

**HOUSE SPECIAL SESSION COMMITTEE ON CONSUMER  
PROTECTION AND GOVERNMENT ACCOUNTABILITY**

February 10, 2010  
3:30 P.M.

Hearing Room D

**MEMBERS PRESENT:** Rep. Paul Holvey, Chair  
Rep. Vic Gilliam, Vice-Chair  
Rep. Chuck Riley, Vice-Chair  
Rep. Wayne Krieger  
Rep. Greg Matthews  
Rep. Jefferson Smith  
Rep. Carolyn Tomei  
Rep. Gene Whisnant  
Rep. Matt Wingard

**STAFF PRESENT:** Patrick Brennan, Committee Administrator  
Cindy Hupp, Committee Assistant

**MEASURES/ISSUES HEARD:** HB 3610 - Public Hearing and Work Session  
HB 3699 - Public Hearing  
HB 3656 - Work Session  
HB 3657 - Work Session  
HB 3689 - Work Session  
HB 3694 - Work Session  
HB 3614 - Public Hearing

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

**HCPGA**

**2/10/2010 3:39:08 PM**

**3:39:11 PM** Meeting Called to Order by Chair Holvey

**3:40:32 PM** **HB 3610-Public Hearing**

**3:40:43 PM** Rep. Dennis Richardson, House District 4

**3:42:58 PM** Chair Holvey

**3:43:21 PM** Rep. Richardson

**3:43:22 PM** Chair Holvey

**3:43:34 PM** Rep. Richardson

**3:43:36 PM** Chair Holvey

**3:43:47 PM** {Exhibit} 1: Sybil Hebb, representative, Oregon Law Center

**3:44:23 PM** Chair Holvey

**3:44:29 PM** Vice-Chair Gilliam

**3:44:40 PM** Hebb

**3:45:06 PM** Chair Holvey

**3:45:16 PM** **HB 3610-Work Session**

**3:45:23 PM** MOTION: Vice-Chair Riley moves HB 3610 DO PASS

**3:45:29 PM** Chair Holvey

**3:45:41 PM** VOTE: 9-0-0

**3:45:41 PM** Ayes: Reps: Krieger, Matthews, Smith J., Tomei, Whisnant,  
Wingard, Gilliam, Riley, Holvey

**3:46:06 PM** Chair Holvey

**3:46:14 PM** CARRIER: REP. RICHARDSON will lead discussion on the floor

**3:46:17 PM** **HB 3699-Public Hearing**

**3:46:29 PM** Patrick Brennan, Committee Administrator

**3:46:48 PM** Chair Holvey

**3:47:59 PM** John Rakowitz, representative, Associated General Contractors

**3:48:01 PM** Chair Holvey

**3:48:03 PM** Rakowitz

**3:50:35 PM** Chair Holvey

**3:50:37 PM** Rep. Matthews

**3:50:46 PM** Rakowitz

**3:50:55 PM** Rep. Matthews

**3:50:58 PM** Chair Holvey

**3:51:18 PM** Rakowitz  
**3:51:30 PM** Chair Holvey  
**3:51:40 PM** Brian Krieg, representative, Sheet Metal & Air Conditioning  
Contractors National Assn. and Plumbing and Mechanical  
Contractors Assn.  
**3:52:22 PM** Chair Holvey  
**3:53:10 PM** Brennan  
**3:53:13 PM** Chair Holvey  
  
**3:53:22 PM** **HB 3656-Work Session**  
**3:53:32 PM** {Exhibit} 2: Patrick Brennan, Committee Administrator  
**3:54:52 PM** Chair Holvey  
**3:55:05 PM** Brennan  
**3:55:26 PM** Chair Holvey  
**3:55:54 PM** Paul Cosgrove, representative, Oregon Financial Services Assn.  
**3:56:18 PM** Chair Holvey  
**3:56:20 PM** Rep. Wingard  
**3:56:58 PM** Cosgrove  
**3:57:39 PM** Rep. Wingard  
**3:57:40 PM** Chair Holvey  
**3:57:41 PM** Rep. Wingard  
**3:57:42 PM** Cosgrove  
**3:57:43 PM** Rep. Wingard  
**3:57:45 PM** Cosgrove  
**3:57:46 PM** Rep. Wingard  
**3:57:48 PM** Chair Holvey  
**3:59:59 PM** Rep. Whisnant  
**4:00:12 PM** Chair Holvey  
**4:00:16 PM** Cosgrove  
**4:00:43 PM** Rep. Matthews  
**4:00:44 PM** Chair Holvey  
**4:00:46 PM** {Exhibit} 3: Rep. Matthews  
**4:01:16 PM** Cosgrove  
**4:01:35 PM** Rep. Matthews  
**4:01:36 PM** Cosgrove  
**4:01:38 PM** Chair Holvey  
**4:01:45 PM** Cosgrove  
**4:01:56 PM** Chair Holvey  
**4:02:00 PM** Sybil Hebb, representative, Oregon Law Center  
**4:02:52 PM** Chair Holvey  
**4:02:54 PM** Vice-Chair Riley  
**4:03:07 PM** Hebb  
**4:03:28 PM** Vice-Chair Riley  
**4:03:29 PM** Chair Holvey  
**4:03:31 PM** Vice-Chair Riley

