

## HOUSE COMMITTEE ON RULES

May 19, 2011  
3:00 P.M.

Hearing Room E

**MEMBERS PRESENT:** Rep. Dave Hunt, Co-Chair  
Rep. Andy Olson, Co-Chair  
Rep. Vicki Berger, Co-Vice Chair  
Rep. Paul Holvey, Co-Vice Chair  
Rep. Phil Barnhart  
Rep. Tim Freeman  
Rep. Matt Wingard

**MEMBER EXCUSED:** Rep. Chris Garrett

**STAFF PRESENT:** Jim Stembridge, Committee Administrator  
Aimee Steketee, Committee Assistant

**MEASURES/ISSUES HEARD:** HB 3664 – Public Hearing  
HJR 44 - Work Session  
HB 3658 – Work Session  
HB 2894 – Public Hearing  
HB 3654 – Public Hearing  
HB 3661 – Public Hearing  
HB 3656 – Public Hearing

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### Recording Log

**3:07:54 PM** Meeting Called to Order by Co-Chair Olson

**3:08:21 PM** HB 3664-Public Hearing

**3:09:27 PM** Jim Stembridge, Committee Administrator

**3:09:34 PM** Co-Chair Olson

**3:09:35 PM** Stembridge

**3:11:01 PM** {Exhibit} 1: Stembridge

**3:11:38 PM** Co-Chair Olson

**3:12:00 PM** Co-Chair Hunt

**3:12:06 PM** Co-Chair Olson

**3:12:14 PM** Co-Chair Hunt

**3:12:23 PM** Representative Andy Olson, House District 15

**3:13:20 PM** {Exhibit} 2: Rep. Olson

**3:19:07 PM** Representative Jeff Barker, House District 28

**3:21:28 PM** Co-Chair Hunt

**3:21:42 PM** Representative Sal Esquivel, House District 6

3:23:32 PM Co-Chair Olson  
3:24:07 PM Harlan Ray Myers, Detective, Grants Pass Department of Public Safety  
3:25:29 PM Co-Chair Olson  
3:25:49 PM Co-Chair Hunt  
3:26:16 PM Co-Chair Olson  
3:26:23 PM Myers  
3:31:00 PM Co-Chair Olson  
3:31:11 PM Brad Berry, Yamhill County District Attorney  
3:37:37 PM Co-Chair Olson  
3:37:43 PM Berry  
3:38:23 PM Co-Chair Olson  
3:38:29 PM Rafael Caso, Josephine County Deputy District Attorney  
3:43:25 PM Co-Chair Olson  
3:43:29 PM Rep. Barnhart  
3:44:05 PM Caso  
3:45:20 PM Rep. Barnhart  
3:45:29 PM Caso  
3:46:25 PM Rep. Barnhart  
3:46:27 PM Co-Chair Olson  
3:46:30 PM Co-Vice Chair Holvey  
3:46:45 PM Myers  
3:48:24 PM Co-Vice Chair Holvey  
3:48:42 PM Caso  
3:50:00 PM Co-Chair Olson  
3:50:04 PM Co-Vice Chair Berger  
3:50:16 PM Caso  
3:50:56 PM Co-Vice Chair Berger  
3:51:08 PM Caso  
3:51:16 PM Co-Vice Chair Berger  
3:51:29 PM Caso  
3:51:40 PM Co-Vice Chair Berger  
3:51:43 PM Caso  
3:51:46 PM Berry  
3:52:03 PM Myers  
3:52:37 PM Co-Chair Olson  
3:53:39 PM Andrea Meyer, Legislative Director, American Civil Liberties Union  
3:56:03 PM Co-Chair Olson  
3:56:11 PM Rep. Freeman  
3:56:30 PM Meyer  
3:57:09 PM Rep. Freeman  
3:57:18 PM Meyer  
3:57:49 PM Robert Wolfe, Oregon Marijuana Policy Initiative  
4:03:55 PM Co-Chair Olson  
4:04:06 PM Leland Berger, Attorney, Oregon resident  
4:11:59 PM Co-Chair Olson  
4:12:05 PM Jose Garza, Veteran, United States Military

