

SENATE COMMITTEE ON JUDICIARY

March 15, 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 495 – Public Hearing
SB 497 – Public Hearing
SB 519 – Public Hearing
SB 607 – Public Hearing
SB 396 – Work Session
SB 409 – Work Session

8:48:10 AM Meeting Called to Order by Chair Prozanski

8:48:41 AM **SB 495 – Public Hearing**

8:48:47 AM Aaron Knott, Committee Counsel

8:49:28 AM Chair Prozanski

8:49:50 AM Sen. Bonamici

8:50:17 AM {Exhibit} 1: Bob Banks, attorney

8:58:39 AM {Exhibit} 2: Steven Berman, attorney

9:02:57 AM Chair Prozanski

9:02:59 AM Sen. Whitsett

9:03:21 AM Berman

9:03:56 AM Sen. Whitsett

9:04:10 AM Berman

9:04:16 AM Sen. Whitsett

9:04:23 AM Sen. Bonamici

9:04:37 AM Banks

9:06:06 AM Chair Prozanski

9:06:17 AM **SB 497 – Public Hearing**

9:06:24 AM Aaron Knott, Committee Counsel

9:06:57 AM {Exhibit} 3: Steven Berman, attorney

9:09:08 AM Keith Dubanevich, Chief of Staff and Special Counsel, Oregon

Department of Justice

9:10:47 AM Chair Prozanski
9:10:56 AM Vice-Chair Kruse
9:11:44 AM Dubanevich
9:12:01 AM Sen. Whitsett
9:12:19 AM Dubanevich
9:12:50 AM Chair Prozanski
9:13:05 AM Sen. Bonamici
9:13:40 AM Chair Prozanski
9:13:43 AM Vice-Chair Kruse
9:14:10 AM Chair Prozanski

9:14:24 AM **SB 519 – Public Hearing**

9:14:27 AM Aaron Knott, Committee Counsel
9:15:17 AM Chair Prozanski
9:15:24 AM Sen. Dingfelder
9:15:35 AM Chair Prozanski
9:15:48 AM {Exhibit} 4: Lesley Durmann, Legislative Aide, Sen. Dingfelder
9:17:56 AM {Exhibit} 5: Jesse Beason, Executive Director, Proud Ground
9:20:52 AM {Exhibit} 6: Allison McIntosh, Policy Manager, Neighborhood Partnerships
9:23:12 AM Sen. Whitsett
9:23:22 AM Beason
9:24:38 AM Sen. Whitsett
9:24:46 AM Beason
9:25:48 AM Sen. Whitsett
9:26:10 AM Beason
9:26:39 AM Vice-Chair Kruse
9:27:05 AM Beason
9:27:36 AM Vice-Chair Kruse
9:27:44 AM Beason
9:27:48 AM Chair Prozanski
9:28:26 AM Kevin Christiansen, Government Affairs Director, Oregon Bankers Association
9:29:55 AM The following testimony was submitted for the record without public testimony:
9:29:56 AM {Exhibit} 7: Sybil Hebb, Oregon Law Center
9:29:58 AM {Exhibit} 8: Cathey Briggs, Executive Director, Oregon Opportunity Network
9:30:05 AM Chair Prozanski

9:30:15 AM **SB 607 – Public Hearing**

9:30:17 AM Aaron Knott, Committee Counsel
9:30:52 AM Chair Prozanski
9:31:30 AM {Exhibit} 9: Deb Schallert, resident, Portland, Oregon
9:33:22 AM {Exhibit} 10: Mary Ellen Holly, President and CEO, Keep Oregon Green Association

9:35:25 AM {Exhibit} 11: Sara Fritsch, Portland, Oregon
9:37:08 AM Chair Prozanski
9:37:16 AM Sen. Whitsett
9:37:32 AM Chair Prozanski
9:37:58 AM Knott
9:38:02 AM Sen. Whitsett
9:38:25 AM Knott
9:38:54 AM Chair Prozanski
9:39:08 AM Knott
9:39:24 AM Vice-Chair Kruse
9:39:44 AM Chair Prozanski
9:39:55 AM Vice-Chair Kruse
9:40:23 AM Chair Prozanski
9:41:02 AM Vice-Chair Kruse
9:41:14 AM Chair Prozanski
9:41:42 AM Knott
9:42:03 AM Sen. Whitsett
9:42:12 AM Knott
9:42:22 AM Chair Prozanski
9:42:48 AM The following written testimony was submitted for the record without public testimony:
9:42:49 AM {Exhibit} 12: Gus Gates, Oregon Policy Manager, Surfrider Foundation
9:42:50 AM {Exhibit} 13: Rachael Pecore, Sustaining Oregon's Legacy by Volunteering (SOLV) Program Coordinator
9:42:51 AM {Exhibit} 14: Joe Whitworth, President, The Freshwater Trust
9:42:52 AM {Exhibit} 15: Jim Sellers, resident, Salem, Oregon
9:42:53 AM {Exhibit} 16: Jan Valentine, Member, Pearl District Neighborhood Association Board of Directors
9:42:54 AM {Exhibit} 17: Alison Wallisch, Community Support Coordinator and Neighborhood Clean Up Coordinator, Neighbors West-Northwest
9:43:35 AM Chair Prozanski
9:44:05 AM Vice-Chair Kruse
9:44:14 AM Chair Prozanski
9:44:29 AM Thomas Prihoda, Gilkey French-American International School
9:44:55 AM Chair Prozanski
9:44:59 AM Prihoda
9:45:41 AM Teddy Perednia, Gilkey French-American International School
9:45:52 AM Arjun Mouli, Gilkey French-American International School
9:46:15 AM Sen. Bonamici
9:46:28 AM Kieren McIngue, Gilkey French-American International School
9:46:48 AM Chair Prozanski
9:47:06 AM Sen. Bonamici
9:47:25 AM Chair Prozanski

