

HOUSE JUDICIARY
SUBCOMMITTEE ON CIVIL LAW AND JUDICIAL ADMINISTRATION

March 15, 1995 Hearing Room 357
10:00 am Tapes 38 - 39

MEMBERS PRESENT:

Rep. Del Parks, Chair
Rep. Bryan Johnston, Vice-Chair
Rep. Kate Brown
Rep. Chuck Carpenter
Rep. Lisa Naito
Rep. Eileen Qutub

MEMBER EXCUSED:

Rep. Bob Tiernan

STAFF PRESENT:

Milt Jones, Committee Counsel
Sarah May, Committee Assistant

MEASURES HEARD:

HB 2650 - Public Hearing and Possible Work
Session
HB 2749 - Public Hearing and Possible Work
Session
SB 63 - Public Hearing and Possible Work Session

These minutes contain materials which paraphrase and/or summarize statements made during this session. Only text enclosed in quotation marks report a speaker's exact words. For complete contents of the proceedings, please refer to the tapes.

TAPE 38, SIDE A

001 CHAIR PARKS: Calls the meeting to order at 10: 14 am
PUBLIC HEARING ON SB 63

006 MILT JONES, COMMITTEE COUNSEL: Revises limited liability company laws.
(EXHIBITS A, B)

011 CHAIR PARKS: I was concerned about making this a retroactive law that
applied to various governmental agencies, explains

WORK SESSION ON SB 63

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022 MOTION: REP. BROWN: Moves SB 63 TO THE FULL COMMITTEE with a DO
PASS recommendation.
VOTE: 6-0 MOTION PASSES
AYE: Brown, Carpenter, Johnston, Naito, Qutub, Parks
NO: None
EXCUSED: Tiernan

PUBLIC HEARING ON HB 2650

034 MILT JONES, COMMITTEE COUNSEL: HB 2650 establishes rules and guidelines
for trustee in investing and managing trust assets. (EXHIBIT C)

Witnesses: Frank Brawner, Oregon Banker's Association
Alan Bennett, Pioneer Trust Bank Trust
Officer

040 FRANK BRAVNER, OREGON BANKER'S ASSOCIATION: Testifies and submits
proposed amendments in support of HB 2650. (EXHIBIT D)

056 CHAIR PARKS: How is this different from the rule in Oregon today?

058 ALAN BENNETT, PIONEER TRUST BANK TRUST OFFICER: Testifies and submits
written testimony in support of HB 2650. (EXHIBIT E)

168 BRAWNER: The uniform approach is going to be extremely valuable as they
serve their customers, explains.

176 REP. JOHNSTON: Nothing in the law prevents individual parties from

contracting with the trust department at commercial to a higher standard than this?

180 BENNETT: Correct, explains.

WORK SESSION ON HB 2650

190 MOTION: REP. JOHNSTON: Moves to ADOPT HB 2650-1 AMENDMENTS.
VOTE: Hearing no objections the amendment is ADOPTED.
196 MOTION: REP. JOHNSTON: Moves HB 2650-1 AS AMENDED TO THE
FULL COMMITTEE with a DO PASS recommendation.
VOTE: 6-0 MOTION PASSES
AYE: Brown, Carpenter, Johnston, Naito, Qutub, Parks
NO: None
EXCUSED: Tiernan

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PUBLIC HEARING ON HB 2749

(HB 2749 defines personal information as it relates to inspection of public records)

Witnesses: Rep. John Schoon, District 34 leb Bladine, Oregon Newspapers

209 REP. JOHN SCHOON, DISTRICT 34: Testifies in support of HB 2749.

230 JEB BLADINE, OREGON NEWSPAPERS: Testifies and submits proposed amendments to HB 2749. (EXHIBIT F)

260 CHAIR PARKS: Cites language in bill.

267 BLADINE: That is correct. This amendment would simply add one sentence to one specific place in the statute.

269 CHAIR PARKS: This amendment was drafted by you and not Legislative Counsel?

272 REP. NAITO: What types of situations would this apply to?

276 BLADINE: Explains situations and continues with testimony.

363 REP. NAITO: In the McMinnville case, there was no disciplinary proceedings? How does this work?

368 BLADINE: Explains that if someone accuses someone unjustly and no action is taken, that is public. If they accuse someone with reason, then that is confidential, explains. Personal information is information such as age, weight, medical condition, etc.

386 REP. NAITO: How would a situation be handled, if an employee's performance was not necessarily effected, assuming no disciplinary action was taken?

397 BLADINE: If it no way influenced their performance, it might be considered personal information. It would currently be public information if there were no disciplinary action taken.

410 REP. JOHNSTON: I see the bill and it's amendments as two alternate ways at getting to the same

conclusion. If that is correct, then why is the amendment better?

417 BLADINE: The initial effort was one to try to suggest what personal information is. There were

some concerns that this might cause problems in other areas of records. Sometimes the address

is public, sometimes it's not, explains. We thought it would be dangerous to list particulars.

TAPE 39, SIDE A

016 CHARLIE WILLIAMSON, COMMUNICATION INFORMATION SYSTEM: Test)files in support of HB 2749 with proposed amendments, EXHIBIT F.

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03 REP. NAITO: I wouldn't base a lot of information people put on their drivers license.

040 CHAIR PARKS: We are not going to work this bill because the amendments are not from Legislative Counsel.

058 CHAIR PARKS: Adjourns the hearing at 10:45 am.

Submitted by, Revj~ed by, A
Sarah May Debra Johnsqh /
Committee Assistant Committee Ce<Srdinator

EXHIBIT SUMMARY:

- A. Testimony on SB 63 - Don Douglas - 7 pages
- B. Testimony on SB 63 - Mark Golding -1 page
- C. Testnnony on HB 2650 - Staff- 1 page
- D. Proposed Amendment to HB 2650 - Frank zB~awner -1 page
- E. Testimony on HB 2650 - Alan Bennett -'pages
- F. Testhnony on HB 2749 - Jeb Bladine - 1 page

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