

**SENATE COMMITTEE ON GENERAL GOVERNMENT,
CONSUMER, AND SMALL BUSINESS PROTECTION**

May 22, 2013
3:00 PM

Hearing Room B

MEMBERS PRESENT:

Sen. Chip Shields, Chair
Sen. Larry George, Vice-Chair
Sen. Herman Baertschiger
Sen. Laurie Monnes Anderson
Sen. Floyd Prozanski

STAFF PRESENT:

Channa Newell, Committee Administrator
Jenny Craig, Committee Assistant

MEASURES/ISSUES HEARD:

HB 2059 – Work Session
HB 2207 A – Work Session
HB 2683 A – Work Session
HB 3013 – Public Hearing and Work Session
HB 2662 A – Public Hearing and Work Session
HB 3489 – Public Hearing
HB 2061 A – Public Hearing
HB 2383 A – Public Hearing
HB 2823 A – Public Hearing
HB 3482 A – Public Hearing and Work Session
HB 2821 A – Public Hearing
HB 2822 A – Public Hearing and Work Session

Recording Log

3:07:23 PM Meeting Called to Order by Chair Shields
3:09:31 PM Sen. Prozanski
3:09:31 PM Chair Shields
3:09:32 PM Sen. Prozanski
3:09:59 PM Chair Shields
3:09:59 PM Tori Klein, Associate General Counsel, Gorilla Capital
3:10:00 PM Sen. Prozanski
3:10:01 PM Chair Shields
3:10:04 PM Channa Newell, Committee Administrator
3:10:22 PM Sen. Prozanski
3:10:25 PM Chair Shields
3:10:27 PM Sen. Prozanski
3:10:29 PM Chair Shields

3:10:33 PM Sen. Prozanski
3:10:38 PM Chair Shields
3:10:50 PM Meeting Recessed
3:12:02 PM Meeting Reconvened
3:12:05 PM Chair Shields

3:12:14 PM **HB 2059 - Work Session**
3:12:16 PM {Exhibit} 1-2: Channa Newell, Committee Administrator
3:12:49 PM Chair Shields
3:12:57 PM Sen. Monnes Anderson
3:12:59 PM MOTION: SEN. MONNES ANDERSON MOVES TO ADOPT THE -1
AMENDMENTS
3:13:06 PM Chair Shields
3:13:11 PM VOTE: 5-0-0
3:13:11 PM AYES: BAERTSCHIGER, MONNES ANDERSON, PROZANSKI,
GEORGE, SHIELDS
3:13:21 PM MOTION: SEN. MONNES ANDERSON MOVES TO ADOPT THE -3
AMENDMENTS
3:13:28 PM Chair Shields
3:13:33 PM VOTE: 5-0-0
3:13:34 PM AYES: BAERTSCHIGER, MONNES ANDERSON, PROZANSKI,
GEORGE, SHIELDS
3:13:36 PM MOTION: SEN. MONNES ANDERSON MOVES HB 2059 DO PASS AS
AMENDED
3:13:43 PM Chair Shields
3:13:49 PM VOTE: 3-2-0
3:13:50 PM AYES: MONNES ANDERSON, PROZANSKI, SHIELDS
3:13:51 PM NAYS: BAERTSCHIGER, GEORGE
3:14:02 PM CARRIER: SEN. PROZANSKI WILL LEAD DISCUSSION ON THE
FLOOR
3:14:05 PM Vice-Chair George
3:14:07 PM VICE-CHAIR GEORGE SERVES NOTICE OF POSSIBLE MINORITY
REPORT
3:14:09 PM Chair Shields

3:14:22 PM **HB 2207 A - Work Session**
3:14:25 PM {Exhibit} 3-4: Channa Newell, Committee Administrator
3:15:13 PM Chair Shields
3:15:15 PM MOTION: SEN. MONNES ANDERSON MOVES TO ADOPT THE -A4
AMENDMENTS
3:15:20 PM Chair Shields
3:15:28 PM VOTE: 5-0-0
3:15:29 PM AYES: BAERTSCHIGER, MONNES ANDERSON, PROZANSKI,
GEORGE, SHIELDS
3:15:31 PM MOTION: SEN. MONNES ANDERSON MOVES TO ADOPT THE -A5
AMENDMENTS

