

## **HOUSE COMMITTEE ON JUDICIARY**

**April 27, 2009  
1:00 P.M.**

**Hearing Room 357**

**MEMBERS PRESENT:**       **Rep. Jeff Barker, 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**

**MEMBER EXCUSED:**       **Rep. Judy Stiegler, Vice-Chair**

**STAFF PRESENT:**         **Shannon Sivell, Committee Administrator**  
                                  **Anna Braun, Committee Administrator**  
                                  **Lisa Nuss, Committee Administrator**  
                                  **Jennifer Ranstrom-Smith, Committee Assistant**

**MEASURES/ISSUES HEARD:**   **HB 2287 - Work Session**  
                                  **HB 2802 - Work Session**  
                                  **HB 2355 - Informational Hearing**

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

## HJUD

4/27/2009 1:06:25 PM

- 1:06:28 PM Meeting Called to Order
- 1:06:42 PM Chair Barker
- 1:07:20 PM HB 2287 - Public Hearing and Work Session
- 1:07:22 PM Lisa Nuss, Committee Counsel
- 1:07:23 PM {Exhibit} 1: Nuss
- 1:07:59 PM Chair Barker
- 1:08:00 PM Vice-Chair Whisnant
- 1:08:02 PM MOTION: Vice-Chair Whisnant moves -2 amendments
- 1:08:05 PM Chair Barker
- 1:08:12 PM VOTE: 8-1-1
- 1:08:13 PM Ayes: Barton, Garrett, Krieger, Olson, Shields, Smith, Whisnant, Barker; Nays: Cameron; Excused: Stiegler
- 1:08:21 PM MOTION: Vice-Chair Whisnant moves to SUSPEND HJUD COMMITTEE RULE # 18
- 1:08:30 PM Chair Barker
- 1:08:55 PM VOTE: 8-1-1
- 1:08:56 PM Ayes: Barton, Garrett, Krieger, Olson, Shields, Smith, Whisnant, Barker; Nays: Cameron; Excused: Stiegler
- 1:09:04 PM Chair Barker
- 1:09:12 PM MOTION: Vice-Chair Whisnant moves HB 2287 DO PASS as AMENDED & REFER to Ways & Means
- 1:09:25 PM Chair Barker
- 1:09:31 PM VOTE: 8-1-1
- 1:09:32 PM Ayes: Barton, Garrett, Krieger, Olson, Shields, Smith, Whisnant, Barker; Nays: Cameron; Excused: Stiegler
- 1:09:51 PM Chair Barker
- 1:10:06 PM HB 2802 - Work Session
- 1:10:11 PM Anna Braun, Committee Counsel
- 1:10:24 PM {Exhibit} 2: Braun
- 1:10:59 PM MOTION: Vice-Chair Whisnant moves -6 amendments
- 1:11:04 PM Chair Barker
- 1:11:11 PM Rep. Krieger
- 1:11:54 PM Chair Barker
- 1:11:59 PM Braun
- 1:12:05 PM Vice-Chair Whisnant
- 1:12:09 PM Chair Barker
- 1:12:34 PM Rep. Olson
- 1:12:56 PM Chair Barker
- 1:13:06 PM Vice-Chair Whisnant

1:13:15 PM Rep. Barton  
1:14:35 PM Chair Barker  
1:14:36 PM Rep. Cameron  
1:14:44 PM Chair Barker  
1:14:46 PM VOTE: 9-0-1  
1:14:47 PM Ayes: Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith,  
Whisnant, Barker; Excused: Stiegler  
1:14:55 PM MOTION: Vice-Chair Whisnant moves HB 2802 DO PASS as  
AMENDED  
1:15:04 PM Chair Barker  
1:15:16 PM VOTE: 9-0-1  
1:15:17 PM Ayes: Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith,  
Whisnant, Barker; Excused: Stiegler  
1:15:31 PM Chair Barker  
1:15:31 PM CARRIER: REP. OLSON & REP. BARTON will lead discussion on  
the floor  
1:15:57 PM Chair Barker  
1:16:14 PM HB 2355 - Public Hearing  
1:16:29 PM Shannon Sivell, Committee Counsel  
1:16:34 PM Chair Barker  
1:16:57 PM Rep. Chip Shields, House District 43  
1:17:12 PM The following written testimony was submitted for the record  
without public testimony:  
1:17:13 PM {Exhibit} 3: Chiquita Rollins, Domestic Violence Coordinator,  
Multnomah County  
1:18:26 PM {Exhibit} 4: Shields  
1:18:38 PM Tim Hartnett, Executive Director, CODA Treatment Recovery  
Prevention  
1:18:39 PM {Exhibit} 5: Hartnett  
1:23:38 PM Chair Barker  
1:23:42 PM Dana Hepper, Advocacy Director, Stand For Children  
1:23:48 PM {Exhibit} 6: Hepper  
1:29:31 PM Ryan Deckert, President, Oregon Business Association  
1:29:58 PM {Exhibit} 7: Deckert  
1:33:16 PM Chair Barker  
1:33:53 PM Doug Harleroad, Oregon Anti-Crime Alliance  
1:33:54 PM {Exhibit} 8: Harcleroad  
1:38:40 PM Steve Doell, President, Crime Victims United  
1:38:41 PM {Exhibit} 9: Doell  
1:45:15 PM John Foote, District Attorney, Clackamas County  
1:47:48 PM Chair Barker  
1:47:49 PM Rep. Smith J.  
1:48:32 PM Harleroad  
1:48:35 PM Rep. Smith J.  
1:49:02 PM Doell  
1:49:25 PM Rep. Smith J.

