

HOUSE COMMITTEE ON JUDICIARY

April 05, 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 2653 – Public Hearing
HB 2925 – Public Hearing
HB 2077 – Work Session
HB 2708 – Work Session
HB 3166 – Work Session
HB 2710 – Work Session

Recording Log

1:06:19 PM Meeting Called to Order by Co-Chair Krieger

1:06:34 PM **HB 2653-Public Hearing**

1:06:37 PM Cheyenne Ross, Committee Counsel

1:07:01 PM Co-Chair Krieger

1:07:33 PM Rep. Nancy Nathanson, House District 13

1:09:26 PM Co-Chair Krieger

1:09:29 PM Paul Snider, Association of Oregon Counties

1:09:50 PM {Exhibit} 1: Jad Lemhouse, Justice of the Peace, Lane County, Oregon

1:14:45 PM **HB 2925-Public Hearing**

1:14:48 PM Co-Chair Krieger

1:15:07 PM {Exhibit} 2: Rep. Paul Holvey, House District 8

1:17:34 PM Co-Chair Krieger

1:17:41 PM Rep. Holvey
1:17:55 PM Co-Chair Krieger

1:17:58 PM **HB 2653-Public Hearing**
1:18:30 PM {Exhibit} 3: Alex Cuyler, Intergovernmental Relations Manager, Lane County
1:20:07 PM Co-Chair Krieger
1:20:23 PM Jim Markee, Oregon Collectors Association
1:22:52 PM Co-Chair Krieger
1:22:55 PM Co-Vice Chair Hicks
1:23:11 PM Markee
1:23:36 PM Rep. Tomei
1:23:43 PM Markee
1:23:45 PM Co-Chair Krieger

1:23:56 PM **HB 2925-Public Hearing**
1:24:08 PM {Exhibits} 4-5: Cheyenne Ross, Committee Counsel
1:24:54 PM Gina Skinner, Oregon District Attorneys Association
1:31:24 PM {Exhibits} 6-7: Sybil Hebb, Oregon Law Center
1:33:14 PM Gail Meyer, Oregon Criminal Defense Lawyers Association
1:34:52 PM Co-Chair Krieger
1:34:54 PM Co-Vice Chair Hicks
1:35:16 PM Co-Chair Krieger
1:35:18 PM Skinner
1:38:09 PM Rep. Wand
1:38:21 PM Skinner
1:38:56 PM Rep. Wand
1:39:13 PM Skinner
1:39:58 PM Rep. Wand
1:40:09 PM Co-Vice Chair Hicks
1:40:36 PM Co-Chair Barker
1:40:48 PM Co-Chair Krieger
1:40:54 PM Meyer
1:41:08 PM Co-Chair Krieger
1:41:38 PM {Exhibit} 8: Jayne Downing, Executive Director, Mid-Valley Women's Crisis Service
1:43:59 PM Erin Greenawald, Domestic Violence Prosecutor, Oregon Department of Justice
1:45:49 PM Downing
1:45:50 PM Roswitha Warren, Women's Space
1:47:14 PM Co-Chair Krieger
1:47:15 PM The following written testimony was submitted for the record without public testimony:
1:47:15 PM {Exhibit} 9: Christine Herrman, Executive Director, Attorney General's Sexual Assault Task Force

1:47:36 PM HB 2077-Work Session

- 1:47:41 PM** {Exhibits} 10-12: Cheyenne Ross, Committee Counsel
1:48:43 PM MOTION: Co-Chair Krieger moves the -3 amendments Be Adopted
1:48:51 PM Co-Chair Barker
1:48:57 PM VOTE: 10-0-0
1:48:57 PM AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett, Barker, Krieger
1:48:58 PM MOTION: Co- Chair Krieger moves HB 2077 as Amended to Ways & Means Without Recommendation
1:49:09 PM Co-Chair Barker
1:49:13 PM Rep. Schaufler
1:49:43 PM Co-Chair Barker
1:49:45 PM VOTE: 10-0-0
1:49:46 PM AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett, Barker, Krieger

