

## **SENATE COMMITTEE ON BUSINESS AND TRANSPORTATION**

May 14, 2013  
3:00 PM

Hearing Room B

**MEMBERS PRESENT:** Sen. Lee Beyer, Chair  
Sen. Bruce Starr, Vice-Chair  
Sen. Chris Edwards  
Sen. Fred Girod  
Sen. Rod Monroe  
Sen. Chuck Thomsen

**STAFF PRESENT:** Patrick Brennan, Committee Administrator  
Karen Winkel, Committee Assistant

**MEASURES/ISSUES HEARD:** HB 3435 A - Public Hearing and Work Session  
HB 3438 - Public Hearing  
HB 2524 A - Public Hearing  
HB 2004 A - Work Session  
HB 2535 A - Public Hearing  
HB 2540 A - Public Hearing and Work Session

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### **Recording Log**

**3:05:39 PM** Meeting Called to Order by Chair Beyer

**3:05:53 PM** **HB 3435 A - Public Hearing**

**3:05:58 PM** Patrick Brennan, Committee Administrator

**3:06:19 PM** Chair Beyer

**3:06:20 PM** {Exhibit} 1-2: Rep. David Gomberg, House District 10

**3:08:45 PM** Chair Beyer

**3:08:49 PM** Sen. Elizabeth Steiner Hayward, Senate District 17

**3:10:03 PM** Chair Beyer

**3:10:08 PM** Sen. Steiner Hayward

**3:10:35 PM** Chair Beyer

**3:10:39 PM** Sen. Steiner Hawyard

**3:10:39 PM** Chair Beyer

**3:10:42 PM** Sen. Monroe

**3:10:54 PM** Rep. Gomberg

**3:10:56 PM** Chair Beyer

**3:11:00 PM** Rep. Gomberg

**3:11:26 PM** Sen. Steiner Hayward

**3:11:53 PM** Sen. Monroe

**3:12:15 PM** Chair Beyer

3:12:15 PM Sen. Steiner Hayward  
3:12:19 PM Chair Beyer  
3:12:23 PM Sen. Girod  
3:12:25 PM Chair Beyer  
3:12:26 PM Sen. Girod  
3:12:37 PM Sen. Steiner Hayward  
3:12:42 PM Sen. Girod  
3:12:44 PM Sen. Steiner Hayward  
3:13:21 PM Rep. Gomberg  
3:13:32 PM Chair Beyer  
3:13:37 PM Sen. Steiner Hayward  
3:13:44 PM Chair Beyer  
3:13:45 PM Sen. Steiner Hayward  
3:13:50 PM Chair Beyer  
3:14:10 PM Marshall Coba, Associated Liquor Stores of Oregon  
3:15:06 PM Chair Beyer  
3:15:10 PM Vice-Chair Starr  
3:15:15 PM Coba  
3:18:43 PM Chair Beyer  
3:19:41 PM Coba  
3:19:50 PM Chair Beyer  
3:19:58 PM Sen. Edwards  
3:20:24 PM Coba  
3:20:29 PM Sen. Edwards  
3:20:31 PM {Exhibit} 3: witness registration  
3:20:32 PM Chair Beyer  
  
3:20:48 PM **HB 3435 A - Work Session**  
3:20:51 PM MOTION: CHAIR BEYER MOVES HB 3435 A DO PASS  
3:20:55 PM Chair Beyer  
3:21:04 PM VOTE: 6-0-0  
3:21:06 PM AYES: EDWARDS, GIROD, MONROE, THOMSEN, STARR, BEYER  
3:21:11 PM Chair Beyer  
3:21:12 PM Sen. Monroe  
3:21:13 PM Chair Beyer  
3:21:19 PM CARRIER: SEN. EDWARDS WILL LEAD DISCUSSION ON THE FLOOR  
3:21:21 PM Chair Beyer  
  
3:21:22 PM **HB 3438 - Public Hearing**  
3:21:35 PM Chair Beyer  
3:21:38 PM {Exhibit} 4: Rep. Chris Gorsek, House District 49  
3:25:11 PM Chair Beyer  
3:25:19 PM Rep. Gorsek  
3:25:28 PM Vice-Chair Starr  
3:25:33 PM Rep. Gorsek  
3:25:38 PM Chair Beyer

