HOUSE COMMITTEE ON JUDICIARY

February 02, 2011 Hearing Room 343 1:00 P.M.

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

Kristi Hauck, Committee Assistant

MEASURES/ISSUES HEARD: How Courts Interpret Statutes, Constitutional Principles in

Law-Making - Informational Meeting

Recording Log

1:04:32 PM Meeting Called to Order by Co-Chair Barker

1:04:43 PM Co-Chair Krieger

1:05:09 PM Co-Chair Barker

1:05:30 PM How Courts Interpret Statutes, Constitutional Principles in Law-

Making - Informational Meeting

1:05:35 PM {Exhibit} 1: The Honorable David Brewer, Chief Judge, Oregon Court of

Appeals

1:11:37 PM The Honorable Jack Landau, Justice, Oregon Supreme Court

1:12:05 PM Co-Chair Barker

1:12:23 PM Landau

1:14:15 PM Constitutional Principles in Law-Making

1:17:19 PM Brewer

1:17:19 PM Landau

1:18:21 PM Brewer

1:18:32 PM Landau

1:22:27 PM Brewer

1:22:48 PM Landau

1:24:31 PM Brewer

1:25:50 PM Landau

1:28:32 PM Brewer

1:29:37 PM Landau

- 1:30:36 PM Rep. Wand
- 1:31:02 PM Landau
- 1:32:01 PM Brewer
- 1:32:41 PM Co-Chair Krieger
- 1:33:16 PM {Exhibit} 2: Landau
- 1:35:40 PM Brewer
- 1:36:24 PM Landau
- 1:37:05 PM Rep. Tomei
- 1:37:32 PM Landau
- **1:38:44 PM** Brewer
- 1:40:04 PM Rep. Tomei
- 1:40:38 PM Landau
- 1:41:50 PM Brewer
- 1:42:41 PM Co-Chair Barker
- 1:42:42 PM Rep. Nolan
- 1:43:48 PM Co-Chair Krieger
- 1:43:49 PM Landau
- 1:46:45 PM Brewer
- 1:49:10 PM Landau
- **1:50:10 PM** Brewer
- 1:50:26 PM Landau
- **1:51:03 PM** Brewer
- 1:51:56 PM Landau
- **1:53:40 PM** Brewer
- 1:55:05 PM Landau
- 1:55:07 PM Brewer
- 1:55:13 PM Landau
- 1:55:18 PM Co-Chair Barker
- 1:55:21 PM Co-Vice Chair Garrett
- 1:55:40 PM Landau
- 1:57:22 PM Brewer
- 1:59:05 PM Landau
- 2:00:06 PM Brewer
- 2:01:06 PM Landau
- 2:03:18 PM Rep. Olson
- 2:03:27 PM Co-Chair Krieger
- 2:03:31 PM Co-Chair Barker
- 2:03:40 PM Co-Chair Krieger
- 2:03:44 PM Landau
- 2:05:29 PM Brewer
- 2:10:12 PM Co-Chair Barker
- 2:10:14 PM Co-Vice Chair Hicks
- **2:11:05 PM** Brewer
- 2:12:06 PM Co-Chair Barker
- **2:12:10 PM** Brewer
- 2:12:14 PM Co-Chair Barker

2:12:18 PM Bill Taylor, Committee Counsel 2:12:25 PM Co-Chair Barker 2:12:26 PM Brewer 2:13:07 PM Co-Chair Barker 2:13:08 PM Rep. Schaufler 2:14:04 PM Co-Vice Chair Hicks 2:14:59 PM Co-Chair Krieger 2:15:08 PM Landau 2:15:53 PM Co-Vice Chair Hicks 2:15:54 PM Brewer 2:16:17 PM Landau 2:17:30 PM Brewer 2:17:56 PM Landau 2:18:13 PM Brewer 2:18:14 PM Landau 2:18:37 PM Co-Chair Barker **2:18:38 PM** Rep. Whisnant 2:18:58 PM Brewer 2:18:58 PM Landau 2:20:27 PM Brewer **2:21:34 PM** Rep. Whisnant 2:22:30 PM Brewer 2:22:43 PM Co-Chair Barker 2:22:46 PM Rep. Schaufler **2:23:10 PM** Landau 2:23:15 PM Rep. Schaufler 2:23:17 PM Co-Chair Barker 2:23:18 PM Rep. Tomei 2:23:25 PM Landau 2:23:26 PM Rep. Tomei 2:23:48 PM Landau 2:27:06 PM Brewer 2:28:38 PM Co-Chair Barker 2:29:12 PM Co-Chair Krieger 2:29:13 PM Co-Chair Barker 2:29:41 PM Rep. Tomei 2:29:41 PM Meeting Adjourned by Co-Chair Barker

Exhibit Summary

1:05:35 PM {Exhibit} 1: How Courts Interpret Statutes, Constitutional Principles in Law-Making, Selected Legislative Principles, David Brewer, 3 pp

1:33:16 PM {Exhibit} 2: How Courts Interpret Statutes, Constitutional Principles in Law-Making, Oregon Court of Appeals Annual Report, Jack Landau, 5 pp