

## **HOUSE COMMITTEE ON JUDICIARY**

**February 12, 2009  
1:00 P.M.**

**Hearing Room 357**

**MEMBERS PRESENT:**        **Rep. Jeff Barker, Chair**  
                                     **Rep. Judy Stiegler, Vice-Chair**  
                                     **Rep. Gene Whisnant, Vice-Chair**  
                                     **Rep. Brent Barton**  
                                     **Rep. Kevin Cameron**  
                                     **Rep. Chris Garrett**  
                                     **Rep. Wayne Krieger**  
                                     **Rep. Andy Olson**  
                                     **Rep. Chip Shields**  
                                     **Rep. Jefferson Smith**

**STAFF PRESENT:**        **Shannon Sivell, Committee Administrator**  
                                     **Jennifer Ranstrom-Smith, Committee Assistant**

**MEASURES/ISSUES HEARD:**   **HB 2302 - Public Hearing**  
   **HB 2343 - Public Hearing**  
   **HB 2344 - Public Hearing**

**This recording log is in compliance with Senate and House Rules. For complete contents, refer to the digital audio recording.**

**HJUD**

**2/12/2009 1:08:03 PM**

**1:08:06 PM** Meeting Called to Order  
**1:08:12 PM** HB 2302 - Public Hearing  
**1:08:30 PM** Shannon Sivell, Committee Counsel  
**1:08:40 PM** {Exhibit} 1: Sivell  
**1:08:49 PM** Chair Barker  
**1:09:06 PM** Matt Markee, Oregon Collectors Association  
**1:09:06 PM** {Exhibit} 2: Markee  
**1:10:26 PM** Chair Barker  
**1:10:29 PM** Rep. Shields  
**1:10:34 PM** Markee  
**1:10:56 PM** Rep. Shields  
**1:11:01 PM** Markee  
**1:11:08 PM** Chair Barker  
**1:11:19 PM** HB 2343 - Public Hearing  
**1:11:31 PM** Shannon Sivell, Committee Counsel  
**1:12:04 PM** Chair Barker  
**1:12:29 PM** Rep. Sara Gelser, House District 16  
**1:16:52 PM** Christine Herrman, Attorney General's Sexual Assault Task Force  
**1:16:52 PM** {Exhibit} 3: Herrman  
**1:21:34 PM** Chair Barker  
**1:21:39 PM** Craig Staelk, Retired Salem Police Officer  
**1:24:09 PM** Chair Barker  
**1:24:12 PM** Rep. Garrett  
**1:24:38 PM** Herrman  
**1:25:14 PM** Sivell  
**1:25:59 PM** Chair Barker  
**1:26:56 PM** Lisa Emori, Willamette University Student  
**1:26:56 PM** {Exhibit} 4: Emori  
**1:27:53 PM** Cliff Leek, Willamette University Student  
**1:29:06 PM** Chair Barker  
**1:29:08 PM** Dan Norris, Oregon District Attorneys Association  
**1:29:08 PM** {Exhibit} 5: Norris  
**1:30:03 PM** Chair Barker  
**1:30:35 PM** John Kroger, Oregon Attorney General  
**1:32:47 PM** John Haroldsen, Benton County District Attorney  
**1:38:32 PM** Chair Barker  
**1:38:37 PM** Vice-Chair Stiegler  
**1:38:47 PM** Haroldsen  
**1:38:50 PM** Kroger

1:39:01 PM Rep. Garrett  
1:40:36 PM Haroldsen  
1:42:26 PM Chair Barker  
1:42:53 PM Rep. Krieger  
1:43:14 PM Haroldsen  
1:44:30 PM Chair Barker  
1:44:33 PM Rep. Smith J.  
1:45:30 PM Haroldsen  
1:46:12 PM Chair Barker  
1:46:12 PM The following written testimony is submitted for the record without public testimony;  
1:46:12 PM {Exhibit} 6: The Honorable James Cayce, Judge, King County Superior Court  
1:46:12 PM {Exhibit} 7: Jane Freidman, Disability Rights Oregon  
1:46:13 PM {Exhibit} 8: Willamette University Staff, Students, Faculty  
1:46:13 PM {Exhibit} 9: Acting Lt. Jeff Wood, Marion County Sheriff's Office  
1:46:13 PM {Exhibit} 10: Oregon State University Staff and Faculty  
1:46:35 PM Gail Meyer, Oregon Criminal Defense Lawyers Association  
1:52:08 PM Chris Howard, Defense Lawyer  
1:53:46 PM Chair Barker  
1:53:49 PM Vice-Chair Stiegler  
1:54:16 PM Meyer  
1:55:07 PM Vice-Chair Stiegler  
1:55:54 PM Meyer  
1:56:01 PM Vice-Chair Stiegler  
1:56:32 PM Meyer  
1:57:19 PM Vice-Chair Stiegler  
1:58:21 PM Meyer  
1:58:24 PM Vice-Chair Stiegler  
1:58:43 PM Meyer  
1:58:52 PM Rep. Olson  
1:59:33 PM Howard  
1:59:58 PM Chair Barker  
2:01:18 PM Howard  
2:01:21 PM Chair Barker  
2:01:24 PM Rep. Shields  
2:02:23 PM Rep. Garrett  
2:02:52 PM Howard  
2:03:06 PM Rep. Garrett  
2:03:09 PM Howard  
2:03:19 PM Meyer  
2:04:32 PM Chair Barker  
2:05:09 PM Howard  
2:05:37 PM Chair Barker  
2:05:41 PM Rep. Shields  
2:05:58 PM Chair Barker

