

**HOUSE COMMITTEE ON JUDICIARY - CIVIL LAW**

**June 24, 1999 Hearing Room 357**

**8:30 a.m. Tape 196**

**MEMBERS PRESENT: Rep. Shetterly, Chair**

**Rep. Uberbelau, Vice-Chair**

**Rep. Williams, Vice-Chair**

**Rep. Walker**

**Rep. Wells**

**MEMBER EXCUSED: Rep. Backlund**

**Rep. Edwards**

**Rep. Lowe**

**Rep. Witt**

**STAFF PRESENT: Bill Taylor, Counsel**

**Rachel Short, Administrative Support**

**MEASURE/ISSUES HEARD: HB 2998 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 196, SIDE A		

004	Chair Shetterly	Calls meeting to order at 8:45 a.m.
007	Counsel Taylor	HB 2998 prohibits certain public attorneys from striking.
<b><u>WORK SESSION - HB 2998</u></b>		
017	Rep. Williams	Introduces the ñ2 amendments to HB 2998 ( <b>EXHIBIT A</b> ), which require that attorneys complete one hour of training every three years designed to provide education on the duties of attorneys under ORS 419B.010. Explains why he requested these amendments. Discusses a mandatory obligation on attorneys to report child abuse. Explains the continuing legal education rules, which require Oregon attorneys to complete 45 hours of accredited CLE activity every three years.
53	Rep. Uherbelau	The issue you talk about is prevalent in domestic relations because parents sometimes are the reason for a juvenileís anger. Why is the training necessary every three years?
062	Rep. Williams	The law develops rapidly and we need to be updated regularly. We are responsible for the welfare of our clients.
086	Rep. Wells	Why canít the continuing legal education committee include this kind of training in their curriculum?
088	Rep. Williams	The MCLE Board has not been very responsive. Passing legislation will be faster and more efficient.
096	Chair Shetterly	Another good reason to put this into statute is that lawyers are not the only licensed profession that has these reporting requirements. Putting this into statute might encourage others to follow suit.
106	Rep. Walker	Some people in statute are required by law to report child abuse cases and I was wondering if they had training as a requirement of the statute or whether it was left up to their individual disciplines?
110	Counsel Taylor	Discusses work groups that have dealt with liability arising from a duty to report. Discusses specific Supreme Court cases.
142	Chair Shetterly	Discusses the idea of attorneys and others who are responsible for their clients even outside the office.
163	Rep. Williams	<b>MOTION: Moves to ADOPT HB 2998-2 amendments dated 06/24/99.</b>
		<b>VOTE: 5-0</b>

	Chair Shetterly	Hearing no objection, declares the motion CARRIED.
165	Rep. Williams	MOTION: Moves HB 2998 to the floor with a DO PASS AS AMENDED recommendation.
	Rep. Walker	VOTE: 5-0 AYE: 5 - Uherbelau, Walker, Wells, Williams, Shetterly EXCUSED: 4 - Backlund, Edwards, Lowe, Witt
	Chair Shetterly	The motion CARRIES.  REP. UHERBELAU will lead discussion on the floor.
170	Rep. Walker	What was the difference between the ñ2 and the ñ1 amendments?
170	Rep. Williams	The ñ2 amendments took it from a two hour class every three years to a one hour class every three years.
186	Chair Shetterly	Adjourns meeting at 9:00 a.m.

Submitted By, Reviewed By,

Rachel Short, Sarah Watson,

Administrative Support Administrator

**EXHIBIT SUMMARY**

**A - -2 Proposed Amendments to HB 2998, Rep. Williams, 1 pg.**