

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

May 24, 2013
8:00 AM

Hearing Room B

MEMBERS PRESENT: Sen. Chip Shields, Chair
Sen. Larry George, Vice-Chair
Sen. Laurie Monnes Anderson
Sen. Floyd Prozanski

MEMBER EXCUSED: Sen. Herman Baertschiger

STAFF PRESENT: Channa Newell, Committee Administrator
Jenny Craig, Committee Assistant

MEASURES/ISSUES HEARD: HB 2669 A – Public Hearing and Work Session
HB 3137 A – Public Hearing and Work Session
HB 2328 – Public Hearing and Work Session
HB 3400 A – Public Hearing and Work Session
HB 2929 A – Public Hearing
HB 3172 A – Public Hearing
HB 3159 A – Public Hearing

Recording Log

8:09:44 AM Meeting Called to Order by Chair Shields

8:12:00 AM **HB 2669 A - Public Hearing**

8:12:05 AM Sen. Prozanski

8:12:06 AM Chair Shields

8:12:10 AM {Exhibit} 1: Representative Lew Frederick, House District 43, State of Oregon

8:17:15 AM Chair Shields

8:17:26 AM Vice-Chair George

8:19:53 AM Rep. Frederick

8:20:07 AM Vice-Chair George

8:20:08 AM Rep. Frederick

8:20:34 AM Chair Shields

8:20:41 AM Sen. Prozanski

8:21:05 AM Rep. Frederick

8:21:07 AM Chair Shields

8:21:24 AM **HB 3137 A - Public Hearing**

8:21:28 AM Channa Newell, Committee Administrator

8:21:49 AM Chair Shields

8:21:52 AM {Exhibit} 2: Representative Nancy Nathanson, House District 13, State of Oregon

8:25:30 AM Chair Shields

8:25:44 AM **HB 2669 A - Public Hearing**

8:26:00 AM {Exhibit} 3: Elizabeth Cushwa, Legislative Director, Bureau of Labor and Industries

8:27:19 AM Chair Shields

8:27:20 AM Bridget Burns, Chief of Staff, Oregon University System

8:28:33 AM Chair Shields

8:28:34 AM {Exhibit} 4: James Manning, Jr., Oregon Advocacy Commissions; Oregon Commission on Black Affairs

8:28:56 AM Chair Shields

8:28:58 AM Manning

8:29:41 AM Chair Shields

8:30:06 AM {Exhibit} 5: witness registration

8:30:07 AM The following testimony is submitted for the record without public testimony:

8:30:08 AM {Exhibit} 6: Bob Joondeph, Executive Director, Disability Rights Oregon

8:30:09 AM {Exhibit} 7: Marcia Kelley, Public Policy Advocate, American Association of University Women

8:30:10 AM **HB 2669 A - Work Session**

8:30:18 AM MOTION: VICE-CHAIR GEORGE MOVES HB 2669 A DO PASS

8:30:19 AM Chair Shields

8:30:24 AM VOTE: 4-0-1

8:30:25 AM AYES: MONNES ANDERSON, PROZANSKI, GEORGE, SHIELDS

8:30:30 AM EXCUSED: BAERTSCHIGER

8:30:43 AM CARRIER: SEN. GEORGE WILL LEAD DISCUSSION ON THE FLOOR

8:30:58 AM Meeting Recessed

8:44:30 AM Meeting Reconvened

8:44:38 AM Chair Shields

8:45:10 AM Sen. Prozanski

8:45:11 AM Chair Shields

8:45:15 AM {Exhibit} 8-11: Darryl Fuller, Oregon Vehicle Dealers Association

8:46:08 AM Chair Shields

8:46:09 AM {Exhibit} 12: Amy Joyce, Legislative Liaison, Department of Transportation

8:48:23 AM Fuller

8:48:34 AM Chair Shields

8:48:37 AM Sen. Monnes Anderson

8:48:46 AM Chair Shields

8:49:04 AM {Exhibit} 13: witness registration

8:49:05 AM **HB 3137 A - Work Session**

8:49:15 AM MOTION: VICE-CHAIR GEORGE MOVES HB 3137 A DO PASS AND BE REFERRED TO WAYS AND MEANS BY PRIOR REFERENCE

8:49:28 AM Chair Shields

8:49:38 AM VOTE: 4-0-1

8:49:39 AM AYES: MONNES ANDERSON, PROZANSKI, GEORGE, SHIELDS

8:49:40 AM EXCUSED: BAERTSCHIGER

8:50:00 AM **HB 2328 - Public Hearing**

8:50:04 AM Channa Newell, Committee Administrator

8:50:41 AM Representative Gene Whisnant, House District 53, State of Oregon

8:51:39 AM {Exhibit} 14: James Manning, Jr., Oregon Advocacy Commissions;
Oregon Commission on Black Affairs

