

## **HOUSE COMMITTEE ON JUDICIARY**

**March 2, 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**  
                                     **Diane Beyer, Committee Assistant**

**MEASURES/ISSUES HEARD:** **HB 2489 - Public Hearing**  
                                     **HB 2490 - Public Hearing**  
                                     **HB 2623 - Public Hearing**  
                                     **Measure Introductions – Work Session**  
                                     **HB 2318 – Work Session**  
                                     **Measure Introductions – Work Session**

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

**HJUD**

**3/2/2009 1:08:25 PM**

**1:08:25 PM** Meeting Called to Order  
**1:08:26 PM** Chair Barker  
**1:08:41 PM** HB 2489 - Public Hearing  
**1:08:42 PM** HB 2490 - Public Hearing  
**1:08:55 PM** HB 2623 - Public Hearing  
**1:08:58 PM** Rep. Kevin Cameron, House District 19  
**1:10:32 PM** Rep. Chip Shields, House District 43  
**1:11:15 PM** Chair Barker  
**1:11:20 PM** Rep. Cameron  
**1:11:30 PM** Rep. Shields  
**1:11:48 PM** Chair Barker  
**1:11:51 PM** Vice-Chair Stiegler  
**1:12:21 PM** Rep. Cameron  
**1:12:26 PM** Vice-Chair Stiegler  
**1:12:47 PM** Rep. Cameron  
**1:12:57 PM** Vice-Chair Stiegler  
**1:13:01 PM** Rep. Shields  
**1:13:36 PM** Chair Barker  
**1:13:57 PM** Gail Meyer, Attorney, Oregon Criminal Defense Lawyers Association  
**1:15:31 PM** Rep. Barton  
**1:15:55 PM** Vice-Chair Stiegler  
**1:16:30 PM** Rep. Cameron  
**1:17:15 PM** Vice-Chair Stiegler  
**1:17:27 PM** Rep. Barton  
**1:17:42 PM** Rep. Cameron  
**1:17:44 PM** Rep. Barton  
**1:17:47 PM** Chair Barker  
**1:18:31 PM** David Rogers, Executive Director, Partnership for Safety and Justice  
**1:18:32 PM** {Exhibit} 1: Rogers  
**1:23:52 PM** Chair Barker  
**1:24:42 PM** Kimberly Allain, Executive Director, St. Vincent de Paul Society  
**1:28:32 PM** Chair Barker  
**1:29:02 PM** Allain  
**1:29:07 PM** Chair Barker  
**1:29:09 PM** Rep. Krieger  
**1:29:50 PM** Allain  
**1:30:23 PM** Chair Barker  
**1:30:44 PM** Allain  
**1:31:08 PM** Chair Barker  
**1:31:19 PM** Rep. Smith J.  
**1:33:11 PM** Allain

