

## **SENATE COMMITTEE ON JUDICIARY**

**April 10, 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:**           **Anna Braun, Counsel**  
                                     **Courtney Johnston, Committee Assistant**

**MEASURES/ISSUES HEARD:** **SB 928 – Public Hearing**  
                                     **SB 256 – Public Hearing**  
                                     **SB 928 – Public Hearing**  
                                     **SB 87 – Work Session**  
                                     **SB 570 – Work Session**  
                                     **SB 745 – Public Hearing**

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

## **SJUD**

**4/10/2009 8:35:01 AM**

**8:35:06 AM** Meeting Called to Order  
**8:35:15 AM** Chair Prozanski  
**8:36:16 AM** SB 928 - Public Hearing  
**8:36:20 AM** Anna Braun, Committee Counsel  
**8:36:38 AM** Senator Richard Devlin, Senate District 19  
**8:37:58 AM** Chair Prozanski  
**8:38:02 AM** Vice-Chair Boquist  
**8:38:13 AM** Sen. Devlin  
**8:38:23 AM** Vice-Chair Boquist  
**8:38:29 AM** Sen. Devlin  
**8:38:33 AM** Vice-Chair Boquist  
**8:38:37 AM** Chair Prozanski  
**8:38:42 AM** Vice-Chair Boquist  
**8:38:44 AM** Chair Prozanski  
**8:38:53 AM** SB 256 - Public Hearing  
**8:39:04 AM** Chair Prozanski  
**8:39:31 AM** Bruce Miller, Senior Staff Counsel, Office of the State Court  
Administrator, Oregon Judicial Department  
**8:39:39 AM** {Exhibit} 1: Miller  
**8:39:51 AM** {Exhibit} 2: Miller  
**8:48:28 AM** Chair Prozanski  
**8:48:55 AM** Paul Snider, Representative, Association of Oregon Counties  
**8:49:00 AM** Jim Branard, County Commissioner, Clackamas County, Oregon  
**8:50:10 AM** Chair Prozanski  
**8:50:13 AM** Snider  
**8:55:27 AM** Chair Prozanski  
**8:55:46 AM** Vice-Chair Boquist  
**8:57:26 AM** Branard  
**8:57:56 AM** Vice-Chair Boquist  
**8:58:03 AM** Miller  
**8:58:22 AM** Chair Prozanski  
**8:58:36 AM** Sen. Bonamici  
**8:59:39 AM** Snider  
**9:00:13 AM** Chair Prozanski  
**9:00:14 AM** Vice-Chair Boquist  
**9:01:04 AM** Chair Prozanski  
**9:01:47 AM** Vice-Chair Boquist  
**9:01:50 AM** Chair Prozanski  
**9:01:51 AM** Miller

**9:02:59 AM** Vice-Chair Boquist  
**9:03:31 AM** Chair Prozanski  
**9:03:49 AM** Vice-Chair Boquist  
**9:04:00 AM** Brad Berry, Yamhill County District Attorney/Chair, Oregon District Attorneys Association Legislative Committee  
**9:10:18 AM** Chair Prozanski  
**9:10:22 AM** Vice-Chair Boquist  
**9:10:26 AM** Berry  
**9:10:27 AM** Vice-Chair Boquist  
**9:12:05 AM** Dan Norris, District Attorney, Malheur County, Oregon  
**9:12:11 AM** Chair Prozanski  
**9:12:13 AM** Norris  
**9:13:08 AM** Vice-Chair Boquist  
**9:13:09 AM** Chair Prozanski  
**9:13:12 AM** Berry  
**9:13:56 AM** Chair Prozanski  
**9:14:31 AM** Berry  
**9:14:42 AM** Chair Prozanski  
**9:14:44 AM** Berry  
**9:15:30 AM** Chair Prozanski  
**9:15:43 AM** Braun  
**9:15:46 AM** SB 928 - Public Hearing  
**9:16:07 AM** Chair Prozanski  
**9:16:55 AM** Sybil Hebb, Legislative Representative, Oregon Law Center/Oregon Alliance to End Violence Against Women  
**9:17:01 AM** {Exhibit} 3: Hebb  
**9:25:37 AM** Chair Prozanski  
**9:25:44 AM** Jayne Downing, Executive Director, Mid-Valley Women's Crisis Service  
**9:25:51 AM** {Exhibit} 4: Downing  
**9:29:43 AM** Chair Prozanski  
**9:29:45 AM** Cassandra SkinnerLopata, Attorney, Eugene, Oregon  
**9:30:07 AM** {Exhibit} 5: SkinnerLopata  
**9:35:05 AM** Chair Prozanski  
**9:35:09 AM** Vice-Chair Boquist  
**9:36:10 AM** Hebb  
**9:36:28 AM** Vice-Chair Boquist  
**9:36:31 AM** Hebb  
**9:37:54 AM** Vice-Chair Boquist  
**9:37:55 AM** Chair Prozanski  
**9:38:59 AM** Hebb  
**9:39:19 AM** Chair Prozanski  
**9:39:37 AM** Sen. Whitsett  
**9:41:23 AM** Hebb  
**9:42:05 AM** Sen. Whitsett  
**9:42:45 AM** Hebb