- 3:15:35 PM Chair Shields
- 3:15:42 PM VOTE: 5-0-0
- 3:15:45 PM AYES: BAERTSCHIGER, MONNES ANDERSON, PROZANSKI,
GEORGE, SHIELDS
- 3:15:47 PM MOTION: SEN. MONNES ANDERSON MOVES HB 2207 A DO PASS AS
AMENDED
- 3:15:55 PM Chair Shields
- 3:16:03 PM VOTE: 5-0-0
- 3:16:04 PM AYES: BAERTSCHIGER, MONNES ANDERSON, PROZANSKI,
GEORGE, SHIELDS
- 3:16:14 PM CARRIER: SEN. GEORGE WILL LEAD DISCUSSION ON THE FLOOR
- 3:16:26 PM **HB 2683 A - Work Session**
- 3:16:27 PM {Exhibit} 5: Channa Newell, Committee Administrator
- 3:16:52 PM Chair Shields
- 3:17:00 PM {Exhibit} 6: Sen. Monnes Anderson
- 3:17:02 PM Newell
- 3:17:03 PM Sen. Monnes Anderson
- 3:17:17 PM Newell
- 3:17:28 PM Sen. Monnes Anderson
- 3:17:29 PM Sen. Baertschiger
- 3:17:31 PM MOTION: SEN. MONNES ANDERSON MOVES TO ADOPT THE -A3
AMENDMENTS
- 3:17:36 PM Chair Shields
- 3:17:45 PM VOTE: 5-0-0
- 3:17:46 PM AYES: BAERTSCHIGER, MONNES ANDERSON, PROZANSKI,
GEORGE, SHIELDS
- 3:17:48 PM MOTION: SEN. MONNES ANDERSON MOVES HB 2683 A DO PASS AS
AMENDED
- 3:17:55 PM Chair Shields
- 3:18:04 PM VOTE: 5-0-0
- 3:18:05 PM AYES: BAERTSCHIGER, MONNES ANDERSON, PROZANSKI,
GEORGE, SHIELDS
- 3:18:15 PM CARRIER: SEN. BAERTSCHIGER WILL LEAD DISCUSSION ON THE
FLOOR
- 3:18:28 PM **HB 3013 - Public Hearing**
- 3:18:42 PM Representative Sal Esquivel, House District 6, State of Oregon
- 3:18:46 PM Chair Shields
- 3:18:47 PM Channa Newell, Committee Administrator
- 3:19:17 PM Rep. Esquivel
- 3:21:06 PM Chair Shields
- 3:21:24 PM {Exhibit} 7: witness registration
- 3:21:25 PM **HB 3013 - Work Session**
- 3:21:30 PM Sen. Monnes Anderson

3:21:33 PM Chair Shields
3:21:34 PM MOTION: SEN. MONNES ANDERSON MOVES HB 3013 DO PASS
3:21:39 PM Chair Shields
3:21:47 PM VOTE: 5-0-0
3:21:48 PM AYES: BAERTSCHIGER, MONNES ANDERSON, PROZANSKI,
GEORGE, SHIELDS
3:21:55 PM CARRIER: SEN. SHIELDS WILL LEAD DISCUSSION ON THE FLOOR

3:22:08 PM HB 2662 A - Public Hearing

3:22:11 PM Channa Newell, Committee Administrator
3:22:51 PM Chair Shields
3:22:54 PM Representative Lew Frederick, House District 43, State of Oregon
3:28:45 PM Chair Shields
3:28:48 PM Vice-Chair George
3:29:57 PM Rep. Frederick
3:32:06 PM Chair Shields
3:32:07 PM Sen. Monnes Anderson
3:32:35 PM Rep. Frederick
3:32:57 PM Sen. Monnes Anderson
3:32:58 PM Rep. Frederick
3:32:59 PM Sen. Monnes Anderson
3:33:02 PM Rep. Frederick
3:33:06 PM Chair Shields
3:33:07 PM Sen. Baertschiger
3:34:09 PM Rep. Frederick
3:35:52 PM Chair Shields
3:36:09 PM Rep. Frederick
3:36:21 PM Chair Shields
3:36:28 PM {Exhibit} 8: witness registration