**1:33:19 PM** Chair Barker  
**1:33:49 PM** Tom McClellan, Department of Motor Vehicles (DMV)  
Administrator, DMV Services, Department of Transportation  
**1:33:50 PM** {Exhibit} 2: McClellan  
**1:40:04 PM** Vice-Chair Whisnant  
**1:40:13 PM** Vice-Chair Stiegler  
**1:41:42 PM** Vice-Chair Whisnant  
**1:41:46 PM** Rep. Barton  
**1:42:33 PM** McClellan  
**1:43:11 PM** Vice-Chair Whisnant  
**1:43:16 PM** Ginger Martin, Assistant Director, The Department of Corrections  
**1:43:17 PM** {Exhibit} 3: Martin  
**1:43:18 PM** {Exhibit} 4: Martin  
**1:43:19 PM** {Exhibit} 5: Martin  
**1:47:31 PM** Chair Barker  
**1:47:32 PM** Rep. Cameron  
**1:47:45 PM** Martin  
**1:48:16 PM** Rep. Cameron  
**1:48:26 PM** Chair Barker  
**1:49:04 PM** Measure Introduction - Work Session  
**1:49:05 PM** {Exhibit} 6: Chair Barker  
**1:49:06 PM** {Exhibit} 7: Chair Barker  
**1:49:07 PM** {Exhibit} 8: Chair Barker  
**1:49:08 PM** {Exhibit} 9: Chair Barker  
**1:49:09 PM** {Exhibit} 10: Chair Barker  
**1:49:10 PM** {Exhibit} 11: Chair Barker  
**1:49:23 PM** MOTION: Rep. Whisnant moves LC 3184, LC 3021, LC 3305, LC  
3008, LC 1672, LC 2840 BE INTRODUCED as Committee Bills  
**1:49:24 PM** Chair Barker  
**1:49:40 PM** VOTE: 10-0-0  
**1:49:41 PM** Ayes: Barker, Barton, Cameron, Garrett, Krieger, Olson, Shields,  
Smith, Stiegler, Whisnant  
**1:49:53 PM** HB 2318 - Work Session  
**1:49:58 PM** Shannon Sivell, Committee Counsel  
**1:50:24 PM** Chair Barker  
**1:50:43 PM** Rep. Krieger  
**1:50:54 PM** Chair Barker  
**1:51:01 PM** Sivell  
**1:51:13 PM** MOTION: Rep. Olson moves HB 2318 DO PASS  
**1:51:19 PM** Chair Barker  
**1:51:27 PM** VOTE: 10-0-0  
**1:51:28 PM** Ayes: Barker, Barton, Cameron, Garrett, Krieger, Olson, Shields,  
Smith, Stiegler, Whisnant  
**1:51:49 PM** CARRIER: Rep. Olson will lead discussion on the floor  
**1:52:08 PM** Meeting Recessed  
**4:51:23 PM** Meeting Reconvened

**4:51:24 PM** Chair Barker  
**4:51:25 PM** Measure Introduction - Work Session  
**4:51:26 PM** {Exhibit} 12 - 47: Chair Barker  
**4:52:53 PM** MOTION: Vice-Chair Whisnant moves LC 2215, LC 2216, LC 2423, LC 2424, LC 2425, LC 2426, LC 1242, LC 2059, LC 2185, LC 1358, LC 2217, LC 2351, LC 2712, LC 2174, LC 2218, LC 2811, LC 1643, LC 2597, LC 1663, LC 1664, LC 1665, LC 2909, LC 3369, LC 2751, LC 2826, LC 2982, LC 2752, LC 3166, LC 3275, LC 2349, LC 3031, LC 3043, LC 3574, LC 3200, LC 3316, LC 3111 BE INTRODUCED as Committee Bills  
**4:52:55 PM** Chair Barker  
**4:53:10 PM** VOTE: 7-0-3  
**4:53:11 PM** Ayes: Barker, Barton, Cameron, Garrett, Shields, Stiegler, Whisnant; Excused: Krieger, Olson, Smith  
**4:53:45 PM** Meeting Adjourned

