

## HOUSE COMMITTEE ON JUDICIARY

June 15, 2001  
8:00 a.m.

Hearing Room 357  
Tapes 86-87

**MEMBERS PRESENT:**     Rep. Max Williams, Chair  
                              Rep. Wayne Kreiger, Vice Chair  
                              Rep. Kathy Lowe, Vice Chair  
                              Rep. Robert Ackerman  
                              Rep. Vic Backland  
                              Rep. Jackie Dingfelder  
                              Rep. Charlie Ringo  
                              Rep. Lane Shetterly  
                              Rep. Cheryl Walker  
                              Rep. Vicki Walker

**MEMBER EXCUSED:**     Rep. Carl Wilson

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

**MEASURE/ISSUES HEARD:**     SB 914A Public Hearing and Work Session  
                                      SB 384A Reconsideration and Work Session

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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.

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<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
<b>TAPE 86, A</b>		
003	Chair Williams	Calls the meeting to order at 8:05 a.m. and opens a public hearing on SB 914A.
<b><u>SB 914A PUBLIC HEARING</u></b>		
018	Chair Williams	Explains SB 914A and the -A7 amendments relating to forfeiture <b>(EXHIBIT A)</b> .
028	<b>Dale Penn</b>	<b>Oregon District Attorneys Association</b> Testifies in support of SB 914A. Says that the amendments will standardize the practices.
074	<b>Sen. Ryan Deckert</b>	<b>Senate District 4</b> Submits testimony and testifies in support of SB 914A <b>(EXHIBIT B)</b> .
130	Chair Williams	Closes the public hearing and opens a work session on SB 914 A.
<b><u>SB 914A WORK SESSION</u></b>		
136	Vice Chair Lowe	<b>MOTION: Moves to ADOPT SB 914A-A7 amendments dated 6/14/01.</b> <b>VOTE: 10-0-1</b> <b>EXCUSED: 1- Wilson</b>
162	Chair Williams	<b>Hearing no objection, declares the motion CARRIED.</b>

164	Vice Chair Lowe	<b>MOTION: Moves SB 914A to the floor with a DO PASS AS AMENDED recommendation.</b> <b>VOTE: 10-0-1</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 1 - Wilson</b>
174	Chair Williams	<b>The motion CARRIES.</b> <b>REP. LOWE will lead discussion on the floor.</b>
187	Chair Williams	Closes the work session on SB 914A and opens a work session on SB 384A. Calls for a suspension of the rules.
<b><u>SB 384A WORK SESSION</u></b>		
192	Chair Williams	<b>MOTION: Moves to SUSPEND the rules for the purpose of reconsideration of SB 384A.</b> <b>VOTE: 10-0-1</b> <b>EXCUSED: 1 - Wilson</b>
193	Chair Williams	<b>Hearing no objection, declares the motion CARRIED.</b>
195	Chair Williams	<b>MOTION: Moves to RECONSIDER the vote by which SB 384A was sent to the floor.</b> <b>VOTE: 10-0-1</b> <b>EXCUSED: 1 - Wilson</b>
199	Chair Williams	<b>Hearing no objection, declares the motion CARRIED.</b>
200	Counsel Taylor	Explains SB 384A and the -A14 ( <b>EXHIBIT C</b> ) and the -A13 amendments ( <b>EXHIBIT D</b> ) relating to juveniles. Explains the history of the bill and the numerous additional amendments including the -A15 amendments relating to Deschutes County program ( <b>EXHIBIT E</b> ) and the -A16 amendments ( <b>EXHIBIT F</b> ).
330	Ernie Mazorol	<b>Court Administrator, Deschutes County</b> Testifies in support of the -A15 amendments.
366	Chair Williams	Explains the -A16 amendments.
376	Counsel Taylor	Asks if the program is where the youth are kept in the community rather than going to the Oregon Youth Authority.
379	Mazorol	Responds yes, and discusses bed space.
393	Rep. V. Walker	Asks about evaluations.
396	Mazorol	Says that evaluation must be done before the sunset clause and that they want to extend the sunset clause.
427	Rep. V. Walker	Asks if this extension is to complete the evaluation.
438	Rep. Shetterly	Asks about the support of the Oregon Youth Authority with the various amendments.
<b>TAPE 87, A</b>		
007	Karen Brazeau	<b>Director, Oregon Youth Authority</b> Expresses concern with the -A13 amendments, but is in support of the -A15 and -A16 together and discusses the background differences with Deschutes County.
059	Nancy Miller	<b>State Court Administrator's Office</b> Testifies in support of the -A14 amendments.
076	Steve Doell	<b>Crime Victims United</b>

091	<b>DeeDee Koontz</b>	Submits testimony and testifies in opposition to -A15 amendments ( <b>EXHIBIT G</b> ). <b>Crime Victims United</b> Testifies in opposition to the -A15 amendments. Discusses personal experiences with Crime Victims United group. Says that the Deschutes County program does not work so it should not be funded.
181	Doell	Says that Deschutes County program is not functioning as it should be and the program should be audited.
252	<b>Bob Koontz</b>	<b>Crime Victims United</b> Discusses the language of the current statutes and how this is not happening in Deschutes County.
322	Doell	Says that reality is different from what you are being told.
336	Mrs. Koontz	Expresses concern about juvenile re-offenders.
350	Rep. Ringo	Comments on government efficiency.
<b>386</b>	<b>Rep. Shetterly</b>	<b>MOTION: Moves to ADOPT SB 384-A14 amendments dated 6/14/01.</b> <b>VOTE: 9-0-2</b> <b>EXCUSED: 2 - Williams, Wilson</b> <b>Hearing no objection, declares the motion CARRIED.</b>
<b>400</b>	<b>Chair Lowe</b>	
409	Rep. Shetterly	Comments on opposition in views of the program and progress of the measure.
444	Rep. Ringo	Comments on lack of legislative history for members.
468	Rep. Ackerman	Asks about interim study.
489	Rep. Dingfelder	Asks about moving on the -A16 amendments.
<b>TAPE 86, B</b>		
039	Vice Chair Lowe	Closes the work session on SB 384A and adjourns the meeting at 10:12 a.m.

Submitted By,

Reviewed By,

Shannon Reed  
Committee Assistant

Bill Taylor,  
Counsel

**EXHIBIT SUMMARY**

- A – SB 914A, -A7 amendments, submitted by staff, dated 6/14/01, 9 pgs.**
- B - SB 914A, testimony submitted by Sen. Ryan Deckert, dated 6/15/01, 2pgs.**
- C - SB 384A, -A14 amendments, submitted by staff, dated 6/14/01, 9 pgs.**
- D - SB 384A, -A13 amendments, submitted by staff, dated 6/14/01, 1 pg.**
- E - SB 384A, -A15 amendments, submitted by staff, dated 6/15/01, 2 pgs.**
- F - SB 384A, -A16 amendments, submitted by staff, dated 6/15/01, 1 pg.**
- G - SB 384A, testimony submitted by Steve Doell, Crime Victims United, dated 6/15/01, 19 pgs.**