9:43:16 AM Chair Prozanski  
9:43:26 AM Sen. Whitsett  
9:43:50 AM Chair Prozanski  
9:44:31 AM Doctor Mel Kohn, Acting Public Health Director and State Health Officer, Public Health Division, Oregon Department of Human Services  
9:46:28 AM {Exhibit} 6: Kohn  
9:46:41 AM Chair Prozanski  
9:46:43 AM Christine Herman, Executive Director, Attorney General's Sexual Assault Task Force  
9:46:52 AM {Exhibit} 7: Herman  
9:47:36 AM Chair Prozanski  
9:47:38 AM Bob Estabrook, Legislative and Communications Aide, Oregon Bureau of Labor and Industries  
9:47:43 AM {Exhibit} 8: Estabrook  
9:48:06 AM Chair Prozanski  
9:48:08 AM Vice-Chair Boquist  
9:48:15 AM Estabrook  
9:48:19 AM Vice-Chair Boquist  
9:48:58 AM Chair Prozanski  
9:49:16 AM SB 87 - Work Session  
9:49:22 AM Chair Prozanski  
9:49:35 AM Anna Braun, Committee Counsel  
9:49:40 AM Chair Prozanski  
9:49:49 AM Braun  
9:50:01 AM MOTION: Vice-Chair Boquist moves SB 87 DO PASS as AMENDED  
9:50:09 AM Chair Prozanski  
9:50:21 AM VOTE: 5-0-0  
9:50:21 AM Ayes: Sens: Bonamici, Boquist, Dingfelder, Whitsett, Prozanski  
9:50:23 AM Chair Prozanski  
9:50:28 AM Vice-Chair Boquist  
9:50:29 AM CARRIER: SEN. PROZANSKI will lead discussion on the floor  
9:50:36 AM SB 570 - Work Session  
9:50:43 AM Chair Prozanski  
9:51:05 AM Vice-Chair Boquist  
9:51:08 AM Chair Prozanski  
9:51:11 AM MOTION: Vice-Chair Boquist moves -4 amendments  
9:51:14 AM Chair Prozanski  
9:51:19 AM VOTE: 5-0-0  
9:51:19 AM Ayes: Sens: Bonamici, Boquist, Dingfelder, Whitsett, Prozanski  
9:51:37 AM SB 745 - Public Hearing  
9:51:44 AM Anna Braun, Committee Counsel  
9:51:55 AM Chair Prozanski  
9:51:58 AM Sen. Bonamici  
9:53:42 AM Chair Prozanski

**9:53:43 AM** Justin Baxter, Attorney, Portland, Oregon  
**9:53:59 AM** {Exhibit} 9: Baxter  
**9:54:06 AM** Chair Prozanski  
**9:54:11 AM** Baxter  
**9:54:17 AM** Chair Prozanski  
**9:54:22 AM** Baxter  
**9:54:24 AM** Vice-Chair Boquist  
**9:54:25 AM** Baxter  
**9:57:03 AM** Chair Prozanski  
**9:57:19 AM** Baxter  
**9:57:45 AM** Chair Prozanski  
**9:57:47 AM** Vice-Chair Boquist  
**9:57:58 AM** Baxter  
**9:58:13 AM** Chair Prozanski  
**9:58:15 AM** Vice-Chair Boquist  
**9:58:19 AM** Chair Prozanski  
**9:59:59 AM** Meeting Adjourned

---

**SJUD**

**4/10/2009 8:35:01 AM**

- 8:39:39 AM** {Exhibit} 1: SB 256, -2 amendments, staff, 44 pp  
**8:39:51 AM** {Exhibit} 2: SB 256, written testimony, Bruce Miller, 8 pp  
**9:17:01 AM** {Exhibit} 3: SB 928, written testimony, Sybil Hebb, 4 p  
**9:25:51 AM** {Exhibit} 4: SB 928, written testimony, Jayne Downing, 2 p  
**9:30:07 AM** {Exhibit} 5: SB 928, written testimony, Cassandra SkinnerLopata, 2 pp  
**9:46:28 AM** {Exhibit} 6: SB 928, written testimony, Mel Kohn, 2 pp  
**9:46:52 AM** {Exhibit} 7: SB 928, written testimony, Christine Herman, 1 p  
**9:47:43 AM** {Exhibit} 8: SB 928, written testimony, Bob Estabrook, 1 p  
**9:53:59 AM** {Exhibit} 9: SB 745, written testimony, Justin Baxter, 2 pp
-