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**SENATE COMMITTEE ON CRIME & CORRECTIONS**

**May 7, 1997 Hearing Room B**

**1:00 P.M. Tapes 102 -105**

**MEMBERS PRESENT:**

**Sen. Shirley Stull, Chair**

**Sen. Jeannette Hamby, Vice-Chair**

**Sen. Avel Gordly**

**Sen. Eileen Qutub**

**Sen. Veral Tarno**

**Sen. Cliff Trow**

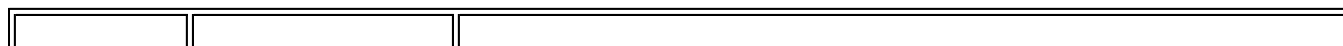
**STAFF PRESENT:**

**Nikola Jones, Counsel**

**Julie Clemente, Administrative Support**

**MEASURES HEARD: Work Session: SB 1126, SB 1078, SB 1076, SB 857, SB 1010, SB 1161**

**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.**



<b>Tape/#</b>	<b>Speaker</b>	<b>Comments</b>
<b>Tape 102, A</b>		
004	Chair Stull	Calls meeting to order at 1:10 p.m.
<b><u>OPENS WORK SESSION ON SB 1161</u></b>		
020	<b>Karen Brazeau</b>	<b>Deputy Director, Oregon Youth Authority (OYA)</b>
	<b>Pamela Wood</b>	<b>Assistant Attorney General, Department of Justice.</b>
	Chair Stull	Requests a broad overview of the bill and amendments - <b>[Exhibit I]</b>
	Brazeau	Speaks of changes in the wording and technical changes in procedures in second look hearings. Amendments remove the state as a party to the hearings.  >a provider of information  >person should have to serve at least 12 months before eligible for hearing
	Sen. Hamby	Questions for clarification `dangerous animal'
	Nikola Jones	Committee Counsel. Explains. Prohibits a youth from possessing a dangerous animal. Continues.
068	Brazeau	Further explains. Can be utilized by the person in an equivalent manner to a dangerous weapon. Continues.
077	Chair Stull	Comments for clarification. Please give an example.
	Brazeau	Explains.
	Sen. Hamby	Recommendation out of the task force?
	Brazeau	Attorney General's office - continues to explain regarding the term `dangerous animal'
104	Sen. Hamby	Help me find that language.
	Wood	Pages 7 and 11 - 1 amendments
	Jones	Lines 9, 10, 11 on page 7
112	Sen. Gordly	Questions for clarification regarding second look at 24 months as opposed to 12 months.
	Wood	Amendments - page 1, line 8. Explains. Eligible for hearing at 12 months. Continues.
127	Chair Stull	Comments for clarification regarding the task force.
132	Sen. Trow	Perplexed at the wording `any dangerous animal' - more specific
	Wood	Because these are conditions of release - determined upon a report or information about behavior - Continues.
	Sen. Trow	Continues to question witness

	Wood	Replies
159	Sen. Hamby	Comments for clarification.
	Brazeau	Intent isn't to prevent these individuals from being around animals. Explains.
172	Sen. Qutub	Defined in statute `dangerous animal'
	Wood	Don't believe it is.
	Brazeau	More related to how the released person uses the animal.
182	Wood	Designed to give the person notice. Continues
186	Sen. Hamby	Help me find the language that speaks to `any rewards'
	Wood	Page 4, line 15 - person will be conditionally released - regarded as the carrot and the reward
202	Sen. Hamby	Continues questioning regarding charges.
	Wood	Replies. Page 1, lines 8 through 10. Continues to explain with examples.
238	Wood	Continues to explain: > lines 8 through 10 >over arching criteria is their age
261	Sen. Hamby	Questions ORS 421.121 on line 17.
	Wood	Replies. Earned time provision. Continues.
286	Brazeau	Changes try to clarify the Legislative intent - technical changes
302	Wood	Page 2, lines 1 through 5 - purely technical amendment >lines 9 and a number following that - deletions and additions
346	Wood	Agencies are suggesting at this time. Merely make that information available through the district attorney. Tremendous savings of resources.
367	Sen. Trow	Questions for clarification regarding key information.
<b>TAPE 103, A</b>		
012	Brazeau	Tried to make that access even easier - refers to pages for reference
019	Wood	Commonly advise staff that they are there for information only
024	Wood	Proceeds. Lines 14, 15 deleted those two agencies >Line 27 >page 3 - insert prior issue >line 8 - part that was deleted in previous paragraph
		Lines 22 & 23 references witnesses to appear by telephone -

