Senate Committee on Judiciary April 29, 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.

Measures Heard SB 571, WS SB 633, PH SB 1061, PH SB 1074, PH

SENATE COMMITTEE ON JUDICIARY

April 29, 1991Hearing Room A 1:00 p.m. Tapes 133 - 136

MEMBERS PRESENT: Sen. Joyce Cohen, Chair Sen. Jim Hill, Vice-Chair Sen. Peter Brockman Sen. Jim Bunn Sen. Jeannette Hamby Sen. Bob Shoemaker Sen. Dick Springer

STAFF PRESENT: Bill Taylor, Committee Counsel Kate Wrightson, Committee Assistant

WITNESSES:

Danna Schaeffer, Oregonians Against Gun Violence Chief Tom Potter, Portland Police Bureau Major Dean Renfrow, Oregon State Police Donald Trunkey, MD, Oregon Health Sciences University Avel Gordley, House of Umoja Megan Port Clark, Emergency Nurses Association Judge Robert Thornton, Court of Appeals Susan Swenson, Oregonians Against Gun Violence Tuck Wilson, Oregonians Against Gun Violence Maureen Leonard, Oregonians Against Gun Violence Sen. Jane Cease Gene Wolferd, Citizen Stephen Donnell, Oregon Pro-Gun Civil Rights Lobby Fred Woods, Citizen Mark Wahlster, Citizen Sen. Larry Hill John Nichols, Oregon State Shooting Association Jim Delapoer, Citizen Louis White, Citizen Chuck Woosley, Izaak Walton League Harold Bangs, Citizen Dan Brady, Citizen Douglas Barry, Citizen Jayme Armstrong, Legislative Assistant to Sen. Frank Roberts Vic Mann, City of Eugene Steve Neshyba, Citizen Bob Moller, Citizen Benson Schaeffer, Oregonians Against Gun Violence Dennis Olson, Citizen

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TAPE 133, SIDE A

003 CHAIR COHEN: Calls hearing to order at 1:07 p.m.

SB 571, RELATING TO DISCHARGE OF JUDGMENTS, WORK SESSION

052 TAYLOR: Reviews intended purpose of bill. Submits -1 amendments and hand-engrossed version (Exhibits A & B).

061 SEN. HILL: Moves to adopt the -1 amendments.

- 063 HEARING NO OBJECTIONS, CHAIR COHEN SO ORDERS. SENATOR BUNN WAS EXCUSED.
- 064 SEN. HILL: Moves SB 571, as amended, to the floor with a "do pass" recommendation.
- 070 MOTION CARRIES UNANIMOUSLY, WITH SENATOR BUNN EXCUSED.
- SB 633, DEFINES "ASSAULT WEAPON," PUBLIC HEARING
- 076 SEN. SPRINGER: Submits and summarizes written testimony (Exhibit C).
- 118 DANNA SCHAEFFER, OREGONIANS AGAINST GUN VIOLENCE: Reviews intended purpose and history of bill. -Shows news video of unregulated gun purchase to committee.
- 209 CHIEF TOM POTTER, PORTLAND POLICE BUREAU: Submits and summarizes written testimony (Exhibit D).
- 279 MAJOR DEAN RENFROW, OREGON STATE POLICE: Submits and summarizes written

testimony (Exhibit E).

381 DONALD TRUNKEY, M.D., DEPT. OF SURGERY, OREGON HEALTH SCIENCES UNIVERSITY: Explains medical consequences of medium and high velocity weapons. -Shows photographs of patients, wounded by high-velocity firearms, to committee. -These weapons are designed to maim and kill human beings, not for animal-directed sport.