4:03:50 PM Hebb  
4:04:07 PM Vice-Chair Riley  
4:04:09 PM Chair Holvey  
4:05:17 PM Hebb  
4:05:47 PM Chair Holvey  
4:06:36 PM Hebb  
4:07:14 PM Chair Holvey  
4:07:43 PM Hebb  
4:07:51 PM Chair Holvey  
4:08:03 PM MOTION: Vice-Chair Riley moves -3 amendments  
4:08:10 PM Chair Holvey  
4:08:49 PM VOTE: 9-0-0  
4:08:49 PM Ayes: Reps. Krieger, Matthews, Smith J., Tomei, Whisnant, Wingard, Gilliam, Riley, Holvey  
4:09:26 PM Chair Holvey  
4:09:38 PM MOTION: Vice-Chair Riley moves HB 3656 DO PASS as AMENDED  
4:09:45 PM Chair Holvey  
4:09:54 PM Rep. Wingard  
4:10:17 PM Chair Holvey  
4:10:23 PM Vice-Chair Gilliam  
4:10:27 PM Vice-Chair Riley  
4:11:04 PM Chair Holvey  
4:11:17 PM Vice-Chair Riley  
4:11:27 PM VOTE: 9-0-0  
4:11:27 PM Ayes: Reps. Krieger, Matthews, Smith J., Tomei, Whisnant, Wingard, Gilliam, Riley, Holvey  
4:11:57 PM Chair Holvey  
4:12:24 PM Vice-Chair Riley  
4:12:26 PM Chair Holvey  
4:12:28 PM Vice-Chair Riley  
4:12:31 PM CARRIER: REP. RILEY will lead discussion on the floor  
4:12:40 PM **HB 3657-Work Session**  
4:12:51 PM {Exhibit} 4: Patrick Brennan, Committee Administrator  
4:13:38 PM Chair Holvey  
4:14:03 PM Vice-Chair Riley  
4:14:05 PM Chair Holvey  
4:14:10 PM Vice-Chair Riley  
4:14:12 PM Chair Holvey  
4:14:13 PM MOTION: Vice-Chair Riley moves -3 amendments  
4:14:23 PM Chair Holvey  
4:14:33 PM Rep. Wingard  
4:15:09 PM Chair Holvey  
4:15:57 PM Rep. Smith J.

**4:18:02 PM** Chair Holvey  
**4:18:06 PM** Rep. Smith J.  
**4:18:09 PM** Chair Holvey  
**4:18:17 PM** Vice-Chair Gilliam  
**4:19:07 PM** Chair Holvey  
**4:19:11 PM** Rep. Whisnant  
**4:19:23 PM** Chair Holvey  
**4:19:57 PM** Rep. Krieger  
**4:19:58 PM** Chair Holvey  
**4:19:59 PM** Rep. Krieger  
**4:20:16 PM** Chair Holvey  
**4:20:32 PM** Sean Brennan, Deputy, Legislative Counsel  
**4:21:09 PM** Chair Holvey  
**4:21:10 PM** Rep. Matthews  
**4:21:35 PM** Chair Holvey  
**4:21:44 PM** Rep. Wingard  
**4:22:55 PM** Chair Holvey  
**4:23:46 PM** Rep. Smith J.  
**4:23:55 PM** Chair Holvey  
**4:23:58 PM** Brennan, P.  
**4:24:02 PM** Rep. Smith J.  
**4:24:03 PM** Chair Holvey  
**4:24:04 PM** Rep. Smith J.  
**4:25:10 PM** Chair Holvey  
**4:25:14 PM** Rep. Whisnant  
**4:25:30 PM** Chair Holvey  
**4:25:55 PM** VOTE: 7-2-0  
**4:25:55 PM** Ayes: Reps. Krieger, Matthews, Smith J., Tomei, Whisnant, Riley, Holvey; Nays: Reps. Wingard, Gilliam  
**4:26:33 PM** Chair Holvey  
**4:26:48 PM** Vice-Chair Riley  
**4:26:49 PM** Chair Holvey  
**4:26:50 PM** MOTION: Vice-Chair Riley moves HB 3657 DO PASS as AMENDED  
**4:26:55 PM** Chair Holvey  
**4:27:07 PM** Vice-Chair Gilliam  
**4:27:45 PM** Chair Holvey  
**4:28:40 PM** Rep. Smith J.  
**4:28:55 PM** Chair Holvey  
**4:29:04 PM** VOTE: 6-3-0  
**4:29:04 PM** Ayes: Reps. Krieger, Matthews, Smith J., Tomei, Riley, Holvey; Nays: Reps. Whisnant, Wingard, Gilliam  
**4:29:29 PM** Chair Holvey  
**4:29:40 PM** CARRIER: REP. FREDERICK will lead discussion on the floor

