

## **SENATE COMMITTEE ON JUDICIARY**

April 27, 2011  
8:45AM

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:** Bill Taylor, Committee Counsel  
Katie Hoesly, Committee Assistant

**MEASURES/ISSUES HEARD:** HB 2312A – Public Hearing and Work Session  
HB 3162A – Public Hearing and Work Session  
HB 2463A – Public Hearing and Work Session  
HB 2685 – Public Hearing and Work Session  
HB 2686 – Public Hearing and Work Session  
HB 2687A – Public Hearing and Work Session  
HB 2689 – Public Hearing and Work Session  
HB 2707 – Public Hearing and Work Session

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### **Recording Log**

**8:47:26 AM** Meeting Called to Order by Chair Prozanski

**8:47:44 AM** **HB 2312A - Public Hearing**

**8:47:46 AM** Bill Taylor, Committee Counsel

**8:48:23 AM** Rep. Carolyn Tomei, House District 41

**8:50:46 AM** Chair Prozanski

**8:50:53 AM** Rep. Tomei

**8:50:55 AM** Chair Prozanski

**8:51:25 AM** {Exhibit} 1: Tracy Oman, Executive Director, Oregon Optometric Physicians Association

**8:53:18 AM** Chair Prozanski

**8:53:20 AM** {Exhibit} 2: Glen Gilbert, Executive Director, Oregon Lions Sight & Hearing Foundation

**8:53:54 AM** Chair Prozanski

**8:54:04 AM** Gilbert

**8:57:16 AM** Chair Prozanski

**8:57:37 AM** **HB 2312A - Work Session**

**8:57:38 AM** MOTION: Vice-Chair Kruse moves HB 2312A Do Pass

**8:57:43 AM** Chair Prozanski

**8:57:47 AM** VOTE: 5-0-0

**8:57:49 AM** AYES: Bonamici, Dingfelder, Whitsett, Kruse, Prozanski

**8:58:03 AM** CARRIER: SEN. WHITSETT will lead discussion on the floor

8:58:09 AM Chair Prozanski

**8:58:37 AM HB 3162A - Public Hearing**

8:58:38 AM Bill Taylor, Committee Counsel

8:58:52 AM Chair Prozanski

8:59:06 AM {Exhibit} 3: Mark B. San Souci, Quality of Life Regional Liaison, Office of the Under Secretary of Defense, Military Community and Family Policy

9:02:25 AM Chair Prozanski

9:02:28 AM Sen. Dingfelder

9:02:33 AM San Souci

9:02:48 AM Chair Prozanski

9:02:49 AM {Exhibit} 4: Ryan Carty, Co-Chair, Legislative Subcommittee, Family Law Section, Oregon State Bar

**9:03:06 AM HB 3162A - Work Session**

9:03:08 AM MOTION: Vice-Chair Kruse moves HB 3162A Do Pass

9:03:11 AM Chair Prozanski

9:03:20 AM Sen. Bonamici

9:03:37 AM Chair Prozanski

9:03:44 AM VOTE: 5-0-0

9:03:47 AM AYES: Bonamici, Dingfelder, Whitsett, Kruse, Prozanski

9:03:49 AM CARRIER: VICE-CHAIR KRUSE will lead discussion on the floor

**9:04:00 AM HB 2463A - Public Hearing**

9:04:06 AM Bill Taylor, Committee Counsel

9:04:45 AM Chair Prozanski

9:05:17 AM {Exhibit} 5: Brant Wolf, Executive Vice President, Oregon Telecommunications Association

9:06:30 AM Chair Prozanski

9:06:33 AM Jenifer Niegel, Attorney, Duncan, Tiger & Niegel

9:07:00 AM Chair Prozanski

9:07:02 AM Vice-Chair Kruse

9:07:20 AM Wolf

9:08:02 AM Niegel

9:08:10 AM Chair Prozanski

9:08:12 AM Sen. Dingfelder

9:08:46 AM Wolf

9:09:04 AM Sen. Dingfelder

9:09:32 AM Niegel

9:09:44 AM Sen. Dingfelder

9:09:44 AM Chair Prozanski

9:09:46 AM Taylor

9:10:42 AM Chair Prozanski

9:10:44 AM Sen. Bonamici

9:10:54 AM Niegel

9:11:10 AM Chair Prozanski

9:11:30 AM Niegel  
9:11:35 AM Chair Prozanski  
9:12:08 AM Sen. Bonamici  
9:12:08 AM Sen. Dingfelder  
9:12:10 AM Chair Prozanski  
9:12:14 AM Sen. Whitsett  
9:12:37 AM Niegel  
9:12:39 AM Wolf  
9:12:55 AM Chair Prozanski