8:52:22 AM Chair Shields

8:52:36 AM {Exhibit} 15: witness registration

8:52:37 AM **HB 2328 - Work Session**

8:52:42 AM MOTION: VICE-CHAIR GEORGE MOVES HB 2328 DO PASS

8:52:44 AM Chair Shields

8:52:52 AM VOTE: 4-0-1

8:52:53 AM AYES: MONNES ANDERSON, PROZANSKI, GEORGE, SHIELDS

8:52:54 AM EXCUSED: BAERTSCHIGER

8:53:07 AM CARRIER: SEN. MONNES ANDERSON WILL LEAD DISCUSSION ON
THE FLOOR

8:53:16 AM Sen. Monnes Anderson

8:53:18 AM Sen. Prozanski

8:53:18 AM Chair Shields

8:53:30 AM **HB 3400 A - Public Hearing**

8:53:35 AM Channa Newell, Committee Administrator

8:54:14 AM Representative Brian Clem, House District 21, State of Oregon

8:55:35 AM Chair Shields

8:55:37 AM Barry Pack, Senior Policy Advisor, Department of Administrative Services

8:56:19 AM Chair Shields

8:56:27 AM Rep. Clem

8:57:21 AM Chair Shields

8:57:33 AM Pack

8:57:57 AM Rep. Clem

8:58:06 AM Chair Shields

8:58:31 AM {Exhibit} 16: witness registration

8:58:32 AM **HB 3400 A - Work Session**

8:58:38 AM MOTION: SEN. MONNES ANDERSON MOVES HB 3400 A DO PASS

8:58:43 AM Chair Shields

8:58:46 AM Vice-Chair George
8:58:49 AM Chair Shields
8:58:50 AM Vice-Chair George
8:59:49 AM Chair Shields
8:59:50 AM Sen. Monnes Anderson
8:59:51 AM Chair Shields
8:59:53 AM Sen. Monnes Anderson
9:00:12 AM Chair Shields
9:00:15 AM VOTE: 3-1-1
9:00:16 AM AYES: MONNES ANDERSON, PROZANSKI, SHIELDS
9:00:17 AM NAYS: GEORGE
9:00:18 AM EXCUSED: BAERTSCHIGER
9:00:28 AM CARRIER: SEN. MONNES ANDERSON WILL LEAD DISCUSSION ON
THE FLOOR

9:00:41 AM **HB 2929 A – Public Hearing**
9:00:43 AM {Exhibit} 17-19: Channa Newell, Committee Administrator
9:01:46 AM Chair Shields
9:02:01 AM Sen. Prozanski
9:02:12 AM POTENTIAL CONFLICT OF INTEREST DECLARED BY SEN.
PROZANSKI
9:02:22 AM Vice-Chair George
9:02:24 AM Chair Shields
9:02:30 AM {Exhibit} 20: Tori Klein, Associate General Counsel, Gorilla Capital
9:07:08 AM Chair Shields
9:07:11 AM Jessica Adamson, Oregon Land Title Association
9:08:21 AM Chair Shields
9:08:47 AM Representative Paul Holvey, House District 8, State of Oregon
9:10:57 AM Chair Shields
9:11:13 AM Rep. Holvey
9:11:18 AM Sen. Prozanski
9:11:20 AM Rep. Holvey
9:11:28 AM Chair Shields
9:11:29 AM Vice-Chair George
9:11:45 AM Rep. Holvey
9:12:05 AM Chair Shields
9:12:06 AM Vice-Chair George
9:12:19 AM Sen. Prozanski
9:12:28 AM Rep. Holvey
9:12:31 AM Chair Shields
9:12:32 AM Newell
9:12:44 AM Vice-Chair George
9:12:44 AM Chair Shields
9:12:45 AM Vice-Chair George
9:12:55 AM Sen. Prozanski
9:12:58 AM Vice-Chair George

9:13:01 AM Rep. Holvey
9:13:27 AM Vice-Chair George
9:13:29 AM Chair Shields
9:13:32 AM Vice-Chair George
9:13:47 AM Rep. Holvey
9:14:07 AM Chair Shields
9:14:13 AM {Exhibit} 21: Peter Threlkel, Director, Corporation Division, Office of the Secretary of State, State of Oregon
9:15:42 AM Chair Shields
9:15:44 AM Rep. Holvey
9:16:16 AM Chair Shields
9:16:39 AM Tim Martinez, Oregon Bankers Association
9:18:07 AM Chair Shields
9:18:08 AM Vice-Chair George
9:18:16 AM Martinez
9:18:20 AM Chair Shields
9:18:33 AM Martinez
9:19:00 AM Chair Shields
9:19:02 AM Martinez
9:19:08 AM Chair Shields
9:19:16 AM Newell
9:19:18 AM Chair Shields
9:19:30 AM Newell
9:19:48 AM Chair Shields
9:19:50 AM Newell
9:20:03 AM Chair Shields
9:20:14 AM Newell
9:20:17 AM Chair Shields
9:20:31 AM {Exhibit} 22: witness registration

