

HOUSE COMMITTEE ON JUDICIARY

March 18, 2011
1:00 P.M.

Hearing Room 343

MEMBERS PRESENT: Co-Chair Jeff Barker
Co-Chair Wayne Krieger
Rep. Mary Nolan
Rep. Andy Olson
Rep. Mike Schaufler
Rep. Carolyn Tomei
Rep. Matt Wand
Rep. Gene Whisnant

MEMBERS EXCUSED: Co-Vice Chair Chris Garrett
Co-Vice Chair Wally Hicks

STAFF PRESENT: Bill Taylor, Committee Counsel
Katie Hoesly, Committee Assistant
Kristi Hauck, Committee Assistant

MEASURES/ISSUES HEARD: HB 3162 - Public Hearing and Work Session
HB 3184 - Public Hearing
HB 2272 - Work Session
HB 2687 - Work Session
HB 2714 - Work Session
HB 3100 - Work Session
HB 2707 - Work Session

Recording Log

1:05:26 PM Meeting Called to Order by Co-Chair Krieger

1:05:36 PM **HB 3162 - Public Hearing**

1:05:37 PM {Exhibit} 1: Bill Taylor, Committee Counsel

1:06:14 PM Co-Chair Krieger

1:06:33 PM {Exhibit} 2: Mark San Souci, State Liaison for Military Community and Family Policy, Department of Defense

1:11:23 PM Co-Chair Krieger

1:11:28 PM Brig. Gen. Mike Caldwell, Deputy Director, Oregon Military Department

1:12:41 PM Co-Chair Krieger

1:13:05 PM Rep. Whisnant

1:13:28 PM San Souci

1:13:49 PM Caldwell

1:13:56 PM Co-Chair Krieger

1:14:11 PM Rep. Whisnant

1:14:40 PM Taylor
1:15:14 PM Rep. Whisnant
1:15:15 PM Taylor
1:15:38 PM Rep. Whisnant
1:15:40 PM Co-Chair Krieger
1:15:52 PM Rep. Whisnant
1:15:53 PM Co-Chair Krieger
1:15:55 PM Taylor
1:16:07 PM Co-Chair Krieger
1:16:22 PM Taylor
1:16:36 PM Co-Chair Krieger
1:16:37 PM Taylor
1:16:49 PM Co-Chair Krieger

1:16:50 PM **HB 3162 - Work Session**
1:16:58 PM MOTION: Rep. Tomei moves -1 amendment BE ADOPTED
1:16:59 PM VOTE: 8-0-2
1:17:04 PM AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Barker, Krieger;
EXCUSED: Garrett, Hicks
1:17:05 PM The following written testimony was submitted for the record without public
testimony:
1:17:08 PM {Exhibit} 3: Jean Fogarty, Director, Oregon Child Support Program,
Division of Child Support

1:17:19 PM **HB 3184 - Public Hearing**
1:17:22 PM Bill Taylor, Committee Counsel
1:18:05 PM Co-Chair Krieger
1:18:24 PM Rep. Bill Garrard, House District 56
1:19:45 PM Rep. John Huffman, House District 59
1:20:59 PM Co-Chair Krieger
1:21:02 PM Rep. Schaufler
1:21:12 PM Co-Chair Krieger
1:21:16 PM Rep. Nolan
1:21:47 PM Rep. Huffman
1:22:34 PM Rep. Nolan
1:23:25 PM Rep. Huffman
1:24:10 PM Rep. Nolan
1:25:47 PM Rep. Garrard
1:26:28 PM Rep. Nolan
1:26:31 PM Co-Chair Krieger
1:27:10 PM {Exhibit} 4-5: Dave Fiskum, Oregon Association of Broadcasters
1:29:11 PM {Exhibit} 6: Bill Johnstone, President and CEO, Oregon Association of
Broadcasters
1:30:30 PM Co-Chair Krieger
1:30:32 PM Meeting Recessed
1:40:48 PM Meeting Reconvened

