

## HOUSE COMMITTEE ON JUDICIARY

March 26, 2007 Hearing Room 357  
8:30 AM Tapes 99-100

**MEMBERS PRESENT:**  
Rep. Greg Macpherson, Chair  
Rep. Jeff Barker, Vice-Chair  
Rep. Gene Whisnant, Vice-Chair  
Rep. Suzanne Bonamici  
Rep. Kevin Cameron  
Rep. Linda Flores  
Rep. Betty Komp  
Rep. Wayne Krieger  
Rep. Tobias Read

**STAFF PRESENT:**  
Matt Kalmanson, Counsel  
Darian Stanford, Counsel  
Bill Taylor, Counsel  
Sara Campbell, Committee Assistant

**Measures or Issues Heard:**  
HB 2858 Public Hearing  
HB 3163 Public Hearing  
HB 2822 Public Hearing  
HB 2822 Work Session  
HB 2507 Work Session  
HB 2385 Work Session  
HB 2536 Work Session

This tape log is in compliance with Senate and House Rules. For complete contents, please refer to the cassette tapes.

<b>TAPE # AND SIDE</b>	<b>COUNTER NUMBER</b>	<b>BRIEF DESCRIPTION OF SUBJECT MATTER OR CHANGE IN SPEAKER</b>
99A	004	Chair Macpherson calls the meeting into order at 8:35 a.m.
<b><u>HB 2858- PUBLIC HEARING</u></b>		
	010	Darian Stanford, Counsel
	026	Chair Macpherson
	031	Michael Morris, Department of Human Services ( <b>EXHIBIT A</b> )
	046	Chair Macpherson
	048	Morris
	055	Chair Macpherson
<b><u>HB 3163- PUBLIC HEARING</u></b>		
99A	066	Darian Stanford, Counsel ( <b>EXHIBIT B</b> )
	076	Anne Pratt, Crime Victims United
	159	Rep. Whisnant
	166	Chair Macpherson
	168	Pratt

	171	Chair Macpherson
	178	Carl Myers, Oregon Municipal Judges
	312	Rep. Bonamici
	328	Myers
	345	Rep. Komp
	352	Myers
100A	006	Rep. Komp
	014	Chair Macpherson
	018	Rep. Flores
	023	Myers
	041	Rep. Flores
	044	Myers
	056	Rep. Flores
	058	Rep. Barker
	065	Myers
	087	Rep. Barker
	090	Myers
	093	Rep. Barker
	094	Myers
	114	Rep. Barker
	125	Stanford
	128	Myers
	143	Rep. Flores
	149	Myers
	176	Rep. Bonamici
	187	Myers
	196	Chair Macpherson
	200	Myers
	223	Chair Macpherson
	226	Myers
	252	Chair Macpherson
	253	Myers
100A	257	Chair Macpherson
	260	Myers
	271	Josh Marquis, Clatsop District Attorney's
	311	Rep. Bonamici
	318	Marquis
	335	Chair Macpherson
	348	Marquis
	364	Chair Macpherson
	367	Marquis
	378	Chair Macpherson
	389	Marquis
	404	Rep. Cameron
	406	Marquis
	416	Rep. Cameron
	420	Marquis
99B	008	Rep. Whisnant
	024	Rep. Bonamici

031 Rep. Flores  
036 Chair Macpherson

**HB 2822 PUBLIC HEARING**

045 Matt Kalmanson, Counsel (**EXHIBIT C**)  
062 Karen Berkowitz, Oregon Law Center (**EXHIBIT D**)  
089 Chair Macpherson  
094 Berkowitz  
106 Chair Macpherson

**HB 2822 WORK SESSION**

107 Chair Macpherson  
124 Rep. Bonamici  
127 Matt Kalmanson, Counsel  
129 Rep. Bonamici  
131 Chair Macpherson  
136 Rep. Whisnant  
137 Chair Macpherson  
138 Berkowitz  
140 Rep. Cameron  
149 Chair Macpherson  
99B 152 Rep. Flores  
163 Chair Macpherson  
166 Rep. Bonamici  
171 Rep. Flores  
174 Chair Macpherson

**HB 2507 WORK SESSION**

197 Bill Taylor, Counsel (**EXHIBIT E & F**)  
224 Chair Macpherson  
227 Taylor  
234 Chair Macpherson  
256 Rep. Flores  
264 Chair Macpherson  
268 Rep. Bonamici  
280 Chair Macpherson  
283 Rep. Barker  
284 Chair Macpherson  
287 Rep. Barker  
288 Chair Macpherson  
291 Rep. Flores  
303 Chair Macpherson  
323 Rep. Barker  
327 Rep. Bonamici  
338 Rep. Barker  
348 Chair Macpherson

