

## **HOUSE COMMITTEE ON CONSUMER PROTECTION**

**March 30, 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 2613 – Work Session**  
                                     **HB 2614 – Work Session**  
                                     **HB 2470 – Public Hearing**

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

## HCP

3/30/2009 3:07:32 PM

- 3:07:36 PM Meeting Called to Order
- 3:07:37 PM Chair Holvey
- 3:08:07 PM HB 2613-Work Session
- 3:08:30 PM Andrew Ainsworth, Legislative Assistant, Office of Rep. Peter Buckley, House District 5
- 3:08:31 PM {Exhibit} 1: Ainsworth
- 3:08:31 PM {Exhibit} 2: Ainsworth
- 3:09:58 PM Chair Holvey
- 3:10:14 PM John VanLandingham, Consumer Advocate, Lane County Legal Aid
- 3:10:28 PM Chair Holvey
- 3:10:51 PM VanLandingham
- 3:10:54 PM Chair Holvey
- 3:11:04 PM Ainsworth
- 3:11:06 PM Chair Holvey
- 3:11:14 PM Vice-Chair Riley
- 3:11:15 PM Chair Holvey
- 3:11:16 PM MOTION: Rep. Riley moves -3 and -5 amendments
- 3:11:29 PM Chair Holvey
- 3:11:43 PM VOTE: 9-0-1
- 3:11:43 PM Ayes: Barton, Cowan, Gilliam, Krieger, Matthews, Wingard, Weidner, Riley, Holvey; Excused: Tomei
- 3:11:44 PM Vice-Chair Riley
- 3:11:45 PM Chair Holvey
- 3:11:46 PM Vice-Chair Riley
- 3:11:49 PM Chair Holvey
- 3:11:50 PM MOTION: Rep. Riley moves HB 2613 DO PASS as AMENDED
- 3:11:54 PM Chair Holvey
- 3:12:08 PM VOTE: 9-0-1
- 3:12:08 PM Ayes: Barton, Cowan, Gilliam, Krieger, Matthews, Wingard, Weidner, Riley, Holvey; Excused: Tomei
- 3:12:34 PM Chair Holvey
- 3:12:44 PM CARRIER: REP. BUCKLEY will lead discussion on the floor
- 3:13:03 PM HB 2614-Work Session
- 3:13:05 PM Andrew Ainsworth, Legislative Assistant, Office of Rep. Peter Buckley, House District 5
- 3:13:07 PM Chair Holvey
- 3:13:08 PM Ainsworth
- 3:13:38 PM Chair Holvey

**3:13:44 PM** Rep. Krieger  
**3:13:45 PM** Chair Holvey  
**3:13:46 PM** Rep. Krieger  
**3:13:54 PM** Chair Holvey  
**3:14:05 PM** Victoria Cox, Committee Administrator  
**3:14:06 PM** Chair Holvey  
**3:14:12 PM** Rep. Barton  
**3:14:36 PM** Ainsworth  
**3:14:57 PM** Chair Holvey  
**3:15:08 PM** Rep. Cowan  
**3:15:19 PM** Ainsworth  
**3:15:21 PM** Rep. Cowan  
**3:15:23 PM** Chair Holvey  
**3:15:28 PM** Rep. Wingard  
**3:15:33 PM** Chair Holvey  
**3:15:47 PM** John VanLandingham, Consumer Advocate, Lane County Legal Aid  
  
**3:16:28 PM** Chair Holvey  
**3:16:32 PM** Vice-Chair Weidner  
**3:16:44 PM** Ainsworth  
**3:16:58 PM** Chair Holvey  
**3:17:06 PM** Vice-Chair Riley  
**3:17:07 PM** Chair Holvey  
**3:17:08 PM** MOTION: Rep. Riley moves HB 2614 DO PASS  
**3:17:12 PM** Chair Holvey  
**3:17:25 PM** Rep. Barton  
**3:17:29 PM** Chair Holvey  
**3:17:40 PM** VOTE: 8-1-1  
**3:17:40 PM** Ayes: Barton, Cowan, Gilliam, Krieger, Matthews, Weidner, Riley, Holvey; Nays: Wingard; Excused: Tomei  
  