- 4:18:46 PM** Co-Chair Olson
- 4:19:12 PM** Jennifer Alexander, Beaverton resident
- 4:20:42 PM** {Exhibit} 3: Alexander
- 4:20:43 PM** {Exhibit} 4: Alexander
- 4:22:59 PM** {Exhibit} 5: Alexander
- 4:30:59 PM** Co-Chair Olson
- 4:34:37 PM** The following written testimony was submitted for the record without public testimony:
- 4:34:37 PM** {Exhibit} 6: Barry Joe Stull, Oregon resident
- 4:34:37 PM** {Exhibit} 7: Barry Joe Stull, Oregon resident
- 4:34:37 PM** {Exhibit} 8: Emil Vanlancker, Oregon resident
- 4:34:37 PM** {Exhibit} 9: Jim Dancing Trout, Oregon resident
- 4:34:37 PM** {Exhibit} 10: Terry Spaunhorst, Oregon resident
- 4:34:37 PM** {Exhibit} 11: Raymond Simpson, Keizer resident
- 4:34:37 PM** {Exhibit} 12: Rick Shafer
- 4:34:37 PM** {Exhibit} 13: Laurie Parrack, Oregon resident
- 4:34:37 PM** {Exhibit} 14: Tiffani Nute, Oregon resident
- 4:34:37 PM** {Exhibit} 15: Larry Murphy, Oregon resident
- 4:34:37 PM** {Exhibit} 16: Donald Muccigrosso, Oregon resident
- 4:34:37 PM** {Exhibit} 17: William E. Moore III, Oregon resident
- 4:34:37 PM** {Exhibit} 18: Bobbi Mohler, Oregon resident
- 4:34:37 PM** {Exhibit} 19: Kannon McAfee, Portland resident
- 4:34:37 PM** {Exhibit} 20: Thea Linn, Oregon resident
- 4:34:37 PM** {Exhibit} 21: Sheri Levit
- 4:34:37 PM** {Exhibit} 22: Claudia Lavander, Oregon resident
- 4:34:37 PM** {Exhibit} 23: Jeff Johnson, Oregon resident
- 4:34:37 PM** {Exhibit} 24: Kristen Gustafson, Portland resident
- 4:34:37 PM** {Exhibit} 25: David Foreman, Oregon resident
- 4:34:37 PM** {Exhibit} 26: Mike DeTello, Oregon resident
- 4:34:37 PM** {Exhibit} 27: Sam Davis, Oregon resident
- 4:34:37 PM** {Exhibit} 28: Todd Dalotto, Director, Cannabis Research Committee
- 4:34:37 PM** {Exhibit} 29: Alan J. Cohn, MD: Consulting Psychiatrist, Lane County Corrections
- 4:34:37 PM** {Exhibit} 30: James Bowman, Jacksonville resident
- 4:34:37 PM** {Exhibit} 31: James Bowman, Jacksonville resident
- 4:34:37 PM** {Exhibit} 32: S.H. Berry, Oregon resident
- 4:34:37 PM** {Exhibit} 33: Russ Belville, Outreach Coordinator, National Organization for the Reform of Marijuana Laws
- 4:34:37 PM** {Exhibit} 34: Gregory Melby, MD: Oregon resident
- 4:34:37 PM** {Exhibit} 35: Shelley Fox-Loken, Law Enforcement Against Prohibition
- 4:34:37 PM** {Exhibit} 36: Madeline Martinez, Executive Director, Oregon National Organization for the Reform of Marijuana Laws
- 4:34:37 PM** {Exhibit} 37: Shabad S. Khalsa, Portland resident
- 4:34:37 PM** {Exhibit} 38: Keta Tom: Corvallis resident
- 4:34:37 PM** {Exhibit} 39: Anthony Johnson, Oregon Green Free, Clinic Director
- 4:34:37 PM** {Exhibit} 40: H. Brunner, Depoe Bay resident

4:34:37 PM {Exhibit} 41: Daniel Noonan, Depoe Bay resident  
4:34:37 PM {Exhibit} 42: Joseph B. McAfee, Portland resident  
4:34:37 PM {Exhibit} 43: Robert Shepard, Oregon resident  
4:34:37 PM {Exhibit} 44: Shepard  
4:34:37 PM {Exhibit} 45: Charlie Bott, Portland resident  
4:34:37 PM {Exhibit} 46: Steve Mitchell, Independence resident  
4:34:37 PM {Exhibit} 47: Sharon J. Stone, McMinnville resident  
4:34:37 PM {Exhibit} 48: Anna Diaz, Milwaukie resident  
4:34:37 PM {Exhibit} 49: Caleb Greentree, The Help and Hope Group

