

HOUSE COMMITTEE ON JUDICIARY

February 10, 2011
1:00 P.M.

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: Aaron Knott, Committee Counsel
Pam Marshall, Committee Assistant

MEASURES/ISSUES HEARD: Measure Introduction – Work Session
HB 2652 – Public Hearing
HB 2141 – Public Hearing
HB 2142 – Public Hearing
HB 2648 – Public Hearing

Recording Log

1:06:36 PM Meeting Called to Order by Co-Chair Barker

1:06:49 PM **Measure Introduction - Work Session**

1:06:51 PM {Exhibits} 1-6: Aaron Knott, Committee Counsel

1:06:57 PM MOTION: Co-Chair Hicks moves LC 2003, LC 2022, LC 2229, LC 3085, LC 3086 and LC 3212 Be Introduced as Committee Bills

1:07:19 PM Co-Chair Barker

1:07:39 PM VOTE: 10-0-0

1:07:49 PM AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett, Krieger, Barker

1:07:54 PM **HB 2652 - Public Hearing**

1:08:13 PM {Exhibit} 7: Rep. Sara Gelser, House District 16

1:10:08 PM Co-Vice Chair Garrett

1:10:29 PM Rep. Gelser

1:11:01 PM Rep. Wand

1:11:15 PM Rep. Gelser

1:11:23 PM Co-Chair Barker
1:11:47 PM {Exhibit} 8: Tina Kitchin, Medical Director for Seniors and People with Disabilities, Oregon Department of Human Services
1:13:38 PM {Exhibit} 9: Marcie Ingledue, Executive Director, The Arc of Oregon
1:14:27 PM Co-Chair Barker
1:14:30 PM Rep. Schaufler
1:15:21 PM Rep. Gelser
1:16:08 PM Rep. Schaufler
1:16:22 PM Co-Chair Krieger
1:17:16 PM Kitchin
1:17:37 PM Co-Chair Krieger
1:17:58 PM Co-Chair Barker

1:18:16 PM **HB 2141 - Public Hearing**
1:18:25 PM Aaron Knott, Committee Counsel
1:18:55 PM Co-Chair Barker
1:19:20 PM {Exhibit} 10: Chuck Hayes, Chair, Governor's Advisory Committee on DUII
1:22:58 PM Teresa Douglas, member, Governor's Advisory Committee on DUII
1:25:44 PM Co-Chair Barker
1:25:55 PM Douglas
1:26:15 PM Co-Chair Barker
1:26:27 PM Co-Vice Chair Garrett
1:26:38 PM Hayes
1:27:36 PM Co-Vice Chair Garrett
1:28:02 PM Hayes
1:28:41 PM Co-Vice Chair Hicks
1:29:00 PM Douglas
1:29:26 PM Co-Vice Chair Hicks
1:30:19 PM Douglas
1:30:39 PM Rep. Wand
1:30:58 PM Hayes
1:31:11 PM Rep. Tomei
1:31:24 PM Knott
1:31:39 PM The following written testimony was submitted for the record without public testimony:
1:31:40 PM {Exhibit} 11: Andrea Meyer, Legislative Counsel, American Civil Liberties Union of Oregon (ACLU)
1:31:41 PM Rep. Tomei
1:31:53 PM Hayes
1:32:02 PM Rep. Olson
1:32:28 PM Co-Chair Barker
1:32:30 PM {Exhibit} 12: Anne Pratt, Member, Mothers' Against Drunk Driving (MADD)
1:32:42 PM Rep. Tomei
1:33:16 PM Pratt
1:33:29 PM Rep. Tomei
1:33:40 PM Pratt

1:33:57 PM Rep. Tomei
1:34:04 PM Co-Chair Barker
1:34:10 PM Knott
1:34:49 PM Douglas
1:34:50 PM The following written testimony was submitted for the record without public testimony:
1:34:52 PM {Exhibit} 13: Gail Meyer, Oregon Criminal Defense Lawyers Association
1:35:11 PM Co-Chair Barker

1:35:24 PM **HB 2142 - Public Hearing**
1:35:53 PM Aaron Knott, Committee Counsel
1:36:22 PM Co-Chair Barker
1:36:48 PM {Exhibit} 14: Chuck Hayes, Chair, Governor's Advisory Committee on DUII
1:41:00 PM {Exhibit} 15: Jody Vaughan, member, Governor's Advisory Committee on DUII
1:43:17 PM {Exhibit} 16: Sergeant Michael Iwai, Oregon State Police
1:50:19 PM Co-Chair Barker
1:50:21 PM Co-Vice Chair Hicks
1:52:49 PM Vaughan
1:53:30 PM Co-Vice Chair Hicks
1:53:41 PM Knott
1:53:55 PM Co-Chair Barker
1:54:00 PM Rep. Olson
1:54:30 PM Iwai
1:55:42 PM Rep. Wand
1:56:03 PM Hayes
1:56:45 PM Vaughan
1:57:17 PM Rep. Wand
1:58:20 PM Iwai
1:59:37 PM Rep. Tomei
1:59:51 PM Hayes
2:01:11 PM Co-Vice Chair Garrett
2:01:27 PM Vaughan
2:02:23 PM Co-Chair Barker
2:02:49 PM Vaughan
2:03:18 PM Co-Chair Barker
2:03:23 PM Vaughan
2:03:35 PM Co-Chair Barker
2:03:50 PM Elizabeth Cushwa, Oregon District Attorneys Association
2:05:03 PM {Exhibit} 17: Deena Ryerson, Senior Assistant Attorney General, Oregon Department of Justice
2:07:18 PM Co-Vice Chair Garrett
2:07:53 PM Ryerson
2:08:37 PM Co-Vice Chair Garrett
2:09:06 PM Ryerson
2:09:59 PM Co-Vice Chair Garrett

