

## **HOUSE COMMITTEE ON BUSINESS AND LABOR**

March 15, 2013  
8:00 AM

Hearing Room E

**MEMBERS PRESENT:** Rep. Margaret Doherty, Chair  
Rep. Bill Kennemer, Vice-Chair  
Rep. Shemia Fagan  
Rep. Paul Holvey  
Rep. Kim Thatcher  
Rep. Jim Thompson  
Rep. Brad Witt

**MEMBERS EXCUSED:** Rep. Brent Barton, Vice-Chair  
Rep. Greg Matthews  
Rep. Jim Weidner

**STAFF PRESENT:** Jan Nordlund, Committee Administrator  
Branden Pursinger, Committee Assistant

**MEASURES/ISSUES HEARD:** HB 2398 – Public Hearing  
HB 2418 – Work Session  
HB 2950 – Public Hearing  
HB 2608 – Public Hearing  
HB 3141 – Public Hearing  
HB 3436 – Public Hearing  
HB 2567 – Work Session

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### **Recording Log**

**8:02:09 AM** Meeting Called to Order by Chair Doherty

**8:02:15 AM** **HB 2398 - Public Hearing**

**8:02:16 AM** Jan Nordlund, Committee Administrator

**8:02:41 AM** Chair Doherty

**8:03:22 AM** {Exhibit} 1: Jeff Anderson, Secretary-Treasurer, United Food and  
Commercial Workers Local 555

**8:05:58 AM** Angela Garner, resident, Oregon

**8:08:39 AM** Chair Doherty

**8:08:40 AM** Rep. Thatcher

**8:08:55 AM** Garner

**8:09:01 AM** Anderson

**8:09:13 AM** Rep. Holvey

**8:09:23 AM** Garner

**8:09:26 AM** Rep. Holvey

8:09:33 AM Garner  
8:09:40 AM Vice-Chair Kennemer  
8:09:52 AM Anderson  
8:10:02 AM Garner  
8:10:07 AM Vice-Chair Kennemer  
8:10:19 AM Rep. Thompson  
8:10:30 AM Anderson  
8:10:34 AM Rep. Thompson  
8:10:35 AM Anderson  
8:11:31 AM Rep. Thompson  
8:11:47 AM Anderson  
8:12:21 AM Rep. Thompson  
8:13:04 AM Anderson  
8:13:23 AM Chair Doherty  
8:13:53 AM {Exhibit} 2: Shawn Miller, Northwest Grocery Association  
8:17:24 AM {Exhibit} 3: Kevin Gee, District Manager, Fred Meyer  
8:18:39 AM Chair Doherty  
8:18:41 AM Rep. Thompson  
8:19:29 AM Gee  
8:19:33 AM Rep. Thompson  
8:19:46 AM Miller  
8:20:27 AM Chair Doherty  
8:20:28 AM Rep. Holvey  
8:21:43 AM Gee  
8:22:16 AM Miller  
8:23:00 AM Chair Doherty  
8:23:01 AM Rep. Witt  
8:23:50 AM Gee  
8:24:07 AM Rep. Witt  
8:24:31 AM Miller  
8:24:52 AM Rep. Fagan  
8:25:44 AM Miller  
8:27:22 AM Rep. Fagan  
8:27:40 AM Miller  
8:27:55 AM Rep. Thatcher  
8:28:29 AM Miller  
8:28:49 AM Chair Doherty  
8:29:16 AM {Exhibit} 4: Dave Barrows, Merck Pharmaceuticals  
8:30:33 AM Dan Jarman, Oregon Winegrowers Association  
8:31:58 AM Vice-Chair Kennemer  
8:32:06 AM Chair Doherty  
8:32:18 AM Vice-Chair Kennemer  
8:32:24 AM Chair Doherty  
8:32:36 AM Tom Erwin, Government Affairs Director, Oregon Liquor Control  
Commission  
8:32:45 AM Vice-Chair Kennemer

8:33:07 AM Erwin  
8:34:12 AM Vice-Chair Kennemer  
8:34:22 AM Erwin  
8:34:29 AM Vice-Chair Kennemer  
8:34:47 AM Erwin  
8:35:06 AM Rep. Witt  
8:35:22 AM Erwin  
8:35:27 AM Chair Doherty  
8:35:30 AM {Exhibit} 5: Witness Registration  
  
