

HOUSE COMMITTEE ON JUDICIARY

**April 06, 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 3191 - Public Hearing**
 HB 3157 - Public Hearing and Work Session
 HB 3341 - Public Hearing
 HB 3092 - Public Hearing
 HB 2401 - Work Session
 HB 2874 - Work Session

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

HJUD

4/6/2009 1:05:34 PM

1:05:36 PM Meeting Called to Order
1:05:54 PM Chair Barker
1:05:56 PM HB 3191 - Public Hearing
1:06:01 PM Shannon Sivell, Committee Counsel
1:06:44 PM Rep. Kim Thatcher, House District 25
1:10:57 PM {Exhibit} 1: Thatcher
1:12:05 PM Chair Barker
1:12:06 PM Jeff Leighty, President, Oregon State Police Officers Association
1:12:07 PM The following written testimony was submitted for the record without public testimony:
1:12:08 PM {Exhibit} 2: Thomas Benz, citizen, North Bend
1:14:41 PM Chair Barker
1:14:42 PM Rep. Krieger
1:14:55 PM Leighty
1:15:01 PM Rep. Krieger
1:15:59 PM Chair Barker
1:16:00 PM Rep. Barton
1:16:41 PM Leighty
1:17:25 PM Rep. Barton
1:17:47 PM Leighty
1:17:55 PM Chair Barker
1:18:30 PM Leighty
1:18:52 PM Chair Barker
1:19:12 PM John Shilts, Administrator, Oregon Workers Compensation Department
1:21:51 PM Rep. Krieger
1:21:56 PM Shilts
1:22:14 PM Chair Barker
1:22:26 PM Shilts
1:22:48 PM Chair Barker
1:23:00 PM Alan Dale, Deputy Counsel, Legislative Counsel
1:23:57 PM Chair Barker
1:24:00 PM Dale
1:24:45 PM Chair Barker
1:25:01 PM Mary Botkin, American Federation of State, County, & Municipal Employees
1:26:28 PM Chair Barker
1:26:29 PM Rep. Cameron
1:26:43 PM Botkin

1:27:10 PM Chair Barker
1:27:52 PM HB 3157 - Public Hearing
1:27:55 PM Rep. John Huffman, House District 59
1:28:26 PM Molly Rogers, Director of Youth Services, Wasco County
1:30:05 PM {Exhibit} 3: Rogers
1:30:29 PM The following written testimony was submitted for the record
without public testimony:
1:30:30 PM {Exhibit} 4: Vicki Winters, Juvenile Director, Gilliam County
1:31:20 PM Huffman
1:31:47 PM Chair Barker
1:31:47 PM {Exhibit} 5: Barker
1:31:59 PM Rogers
1:32:14 PM Huffman
1:32:26 PM Chair Barker
1:32:29 PM Vice-Chair Whisnant
1:32:54 PM Chair Barker
1:32:59 PM Vice-Chair Whisnant
1:33:03 PM HB 3157 - Work Session
1:33:07 PM MOTION: Vice-Chair Whisnant moves -1 amendments
1:33:10 PM Chair Barker
1:33:15 PM VOTE: 10-0-0
1:33:16 PM Ayes: Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith,
Stiegler, Whisnant, Barker
1:33:33 PM Chair Barker
1:33:42 PM HB 3341 - Public Hearing
1:33:44 PM Shannon Sivell, Committee Counsel
1:34:00 PM {Exhibit} 6: Sivell
1:34:06 PM Chair Barker
1:34:20 PM Steve Doell, Crime Victims United
1:36:46 PM {Exhibit} 7: Doell
1:38:24 PM Chair Barker
1:38:28 PM Darian Stanford, Deputy District Attorney, Multnomah County
1:48:06 PM {Exhibit} 8: Stanford
1:48:14 PM Chair Barker
1:48:20 PM John Foote, Oregon District Attorneys Association
1:49:07 PM Chair Barker
1:49:09 PM Rep. Krieger
1:50:07 PM Stanford
1:50:52 PM Chair Barker
1:50:56 PM Rep. Smith J.
1:51:02 PM Rep. Barton
1:51:13 PM Stanford
1:51:18 PM Rep. Barton
1:51:29 PM Stanford
1:51:38 PM Foote
1:51:48 PM Rep. Olson