043	Wood	<p>electronic transmission</p> <p>&gt;Page 4, lines 6 &amp; 7</p> <p>&gt;page 4, lines 5 through 17</p>
076	Brazeau	Gives example. May return offender who does not want to participate to physical custody of the Department of Corrections (DOC)
086	Chair Stull	Explain page 3, lines 4 through 7.
	Wood	Replies. Standard of evidence that is common in a number of administrative-type hearings. Continues.
118	Wood	<p>Continues with her explanation of the -1 amendments.</p> <p>&gt;third look by the courts - delete that option</p>
143	Sen. Trow	Why not give them another look?
	Brazeau	Intent was that youth be treated more consistently. Continues.
	Wood	Would concur with that. Continues.
167	Sen. Trow	Comments regarding his belief in second looks.
	Wood	In the youth's interest to take it seriously, not waste the first 6 months.
174	Sen. Gordly	Comment on the progress of those other bills.
	Brazeau	None of them have had a hearing or debate.
	Wood	<p>Continues with her explanation of the -1 amendments.</p> <p>&gt;page 5, line 16 - housekeeping amendment</p> <p>&gt;line 21</p>
202	Wood	<p>Beginning on the bottom of page 5</p> <p>&gt;top of page 6 - clarification of the language telling the court and DOC the procedure for preparing and submitting the conditional release plan - sets a deadline</p> <p>&gt;page 7 - 'dangerous animal'</p> <p>&gt;bottom of page 7 - clarification of earned time - conditional release supervision - end point</p> <p>&gt;top of page 8 - statutory requirements for the 'Order'</p> <p>&gt;page 10, bottom relates to violation of the condition of release</p> <p>Page 11, last reference to 'dangerous animal'</p>
		Comments for clarification regarding some objections from defense

262	Sen. Trow	counsel and the ACLU.
	Brazeau	I don't believe there was.
289	<b>Ingrid Swenson</b>	<p><b>Oregon Criminal Defense Lawyers Association.</b> We did not testify in regards to the original bill. Ms. Brazeau asked us to alert her to our concerns. Perhaps we can take care of them at a later point. Discusses concerns:</p> <p>&gt;Section 2: Attempt to limit application of second look to persons sentenced after June 30, 1995. Explains.</p> <p>&gt;Language, top of page 3: creates a new standard in sentencing cases</p> <p>&gt;Page 3, -1 amendments, lines 21 to 23</p> <p>&gt;deletion on page 4, items B &amp; C - date of the second look doesn't have any relationship to the treatment plan</p>
373	Swenson	Continues her comments.
390	Sen. Trow	Comments regarding making the changes on the House side.
	Swenson	Replies.
407	Chair Stull	Comments for clarification regarding testimony.
423	Sen. Hamby	Any bills alive that address second look?
	Swenson	Replies.
<b>TAPE 102, B</b>		
036	Sen. Trow	Would like to have a chance to see some of those other bills regarding a second look.
<b><u>CLOSES WORK SESSION ON SB 1161</u></b>		
<b><u>OPENS WORK SESSION ON SB 1126</u></b>		
052	<b>Patricia King</b>	Submits written testimony in support of SB 1126. <b>[Exhibit H]</b>
095	King	Continues her testimony.
123	Chair Stull	Comments on Mrs. King's testimony.
		Presents SB 1126-3 amendments <b>[Exhibit A]</b> Speaks to SB 1126 as a start of a larger body of legislation to address this issue. Amendments are based on testimony of the April 18th public hearing and subsequent discussions. Explains changes.

