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SENATE COMMITTEE ON BUSINESS, LAW, AND GOVERNMENT

February 14, 1997 Hearing Room A

1:00 p.m. Tapes 48 - 51

MEMBERS PRESENT:

Senator Neil Bryant, Chair

Senator Randy Miller, Vice-Chair

Senator Kate Brown

Senator Gene Derfler

Senator Randy Leonard

Senator David Nelson

STAFF PRESENT:

Brian Krieg, Administrator

Donna Arens, Administrative Support

MEASURES HEARD:

SB 434, 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 48, A		
<u>SB 434 - PUBLIC HEARING</u>		
004	Chair Bryant	Opens meeting at 1:10, announces that this is a public hearing only and gives introduction of SB 434. Also comments that counties, by ordinance, can adopt their own modification of the state statute relating to dogs
073	Chip Lazenby	Legal Counsel to the Governor, expresses support for SB 434 in its original form, and states that the Governor supports effort to give local counties discretion in this matter
098	Chris Eck	Bend attorney representing owner of dogs, gives testimony (EXHIBITS A and B)
148	Eck	Continues testimony
198	Eck	Continues testimony
212	Senator Leonard	Questions Eck about his feelings on euthanization of dogs in Oregon by State Humane Societies
217	Eck	Replies
225	Sen. Leonard	Comments on due process and forfeiture of property
248	Linda Swearingen	Deschutes County Commissioner, gives testimony in support of SB 434
286	Swearingen	Continues testimony
336	Swearingen	Continues testimony
356	Sen. Miller	Asks about definition of "first time" offense for dogs chasing livestock
367	Swearingen	Comments that the chase has to be documented in order to be considered as an offense
TAPE 49,A		
012	Sen. Miller	Questions Christopher Eck if he feels it unconstitutional that 40 percent of Dog Board is connected to livestock industry
019	Eck	Replies
039	Sen. Miller	Question about Eck's summary in brief

062	Eck	Comments that his own statements are broad legal principles
067	Sen. Ginny Burdick	Opposes SB 434, gives testimony (EXHIBIT C)
111	Sen. Ted Ferrioli	Opposes SB 434, submits testimony, (EXHIBIT D) from Ann Snyder, Regional Director of Natural Colored Wool Growers Association
147	Jack Kalina	4-H livestock leader, Linn County, gives testimony (EXHIBIT E)
197	Kalina	Continues testimony
218	Dr. Mike Harms	Large animal veterinarian, gives testimony in opposition of SB 434
268	Dr. Harms	Continues testimony
318	Dr. Harms	Continues testimony
368	Dr. Harms	Continues testimony
380	Bob Babcock	Babcock Farms in Brownsville, testifies against SB 434
TAPE 48,B		
007	Sen. Leonard	Questions Babcock how a dog owner is more responsible under the proposed legislation than under current law
010	Bob Babcock	Comments that it is difficult to prove that a dog (or dogs) is chasing livestock
064	Chair Bryant	Comments that SB 434 puts chasing situations in County Commissioner's hands
073	Bob Babcock	Replies that he feels the law has been challenged because legislature is in session and because of the chasing incident in Bend
092	Robert Babcock	Portland lawyer that supports SB 434, wants bill to cover all pending cases as well
158	Chair Bryant	Question regarding number of dogs on death row
161	Bob Babcock	States that he knows of 3 dogs on death row, 2 in Deschutes and 1 in Jackson County
162	Sen. Leonard	Asks what Robert Babcock sees as differences between existing law and SB 434
166	Robert Babcock	Comments on second offense and discretion of counties pertaining to dogs chasing livestock
215	Jack LaFranchise	Lebanon sheep farmer, gives testimony in opposition to SB 434
265	LaFranchise	Continues testimony
316	Sen. Leonard	Gives examples under SB 434, states that this bill is a compromise
380	Sharon Harmon	Operations Director, Oregon Humane Society, gives testimony supporting SB 434, suggests amendments (EXHIBIT F)
TAPE 49, B		
001	Harmon	Continues testimony