TAPE 134, SIDE A

- 004 SEN. BUNN: What about the Second Amendment?
- 007 TRUNKEY: I don't know what constitutes a standing militia. These guns don't belong to an ordinary citizen.
- 012 SEN. BUNN: Explains concept of standing militia, as composed of able-bodied citizens.
- 016 TRUNKEY: No individual has a right to own these weapons.
- 021 SEN. BUNN: How many times a year does Portland have crimes involving a registered fully automatic weapon?
- 024 POTTER: I will get that information for you.
- 025 SEN. BUNN: Twenty in the last five years?
- 027 POTTER: At the high end.
- 031 SEN. BUNN: You commented about retired Oregon police officers. What about retired officers from other states?
- 035 RENFROW: There may be an exception there. The basis for my comment was that retired Oregon officers are familiar with Oregon law.
- 039 SEN. HILL: Do you feel that this bill will really keep criminals from getting guns?
- 048 POTTER: We can't completely stop that, but we want to cut down the

- potential. It is not a perfect bill, but it will restrict enough to help.
- 066 RENFROW: A number of weapons are obtained through legitimate sources. If legitimately sold weapons are only 1% of firearms used in a crime, that's still a big number; 80,000 firearms were sold during 1990.
- 085 SEN. HILL: I understand the handgun problem, but I want to know why shotguns and rifles are included in this. How many crimes each year involve shotguns and rifles?
- 090 POTTER: I don't have the exact numbers. The problem with long guns is that they get sawed off.
- 097 SEN. HILL: I don't know what you can accomplish with this. I don't see how it will keep guns away from criminals.
- 124 AVEL GORDLEY, HOUSE OF UMOJA: Submits and summarizes written testimony (Exhibit F).
- 156 MEGAN PORT CLARK, EMERGENCY NURSES ASSOCIATION: Submits and summarizes written testimony (Exhibit G).
- 181 JUDGE ROBERT THORNTON, COURT OF APPEALS: Submits and summarizes written
- testimony (Exhibit H & I).
- 321 SEN. BUNN: Would you support a bill to ban automatic and semi-automatic weapons?
- 324 THORNTON: I would limit it to assault weapons.
- 326 SEN. BUNN: Defines assault weapon. -Doesn't this encompass almost every semi-automatic weapon in use?
- 333 THORNTON: I am not prepared to answer.
- 347 SEN. BUNN: You cite many statistics showing that the majority of Americans want strict gun control. Aren't our laws based on protecting the minority form the wishes of the majority?
- 351 THORNTON: I wouldn't use that characterization. This is connected with public safety.
- 358 SEN. HILL: We live in a violent society. Do you think it worthwhile to put more resources into this, as we have been doing with drugs? Perhaps resources are better spent in getting to the roots of societal violence.
- 384 THORNTON: While it is true about societal violence, we still need to control assault weapons.
- TAPE 133, SIDE B
- 008 SUSAN SWENSON, OREGONIANS AGAINST GUN VIOLENCE: Submits and summarizes written testimony (Exhibit J). -Shows photographs of child victim to committee.
- 083 TUCK WILSON, OREGONIANS AGAINST GUN VIOLENCE: Submits and summarizes written testimony (Exhibit K).

- 193 MAUREEN LEONARD, OREGONIANS AGAINST GUN VIOLENCE: Submits and summarizes written testimony (Exhibit L).
- 244 SEN. BUNN: You proposed a "gun-free" Portland. Would you buy back the guns? Do you support confiscation?
- 249 SWENSON: Yes.
- 253 SEN. BUNN: Do you believe there is a legitimate reason to own guns other than hunting?
- 254 WILSON: Yes.
- 256 SEN. BUNN: What about police use of assault weapons? -Would widespread police use of a particular kind of weapon classify it as an assault weapon?
- 269 LEONARD: The bill provides generic characteristics. They are technical, not mysterious, terms.
- 280 SEN. BUNN: Do Federal regulations have the same criteria?
- 284 LEONARD: Yes. They have three categories. -We have created a list of recognized assault weapons, and have included categories for an annual revision of the list.
- 299 SEN. HILL: You testified that the American psyche is addicted to guns. Do you think the problem is guns, as opposed to violence?
- 308 WILSON: Violence is the problem, but guns contribute to it.
- 327 SEN. HILL: What about violent crimes not involving weapons? Isn't the issue one of violence, not guns?
- 344 WILSON: It is incrementally possible to change public attitudes. On this issue, that starts when the Legislature stigmatizes dangerous instruments like firearms, and puts constraints on frivolous and improper use.
- 365 SEN. BROCKMAN: Don't forget that a gun is an inanimate object.
- 372 SEN. BUNN: What about semi-automatics from World War I or II?
- 377 LEONARD: Guns manufactured before 1947 are exempt.
- 382 SEN. BUNN: Are they less dangerous?
- 384 LEONARD: They have fewer of the features that modern guns have.
- SB 1061, PROHIBITS SALE OR POSSESSION OF SPECIFIED FIREARMS, PUBLIC HEARING
- 408 SEN. JANE CEASE: Submits and summarizes written testimony (Exhibit M). Reviews history and intended purpose of bill.
- 435 SEN. BUNN: A tax credit or a tax deduction?
- 436 SEN. CEASE: A tax deduction.
- 437 SEN. BUNN: What will the revenue impact be?
- 439 SEN. CEASE: It is indeterminate.

