

## **HOUSE COMMITTEE ON JUDICIARY**

May 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:** Cheyenne Ross, Committee Counsel  
Kristi Hauck, Committee Assistant

**MEASURES/ISSUES HEARD:** SB 67 A – Work Session  
SB 379 – Work Session  
SB 380 – Work Session  
SB 385 – Work Session  
SB 386 – Work Session  
SB 387 – Work Session  
SB 389 A – Work Session  
SB 390 – Work Session  
SB 391 – Work Session  
SB 400 – Work Session

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### **Recording Log**

**1:07:06 PM** Meeting Called to Order by Co-Chair Barker

**1:07:21 PM** **SB 67 A – Work Session**

**1:07:25 PM** {Exhibit} 1: Cheyenne Ross, Committee Counsel

**1:07:46 PM** Rep. Kim Thatcher, House District 25

**1:08:58 PM** Co-Chair Barker

**1:09:01 PM** Rep. Tomei

**1:09:13 PM** Rep. Thatcher

**1:09:50 PM** Rep. Tomei

**1:09:58 PM** Rep. Thatcher

**1:10:11 PM** Rep. Tomei

1:10:18 PM Rep. Thatcher  
1:10:22 PM Rep. Tomei  
1:10:30 PM Rep. Thatcher  
1:10:32 PM Rep. Tomei  
1:10:34 PM Co-Chair Barker  
1:10:55 PM Vi Beaty, Unit Manager, Oregon State Sex Offender Registration Unit,  
Oregon State Police  
1:11:38 PM Co-Chair Barker  
1:11:40 PM Rep. Olson  
1:11:50 PM Beaty  
1:11:53 PM Rep. Tomei  
1:12:10 PM Beaty  
1:13:14 PM Rep. Tomei  
1:13:19 PM Beaty  
1:13:36 PM Rep. Tomei  
1:13:38 PM Co-Chair Barker  
1:13:42 PM Rep. Wand  
1:14:05 PM Beaty  
1:14:10 PM Rep. Wand  
1:14:19 PM Beaty  
1:14:37 PM Co-Chair Barker  
1:14:40 PM Rep. Olson  
1:15:01 PM Beaty  
1:15:10 PM Rep. Olson  
1:15:11 PM Beaty  
1:15:42 PM Rep. Olson  
1:15:44 PM Co-Chair Barker  
1:15:46 PM Co-Chair Krieger  
1:16:07 PM Co-Chair Barker  
1:16:10 PM Rep. Olson  
1:16:11 PM Co-Chair Barker  
1:16:12 PM The following written testimony was submitted for the record without public  
testimony:  
1:16:13 PM {Exhibit} 2: Errin Creed, resident, Eugene, Oregon  
1:16:13 PM {Exhibit} 3: Anonymous written testimony  
  
1:16:23 PM **SB 379 – Work Session**  
1:16:24 PM Cheyenne Ross, Committee Counsel  
1:16:53 PM Co-Chair Barker  
1:16:59 PM MOTION: Co-Chair Krieger moves SB 379 Do Pass and Be Placed on the  
Consent Calendar  
1:17:01 PM Co-Chair Barker  
1:17:30 PM VOTE: 8-0-2  
1:17:31 PM AYES: Nolan, Schaufler, Tomei, Wand, Hicks, Garrett, Barker, Krieger;  
EXCUSED: Olson, Whisnant

