

SENATE COMMITTEE ON RULES

April 10, 2003
3:00 pm

Hearing Room 343
Tapes 36 - 37

MEMBERS PRESENT: **Sen. Kate Brown, Co-chair, Presiding**
 Sen. Bev Clarno, Co-chair
 Sen. Jason Atkinson, Vice-chair
 Sen. Ginny Burdick, Vice-chair
 Sen. Roger Beyer
 Sen. Tony Corcoran

STAFF PRESENT: **Jim Stembridge, Committee Administrator**
 Pam Cox, Committee Assistant

MEASURE/ISSUES HEARD: **SCR 5 – Public Hearing and Work Session**
 Introduction of Committee Measures – Work Session
 SJR 33 – Public Hearing
 SJR 22 – Public Hearing

These minutes are in compliance with Senate and House Rules. Only text enclosed in quotation marks reports a speaker's exact words. For complete contents, please refer to the tapes.

<u>TAPE#</u>	<u>Speaker</u>	<u>Comments</u>
TAPE 36, A		
005	Co-chair Brown	Calls committee meeting to order at 3:11 p.m. Opens a public hearing on SCR 5.
<u>SCR 5 – PUBLIC HEARING</u>		
011	Sen. Bev Clarno	District 27. Offers testimony on SCR 5, which honors D.E. "Denny" Jones for contributions to state. Explains her admiration for his experience, knowledge, integrity, and formidable work ethic.
033	Frank Brawner	Informs the committee of the personal relationship and the travels with Denny Jones and urges the passage of this resolution.
<u>SCR 5 – WORK SESSION</u>		
092	Jim Stembridge	Committee Administrator. Summarizes SCR 5 and the -1 amendments dated 4-3-03 (EXHIBIT N).
093	Sen. Atkinson	MOTION: Moves to ADOPT SCR 5-1 amendments dated 04/03/03.
		VOTE: 4-0
		EXCUSED: 2 - Sen. Brown, Sen. Burdick
		Hearing no objection, declares the motion CARRIED.
095	Co-chair Clarno Sen. Atkinson	MOTION: Moves SCR 5 be sent to the floor with a BE ADOPTED AS AMENDED recommendation.
		VOTE: 4-0
		EXCUSED: 2 - Sen. Brown, Sen. Burdick
		Hearing no objection, declares the motion CARRIED.
		SEN. CLARNO will lead discussion on the floor.
097	Co-chair Clarno	Closes the work session on SCR 5 and opens a work session for the purpose of considering committee measures.
<u>INTRODUCTION OF COMMITTEE MEASURES –WORK SESSION</u>		
103	Jim Stembridge	Committee Administrator. Summarizes LC 3563, LC 1673,

129	Sen. Beyer	LC 3546 and draft. MOTION: Moves LC 3563, LC 1673, and LC 3546 BE INTRODUCED as committee bills. VOTE: 5-0 EXCUSED: 1 - Sen. Brown Hearing no objection, declares the motion CARRIED.
153	Co-chair Clarno Co-chair Clarno	Closes work session on committee measures and opens a public hearing on SJR 33.
<u>SJR 33 – PUBLIC HEARING</u>		
175	Jim Stembridge	Committee Administrator. Summarizes SJR 33, which proposes amendment to Oregon Constitution to authorize laws limiting or prohibiting person younger than 21 years of age from viewing nudity and sexual activity.
180	Sen. Bruce Starr	District 15. Testifies in support of SJR 33. Explains this bill would allow the legislature to prohibit a person younger than twenty-one from viewing nudity and sexual activity. States the bill still needs work, that it is too broad, and he would be willing to work with others to amend it.
225	Co-chair Clarno	Asks if he would be willing to coordinate a work group.
226	Sen. Starr	Answers he would.
248	Brent Borchers	SIEGE. Offers written testimony (EXHIBIT A). Suggests this will not correct the problem and states the objectives: <ul style="list-style-type: none"> • It will give us three more years for young people to mature • Some students are nineteen and twenty going to nude viewing places and going back to school encouraging even younger students • Contain the costs to government And states reasons why: <ul style="list-style-type: none"> • Constitutional amendment requires protecting young adults from deadly addictions • Social and personal problems engendered by the assault on the young • Adult entertainment and associated deviations will prove to be the greatest single destructive influence of society • Financial costs to Oregon taxpayers and society in general.
387	Thomas Eichorst	Also, notes we need to correct our youth. Bend. Testifies in support of SJR 33 offers written testimony and summarizes how the sex industry is destroying lives (EXHIBIT B).
420	Co-chair Clarno	Closes public hearing on SJR 33. Opens public hearing on SJR 22.
<u>SJR 22 – PUBLIC HEARING</u> TAPE 37, A		
010	Jim Stembridge	Committee Administrator. Summarizes SJR 22, which proposes amendment to Oregon Constitution establishing commission to create legislative and congressional redistricting plans following each decennial census.
020	Sen. Ryan Deckert	District 14. Offers written testimony and summarizes in support or SJR 22 stating this would be a less partisan more policy-focused process (EXHIBIT C).

