

## **SENATE COMMITTEE ON BUSINESS, TRANSPORTATION & ECONOMIC DEVELOPMENT**

May 02, 2011  
3:00pm

Hearing Room B

**MEMBERS PRESENT:** Sen. Lee Beyer, Chair  
Sen. Jason Atkinson, Vice-Chair  
Sen. Chris Edwards  
Sen. Ginny Burdick  
Sen. Bruce Starr  
Sen. Fred Girod

**STAFF PRESENT:** Richard Berger, Committee Administrator  
Carolyn Stoffregen, Committee Assistant

**MEASURES/ISSUES HEARD:** HB 2238 A – Public Hearing and Work Session  
HB 2136 – Public Hearing and Work Session  
HB 2137 A – Public Hearing  
HB 2138 A – Public Hearing  
HB 2156 A – Public Hearing and Work Session  
HB 2157 A – Public Hearing and Work Session  
HB 2158 – Public Hearing  
HB 2078 – Public Hearing and Work Session

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### **Recording Log**

**3:03:30 PM** Meeting Called to Order by Chair Beyer  
**3:03:32 PM** Chair Beyer  
  
**3:03:41 PM** **HB 2238 A - Public Hearing**  
**3:03:51 PM** Richard Berger, Committee Administrator  
**3:04:16 PM** Chair Beyer  
**3:04:22 PM** Roger Beyer, Oregon Small Woodlands Association  
**3:05:26 PM** Chair Beyer  
**3:05:30 PM** {Exhibit} 1: Mike Barnes, family forest owner, Yamhill & Washington  
Counties  
**3:07:42 PM** Chair Beyer  
**3:07:48 PM** Frank Pender, sawmill owner, Dallas, OR  
**3:10:55 PM** Chair Beyer  
**3:11:06 PM** Berger  
**3:11:18 PM** Beyer, R.  
**3:11:59 PM** Chair Beyer  
**3:12:24 PM** Jim Brown, president, Washington County Small Woodlands Association  
**3:13:23 PM** Neil Schroeder, president, Oregon Woodland Cooperative  
**3:14:39 PM** Chair Beyer  
**3:14:42 PM** Schroeder

3:14:43 PM Sen. Edwards  
3:14:48 PM Schroeder  
3:15:03 PM {Exhibit} 2: Jim James, Executive Director, Oregon Small Woodlands Association  
3:16:45 PM Chair Beyer  
3:17:02 PM Bob Russell, Oregon Log Truck Association  
3:17:32 PM Chair Beyer  
3:17:35 PM Russell  
3:18:00 PM Chair Beyer  
3:18:01 PM Russell  
3:18:10 PM Chair Beyer  
  
3:18:22 PM **HB 2238 A - Work Session**  
3:18:27 PM Chair Beyer  
3:18:30 PM MOTION: Sen. Girod moves HB 2238 A with Do Pass recommendation and be referred to Finance and Revenue by prior reference  
3:18:42 PM Chair Beyer  
3:18:56 PM VOTE: 5-0-1  
3:18:57 PM AYES: Edwards, Girod, Starr, Atkinson, Beyer; EXCUSED: Burdick  
3:19:07 PM Chair Beyer  
  
3:19:09 PM **HB 2136 - Public Hearing**  
3:19:13 PM Richard Berger, Committee Administrator  
3:19:36 PM Chair Beyer  
3:19:44 PM {Exhibit} 3: Maureen Bock, Fuels Tax Group Manager, Central Services Division, Oregon Department of Transportation  
3:21:03 PM Chair Beyer  
3:21:07 PM Sen. Starr  
3:21:16 PM Bock  
3:21:36 PM Chair Beyer  
  
3:21:52 PM **HB 2136 - Work Session**  
3:21:54 PM MOTION: Chair Beyer moves HB 2136 with Do Pass recommendation  
3:22:02 PM Chair Beyer  
3:22:11 PM VOTE: 6-0-0  
3:22:12 PM AYES: Burdick, Edwards, Girod, Starr, Atkinson, Beyer  
3:22:24 PM CARRIER: SEN. STARR will lead discussion on the floor  
3:22:26 PM Chair Beyer  
3:22:31 PM Sen. Girod  
3:22:33 PM Chair Beyer  
  