3:36:29 PM HB 2662 A - Work Session

3:36:35 PM MOTION: SEN. MONNES ANDERSON MOVES HB 2662 A DO PASS
3:36:41 PM Chair Shields
3:36:58 PM VOTE: 3-2-0
3:36:59 PM AYES: MONNES ANDERSON, PROZANSKI, SHIELDS
3:37:00 PM NAYS: BAERTSCHIGER, GEORGE
3:37:03 PM CARRIER: SEN. PROZANSKI WILL LEAD DISCUSSION ON THE
FLOOR

3:37:19 PM HB 3489 - Public Hearing

3:37:22 PM {Exhibit} 9: Channa Newell, Committee Administrator
3:37:59 PM Chair Shields
3:38:21 PM {Exhibit} 10: David Tatman, Administrator, Division of Finance and
Corporate Securities, Department of Consumer and Business Services
3:43:48 PM Chair Shields
3:43:52 PM Vice-Chair George

3:44:04 PM Tatman
3:44:45 PM Vice-Chair George
3:44:46 PM Tatman
3:44:50 PM Chair Shields
3:45:17 PM {Exhibit} 11: witness registration

3:45:18 PM **HB 2061 A - Public Hearing**
3:45:23 PM Channa Newell, Committee Administrator
3:45:54 PM Bob Keith, administrator, Appraiser Certification and Licensing Board
3:49:13 PM Chair Shields
3:49:44 PM Meeting Recessed
3:50:54 PM Meeting Reconvened
3:51:02 PM Chair Shields
3:51:28 PM {Exhibit} 12: witness registration

3:51:29 PM **HB 2383 A - Public Hearing**
3:51:30 PM Channa Newell, Committee Administrator
3:52:05 PM Representative Phil Barnhart, House District 11, State of Oregon
3:53:37 PM Sonya Carlson, Legislative Assistant to Representative Barnhart
3:55:25 PM Chair Shields
3:55:28 PM Sen. Prozanski
3:55:43 PM Carlson
3:56:06 PM Sen. Prozanski
3:56:29 PM Sen. Monnes Anderson
3:56:31 PM Chair Shields
3:56:32 PM Sen. Monnes Anderson
3:57:22 PM Rep. Barnhart
3:58:16 PM {Exhibit} 13: witness registration

3:58:17 PM **HB 2823 A - Public Hearing**
3:58:23 PM {Exhibit} 14: Channa Newell, Committee Administrator
3:59:09 PM Chair Shields
3:59:32 PM {Exhibit} 15: Laurie Skillman, Land Development Manager, Real Estate Agency
4:04:47 PM Chair Shields
4:04:53 PM {Exhibit} 16-17: Chuck Sheketoff, resident, Silverton, Oregon
4:09:58 PM Chair Shields
4:10:04 PM Sheketoff
4:10:14 PM Chair Shields
4:10:21 PM Skillman
4:12:38 PM Chair Shields
4:12:45 PM Skillman
4:12:57 PM Sen. Monnes Anderson
4:13:08 PM Skillman
4:13:26 PM Chair Shields
4:13:46 PM Sheketoff