**4:30:08 PM HB 3689-Work Session**

**4:30:15 PM** {Exhibit} 5: Patrick Brennan, Committee Administrator  
**4:31:19 PM** Chair Holvey  
**4:32:18 PM** Craig Smith, Administrator, Construction Contractors Board  
**4:35:19 PM** Chair Holvey  
**4:35:24 PM** Rep. Wingard  
**4:35:32 PM** Smith  
**4:36:02 PM** Rep. Wingard  
**4:36:03 PM** Chair Holvey  
**4:36:04 PM** Rep. Wingard  
**4:36:35 PM** Smith  
**4:37:32 PM** Rep. Wingard  
**4:37:33 PM** Chair Holvey  
**4:37:36 PM** Rep. Wingard  
**4:37:54 PM** Smith  
**4:38:02 PM** Rep. Wingard  
**4:38:05 PM** Smith  
**4:38:12 PM** Rep. Wingard  
**4:38:51 PM** Smith  
**4:39:25 PM** Rep. Wingard  
**4:39:30 PM** Chair Holvey  
**4:42:04 PM** Vice-Chair Riley  
**4:42:06 PM** Chair Holvey  
**4:42:11 PM** MOTION: Vice-Chair Riley moves -5 amendments  
**4:42:20 PM** Chair Holvey  
**4:42:36 PM** VOTE: 9-0-0  
**4:42:36 PM** Ayes: Reps. Krieger, Matthews, Smith J., Tomei, Whisnant, Wingard, Gilliam, Riley, Holvey  
**4:43:01 PM** Chair Holvey  
**4:43:10 PM** MOTION: Vice-Chair Riley moves HB 3689 DO PASS as AMENDED  
**4:43:17 PM** Chair Holvey  
**4:43:28 PM** Rep. Wingard  
**4:44:45 PM** Chair Holvey  
**4:44:47 PM** Vice-Chair Riley  
**4:45:26 PM** Chair Holvey  
**4:45:28 PM** Vice-Chair Gilliam  
**4:45:37 PM** Vice-Chair Riley  
**4:45:41 PM** Chair Holvey  
**4:45:46 PM** Rep. Whisnant  
**4:45:47 PM** Chair Holvey  
**4:45:48 PM** Rep. Whisnant  
**4:45:54 PM** Chair Holvey  
**4:45:56 PM** Rep. Matthews  
**4:46:56 PM** Chair Holvey

4:49:23 PM Vice-Chair Riley  
4:49:27 PM Chair Holvey  
4:49:33 PM Brennan  
4:49:36 PM Chair Holvey  
4:49:39 PM VOTE: 8-1-0  
4:49:39 PM Ayes: Reps. Krieger, Matthews, Smith J., Tomei, Wingard, Gilliam, Riley, Holvey; Nays: Rep. Whisnant  
4:50:00 PM Chair Holvey  
4:50:16 PM CARRIER: REP. HOLVEY will lead discussion on the floor

4:50:28 PM **HB 3694-Work Session**

4:50:38 PM {Exhibit} 6: Patrick Brennan, Committee Administrator  
4:51:35 PM Chair Holvey  
4:51:38 PM MOTION: Vice-Chair Riley moves HB 3694 DO PASS as AMENDED  
4:51:45 PM Chair Holvey  
4:51:46 PM Vice-Chair Riley  
4:51:49 PM Chair Holvey  
4:52:04 PM VOTE: 9-0-0  
4:52:04 PM Ayes: Reps. Krieger, Matthews, Smith J., Tomei, Whisnant, Wingard, Gilliam, Riley, Holvey  
4:52:27 PM Chair Holvey  
4:52:44 PM Rep. Tomei  
4:52:46 PM Chair Holvey  
4:52:47 PM CARRIER: REP. TOMEI will lead discussion on the floor  
4:52:49 PM Rep. Tomei  
4:53:48 PM Meeting Recessed  
4:59:24 PM Meeting Reconvened