TAPE 134, SIDE B

- 013 SEN. BUNN: Are you assuming that the guns not turned in would be sold to other states?
- 015 SEN. CEASE: Revenue took that into consideration. I would introduce the same bill in Washington or Idaho.
- SB 633, PUBLIC HEARING
- 034 GENE WOLFERD, CITIZEN: Submits and summarizes written testimony in opposition to SB 633 and SB 1061 (Exhibit N).
- 064 STEPHEN DONNELL, OREGON PRO-GUN CIVIL RIGHTS LOBBY: Submits and summarizes written testimony (Exhibit O).
- 202 FRED WOODS, CITIZEN: Testifies in opposition to SB 633.
- 394 MARK WAHLSTER, CITIZEN: Testifies in opposition to SB 633.
- TAPE 135, SIDE A
- 002 WAHLSTER: Continues testimony.
- SB 1074, VESTS EXCLUSIVE AUTHORITY TO REGULATE FIREARMS IN LEGISLATIVE ASSEMBLY, PUBLIC HEARING
- 084 SEN. LARRY HILL: Reviews history and intended purpose of bill.
- 129 JOHN NICHOLS, OREGON STATE SHOOTING ASSOCIATION: Submits and summarizes
- written testimony in support of SB 1074 (Exhibit P).
- 170 SEN. LARRY HILL: We are concerned about Second Amendment rights as well.
- 190 NICHOLS: During the long guns study, about 430 persons were identified as being prohibited to purchase a weapon. The most common consequence was refusal to indict, the second most common was that a letter was sent, and the third was arrest and trial in four cases. -We should enforce current laws before extending them.
- 213 JIM DELAPOER, CITIZEN: Submits and summarizes written testimony in opposition to SB 633 and SB 1061, and in support of SB 1074 (Exhibit O).
- 282 LOUIS WHITE, CITIZEN: Submits and summarizes written testimony in opposition to SB 633 and SB 1061, and in support of SB 1074 (Exhibit R).
- 347 CHUCK WOOLSLEY, IZAAK WALTON LEAGUE: Submits and summarizes written testimony in opposition to SB 633 and SB 1061, and in support of SB 1074 (Exhibit S).
- 389 HAROLD BANGS, CITIZEN: Testifies in opposition to SB 633 and SB 1061, and in support of SB 1074.
- TAPE 136, SIDE A
- 001 BANGS: Continues testimony.

- 063 DAN BRADY, CITIZEN: Testifies in opposition to SB 633 and SB 1061, and in support of SB 107 4.
- 196 DOUGLAS BARRY, CITIZEN: Testifies in opposition to SB 633 and SB 1061, and in support of SB 1074.
- 301 JAYME ARMSTRONG, LEGISLATIVE ASSISTANT TO SEN. FRANK ROBERTS: Submits and summarizes written testimony in support of SB 633 (Exhibit T).
- 329 VIC MANN, CITY OF EUGENE: Submits and summarizes written testimony in support of SB 633 (Exhibit U).

