

SENATE COMMITTEE ON LABOR AND GOVERNMENT OPERATIONS

June 16, 1993 Hearing Room B 8:00 a.m. Tapes 162 - 163

MEMBERS PRESENT: Sen. Tricia Smith, Chair Sen. Karsten Rasmussen,
Vice-Chair Sen. Dick Springer Sen. Wes Cooley Sen. Brady Adams

STAFF PRESENT: Joan Van Almen, Committee Counsel Stephanie
Holmes, Committee Research Counsel Katy Yetter, Committee Clerk

MEASURES CONSIDERED: Executive Appointment - Daniel Ellis,
Employment Relations Board HB 2131 - Relating to Employment Division HB
2132 - Relating to unemployment compensation benefits
HB 2330 - Relating to scholarship account

[--- Unable To Translate Graphic ---]

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 162, SIDE A

002 CHAIR SMITH: Calls the meeting to order at 8:46 a.m.

EXECUTIVE APPOINTMENT OF DANIEL ELLIS TO THE EMPLOYMENT RELATIONS BOARD

009 DANIEL ELLIS, EMPLOYMENT RELATIONS BOARD: Testifies in his behalf that he makes an outstanding appointee.

040 MOTION: SEN. SPRINGER: Moves to CONFIRM the executive appointment of Daniel Ellis to the Employment Relations Board.

043 VOTE: In a roll call vote, all members present vote AYE. SEN. COOLEY and ADAMS are EXCUSED.

045 CHAIR SMITH: The motion CARRIES.

INTRODUCTION OF LC DRAFT 3976

058 MOTION: SEN. SPRINGER: Moves to introduce the LC Draft of 397 6 dated 6-15-93 (EXHIBIT A).

065 VOTE: In a roll call vote, all members present vote AYE. SEN. COOLEY and ADAMS are EXCUSED.

070 CHAIR SMITH: The motion CARRIES.

PUBLIC HEARING ON HB 2330

WITNESSES: David Sparks, OR-OSHA Brad Witt, O AFL-CIO Karl
Frederick, Associated Oregon Industries (AOI)

100 DAVID SPARKS, OSHA: Testifies in favor of HB 2330.

113 SEN. RASMUSSEN: Asks Sparks how much OSHA collects per year to apply toward scholarships.

115 SPARKS: Replies that they collect under \$50,000 per year. -The Committee would cause to make a fund in which to add money for scholarships. -Remaining funds would go toward funding of workers' compensation premiums.

180 CHAIR SMITH: Asks how much the 4.5 % premium assessment generates.

187 SPARKS: Responds that it is 4.5 % of the total worker' compensation premium paid by Oregon employers.

213 BRAD WITT, OAFI-CIO: Testifies in favor of HB 2330. -Would like to increase the amount per scholarship rather than increase the number of scholarships granted. -Proposes an amendment that would allow surviving spouses to receive a scholarship.

253 KARL FREDERICK, AOI: Testifies in favor of HB 2550. -A cap was set on the scholarship due to the interest that became available on the account. -Prefers the increasing increments of the accounts.

316 STEPHANIE HOLMES, COMMITTEE RESEARCH COUNSEL: Clarifies for the committee the proposed amendment regarding spouses.

348 CHAIR SMITH: Will have Legislative Counsel draft amendments with language regarding the annual contribution.

WORK SESSION ON HB 2131

WITNESSES: Pam Mattson, Employment Division
Christine Shoup, Employment Division

TAPE 163, SIDE A

002 SEN. SPRINGER: Asks Mattson who participates in information sharing with the Employment Division.

009 PAM MATTSON, EMPLOYMENT DIVISION: Responds by stating what organizations share information. -The workers were aware of their publicity in an open forum.

080 CHAIR SMITH: Reviews the amendments to HB 2131. -Asks Mattson about a requested

100 MATTSON: SAIF falls under the compensation laws of the Division. -Administrative rule has been amended to include sharing of information with SAIF Corporation. These rules are periodically read and reviewed. -SAIF is a quasi-public entity.

140 CHAIR SMITH: Continues with review of the -5 amendments.
-Expresses concern over potential electronic information system.

150 MATTSON: Continues with testimony on HB 2131. -Indicates to the
Chair what can be expected with an electronic
information system.

210 CHRISTINE SHOUP, EMPLOYMENT DIVISION: Clarifies issues of
"amended determinations" for the Chair and the reasoning behind
wanting to
eliminate the amount of paperwork by the Division.

230 SEN. SPRINGER: Asks for a specific number of individuals who
must be sent paperwork on one case.

245 SHOUP: States that usually multiple parties are contacted
on one claimant.

283 CHAIR SMITH: Suggests amending the language to read, "And
to any employers who have paid wages to the claimant during the base
year and

who are affected by the amended determination. -Line 5 change ALL to ANY

322 SHOUP: Provides information as to how the claims are
investigated. -Disagrees with the proposed amendments.

TAPE 162, SIDE B

002 SHOUP: Responds to the suggestions.

018 MOTION: CHAIR SMITH: Moves to ADOPT the -4 amendments to HB
213 1 dated 6-14-93 (EXHIBIT B). 020 VOTE: Hearing no objection,
the motion CARRIES. All members are present for vote.

024 MOTION: CHAIR SMITH: Moves to ADOPT the -5 amendments to HB
213 1 with the following changes: -Delete Lines 1 and 2 of the
amendments -Line 5 Page 8 of the bill delete ALL and insert ANY -Line 6
Page 8 of the bill after YEAR insert AND WHO ARE AFFECTED BY THE AMENDED
DETERMINATION PERIOD. Delete the rest of the line and Line 7. -Line 4 of
the amendments insert ON FORMS PROVIDED BY THE DIVISION after AGENTS

046 VOTE: CHAIR SMITH: Hearing no objection, the motion
CARRIES. All members are present for vote.

MOTION: CHAIR SMITH: Moves HB 2131 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.

NOTE: No member is assigned at this point to lead the discussion on
the Floor.

WORK SESSION ON HB 2132

075 PAM MATTSON, EMPLOYMENT DIVISION: Reviews the intent of the bill for the committee. -Vacation pay would be treated as an offset against the compensation

benefits.

115 CHAIR SMITH: States that the committee will have Legislative Counsel draft amendments to HB 2132 in conjunction with the ideas of the

Employment Division.

180 SEN. SPRINGER: Asks if the workers will be forced to make a punitive agreement with the Division if the bill is adopted.

192 MATTSON: Responds by stating the Division does not want to opt for a punitive agreement.

200 CHAIR SMITH: Adjourns the meeting at 9:45 a.m.

Submitted by:

Reviewed by:

Katy Yetter
Committee Coordinator

Pamela Stefani Committee Clerk

EXHIBIT LOG:

A - LC Draft 3976 dated 6-15-93 - 15 pages B - Amendments to HB 2131-4
- Legislative Counsel - 1 page C - Amendments to HB 2131-5 -
Legislative Counsel - 1 page