

HOUSE COMMITTEE ON CONSUMER PROTECTION

**April 27, 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 2199 –Work Session
HB 3145 –Work Session
HB 2370 –Work Session
HB 2438 –Work Session
HB 2962 –Work Session
HB 3004 –Public Hearing and Work Session
HB 3359 –Work Session
HB 3163 – Public Hearing

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

HCP

4/27/2009 3:10:35 PM

3:10:39 PM Meeting Called to Order
3:10:42 PM Chair Holvey
3:11:16 PM HB 2199-Work Session
3:11:29 PM Victoria Cox, Committee Administrator
3:12:07 PM {Exhibit} 1: Cox
3:12:08 PM {Exhibit} 2: Cox
3:12:09 PM {Exhibit} 3: Cox
3:12:14 PM Chair Holvey
3:12:48 PM Vice-Chair Riley
3:12:50 PM Chair Holvey
3:13:12 PM Lou Savage, Legislative Coordinator, Oregon Department of
Consumer and Business Services (DCBS)
3:13:28 PM Chair Holvey
3:13:52 PM MOTION: Vice-Chair Riley moves HB 2199 DO PASS as
AMENDED and RESCIND subsequent referral to WAYS & MEANS
3:14:04 PM Chair Holvey
3:14:17 PM Rep. Gilliam
3:14:33 PM Chair Holvey
3:14:41 PM Rep. Gilliam
3:14:50 PM Chair Holvey
3:15:07 PM Rep. Gilliam
3:15:09 PM Chair Holvey
3:15:15 PM Rep. Gilliam
3:15:21 PM Chair Holvey
3:15:32 PM VOTE: 9-0-1
3:15:32 PM Ayes: Barton, Cowan, Gilliam, Krieger, Matthews, Tomei, Weidner,
Riley, Holvey; Excused: Wingard
3:15:56 PM Chair Holvey
3:16:12 PM CARRIER: VICE-CHAIR RILEY will lead discussion on the floor
3:16:26 PM HB 3145-Work Session
3:16:36 PM {Exhibit} 4: Chair Holvey
3:17:18 PM MOTION: Vice-Chair Riley moves HB 3145 DO PASS as
AMENDED & REFER to House Rules
3:17:30 PM Chair Holvey
3:17:41 PM Rep. Tomei
3:17:47 PM Chair Holvey
3:17:56 PM Rep. Tomei
3:18:01 PM Chair Holvey
3:18:03 PM Rep. Cowan

3:18:05 PM Chair Holvey
3:18:06 PM Rep. Cowan
3:18:12 PM Chair Holvey
3:18:22 PM Rep. Cowan
3:18:24 PM Chair Holvey
3:18:31 PM VOTE: 7-2-1
3:18:31 PM Ayes: Barton, Cowan, Krieger, Matthews, Tomei, Riley, Holvey;
Nays: Gilliam, Weidner; Excused: Wingard
3:18:57 PM Chair Holvey
3:19:20 PM HB 2370-Work Session
3:19:32 PM Victoria Cox, Committee Administrator
3:19:32 PM {Exhibit} 5: Cox
3:19:53 PM Chair Holvey
3:20:02 PM Cox
3:20:05 PM Chair Holvey
3:20:10 PM Cox
3:20:12 PM Chair Holvey
3:20:19 PM Vice-Chair Riley
3:20:21 PM Chair Holvey
3:20:23 PM Rep. Tomei
3:20:23 PM MOTION: Rep. Tomei moves HB 2370 DO PASS as AMENDED
3:20:31 PM Chair Holvey
3:20:43 PM Rep. Gilliam
3:21:28 PM Chair Holvey
3:22:05 PM VOTE: 7-2-1
3:22:05 PM Ayes: Barton, Cowan, Krieger, Matthews, Tomei, Riley, Holvey;
Nays: Gilliam, Weidner; Excused: Wingard
3:22:28 PM Chair Holvey
3:22:42 PM CARRIER: REP. MATTHEWS will lead discussion on the floor
3:22:44 PM Chair Holvey
3:23:06 PM HB 2438-Work Session
3:23:30 PM Rep. Barton
3:23:33 PM Chair Holvey
3:23:39 PM Vice-Chair Riley
3:23:42 PM MOTION: Vice-Chair Riley moves HB 2438 WITHOUT
RECOMMENDATION & REFER to House Rules
3:23:49 PM Chair Holvey
3:24:13 PM Vote: 7-3-0
3:24:13 PM Ayes: Barton, Krieger, Matthews, Tomei, Weidner, Riley, Holvey;
Nays: Cowan, Gilliam, Wingard
3:24:40 PM Chair Holvey
3:24:41 PM Rep. Cowan
3:24:42 PM Chair Holvey
3:24:44 PM Rep. Cowan
3:24:50 PM Chair Holvey
3:24:52 PM Rep. Cowan