3:25:39 PM Sen. Girod  
3:25:52 PM Rep. Gorsek  
3:26:36 PM Sen. Girod  
3:26:41 PM Rep. Gorsek  
3:27:05 PM Chair Beyer  
3:27:07 PM Sen. Edwards  
3:27:13 PM Rep. Gorsek  
3:27:16 PM Chair Beyer  
3:27:17 PM Sen. Girod  
3:27:22 PM Rep. Gorsek  
3:27:32 PM Sen. Edwards  
3:27:33 PM Chair Beyer  
3:27:38 PM Rep. Gorsek  
3:27:39 PM Chair Beyer  
3:27:40 PM Rep. Gorsek  
3:27:42 PM Sen. Edwards  
3:27:44 PM Rep. Gorsek  
3:27:48 PM Chair Beyer  
3:27:51 PM Rep. Gorsek  
3:27:54 PM Chair Beyer  
3:28:12 PM {Exhibit} 5: Ken Johnson, Past President, Oregon Association Chiefs of  
Police; Chief of Police, Fairview  
3:31:04 PM Glen Post, resident, Columbia County  
3:31:39 PM Chair Beyer  
3:31:43 PM Post  
3:34:35 PM Johnson  
3:35:37 PM Chair Beyer  
3:35:48 PM Johnson  
3:36:05 PM Chair Beyer  
3:36:17 PM Johnson  
3:36:53 PM Post  
3:37:54 PM Chair Beyer  
3:37:59 PM Johnson  
3:38:11 PM Post  
3:38:33 PM Chair Beyer  
3:38:51 PM Johnson  
3:39:05 PM Post  
3:39:31 PM Chair Beyer  
3:39:34 PM Sen. Monroe  
3:40:15 PM Post  
3:41:05 PM Sen. Monroe  
3:41:27 PM Chair Beyer  
3:41:30 PM Sen. Girod  
3:41:39 PM Post  
3:42:22 PM Sen. Girod  
3:42:38 PM Post

3:42:46 PM Sen. Girod  
3:43:00 PM Post  
3:44:53 PM Sen. Girod  
3:45:02 PM Post  
3:45:03 PM Sen. Girod  
3:45:04 PM Post  
3:45:40 PM Sen. Girod  
3:45:47 PM Post  
3:46:25 PM Chair Beyer  
3:46:29 PM Post  
3:46:39 PM Chair Beyer  
3:46:41 PM Post  
3:47:01 PM Sen. Girod  
3:47:04 PM Chair Beyer  
3:47:07 PM Sen. Girod  
3:47:11 PM Post  
3:47:20 PM Chair Beyer  
3:47:21 PM Post  
3:47:39 PM Chair Beyer  
3:47:50 PM Johnson  
3:47:54 PM Chair Beyer  
3:47:55 PM Sen. Monroe  
3:48:27 PM Johnson  
3:48:35 PM Post  
3:48:50 PM Chair Beyer  
3:48:52 PM Sen. Thomsen  
3:49:22 PM Post  
3:50:07 PM Chair Beyer  
3:50:08 PM Sen. Edwards  
3:50:27 PM Post  
3:51:20 PM Chair Beyer  
3:51:59 PM Scott Winkels, League of Oregon Cities  
3:53:42 PM Johnathan Manton, Bicycle Transportation Alliance  
3:54:50 PM Chair Beyer  
3:54:52 PM {Exhibit} 6: Becky Straus, American Civil Liberties Union of Oregon  
3:58:56 PM Sen. Girod  
3:58:56 PM Chair Beyer  
3:58:58 PM Sen. Girod  
3:59:08 PM Straus  
3:59:56 PM Chair Beyer  
3:59:57 PM Sen. Edwards  
4:00:22 PM Chair Beyer  
4:00:32 PM Sen. Edwards  
4:00:34 PM {Exhibit} 7: witness registration  
4:00:35 PM Chair Beyer

