

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  
TELECOMMUNICATIONS AND CONSUMER AFFAIRS

April 4, 1991Hearing Room B  
1:00 p.m.Tape 39

MEMBERS PRESENT:Senator Jolin, Chair  
Senator Otto, Vice-Chair  
Senator Bunn  
Senator Shoemaker

MEMBER EXCUSED: Senator Kennemer

STAFF PRESENT: Cherie Copeland, Committee Administrator  
Apyrl Poff, Committee Assistant

MEASURES HEARD: SB 554 Bottled water labeling, PUB and WS.  
SB 646 Minor accident insurance, WS.

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PUBLIC HEARING AND WORK SESSION.  
TAPE 39, SIDE A

005 CHAIR JOLIN: Calls the hearing to order at 1:09 p.m.

012 SB 554 BOTTLED WATER LABELING, PUB AND WS.

014 CHERIE COPELAND: Introduces the -1 and -2 amendments. The -1 amendment suggested by the Health Division would make oversight the Department of Agriculture's responsibility. The -2 amendment introduced by the International Bottled Water Association (IBWA) would amend the definitions used in the bill. The two amendments didn't merge very well so I put together another set of amendments called SB 554 -1 & -2 merged and further amended (EXHIBIT A).

022 JON STUBENVOLL: Submits testimony on behalf of William Deal (IBWA) (EXHIBIT B). The International Bottled Water Association is in favor of this legislation.

030 SENATOR OTTO: How big is the trade association?

038 JON STUBENVOLL: The association represents over 85% of the bottled water in the United States.

091 SENATOR SHOEMAKER: What is the United States Pharmacopeia?

100 JON STUBENVOLL: I believe that is a publication that provides information on pharmaceutical chemicals.

125 SENATOR SHOEMAKER: Are there any inconsistencies between the -1 and -2 amendments?

133 CHERIE COPELAND: No. The Health Division amendment dealt specifically with having the Department of Agriculture conduct testing and oversight of the program. The Health Division amendments don't speak to the definitions.

148 SENATOR SHOEMAKER: Does the Health Division want this legislation?

155 KATHY BARNETT, HEALTH DIVISION: The Health Department wants to keep the labeling requirements and keep the responsibility in Agriculture. They also want to add maximum contaminant levels.

174 SENATOR BUNN: Under these amendments would natural water be considered treated water?

182 JON STUBENVOLL: Not necessarily.

188 SENATOR SHOEMAKER: I would like to remove the definition of distilled water from the -2 amendments thus leaving us with a definition of distilled water as changed by the -1 amendments which would then be that distilled water means bottled water that has been produced by a source of distillation and meets the definition of purified water.

from MOTION: Senator Shoemaker moves to delete the definition of distilled water the -2 amendments and delete the -2 definition of purified water and stay with the definition of purified water that is in the -1 amendment.

230 VOTE: There being no objections the motion carries.

MOTION: Senator Bunn moves the -1 & -2 merged amendments as further amended.

238 VOTE: There being no objections the motion carries.

MOTION: Senator Bunn moves SB 554 as amended to the floor with a Do Pass recommendation.

239 VOTE: In a roll call vote the motion carries with Senator Shoemaker,  
Senator and Chair Jolin voting "AYE." Vice-Chair Otto voting "NAY." Senator  
Bunn, Kennemer excused.

240 Senator Bunn will carry the bill.

243 SB 646, WORK SESSION.

247 CHERIE COPELAND: Introduces the SB 646-6 amendment (EXHIBIT C). These amendments wouldn't allow an insurance company to cancel or raise a person's premiums if they have no more than two minor vehicle accidents in a 36-month period. These terms don't apply if a person is under the influence of alcohol or drugs at the time of the accident.

270 CHAIR JOLIN: Senator Kennemer wanted that further defined so as to not include someone who had just a glass of wine. We have adopted all the insurance lobby's requests except for limiting the accident to one minor accident in a 36-month calendar year. After some conversations with the insurance companies and the requestor of the bill, it was my feeling through these discussions that limiting it to one minor accident would set a new and higher standard in the state of Oregon.

288 SENATOR BUNN: As the law is currently, can an insurance company raise a person's premium with just one minor vehicle accident?

290 CHAIR JOLIN: Currently in the state different insurance companies act differently. Some will raise your premiums but most will not do anything.

MOTION: Chair Jolin moves the SB 646-6 amendments.

337 VOTE: In a roll call vote the motion carries with Senator Shoemaker,  
Vice-Chair Otto, and Chair Jolin voting "AYE." Senator Bunn voting "NAY." Senator Kennemer is excused.

346 MOTION: Chair Jolin moves SB 646 as amended to the floor with a Do Pass recommendation.

VOTE: In a roll call vote the motion carries with Senator Shoemaker,  
Vice-Chair Otto, and Chair Jolin voting "AYE." Senator Bunn voting "NAY." Senator Kennemer excused.

348 Senator Yih will carry the bill.

353 CHAIR JOLIN: Adjourns hearing at 1:34 p.m.

Submitted by: Reviewed by:

Apryl Poff  
Assistant

Cherie Copeland  
Committee Administrator

EXHIBIT LOG:

- A - SB 554 -1 and -2 hand engrossed merged amendments submitted by staff, 9 pages.
- B - Written testimony submitted by William F. Deal, 37 pages.
- C - SB 646-6 hand engrossed amendments submitted by staff, 1 page.