- 4:14:38 PM Chair Shields
- 4:14:50 PM Ron Balash, President and Owner, Multi Services; member, Condo Working Group; Vice-Chair, Oregon Washington Community Association Managers, member, Community Association Institute
- 4:15:36 PM Sheketoff
- 4:15:44 PM Chair Shields
- 4:16:25 PM {Exhibit} 18: witness registration
- 4:16:26 PM **HB 2059 - Work Session**
- 4:16:29 PM Chair Shields
- 4:16:55 PM Vice-Chair George
- 4:17:16 PM Chair Shields
- 4:17:18 PM MOTION: VICE-CHAIR GEORGE MOVES THAT THE RULES BE SUSPENDED FOR THE PURPOSE OF RECONSIDERING THE VOTE ON HB 2059
- 4:17:29 PM Chair Shields
- 4:17:47 PM VOTE: 5-0-0
- 4:17:48 PM AYES: BAERTSCHIGER, MONNES ANDERSON, PROZANSKI, GEORGE, SHIELDS
- 4:17:54 PM MOTION: VICE-CHAIR GEORGE MOVES TO RECONSIDER THE VOTE BY WHICH THE -3 AMENDMENTS WERE ADOPTED
- 4:18:01 PM Chair Shields
- 4:18:12 PM VOTE: 5-0-0
- 4:18:13 PM AYES: BAERTSCHIGER, MONNES ANDERSON, PROZANSKI, GEORGE, SHIELDS
- 4:18:24 PM Chair Shields
- 4:18:25 PM Newell
- 4:18:26 PM Chair Shields
- 4:18:32 PM Sen. Prozanski
- 4:18:50 PM Chair Shields
- 4:18:57 PM Sen. Prozanski
- 4:18:58 PM Chair Shields
- 4:19:15 PM **HB 3482 A - Public Hearing**
- 4:19:17 PM {Exhibit} 19: Channa Newell, Committee Administrator
- 4:19:55 PM Chair Shields
- 4:20:11 PM {Exhibit} 20: John VanLandingham, Manufactured Housing Landlord/Tenant Coalition
- 4:23:23 PM Chair Shields
- 4:23:24 PM {Exhibit} 21: Don Miner, Oregon Manufactured Housing Association
- 4:26:59 PM Chair Shields
- 4:27:02 PM Chuck Carpenter, Executive Director, Manufactured Housing Communities of Oregon
- 4:28:20 PM Chair Shields
- 4:28:22 PM Vice-Chair George
- 4:28:54 PM VanLandingham

4:29:54 PM Vice-Chair George
4:30:01 PM Carpenter
4:30:19 PM VanLandingham
4:30:23 PM Vice-Chair George
4:30:34 PM Chair Shields
4:30:35 PM Sen. Monnes Anderson
4:31:23 PM VanLandingham
4:33:14 PM Sen. Monnes Anderson
4:33:23 PM VanLandingham
4:34:11 PM Sen. Monnes Anderson
4:34:14 PM Chair Shields
4:34:27 PM Sen. Monnes Anderson
4:34:32 PM Chair Shields
4:34:46 PM Vice-Chair George
4:34:46 PM Newell
4:34:50 PM Chair Shields
4:34:57 PM {Exhibit} 22: witness registration

4:34:58 PM **HB 3482 A - Work Session**
4:34:59 PM MOTION: SEN. MONNES ANDERSON MOVES TO ADOPT THE -A2
AMENDMENTS
4:35:03 PM Chair Shields
4:35:19 PM VOTE: 4-0-1
4:35:20 PM AYES: BAERTSCHIGER, MONNES ANDERSON, PROZANSKI,
SHIELDS
4:35:21 PM EXCUSED: GEORGE
4:35:26 PM Sen. Prozanski
4:35:27 PM Chair Shields

4:35:47 PM **HB 2821 A - Public Hearing**
4:35:50 PM Channa Newell, Committee Administrator
4:36:14 PM Chair Shields
4:36:44 PM {Exhibit} 23-24: Rob Dolton, attorney, Clackamas County, Oregon
4:39:38 PM Tom D'Amore, Past President, Oregon Trial Lawyer's Association;
attorney, Oregon
4:40:33 PM {Exhibit} 25: Daleen McElhaney, resident, Portland, Oregon
4:44:46 PM Chair Shields
4:44:51 PM D'Amore
4:48:35 PM Chair Shields
4:48:40 PM Sen. Prozanski
4:49:20 PM Dolton
4:49:47 PM Sen. Prozanski
4:49:48 PM Chair Shields
4:49:57 PM D'Amore
4:50:34 PM Chair Shields
4:50:59 PM D'Amore