9:20:32 AM **HB 3172 A - Public Hearing**
9:20:36 AM Channa Newell, Committee Administrator
9:21:13 AM Chair Shields
9:21:53 AM Shaun Jillions, Oregon Association of Realtors
9:22:02 AM Michael Kucinski, Onsite Program Manager, Department of Environmental Quality, State of Oregon
9:25:10 AM Chair Shields
9:25:15 AM Kucinski
9:25:18 AM Chair Shields
9:25:21 AM Jillions
9:27:06 AM Chair Shields
9:27:09 AM {Exhibit} 23-24: Peggy Lynch, Oregon League of Women Voters
9:31:21 AM Chair Shields
9:31:26 AM Sen. Monnes Anderson
9:32:19 AM Lynch
9:32:40 AM Chair Shields

9:32:57 AM {Exhibit} 25: Angela Crowley-Koch, Legislative Director, Oregon Environmental Council

9:35:16 AM Chair Shields

9:35:49 AM Meeting Recessed

9:40:52 AM Meeting Reconvened

9:40:52 AM {Exhibit} 26: witness registration

9:40:53 AM The following testimony is submitted for the record without public testimony:

9:40:54 AM {Exhibit} 27: Richard Litts, Watershed Monitoring Coordinator, Tenmile Lakes Basin Partnership

9:40:55 AM **HB 3159 A - Public Hearing**

9:40:58 AM {Exhibit} 28-29: Kevin Jeffries, Member, City Council, City of McMinnville, Oregon

9:45:51 AM Chair Shields

9:45:57 AM Sen. Monnes Anderson

9:46:08 AM {Exhibit} 30-31: Senator Chip Shields, Senate District 22, State of Oregon

9:50:14 AM Sen. Monnes Anderson

9:50:30 AM Representative Paul Holvey, House District 8, State of Oregon

9:51:48 AM Chair Shields

9:52:03 AM Al Elkins, Oregon Tow Truck Association

9:52:11 AM Chair Shields

9:52:12 AM Elkins

9:54:51 AM Chair Shields

9:54:52 AM Sen. Prozanski

9:55:11 AM Vice-Chair George

9:55:17 AM Sen. Prozanski

9:55:26 AM Vice-Chair George

9:55:32 AM Chair Shields

9:55:48 AM Elkins

9:56:20 AM Chair Shields

9:56:22 AM Sen. Prozanski

9:56:30 AM Elkins

9:56:56 AM Chair Shields

9:57:02 AM Gary Coe, resident, Portland, Oregon

10:02:02 AM Chair Shields

10:02:07 AM Coe

10:02:10 AM Chair Shields

10:02:16 AM Mike Wagner, owner, Santiam Enterprises; owner, Santiam Towing; member and past president, Oregon Tow Truck Board

10:03:56 AM Chair Shields

10:04:09 AM Wagner

10:04:17 AM Elkins

10:04:27 AM Chair Shields

10:04:29 AM Wagner

10:04:34 AM Chair Shields

10:04:36 AM Sen. Prozanski
10:04:47 AM Coe
10:04:55 AM Sen. Prozanski
10:05:01 AM Coe
10:05:05 AM Sen. Prozanski
10:05:06 AM Coe
10:05:07 AM Sen. Prozanski
10:05:12 AM Coe
10:05:23 AM Sen. Prozanski
10:05:24 AM Coe
10:05:40 AM Sen. Prozanski
10:05:45 AM Coe
10:06:03 AM Sen. Prozanski
10:06:07 AM Coe
10:06:17 AM Sen. Prozanski
10:06:20 AM Coe
10:06:25 AM Sen. Prozanski
10:06:32 AM Coe
10:06:40 AM Chair Shields
10:06:44 AM Wagner
10:08:08 AM Sen. Prozanski
10:08:09 AM Chair Shields
10:08:10 AM Sen. Prozanski
10:08:23 AM Wagner
10:08:38 AM Sen. Prozanski
10:08:40 AM Wagner
10:09:58 AM Sen. Prozanski
10:10:10 AM Wagner
10:10:22 AM Sen. Prozanski
10:10:23 AM Wagner
10:10:35 AM Chair Shields
10:10:36 AM Vice-Chair George
10:10:44 AM Wagner
10:10:48 AM Chair Shields
10:11:30 AM Sybil Hebb, Oregon Law Center
10:14:26 AM Chair Shields
10:14:27 AM Dan Eisenbeis, City of Portland
10:15:49 AM Chair Shields
10:16:11 AM {Exhibit} 32: Ann Hanus, Association of Oregon Counties
10:16:50 AM Chair Shields
10:16:57 AM Hanus
10:17:10 AM Chair Shields
10:17:29 AM Heidi Elliott, Legislative Counsel, State of Oregon
10:17:33 AM Chair Shields
10:17:33 AM Elliott
10:17:38 AM Chair Shields

