

## **HOUSE COMMITTEE ON CONSUMER PROTECTION**

**March 9, 2009  
3:00 P.M.**

**Hearing Room E**

**MEMBERS PRESENT:**        **Rep. Paul Holvey, Chair**  
                                     **Rep. Chuck Riley, Vice-Chair**  
                                     **Rep. Jim Weidner, Vice-Chair**  
                                     **Rep. Brent Barton**  
                                     **Rep. Jean Cowan**  
                                     **Rep. Vic Gilliam**  
                                     **Rep. Wayne Krieger**  
                                     **Rep. Greg Matthews**  
                                     **Rep. Matt Wingard**

**MEMBER ABSENT:**        **Rep. Carolyn Tomei**

**STAFF PRESENT:**        **Victoria Cox, Committee Administrator**  
                                     **Cindy Hupp, Committee Assistant**

**MEASURES/ISSUES HEARD:** **HB 2369 – Public Hearing**  
                                     **HB 2631 – Public Hearing**  
                                     **HB 2325 – Public Hearing**

**This recording log is in compliance with Senate and House Rules. For complete contents, refer to the digital audio recording.**

## HCP

3/9/2009 3:10:08 PM

3:10:12 PM Meeting Called to Order  
3:10:14 PM Chair Holvey  
3:10:46 PM HB 2369-Public Hearing  
3:10:57 PM Victoria Cox, Committee Administrator  
3:10:58 PM {Exhibit} 1: Chair Holvey  
3:10:58 PM {Exhibit} 2: Chair Holvey  
3:10:58 PM {Exhibit} 3: Chair Holvey  
3:11:50 PM Chair Holvey  
3:11:58 PM Cox  
3:12:03 PM Chair Holvey  
3:12:05 PM Cox  
3:12:09 PM Chair Holvey  
3:12:51 PM Steve Murrell, Claim Attorney, State Farm Insurance Companies  
3:18:06 PM Chair Holvey  
3:18:09 PM Dr. Vern Saboe, Representative, Oregon Chiropractic Association  
3:18:16 PM Chair Holvey  
3:18:18 PM Saboe  
3:19:51 PM Chair Holvey  
3:19:58 PM Saboe  
3:20:01 PM Chair Holvey  
3:20:07 PM Rep. Wingard  
3:20:27 PM Murrell  
3:21:11 PM Rep. Wingard  
3:21:12 PM Chair Holvey  
3:21:12 PM Rep. Wingard  
3:21:15 PM Murrell  
3:22:39 PM Rep. Wingard  
3:22:40 PM Chair Holvey  
3:22:41 PM Rep. Wingard  
3:22:58 PM Murrell  
3:23:13 PM Chair Holvey  
3:23:48 PM Tom Gallagher, Representative, Oregon Newspaper Publishers  
Association  
3:29:51 PM Chair Holvey  
3:29:53 PM Dave Fiskum, Representative, Oregon Association of Broadcasters  
3:32:01 PM Chair Holvey  
3:34:23 PM Gallagher  
3:35:32 PM Chair Holvey  
3:35:40 PM Rep. Krieger

