

## **HOUSE COMMITTEE ON HUMAN SERVICES**

April 20, 2011  
8:00 AM

Hearing Room D

**MEMBERS PRESENT:** Rep. Vic Gilliam, Co-Chair  
Rep. Carolyn Tomei, Co-Chair  
Rep. Jim Thompson, Co-Vice Chair  
Rep. Lew Frederick, Co-Vice Chair  
Rep. Mitch Greenlick  
Rep. Chris Harker  
Rep. Julie Parrish  
Rep. Jim Weidner

**STAFF PRESENT:** Jennifer Kellar, Committee Administrator  
Matt Davis, Committee Assistant

**MEASURES/ISSUES HEARD:** HB 3102 – Work Session  
HB 2049 – Work Session  
HB 3588 – Public Hearing  
HB 2235 – Work Session

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### **Recording Log**

**8:13:48 AM** Meeting Called to Order by Co-Chair Tomei

**8:13:49 AM** **HB 3102 – Work Session**

**8:13:52 AM** {Exhibit} 1 & 2: Jennifer Kellar, Committee Administrator

**8:15:22 AM** Co-Chair Tomei

**8:15:27 AM** Co-Vice Chair Thompson

**8:15:57 AM** Co-Chair Tomei

**8:16:04 AM** Kellar

**8:16:33 AM** MOTION: Co-Chair Gilliam moves that the RULES BE SUSPENDED TO ALLOW the Committee to VOTE on HB 3102 without having received a Fiscal Impact Statement

**8:17:24 AM** VOTE: 8-0-0

**8:17:25 AM** AYES: Greenlick, Harker, Parrish, Weidner, Frederick, Thompson, Gilliam, Tomei

**8:17:31 AM** MOTION: Co-Chair Gilliam moves the -6 amendments

**8:17:32 AM** VOTE: 8-0-0

**8:17:33 AM** AYES: Greenlick, Harker, Parrish, Weidner, Frederick, Thompson, Gilliam, Tomei

**8:17:53 AM** MOTION: Co-Chair Gilliam moves HB 3102 DO PASS AS AMENDED and REFER to Ways and Means

**8:18:36 AM** VOTE: 8-0-0

**8:18:36 AM** AYES: Greenlick, Harker, Parrish, Weidner, Frederick, Thompson, Gilliam, Tomei

**8:18:46 AM HB 2049 – Work Session**

**8:18:53 AM** {Exhibit} 3: Jennifer Kellar, Committee Administrator  
**8:20:35 AM** Co-Chair Tomei  
**8:20:37 AM** {Exhibit} 4: Rep. Tina Kotek, House District 44  
**8:20:52 AM** Xochtil Esparza, Program Manager, Temporary Assistance to Needy Families Division, Department of Human Services  
**8:20:58 AM** Rep. Kotek  
**8:30:37 AM** Rep. Greenlick  
**8:32:05 AM** Rep. Kotek  
**8:32:52 AM** Rep. Greenlick  
**8:33:09 AM** Rep. Kotek  
**8:33:36 AM** Co-Chair Tomei  
**8:34:30 AM** Rep. Weidner  
**8:35:48 AM** Esparza  
**8:36:14 AM** Rep. Kotek  
**8:37:12 AM** Rep. Weidner  
**8:37:46 AM** Rep. Kotek  
**8:38:40 AM** Co-Chair Tomei  
**8:39:11 AM** Rep. Parrish  
**8:40:06 AM** Co-Vice Chair Thompson  
**8:41:14 AM** Rep. Greenlick  
**8:41:18 AM** Co-Vice Chair Thompson  
**8:41:26 AM** Co-Chair Tomei  
**8:41:31 AM** Rep. Weidner  
**8:41:33 AM** Rep. Greenlick  
**8:41:36 AM** Co-Vice Chair Thompson  
**8:42:12 AM** Rep. Weidner  
**8:42:31 AM** Co-Chair Tomei  
**8:42:35 AM** Rep. Weidner  
**8:42:38 AM** Rep. Kotek  
**8:43:35 AM** Co-Chair Gilliam  
**8:44:46 AM** Co-Chair Tomei  
**8:44:52 AM** MOTION: Co-Chair Gilliam moves HB 2049 WITHOUT RECOMMENDATION AS TO PASSAGE and REFER to Ways and Means  
**8:45:14 AM** VOTE: 8-0-0  
**8:45:14 AM** AYES: Greenlick, Harker, Parrish, Weidner, Frederick, Thompson, Gilliam, Tomei  
**8:46:15 AM** Meeting Recessed  
**8:52:03 AM** Meeting Reconvened

**8:52:15 AM HB 3588 – Public Hearing**

**8:52:18 AM** Jennifer Kellar, Committee Administrator  
**8:52:39 AM** {Exhibit} 5, 6 & 7: Rep. Ben Cannon, House District 46  
**8:59:01 AM** {Exhibit} 8: Mel Kohn, Director and State Health Officer, Public Health Division, Oregon Health Authority

