

SENATE COMMITTEE ON JUDICIARY

May 29, 2007 Hearing Room 343
1:15 PM Tapes 146 - 147

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

STAFF PRESENT: Darian Stanford, Counsel
Bill Taylor, Counsel
Matt Kalmanson, Counsel
Jennifer Black, Committee Assistant

MEASURES OR ISSUES HEARD: HB 2822A-Work Session
HB 2448A-Public Hearing and Work Session
HB 3420A- Public Hearing and Work Session
HB 3407A-Work Session
HJR 49A-Work Session
HJR 50A-Work Session
HB 3279A-Public Hearing
HB 2774A-Public Hearing
HB 2568A-Work Session
HB 2905A-Public Hearing and Work Session
HB 3779A-Work Session
HB 3113A-Public Hearing and Work Session
HB 3314A-Work Session
HB 2322A-Work Session

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

TAPE #	COUNTER	BRIEF DESCRIPTION OF SUBJECT MATTER
AND SIDE	NUMBER	OR CHANGE IN SPEAKER
146A	003	Chair Burdick calls the meeting to order at 1:19 PM

HB 2822A-WORK SESSION

MOTION: Sen. Beyer moves to RECONSIDER the vote by which "Sen. Beyer moves HB 2822A to the floor with a DO PASS recommendation."

VOTE: 5-0-0

Chair hearing no objection, declares the motion CARRIED.

MOTION: Sen. Beyer moves to ADOPT HB 2522A-2 amendments (EXHIBIT A) dated 05/24/07.

VOTE: 5-0-0

Chair hearing no objection, declares the motion CARRIED.

146A

MOTION: Sen. Beyer moves HB 2822A to the floor with a DO PASS AS AMENDED recommendation to resolve conflicts.

VOTE: 5-0-0

**Chair hearing no objection, declares the motion CARRIED.
SEN. KRUSE will lead discussion on the floor.**

HB 2448A-PUBLIC HEARING

027	Matt Kalmanson, Counsel
047	Rep. Patti Smith (EXHIBIT B)
068	Rep. Suzanne Bonamici, HD 34 (EXHIBIT C)
100	Chair Burdick
107	Sen. Walker
112	Rep. Bonamici
113	Sen. Walker
114	Rep. Bonamici
116	Sen. Prozanski
126	Jeff Bowersox (EXHIBIT D)
134	Jim Gardner
140	Jon Moulton (EXHIBIT E)

HB 2448A-WORK SESSION

**MOTION: Sen. Walker moves HB 2448A to the floor with a
DO PASS recommendation.**

VOTE: 3-2-0

AYE: 3 - Prozanski, Walker, Burdick

NAY: 2 - Beyer, Kruse

Chair: the motion CARRIES.

SEN. WALKER will lead discussion on the floor.

HB 3420A-PUBLIC HEARING

165	Bill Taylor, Counsel
173	Ken Chapman, Crime Victims United (EXHIBIT F)
192	Sen. Kruse
199	Chuck Hibbner, (EXHIBIT G)
216	Sen. Kruse

HB 3420A-WORK SESSION

**MOTION: Sen. Beyer moves HB 3420A to the floor with a
DO PASS recommendation.**

VOTE: 5-0-0

Chair hearing no objection, declares the motion CARRIED.

SEN. BEYER will lead discussion on the floor.

HB 3407A-WORK SESSION

146A 234

Bill Taylor, Counsel (**EXHIBIT H**)

**MOTION: Sen. Beyer moves to ADOPT HB 3407A-3
amendments dated 05/18/07.**

VOTE: 5-0-0

Chair hearing no objection, declares the motion CARRIED.

**MOTION: Sen. Beyer moves HB 3407A to the floor with a
DO PASS AS AMENDED recommendation.**

VOTE: 5-0-0

Chair hearing no objection, declares the motion CARRIED.

SEN. BURDICK will lead discussion on the floor.

Sen. Walker

HJR 49A-WORK SESSION

272

Bill Taylor, Counsel (**EXHIBIT I**)

MOTION: Sen. Beyer moves to ADOPT HJR 49A-4 amendments dated 05/17/07.

