

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

March 16, 2011  
8:00 AM

Hearing Room E

**MEMBERS PRESENT:** Rep. Bill Kennemer, Co-Chair  
Rep. Mike Schaufler, Co-Chair  
Rep. Margaret Doherty, Co-Vice Chair  
Rep. Sal Esquivel, Co-Vice Chair  
Rep. Jason Conger  
Rep. Val Hoyle  
Rep. Mark Johnson  
Rep. Greg Matthews

**STAFF PRESENT:** Theresa Van Winkle, Committee Administrator  
Shelley Raszka, Committee Assistant

**MEASURES/ISSUES HEARD:** Introduction of Committee Measure – Work Session  
HB 2624 – Public Hearing  
HB 3472 – Public Hearing  
HB 3457 – Public Hearing & Work Session  
HB 2040 – Work Session  
HB 2036 – Work Session

---

### **Recording Log**

**8:03:37 AM** Meeting Called to Order by Co-Chair Schaufler

**8:03:45 AM** **Introduction of Committee Measure-Work Session**

**8:03:52 AM** Theresa Van Winkle, Committee Administrator

**8:03:52 AM** {Exhibit} 1: Van Winkle

**8:04:14 AM** Co-Chair Schaufler

**8:04:28 AM** MOTION: Rep. Esquivel moves LC 3985 be introduced as a Committee Bill

**8:04:35 AM** Co-Chair Schaufler

**8:04:46 AM** Co-Vice Chair Esquivel

**8:05:12 AM** Co-Chair Schaufler

**8:05:28 AM** Rep. Johnson

**8:05:44 AM** Co-Chair Schaufler

**8:05:49 AM** Co-Chair Kennemer

**8:06:06 AM** Co-Chair Schaufler

**8:06:31 AM** Rep. Conger

**8:06:32 AM** Co-Chair Schaufler

**8:06:36 AM** VOTE: 8-0-0

**8:06:38 AM** AYES: Reps. Conger, Hoyle, Johnson, Matthews, Doherty, Esquivel, Kennemer, Schaufler

**8:06:52 AM** **HB 2624-Public Hearing**

**8:06:54 AM** Theresa Van Winkle, Committee Administrator

**8:07:46 AM** Co-Chair Schaufler

**8:08:24 AM** John Mohlis, Executive Secretary, Oregon State Building & Construction Trades Council

**8:11:58 AM** Co-Chair Schaufler

**8:12:13 AM** Ryan Tribbett, Pac West, National Electrical Contractors Association

**8:12:50 AM** Co-Chair Schaufler

**8:13:02 AM** Bob Livingston, Oregon State Firefighters Council

**8:15:27 AM** Co-Chair Schaufler

**8:16:30 AM** Co-Chair Kennemer

**8:16:53 AM** Tribbett

**8:17:10 AM** Co-Chair Kennemer

**8:17:15 AM** Co-Vice Chair Doherty

**8:17:24 AM** Tribbett

**8:17:49 AM** Co-Vice Chair Doherty

**8:17:56 AM** Tribbett

**8:18:06 AM** Co-Chair Schaufler

**8:18:14 AM** Co-Vice Chair Doherty

**8:18:30 AM** Mohlis

**8:18:56 AM** Co-Chair Schaufler

**8:19:19 AM** Co-Vice Chair Doherty

**8:19:39 AM** Co-Chair Schaufler

**8:19:48 AM** Rep. Conger

**8:23:48 AM** Co-Chair Schaufler

**8:24:59 AM** Mohlis

**8:26:16 AM** Co-Chair Schaufler

**8:26:41 AM** Rep. Conger

**8:29:54 AM** Mohlis

**8:32:20 AM** Livingston

**8:33:36 AM** Co-Chair Schaufler

**8:33:48 AM** Rep. Conger

**8:35:43 AM** Co-Chair Schaufler

**8:36:13 AM** Co-Vice Chair Esquivel

**8:36:18 AM** Co-Chair Schaufler

**8:36:23 AM** Rep. Johnson

**8:36:56 AM** Co-Chair Schaufler

**8:37:58 AM** Mohlis

**8:39:45 AM** Rep. Johnson

**8:40:06 AM** Mohlis

**8:41:08 AM** Rep. Johnson

**8:41:20 AM** Co-Chair Schaufler

**8:41:29 AM** Rep. Johnson

8:42:29 AM Co-Chair Schaufler  
8:42:34 AM Rep. Johnson  
8:42:37 AM Co-Chair Schaufler  
8:42:41 AM Rep. Matthews  
8:42:53 AM Co-Chair Schaufler  
8:42:55 AM Rep. Matthews  
8:47:38 AM Mohlis  
8:48:07 AM Co-Chair Schaufler  
8:48:10 AM Rep. Matthews  
8:48:32 AM Co-Chair Schaufler

