

HOUSE COMMITTEE ON CONSUMER PROTECTION

**April 3, 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. Carolyn Tomei
 Rep. Matt Wingard

MEMBER ABSENT: **Rep. Greg Matthews**

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

MEASURES/ISSUES HEARD: **HB 2369 – Public Hearing and Work Session**
 HB 2255 – Public Hearing and Work Session
 HB 2371 – Public Hearing and Work Session
 HB 2189 – Public Hearing

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

HCP

4/3/2009 3:10:28 PM

3:10:33 PM Meeting Called to Order
3:10:34 PM Chair Holvey
3:11:08 PM HB 2369-Public Hearing
3:12:04 PM Victoria Cox, Committee Administrator
3:12:32 PM Chair Holvey
3:12:44 PM Steve Murrell, Claim Attorney, State Farm Insurance Companies
3:12:54 PM {Exhibit} 1: Murrell
3:15:24 PM Dr. Vern Saboe, Representative, Oregon Chiropractic Association
3:18:33 PM Rep. Tomei
3:18:34 PM Chair Holvey
3:18:35 PM Rep. Tomei
3:19:18 PM Chair Holvey
3:19:53 PM Rep. Tomei
3:19:55 PM Chair Holvey
3:19:56 PM Rep. Tomei
3:20:01 PM Murrell
3:20:16 PM Chair Holvey
3:20:48 PM Rep. Tomei
3:21:07 PM Chair Holvey
3:21:09 PM Saboe
3:22:09 PM Rep. Tomei
3:22:31 PM Saboe
3:22:32 PM Chair Holvey
3:22:33 PM Saboe
3:23:42 PM Rep. Tomei
3:23:43 PM Chair Holvey
3:23:44 PM Rep. Tomei
3:23:45 PM Saboe
3:23:46 PM Rep. Tomei
3:23:48 PM Chair Holvey
3:23:56 PM Vice-Chair Weidner
3:24:19 PM Saboe
3:24:23 PM Chair Holvey
3:24:42 PM Saboe
3:24:51 PM Murrell
3:25:27 PM Chair Holvey
3:25:30 PM Murrell
3:26:12 PM Chair Holvey
3:26:14 PM Rep. Barton

3:26:50 PM Chair Holvey
3:26:58 PM Rep. Barton
3:27:02 PM Chair Holvey
3:27:33 PM Andrea Meyer, Representative, American Civil Liberties Union of Oregon (ACLU-Oregon)
3:29:28 PM Chair Holvey
3:29:30 PM Tom Gallagher, Representative, Oregon Newspaper Publishers Association
3:30:03 PM Chair Holvey
3:30:05 PM Rep. Krieger
3:30:24 PM Gallagher
3:30:42 PM Chair Holvey
3:31:09 PM HB 2369-Work Session
3:31:10 PM Rep. Wingard
3:31:11 PM Rep. Barton
3:31:13 PM Rep. Wingard
3:31:14 PM Chair Holvey
3:31:16 PM MOTION: Rep. Barton moves -4 amendments
3:31:24 PM Chair Holvey
3:31:37 PM VOTE: 9-0-1
3:31:37 PM Ayes: Barton, Cowan, Gilliam, Krieger, Tomei, Wingard, Weidner, Riley, Holvey; Excused: Matthews
3:31:42 PM MOTION: Rep. Barton moves HB 2369 DO PASS as AMENDED
3:31:49 PM Chair Holvey
3:31:59 PM Rep. Gilliam
3:32:14 PM Chair Holvey
3:32:26 PM Vice-Chair Weidner
3:32:29 PM Rep. Barton
3:33:01 PM Chair Holvey
3:33:06 PM Rep. Barton
3:33:36 PM Chair Holvey
3:33:46 PM VOTE: 9-0-1
3:33:46 PM Ayes: Barton, Cowan, Gilliam, Krieger, Tomei, Wingard, Weidner, Riley, Holvey; Excused: Matthews
3:34:11 PM Chair Holvey
3:34:26 PM Vice-Chair Weidner
3:34:31 PM Rep. Barton
3:34:34 PM Chair Holvey
3:34:37 PM CARRIER: REP. WEIDNER will lead discussion on the floor
3:35:03 PM HB 2255-Public Hearing
3:35:16 PM Victoria Cox, Committee Administrator
3:35:37 PM Chair Holvey
3:36:04 PM John VanLandingham, Consumer Advocate, Lane County Legal Aid
3:36:15 PM {Exhibit} 2: VanLandingham
3:36:22 PM {Exhibit} 3: VanLandingham