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3/2/2009 1:08:25 PM

1:18:32 PM {Exhibit} 1: HB 2623, fact sheet, David Rogers, 1 p  
1:33:50 PM {Exhibit} 2: HB 2489, written testimony, Tom McClellan, 2 pp  
1:43:17 PM {Exhibit} 3: HB 2489, written testimony, Ginger Martin, 1 p  
1:43:18 PM {Exhibit} 4: HB 2490, written testimony, Ginger Martin, 1 p  
1:43:19 PM {Exhibit} 5: HB 2623, written testimony, Ginger Martin, 1 p  
1:49:05 PM {Exhibit} 6: LC 3184, measure introduction, staff, 14 pp  
1:49:06 PM {Exhibit} 7: LC 3021, measure introduction, staff, 11 pp  
1:49:07 PM {Exhibit} 8: LC 3305, measure introduction, staff, 27 pp  
1:49:08 PM {Exhibit} 9: LC 3008, measure introduction, staff, 4 pp  
1:49:09 PM {Exhibit} 10: LC 1672, measure introduction, staff, 21 pp  
1:49:10 PM {Exhibit} 11: LC 2840, measure introduction, staff, 2 pp  
4:51:26 PM {Exhibit} 12: LC 2215, measure introduction, staff, 1 p  
4:51:27 PM {Exhibit} 13: LC 2216, measure introduction, staff, 3 pp  
4:51:28 PM {Exhibit} 14: LC 2423, measure introduction, staff, 5 pp  
4:51:29 PM {Exhibit} 15: LC 2424, measure introduction, staff, 3 pp  
4:51:30 PM {Exhibit} 16: LC 2425, measure introduction, staff, 4 pp  
4:51:31 PM {Exhibit} 17: LC 2426, measure introduction, staff, 2 pp  
4:51:32 PM {Exhibit} 18: LC 1242, measure introduction, staff, 2 pp  
4:51:33 PM {Exhibit} 19: LC 2059, measure introduction, staff, 2 pp  
4:51:34 PM {Exhibit} 20: LC 2185, measure introduction, staff, 6 pp  
4:51:35 PM {Exhibit} 21: LC 1358, measure introduction, staff, 6 pp  
4:51:36 PM {Exhibit} 22: LC 2217, measure introduction, staff, 2 pp  
4:51:37 PM {Exhibit} 23: LC 2351, measure introduction, staff, 3 pp  
4:51:38 PM {Exhibit} 24: LC 2712, measure introduction, staff, 1 p  
4:51:39 PM {Exhibit} 25: LC 2174, measure introduction, staff, 6 pp  
4:51:40 PM {Exhibit} 26: LC 2218, measure introduction, staff, 5 pp  
4:51:41 PM {Exhibit} 27: LC 2811, measure introduction, staff, 3 pp  
4:51:42 PM {Exhibit} 28: LC 1643, measure introduction, staff, 7 pp  
4:51:43 PM {Exhibit} 29: LC 2597, measure introduction, staff, 2 pp  
4:51:44 PM {Exhibit} 30: LC 1663, measure introduction, staff, 9 pp  
4:51:45 PM {Exhibit} 31: LC 1664, measure introduction, staff, 8 pp  
4:51:46 PM {Exhibit} 32: LC 1665, measure introduction, staff, 9 pp  
4:51:47 PM {Exhibit} 33: LC 2909, measure introduction, staff, 1 p  
4:51:48 PM {Exhibit} 34: LC 3369, measure introduction, staff, 2 pp  
4:51:49 PM {Exhibit} 35: LC 2751, measure introduction, staff, 4 pp  
4:51:50 PM {Exhibit} 36: LC 2826, measure introduction, staff, 2 pp  
4:51:51 PM {Exhibit} 37: LC 2982, measure introduction, staff, 2 pp  
4:51:52 PM {Exhibit} 38: LC 2752, measure introduction, staff, 10 pp  
4:51:53 PM {Exhibit} 39: LC 3166, measure introduction, staff, 2 pp

**4:51:54 PM** {Exhibit} 40: LC 3275, measure introduction, staff, 1 p  
**4:51:55 PM** {Exhibit} 41: LC 2349, measure introduction, staff, 19 pp  
**4:51:56 PM** {Exhibit} 42: LC 3031, measure introduction, staff, 2 pp  
**4:51:57 PM** {Exhibit} 43: LC 3043, measure introduction, staff, 2 pp  
**4:51:58 PM** {Exhibit} 44: LC 3574, measure introduction, staff, 35 pp  
**4:51:59 PM** {Exhibit} 45: LC 3200, measure introduction, staff, 5 pp  
**4:52:00 PM** {Exhibit} 46: LC 3316, measure introduction, staff, 2 pp  
**4:52:01 PM** {Exhibit} 47: LC 3111, measure introduction, staff, 4 pp

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