**2:06:25 PM** Courtland Geyer, Marion County District Attorney  
**2:08:06 PM** Vice-Chair Whisnant  
**2:09:14 PM** Chair Barker  
**2:09:34 PM** Norris  
**2:10:46 PM** Chair Barker  
**2:10:51 PM** Vice-Chair Stiegler  
**2:11:03 PM** Chair Barker  
**2:11:15 PM** HB 2344 - Public Hearing  
**2:11:28 PM** Shannon Sivell, Committee Counsel  
**2:11:54 PM** Chair Barker  
**2:12:26 PM** Dan Norris, Oregon District Attorneys Association  
**2:12:26 PM** {Exhibit} 11: Norris  
**2:14:56 PM** John Haroldsen, Benton County District Attorney  
**2:18:14 PM** Courtland Geyer, Marion County District Attorney  
**2:21:43 PM** Chair Barker  
**2:22:10 PM** Rep. Sara Gelser, House District 16  
**2:26:13 PM** John Kroger, Oregon Attorney General  
**2:29:44 PM** Christine Herrman, Attorney General Sexual Assault Task Force  
**2:29:44 PM** {Exhibit} 12: Herrman  
**2:34:21 PM** Chair Barker  
**2:34:26 PM** Rep. Smith, J.  
**2:34:55 PM** Kroger  
**2:36:04 PM** Chair Barker  
**2:36:04 PM** Rep. Shields  
**2:36:34 PM** Herrman  
**2:37:13 PM** Rep. Gelser  
**2:38:00 PM** Chair Barker  
**2:38:02 PM** Rep. Olson  
**2:38:21 PM** Rep. Gelser  
**2:38:28 PM** Chair Barker  
**2:39:19 PM** Gail Meyer, Oregon Criminal Defense Lawyers Association  
**2:49:33 PM** Lane Borg, Metropolation Defenders Association  
**2:53:56 PM** Chris Howard, Defense Lawyer  
**2:55:56 PM** Peter Constantine, Forensic Computer Analyst  
**3:00:07 PM** Andrea Meyer, America Civil Liberties Union  
**3:00:07 PM** {Exhibit} 13: Meyer  
**3:00:25 PM** Chair Barker  
**3:01:03 PM** A. Meyer  
**3:01:09 PM** Chair Barker  
**3:01:12 PM** Rep. Olson  
**3:01:25 PM** Constantine  
**3:02:00 PM** Rep. Olson  
**3:02:08 PM** Constantine  
**3:02:18 PM** Rep. Olson  
**3:02:30 PM** Constantine  
**3:03:11 PM** Rep. Olson

**3:03:33 PM** Constantine  
**3:03:40 PM** Rep. Olson  
**3:03:45 PM** Chair Barker  
**3:03:50 PM** Constantine  
**3:03:59 PM** Rep. Olson  
**3:04:06 PM** Chair Barker  
**3:04:06 PM** The following written testimony was submitted for the record  
without public testimony:  
**3:04:07 PM** {Exhibit} 14: Adam Walsh, Legislative Analyst, City of Eugene  
**3:05:02 PM** Chair Barker  
**3:05:02 PM** Meeting Adjourned

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**HJUD**

**2/12/2009 1:08:03 PM**

- 1:08:40 PM** {Exhibit} 1: HB 2302, -2 amendments, staff, 1 p
- 1:09:06 PM** {Exhibit} 2: HB 2302, written testimony, Matt Markee, 1 p
- 1:16:52 PM** {Exhibit} 3: HB 2343, written testimony, Christine Herrman, 2 pp
- 1:26:56 PM** {Exhibit} 4: HB 2343, written testimony, Lisa Emori, 1 p
- 1:29:08 PM** {Exhibit} 5: HB 2343, written testimony, Dan Norris, 1 p
- 1:46:12 PM** {Exhibit} 6: HB 2343, written testimony, The Honorable James Cayce, 3 pp
- 1:46:12 PM** {Exhibit} 7: HB 2343, written testimony, Jane Freidman, 1 p
- 1:46:13 PM** {Exhibit} 8: HB 2343, written testimony, Willamette University Staff, Students, Faculty, 6 pp
- 1:46:13 PM** {Exhibit} 9: HB 2343, written testimony, Acting Lt. Jeff Wood, 1 p
- 1:46:13 PM** {Exhibit} 10: HB 2343, written testimony, Oregon State University Staff and Faculty, 2 pp
- 2:12:26 PM** {Exhibit} 11: HB 2344, written testimony, Dan Norris, 1 p
- 2:29:44 PM** {Exhibit} 12: HB 2344, written testimony, Christine Herrman, 6 pp
- 3:00:07 PM** {Exhibit} 13: HB 2344, written testimony, Andrea Meyer, 1 p
- 3:04:07 PM** {Exhibit} 14: HB 2344, written testimony, Adam Walsh, 1 p
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