

HOUSE COMMITTEE ON JUDICIARY

March 17, 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: HB 3211 – Public Hearing
HB 3153 – Public Hearing
HB 2705 – Public Hearing
HB 3251 – Public Hearing
HB 2696 – Work Session
HB 3021 – Work Session
HB 2682 – Work Session

Recording Log

1:06:03 PM Meeting Called to Order by Co-Chair Barker

1:06:11 PM **HB 3211 and HB 3153 – Public Hearing**

1:06:21 PM {Exhibit} 1: Aaron Knott, Committee Counsel

1:07:17 PM Co-Chair Barker

1:07:23 PM Rep. John Huffman, House District 59

1:07:58 PM Tom Adams, Chief of Police, City of Madras

1:09:06 PM Mike Morgan, City Administrator, City of Madras

1:11:00 PM Co-Chair Barker

1:11:28 PM Bob Ball, Captain, Portland Police Bureau Reserve Unit

1:15:56 PM Judy Stiegler, resident, Bend, Oregon

1:19:06 PM Patrick Sieng, Reserve Police Officer, Portland Police Bureau

1:22:58 PM Rep. Schaufler

1:23:42 PM Sieng

1:23:57 PM Co-Chair Krieger

1:24:07 PM Rep. Schaufler

1:24:12 PM Co-Chair Barker
1:25:08 PM Bill Miller, Umatilla County Sheriff's Office
1:28:56 PM Don Swift, Reserve Captain, City of Redmond
1:35:02 PM Corey Mederios, McMinnville Police Department
1:39:12 PM Co-Chair Barker
1:39:46 PM Vern Wells, Chief of Police, Independence Police Department
1:41:56 PM Rob Bovett, District Attorney, Lincoln County
1:42:44 PM Co-Chair Barker
1:43:06 PM {Exhibit} 2: Gail Meyer, Oregon Criminal Defense Lawyers Association
1:48:37 PM {Exhibit} 3 and 4: Andrea Meyer, Legislative Director, American Civil Liberties Union of Oregon (ACLU)
1:50:42 PM Rep. Tomei
1:51:08 PM G. Meyer
1:51:27 PM Rep. Tomei
1:51:43 PM G. Meyer
1:53:14 PM A. Meyer
1:53:17 PM Knott
1:54:01 PM Rep. Wand
1:54:41 PM G. Meyer
1:56:13 PM Rep. Wand
1:56:46 PM G. Meyer
1:58:02 PM Co-Chair Barker
1:59:03 PM G. Meyer
2:02:47 PM A. Meyer
2:06:10 PM Co-Chair Barker
2:06:50 PM A. Meyer
2:07:10 PM The following written testimony was submitted for the record without public testimony
2:07:11 PM {Exhibit} 5: Michael Reese, Chief of Police, City of Portland
2:07:12 PM {Exhibit} 6: Jeffrey Ellis, Director, Oregon Capital Resource Center
2:07:13 PM Co-Chair Barker

2:07:32 PM **HB 2705 – Public Hearing**
2:07:36 PM Aaron Knott, Committee Counsel
2:08:01 PM Co-Chair Barker
2:08:28 PM James Aiken, resident, Salem, Oregon
2:10:27 PM {Exhibit} 7: Gary Steiner, Parking Enforcement Officer, Salem, Oregon
2:14:24 PM {Exhibit} 8: Nolan Mackrill, Division Manager for Parking Enforcement, City of Portland's Bureau of Transportation
2:17:57 PM {Exhibit} 9: Joanne Hampton, Parking Code Enforcement Officer, City of Portland's Bureau of Transportation
2:22:13 PM Co-Chair Barker
2:22:16 PM Co-Vice Chair Hicks
2:22:49 PM Steiner
2:23:30 PM Rep. Olson
2:23:46 PM Steiner

2:25:25 PM The following written testimony was submitted for the record without public testimony

2:25:26 PM {Exhibit} 10: Michael Schrunck, District Attorney, Multnomah County

2:25:27 PM {Exhibit} 11: Adam Walsh, Legislative Analyst, City of Eugene

2:25:28 PM Co-Chair Barker

2:25:39 PM **HB 3251 – Public Hearing**

2:25:43 PM {Exhibit} 12 and 13: Aaron Knott, Committee Counsel

2:27:02 PM Brian DeLashmutt, Oregon Council of Police Associations (OCPA)

2:27:50 PM Jeff Leighty, Past President, Oregon State Police Officers Association

2:30:14 PM Daryl Garrettson, Attorney, Oregon State Police Officers Association and Oregon Council of Police Associations (OCPA)

