

SENATE COMMITTEE ON JUDICIARY

**April 2, 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**
 Anna Braun, Counsel
 Courtney Johnston, Committee Assistant

MEASURES/ISSUES HEARD: **SJR 7 – Public Hearing**
 SB 253 – Work Session
 SB 157 – Work Session
 SB 66 – Work Session
 SB 385 – Work Session

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

SJUD

4/2/2009 8:38:19 AM

8:38:23 AM Meeting Called to Order
8:38:28 AM Chair Prozanski
8:39:30 AM SJR 7 - Public Hearing
8:39:40 AM Anna Braun, Committee Counsel
8:39:52 AM Chair Prozanski
8:40:16 AM Senator Rod Monroe, Senate District 24
8:40:23 AM Chair Prozanski
8:41:00 AM Sen. Monroe
8:44:27 AM {Exhibit} 1: Sen. Monroe
8:44:30 AM {Exhibit} 2: John Moffat, Regional Administrator, National Highway
Traffic Safety Administration
8:44:30 AM The following written testimony is submitted for the record without
public testimony:
8:47:39 AM Chair Prozanski
8:48:00 AM Chuck Hayes, Chair, Governor's Advisory Committee on Driving
Under the Influence of Intoxicants
8:48:06 AM {Exhibit} 3: Hayes
8:51:46 AM Chair Prozanski
8:51:49 AM Vinita Howard, Member, Governor's Advisory Committee on Driving
Under the Influence of Intoxicants
8:54:47 AM {Exhibit} 4: Howard
8:56:43 AM Chair Prozanski
8:56:45 AM Marc Adams, Keizer Police Chief, Oregon Association of Chiefs of
Police
8:57:27 AM Chair Prozanski
8:57:32 AM Sen. Bonamici
8:57:52 AM Hayes
8:58:47 AM Sen. Bonamici
8:59:01 AM Hayes
8:59:52 AM Sen. Bonamici
9:00:10 AM Hayes
9:00:58 AM Sen. Bonamici
9:00:59 AM Chair Prozanski
9:01:00 AM Sen. Whitsett
9:01:15 AM Hayes
9:01:27 AM Sen. Whitsett
9:02:04 AM Hayes
9:02:33 AM Sen. Whitsett
9:02:47 AM Hayes

9:03:16 AM Sen. Whitsett
9:03:19 AM Chair Prozanski
9:03:58 AM Steve Doell, President, Crime Victims United
9:08:16 AM Barbara Stoeffler, Eugene Affiliate Founder, Mothers Against Drunk Driving
9:12:03 AM Chair Prozanski
9:12:06 AM Lois Harvick, Affiliate Executive Director, Mothers Against Drunk Driving
9:12:11 AM {Exhibit} 5: Harvick
9:15:11 AM Chair Prozanski
9:15:14 AM John Powell, Representative, Oregon County Sheriffs
9:17:50 AM Chair Prozanski
9:18:01 AM Doell
9:18:13 AM Chair Prozanski
9:18:14 AM Doell
9:18:57 AM Chair Prozanski
9:19:20 AM David Fidanque, Executive Director, American Civil Liberties Union of Oregon
9:27:29 AM Chair Prozanski
9:27:32 AM Bob Homan, Criminal Defense Practitioner, Oregon Criminal Defense Lawyers Association
9:31:51 AM Chair Prozanski
9:31:54 AM Sen. Bonamici
9:32:17 AM Fidanque
9:35:19 AM Sen. Bonamici
9:35:21 AM Chair Prozanski
9:35:47 AM Fidanque
9:36:35 AM Chair Prozanski
9:36:49 AM {Exhibit} 6: Prozanski
9:37:30 AM Brad Berry, Yamhill County District Attorney, Oregon District Attorneys Association
9:38:57 AM Chair Prozanski
9:39:02 AM Berry
9:40:12 AM Chair Prozanski
9:40:15 AM Deena Ryerson, Driving Under the Influence of Intoxicants Resource Prosecutor, Oregon Department of Justice
9:40:45 AM Chair Prozanski
9:40:49 AM Vice-Chair Boquist
9:41:03 AM Chair Prozanski
9:41:05 AM Vice-Chair Boquist
9:41:08 AM Chair Prozanski
9:41:10 AM Vice-Chair Boquist
9:41:11 AM Berry
9:41:33 AM Chair Prozanski
9:41:37 AM Braun
9:41:38 AM Sen. Bonamici