091	Sen. Beyer	Expresses agreement with Sen. Deckert.
105	Sen. Deckert	Notes looking at this objectively and submits the better process.
121	Co-chair Clarno	States the need to see the process improved.
127	Sen. Corcoran	States he sees nothing wrong with redistricting.
132	Sen. Deckert	Shares the process information received from other states (EXHIBIT D).
151	Justice Gillette	Associate Justice, Oregon Supreme Court. Testifies as a neutral party but brings to the committee some concerns regarding the reading of the SJR 22.
258	Sen. Corcoran	Asks if there is a problem of separation of power by having the judicial branch having an influence.
269	Justice Gillette	Answers because this is an amendment to the Constitution there could be an argument but it probably would not be successful.
288	Sen. Deckert	Notes the -1 amendments addresses and corrects many of Justice Gillette's concerns.
295	Co-chair Clarno	Closes public hearing on SJR 22. Re-opens public hearing on SJR 33.

SJR 33 – PUBLIC HEARING

300	Michael Howden	Testifies in support of SJR 33 offers written testimony and summarizes age restrictions on activities is a consistent issue in our cultural (EXHIBIT E).
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TAPE 36, B

002	Howden	Continues.
013	Tracy Johnson	Former dancer. Offers written testimony in support of SJR 33 and explains her experiences and the negative results of pornography (EXHIBIT F).
074	Jordi Jones	Counselor, Beaverton. Offers written testimony and summarizes in support of SJR 33 and explains how young girls are being exposed to pornography and the negative outcome (EXHIBIT G).
116	Kristina Shurts	Hillsboro. Testifies in support of SJR 33 offers written testimony and informs the committee on research of the outcome on young children having viewed pornography (EXHIBIT H).
181	Patricia Cobb	Aloha. Presents written testimony in support of SJR 33 and informs the committee on surveys done on the progression of addictions of pornography related to violent crime (EXHIBIT I).
255	Francine Rudd	Testifies in support of SJR 33 offers written testimony and explains to the committee the research on exposure of pornography and strip clubs and gives statistics of the young ages of women being sexually active (EXHIBIT J).
384	Kristina Shurts	Notes observing minors entering strip clubs.
403	David Fidanque	American Civil Liberties Union (ACLU) of Oregon. Testifies in opposition of SJR 33 offers prepared materials regarding censorship amendments (EXHIBIT K). States the bill will allow government officials to decide what we can read, see and hear.

TAPE 37, B

020	Co-chair Brown	Asks if we could regulate the age in which children may attend juice bars.
030	Fidanque	Answers to other regulations for those under twenty-one that were defeated and states this is a very complicated area to regulate.
039	Ted Hughes	Motion Picture Association of American. Offers testimony in opposition of SJR 33, provides written testimony, and expresses the waste of time and money if this bill is presented to the people

066	Rep. Deborah Kafoury	for a vote (EXHIBIT L) . District 43; American Association for Nude Recreation (AANR). Testifies in opposition of SJR 33 offers prepared material and describes the wholesomeness of nude activities (EXHIBIT M) .
109	Co-chair Brown	Closes public hearing on SJR 33 and adjourns committee meeting at 4:50 p.m.

EXHIBIT SUMMARY

A – SJR 33, written testimony, Brent Borchers, 33 pp
B – SJR 33, written testimony, Thomas Eichorst, 2 pp
C – SJR 22, written testimony, Sen. Deckert, 1 p
D – SJR 22, written testimony, Sen. Deckert, 2 pp
E – SJR 33, written testimony, Michael Howden, 3 pp
F – SJR 33, written testimony, Tracy Johnson, 2 pp
G – SJR 33, written testimony, Jordi Jones, 2 pp
H – SJR 33, written testimony, Kristina Shurts, 2 pp
I – SJR 33, written testimony, Patricia Cobb, 2 pp
J – SJR 33, written testimony, Francine Rudd, 6 pp
K – SJR 33, prepared testimony, David Fidanque, 1 p
L – SJR 33, written testimony, Ted Hughes, 4 pp
M – SJR 33, over sized exhibit, Rep. Kafoury

The following exhibits are listed out of order in the body of the tape log:

N – SCR 5, -1 amendments (4-3-03), staff, 1 p