4:34:38 PM **HJR 44 - Work Session**

4:34:39 PM Jim Stembridge, Committee Administrator  
4:35:05 PM Co-Chair Olson  
4:35:12 PM Rep. Freeman  
4:35:13 PM Co-Chair Olson  
4:35:16 PM MOTION: Rep. Freeman moves HCR 44 Be Adopted  
4:35:32 PM Rep. Barnhart  
4:35:49 PM Co-Chair Olson  
4:35:55 PM Stembridge  
4:36:14 PM Rep. Barnhart  
4:36:32 PM Stembridge  
4:36:35 PM Rep. Barnhart  
4:37:19 PM Co-Chair Olson  
4:37:26 PM VOTE: 5-1-2  
4:37:27 PM AYES: Freeman, Holvey, Wingard, Co-Chair Hunt, Co-Chair Olson; NAY:  
Barnhart; EXCUSED: Berger, Garrett  
4:37:49 PM CARRIER: REP. HICKS will lead discussion on the floor

4:37:56 PM **HB 3658-Work Session**

4:38:08 PM Jim Stembridge, Committee Administrator  
4:38:47 PM Co-Chair Hunt moves HB 3658 Do Pass  
4:38:54 PM Co-Chair Olson  
4:38:54 PM Co-Chair Hunt  
4:38:55 PM Co-Chair Olson  
4:39:02 PM VOTE: 6-0-2  
4:39:03 PM AYES: Freeman, Holvey, Wingard, Barnhart, Co-Chair Hunt, Co-Chair  
Olson; EXCUSED: Garrett, Berger  
4:39:04 PM CARRIER: REP. WITT will lead discussion on the floor

4:39:44 PM **HB 2894-Public Hearing**

4:39:47 PM Jim Stembridge, Committee Administrator  
4:39:55 PM {Exhibit} 50: Stembridge  
4:40:44 PM Co-Chair Olson  
4:40:46 PM Representative Bill Kennemer, House District 39  
4:41:50 PM Representative Jefferson Smith, House District 47  
4:43:11 PM Representative Greg Matthews, House District 50

4:43:15 PM {Exhibit} 51: Rep. Matthews  
4:45:46 PM Derek Bradley, Legislative Assistant, Rep. Matthews  
4:48:37 PM Co-Chair Olson  
4:48:44 PM Rep. Freeman  
4:49:22 PM Bradley  
4:49:37 PM Rep. Freeman  
4:49:44 PM Rep. Matthews  
4:49:52 PM Rep. Freeman  
4:49:56 PM Rep. Matthews  
4:49:59 PM Rep. Freeman  
4:50:19 PM Bradley  
4:50:50 PM Rep. Freeman  
4:50:58 PM Rep. Matthews  
4:51:29 PM Co-Vice Chair Berger  
4:53:21 PM Rep. Kennemer  
4:53:51 PM Rep. Matthews  
4:54:27 PM Rep. Kennemer  
4:54:37 PM Co-Vice Chair Berger  
4:55:13 PM Rep. Smith  
4:56:33 PM Rep. Wingard  
4:57:56 PM Rep. Kennemer  
4:58:42 PM Bradley  
4:59:04 PM Rep. Wingard  
4:59:07 PM Bradley  
4:59:57 PM Rep. Smith  
5:00:57 PM Rep. Wingard  
5:01:38 PM Bradley  
5:02:23 PM Rep. Freeman  
5:03:17 PM Rep. Smith  
5:03:42 PM Bradley  
5:04:48 PM Rep. Freeman  
5:05:07 PM Co-Chair Olson  
5:05:12 PM Rep. Freeman  
5:05:13 PM Rep. Smith  
5:05:47 PM Rep. Matthews  
5:05:50 PM Co-Chair Olson

5:06:15 PM **HB 3654-Public Hearing**  
5:06:25 PM Jim Stembridge, Committee Administrator  
5:07:11 PM Co-Chair Olson  
5:07:14 PM Senator Brian Boquist, Senate District 12  
5:11:35 PM Jim Williams, Legislative Aide, Rep. Jim Thompson  
5:12:24 PM {Exhibit} 52: Williams  
5:14:04 PM Co-Chair Olson  
5:14:10 PM Sen. Boquist  
5:14:50 PM Co-Chair Olson