**1:50:09 PM** Foote  
**1:51:24 PM** Rep. Smith J.  
**1:51:55 PM** Foote  
**1:52:39 PM** Rep. Smith J.  
**1:52:42 PM** Rep. Barton  
**1:53:37 PM** Foote  
**1:54:34 PM** Doell  
**1:56:25 PM** Foote  
**1:57:10 PM** Rep. Barton  
**1:58:08 PM** Harleroad  
**1:59:19 PM** Rep. Barton  
**1:59:31 PM** Foote  
**1:59:39 PM** Rep. Barton  
**1:59:56 PM** Rep. Krieger  
**2:00:35 PM** Doell  
**2:02:11 PM** Rep. Krieger  
**2:02:15 PM** Rep. Shields  
**2:03:36 PM** Foote  
**2:04:35 PM** Chair Barker  
**2:04:37 PM** Rep. Garrett  
**2:05:24 PM** Foote  
**2:06:40 PM** Harleroad  
**2:08:03 PM** Rep. Shields  
**2:09:17 PM** Foote  
**2:10:33 PM** Rep. Krieger  
**2:10:56 PM** Chair Barker  
**2:11:13 PM** Rep. Shields  
**2:11:25 PM** Chair Barker  
**2:12:55 PM** Shannon Wight, Associate Director, Partnership for Safety and Justice  
**2:16:01 PM** {Exhibit} 10: Wight  
**2:16:29 PM** The following written testimony was submitted for the record without public testimony:  
**2:16:54 PM** {Exhibit} 11: Anthony Biglan, Senior Scientist, Oregon Research Institute  
**2:17:09 PM** {Exhibit} 12: Bobby Mink, Interim Director, Oregon Youth Authority  
**2:17:30 PM** {Exhibit} 13: Partnership for Safety and Justice  
**2:17:54 PM** {Exhibit} 14: Earl Covey, resident, Aloha OR  
**2:18:22 PM** {Exhibit} 15: Marge Easley, President, League of Women Voters of Oregon  
**2:19:37 PM** Chair Barker  
**2:19:43 PM** Cindy Booth, Transitional Services Administrator, Oregon Department of Corrections  
**2:19:57 PM** {Exhibit} 16: Booth  
**2:22:46 PM** Vice-Chair Whisnant  
**2:22:54 PM** Booth

**2:23:30 PM** Chair Barker  
**2:23:31 PM** Booth  
**2:23:53 PM** Ken Ross, Service Employees International Union, Local 503  
**2:24:01 PM** {Exhibit} 17: Ross  
**2:30:33 PM** Chair Barker  
**2:31:24 PM** Doell  
**2:31:25 PM** {Exhibit} 18: Doell  
**2:39:20 PM** Chair Barker  
**2:39:21 PM** Foote  
**2:41:53 PM** Chair Barker  
**2:41:56 PM** Rep. Shields  
**2:42:41 PM** Chair Barker  
**2:43:08 PM** Rep. Shields  
**2:43:15 PM** Doell  
**2:44:08 PM** Chair Barker  
**2:44:25 PM** Rep. Shields  
**2:44:33 PM** Chair Barker  
**2:44:39 PM** Meeting Adjourned

---

## HJUD

4/27/2009 1:06:25 PM

- 1:07:23 PM {Exhibit} 1: HB 2287. -2 amendments, staff, 54 pp
  - 1:10:24 PM {Exhibit} 2: HB 2802, -6 amendments, staff, 3 pp
  - 1:17:13 PM {Exhibit} 3: HB 2355, written testimony, Chiquita Rollins, 2 pp
  - 1:18:26 PM {Exhibit} 4: HB 2355, written testimony, Rep. Chip Shields, 1 p
  - 1:18:39 PM {Exhibit} 5: HB 2355, written testimony, Tim Hartnett, 3 pp
  - 1:23:48 PM {Exhibit} 6: HB 2355, written testimony, Dana Hepper, 2 pp
  - 1:29:58 PM {Exhibit} 7: HB 2355, written testimony, Ryan Deckert, 1 p
  - 1:33:54 PM {Exhibit} 8: HB 2355, 1989 sentencing guideline, Doug Harclerod,  
1 p
  - 1:38:41 PM {Exhibit} 9: HB 2355, written testimony, Steve Doell, 7 pp
  - 2:16:01 PM {Exhibit} 10: HB 2355, written testimony, Shannon Wright, 9 pp
  - 2:16:54 PM {Exhibit} 11: HB 2355, written testimony, Anthony Biglan, 6 pp
  - 2:17:09 PM {Exhibit} 12: HB 2355, written testimony, Bobby Mink, 2 pp
  - 2:17:30 PM {Exhibit} 13: HB 2355, written testimony, Partnership for Safety and  
Justice 2 pp
  - 2:17:54 PM {Exhibit} 14: HB 2355, written testimony, Earl Covey, 2 pp
  - 2:18:22 PM {Exhibit} 15: HB 2355, written testimony, Marge Easley, 1 p
  - 2:19:57 PM {Exhibit} 16: HB 2355, written testimony, Cindy Booth, 2 pp
  - 2:24:01 PM {Exhibit} 17: HB 2355, written testimony, Ken Ross, 2 pp
  - 2:31:25 PM {Exhibit} 18: HB 2355, written testimony, Steve Doell, 1 p
-