

**HOUSE COMMITTEE ON GENERAL
GOVERNMENT AND CONSUMER PROTECTION**

April 19, 2011
8:00 AM

Hearing Room E

MEMBERS PRESENT: Rep. Paul Holvey, Co-Chair
Rep. Gene Whisnant, Co-Chair
Rep. Patrick Sheehan, Co-Vice Chair
Rep. Jefferson Smith, Co-Vice Chair
Rep. Kevin Cameron
Rep. Brian Clem
Rep. Jason Conger
Rep. Greg Matthews

STAFF PRESENT: Jan Nordlund, Committee Administrator
Tamara Sullivan, Committee Assistant

MEASURES/ISSUES HEARD: HJR 6 - Public Hearing and Work Session
HB 2020 - Work Session
HB 2920 - Public Hearing and Work Session
HB 2062 - Work Session
HB 2322 - Work Session
HB 3000 - Work Session
HB 3488 - Work Session
HB 3590 - Work Session
HB 3241 - Work Session
HB 2321 - Public Hearing and Work Session
HB 3180 - Public Hearing and Work Session
HB 3411 - Work Session
HB 3111 - Work Session
HB 3461 - Public Hearing and Work Session
HB 3387 - Public Hearing
HB 3574 - Public Hearing

Recording Log

8:07:39 AM Meeting Called to Order by Co-Chair Holvey

8:08:02 AM **HJR 6 - Public Hearing**

8:08:06 AM Co-Chair Holvey

8:08:11 AM {Exhibit} 1: Jan Nordlund, Committee Administrator

8:08:38 AM Co-Chair Holvey

8:08:46 AM Rep. Mitch Greenlick, District 33

8:11:05 AM Co-Chair Holvey

8:11:14 AM Co-Chair Whisnant

8:11:47 AM Rep. Greenlick
8:12:10 AM Co-Chair Whisnant
8:12:28 AM Rep Greenlick
8:12:41 AM Co-Chair Whisnant
8:12:57 AM Co-Chair Holvey
8:12:58 AM Co-Vice Chair Sheehan
8:13:05 AM Greenlick
8:13:08 AM Co-Vice Chair Sheehan
8:13:10 AM Greenlick
8:13:20 AM Co-Vice Chair Sheehan
8:13:33 AM Greenlick
8:14:26 AM Co-Chair Holvey
8:14:28 AM Co-Chair Whisnant
8:14:30 AM Co-Chair Holvey

8:14:47 AM **HJR 6 - Work Session**

8:14:50 AM MOTION: Co-Chair Whisnant moves -1 amendments
8:14:59 AM Co-Chair Holvey
8:15:18 AM VOTES: 7-0-1
8:15:18 AM AYES: Clem, Conger, Matthews, Sheehan, Smith, Holvey, Whisnant;
EXCUSED: Cameron
8:15:22 AM Co-Chair Holvey
8:15:27 AM Rep. Greenlick
8:15:31 AM Co-Chair Holvey

8:15:39 AM **HB 2020-Work Session**

8:15:51 AM Jan Nordlund, Committee Administrator
8:16:22 AM Co-Chair Holvey
8:16:25 AM MOTION: Co-Chair Whisnant moves HB 2020 DO PASS as amended
8:16:29 AM Co-Chair Holvey
8:16:52 AM Nordlund
8:17:05 AM Co-Chair Holvey
8:17:08 AM Nordlund
8:17:09 AM Co-Chair Holvey
8:17:24 AM VOTES: 7-0-1
8:17:24 AM AYES: Clem, Conger, Matthews, Sheehan, Smith, Holvey, Whisnant;
EXCUSED: Cameron
8:17:44 AM Co-Chair Holvey
8:18:02 AM CARRIER: REP. BUCKLEY will lead discussion on the floor
8:18:11 AM Meeting Recessed
8:19:31 AM Meeting Reconvened

8:19:31 AM **HB 2920-Public Hearing**

8:19:32 AM Co-Chair Holvey
8:19:34 AM Jan Nordlund, Committee Administrator
8:19:56 AM Co-Chair Holvey

8:20:02 AM Rep. Mary Nolan, District 36
8:21:23 AM Co-Chair Holvey
8:21:32 AM Rep. Nolan
8:21:33 AM Co-Chair Holvey
8:21:57 AM Mike Eliason, Association of Oregon Counties
8:22:53 AM Co-Chair Holvey
8:23:25 AM Gary Pack, Deputy Secretary of State
8:23:28 AM Co-Chair Holvey
8:23:38 AM Pack
8:24:35 AM Co-Chair Holvey
8:24:41 AM Pack
8:25:06 AM Co-Chair Holvey
8:25:19 AM Co-Vice Chair Sheehan
8:25:38 AM Pack
8:26:31 AM Co-Chair Holvey
8:26:43 AM Pack
8:26:44 AM Co-Chair Holvey

