

HOUSE COMMITTEE ON JUDICIARY
SUBCOMMITTEE ON CRIMINAL LAW

March 20, 2001
8:30 a.m.

Hearing Room 357
Tapes 41-42

MEMBERS PRESENT: **Rep. Max Williams, Chair**
 Rep. Robert Ackerman
 Rep. Wayne Krieger
 Rep. Lane Shetterly
 Rep. Vicki Walker
 Rep. Carl Wilson

STAFF PRESENT: **Bill Taylor, Counsel**
 Shannon Reed, Assistant

MEASURE/ISSUES HEARD: **HB 2801 Public Hearing**
 HB 2503 Public Hearing
 HB 2505 Public Hearing
 HB 2972 Public Hearing
 HB 2343 Work Session

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.

TAPE/#	Speaker	Comments
TAPE 41, A		
003	Chair Williams	Calls the meeting to order at 8:30 a.m. and opens the public hearing on HB 2801.
<u>HB 2801 PUBLIC HEARING</u>		
015	Rep. Rob Patridge	House District 50 Testifies in support of HB 2801 relating to child support payment collection.
045	Rep. Lowe	Asks about the fee for collections and the law that restricts assignation.
049	Rep. Patridge	Responds that it is not a true assignment.
065	Rep. Ackerman	Asks about the range of costs.
066	Rep. Patridge	Says that the costs are minimal.
131	Rep. V. Walker	Asks about the state agencies contracting with the collection companies.
145	Rep. Patridge	Responds that people who desperately need the money can come to the investigator to track down the obligee.
180	Chair Williams	Recesses the public hearing on HB 2801 and opens a public hearing on HB 2503.
<u>HB 2503 PUBLIC HEARING</u>		
190	Rep. Karen Minnis	House District 20 Testifies in support of HB 2503 concerning sex offender supervision.
211	Rep. Jeff Kruse	House District 45 Testifies in support of HB 2503.
342	Rep. Lowe	Expresses concerns about juvenile labeling and if it is accurate

352	Rep. Kruze	labeling.
405	Chair Williams	Says that only 25 percent are hard core offenders. Recesses the public hearing on HB 2503 and re-opens a public hearing on HB 2505.
<u>HB 2505 PUBLIC HEARING</u>		
TAPE 42, A		
010	Rep. Jeff Kruse	House District 45
030	Chair Williams	Testifies in support of HB 2505 relating to insurance fraud. Recesses the public hearing on HB 2505 and reopens the public hearing on HB 2503.
<u>HB 2503 PUBLIC HEARING</u>		
034	Scott Taylor	Department of Corrections
081	Rep. Shetterly	Submits testimony and testifies in opposition to HB 2503 (EXHIBIT A) . Expresses concern about definition of sex offenders and issues about housing and curfews. Discusses the 1000 ft. requirement from schools for housing of sex offenders.
087	Taylor	Agrees that in small towns it could be a problem.
136	Stephanie Tuttle	Oregon District Attorneys Association
185	Rep. Krieger	Testifies in support of HB 2503. Expresses concerns about the 1000 ft. restriction and if it is plausible. Asks about treatment programs in prisons for sex offenders and why these programs were suspended.
193	Taylor	Responds that the treatment in prisons was not as effective as the alcohol and drug treatment and the budget went to those programs. Says that there is an assessment tool and past history to label predatory sex offender
255	Tuttle	Discusses "predatory" versus "opportunistic" offender.
274	Rep. V. Walker	Asks if predatory is defined in statute.
281	Chair Williams	Refers to statute for definition.
312	Diane Rea	Director, Parole Board
		Submits testimony and testifies in opposition to HB 2503. (EXHIBIT B) .
TAPE 41, B		
032	Pat Shreiner	Marion County Corrections
068	Darcy Baker	Testifies in opposition to HB 2503. Expresses concerns about costs, restrictions, and public safety (EXHIBIT C) . Clackamas County Corrections
108	Rep. Krieger	Testifies in opposition to HB 2503. States that the supervision costs would be prohibitive.
111	Baker	Asks about sex offender treatment and travel to treatment. Responds that treatment and travel are provided by the state until the offender is capable.
170	Kathie Osborn	Juvenile Rights Project
316	Rep. Krieger	Testifies in opposition to HB 2503. Explains that the juvenile involvement in the court system should not be the same as adults.
327	Osborn	Asks about modifying the bill for juveniles. Replies that juveniles will be treated the same in the bill as written.
351	Rep. Wilson	Asks about the public record of juvenile sex offenders.
363	Osborn	Responds that registration is not available on juveniles until the

