

## **HOUSE COMMITTEE ON JUDICIARY**

February 23, 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:** Cheyenne Ross, Committee Counsel  
Kristi Hauck, Committee Assistant

**MEASURES/ISSUES HEARD:** HB 2274 – Public Hearing  
HB 2896 – Public Hearing  
HB 2439 – Public Hearing  
HB 2892 – Public Hearing  
HB 2982 – Public Hearing

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### **Recording Log**

**1:05:55 PM** Meeting Called to Order by Co-Chair Barker

**1:06:07 PM** **HB 2274 – Public Hearing**

**1:06:12 PM** Cheyenne Ross, Committee Counsel

**1:06:34 PM** Rep. Bill Garrard, House District 56

**1:08:45 PM** Brian Bicknell, City Marshall, Merrill, Oregon

**1:12:03 PM** Rep. Garrard

**1:12:04 PM** Rep. Schaufler

**1:12:45 PM** Co-Chair Barker

**1:12:47 PM** Rep. Tomei

**1:12:53 PM** Bicknell

**1:14:14 PM** Rep. Tomei

**1:14:18 PM** Co-Chair Barker

**1:14:43 PM** {Exhibit} 1: John Powell, Oregon State Sheriffs' Association

**1:16:40 PM** Co-Chair Barker

**1:16:41 PM** Rep. Wand

**1:16:51 PM** Powell

**1:17:42 PM** Co-Chair Barker

**1:18:05 PM** **HB 2896 – Public Hearing**

1:18:14 PM Rep. Bill Kennemer, House District 39  
1:20:00 PM Co-Chair Barker  
1:20:07 PM Rep. Wand  
1:20:48 PM Rep. Kennemer  
1:20:49 PM Co-Chair Barker  
1:20:50 PM Co-Vice Chair Hicks  
1:20:57 PM Rep. Kennemer  
1:21:41 PM Co-Chair Barker  
1:21:42 PM Rep. Nolan  
1:22:00 PM Rep. Kennemer  
1:22:35 PM Rep. Schaufler  
1:22:50 PM Co-Chair Barker  
1:22:50 PM The following written testimony was submitted for the record without public testimony:  
1:22:50 PM {Exhibit} 2: Kathy Newcomb, resident, Tualatin, Oregon  
  
1:23:03 PM **HB 2439 – Public Hearing**  
1:23:15 PM Cheyenne Ross, Committee Counsel  
1:23:30 PM Judy Stiegler, former Representative, Bend, Oregon  
1:25:16 PM Elijah Michalowski, Deputy District Attorney  
1:25:45 PM Co-Chair Barker  
1:25:47 PM Co-Chair Krieger  
1:26:11 PM Stiegler  
1:26:31 PM Co-Chair Krieger  
1:26:32 PM Stiegler  
1:26:36 PM Rep. Schaufler  
1:26:58 PM Michalowski  
1:26:59 PM Co-Chair Barker  
  
1:27:45 PM **HB 2892 – Public Hearing**  
1:28:16 PM Cheyenne Ross, Committee Counsel  
1:28:17 PM Co-Chair Barker  
1:29:07 PM {Exhibit} 3: Douglas Schmidt, Polk County Assessor  
1:32:05 PM Co-Chair Barker  
1:32:06 PM Rep. Wand  
1:32:59 PM Schmidt  
1:34:21 PM Co-Chair Barker  
1:34:28 PM {Exhibit} 4: Scott Freshwaters, Professional Land Surveyors of Oregon  
1:37:51 PM Co-Chair Barker  
1:38:41 PM Freshwaters  
1:40:23 PM Co-Chair Barker  
1:40:28 PM Freshwaters  
1:40:29 PM Co-Chair Barker  
1:40:33 PM {Exhibit} 5: Dan Linscheid, Yamhill County Surveyor  
1:41:40 PM Co-Chair Barker  
1:41:42 PM Rep. Nolan

