

SENATE COMMITTEE ON JUDICIARY

June 29, 1999 Hearing Room B

7:30 AM Tapes 256 - 259

MEMBERS PRESENT: Sen. Bryant, Chair

Sen. Courtney, Vice-Chair

Sen. Burdick

Sen. Duncan

Sen. Nelson

Sen. Tarno

MEMBER EXCUSED: Sen. Brown

STAFF PRESENT: Bill Taylor, Counsel

Anne Tweedt, Counsel

John Horton, Counsel

Kathy Courtney, Administrative Support

MEASURE/ISSUES HEARD: HB 2229A Public Hearing, Work Session

HB 2349A Public Hearing, Work Session

HB 2937A Public Hearing, Work Session

HB 3158A Reconsideration, Work Session

HCR 11 Public Hearing, Work Session

HB 2383A Public Hearing, Work Session

HB 3489 Public Hearing, Work Session

HJR 21 Public Hearing

HB 2535B Work Session

HB 2396A Work Session

HB 2462A Work Session

HB 2706 Public Hearing

HB 3304A Work Session

HJR 89A Work Session

3361A Work Session

SJR 21 Public Hearing

HB 2352A Public Hearing

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 256, SIDE A		
004	Vice Chair Courtney	Calls meeting to order at 7:40 AM.
<u>HB 2229A PUBLIC HEARING</u>		
010	Ronelle Shankle	Support Enforcement Division Testifies and submits written testimony in support of HB 2229A which requires the Support Enforcement Division to provide high volume automated administrative support enforcement services to other states. (EXHIBIT A)
035	Vice Chair Courtney	Closes HB 2229A Public Hearing.
<u>HB 2349A PUBLIC HEARING</u>		
062	Rep. Barbara Ross	State Representative, House District 35 Testifies and submits written testimony and proposed amendments in support of HB 2349A which requires defendants charged with crimes involving transmission of body fluids to submit to HIV/communicable disease testing. (EXHIBITS B and C) Discusses the distress of sex crime victims who need the medical status of their assailants in order to make appropriate personal medical decisions.
087	Lynn Partin	Women's Rights Coalition Testifies and submits written testimony in support of HB 2349A. (EXHIBIT D) Asserts that HB 2349A balances one's right to privacy with the legitimate needs of a victim.
122	Rep. Ross	Explains that HB 2349A allows for voluntary compliance.

143	Chair Bryant	Closes HB 2349A Public Hearing.
<u>HB 2349A WORK SESSION</u>		
145	Sen. Courtney	MOTION: Moves to ADOPT HB 2349A-A4 amendments dated 06/17/99.
		VOTE: 5-0-2 EXCUSED: 2 - Sen. Brown, Sen. Nelson
	Chair Bryant	Hearing no objection, declares the motion CARRIED.
147	Sen. Courtney	MOTION: Moves HB 2349A to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 5-0-2 EXCUSED: 2 - Sen. Brown, Sen. Nelson
	Chair Bryant	Hearing no objection, declares the motion CARRIED. SEN. BURDICK will lead discussion on the floor.
150	Chair Bryant	Closes HB 2349A Work Session.
<u>HB 2229A WORK SESSION</u>		
154	Sen. Courtney	MOTION: Moves HB 2229A to the floor with a DO PASS recommendation.
	Chair Bryant	Hearing no objection, declares the motion CARRIED. SEN. COURTNEY will lead discussion on the floor.

158	Chair Bryant	Closes HB 2229A Work Session.
<u>HB 2937A PUBLIC HEARING</u>		
163	Phil Lemman	Director, Oregon Criminal Justice Commission Testifies and submits written testimony in support of HB 2937A which eliminates the forfeiture proceeds expenditure limitation for the Oregon Criminal Justice Commission. (EXHIBIT E)
178	Chair Bryant	Closes HB 2937A Public Hearing.
<u>HB 2937A WORK SESSION</u>		
179	Sen. Courtney	MOTION: Moves HB 2937A to the floor with a DO PASS recommendation.
		VOTE: 5-0-2 EXCUSED: 2 - Sen. Brown, Sen. Nelson
	Chair Bryant	Hearing no objection, declares the motion CARRIED. SEN. TARNO will lead discussion on the floor.
183	Chair Bryant	Closes HB 2937A Work Session.
203	Chair Bryant	MOTION: Moves to RECONSIDER the vote which sent HB 3158B to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 5-0-2 EXCUSED: 2 - Sen. Brown, Sen. Nelson
	Chair Bryant	Hearing no objection, declares the motion CARRIED.
<u>HB 3158A WORK SESSION</u>		