4:51:01 PM Chair Shields
4:51:45 PM {Exhibit} 26: Shawn Miller, Property Casualty Insurers Association of America
4:55:09 PM {Exhibit} 27: Paul Danner, State Farm Insurance Companies
5:04:19 PM Chair Shields
5:04:20 PM Sen. Prozanski
5:04:43 PM Danner
5:04:44 PM Sen. Prozanski
5:04:45 PM Danner
5:04:51 PM Sen. Prozanski
5:05:28 PM Danner
5:08:36 PM Chair Shields
5:08:40 PM {Exhibit} 28: Doug Hartley, Hartley Insurance, Inc.
5:10:32 PM Chair Shields
5:10:49 PM {Exhibit} 29: witness registration
5:10:48 PM The following written testimony is submitted for the record without public testimony:
5:10:50 PM {Exhibit} 30: Sherry Booth, resident, Oregon
5:10:51 PM {Exhibit} 31: Dawnn Brown, resident, Klamath Falls, Oregon
5:10:52 PM {Exhibit} 32: Diana Cornelius, resident, Oregon
5:10:53 PM {Exhibit} 33: Bernice House, resident, Klamath Falls, Oregon
5:10:54 PM {Exhibit} 34: Gary Long, resident, Klamath Falls, Oregon
5:10:55 PM {Exhibit} 35: Larry Mitchell, resident, Oregon
5:10:56 PM {Exhibit} 36: Jane Newton, resident, Philomath, Oregon
5:10:57 PM {Exhibit} 37: Christian Rataj, Western State Affairs Manager, National Association of Mutual Insurance Companies
5:10:58 PM {Exhibit} 38: John and Patty Withey, residents, Oregon
5:10:59 PM {Exhibit} 39: Carol Eakin, resident, Oregon

5:11:00 PM **HB 2822 A - Public Hearing**
5:11:07 PM {Exhibit} 40: Channa Newell, Committee Administrator
5:12:00 PM Greg Peden, Oregon Newspaper Publishers Association
5:12:49 PM Chair Shields
5:12:54 PM Jeb Bladine, Oregon Newspaper Publishers Association
5:13:16 PM Darrell Fuller, Oregon State Sheriffs' Association
5:14:41 PM Chair Shields
5:14:42 PM Sen. Monnes Anderson
5:14:48 PM Fuller
5:15:07 PM Sen. Monnes Anderson
5:15:09 PM Sen. Prozanski
5:15:10 PM Chair Shields
5:15:11 PM Sen. Prozanski
5:15:18 PM Fuller
5:15:53 PM Chair Shields
5:16:02 PM {Exhibit} 41: witness registration

5:16:03 PM **HB 2822 A - Work Session**
5:16:07 PM MOTION: SEN. MONNES ANDERSON MOVES TO ADOPT THE -A5 AMENDMENTS
5:16:15 PM Chair Shields
5:16:21 PM VOTE: 5-0-0
5:16:22 PM AYES: BAERTSCHIGER, MONNES ANDERSON, PROZANSKI, GEORGE, SHIELDS
5:16:29 PM Chair Shields
5:17:26 PM Sen. Prozanski
5:17:30 PM Chair Shields
5:17:31 PM Meeting Adjourned by Chair Shields

