

HOUSE COMMITTEE ON JUDICIARY

**May 04, 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. Jefferson Smith

STAFF PRESENT: **Shannon Sivell, Committee Administrator**
 Courtney Johnston, Committee Assistant

MEASURES/ISSUES HEARD: **SB 464 – Public Hearing and Work Session**
 SB 233 A – Work Session
 SB 242 A – Public Hearing and Work Session
 SB 248 A – Public Hearing and Work Session
 SB 243 – Public Hearing and Work Session
 SB 218 – Work Session

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

HJUD

5/4/2009 1:13:21 PM

1:13:25 PM Meeting Called to Order
1:13:27 PM SB 464 - Public Hearing
1:13:35 PM Shannon Sivell, Committee Counsel
1:13:54 PM Chair Barker
1:13:57 PM Senator Floyd Prozanski, Senate District 4
1:16:30 PM Chair Barker
1:16:39 PM Rep. Shields
1:16:47 PM Rep. Olson
1:16:58 PM Sen. Prozanski
1:17:07 PM Chair Barker
1:17:12 PM SB 464 - Work Session
1:17:21 PM MOTION: Rep. Garrett moves SB 464 DO PASS
1:17:25 PM Chair Barker
1:17:31 PM Vice-Chair Whisnant
1:17:48 PM Shannon Sivell, Committee Counsel
1:17:53 PM Rep. Shields
1:17:58 PM Vice-Chair Whisnant
1:18:25 PM Chair Barker
1:18:38 PM Vice-Chair Whisnant
1:18:43 PM Chair Barker
1:19:03 PM VOTE: 10-0-0
1:19:03 PM Ayes: Reps: Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith, Stiegler, Whisnant, Barker
1:19:26 PM CARRIER: REP. BARTON will lead discussion on the floor
1:19:37 PM SB 233 A - Work Session
1:19:42 PM Shannon Sivell, Committee Counsel
1:20:06 PM Chair Barker
1:20:08 PM Rep. Shields
1:20:21 PM Sivell
1:21:00 PM Chair Barker
1:21:11 PM Rep. Shields
1:21:24 PM Chair Barker
1:21:30 PM MOTION: Vice-Chair Whisnant moves SB 233 A DO PASS
1:21:35 PM Chair Barker
1:21:43 PM VOTE: 10-0-0
1:21:43 PM Ayes: Reps: Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith, Stiegler, Whisnant, Barker
1:21:59 PM CARRIER: REP. BARKER will lead discussion on the floor
1:22:02 PM SB 242 A - Public Hearing

1:22:10 PM Shannon Sivell, Committee Counsel
1:22:30 PM Chair Barker
1:22:41 PM Tim Sylwester, Executive Board Member, Oregon State Bar's Criminal Law Section
1:22:58 PM {Exhibit} 1: Sylwester
1:28:58 PM Chair Barker
1:29:10 PM SB 242 A - Work Session
1:29:17 PM MOTION: Vice-Chair Whisnant moves SB 242 A DO PASS
1:29:24 PM Chair Barker
1:29:31 PM VOTE: 10-0-0
1:29:31 PM Ayes: Reps: Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith, Stiegler, Whisnant, Barker
1:29:49 PM CARRIER: REP. OLSON will lead discussion on the floor
1:29:56 PM SB 248 A - Public Hearing
1:30:00 PM Shannon Sivell, Committee Counsel
1:30:27 PM Brad Berry, Yamhill County District Attorney/chair, Oregon District Attorneys Association Legislative Committee
1:32:06 PM Chair Barker
1:32:17 PM SB 248 A - Work Session
1:32:20 PM MOTION: Vice-Chair Whisnant moves SB 248 A DO PASS and placed on the CONSENT CALENDER
1:32:25 PM Chair Barker
1:32:33 PM VOTE: 10-0-0
1:32:33 PM Ayes: Reps: Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith, Stiegler, Whisnant, Barker
1:32:47 PM Chair Barker
1:32:54 PM SB 243 - Public Hearing
1:33:00 PM Shannon Sivell, Committee Counsel
1:33:15 PM Chair Barker
1:33:31 PM Rebecca Duncan, Appellate Attorney/Executive Committee Member, Oregon State Bar's Criminal Law Section
1:34:03 PM {Exhibit} 2: Duncan
1:36:20 PM Chair Barker
1:36:23 PM Rep. Olson
1:36:30 PM Duncan
1:36:57 PM Chair Barker
1:37:04 PM SB 243 - Work Session
1:37:09 PM MOTION: Vice-Chair Whisnant moves SB 243 DO PASS and placed on the CONSENT CALENDER
1:37:14 PM Chair Barker
1:37:21 PM VOTE: 10-0-0
1:37:21 PM Ayes: Reps: Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith, Stiegler, Whisnant, Barker
1:37:39 PM Chair Barker
1:37:46 PM SB 218 - Work Session
1:37:51 PM Shannon Sivell, Committee Counsel

1:37:51 PM {Exhibit} 3: Sivell
1:38:33 PM MOTION: Vice-Chair Whisnant moves -2 amendments
1:38:38 PM Chair Barker
1:38:45 PM VOTE: 10-0-0
1:38:45 PM Ayes: Reps: Barton, Cameron, Garrett, Krieger, Olson, Shields,
Smith, Stiegler, Whisnant, Barker
1:38:49 PM Sivell
1:38:51 PM Chair Barker
1:39:04 PM Meeting Adjourned

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5/4/2009 1:13:21 PM

1:22:58 PM {Exhibit} 1: SB 242 A, written testimony, Tim Sylwester, 2 pp

1:34:03 PM {Exhibit} 2: SB 243, written testimony, Rebecca Duncan, 1 p

1:37:51 PM {Exhibit} 3: SB 218, -2 amendments, staff, 1 p
