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statements made during this session. Only text enclosed in quotation
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report a speaker's exact words. For complete contents of the
proceedings, please refer to the tapes.

HOUSE COMMITTEE ON BUSINESS AND CONSUMER AFFAIRS SUBCOMMITTEE NO. 2

May 21, 1991
P.M.

Hearing Room F 3:00
Tape 22

MEMBERS PRESENT:Rep. Beverly Stein, Chair Rep. Carolyn Oakley Rep.
Hedy Rijken

MEMBER EXCUSED:Rep. John Schoon

STAFF PRESENT: Terry Connolly, Committee Administrator Annetta
Mullins, Committee Assistant

MEASURES CONSIDERED: SB 553 PH SB 601 PH & WS

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proceedings, please refer to the tapes.

TAPE 22, SIDE A

010 CHAIR STEIN calls the meeting to order at 3:04 p.m. and convenes as
a subcommittee of the subcommittee in order to accommodate Sen. Jolin
prior to reporting to the House Floor for afternoon session. She opens
the public hearings on SB 601 and SB 553. Rep. Oakley arrives.

SB 553 - REQUIRES MANUFACTURER TO PROVIDE WARNING LABEL ON TOYS WITH
SMALL PARTS. Witnesses:Sen. Peg Jolin

The Senate Staff Measure Summary, Legislative Fiscal Analysis and
Revenue Impact Analysis are hereby made a part of these minutes (EXHIBIT
A).

SB 601 - REQUIRES PHYSICIANS TO REPORT TOY RELATED DEATHS OR INJURIES TO
DEPARTMENT OF HUMAN RESOURCES. Witnesses:Sen. Peg Jolin Jon Stubenvoll,
OSPIRG

The Senate Staff Measure Summary, Revenue Impact Analysis and Fiscal
Impact Assessment are hereby made a part of these minutes (EXHIBIT B).

006 SEN. PEG JOLIN submits a prepared statement and editorial from the
Statesman Journal, May 18, 1991, "Dangerous Toys Hurt Kids" (EXHIBIT C).

010 SEN. JOLIN: SB 601 requires physicians, hospitals, clinics and
other health facilities to report to the Department of Human actual or
suspected injuries or deaths caused by toys. We are dealing with small
parts and that generally relates to children three or younger. The
Department of Human Resources is required to compile the information and

make it available to the public and the information is to be forwarded on a regular basis to the United States Consumer Product Safety Commission. The commission has only 90 hospitals reporting to them. In one year, they have gathered 148,000 toy-related injuries with one-half of those to children under three.

SB 553 requires the manufacturer to provide a warning label on toys with small parts. This relates to the three-year-old and under provision. It has a sunrise provision of July 1, 1993 which would allow manufacturers time to accommodate this. There is another reason for that date. We heard in testimony that the U. S. Consumer Product Safety Commission is considering adopting rules in the same regard in that time frame. We could make any adjustment if need be by allowing the date of July 1, 1993 because we would be in session.

In 189 and 1990 there were 33 toy related deaths; 20 deaths were from choking on small parts. There were 148,000 injuries treated. U. S. Senator Christopher Dodd from Connecticut estimates that as many as 300 children die every year from choking, mostly on small parts in the United States. The Consumer Product Safety Commission does encourage and tries to promote states to get involved in this issue.

055 CHAIR STEIN declares the meeting in recess at 3:09 p.m. until further notice due to a call of the House.

CHAIR STEIN reconvenes the meeting at 3:45 p.m. and reopens the public hearing on SB 601.

063 JON STUBENVOLL, OSPIRG, submits and summarizes a prepared statement in support of SB 601 (EXHIBIT D). We have been encouraged by federal regulators to seek this type of state legislation to supplement the federal numbers. We believe this is an important bill because the only information we have comes from the federal statistics and none of that information comes from Oregon. We don't know what the extent of problem is in the state. We believe with the enactment of SB 601 we will know the extent of the problem and will be able to target safety efforts at those populations.

092 REP. OAKLEY: Does the OMA have a position on this bill?

MR. STUBENVOLL: Yes, the Oregon Medical Association supports SB 601.

087 CHAIR STEIN closes the public hearing and opens the work session on SB 601 .

098 MOTION: REP. OAKLEY moves that SB 601 be sent to the full committee with a DO PASS recommendation.

VOTE: In a roll call vote, REPS. OAKLEY, RIJKEN and CHAIR STEIN vote AYE. REP. SCHOON is EXCUSED.

103 CHAIR STEIN declares the motion PASSED.

103 CHAIR STEIN reopens the public hearing on SB 553.

(Tape 22, Side A) SB 553 - REQUIRES MANUFACTURER TO PROVIDE WARNING LABEL ON TOYS WITH SMALL PARTS. Witness:Keith Meerdink, sales representative

097 KEITH MEERDINK, manufacturer sales representatives for toys, dolls and children's gift items, submits and reads a prepared statement (EXHIBIT E) and submits a proposed amendment to SB 553 (EXHIBIT F).

224 CHAIR STEIN declares the meeting in recess at 3:57 p.m. until further notice due to a call of the House.

224 CHAIR STEIN reconvenes the meeting at 4:18 p.m. and announces that Mr. Meerdink may complete his presentation and then the committee will be adjourned and SB 553 will be carried over to the committee's agenda for Thursday at 1:00 or 1:30 p.m.

227 MR. MEERDINK continues with presentation of his prepared statement (EXHIBIT F).

274 CHAIR STEIN declares the meeting adjourned at 4:21 p.m.

Respectfully submitted, Reviewed by,

Annetta MullinsTerry Connolly AssistantAdministrator

EXHIBIT SUMMARY

A -SB 553, Senate Staff Measure Summary, Legislative Fiscal Analysis and Revenue Impact Analysis, staff B -SB 601, Senate Staff Measure Summary, Revenue Impact Analysis and Fiscal Impact Assessment, staff C -SB 553, prepared statement, Sen. Peg Jolin D -SB 601, prepared statement, Jon Stubenvoll E -SB 553, prepared statement, Keith Meerdink F -SB 553, proposed amendment, Keith Meerdink