**3:35:54 PM** Gallagher  
**3:36:17 PM** Chair Holvey  
**3:36:29 PM** Rep. Barton  
**3:37:13 PM** Gallagher  
**3:37:51 PM** Rep. Barton  
**3:37:52 PM** Chair Holvey  
**3:37:53 PM** Rep. Barton  
**3:38:11 PM** Gallagher  
**3:39:16 PM** Chair Holvey  
**3:39:36 PM** HB 2631-Public Hearing  
**3:39:58 PM** Rep. Sal Esquivel, House District 6  
**3:43:37 PM** Chair Holvey  
**3:44:05 PM** Rep. Esquivel  
**3:44:21 PM** Chair Holvey  
**3:44:31 PM** Rep. Gilliam  
**3:44:47 PM** Rep. Esquivel  
**3:44:58 PM** Chair Holvey  
**3:45:34 PM** Steve Murrell, Claim Attorney, State Farm Insurance Companies  
**3:46:13 PM** Chair Holvey  
**3:46:42 PM** Mike Sanders, Owner, Albany Athletic Club  
**3:46:48 PM** Jay Chadney, Owner, Health Clubs, Portland, Oregon  
**3:46:54 PM** John Miller, Owner, Court House Athletic Clubs, Salem, Oregon  
**3:48:04 PM** Chair Holvey  
**3:48:11 PM** Miller  
**3:48:12 PM** Chair Holvey  
**3:48:20 PM** Miller  
**3:48:22 PM** Chair Holvey  
**3:48:29 PM** Miller  
**3:48:53 PM** Chair Holvey  
**3:48:56 PM** Vice-Chair Riley  
**3:49:15 PM** Miller  
**3:49:16 PM** Vice-Chair Riley  
**3:49:17 PM** Chair Holvey  
**3:49:18 PM** Vice-Chair Riley  
**3:49:24 PM** Miller  
**3:49:29 PM** Vice-Chair Riley  
**3:49:31 PM** Miller  
**3:49:33 PM** Chair Holvey  
**3:49:34 PM** Vice-Chair Riley  
**3:49:35 PM** Miller  
**3:49:41 PM** Vice-Chair Riley  
**3:50:10 PM** Miller  
**3:50:53 PM** Vice-Chair Riley  
**3:51:17 PM** Chair Holvey  
**3:51:26 PM** Vice-Chair Weidner  
**3:51:43 PM** Miller

**3:51:53 PM** Vice-Chair Weidner  
**3:52:09 PM** Miller  
**3:52:31 PM** Chair Holvey  
**3:52:33 PM** Rep. Gilliam  
**3:52:59 PM** Miller  
**3:53:29 PM** Rep. Gilliam  
**3:53:31 PM** Chair Holvey  
**3:53:32 PM** Rep. Gilliam  
**3:54:01 PM** Miller  
**3:54:08 PM** Rep. Gilliam  
**3:54:09 PM** Miller  
**3:54:58 PM** Chair Holvey  
**3:55:24 PM** Jim Craven, Representative, TechAmerica  
**3:58:29 PM** Chair Holvey  
**3:58:33 PM** Mike Dewey, Representative, Oregon Cable Telecommunications Association  
**3:58:34 PM** {Exhibit} 4: Dewey  
**4:01:12 PM** Chair Holvey  
**4:01:51 PM** Brian DeLashmutt, Representative, Sprint, Nextel  
**4:01:52 PM** {Exhibit} 5: DeLashmutt  
**4:02:15 PM** Chair Holvey  
**4:02:37 PM** HB 2325-Public Hearing  
**4:03:16 PM** Tom D'Amore, Representative, Oregon Trial Lawyers Association  
**4:03:17 PM** {Exhibit} 6: D'Amore  
**4:04:01 PM** Chair Holvey  
**4:04:02 PM** D'Amore  
**4:06:11 PM** Chair Holvey  
**4:06:39 PM** D'Amore  
**4:07:17 PM** Chair Holvey  
**4:07:21 PM** D'Amore  
**4:07:43 PM** Chair Holvey  
**4:07:45 PM** Rep. Wingard  
**4:08:45 PM** D'Amore  
**4:09:15 PM** Rep. Wingard  
**4:09:16 PM** Chair Holvey  
**4:09:19 PM** Rep. Wingard  
**4:10:15 PM** D'Amore  
**4:10:31 PM** Rep. Wingard  
**4:10:33 PM** Chair Holvey  
**4:10:34 PM** Rep. Wingard  
**4:11:01 PM** D'Amore  
**4:11:47 PM** Rep. Wingard  
**4:11:50 PM** Chair Holvey  
**4:11:53 PM** Rep. Wingard  
**4:12:48 PM** D'Amore  
**4:13:24 PM** Chair Holvey