**3:18:07 PM** Chair Holvey  
**3:18:16 PM** CARRIER: REP. BUCKLEY will lead discussion on the floor  
**3:18:39 PM** HB 2470-Public Hearing  
**3:18:48 PM** Victoria Cox, Committee Administrator  
**3:19:13 PM** Chair Holvey  
**3:20:39 PM** Rep. Chuck Riley, House District 29  
**3:20:45 PM** Rep. Krieger  
**3:20:50 PM** Vice-Chair Riley  
**3:21:16 PM** Chair Holvey  
**3:21:17 PM** Vice-Chair Riley  
**3:22:22 PM** Chair Holvey  
**3:22:26 PM** Rep. Jim Weidner, House District 24  
**3:23:09 PM** {Exhibit} 3: Vice-Chair Weidner  
**3:24:01 PM** Chair Holvey  
**3:24:03 PM** Vice-Chair Weidner  
**3:24:09 PM** Chair Holvey

3:24:14 PM Ree Armitage, Senior Legislative Aide, Office of Rep. Paul Holvey  
3:24:23 PM {Exhibit} 4: Armitage  
3:24:23 PM {Exhibit} 5: Armitage  
3:24:23 PM {Exhibit} 6: Armitage  
3:28:31 PM Chair Holvey  
3:28:37 PM Armitage  
3:28:42 PM Vice-Chair Riley  
3:29:05 PM Chair Holvey  
3:29:06 PM Armitage  
3:29:32 PM Chair Holvey  
3:29:34 PM Armitage  
3:30:13 PM Chair Holvey  
3:31:03 PM Armitage  
3:33:14 PM Chair Holvey  
3:33:17 PM Rep. Gilliam  
3:34:03 PM Vice-Chair Riley  
3:34:23 PM Vice-Chair Weidner  
3:35:36 PM Chair Holvey  
3:35:42 PM Vice-Chair Weidner  
3:36:10 PM Chair Holvey  
3:36:15 PM Vice-Chair Weidner  
3:36:17 PM Chair Holvey  
3:36:20 PM Rep. Cowan  
3:37:03 PM Vice-Chair Riley  
3:37:18 PM Rep. Cowan  
3:37:33 PM Armitage  
3:38:09 PM Chair Holvey  
3:38:12 PM Rep. Barton  
3:38:47 PM Armitage  
3:38:53 PM Rep. Barton  
3:39:00 PM Chair Holvey  
3:39:02 PM Rep. Matthews  
3:40:05 PM Vice-Chair Weidner  
3:41:41 PM Vice-Chair Riley  
3:43:04 PM Chair Holvey  
3:43:15 PM Vice-Chair Weidner  
3:43:20 PM Chair Holvey  
3:43:32 PM Sen. Vicki Walker, Senate District 7  
3:49:31 PM Chair Holvey  
3:49:41 PM Vice-Chair Weidner  
3:49:51 PM Sen. Walker  
3:50:06 PM Vice-Chair Weidner  
3:50:37 PM Sen. Walker  
3:51:46 PM Chair Holvey  
3:51:56 PM Sen. Walker  
3:52:01 PM Chair Holvey