1:41:17 PM Bill Johnstone, President and CEO, Oregon Association of Broadcasters
1:41:42 PM Co-Chair Barker
1:41:44 PM Johnstone
1:48:19 PM Co-Chair Krieger
1:48:21 PM Rep. Nolan
1:49:08 PM Johnstone
1:50:00 PM Rep. Nolan
1:50:01 PM Johnston
1:50:41 PM Dave Fiskum, Oregon Association of Broadcasters
1:52:45 PM Co-Chair Krieger
1:53:35 PM Mark Garber, Executive Editor, Portland Tribune and Community
Newspapers
1:53:36 PM Co-Chair Krieger
1:53:40 PM Garber
2:02:25 PM {Exhibit} 7: Steve Clark, President, Portland Tribune and Community
Newspapers
2:10:54 PM Jack Bladine, President, The News-Register Publishing Company
2:17:16 PM Rep. Krieger
2:17:40 PM Joel Summer, Publisher, Curry County Reporter
2:17:42 PM Rep. Krieger
2:17:44 PM Summer
2:25:33 PM Co-Chair Krieger
2:25:37 PM {Exhibit} 8: Greg Jenks, Daily Journal of Commerce
2:28:44 PM Alex Cuyler, Intergovernmental Relations Manager, Lane County
2:30:29 PM Co-Chair Krieger
2:30:32 PM Rep. Schaufler
2:31:00 PM Co-Chair Krieger
2:31:01 PM The following written testimony was submitted for the record without public
testimony:
2:31:03 PM {Exhibit} 9: George Mears, Corvallis, Oregon
2:31:05 PM {Exhibit} 10: Brenda Wilson, Intergovernmental Relations Manager, City of
Eugene

2:33:00 PM **HB 2272 - Work Session**
2:33:02 PM {Exhibit} 11: Bill Taylor, Committee Counsel
2:33:55 PM Rep. Nolan
2:33:56 PM Taylor
2:34:17 PM Co-Chair Krieger
2:34:22 PM MOTION: Co-Chair Barker moves -2 amendment BE ADOPTED
2:34:25 PM VOTE: 7-0-3
2:34:27 PM AYES: Nolan, Schaufler, Tomei, Wand, Whisnant, Barker, Krieger;
EXCUSED: Olson, Garrett, Hicks
2:34:32 PM Co-Chair Krieger
2:34:45 PM MOTION: Co-Chair Baker moves SB 2272 Do Pass as Amended
2:34:53 PM Rep. Nolan
2:35:07 PM Taylor

2:35:08 PM Rep. Nolan
2:35:09 PM Taylor
2:35:10 PM Rep. Nolan
2:35:12 PM Taylor
2:35:13 PM Rep. Nolan
2:35:14 PM Taylor
2:35:17 PM Rep. Nolan
2:35:18 PM Taylor
2:35:23 PM Rep. Nolan
2:35:30 PM Taylor
2:35:33 PM Co-Chair Krieger
2:35:41 PM VOTE: 7-0-3
2:35:44 PM AYES: Nolan, Schaufler, Tomei, Wand, Whisnant, Barker, Krieger;
EXCUSED: Olson, Garrett, Hicks
2:35:47 PM CARRIER: CO-CHAIR KRIEGER will lead discussion on the floor
2:36:10 PM Rep. Nolan
2:36:18 PM Co-Chair Krieger
2:36:20 PM Rep. Nolan
2:36:22 PM Taylor
2:36:23 PM Co-Chair Krieger

