

Senate Government Operations June 13, 1991 Page 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 COMMITTEE ON GOVERNMENT OPERATIONS

June 13, 1991Hearing Room "B" 5:00 p.m. Tapes 111

MEMBERS PRESENT:Sen. Glenn Otto, Chair Sen. Jim Bunn Sen. Ron Gensky Sen. Tricia Smith Sen. Dick Springer

MEMBERS EXCUSED:Sen. Jane Cease Sen. John Kitzhaber

STAFF PRESENT: Gail Ryder, Senior Committee Administrator John Houser, Committee Administrator Julie Muñiz, Committee Assistant

MEASURES CONSIDERED: HB 2890 - Relating to state agency reports; declaring an emergency; WS SB 129 - Relating to plumbing products; PH/WS Executive Appointments - Electrical Board; PH/WS: Donald F. Albershardt Robert L. Gotham Eileen M. Mauer Neil J. Reiter

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TAPE 111, SIDE A

005 CHAIR OTTO: Called the meeting to order at 5:55 p.m.

(TAPE 111, SIDE A)

WORK SESSION

HB 2890 - RELATING TO STATE AGENCY REPORTS; DECLARING AN EMERGENCY

Witnesses:Bev Clarno, Oregon State Representative, District 55 Jeannette Hamby, Oregon State Senator, District 5

008 RYDER: This bill previously had a Constitutional deficiency on this Committee. Rep. Clarno has some amendments to present, Exhibit A.

013 BEV CLARNO, OREGON STATE REPRESENTATIVE, DISTRICT 55: Presents the -A14 amendments, Exhibit A. I've worked with Cindy Becker from the State Printer's Office and Roger Bassett from the Department of Higher Education to come to an agreement on these amendments.

021 OTTO: What do the amendments do?

022 CLARNO: They delete \$5 which was a concern to this committee and several organizations. I think that these amendments will enable the measure to be more cost effective. I had expressed a concern over ln. 8. That is the additional change we've made.

039 BUNN: Have you seen the -A15 amendments, Exhibit B?

039 CLARNO: I just saw them when I got here.

041 BUNN: Do you have any major concerns with them?

041 CLARNO: The -15 amendments, Exhibit B, leave in \$5. I'd have trouble agreeing with the - 15 amendments.

048 BUNN: I wanted to visit with Sen. Hamby on this bill.

050 JEANNETTE HAMBY, OREGON STATE SENATOR, DISTRICT 5: Please take a look at - A15 amendments and the current \$5 and see the differences between the two. Other states have attempted this approach. We need to realize that it's public information. The language of the -A15 states other items printed for sale to the public would not be included. Urges support for amendments. "Estimated costs" are acceptable. That word could readily be inserted.

074 BUNN: If I understand correctly, by deleting §5 we are deleting the requirement that we would have to list the authorization, purpose, cost, funding source and justification to choose printing, and we're only putting back the number of copies and the costs.

078 HAMBY: That's right. And §1 helps clarify some of those definitions.

085 MOTION: SEN. BUNN MOVED THE -A15 AMENDMENTS TO HB 2890.

089 BUNN: I agree that under §5 it could be burdensome and raise costs, but I think it is reasonable to at least acknowledge the number of copies and the estimated cost of printing.

096 RYDER: Is your amendment to insert the word "estimated" also?

097 BUNN: Yes, conceptually that could be included.

101 VOTE: MOTION FAILED, 3-2. VOTING NO: SEN. SMITH, SEN. OTTO. (EXCUSED: SEN. CEASE, SEN. KITZHABER).

103 MOTION: SEN. BUNN MOVED THE -A14 AMENDMENTS TO HB 2890.

110 VOTE: MOTION CARRIED, 4-1. VOTING NO: SEN. SPRINGER. (EXCUSED: SEN. CEASE, SEN. KITZHABER).

111 MOTION: SEN. BUNN MOVED HB 2890 AS AMENDED TO THE FLOOR WITH A DO PASS RECOMMENDATION.

121 VOTE: MOTION CARRIED, 4-1. VOTING NO: SEN. SPRINGER. (EXCUSED: SEN. CEASE, SEN. KITZHABER). SEN. GRENSKY WILL LEAD THE FLOOR DISCUSSION.

