

Senate Committee on Judiciary June 25, 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 HB 2882, WS HB 2038, PH & WS

SENATE COMMITTEE ON JUDICIARY

June 25, 1991Hearing Room C 2:00 p.m.Tape 243

MEMBERS PRESENT:Sen. Jim Hill, Chair Sen. Jim Bunn Sen. Jeannette Hamby Sen. Bob Shoemaker

MEMBER EXCUSED: Sen. Peter Brockman Sen. Joyce Cohen Sen. Dick Springer

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

WITNESSES: Frank Brawner, Oregon Bankers Association
David Fidanque, American Civil Liberties Union

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TAPE 218, SIDE A

005 CHAIR HILL: Calls hearing to order at 2:10 p.m.

HB 2882, CREATES ADVISORY COUNCIL ON CHILD ABUSE ASSESSMENT, WORK SESSION

011 SWENSON: Reviews intended purpose of bill. -Submits and reviews -B8 amendments (Exhibit A).

021 CHAIR HILL: Moves to reconsider committee vote on HB 2882.

023 HEARING NO OBJECTIONS, CHAIR HILL SO ORDERS. SENATORS BROCKMAN, COHEN AND SPRINGER WERE EXCUSED.

036 SEN. BUNN: Why does this say "shall" and not "may" on line 6?

038 SWENSON: The information may be voluntarily submitted; once submitted, it is required to be entered.

042 SEN. HAMBY: Moves to adopt the -B8 amendments to HB 2882, and to request that the subsequent referral to Ways & Means be rescinded.

044 SEN. SHOEMAKER: Is this "index" the same as the "data system" in line 13? -What does "other information" include?

050 SEN. BUNN: Other information may include name, address, or narrative report of incident.

060 SEN. HAMBY: All that is purged after the child is found.

064 HEARING NO OBJECTIONS, CHAIR HILL SO ORDERS. SENATORS BROCKMAN, COHEN, AND SPRINGER WERE EXCUSED.

069 SEN. HAMBY: Moves HB 2882, as amended, to the floor with a "do pass" recommendation.

072 MOTION CARRIES UNANIMOUSLY, WITH SENATORS BROCKMAN, COHEN, AND SPRINGER EXCUSED.

HB 2038, REQUIRES AGENCY SEIZING PROPERTY FOR FORFEITURE TO MAKE DECISION WITHIN 30 DAYS AS TO WHETHER TO SEEK FORFEITURE OF PROPERTY, PUBLIC HEARING & WORK SESSION

083 FRANK BRAUNER, OREGON BANKERS ASSOCIATION: Submits and summarizes written testimony (Exhibit B).

146 SEN. BUNN: Has the City of Portland, or the Sheriffs Association, testified on this bill?

148 BRAUNER: They have testified to the House Committee on Judiciary, and to the Committee on Ways & Means. They oppose the bill. -Current law does not force the seizing agency to make a decision. Our original bill required a decision within 15 days; we have compromised at 30.

183 DAVID FIDANQUE, AMERICAN CIVIL LIBERTIES UNION: This is an important bill. It is in the interests of local governments to make forfeiture decisions quickly.

227 SEN. HAMBY: Moves HB 2038 to the floor with a "do pass" recommendation, with a request to rescind the subsequent referral to the Committee on Ways & Means.

238 MOTION CARRIES UNANIMOUSLY, WITH SENATORS BROCKMAN, COHEN, AND SPRINGER EXCUSED.

241 CHAIR HILL: Adjourns hearing at 2:27 p.m.

Submitted by: Reviewed by:

Kate Wrightson Ingrid Swenson AssistantCounsel

EXHIBIT LOG:

A - Amendments to HB 2882 - Staff - 1 page B- Testimony on
HB 2038 - Frank Brauner - 4 pages