**8:49:09 AM HB 3472-Public Hearing**

8:49:19 AM Theresa Van Winkle, Committee Administrator  
8:49:33 AM Co-Chair Schaufler  
8:49:36 AM Rep. Katie Eyre Brewer, House District 29  
8:52:41 AM John Killin, Independent Electrical Contractors, Associated Builders & Contractors  
8:53:23 AM Co-Chair Schaufler  
8:53:43 AM Co-Vice Chair Esquivel  
8:54:50 AM Co-Chair Schaufler  
8:55:19 AM Killin  
8:55:55 AM Rep. Eyre Brewer  
8:56:20 AM Co-Vice Chair Esquivel  
8:56:25 AM Rep. Eyre Brewer  
8:56:26 AM Co-Chair Schaufler

**8:56:45 AM HB 2624-Public Hearing**

8:57:16 AM Jamie Jonke, Clackamas County Business & Economic Development  
8:58:45 AM Co-Chair Schaufler  
8:58:47 AM Jonke  
8:58:49 AM Co-Chair Schaufler  
8:58:52 AM Ron Fox, Executive Director, Southern Oregon Regional Economic Development Incorporated (SORED)  
8:59:24 AM {Exhibit} 2: Fox  
9:02:40 AM Co-Chair Schaufler  
9:02:44 AM John Southgate, Economic Development Department, City of Hillsboro  
9:04:20 AM Co-Chair Schaufler  
9:04:43 AM Jonke  
9:05:04 AM Co-Chair Schaufler  
9:05:17 AM Fox  
9:05:37 AM Co-Chair Schaufler  
9:06:11 AM Fox  
9:06:53 AM Co-Chair Schaufler  
9:07:05 AM Co-Chair Kennemer  
9:07:15 AM Fox  
9:07:40 AM Co-Chair Kennemer

9:07:57 AM Co-Chair Schaufler  
9:08:01 AM Co-Vice Chair Esquivel  
9:08:04 AM Co-Chair Kennemer  
9:08:11 AM Co-Vice Chair Esquivel  
9:08:34 AM Fox  
9:09:13 AM Co-Vice Chair Esquivel  
9:09:26 AM Co-Chair Schaufler  
9:09:30 AM Rep. Johnson  
9:10:42 AM Fox  
9:12:55 AM Co-Chair Schaufler  
9:13:51 AM Ann Hanus, Association of Oregon Counties  
9:13:53 AM {Exhibit} 3: Hanus  
9:16:25 AM Jack Isselmann, Oregon Economic Development Association  
9:16:55 AM Co-Chair Schaufler  
9:17:01 AM Co-Chair Kennemer  
9:17:07 AM Isselmann  
9:17:54 AM Co-Chair Schaufler  
9:17:58 AM Co-Chair Kennemer  
9:18:05 AM Hanus  
9:18:17 AM Co-Chair Kennemer  
9:18:25 AM Hanus  
9:18:54 AM Co-Chair Schaufler  
9:18:59 AM Isselmann  
9:19:00 AM Co-Chair Schaufler  
9:19:24 AM John Killin, Independent Electrical Contractors  
9:20:46 AM John Rakowitz, Associated General Contractors  
9:23:29 AM Co-Chair Schaufler  
9:23:36 AM Joe Esmonde, International Brotherhood of Electrical Workers (IBEW)  
Local 48  
9:24:14 AM Co-Chair Schaufler  
9:24:19 AM Rep. Matthews  
9:24:37 AM Co-Chair Schaufler  
9:24:51 AM {Exhibit} 4-8: Van Winkle  
9:25:14 AM Co-Chair Schaufler  
9:25:18 AM The following written testimony is submitted for the record without public  
testimony:  
9:25:19 AM {Exhibit} 9: John Southgate, Director of Economic Development, City of  
Hillsboro  
  
