

HOUSE COMMITTEE ON JUDICIARY

February 2, 2012
8:00 am

Hearing Room 343

MEMBERS PRESENT: Co-Chair Jeff Barker
Co-Chair Wayne Krieger
Co-Vice Chair Chris Garrett
Co-Vice Chair Wally Hicks
Rep. Mary Nolan
Rep. Andy Olson
Rep. Mike Schaufler
Rep. Carolyn Tomei
Rep. Matt Wand
Rep. Gene Whisnant

STAFF PRESENT: Bill Taylor, Committee Counsel
Pam Marshall, Committee Assistant
Ann Martin, Committee Assistant

MEASURES/ISSUES HEARD: HB 4023 - Public Hearing
HB 4025 - Public Hearing
HB 4163 – Public Hearing
HB 4149 – Public Hearing

Recording Log

8:13:05 AM Meeting Called to Order by Co-Chair Krieger
8:13:28 AM Bill Taylor, Committee Counsel
8:14:21 AM Co-Chair Krieger

8:14:31 AM **HB 4023 - Public Hearing**
8:14:33 AM Bill Taylor, Committee Counsel
8:14:34 AM Co-Chair Krieger

8:14:41 AM **HB 4025 - Public Hearing**
8:15:11 AM {Exhibit} 1: Dave Heynderickx, Legislative Counsel
8:26:46 AM Rep. Schaufler
8:27:43 AM Co-Chair Krieger
8:27:46 AM Rep. Schaufler
8:27:50 AM Rep. Olson
8:28:26 AM Heynderickx
8:29:19 AM Co-Chair Krieger
8:30:10 AM Paul Snyder, Association of Oregon Counties
8:31:57 AM {Exhibit} 2: Judge Jad Lemhouse, Justice of Peace, Linn County

8:32:27 AM Jason Carlile, Oregon District Attorneys Association, District Attorney, Linn County
8:33:21 AM Co-Chair Krieger
8:33:50 AM Kevin Campbell, Executive Director, Oregon Association Chiefs of Police
8:34:52 AM Jason Myers, Marion County Sheriff, Oregon State Sheriffs Association
8:35:10 AM Darrell Fuller, Oregon State Sheriffs Association
8:35:23 AM Co-Chair Krieger
8:36:06 AM Campbell
8:36:38 AM Myers
8:36:48 AM Co-Chair Krieger
8:37:19 AM Myers
8:37:26 AM Co-Chair Krieger
8:37:36 AM Scott Winkles, League of Oregon Cities
8:38:30 AM {Exhibit} 3: Bill Kirby, City Attorney, City of Beaverton
8:39:21 AM {Exhibit} 4: Patrick O'Claire, Finance Director, City of Beaverton
8:41:42 AM Co-Chair Krieger
8:42:49 AM Mazen Malik, Legislative Revenue Office
8:43:56 AM Co-Chair Krieger
8:43:58 AM Rep. Tomei
8:44:11 AM Co-Chair Krieger

8:44:47 AM **HB 4163 - Public Hearing**
8:45:06 AM Co-Chair Krieger
8:45:42 AM Rep. Wally Hicks, House District 3
8:46:25 AM Co-Chair Krieger
8:46:34 AM Rep. Hicks
8:46:44 AM Co-Chair Krieger
8:47:40 AM {Exhibit} 5: David Factor, Oregon Judicial Department
8:49:37 AM Co-Chair Krieger
8:50:03 AM Larry Raaf, Director of Security and Emergency Preparedness Office
8:50:24 AM Co-Chair Krieger
8:50:32 AM Raaf
8:50:37 AM Co-Chair Krieger
8:50:54 AM {Exhibit} 6: Marilyn Lorange, Manager of Standards and Certification Program, Department of Public Safety Standards and Training
8:51:58 AM Co-Chair Krieger

8:52:28 AM **HB 4149 - Public Hearing**
8:53:06 AM {Exhibit} 7: Rep. Carolyn Tomei, House District 41
8:59:05 AM Co-Chair Krieger
8:59:10 AM {Exhibit} 8-9: Colleen Hermann-Franzen, American Lung Association
9:04:21 AM {Exhibit} 10: Jason Parks, Oregon Government Relations Director, American Cancer Society Cancer Action Network
9:05:25 AM Co-Chair Krieger
9:05:33 AM Rep. Olson
9:06:25 AM Hermann-Franzen