9:01:48 AM Co-Chair Tomei  
9:02:14 AM {Exhibit} 9: Brett Hamilton, Executive Director, Tobacco-Free Coalition of Oregon  
9:05:10 AM {Exhibit} 10 & 11: Stephanie Tama-Sweet, Director of Government Relations, American Heart Association of Oregon  
9:09:48 AM Co-Chair Tomei  
9:10:26 AM {Exhibit} 12 & 13: Thad Marney, Consumer Advocates for Smoke-Free Alternatives Association  
9:21:17 AM Co-Chair Tomei  
9:21:30 AM Rep. Greenlick  
9:21:34 AM Marney  
9:22:00 AM Rep. Harker  
9:22:34 AM Marney  
9:23:00 AM Rep. Harker  
9:23:02 AM Marney  
9:25:15 AM Co-Chair Tomei  
9:25:31 AM {Exhibit} 14: Mark Nelson, R.J. Reynolds Tobacco Company  
9:28:44 AM Co-Chair Tomei  
9:28:50 AM Co-Vice Chair Frederick  
9:29:40 AM Nelson  
9:30:53 AM Co-Vice Chair Frederick  
9:31:57 AM Rep. Harker  
9:32:34 AM Marney  
9:32:50 AM Nelson  
9:33:46 AM Co-Chair Tomei  
9:34:02 AM Kohn  
9:35:41 AM Rep. Harker  
9:35:43 AM Co-Chair Tomei  
9:35:56 AM Kohn  
9:36:28 AM Co-Chair Tomei  
9:36:33 AM Rep. Harker  
9:36:49 AM Co-Chair Tomei  
9:36:51 AM Rep. Cannon  
9:38:13 AM Co-Chair Tomei  
9:38:34 AM The following written testimony was submitted for the record without public testimony:  
9:38:34 AM {Exhibit} 15: Jack Dempsey, Director of Health Policy and Government Relations, Oregon Nurses Association  
9:38:36 AM Meeting Recessed  
9:45:09 AM Meeting Reconvened  
  
9:45:22 AM **HB 2235 – Work Session**  
9:45:24 AM {Exhibit} 16: Co-Chair Tomei  
9:45:47 AM Katherine Bradley, Administrator, Office of Family Health, Oregon Health Division  
9:46:52 AM Co-Chair Tomei

9:46:55 AM Co-Vice Chair Thompson  
9:47:05 AM Bradley  
9:47:32 AM Co-Chair Tomei  
9:47:44 AM Co-Chair Gilliam  
9:48:38 AM Co-Chair Tomei  
9:48:40 AM MOTION: Co-Chair Gilliam moves the -5 amendments  
9:48:53 AM Co-Chair Tomei  
9:49:00 AM VOTE: 8-0-0  
9:49:00 AM AYES: Greenlick, Harker, Parrish, Weidner, Frederick, Thompson, Gilliam, Tomei  
9:49:05 AM MOTION: Co-Chair Gilliam moves HB 2235 DO PASS AS AMENDED and rescind referral to Ways and Means  
9:49:46 AM VOTE: 8-0-0  
9:49:46 AM AYES: Greenlick, Harker, Parrish, Weidner, Frederick, Thompson, Gilliam, Tomei  
9:49:57 AM CARRIER: REP. TOMEI will lead discussion on the floor  
9:50:24 AM Rep. Harker  
9:50:26 AM Co-Chair Tomei  
9:51:11 AM Rep. Greenlick  
9:51:13 AM Co-Chair Tomei  
9:51:16 AM Rep. Weidner  
9:51:18 AM Rep. Greenlick  
9:51:21 AM Co-Chair Tomei  
9:51:26 AM Rep. Weidner  
9:51:31 AM Co-Chair Tomei  
9:51:43 AM Co-Chair Gilliam  
9:51:51 AM Co-Vice Chair Thompson  
9:51:54 AM Meeting Adjourned by Co-Chair Tomei

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### Exhibit Summary

8:13:52 AM {Exhibit} 1: HB 3102, -5 amendments, staff, 22 pp  
8:13:52 AM {Exhibit} 2: HB 3102, -6 amendments, staff, 16 pp  
8:18:53 AM {Exhibit} 3: HB 2049, -1 amendments, staff, 14 pp  
8:20:37 AM {Exhibit} 4: HB 2049, written testimony, Rep. Tina Kotek, 1 p  
8:52:39 AM {Exhibit} 5: HB 3588, fact sheet, Rep. Ben Cannon, 1 p  
8:52:39 AM {Exhibit} 6: HB 3588, informational packet, Rep. Ben Cannon, 6 pp  
8:52:39 AM {Exhibit} 7: HB 3588, physical product examples, Rep. Ben Cannon, 2 pp  
8:59:01 AM {Exhibit} 8: HB 3588, written testimony, Mel Kohn, 2 pp  
9:02:14 AM {Exhibit} 9: HB 3588, written testimony and fact sheet, Brett Hamilton, 4 pp  
9:05:10 AM {Exhibit} 10: HB 3588, written testimony, Stephanie Tama-Sweet, 2 pp  
9:05:10 AM {Exhibit} 11: HB 3588, informational packet, Stephanie Tama-Sweet, 3 pp  
9:10:26 AM {Exhibit} 12: HB 3588, written testimony, Thad Marney, 5 pp  
9:10:26 AM {Exhibit} 13: HB 3588, informational packet, Thad Marney, 2 pp  
9:25:31 AM {Exhibit} 14: HB 3588, informational packet, Mark Nelson, 2 pp  
9:38:34 AM {Exhibit} 15: HB 3588, written testimony of Jack Dempsey, staff, 1 p

**9:45:28 AM** {Exhibit} 16: HB 2235, -5 amendments, Rep. Carolyn Tomei, 1 p

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