3:22:40 PM **HB 2137 A - Public Hearing**  
3:22:45 PM Richard Berger, Committee Administrator  
3:23:04 PM Chair Beyer  
3:23:24 PM {Exhibit} 4: Amy Joyce, Legislative Liaison, Oregon Department of Transportation

3:27:45 PM Chair Beyer  
3:27:56 PM Joyce  
3:27:57 PM Chair Beyer  
3:28:06 PM Joyce  
3:28:24 PM Chair Beyer  
3:28:31 PM Joyce  
3:29:51 PM Chair Beyer  
3:30:03 PM Joyce  
3:30:04 PM Chair Beyer  
3:30:09 PM Joyce  
3:30:59 PM Chair Beyer  
3:31:09 PM Joyce  
3:31:11 PM Chair Beyer  
3:31:20 PM Joyce  
3:31:25 PM Sen. Girod  
3:31:47 PM Joyce  
3:33:17 PM Sen. Girod  
3:33:59 PM Joyce  
3:34:15 PM Sen. Girod  
3:34:30 PM Joyce  
3:34:43 PM Sen. Girod  
3:34:51 PM Joyce  
3:34:57 PM Chair Beyer  
3:34:59 PM Sen. Starr  
3:35:15 PM Joyce  
3:35:19 PM Chair Beyer  
3:35:23 PM Vice-Chair Atkinson  
3:35:28 PM Joyce  
3:35:41 PM Vice-Chair Atkinson  
3:35:47 PM Joyce  
3:36:37 PM Chair Beyer  
3:36:50 PM Gail Meyer, Oregon Criminal Defense Lawyers Association  
3:39:00 PM Chair Beyer  
3:39:08 PM Sen. Starr  
3:39:19 PM Sen. Edwards  
3:39:36 PM Chair Beyer  
3:39:39 PM Sen. Girod  
3:39:40 PM Sen. Burdick  
3:39:41 PM Chair Beyer  
3:40:00 PM Joyce  
3:40:02 PM Chair Beyer  
  
3:40:15 PM **HB 2138 A - Public Hearing**  
3:40:18 PM Richard Berger, Committee Administrator  
3:40:45 PM Chair Beyer  
3:41:08 PM {Exhibit} 5: Amy Joyce, Legislative Liaison, Oregon Department of

Transportation

3:43:45 PM Chair Beyer  
3:43:47 PM Bob Russell, Oregon Trucking Associations  
3:44:19 PM Chair Beyer  
3:44:21 PM Joyce  
3:44:39 PM Chair Beyer  
3:44:41 PM Sen. Girod  
3:44:43 PM Chair Beyer  
3:45:08 PM Sen. Edwards  
3:45:11 PM Sen. Starr  
3:45:17 PM Chair Beyer  
3:45:23 PM Sen. Starr  
3:45:31 PM Chair Beyer  
3:45:32 PM Sen. Starr  
3:45:41 PM Vice-Chair Atkinson  
3:45:44 PM Sen. Starr  
3:45:52 PM Chair Beyer  
3:45:56 PM Sen. Starr  
3:45:58 PM Chair Beyer  
3:46:01 PM Berger  
3:46:03 PM Chair Beyer  
  
3:46:10 PM **HB 2156 A - Public Hearing**  
3:46:14 PM Richard Berger, Committee Administrator  
3:46:39 PM Chair Beyer  
3:46:53 PM {Exhibit} 6: Michael Snyder, Administrator, Landscape Contractors Board of Oregon  
3:48:10 PM Chair Beyer  
3:48:15 PM Sen. Starr  
3:48:24 PM Snyder  
3:48:39 PM Sen. Starr  
3:48:43 PM Chair Beyer  
3:48:47 PM {Exhibit} 7: John Gawlista, owner, Professional Grounds Management, Inc.; legislative committee chair, Oregon Landscape Contractors Association  
3:49:23 PM Chair Beyer  
3:49:29 PM Sen. Starr  
3:49:35 PM Snyder  
3:49:40 PM Sen. Starr  
3:49:51 PM Snyder  
3:49:57 PM Chair Beyer  
  