8:35:54 AM **HB 2418 - Work Session**  
8:36:00 AM {Exhibit} 6: Jan Nordlund, Committee Administrator  
8:36:38 AM Vice-Chair Kennemer  
8:36:39 AM MOTION: VICE-CHAIR KENNEMER MOVES TO ADOPT THE -1  
AMENDMENTS  
8:36:46 AM Chair Doherty  
8:37:01 AM VOTE: 7-0-3  
8:37:02 AM AYES: FAGAN, HOLVEY, THATCHER, THOMPSON, WITT,  
KENNEMER, DOHERTY  
8:37:02 AM EXCUSED: WEIDNER, MATTHEWS, BARTON  
8:37:03 AM Vice-Chair Kennemer  
8:37:04 AM MOTION: VICE-CHAIR KENNEMER MOVES HB 2418 DO PASS AS  
AMENDED  
8:37:11 AM Chair Doherty  
8:37:20 AM VOTE: 6-1-3  
8:37:48 AM AYES: FAGAN, WITT, HOLVEY, THOMPSON, KENNEMER, DOHERTY  
8:37:48 AM NAYS: THATCHER  
8:37:48 AM EXCUSED: WEIDNER, MATTHEWS, BARTON  
8:37:52 AM CARRIER: REP. MATTHEWS WILL LEAD DISCUSSION ON THE  
FLOOR  
  
8:38:01 AM **HB 2950 - Public Hearing**  
8:38:03 AM Jan Nordlund, Committee Administrator  
8:38:23 AM Rep. Alissa Keny-Guyer, House District 46  
8:40:36 AM Chair Doherty  
8:40:42 AM Rep. Fagan  
8:41:05 AM Rep. Keny-Guyer  
8:41:24 AM Chair Doherty  
8:42:30 AM {Exhibit} 7: Robin Zimmerman, Lafayette, Oregon  
8:45:45 AM Chair Doherty  
8:46:04 AM Jenna Passalacqua, resident, Oregon  
8:47:35 AM {Exhibit} 8: Kristine A. Munholland, Hospice Doctor, Kaiser Permanente  
8:50:46 AM Chair Doherty  
8:50:51 AM Munholland  
8:51:21 AM Chair Doherty  
8:51:22 AM Rep. Fagan

8:52:21 AM Chair Doherty  
8:52:26 AM Rep. Holvey  
8:52:51 AM Vice-Chair Kennemer  
8:53:15 AM Rep. Thatcher  
8:53:31 AM Chair Doherty  
8:53:34 AM Rep. Fagan  
8:53:58 AM Lori Sattensie, Oregon School Boards  
8:54:55 AM {Exhibit} 9: J.L. Wilson, Associated Oregon Industries  
8:59:17 AM {Exhibit} 10: Jan Meekoms, Oregon Director, National Federation of Independent Business  
9:00:33 AM Rep. Fagan  
9:00:43 AM Wilson  
9:01:53 AM Rep. Fagan  
9:02:39 AM Wilson  
9:02:58 AM Chair Doherty  
9:03:21 AM {Exhibit} 11: Christina Stephenson, Portland, Oregon  
9:06:22 AM {Exhibit} 12: Rex Hagens, Vice-Chair Public Policy Committee, Ecumenical Ministries of Oregon  
9:08:09 AM Chair Doherty  
9:08:13 AM Vice-Chair Kennemer  
9:10:24 AM Chair Doherty  
9:10:31 AM {Exhibit} 13: Witness Registration  
9:10:42 AM The following written testimony is submitted for the record without public testimony:  
9:10:43 AM {Exhibit} 14: Sybil Hebb, Oregon Law Center  
9:10:43 AM {Exhibit} 15: Jan Dupont, social worker and bereavement counselor, Willamette Valley Hospice  
9:10:43 AM {Exhibit} 16: David Jacob, Chaplain, Hospice Care of the NW  
9:10:43 AM {Exhibit} 17: Deborah Whiting Jaques, Chief Executive Officer, Oregon Hospice Association  
9:10:43 AM {Exhibit} 18: Marie Laper, social worker, Willamette Valley Hospice  
9:10:43 AM {Exhibit} 19: Abram Rosenthal, Portland, Oregon  
9:10:52 AM **HB 2608 - Public Hearing**  
9:10:54 AM {Exhibit} 20: Jan Nordlund, Committee Administrator  
9:11:30 AM Chair Doherty  
9:12:09 AM {Exhibit} 21: Norman Williams, Board of Directors, Oregon Law Foundation  
9:14:49 AM {Exhibit} 22: Elise Bouneff, Board of Directors, Oregon Law Foundation  
9:17:23 AM {Exhibit} 23-24: Sandy Hansberger, Executive Director, Campaign for Equal Justice  
9:20:44 AM {Exhibit} 25: Ellen Klem, Department of Justice  
9:23:25 AM Chair Doherty  
9:23:27 AM Rep. Thompson  
9:24:14 AM Williams  
9:25:16 AM Chair Doherty