2:33:15 PM Co-Chair Barker

2:33:22 PM DeLashmutt

2:33:46 PM Rep. Olson

2:34:02 PM Knott

2:35:07 PM DeLashmutt

2:35:29 PM Co-Chair Barker

2:35:58 PM {Exhibit} 14: Marilyn Lorange, Manager, Standards and Certification Program, Department of Public Safety Standards and Training (DPSST)

2:36:56 PM Dave Barenberg, City of Portland

2:37:30 PM Paul Snider, Association of Oregon Counties

2:37:40 PM The following written testimony was submitted for the record without public testimony

2:37:41 PM {Exhibit} 15: LaVonne Griffin-Valade, Auditor, City of Portland

2:37:43 PM Co-Chair Barker

2:38:02 PM **HB 2696 - Work Session**

2:38:16 PM Aaron Knott, Committee Counsel

2:38:52 PM MOTION: Co-Chair Krieger MOVES HB 2696 DO PASS

2:38:59 PM Co-Chair Barker

2:39:25 PM VOTE: 9-0-1

2:39:26 PM AYES: Nolan, Olson, Schaufler, Tomei, Want, Whisnant, Hicks, Krieger, Barker; EXCUSED: Garrett

2:39:30 PM CARRIER: REP. OLSON will lead discussion on the floor

2:39:42 PM **HB 3021 - Work Session**

2:39:46 PM {Exhibit} 16 and 17: Aaron Knott, Committee Counsel

2:40:54 PM Shannon Sivell, Legislative Policy Counsel, Oregon Department of Justice

2:41:45 PM MOTION: Co-Chair Krieger MOVES -2 amendment BE ADOPTED

2:41:46 PM VOTE: 9-0-1

2:41:48 PM AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Krieger, Barker; EXCUSED: Garrett

2:41:53 PM Co-Chair Barker

2:42:01 PM MOTION: Co-Chair Krieger MOVES HB 3021 DO PASS AS AMENDED

2:42:11 PM Co-Chair Barker

2:42:38 PM VOTE: 9-0-1
2:42:39 PM AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Krieger, Barker; EXCUSED: Garrett
2:42:40 PM CARRIER: CO-CHAIR BARKER will lead discussion on the floor
2:42:45 PM Co-Chair Barker

2:42:48 PM **HB 2682 - Work Session**
2:42:50 PM Cheyenne Ross, Committee Counsel
2:43:08 PM MOTION: Co-Chair Krieger MOVES HB 2682 DO PASS and be placed on the CONSENT CALENDAR
2:43:17 PM Co-Chair Barker
2:43:26 PM VOTE: 9-0-1
2:43:30 PM AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Krieger, Barker; EXCUSED: Garrett
2:43:55 PM Meeting Adjourned by Co-Chair Barker

Exhibit Summary

1:06:21 PM {Exhibit} 1: HB 3153, -1 amendment, staff, 1 p
1:43:06 PM {Exhibit} 2: HB 3153 and HB 3211, written testimony, Gail Meyer, 2 pp
1:48:37 PM {Exhibit} 3: HB 3153, written testimony, Andrea Meyer, 2 pp
1:48:38 PM {Exhibit} 4: HB 3211, written testimony, Andrea Meyer, 2 pp
2:07:11 PM {Exhibit} 5: HB 3153 and HB 3211, written testimony, Michael Reese, 2 pp
2:07:12 PM {Exhibit} 6: HB 3153 and HB 3211, written testimony, Jeffrey Ellis, 2 pp
2:10:27 PM {Exhibit} 7: HB 2705, written testimony, Gary Steiner, 2 pp
2:14:24 PM {Exhibit} 8: HB 2075, written testimony, Nolan Mackrill, 2 pp
2:17:57 PM {Exhibit} 9: HB 2075, written testimony, Joanne Hampton, 2 pp
2:25:26 PM {Exhibit} 10: HB 2705, written testimony, Michael Schrunck, 1 p
2:25:27 PM {Exhibit} 11: HB 2705, written testimony, Adam Walsh, 1 p
2:25:43 PM {Exhibit} 12: HB 3251, -1 amendment, staff, 1p
2:25:44 PM {Exhibit} 13: HB 3251, -2 amendment, staff, 1 p
2:35:58 PM {Exhibit} 14: HB 3251, written testimony, Marilyn Lorange, 1 p
2:37:41 PM {Exhibit} 15: HB 3251, written testimony, LaVonne Griffin-Valade, 2 pp
2:39:46 PM {Exhibit} 16: HB 3021, -1 amendment, staff, 2 pp
2:39:47 PM {Exhibit} 17: HB 3021, -2 amendment, staff, 2 pp