3:50:23 PM **HB 2156 A - Work Session**  
3:50:25 PM Chair Beyer  
3:50:29 PM MOTION: Sen. Edwards moves HB 2156 A with Do Pass recommendation  
3:50:33 PM Chair Beyer

3:50:43 PM Sen. Edwards  
3:51:17 PM Chair Beyer  
3:51:26 PM Vice-Chair Atkinson  
3:51:27 PM Chair Beyer  
3:51:29 PM VOTE: 6-0-0  
3:51:30 PM AYES: Burdick, Edwards, Girod, Starr, Atkinson, Beyer  
3:51:40 PM CARRIER: SEN. EDWARDS will lead discussion on the floor  
3:51:43 PM Chair Beyer

**3:51:48 PM HB 2157 A - Public Hearing**

3:51:52 PM {Exhibit} 8: Michael Snyder, Administrator, Landscape Contractors Board of Oregon  
3:51:53 PM Chair Beyer  
3:51:58 PM Richard Berger, Committee Administrator  
3:52:14 PM Chair Beyer  
3:52:15 PM Snyder  
3:54:52 PM Chair Beyer  
3:54:53 PM Vice-Chair Atkinson  
3:55:02 PM Snyder  
3:55:21 PM Vice-Chair Atkinson  
3:55:23 PM Snyder  
3:55:27 PM Vice-Chair Atkinson  
3:55:29 PM Snyder  
3:55:40 PM Chair Beyer  
3:55:44 PM Sen. Starr  
3:56:10 PM Snyder  
3:56:12 PM Sen. Starr  
3:57:22 PM Snyder  
3:59:41 PM Chair Beyer  
3:59:45 PM {Exhibit} 9: John Gawlista, owner, Professional Grounds Management, Inc.; legislative committee chair, Oregon Landscape Contractors Association  
4:00:48 PM Chair Beyer

**4:01:02 PM HB 2157 A - Work Session**

4:01:07 PM Chair Beyer  
4:01:18 PM Sen. Edwards  
4:01:23 PM MOTION: Sen. Edwards moves HB 2157 A with Do Pass recommendation  
4:01:31 PM Chair Beyer  
4:01:34 PM Sen. Girod  
4:01:40 PM Chair Beyer  
4:01:46 PM Sen. Edwards  
4:02:29 PM Chair Beyer  
4:02:36 PM Sen. Starr  
4:02:41 PM Chair Beyer  
4:02:43 PM Sen. Starr

4:02:57 PM Sen. Edwards  
4:02:59 PM Chair Beyer  
4:03:00 PM Sen. Edwards withdraws the previous motion to move HB 2157 A with Do  
Pass recommendation  
4:03:02 PM Chair Beyer  
4:03:14 PM Snyder  
  
4:03:16 PM **HB 2158 - Public Hearing**  
4:03:23 PM Richard Berger, Committee Administrator  
4:03:48 PM Chair Beyer  
4:03:51 PM {Exhibit} 10: Michael Snyder, Administrator, Landscape Contractors Board  
of Oregon  
4:06:00 PM Chair Beyer  
4:06:02 PM {Exhibit} 11: John Gawlista, owner, Professional Grounds Management,  
Inc.; legislative committee chair, Oregon Landscape Contractors  
Association  
4:06:36 PM Chair Beyer  
4:06:39 PM Sen. Edwards  
4:08:13 PM Snyder  
4:10:00 PM Chair Beyer  
4:10:01 PM Snyder  
4:10:59 PM Sen. Edwards  
4:12:17 PM Snyder  
4:14:27 PM Chair Beyer  
4:14:34 PM Snyder  
4:14:35 PM Gawlista  
4:15:08 PM Sen. Edwards  
4:15:34 PM Snyder  
4:16:14 PM Sen. Edwards  
4:16:22 PM Snyder  
4:16:24 PM Sen. Edwards  
4:17:00 PM Snyder  
4:18:53 PM Sen. Edwards  
4:18:57 PM Chair Beyer  
4:19:00 PM Vice-Chair Atkinson  
4:19:10 PM Snyder  
4:20:26 PM Chair Beyer  
4:20:58 PM Sen. Starr  
4:21:07 PM Snyder  
4:21:11 PM Sen. Starr  
4:21:12 PM Snyder  
4:21:23 PM Sen. Starr  
4:21:39 PM Snyder  
4:22:15 PM Sen. Starr  
4:22:23 PM Snyder  
4:23:04 PM Sen. Starr