9:25:55 AM Jessica Adamson, Oregon Land Title Association  
9:26:48 AM Cleve Abbe, Chair, Legislative Committee on the Oregon Land Title Association  
9:30:32 AM Adamson  
9:30:44 AM Linda Navaro, President and CEO, Oregon Bankers Association; Independent Community Banks of Oregon  
9:33:09 AM Chair Doherty  
9:33:12 AM Rep. Fagan  
9:33:31 AM Abbe  
9:34:42 AM Rep. Fagan  
9:35:13 AM Adamson  
9:35:58 AM Chair Doherty  
9:36:03 AM {Exhibit} 26: Witness Registration  
9:36:05 AM The following written testimony is submitted for the record without public testimony:  
9:36:05 AM {Exhibit} 27: Barbara Fox, Kirkland, Washington  
  
9:36:28 AM **HB 3141 - Public Hearing**  
9:36:33 AM {Exhibit} 28-29: Jan Nordlund, Committee Administrator  
9:36:45 AM Chair Doherty  
9:37:08 AM Paul Cosgrove, Take Shape for Life  
9:37:30 AM {Exhibit} 30: Valerie Hayes, Senior Director of Global Regulatory Affairs, Direct Sales Association  
9:39:25 AM Casey Harris, In-House Legal Counsel, Univera  
9:40:06 AM Cosgrove  
9:40:27 AM Michelle Defabio, Independent Contractor, Take Shape For Life  
9:41:44 AM Michael DeFabio, Independent Contractor, Take Shape For Life  
9:42:53 AM Chair Doherty  
9:43:00 AM {Exhibit} 31: Witness Registration  
9:43:05 AM Vice-Chair Kennemer  
9:43:07 AM Chair Doherty  
  
9:43:15 AM **HB 3436 - Public Hearing**  
9:43:18 AM Jan Nordlund, Committee Administrator  
9:43:38 AM {Exhibit} 32: Rep. Jules Bailey, House District 42  
9:46:23 AM Chair Doherty  
9:46:56 AM {Exhibit} 33: Bill Packus, Oregon City, Oregon  
9:48:59 AM {Exhibit} 34: Mike Silvagio, State Treasurer's Office  
9:50:21 AM Chair Doherty  
9:50:48 AM {Exhibit} 35: Norma Mullen, Urban League of Portland Senior Services  
9:53:03 AM Chair Doherty  
9:53:22 AM Lyda Overton, Portland, Oregon  
9:54:08 AM Rep. Thatcher  
9:54:21 AM Mullen  
9:54:22 AM Chair Doherty  
9:54:31 AM {Exhibit} 36: Witness Registration

**9:54:32 AM** The following written testimony is submitted for the record without public testimony:  
**9:54:32 AM** {Exhibit} 37: Phyllis Wills, Hillsboro, Oregon  
**9:54:32 AM** {Exhibit} 38: Jose Gonzalez, President, Tu Casa Real Estate  
**9:54:32 AM** {Exhibit} 39: Jerry Cohen, State Director, AARP Oregon  
**9:54:32 AM** {Exhibit} 40: Deborah Field, co-owner, Paperjam Press  
**9:54:32 AM** {Exhibit} 41: Oregon Nurses Association

**9:54:42 AM** **HB 2567 - Work Session**  
**9:54:44 AM** Jan Nordlund, Committee Administrator  
**9:54:52 AM** Rep. Witt  
**9:55:00 AM** Chair Doherty  
**9:55:11 AM** {Exhibit} 42: Nordlund  
**9:55:55 AM** Vice-Chair Kennemer  
**9:55:56 AM** MOTION: VICE-CHAIR KENNEMER MOVES TO ADOPT THE -3 AMENDMENTS  
**9:56:13 AM** VOTE: 7-0-3  
**9:56:13 AM** AYES: FAGAN, HOLVEY, THATCHER, THOMPSON, WITT, KENNEMER, DOHERTY  
**9:56:13 AM** EXCUSED: MATTHEWS, WEIDNER, BARTON  
**9:56:17 AM** Vice-Chair Kennemer  
**9:56:18 AM** MOTION: VICE-CHAIR KENNEMER MOVES HB 2567 DO PASS AS AMENDED  
**9:56:20 AM** VOTE: 7-0-3  
**9:56:21 AM** AYES: THOMPSON, FAGAN, WITT, HOLVEY, THATCHER, KENNEMER, DOHERTY  
**9:56:24 AM** EXCUSED: MATTHEWS, WEIDNER, BARTON  
**9:57:16 AM** CARRIER: REP. THOMPSON WILL LEAD DISCUSSION ON THE FLOOR (SWITCHED TO REP. BARTON AFTER MEETING)  
**9:57:26 AM** Chair Doherty  
**9:59:19 AM** Meeting Adjourned by Chair Doherty