TAPE 135, SIDE B

- 001 MANN: Continues testimony.
- 052 STEVE NESHYBA, CITIZEN: Testifies in opposition to SB 633.
- 087 BOB MOLLER, CITIZEN: Testifies in opposition to SB 633.
- 109 CHAIR COHEN: How do you, as a registered dealer, feel about gun shows?
- 122 MOLLER: The Bureau of Alcohol, Firearms, & Tobacco is working to suppress illegal gun shows. -The current system works. We don't need to change it.
- 178 BENSON SCHAEFFER, OREGONIANS AGAINST GUN VIOLENCE: Testifies in favor of SB 633.
- 235 DENNIS OLSON, CITIZEN: Submits and summarizes written testimony both in support of, and in opposition to, SB 633 (Exhibit V).
- 302 CHAIR COHEN: Adjourns hearing at 4:17 p.m.

Submitted by: Reviewed by:

Kate Wrightson Bill Taylor Assistant Counsel

## EXHIBIT LOG:

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Amendments to SB 571 - Staff - 1 page B - Hand-engrossed
version of SB 571 - Staff - 2 pages C -
                                           Testimony on SB 633 - Sen.
Dick Springer - 2 pages D - Testimony on SB 633 - Chief Tom Potter
                     Testimony on SB 633 - Major Dean Renfrow - 6 pages
- 4 pages E
              Testimony on SB 633 - Avel Gordley - 1 page
G
             Testimony on SB 633 - Megan Port Clark - 1 page
             Testimony on SB 633 - Judge Robert Thornton - 3 pages
             Testimony on SB 633 - Judge Robert Thornton - 1 page
             Testimony on SB 633 - Susan Swenson - 3 pages
J
K
             Testimony on SB 633 - Tuck Wilson - 3 pages
L
             Testimony on SB 633 - Maureen Leonard - 2 pages
             Testimony on SB 1061 - Sen. Jane Cease - 1 page
Μ
            Testimony on SB 633 - Gene Wolferd - 1 page
Ν
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O - Testimony on SB 633 - Stephen Donnell - 134 pages

P - Testimony on SB 1074 - John Nichols - 35 pages

Q - Testimony on SB 633 - Jim Delapoer - 8 pages

R - Testimony on SB 633 - Louis White - 2 pages

S - Testimony on SB 633 - Chuck Woosley - 1 page

T - Testimony on SB 633 - Jayme Armstrong - 1 page

U - Testimony on SB 633 - Vic Mann - 6 pages V - Testimony on SB 633 - Dennis Olson - 2 pages W - Testimony on SB 633 - Kevin

Silbernagel - 2 pages X - Testimony on SB 633 - Charles Brodeur -

1 page Y- Testimony on SB 633 - Stephen Bach - 1 page

Z - Testimony on SB 633 - Don Coon - 1 page AA - Testimony on SB 633 - Herb Johnson - 1 page AB - Testimony on SB 633 - Patrick

Conley - 1 page
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Senate Committee on Judiciary April 29, 1991 - Page

These minutes contain materials which paraphrase and/or summarize statements made during this session. Only text enclosed in quotation marks

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Measures Heard SB 546, PH SB 1148, PH SB 507, WS SB 191, WS SB 194, WS SB 990, WS SB 1013, WS

SENATE COMMITTEE ON JUDICIARY

April 29, 1991Hearing Room C 7:00 p.m. Tapes 137 - 138

MEMBERS PRESENT:Sen. Joyce Cohen, Chair Sen. Jim Hill, Vice-Chair Sen. Peter Brockman Sen. Jeannette Hamby Sen. Bob Shoemaker Sen. Dick Springer

MEMBER EXCUSED: Sen. Jim Bunn

STAFF PRESENT: Ingrid Swenson, Committee Counsel Bill Taylor, Committee Counsel Kate Wrightson, Committee Assistant

WITNESSES:

Sen. Peg Jolin Rep. Sam Dominy Craig
Urbani, Insurance Division Al Thompson, Blue Cross/Blue Shield Insurance
Companies Sen. Joan Dukes Sen. Clifford Trow John Bergquist, Lambda Chi
Alpha Fraternity James Nelson, Lambda Chi Alpha Fraternity Jeff
Heatherington, Delta Tau Delta Fraternity Glen Rader, Oregon State
Police

