

HOUSE COMMITTEE ON JUDICIARY

May 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. Gene Whisnant

MEMBER EXCUSED: Rep. Matt Wand

STAFF PRESENT: Aaron Knott, Committee Counsel
Bill Taylor, Committee Counsel
Pam Marshall, Committee Assistant

MEASURES/ISSUES HEARD: SB 376A – Public Hearing
SB 398 – Public Hearing and Work Session
SB 414A – Public Hearing and Work Session
SB 415A – Public Hearing and Work Session
SB 75 – Work Session
SB 373 – Work Session
SB 406A – Public Hearing
SB 803A – Work Session

Recording Log

1:09:20 PM Meeting Called to Order by Co-Chair Barker

1:09:23 PM **SB 376A - Public Hearing**

1:10:14 PM {Exhibit} 1: Aaron Knott, Committee Counsel

1:11:19 PM Sen. Floyd Prozanski, Senate District 4

1:19:02 PM Co-Vice Chair Garrett

1:19:15 PM Sen. Prozanski

1:20:03 PM Co-Vice Chair Garrett

1:20:30 PM Sen. Prozanski

1:21:11 PM Rep. Nolan

1:21:37 PM Sen. Prozanski

1:22:29 PM Rep. Nolan
1:23:00 PM Sen. Prozanski
1:23:36 PM Rep. Nolan
1:23:45 PM Sen. Prozanski
1:24:26 PM Rep. Tomei
1:24:49 PM Sen. Prozanski
1:25:20 PM Co-Chair Krieger
1:25:46 PM Co-Chair Barker
1:25:51 PM Sen. Prozanski
1:26:15 PM Co-Chair Barker
1:26:35 PM {Exhibit} 2: Zach Klonoski, resident, Lane County
1:32:10 PM Co-Chair Barker

1:32:40 PM **SB 398 - Public Hearing**

1:32:46 PM Aaron Knott, Committee Counsel
1:33:39 PM {Exhibit} 3: Bob Joondeph, Director, Disability Rights Oregon
1:38:42 PM Co-Chair Barker

1:38:46 PM **SB 398 - Work Session**

1:38:48 PM MOTION: Co-Chair Krieger moves SB 398 Do Pass
1:38:51 PM Co-Chair Barker
1:38:55 PM Co-Vice Chair Hicks
1:41:01 PM Co-Chair Barker
1:41:04 PM Rep. Schaufler
1:41:13 PM Co-Chair Barker
1:41:34 PM VOTE: 9-0-1
1:41:35 PM AYES: Nolan, Olson, Schaufler, Tomei, Whisnant, Hicks, Garrett, Krieger, Barker; EXCUSED: Wand
1:41:36 PM Co-Chair Barker
1:41:40 PM CARRIER: REP. OLSON will lead discussion on the floor
1:41:41 PM Co-Chair Barker

1:41:42 PM **SB 414A - Public Hearing**

1:41:48 PM Aaron Knott, Committee Counsel
1:42:20 PM Co-Chair Barker
1:42:41 PM {Exhibit} 4: Ken Sherman, Oregon Bankers Association
1:46:27 PM Co-Chair Barker
1:46:39 PM Sherman
1:47:04 PM Co-Chair Barker

1:47:17 PM **SB 414A - Work Session**

1:47:22 PM MOTION: Co-Chair Krieger moves SB 414A Without Recommendation
1:47:30 PM Co-Chair Barker
1:47:50 PM VOTE: 9-0-1
1:47:53 PM AYES: Nolan, Olson, Schaufler, Tomei, Whisnant, Hicks, Garrett, Krieger, Barker; EXCUSED: Wand

1:47:56 PM Co-Chair Barker
1:48:00 PM CARRIER: REP. GARRETT will lead discussion on the floor
1:48:01 PM Co-Chair Barker

1:48:09 PM **SB 415A - Public Hearing**

1:48:10 PM Aaron Knott, Committee Counsel
1:48:58 PM Co-Chair Barker
1:49:12 PM {Exhibit} 5: Jonathan Manton, Sawnee Services
1:51:02 PM Co-Chair Barker
1:51:03 PM Rep. Tomei
1:51:13 PM Manton
1:51:34 PM Rep. Olson
1:52:13 PM Manton
1:52:54 PM Co-Chair Barker

1:52:55 PM **SB 415A - Work Session**

1:53:02 PM MOTION: Co-Chair Krieger MOVES SB 415A DO PASS
1:53:08 PM Co-Chair Barker
1:53:33 PM VOTE: 9-0-1
1:53:34 PM AYES: Nolan, Olson, Schaufler, Tomei, Whisnant, Hicks, Garrett, Krieger, Barker; EXCUSED: Wand
1:53:35 PM CARRIER: REP. BARKER will lead discussion on the floor
1:53:48 PM Co-Chair Barker