VOTE: 5-0-0

Chair hearing no objection, declares the motion CARRIED.

MOTION: Sen. Beyer moves HJR 49A be sent to the floor with a BE ADOPTED AS AMENDED recommendation.

VOTE: 5-0-0

Chair hearing no objection, declares the motion CARRIED.

SEN. PROZANSKI will lead discussion on the floor.

HJR 50A-WORK SESSION

305

Bill Taylor, Counsel (**EXHIBIT J**)

MOTION: Sen. Beyer moves to ADOPT HJR 50A-5 amendments dated 05/17/07.

VOTE: 5-0-0

Chair hearing no objection, declares the motion CARRIED.

MOTION: Sen. Beyer moves HJR 50A be sent to the floor with a BE ADOPTED AS AMENDED recommendation.

VOTE: 5-0-0

Chair hearing no objection, declares the motion CARRIED.

SEN. PROZANSKI will lead discussion on the floor.

HB 3279A-PUBLIC HEARING

337
146A 369
147A 038
042
060
068
074
078
088
089
116
125
135
137
140
146
159
170
207

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

Angela Thomas (**EXHIBIT L, M, N**)

Chair Burdick

Rep. Larry Galizio, HD 35

Sen. Prozanski

Sen. Walker

Chair Burdick

Neil Bryant

Chair Burdick

Bryant

Sen. Walker

Bryant

Sen. Walker

Chair Burdick

Chuck Bennett

Jim Green, Oregon School Boards Association

Chair Burdick

Misty Zakrzewski (**EXHIBIT O**)

Edmond Jeiranian (**EXHIBIT P**)

	249	Rob Melton (EXHIBIT Q)
	299	Chair Burdick
	303	Sen. Walker
	328	Sarah Allen (EXHIBIT R)
146B	043	Chair Burdick
	046	Sen. Walker
	052	Chair Burdick

HB 2774A-PUBLIC HEARING

059	Darian Stanford, Counsel
076	Rep. Chip Shields, HD 43
096	Bruce Pratt, Crime Victims United (EXHIBIT S)
151	Chair Burdick
153	Ann Christian
173	Lois Harvick, Mothers Against Drunk Driving (EXHIBIT T)
195	Chair Burdick

HB 2774A-WORK SESSION

MOTION: Sen. Beyer moves HB 2774A to the floor with a DO PASS recommendation.

VOTE: 5-0-0

Chair hearing no objection, declares the motion CARRIED. SEN. KRUSE will lead discussion on the floor.

146B

HB 2568-PUBLIC HEARING

213	Matt Kalmanson, Counsel (EXHIBIT U)
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HB 2905A-PUBLIC HEARING

234	Matt Kalmanson, Counsel (EXHIBIT U)
255	Lane Shetterly
281	Susan Gary, University of Oregon School of Law (EXHIBIT V)
323	Chair Burdick
325	Jay Kenton (EXHIBIT W)

HB 2905A-WORK SESSION

MOTION: Sen. Beyer moves HB 2905A to the floor with a DO PASS recommendation.

VOTE: 5-0-0

Chair hearing no objection, declares the motion CARRIED. SEN. BEYER will lead discussion on the floor.

HB 3379A-WORK SESSION

	360	Darian Stanford, Counsel
147B	009	Rep. Terry Beyer
	027	Al Elkins, Car and Truck Rental and Leasing Association of Oregon (EXHIBIT X)
	033	Chair Burdick
	037	Jeff Jackson, Enterprise Rent a Car
	040	Chair Burdick
	041	Jackson
	047	Sen. Prozanski

052	Elkins
059	Stanford
076	Jackson
087	Sen. Prozanski
090	Amy Elkanich, Oregon Criminal Defense Lawyers Association

HB 3113A-PUBLIC HEARING

	103	Bill Taylor, Counsel (EXHIBIT Y, Z)
	122	Chair Burdick
	126	Taylor
147B	129	Rep. Ron Maurer, HD 3
	149	Chair Burdick

HB 3113A-WORK SESSION

MOTION: Sen. Beyer moves to ADOPT HB 3113A-6 amendments dated 05/25/07.

