

HOUSE COMMITTEE ON JUDICIARY

February 23, 2001
8:00 a.m.

Hearing Room 357
Tapes 14 and 15

MEMBERS PRESENT: Rep. Max Williams, Chair
Rep. Bowman, Vice-Chair
Rep. Krieger, Vice-Chair
Rep. Robert Ackerman
Rep. Vic Backlund
Rep. Kathy Lowe
Rep. Charlie Ringo
Rep. Lane Shetterly
Rep. Cherryl Walker
Rep. Vicki Walker
Rep. Carl Wilson

STAFF PRESENT: Bill Taylor, Counsel
Andrea Shartel, Counsel
Ann Martin, Committee Assistant
Shannon Reed, Committee Assistant

MEASURE/ISSUES HEARD: Measure Introduction: LC 2811, 2812, 2883, 3075, 3124,
3213, 3318, 3351, 3450, 3475, 3507, 3534, 3625, 3627,
3628, 3629, 3630, 3631, 3776, 3785, 4041

HJM 2 Public Hearing and Work Session
HB 2179 Work Session
HB 2616 Work Session
HB 2353 Work Session
HB 2351 Work Session
HB 2379 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.

<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
TAPE 14, A		
003	Chair Williams	Calls the meeting to order at 8:03 a.m.
053	Counsel Taylor	Discusses Legislative Counsel (LC) drafts (EXHIBITS A-U) .
146	Rep. Williams	MOTION: Moves LC's: 2811, 2812, 2883, 3075, 3124, 3213, 3318, 3351, 3450, 3475, 3507, 3534, 3625, 3627, 3628, 3629, 3630, 3631, 3776, 3785, 4041 BE INTRODUCED as committee bills.
		VOTE: 11-0
146	Chair Williams	Hearing no objection, declares the motion CARRIED.
148	Chair Williams	Opens the public hearing on HJM 2 relating to the release of American hostages in Colombia.

HJM 2 PUBLIC HEARING

151	Rep. Betsy Close	House District 36
		Submits testimony and testifies in support of HJM 2 (EXHIBIT V).
190	Chair Williams	Closes the public hearing on HJM 2 and opens a work session.
HJM 2 WORK SESSION		
200	Rep. Lowe	MOTION: Moves HJM 2 be sent to the floor with a BE ADOPTED recommendation.
		VOTE: 11-0
200	Chair Williams	Hearing no objection, declares the motion CARRIED. CLOSE will lead discussion on the floor.
234	Chair Williams	Closes the work session on HJM 2 and opens a work session on HB 2179.
HB 2179 WORK SESSION		
235	Counsel Shartel	Introduces HB 2179 relating to the Public Utility Commission (PUC). Explains that the bill changes the process for the judicial review issued by the PUC by eliminating the appeal to a circuit court.
323	Rep. V. Walker	Asks if any of the consumer groups testified.
324	Rep. Shetterly	Says no.
326	Rep. Backlund	Points out that a lot of time and money can be saved with this bill.
336	Rep. Ackerman	Explains how these cases burden the Circuit Court and shares his experience of a case being on the docket in Circuit Court for ten years.
365	Rep. Shetterly	MOTION: Moves HB 2179 to the floor with a DO PASS recommendation.
		VOTE: 11-0
365	Chair Williams	Hearing no objection, declares the motion CARRIED. SHETTERLY will lead discussion on the floor.
383	Chair Williams	Closes the work session on HB 2179 and opens a work session on HB 2616.
HB 2616 WORK SESSION		
385	Counsel Shartel	Introduces HB 2616 relating to sterilization of any person aged 15 or older. Explains that the bill requires the court to receive testimony from a disabled person regarding that person's comprehension and wishes at a hearing on the person's ability to give informed consent to sterilization.
429	Rep. Ringo	Adds that the Oregon Advocacy Center states that they handle 3 to 5 sterilizations per year. Says that the bill is designed to add more assurance that this procedure is done with more safeguards.
TAPE 15, A		
021	Rep. Ringo	MOTION: Moves HB 2616 to the floor with a DO PASS recommendation.
		VOTE: 11-0
021	Chair Williams	Hearing no objection, declares the motion CARRIED. RINGO will lead discussion on the floor.
070	Chair Williams	Closes the work session on HB 2616 and opens a work session on HB 2353.
HB 2353 WORK SESSION		
080	Counsel Taylor	Introduces HB 2353 adding gamma butyrolactone to list of