3:38:06 PM Chair Holvey
3:38:10 PM Rep. Gilliam
3:38:18 PM VanLandingham
3:38:53 PM Chair Holvey
3:38:57 PM Pegge McGuire, Administrator, Community Resources Division,
Oregon Housing and Community Services
3:39:17 PM VanLandingham
3:40:01 PM Chair Holvey
3:40:14 PM Rep. Cowan
3:40:25 PM VanLandingham
3:40:27 PM Rep. Cowan
3:40:29 PM VanLandingham
3:40:39 PM Rep. Cowan
3:40:42 PM Chair Holvey
3:40:44 PM Rep. Cowan
3:40:53 PM VanLandingham
3:41:19 PM Chair Holvey
3:41:29 PM Rep. Cowan
3:41:39 PM VanLandingham
3:41:45 PM Cox
3:41:47 PM VanLandingham
3:41:48 PM Cox
3:41:49 PM VanLandingham
3:41:50 PM Cox
3:41:51 PM VanLandingham
3:41:52 PM Rep. Cowan
3:41:54 PM VanLandingham
3:42:00 PM Rep. Cowan
3:42:03 PM Chair Holvey
3:42:07 PM VanLandingham
3:42:14 PM Rep. Cowan
3:42:26 PM Chair Holvey
3:42:30 PM Rep. Cowan
3:42:41 PM Rep. Wingard
3:42:42 PM Chair Holvey
3:42:43 PM Rep. Wingard
3:42:53 PM VanLandingham
3:42:54 PM Rep. Wingard
3:43:10 PM VanLandingham
3:43:12 PM Chair Holvey
3:43:36 PM HB 2255-Work Session
3:43:37 PM Rep. Wingard
3:43:38 PM Chair Holvey
3:43:39 PM MOTION: Rep. Wingard moves -2 amendments
3:43:43 PM Chair Holvey
3:44:03 PM VOTE: 9-0-1

3:44:03 PM Ayes: Barton, Cowan, Gilliam, Krieger, Tomei, Wingard, Weidner, Riley, Holvey; Excused: Matthews

3:44:05 PM Rep. Wingard

3:44:06 PM Chair Holvey

3:44:07 PM MOTION: Rep. Wingard moves HB 2255 DO PASS as AMENDED

3:44:15 PM Chair Holvey

3:44:25 PM Rep. Wingard

3:44:49 PM Chair Holvey

3:44:58 PM VOTE: 9-0-1

3:44:58 PM Ayes: Barton, Cowan, Gilliam, Krieger, Tomei, Wingard, Weidner, Riley, Holvey; Excused: Matthews

3:45:24 PM Chair Holvey

3:45:38 PM Rep. Cowan

3:45:48 PM Chair Holvey

3:45:50 PM Rep. Wingard

3:45:56 PM Rep. Krieger

3:46:00 PM Chair Holvey

3:46:02 PM Rep. Wingard

3:46:03 PM Chair Holvey

3:46:04 PM CARRIER: REP. WINGARD will lead discussion on the floor

3:46:11 PM Rep. Krieger

3:46:13 PM Chair Holvey

3:46:21 PM Rep. Cowan

3:46:23 PM Chair Holvey

3:46:29 PM HB 2371-Public Hearing

3:46:41 PM Victoria Cox, Committee Administrator

3:46:57 PM Chair Holvey

3:47:06 PM Andrea Meyer, Representative, American Civil Liberties Union of Oregon (ACLU-Oregon)

3:47:09 PM Chair Holvey

3:47:10 PM Meyer

3:47:16 PM Rep. Barton

3:47:23 PM Meyer

3:47:43 PM {Exhibit} 4: Meyer

3:54:28 PM Chair Holvey

3:54:39 PM Betsy Earls, Representative, Associated Oregon Industries

3:54:40 PM Chair Holvey

3:54:41 PM Earls

3:55:34 PM Matt Markee, Representative, Consumer Data Industry Association

3:56:15 PM Jim Craven, Representative, TechAmerica

3:57:37 PM Chair Holvey

3:57:43 PM Rep. Krieger

3:57:55 PM Meyer

3:58:57 PM Chair Holvey

3:59:47 PM Craven

4:00:58 PM Meyer

4:01:29 PM Craven
4:02:22 PM Chair Holvey
4:02:35 PM Craven
4:02:37 PM Chair Holvey
4:02:52 PM Markee
4:03:26 PM Meyer
4:04:44 PM Chair Holvey
4:04:51 PM Craven
4:04:57 PM Chair Holvey
4:05:05 PM John Powell, Representative, AT&T
4:07:45 PM Chair Holvey
4:08:03 PM Rep. Gilliam
4:08:17 PM Powell
4:08:29 PM Rep. Gilliam
4:08:32 PM Chair Holvey
4:08:56 PM HB 2371-Work Session
4:09:02 PM Vice-Chair Riley
4:09:03 PM Chair Holvey
4:09:04 PM MOTION: Rep. Riley moves -5 amendments
4:09:08 PM Chair Holvey
4:09:29 PM VOTE: 8-0-2
4:09:29 PM Ayes: Barton, Cowan, Gilliam, Tomei, Wingard, Weidner, Riley, Holvey; Excused: Krieger, Matthews
4:09:31 PM Vice-Chair Riley
4:09:32 PM Chair Holvey
4:09:33 PM MOTION: Rep. Riley moves HB 2371 DO PASS as AMENDED
4:09:42 PM Rep. Barton
4:09:43 PM Chair Holvey
4:09:49 PM Rep. Barton
4:10:02 PM Victoria Cox, Committee Administrator
4:10:05 PM Rep. Barton
4:10:08 PM Chair Holvey
4:10:14 PM Rep. Barton
4:10:18 PM Chair Holvey
4:10:34 PM VOTE:8-0-2
4:10:34 PM Ayes: Barton, Cowan, Gilliam, Tomei, Wingard, Weidner, Riley, Holvey; Excused: Krieger, Matthews
4:11:01 PM Chair Holvey
4:11:15 PM Rep. Cowan
4:11:19 PM Chair Holvey
4:11:20 PM Rep. Cowan
4:11:23 PM Chair Holvey
4:11:24 PM CARRIER: REP. COWAN will lead discussion on the floor
4:11:36 PM HB 2189-Public Hearing
4:11:47 PM Victoria Cox, Committee Administrator
4:12:38 PM Chair Holvey