10:17:40 AM Elliott
10:17:43 AM Chair Shields
10:17:46 AM Elliott
10:17:48 AM Chair Shields
10:17:51 AM Elliott
10:17:53 AM Chair Shields
10:17:58 AM Elliott
10:17:58 AM Chair Shields
10:18:00 AM Elliott
10:18:02 AM Chair Shields
10:18:04 AM Elliott
10:18:25 AM Chair Shields
10:18:32 AM Elliott
10:18:40 AM Chair Shields
10:18:56 AM Channa Newell, Committee Administrator
10:18:58 AM Chair Shields
10:19:46 AM {Exhibit} 33: witness registration
10:19:47 AM Meeting Adjourned by Chair Shields

Exhibit Summary

8:12:10 AM {Exhibit} 1: HB 2669 A, written testimony, Representative Lew Frederick, 1 p
8:21:52 AM {Exhibit} 2: HB 3137 A, written testimony, Representative Nancy Nathanson, 2 pp
8:26:00 AM {Exhibit} 3: HB 2669 A, written testimony, Elizabeth Cushwa, 2 pp
8:28:34 AM {Exhibit} 4: HB 2669 A, written testimony, James Manning, Jr., 1 p
8:30:06 AM {Exhibit} 5: HB 2669 A, witness registration, staff, 1 p
8:30:08 AM {Exhibit} 6: HB 2669 A, written testimony, Bob Joondeph, 1 p
8:30:09 AM {Exhibit} 7: HB 2669 A, written testimony, Marcia Kelley, 1 p
8:45:15 AM {Exhibit} 8: HB 3137 A, written testimony, Darryl Fuller, 1 p
8:45:15 AM {Exhibit} 9: HB 3137 A, written testimony, Darryl Fuller, 2 pp
8:45:15 AM {Exhibit} 10: HB 3137 A, report, Darryl Fuller, 5 pp
8:45:15 AM {Exhibit} 11: HB 3137 A, written testimony, Darryl Fuller, 2 pp
8:46:09 AM {Exhibit} 12: HB 3137 A, written testimony, Amy Joyce, 1 p
8:49:04 AM {Exhibit} 13: HB 3137 A. witness registration, staff, 1 p
8:51:39 AM {Exhibit} 14: HB 2328, written testimony, James Manning, Jr., 1 p
8:52:36 AM {Exhibit} 15: HB 2328, witness registration, staff, 1 p
8:58:31 AM {Exhibit} 16: HB 3400 A. witness registration, staff, 1 p
9:00:43 AM {Exhibit} 17: HB 2929 A, -A8 amendments, staff, 2 pp
9:00:43 AM {Exhibit} 18: HB 2929 A, -A11 amendments, staff, 1 p
9:00:43 AM {Exhibit} 19: HB 2929 A, -A10 amendments, staff, 3 pp
9:02:30 AM {Exhibit} 20: HB 2929 A, written testimony, Tori Klein, 1 p
9:14:13 AM {Exhibit} 21: HB 2929 A, written testimony, Peter Threlkel, 1 p
9:20:31 AM {Exhibit} 22: HB 2929 A, witness registration, staff, 1 p

9:27:09 AM {Exhibit} 23: HB 3172 A, written testimony, Peggy Lynch, 2 pp
9:27:09 AM {Exhibit} 24: HB 3172 A, report, Peggy Lynch, 48 pp
9:32:57 AM {Exhibit} 25: HB 3172 A, written testimony, Angela Crowley-Koch, 2 pp
9:40:52 AM {Exhibit} 26: HB 3172 A, witness registration, staff, 1 p
9:40:54 AM {Exhibit} 27: HB 3172 A, written testimony, Richard Litts, 11 pp
9:40:58 AM {Exhibit} 28: HB 3159 A, -A8 amendments, Kevin Jeffries, 3 pp
9:40:58 AM {Exhibit} 29: HB 3159 A, -A10 amendments, Kevin Jeffries, 1 p
9:46:08 AM {Exhibit} 30: HB 3159 A, written testimony of Sandy Polishuk, Senator
Chip Shields, 2 pp
9:46:08 AM {Exhibit} 31: HB 3159 A, -A9 amendments, Senator Chip Shields, 6 pp
10:16:11 AM {Exhibit} 32: HB 3159 A, written testimony, Ann Hanus, 1 p
10:19:46 AM {Exhibit} 33: HB 3159 A, witness registration, staff, 1 p