8:26:57 AM **HB 2920- Work Session**
8:26:59 AM MOTION: Co-Chair Whisnant moves HB2920 DO PASS
8:27:03 AM Co-Chair Holvey
8:27:13 AM VOTES: 7-0-1
8:27:13 AM AYES: Clem, Conger, Matthews, Sheehan, Smith, Holvey, Whisnant;
EXCUSED: Cameron
8:27:39 AM Rep. Clem
8:27:42 AM Co-Chair Holvey
8:27:47 AM CARRIER: REP. NOLAN will lead discussion on the floor
8:27:51 AM Co-Chair Holvey

8:28:09 AM **HB 2062-Work Session**
8:28:22 AM MOTION: Co-Chair Whisnant moves HB 2062 without recommendation
and be referred to the Committee on Rules
8:28:29 AM Co-Chair Holvey
8:28:45 AM VOTE: 7-0-1
8:28:45 AM AYES: Clem, Conger, Matthews, Sheehan, Smith, Holvey, Whisnant;
EXCUSED: Cameron
8:29:01 AM Co-Chair Holvey

8:29:14 AM **HB 2322-Work Session**
8:29:23 AM {Exhibit} 2: Jan Nordlund, Committee Administrator
8:29:47 AM Co-Chair Holvey
8:29:54 AM MOTION: Co-Chair Whisnant moves -1 amendments
8:30:08 AM Co-Chair Holvey
8:30:19 AM VOTE: 7-0-1
8:30:19 AM AYES: Clem, Conger, Matthews, Sheehan, Smith, Holvey, Whisnant;
EXCUSED: Cameron

8:30:24 AM MOTION: Co-Chair Whisnant moves HB 2322 without recommendation and be referred to Ways & Means by prior reference

8:30:32 AM Co-Chair Holvey

8:30:48 AM VOTE: 5-2-1

8:30:48 AM AYES: Clem, Matthews, Smith, Holvey, Whisnant; NAYS: Conger, Sheehan; EXCUSED: Cameron

8:31:07 AM Co-Chair Holvey

8:31:41 AM **HB 3000-Work Session**

8:31:44 AM MOTION: Co-Chair Whisnant moves -3 amendments

8:31:52 AM Co-Chair Holvey

8:32:02 AM {Exhibit} 3: Rep. Clem

8:34:33 AM Co-Chair Holvey

8:34:40 AM Rep. Matthews

8:34:44 AM Rep. Clem

8:35:07 AM Co-Chair Holvey

8:35:17 AM Rep. Matthews

8:35:53 AM Co-Chair Holvey

8:35:57 AM Rep. Conger

8:36:06 AM Rep. Clem

8:37:17 AM Co-Chair Holvey

8:37:29 AM Co-Vice Chair Sheehan

8:37:57 AM Co-Chair Holvey

8:38:02 AM VOTES: 7-0-1

8:38:02 AM AYES: Clem, Conger, Matthews, Sheehan, Smith, Holvey, Whisnant; EXCUSED: Cameron

8:38:13 AM Co-Chair Holvey

8:38:56 AM **HB 3488-Work Session**

8:39:10 AM Jan Nordlund, Committee Administrator

8:40:02 AM Co-Chair Holvey

8:40:20 AM MOTION: Co-Chair Whisnant moves HB 3488 without recommendation and referred to House Committee on Rules

8:40:34 AM Co-Chair Holvey

8:40:57 AM VOTES: 7-0-1

8:40:57 AM AYES: Clem, Conger, Matthews, Sheehan, Smith, Holvey, Whisnant; EXCUSED: Cameron

8:41:19 AM Co-Chair Holvey

8:41:35 AM **HB 3590-Work Session**

8:41:48 AM Jan Nordlund, Committee Administrator

8:42:09 AM MOTION: Co-Chair Whisnant moves HB 3590 DO PASS

8:42:15 AM Co-Chair Holvey

8:42:27 AM VOTES: 7-0-1

8:42:27 AM AYES: Clem, Conger, Matthews, Sheehan, Smith, Holvey, Whisnant; EXCUSED: Cameron