391 Chair Williams offender is off supervision.
Closes the public hearing on HB 2503 and reopens the public hearing on HB 2801.

HB 2801 PUBLIC HEARING

410 Kevin Aguirre

Adult and Family Services

Testifies in opposition to HB 2801 relating to child support payments.

TAPE 42, B

029 Rep. Lowe

Says that the U. S. Supreme Court disallowed third-party participation child support payments.

052 Aguirre

Expresses concern about state's role as collector or intermediary between the private parents and collection agencies.

088 Rep. V. Walker

Comments about the state's ability to collect and that out of frustration parents use collection agencies.

100 Aguirre

Defends the performance of the state agencies and the federal tools available. Says that the ability to pay is still an issue.

128 Rep. Ackerman

Asks if the bill would reduce the caseload.

131 Aguirre

Responds no.

190 Rep. Lowe

Asks about hiring investigators for hard-core cases.

213 Aguirre

Says that they have extra federal tools to capture monies from obligated parent.

241 Rep. Lowe

Expresses concern that obligee should not have to forego a portion of support when those who don't have problems don't have to pay for collection.

260 Aguirre

Says that the state has been working hard, but that they can always do better.

273 Chair Williams

Closes the public hearing on HB 2801 and opens a public hearing on HB 2972.

HB 2972 PUBLIC HEARING

300 Jerry Tausend

State Farm Insurance Claims Investigator

Submits testimony on behalf of Dr. John Grigsby of Legacy Emmanuel Hospital in support of HB 2972 (**EXHIBIT D**).

381 Chair Williams

Closes the public hearing on HB 2972 and opens a work session on HB 2343.

HB 2343 WORK SESSION

402 Counsel Taylor

Explains HB 2343 relating to child abuse reporting and the -7 amendments fiscal impact (**EXHIBIT E**).

TAPE 43, A

034 Rep. Williams

MOTION: Moves to ADOPT HB 2343-7 conceptual amendments.

050 Rep. Lowe
Chair Williams

Discusses the limited scope and fiscal savings.
Expresses concerns about the good intent of the bill being lost if the fiscal impact is too high.

091 Chair Williams

VOTE: 6-0

Hearing no objection, declares the motion CARRIED.

092 Rep. Williams

MOTION: Moves HB 2343 to the floor with a DO PASS AS AMENDED recommendation.

095 Chair Williams

VOTE: 6-0

Hearing no objection, declares the motion CARRIED.

098

Chair Williams

Closes the work session on HB 2343 and adjourns the meeting at 10:34 a.m.

Submitted By,

Reviewed By,

Shannon Reed,
Committee Assistant

Bill Taylor,
Counsel

EXHIBIT SUMMARY

A – HB 2503, testimony submitted by Scott Taylor, Department of Corrections, dated 3/19/01 2 pgs.

B – HB 2503, testimony submitted by Diane Rea, Board of Parole, dated 3/20/01, 1 pg.

C – HB 2503, testimony submitted by Pat Schreiner, Statewide Sex Offender Supervision Network, dated 3/20/01, 1 pg.

D – HB 2972, testimony of by Dr. John Grigsby, submitted by Jerry Tausend, dated 3/20/01, 1 pg.

E – HB 2343, -7 conceptual amendment, submitted by staff, dated 3/16/01 1 pg.

F – HB 2343, written testimony, submitted by Virlena Crosley, Services to Children and Families, dated 3/19/01, 1pg.

G – HB 2343, written testimony, submitted by Pat Melius, Services to Children and Families, dated 3/19/01 2 pgs.