1:52:21 PM Foote
1:52:59 PM Chair Barker
1:53:00 PM Vice-Chair Stiegler
1:54:37 PM Doell
1:56:18 PM Chair Barker
1:56:19 PM Vice-Chair Whisnant
1:56:27 PM Foote
1:57:05 PM Chair Barker
1:57:22 PM Gail Meyer, Oregon Criminal Defense Lawyers Association
1:57:49 PM Chair Barker
1:57:53 PM Rep. Shields
1:58:27 PM Meyer
1:59:29 PM Chair Barker
2:00:04 PM Terrie Quinteros, Executive Director, Oregon Coalition Against Domestic & Sexual Violence
2:01:49 PM Christine Herrman, Executive Director, Attorney General's Sexual Assault Task Force
2:06:11 PM David Rogers, Executive Director, Partnership for Safety & Justice
2:13:07 PM Chair Barker
2:13:15 PM Rep. Barton
2:13:33 PM Herrman
2:13:47 PM Rep. Olson
2:14:03 PM Herrman
2:14:50 PM Rep. Olson
2:15:13 PM Herrman
2:16:48 PM Chair Barker
2:16:50 PM Rep. Shields
2:17:39 PM Rep. Smith J.
2:19:12 PM Chair Barker
2:19:19 PM HB 3092 - Public Hearing
2:19:26 PM Shannon Sivell, Committee Counsel
2:19:53 PM Chair Barker
2:20:24 PM Alan Haskins, Director of Government Affairs, National Insurance Crime Bureau
2:21:39 PM {Exhibit} 9: Haskins
2:24:43 PM Dana MacDonald, Director of Operations-Area 2, National Insurance Crime Bureau
2:24:44 PM {Exhibit} 10: MacDonald
2:27:17 PM Rep. Garrett
2:27:29 PM MacDonald
2:28:43 PM Chair Barker
2:28:43 PM Rep. Barton
2:29:02 PM MacDonald
2:30:11 PM Vice-Chair Whisnant
2:30:17 PM MacDonald
2:31:10 PM Vice-Chair Whisnant

2:31:15 PM Sivell
2:31:17 PM {Exhibit} 11: Sivell
2:31:24 PM Haskins
2:31:27 PM Robin Wheeler, National Insurance Crime Bureau
2:33:55 PM Chair Barker
2:33:58 PM Rep. Smith J.
2:34:33 PM Haskins
2:35:23 PM MacDonald
2:37:37 PM Chair Barker
2:37:59 PM Shawn Miller, Property Casualty Insurers Association
2:39:21 PM Brian Miller, Farmers Insurance Group
2:39:32 PM {Exhibit} 12: Miller
2:40:03 PM Chair Barker
2:40:05 PM Rep. Barton
2:41:15 PM Miller, Brian
2:41:46 PM Rep. Barton
2:41:52 PM Miller, Shawn
2:42:00 PM Rep. Smith J.
2:42:43 PM Miller, Shawn
2:42:54 PM Rep. Smith J.
2:42:57 PM Chair Barker
2:43:00 PM Rep. Krieger
2:43:41 PM Chair Barker
2:44:00 PM John Shilts, Administrator, Department of Consumer & Business Services
2:45:20 PM Gail Meyer, Oregon Criminal Defense Lawyers Association
2:46:25 PM {Exhibit} 13: Meyer
2:46:40 PM The following written testimony was submitted for the record without public testimony:
2:46:42 PM {Exhibit} 14: Alan Haskins, Government Affairs Director, National Insurance Crime Bureau
2:46:45 PM {Exhibit} 15: Howard Goldblatt, Government Affairs Director, Coalition Against Insurance Fraud
2:47:07 PM Chair Barker
2:47:10 PM Rep. Olson
2:47:29 PM Shilts
2:47:31 PM Rep. Olson
2:47:39 PM Chair Barker
2:48:03 PM HB 2401 - Work Session
2:48:10 PM Shannon Sivell, Committee Counsel
2:48:19 PM {Exhibit} 16: Sivell
2:49:04 PM Chair Barker
2:49:16 PM MOTION: Vice-Chair Whisnant moves -3 amendments
2:49:19 PM Chair Barker
2:49:24 PM VOTE: 10-0-0
2:49:25 PM Ayes: Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith,