8:42:41 AM Co-Chair Holvey
8:42:51 AM CARRIER: REP. BOONE to lead the discussion on the floor
8:43:03 AM Co-Chair Holvey

8:43:57 AM **HB 3241-Work Session**
8:44:04 AM Jan Nordlund, Committee Administrator
8:44:29 AM Co-Chair Holvey
8:44:30 AM MOTION: Co-Chair Whisnant moves HB 3241 DO PASS as amended
8:44:36 AM Co-Chair Holvey
8:44:44 AM Rep. Conger
8:44:47 AM Co-Chair Holvey
8:44:53 AM Co-Vice Chair Smith J.
8:46:17 AM Co-Chair Holvey
8:46:49 AM Andrea Meyer, attorney, American Civil Liberties Union
8:49:48 AM Co-Chair Holvey
8:50:01 AM Co-Vice Chair Smith J.
8:50:41 AM Co-Chair Holvey
8:50:43 AM Rep. Conger
8:51:21 AM Co-Chair Holvey
8:51:23 AM Vice-Chair Sheehan
8:51:51 AM Co-Vice Chair Smith J.
8:52:40 AM Rep. Clem
8:53:09 AM Co-Chair Holvey
8:53:50 AM VOTE: 8-0-0 (**See time stamp 10:02:14**)
8:53:50 AM AYES: Clem, Conger, Matthews, Sheehan, Smith, Holvey, Whisnant;
EXCUSED: Cameron
8:54:07 AM Co-Chair Holvey
8:54:31 AM CARRIER: REP. SHEEHAN and REP. WEIDNER (later changed to
SHEEHAN/MATTHEWS)

8:55:21 AM **HB 2321-Public Hearing**
8:55:34 AM {Exhibit} 4: Jan Nordlund, Committee Administrator
8:56:10 AM Co-Chair Whisnant
8:56:16 AM Co-Chair Holvey
8:56:24 AM Rep. Phil Barnhart, District 11
8:56:29 AM Co-Chair Holvey
8:56:33 AM Rep. Barnhart
9:00:14 AM Co-Chair Holvey
9:00:19 AM Dugan Petty, Chief Information Officer, State of Oregon
9:01:15 AM Co-Chair Holvey
9:01:39 AM Rep. Barnhart
9:01:55 AM Co-Chair Holvey
9:02:01 AM Co-Chair Whisnant
9:02:05 AM Co-Chair Holvey
9:02:11 AM Rep. Barnhart
9:02:24 AM Co-Chair Holvey

9:02:42 AM HB 2321-Work Session

9:02:43 AM MOTION: Co-Chair Whisnant moves -2 amendments
9:02:49 AM Co-Chair Holvey
9:03:01 AM Rep. Clem
9:03:28 AM Co-Chair Holvey
9:03:35 AM VOTES: 7-0-1
9:03:35 AM AYES: Clem, Conger, Matthews, Sheehan, Smith, Holvey, Whisnant;
EXCUSED: Cameron
9:03:54 AM Co-Chair Holvey
9:04:00 AM MOTION: Co-Chair Whisnant moves HB 2321 DO PASS as amended
9:04:05 AM Co-Chair Holvey
9:04:21 AM VOTES: 6-1-1
9:04:21 AM AYES: Conger, Matthews, Sheehan, Smith, Holvey, Whisnant; NAY:
Clem; EXCUSED: Cameron
9:04:39 AM Co-Chair Holvey
9:04:46 AM CARRIER: REP. BARNHART will lead discussion on the floor
9:05:04 AM Co-Chair Holvey
9:05:48 AM Meeting Recessed
9:06:56 AM Meeting Reconvened

9:06:57 AM HB 3180-Public Hearing

9:06:57 AM {Exhibit} 5: Jan Nordlund, Committee Administrator
9:07:35 AM Co-Chair Holvey
9:07:44 AM Rep. Katie Eyre Brewer, District 29
9:07:57 AM {Exhibit} 6: Pat Hearn, Executive Director, Oregon Board of Accountancy
9:10:42 AM Co-Chair Holvey
9:10:47 AM Ray Johnson, Chair, Oregon Board of Accountancy
9:12:02 AM Rep. Eyre Brewer
9:14:25 AM Co-Chair Holvey
9:14:30 AM Rep. Conger
9:14:54 AM Hearn
9:14:58 AM Rep. Conger
9:15:23 AM Hearn
9:15:53 AM Rep. Conger
9:15:55 AM Co-Chair Holvey
9:16:05 AM Hearn
9:16:26 AM Co-Chair Holvey
9:16:35 AM Hearn
9:16:38 AM Rep. Eyre Brewer
9:16:55 AM Co-Chair Holvey