**MOTION: Rep. Barker moves to adopt HB 2507 -1  
amendments dated 3/6/07.**

**VOTE: 9-0-0**

**MOTION: Rep. Barker moves HB 2507 to the floor with a**

**DO PASS AS AMENDED** recommendation and to be placed on the consent calendar.

**VOTE: 9-0-0**

Chair Macpherson

**Hearing no objection, declares the motion CARRIED.**

**HB 2385 WORK SESSION**

	371	Matt Kalmanson, Counsel (EXHIBIT G)
100B	007	Chair Macpherson
	017	Rep. Whisnant
100B	020	Kalmanson
	022	Chair Macpherson
	023	Wendy Johnson, Oregon Law Center
	030	Rep. Krieger
	036	Johnson
	046	Chair Macpherson
	054	Johnson
	055	Chair Macpherson
	062	Johnson
	066	Rep. Krieger
	072	Johnson
	074	Rep. Krieger
	075	Johnson
	080	Chair Macpherson
	082	Johnson
	085	Kalmanson
	093	Rep. Flores
	103	Chair Macpherson
	113	Johnson
	126	Rep. Barker
	131	Chair Macpherson
	137	Rep. Flores
	143	Rep. Barker
	146	Chair Macpherson
	154	Rep. Barker
	156	Rep. Whisnant
	160	Rep. Flores
	162	Kalmanson
	167	Rep. Krieger
	170	Chair Macpherson
	171	Rep. Barker
	172	Chair Macpherson

**MOTION: Rep. Barker moves to adopt HB 2385 -1 amendments dated 3/15/07.**

**VOTE: 9-0-0**

**MOTION: Rep. Barker moves HB 2385 to the floor with a DO PASS AS AMENDED recommendation.**

**VOTE: 9-0-0**

Chair Macpherson

**Hearing no objection, declares the motion CARRIED.**

**REP. KOMP will lead discussion on the floor.**

**HB 2536 WORK SESSION**

	187	Matt Kalmanson, Counsel (EXHIBIT H & I)
	213	Chair Macpherson
	214	Jeff Merrick, Safe Kids America
	225	Chair Macpherson
	232	Kalmanson
	241	Rep. Whisnant
	246	Rep. Flores
	248	Kalmanson
	254	Chair Macpherson
	257	Merrick
	259	Rep. Flores
	270	Rep. Barker
	273	Chair Macpherson
100B	280	Rep. Flores
	283	Kalmanson
	288	Rep. Barker
	296	Rep. Krieger
	303	Rep. Cameron
	314	Rep. Flores
	334	Chair Macpherson
	344	Rep. Barker
	346	Chair Macpherson
	353	Merrick
	355	Rep. Bonamici
	358	Chair Macpherson
	373	Merrick
	375	Chair Macpherson
	394	Rep. Cameron
	401	Rep. Komp
	403	Chair Macpherson
	007	Rep. Whisnant
	008	Chair Macpherson

**MOTION: Chair Macpherson moves to adopt HB 2536 -2 amendments dated 3/9/07.**

**VOTE: 7-2-0**

**AYE: 7 – Barker, Bonamici, Flores, Komp, Macpherson, Read, Whisnant**

**NAY: 2 – Cameron, Krieger**

**MOTION: Chair Macpherson moves HB 2536 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means.**

**VOTE: 5-4-0**

**AYE: 5 – Barker, Bonamici, Komp, Macpherson, Read**

**NAY: 4 – Cameron, Flores, Krieger, Whisnant**

**The motion CARRIES.**

**The following prepared testimony is submitted for the record without public testimony:**

**EXHIBIT SUMMARY**

- A. **HB 2858, Written Testimony, Michael Morris, 2pp**
- B. **HB 3163, -1 amendments, Staff, 1p**
- C. **HB 2822, -1 amendments, Staff, 1p**
- D. **HB 2822, Written Testimony, Karen Berkowitz, 2pp**
- E. **HB 2507, -1 amendments, Staff, 1p**
- F. **HB 2507, -2 amendments, Staff, 1p**
- G. **HB 2385, -1 amendments, Staff, 1p**
- H. **HB 2536, -1 amendments, Staff, 1p**
- I. **HB 2536, -2 amendments, Staff, 1p**
- J. **HB 2536, Written Testimony, Rep. Greg Macpherson, 1p**