4:13:02 PM David Tatman, Administrator, Division of Finance and Corporate Securities, Oregon Department of Consumer and Business Services

4:13:04 PM Chair Holvey

4:13:05 PM Tatman

4:13:25 PM {Exhibit} 5: Tatman

4:13:31 PM {Exhibit} 6: Tatman

4:23:18 PM Chair Holvey

4:23:23 PM Rep. Gilliam

4:23:43 PM Tatman

4:23:51 PM Rep. Gilliam

4:23:52 PM Tatman

4:23:53 PM Rep. Gilliam

4:23:54 PM Tatman

4:23:56 PM Rep. Gilliam

4:24:03 PM Chair Holvey

4:24:06 PM Rep. Gilliam

4:24:14 PM Chair Holvey

4:24:17 PM Tatman

4:24:26 PM Rep. Gilliam

4:24:28 PM Chair Holvey

4:24:29 PM Rep. Gilliam

4:24:54 PM Tatman

4:25:08 PM Rep. Gilliam

4:25:09 PM Chair Holvey

4:25:10 PM Rep. Gilliam

4:25:16 PM Tatman

4:25:32 PM Rep. Gilliam

4:25:34 PM Chair Holvey

4:25:35 PM Rep. Gilliam

4:25:42 PM Tatman

4:26:28 PM Chair Holvey

4:26:43 PM Tatman

4:27:08 PM Chair Holvey

4:27:09 PM Tatman

4:28:12 PM Chair Holvey

4:28:34 PM Tatman

4:29:10 PM Chair Holvey

4:29:14 PM Rep. Barton

4:31:06 PM Tatman

4:33:28 PM Rep. Gilliam

4:33:32 PM Chair Holvey

4:33:36 PM Rep. Barton

4:33:46 PM Tatman

4:33:49 PM Rep. Barton

4:34:00 PM Chair Holvey

4:34:03 PM Tatman
4:34:15 PM Chair Holvey
4:34:17 PM Rep. Barton
4:35:13 PM Tatman
4:35:20 PM Rep. Barton
4:35:24 PM Chair Holvey
4:35:25 PM Rep. Barton
4:36:02 PM Tatman
4:36:07 PM Rep. Barton
4:36:08 PM Tatman
4:36:10 PM Rep. Barton
4:36:12 PM Chair Holvey
4:36:52 PM Paul Cosgrove, Representative, Oregon Financial Services Association
4:38:19 PM {Exhibit} 7: Cosgrove
4:46:45 PM Chair Holvey
4:46:48 PM Tom Hendrickson, President, Oregon Association of Mortgage Professionals
4:53:51 PM Rep. Tomei
4:53:53 PM Chair Holvey
4:53:54 PM Rep. Tomei
4:53:55 PM Chair Holvey
4:53:58 PM Rep. Tomei
4:54:09 PM Hendrickson
4:54:18 PM Rep. Tomei
4:54:22 PM Chair Holvey
4:55:52 PM Cosgrove
4:56:30 PM Chair Holvey
4:56:34 PM Rep. Gilliam
4:56:41 PM Chair Holvey
4:57:57 PM Meeting Adjourned

HCP

4/3/2009 3:10:28 PM

- 3:12:54 PM** {Exhibit} 1: HB 2369, -4 amendments, Steve Murrell, 1 p
 - 3:36:15 PM** {Exhibit} 2: HB 2255, written testimony, John VanLandingham, 3 pp
 - 3:36:22 PM** {Exhibit} 3: HB 2255, -2 amendments, John VanLandingham, 14 pp
 - 3:47:43 PM** {Exhibit} 4: HB 2371, -5 amendments, Andrea Meyer, 3 pp
 - 4:13:25 PM** {Exhibit} 5: HB 2189, written testimony, David Tatman, 6 pp
 - 4:13:31 PM** {Exhibit} 6: HB 2189, -1 amendments, David Tatman, 58 pp
 - 4:38:19 PM** {Exhibit} 7: HB 2189, The Safe Act Overview, Paul Cosgrove, 7 pp
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