		precursor substances. Explains that –2 amendments (EXHIBIT W) were adopted in subcommittee and basically make-up the bill now.
102	Chair Williams	Comments on bill history and discussion and testimony of bill in subcommittee.
134	Vice Chair Bowman	MOTION: Moves HB 2353 to the floor with a DO PASS AS AMENDED recommendation.
137	Rep. V. Walker	Comments on how powerful the testimony of Marissa McNutt was in subcommittee. Stresses that there needs to be more education for the public about this issue.
145	Rep. Backlund	States his support of the bill.
151	Chair Williams	Stresses the risks of a minor’s use of alcohol and now the added worry of this powerful issue.
177	Vice Chair Bowman	Remarks that what is frightening is that this could happen at an alcohol/drug-free party and that this drug can be slipped into any drink.
182	Rep. Ackerman	Tells about a client’s experience with this drug being put in her drink.
210	Chair Williams	VOTE: 11-0 Hearing no objection, declares the motion CARRIED. WILLIAMS AND BOWMAN will lead discussion on the floor.
238	Chair Williams	Closes the work session on HB 2353 and opens a work session on HB 2351.
<u>HB 2351 WORK SESSION</u>		
240	Counsel Taylor	Introduces HB 2351 limiting appeals and appellate review of appeals in criminal proceedings.
248	Rep. Ackerman	Says that this bill represents a series of bills that we will see in the next 2 or 3 weeks regarding internal efficiencies within our appellate courts.
302	Rep. Ackerman	MOTION: Moves HB 2351 to the floor with a DO PASS recommendation.
303	Rep. Lowe	States that she will vote no because she has unanswered questions regarding the bill.
VOTE: 10-1		
AYE: 10 - Ackerman, Backlund, Bowman, Krieger, Ringo, Shetterly, Walker C, Walker V, Wilson, Williams		
NAY: 1 – Lowe		
316	Chair Williams	The motion CARRIES. ACKERMAN will lead discussion on the floor.
333	Chair Williams	Closes the work session on HB 2351 and opens a work session on HB 2379.
<u>HB 2379 WORK SESSION</u>		
334	Counsel Taylor	Introduces HB 2379 creating the crime of interfering with public transportation and classifies the crime as a Class A misdemeanor. Discusses –2 amendments that create a crime of

401	Rep. Bowman	interference with public transportation (EXHIBIT X). MOTION: Moves HB 2379 to the floor with a DO PASS AS AMENDED recommendation.
401	Chair Williams	VOTE: 11-0 Hearing no objection, declares the motion CARRIED. BOWMAN will lead discussion on the floor.
417	Chair Williams	Closes the work session on HB 2379 and adjourns the meeting at 8:55 a.m.

Submitted By,

Reviewed By,

Ann Martin
Committee Assistant

Bill Taylor,
Counsel

EXHIBIT SUMMARY

- A - LC Draft 2811, submitted by staff, dated 2/19/01, 7 pgs.**
- B - LC Draft 2812, submitted by staff, dated 2/16/01, 5 pgs.**
- C - LC Draft 2883, submitted by staff, dated 2/6/01, 4 pgs.**
- D - LC Draft 3075, submitted by staff, dated 2/2/01, 7 pgs.**
- E - LC Draft 3124, submitted by staff, dated 2/8/01, 5 pgs.**
- F - LC Draft 3213, submitted by staff, dated 2/22/01, 13 pgs.**
- G - LC Draft 3318, submitted by staff, dated 2/15/01, 4 pgs.**
- H - LC Draft 3351, submitted by staff, dated 2/19/01, 5 pgs.**
- I - LC Draft 3450, submitted by staff, dated 2/16/01, 4 pgs.**
- J - LC Draft 3475, submitted by staff, dated 2/16/01, 5 pgs.**
- K - LC Draft 3507, submitted by staff, dated 2/20/01, 13 pgs.**
- L - LC Draft 3534, submitted by staff, dated 2/14/01, 7 pgs.**
- M - LC Draft 3625, submitted by staff, dated 2/19/01, 2 pgs.**
- N - LC Draft 3627, submitted by staff, dated 2/16/01, 2 pgs.**
- O - LC Draft 3628, submitted by staff, dated 2/16/01, 2 pgs.**
- P - LC Draft 3629, submitted by staff, dated 2/16/01, 2 pgs.**
- Q - LC Draft 3630, submitted by staff, dated 2/16/01, 2 pgs.**
- R - LC Draft 3631, submitted by staff, dated 2/19/01, 4 pgs.**
- S - LC Draft 3776, submitted by staff, dated 2/20/01, 4 pgs.**
- T - LC Draft 3785, submitted by staff, dated 2/16/01, 4 pgs.**
- U - LC Draft 4041, submitted by staff, dated 2/22/01, 3 pgs.**
- V - HJM 2, written testimony submitted by Rep. Betsy Close, Dist. 36, dated 2/23/01, 1 p.**
- W - HB 2353, -2 amendments, submitted by staff, dated 2/19/01, 2 pgs.**
- X - HB 2379, -2 amendments, submitted by staff, dated 2/16/01, 3 pgs.**