

## **SENATE COMMITTEE ON JUDICIARY**

**February 24, 2009  
8:30 A.M.**

**Hearing Room 343**

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

**EXCUSED:**                   **Sen. Brian Boquist, Vice-Chair**

**STAFF PRESENT:**         **Anna Braun, Committee Counsel**  
                                     **Diane Beyer, Committee Assistant**

**MEASURES/ISSUES HEARD:** **LC 2914 – Measure Introduction**  
                                     **LC 2794 – Measure Introduction**  
                                     **LC 2904 – Measure Introduction**  
                                     **LC 3349 – Measure Introduction**  
                                     **SB 354 – Public Hearing**  
                                     **SB 306 – Public Hearing**  
                                     **SB 309 – Public Hearing**  
                                     **SB 277 – Public Hearing**

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

**SJUD**

**2/24/2009 8:37:26 AM**

**8:37:30 AM** Meeting Called to Order  
**8:37:31 AM** Chair Prozanski  
**8:37:51 AM** {Exhibit} 1: Prozanski  
**8:37:52 AM** {Exhibit} 2: Prozanski  
**8:37:53 AM** {Exhibit} 3: Prozanski  
**8:37:54 AM** {Exhibit} 4: Prozanski  
**8:38:07 AM** MOTION: Sen. Bonamici moves LC 2914, LC 2794, LC 2904, LC 3349 BE INTRODUCED as Committee Bills  
**8:38:16 AM** Chair Prozanski  
**8:38:22 AM** VOTE: 4-0-1  
**8:38:23 AM** Ayes: Bonamici, Dingfelder, Prozanski, Whisett; Excused: Boquist  
**8:38:27 AM** SB 354 - Public Hearing  
**8:38:32 AM** Anna Braun, Committee Counsel  
**8:38:59 AM** Chair Prozanski  
**8:39:17 AM** Rick Metsger, State Senator, District 26  
**8:41:13 AM** Linde Minten, Citizen, Linn County  
**8:41:14 AM** {Exhibit} 5: Minten  
**8:47:35 AM** Chair Prozanski  
**8:47:57 AM** John Powell, Representative, State Farm Insurance Company  
**8:49:16 AM** Chair Prozanski  
**8:49:20 AM** Powell  
**8:49:21 AM** Chair Prozanski  
**8:49:32 AM** Powell  
**8:50:09 AM** Chair Prozanski  
**8:50:12 AM** Steve Murrell, Claim Attorney, State Farm Insurance  
**8:50:18 AM** Chair Prozanski  
**8:50:41 AM** Sen. Bonamici  
**8:51:02 AM** Powell  
**8:51:20 AM** Murrell  
**8:52:15 AM** Chair Prozanski  
**8:53:34 AM** SB 306 - Public Hearing  
**8:53:39 AM** Anna Braun, Committee Counsel  
**8:54:00 AM** Chair Prozanski  
**8:54:31 AM** Neil Jackson, Attorney, Oregon Trial Lawyer's Association  
**8:54:32 AM** {Exhibit} 6: Jackson  
**8:54:33 AM** {Exhibit} 7: Jackson  
**8:58:58 AM** Chair Prozanski  
**8:59:07 AM** Jackson  
**8:59:16 AM** Chair Prozanski

**8:59:16 AM** Erica Glaser, Attorney, Oregon Trial Lawyers  
**9:00:47 AM** James Nelson, Attorney, Albany, Oregon  
**9:00:48 AM** {Exhibit} 8: Nelson  
**9:04:00 AM** Chair Prozanski  
**9:04:19 AM** Thane Tienson, Attorney, Landye Bennett Blumstein  
**9:04:20 AM** {Exhibit} 9: Tienson  
**9:08:49 AM** Chair Prozanski  
**9:09:07 AM** Tom Kranovich, Attorney, Kranovich & Lucero  
**9:09:08 AM** {Exhibit} 10: Kranovich  
**9:18:22 AM** Chair Prozanski  
**9:18:24 AM** Kranovich  
**9:18:57 AM** Chair Prozanski  
**9:19:01 AM** Steve Murrell, Claim Attorney, State Farm Insurance  
**9:21:04 AM** Chair Prozanski  
**9:21:29 AM** Inga Deckert, Attorney, Tonkon Torp, Oregon Association of  
Defense Council  
**9:22:48 AM** Chair Prozanski  
**9:22:58 AM** Drake Hood, Attorney, President, Oregon Association of Defense  
Council  
**9:26:44 AM** Chair Prozanski  
**9:26:50 AM** Sen. Bonamici  
**9:27:13 AM** Hood  
**9:27:15 AM** Sen. Bonamici  
**9:27:17 AM** Hood  
**9:27:23 AM** The following written testimony is submitted for the record without  
public testimony:  
**9:27:24 AM** {Exhibit} 11: Brian Miller, Farmers Insurance Group  
**9:27:25 AM** Chair Prozanski  
**9:27:32 AM** SB 309 - Public Hearing  
**9:27:37 AM** Anna Braun, Committee Counsel  
**9:28:00 AM** Chair Prozanski  
**9:28:16 AM** Neil Jackson, Attorney, Oregon Trial Lawyers Association  
**9:28:28 AM** {Exhibit} 12: Jackson  
**9:31:48 AM** Chair Prozanski  
**9:31:51 AM** Sen. Bonamici  
**9:32:06 AM** Jackson  
**9:32:56 AM** Sen. Bonamici  
**9:32:58 AM** Chair Prozanski  
**9:33:26 AM** Jackson  
**9:33:57 AM** Chair Prozanski  
**9:34:16 AM** Greg Lusby, Attorney, Arnold Gallagher, Oregon Association of  
Defense Council  
**9:34:17 AM** {Exhibit} 13: Lusby  
**9:38:36 AM** Chair Prozanski  
**9:38:38 AM** Drake Hood, Attorney, President, Oregon Association of Defense  
Council