143	<b>Michael Livingston</b>	<p>&gt;diversion program back in</p> <p>&gt;forfeiture out - instead the court is authorized to order the impoundment or the immobilization of the vehicle at the defendant's expense</p> <p>&gt;alcohol combined with driving a vehicle</p> <p>&gt;750 folks per year who have their 3rd DUII conviction</p>
198	Livingston	<p>Focuses on the -3 amendments</p> <p>&gt;lines 5 through 10 - restatement of the new alternative offense</p> <p>&gt;mental state is 'recklessly'</p> <p>&gt;in this state or any other jurisdiction</p>
219	Sen. Tarno	Questions for clarification regarding the addition of new language.
	Livingston	Replies. That would be the appropriate place.
225	<b>Tom Hart</b>	<p><b>Marion County District Attorneys Office on behalf of the Oregon District Attorney's Association.</b> Replies. 'Participated' would be one of those questions when we went to court. Continues.</p> <p>&gt;ORS Chapter 813 - person may elect to participate in a diversion program. Continues.</p> <p>&gt;if someone successfully completes their diversion program - you know that drinking and driving is a problem - next time you will be held to higher standards</p>
261	Sen. Trow	Questions language in the amendments.
	Livingston	Replies. Done so at the suggestion of Gerry Cooper. That language is in the diversion statutes. Tracks that language.
	Sen. Trow	Continues to question witness for clarification. Needs to be included.
274	Sen. Tarno	Questions for clarification regarding a reciprocal with neighboring states.
	Hart	Not that I know of. Explains.
294	Livingston	<p>Continues to review the -3 amendments.</p> <p>&gt;top of page 2, language of the 'assault 2 provision' amended</p> <p>&gt;refers to articles. <b>[Exhibit J]</b></p> <p>&gt;section 4: clarifies what is unlawful entrustment of a motor vehicle</p> <p>&gt;section 13: deletes forfeiture provision</p>

378	Livingston	References printed bill - courts have the authority to order performance of community service >refers to [Exhibit J] showing information in respect to other states.
418	Nikola Jones	Committee Counsel. Clarifies changes to amendments. Page 2, line 10 - in addition to `may'
	Hart	Comments for clarification regarding community service - either/or
<b>TAPE 103, B</b>		
047	Sen. Qutub	<b>MOTION: Moves to AMEND SB 1126-3 amendments on page 1, line 9, after `has' delete `participated' and insert "elected to participate". In addition, on page 1, line 10 after `program' insert "in this state or any other jurisdiction"; on page 1, line 22 after `has' delete "participated" and insert "elected to participate"; on page 1, line 23 after `program' insert "in this state or any other jurisdiction". In addition, on page 2, line 5 after `has' delete "participated" and insert "elected to participate"; page 2, line 6 after `program' insert "in this state or any other jurisdiction" and on page 2, line 10 after `hours' insert "and may also impose community service."</b>
		<b>VOTE: 6-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b>
	Chair Stull	The motion CARRIES.
058	Sen. Qutub	<b>MOTION: Moves to ADOPT SB 1126-3 amendments dated 05/07/97 as AMENDED.</b>
		<b>VOTE: 6-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b>
	Chair Stull	The motion CARRIES.
064	Sen. Qutub	<b>MOTION: Moves SB 1126 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 6-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b>
	Chair Stull	The motion CARRIES.  SEN. STULL will lead discussion on the floor.
<b><u>CLOSES WORK SESSION</u></b>		

