

## **HOUSE COMMITTEE ON CONSUMER PROTECTION**

**March 20, 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. Carolyn Tomei**
- Rep. Matt Wingard**

**STAFF PRESENT:**

- Victoria Cox, Committee Administrator**
- Cindy Hupp, Committee Assistant**

**MEASURES/ISSUES HEARD: HB 2804 – Public Hearing**  
**SB 328 - Work Session**  
**HB 2268 – Public Hearing**  
**HB 2268 – Work Session**

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

## HCP

3/20/2009 3:10:54 PM

3:10:58 PM Meeting Called to Order  
3:11:00 PM Chair Holvey  
3:11:21 PM HB 2804-Public Hearing  
3:11:31 PM Victoria Cox, Committee Administrator  
3:11:46 PM Chair Holvey  
3:12:03 PM Representative Betty Komp, House District 22  
3:14:15 PM Cindy Wurdinger-Kelly, Owner, Retail Florist Shop  
3:14:16 PM {Exhibit} 1: Cindy Wurdinger-Kelly  
3:19:56 PM Chair Holvey  
3:20:04 PM Vice-Chair Weidner  
3:20:29 PM Chair Holvey  
3:20:30 PM Vice-Chair Riley  
3:20:50 PM Rep. Komp  
3:21:20 PM Wurdinger-Kelly  
3:21:31 PM Vice-Chair Riley  
3:21:32 PM Chair Holvey  
3:21:33 PM Vice-Chair Riley  
3:21:55 PM Rep. Komp  
3:21:57 PM Chair Holvey  
3:21:58 PM Rep. Komp  
3:22:16 PM Chair Holvey  
3:22:18 PM Rep. Tomei  
3:22:29 PM Wurdinger-Kelly  
3:22:31 PM Rep. Tomei  
3:22:35 PM Wurdinger-Kelly  
3:23:48 PM Rep. Tomei  
3:23:49 PM Chair Holvey  
3:23:50 PM Rep. Tomei  
3:23:53 PM Wurdinger-Kelly  
3:24:07 PM Rep. Tomei  
3:24:12 PM Wurdinger-Kelly  
3:24:15 PM Chair Holvey  
3:24:16 PM Vice-Chair Riley  
3:24:24 PM Wurdinger-Kelly  
3:24:35 PM Vice-Chair Riley  
3:24:40 PM Chair Holvey  
3:24:41 PM Vice-Chair Riley  
3:25:09 PM Rep. Tomei  
3:25:13 PM Chair Holvey

3:25:16 PM Rep. Wingard  
3:25:50 PM Wurdinger-Kelly  
3:26:17 PM Rep. Wingard  
3:26:21 PM Chair Holvey  
3:26:42 PM Rep. Komp  
3:27:29 PM Chair Holvey  
3:27:57 PM Rep. Komp  
3:27:59 PM Chair Holvey  
3:28:14 PM SB 328-Work Session  
3:28:23 PM Victoria Cox, Committee Administrator  
3:28:34 PM Chair Holvey  
3:28:43 PM MOTION: Rep. Tomei moves SB 328 DO PASS  
3:28:52 PM Chair Holvey  
3:28:59 PM Rep. Tomei  
3:29:03 PM Chair Holvey  
3:29:06 PM Rep. Wingard  
3:29:15 PM Chair Holvey  
3:29:20 PM Rep. Tomei  
3:29:23 PM Rep. Wingard  
3:29:25 PM Rep. Tomei withdraws motion  
3:29:29 PM Chair Holvey  
3:29:41 PM Vice-Chair Weidner  
3:29:43 PM Chair Holvey  
3:30:00 PM Rep. Gilliam  
3:30:01 PM Chair Holvey  
3:30:02 PM MOTION: Rep. Gilliam moves -3 amendments  
3:30:02 PM {Exhibit} 2: Rep. Gilliam  
3:30:27 PM Chair Holvey  
3:30:50 PM Meeting Recessed  
3:32:34 PM Meeting Reconvened  
3:32:50 PM Rep. Wingard  
3:32:54 PM Chair Holvey  
3:32:56 PM Rep. Gilliam  
3:33:14 PM {Exhibit} 3: Rep. Gilliam  
3:33:24 PM Chair Holvey  
3:33:30 PM Rep. Gilliam  
3:33:35 PM Chair Holvey  
3:33:40 PM Rep. Gilliam  
3:33:41 PM Chair Holvey  
3:33:59 PM Rep. Gilliam  
3:34:01 PM Rep. Wingard  
3:34:07 PM Chair Holvey  
3:34:08 PM Rep. Wingard  
3:34:25 PM Chair Holvey  
3:34:26 PM Meeting Recessed  
3:36:21 PM Meeting Reconvened