**9:42:00 AM** Chair Prozanski  
**9:42:44 AM** Hood  
**9:43:29 AM** Chair Prozanski  
**9:43:39 AM** Hood  
**9:43:49 AM** Chair Prozanski  
**9:44:15 AM** Tom Holt, Oregon Liability Reform Coalition  
**9:45:13 AM** Chair Prozanski  
**9:45:17 AM** Courtni Dresser, Oregon Medical Association  
**9:45:18 AM** {Exhibit} 14: Dresser  
**9:46:07 AM** Chair Prozanski  
**9:46:13 AM** Sen. Whitsett  
**9:46:24 AM** Dresser  
**9:47:04 AM** Sen. Whitsett  
**9:47:21 AM** Holt  
**9:47:41 AM** Chair Prozanski  
**9:48:33 AM** SB 277 - Public Hearing  
**9:48:53 AM** Anna Braun, Committee Counsel  
**9:49:14 AM** Chair Prozanski  
**9:49:36 AM** Beth Cook, Citizen, Clackamas County  
**9:49:37 AM** {Exhibit} 15: B. Cook  
**9:52:52 AM** Chair Prozanski  
**9:53:02 AM** Jason Cook, Citizen, Clackamas County  
**9:53:03 AM** {Exhibit} 16: J. Cook  
**9:56:07 AM** Chair Prozanski  
**9:56:09 AM** Sen. Bonamici  
**9:56:28 AM** Chair Prozanski  
**9:56:55 AM** Yorgeia Angelatos, Northwest Chapter of Crohn's and Colitis Association  
**9:56:56 AM** {Exhibit} 17: Angelatos  
**9:58:06 AM** Chair Prozanski  
**9:58:10 AM** Mara Addison, Citizen, Lake Oswego, Oregon  
**9:58:11 AM** {Exhibit} 18: Addison  
**9:58:12 AM** The following written testimony is submitted for the record without public testimony:  
**9:58:26 AM** {Exhibit} 19: Addison  
**9:58:33 AM** Chair Prozanski  
**9:58:42 AM** Addison  
**9:59:54 AM** Chair Prozanski  
**10:00:06 AM** Sen. Bonamici  
**10:00:22 AM** Angelatos  
**10:00:28 AM** Sen Bonamici  
**10:00:33 AM** Addison  
**10:00:40 AM** Angelatos  
**10:00:50 AM** Chair Prozanski  
**10:01:18 AM** Addison  
**10:01:26 AM** Angelatos

**10:01:27 AM** Addison  
**10:01:37 AM** Angelatos  
**10:01:48 AM** Addison  
**10:02:01 AM** Chair Prozanski  
**10:02:35 AM** Addison  
**10:02:38 AM** Chair Prozanski  
**10:02:56 AM** Meeting Adjourned

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**SJUD**

**2/24/2009 8:37:26 AM**

**8:37:51 AM** {Exhibit} 1: LC 2914, measure introduction, staff, 3 pp  
**8:37:52 AM** {Exhibit} 2: LC 2794, measure introduction, staff, 5 pp  
**8:37:53 AM** {Exhibit} 3: LC 2904, measure introduction, staff, 5 pp  
**8:37:54 AM** {Exhibit} 4: LC 3349, measure introduction, staff, 4 pp  
**8:41:14 AM** {Exhibit} 5: SB 354, written testimony, Linda Minten, 2 pp  
**8:54:32 AM** {Exhibit} 6: SB 306, written testimony, Neil Jackson, 1 p  
**8:54:33 AM** {Exhibit} 7: SB 306, written testimony, Neil Jackson, 1 p  
**9:00:48 AM** {Exhibit} 8: SB 306, written testimony, James Nelson, 1 p  
**9:04:20 AM** {Exhibit} 9: SB 306, written testimony, Thane Tienson, 2 pp  
**9:09:08 AM** {Exhibit} 10: SB 306, written testimony, Tom Kranovich, 2 pp  
**9:27:24 AM** {Exhibit} 11: SB 306, written testimony, Brian Miller, 1 p  
**9:28:28 AM** {Exhibit} 12: SB 309, written testimony, Neil Jackson, 1 p  
**9:34:17 AM** {Exhibit} 13: SB 309, written testimony, Greg Lusby, 2 pp  
**9:45:18 AM** {Exhibit} 14: SB 309, written testimony, Courtni Dresser, 1 p  
**9:49:37 AM** {Exhibit} 15: SB 277, written testimony, Beth Cook, 1 p  
**9:53:03 AM** {Exhibit} 16: SB 277, written testimony, Jason Cook, 1 p  
**9:56:56 AM** {Exhibit} 17: SB 277, written testimony, Yorgeia Angelatos, 1 p  
**9:58:11 AM** {Exhibit} 18: SB 277, written testimony, Mara Addison, 2 pp  
**9:58:26 AM** {Exhibit} 19: SB 277, written testimony, Lauren Bruno, 2 pp

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