

SENATE COMMITTEE ON JUDICIARY

March 27, 2007 Hearing Room 343
1:15 PM Tapes 81 - 82

MEMBERS PRESENT: Sen. Ginny Burdick, Chair
Sen. Roger Beyer, Vice-Chair
Sen. Floyd Prozanski
Sen. Vicki Walker

MEMBER EXCUSED: Sen. Jeff Kruse

STAFF PRESENT: Miranda Plummer, Counsel
Matt Kalmanson, Counsel
Bill Taylor, Counsel
Jennifer Black, Committee Assistant

MEASURES OR ISSUES HEARD: SB 729-Public Hearing and Work Session
SB 528-Public Hearing
SB 257-Work Session
SB 109-Work Session
SB 302-Work Session

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

TAPE # AND SIDE	COUNTER NUMBER	BRIEF DESCRIPTION OF SUBJECT MATTER OR CHANGE IN SPEAKER
81A	003	Chair Burdick calls the meeting to order at 1:21 PM
<u>SB 729-PUBLIC HEARING</u>		
	006	Miranda Plummer, Counsel
	010	Chair Burdick
	016	Sen. Jason Atkinson, SD
	049	Chair Burdick
	055	Atkinson
	057	Sen. Prozanski
	062	Atkinson
	075	Chair Burdick
	076	Sen. Prozanski
	079	Atkinson
	086	Chair Burdick
	090	Hazel Gross (EXHIBIT A)
	101	Chair Burdick
	103	Mark Ginsberg (EXHIBIT B, C)
81A	141	Chair Burdick
	144	Ginsberg
	170	Chair Burdick
	175	Ginsberg
	181	Chair Burdick
	184	Sen. Prozanski
	191	Ginsberg

198	Sen. Prozanski
217	Ginsberg
222	Sen. Prozanski
230	Chair Burdick
236	Ginsberg
250	Jonathan Maus, BikePortland.org
295	Chair Burdick
298	Maus
309	Chair Burdick
311	Scott Bricker, Bicycle Transportation Alliance (EXHIBIT D)
348	Chair Burdick
353	Bricker
366	Chair Burdick
368	Sen. Walker
374	Bricker
378	Chair Burdick
381	Ginsberg
396	Chair Burdick

SB 729-WORK SESSION

	405	Sen. Walker
82A	011	Sen. Beyer
	013	MOTION: Sen. Prozanski moves SB 729 to the floor with a DO PASS recommendation.
		VOTE: 3-1-1
		AYE: 3 - Prozanski, Walker, Burdick
		NAY: 1 - Beyer
		EXCUSED: 1 - Kruse
		Chair: the motion CARRIES.
		SEN. ATKINSON will lead discussion on the floor.

SB 528-PUBLIC HEARING

	020	Bill Taylor, Counsel
82A	028	Sen. Beyer
	030	Taylor
	042	Amy Elkanich, Oregon Criminal Defense Lawyers Association
	052	Alex Bassos, Oregon Criminal Defense Lawyers Association
	153	Chair Burdick
	158	Bassos
	166	Chair Burdick
	175	Bassos
	189	Chair Burdick
	190	Elkanich
	197	Bob Joondeph, Oregon Advocacy Center (EXHIBIT E)
	297	Marvin Fickle, Department of Human Services (EXHIBIT F)
	347	Chair Burdick
	353	Fickle
	356	Chair Burdick
	358	Fickle
	361	Chair Burdick

	363	Fickle
	375	Chair Burdick
	381	Fickle
	395	Chair Burdick
	398	Fickle
	412	Chair Burdick
81B	002	Joondeph
	005	Chair Burdick
	008	Bassos
	016	Chair Burdick
	018	Bassos
	023	Taylor
	025	Bassos
	031	Joondeph
	055	Chair Burdick
	057	Bassos
	061	Sen. Beyer
	083	Fickle
	104	Taylor
	110	Fickle
	119	Sen. Beyer
81B	131	Fickle
	149	Taylor
	152	Fickle
	167	Joondeph
	179	Sen. Beyer
	200	Chair Burdick
	209	Fickle
	219	Chair Burdick
	220	Fickle
	225	Chair Burdick