4:23:12 PM Snyder  
4:23:21 PM Sen. Starr  
4:23:31 PM Snyder  
4:23:40 PM Sen. Starr  
4:23:59 PM Snyder  
4:24:37 PM Sen. Starr  
4:24:41 PM Snyder  
4:24:50 PM Sen. Starr  
4:24:51 PM Chair Beyer

**4:25:07 PM HB 2078 - Public Hearing**

4:25:11 PM Richard Berger, Committee Administrator  
4:25:27 PM Chair Beyer  
4:25:32 PM {Exhibit} 12: Stacy Warner, Assistant Chief Deputy State Fire Marshal,  
Fire and Life Safety Section Manager, Office of the State Fire Marshal  
4:26:32 PM Chair Beyer  
4:26:36 PM Sen. Girod  
4:26:37 PM Chair Beyer  
4:26:41 PM Warner  
4:26:42 PM Chair Beyer  
4:26:46 PM Sen. Edwards  
4:26:57 PM Chair Beyer  
4:27:03 PM Sen. Girod  
4:27:05 PM Chair Beyer

**4:27:23 PM HB 2078 - Work Session**

4:27:30 PM MOTION: Sen. Girod moves HB 2078 with Do Pass recommendation  
4:27:35 PM Chair Beyer  
4:27:43 PM Sen. Starr  
4:27:43 PM Vice-Chair Atkinson  
4:27:44 PM Chair Beyer  
4:27:45 PM Sen. Starr  
4:27:46 PM Chair Beyer  
4:27:47 PM Vice-Chair Atkinson  
4:27:50 PM Sen. Girod  
4:27:54 PM Chair Beyer  
4:27:55 PM VOTE: 6-0-0 (See time stamp 4:28:32 PM)  
4:27:56 PM AYES: Edwards, Girod, Starr, Atkinson, Beyer; EXCUSED: Burdick  
4:28:03 PM Chair Beyer  
4:28:16 PM CARRIER: SEN. BEYER will lead discussion on the floor  
4:28:17 PM Sen. Girod  
4:28:20 PM Chair Beyer  
4:28:24 PM Sen. Burdick  
4:28:32 PM Chair Beyer moves that the rules be suspended to allow Sen. Burdick to  
vote Aye on the motion to pass HB 2078 to the floor with Do Pass  
recommendation

**4:28:33 PM** VOTE: 6-0-0

**4:28:33 PM** AYES: Burdick, Edwards, Girod, Starr, Atkinson, Beyer

**4:28:36 PM** Chair Beyer

**4:28:40 PM** Meeting Adjourned by Chair Beyer

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### **Exhibit Summary**

**3:05:30 PM** {Exhibit} 1: HB 2238 A, written testimony, Mike Barnes, 1p

**3:15:03 PM** {Exhibit} 2: HB 2238 A, written testimony, Jim James, 33pp

**3:19:44 PM** {Exhibit} 3: HB 2136, written testimony, Maureen Bock, 11pp

**3:23:24 PM** {Exhibit} 4: HB 2137 A, written testimony, Amy Joyce, 4pp

**3:41:08 PM** {Exhibit} 5: HB 2138 A, written testimony, Amy Joyce, 3pp

**3:46:53 PM** {Exhibit} 6: HB 2156 A, written testimony, Michael Snyder, 1p

**3:48:47 PM** {Exhibit} 7: HB 2156 A, written testimony, John Gawlista, 1p

**3:51:52 PM** {Exhibit} 8: HB 2157 A, written testimony, Michael Snyder, 2pp

**3:59:45 PM** {Exhibit} 9: HB 2157 A, written testimony, John Gawlista, 1p

**4:03:51 PM** {Exhibit} 10: HB 2158, written testimony, Michael Snyder, 2pp

**4:06:02 PM** {Exhibit} 11: HB 2158, written testimony, John Gawlista, 1p

**4:25:32 PM** {Exhibit} 12: HB 2078, written testimony, Stacy Warner, 1p

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