

HOUSE JUDICIARY COMMITTEE ON CIVIL LAW

May 04, 1999 Hearing Room 357

1:00 p.m. Tapes 147 - 148

MEMBERS PRESENT: Rep. Lane Shetterly, Chair

Rep. Max Williams, Vice-Chair

Rep. Judy Uherbelau, Vice-Chair

Rep. Vic Backlund

Rep. Randall Edwards

Rep. Kathy Lowe

Rep. Vicki Walker

Rep. Larry Wells

Rep. Bill Witt

STAFF PRESENT: Aaron Felton, Counsel

Nancy Richards, Administrative Support

MEASURE/ISSUES HEARD: SB 449 - Public Hearing

SB 846 - Public Hearing & 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 147, A		

003	Chair Shetterly	Calls meeting to order at 1:36 p.m.
<u>SB 846 - PUBLIC HEARING</u>		
	Robert King	Police Officer, Portland, Oregon Testifies and submits written testimony in support of SB 846 (EXHIBIT A)
	Julie Leonard	Portland Fire and Police Disability, Retirement and Death Benefit Plan, Employee Assistance Programs of the Portland Police Bureau, Bureau of Fire, Rescue and Emergency Services Testifies and submits written testimony in support of SB 846 (EXHIBIT B). Discusses why confidentiality is the cornerstone of the Employee Assistance Program. Explains how effective the Portland Police Bureau's Traumatic Incident Committee can be concerning officer-involved shootings. Discusses why SB 846 will help with the work that the bureaus do.
136	Chair Shetterly	Closes public hearing.
<u>SB 449 n PUBLIC HEARING</u>		
	Sen. Neil Bryant	State Senator, District 27 Testifies in support of SB 449.
	Rep. Uherbelau	
171	Sen. Bryant	There need to be a judgment factor between the school district and law enforcement.
193	Chair Shetterly	
206	Sen. Bryant	
210	Rep. Uherbelau	Asks about law enforcement misusing confidential information.
224	Rep. Lowe	Concerned about the confidentiality of computer records.
250	Sen. Bryant	
	Rep. Lowe	

	Sen. Bryant	No, I have never been presented with an expunging orders.
	Rep. William Morrisette	State Representative, House District 27 Testifies in support of SB 449.
319	Rep. Walker	Does SB 449 have problems with
325	Rep. Morrisette	No. Explains why student information cannot be
336	Rep. Walker	Has the ACOU
339	Rep. Bryant	No, because the federal legislation is in place.
347	Rep. Uherbelau	Isn't the information open now?
353	Rep. Bryant	
356	Chair Shetterly	SB 449 legitimizes the exchange of student information.
383	Greg Brown	Deschutes County Sheriff Testifies in support of SB 449. Discusses why effective information of students needs to be shared between the educational system and the juvenile justice system.
Tape 148, A		
030	Brown	Explains the main purpose of SB 449.
	Rep. Lowe	
	Brown	
047	Rep. Lowe	Is there anything in SB 449 that will facilitate information
062	Brown	
	Allan Frickey	Bend-LaPine School District Testifies and submits written testimony in support of SB 449 (EXHIBIT C).

	Rep. Lowe	Asks about
094	Brown	Explains the adoption of a similar policy that recognizes situation of abnormal conduct of students.
106	Frickey	Introduces his testimony
		Closes public hearing.
		SB 846 ñ PUBLIC HEARING
127	Rep. Uherbelau	On page 2, section c
132		
137	Tom Chamberlain	Portland Firefighters Association (PFFA), DORF Testifies in support of SB 846. Discusses the inaction of the PFFA regarding the situation of an 18 year veteran that committed suicide
169	Robert King	Police Officer, Portland, Oregon Testifies in support of SB 846. Explains how fellow police officers will talk to peers and confidential matters. Discusses why adults in emergency service work do not divulge confidential matters and the need of SB 846 for protection of confidentiality.
270	Rep. Edwards	Expresses the need for protection of confidential matters. Is this seen as a barrier to counseling?
289	Leonard	Explains the survey regarding emergency people using counseling service.
301	Chair Shetterly	Do these counseling sessions concur as a group as well as one-to-one.
320	Rep. Lowe	Does not cover criminal contact
336	King	There are protections regarding confidential issues, but a criminal act would be acted upon.
354		Police Association

369	Rep. Lowe	Why do we not have an emergency clause on this.?
		Did not ask for one.
371	Rep. Walker	A buddy
404	Chamberlain	
427	Rep. Edwards	Would there be an emergency clause?
431	Chamberlain	
Tape 147, B		
020		
030	Liz Cruthers	Oregon Council of Police Associations Testifies and submits written testimony in support of SB 846 (EXHIBIT D). Discusses the need for emergency people to talk about traumatic incidents. Peer support counseling may be the only way for an emergency
066	Lori Brocker	Oregon Newspaper Testifies in neutrality of SB 846. Discusses why newspaper people supports the concept of SB 846 with the new amendments.
	Chair Shetterly	Clarifies
	Brocker	The A-engrossed takes care of that.
093	Chair Shetterly	Closes public hearing.
		SB 846 ñ WORK SESSION
		Do Pass
		SB 449 ñ PUBLIC HEARING
	Larry Oglesby	Oregon Juvenile Department Directors' association

		Testifies and submits written testimony in support of SB 449 (EXHIBIT E). Discusses the interpretation of Federal law that ended the practice of schools sharing information of student conduct. Explains the three scenarios Discusses the proposed amendments
169	Rep. Walker	Wh
170	Oglesby	
177	Timothy Travis	Oregon Judicial Department Testifies in support of SB 449. Discusses the confidential information that is not released.
196	Kathy Osborne	Juvenile Rights Project Testifies in neutrality of SB 449. Explains why the Juvenile Rights Project takes a stand of neutrality with SB 449 regarding confidential information of students that could harm them. Discusses why youth with risks of later delinquency can be deterred with passage of SB 449.
		Closes public hearing.
		Wells and Uherbelau to vote on SB 846.
252	Chair Shetterly	Adjourns meeting at 2:50 p.m.

Submitted By, Reviewed By,

Nancy Richards, Aaron Felton,
Administrative Support Counsel

EXHIBIT SUMMARY

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