048	Susan Mentley	Animal Welfare Director, Humane Society of the Willamette Valley, gives testimony supporting SB 434 (EXHIBIT G)
089	Michael Ryan	Professional dog trainer, gives testimony in opposition of SB 434
139	Ryan	Continues testimony
189	Ryan	Continues testimony
259	Richard Russo	High Desert Wool Growers, gives testimony and submits EXHIBIT H
309	Russo	Continues testimony
350	Darrel Booker	Submits testimony on EXHIBIT I
034	Margaret Magruder	Oregon Sheep Growers, gives testimony (EXHIBIT J,K)
TAPE 50,A		
084	Magruder	Continues testimony
134	Sen. Leonard	Makes comments to Magruder
148	Birte Utesch	People For Fair Dog Laws (PFFDL), gives testimony (EXHIBIT L) and comments on responsibility of dog owners
194	Lloyd Knapp	PFFDL, gives testimony, also comments on responsibility of dog owners
250	Candi Botham	Deschutes County private citizen, gives testimony and comments on complication of issues
300	Botham	Continues testimony
344	Kathy Brunetto	Oregon Sheep Dog Society, gives testimony
394	Kathy Brunetto	Continues testimony
TAPE 51, A		
027	Barbara Evans	President, Oregon Suffolk Breeders, gives testimony
077	Barbara Evans	Continues testimony
096	Sen. Leonard	Comments that SB 434 would give county commissioners discretion
101	Barbara Evans	Remarks that she does not have problem with some of the sections to SB 434
140	Alex Evans	Member of Clackamas Co. 4-H, gives testimony
169	Don Moisan	Oregon Dairy Farmer's Association, gives testimony
208	Teresa Barber	Barlow Gate Grange, gives testimony (EXHIBIT M, N)
271	Lee Babcock	Linn County, gives testimony, comments on liability
306	Brenda Miller	Oregon Purebred Sheep Association, gives testimony
366	Jill Clubb	Private citizen, gives testimony

TAPE 50,B		
001	Clubb	Continues testimony
050	Clubb	Continues testimony
068	Tom Nichols	Albany sheep farmer, gives testimony
095	Cleve Dumdi	Private citizen, gives testimony
144	Sen. Leonard	Questions Dumdi regarding situations with dog owners
146	Dumdi	Responds
159	John Adair	Linn County Dog Control, gives testimony in opposition to SB 434
209	Adair	Continues testimony
245	Dan Sprague	Agrees to submit his testimony for the record
253	Chair Bryant	Adjourns meeting at 4:00

Submitted By, Reviewed By,

Donna Arens Brian Krieg

Administrative Support Administrator

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EXHIBIT SUMMARY

A - SB 434, Written testimony, Christopher Eck, 16 p.

B - SB 434, Written testimony, Christopher Eck, 3 p.

C - SB 434, Written testimony, Senator Ginny Burdick, 2 p.

D - SB 434, Submitted testimony, Natural Colored Wool Grower's Association, 4 p.

E - SB 434, Written testimony, Jack Kalina, 2 p.

F - SB 434, Oregon Humane Society, 5 p.

G - SB 434, Humane Society of Willamette Valley, 1 p.

H - SB 434, Submitted testimony, High Desert Wool Growers, 7 p.

I - SB 434, Submitted testimony, Darrell Booker, 1 p.

J - SB 434, Written testimony, Margaret Magruder, 3 p.

K - SB 434, Submitted photographs, Margaret Magruder, 3 p.

L - SB 434, Written testimony, People For Fair Dog Laws, 1 p.

M - SB 434, Written testimony, Barlow Gate Grange, 2 p.

N - SB 434, Written testimony, Barlow Gate Grange, 2 p.

O - SB 434, Proposed amendments, Staff, 1 p.

P - SB 434, Faxed testimony, Debbie Mitchell, 1 p.

Q - SB 434, Faxed testimony, Western Oregon Livestock Association, 1 p.

R - SB 434, Faxed testimony, Yama Farms, 3 p.

S - SB 434, Faxed testimony, Smith Cox, 2 p.

T - SB 434, Faxed testimony, Oregon Farm Bureau, 6 p.

U - SB 434, Submitted testimony, International Response Teams for People and Pets, 7 p.

V - SB 434, Faxed testimony, Linda Bernhardt, 1 p.

W - SB 434, Submitted testimony, Marion County Dog Control, 1 p.

X - SB 434, Submitted testimony, Andria Alderson-Such, 1 p.

Y - SB 434, Faxed testimony, Ed Johnson, 2 p.

Z - SB 434, Faxed testimony, Staff, 1 p.

AA-SB 434, Faxed testimony, Wilson Ettinger, 3 p.

BB-SB 434, Faxed testimony, Scott/Barbara Brockway, 2 p.

CC-SB 434, Submitted testimony, Staff, 3 p.

DD-SB 434, Submitted testimony, Robert Bovett, 6 p.

EE-SB 434, Faxed testimony, Oregon Humane Society, 5 p.

FF-SB 434, Submitted testimony, Dan Sprague, 6 p.