**3:36:36 PM** Rep. Gilliam  
**3:37:24 PM** Chair Holvey  
**3:37:37 PM** Jim Markee, Representative, Oregon Collectors Association  
**3:40:58 PM** Rep. Tomei  
**3:40:59 PM** Chair Holvey  
**3:41:00 PM** Rep. Tomei  
**3:41:11 PM** Markee  
**3:41:18 PM** Rep. Tomei  
**3:41:26 PM** Chair Holvey  
**3:41:27 PM** Rep. Tomei  
**3:41:39 PM** Markee  
**3:41:48 PM** Rep. Tomei  
**3:41:51 PM** Chair Holvey  
**3:42:12 PM** Keith Dubanevich, Special Council to Attorney General, Oregon  
Department of Justice  
**3:42:14 PM** Chair Holvey  
**3:42:24 PM** Dubanevich  
**3:42:28 PM** Chair Holvey  
**3:42:54 PM** Dubanevich  
**3:46:21 PM** Chair Holvey  
**3:46:22 PM** Rep. Tomei  
**3:46:23 PM** Chair Holvey  
**3:46:24 PM** Rep. Tomei  
**3:46:26 PM** Vice-Chair Weidner  
**3:46:50 PM** Dubanevich  
**3:46:59 PM** Vice-Chair Weidner  
**3:47:01 PM** Dubanevich  
**3:47:05 PM** Vice-Chair Weidner  
**3:47:06 PM** Chair Holvey  
**3:47:07 PM** Vice-Chair Weidner  
**3:47:15 PM** Dubanevich  
**3:47:58 PM** Chair Holvey  
**3:48:00 PM** Rep. Tomei  
**3:48:10 PM** Dubanevich  
**3:48:42 PM** Rep. Tomei  
**3:48:44 PM** Chair Holvey  
**3:48:45 PM** Rep. Barton  
**3:50:22 PM** Dubanevich  
**3:51:26 PM** Chair Holvey  
**3:51:55 PM** Dubanevich  
**3:52:42 PM** Chair Holvey  
**3:52:46 PM** Rep. Gilliam  
**3:53:45 PM** Dubanevich  
**3:54:05 PM** Rep. Gilliam  
**3:54:12 PM** Chair Holvey  
**3:54:13 PM** Rep. Gilliam

**3:54:54 PM** Chair Holvey  
**3:55:18 PM** Rep. Wingard  
**3:56:40 PM** Dubanevich  
**3:57:50 PM** Rep. Wingard  
**3:57:51 PM** Chair Holvey  
**3:57:52 PM** Rep. Wingard  
**3:58:57 PM** Dubanevich  
**3:59:42 PM** Rep. Wingard  
**3:59:43 PM** Chair Holvey  
**3:59:45 PM** Vice-Chair Weidner  
**4:00:34 PM** Dubanevich  
**4:01:37 PM** Vice-Chair Weidner  
**4:01:38 PM** Chair Holvey  
**4:01:40 PM** Vice-Chair Weidner  
**4:01:48 PM** Dubanevich  
**4:02:29 PM** Chair Holvey  
**4:02:30 PM** Rep. Gilliam  
**4:02:55 PM** Dubanevich  
**4:03:20 PM** Rep. Gilliam  
**4:03:21 PM** Chair Holvey  
**4:03:23 PM** Rep. Gilliam  
**4:03:31 PM** Dubanevich  
**4:03:54 PM** Rep. Gilliam  
**4:03:58 PM** Chair Holvey  
**4:03:59 PM** Vice-Chair Weidner  
**4:04:21 PM** Dubanevich  
**4:04:34 PM** Vice-Chair Weidner  
**4:04:35 PM** Dubanevich  
**4:04:57 PM** Chair Holvey  
**4:06:13 PM** Dubanevich  
**4:07:01 PM** Chair Holvey  
**4:07:22 PM** Dubanevich  
**4:07:42 PM** Chair Holvey  
**4:07:43 PM** Rep. Krieger  
**4:07:45 PM** Chair Holvey  
**4:07:46 PM** Rep. Krieger  
**4:07:47 PM** Chair Holvey  
**4:07:48 PM** Rep. Krieger  
**4:08:36 PM** Dubanevich  
**4:09:35 PM** Rep. Krieger  
**4:09:36 PM** Chair Holvey  
**4:09:37 PM** Rep. Krieger  
**4:09:38 PM** {Exhibit} 4: Rep. Krieger  
**4:09:52 PM** Dubanevich  
**4:09:55 PM** Rep. Krieger  
**4:10:59 PM** Dubanevich

