

SENATE COMMITTEE ON JUDICIARY

February 04, 2013
9:00 AM

Hearing Room 343

MEMBERS PRESENT: Sen. Floyd Prozanski, Chair
Sen. Betsy Close, Vice-Chair
Sen. Jeff Kruse
Sen. Arnie Roblan

MEMBER EXCUSED: Sen. Jackie Dingfelder

STAFF PRESENT: Anna Braun, Committee Counsel
Bill Taylor, Committee Counsel
Ann Martin, Committee Assistant

MEASURES/ISSUES HEARD: Organizational Meeting
Adoption of Committee Rules
Introduction of Committee Members
Introduction of Committee Staff
Introduction of Committee Measures – Work Session
SB 27 – Public Hearing and Work Session
SB 55 – Public Hearing and Work Session
SB 52 – Public Hearing

Recording Log

9:05:40 AM Meeting Called To Order by Chair Prozanski
9:05:59 AM {Exhibit} 1: Chair Prozanski

9:06:40 AM **Adoption of Committee Rules - Organizational Meeting**
9:06:41 AM MOTION: VICE-CHAIR CLOSE MOVES ADOPTION OF COMMITTEE RULES

9:07:04 AM VOTE: 4-0-1
9:07:06 AM AYES: ROBLAN, KRUSE, CLOSE, PROZANSKI
9:07:07 AM EXCUSED: DINGFELDER
9:07:10 AM Chair Prozanski
9:07:25 AM Sen. Roblan, District 5
9:07:51 AM Chair Prozanski
9:07:53 AM Sen. Kruse, District 1
9:08:43 AM Chair Prozanski
9:08:45 AM Sen. Close, District 8
9:09:02 AM Chair Prozanski, District 4
9:09:36 AM Sen. Kruse
9:09:37 AM Chair Prozanski
9:11:21 AM Bill Taylor, Committee Counsel

9:13:41 AM Ann Martin, Committee Assistant
9:13:42 AM Taylor
9:13:44 AM Andra Tom, Committee Assistant
9:13:48 AM Anna Braun, Committee Counsel
9:13:50 AM Taylor
9:14:01 AM Andy Norris, Intern, University of Oregon Law School
9:14:02 AM Taylor
9:14:10 AM {Exhibit} 2-4: Chair Prozanski

9:14:31 AM **Introduction of Committee Measures - Work Session**
9:15:53 AM MOTION: VICE-CHAIR CLOSE MOVES LC 2816, LC 2817, AND LC 2838 BE INTRODUCED AS COMMITTEE BILLS
9:15:54 AM Chair Prozanski
9:15:54 AM VOTE: 4-0-1
9:15:56 AM AYES: ROBLAN, KRUSE, CLOSE, PROZANSKI
9:15:57 AM EXCUSED: DINGFELDER
9:15:58 AM Chair Prozanski

9:16:20 AM **SB 27 - Public Hearing**
9:16:21 AM Chair Prozanski
9:16:46 AM Anna Braun, Counsel
9:17:28 AM Chair Prozanski
9:17:29 AM Rob Bovett, District Attorney, Lincoln County and member of Asset Forfeiture Advisory Committee
9:18:41 AM Craig Prins, Executive Director, Criminal Justice Commission
9:19:35 AM Chair Prozanski
9:19:38 AM Phil Duong, Oregon State Bar
9:20:15 AM Chair Prozanski

9:20:27 AM **SB 27 - Work Session**
9:20:33 AM MOTION: VICE-CHAIR CLOSE MOVES SB 27 DO PASS
9:20:35 AM VOTE: 4-0-1
9:20:36 AM AYES: ROBLAN, KRUSE, CLOSE, PROZANSKI
9:20:37 AM EXCUSED: DINGFELDER
9:20:48 AM Chair Prozanski
9:20:57 AM CARRIER: SEN. PROZANSKI WILL LEAD DISCUSSION ON THE FLOOR

9:21:04 AM **SB 55 - Public Hearing**
9:21:13 AM Chair Prozanski
9:21:14 AM Anna Braun, Counsel
9:21:31 AM {Exhibit} 5: Phil Duong, attorney, Multnomah County
9:22:49 AM Braun
9:22:52 AM Duong
9:22:55 AM Sen. Kruse
9:22:56 AM Chair Prozanski

9:23:24 AM SB 55 - Work Session

9:23:32 AM Chair Prozanski
9:23:34 AM MOTION: VICE-CHAIR CLOSE MOVES SB 55 DO PASS
9:23:35 AM VOTE: 4-0-1
9:23:36 AM AYES: ROBLAN, KRUSE, CLOSE, PROZANSKI
9:23:37 AM EXCUSED: DINGFELDER
9:23:41 AM CARRIER: SEN. CLOSE WILL LEAD DISCUSSION ON THE FLOOR
9:23:41 AM Kruse
9:23:51 AM Chair Prozanski

9:24:13 AM SB 52 - Public Hearing

9:24:20 AM Anna Braun, Committee Counsel
9:24:43 AM Chair Prozanski
9:24:59 AM Braun
9:25:41 AM {Exhibit} 6: Janice Krem, Oregon State Bar, Administrative Law Section
9:30:11 AM Chair Prozanski
9:30:14 AM Jim Mountain, Oregon State Bar, Chair, Administrative Law Section
9:34:23 AM Chair Prozanski
9:34:31 AM Sen. Kruse
9:35:43 AM Mountain
9:36:58 AM Sen. Kruse
9:37:20 AM Mountain
9:37:23 AM Sen. Roblan
9:37:29 AM Krem
9:38:37 AM Chair Prozanski
9:39:59 AM Krem
9:40:02 AM Chair Prozanski
9:40:04 AM David Gerstendfeld, Assistant Director for Unemployment Insurance,
Oregon Employment Department
9:41:20 AM Chair Prozanski
9:42:21 AM Sen. Roblan
9:42:57 AM Chair Prozanski
9:43:30 AM Sen. Kruse
9:43:49 AM Chair Prozanski
9:44:29 AM Sen. Kruse
9:44:30 AM Chair Prozanski
9:44:33 AM The following written testimony is submitted for the record without public
testimony:
9:44:33 AM {Exhibit} 7: Rep. Paul Holvey, Chair, Office of Administrative Hearings
Oversight Committee
9:44:34 AM Meeting Adjourned by Chair Prozanski

Exhibit Summary

- 9:05:59 AM** {Exhibit} 1: Adoption of Committee Rules, Senate Judiciary Committee Rules, staff, 4 pp
- 9:14:10 AM** {Exhibit} 2: Introduction of Committee Legislative Measures, LC 2816, staff, 3 pp
- 9:14:10 AM** {Exhibit} 3: Introduction of Committee Legislative Measures, LC 2817, staff, 2 pp
- 9:14:10 AM** {Exhibit} 4: Introduction of Committee Legislative Measures, LC 2838, staff, 2 pp
- 9:21:31 AM** {Exhibit} 5: SB 55, written testimony, Phil Duong, 1 p
- 9:25:41 AM** {Exhibit} 6: SB 52, written testimony and proposed amendments, Janice Krem, 3 pp
- 9:44:33 AM** {Exhibit} 7: SB 52, written testimony, Rep. Holvey, 1 p