**1:17:36 PM SB 380 – Work Session**

**1:17:38 PM** Cheyenne Ross, Committee Counsel

**1:18:05 PM** Co-Chair Barker

**1:18:07 PM** MOTION: Co-Chair Krieger moves SB 380 Do Pass and Be Placed on the Consent Calendar

**1:18:10 PM** Co-Chair Barker

**1:18:18 PM** Co-Vice Chair Hicks

**1:18:36 PM** Co-Chair Barker

**1:18:59 PM** VOTE: 9-0-1

**1:19:00 PM** AYES: Nolan, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett, Barker, Krieger; EXCUSED: Olson

**1:19:06 PM SB 385 – Work Session**

**1:19:08 PM** Cheyenne Ross, Committee Counsel

**1:19:48 PM** Co-Chair Barker

**1:19:49 PM** MOTION: Co-Chair Krieger moves SB 385 Do Pass

**1:19:53 PM** Co-Chair Barker

**1:20:18 PM** VOTE: 10-0-0

**1:20:19 PM** AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett, Barker, Krieger

**1:20:20 PM** CARRIER: REP. WAND will lead discussion on the floor

**1:20:27 PM SB 386 – Work Session**

**1:20:28 PM** Cheyenne Ross, Committee Counsel

**1:21:04 PM** MOTION: Co-Chair Krieger moves SB 386 Do Pass

**1:21:07 PM** Co-Chair Barker

**1:21:29 PM** VOTE: 9-1-0

**1:21:30 PM** AYES: Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett, Barker, Krieger; NAY: Nolan

**1:21:30 PM** CARRIER: REP. HICKS will lead discussion on the floor

**1:21:37 PM SB 387 – Work Session**

**1:21:38 PM** Cheyenne Ross, Committee Counsel

**1:22:33 PM** MOTION: Co-Chair Krieger moves SB 387 Do Pass and Be Placed on the Consent Calendar

**1:22:36 PM** Co-Chair Barker

**1:23:02 PM** VOTE: 10-0-0

**1:23:03 PM** AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett, Barker, Krieger

**1:23:09 PM SB 389 A – Work Session**

**1:23:13 PM** Cheyenne Ross, Committee Counsel

**1:23:35 PM** Co-Chair Barker

**1:23:36 PM** MOTION: Co-Chair Krieger moves SB 389 A Do Pass

**1:23:40 PM** Co-Chair Barker

**1:24:02 PM** VOTE: 10-0-0

**1:24:03 PM** AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett, Barker, Krieger

**1:24:03 PM** CARRIER: REP. HICKS will lead discussion on the floor

**1:24:11 PM** **SB 390 – Work Session**

**1:24:12 PM** {Exhibit} 4: Cheyenne Ross, Committee Counsel

**1:25:15 PM** Co-Chair Krieger

**1:25:27 PM** Co-Chair Barker

**1:25:30 PM** Bruce C. Miller, Senior Staff Counsel, Office of the State Court Administrator

**1:26:01 PM** Co-Chair Barker

**1:26:06 PM** MOTION: Co-Chair Krieger moves the -1 amendments Be Adopted

**1:26:12 PM** Co-Chair Barker

**1:26:17 PM** VOTE: 10-0-0

**1:26:18 PM** AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett, Barker, Krieger

**1:26:19 PM** MOTION: Co-Chair Krieger moves SB 390 Do Pass as Amended

**1:26:23 PM** Co-Chair Barker

**1:26:49 PM** VOTE: 10-0-0

**1:26:49 PM** AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett, Barker, Krieger

**1:26:49 PM** CARRIER: REP. KRIEGER will lead discussion on the floor

**1:26:56 PM** **SB 391 – Work Session**

**1:26:57 PM** Cheyenne Ross, Committee Counsel

**1:27:18 PM** Co-Chair Barker

**1:27:24 PM** MOTION: Co-Chair Krieger moves SB 391 Do Pass

**1:27:28 PM** Co-Chair Barker

**1:27:51 PM** VOTE: 10-0-0

**1:27:51 PM** AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett, Barker, Krieger

**1:27:52 PM** CARRIER: REP. WHISNANT will lead discussion on the floor

**1:27:58 PM** **SB 400 – Work Session**

**1:27:59 PM** Cheyenne Ross, Committee Counsel

**1:28:20 PM** Co-Chair Barker

**1:28:23 PM** MOTION: Co-Chair Krieger moves SB 400 Do Pass

**1:28:25 PM** Co-Chair Barker

**1:28:48 PM** VOTE: 10-0-0

**1:28:49 PM** AYES: Nolan, Olson, Schaufler, Tomei, Wand, Whisnant, Hicks, Garrett, Barker, Krieger

**1:28:50 PM** CARRIER: REP. GARRETT will lead discussion on the floor

**1:28:55 PM** Co-Vice Chair Garrett

**1:28:56 PM** Meeting Adjourned by Co-Chair Barker

### **Exhibit Summary**

**1:07:25 PM** {Exhibit} 1: SB 67 A, -A2 amendments, staff, 4 pp  
**1:16:13 PM** {Exhibit} 2: SB 67 A, written testimony, Errin Creed, 2 pp  
**1:16:13 PM** {Exhibit} 3: SB 67 A, written testimony, anonymous, 1 p  
**1:24:12 PM** {Exhibit} 4: SB 390, -1 amendments, staff, 3 pp

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