1:49:47 PM HB 2708-Work Session

- 1:49:49 PM** {Exhibit} 13: Cheyenne Ross, Committee Counsel
1:50:50 PM Co-Chair Barker
1:51:08 PM Cheyenne Ross, Committee Counsel
1:51:09 PM Co-Chair Barker
1:51:11 PM MOTION: Co-Chair Krieger moves the -1 amendments Be Adopted
1:51:16 PM Co-Chair Barker
1:51:19 PM VOTE: 10-0-0
1:51:20 PM AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett, Barker, Krieger
1:51:21 PM MOTION: Co-Chair Krieger moves HB 2708 Do Pass as Amended
1:51:29 PM Co-Chair Barker
1:51:53 PM AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett, Barker, Krieger
1:51:53 PM VOTE: 10-0-0
1:51:55 PM CARRIER: REP. WAND will lead discussion on the floor

1:52:10 PM HB 3166-Work Session

- 1:52:12 PM** {Exhibits} 14-15: Cheyenne Ross, Committee Counsel
1:53:01 PM MOTION: Co-Chair Krieger moves the -2 amendments Be Adopted
1:53:06 PM Co-Chair Barker
1:53:12 PM Rep. Schaufler
1:53:14 PM Co-Chair Barker
1:53:15 PM Rep. Schaufler
1:53:23 PM Co-Chair Barker
1:53:24 PM Co-Chair Krieger
1:53:36 PM Rep. Schaufler
1:53:38 PM Co-Chair Barker
1:53:39 PM Rep. Tomei
1:53:42 PM Co-Chair Barker

1:53:44 PM Co-Chair Krieger
1:53:47 PM Rep. Schaufler
1:53:48 PM Co-Chair Krieger
1:53:50 PM Rep. Wand
1:54:02 PM Co-Chair Barker
1:54:10 PM VOTE: 10-0-0
1:54:11 PM AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett,
Barker, Krieger
1:54:12 PM MOTION: Co-Chair Krieger moves HB 3166 Do Pass as Amended
1:54:20 PM Co-Chair Barker
1:54:45 PM VOTE: 10-0-0
1:54:46 PM AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett,
Barker, Krieger
1:54:46 PM CARRIER: REP. FREEMAN will lead discussion on the floor
1:54:50 PM Co-Vice Chair Garrett
1:54:51 PM Co-Chair Barker

1:55:01 PM **HB 2710-Work Session**
1:55:06 PM Co-Chair Barker
1:55:07 PM {Exhibits} 16-20: Cheyenne Ross, Committee Counsel
1:55:55 PM Co-Chair Barker
1:56:03 PM Co-Vice Chair Garrett
1:56:05 PM Ross
1:56:21 PM Co-Chair Krieger
1:56:49 PM Co-Vice Chair Garrett
1:56:51 PM Co-Chair Krieger
1:57:00 PM Susan Grabe, Oregon State Bar
1:58:01 PM {Exhibit} 21: Paul Snider, Association of Oregon Counties
1:59:21 PM Elizabeth Cushwa, Oregon District Attorneys Association
2:00:43 PM Co-Chair Barker
2:00:55 PM Rep. Whisnant
2:01:14 PM Ross
2:01:20 PM Rep. Whisnant
2:01:21 PM Ross
2:01:27 PM Rep. Whisnant
2:01:57 PM Snider
2:02:41 PM Rep. Whisnant
2:02:53 PM Snider
2:02:53 PM Rep. Whisnant
2:02:54 PM Rep. Tomei
2:03:05 PM Ross
2:03:19 PM Rep. Tomei
2:03:21 PM Co-Chair Barker
2:03:30 PM David Heynderickx, Office of the Legislative Counsel
2:04:02 PM Co-Chair Barker
2:04:07 PM Co-Chair Krieger

