

## **HOUSE COMMITTEE ON JUDICIARY**

**February 26, 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 2476 - Public Hearing**  
                                     **HB 2478 - Public Hearing**  
                                     **HB 2441 - Public Hearing and Work Session**  
                                     **HB 2447 - Public Hearing**  
                                     **LC 594 - Measure Introduction**  
                                     **LC 621 - Measure Introduction**

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

**HJUD**

**2/26/2009 1:10:04 PM**

**1:10:06 PM** Meeting Called to Order  
**1:10:14 PM** HB 2476 - Public Hearing  
**1:10:23 PM** Shannon Sivell, Committee Counsel  
**1:10:44 PM** Chair Barker  
**1:10:49 PM** Rep. Matt Wingard, House District 26  
**1:10:50 PM** {Exhibit} 1: Wingard  
**1:13:43 PM** Ray Thomas, Resident, Cornelius, Oregon  
**1:13:44 PM** {Exhibit} 2: Thomas  
**1:18:59 PM** Darian Stanford, Multnomah County District Attorney  
**1:19:29 PM** {Exhibit} 3: Stanford  
**1:19:59 PM** The following written testimony was submitted for the record without public testimony:  
**1:20:13 PM** {Exhibit} 4: Annie McIntyre, citizen  
**1:20:58 PM** {Exhibit} 5: Adam Walsh, Legislative Analyst, City of Eugene  
**1:23:29 PM** Chair Barker  
**1:23:32 PM** Rep. Barton  
**1:24:40 PM** Thomas  
**1:26:09 PM** Wingard  
**1:27:07 PM** Stanford  
**1:27:30 PM** Rep. Barton  
**1:27:56 PM** Rep. Shields  
**1:28:41 PM** Thomas  
**1:29:02 PM** Chair Barker  
**1:30:07 PM** Wingard  
**1:30:12 PM** Chair Barker  
**1:30:33 PM** Greg Hazarabedian, Oregon Criminal Defense Lawyers Association  
**1:32:43 PM** Chair Barker  
**1:32:44 PM** Vice-Chair Stiegler  
**1:32:56 PM** Hazarabedian  
**1:32:58 PM** Chair Barker  
**1:33:01 PM** Rep. Smith, J.  
**1:33:21 PM** Hazarabedian  
**1:33:59 PM** Chair Barker  
**1:34:11 PM** HB 2478 - Public Hearing  
**1:34:15 PM** Shannon Sivell, Committee Counsel  
**1:34:31 PM** Chair Barker  
**1:34:33 PM** Rep. Scott Bruun, House District 37  
**1:38:30 PM** Dave O'Shaughnessy, Clackamas County Sheriff's Office  
**1:40:32 PM** Chair Barker

**1:40:36 PM** O'Shaughnessy  
**1:40:46 PM** Bruun  
**1:41:59 PM** Chair Barker  
**1:42:02 PM** Rep. Smith, J.  
**1:42:20 PM** Bruun  
**1:42:26 PM** Rep. Smith J.  
**1:42:31 PM** Bruun  
**1:42:34 PM** Chair Barker  
**1:42:50 PM** Greg Hazarabedian, Oregon Criminal Defense Lawyers Association  
**1:44:13 PM** Vice-Chair Stiegler  
**1:44:58 PM** Chair Barker  
**1:45:04 PM** Hazarabedian  
**1:46:12 PM** Sivell  
**1:46:29 PM** Hazarabedian  
**1:46:50 PM** Rep. Smith, J.  
**1:47:29 PM** Chair Barker  
**1:47:37 PM** Vice-Chair Stiegler  
**1:47:54 PM** Chair Barker  
**1:48:01 PM** HB 2441 - Public Hearing  
**1:48:10 PM** Shannon Sivell, Committee Counsel  
**1:48:56 PM** Rep. Sara Gelser, House District 16  
**1:55:48 PM** {Exhibit} 6: Gelser  
**1:55:59 PM** {Exhibit} 7: Gelser  
**1:56:02 PM** {Exhibit} 8: Gelser  
**1:57:25 PM** Chair Barker  
**1:57:34 PM** Rep. Gelser  
**1:57:50 PM** Chair Barker  
**1:58:05 PM** Greg Hazarabedian, Oregon Criminal Defense Lawyers Association  
**1:58:36 PM** Gail Meyer, Oregon Criminal Defense Lawyers Association  
**2:02:51 PM** Chair Barker  
**2:02:55 PM** Rep. Smith, J.  
**2:03:18 PM** Meyer  
**2:03:59 PM** Rep. Smith, J.  
**2:04:08 PM** Meyer  
**2:04:37 PM** Rep. Smith, J.  
**2:04:53 PM** Chair Barker  
**2:05:33 PM** Sid Stuller, Resident, King City, Oregon  
**2:05:34 PM** {Exhibit} 9: Stuller  
**2:10:52 PM** Chair Barker  
**2:10:57 PM** Jody Bureta, Oregon District Attorneys Association  
**2:14:44 PM** Doug Harclerod, Oregon Anti-Crime Alliance  
**2:17:27 PM** Chair Barker  
**2:17:40 PM** Bronson James, Oregon Public Defense Services  
**2:22:25 PM** Chair Barker  
**2:22:30 PM** Christine Herrman, Executive Director, Attorney General's Sexual Assault Task Force