**3:53:22 PM** Scott Beckstead, Senior Oregon Director, Humane Society of the United States  
**3:53:23 PM** {Exhibit} 7: Beckstead  
**3:53:23 PM** {Exhibit} 8: Beckstead  
**3:53:23 PM** {Exhibit} 9: Beckstead  
**3:53:23 PM** {Exhibit} 10: Beckstead  
**3:58:28 PM** Chair Holvey  
**3:58:32 PM** Beckstead  
**3:58:54 PM** Chair Holvey  
**3:59:01 PM** Sharon Harmon, Executive Director, Oregon Humane Society  
**4:01:03 PM** Chair Holvey  
**4:01:06 PM** Jamie Fitzpatrick, Shelter Operations Director, Willamette Humane Society  
**4:02:33 PM** Chair Holvey  
**4:02:37 PM** Jim Dohr, Community Service Officer, Albany Police Department  
**4:05:05 PM** Chair Holvey  
**4:05:18 PM** Rep. Barton  
**4:05:57 PM** Beckstead  
**4:06:29 PM** Chair Holvey  
**4:06:30 PM** Vice-Chair Riley  
**4:06:45 PM** Chair Holvey  
**4:06:47 PM** Rep. Wingard  
**4:06:57 PM** Beckstead  
**4:07:28 PM** Chair Holvey  
**4:07:47 PM** Harmon  
**4:07:50 PM** Chair Holvey  
**4:07:56 PM** Harmon  
**4:08:01 PM** Chair Holvey  
**4:08:24 PM** Patti Strand, National Director, National Animal Interest Association  
**4:08:25 PM** {Exhibit} 11: Strand  
**4:11:04 PM** Chair Holvey  
**4:11:08 PM** Cheryl Lopate, DVM, Diplomate, American College of Theriogenologists  
**4:11:09 PM** {Exhibit} 12: Lopate  
**4:11:09 PM** {Exhibit} 13: Lopate  
**4:15:36 PM** Chair Holvey  
**4:15:43 PM** Lopate  
**4:15:47 PM** Chair Holvey  
**4:15:48 PM** Lopate  
**4:16:24 PM** Chair Holvey  
**4:16:28 PM** Lopate  
**4:16:31 PM** Chair Holvey  
**4:16:41 PM** Jeff Jennings, Owner, Whispering Hills Kennels  
**4:20:33 PM** Chair Holvey  
**4:20:39 PM** Jennings  
**4:21:08 PM** Mary Strom Bernard, Owner, Snow Wind Farm

4:22:38 PM Chair Holvey  
4:23:08 PM Jennings  
4:23:31 PM Chair Holvey  
4:25:25 PM Glenn Kolb, Executive Director, Oregon Veterinary Medical  
Association  
4:25:26 PM {Exhibit} 14: Kolb  
4:29:00 PM Chair Holvey  
4:29:03 PM Larry Peetz, DVM, Oregon  
4:29:24 PM Chair Holvey  
4:29:26 PM Peetz  
4:31:29 PM Kristin Sulis, DVM, Oregon  
4:34:01 PM Chair Holvey  
4:34:04 PM Sulis  
4:34:36 PM Ruth Hudnut, Citizen, Portland, Oregon  
4:35:13 PM Chair Holvey  
4:35:14 PM Hudnut  
4:35:17 PM Chair Holvey  
4:35:31 PM Hudnut  
4:35:33 PM Chair Holvey  
4:35:40 PM Hudnut  
4:36:13 PM Chair Holvey  
4:36:33 PM Sulis  
4:37:13 PM Peetz  
4:37:29 PM Chair Holvey  
4:38:00 PM Vice-Chair Weidner  
4:38:03 PM Chair Holvey  
4:38:05 PM Vice-Chair Weidner  
4:38:24 PM Chair Holvey  
4:38:45 PM Karen Timm, DVM, Oregon  
4:38:46 PM {Exhibit} 15: Timm  
4:41:40 PM Lawrence Schwartz, Breeder, Seal Rock, Oregon  
4:42:22 PM {Exhibit} 16: Schwartz  
4:43:33 PM {Exhibit} 17: Schwartz  
4:46:07 PM Chair Holvey  
4:46:21 PM Judy Chambers, Breeder, Ghoststone Labradors  
4:48:19 PM Mary Beers, Owner, Umpqua Valley Kennels  
4:52:12 PM Chair Holvey  
4:52:57 PM Vice-Chair Riley  
4:53:40 PM Chair Holvey  
4:53:53 PM Beers  
4:53:58 PM Chair Holvey  
4:54:15 PM HB 2613-Work Session  
4:54:23 PM Chair Holvey moves that the RULES BE SUSPENDED to allow  
Rep. Tomei to VOTE: AYE on HB 2613  
4:54:33 PM Rep. Tomei  
4:54:34 PM VOTE: 10-0-0

