

## HOUSE COMMITTEE ON JUDICIARY

May 09, 2007 Hearing Room 357  
8:00 AM Tapes 173-174

**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

**VISITING MEMBERS:**     Senator Roger Beyer

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

**Measures or Issues Heard:**    SB 590 Public Hearing  
                                 SB 233 Public Hearing  
                                 SB 233 Work Session  
                                 SB 267A Public Hearing  
                                 SB 267A Work Session  
                                 SB 271A Public Hearing  
                                 SB 271A Work Session  
                                 SB 81 Public Hearing  
                                 SB 81 Work Session  
                                 SB 266 Public Hearing  
                                 SB 266 Work Session  
                                 SB 298A Public Hearing

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>
173A	002	Chair Macpherson calls the meeting into order at 8:04 a.m.
<b><u>SB 590- PUBLIC HEARING</u></b>		
	008	Darian Stanford, Counsel
	025	Senator Roger Beyer, Senate District 9
	039	General Mike Caldwell
	048	Rep. Whisnant
173A	050	Caldwell
	063	Jim Willis, Oregon Department of Veteran's Affairs
	082	H.A. MacDonald, United Veteran's of Oregon
	087	Chair Macpherson
	097	Stanford

116	Rep. Bonamici
125	Rep. Whisnant
127	Stanford
136	Rep. Barker
142	Stanford
155	Rep. Barker
164	Chair Macpherson
168	Rep. Whisnant
181	Sen. Beyer
198	Rep. Barker
200	Stanford
210	Rep. Bonamici
212	Chair Macpherson
223	Stanford
236	Chair Macpherson
240	Sen. Beyer
247	Rep. Barker
256	Rep. Krieger
261	Stanford
274	Chair Macpherson
277	Rep. Cameron
294	Rep. Bonamici
307	Stanford
321	Chair Macpherson
326	Rep. Krieger
327	Rep. Flores
330	Stanford
352	Chair Macpherson
362	Rep. Krieger
365	Chair Macpherson

**SB 233- PUBLIC HEARING**

	371	Matt Kalmanson, Counsel
174A	001	David Hartwig, Department of Administrative Services <b>(EXHIBIT A)</b>
	054	Rep. Krieger
	057	Hartwig
	062	Chair Macpherson
	068	Hartwig
	072	Chair Macpherson
	074	Hartwig

**SB 233- WORK SESSION**

	078	Rep. Barker
	079	Chair Macpherson
	092	Rep. Cameron

**Rep. Barker**

**MOTION: Moves SB 233 to the floor with a DO PASS recommendation.**

**VOTE: 9-0-0**

**AYE: In a roll call vote, all members present vote Aye.**

Chair Macpherson

**The motion CARRIES.**

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

**SB 267A- PUBLIC HEARING**

96	Matt Kalmanson, Counsel
110	Kingsley Click, Judicial Department ( <b>EXHIBIT B</b> )
126	Rep. Barker
130	Click
138	Chair Macpherson
139	Click
142	Rep. Whisnant
143	Chair Macpherson
150	Click
152	Rep. Cameron
158	Kalmanson
160	Chair Macpherson

**SB 267A- WORK SESSION**

161	Rep. Cameron
162	Chair Macpherson
168	Rep. Bonamici

**Rep. Cameron**

**MOTION: Moves SB 267A to the floor with a DO PASS recommendation.**

**VOTE: 9-0-0**

**AYE: In a roll call vote, all members present vote Aye.**

Chair Macpherson

**The motion CARRIES.**

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

**SB 271A- PUBLIC HEARING**

174A	175	Matt Kalmanson, Counsel
	190	Kingsley Click, Judicial Department ( <b>EXHIBIT C</b> )
	260	Chair Macpherson
	262	Click
	264	Rep. Bonamici
	272	Click
	277	Karen Hightower, Deputy Legal Counsel
	315	Rep. Flores
	318	Hightower
	338	Rep. Flores
	343	Hightower
	350	Chair Macpherson

**SB 271A- WORK SESSION**

354	Rep. Barker
355	Chair Macpherson

**Rep. Barker**

**MOTION: Moves SB 271A to the floor with a DO PASS recommendation.**

**VOTE: 9-0-0**

**AYE: In a roll call vote, all members present vote Aye.**  
Chair Macpherson

**The motion CARRIES.**

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

**SB 81- PUBLIC HEARING**

	374	Darian Stanford, Counsel
	415	General Mike Caldwell
173B	045	Rep. Krieger
	055	Caldwell
	084	Rep. Bonamici
	098	Rep. Flores
173B	111	Rep. Krieger
	115	Stanford
	117	Chair Macpherson

**SB 81- WORK SESSION**

125	Rep. Barker
126	Chair Macpherson

**Rep. Barker**

**MOTION: Moves SB 81 to the floor with a DO PASS recommendation.**

**VOTE: 9-0-0**

**AYE: In a roll call vote, all members present vote Aye.**  
Chair Macpherson

**The motion CARRIES.**

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

**SB 266- PUBLIC HEARING**

138	Darian Stanford, Counsel
159	Chair Macpherson
161	Rep. Flores

**SB 266- WORK SESSION**

138	Rep. Barker
140	Chair Macpherson

**Rep. Barker**

**MOTION: Moves SB 266 to the floor with a DO PASS recommendation.**

**VOTE: 9-0-0**

**AYE: In a roll call vote, all members present vote Aye.**  
Chair Macpherson

**The motion CARRIES.**

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

**SB 298A- PUBLIC HEARING**

178	Darian Stanford, Counsel
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	202	Vinita Howard, Governor's Advisory Committee on DUII <b>(EXHIBIT D)</b>
	310	Amy Elkanich, Oregon Criminal Defense Lawyer's Association <b>(EXHIBIT E)</b>
	338	Rep. Flores
	347	Elkanich
	360	Rep. Flores
174B	368	Elkanich
	369	Rep. Krieger
	005	Rep. Bonamici
	011	Elkanich
	018	Rep. Whisnant
	022	Elkanich
	023	Rep. Komp
	031	Elkanich
	033	Rep. Komp
	037	Elkanich
	043	Rep. Komp
	044	Elkanich
	046	Stanford
	051	Chair Macpherson
174B	052	Chair Macpherson adjourns the meeting at 9:30 a.m.

### **EXHIBIT SUMMARY**

- A. **SB 233, Written Testimony, David Hartwig, 1p**
- B. **SB 267A, Written Testimony, Kingsley Click, 2pp**
- C. **SB 271A, Written Testimony, Kingsley Click, 10pp**
- D. **SB 298A, Written Testimony, Vinita Howard, 3pp**
- E. **SB 298A, Written Testimony, Amy Elkanich, 2pp**