215	Counsel Taylor	HB 3158B relates to school notification of a juvenile offender's entry into the district. Discusses the HB 3158A amendments. (EXHIBIT F)
223	Sen. Courtney	MOTION: Moves to ADOPT HB 3158A-A2 amendments dated 05/12/99.
		VOTE: 5-0-2 EXCUSED: 2 - Sen. Brown, Sen. Nelson
	Chair Bryant	Hearing no objection, declares the motion CARRIED.
226	Sen. Courtney	MOTION: Moves HB 3158B to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 5-0-2 EXCUSED: 2 - Sen. Brown, Sen. Nelson
	Chair Bryant	Hearing no objection, declares the motion CARRIED. SEN. COURTNEY will lead discussion on the floor.
<u>HCR 11 PUBLIC HEARING</u>		
241	Ed Patterson	Concerned Citizen Discusses former state representative Gordon L. MacPherson's 3 terms of excellent service to the people of Oregon.
280	Chair Bryant	Relates stories about MacPherson. Closes HCR 11 Public Hearing
<u>HCR 11 WORK SESSION</u>		
305	Sen. Courtney	MOTION: Moves HCR 11 to the floor with a DO PASS recommendation.
		VOTE: 5-0-2

		EXCUSED: 2 - Sen. Brown, Sen. Nelson
	Chair Bryant	Hearing no objection, declares the motion CARRIED. SEN. BRYANT will lead discussion on the floor.
313	Chair Bryant	Closes HCR 11 Work Session.
<u>HB 2383A PUBLIC HEARING</u>		
314	Counsel Tweedt	HB 2383A prohibits transfer of real property by claim of adverse possession in specific situations. Discusses HB 2383A A12 amendments. (EXHIBIT G)
323	Chair Bryant	Summarizes the legislative history of HB 2383A. Closes HB 2383A Public Hearing.
<u>HB 2383A WORK SESSION</u>		
329	Chair Bryant	MOTION: Moves to ADOPT HB 2383A-A12 amendments dated 06/25/99.
		VOTE: 5-0-2 EXCUSED: 2 - Sen. Brown, Sen. Nelson
	Chair Bryant	Hearing no objection, declares the motion CARRIED.
331	Chair Bryant	MOTION: Moves HB 2383A to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 5-0-2 EXCUSED: 2 - Sen. Brown, Sen. Nelson
	Chair Bryant	Hearing no objection, declares the motion CARRIED.

		SEN. BRYANT will lead discussion on the floor.
345	Chair Bryant	Closes HB 2383A Work Session.
<u>HB 3489 PUBLIC HEARING</u>		
353	George Read	Concerned Coos County Resident Testifies in support of HB 3489 which authorizes land divisions for non-farm uses in exclusive farm use zones. Discusses Deschutes County's land use policies. Asserts that HB 3489 is very limited in scope.
TAPE 257, SIDE A		
001	Chair Bryant	Discusses the legislative history of land use. What was Deschutes County's land use policy in 1993?
011	Read	Discusses Deschutes County's livestock laws in 1993.
042	Sen. Duncan	Are other eastern Oregon counties interested in land use distribution?
043	Read	Yes. Explains the impact of population growth on land use.
049	Sen. Duncan	Are those groups supportive of HB 3489?
055	Read	Discusses the factors involved in land use determination. Explains the allowances for dwellings on farm land.
065	Sen. Burdick	How does a county determine which parcels of land may be set aside for agricultural purposes?
075	Read	Discusses the factors of consideration for farmland determination in Deschutes County.
086	Chair Bryant	Would HB 3489 leave existing law in place?
091	Read	Yes. Discusses the status of unseeded parcels on the west side in Deschutes County.

