

HOUSE COMMITTEE ON JUDICIARY

**May 21, 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**
- Bill Taylor, Committee Administrator**
- Lisa Nuss, Committee Administrator**
- Jennifer Ranstrom-Smith, Committee Assistant**

MEASURES/ISSUES HEARD:

- SB 373A - Public Hearing and Work Session**
- SB 314 - Work Session**
- SB 309A - Public Hearing**

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

HJUD

5/21/2009 1:11:07 PM

1:11:09 PM Meeting Called to Order
1:11:21 PM SB 373A - Public Hearing
1:11:25 PM Lisa Nuss, Committee Counsel
1:12:17 PM Chair Barker
1:12:43 PM Emily Kintzer, Legislative Assistant, Sen. Suzanne Bonamici
1:14:57 PM Ronelle Shankle, Legislative Liaison, Department of Justice
1:14:58 PM {Exhibit} 1: Shankle
1:15:42 PM Brett Arvidson, resident, Portland, OR
1:16:27 PM {Exhibit} 2: Arvidson
1:21:18 PM Chair Barker
1:21:37 PM SB 373A - Work Session
1:21:44 PM MOTION: Vice-Chair Whisnant moves SB 373A DO PASS
1:21:54 PM Chair Barker
1:22:00 PM VOTE: 9-0-1
1:22:05 PM AYES: Barton, Cameron, Garrett, Olson, Shields, Smith, Stiegler,
Whisnant, Barker; Excused: Krieger
1:22:19 PM Chair Barker
1:22:25 PM CARRIER: REP. SHIELDS will lead discussion on the floor
1:22:49 PM SB 314 - Work Session
1:22:57 PM Shannon Sivell, Committee Counsel
1:23:24 PM {Exhibit} 3: Sivell
1:23:52 PM MOTION: Vice-Chair Whisnant moves -3 amendments
1:23:56 PM Chair Barker
1:24:15 PM Rep. Olson
1:25:13 PM Chair Barker
1:25:14 PM VOTE: 9-0-1
1:25:15 PM AYES: Barton, Cameron, Garrett, Olson, Shields, Smith, Stiegler,
Whisnant, Barker; Excused: Krieger
1:25:19 PM Chair Barker
1:25:23 PM Vice-Chair Whisnant
1:25:34 PM Sivell
1:25:43 PM Chair Barker
1:25:52 PM Meeting Recessed
1:26:08 PM Meeting Reconvened
1:26:11 PM Chair Barker
1:26:15 PM Meeting Recessed
1:27:16 PM Meeting Reconvened
1:27:21 PM SB 309A - Public Hearing
1:27:23 PM Bill Taylor, Committee Counsel

1:31:12 PM Chair Barker
1:32:17 PM Gail Meyer, Oregon Criminal Defense Lawyers Association
1:32:35 PM {Exhibit} 4: Meyer
1:45:00 PM The following written testimony was submitted for the record without public testimony:
1:45:01 PM {Exhibit} 5: Chief Justice Paul De Muniz, Oregon Supreme Court
1:45:02 PM {Exhibit} 6: Rebecca Brown, Policy Analyst, Innocence Project
1:45:45 PM Jonathon Priest, Lieutenant, Denver Police Department
1:50:54 PM Meyer
1:52:04 PM Priest
1:54:26 PM Meyer
1:54:52 PM Chair Barker
1:55:03 PM Wendall Birkland, Attorney, Private Practice
1:59:34 PM Chair Barker
1:59:36 PM Larry Matasar, Attorney, Oregon Criminal Defense Lawyers Association
2:04:55 PM Chair Barker
2:05:09 PM Priest
2:05:22 PM Chair Barker
2:05:26 PM Rep. Barton
2:06:21 PM Priest
2:07:22 PM Chair Barker
2:07:23 PM Rep. Olson
2:07:51 PM Priest
2:09:58 PM Rep. Olson
2:10:32 PM Priest
2:10:35 PM Chair Barker
2:10:38 PM Meyer
2:10:55 PM Vice-Chair Stiegler
2:10:59 PM Meyer
2:11:01 PM Vice-Chair Stiegler
2:11:06 PM Taylor
2:11:20 PM Meyer
2:11:25 PM Vice-Chair Whisnant
2:11:26 PM Taylor
2:11:46 PM Chair Barker
2:12:25 PM Priest
2:12:32 PM Chair Barker
2:12:43 PM Brian DeLashmutt, Oregon Council Police Association
2:13:33 PM Chair Barker
2:13:35 PM John Bradley, Deputy District Attorney, Multnomah County
2:13:59 PM The following written testimony was submitted for the record without public testimony:
2:14:19 PM {Exhibit} 7: Michael Schrunk, District Attorney, Multnomah County
2:21:14 PM Chair Barker
2:21:16 PM Bradley

2:22:34 PM Meyer
2:23:15 PM Bradley
2:24:20 PM Chair Barker
2:24:25 PM Rep. Barton
2:25:39 PM Bradley
2:25:51 PM Rep. Garrett
2:26:01 PM Bradley
2:26:03 PM Rep. Garrett
2:26:13 PM Bradley
2:26:58 PM DeLashmutt
2:28:25 PM Chair Barker
2:28:33 PM Meyer
2:28:53 PM Chair Barker
2:28:55 PM Vice-Chair Stiegler
2:29:33 PM Bradley
2:30:18 PM Vice-Chair Stiegler
2:30:42 PM Meyer
2:31:15 PM DeLashmutt
2:31:41 PM Chair Barker
2:31:46 PM Rep. Shields
2:32:28 PM Chair Barker
2:32:45 PM SB 373A - Work Session
2:32:46 PM MOTION: Chair Barker moves that the RULES BE SUSPENDED to allow Rep. Krieger to VOTE: AYE on SB 373A
2:32:47 PM VOTE: 10-0-0
2:32:48 PM AYES: Barton, Cameron, Garrett, Krieger, Olson, Shields, Smith, Stiegler, Whisnant, Barker
2:32:51 PM Chair Barker
2:32:58 PM Meeting Adjourned

HJUD

5/21/2009 1:11:07 PM

1:14:58 PM {Exhibit} 1: SB 373A, written testimony, Ronelle Shankle, 2 pp

1:16:27 PM {Exhibit} 2: SB 373A, written testimony, Brett Arvidson, 10 pp

1:23:24 PM {Exhibit} 3: SB 314, -3 amendments, staff, 3 pp

1:32:35 PM {Exhibit} 4: SB 309A, written testimony, Gail Meyer, 8 pp

1:45:01 PM {Exhibit} 5: SB 309A, written testimony, Chief Justice Paul De
Muniz, 2 pp

1:45:02 PM {Exhibit} 6: SB 309A, written testimony, Rebecca Brown, 4 pp

2:14:19 PM {Exhibit} 7: SB 309A, written testimony, Michael Schrunk, 2 pp