<u>ON SB</u> <u>1126</u>		
<u>OPENS</u> <u>WORK</u> <u>SESSION</u> <u>ON SB</u> <u>1078</u>		
074	<b>Mike Ramsby</b>	<b>Sergeant, Criminal Investigation Services Division, Oregon State Police.</b> Refers to SB 1078-4 amendments. <b>[Exhibit G]</b> Reviews an error on page 3, line 19 and submits a conceptual amendment as follows: Page 3, line 19, after `and' insert "county of residence."
111	Sen. Qutub	Could a victim ask for more information on the address?
	Ramsby	Current law prohibits releasing exact address.
119	Ramsby	Summarizes the -4 amendments <b>[Exhibit K]</b>
174	Ramsby	Continues reviewing -4 amendments.
186	Sen. Tarno	Questions for clarification regarding other states notification in return.
	Ramsby	Replies. Not consistent.
193	Sen. Trow	Questions those involved in the crafting of the -4 amendments.
	Ramsby	Replies and gives agencies involved.
209	Ramsby	Continues.
230	Sen. Trow	Questions for clarification regarding types of offenders.
	Ramsby	Directed at the dangerous offenders. >changed and added predatory
246	Ramsby	Continues.
252	Sen. Tarno	Questions for clarification.
	Ramsby	Replies. We can release to other law enforcement agencies.
272	Sen. Trow	Any objections to the -4 amendments.
301	Nikola Jones	Reminds Committee of the conceptual amendment suggested: page 3, line 19
313	<b>Sen. Tarno</b>	<b>MOTION: Moves to AMEND SB 1078-4 amendments dated 05/07/97 on page 3, line 19, by inserting "county of residence" after "and".</b>
		<b>VOTE: 6-0</b>  <b>AYE: In a roll call vote, all members present vote Aye.</b>
	<b>Chair Stull</b>	<b>The motion CARRIES.</b>
314	<b>Sen. Tarno</b>	<b>MOTION: Moves to ADOPT SB 1078-4 amendments dated 05/07/97 as AMENDED.</b>



		<b>VOTE: 6-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b>
	<b>Chair Stull</b>	<b>The motion CARRIES.</b>
<b>331</b>	<b>Sen. Tarno</b>	<b>MOTION: Moves SB 1078 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 6-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b>
	<b>Chair Stull</b>	<b>The motion CARRIES.</b>  <b>SEN. TARNO will lead discussion on the floor.</b>
<b><u>CLOSES WORK SESSION ON SB 1078</u></b>		
	<b>Recess committee at 3:00 p.m.</b>	
	<b>Reconvenes at 5:20 p.m.</b>	
<b><u>OPENS WORK SESSION ON SB 857</u></b>		
<b>355</b>	<b>Nikola Jones</b>	Committee Counsel. Reviews SB 857 previous testimony and the SB 857-2 amendments [ <b>Exhibit D</b> ]  >utilize some of the facilities already in place  >waiver of requirements  >facilities only apply to pre- adjudicated youth
<b>391</b>	<b>Sen. Trow</b>	Questions for clarification regarding status offenses.
	<b>Sen. Hamby</b>	Comments for clarification regarding needs of rural areas
<b>414</b>	<b>Chair Stull</b>	Don't think any of us would be opposed to that. Continues.
<b><u>TAPE 104, A</u></b>		
<b>016</b>	<b>Chair Stull</b>	Continues discussion with Sen. Hamby regarding shelter beds.
<b>044</b>	<b>Sen. Trow</b>	Is anyone opposed now.
	<b>Jones</b>	Only person who had concerns was Timothy Travis. He has okayed