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 137, SIDE A

002 CHAIR COHEN: Calls hearing to order at 7:17 p.m.

SB 546, REQUIRES GROUP HEALTH INSURANCE POLICIES TO CONTAIN PROVISIONS REGARDING NOTICES OF POLICY TERMINATION, PUBLIC HEARING

010 SEN. PEG JOLIN: Reviews history and intended purpose of bill. -Submits two letters (Exhibits A & B).

057 REPRESENTATIVE SAM DOMINY: Reviews intended purpose and history of bill.

109 CRAIG URBANI, INSURANCE DIVISION: Submits -A3 amendments (Exhibit C).

- 118 CHAIR COHEN: How do you envision this working? Will the insurance company need to keep track of everyone?
- 123 URBANI: The insurer will have to rely on the employer to keep up-to-date records.
- 134 CHAIR COHEN: What circumstances of non-payment would trigger this action?
- 136 URBANI: The premium would have to be over 30 days late, and the insurer could not have been replaced by another carrier.
- 151 AL THOMPSON, BLUE CROSS/BLUE SHIELD INSURANCE: Testifies in opposition to SB 546. -Often, insuree information is not easily available to the insurer.
- 204 CHAIR COHEN: We are dealing only with the civil penalties segment of the bill.
- 228 SWENSON: Line 18 of sub-section 3, Section 1, states that the employee has a right of action against employer. -Sections 3-5 are mandates to the insurer. How could an employer violate those?
- 239 URBANI: We drafted amendments which would hold the insurer responsible. -The language to which you refer puts the employer and insurer together as a partnership, to ensure that notification occurs.
- 278 REP. DOMINY: The Bureau of Labor & Industries wanted to know how they could help to enforce it.
- 289 SEN. SHOEMAKER: The original bill had right of action against employer in sub-section 1. -When we added Sections 3-5, I don't recall moving the right of action.
- 314 SEN. JOLIN: We focused on the insurance side of the issue. Sub-section 1 is relatively standard.
- 327 SEN. SHOEMAKER: Perhaps we should re-amend line 18.
- 338 SEN. JOLIN: We had looked at two bills: one related to the employer only, and this bill. -Any amendments would concern the employer.
- SB 1148, CREATES CIVIL CAUSE OF ACTION FOR VICTIM OF HAZING AND PARENTS OR LEGAL GUARDIAN OF VICTIM, PUBLIC HEARING
- 398 SEN. JOAN DUKES: Reviews history and intended purpose of bill.

TAPE 138, SIDE A

- 017 SEN. CLIFFORD TROW: Reviews history and intended purpose of bill.
- 043 JOHN BERGQUIST, LAMBDA CHI ALPHA FRATERNITY, OREGON STATE UNIVERSITY: Submits and reviews written testimony (Exhibits D, E, F, & G).
- 076 SEN. SHOEMAKER: Language in section 2 refers to "any person, parent, or legal guardian." Can they sue for damages to person? Is this a parent suing on a student's behalf, or for their own emotional distress? That should be more clear. -The bill also states that an action may be brought either against an organization, or against any

