

## SENATE COMMITTEE ON JUDICIARY

February 22, 2011  
8:30 AM

Hearing Room 343

**MEMBERS PRESENT:** Sen. Floyd Prozanski, Chair  
Sen. Jeff Kruse, Vice-Chair  
Sen. Suzanne Bonamici  
Sen. Jackie Dingfelder  
Sen. Doug Whitsett

**STAFF PRESENT:** Aaron Knott, Committee Counsel  
Pam Marshall, Committee Assistant

**MEASURES/ISSUES HEARD:** SB 373 – Work Session  
SB 398 – Work Session  
SB 382 – Public Hearing  
SB 383 – Public Hearing  
SB 590 – Public Hearing

---

**8:35:18 AM** Meeting Called to Order by Chair Prozanski

**8:35:38 AM** **SB 373 - Work Session**

**8:35:43 AM** Aaron Knott, Committee Counsel

**8:36:08 AM** Chair Prozanski

**8:36:14 AM** Knott

**8:36:17 AM** Chair Prozanski

**8:36:22 AM** Co-Chair Kruse

**8:36:27 AM** Knott

**8:36:33 AM** MOTION: Vice-Chair Kruse moves SB 373 DO PASS

**8:36:36 AM** Chair Prozanski

**8:36:43 AM** Sen. Bonamici

**8:36:51 AM** Chair Prozanski

**8:37:55 AM** VOTE: 5-0-0

**8:37:56 AM** AYES: Bonamici, Dingfelder, Whitsett, Kruse, Prozanski

**8:37:58 AM** CARRIER: SEN. PROZANSKI will lead the discussion on the floor

**8:38:09 AM** **SB 398 – Work Session**

**8:38:18 AM** Chair Prozanski

**8:38:26 AM** **SB 382 – Public Hearing**

**8:38:30 AM** Aaron Knott, Committee Counsel

**8:38:49 AM** Chair Prozanski

**8:39:09 AM SB 398 – Work Session**

**8:39:36 AM** MOTION: Vice-Chair Kruse moves SB 398 DO PASS  
**8:39:43 AM** Sen. Prozanski  
**8:39:50 AM** Vice-Chair Kruse  
**8:40:13 AM** Chair Prozanski  
**8:40:21 AM** Vice-Chair Kruse  
**8:40:26 AM** Sen. Whitsett  
**8:41:34 AM** Aaron Knott, Committee Counsel  
**8:42:03 AM** Chair Prozanski  
**8:42:12 AM** VOTE: 3-2-0  
**8:42:14 AM** AYES: Bonamici, Dingfelder, Prozanski; NAYS: Whitsett, Kruse  
**8:42:16 AM** CARRIER: SEN. BONAMICI will lead the discussion on the floor

**8:42:24 AM SB 382 – Public Hearing**

**8:42:37 AM** {Exhibit} 1: Fritz Batson, Construction Law Section, Oregon State Bar  
**8:44:59 AM** Kevin Christiansen, Oregon Bankers Association  
**8:45:44 AM** Chair Prozanski  
**8:46:25 AM** Christiansen  
**8:46:38 AM** Chair Prozanski  
**8:47:27 AM** Christiansen  
**8:48:17 AM** Chair Prozanski  
**8:48:24 AM** Batson  
**8:49:19 AM** Chair Prozanski  
**8:49:22 AM** Vice-Chair Kruse  
**8:49:32 AM** Batson  
**8:50:03 AM** Christiansen  
**8:50:40 AM** Sen. Whitsett  
**8:50:55 AM** Christiansen  
**8:51:00 AM** Batson  
**8:51:25 AM** Sen. Whitsett  
**8:51:39 AM** Chair Prozanski  
**8:52:03 AM** Batson  
**8:52:15 AM** Chair Prozanski  
**8:52:56 AM** Sen. Bonamici  
**8:53:03 AM** Batson  
**8:53:28 AM** Vice-Chair Kruse  
**8:54:16 AM** The following written testimony was submitted for the record without public testimony  
**8:54:17 AM** {Exhibit} 2: Matt Shields, Public Affairs Staff Attorney, Oregon State Bar  
**8:54:19 AM** Chair Prozanski

**8:54:34 AM SB 383 – Public Hearing**

**8:54:42 AM** Aaron Knott, Committee Counsel  
**8:55:08 AM** {Exhibit} 3: Fritz Batson, Construction Law Section, Oregon State Bar  
**8:57:35 AM** The following written testimony was submitted for the record without public testimony:

8:57:36 AM {Exhibit} 4: Matt Shields, Public Affairs Staff Attorney, Oregon State Bar  
8:57:37 AM Chair Prozanski

8:57:49 AM **SB 590 - Public Hearing**

8:57:56 AM Aaron Knott, Committee Counsel  
8:58:28 AM Chair Prozanski  
8:58:50 AM Knott  
8:59:26 AM Chair Prozanski  
8:59:29 AM Sen. Whitsett  
9:01:29 AM Chair Prozanski  
9:01:35 AM {Exhibit} 5: Sybil Hebb, Oregon Law Center  
9:05:17 AM Sen. Whitsett  
9:05:53 AM Hebb  
9:06:24 AM Knott  
9:07:16 AM Hebb  
9:07:57 AM Knott  
9:08:12 AM Hebb  
9:08:50 AM Sen. Bonamici  
9:09:16 AM Vice-Chair Kruse  
9:09:35 AM Hebb  
9:09:56 AM Sen. Whitsett  
9:11:38 AM Hebb  
9:13:27 AM Sen. Whitsett  
9:13:48 AM Hebb  
9:14:15 AM Chair Prozanski  
9:15:02 AM {Exhibit} 6: Carla Forsythe, Chief Administrative Law Judge, Office of  
Administrative Hearings  
9:15:44 AM Chair Prozanski  
9:16:13 AM Meeting Adjourned by Chair Prozanski

---

8:42:37 AM {Exhibit} 1: SB 382, written testimony, Fritz Batson, 2 pp  
8:54:17 AM {Exhibit} 2: SB 382, written testimony, Matt Shields, 1 p  
8:55:08 AM {Exhibit} 3: SB 383, written testimony, Fritz Batson, 1 p  
8:57:36 AM {Exhibit} 4: SB 383, written testimony, Matt Shields, 1 p  
9:01:35 AM {Exhibit} 5: SB 590, written testimony, Sybil Hebb, 2 pp  
9:15:02 AM {Exhibit} 6: SB 590, written testimony, Carla Forsythe, 1 p  
9:15:42 AM {Exhibit} 7: SB 590, written testimony, Frank Mussell, 4 pp

---