

SENATE COMMITTEE ON LABOR & GOVERNMENT OPERATIONS

~ . May 18, 1993 Hearing Room B 5:00 p.m. Tapes
142 - 143 MEMBERS PRESENT: Sen. Tricia Smith, Chair Sen. Karsten Rasmussen, Vice-Chair Sen. Dick Springer Sen. Brady Adams Sen. Wes Cooley STAFF PRESENT: Joan Van Almen, Committee Administrator Stephanie Holmes, Committee Counsel Pamela Stefani, Committee Clerk MEASURES CONSIDERED: SB 430 - Relating to Mass Transit Contracts SB 1106 - Relating to Worker's Compensation SB 872 - Relating to SAIF SB 626 - Relating to SAIF SB 1091 - Relating to Disability Benefits

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 142, SIDE A

003 CHAIR SMITH: Calls the meeting to order at 5:15 p.m.

WORK SESSION ON SB 430

035 MOTION: SEN. RASMUSSEN: Moves to ADOPT the LC-1 AMENDMENTS. VOTE: CHAIR SMITH: Hearing no objections, the motion CARRIES. All members are present for a vote. MOTION: SEN. RASMUSSEN: Moves SB 430 AS AMENDED to the Floor with a DO PASS recommendation. VOTE: In a roll call vote, all members present vote AYE, except Sen. Adams and Sen. Cooley who vote NAY.

CHAIR SMITH: The motion CARRIES.

SEN. RASMUSSEN will lead discussion on the Floor. Senate Labor and Government Operations May 18, 1993 - Page 2

WORK SESSION ON SB 1106

065 SEN. RASMUSSEN: States that SB 1106 with the new amendments is a lesser version of SB 1109

075 MOTION: SEN. RASMUSSEN: Moves to ADOPT LC-1 AMENDMENTS VOTE: CHAIR SMITH: Hearing no objections, the motion CARRIES. All members present for a vote. - MOTION: SEN. RASMUSSEN: Moves SB 1106 AS AMENDED to the Floor with a DO PASS recommendation. VOTE: In a roll call vote, all members vote AYE, except Sen. Cooley who votes NAY.

CHAIR SMITH: The motion CARRIES. SEN. RASMUSSEN will lead the discussion on the Floor.

PUBLIC HEARING ON SB 872

WITNESSES: Don Waggoner, Secretary of State - Audits Division Chris Davie, SAIF Gary Weeks, DIF Brad Witt, AFI, CIO Diane Rosenbaum, AFL-CIO RCA Moore, Oregon Workers' Compensation Attorneys

130 DON WAGGONER, SECRETARY OF STATE - AUDITS DIVISION: States concerns about amendments to SB 872.

190 CHRIS DAVIE, SAIF: Submits & summarizes written testimony in opposition to SB 182, SB 626 & SB 382. (EXHIBIT A) 355 DAVIE: States his opposition to SB 872.

TAPE 143, SIDE A

003 DAVIE: Continues overview of SAIF's opposition. 060 GARY WEEKS, DIF: Submits & summarizes written testimony in support of SB 182 . (EXHIBIT B) 100 WEEKS: Submits & gives overview of written comparison of SB 626 to SB 182 , comparison of SB 872 to SB 182 and SB 382 to SB 182. (EXHIBIT C) 170 WEEKS: Answers question from members regarding comparison analysis of the bills by DIF.

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240 WEEKS: Continues with overview of comparison analysis of bills by DIF.

310 CHAIR SMITH: What about the Secretary of State's position about bookkeeping responsibility issue?

330 WEEKS: This does not look like a bookkeeping issue, it's an actuarial exercise. 340 WEEKS: Continues overview of comparison.

TAPE 142, SIDE B

003 BRAD WITT, AFL-CIO: States support of SB 382.

025 DIANE ROSENBAUM, AFL-CIO: States support of SB 872. Gives long-term status of SAIF Corporation. 080 SEN. COOLEY: Are you saying that the audits of SAIF have been inaccurate or even illegal? 095 ROSENBAUM: Audits are done after the fact & then the question becomes who corrects misinformation and when and how. As a state agency SAIF's role needs to be clarified. 130 CHAIR SMITH: To protect injured workers and to act as a control mechanism for the process and to provide a level playing field. 145 RCA MOORE, OREGON WORKERS' COMPENSATION ATTORNEYS: Testifies in support of SB 872 and gives overview of proposed amendments to the bill. (EXHIBIT li) 220 CHAIR SMITH: Closes Public Hearing on SB 872.

PUBLIC HEARING ON SB 626

WITNESSES: Daryl Nelson, Liberty NW Insurance Dave Davidson, Liberty NW Insurance

230 DARYL NELSON, LIBERTY NW INSURANCE: Submits & summarizes written testimony in support of SB 626. (EXHIBIT D) 270 DAVE DAVIDSON, LIBERTY NW INSURANCE: Gives support to SB 626. Suggested legislation requires SAIF to conduct itself like private insurers. 300 CHAIR SMITH: Closes Public Hearing on SB 626.

WORK SESSION ON SB 1091

WITNESSES: Larry Young, Workers Compensation Division Guenter Kay, Concerned Citizen

315 VAN ALMEN: Gives summary of SB 1091 and proposed amendments.

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330 LARRY YOUNG, WORKERS COMPENSATION DIVISION: Submits & summarizes
proposed amendments to SB 1091. (EXHIBIT G)

TAPE 143, SIDE B

003 YOUNG: Submits and summarizes written testimony on SB
1091. (EXHIBIT E) 120 GUENTER KAY: Why only two years time period in
amendments? 130 CHAIR: Responds. 165 CHAIR: Mr. Young please
explain proposed amendment.

170 YOUNG: Explains language of amendment.

185 SEN. COOLEY: Could you please explain to me what impact this will
have on the retroactive reserve. 190 YOUNG: Explains retroactive
reserves

225 MOTION: CHAIR SMITH: Moves to ADOPT the LC-2 AMENDMENTS with
the following changes: Page 1, line 6 - fill in the blank with 13; line
8 - fill in the blank with 13, delete the sentence on line 11, "with the
amount produced," line 15 - fill in the blank with 11; page 3, sect. 3,
line 13 - restore the language; SEN. RASMUSSEN: Technically we take out
Section 3. CHAIR SMITH: Sect. 4, lines 23 & 26, put in a zero; delete
sect. 3. VOTE: CHAIR SMITH: Hearing no objections, the motion
CARRIES. All members are present for vote. MOTION: CHAIR SMITH: Moves
SB 1091 AS AMENDED to the Floor with a DO PASS recommendation.
VOTE: In a roll call vote, all members present vote AYE.

CHAIR SMITH: The motion CARRIES.

SEN. COOLEY will lead discussion on the Floor.

290 CHAIR SMITH: Adjourns the meeting at 6:50 P.M.

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Transcribed by: Reviewed by:

Jeffrey Boles
Committee Coordinator

Pamela Stefani Committee Clerk

EXHIBIT LOG:

A- Testimony on SB 872, 626, 182, 382 - C. Davie- 16 pages B
- Testimony on SB 182 - G. Weeks - 2 pages C - Testimony on SB
182, 626, 872, 382 - G. Weeks - 2 pages D - Testimony on SB 626 - D.
Nelson - 2 pages E - Testimony on SB 1091 - L. Young - 3 pages F
- Amendments to SB 872 - R. Moore - 1 page G - Amendments to SB
1091-2 - Legislative Counsel - 4 pages

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