2:11:06 PM Ryerson
2:11:58 PM Co-Vice Chair Hicks
2:12:32 PM Rep. Wand
2:13:59 PM Ryerson
2:16:14 PM Iwai
2:18:40 PM Rep. Olson
2:19:49 PM Co-Chair Barker
2:20:18 PM Ryerson
2:20:42 PM Co-Vice Chair Hicks
2:21:15 PM Rep. Schaufler
2:21:26 PM Co-Chair Barker
2:21:35 PM {Exhibit} 18: Gail Meyer, Oregon Criminal Defense Lawyers Association
2:25:28 PM Co-Chair Barker
2:25:30 PM The following written testimony was submitted for the record without public testimony:
2:25:32 PM {Exhibit} 19: Adam Walsh, Legislative Analyst, City of Eugene
2:25:36 PM Co-Chair Barker

2:25:38 PM **HB 2648 - Public Hearing**
2:25:48 PM Aaron Knott, Committee Counsel
2:26:35 PM Brian DeLashmutt, Oregon Council of Police Associations
2:30:14 PM {Exhibit} 20: Lisa Settell, Parole and Probation Officer, Yamhill County
2:39:44 PM Daryl Garrettson, attorney, Federation of Oregon Parole and Probation Officers

2:46:06 PM Rep. Olson
2:46:31 PM DeLashmutt
2:47:42 PM Settell
2:48:33 PM Rep. Olson
2:48:37 PM Settell
2:49:16 PM Co-Chair Barker
2:49:17 PM Co-Vice Chair Hicks
2:51:10 PM Garrettson
2:52:32 PM Settell
2:53:52 PM Co-Chair Barker
2:54:05 PM Rep. Schaufler
2:54:57 PM {Exhibit} 21: Steve Berger, Oregon Association of Community Correction Directors

2:58:33 PM Paul Snider, Association of Oregon Counties
3:02:25 PM John Powell, Oregon State Sheriffs Association
3:02:31 PM The following written testimony was submitted for the record without public testimony:
3:02:33 PM {Exhibit} 22: Gail Meyer, Oregon Criminal Defense Lawyers Association
3:04:08 PM Meeting Adjourned by Co-Chair Barker

Exhibit Summary

1:06:51 PM {Exhibit} 1: LC 2003, measure introduction, staff, 2 pp
1:06:53 PM {Exhibit} 2: LC 2022, measure introduction, staff, 3 pp
1:06:55 PM {Exhibit} 3: LC 2229, measure introduction, staff, 2 pp
1:06:57 PM {Exhibit} 4: LC 3085, measure introduction, staff, 1 p
1:06:59 PM {Exhibit} 5: LC 3086, measure introduction, staff, 3 pp
1:07:01 PM {Exhibit} 6: LC 3212, measure introduction, staff, 3 pp
1:08:13 PM {Exhibit} 7: HB 2652, -1 amendments, Rep. Sara Gelser, 5 pp
1:11:47 PM {Exhibit} 8: HB 2652, written testimony, Tina Kitchin, 2 pp
1:13:38 PM {Exhibit} 9: HB 2652, written testimony, Marcie Ingledue, 1 p
1:19:20 PM {Exhibit} 10: HB 2141, written testimony, Chuck Hayes, 2 pp
1:31:40 PM {Exhibit} 11: HB 2141, written testimony, Andrea Meyer, 1 p
1:32:30 PM {Exhibit} 12: HB 2141, written testimony, Anne Pratt, 2 pp
1:34:52 PM {Exhibit} 13: HB 2141, written testimony, Gail Meyer, 2 pp
1:36:48 PM {Exhibit} 14: HB 2142, written testimony, Chuck Hayes, 2 pp
1:41:00 PM {Exhibit} 15: HB 2142, written testimony, Jody Vaughan, 2 pp
1:43:17 PM {Exhibit} 16: HB 2142, written testimony, Sgt. Michael Iwai, 3 pp
2:05:03 PM {Exhibit} 17: HB 2142, written testimony, Deena Ryerson, 1 p
2:21:35 PM {Exhibit} 18: HB 2142, written testimony, Gail Meyer, 11 pp
2:25:32 PM {Exhibit} 19: HB 2142, written testimony, Adam Walsh, 1 p
2:30:14 PM {Exhibit} 20: HB 2648, written testimony, Lisa Settell, 2 pp
2:54:57 PM {Exhibit} 21: HB 2648, written testimony, Steve Berger, 2 pp
3:02:33 PM {Exhibit} 22: HB 2648, written testimony, Gail Meyer, 2 pp