130	Ron Eber	<p>Department of Land Conservation and Development</p> <p>Testifies in opposition to HB 3489. Discusses the land use development in farming areas.</p>
164	Chair Bryant	Were you surprised by the results of the survey?
167	Eber	No. Discusses the legislative history of HB 3489 and land use patterns in eastern Oregon counties.
224	Sen. Burdick	Deschutes County officials issue 50 percent of its building permits outside of the urban growth boundaries. Will this lead to urban sprawl?
236	Eber	I don't think so. Discusses the limited scope of HB 3489. Explains that the number of existing dwellings is relatively small.
258	Sen. Brown	If the Legislature adopts HB 3489, how will posterity judge it?
266	Eber	Discusses the proposed HB 3489 policy statement in the context of land use history.
280	Rep. Lynn Lundquist	<p>State Representative, House District 59</p> <p>Testifies and submits written testimony in opposition of HB 3489. (EXHIBIT H) Discusses the work group's statistical analysis of the net effect of HB 3489. Compares the present partition laws with HB 3489.</p>
TAPE 256, SIDE B		
013	Chair Bryant	Closes HB 3489 Public Hearing.
<u>HJR 21 PUBLIC HEARING</u>		
014	Sen. Rick Metsger	<p>State Senator, Senate District 14</p> <p>Testifies and submits amendments in support of SJR 21 which proposes an amendment to the Oregon Constitution to provide a method to determine whether an initiative should become a law or an amendment. Discusses the SJR 21 amendments. (EXHIBIT I)</p>
050	Dave Hunnicutt	<p>Oregonians in Action</p> <p>Testifies in support of SJR 21. Discusses the legislative history of Ballot Measure 65, the Administrative Reform measure. Explains that SJR 21 would eliminate the ambiguity of creating constitutional amendments.</p>

083	Mary Botkin	American Federation of State, County and Municipal Employees Testifies in support of SJR 21. Asserts that measures which are better suited as statutory provisions clutter the Oregon Constitution. Discusses the ballot initiative system.
130	Sen. Randy Miller	State Senator, Senate District 13 Testifies in opposition to SJR 21. Contends that those in power seek to keep it by denying the public a voice.
177	Sen. Duncan	What is your level of respect for the judgement of the people?
182	Sen. Miller	Asserts that SJR 21 is not appropriate for the public's scrutiny. Explains that the people have no authority in such matters. Contends that people should seek land use remedies in the court, not through the initiative process.
203	Sen. Burdick	Asserts that citizens must have a voice, but expresses concern about paid signature gatherers. Which is most important to the subject matter or whether the Oregon Constitution is amended?
235	Sen. Miller	Respect for the Oregon voter is most important.
246	Chair Bryant	Do initiatives endanger our republican form of government?
255	Sen. Miller	No. Explains that legislative decisions drive the initiative process.
284	Chair Bryant	Discusses the history of constitutional amendments. Closes HJR 21.
<u>HB 3489 PUBLIC HEARING</u>		
308	Blair Batson	1000 Friends of Oregon Testifies in opposition to HB 3489. Discusses current farm zone partition policies. Asserts that HB 3489 attempts to circumvent sound land use policies.
TAPE 257, SIDE B		
011	Art Slakin	Association of Oregon Counties Testifies in support of HB 3489. Explains that HB 3489 only affects eastern Oregon. Discusses county appeal process.
070	Chair Bryant	Closes HB 3489 Public Hearing.

