

HOUSE COMMITTEE ON JUDICIARY

July 3, 2001
2:00 p.m.

Hearing Room 357
Tape 90

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

STAFF PRESENT: **Bill Taylor, Counsel**
 Patsy Wood, Office Coordinator

MEASURE/ISSUES HEARD: **SB 384A 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, A		
003	Chair Williams	Calls the meeting to order at 2:05 p.m. Opens a work session on SB 384A.
<u>SB 384A WORK SESSION</u>		
006	Chair Williams	Mentions the A-14 amendments (EXHIBIT A) that were previously adopted to SB 384A which eliminates certain responsibilities of State Commission on Children and Families and transfers other responsibilities to Juvenile Crime Prevention Advisory committee and Oregon Youth Authority. Notes that the A22 and A23 amendments will also come under consideration today (EXHIBITS B & C).
012	Rep. Shetterly	Describes the A-22 amendments relating to carrying kids in the back of pickup trucks and says that many other states have adopted similar legislation.
036	Rep. Shetterly	MOTION: Moves to ADOPT SB 384A-22 amendments dated 07/03/01.
039	Rep. V. Walker	Questions the provision "in the course of employment" in the A-22 amendments. Wonders if they have a cause of action if someone falls out and dies while within the scope of employment.
046	Rep. Shetterly	Says that it would be a claim under workers compensation if it occurred during the course and scope of employment. Further says this does not create a civil cause of action – this is a traffic infraction bill.

053	Rep. Ringo	Wants the record to reflect that it is not the committee's intention to create a standard of care with regard to transporting minors.
063		VOTE: 9-0-2
064	Chair Williams	EXCUSED: 2 – Ackerman, Wilson Hearing no objection, declares the motion CARRIED.
065	Counsel Taylor	Explains the A-23 amendments to SB 384A clarifying that the Secretary of State has authority to audit county juvenile departments, and extends the Deschutes County project until 2005.
102	Chair Williams	Announces that he met earlier today with Rep. Westlund and Sen. Minnis regarding the A23 amendments, and these amendments are acceptable to them.
107	Rep. Shetterly	MOTION: Moves to ADOPT SB 384A-23 amendments dated 07/03/01.
110	Rep. V. Walker	Notes that on page 3, line 22, it does not indicate what happens to the funds if the demonstration project is not proven successful.
114	Chair Williams	Responds that the next legislature could make a determination to pull back from the extension of the program.
118		VOTE: 10-0-1
118	Chair Williams	EXCUSED: 1 - Wilson Hearing no objection, declares the motion CARRIED.
119	Rep. Shetterly	MOTION: Moves SB 384A to the floor with a DO PASS AS AMENDED recommendation. VOTE: 10-0-1
		AYE: In a roll call vote, all members present vote Aye.
127	Chair Williams	EXCUSED: 1 - Wilson Hearing no objection, declares the motion CARRIED. REP. WILLIAMS will lead discussion on the floor.
127	Chair Williams	Adjourns the meeting at 2:15 p.m.

Submitted By,

Reviewed By,

Patsy Wood
Office Coordinator

Bill Taylor,
Counsel

EXHIBIT SUMMARY

- A – SB 384A, A14 amendments dated 6/14/01, submitted by staff, 9 pgs.**
- B – SB 384A, A22 amendments dated 7/3/01, submitted by staff, 2 pgs.**
- C – SB 384A, A23 amendments dated 7/3/01, submitted by staff, 6 pgs.**