**4:01:04 PM HB 2524 A - Public Hearing**

**4:01:17 PM** Patrick Brennan, Committee Administrator

**4:01:24 PM** Chair Beyer

**4:01:29 PM** Meeting Recessed

**4:01:32 PM** Meeting Reconvened

**4:01:33 PM HB 2004 A - Work Session**

**4:01:36 PM** Chair Beyer

**4:01:37 PM** {Exhibit} 8: Patrick Brennan, Committee Administrator

**4:02:09 PM** MOTION: VICE-CHAIR STARR MOVES HB 2004 A DO PASS

**4:02:11 PM** Chair Beyer

**4:02:23 PM** VOTE: 6-0-0

**4:02:25 PM** AYES: EDWARDS, GIROD, MONROE, THOMSEN, STARR, BEYER

**4:02:29 PM** CARRIER: SEN. STARR WILL LEAD DISCUSSION ON THE FLOOR

**4:02:32 PM** Chair Beyer

**4:02:34 PM HB 2524 A - Public Hearing**

**4:02:40 PM** Chair Beyer

**4:02:42 PM** Patrick Brennan, Committee Administrator

**4:03:11 PM** Chair Beyer

**4:03:15 PM** Rep. Paul Holvey, House District 8

**4:05:28 PM** Chair Beyer

**4:05:33 PM** Rep. Holvey

**4:06:26 PM** Chair Beyer

**4:06:46 PM** Rep. Holvey

**4:07:14 PM** Chair Beyer

**4:07:18 PM** Rep. Holvey

**4:07:30 PM** Chair Beyer

**4:07:33 PM** Rep. Holvey

**4:07:39 PM** Chair Beyer

**4:08:08 PM** {Exhibit} 9: Kate Newhall, Plumbing and Mechanical Contractors Association

**4:09:21 PM** {Exhibit} 10: witness registration

**4:09:22 PM** The following written testimony is submitted for the record without public testimony:

**4:09:22 PM** {Exhibit} 11: Pat Maloney, National Electrical Contractors Association

**4:09:23 PM** Chair Beyer

**4:09:39 PM HB 2535 A - Public Hearing**

**4:09:45 PM** Patrick Brennan, Committee Administrator

**4:10:27 PM** Chair Beyer

**4:10:29 PM** Rep. Paul Holvey, House District 8

**4:12:48 PM** Chair Beyer

**4:12:58 PM** Rep. Holvey

**4:13:01 PM** Chair Beyer

**4:13:03 PM** Sen. Edwards

4:13:35 PM Rep. Holvey  
4:14:36 PM Vice-Chair Starr  
4:14:50 PM Rep. Holvey  
4:15:22 PM Chair Beyer  
4:15:27 PM Rep. Holvey  
4:15:33 PM Chair Beyer  
4:15:48 PM John Shilts, Workers Compensation Division, Department of Consumer  
Business Services  
4:17:10 PM Chair Beyer  
4:17:34 PM Shilts  
4:17:52 PM Chair Beyer  
4:18:05 PM Shilts  
4:18:07 PM Chair Beyer  
4:18:12 PM Vice-Chair Starr  
4:18:14 PM Chair Beyer  
4:18:16 PM Shilts  
4:18:20 PM Vice-Chair Starr  
4:18:24 PM Shilts  
4:18:41 PM Vice-Chair Starr  
4:18:42 PM Chair Beyer  
4:18:47 PM Vice-Chair Starr  
4:18:49 PM Chair Beyer  
4:19:15 PM {Exhibit} 12-13: Larry Harvey, Oregon Staffing Association  
4:24:00 PM Chair Beyer  
4:25:34 PM Harvey  
4:27:43 PM Chair Beyer  
4:28:03 PM Harvey  
4:28:33 PM Chair Beyer  
4:28:40 PM Harvey  
4:29:06 PM Chair Beyer  
4:29:09 PM Harvey  
4:29:11 PM Chair Beyer  
4:29:19 PM Harvey  
4:29:21 PM Chair Beyer  
4:29:44 PM Harvey  
4:30:31 PM Chair Beyer  
4:30:40 PM Sen. Girod  
4:30:51 PM Vice-Chair Starr  
4:30:52 PM Sen. Girod  
4:31:01 PM Harvey  
4:31:24 PM Chair Beyer  
4:31:26 PM Rep. Holvey  
4:33:36 PM Chair Beyer  
4:34:11 PM Rep. Holvey  
4:34:13 PM Chair Beyer  
4:34:17 PM Rep. Holvey

4:34:57 PM Chair Beyer  
4:34:58 PM Shawn Miller, Labor Ready TrueBlue  
4:37:09 PM Chair Beyer  
4:37:12 PM Miller  
4:37:58 PM Chair Beyer  
4:38:00 PM Harvey  
4:39:48 PM Chair Beyer  
4:39:58 PM Rep. Holvey  
4:40:12 PM Miller  
4:40:20 PM Chair Beyer  
4:40:31 PM Shilts  
4:41:29 PM Chair Beyer  
4:41:33 PM Vice-Chair Starr  
4:41:41 PM Shilts  
4:42:14 PM Vice-Chair Starr  
4:42:22 PM Shilts  
4:42:27 PM Vice-Chair Starr  
4:42:34 PM {Exhibit} 14: witness registration  
4:42:35 PM Chair Beyer  
  
