

## **SENATE COMMITTEE ON JUDICIARY**

March 10, 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:** Cheyenne Ross, Committee Counsel  
Kristi Hauck, Committee Assistant

**MEASURES/ISSUES HEARD:** SB 385 – Public Hearing  
SB 386 – Public Hearing  
SB 387 – Public Hearing  
SB 419 – Public Hearing  
SB 450 – Public Hearing  
SB 489 – Public Hearing

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### **Recording Log**

**8:37:01 AM** Meeting Called to Order by Chair Prozanski

**8:37:10 AM** **SB 385-Public Hearing**

**8:37:12 AM** Cheyenne Ross, Committee Counsel

**8:38:23 AM** Chair Prozanski

**8:38:51 AM** {Exhibit} 1: Jeff Moore, Estate Planning and Administration Section,  
Oregon State Bar

**8:45:37 AM** Chair Prozanski

**8:45:40 AM** {Exhibit} 2: Wendy Johnson, Deputy Director and General Counsel,  
Oregon Law Commission

**8:46:06 AM** Chair Prozanski

**8:46:09 AM** Vice-Chair Kruse

**8:46:15 AM** Chair Prozanski

**8:46:17 AM** Vice-Chair Kruse

**8:46:18 AM** Chair Prozanski

**8:46:22 AM** Vice-Chair Kruse

**8:46:55 AM** Moore

**8:47:51 AM** Vice-Chair Kruse

**8:48:05 AM** Chair Prozanski

**8:48:17 AM SB 386-Public Hearing**

**8:48:21 AM** Cheyenne Ross, Committee Counsel  
**8:48:34 AM** Chair Prozanski  
**8:49:10 AM** {Exhibit} 3: Russ Lipetzky, Family Law Section, Oregon State Bar  
**8:50:42 AM** Chair Prozanski  
**8:50:48 AM** Eric Vetterlein, Oregon State Bar  
**8:53:56 AM** William J. Howe, Partner, Gevurtz Menashe  
**8:57:00 AM** Chair Prozanski  
**8:57:04 AM** Vice-Chair Kruse  
**8:57:06 AM** Chair Prozanski  
**8:57:07 AM** Vice-Chair Kruse  
**8:57:09 AM** Chair Prozanski

**8:57:18 AM SB 387-Public Hearing**

**8:57:33 AM** Cheyenne Ross, Committee Counsel  
**8:57:41 AM** Chair Prozanski  
**8:58:33 AM** Lane Shetterly, National Conference of Commissioners on Uniform State Laws  
**9:00:31 AM** {Exhibit} 4: Eric J. Wieland, Estate Planning Section, Oregon State Bar  
**9:03:12 AM** Roy Abramowitz, Oregon Society of Certified Public Accountants  
**9:05:26 AM** Tim Martinez, Oregon Bankers Association  
**9:06:03 AM** Chair Prozanski  
**9:06:07 AM** Sen. Dingfelder  
**9:06:08 AM** Chair Prozanski  
**9:06:09 AM** The following written testimony was submitted for the record without public testimony:  
**9:06:10 AM** {Exhibit} 5: Linda Thomas-Bush, Vice President and Senior Trust Officer, US Bank

**9:06:22 AM SB 419-Public Hearing**

**9:06:28 AM** Cheyenne Ross, Committee Counsel  
**9:06:48 AM** Chair Prozanski  
**9:07:13 AM** Bob Joondeph, Disability Rights Oregon  
**9:13:29 AM** Chair Prozanski  
**9:13:32 AM** Joondeph  
**9:13:36 AM** Chair Prozanski  
**9:13:39 AM** Sybil Hebb, Oregon Law Center  
**9:16:25 AM** Rick Bennett, Director of Government Relations, Oregon Association for the Advancement of Retired Persons  
**9:17:41 AM** Chair Prozanski  
**9:17:51 AM** Vice-Chair Kruse  
**9:18:24 AM** Sen. Whitsett  
**9:18:46 AM** Hebb  
**9:19:17 AM** Joondeph  
**9:19:38 AM** Sen. Whitsett  
**9:19:39 AM** Joondeph