9:25:22 AM **HB 3457-Public Hearing**  
9:25:24 AM Theresa Van Winkle, Committee Administrator  
9:25:52 AM {Exhibit} 10: Van Winkle  
9:26:04 AM Co-Chair Schaufler  
9:26:10 AM Van Winkle  
9:26:11 AM Co-Chair Schaufler  
9:26:32 AM Dr. Katrina Hedberg, MD, MPH, Administrator & State Epidemiologist,

Office of Disease Prevention & Epidemiology, Public Health Division,  
Oregon Health Authority

9:26:33 AM {Exhibit} 11: Hedberg  
9:27:50 AM Kristina McNitt, Cultural Advocacy Coalition  
9:28:40 AM Co-Chair Schaufler  
9:28:42 AM Paul Nicholson, Executive Director, Oregon Shakespeare Festival  
9:33:14 AM {Exhibit} 12-14: Nicholson  
9:34:29 AM Co-Chair Schaufler  
9:34:51 AM Co-Vice Chair Doherty  
9:35:23 AM Rep. Matthews  
9:35:25 AM Co-Chair Schaufler  
9:35:25 AM Rep. Matthews  
9:35:30 AM Co-Vice Chair Doherty  
9:35:31 AM Co-Chair Schaufler  
9:35:35 AM Rep. Johnson  
9:35:47 AM Co-Chair Schaufler  
9:35:52 AM Nicholson  
9:35:54 AM Co-Chair Schaufler  
9:35:59 AM Co-Chair Kennemer  
9:36:18 AM Nicholson  
9:36:39 AM Co-Chair Kennemer  
9:36:52 AM Co-Chair Schaufler  
9:37:01 AM {Exhibit} 15: McNitt  
  
9:37:42 AM **HB 3457-Work Session**  
9:37:46 AM MOTION: Co-Chair Kennemer moves to adopt the -1 amendments  
9:37:50 AM Co-Chair Schaufler  
9:37:56 AM VOTE: 8-0-0  
9:37:57 AM AYES: Reps. Conger, Hoyle, Johnson, Matthews, Doherty, Esquivel,  
Kennemer, Schaufler  
9:38:00 AM MOTION: Co-Chair Kennemer moves HB 3457 Do Pass as amended  
9:38:08 AM Co-Chair Schaufler  
9:38:15 AM VOTE: 8-0-0  
9:38:17 AM AYES: Reps. Conger, Hoyle, Johnson, Matthews, Doherty, Esquivel,  
Kennemer, Schaufler  
9:38:23 AM Co-Chair Schaufler  
9:38:27 AM Co-Vice Chair Doherty  
9:38:36 AM Co-Chair Schaufler  
9:38:37 AM Co-Vice Chair Doherty  
9:38:38 AM CARRIER: CO-VICE CHAIR DOHERTY & CO-CHAIR SCHAUFLE will  
lead discussion on the floor  
9:38:42 AM Co-Chair Schaufler  
9:38:46 AM Co-Chair Kennemer  
9:38:48 AM Co-Chair Schaufler  
  
9:38:53 AM **HB 2040-Work Session**

9:38:57 AM Theresa Van Winkle, Committee Administrator  
9:39:28 AM {Exhibit} 16-18: Van Winkle  
9:39:56 AM Co-Chair Schaufler  
9:40:24 AM Co-Chair Kennemer  
9:40:31 AM Van Winkle  
9:40:36 AM MOTION: Co-Chair Kennemer moves to adopt the -1 amendments  
9:40:41 AM Co-Chair Schaufler  
9:40:47 AM VOTE: 8-0-0  
9:40:49 AM AYES: Reps. Conger, Hoyle, Johnson, Matthews, Doherty, Esquivel, Kennemer, Schaufler  
9:40:50 AM MOTION: Co-Chair Kennemer moves to adopt the -3 amendments  
9:40:56 AM Co-Chair Schaufler  
9:41:01 AM VOTE: 8-0-0  
9:41:03 AM AYES: Reps. Conger, Hoyle, Johnson, Matthews, Doherty, Esquivel, Kennemer, Schaufler  
9:41:06 AM MOTION: Co-Chair Kennemer moves to adopt the -4 amendments  
9:41:10 AM Co-Chair Schaufler  
9:41:15 AM VOTE: 8-0-0  
9:41:16 AM AYES: Reps. Conger, Hoyle, Johnson, Matthews, Doherty, Esquivel, Kennemer, Schaufler  
9:41:19 AM MOTION: Co-Chair Kennemer moves HB 2040 Do Pass as amended  
9:41:28 AM Co-Chair Schaufler  
9:41:32 AM Co-Chair Kennemer  
9:41:38 AM Co-Chair Schaufler  
9:41:42 AM VOTE: 8-0-0  
9:41:44 AM AYES: Reps. Conger, Hoyle, Johnson, Matthews, Doherty, Esquivel, Kennemer, Schaufler  
9:41:52 AM CARRIER: REP. CONGER will lead discussion on the floor  
9:41:53 AM The following testimony is submitted for the record without public testimony:  
9:41:53 AM {Exhibit} 19: Kate Newhall, Bureau of Labor and Industries  
  