3:24:56 PM Chair Holvey
3:25:00 PM Rep. Cowan
3:25:01 PM Chair Holvey
3:25:25 PM Rep. Wingard
3:25:27 PM Chair Holvey
3:25:33 PM Rep. Wingard
3:25:39 PM Chair Holvey
3:26:03 PM HB 2962-Work Session
3:26:15 PM Victoria Cox, Committee Administrator
3:26:44 PM {Exhibit} 6: Cox
3:26:47 PM Chair Holvey
3:27:31 PM Vice-Chair Riley
3:27:32 PM Chair Holvey
3:27:33 PM MOTION:Vice-Chair Riley moves HB 2962 DO PASS as AMENDED and placed on the CONSENT CALENDAR
3:27:38 PM Chair Holvey
3:27:56 PM VOTE: 10-0-0
3:27:56 PM Ayes: Barton, Cowan, Gilliam, Krieger, Matthews, Tomei, Wingard, Weidner, Riley, Holvey
3:28:18 PM Chair Holvey
3:28:23 PM Rep. Barton
3:28:25 PM Chair Holvey
3:28:28 PM Rep. Barton
3:28:39 PM Chair Holvey
3:28:49 PM Rep. Krieger
3:28:54 PM Chair Holvey
3:30:19 PM HB 3004-Public Hearing
3:30:48 PM Rep. Barton
3:30:50 PM Chair Holvey
3:30:51 PM {Exhibit} 7: Chair Holvey
3:30:52 PM {Exhibit} 8: Chair Holvey
3:33:42 PM Rep. Krieger
3:33:46 PM Chair Holvey
3:34:27 PM Rep. Tomei
3:34:38 PM Chair Holvey
3:34:39 PM Rep. Tomei
3:34:43 PM Chair Holvey
3:36:41 PM HB 3359-Work Session
3:36:53 PM Vice-Chair Riley
3:36:54 PM Chair Holvey
3:36:56 PM Rep. Tomei
3:36:56 PM MOTION: Rep. Tomei moves HB 3359 WITHOUT RECOMMENDATION & REFER to House Rules
3:36:59 PM Chair Holvey
3:37:21 PM VOTE: 8-2-0
3:37:21 PM Ayes: Barton, Cowan, Krieger, Matthews, Tomei, Weidner, Riley,