9:19:50 AM Ross  
9:20:05 AM Joondeph  
9:20:17 AM Chair Prozanski  
9:20:39 AM Sen. Bonamici  
9:20:47 AM Joondeph  
9:20:58 AM Chair Prozanski  
9:21:12 AM Sen. Whitsett  
9:21:25 AM Ross  
9:21:31 AM Sen. Bonamici  
9:21:34 AM Chair Prozanski  
9:21:35 AM The following written testimony was submitted for the record without public testimony:  
9:21:36 AM {Exhibit} 6: Kathryn Weit, Oregon Developmental Disabilities Coalition

9:21:39 AM **SB 450-Public Hearing**  
9:21:44 AM Cheyenne Ross, Committee Counsel  
9:21:51 AM Chair Prozanski  
9:22:20 AM Sen. Dingfelder  
9:22:29 AM Chair Prozanski  
9:22:51 AM Sen. Dingfelder  
9:22:54 AM Gail Meyer, Oregon Criminal Defense Lawyers Association  
9:27:19 AM Kathy Buerger, criminal defense attorney, member, Oregon Youth Authority Advisory Board

9:34:57 AM Chair Prozanski  
9:34:58 AM Sen. Bonamici  
9:35:38 AM Buerger  
9:36:19 AM Meyer  
9:36:44 AM Chair Prozanski  
9:36:46 AM Sen. Whitsett  
9:37:12 AM Meyer  
9:38:30 AM Chair Prozanski  
9:39:12 AM Charlene Woods, Senior Deputy District Attorney, Oregon District Attorneys Association

9:43:53 AM Chair Prozanski  
9:44:05 AM Woods  
9:44:22 AM Chair Prozanski  
9:44:36 AM Woods  
9:45:16 AM Jason Carlile, Linn County District Attorney, Oregon District Attorneys Association

9:46:53 AM Scott Healy, Senior Deputy District Attorney, Clackamas County  
9:51:07 AM Chair Prozanski

9:51:10 AM **SB 489-Public Hearing**  
9:51:16 AM Cheyenne Ross, Committee Counsel  
9:51:35 AM {Exhibit} 7: William J. Howe, Partner, Gevurtz Menashe  
9:55:54 AM Chair Prozanski

9:55:55 AM Robin Wright, lawyer, Gevurtz Menashe  
9:58:05 AM Chair Prozanski  
9:58:13 AM Sen. Bonamici  
9:58:19 AM Chair Prozanski  
  
9:58:33 AM **SB 450-Public Hearing**  
9:59:13 AM Jason Carlile, Linn County District Attorney, Oregon District Attorneys Association  
9:59:27 AM Chair Prozanski  
9:59:53 AM Scott Healy, Senior Deputy, Clackamas County  
10:01:50 AM Chair Prozanski  
10:01:57 AM Vice-Chair Kruse  
10:01:59 AM Chair Prozanski  
10:02:01 AM Healy  
10:02:33 AM Meeting Adjourned by Chair Prozanski

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#### **Exhibit Summary**

8:38:51 AM {Exhibit} 1: SB 385, written testimony, Jeff Moore, 2 pp  
8:45:40 AM {Exhibit} 2: SB 385, written testimony, Wendy Johnson, 2 pp  
8:49:10 AM {Exhibit} 3: SB 386, written testimony, Russell Lipetzky, 2 pp  
9:00:31 AM {Exhibit} 4: SB 387, written testimony, Eric J. Wieland, 11 pp  
9:06:10 AM {Exhibit} 5: SB 387, written testimony, Linda Thomas-Bush, 1 p  
9:21:36 AM {Exhibit} 6: SB 419, written testimony, Kathryn Weit, 1 p  
9:51:35 AM {Exhibit} 7: SB 489, written testimony, William J. Howe, 3 pp

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