		amendments as written.
057	<b>Paul Snyder</b>	<b>Association of Oregon Counties.</b> We approve the amendments.
<b>056</b>	<b>Sen. Hamby</b>	<b>MOTION: Moves to ADOPT SB 857-2 amendments dated 05/06/97.</b>
		<b>VOTE: 6-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b>
	<b>Chair Stull</b>	<b>The motion CARRIES.</b>
<b>062</b>	<b>Sen. Hamby</b>	<b>MOTION: Moves SB 857 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 6-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b>
	<b>Chair Stull</b>	<b>The motion CARRIES.</b>  <b>SEN. HAMBY will lead discussion on the floor.</b>
<b><u>CLOSES WORK SESSION ON SB 857</u></b>		
<b><u>OPENS WORK SESSION ON SB 1076</u></b>		
069	Nikola Jones	Committee Counsel. Refers to SB 1076-3 amendments [ <b>Exhibit B</b> ] and -5 amendments [ <b>Exhibit C</b> ]  >-3 amendments resulted from discussions at last public hearing  >-5 at the request of the Department of Corrections  >Legislative Counsel (LC) had a question regarding adding 'partial state of nudity' - did not think it was necessary  >add specific language
109	Sen. Tarno	Comments on 'partial nudity'
114	<b>Diana E. Godwin</b>	<b>Williams &amp; Troutwine.</b> Speaks of LC's concern and discusses a conceptual amendment.  >the definition of nudity - lines 17 through 19, Sub (b)
	<b>Chair Stull</b>	Comments. Asks for Committee thoughts.

134	Sen. Hamby	Comments for clarification.
	Godwin	Replies. Definition currently of nudity clearly encompasses partial nudity.
147	Jones	Comments regarding a prosecutor's point of view. >adding it in subsection (b), line 19 would be better than it is now >add lines 3 & 4 to the -5 amendments
174	Sen. Qutub	Asks for wording.
	Sen. Trow	Comments for clarification. Opposed to the concept regarding invasion of privacy in the public sector vs. the governmental sector.
	Sen. Qutub	Comments for clarification.
	Chair Stull	Comments for clarification regarding intent.
212	Hamby	<b>MOTION: Moves to AMEND SB 1076 -5 Amendments. On page 1, line 30, delete "or treatment" and insert ", treatment, education or research". IN ADDITION on page 1, line 19, after the period insert "Nudity includes a partial state of nudity."</b>
	Chair Stull	Committee discussion regarding wording of conceptual amendment. Godwin and Jones participate in discussion.
		<b>VOTE: 6-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b>
	Chair Stull	<b>The motion CARRIES.</b>
242	Sen. Hamby	<b>MOTION: Moves to ADOPT SB 1076-5 amendments dated 05/07/97 as AMENDED.</b>
		<b>VOTE: 6-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b>
	Chair Stull	<b>The motion CARRIES.</b>
253	Sen. Hamby	<b>MOTION: Moves SB 1076 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 6-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b>
	Chair Stull	<b>The motion CARRIES.</b>  <b>SEN. STULL will lead discussion on the floor.</b>
<b><u>CLOSES</u></b>		
<b><u>WORK</u></b>		
<b><u>SESSION</u></b>		
<b><u>ON SB</u></b>		

<b>1076</b>		
<b>OPENS WORK SESSION ON SB 1010</b>		
253	Nikola Jones	<p>Committee Counsel. Reviews SB 1010 -1 amendments for the Committee. <b>[Exhibit E]</b> Speaks of decisions to be made regarding these amendments and a possible conceptual amendment.</p> <p>&gt;SB 1010-1, public indecency - second conviction - required to register</p> <p>&gt;Attorney General's Office requested SB 1010-2 amendments <b>[Exhibit F]</b> Narrows, modifies language of the -1 amendments.</p> <p>&gt;same idea - what type of prior conviction</p>
284	Chair Stull	Comments regarding number of violations.
	Sen. Tarno	Comments regarding convictions.
	Jones	Technically they are misdemeanors. Continues
302	Sen. Qutub	Comments for clarification regarding misdemeanor vs. violation.
	Sen. Tarno	Replies and explains.
332	Sen. Tarno	Comments regarding his concerns.
345	Sen. Trow	Comments regarding same concerns.
	Sen. Tarno	Comments for clarification regarding subsection (c).
377	Sen. Trow	Good definition in the bill of what public indecency is?
	Jones	Refers to Staff Measure Summary (SMS) for the bill.
414	Chair Stull	Comments regarding conversations with people who treat sex offenders. They encourage passage of this bill.
423	Sen. Trow	Questions for clarification regarding information contained in SMS.
442	Sen. Hamby	I don't like the bill. Explains.
	Committee discusses concerns regarding nudity and Sen. Hamby's concerns.	
<b>TAPE 105, A</b>		
040	Chair Stull	Questions for clarification regarding how Sen. Hamby feels about voting bill out.
	Sen. Hamby	If the language were there for the outrages situations, I would be there. Continues.