HB 2535B WORK SESSION

071	Rep. Kevin Mannix	State Representative, House District 32 Testifies in support of HB 2535B which amends firearm statutes. Discusses citizen access to the firearms background check system and the requirements for firearms background checks for long gun and handgun purchasers.
117	Sen. Duncan	Could one background check suffice for several gun purchases at one central location?
124	Rep. Mannix	Perhaps, since HB 2535B does not prohibit one check for multiple purchase. Discusses trigger lock immunity and the barring of felons from gun show premises.
180	Chair Bryant	Who participated on the HB 2535B workgroup?
182	Rep. Mannix	The HB 2535B workgroup included members of the District Attorneys Association, the Oregon State Police, the Sheriffs Association, and the Governors' representatives.
194	Chair Bryant	Would you discuss the exemption of public records as it relates to HB 2535B?
200	Rep. Mannix	Discusses the public records exemption relating to persons who apply for concealed handgun permit information.
216	Sen. Burdick	Some public safety groups, such as domestic abuse shelters, are concerned about gun legislation. Would they meet the criteria to bypass the public records exemption?
233	Rep. Mannix	Probably, with sufficient reason. Asserts that concealed handgun permit holders are usually law-abiding citizens.
260	Sen. Burdick	Does receiving a criminal conviction bar a person from securing a concealed handgun permit?
272	Rep. Mannix	It should.
274	Sen. Tarno	Does the state police periodically purge handgun permit records?

280	Rep. Mannix	Yes. Discusses the time frame for purging handgun permit records.
288	Sen. Tarno	Discusses the Brady Handgun Laws.
294	Chair Bryant	Discusses the legislative history of HB 2535 and media reporting on the bill.
386	Chair Bryant	MOTION: Moves HB 2535B to the floor with a DO PASS recommendation.
		VOTE: 4-2-1 AYE: 4 - Burdick, Courtney, Duncan, Bryant NAY: 2 - Nelson, Tarno EXCUSED: 1 - Brown
	Chair Bryant	The motion CARRIES. SEN. BRYANT will lead discussion on the floor.
402	Chair Bryant	Closes HB 2535B Work Session.
403	Chair Bryant	MOTION: Moves to RECONSIDER the vote which sent HB 2396A to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 6-0-1 EXCUSED: 1 - Sen. Brown
	Chair Bryant	Hearing no objection, declares the motion CARRIED.
<u>HB 2396A WORK SESSION</u>		
405	Counsel Horton	HB 2396A expands the list of crimes for which juveniles may be waived to adult court. Discusses HB 2396A -A2 amendments and proposes conceptual amendment. (EXHIBIT J)

TAPE 258, SIDE A

012	Chair Bryant	MOTION: Moves to AMEND HB 2396A ñA2 on page 3, in line 1, after "419C.370," insert "137.7075ba".
		VOTE: 6-0-1 EXCUSED: 1 - Sen. Brown
	Chair Bryant	Hearing no objection, declares the motion CARRIED.
017	Chair Bryant	MOTION: Moves to ADOPT HB 2396A-A2 amendments dated 06/24/99.
		VOTE: 6-0-1 EXCUSED: 1 - Sen. Brown
	Chair Bryant	Hearing no objection, declares the motion CARRIED.
020	Chair Bryant	MOTION: Moves HB 2396A to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 6-0-1 EXCUSED: 1 - Sen. Brown
	Chair Bryant	Hearing no objection, declares the motion CARRIED. SEN. TARNO will lead discussion on the floor.
023	Chair Bryant	Closes HB 2396A Work Session.

HB 2462A WORK SESSION

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024	Counsel Horton	HB 2462A specifies that written acknowledgement of payment of civil penalty is not evidence of full satisfaction of injury for purpose of civil compromise. Discusses HB 2462A ñA4 proposed amendments. (EXHIBIT K)
031	Sen. Courtney	MOTION: Moves to ADOPT HB 2462A-A4 amendments dated 05/24/99.
		VOTE: 6-0-1 EXCUSED: 1 ñ Sen. Brown
	Chair Bryant	Hearing no objection, declares the motion CARRIED.
033	Counsel Horton	Discusses the HB 2462A ñA5 amendments. (EXHIBIT L)
036	Sen. Courtney	MOTION: Moves to ADOPT HB 2462A-A5 amendments dated 06/10/99.
		VOTE: 6-0-1 EXCUSED: 1 - Sen. Brown
	Chair Bryant	Hearing no objection, declares the motion CARRIED.
039	Sen. Courtney	MOTION: Moves HB 2462A to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 6-0-1 EXCUSED: 1 ñ Sen. Brown
	Chair Bryant	Hearing no objection, declares the motion CARRIED. SEN. COURTNEY will lead discussion on the floor.