9:47:33 AM **SB 396 – Work Session**
9:47:38 AM {Exhibits} 18 and 19: Aaron Knott, Committee Counsel

9:49:14 AM Sen. Bonamici
9:49:21 AM Knott
9:49:28 AM Chair Prozanski
9:49:48 AM Vice-Chair Kruse moves the -1 amendment Be Adopted
9:49:50 AM Chair Prozanski
9:49:52 AM VOTE: 5-0-0
9:49:53 AM AYES: Bonamici, Dingfelder, Whitsett, Kruse, Prozanski
9:49:56 AM MOTION: Vice-Chair Kruse moves the -2 amendment Be Adopted
9:49:59 AM VOTE: 5-0-0
9:50:01 AM AYES: Bonamici, Dingfelder, Whitsett, Kruse, Prozanski
9:50:04 AM Chair Prozanski
9:50:06 AM MOTION: Vice-Chair Kruse moves SB 396 Do Pass as Amended
9:50:07 AM VOTE: 5-0-0
9:50:08 AM AYES: Bonamici, Dingfelder, Whitsett, Kruse, Prozanski
9:50:14 AM Chair Prozanski
9:50:25 AM CARRIER: SEN. DINGFELDER will lead discussion on the floor
9:50:32 AM Chair Prozanski

9:50:34 AM **SB 409 – Work Session**

9:50:40 AM Aaron Knott, Committee Counsel
9:51:41 AM Chair Prozanski
9:51:44 AM Vice-Chair Kruse
9:52:06 AM Chair Prozanski
9:52:33 AM Sen. Bonamici
9:52:51 AM Knott
9:53:39 AM Sen. Whitsett
9:54:01 AM Vice-Chair Kruse
9:54:25 AM MOTION: Vice-Chair Kruse moves SB 409 Do Pass
9:54:30 AM Chair Prozanski
9:54:33 AM Sen. Bonamici
9:54:42 AM Chair Prozanski
9:54:45 AM VOTE: 5-0-0
9:54:46 AM AYES: Bonamici, Dingfelder, Whitsett, Kruse, Prozanski
9:54:48 AM CARRIER: SEN. PROZANSKI will lead discussion on the floor
9:55:35 AM Meeting Adjourned by Chair Prozanski

8:50:17 AM {Exhibit} 1: SB 495, written testimony, Bob Banks, 3 pp
8:58:39 AM {Exhibit} 2: SB 495, written testimony, Steven Berman, 3 pp
9:06:57 AM {Exhibit} 3: SB 497, written testimony, Steven Berman, 3 pp
9:15:48 AM {Exhibit} 4: SB 519, -2 amendment, Lesley Durmann, 4 pp
9:17:56 AM {Exhibit} 5: SB 519, written testimony, Jesse Beason, 6 pp
9:20:52 AM {Exhibit} 6: SB 519, written testimony, Allison McIntosh, 1 p
9:29:56 AM {Exhibit} 7: SB 519, written testimony, Sybil Hebb, 1 p
9:29:58 AM {Exhibit} 8: SB 519, written testimony, Cathey Briggs, 1 p

9:31:30 AM {Exhibit} 9: SB 607, written testimony, Deb Schallert, 2 pp
9:33:22 AM {Exhibit} 10: SB 607, written testimony, Mary Ellen Holly, 1 p
9:35:25 AM {Exhibit} 11: SB 607, written testimony, Sara Fritsch, 1 p
9:42:49 AM {Exhibit} 12: SB 607, written testimony, Gus Gates, 1 p
9:42:50 AM {Exhibit} 13: SB 607, written testimony, Rachael Pecore, 2 pp
9:42:51 AM {Exhibit} 14: SB 607, written testimony, Joe Whitworth, 1 p
9:42:52 AM {Exhibit} 15: SB 607, written testimony, Jim Sellers, 1 p
9:42:53 AM {Exhibit} 16: SB 607, written testimony, Jan Valentine, 1 p
9:42:54 AM {Exhibit} 17: SB 607, written testimony, Alison Wallisch, 1 p
9:47:38 AM {Exhibit} 18: SB 396, -1 amendment, staff, 2 pp
9:47:39 AM {Exhibit} 19: SB 396, -2 amendment, staff, 1 p