2:36:29 PM **HB 2687 - Work Session**
2:36:31 PM {Exhibit} 12: Bill Taylor, Committee Counsel
2:37:14 PM Co-Chair Barker
2:37:20 PM Rep. Nolan
2:37:21 PM MOTION: Co-Chair Barker moves -2 amendment BE ADPOTED
2:37:30 PM Co-Chair Krieger
2:37:34 PM Rep. Wand
2:37:42 PM Taylor
2:37:47 PM Rep. Wand
2:37:49 PM Co-Chair Krieger
2:37:50 PM VOTE: 8-0-2
2:37:51 PM AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Barker, Krieger;
EXCUSED: Garrett, Hicks
2:37:55 PM Co-Chair Barker moves HB 2687 Do Pass as Amended
2:37:57 PM VOTE: 8-0-2
2:38:29 PM AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Barker, Krieger;
EXCUSED: Garrett, Hicks
2:38:43 PM CARRIER: CO-CHAIR BARKER will lead discussion on the floor

2:38:44 PM **HB 2714 - Work Session**
2:38:45 PM {Exhibit} 13: Bill Taylor, Committee Counsel
2:39:43 PM Co-Chair Krieger
2:39:44 PM Rep. Tomei
2:39:51 PM Taylor
2:40:10 PM Rep. Tomei

2:40:34 PM Taylor
2:40:45 PM Co-Chair Krieger
2:40:47 PM Taylor
2:40:55 PM Rep. Olson
2:40:57 PM Taylor
2:41:11 PM Co-Chair Barker
2:41:16 PM Rep. Nolan
2:41:19 PM Co-Chair Krieger
2:41:20 PM Rep. Olson
2:41:34 PM Co-Chair Krieger
2:41:49 PM {Exhibit} 14: Rep. Carolyn Tomei, House District 41
2:42:35 PM Co-Chair Krieger
2:42:45 PM Rep. Tomei
2:42:46 PM Rep. Nolan
2:42:47 PM Rep. Tomei
2:42:56 PM Rep. Nolan
2:43:06 PM Rep. Tomei
2:43:07 PM Co-Chair Krieger
2:43:16 PM Rep. Schaufler
2:43:19 PM Co-Chair Krieger
2:43:45 PM Taylor
2:43:49 PM Rep. Tomei
2:43:50 PM Co-Chair Barker
2:43:54 PM Rep. Tomei
2:43:58 PM Co-Chair Krieger

2:44:01 PM **HB 3100 - Work Session**
2:44:40 PM Bill Taylor, Committee Counsel
2:45:12 PM Co-Chair Krieger
2:45:13 PM Taylor
2:45:20 PM Co-Chair Krieger
2:45:22 PM Rep. Tomei
2:46:26 PM Co-Chair Krieger
2:46:30 PM Rep. Nolan
2:46:49 PM Rep. Olson
2:46:52 PM Co-Chair Krieger
2:46:58 PM Rep. Nolan
2:47:11 PM Rep. Tomei
2:47:13 PM Co-Chair Krieger
2:47:14 PM MOTION: Co-Chair Barker moves HB 3100 Do Pass and Refer to Ways and Means
2:47:22 PM Rep. Nolan
2:47:27 PM Co-Chair Barker
2:47:34 PM Co-Chair Krieger
2:47:38 PM Rep. Wand
2:48:07 PM Co-Chair Krieger

2:48:14 PM VOTE: 7-1-2
2:48:17 PM AYES: Nolan, Olson, Schaufler, Tomei, Whisnant, Barker, Krieger; NAYS: Wand; EXCUSED: Garrett, Hicks
2:48:35 PM Rep. Schaufler
2:48:45 PM Rep. Wand
2:48:47 PM Co-Chair Krieger
2:48:47 PM Rep. Schaufler
2:48:54 PM Co-Chair Krieger
2:48:55 PM The following written testimony was provided for the record without public testimony:
2:48:56 PM {Exhibit} 15: Marge Easley, President, League of Women Voters of Oregon
2:48:57 PM {Exhibit} 16: Meghan Moyer, Political Organizer, Service Employees International Union Local 503
2:48:57 PM {Exhibit} 17: Harris S. Matarazzo, Portland, Oregon
2:48:58 PM {Exhibit} 18: Carole McAfee, Salem, Oregon