**4:54:34 PM** Ayes: Barton, Cowan, Gilliam, Krieger, Matthews, Tomei, Wingard, Weidner, Riley, Holvey  
**4:54:36 PM** Chair Holvey  
**4:54:46 PM** HB 2614-Work Session  
**4:54:50 PM** Chair Holvey moves that the RULES BE SUSPENDED to allow Rep. Tomei to VOTE: AYE on HB 2614  
**4:55:01 PM** Rep. Tomei  
**4:55:02 PM** VOTE: 9-0-1  
**4:55:02 PM** Ayes: Barton, Cowan, Gilliam, Krieger, Matthews, Tomei, Weidner, Riley, Holvey; Nays: Wingard  
**4:55:03 PM** Chair Holvey  
**4:55:14 PM** HB 2470-Public Hearing  
**4:55:22 PM** Rep. Cowan  
**4:55:28 PM** Chair Holvey  
**4:55:44 PM** Rep. Cowan  
**4:55:47 PM** Chair Holvey  
**4:56:18 PM** Scott Bartlett, Citizen, Eugene, Oregon  
**4:59:51 PM** Chair Holvey  
**4:59:57 PM** Laura Ireland, Animal Law Attorney, Waldport, Oregon  
**5:01:35 PM** Chair Holvey  
**5:02:33 PM** David Calderwood, Legislative Liaison, American Kennel Club  
**5:06:54 PM** Kathleen Ettinger, Citizen, Medford, Oregon  
**5:06:55 PM** {Exhibit} 18: Ettinger  
**5:09:00 PM** Chair Holvey  
**5:09:05 PM** Connie Diane Theil, Resident, Portland, Oregon  
**5:09:34 PM** Chair Holvey  
**5:09:36 PM** Theil  
**5:11:24 PM** Chair Holvey  
**5:12:58 PM** Karen Herrold, Breeder, North Plains, Oregon  
**5:15:49 PM** Tom Levy, Breeder, Marion County  
**5:15:50 PM** {Exhibit} 19: Levy  
**5:18:12 PM** Chair Holvey  
**5:19:15 PM** Judi James, Professional Dog Trainer, Salem, Oregon  
**5:19:16 PM** {Exhibit} 20: James  
**5:24:22 PM** Chair Holvey  
**5:24:25 PM** Ann Segrest, Cat Breeder, Salem, Oregon  
**5:26:33 PM** Chair Holvey  
**5:27:32 PM** Beverly Paul, Resident, South Salem  
**5:31:14 PM** Chair Holvey  
**5:31:17 PM** Kerrill Knaus-Hardy, Co-Founder, Canine Companions for Independence  
**5:35:32 PM** Chair Holvey  
**5:35:38 PM** Ted Paul, American Kennel Club Member, American Kennel Club Licensed Judge  
**5:35:49 PM** Chair Holvey  
**5:35:51 PM** Paul, T.

**5:36:50 PM** Chair Holvey  
**5:37:07 PM** Rep. Krieger  
**5:37:09 PM** Chair Holvey  
**5:37:10 PM** Rep. Krieger  
**5:38:30 PM** Chair Holvey  
**5:38:34 PM** Rep. Krieger  
**5:38:55 PM** Chair Holvey  
**5:39:23 PM** The following written testimony was submitted for the record without public testimony:  
**5:39:24 PM** {Exhibit} 21: Lynn Calkins, Corresponding Secretary, Portland Kennel Club, Incorporated  
**5:39:24 PM** {Exhibit} 22: Dana Stillinger, Owner, Best Friends Obedience and Agility School, Incorporated  
**5:39:24 PM** {Exhibit} 23: Jim Welsh, Representative, Oregon Cattlemen's Association  
**5:39:24 PM** {Exhibit} 24: Virginia Heitz, Resident, Woodburn, Oregon  
**5:39:24 PM** {Exhibit} 25: Virginia Heitz, Resident, Woodburn, Oregon  
**5:39:24 PM** {Exhibit} 26: Virginia Heitz, Resident, Woodburn, Oregon  
**5:39:24 PM** {Exhibit} 27: Catherine Shields, Resident, Woodburn, Oregon  
**5:39:24 PM** {Exhibit} 28: Sue Matthews, Breeder, Hillsboro, Oregon  
**5:39:24 PM** {Exhibit} 29: Susan Piasias, Resident, Corvallis, Oregon  
**5:39:24 PM** Meeting Adjourned