- individual member. The plaintiff has the burden to show an individual's responsibility. How can this work?
- 091 BERGQUIST: It refers to the organization as a whole, or to members individually responsible.
- 097 SEN. DUKES: The person who committed the crime would be responsible. A nonparticipant would not be responsible.
- 100 CHAIR COHEN: That needs to be clarified.
- 101 SEN. SHOEMAKER: "Responsible" is also not clear. Is anyone who participates, even if they are not the decisionmaker, then liable?
- 109 SEN. DUKES: Everyone who participated is liable, to the extent that they participated.
- 116 TAYLOR: The "relating to" clause needs to be amended, since this bill is both civil and criminal.
- 120 CHAIR COHEN: It should be "relating to hazing." This is the advice of Legislative Counsel.
- 155 TAYLOR: Does section 2 in any way narrow the current rights of parents or legal guardians?
- 160 SEN. DUKES: It was not our intent to narrow it.
- 166 JAMES NELSON, LAMBDA CHI ALPHA FRATERNITY: Testifies in support of bill.
- 194 CHAIR COHEN: Do you think this needs to be a Class A misdemeanor?
- 197 NELSON: If there is a potential criminal sanction and violation, that is sufficient.
- 213 JEFF HEATHERINGTON, DELTA TAU DELTA FRATERNITY: Submits and summarizes written testimony (Exhibit H).
- SB 507, RELATING TO DISCLOSURE OF CERTAIN FINANCIAL INFORMATION WHEN SUPPORT OBLIGATION EXISTS BETWEEN PARTIES, WORK SESSION
- 423 TAYLOR: Reviews intended purpose of -7 amendments (Exhibit I).
- TAPE 137, SIDE B
- 012 SEN. HILL: Moves to adopt the -7 amendments to SB 507, pending review by Legislative Counsel.
- 026 HEARING NO OBJECTIONS, CHAIR COHEN SO ORDERS. SEN. BUNN WAS EXCUSED.
- 027 TAYLOR: Reviews intended purpose of -8 amendments (Exhibit J).
- 053 SEN. HAMBY: Moves to adopt the -8 amendments to SB 507, pending review by Legislative Counsel.
- 057 HEARING NO OBJECTIONS, CHAIR COHEN SO ORDERS. SEN. BUNN WAS EXCUSED.

- 058 SEN. HAMBY: Moves SB 507, as amended, to the floor with a "do pass" recommendation.
- 062 MOTION CARRIES UNANIMOUSLY, WITH SEN. BUNN EXCUSED.
- SB 191, RELATING TO ISSUANCE OF TRAFFIC INFRACTION CITATIONS, WORK SESSION
- 076 SWENSON: Reviews intended purpose of bill.
- 092 SEN. HILL: How certain can this identification be?
- 102 GLEN RADER, OREGON STATE POLICE: It has to make the car stand out. -We use the two person concept in radar cases now.
- 132 SEN. BROCKMAN: Is it possible to do this from a plane?
- 135 RADER: It is the best way to do it. The officer can see both the violation and the stop.
- 139 SEN. BROCKMAN: Does the officer in the car work in tandem with the officer in the plane?
- 143 RADER: We used planes for 97 hours in 1990. We used several cars on the ground in tandem with the plane.
- 161 CHAIR COHEN: Moves to adopt the -A5 amendments to SB 191.
- 169 MOTION CARRIES, WITH SENATORS HAMBY, SHOEMAKER, SPRINGER, HILL, AND COHEN VOTING AYE, SENATOR BROCKMAN VOTING NAY, AND SENATOR BUNN EXCUSED.
- 171 CHAIR COHEN: Moves SB 191, as amended, to the floor with a "do pass" recommendation.
- 176 MOTION CARRIES UNANIMOUSLY, WITH SEN. BUNN EXCUSED.
- SB 194, PUNISHES FLEEING OR ATTEMPTING TO ELUDE POLICE OFFICER IN VEHICLE, WORK SESSION
- 179 SWENSON: Reviews intended purpose of bill and of -1 amendments (Exhibit K).
- 201 SEN. SPRINGER: Moves to adopt the -1 amendments to SB 194.
- 213 MOTION CARRIES, WITH SENATORS HAMBY, SHOEMAKER, SPRINGER, HILL, AND COHEN VOTING AYE, SENATOR BROCKMAN VOTING NAY, AND SENATOR BUNN EXCUSED.
- 214 SEN. SPRINGER: Moves SB 194, as amended, to the floor with a "do pass" recommendation.
- 219 MOTION CARRIES UNANIMOUSLY, WITH SENATOR BUNN EXCUSED.
- SB 990, DIRECTS OREGON CRIMINAL JUSTICE COUNCIL TO STUDY COST-EFFECTIVE ALTERNATIVES TO PRISON INCARCERATION, WORK SESSION
- 230 SWENSON: Reviews intended purpose of -1, -2, and -3 amendments (Exhibits L, M, & N).
- 345 SEN. SPRINGER: Moves to adopt the -1 amendments to SB 990.

