

## **SENATE COMMITTEE ON JUDICIARY**

**March 30, 2009  
8:45 A.M.**

**Hearing Room 343**

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

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

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

**MEASURES/ISSUES HEARD:** **SB 945 – Work Session**  
                                  **SB 963 – Work Session**  
                                  **SB 809 – Public Hearing**  
                                  **SJM 12 – Public Hearing**

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

**SJUD**

**3/30/2009 8:52:40 AM**

**8:52:43 AM** Meeting Called to Order  
**8:52:48 AM** Chair Prozanski  
**8:52:54 AM** SB 945 - Work Session  
**8:52:59 AM** Chair Prozanski  
**8:53:24 AM** SB 963 - Work Session  
**8:53:31 AM** Bill Taylor, Committee Counsel  
**8:53:35 AM** Chair Prozanski  
**8:54:02 AM** MOTION: Sen. Bonamici moves SB 963 WITHOUT RECOMMENDATION and REFER to Senate Consumer Protection and Public Affairs Committee  
**8:54:18 AM** Chair Prozanski  
**8:54:32 AM** VOTE: 4-0-1  
**8:54:32 AM** Ayes: Sens: Bonamici, Dingfelder, Whitsett, Prozanski; Excused: Sen. Boquist  
**8:54:38 AM** SB 809 - Public Hearing  
**8:54:43 AM** Bill Taylor, Committee Counsel  
**8:54:52 AM** {Exhibit} 1: Taylor  
**8:55:02 AM** Chair Prozanski  
**8:55:07 AM** Taylor  
**8:55:13 AM** Chair Prozanski  
**8:55:25 AM** Kenneth Viegas, Associate Professor Emeritus, University of Oregon  
**8:55:31 AM** Chair Prozanski  
**8:55:36 AM** Viegas  
**9:03:33 AM** Chair Prozanski  
**9:03:53 AM** Taylor  
**9:04:11 AM** {Exhibit} 2: Taylor  
**9:05:00 AM** {Exhibit} 3: Taylor  
**9:05:11 AM** {Exhibit} 4: Taylor  
**9:05:16 AM** {Exhibit} 5: Taylor  
**9:05:31 AM** {Exhibit} 6: Taylor  
**9:07:36 AM** Chair Prozanski  
**9:07:38 AM** Sen. Whitsett  
**9:07:51 AM** Taylor  
**9:08:47 AM** Chair Prozanski  
**9:09:03 AM** Taylor  
**9:09:36 AM** Chair Prozanski  
**9:09:37 AM** Sen. Bonamici  
**9:09:48 AM** Taylor

**9:10:08 AM** Sen. Bonamici  
**9:10:11 AM** Taylor  
**9:10:22 AM** Chair Prozanski  
**9:10:30 AM** Matthew Rubenstein, Director, Oregon Capitol Resource Center  
**9:11:22 AM** {Exhibit} 7: Rubenstein  
**9:27:22 AM** Chair Prozanski  
**9:27:37 AM** Jeff Ellis, Professor of Law, Seattle University Law School  
**9:34:42 AM** Chair Prozanski  
**9:34:44 AM** William Long, Law Professor, Willamette University School of Law  
**9:34:55 AM** {Exhibit} 8: Long  
**9:39:47 AM** Chair Prozanski  
**9:39:49 AM** Sen. Bonamici  
**9:40:19 AM** Ellis  
**9:40:40 AM** Sen. Bonamici  
**9:40:42 AM** Chair Prozanski  
**9:41:17 AM** Joshua Marquis, Clatsop County District Attorney, Oregon District Attorneys Association  
  
**9:51:24 AM** Chair Prozanski  
**9:51:27 AM** Marquis  
**9:53:56 AM** Steve Doell, citizen, Portland, Oregon  
**9:58:50 AM** Robert Hermann, District Attorney, Washington County, Oregon  
**9:58:55 AM** Chair Prozanski  
**9:59:07 AM** Hermann  
**10:06:59 AM** Chair Prozanski  
**10:07:15 AM** SJM 12 - Public Hearing  
**10:07:30 AM** Joshua Marquis, Clatsop County District Attorney, Oregon District Attorneys Association  
  
**10:08:58 AM** Chair Prozanski  
**10:09:15 AM** Meeting Adjourned

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**SJUD**

**3/30/2009 8:52:40 AM**

- 8:54:52 AM** {Exhibit} 1: SB 809, -1 amendments, staff, 1 p
  - 9:04:11 AM** {Exhibit} 2: SB 809, Urban Institute Research Report, staff, 39 pp
  - 9:05:00 AM** {Exhibit} 3: SB 809, Washington State Bar Association Death Penalty Report, staff, 38 pp
  - 9:05:11 AM** {Exhibit} 4: SB 809, Oregon Revised Statute Chapter 163, staff, 2 pp
  - 9:05:16 AM** {Exhibit} 5: SB 809, New York Times Article February 25, 2009, staff, 2 pp
  - 9:05:31 AM** {Exhibit} 6: SB 809, written testimony, Senior Judge Paul J. Lipscomb, 3 pp
  - 9:11:22 AM** {Exhibit} 7: SB 809, Power Point presentation and additional information, Matthew Rubenstein 23 pp
  - 9:34:55 AM** {Exhibit} 8: SB 809, written testimony, William Long, 1 p
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