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### **Exhibit Summary**

**8:03:22 AM** {Exhibit} 1: HB 2398, written testimony, Jeff Anderson, 8 pp  
**8:13:53 AM** {Exhibit} 2: HB 2398, written testimony, Shawn Miller, 1 p  
**8:17:24 AM** {Exhibit} 3: HB 2398, written testimony, Kevin Gee, 1 p  
**8:29:16 AM** {Exhibit} 4: HB 2398, -1 amendments, staff, 1 p  
**8:35:30 AM** {Exhibit} 5: HB 2398, witness registration, staff, 1 p  
**8:36:00 AM** {Exhibit} 6: HB 2418, -1 amendments, staff, 1 p  
**8:42:30 AM** {Exhibit} 7: HB 2950, written testimony, Robin Zimmerman, 6 pp  
**8:47:35 AM** {Exhibit} 8: HB 2950, written testimony, Kristine Munholland, 3 pp  
**8:54:55 AM** {Exhibit} 9: HB 2950, written testimony, J.L. Wilson, 3 pp  
**8:59:17 AM** {Exhibit} 10: HB 2950, written testimony, Jan Meekcoms, 1 p  
**9:03:21 AM** {Exhibit} 11: HB 2950, written testimony, Christina Stephenson, 2 pp

9:06:22 AM {Exhibit} 12: HB 2950, written testimony, Rex Hagens, 2 pp  
9:10:31 AM {Exhibit} 13: HB 2950, witness registration, staff, 1 p  
9:10:43 AM {Exhibit} 14: HB 2950, written testimony, Sybil Hebb, 2 pp  
9:10:43 AM {Exhibit} 15: HB 2950, written testimony, Jan Dupont, 2 pp  
9:10:43 AM {Exhibit} 16: HB 2950, written testimony, David Jacob, 1 p  
9:10:43 AM {Exhibit} 17: HB 2950, written testimony, Deborah Whiting Jaques, 2 pp  
9:10:43 AM {Exhibit} 18: HB 2950, written testimony, Marie Laper, 1 p  
9:10:43 AM {Exhibit} 19: HB 2950, written testimony, Abram Rosenthal, 1 p  
9:10:54 AM {Exhibit} 20: HB 2608, -2 amendments, staff, 1 p  
9:12:09 AM {Exhibit} 21: HB 2608, written testimony, Norman Williams, 2 pp  
9:14:49 AM {Exhibit} 22: HB 2608, written testimony, Elise Bouneff, 1 p  
9:17:23 AM {Exhibit} 23: HB 2608, written testimony, Sandy Hansberger, 3 pp  
9:17:23 AM {Exhibit} 24: HB 2608, Images, Sandy Hansberger, 3 pp  
9:20:44 AM {Exhibit} 25: HB 2608, written testimony, Ellen Klem, 2 pp  
9:36:03 AM {Exhibit} 26: HB 2608, witness registration, staff, 1 p  
9:36:05 AM {Exhibit} 27: HB 2608, written testimony, Barbara Fox, 1 p  
9:36:33 AM {Exhibit} 28: HB 3141, -2 amendments, staff, 1 p  
9:36:33 AM {Exhibit} 29: HB 3141, -3 amendments, staff, 1 p  
9:37:30 AM {Exhibit} 30: HB 3141, written testimony, Valerie Hayes, 8 pp  
9:43:00 AM {Exhibit} 31: HB 3141, witness registration, staff, 1 p  
9:43:38 AM {Exhibit} 32: HB 3436, written testimony, Rep. Jules Bailey, 1 p  
9:46:56 AM {Exhibit} 33: HB 3436, written testimony, Bill Packus, 2 pp  
9:48:59 AM {Exhibit} 34: HB 3436, written testimony, Mike Silvagio, 1 p  
9:50:48 AM {Exhibit} 35: HB 3436, written testimony, Norma Mullen, 1 pp  
9:54:31 AM {Exhibit} 36: HB 3436, witness registration, staff, 2 pp  
9:54:32 AM {Exhibit} 37: HB 3436, written testimony, Phyllis Wills, 2 pp  
9:54:32 AM {Exhibit} 38: HB 3436, written testimony, Jose Gonzalez, 1 p  
9:54:32 AM {Exhibit} 39: HB 3436, written testimony, Jerry Cohen, 4 pp  
9:54:32 AM {Exhibit} 40: HB 3436, written testimony, Deborah Field, 1 p  
9:54:32 AM {Exhibit} 41: HB 3436, written testimony, Oregon Nurses Association, 1 p  
9:55:11 AM {Exhibit} 42: HB 2567, -3 amendments, staff, 17 pp