4:42:52 PM **HB 2540 A - Public Hearing**  
4:43:01 PM Patrick Brennan, Committee Administrator  
4:43:31 PM Chair Beyer  
4:43:36 PM Rep. Paul Holvey, House District 8  
4:46:54 PM Chair Beyer  
4:47:04 PM Vice-Chair Starr  
4:47:27 PM Rep. Holvey  
4:48:33 PM Chair Beyer  
4:49:05 PM {Exhibit} 15: Jody Wiser, Tax Fairness Oregon  
4:49:07 PM Chair Beyer  
4:49:09 PM Wiser  
4:52:28 PM {Exhibit} 16: Kate Newhall, Sheet Metal & Air Conditioning Contractors  
National Association, Plumbing and Mechanical Contractors Association,  
Sheet Metal Workers Local 16 and Oregon State Association of Electrical  
Workers  
4:53:40 PM Rick Metsger, Northwest Regional Council of Carpenters  
4:54:28 PM Chair Beyer  
4:54:49 PM Vice-Chair Starr  
4:54:56 PM Chair Beyer  
4:55:07 PM Craig Smith, Construction Contractors Board  
4:55:55 PM Vice-Chair Starr  
4:56:08 PM Smith  
4:56:48 PM Vice-Chair Starr  
4:56:54 PM John Rakowitz, Association of General Contractors  
4:57:08 PM Chair Beyer  
4:57:09 PM Sen. Girod

4:57:42 PM Smith  
4:57:53 PM Rakowitz  
4:58:24 PM {Exhibit} 17: witness registration  
4:58:25 PM Chair Beyer  
  
4:58:31 PM **HB 2540 A - Work Session**  
4:58:38 PM MOTION: CHAIR BEYER MOVES HB 2540 A DO PASS  
4:58:44 PM Sen. Girod  
4:58:48 PM Chair Beyer  
4:58:58 PM VOTE: 6-0-0  
4:59:00 PM AYES: EDWARDS, GIROD, MONROE, THOMSEN, STARR, BEYER  
4:59:06 PM CARRIER: SEN. BEYER WILL LEAD DISCUSSION ON THE FLOOR  
4:59:16 PM Meeting Adjourned by Chair Beyer

### **Exhibit Summary**

3:06:20 PM {Exhibit} 1: HB 3435 A, written testimony of Brett Joyce, Rep. David Gombert, 1 p  
3:06:20 PM {Exhibit} 2: HB 3435 A, written testimony of Brian McMenamin, Rep. David Gombert, 1 p  
3:20:31 PM {Exhibit} 3: HB 3435 A, witness registration, staff, 1 p  
3:21:38 PM {Exhibit} 4: HB 3438, written testimony, Rep. Chris Gorsek, 1 p  
3:28:12 PM {Exhibit} 5: HB 3438, written testimony, Ken Johnson, 2 pp  
3:54:52 PM {Exhibit} 6: HB 3438, written testimony, Becky Straus, 1 p  
4:00:34 PM {Exhibit} 7: HB 3438, witness registration, staff, 1 p  
4:01:37 PM {Exhibit} 8: HB 2004 A, -A4 amendments, staff, 13 pp  
4:08:08 PM {Exhibit} 9: HB 2524 A, written testimony, Kate Newhall, 1 p  
4:09:21 PM {Exhibit} 10: HB 2524 A, witness registration, staff, 1 p  
4:09:22 PM {Exhibit} 11: HB 2524 A, written testimony, Pat Maloney, 1 p  
4:19:15 PM {Exhibit} 12: HB 2535 A, written testimony, Larry Harvey, 1 p  
4:19:15 PM {Exhibit} 13: HB 2535 A, -A4 amendments, Larry Harvey, 4 pp  
4:42:34 PM {Exhibit} 14: HB 2535 A, witness registration, staff, 1 p  
4:49:05 PM {Exhibit} 15: HB 2540 A, written testimony, Jody Wiser, 1 p  
4:52:28 PM {Exhibit} 16: HB 2540 A, written testimony, Kate Newhall, 1 p  
4:58:24 PM {Exhibit} 17: HB 2540 A, witness registration, staff, 1 p