

## **HOUSE COMMITTEE ON JUDICIARY**

**April 30, 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:**            **Lisa Nuss, Committee Administrator**  
                                     **Jennifer Ranstrom-Smith, Committee Assistant**

**MEASURES/ISSUES HEARD:**   **SB 562 - Public Hearing**  
   **SB 558 - Public Hearing**  
   **SB 561 - Public Hearing**  
   **SB 558 - Work Session**  
   **SB 562 - Work Session**

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

## HJUD

4/30/2009 1:12:36 PM

1:12:37 PM Meeting Called to Order  
1:13:03 PM SB 562 - Public Hearing  
1:13:05 PM Lisa Nuss, Committee Counsel  
1:13:51 PM Chair Barker  
1:14:08 PM Lane Shetterly, Chair, Oregon Law Commission  
1:16:57 PM Chair Barker  
1:16:59 PM Jeff Dobbins, Executive Director, Oregon Law Commission  
1:17:27 PM {Exhibit} 1: Dobbins  
1:19:57 PM Wendy Johnson, Deputy Director, Oregon Law Commission  
1:20:19 PM Rep. Barton  
1:20:47 PM Shetterly  
1:21:46 PM Rep. Barton  
1:22:07 PM Dobbins  
1:22:16 PM Shetterly  
1:22:44 PM Chair Barker  
1:22:54 PM Rep. Smith J.  
1:23:40 PM Shetterly  
1:24:32 PM Chair Barker  
1:24:33 PM Vice-Chair Stiegler  
1:25:03 PM Shetterly  
1:25:06 PM Vice-Chair Stiegler  
1:25:09 PM Shetterly  
1:25:55 PM Vice-Chair Stiegler  
1:26:23 PM Shetterly  
1:27:04 PM Dobbins  
1:27:35 PM Vice-Chair Stiegler  
1:28:22 PM Johnson  
1:28:42 PM Vice-Chair Stiegler  
1:28:46 PM Johnson  
1:29:06 PM Vice-Chair Stiegler  
1:29:11 PM Shetterly  
1:29:48 PM Dobbins  
1:30:37 PM Vice-Chair Stiegler  
1:31:21 PM Shetterly  
1:31:54 PM Rep. Olson  
1:32:06 PM Shetterly  
1:32:22 PM Rep. Olson  
1:32:36 PM Shetterly  
1:32:39 PM Rep. Olson

1:32:43 PM Shetterly  
1:32:58 PM Rep. Olson  
1:33:08 PM Chair Barker  
1:33:24 PM SB 558 - Public Hearing  
1:33:30 PM Lisa Nuss, Committee Counsel  
1:34:46 PM Vice-Chair Whisnant  
1:34:54 PM Lane Shetterly, Chair, Oregon Law Commission  
1:34:55 PM {Exhibit} 2: Shetterly  
1:37:50 PM Carl Bjerre, Professor, University of Oregon  
1:42:31 PM Rep. Barton  
1:42:33 PM Bjerre  
1:42:48 PM Rep. Barton  
1:42:55 PM Rep. Krieger  
1:43:04 PM Bjerre  
1:43:37 PM Rep. Barton  
1:43:44 PM Bjerre  
1:47:04 PM Chair Barker  
1:47:06 PM Rep. Barton  
1:47:27 PM Bjerre  
1:47:35 PM Rep. Barton  
1:47:40 PM Bjerre  
1:47:51 PM Shetterly  
1:49:04 PM Chair Barker  
1:49:21 PM SB 561 - Public Hearing  
1:49:24 PM Lisa Nuss, Committee Counsel  
1:50:16 PM Chair Barker  
1:50:25 PM Jeff Dobbins, Executive Director, Oregon Law Commission  
1:51:46 PM {Exhibit} 3: Dobbins  
1:51:57 PM Symeon Symeonides, Dean, Willamette University College of Law  
2:01:54 PM Chair Barker  
2:01:56 PM Rep. Barton  
2:02:54 PM Rep. Shields  
2:02:56 PM Rep. Barton  
2:03:26 PM Symeonides  
2:05:22 PM Rep. Barton  
2:06:15 PM Symeonides  
2:07:57 PM Rep. Garrett  
2:10:01 PM Symeonides  
2:12:39 PM Chair Barker  
2:12:42 PM Vice-Chair Stiegler  
2:13:36 PM Symeonides  
2:14:53 PM Vice-Chair Stiegler  
2:15:29 PM Symeonides  
2:17:02 PM Vice-Chair Stiegler  
2:17:15 PM Symeonides  
2:18:08 PM Vice-Chair Stiegler

**2:18:17 PM** Vice-Chair Whisnant  
**2:18:38 PM** Symeonides  
**2:19:01 PM** Dobbins  
**2:20:15 PM** Rep. Smith J.  
**2:21:12 PM** Symeonides  
**2:21:31 PM** Rep. Krieger  
**2:21:35 PM** Symeonides  
**2:22:26 PM** Dobbins  
**2:23:33 PM** Chair Barker  
**2:23:37 PM** Rep. Barton  
**2:23:42 PM** Chair Barker  
**2:23:44 PM** Rep. Krieger  
**2:24:01 PM** Rep. Smith J.  
**2:24:05 PM** Rep. Krieger  
**2:24:29 PM** Symeonides  
**2:24:41 PM** Chair Barker  
**2:24:59 PM** SB 558 - Work Session  
**2:25:01 PM** MOTION: Vice-Chair Whisnant moves SB 558 DO PASS  
**2:25:07 PM** Chair Barker  
**2:25:12 PM** VOTE: 10-0-0  
**2:25:13 PM** Ayes: Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith, Stiegler, Whisnant, Barker  
**2:25:31 PM** Chair Barker  
**2:25:32 PM** Vice-Chair Whisnant  
**2:25:48 PM** CARRIER: REP. GARRETT will lead discussion on the floor  
**2:25:56 PM** SB 562 - Work Session  
**2:25:59 PM** MOTION: Vice-Chair Whisnant moves SB 562 DO PASS and placed on CONSENT CALENDAR  
**2:26:06 PM** Chair Barker  
**2:26:10 PM** VOTE: 10-0-0  
**2:26:11 PM** Ayes: Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith, Stiegler, Whisnant, Barker  
**2:26:32 PM** Chair Barker  
**2:26:37 PM** Vice-Chair Stiegler  
**2:27:00 PM** Meeting Adjourned

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**HJUD**

**4/30/2009 1:12:36 PM**

**1:17:27 PM** {Exhibit} 1: SB 562, written testimony, Jeff Dobbins, 8 pp

**1:34:55 PM** {Exhibit} 2: SB 558, written testimony, Lane Shetterly, 244 pp

**1:51:46 PM** {Exhibit} 3: SB 561, written testimony, Jeff Dobbins, 36 pp

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