5:14:52 PM Co-Vice Chair Holvey

5:15:19 PM Sen. Boquist

5:15:34 PM Co-Chair Olson

5:15:57 PM **HB 3661-Public Hearing**

5:16:07 PM Jim Stembridge, Committee Administrator

5:16:29 PM Co-Chair Olson

5:17:01 PM **HB 2894-Public Hearing**

5:17:56 PM Sal Peralta, Secretary, Independent Party of Oregon

5:19:47 PM Co-Chair Olson

5:20:01 PM Dan Meek, Fair Election Oregon

5:23:12 PM Janice Thompson, Common Cause Oregon

5:29:27 PM Co-Chair Olson

5:29:29 PM Kappy Eaton, Governance Coordinator, League of Women Voters

5:29:43 PM {Exhibit} 53: Eaton

5:31:08 PM Co-Chair Olson

5:31:44 PM **HB 3654-Public Hearing**

5:32:37 PM Bob Simmons, Portland resident

5:33:58 PM Joseph Schaefer, Attorney for Abbey Creek Winery

5:35:11 PM Simmons

5:35:21 PM Co-Chair Olson

5:35:53 PM Art Schlack, Association of Oregon Counties

5:38:25 PM Co-Chair Olson

5:38:28 PM Harry de Boer, Hillsboro resident

5:39:07 PM {Exhibit} 54: de Boer

5:42:44 PM Linda de Boer, Hillsboro resident

5:43:21 PM {Exhibit} 55: de Boer

5:45:02 PM Co-Vice Chair Holvey

5:45:38 PM Steve McCoy, 1000 Friends of Oregon

5:45:46 PM {Exhibit} 56: McCoy

5:47:27 PM Co-Vice Chair Holvey

5:47:31 PM Dan Jarman, Oregon Wine Growers Association

5:49:08 PM Co-Vice Chair Holvey

5:49:09 PM The following written testimony was submitted for the record without public testimony:

5:49:10 PM {Exhibit} 57: Michael Morrissey, Policy Analyst, Oregon Department of Land Conservation and Development

5:49:23 PM **HB 3656-Public Hearing**

5:49:24 PM Jim Stembridge, Committee Administrator

5:49:52 PM Representative Sal Esquivel, House District 6

5:51:14 PM Representative Mark Johnson, House District 52

5:52:09 PM {Exhibit} 58: Rep. Johnson

5:52:41 PM Co-Vice Chair Holvey

5:53:16 PM Doris Penwell, Association of Counties  
5:53:33 PM {Exhibit} 59: Penwell  
5:55:38 PM Co-Vice Chair Holvey  
5:55:40 PM Curt Melcher, Deputy Director, Department of Fish and Wildlife  
5:56:44 PM Stembridge  
5:56:50 PM Melcher  
5:56:56 PM Co-Chair Olson  
5:57:03 PM Co-Vice Chair Holvey  
5:57:43 PM Melcher  
5:58:34 PM Co-Vice Chair Holvey  
5:58:39 PM Melcher  
5:59:09 PM Co-Chair Olson  
5:59:23 PM Margi Hoffmann, Renewable Northwest Project  
6:00:56 PM Co-Chair Olson  
6:01:00 PM Hanley Jenkins, Union County Planning Director  
6:03:47 PM Co-Chair Olson  
6:04:19 PM Stembridge  
6:04:40 PM Co-Chair Olson  
6:04:41 PM The following written testimony was submitted for the record without public testimony:  
6:04:42 PM {Exhibit} 60: Doris Penwell  
6:04:43 PM {Exhibit} 61: Representative Jim Thompson, House District 23  
6:04:57 PM Meeting Adjourned by Co-Chair Olson