**The following prepared testimony is submitted for the record without public testimony:
Phillip Chadsey (EXHIBIT G)**

SB 257-WORK SESSION

242	Matt Kalmanson, Counsel (EXHIBIT H)
256	Chair Burdick
259	Cory Streisinger, Department of Consumer and Business Services
273	Chair Burdick
277	Streisinger
282	Chair Burdick
284	Sen. Walker
287	Sen. Beyer
293	Streisinger
298	Chair Burdick
301	Kalmanson
309	Chair Burdick
311	Sen. Beyer

**The following prepared testimony is submitted for the record without public testimony:
W. Scott Baumhofer (EXHIBIT I)**

**MOTION: Sen. Beyer moves to ADOPT SB 257-1
amendments dated 3/8/07.**

VOTE: 4-0-1

EXCUSED: 1 - Sen. Kruse

Chair hearing no objection, declares the motion CARRIED.

**MOTION: Sen. Prozanski moves SB 257 to the floor with a
DO PASS AS AMENDED recommendation.**

VOTE: 3-1-1

AYE: 3 - Prozanski, Walker, Burdick

NAY: 1 - Beyer

EXCUSED: 1 - Kruse

Chair: the motion CARRIES.

SEN. BURDICK will lead discussion on the floor.

SB 109-WORK SESSION

81B 336
348
354

Matt Kalmanson, Counsel (**EXHIBIT J**)

Sen. Walker

Sen. Beyer

**MOTION: Sen. Beyer moves to ADOPT SB 109-3
amendments dated 3/20/07.**

VOTE: 4-0-1

EXCUSED: 1 - Sen. Kruse

Chair hearing no objection, declares the motion CARRIED.

**MOTION: Sen. Beyer moves SB 109 to the floor with a DO
PASS AS AMENDED recommendation.**

VOTE: 4-0-1

EXCUSED: 1 - Sen. Kruse

Chair hearing no objection, declares the motion CARRIED.

SEN. BEYER will lead discussion on the floor.

SB 302-WORK SESSION

006
015
019
026
062
063
069
072

Matt Kalmanson, Counsel (**EXHIBIT K**)

Chair Burdick

Sen. Beyer

Mark Comstock

Chair Burdick

Comstock

Chair Burdick

**MOTION: Sen. Prozanski moves to ADOPT SB 302-1
amendments dated 01/23/07.**

VOTE: 4-0-1

EXCUSED: 1 - Sen. Kruse

Chair hearing no objection, declares the motion CARRIED.

075

**MOTION: Sen. Prozanski moves SB 302 to the floor with a
DO PASS AS AMENDED recommendation.**

VOTE: 3-1-1

AYE: 3 - Prozanski, Walker, Burdick

NAY: 1 - Beyer

EXCUSED: 1 - Kruse

Chair: the motion CARRIES.

SEN. WALKER will lead discussion on the floor.

Chair Burdick adjourns the meeting at 2:51 PM

EXHIBIT SUMMARY

- A. SB 729, Written Testimony, Hazel Gross, 1 p
- B. SB 729, Written Testimony, Mark Ginsberg, 2 pp
- C. SB 729, Requirements for Bicycles, Mark Ginsberg, 5 pp
- D. SB 729, Written Testimony, Scott Bricker, 1 p
- E. SB 528, Written Testimony, Bob Joondeph, 2 pp
- F. SB 528, Written Testimony, Marvin Fickle, 2 pp
- G. SB 528, Written Testimony, Phillip Chadsey, 1 p
- H. SB 257, -1 amendment, Staff, 1 p
- I. SB 257, Written Testimony, W. Scott Baumhofer, 7 pp
- J. SB 109, -3 amendment, Staff, 2 pp
- K. SB 302, -1 amendment, Staff, 1 p