1:42:23 PM Freshwaters  
1:44:40 PM Rep. Nolan  
1:45:15 PM Linscheid  
1:46:15 PM Schmidt  
1:47:01 PM Co-Chair Barker  
1:47:02 PM Rep. Tomei  
1:47:11 PM Linscheid  
1:47:29 PM Rep. Tomei  
1:47:33 PM Co-Chair Barker  
1:48:02 PM John Phillips, Oregon Department of Revenue  
1:48:32 PM Co-Chair Barker  
1:48:40 PM {Exhibit} 6: Chuck Pearson, Surveyors Division, Oregon Association of  
County Engineers and Surveyors  
1:51:12 PM Co-Chair Barker  
1:51:14 PM Fred VanNatta, Professional Land Surveyors of Oregon  
1:51:30 PM Co-Chair Barker  
1:52:19 PM Rep. Wand  
1:53:09 PM Co-Chair Barker  
  
1:53:15 PM **HB 2982 – Public Hearing**  
1:53:22 PM Cheyenne Ross, Committee Counsel  
1:53:58 PM Co-Chair Barker  
1:54:52 PM John Sajo, Director, Voter Power  
1:56:01 PM Co-Chair Barker  
1:56:03 PM Robert Wolfe, Oregon Marijuana Policy Initiative  
1:59:41 PM Co-Chair Barker  
1:59:46 PM Cynthia Willis, Patient Services, Medford, Oregon  
2:01:59 PM Co-Chair Barker  
2:02:30 PM Todd Dalotto, Director, Cannabis Research Committee  
2:06:39 PM Co-Chair Barker  
2:06:43 PM {Exhibit} 7: Douglas Heuer, resident, Oregon  
2:07:30 PM Co-Chair Barker  
2:07:34 PM Dan Koozer, resident, Eugene, Oregon  
2:08:47 PM Co-Chair Barker  
2:08:50 PM Koozer  
2:09:00 PM Co-Chair Barker  
2:09:01 PM Rep. Schaufler  
2:09:59 PM Koozer  
2:10:03 PM Rep. Schaufler  
2:10:05 PM Koozer  
2:10:06 PM Co-Chair Barker  
2:10:36 PM {Exhibit} 8: Dr. Grant Higginson, Administrator, Office of Community  
Health and Planning, Public Health Division, Oregon Health Authority  
2:13:11 PM Rep. Tomei  
2:13:20 PM Higginson  
2:13:37 PM Rep. Tomei

2:13:45 PM Higginson  
2:13:54 PM Rep. Tomei  
2:13:56 PM Higginson  
2:14:11 PM Rep. Tomei  
2:14:20 PM Higginson  
2:14:28 PM Rep. Tomei  
2:14:33 PM Rep. Schaufler  
2:15:27 PM Higginson  
2:16:03 PM Rep. Schaufler  
2:16:30 PM Higginson  
2:17:15 PM Rep. Schaufler  
2:17:20 PM Higginson  
2:17:45 PM Rep. Schaufler  
2:18:56 PM Higginson  
2:19:14 PM Rep. Olson  
2:19:51 PM Higginson  
2:20:29 PM Rep. Olson  
2:20:55 PM Higginson  
2:21:29 PM Rep. Olson  
2:22:20 PM Higginson  
2:22:52 PM Rep. Wand  
2:23:55 PM Higginson  
2:24:30 PM Rep. Wand  
2:25:11 PM Higginson  
2:25:23 PM Rep. Wand  
2:25:26 PM Rep. Wand  
2:25:27 PM Co-Chair Barker  
2:25:45 PM {Exhibit} 9: Jennifer Alexander, resident, Beaverton, Oregon  
2:26:58 PM Rep. Schaufler  
2:26:59 PM Alexander  
2:31:40 PM Co-Chair Barker  
2:31:53 PM Catherine Garriss, resident, Oregon  
2:33:50 PM Co-Chair Barker  
2:34:23 PM Bud Justice, Columbia River Care-Providers Association  
2:37:04 PM Co-Chair Barker  
2:37:06 PM Jose Garza, resident, Oregon  
2:39:29 PM Co-Chair Barker  
2:39:31 PM Xavier Small, resident, Oregon  
2:39:59 PM Co-Chair Barker  
2:40:05 PM Small  
2:40:47 PM Co-Chair Barker  
2:41:03 PM {Exhibit} 10: Sarah Duff, Human Resources Director, Oregon Green Free  
2:42:30 PM Co-Chair Barker  
2:42:32 PM {Exhibit} 11: Anthony Johnson, Clinical Director, Oregon Green Free  
2:44:37 PM {Exhibit} 12: Michael Wolfe Segal, resident, Oregon  
2:44:38 PM Co-Chair Barker