4:59:46 PM **HB 3614-Public Hearing**

4:59:51 PM {Exhibit} 7: Patrick Brennan, Committee Administrator  
5:00:53 PM Chair Holvey  
5:01:02 PM {Exhibit} 8-9: Rep. Kim Thatcher, House District 25  
5:09:11 PM Chair Holvey  
5:15:59 PM Rep. Thatcher  
5:16:00 PM Chair Holvey  
5:16:01 PM Rep. Thatcher  
5:16:54 PM Chair Holvey  
5:16:58 PM Rep. Krieger  
5:18:32 PM Chair Holvey  
5:18:34 PM Rep. Whisnant  
5:19:59 PM Chair Holvey  
5:20:09 PM Rep. Wingard  
5:22:55 PM Chair Holvey  
5:25:44 PM Rep. Smith J.

**5:25:45 PM** Chair Holvey  
**5:25:54 PM** Rep. Jefferson Smith, House District 47  
**5:32:10 PM** Chair Holvey  
**5:32:35 PM** Wayne F. Brady, Chairman, Marion County Republican Party  
**5:34:32 PM** {Exhibit} 10: Steve Buckstein, Senior Policy Analyst, Cascade Policy Institute  
**5:37:10 PM** Chair Holvey  
**5:39:39 PM** Brady  
**5:39:43 PM** Chair Holvey  
**5:39:46 PM** Brady  
**5:40:01 PM** Chair Holvey  
**5:41:15 PM** Rep. Smith J.  
**5:41:16 PM** Chair Holvey  
**5:41:17 PM** Rep. Smith J.  
**5:42:05 PM** Chair Holvey  
**5:42:21 PM** {Exhibit} 11: Art Crino, resident, Tigard, Oregon  
**5:42:26 PM** Chair Holvey  
**5:42:39 PM** Crino  
**5:44:32 PM** Mark Higgins, resident, Newberg, Oregon  
**5:48:22 PM** Chair Holvey  
**5:50:49 PM** Vice-Chair Riley  
**5:52:07 PM** Rep. Matthews  
**5:52:08 PM** Chair Holvey  
**5:52:10 PM** Rep. Matthews  
**5:52:12 PM** Chair Holvey  
**5:52:13 PM** Rep. Matthews  
**5:54:26 PM** Chair Holvey  
**5:54:32 PM** The following written testimony was submitted for the record without public testimony:  
**5:54:33 PM** {Exhibit} 12: Rebecca C. Roth, resident, Salem, Oregon  
**5:54:54 PM** Patrick Brennan, Committee Administrator  
**5:55:12 PM** Chair Holvey  
**5:55:15 PM** Meeting Adjourned by Chair Holvey

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**HCPGA**

**2/10/2010 3:39:08 PM**

- 3:43:47 PM** {Exhibit} 1: HB 3610, written testimony, Sybil Hebb, 1 p
  - 3:53:32 PM** {Exhibit} 2: HB 3656, -3 amendments, staff, 1 p
  - 4:00:46 PM** {Exhibit} 3: HB 3656, written testimony of Lynne Connelley, staff,  
1 p
  - 4:12:51 PM** {Exhibit} 4: HB 3657, -3 amendments, staff, 1 p
  - 4:30:15 PM** {Exhibit} 5: HB 3689, -5 amendments, staff, 3 pp
  - 4:50:38 PM** {Exhibit} 6: HB 3694, -1 amendments, staff, 2 pp
  - 4:59:51 PM** {Exhibit} 7: HB 3614, -1 amendments, staff, 2 pp
  - 5:01:02 PM** {Exhibit} 8: HB 3614, budget emphasis, Rep. Thatcher, 2 pp
  - 5:01:02 PM** {Exhibit} 9: HB 3614, letter packet submitted by Rep. Thatcher,  
8 pp
  - 5:34:32 PM** {Exhibit} 10: HB 3614, written testimony, Steve Buckstein, 1 p
  - 5:42:21 PM** {Exhibit} 11: HB 3614, business card, Art Crino, 1 p
  - 5:54:33 PM** {Exhibit} 12: HB 3614, written testimony, Rebecca C. Roth, 1 p
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