Stiegler, Whisnant, Barker
2:49:27 PM MOTION: Vice-Chair Whisnant moves HB 2401 DO PASS as AMENDED and REFER to Ways & Means by prior reference
2:49:50 PM Rep. Cameron
2:49:56 PM Sivell
2:50:04 PM MOTION: Vice-Chair Whisnant WITHDRAWS MOTION
2:50:07 PM Chair Barker
2:50:12 PM HB 2874 - Work Session
2:50:25 PM Gail Meyer, Oregon Criminal Defense Lawyers Association
2:53:26 PM Chair Barker
2:53:32 PM Meyer
2:54:36 PM Chair Barker
2:54:40 PM Paul Lipscomb, Executive Director, Marion County Association of Defenders
2:56:36 PM Chair Barker
2:57:05 PM Lipscomb
2:57:19 PM Chair Barker
2:57:29 PM Vice-Chair Whisnant
2:57:41 PM Lipscomb
2:58:01 PM Vice-Chair Whisnant
2:58:15 PM Rep. Garrett
2:58:34 PM Chair Barker
2:58:40 PM Rep. Shields
2:58:48 PM Chair Barker
2:58:55 PM Doug Beloof, Professor, Lewis and Clark College
3:01:46 PM Rep. Garrett
3:02:12 PM Beloof
3:03:52 PM Chair Barker
3:04:32 PM HB 2401 - Work Session
3:04:34 PM Rep. Smith J.
3:05:00 PM Chair Barker
3:05:05 PM Meeting Adjourned

HJUD

4/6/2009 1:05:34 PM

- 1:10:57 PM** {Exhibit} 1: HB 3191, -1 amendments, Rep. Thatcher, 1 p
 - 1:12:08 PM** {Exhibit} 2: HB 3191, written testimony, Thomas Benz, 3 pp
 - 1:30:05 PM** {Exhibit} 3: HB 3157, written testimony, Molly Rogers, 1 p
 - 1:30:30 PM** {Exhibit} 4: HB 3157, written testimony, Vicki Winters, 1p
 - 1:31:47 PM** {Exhibit} 5: HB 3157, -1 amendments, Rep. Barker, 1 p
 - 1:34:00 PM** {Exhibit} 6: HB 3341, -1 amendments, staff, 10 pp
 - 1:36:46 PM** {Exhibit} 7: HB 3341, written testimony, Steve Doell, 2 pp
 - 1:48:06 PM** {Exhibit} 8: HB 3341, -2 amendments, Darian Stanford, 2 pp
 - 2:21:39 PM** {Exhibit} 9: HB 3092, written testimony, Alan Haskins, 4 pp
 - 2:24:44 PM** {Exhibit} 10: HB 3092, written testimony, Dana MacDonald, 2 pp
 - 2:31:17 PM** {Exhibit} 11: HB 3092, -1 amendments, staff, 2 pp
 - 2:39:32 PM** {Exhibit} 12: HB 3092, written testimony, Brian Miller, 8 pp
 - 2:46:25 PM** {Exhibit} 13: HB 3092, written testimony, Gail Meyer, 1p
 - 2:46:42 PM** {Exhibit} 14: HB 3092, written testimony, Alan Haskins, 3 pp
 - 2:46:45 PM** {Exhibit} 15: HB 3092, written testimony, Howard Goldblatt, 2 pp
 - 2:48:19 PM** {Exhibit} 16: HB 2401, -3 amendments, staff, 1 p
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