	Committee stands at ease 5:55 p.m.	
	Committee reconvenes - Senate President Brady Adams takes the place of Sen. Jeannette Hamby who is excused.	
<b>059</b>	<b>Sen. Tarno</b>	<b>MOTION: Moves to ADOPT SB 1010-2 amendments dated 05/02/97.</b>
		<b>VOTE: 5-1</b> <b>AYE: 5 - Qutub, Tarno, Trow, Stull, President Adams</b> <b>NAY: 1 - Gordly</b> <b>EXCUSED: 1 - Hamby</b>
	<b>Chair Stull</b>	<b>The motion CARRIES.</b>
<b>065</b>	<b>Sen. Tarno</b>	<b>MOTION: Moves SB 1010 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 4-2</b> <b>AYE: 4 - Qutub, Tarno, Stull, President Adams</b> <b>NAY: 2 - Gordly, Trow</b> <b>EXCUSED: 1 - Hamby</b>
	<b>Chair Stull</b>	<b>The motion CARRIES.</b>  <b>SEN. TARNO will lead discussion on the floor.</b>
<b><u>CLOSES WORK SESSION ON SB 1010</u></b>		
	<b>Chair Stull</b>	<b>Adjourns meeting at 6:05 p.m.</b>

Submitted by, Reviewed by,

**Julie Clemente, Nikola Jones,**

**Administrative Support Counsel**

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**EXHIBIT SUMMARY**

**A - Proposed SB 1126-3 Amendments - Staff - 3 pgs**

**B - Proposed SB 1076-3 Amendments - Staff - 1 pg**

**C - Proposed SB 1076-5 Amendments - Staff - 1 pg**

**D - Proposed SB 857-2 Amendments - Staff - 1 pg**

**E - Proposed SB 1010-1 Amendments - Staff - 1 pg**

**F - Proposed SB 1010-2 Amendments - Staff - 1 pg**

**G - Proposed SB 1078-4 Amendments - Staff - 7 pgs**

**H - Testimony in Support of SB 1126 - Patricia King - 2 pgs**

**I - Proposed SB 1161-1 Amendments - Staff - 11 pgs**

**J - Newspaper Articles in Support of SB 1126 - Mike Livingston - 2 pgs**

**K - Summary of SB 1078 - Mike Ramsby - 2 pgs**

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**SENATE COMMITTEE ON CRIME & CORRECTIONS**

