

## **HOUSE COMMITTEE ON JUDICIARY**

**April 22, 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:**        **Anna Braun, Committee Counsel**  
                                     **Bill Taylor, Committee Counsel**  
                                     **Diane Beyer, Committee Assistant**

**MEASURES/ISSUES HEARD:**   **HB 3292 – Public Hearing**  
   **HB 2434 – Work Session**  
   **HB 2585 – Work Session**  
   **HB 2335 – Work Session**

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

**HJUD**

**4/22/2009 1:13:03 PM**

- 1:13:05 PM** Meeting Called to Order
- 1:13:44 PM** HB 3292 - Public Hearing
- 1:13:47 PM** Anna Braun, Committee Counsel
- 1:13:48 PM** {Exhibit} 1: Braun
- 1:14:29 PM** Chair Barker
- 1:15:00 PM** Rep. Jefferson Smith, House District 47
- 1:18:26 PM** Chair Barker
- 1:18:56 PM** Rich Rodgers, citizen, Portland, OR
- 1:22:05 PM** Chair Barker
- 1:22:09 PM** Rep. Barton
- 1:22:23 PM** Chair Barker
- 1:22:43 PM** Mary Botkin, American Federation of State, County and Municipal Employees (AFSCME)
- 1:26:01 PM** Chair Barker
- 1:26:04 PM** Vice-Chair Stiegler
- 1:26:20 PM** Rodgers
- 1:26:59 PM** Vice-Chair Stiegler
- 1:27:02 PM** Chair Barker
- 1:27:33 PM** Edward Davis, Representative, Independent Insurance Agents & Brokers of Oregon
- 1:29:38 PM** John Powell, Representative, Liberty Mutual and State Farm Insurance Companies
- 1:34:42 PM** Shawn Miller, Representative, Property and Casualty Insurer's Association
- 1:38:00 PM** Chair Barker
- 1:38:04 PM** Rep. Smith J.
- 1:38:10 PM** Powell
- 1:38:13 PM** Rep. Smith J.
- 1:38:14 PM** Powell
- 1:38:19 PM** Rep. Smith J.
- 1:38:20 PM** Powell
- 1:38:24 PM** Rep. Smith J.
- 1:38:41 PM** Davis
- 1:38:52 PM** Rep. Smith J.
- 1:39:09 PM** Chair Barker
- 1:39:15 PM** Rep. Shields
- 1:39:42 PM** Lana Butterfield, Lobbyist, Professional Insurance Agents of Oregon/Idaho
- 1:39:43 PM** {Exhibit} 2: Butterfield

**1:41:13 PM** Richard Kingsley, Owner, Cammack-Kingsley Insurance, Inc.  
**1:41:14 PM** {Exhibit} 3: Kingsley  
**1:42:29 PM** Javier Torres, Insurance Agent, Payless Auto Insurance  
**1:44:06 PM** Chair Barker  
**1:44:08 PM** Rep. Olson  
**1:44:28 PM** Butterfield  
**1:44:47 PM** Rep. Olson  
**1:45:23 PM** Chair Barker  
**1:45:39 PM** HB 2434 - Work Session  
**1:45:44 PM** Anna Braun, Committee Counsel  
**1:45:45 PM** {Exhibit} 4: Braun  
**1:46:54 PM** Chair Barker  
**1:46:55 PM** The following written testimony is submitted for the record without public testimony:  
**1:46:56 PM** {Exhibit} 5: Patrick Maguire, Director, Thomas Edison High School  
**1:46:57 PM** {Exhibit} 6: Jerralynn Ness, Executive Director, Community Action  
**1:46:58 PM** {Exhibit} 7: Dean Aldrich, Lawyer, The Aldrich Law Office, P.C.  
**1:47:13 PM** Rep. Smith  
**1:47:25 PM** Chair Barker  
**1:47:37 PM** Braun  
**1:47:53 PM** Rep. Smith  
**1:48:01 PM** Braun  
**1:48:31 PM** Vice-Chair Whisnant  
**1:48:37 PM** Chair Barker  
**1:48:42 PM** Drew Hagedorn, Representative, Associated General Contractors  
**1:50:33 PM** Paul Snider, Representative, Association of Oregon Counties  
**1:51:01 PM** Chair Barker  
**1:51:12 PM** MOTION: Vice-Chair Whisnant moves -3 amendments  
**1:51:17 PM** Chair Barker  
**1:51:20 PM** VOTE: 10-0-0  
**1:51:21 PM** Ayes: Barker, Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith, Stiegler, Whisnant  
**1:51:26 PM** Vice-Chair Whisnant moves HB 2434 DO PASS as AMENDED  
**1:51:31 PM** Chair Barker  
**1:51:40 PM** VOTE: 8-2-0  
**1:51:50 PM** Ayes: Barker, Cameron, Garrett, Krieger, Olson, Shields, Stiegler, Whisnant; Nays: Barton, Smith  
**1:52:04 PM** Rep. Smith J.  
**1:52:43 PM** Hagedorn  
**1:52:50 PM** Chair Barker  
**1:52:52 PM** CARRIER: VICE-CHAIR WHISNANT will lead discussion on the floor  
**1:53:10 PM** HB 2585 - Work Session  
**1:53:13 PM** Anna Braun, Committee Counsel  
**1:53:14 PM** {Exhibit} 8: Braun  
**1:54:08 PM** Rep. Barton