(TAPE 111, SIDE A)

PUBLIC HEARING

SB 129 - RELATING TO PLUMBING PRODUCTS

Witnesses: Gary Wicks, Administrator, Building Codes Agency

125 HOUSER: It's the staff's understanding that the principal concern with this bill was the language on page 2 allowing a person to purchase an uncertified plumbing product to recover up to three times the purchase price of the product. The -5 amendments, Exhibit C, would delete the word "three times" from the bill.

WORK SESSION

141 MOTION: SEN. BUNN MOVED THE -B5 AMENDMENTS, EXHIBIT C, TO SB 129 .

146 SMITH: The discussion that we had on this was about contractors and fix-it people buying a midnight product. What kind of consequence does that person face?

155 GARY WICKS, ADMINISTRATOR, BUILDING CODES AGENCY: The person that buys the product?

156 SMITH: Yes, the person that has bought this illegal product. Is there any negative consequence?

159 WICKS: No. They're not violating any law.

162 OTTO: If it's a defective electrical product, it may mean their life.

164 SMITH: It might burn their house down.

178 VOTE: MOTION CARRIED, 5-0. (EXCUSED: SEN. CEASE, SEN. KITZHABER).

180 MOTION: SEN. GRENSKY MOVED SB 129 AS AMENDED TO THE FLOOR WITH A DO PASS RECOMMENDATION.

182 BUNN: I still don't like the bill but I'll vote for it because hopefully we're willing to compromise on one critical item.

190 VOTE: MOTION CARRIED, 5-0. (EXCUSED: SEN. CEASE, SEN. KITZHABER). SEN. SPRINGER WILL LEAD THE FLOOR DISCUSSION.

(TAPE 111, SIDE A)

WORK SESSION

EXECUTIVE APPOINTMENTS - ELECTRICAL BOARD: DONALD F. ALBERSHARDT, ROBERT L. GOTHAM, EILEEN M. MAUER, NEIL J. REITER

Witnesses: Donald F. Albershardt Eileen M. Mauer

197 HOUSER: Donald Albershardt and Eileen Mauer are here. The other two individuals are re-appointments. They send their apologies but were unable to be here due to out-of-state business.

207 EILEEN MAUER: I've worked in the electrical industry for over 21 years. I've worked for electrical manufacturers. I work with electrical contractors, engineers and inspectors daily. I am familiar with the electrical code.

222 OTTO: What manufacturers...?

223 MAUER: Challenger Electrical Equipment, a subsidiary of Westing House Electric.

226 SMITH: I'm interested in why each of the applicants would like to do this.

230 MAUER: I became interested when I worked for Francis Marla, who held the position at that time. He would bring me information that affected us as manufacturers. I thought it was interesting because I wasn't aware of the safety board.

236 OTTO: Are you willing to make the time commitment?

237 MAUER: Yes. I am very prepared.

241 ALBERSHARDT: I graduated with a Bachelor's degree in Electrical Engineering. I worked for 29 years with different manufacturing companies where I was involved in engineering. Over the last 10 years, I've been involved in the head of the electrical instrument group. I've served on this board for a year and a half. I was interested in the change occurring all over; there are many things that are not involved in the electrical field and I want to be a part of that change and make sure these people are trained properly.

WORK SESSION

260 MOTION: SEN. SPRINGER MOVED THE CONFIRMATION EN BLOC OF THE FOUR APPLICANTS TO THE ELECTRICAL BOARD.

279 VOTE: MOTION CARRIED, 4-0. (EXCUSED: SEN. BUNN, SEN. CEASE, SEN. KITZHABER). SEN. SPRINGER WILL LEAD THE FLOOR DISCUSSION.

Meeting adjourned at 5:14

Submitted By:

Reviewed By:

Julie Muñiz
Assistant

Joan Green
Assistant

EXHIBIT LOG

A - HB 2890-A14 amendments, Rep. Clarno, 1 pg. B - HB 2890-A15 amendments, Sen. Hamby, 1 pg. C - SB 129-B5 amendments, Staff, 1 pg.