VOTE: 5-0-0

Chair hearing no objection, declares the motion CARRIED.

MOTION: Sen. Beyer moves HB 3113A to the floor with a DO PASS AS AMENDED recommendation.

VOTE: 5-0-0

Chair hearing no objection, declares the motion CARRIED.

SEN. KRUSE will lead discussion on the floor.

HB 3314-WORK SESSION

075	Bill Taylor, Counsel (EXHIBIT AA)
196	Sen. Prozanski
223	Chair Burdick
229	Nancy Cozine, Oregon Judicial Department
240	Sen. Prozanski
252	Cozine
258	Chair Burdick

HB 2322A-WORK SESSION

267	Bill Taylor, Counsel (EXHIBIT BB)
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HB 3314A-WORK SESSION

MOTION: Sen. Prozanski moves to ADOPT HB 3314A-8 amendments dated 05/29/07.

VOTE: 5-0-0

Chair hearing no objection, declares the motion CARRIED.

MOTION: Sen. Prozanski moves HB 3314A to the floor with a DO PASS AS AMENDED recommendation.

VOTE: 3-2-0

AYE: 3 - Prozanski, Walker, Burdick

NAY: 2 - Beyer, Kruse

Chair: the motion CARRIES.

SEN. PROZANSKI will lead discussion on the floor.

HB 2322A-WORK SESSION

147B 292
 307

Bill Taylor, Counsel

Chair Burdick

**MOTION: Sen. Beyer moves to ADOPT HB 2322A-2
amendments dated 05/07/07.**

VOTE: 5-0-0

Chair hearing no objection, declares the motion CARRIED.

**MOTION: Sen. Beyer moves HB 2322A to the floor with a
DO PASS AS AMENDED recommendation.**

VOTE: 5-0-0

Chair hearing no objection, declares the motion CARRIED.

SEN. BEYER will lead discussion on the floor.

Chair Burdick adjourns the meeting at 2:59 PM

EXHIBIT SUMMARY

- A. HB 2822A, -2 amendment, Staff, 5 pp
- B. HB 2448A, Written Testimony, Rep. Patti Smith, 1 p
- C. HB 2448A, Written Testimony, Rep. Susan Bonamici, 2 pp
- D. HB 2448A, Written Testimony of Lawrence Baron, Jeff Bowersox, 4 pp
- E. HB 2448A, Written Testimony, Jon Moulton, 2 pp
- F. HB 3420A, Written Testimony, Ken Chapman, 4 pp
- G. HB 3420A, Written Testimony, Chuck Hibner, 2 pp
- H. HB 3407A, -3 Amendment, Staff, 9 pp
- I. HJR 49A, -4 Amendment, Staff, 1 p
- J. HJR 50A, -5 Amendment, Staff, 1 p
- K. HB 3279A, -5 Amendment, Staff, 2 pp
- L. HB 3279A, Written Testimony, Angela Thomas, 2 pp
- M. HB 3279A, Written Testimony of Mike Hiestand, Angela Thomas, 6 pp
- N. HB 3279A, Written Testimony of Steve Matson, Angela Thomas, 2 pp
- O. HB 3279A, Written Testimony, Misty Zakrzewski, 2 pp
- P. HB 3279A, Written Testimony, Edmond Jeiranian, 1 p
- Q. HB 3279A, Written Testimony, Rob Melton, 6 pp
- R. HB 3279A, Written Testimony, Sara Allen, 8 pp
- S. HB 2774A, Written Testimony, Bruce Pratt, 2 pp
- T. HB 2774A, Written Testimony, Lois Harvick, 1 p
- U. HB 2568A, -4 Amendment, Staff, 1 p
- V. HB 2905A, Written Testimony, Susan Gary, 3 pp
- W. HB 2905A, Written Testimony, Jay Kenton, 7 pp
- X. HB 3379A, Written Testimony, Al Elkins, 1 p
- Y. HB 3113A, -5 Amendment, Staff, 1 p
- Z. HB 3113A, -6 Amendment, Staff, 1 p
- AA. HB 3314A, -8 Amendment, Staff, 9 pp
- BB. HB 2322A, -2 Amendment, Staff, 1 p