Holvey; Nays: Gilliam, Wingard
3:37:51 PM Chair Holvey
3:38:24 PM HB 3163-Public Hearing
3:38:33 PM Victoria Cox, Committee Administrator
3:38:58 PM {Exhibit} 9: Cox
3:39:09 PM Chair Holvey
3:39:14 PM Rep. Tomei
3:39:17 PM Chair Holvey
3:40:05 PM Ron Wagner, Executive Director, Oregon State Board of Tax Practitioners
3:40:06 PM {Exhibit} 10: Wagner
3:40:10 PM Chair Holvey
3:40:12 PM Wagner
3:41:46 PM Chair Holvey
3:41:53 PM Wagner
3:42:57 PM Chair Holvey
3:43:02 PM Rep. Tomei
3:43:06 PM Chair Holvey
3:43:12 PM Rep. Tomei
3:43:17 PM Chair Holvey
3:43:45 PM Angela Martin, Representative, Our Oregon
3:43:46 PM {Exhibit} 11: Martin
3:46:47 PM Chair Holvey
3:46:49 PM Sybil Hebb, Representative, Oregon Law Center
3:47:13 PM Chair Holvey
3:47:37 PM Martin
3:48:14 PM Chair Holvey
3:48:17 PM Vice-Chair Riley
3:48:41 PM Martin
3:49:01 PM Vice-Chair Riley
3:49:06 PM Chair Holvey
3:49:08 PM Rep. Gilliam
3:49:30 PM Wagner
3:49:59 PM Rep. Gilliam
3:50:00 PM Chair Holvey
3:50:01 PM Rep. Gilliam
3:50:16 PM Wagner
3:50:32 PM Chair Holvey
3:50:33 PM Rep. Matthews
3:50:55 PM Martin
3:52:03 PM Rep. Matthews
3:52:04 PM Chair Holvey
3:52:05 PM Rep. Matthews
3:52:40 PM Martin
3:53:17 PM Rep. Matthews
3:53:23 PM Chair Holvey

3:53:26 PM Rep. Wingard
3:54:12 PM Martin
3:54:44 PM Chair Holvey
3:54:51 PM Vice-Chair Riley
3:54:53 PM Chair Holvey
3:55:19 PM Matt Markee, Representative, HR Block
3:58:29 PM Chair Holvey
3:58:54 PM Markee
3:59:01 PM Chair Holvey
3:59:08 PM Markee
3:59:15 PM Chair Holvey
3:59:25 PM Markee
3:59:30 PM Chair Holvey
3:59:33 PM Vice-Chair Riley
3:59:46 PM Markee
4:00:08 PM Chair Holvey
4:01:00 PM HB 3004-Work Session
4:01:45 PM Keith Karnes, Attorney, Marion County
4:01:46 PM {Exhibit} 12: Karnes
4:03:11 PM {Exhibit} 13: Karnes
4:06:03 PM Rep. Cowan
4:06:11 PM Karnes
4:06:18 PM Rep. Cowan
4:06:20 PM Rep. Tomei
4:06:23 PM Vice-Chair Riley
4:06:24 PM Rep. Tomei
4:06:31 PM Vice-Chair Riley
4:06:32 PM Rep. Tomei
4:06:37 PM Karnes
4:06:38 PM Rep. Tomei
4:06:51 PM Karnes
4:06:52 PM Rep. Tomei
4:07:14 PM Karnes
4:07:15 PM Rep. Tomei
4:07:27 PM Karnes
4:07:36 PM Rep. Tomei
4:07:41 PM Vice-Chair Riley
4:07:44 PM Karnes
4:08:00 PM Rep. Tomei
4:08:01 PM Karnes
4:08:02 PM Rep. Tomei
4:08:07 PM Karnes
4:08:09 PM Rep. Tomei
4:08:41 PM Karnes
4:08:54 PM Rep. Tomei
4:08:55 PM Karnes