2:49:08 PM **HB 2707 - Work Session**
2:49:09 PM Bill Taylor, Committee Counsel
2:49:55 PM Co-Chair Krieger
2:50:08 PM Rep. Schaufler
2:50:14 PM Co-Chair Krieger
2:50:24 PM Christina McMahan, Director, Douglas County Juvenile Department
2:51:59 PM Tim Loewen, Director, Yamhill County Juvenile Department
2:54:04 PM Shannon Wight, Partnership, Safety & Justice
2:54:36 PM Rep. Schaufler
2:55:12 PM Co-Chair Krieger
2:55:19 PM Rep. Wand
2:55:23 PM Co-Chair Krieger
2:55:24 PM Rep. Wand
2:56:02 PM Rep. Nolan
2:56:04 PM Co-Chair Krieger
2:56:04 PM Rep. Nolan
2:57:02 PM Rep. Wand
2:57:36 PM Rep. Nolan
2:57:37 PM Co-Chair Krieger
2:57:39 PM Rep. Nolan
2:58:45 PM Co-Chair Krieger
2:58:47 PM Rep. Olson
2:59:00 PM Co-Chair Krieger
2:59:02 PM Rep. Schaufler
2:59:40 PM Rep. Wand
2:59:43 PM Co-Chair Krieger
2:59:52 PM MOTION: Co-Chair Barker moves HB 2707 Do Pass
3:00:01 PM Co-Chair Krieger
3:00:02 PM Rep. Olson

3:00:25 PM Co-Chair Krieger
3:00:26 PM VOTE: 7-1-2
3:00:27 PM AYES: Nolan, Schaufler, Tomei, Wand, Whisnant, Barker, Krieger; NAYS:
Olson; EXCUSED: Garrett, Hicks
3:00:28 PM CARRIER: CO-CHAIR BARKER will lead discussion on the floor
3:00:34 PM Meeting Adjourned by Co-Chair Krieger

Exhibit Summary

1:05:37 PM {Exhibit} 1: HB 3162, -1 amendment, staff, 1 p
1:06:33 PM {Exhibit} 2: HB 3162, written testimony, Mark San Souci, 3 pp
1:17:08 PM {Exhibit} 3: HB 3162, written testimony, Jean Fogarty, 1 p
1:27:10 PM {Exhibit} 4: HB 3184, written testimony, Dave Fiskum, 3 pp
1:27:10 PM {Exhibit} 5: HB 3184, written testimony, Dave Fiskum, 1 p
1:29:11 PM {Exhibit} 6: HB 3184, written testimony, Bill Johnstone, 1 p
2:02:25 PM {Exhibit} 7: HB 3184, written testimony, Steve Clark, 3 pp
2:25:37 PM {Exhibit} 8: HB 3184, written testimony, Greg Jenks, oversized
2:31:03 PM {Exhibit} 9: HB 3184, written testimony, George Mears, 1 p
2:31:05 PM {Exhibit} 10: HB 3184, written testimony, Brenda Wilson, 1 p
2:33:02 PM {Exhibit} 11: HB 2272, -2 amendment, staff, 1 p
2:36:31 PM {Exhibit} 12: HB 2687, -2 amendment, staff, 1 p
2:38:45 PM {Exhibit} 13: HB 2714, -2 amendment, staff, 2 pp
2:41:49 PM {Exhibit} 14: HB 2714, -1 amendment, Rep. Tomei, 2 pp
2:48:56 PM {Exhibit} 15: HB 3100, written testimony, Marge Easley, 1 p
2:48:57 PM {Exhibit} 16: HB 3100, written testimony, Meghan Moyer, 1 p
2:48:57 PM {Exhibit} 17: HB 3100, written testimony, Harris S. Matarazzo, 2 pp
2:48:58 PM {Exhibit} 18: HB 3100, written testimony, Carole McAfee, 3 pp