9:41:57 AM **HB 2036-Work Session**  
9:42:00 AM Theresa Van Winkle, Committee Administrator  
9:42:24 AM Co-Chair Schaufler  
9:42:29 AM Van Winkle  
9:42:34 AM Co-Chair Kennemer  
9:43:03 AM Van Winkle  
9:43:05 AM Co-Chair Schaufler  
9:43:11 AM Co-Chair Kennemer  
9:43:16 AM MOTION: Co-Chair Kennemer moves HB 2036 Do Pass as amended  
9:43:25 AM Co-Chair Schaufler  
9:43:32 AM Rep. Johnson  
9:43:51 AM Co-Chair Schaufler  
9:44:19 AM VOTE: 8-0-0  
9:44:20 AM AYES: Reps. Conger, Hoyle, Johnson, Matthews, Doherty, Esquivel,

Kennemer, Schaufler

**9:44:25 AM** CARRIER: CO-CHAIR KENNEMER will lead discussion on the floor

**9:44:31 AM** Co-Chair Schaufler

**9:44:40 AM** Meeting Adjourned by Co-Chair Schaufler

---

### **Exhibit Summary**

**8:03:52 AM** {Exhibit} 1: Introduction of Committee Measures, LC 3985, staff, 7 pp

**8:59:24 AM** {Exhibit} 2: HB 2624, written testimony, Ron Fox, 1 p

**9:13:53 AM** {Exhibit} 3: HB 2624, written testimony, Ann Hanus, 1 p

**9:24:51 AM** {Exhibit} 4: HB 2624, written testimony of Cindy Robert, Staff, 1 p

**9:24:51 AM** {Exhibit} 5: HB 2624, written testimony of Roger Lee, Staff 2 pp

**9:24:51 AM** {Exhibit} 6: HB 2624, written testimony of Jon Stark, Staff, 1 p

**9:24:51 AM** {Exhibit} 7: HB 2624, written testimony of Scott Winkles, Staff, 1 p

**9:24:51 AM** {Exhibit} 8: HB 2624, written statement from the American Federation of State, County & Municipal Employees Coucil 75, Staff, 1 p

**9:25:18 AM** {Exhibit} 9: HB 2624, written testimony, John Southgate, 2 pp

**9:25:52 AM** {Exhibit} 10: HB 3457, -1 amendments, staff, 1 p

**9:26:33 AM** {Exhibit} 11: HB 3457, written testimony, Dr. Katrina Hedberg, 2 pp

**9:33:14 AM** {Exhibit} 12: HB 3457 written testimony, Paul Nicholson, 2 pp

**9:33:14 AM** {Exhibit} 13: HB 3457, article, Baltimore Sun, *Fake Cigarettes, Fake Smoke, Real Nicotine*, Paul Nicholson, 2 p

**9:33:14 AM** {Exhibit} 14: HB 3457, article, LCSun-News.com, *The E-Cigarette: A Safe Alternative?*, Paul Nicholson, 1 p

**9:37:01 AM** {Exhibit} 15: HB 3457, written statement of Portland Center Stage, Kristina McNitt, 1 p

**9:39:28 AM** {Exhibit} 16: HB 2040, -1 amendments, staff, 1 p

**9:39:28 AM** {Exhibit} 17: HB 2040, -3 amendments, staff, 3 pp

**9:39:28 AM** {Exhibit} 18: HB 2040, -4 amendments, staff, 2 pp

**9:41:53 AM** {Exhibit} 19: HB 2040, written testimony, Kate Newhall, 2 pp

---