9:17:35 AM HB 3180-Work Session

9:17:37 AM MOTION: Co-Chair Whisnant moves -1 amendments
9:17:45 AM Co-Chair Holvey
9:17:59 AM VOTES: 7-0-1

9:17:59 AM AYES: Clem, Conger, Matthews, Sheehan, Smith, Holvey, Whisnant;
EXCUSED: Cameron

9:18:04 AM Co-Chair Holvey

9:21:30 AM **HB 3411- Work Session**

9:21:40 AM {Exhibit} 7: Jan Nordlund, Committee Administrator

9:22:20 AM MOTION: Co-Chair Whisnant moves -3 amendment

9:22:26 AM Co-Chair Holvey

9:22:45 AM Shawn Miller, Asurion

9:24:12 AM Co-Chair Holvey

9:24:15 AM Co-Vice Chair Smith J.

9:24:17 AM Miller

9:24:19 AM Rep. Holvey

9:24:24 AM Co-Vice Chair Smith J.

9:24:28 AM Miller

9:25:50 AM Co-Chair Holvey

9:26:04 AM VOTES: 7-0-1

9:26:04 AM AYES: Clem, Conger, Matthews, Sheehan, Smith, Holvey, Whisnant;
EXCUSED: Cameron

9:26:10 AM Co-Chair Whisnant

9:26:11 AM Rep. Holvey

9:26:14 AM Nordlund

9:26:15 AM Co-Chair Holvey

9:26:47 AM **HB 3111-Work Session**

9:27:15 AM MOTION: Co-Chair Whisnant moves -4 amendments

9:27:26 AM Co-Chair Holvey

9:27:55 AM Co-Chair Whisnant withdraws the motion

9:28:02 AM MOTION: Co-Chair Whisnant moves the rules be suspended for the
purpose of reconsidering the vote on the -3 amendments

9:28:03 AM Co-Chair Holvey

9:28:18 AM VOTE: 7-0-1

9:28:18 AM AYES: Clem, Conger, Matthews, Sheehan, Smith, Holvey, Whisnant;
EXCUSED: Cameron

9:28:23 AM MOTION: Co-Chair Whisnant moves to reconsider the vote by which the -
3 amendments was adopted

9:28:30 AM Co-Chair Holvey

9:28:37 AM VOTE: 7-0-1

9:28:37 AM AYES: Clem, Conger, Matthews, Sheehan, Smith, Holvey, Whisnant;
EXCUSED: Cameron

9:28:42 AM MOTION: Co-Chair Whisnant moves -4 amendments

9:28:46 AM Co-Chair Holvey

9:29:15 AM {Exhibit} 8: Glenn Kolb, Director, Oregon Veterinary Medical Association

9:30:13 AM Co-Chair Holvey

9:30:17 AM Rep. Clem

9:31:13 AM Kolb

9:31:31 AM Co-Chair Holvey
9:31:32 AM Co-Vice Chair Smith J.
9:32:43 AM Kolb
9:33:21 AM Co-Chair Holvey
9:33:30 AM VOTES: 7-0-1
9:33:30 AM AYES: Clem, Conger, Matthews, Sheehan, Smith, Holvey, Whisnant;
EXCUSED: Cameron
9:33:35 AM Co-Chair Holvey
9:33:39 AM Co-Chair Whisnant
9:33:43 AM Co-Chair Holvey

9:34:12 AM **HB 3461-Public Hearing**
9:34:19 AM {Exhibit} 9 & 10: Jan Nordlund, Committee Administrator
9:35:10 AM Co-Chair Whisnant
9:36:05 AM Michael Selvaggio, Policy Director, Oregon State Treasury
9:36:58 AM Co-Chair Whisnant
9:37:02 AM Marc Hellman, Financial Analyst, Oregon Public Utilities Commission
9:38:00 AM Co-Chair Whisnant
9:38:14 AM Hellman
9:38:23 AM Co-Chair Whisnant
9:38:25 AM Hellman
9:38:26 AM Co-Chair Whisnant
9:38:32 AM Paul Graham, attorney, Public Utilities Commission, Oregon Department
of Justice
9:39:45 AM Co-Chair Whisnant
9:39:49 AM Graham
9:39:50 AM Co-Chair Whisnant
9:40:14 AM Michael Early, Executive Director, Industrial Customers of Northwest
Utilities
9:40:31 AM Co-Chair Whisnant
9:40:58 AM Scott Bolton, PacificCorp
9:41:44 AM Jeff Bissonnette, Citizens' Utility Board of Oregon
9:42:00 AM Co-Chair Holvey
9:42:08 AM Co-Chair Whisnant
9:42:45 AM Co-Chair Holvey

