

## **SENATE COMMITTEE ON JUDICIARY**

**March 5, 2009  
8:00 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: SB 253 – Public Hearing**

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

## **SJUD**

**3/5/2009 8:05:35 AM**

**8:05:40 AM** Meeting Called to Order  
**8:05:48 AM** Chair Prozanski  
**8:05:55 AM** SB 253 - Public Hearing  
**8:06:00 AM** Chair Prozanski  
**8:06:50 AM** Paul De Muniz, Chief Justice, Oregon Supreme Court  
**8:12:00 AM** Chair Prozanski  
**8:13:27 AM** {Exhibit} 1: Prozanski  
**8:13:36 AM** Gail Meyer, Legislative Representative, Oregon Criminal Defense  
Lawyers Association  
**8:15:35 AM** Chair Prozanski  
**8:16:00 AM** Meyer  
**8:18:08 AM** Chair Prozanski  
**8:18:12 AM** Meyer  
**8:18:13 AM** {Exhibit} 2: Meyer  
**8:18:23 AM** {Exhibit} 3: Meyer  
**8:20:15 AM** Chair Prozanski  
**8:20:16 AM** Tom Sullivan, Attorney, Jenner and Block, Chicago, Illinois  
**8:36:17 AM** Chair Prozanski  
**8:36:22 AM** Sullivan  
**8:36:24 AM** {Exhibit} 4: Sullivan  
**8:36:25 AM** Chair Prozanski  
**8:36:31 AM** Sullivan  
**8:37:12 AM** Meyer  
**8:37:19 AM** Chair Prozanski  
**8:37:40 AM** Sullivan  
**8:40:20 AM** Chair Prozanski  
**8:40:24 AM** Lawrence Matasar, attorney, Portland, Oregon  
**8:40:25 AM** {Exhibit} 5: Matasar  
**8:48:19 AM** Chair Prozanski  
**8:48:24 AM** Rebecca Brown, policy analyst, Innocence Project  
**8:51:24 AM** Chair Prozanski  
**8:51:28 AM** Brown  
**8:54:59 AM** Chair Prozanski  
**8:55:04 AM** Sen. Bonamici  
**8:55:20 AM** Sullivan  
**8:56:09 AM** Chair Prozanski  
**8:56:15 AM** Sullivan  
**8:56:23 AM** Chair Prozanski  
**8:56:25 AM** Sen. Whitsett

8:56:38 AM Sullivan  
8:57:05 AM Sen. Whitsett  
8:57:17 AM Sullivan  
8:57:44 AM Chair Prozanski  
8:57:45 AM Meyer  
8:58:12 AM Chair Prozanski  
8:58:32 AM Brown  
8:58:54 AM Chair Prozanski  
8:58:56 AM Matasar  
8:59:01 AM Brown  
8:59:02 AM Chair Prozanski  
8:59:47 AM Sharon Wair, teacher, Northwest Academy, Portland, Oregon  
9:00:07 AM Hon Van Swart, student, Northwest Academy, Portland, Oregon  
9:00:10 AM Chair Prozanski  
9:00:14 AM Von Swart  
9:02:55 AM Chair Prozanski  
9:03:40 AM Joshua Marquis, Clatsop County District Attorney/ member,  
National District Attorneys' Association  
9:04:20 AM {Exhibit} 6: Marquis  
9:08:55 AM Martin Bennett, Detective, Marion County Sheriff's Office  
9:13:06 AM Chair Prozanski  
9:13:09 AM John Foote, District Attorney, Clackamas County  
9:15:42 AM Murray Rau, Detective, Washington County Sheriff's Office  
9:18:38 AM Chair Prozanski  
9:20:12 AM Marquis  
9:20:56 AM Chair Prozanski  
9:21:19 AM Marquis  
9:22:16 AM Chair Prozanski  
9:22:41 AM Bennett  
9:23:02 AM Chair Prozanski  
9:23:04 AM Rau  
9:23:06 AM Chair Prozanski  
9:23:15 AM Bennett  
9:23:23 AM Chair Prozanski  
9:23:46 AM Sen. Dingfelder  
9:24:09 AM Rau  
9:25:00 AM Sen. Dingfelder  
9:25:23 AM Foote  
9:26:49 AM Chair Prozanski  
9:26:51 AM Marquis  
9:27:04 AM Chair Prozanski  
9:27:08 AM Marquis  
9:27:09 AM Chair Prozanski  
9:27:41 AM John Troncoso, Keizer Police Sargent, Oregon Association of  
Chiefs of Police  
9:34:05 AM Chair Prozanski

**9:34:11 AM** Bob Lane, Assistant District Attorney, Lane County, Oregon  
**9:38:46 AM** Chair Prozanski  
**9:38:49 AM** Carl Wilkenson, Detective, Lane County Sheriff's Office  
**9:42:32 AM** Chair Prozanski  
**9:42:38 AM** Brian Delashmutt, Government Relations, Oregon State Police  
Officers Association/Oregon Council of Police Associations  
**9:43:49 AM** Chair Prozanski  
**9:43:53 AM** Sen. Bonamici  
**9:43:59 AM** Lane  
**9:44:00 AM** Sen. Bonamici  
**9:44:37 AM** Lane  
**9:46:00 AM** Chair Prozanski  
**9:46:49 AM** Bill Taylor, Committee Counsel  
**9:46:53 AM** Chair Prozanski  
**9:47:42 AM** The following written testimonies are submitted for the record  
without public testimony:  
**9:47:42 AM** {Exhibit} 7: Charles Tilby, Captain, Investigations Division of the  
Eugene Police Department  
**9:47:42 AM** {Exhibit} 8: Bob Joondeph, Executive Director, Disability Rights  
Oregon  
**9:47:43 AM** Meeting Adjourned

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**SJUD**

**3/5/2009 8:05:35 AM**

**8:13:27 AM** {Exhibit} 1: SB 253, -1 amendment, staff, 2 pp

**8:18:13 AM** {Exhibit} 2: SB 253, list of electronically recorded interrogation legislation and Supreme Court cases, Gail Meyer, 1 p

**8:18:23 AM** {Exhibit} 3: SB 253, digital recorder receipt, Gail Meyer, 1 p

**8:36:24 AM** {Exhibit} 4: SB 253, informational packet, Tom Sullivan, 82 pp

**8:40:25 AM** {Exhibit} 5: SB 253, written testimony, Larry Matasar, 1 p

**9:04:20 AM** {Exhibit} 6: SB 253, Current Uniform Jury Instructions, Joshua Marquis, 1 p

**9:47:42 AM** {Exhibit} 7: SB 253, written testimony, Charles Tilby, 1 p

**9:47:42 AM** {Exhibit} 8: SB 253, written testimony, Bob Joondeph, 2 pp

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