Exhibit Summary

3:12:16 PM {Exhibit} 1: HB 2059, -1 amendments, staff, 12 pp
3:12:16 PM {Exhibit} 2: HB 2059, -3 amendments, staff, 2 pp
3:14:25 PM {Exhibit} 3: HB 2207 A, -A4 amendments, staff, 1 p
3:14:25 PM {Exhibit} 4: HB 2207 A, -A5 amendments, staff, 1 p
3:16:27 PM {Exhibit} 5: HB 2683 A, -A3 amendments, staff, 1 p
3:17:00 PM {Exhibit} 6: HB 2683 A, -A2 amendments, staff, 1 p
3:21:24 PM {Exhibit} 7: HB 3013, witness registration, staff, 1 p
3:36:28 PM {Exhibit} 8: HB 2662 A, witness registration, staff, 1 p
3:37:22 PM {Exhibit} 9: HB 3489, -1 amendments, staff, 2 pp
3:38:21 PM {Exhibit} 10: HB 3489, written testimony, David Tatman, 4 pp
3:45:17 PM {Exhibit} 11: HB 3489, witness registration, staff, 1 p
3:51:28 PM {Exhibit} 12: HB 2061 A, witness registration, staff, 1 p
3:58:16 PM {Exhibit} 13: HB 2383 A, witness registration, staff, 1 p
3:58:23 PM {Exhibit} 14: HB 2823 A, -A3 amendments, staff, 4 pp
3:59:32 PM {Exhibit} 15: HB 2823 A, written testimony, Laurie Skillman, 6 pp
4:04:53 PM {Exhibit} 16: HB 2823 A, written testimony, Chuck Sheketoff, 6 pp
4:04:53 PM {Exhibit} 17: HB 2823 A, written testimony, Chuck Sheketoff, 1 p
4:16:25 PM {Exhibit} 18: HB 2823 A, witness registration, staff, 1 p
4:19:17 PM {Exhibit} 19: HB 3482 A, -A2 amendments, staff, 1 p
4:20:11 PM {Exhibit} 20: HB 3482 A, written testimony, John VanLandingham, 3 pp
4:23:24 PM {Exhibit} 21: HB 3482 A, written testimony, Don Miner, 6 pp
4:34:57 PM {Exhibit} 22: HB 3482 A, witness registration, staff, 1 p
4:36:44 PM {Exhibit} 23: HB 2821 A, written testimony, Rob Dolton, 1 p
4:36:44 PM {Exhibit} 24: HB 2821 A, graph, Rob Dolton, oversized exhibit
4:40:33 PM {Exhibit} 25: HB 2821 A, written testimony, Daleen McElhaney, 6 pp
4:51:45 PM {Exhibit} 26: HB 2821 A, written testimony, Shawn Miller, 1 p
4:55:09 PM {Exhibit} 27: HB 2821 A, written testimony, Paul Danner, 4 pp
5:08:40 PM {Exhibit} 28: HB 2821 A, written testimony, Doug Hartley, 1 p
5:10:49 PM {Exhibit} 29: HB 2821 A, witness registration, staff, 1 p
5:10:50 PM {Exhibit} 30: HB 2821 A, written testimony, Sherry Booth, 1 p
5:10:51 PM {Exhibit} 31: HB 2821 A, written testimony, Dawnn Brown, 1 p

5:10:52 PM {Exhibit} 32: HB 2821 A, written testimony, Diana Cornelius, 1 p
5:10:53 PM {Exhibit} 33: HB 2821 A, written testimony, Bernice House, 1 p
5:10:54 PM {Exhibit} 34: HB 2821 A, written testimony, Gary Long, 1 p
5:10:55 PM {Exhibit} 35: HB 2821 A, written testimony, Larry Mitchell, 1 p
5:10:56 PM {Exhibit} 36: HB 2821 A, written testimony, Jane Newton, 1 p
5:10:57 PM {Exhibit} 37: HB 2821 A, written testimony, Christian Rataj, 4 pp
5:10:58 PM {Exhibit} 38: HB 2821 A, written testimony, John and Patty Withey, 1 p
5:10:59 PM {Exhibit} 39: HB 2821 A, written testimony, Carol Eakin, 1 p
5:11:07 PM {Exhibit} 40: HB 2822 A, -A5 amendments, staff, 4 pp
5:16:02 PM {Exhibit} 41: HB 2822 A, witness registration, staff, 1 p