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### Exhibit Summary

3:11:01 PM {Exhibit} 1: HB 3664, -1 amendments, staff, 1p  
3:13:20 PM {Exhibit} 2: HB 3664, written testimony, Rep. Olson, 2pp  
4:20:42 PM {Exhibit} 3: HB 3664, written testimony, Jennifer Alexander, 4pp  
4:20:43 PM {Exhibit} 4: HB 3664, informational packet, Jennifer Alexander, 26pp  
4:22:59 PM {Exhibit} 5: HB 3664, PowerPoint presentation, *Fishing Expeditions: Law Enforcement Use of the Oregon Medical Marijuana Program Registry*, Jennifer Alexander, 7pp  
4:34:37 PM {Exhibit} 6: HB 3664, written testimony, Barry Joe Stull, 4pp  
4:34:37 PM {Exhibit} 7: HB 3664, informational packet, Barry Joe Stull, 14pp  
4:34:37 PM {Exhibit} 8: HB 3664, written testimony, Emil Vanlancker, 1p  
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- 4:34:37 PM {Exhibit} 23: HB 3664, written testimony, Jeff Johnson, 1p
- 4:34:37 PM {Exhibit} 24: HB 3664, written testimony, Kristen Gustafson, 1p
- 4:34:37 PM {Exhibit} 25: HB 3664, written testimony, David Foreman, 1p
- 4:34:37 PM {Exhibit} 26: HB 3664, written testimony, Mike DeTello, 1p
- 4:34:37 PM {Exhibit} 27: HB 3664, written testimony, Sam Davis, 1p
- 4:34:37 PM {Exhibit} 28: HB 3664, written testimony, Todd Dalotto, 2pp
- 4:34:37 PM {Exhibit} 29: HB 3664, written testimony, Alan J. Cohn, MD, 1p
- 4:34:37 PM {Exhibit} 30: HB 3664, written testimony, James Bowman, 2pp
- 4:34:37 PM {Exhibit} 31: HB 3664, article, *The Patient's Access to Cannabis Amendment*, James Bowman, 66pp
- 4:34:37 PM {Exhibit} 32: HB 3664, written testimony, S.H. Berry, 1p
- 4:34:37 PM {Exhibit} 33: HB 3664, written testimony, Russ Belville, 4pp
- 4:34:37 PM {Exhibit} 34: HB 3664, written testimony of Gregory Melby, MD, Jennifer Alexander, 2pp
- 4:34:37 PM {Exhibit} 35: HB 3664, written testimony, Shelley Fox-Loken, 1p
- 4:34:37 PM {Exhibit} 36: HB 3664, written testimony, Madeline Martinez, 1p
- 4:34:37 PM {Exhibit} 37: HB 3664, written testimony, Shabad S. Khalsa, 1p
- 4:34:37 PM {Exhibit} 38: HB 3664, written testimony, Keta Tom, 1p
- 4:34:37 PM {Exhibit} 39: HB 3664, written testimony, Anthony Johnson, 1p
- 4:34:37 PM {Exhibit} 40: HB 3664, written testimony, H. Brunner, 1p
- 4:34:37 PM {Exhibit} 41: HB 3664, written testimony, Daniel Noonan, 1p
- 4:34:37 PM {Exhibit} 42: HB 3664, written testimony, Joseph B. McAfee, 1p
- 4:34:37 PM {Exhibit} 43: HB 3664, article, *Alternatives, Medical Marijuana 2011 Legislature May destroy the Oregon Marijuana Act*, Robert Shepard, 2pp
- 4:34:37 PM {Exhibit} 44: HB 3664, DVD, *What If Cannabis Cured Cancer*, Robert Shepard
- 4:34:37 PM {Exhibit} 45: HB 3664, written testimony, Charlie Bott, 1p
- 4:34:37 PM {Exhibit} 46: HB 3664, written testimony, Steve Mitchell, 1p
- 4:34:37 PM {Exhibit} 47: HB 3664, written testimony, Sharon J. Stone, 1p
- 4:34:37 PM {Exhibit} 48: HB 3664, written testimony, Anna Diaz, 1p
- 4:34:37 PM {Exhibit} 49: HB 3664, written testimony, Caleb Greentree, 1p
- 4:39:55 PM {Exhibit} 50: HB 2894, -3 amendments, staff, 4pp
- 4:43:15 PM {Exhibit} 51: HB 2894, written testimony, Rep. Matthews, 1p
- 5:12:24 PM {Exhibit} 52: HB 3654, written testimony of Rep. Jim Thompson, Jim Williams, 3pp
- 5:29:43 PM {Exhibit} 53: HB 2894, written testimony, Kappy Eaton, 1p
- 5:39:07 PM {Exhibit} 54: HB 3654, written testimony, Harry de Boer, 2pp
- 5:43:21 PM {Exhibit} 55: HB 3654, written testimony, Linda de Boer, 1p
- 5:45:46 PM {Exhibit} 56: HB 3654, Steve McCoy, 2pp
- 5:49:10 PM {Exhibit} 57: HB 3654, written testimony, Michael Morrissey, 1p
- 5:52:09 PM {Exhibit} 58: HB 3656, written testimony of Judge Steve Gratsy, Rep.



Johnson, 3pp

**5:53:33 PM** {Exhibit} 59: HB 3656, written testimony, Doris Penwell, 2pp

**6:04:42 PM** {Exhibit} 60: HB 3656, written testimony of Chris Fick, Doris Penwell, 1p

**6:04:43 PM** {Exhibit} 61: HB 3656, written testimony, Representative Jim Thompson,  
1p

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