043	Chair Bryant	Closes HB 2462A work session.
<u>HB 2706 PUBLIC HEARING</u>		
083	Rep. Mark Simmons	State Representative, House District 58 Testifies and submits written testimony in support of HB 2706. (EXHIBIT M) Relates story about the Roggee Wood Products Inc. court case. HB 2706 clarifies that the landowner has a lien against felled logs. Discusses current laws regarding timber products.
125	Chair Bryant	What is the time frame on a construction lien?
130	Rep. Simmons	I don't know.
135	Chair Bryant	Could you address the Oregon Bankers Association's concerns?
142	Rep. Simmons	Their concerns relate to construction liens.
148	Counsel Tweedt	Regarding construction liens on the inventory, how specific should banks be?
155	Chair Bryant	Discusses the competing claims of timber purchaser and banks.
160	Rep. Simmons	Explains how a mill's bankruptcy exposes contractor hiring procedures.
174	Chair Bryant	Recesses meeting at 9:40 AM.
186	Chair Bryant	Reconvenes meeting at 3:10 PM.
188	Tim Martinez	Oregon Bankers Association Testifies in opposition of HB 2706. Discusses the financial impact of private liens on bank interests when companies file bankruptcy.
209	Chair Bryant	Does HB 2706 duplicate present practice?
212	Martinez	Yes.
205	Chair Bryant	Closes HB 2706 Public Hearing.
<u>HB 3304A WORK SESSION</u>		

230	Counsel Taylor	HB 3304A relates to vehicle seizure for Driving Under the Influence of Intoxicants (DUII) offenses. Discusses the HB 3304A ñA12 amendments. (EXHIBIT N)
278	Sen. Courtney	MOTION: Moves to AMEND HB 3304A ñA12 amendments on page 2, in line 16, change "October 1, 1999" to "January 1, 2000".
		VOTE: 5-0-2 EXCUSED: 2 - Sen. Brown, Sen. Tarno
	Chair Courtney	Hearing no objection, declares the motion CARRIED.
283	Counsel Taylor	Discusses deleting HB 3304A ñA12 section 3.
299	Sen. Courtney	MOTION: Moves to AMEND HB 3304A ñA12 on page 1, delete lines 19-24, and on page 2, delete lines 1-6.
		VOTE: 5-0-2 EXCUSED: 2 - Sen. Brown, Sen. Tarno
	Chair Bryant	Hearing no objection, declares the motion CARRIED.
324	Sen. Courtney	MOTION: Moves HB 3304A to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 5-0-2 EXCUSED: 2 - Sen. Brown, Sen. Tarno
	Chair Bryant	Hearing no objection, declares the motion CARRIED. SEN. COURTNEY will lead discussion on the floor.

335	Chair Bryant	Closes HB 3304A Work Session.
353	Chair Bryant	MOTION: Moves to RECONSIDER the vote which sent HJR 89A to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 5-0-2 EXCUSED: 2 - Sen. Brown, Sen. Tarno
	Chair Bryant	Hearing no objection, declares the motion CARRIED.
<u>HJR 89A WORK SESSION</u>		
360	Counsel Taylor	HJR 89A proposes an amendment to the Oregon Constitution to disqualify specified felons and persons who are not registered to vote from jury service. Discusses the HJR 89A ñA10, and ñA11 proposed amendments. (EXHIBITS O and P)
386	Sen. Duncan	MOTION: Moves to ADOPT HJR 89A-A11 amendments dated 06/29/99.
		VOTE: 5-0-2 EXCUSED: 2 - Sen. Brown, Sen. Tarno
	Chair Bryant	Hearing no objection, declares the motion CARRIED.
390	Sen. Duncan:	MOTION: Moves HJR 89A be sent to the floor with a BE ADOPTED AS AMENDED recommendation.
		VOTE: 4-1-2 AYE: 4 - Courtney, Duncan, Nelson, Bryant NAY: 1 - Burdick EXCUSED: 2 - Brown, Tarno