4:13:26 PM Vice-Chair Weidner  
4:13:53 PM D'Amore  
4:13:57 PM Vice-Chair Weidner  
4:14:21 PM D'Amore  
4:14:44 PM Vice-Chair Weidner  
4:14:49 PM D'Amore  
4:15:02 PM Chair Holvey  
4:15:35 PM D'Amore  
4:16:43 PM Chair Holvey  
4:16:52 PM Shannon Olmstead, Citizen, Gladstone, Oregon  
4:16:53 PM {Exhibit} 7: Olmstead  
4:20:26 PM Chair Holvey  
4:20:37 PM Rep. Krieger  
4:20:45 PM Chair Holvey  
4:20:46 PM Rep. Krieger  
4:20:53 PM Neil W. Jackson, Representative, Oregon Trial Lawyers Association  
4:20:55 PM {Exhibit} 8: Jackson  
4:20:55 PM {Exhibit} 9: Jackson  
4:20:55 PM {Exhibit} 10: Jackson  
4:24:22 PM Chair Holvey  
4:24:36 PM Jackson  
4:24:38 PM Chair Holvey  
4:25:22 PM John Powell, Representative, State Farm Insurance Companies  
4:25:44 PM Steve Murrell, Claim Attorney, State Farm Insurance Companies  
4:29:47 PM Shawn Miller, Representative, Property Casualty Insurers  
Association of America  
4:31:24 PM Chair Holvey  
4:32:06 PM Murrell  
4:33:39 PM Chair Holvey  
4:34:02 PM Murrell  
4:34:29 PM Chair Holvey  
4:34:42 PM Murrell  
4:35:08 PM Chair Holvey  
4:35:11 PM Rep. Matthews  
4:36:06 PM Chair Holvey  
4:36:09 PM Vice-Chair Weidner  
4:36:23 PM Rep. Krieger  
4:36:24 PM Vice-Chair Weidner  
4:37:05 PM Chair Holvey  
4:37:06 PM Powell  
4:38:02 PM Chair Holvey  
4:38:03 PM Rep. Wingard  
4:40:09 PM Chair Holvey  
4:40:30 PM Rep. Krieger  
4:41:09 PM Chair Holvey  
4:41:10 PM Rep. Matthews

**4:42:05 PM** Chair Holvey  
**4:42:15 PM** {Exhibit} 11: Chair Holvey  
**4:42:31 PM** Miller  
**4:42:32 PM** Chair Holvey  
**4:43:53 PM** Meeting Adjourned

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**HCP**

**3/9/2009 3:10:08 PM**

- 3:10:58 PM** {Exhibit} 1: HB 2369, -1 amendment, staff, 1 p
  - 3:10:58 PM** {Exhibit} 2: HB 2369, -2 amendment, staff, 1 p
  - 3:10:58 PM** {Exhibit} 3: HB 2369, -3 amendment, staff, 9 pp
  - 3:58:34 PM** {Exhibit} 4: HB 2631, Federal Trade Commission Facts,  
Mike Dewey, 3 pp
  - 4:01:52 PM** {Exhibit} 5: HB 2631, written testimony, Brian DeLashmutt, 1 p
  - 4:03:17 PM** {Exhibit} 6: HB 2325, written testimony, Tom D'Amore, 1 p
  - 4:16:53 PM** {Exhibit} 7: HB 2325, written testimony, Shannon Olmstead, 1 p
  - 4:20:55 PM** {Exhibit} 8: HB 2325, written testimony, Neil Jackson, 1 p
  - 4:20:55 PM** {Exhibit} 9: HB 2325, information from Oregon Trial Lawyers  
Association, submitted by Neil Jackson, 1 p
  - 4:20:55 PM** {Exhibit} 10: HB 2325, letter from Steve Milla, submitted by  
Neil Jackson, 1 p
  - 4:42:15 PM** {Exhibit} 11: HB 2325, -1 amendment, staff, 3 pp
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