**May 7, 1997 Hearing Room B**

**5:15 P.M. Tapes 106 - 107**

**MEMBERS PRESENT:**

**Sen. Shirley Stull, Chair**

**Sen. Jeannette Hamby, Vice Chair**

**Sen. Avel Gordly**

**Sen. Eileen Qutub**

**Sen. Veral Tarno**

**Sen. Cliff Trow**

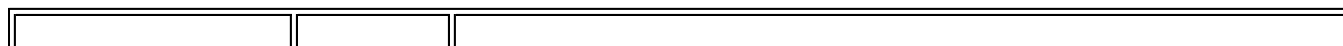
**STAFF PRESENT:**

**Nikola Jones, Counsel**

**Julie Clemente, Administrative Support**

**MEASURE/ISSUES HEARD: Work Session: SB 1125**

**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, 106 A		
	Sen. Qutub	Calls meeting to order at 6:05 p.m.
009	<b>Kevin Mannix</b>	<p><b>Attorney, former State Representative.</b> Explains SB 1125-2 amendments. <b>[Exhibit A]</b> Designed to modify entire bill.</p> <p>&gt;changes give judges more leeway</p> <p>&gt;submits a comparison of Petition 03 and SB 1125 (Compromise Changes to SB 1125) <b>[Exhibit C]</b> and an example of a Petition for State Initiative <b>[Exhibit B]</b></p> <p>&gt;would give voters the opportunity to vote in 1998</p> <p>&gt;SB 1125 drastically modified version of Petition 03 - Discusses differences.</p>
065	Sen. Gordly	One thing missing from comparison sheet is fiscal or bed impact
	Mannix	No impact done until on the ballot
	Sen. Gordly	What about the fiscal for SB 1125?
	Mannix	Not aware of impact. Bill has not been passed.
	Nikola Jones	Committee Counsel. No fiscal - received amendments late, sent to fiscal today.
082	Sen. Trow	Comments on fiscal problems in the state. Fiscal costs must enter your mind.
	Mannix	Replies.
104	Sen. Trow	Continues questioning witness for clarification.
123	Sen. Trow	Questions for clarification regarding stiffer sentences.
	Mannix	Agrees. Continues.
137	Sen. Gordly	Questions regarding testimony from the Criminal Justice System on impact.
	Jones	Phillip Lemman did testify at our last public hearing. Continues.
	Mannix	Replies. The amendments don't differ greatly.
153	Sen. Gordly	When can we get some data from the Criminal Justice System?
	Chair Stull	Bill would go to Ways & Means from here. Continues.
164	<b>Phil Lemman</b>	<p><b>Criminal Justice Commission.</b> No fiscal impact estimate. Explains.</p> <p>&gt;presumptive sentence would be 18 months</p> <p>&gt;impact you will see will be very quick - earlier implementation to</p>



		state custody >affect a large number of people - burglary and auto theft
199	Lemman	Continues.
209	Sen. Gordly	What I am hearing from Mr. Mannix is that if we don't put SB 1125 in place, he will move forward with a petition. Continues.
	Mannix	Yes. The petition will be circulated.
	Chair Stull	Comments for clarification - amendments make this a referral. Continues to discuss the subject of referral with Senators Gordly, Qutub and Hamby.
233	Sen. Gordly	Still don't have the information in front of us now.
241	Sen. Trow	Questions for clarification regarding number of beds.
	Mannix	Rough figure - estimates 500 beds - Continues
253	Sen. Trow	Continues to question witness.
279	Chair Stull	Comments for clarification regarding local impact.
291	Sen. Gordly	Have locals been asked directly about this particular measure.
	Mannix	Replies. Cannot say they have been asked directly. Certainly aware.
303	Sen. Hamby	Comments on the awareness of issues like this.
347	Sen. Trow	Questions for clarification regarding funding.
369	Sen. Qutub	Comments for clarification regarding comparison exhibit.
388	Mannix	Replies. Petition was started a year ago. Continues.
401	Sen. Hamby	Comments: Mood of the voters has changed dramatically. Would like to think that voters have come to the realization that we can't continue to add without being willing to pay for it
456	Mannix	Continues. Not pretending any of these are easy choices.
<b>TAPE 107, A</b>		
035	Mannix	Continues. >three issue areas - education, public safety, taxation >speaks of reason for mixed messages - legislators are not addressing the tax reform issue
<b><u>CLOSES WORK SESSION ON SB 1125</u></b>		
	Chair Stull	Adjourns meeting at 6:40 p.m.

Submitted by, Reviewed by,

**Julie Clemente, Nikola Jones,**

**Administrative Support Counsel**

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**EXHIBIT SUMMARY**

**A - Proposed SB 1125-2 Amendments - Staff - 4 pgs**

**B - Example of a Petition for State Initiative - Kevin Mannix - 2 pgs**

**C - Comparison of Petition 03 and SB 1125 - Kevin Mannix - 1 pg**

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