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## HCP

3/30/2009 3:07:32 PM

- 3:08:31 PM {Exhibit} 1: HB 2613, -3 amendments, Andrew Ainsworth, 3 pp
  - 3:08:31 PM {Exhibit} 2: HB 2613, -5 amendments, Andrew Ainsworth, 1 p
  - 3:23:09 PM {Exhibit} 3: HB 2470, -4 amendments, Staff, 7 pp
  - 3:24:23 PM {Exhibit} 4: HB 2470, -1 amendments, Ree Armitage, 8 pp
  - 3:24:23 PM {Exhibit} 5: HB 2470, -2 amendments, Ree Armitage, 8 pp
  - 3:24:23 PM {Exhibit} 6: HB 2470, -3 amendments, Ree Armitage, 7 pp
  - 3:53:23 PM {Exhibit} 7: HB 2470, letter from Kelly Peterson submitted by Scott Beckstead, 2 pp
  - 3:53:23 PM {Exhibit} 8: HB 2470, How to Find A Good Dog Breeder information, Scott Beckstead, 4 pp
  - 3:53:23 PM {Exhibit} 9: HB 2470, puppy mill court cases, Scott Beckstead, 5 pp
  - 3:53:23 PM {Exhibit} 10: HB 2470, The Humane Society of the United States animal information, Scott Beckstead, 3 pp
  - 4:08:25 PM {Exhibit} 11: HB 2470, written testimony, Patti Strand, 2 pp
  - 4:11:08 PM {Exhibit} 12: HB 2470, veterinary concerns, Cheryl Lopate, 4 pp
  - 4:11:08 PM {Exhibit} 13: HB 2470, written testimony, Cheryl Lopate, 4 pp
  - 4:25:26 PM {Exhibit} 14: HB 2470, written testimony, Glenn Kolb, 3 pp
  - 4:38:46 PM {Exhibit} 15: HB 2470, written testimony, Karen Timm, 1 p
  - 4:42:22 PM {Exhibit} 16: HB 2470, Oregon Administrative Rules, Lawrence Schwartz, 6 pp
  - 4:43:33 PM {Exhibit} 17: HB 2470, Vanity Fair Springers Sales Contract, Lawrence Schwartz, 1 p
  - 5:06:55 PM {Exhibit} 18: HB 2470, written testimony, Kathleen Ettinger, 15 pp
  - 5:15:50 PM {Exhibit} 19: HB 2470, written testimony, Tom Levy, 1 p
  - 5:19:16 PM {Exhibit} 20: HB 2470, written testimony, Judi James, 2 pp
  - 5:39:24 PM {Exhibit} 21: HB 2470, written testimony, Lynn Calkins, 1 p
  - 5:39:24 PM {Exhibit} 22: HB 2470, written testimony, Dana Stillinger, 1 p
  - 5:39:24 PM {Exhibit} 23: HB 2470, written testimony, Jim Welsh, 1 p
  - 5:39:24 PM {Exhibit} 24: HB 2470, written testimony, Virginia Heitz, 49 pp
  - 5:39:24 PM {Exhibit} 25: HB 2470, written testimony, Virginia Heitz, 1 p
  - 5:39:24 PM {Exhibit} 26: HB 2470, proposed amendments, Virginia Heitz, 12 pp
  - 5:39:24 PM {Exhibit} 27: HB 2470, written testimony, Catherine Shields, 4 pp
  - 5:39:24 PM {Exhibit} 28: HB 2470, written testimony, Sue Matthews, 3 pp
  - 5:39:24 PM {Exhibit} 29: HB 2470, written testimony, Susan Piasias, 2 pp
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