**1:54:19 PM** Chair Barker  
**1:54:22 PM** MOTION: Rep. Garrett moves -1 amendments  
**1:54:28 PM** VOTE: 10-0-0  
**1:54:30 PM** Ayes: Barker, Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith, Stiegler, Whisnant  
**1:54:38 PM** Vice-Chair Whisnant  
**1:54:52 PM** MOTION: Rep. Garrett moves HB 2585 DO PASS as AMENDED  
**1:54:59 PM** Chair Barker  
**1:55:10 PM** VOTE: 7-3-0  
**1:55:28 PM** Ayes: Barker, Barton, Garrett, Olson, Shields, Smith, Stiegler;  
Nays: Cameron, Krieger, Whisnant  
**1:55:32 PM** Rep. Cameron  
**1:55:34 PM** Chair Barker  
**1:55:44 PM** Rep. Barton  
**1:56:01 PM** Rep. Garrett  
**1:56:05 PM** Chair Barker  
**1:56:06 PM** CARRIER: REP. GARRETT will lead discussion on the floor  
**1:56:18 PM** Meeting Recessed  
**1:58:55 PM** Meeting Reconvened  
**1:58:57 PM** HB 2335 - Work Session  
**1:59:01 PM** Bill Taylor, Committee Counsel  
**1:59:21 PM** {Exhibit} 9: Taylor  
**1:59:32 PM** {Exhibit} 10: Taylor  
**1:59:56 PM** Chair Barker  
**1:59:58 PM** Taylor  
**2:01:38 PM** Rep. Garrett  
**2:02:14 PM** Chair Barker  
**2:02:28 PM** Rep. Cameron  
**2:02:43 PM** Chair Barker  
**2:02:59 PM** Steven Powers, Chairperson, Board of Parole and Post-Prison Supervision  
**2:04:06 PM** Rep. Cameron  
**2:04:33 PM** Powers  
**2:04:52 PM** Chair Barker  
**2:05:24 PM** MOTION: Vice-Chair Whisnant moves to RESCIND -5 amendments  
**2:05:25 PM** VOTE: 10-0-0  
**2:05:26 PM** Ayes: Barker, Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith, Stiegler, Whisnant  
**2:05:28 PM** Chair Barker  
**2:05:40 PM** MOTION: Vice-Chair Whisnant moves -6 amendments  
**2:05:41 PM** VOTE: 10-0-0  
**2:05:42 PM** Ayes: Barker, Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith, Stiegler, Whisnant  
**2:05:44 PM** Chair Barker  
**2:05:52 PM** Meeting Adjourned

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**HJUD**

**4/22/2009 1:13:03 PM**

- 1:13:48 PM** {Exhibit} 1: HB 3292, -1 amendments, staff, 1 p
  - 1:39:43 PM** {Exhibit} 2: HB 3292, written testimony, Lana Butterfield, 7 pp
  - 1:41:14 PM** {Exhibit} 3: HB 3292, written testimony, Richard Kingsley, 1 p
  - 1:45:45 PM** {Exhibit} 4: HB 2434, -3 amendments, staff, 3 pp
  - 1:46:56 PM** {Exhibit} 5: HB 2434, written testimony, Patrick Maguire, 3 pp
  - 1:46:57 PM** {Exhibit} 6: HB 2434, written testimony, Jerralynn Ness, 1 p
  - 1:46:58 PM** {Exhibit} 7: HB 2434, written testimony, Dean Aldrich, 3 pp
  - 1:53:14 PM** {Exhibit} 8: HB 2585, -1 amendments, staff, 3 pp
  - 1:59:21 PM** {Exhibit} 9: HB 2335, -6 amendments, staff, 14 pp
  - 1:59:32 PM** {Exhibit} 10: HB 2335, written testimony, Joshua Nasbe, submitted by Bill Taylor, 4 pp
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