2:48:33 PM Segal  
2:48:33 PM Rep. Schaufler  
2:48:39 PM Co-Chair Barker  
2:49:08 PM Andrea Meyer, Legislative Director, American Civil Liberties Union of Oregon  
2:49:09 PM Rep. Schaufler  
2:49:19 PM Co-Chair Barker  
2:49:21 PM Meyer  
2:50:08 PM Co-Chair Barker  
2:50:51 PM {Exhibit} 13: Marc Lucca, resident, Stayton, Oregon  
2:52:00 PM Co-Chair Barker  
2:52:11 PM Lucca  
2:56:14 PM Co-Chair Barker  
2:56:19 PM The following written testimony was submitted for the record without public testimony:  
2:56:20 PM {Exhibit} 14: Keta Tom, resident, Oregon  
2:56:20 PM {Exhibit} 15: James Bowman, The High Hopes Farm, Medford, Oregon  
2:56:20 PM {Exhibit} 16: Gregory P. Barton, attorney, Portland, Oregon  
2:56:20 PM {Exhibit} 17: Laird Funk, resident, Williams, Oregon  
2:56:20 PM {Exhibit} 18: Neal Feldman, resident, Salem, Oregon  
2:56:20 PM {Exhibit} 19: Katy King, resident, Portland, Oregon  
2:56:21 PM Meeting Adjourned by Co-Chair Barker

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### **Exhibit Summary**

1:14:43 PM {Exhibit} 1: HB 2274, written testimony, John Powell, 5 pp  
2:56:20 PM {Exhibit} 2: HB 2896, written testimony, Kathy Newcomb, 5 pp  
1:29:07 PM {Exhibit} 3: HB 2892, written testimony, Douglas Schmidt, 1 p  
1:34:28 PM {Exhibit} 4: HB 2892, written testimony, Scott Freshwaters, 3 pp  
1:40:33 PM {Exhibit} 5: HB 2892, written testimony, Dan Linscheid, 2 pp  
1:48:40 PM {Exhibit} 6: HB 2892, written testimony, Chuck Pearson, 1 p  
2:06:43 PM {Exhibit} 7: HB 2982, written testimony, Douglas Heuer, 1 p  
2:10:36 PM {Exhibit} 8: HB 2982, written testimony, Dr. Grant Higginson, 2 pp  
2:25:45 PM {Exhibit} 9: HB 2982, written testimony, Jennifer Alexander, 2 pp  
2:41:03 PM {Exhibit} 10: HB 2982, written testimony, Sarah Duff, 1 p  
2:42:32 PM {Exhibit} 11: HB 2982, written testimony, Anthony Johnson, 1 p  
2:44:37 PM {Exhibit} 12: HB 2982, written testimony, Michael Wolfe Segal, 1 p  
2:50:51 PM {Exhibit} 13: HB 2982, written testimony, Marc Lucca, 2 pp  
2:56:20 PM {Exhibit} 14: HB 2982, written testimony, Keta Tom, 2 pp  
2:56:20 PM {Exhibit} 15: HB 2982, written testimony, James Bowman, 1 p  
2:56:20 PM {Exhibit} 16: HB 2982, written testimony, Gregory P. Barton, 2 pp  
2:56:20 PM {Exhibit} 17: HB 2982, written testimony, Laird Funk, 1 p  
2:56:20 PM {Exhibit} 18: HB 2982, written testimony, Neal Feldman, 2 pp  
2:56:20 PM {Exhibit} 19: HB 2982, written testimony, Katy King, 1 p

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