1:53:57 PM **SB 75 - Work Session**

1:54:17 PM {Exhibit} 6: Bill Taylor, Committee Counsel
1:54:56 PM Co-Chair Barker
1:55:01 PM Taylor
1:55:57 PM Co-Chair Barker
1:56:14 PM Meeting Recessed
2:04:25 PM Meeting Reconvened
2:04:26 PM Co-Chair Barker

2:04:34 PM **SB 373 - Work Session**

2:04:41 PM {Exhibit} 7: Aaron Knott, Committee Counsel
2:05:08 PM Co-Chair Barker
2:05:19 PM Craig Prins, Executive Director, Oregon Criminal Justice Commission
2:09:04 PM Rep. Olson
2:09:12 PM Prins
2:09:50 PM Co-Vice Chair Hicks
2:10:10 PM Prins
2:11:43 PM Knott
2:11:56 PM Prins
2:12:25 PM Co-Chair Barker
2:12:29 PM MOTION: Co-Chair Krieger moves the -2 amendments Be Adopted
2:12:37 PM Co-Chair Barker

2:12:47 PM VOTE: 9-0-1
2:12:48 PM AYES: Nolan, Olson, Schaufler, Tomei, Whisnant, Hicks, Garrett, Krieger, Barker; EXCUSED: Wand
2:12:50 PM MOTION: Co-Chair Krieger moves SB 373 Do Pass as Amended
2:12:53 PM Co-Chair Barker
2:13:20 PM VOTE: 9-0-1
2:13:22 PM AYES: Nolan, Olson, Schaufler, Tomei, Whisnant, Hicks, Garrett, Krieger, Barker; EXCUSED: Wand
2:13:25 PM CARRIER: REP. OLSON will lead discussion on the floor
2:13:28 PM Co-Chair Barker

2:13:34 PM **SB 406A - Public Hearing**
2:13:38 PM Aaron Knott, Committee Counsel
2:14:20 PM Elizabeth Cushwa, Oregon District Attorneys Association
2:14:53 PM {Exhibit} 8: Deena Ryerson, Senior Assistant Attorney General, Oregon Department of Justice
2:18:10 PM Co-Chair Barker

2:18:17 PM **SB 803A - Work Session**
2:18:25 PM Aaron Knott, Committee Counsel
2:18:55 PM Co-Chair Barker
2:19:22 PM MOTION: Co-Chair Krieger moves SB 803A Do Pass
2:19:29 PM Co-Chair Barker
2:20:06 PM Knott
2:20:39 PM Co-Chair Krieger withdraws the previous motion
2:20:43 PM Co-Chair Barker
2:20:52 PM {Exhibit} 9: Aaron Knott, Committee Counsel
2:21:38 PM MOTION: Co-Chair Krieger moves the -A3 amendment Be Adopted
2:21:44 PM Co-Chair Barker
2:21:54 PM VOTE: 9-0-1
2:21:55 PM AYES: Nolan, Olson, Schaufler, Tomei, Whisnant, Hicks, Garrett, Krieger, Barker; EXCUSED: Wand
2:21:57 PM MOTION: Co-Chair Krieger moves SB 803 Do Pass as Amended
2:22:08 PM Co-Chair Barker
2:22:38 PM VOTE: 9-0-1
2:22:39 PM AYES: Nolan, Olson, Schaufler, Tomei, Whisnant, Hicks, Garrett, Krieger, Barker; EXCUSED: Wand
2:22:41 PM CARRIER: REP. OLSON will lead discussion on the floor
2:22:42 PM Co-Chair Barker
2:22:46 PM Meeting Adjourned by Co-Chair Barker

Exhibit Summary

1:10:14 PM {Exhibit} 1: SB 376A, -A5 amendments, staff, 1 p
1:26:35 PM {Exhibit} 2: SB 376A, written testimony, Zach Klonoski, 4 pp

1:33:33 PM {Exhibit} 3: SB 398, written testimony, Bob Joondeph, 9 pp
1:42:39 PM {Exhibit} 4: SB 414, written testimony, Ken Sherman, 2 pp
1:49:09 PM {Exhibit} 5: SB 415, written testimony, Jonathan Manton, 1 p
1:54:09 PM {Exhibit} 6: SB 75, -1 amendments, staff, 1 p
2:04:41 PM {Exhibit} 7: SB 373, -2 amendments, staff, 4 pp
2:14:53 PM {Exhibit} 8: SB 406A, written testimony, Deena Ryerson, 2 pp
2:20:52 PM {Exhibit} 9: SB 803A, -A3 amendments, staff, 2 pp