9:13:09 AM **HB 2463A - Work Session**

9:13:11 AM MOTION: Vice-Chair Kruse moves HB 2463A Do Pass  
9:13:16 AM Chair Prozanski  
9:13:24 AM Sen. Bonamici  
9:13:39 AM Chair Prozanski  
9:13:40 AM Vice-Chair Kruse  
9:13:45 AM Chair Prozanski  
9:13:49 AM VOTE: 5-0-0  
9:13:50 AM AYES: Bonamici, Dingfelder, Whitsett, Kruse, Prozanski  
9:13:52 AM CARRIER: SEN. DINGFELDER will lead discussion on the floor  
9:14:05 AM Sen. Dingfelder  
9:14:10 AM Chair Prozanski  
9:14:12 AM Sen. Dingfelder  
9:14:15 AM Chair Prozanski

9:14:25 AM **HB 2685 - Public Hearing**

9:14:27 AM Bill Taylor, Committee Counsel  
9:14:53 AM Chair Prozanski  
9:14:56 AM {Exhibit} 6: Russell Lipetzky, Attorney, Family Law Section, Oregon State Bar  
9:15:30 AM Chair Prozanski  
9:15:31 AM The following written testimony was submitted for the record without public testimony:  
9:15:32 AM {Exhibit} 7: Oregon State Bar

9:15:46 AM **HB 2685 - Work Session**

9:15:48 AM MOTION: Vice-Chair Kruse moves HB 2685 Do Pass  
9:15:58 AM Chair Prozanski  
9:15:59 AM Sen. Dingfelder  
9:16:18 AM Chair Prozanski  
9:16:23 AM Sen. Dingfelder  
9:16:26 AM Chair Prozanski  
9:16:35 AM Russell Lipetzky, Attorney, Family Law Section, Oregon State Bar  
9:16:36 AM Chair Prozanski  
9:16:46 AM Lipetzky  
9:16:51 AM VOTE: 5-0-0

9:16:52 AM AYES: Bonamici, Dingfelder, Whitsett, Kruse, Prozanski  
9:16:54 AM CARRIER: SEN. BONAMICI will lead discussion on the floor  
9:16:58 AM Sen. Bonamici  
9:17:00 AM Chair Prozanski

9:17:03 AM **HB 2686 - Public Hearing**  
9:17:06 AM Bill Taylor, Committee Counsel  
9:17:33 AM Chair Prozanski  
9:17:36 AM {Exhibit} 8: Russell Lipetzky, Attorney, Family Law Section, Oregon State Bar  
9:21:08 AM Chair Prozanski  
9:21:24 AM Lipetzky  
9:21:25 AM Chair Prozanski  
9:21:26 AM The following written testimony was submitted for the record without public testimony:  
9:21:31 AM {Exhibit} 9: Oregon State Bar

9:21:34 AM **HB 2686 - Work Session**  
9:21:38 AM MOTION: Vice-Chair Kruse moves HB 2686 Do Pass  
9:21:42 AM Chair Prozanski  
9:21:50 AM VOTE: 5-0-0  
9:21:52 AM AYES: Bonamici, Dingfelder, Whitsett, Kruse, Prozanski  
9:21:54 AM CARRIER: CHAIR PROZANSKI will lead discussion on the floor

9:22:01 AM **HB 2687A - Public Hearing**  
9:22:03 AM {Exhibit} 10: Bill Taylor, Committee Counsel  
9:22:52 AM {Exhibit} 11: Russell Lipetzky, Attorney, Family Law Section, Oregon State Bar  
9:25:27 AM Chair Prozanski

9:25:42 AM **HB 2687A – Work Session**  
9:25:44 AM MOTION: Vice-Chair Kruse moves -A3 amendment Be Adopted  
9:25:49 AM Chair Prozanski  
9:26:12 AM VOTE: 5-0-0  
9:26:12 AM AYES: Bonamici, Dingfelder, Whitsett, Kruse, Prozanski  
9:26:15 AM Chair Prozanski  
9:26:20 AM Sen. Dingfelder  
9:26:22 AM Chair Prozanski  
9:26:23 AM The following written testimony was submitted for the record without public testimony:  
9:26:25 AM {Exhibit} 12: Oregon State Bar

9:26:39 AM **HB 2687A - Work Session**  
9:26:43 AM MOTION: Vice-Chair Kruse moves HB 2687A Do Pass as Amended  
9:26:53 AM Chair Prozanski  
9:27:07 AM VOTE: 5-0-0