**2:22:48 PM** {Exhibit} 10: Herrman  
**2:25:15 PM** Bob Joondeph, Executive Director, Disability Rights Oregon  
**2:25:33 PM** {Exhibit} 11: Joondeph  
**2:26:56 PM** Chair Barker  
**2:28:59 PM** Rep. Barton  
**2:29:19 PM** Chair Barker  
**2:29:38 PM** Vice-Chair Stiegler  
**2:30:06 PM** Chair Barker  
**2:30:20 PM** Rep. Garrett  
**2:30:33 PM** Chair Barker  
**2:30:41 PM** HB 2441 - Work Session  
**2:30:42 PM** Rep. Smith, J.  
**2:31:48 PM** Rep. Cameron  
**2:31:49 PM** MOTION: Rep. Cameron moves amendment -1  
**2:31:52 PM** Chair Barker  
**2:32:20 PM** VOTE: 10-0-0  
**2:32:20 PM** Ayes: Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith, Stiegler, Whisnant, Barker  
**2:32:22 PM** Chair Barker  
**2:32:30 PM** Vice-Chair Stiegler  
**2:32:31 PM** Chair Barker  
**2:32:48 PM** Rep. Krieger  
**2:33:05 PM** Chair Barker  
**2:33:11 PM** HB 2447 - Public Hearing  
**2:33:18 PM** Shannon Sivell, Committee Counsel  
**2:33:29 PM** {Exhibit} 12: Sivell  
**2:33:35 PM** Chair Barker  
**2:33:46 PM** Rep. Sara Gelser, House District 16  
**2:35:45 PM** Gina Skinner, Oregon District Attorneys Association  
**2:35:50 PM** {Exhibit} 13: Skinner  
**2:41:40 PM** Chair Barker  
**2:43:00 PM** Skinner  
**2:43:27 PM** Chair Barker  
**2:43:35 PM** Rep. Krieger  
**2:44:52 PM** Rep. Gelser  
**2:45:19 PM** Chair Barker  
**2:45:31 PM** Rep. Krieger  
**2:45:37 PM** Chair Barker  
**2:45:43 PM** Rep. Barton  
**2:46:36 PM** Rep. Gelser  
**2:47:16 PM** Rep. Barton  
**2:47:38 PM** Skinner  
**2:48:28 PM** Rep. Barton  
**2:49:02 PM** Skinner  
**2:49:24 PM** Chair Barker  
**2:50:10 PM** Sybil Hebb, Oregon Law Center

**2:50:56 PM** {Exhibit} 14: Hebb  
**2:52:10 PM** Doug Harcleroad, Oregon Anti-Crime Alliance  
**2:53:44 PM** Chair Barker  
**2:53:57 PM** Introduction of Committee Measures LC 594, LC 621 - Work Session  
**2:53:58 PM** {Exhibit} 15: Chair Barker  
**2:53:59 PM** {Exhibit} 16: Chair Barker  
**2:54:20 PM** MOTION: Vice-Chair Whisnant moves LC 594 BE INTRODUCED as a Committee Bill  
**2:54:30 PM** Chair Barker  
**2:54:38 PM** VOTE: 10-0-0  
**2:54:38 PM** Ayes: Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith, Stiegler, Whisnant, Barker  
**2:54:41 PM** MOTION: Vice-Chair Whisnant moves LC 621 BE INTRODUCED as a Committee Bill  
**2:54:47 PM** Chair Barker  
**2:54:52 PM** VOTE: 10-0-0  
**2:54:52 PM** Ayes: Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith, Stiegler, Whisnant, Barker  
**2:54:54 PM** Chair Barker  
**2:55:31 PM** Meeting Adjourned

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**HJUD**

**2/26/2009 1:10:04 PM**

- 1:10:49 PM** {Exhibit} 1: HB 2476, news paper articles, Rep. Wingard, 11 pp
  - 1:13:43 PM** {Exhibit} 2: HB 2476, written testimony, Ray Thomas, 2 pp
  - 1:19:29 PM** {Exhibit} 3: HB 2476, written testimony, Darian Stanford, 4 pp
  - 1:20:13 PM** {Exhibit} 4: HB 2476, written testimony, Annie McIntyre, 2 pp
  - 1:20:58 PM** {Exhibit} 5: HB 2476, written testimony, Adam Walsh, 1 p
  - 1:55:48 PM** {Exhibit} 6: HB 2441, -1 amendments, staff, 2 pp
  - 1:55:59 PM** {Exhibit} 7: HB 2441, -2 amendments, staff, 2 pp
  - 1:56:02 PM** {Exhibit} 8: HB 2441, -3 amendments, staff, 2 pp
  - 2:05:34 PM** {Exhibit} 9: HB 2441, written testimony, Sid Stuller, 1 p
  - 2:22:48 PM** {Exhibit} 10: HB 2441, written testimony, Christine Herrman, 2 pp
  - 2:25:33 PM** {Exhibit} 11: HB 2441, written testimony, Bob Joondeph, 2 pp
  - 2:33:29 PM** {Exhibit} 12: HB 2447, -1 amendments, staff, 4 pp
  - 2:35:50 PM** {Exhibit} 13: HB 2447, danger assessment worksheet, Gina Skinner, 1 p
  - 2:50:56 PM** {Exhibit} 14: HB 2447, written testimony, Sybil Hebb, 2 pp
  - 2:53:58 PM** {Exhibit} 15: LC 594, measure introduction, staff, 10 pp
  - 2:53:59 PM** {Exhibit} 16: LC 621, measure introduction, staff, 18 pp
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