to OSHA and the delays ? 155 KEENE: Responds. Answers questions from members relating to OSHA & Workers Comp.

TAPE 110, SIDE A

020 ROGER LUEDTKE, AOI: Testifies in opposition of SB 508, SB 375 and SB 339 . No factual basis given here that a civil penalty will remedy these situations. 235 DAVE HORN, AOI: Testifies in opposition of SB 508, SB 375 & SB 339. 335 BRAD WITT, AFL - CIO: Submits and summarizes testimony in support of SB 508 . SB 375 & SB 339. (EXHIBIT G) 350 CHAIR: Adjourns at 11:00 A.M.

Submitted by: Reviewed by: Pamela Stefani Stasi Kitchen Committee  
Assistant Committee Coordinator

EXHIBIT LOG:

These minutes contain materials which paraphrase and/or summarize statements made during this session. Only text enclosed in quotation marks represents a speaker's exact words. For complete contents of the proceedings, please refer to the tapes. - Senate Labor and Government Operations April 28, 1993 - Page 4 A - OSHA Overview - J. Pompei - 7 pages B - OSHA Overview - S. Hecker - 2 pages C - Testimony on SB 339 - C. Taumann - 4 pages D - Testimony on SB 339, SB 375, SB 508 - M. Frazier - 2 pages E - Testimony on SB 339, SB 375, SB 508 - M. Frazier -

3 pages F - Testimony on SB 339, SB 375, SB 508 - K. Eymann - 29 pages G  
- Testimony on SB 339, SB 375, SB 508 - B. Witt - 1 page

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