9:27:09 AM AYES: Bonamici, Dingfelder, Whitsett, Kruse, Prozanski

9:27:11 AM CARRIER: VICE-CHAIR KRUSE will lead discussion on the floor

9:27:24 AM Chair Prozanski

9:27:26 AM **HB 2689 - Public Hearing**

9:27:27 AM Bill Taylor, Committee Counsel

9:27:49 AM Chair Prozanski

9:28:02 AM {Exhibit} 13: Wendy Johnson, Deputy Director, Oregon Law Commission

9:30:00 AM Chair Prozanski

9:30:16 AM **HB 2689 - Work Session**

9:30:17 AM MOTION: Vice-Chair Kruse moves HB 2689 Do Pass

9:30:22 AM Chair Prozanski

9:30:25 AM VOTE: 5-0-0

9:30:28 AM AYES: Bonamici, Dingfelder, Whitsett, Kruse, Prozanski

9:30:29 AM CARRIER: SEN. WHITSETT will lead discussion on the floor

9:30:42 AM **HB 2707 - Public Hearing**

9:30:43 AM Bill Taylor, Committee Counsel

9:31:08 AM Chair Prozanski

9:31:18 AM {Exhibit} 14: Shannon Wight, Associate Director, Partnership for Safety and Justice

9:34:39 AM Chair Prozanski

9:34:47 AM Karen Nibler, Social Policy Coordinator, League of Women Voters

9:35:19 AM Chair Prozanski

9:35:23 AM Nibler

9:37:25 AM Chair Prozanski

9:37:31 AM {Exhibit} 15: Jasmine Bissonette, Student, Portland Community College

9:39:28 AM Chair Prozanski

9:39:43 AM The following written testimony was submitted for the record without public testimony:

9:39:43 AM {Exhibit} 16: Mark McKechnie, Executive Director, Youth, Rights & Justice

9:39:44 AM {Exhibit} 17: Maura C. Roche, Government Relations, National Association of Social Workers, Oregon Chapter

9:39:52 AM **HB 2707 - Work Session**

9:39:56 AM MOTION: Vice-Chair Kruse moves HB 2707 Do Pass

9:39:59 AM Chair Prozanski

9:40:03 AM Sen. Whitsett

9:40:21 AM Chair Prozanski

9:40:40 AM Shannon Wight, Associate Director, Partnership for Safety and Justice

9:41:01 AM Chair Prozanski

9:41:06 AM Bill Taylor, Committee Counsel

9:41:17 AM Chair Prozanski

9:41:20 AM VOTE: 5-0-0

9:41:22 AM AYES: Bonamici, Dingfelder, Whitsett, Kruse, Prozanski

**9:41:23 AM** CARRIER: CHAIR PROZANSKI will lead discussion on the floor  
**9:41:48 AM** Meeting Adjourned by Chair Prozanski

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### **Exhibit Summary**

**8:51:25 AM** {Exhibit} 1: HB 2312A, written testimony, Tracy Oman, 1 p  
**8:53:20 AM** {Exhibit} 2: HB 2312A, written testimony, Glen Gilbert, 1 p  
**8:59:06 AM** {Exhibit} 3: HB 3162A, written testimony, Mark B. San Souci, 3 pp  
**9:02:49 AM** {Exhibit} 4: HB 3162A, written testimony, Ryan Carty, 1 p  
**9:05:17 AM** {Exhibit} 5: HB 2463A, written testimony, Brant Wolf, 1 p  
**9:14:56 AM** {Exhibit} 6: HB 2685, written testimony, Russell Lipetzky, 1 p  
**9:15:32 AM** {Exhibit} 7: HB 2685, written testimony, Oregon State Bar, 1 p  
**9:17:36 AM** {Exhibit} 8: HB 2686, written testimony, Russell Lipetzky, 2 pp  
**9:21:31 AM** {Exhibit} 9: HB 2686, written testimony, Oregon State Bar, 1 p  
**9:22:03 AM** {Exhibit} 10: HB 2687A, -3 amendment, staff, 1 p  
**9:22:52 AM** {Exhibit} 11: HB 2687A, written testimony, Russell Lipetzky, 2 pp  
**9:26:25 AM** {Exhibit} 12: HB 2687A, written testimony, Oregon State Bar, 2 pp  
**9:28:02 AM** {Exhibit} 13: HB 2689, written testimony, Wendy Johnson, 2 pp  
**9:31:18 AM** {Exhibit} 14: HB 2707, written testimony, Shannon Wight, 2pp  
**9:37:31 AM** {Exhibit} 15: HB 2707, written testimony, Jasmine Bissonette, 2 pp  
**9:39:43 AM** {Exhibit} 16: HB 2707, written testimony, Mark McKechnie, 1 p  
**9:39:44 AM** {Exhibit} 17: HB 2707, written testimony, Maura C. Roche, 2 pp

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