- 364 HEARING NO OBJECTIONS, CHAIR COHEN SO ORDERS. SEN. BUNN WAS EXCUSED.
- 368 SEN. HAMBY: Moves to adopt the -2 amendments to SB 990.
- 376 HEARING NO OBJECTIONS, CHAIR COHEN SO ORDERS. SEN. BUNN WAS EXCUSED.
- 378 SEN. SHOEMAKER: Moves to amend the -3 amendments to SB 990 by returning to the original language on lines 5 and 6 on page 1, and by deleting lines 3-12 on page 2.
- 395 HEARING NO OBJECTIONS, CHAIR COHEN SO ORDERS. SENATOR BUNN WAS EXCUSED.
- 396 SEN. SHOEMAKER: Moves to adopt the -3 amendments, as amended, to SB 990 .
- 400 HEARING NO OBJECTIONS, CHAIR COHEN SO ORDERS. SENATOR BUNN WAS EXCUSED.
- 402 SEN. SHOEMAKER: Moves SB 990, as amended, to the Committee on Ways & Means with a "do pass" recommendation.
- 441 HEARING NO OBJECTIONS, CHAIR COHEN SO ORDERS. SENATOR BUNN WAS EXCUSED.
- TAPE 138, SIDE B
- SB 1013, RELATING TO PUNITIVE DAMAGES AWARDS IN ACTIONS BASED ON CERTAIN CIVIL RIGHTS CLAIMS, WORK SESSION
- 023 SEN. HILL: Reviews intended purpose of -3 amendments (Exhibit 0).
- 057 SEN. SHOEMAKER: Are there cases where non-economic damages, of over half a million dollars, are not punitive damages in effect?
- 065 SEN. HILL: I don't know. If a jury wanted that recourse, it would be available to them.
- 090 SEN. SHOEMAKER: I have a problem with changing the results of tort reform.
- 105 SEN. HILL: So do I, but this is a narrowly defined area. -Moves to adopt the -3 amendments to SB 1013.
- 164 HEARING NO OBJECTIONS, CHAIR COHEN SO ORDERS. SEN. BUNN WAS EXCUSED.
- $165\ \text{SEN. HILL:}\ \text{Moves SB 1013, as amended, to the floor with a "do pass" recommendation.}$
- 171 MOTION PASSES, WITH SENATORS HAMBY, SPRINGER, HILL, AND COHEN VOTING AYE, SENATORS BROCKMAN AND SHOEMAKER VOTING NAY AND SENATOR BUNN EXCUSED.
- 173 CHAIR COHEN: Adjourns hearing at 8:54 p.m.

Reviewed by: Reviewed by:

Bill Taylor Ingrid Swenson Counsel Counsel

Submitted by:

Kate Wrightson Assistant

## EXHIBIT LOG:

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A - Testimony on SB 546 - Sen. Peg Jolin - 1 page
B - Testimony on SB 546 - Sen. Peg Jolin - 1 page
C - Amendments to SB 546 - Craig Urbani - 2 pages
D - Testimony on SB 1148 - John Bergquist - 2 pages
E - Testimony on SB 1148 - John Bergquist - 1 page
F - Testimony on SB 1148 - John Bergquist - 1 page
G - Testimony on SB 1148 - John Bergquist - 8 pages
H - Testimony on SB 1148 - John Bergquist - 8 pages
H - Testimony on SB 1148 - Jeff Heatherington - 1 page
I - Amendments to SB 507 - Staff - 2 pages J- Amendments to
SB 507 - Staff - 8 pages K - Amendments to SB 194 - Staff - 1 page
L - Amendments to SB 990 - Staff - 2 pages M- Amendments to
SB 990 - Staff - 1 page N - Amendments to SB 990 - Staff - 2 pages
O - Amendments to SB 1013 - Sen. Jim Hill - 1 page
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