4:09:21 PM Rep. Tomei
4:09:29 PM Karnes
4:09:36 PM Rep. Tomei
4:09:37 PM Karnes
4:11:18 PM Vice-Chair Riley
4:11:34 PM Karnes
4:11:58 PM Vice-Chair Riley
4:12:00 PM Rep. Barton
4:12:52 PM Vice-Chair Riley
4:13:00 PM Karnes
4:14:08 PM Vice-Chair Riley
4:14:12 PM Rep. Cowan
4:15:07 PM Karnes
4:15:57 PM Rep. Cowan
4:16:05 PM Vice-Chair Riley
4:16:22 PM Vice-Chair Weidner
4:16:23 PM Vice-Chair Riley
4:16:25 PM Vice-Chair Weidner
4:16:26 PM Vice-Chair Riley
4:16:30 PM Vice-Chair Weidner
4:17:00 PM Karnes
4:17:13 PM Vice-Chair Riley
4:17:18 PM Rep. Matthews
4:17:50 PM Vice-Chair Riley
4:18:01 PM Sybil Hebb, Representative, Oregon Law Center
4:18:58 PM Vice-Chair Riley
4:19:03 PM Rep. Gilliam
4:20:01 PM Hebb
4:21:48 PM Chair Holvey
4:22:03 PM Rep. Cowan
4:22:14 PM Jane Cummins, Constituent, House District 21
4:26:34 PM Chair Holvey
4:28:00 PM Rep. Tomei
4:28:03 PM Chair Holvey
4:28:11 PM Rep. Tomei
4:28:13 PM Chair Holvey
4:28:44 PM Meeting Recessed
4:30:00 PM Meeting Reconvened
4:30:17 PM MOTION: Rep. Holvey moves that the RULES BE SUSPENDED to allow Rep. Wingard to VOTE: AYE on HB 2199
4:30:38 PM Rep. Wingard
4:30:40 PM Chair Holvey
4:31:00 PM VOTE: 10-0-0
4:31:00 PM Ayes: Barton, Cowan, Gilliam, Krieger, Matthews, Tomei, Wingard, Weidner, Riley, Holvey
4:31:01 PM Chair Holvey

4:31:03 PM Rep. Wingard
4:31:05 PM MOTION: Rep. Holvey moves that the RULES BE SUSPENDED to allow Rep. Wingard to VOTE: NAY on HB 2370
4:31:25 PM Rep. Wingard
4:31:26 PM Chair Holvey
4:31:39 PM Rep. Gilliam
4:31:42 PM Rep. Wingard
4:31:42 PM VOTE: 7-3-0
4:31:42 PM Ayes: Barton, Cowan, Krieger, Matthews, Tomei, Riley, Holvey;
Nays: Gilliam, Wingard, Weidner
4:31:53 PM Chair Holvey
4:32:10 PM Meeting Adjourned

HCP

4/27/2009 3:10:35 PM

- 3:12:07 PM** {Exhibit} 1: HB 2199, -1 amendments, staff, 1 p
 - 3:12:08 PM** {Exhibit} 2: HB 2199, -3 amendments, staff, 1 p
 - 3:12:09 PM** {Exhibit} 3: HB 2199, -4 amendments, staff, 4 pp
 - 3:16:36 PM** {Exhibit} 4: HB 3145, -5 amendments, staff, 16 pp
 - 3:19:32 PM** {Exhibit} 5: HB 2370, -1 amendments, staff, 2 pp
 - 3:26:44 PM** {Exhibit} 6: HB 2962, -1 amendments, staff, 3 pp
 - 3:30:51 PM** {Exhibit} 7: HB 3004, -5 amendments, staff, 4 pp
 - 3:30:52 PM** {Exhibit} 8: HB 3004, -6 amendments, staff, 3 pp
 - 3:38:58 PM** {Exhibit} 9: HB 3163, -1 amendments, staff, 20 pp
 - 3:40:06 PM** {Exhibit} 10: HB 3163, Agency Fiscal Impact Statement Form, Ron Wagner, 1 p
 - 3:43:46 PM** {Exhibit} 11: HB 3163, Quick Cash Fee Schedule, Angela Martin, 2 pp
 - 4:01:46 PM** {Exhibit} 12: HB 3004, Trustee's Notice of Sale, Keith Karnes, 1 p
 - 4:03:11 PM** {Exhibit} 13: HB 3004, Subprime Home Mortgage Securitization Structure, Keith Karnes, 1 p
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