2:04:13 PM Co-Chair Barker
2:04:24 PM Co-Chair Krieger
2:04:29 PM MOTION: Co-Chair Krieger moves the -6 amendments Be Adopted
2:04:30 PM Co-Chair Barker
2:04:34 PM Ross
2:05:12 PM Co-Vice Chair Hicks
2:05:21 PM Ross
2:05:24 PM Co-Vice Chair Hicks
2:05:27 PM Rep. Wand
2:05:28 PM Co-Vice Chair Hicks
2:05:33 PM Co-Chair Krieger
2:05:34 PM Co-Vice Chair Hicks
2:05:46 PM Co-Chair Barker
2:05:53 PM Co-Chair Krieger
2:06:04 PM VOTE: 10-0-0
2:06:05 PM AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett, Barker, Krieger
2:06:07 PM MOTION: Co-Chair Krieger moves the -3 amendments Be Adopted
2:06:15 PM Co-Chair Barker
2:06:18 PM VOTE: 10-0-0
2:06:19 PM AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett, Barker, Krieger
2:06:21 PM MOTION: Co-Chair Krieger moves HB 2710 As Amended to Ways & Means with a Do Pass recommendation
2:06:27 PM Co-Chair Barker
2:06:35 PM Co-Vice Chair Hicks
2:06:52 PM Rep. Olson
2:06:53 PM Co-Vice Chair Garrett
2:07:27 PM Co-Vice Chair Hicks
2:07:36 PM Co-Vice Chair Garrett
2:07:40 PM Co-Vice Chair Hicks
2:07:41 PM Co-Vice Chair Garrett
2:07:52 PM Co-Vice Chair Hicks
2:07:54 PM Co-Vice Chair Garrett
2:07:56 PM Co-Vice Chair Hicks
2:08:10 PM Co-Chair Barker
2:08:11 PM Rep. Whisnant
2:08:20 PM Co-Vice Chair Garrett
2:08:31 PM Co-Chair Barker
2:08:33 PM Rep. Whisnant
2:08:35 PM Co-Vice Chair Hicks
2:09:12 PM Co-Chair Barker
2:09:32 PM VOTE: 10-0-0
2:09:33 PM AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett, Barker, Krieger
2:09:33 PM The following written testimony was submitted for the record without public

testimony:

2:09:34 PM {Exhibit} 22: Gerry Gaydos, Oregon State Bar's Court Fees Task Force
2:09:43 PM Meeting Adjourned by Co-Chair Barker

Exhibit Summary

1:09:50 PM {Exhibit} 1: HB 2653, written testimony, Jad Lemhouse, 4 pp
1:15:07 PM {Exhibit} 2: HB 2925, written testimony, Rep. Paul Holvey, 1 p
1:18:30 PM {Exhibit} 3: HB 2653, written testimony, Alex Cuyler, 3 pp
1:24:08 PM {Exhibit} 4: HB 2925, -1 amendments, staff, 2 pp
1:24:08 PM {Exhibit} 5: HB 2925, -2 amendments, staff, 2 pp
1:31:24 PM {Exhibit} 6: HB 2925, written testimony, Sybil Hebb, 2 pp
1:31:24 PM {Exhibit} 7: HB 2925, written testimony, Sybil Hebb, 1 p
1:41:38 PM {Exhibit} 8: HB 2925, written testimony, Jayne Downing, 1 p
1:47:15 PM {Exhibit} 9: HB 2925, written testimony, Christine Herrman, 1 p
1:47:41 PM {Exhibit} 10: HB 2077, -1 amendments, staff, 1 p
1:47:41 PM {Exhibit} 11: HB 2077, -2 amendments, staff, 1 p
1:47:41 PM {Exhibit} 12: HB 2077, -3 amendments, staff, 1 p
1:49:49 PM {Exhibit} 13: HB 2708, -1 amendments, staff, 3 pp
1:52:12 PM {Exhibit} 14: HB 3166, -1 amendments, staff, 1 p
1:52:12 PM {Exhibit} 15: HB 3166, -2 amendments, staff, 1 p
1:55:07 PM {Exhibit} 16: HB 2710, -3 amendments, staff, 1 p
1:55:07 PM {Exhibit} 17: HB 2710, -5 amendments, staff, 19 pp
1:55:07 PM {Exhibit} 18: HB 2710, -6 amendments, staff, 21 pp
1:55:07 PM {Exhibit} 19: HB 2710, revenue distribution chart, staff, 1 p
1:55:07 PM {Exhibit} 20: HB 2710, amended revenue distribution chart, staff, 1 p
1:58:01 PM {Exhibit} 21: HB 2710, written testimony, Paul Snider, 1 p
2:09:34 PM {Exhibit} 22: HB 2710, written testimony, Gerry Gaydos, 1 p