9:42:52 AM **HB 3461-Work Session**
9:42:58 AM MOTION: Co-Chair Whisnant moves -6 amendments
9:43:03 AM Co-Chair Holvey
9:43:13 AM VOTE: 7-0-1
9:43:13 AM AYES: Clem, Conger, Matthews, Sheehan, Smith, Holvey, Whisnant;
EXCUSED: Cameron
9:43:15 AM Co-Chair Holvey
9:43:18 AM MOTION: Co-Chair Whisnant moves -7 amendments
9:43:24 AM Co-Chair Holvey
9:43:31 AM VOTES: 8-0-0

9:43:31 AM AYES: Clem, Conger, Matthews, Sheehan, Smith, Holvey, Whisnant;
EXCUSED: Cameron

9:43:34 AM Co-Chair Holvey

9:43:52 AM **HB 3387-Public Hearing**

9:44:01 AM Jan Nordlund, Committee Administrator

9:44:35 AM Co-Chair Holvey

9:44:41 AM Norm Smith, President, Ford Family Foundation

9:45:03 AM Co-Chair Holvey

9:45:08 AM Smith

9:48:31 AM Co-Chair Holvey

9:48:46 AM Rep. Deborah Boone, District 32

9:48:50 AM Co-Chair Holvey

9:48:55 AM Rep. Boone

9:48:56 AM Co-Chair Holvey

9:49:36 AM Smith

9:49:37 AM Co-Chair Holvey

9:49:38 AM Co-Vice Chair Smith J.

9:49:41 AM Co-Chair Holvey

9:49:47 AM Co-Vice Chair Smith J.

9:50:41 AM Co-Chair Holvey

9:51:15 AM **HB 3574-Public Hearing**

9:51:18 AM Co-Chair Holvey

9:51:23 AM Jan Nordlund, Committee Administrator

9:51:46 AM Co-Chair Holvey

9:51:57 AM Margi Hoffmann, Northwest Energy Efficiency Council

9:54:04 AM Stephen Kafoury, Apollo Solutions Group

9:54:28 AM Alex Bank, Director, Apollo Solutions Group

9:55:20 AM Co-Chair Holvey

9:56:05 AM Kafoury

9:57:43 AM Hoffmann

9:59:05 AM Co-Chair Holvey

9:59:54 AM Brian Kreig, Sheet Metal and Air Conditioning Contractors Association

10:00:33 AM Co-Chair Holvey

10:00:50 AM Meeting Recessed

10:01:50 AM Meeting Reconvened

10:01:51 AM **HB 3241 - Work Session**

10:01:51 AM Co-Chair Holvey

10:02:02 AM MOTION: Rep. Sheehan moves the rules be suspended to allow Rep.
Cameron to vote AYE on HB 3241

10:02:11 AM VOTE: 8-0-0

10:02:11 AM AYES: Cameron, Clem, Conger, Matthews, Sheehan, Smith, Holvey,
Whisnant

10:02:12 AM Co-Chair Holvey

10:02:14 AM Rep. Cameron

10:02:17 AM Co-Chair Holvey

10:05:07 AM Meeting Adjourned by Co-Chair Holvey

Exhibit Summary

8:08:11 AM {Exhibit} 1: HJR 6, -1 amendment, staff, 2 pp

8:29:23 AM {Exhibit} 2: HB 2322, -1 amendment, staff, 1 p

8:32:02 AM {Exhibit} 3: HB 3000, -3 amendment, staff, 2 pp

8:55:34 AM {Exhibit} 4: HB 2321, -2 amendment, staff, 2 pp

9:06:57 AM {Exhibit} 5: HB 3180, -1 amendment, staff, 7 pp

9:07:57 AM {Exhibit} 6: HB 3180, written testimony, Pat Hearn, 1 p

9:21:40 AM {Exhibit} 7: HB 3411, -3 amendment, staff, 9 pp

9:29:15 AM {Exhibit} 8: HB 3111, -4 amendment, staff, 3 pp

9:34:19 AM {Exhibit} 9: HB 3461, -6 amendment, staff, 4 pp

9:34:19 AM {Exhibit} 10: HB 3461, -7 amendment, staff, 1 p
