

## **SENATE COMMITTEE ON JUDICIARY**

**January 26, 2009  
8:30 A.M.**

**Hearing Room 343**

**MEMBERS PRESENT:**        **Sen. Floyd Prozanski, Chair**  
                                      **Sen. Brian Boquist, Vice-Chair**  
                                      **Sen. Suzanne Bonamici**  
                                      **Sen. Jackie Dingfelder**  
                                      **Sen. Doug Whitsett**

**STAFF PRESENT:**         **Bill Taylor, Counsel**  
                                      **Courtney Johnston, Committee Assistant**

**MEASURES/ISSUES HEARD:** **LC 2277 – Measure Introduction**  
                                      **SB 238 – Public Hearing**  
                                      **SB 237 – Public Hearing**  
                                      **SB 237 – Work Session**  
                                      **SB 235 – Public Hearing**  
                                      **SB 235 – Work Session**

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

## **SJUD**

**1/26/2009 8:36:47 AM**

**8:36:51 AM** Meeting Called to Order  
**8:36:52 AM** Chair Prozanski  
**8:37:10 AM** LC 2277 - Measure Introduction  
**8:37:16 AM** {Exhibit} 1: Chair Prozanski  
**8:37:17 AM** Bill Taylor, Committee Counsel  
**8:37:31 AM** Chair Prozanski  
**8:37:51 AM** MOTION: Vice-Chair Boquist moves LC 2277 BE ADOPTED as a Committee Bill  
**8:37:58 AM** VOTE: 4-0-1  
**8:37:58 AM** Ayes: Sens: Bonamici, Boquist, Dingfelder, Prozanski; Excused: Sen. Whitsett  
**8:38:05 AM** Chair Prozanski  
**8:38:05 AM** SB 238 - Public Hearing  
**8:38:43 AM** Lane Shetterly, Attorney/member, Uniform Law Commission  
**8:39:02 AM** {Exhibit} 2: Shetterly  
**8:43:57 AM** Tim O'Rourke, Attorney, Oregon State Bar Executive Estate Planning and Administration Committee  
**8:43:57 AM** {Exhibit} 3: O'Rourke  
**8:48:05 AM** Chair Prozanski  
**8:48:06 AM** Vice-Chair Boquist  
**8:48:19 AM** Shetterly  
**8:49:11 AM** Chair Prozanski  
**8:50:12 AM** {Exhibit} 4: Dyer-Seeley  
**8:50:12 AM** Kate Dyer-Seeley, Public Policy Coordinator, Oregon Alzheimer's Association  
**8:52:59 AM** Chair Prozanski  
**8:53:05 AM** Robert Tozer, Attorney, Chair of Leadership Council of Cascade Coast Office of the Oregon Chapter of the National Alzheimer's Association  
**8:59:22 AM** Chair Prozanski  
**8:59:26 AM** Vice-Chair Boquist  
**8:59:43 AM** Tozer  
**9:01:13 AM** Vice-Chair Boquist  
**9:01:17 AM** Chair Prozanski  
**9:01:24 AM** Tozer  
**9:01:47 AM** Dyer-Seeley  
**9:02:02 AM** Sen. Bonamici  
**9:02:23 AM** Dyer-Seeley  
**9:02:35 AM** Chair Prozanski

9:03:14 AM SB 237 - Public Hearing  
9:03:21 AM Bill Taylor, Committee Counsel  
9:03:48 AM Chair Prozanski  
9:04:05 AM Jonathan Levy, Attorney, Chair, Oregon State Bar Estate Planning  
and Administration Committee  
9:04:06 AM {Exhibit} 5: Levy  
9:07:17 AM Chair Prozanski  
9:07:21 AM Sen. Whitsett  
9:07:44 AM Levy  
9:08:39 AM Chair Prozanski  
9:08:41 AM Taylor  
9:08:53 AM Levy  
9:08:55 AM Taylor  
9:09:02 AM Levy  
9:10:21 AM Taylor  
9:10:24 AM Chair Prozanski  
9:10:35 AM SB 237 - Work Session  
9:10:46 AM Bill Taylor, Committee Counsel  
9:10:57 AM Chair Prozanski  
9:11:02 AM MOTION: Sen. Dingfelder moves SB 237 DO PASS  
9:11:10 AM VOTE: 5-0-0  
9:11:10 AM Ayes: Sens: Bonamici, Boquist, Dingfelder, Prozanski, Whitsett  
9:11:16 AM CARRIER: SEN. DINGFELDER will lead discussion on the floor  
9:11:24 AM SB 235 - Public Hearing  
9:11:32 AM Bill Taylor, Committee Counsel  
9:12:02 AM Chair Prozanski  
9:12:18 AM Tim O'Rourke, Attorney, Oregon State Bar Executive Estate  
Planning and Administration Committee  
9:12:19 AM {Exhibit} 6: O'Rourke  
9:14:26 AM Chair Prozanski  
9:14:28 AM Sen. Bonamici  
9:14:38 AM O'Rourke  
9:16:19 AM Sen. Bonamici  
9:16:32 AM O'Rourke  
9:16:48 AM Sen. Bonamici  
9:16:50 AM Chair Prozanski  
9:16:51 AM Sen. Whitsett  
9:17:03 AM O'Rourke  
9:17:08 AM Sen. Whitsett  
9:17:24 AM O'Rourke  
9:18:27 AM Sen. Dingfelder  
9:18:50 AM O'Rourke  
9:19:39 AM Chair Prozanski  
9:19:52 AM O'Rourke  
9:20:03 AM Chair Prozanski  
9:20:06 AM Sen. Dingfelder

**9:20:14 AM** Chair Prozanski  
**9:20:44 AM** O'Rourke  
**9:20:49 AM** Vice-Chair Boquist  
**9:20:55 AM** Chair Prozanski  
**9:21:12 AM** SB 235 - Work Session  
**9:21:29 AM** Bill Taylor, Committee Counsel  
**9:21:38 AM** Chair Prozanski  
**9:21:48 AM** Sen. Dingfelder  
**9:21:58 AM** Chair Prozanski  
**9:22:06 AM** MOTION: Vice-Chair Boquist moves SB 235 DO PASS  
**9:22:11 AM** Chair Prozanski  
**9:22:19 AM** Vice-Chair Boquist  
**9:22:34 AM** VOTE: 5-0-0  
**9:22:34 AM** Ayes: Sens: Bonamici, Boquist, Dingfelder, Prozanski, Whitsett  
**9:22:41 AM** CARRIER: SEN. BOQUIST will lead discussion on the floor  
**9:22:45 AM** Chair Prozanski  
**9:22:56 AM** Taylor  
**9:23:16 AM** Meeting Adjourned

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**SJUD**

**1/26/2009 8:36:47 AM**

**8:37:16 AM** {Exhibit} 1: Measure Introduction, LC 2277, staff, 3 pp

**8:39:02 AM** {Exhibit} 2: SB 238, Uniform Adult Guardianship and Protective Proceedings Jurisdiction Act Informational Packet, Lane Shetterly, 61 pp

**8:43:57 AM** {Exhibit} 3: SB 238, Written Testimony, Tim O'Rourke, 2 pp

**8:50:12 AM** {Exhibit} 4: SB 238, Alzheimer's Association Informational Packet, Dyer-Seeley, 23 pp

**9:04:06 AM** {Exhibit} 5: SB 237, Written Testimony, Jonathan Levy, 1 p

**9:12:19 AM** {Exhibit} 6: SB 235, Written Testimony, Tim O'Rourke, 1 p

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