9:06:44 AM Rep. Tomei
9:06:54 AM Co-Chair Krieger
9:06:58 AM Jeff Ruscoe, Addictions and Mental Health Division
9:07:31 AM Rep. Tomei
9:07:42 AM Ruscoe
9:07:56 AM Rep. Tomei
9:07:58 AM Rep. Olson
9:08:37 AM Ruscoe
9:08:40 AM Rep. Olson
9:08:41 AM Rep. Tomei
9:08:44 AM Co-Chair Krieger
9:08:49 AM Rep. Olson
9:09:10 AM Ruscoe
9:09:49 AM Rep. Olson
9:10:03 AM Ruscoe
9:10:05 AM Rep. Olson
9:10:28 AM Ruscoe
9:10:33 AM Rep. Schaufler
9:10:45 AM Ruscoe
9:10:53 AM Rep. Schaufler
9:11:07 AM Rep. Whisnant
9:11:12 AM Ruscoe
9:11:45 AM Rep. Whisnant
9:12:10 AM Ruscoe
9:12:30 AM Rep. Whisnant
9:12:34 AM Ruscoe
9:12:51 AM Co-Chair Krieger
9:13:10 AM Ruscoe
9:13:17 AM Co-Chair Krieger
9:13:18 AM Co-Vice Chair Hicks
9:14:22 AM Bill Taylor, Committee Counsel
9:15:25 AM Co-Vice Chair Hicks
9:15:45 AM Taylor
9:16:45 AM Co-Chair Krieger
9:17:17 AM Rep. Wand
9:18:41 AM Rep. Schaufler
9:19:29 AM Rep. Tomei
9:19:55 AM Co-Chair Krieger
9:20:09 AM Herman-Franzen
9:20:53 AM Co-Chair Krieger
9:21:28 AM {Exhibit} 11: Brett Hamilton, Executive Director, Tobacco-Free Coalition of Oregon
9:23:08 AM Raquel Bournhonesque, Co-Director, Upstream Public Health
9:24:37 AM Shawn Miller, Northwest Grocery Association
9:29:35 AM Rep. Tomei
9:29:45 AM Miller

9:29:58 AM Rep. Tomei
9:30:38 AM Miller
9:31:05 AM Rep. Tomei
9:31:09 AM Miller
9:31:23 AM Co-Vice Chair Hicks
9:32:15 AM Hamilton
9:33:17 AM Rep. Schaufler
9:34:39 AM Hamilton
9:34:51 AM Co-Chair Krieger
9:34:58 AM Co-Chair Barker
9:35:20 AM Co-Chair Krieger
9:36:01 AM {Exhibit} 12: Richard Kosesan, Oregon Neighborhood Store Association
9:39:10 AM Rep. Tomei
9:39:41 AM Kosesan
9:39:44 AM Rep. Tomei
9:39:46 AM Kosesan
9:39:49 AM Rep. Tomei
9:39:59 AM Kosesan
9:40:13 AM Rep. Tomei
9:40:25 AM Kosesan
9:40:28 AM Rep. Tomei
9:40:33 AM Rep. Whisnant
9:40:54 AM Kosesan
9:41:23 AM Darrell Fuller, Oregon State Sheriffs Association
9:43:15 AM Mary Botkin, Oregon Liquor Control Agency
9:44:47 AM Co-Chair Krieger
9:44:49 AM Rep. Tomei
9:45:06 AM Kosesan
9:45:26 AM Rep. Tomei
9:45:34 AM Kosesan
9:45:41 AM Rep. Tomei
9:45:45 AM Kosesan
9:45:56 AM Rep. Tomei
9:46:04 AM Co-Chair Krieger
9:46:23 AM Ryan Delashmutt
9:47:30 AM Co-Chair Krieger
9:47:39 AM Delashmutt
9:47:46 AM Co-Chair Krieger
9:48:10 AM Delashmutt
9:48:24 AM Co-Vice Chair Garrett
9:49:41 AM Rep. Schaufler
9:51:05 AM Co-Chair Krieger
9:52:10 AM Rep. Wand
9:52:39 AM Rep. Tomei
9:52:48 AM Co-Chair Krieger
9:52:48 AM The following written testimony is submitted for the record without public

testimony:

- 9:52:48 AM** {Exhibit} 13: Maura Roche, American Heart Association
9:53:23 AM Meeting Adjourned by Co-Chair Krieger
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Exhibit Summary

- 8:15:11 AM** {Exhibit} 1: HB 4025, written testimony, Dave Heynderickx, 16 pp
8:31:57 AM {Exhibit} 2: HB 4025, written testimony, Judge Jad Lemhouse, 3 pp
8:38:30 AM {Exhibit} 3: HB 4025, written testimony, Bill Kirby, 4 pp
8:39:21 AM {Exhibit} 4: HB 4025, written testimony, Patrick O'Claire, 3 pp
8:47:40 AM {Exhibit} 5: HB 4163, written testimony, David Factor, 2 pp
8:50:54 AM {Exhibit} 6: HB 4163, written testimony, Marilyn Lorance, 1 p
8:53:06 AM {Exhibit} 7: HB 4149, written testimony, Rep. Carolyn Tomei, 2 pp
8:59:10 AM {Exhibit} 8: HB 4149, written testimony, Colleen Hermann-Franzen, 2 pp
8:59:10 AM {Exhibit} 9: HB 4149, written testimony of Robert Gale, submitted by
Colleen Hermann-Franzen, 1 p
9:04:21 AM {Exhibit} 10: HB 4149, written testimony, Jason Parks, 1 p
9:21:28 AM {Exhibit} 11: HB 4149, written testimony, Brett Hamilton, 1 p
9:36:01 AM {Exhibit} 12: HB 4149, written testimony, Richard Kosesan, 3 pp
9:52:48 AM {Exhibit} 13: HB 4149, written testimony, Maura Roche, 1 p
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