9:41:41 AM Braun
9:41:42 AM Sen. Bonamici
9:41:50 AM Berry
9:41:54 AM Chair Prozanski
9:42:46 AM The following written testimony is submitted for the record without public testimony:
9:42:46 AM {Exhibit} 7: Adam Walsh, Legislative Analyst, City of Eugene
9:42:47 AM SB 253 - Work Session
9:43:06 AM Brad Berry, Yamhill County District Attorney/Chair, Oregon District Attorneys Association Legislative Committee
9:43:20 AM Chair Prozanski
9:43:36 AM Berry
9:47:19 AM Chair Prozanski
9:47:23 AM Sen. Whitsett
9:47:54 AM Berry
9:48:52 AM Sen. Whitsett
9:48:56 AM Chair Prozanski
9:49:56 AM Sen. Whitsett
9:50:07 AM Chair Prozanski
9:51:16 AM Anna Braun, Committee Counsel
9:51:20 AM SB 157 - Work Session
9:51:27 AM Anna Braun, Committee Counsel
9:51:44 AM {Exhibit} 8: Braun
9:52:16 AM Chair Prozanski
9:52:23 AM MOTION: Vice-Chair Boquist moves -1 amendments
9:52:25 AM Chair Prozanski
9:52:31 AM VOTE: 5-0-0
9:52:31 AM Ayes: Sens: Bonamici, Boquist, Dingfelder, Whitsett, Prozanski
9:52:33 AM MOTION: Vice-Chair Boquist moves SB 157 DO PASS as AMENDED
9:52:38 AM Chair Prozanski
9:52:45 AM VOTE: 5-0-0
9:52:45 AM Ayes: Sens: Bonamici, Boquist, Dingfelder, Whitsett, Prozanski
9:52:48 AM CARRIER: SEN. BOQUIST will lead discussion on the floor
9:52:55 AM Sen. Dingfelder
9:52:57 AM Vice-Chair Boquist
9:53:00 AM Chair Prozanski
9:53:06 AM SB 66 - Work Session
9:53:10 AM Anna Braun, Committee Counsel
9:53:27 AM {Exhibit} 9: Braun
9:53:37 AM Chair Prozanski
9:53:44 AM Sen. Dingfelder
9:53:46 AM Braun
9:53:51 AM Sen. Dingfelder
9:53:58 AM Braun
9:54:07 AM MOTION: Vice-Chair Boquist moves -1 amendments

9:54:10 AM Chair Prozanski
9:54:14 AM VOTE: 5-0-0
9:54:14 AM Ayes: Sens: Bonamici, Boquist, Dingfelder, Whitsett, Prozanski
9:54:16 AM Chair Prozanski
9:54:16 AM MOTION: Vice-Chair Boquist moves SB 66 DO PASS as AMENDED
9:54:21 AM Chair Prozanski
9:54:28 AM VOTE: 5-0-0
9:54:28 AM Ayes: Sens: Bonamici, Boquist, Dingfelder, Whitsett, Prozanski
9:54:32 AM Vice-Chair Boquist
9:54:37 AM Chair Prozanski
9:54:43 AM CARRIER: SEN. BOQUIST will lead discussion on the floor
9:54:45 AM Chair Prozanski
9:55:03 AM Bill Taylor, Committee Counsel
9:55:17 AM Chair Prozanski
9:55:19 AM Vice-Chair Boquist
9:55:22 AM Taylor
9:55:25 AM Chair Prozanski
9:55:37 AM Vice-Chair Boquist
9:55:41 AM SB 385 - Work Session
9:55:44 AM MOTION: Vice-Chair Boquist moves SB 385 DO PASS as AMENDED and REFER to Ways and Means
9:55:51 AM Anna Braun, Committee Counsel
9:55:55 AM Vice-Chair Boquist
9:55:57 AM Chair Prozanski
9:56:18 AM Sen. Whitsett
9:56:52 AM Chair Prozanski
9:57:02 AM Vice-Chair Boquist
9:57:11 AM Chair Prozanski
9:57:26 AM Sen. Bonamici
9:57:30 AM Chair Prozanski
9:57:34 AM VOTE: 4-1-0
9:57:34 AM Ayes: Sens: Bonamici, Boquist, Dingfelder, Prozanski; Nays: Sen. Whitsett
9:57:36 AM Chair Prozanski
9:58:07 AM Braun
9:58:13 AM Chair Prozanski
9:59:09 AM Meeting Adjourned

SJUD

4/2/2009 8:38:19 AM

8:44:27 AM {Exhibit} 1: SJR 7, written testimony, Sen. Rod Monroe, 1 p
8:44:30 AM {Exhibit} 2: SJR 7, written testimony, John Moffat, 6 pp
8:48:06 AM {Exhibit} 3: SJR 7, written testimony, Chuck Hayes, 2 pp
8:54:47 AM {Exhibit} 4: SJR 7, written testimony, Venita Howard, 3 pp
9:12:11 AM {Exhibit} 5: SJR 7, written testimony, Lois Harvick, 3 pp
9:36:49 AM {Exhibit} 6: SJR 7, written testimony, Anne Pratt, 1 p
9:42:46 AM {Exhibit} 7: SJR 7, written testimony, Adam Walsh, 1 p
9:51:44 AM {Exhibit} 8: SB 157, -1 amendments, staff, 2 pp
9:53:27 AM {Exhibit} 9: SB 66, -1 amendments, staff, 1 p