**4:11:05 PM** Chair Holvey  
**4:11:09 PM** Rep. Krieger  
**4:11:16 PM** Chair Holvey  
**4:12:17 PM** Dubanevich  
**4:13:33 PM** Chair Holvey  
**4:14:16 PM** VOTE: 4-6-0  
**4:14:16 PM** Ayes: Gilliam, Krieger, Wingard, Weidner; Nays: Barton, Cowan, Matthews, Tomei, Riley, Holvey  
**4:15:05 PM** MOTION: Rep. Tomei moves SB 328 DO PASS  
**4:15:13 PM** Chair Holvey  
**4:15:21 PM** Rep. Gilliam  
**4:15:33 PM** Chair Holvey  
**4:15:39 PM** VOTE: 10-0-0  
**4:15:39 PM** Ayes: Barton, Cowan, Gilliam, Krieger, Matthews, Tomei, Wingard, Weidner, Riley, Holvey  
**4:16:11 PM** CARRIER: CHAIR HOLVEY will lead discussion on the floor  
**4:16:38 PM** HB 2268-Public Hearing  
**4:16:50 PM** Victoria Cox, Committee Administrator  
**4:17:27 PM** Chair Holvey  
**4:18:14 PM** HB 2268-Work Session  
**4:18:27 PM** Vice-Chair Riley  
**4:18:29 PM** Chair Holvey  
**4:18:30 PM** MOTION: Vice-Chair Riley moves HB 2268 DO PASS as AMENDED  
**4:18:40 PM** Chair Holvey  
**4:18:48 PM** Cindy Hupp, Committee Assistant  
**4:18:49 PM** VOTE: 9-0-1  
**4:18:49 PM** Ayes: Barton, Cowan, Gilliam, Matthews, Tomei, Wingard, Weidner, Riley, Holvey; Excused: Krieger  
**4:19:18 PM** Chair Holvey  
**4:19:37 PM** CARRIER: REP. WEIDNER will lead discussion on the floor  
**4:19:41 PM** Rep. Barton  
**4:19:43 PM** Chair Holvey  
**4:20:15 PM** The following written testimony was submitted for the record without public testimony:  
**4:20:16 PM** {Exhibit} 5: Senator Bonamici, Senate District 17  
**4:20:16 PM** Meeting Adjourned

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**HCP**

**3/20/2009 3:10:54 PM**

**3:14:16 PM** {Exhibit} 1: HB 2804, written testimony, Cindy Wurdinger-Kelly,  
2 pp

**3:30:02 PM** {Exhibit} 2: SB 328, -3 amendments, staff, 1 p

**3:33:14 PM** {Exhibit} 3: SB 328, Jim Markee comments, submitted by  
Rep. Gilliam, 1 p

**4:09:38 PM** {Exhibit} 4: SB 328, written testimony, Cory Streisinger, submitted  
by Rep. Krieger, 2 pp

**4:20:16 PM** {Exhibit} 5: SB 328, written testimony, Sen. Bonamici 1 p

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