

SENATE COMMITTEE ON
JUDICIARY

May 11, 1993 Hearing Room B
1:00 p.m. Tapes

MEMBERS PRESENT: Sen. Dick Springer, Chair
 Sen. Jeannette Hamby
 Sen. Karsten Rasmussen
 Sen. Bob Shoemaker
 Sen. Gordon Smith
 Sen. Catherine Webber

MEMBERS EXCUSED: Sen.

STAFF PRESENT: Karen Quigley, Committee Counsel
 Kirk Bailey, Committee Assistant

ISSUES DISCUSSED: Work Session on SB 230, SB 394, SB 1003, SB 916, SB 640
 Public Hearing & Work Session on SB 443, SB 295,
 SB
 348, SB 837, SB 895, SB 462

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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.

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TAPE , SIDE A

003 CHAIR SPRINGER: Opens the hearing at 1:36 pm.

SB 837: Provides certain land subject ot special farm use assesemnt may
 be considered whe determining whether to eexpand urban growth
 boundary.

WITNESSES:
JON CHANDLER, COMMON GROUND
DON MORRISETTE, HB AMP
DENNIS DERBY, HB AMP
PAT RITZ, HB AMP

csp: lc 3941
motion: csp: moves to INTRODUCE LC 3941.
vote: Hearing no objection the motion CARRIES.

csp: resumes consideration of SB 837.

JON CHANDLER: Submits and reviews written testimony in support of the bill
(EXHIBIT).

DON MORISSETTE: Testifies in support of the bill.

mary kyle mcurdy, thousand friends of oregon: submit written testimony only
in of the bill (EXHIBIT).

shoe: taxes taken out?

don: 5

shoe: difference is tax vs. what it would have been.

jon: yes.

shoe: say what???????

jon: two things are wrong. That is the way it was supposed to work, but they

weren't planned out that way. Disincentive built into the system.

shoe: economic incentive

jon: back taxes are not the problem. Rural living in urban environment is

the problem.

don: clarifies tax situation.

shoe: bringing services to housing increases costs....

don: That is correct.

ham: what is the acreage

jon: close to 20,000 acres. break down by county.

smi:

DENNIS DERBY: Testifies in support of the bill.

SB 394:

qui: reviews bill and amendments -1. Referral to ways and means.

csp: comments on -1 amendments. questions for proponents.

qui: reviews transcript process.

csp:

bill linden, state court administrator: Testifies in opposition to the bill.

>no real need for the bill.

>needs to go to ways and means if passed.

ocdla: Submits and reviews written testimony in support of the bill
(EXHIBIT
).

ras: comments on the fiscal impact of the bill and requests further
information from proponents.

carl myers: discussions to grandfather the current courts using audio
systems. That would not create a fiscal impact. Need to discuss in ways
and
means.

ras: supports sending to ways and means but not to die.

motion: ras:to amend -1.
vote: hno.

motion: ras: moves
vote: aye.

SB 1003:

qui: reviews bill and amendments to the bill (EXHIBIT).
csp: comments generally on the bill.

MOTION: csp: moves.
vote: aye.

SB 230:

WITNESSES:
ANDY MORROW

qui: reviews bill.

ANDY MORROW: Submits and reviews written testimony in support of the
bill
(EXHIBIT). Submits amendments to the bill (EXHIBIT).

shoe: calls other witnesses.

charlie williamson: amendments address problems.
shoe: support?
charlie: non-opposition.

motion:shoe: morrow amend
vote:hno

motion: shoe: moves
vote:aye.

SB 462:

qui: reviews bill and amendments (EXHIBIT).

shoe: oSB ?
committee trying to track down the witnesses.
shoe: recesses on SB 462 and convenes SB 640.

SB 640:

ham: discusses committee agenda with shoe:
shoe: Calls dale penn and reviews concerns about the bill.
ham: reveivs bill, amendments and witnesses.

DALE PENN, MARION COUNTY DISTRICT ATTORNEY: submits and reviews
written
testimony with amendments to the bill (EXHIBIT).

ham: reviews amendments by penn.
motion: ham: penn amendments to -1.

vote: hno.

motion: ham: -1.

web:

penn:

web: because court could entertain, don't want to consider?

penn: clarifies. Not necessary for three week hearing to rehear evidence.

web: does language accomplish intent?

penn: language taken from death penalty sentencing statute. No objection to

discretion with judge.

web: comfortable with the language?

penn: Legislative history is established.

shoe: sub 5, sect 2, line 5, page 2.... should that be changed to correspond

to sub 1?

penn: appropriate amendment.

shoe: defendant "is"....

penn.

motion: shoe: amend to p.2,line 5.

vote:hno

vote: hno

motion: ham. moves

vote:aye.

SB 462:

qui: reviews bill and -1 amendments (EXHIBIT).

FRANK BRAUNER, OREGON BANKERS ASSOCIATION: Submits and reviews written

testimony in support of the bill (EXHIBIT).

csp: aware of oSB memo? Shared amendments with the bar?

frank: Discussions. They are aware of the amendments. Not aware at the

first hearing. Unaware of support or opposition.

csp: commercial accounts or consumer accounts?

frank: pasSB ook, then certificates of deposit. Now the paper is gone, simply

a written record, with a receipt. No rules governing this process and the

account.

ham: comments on deposit of campaign funds.

ham: could we move and alert oSB about movement on the bill.

csp: more comfortable holding for oSB input. Holds the bill for further

discussion.

SB 295:

WITNESSES:

DIANA ROBERTS, CSD

PEGGY RABIN, CSD
JOHN CHALLY, CITIZEN
DAVID NEBEL, OREGON LEGAL SERVICES
JAMES WHEELER, COLUMBIA COUNSELING
RINGERING,

csp:
ham: offers introductory comments.

DIANA ROBERTS: Submits and reviews written testimony in support of the bill
(EXHIBIT).

PEGGY RABIN: Submits and reviews written testimony in support of the bill
(EXHIBIT). Testifies in support of -3 amendments (EXHIBIT).

qui: reviews bill and -4 amendments (EXHIBIT).

csp:
ham: Comments on support from

JOHN CHALLY: Testifies in support of the bill.
>One concern on the bill.

ham: suggests csd respond to concern.
rabin: question?
chally: reviews concern.
rabin: this amendment consistent with uccjj. Not clear oregon should have
jurisdiction or interest.
chally: supports other provisions of the bill.
ham:

DAVID NEBEL: Testifies and presents videotape in support of the bill.

ham: hoyt adoption supports the bill. Concerns addressed in the amendmets.

motion: ham -4.
vote
motion: