

Conference Committee on June 24, 1991 - Page

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.

CONFERENCE COMMITTEE ON SB 380

June 24, 1991Hearing Room 357 9:00 a.m.Tapes 2

SENATE MEMBERS PRESENT: Sen. Shoemaker, Chair Sen. Hamby

HOUSE MEMBERS PRESENT: Rep. Mannix Rep. Miller

MEMBER EXCUSED: Sen. Springer

STAFF PRESENT: Ingrid Swenson, Committee Administrator
Jacqueline Talbot, Committee Assistant

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001 CHAIR SHOEMAKER: Calls meeting to order. (9:10 a.m.)

The issue is should an alternate juror who didn't participate in the guilt phase should be permitted to deliberate under the sentencing phase.

I wouldn't want an alternate juror coming in during the middle of the sentencing phase; they should come in at the beginning or not at all.

030 REP. MANNIX: You don't object to using alternate jurors, but are concerned about when the alternate begins to participate?

CHAIR SHOEMAKER: That is right.

INGRID SWENSON, COMMITTEE COUNSEL: The Senate committee recently proposed amendments to HB 2393, the post conviction bill, adding the same language to that bill, see (EXHIBIT A).

REP. MANNIX: I am alright with that.

054 CHAIR SHOEMAKER: We should amend ORS 136.280 to provide that accept as provided in SB 380, these provisions apply.

Suggests adopting (-B4) amendments, see (EXHIBIT B).

070 MOTION: CHAIR SHOEMAKER MOVES THE (-B4) AMENDMENTS AND ALSO THAT ORS 136.280 BE AMENDED TO PROVIDE AT THE BEGINNING OF THAT PROVISION, THAT "ACCEPT AS PROVIDED IN SB 380, AS AMENDED.."

082 VOTE: HEARING NO OBJECTION THE MOTION CARRIES.

085 MOTION: REP. MANNIX MOVES ADOPTION OF THE CONFERENCE COMMITTEE REPORT WITH THE AMENDMENTS.

08VOTE: IN A ROLL CALL VOTE THE MOTION CARRIES UNANIMOUSLY. MEMBERS EXCUSED: SEN. SPRINGER

093 CHAIR SHOEMAKER: We are adjourned. (9:20 a.m.)

Submitted by, Reviewed by,

Jacqueline Talbot Ingrid Swenson Assistant
Counsel

Committee

EXHIBIT SUMMARY:

A - SB 380: Proposed amendments to HB 2393 submitted by staff, pp 3 B - SB 380: Proposed amendments submitted by staff, pp 1 C - SB 380: SMS submitted by staff, pp 1