		<p>The motion CARRIES.</p> <p>SEN. BRYANT will lead discussion on the floor.</p>
400	Chair Bryant	Closes HJR 89A Work Session.
404	Chair Bryant	MOTION: Moves to RECONSIDER the vote sent HB 2229A to the floor with a DO PASS AS AMENDED recommendation.
		<p>VOTE: 4-0-3</p> <p>EXCUSED: 3 - Sen. Brown, Sen. Courtney, Sen. Tarno</p>
	Chair Bryant	Hearing no objection, declares the motion CARRIED.
TAPE 259, SIDE A		
<u>HB 2229A WORK SESSION</u>		
001	Counsel Taylor	HB 2229B requires the Support Enforcement Division to provide high volume automated administrative support enforcement services to other states by request. Discusses the HB 2229B ñB6 amendments. (EXHIBIT Q)
004	Chair Bryant	MOTION: Moves to ADOPT HB 2229B ñB6 amendments dated 06/25/99.
		<p>VOTE: 4-0-3</p> <p>EXCUSED: 3 - Sen. Brown, Sen. Courtney, Sen. Tarno</p>
	Chair Bryant	Hearing no objection, declares the motion CARRIED.
006	Chair Bryant	MOTION: Moves HB 2229B to the floor with a DO PASS AS AMENDED recommendation.

		<p>VOTE: 4-0-3</p> <p>EXCUSED: 3 - Sen. Brown, Sen. Courtney, Sen. Nelson</p>
	Chair Bryant	<p>Hearing no objection, declares the motion CARRIED.</p> <p>SEN. COURTNEY will lead discussion on the floor.</p>
040	Chair Bryant	Closes HB 2229B Work Session.
<u>HB 3361A WORK SESSION</u>		
047	Chair Bryant	HB 3361 adds a child's social security benefits received as a result of a parent's disability or retirement to the child support award formula. The committee will review the bill when amendments are completed. Closes HB 3361 Work Session.
<u>SJR 21 PUBLIC HEARING</u>		
090	Phil Keisling	<p>Oregon Secretary of State</p> <p>Testifies in support of SJR 21 which proposes an amendment to the Oregon to provide a method to determine whether an initiative should become a law or an amendment. Discusses the tendency of Oregon voters to needlessly amend the Oregon Constitution. SJR 21 gives the Secretary of State authority over voter initiated amendments.</p>
190	Hardy Meyers	<p>Oregon Attorney General</p> <p>Testifies in opposition to SJR 21. The relationship of a proposal with existing constitutional provisions and its substance determines its constitutional integrity.</p>
239	Sen. Duncan	Is your position based on statute or the Constitution?
240	Meyers	It is authorized by statute. Cites statutory state offices. Explains that SJR 21 excludes constitutional provisions.
252	Chair Bryant	Does SJR 21 prohibit the legislature from amending the Oregon Constitution?
259	Meyers	No, it prohibits the public from creating laws through the initiative process.
283	Sen. Burdick	Suggests increasing the initiative signature requirement to stem the frequency of

		amending the Oregon Constitution.
291	Keisling	That is a good idea, but a separate issue from SJR 21's concerns.
TAPE 258, SIDE B		
006	Meyers	Discusses federal and state compliance of governmental agencies with the republication form of government.
015	David Fidanque	American Civil Liberties Union Testifies in opposition to SJR 21.
030	Chair Bryant	Closes SJR 21 Public Hearing.
<u>HB 3361A WORK SESSION</u>		
034	Dennis Hooymeyer	Concerned Veteran Testifies and submits written testimony in support of HB 3361A which amends the child support award formula. (EXHIBIT R)
044	Chair Bryant	Discusses HB 3361 legislative history.
050	Hooymeyer	Discusses Colorado child support statutes which give a dollar for dollar credit for social security benefits paid to a child on a parent's behalf. Discusses his war experience and resulting disability.
125	Chair Bryant	Did the presiding judge allow you any credit on your child support payments?
131	Hooymeyer	No. Discusses the HB 3361A's proposed amendments. Suggests changing "may" to "shall" in relation to retroactive child support credit.
155	Sen. Courtney	Did you have legal representation in your child support award case?
160	Hooymeyer	Yes, but the lawyer colluded with the opposing side.
170	Sen. Courtney	Do you currently make child support payments?
174	Hooymeyer	Yes. Discusses current status of his child support payments.
218	Sen. Duncan	Do other states have child support award formulas similar to HB 3361?

222	Hooymeyer	Yes, I would get full credit dollar for dollar credit for payments made to my former wife. Discusses his current child support obligations, the social security payment considerations, and payment status with committee members.
348	Sen. Duncan	Based on Mr. Hooymeyer's case, is the child support award formula a fair determination?
350	Chair Bryant	I don't know, but I yield to the discretion of the presiding judge.
405	Sen. Duncan	Did you possess personal assets that the judge took into consideration?
407	Hooymeyer	No, I have no assets.
TAPE 259, SIDE B		
010	Chair Bryant	Closes HB 3361 Work Session.
<u>HB 2352 A PUBLIC HEARING</u>		
016	Dale Penn	Oregon District Attorneys Association Testifies in support of HB 2352A which directs the Secretary of State to include a specified statement on the House Joint Resolutions in the Voters' Pamphlet or with voter ballots. Asserts that HB 2352A will be helpful to voters.
039	Sen. Courtney	Do we really need HB 2352A? Are there other means of communicating with the public regarding the HJR's?
042	Penn	No, HB 2352A is not necessary. Cites other means of educating the public about the resolutions.
049	Sen. Courtney	Discusses Ballot Measure 55 which relates to a prepaid neutral ballot statement. Is it necessary?
055	Penn	No, but Ballot Measure 55 will clarify the legislators' intentions.
060	David Fidanque	American Civil Liberties Union Testifies in opposition to HB 2352A. Asserts that HB 2352A is biased toward proponents of the House Joint Resolutions. Contends that legislative referral of the resolutions saved the proponents millions of dollars in the initiative process. HB 2352A will save them another million.
090	Chair Bryant	Adjourns meeting at 4:30 PM.

Submitted By, Reviewed By,

Kathy Courtney, Sarah Watson

Administrative Support Office Coordinator

EXHIBIT SUMMARY

- A. Written testimony in support of HB 2229B, Ronelle Shankle, 39pp**
- B. Written testimony in support of HB 2349A, Rep. Barbara Ross, 1p**
- C. HB 2349 ñA4 proposed amendments, Bill Taylor, 1p**
- D. Written testimony in support of HB 2349A, Lynn Partin, 2pp**
- E. Written testimony in support of HB 2937A, Phil Lemman, 1p**
- F. HB 3158A ñA2 proposed amendments, Bill Taylor, 2pp**
- G. HB 2383A ñA12 proposed amendments, Anne Tweedt, 1p**
- H. Written testimony in opposition to HB 3489, Rep. Lynn Lundquist, 2pp**
 - I. SJR 21 ñ1 proposed amendments, Anne Tweedt, 1p**
- J. HB 2396A ñA2 proposed amendments, John Horton, 3pp**
- K. HB 2462A ñA4 proposed amendments, John Horton, 1p**
- L. HB 2462A ñA5 proposed amendments, John Horton 1p**
- M. Circuit Court Opinion on Summary, Rep. Mark Simmons, 10pp**
- N. HB 3304A ñA12 proposed amendments, Bill Taylor, 2pp**
- O. HJR 89A ñA10 proposed amendments, Bill Taylor, 1p**
- P. HJR 89A ñA11 proposed amendments, Bill Taylor, 1p**
- Q. HB 2229B ñB6 proposed amendments, Bill Taylor, 2pp**
- R. Written testimony in support of HB 3361A, Dennis Hooymeyer, 5pp**
- S. Testimony in support of HB 2349A, Scott Heiser, 1p**
- T. Testimony in opposition to SJR 21, Dan Meek & Lloyd Marbet, 3pp**
- U. Testimony in opposition to HB 2535, Lori Brocker, 1p**