

HOUSE COMMITTEE ON JUDICIARY

April 15, 2013
1:00 PM

Hearing Room 343

MEMBERS PRESENT: Rep. Jeff Barker, Chair
Rep. Chris Garrett, Vice-Chair
Rep. Wayne Krieger, Vice-Chair
Rep. Brent Barton
Rep. Kevin Cameron
Rep. Wally Hicks
Rep. Andy Olson
Rep. Carolyn Tomei
Rep. Jennifer Williamson

STAFF PRESENT: Michael Schmidt, Committee Counsel
Samantha Briggs, Committee Assistant

MEASURES/ISSUES HEARD: HB 2384 – Public Hearing
HB 3434 – Public Hearing
HB 3422 – Work Session
HB 2019 – Work Session
HB 2204 – Work Session
HB 2661 – Public Hearing and Work Session
HB 2314 – Work Session
HB 2334 – Work Session
HB 2595 – Work Session
HB 3327 – Work Session
HB 2594 – Work Session
HB 2957 – Public Hearing

Recording Log

1:05:50 PM Meeting Called to Order by Chair Barker

1:05:59 PM **HB 2384 - Public Hearing**

1:06:07 PM Chair Barker

1:06:20 PM {Exhibit} 1-2: Michael Schmidt, Committee Counsel

1:06:44 PM Chair Barker

1:06:54 PM Rep. Phil Barnhart, House District 11

1:07:10 PM {Exhibit} 3: Schmidt

1:07:15 PM Rep. Barnhart

1:07:58 PM Rep. Kim Thatcher, House District 25

1:09:31 PM Chair Barker

1:09:40 PM Daina Vitolins, Oregon District Attorneys Association

1:11:09 PM Vice-Chair Garrett

1:11:22 PM Vitolins

1:12:24 PM Vice-Chair Garrett

1:12:31 PM Vitolins
1:12:42 PM Rep. Barnhart
1:13:25 PM Chair Barker
1:13:45 PM Jim Gardner, Hertz
1:15:39 PM Chair Barker
1:15:56 PM Gardner
1:16:18 PM Vice-Chair Krieger
1:16:35 PM Gardner
1:16:41 PM Chair Barker
1:16:44 PM {Exhibit} 4: witness registration
1:16:48 PM The following written testimony is submitted for the record without public testimony:
1:16:55 PM {Exhibit} 5: Darrell Fuller, Oregon State Sheriffs' Association

1:17:06 PM **HB 3434 - Public Hearing**
1:17:21 PM Rep. Sal Esquivel, House District 6
1:18:37 PM Chair Barker

1:19:16 PM **HB 3422 - Work Session**
1:19:57 PM Chris Gibson, Vice-President, Oregon Narcotics Enforcement Association
1:22:57 PM Chair Barker
1:23:32 PM MOTION: VICE-CHAIR KRIEGER MOVES HB 3422 DO PASS AND BE REFERRED TO WAYS AND MEANS
1:23:42 PM Rep. Barton
1:24:20 PM Chair Barker
1:24:23 PM Rep. Tomei
1:24:31 PM Chair Barker
1:24:37 PM VOTE: 9-0-0
1:24:39 PM AYES: BARTON, CAMERON, HICKS, OLSON, TOMEI, WILLIAMSON, GARRETT, KRIEGER, BARKER
1:24:50 PM Rep. Williamson
1:25:10 PM Michael Schmidt, Committee Counsel

1:25:50 PM **HB 2019 - Work Session**
1:25:54 PM Michael Schmidt, Committee Counsel
1:27:14 PM Chair Barker

1:27:47 PM **HB 2204 - Work Session**
1:27:58 PM {Exhibit} 6: Michael Schmidt, Committee Counsel
1:28:38 PM Rep. Tomei
1:28:39 PM Chair Barker

1:28:57 PM **HB 2661 - Public Hearing**
1:29:10 PM Michael Schmidt, Committee Counsel
1:29:25 PM {Exhibit} 7: Rep. Lew Frederick, House District 43
1:31:02 PM Chair Barker

- 1:31:12 PM Rep. Frederick
1:31:42 PM Chair Barker
- 1:32:04 PM **HB 2661 - Work Session**
1:32:07 PM MOTION: VICE-CHAIR KRIEGER MOVES TO ADOPT THE -1
AMENDMENTS
1:32:16 PM VOTE: 9-0-0
1:32:17 PM AYES: BARTON, CAMERON, HICKS, OLSON, TOMEI, WILLIAMSON,
GARRETT, KRIEGER, BARKER
1:32:22 PM MOTION: VICE-CHAIR KRIEGER MOVES HB 2661 DO PASS AS
AMENDED AND BE REFERRED TO WAYS AND MEANS
1:32:35 PM VOTE: 9-0-0
1:32:36 PM AYES: BARTON, CAMERON, HICKS, OLSON, TOMEI, WILLIAMSON,
GARRETT, KRIEGER, BARKER
- 1:32:48 PM **HB 2314 - Work Session**
1:32:50 PM {Exhibit} 8-9: Michael Schmidt, Committee Counsel
1:33:53 PM Rep. Olson
1:33:58 PM Schmidt
1:34:03 PM Vice-Chair Garrett
1:34:07 PM Rep. Olson
1:34:18 PM Chair Barker
1:34:26 PM MOTION: VICE-CHAIR KRIEGER MOVES TO ADOPT THE -1
AMENDMENTS
1:34:34 PM VOTE: 9-0-0
1:34:35 PM AYES: BARTON, CAMERON, HICKS, OLSON, TOMEI, WILLIAMSON,
GARRETT, KRIEGER, BARKER
1:34:39 PM MOTION: VICE-CHAIR KRIEGER MOVES TO ADOPT THE -3
AMENDMENTS
1:34:46 PM VOTE: 9-0-0
1:34:47 PM AYES: BARTON, CAMERON, HICKS, OLSON, TOMEI, WILLIAMSON,
GARRETT, KRIEGER, BARKER
1:34:59 PM MOTION: VICE-CHAIR KRIEGER MOVES HB 2314 DO PASS AS
AMENDED AND BE REFERRED TO WAYS AND MEANS
1:35:11 PM Chair Barker
1:35:26 PM VOTE: 9-0-0
1:35:27 PM AYES: BARTON, CAMERON, HICKS, OLSON, TOMEI, WILLIAMSON,
GARRETT, KRIEGER, BARKER
- 1:35:29 PM **HB 2334 - Work Session**
1:35:36 PM {Exhibit} 10-11: Michael Schmidt, Committee Counsel
1:36:53 PM Chair Barker
1:36:56 PM Rep. Tomei
1:38:13 PM Chair Barker
1:38:22 PM MOTION: VICE-CHAIR KRIEGER MOVES TO ADOPT THE -2
AMENDMENTS

1:38:33 PM Rep. Williamson
1:38:36 PM Chair Barker
1:39:05 PM VOTE: 9-0-0
1:39:06 PM AYES: BARTON, CAMERON, HICKS, OLSON, TOMEI, WILLIAMSON,
GARRETT, KRIEGER, BARKER
1:39:22 PM MOTION: VICE-CHAIR KRIEGER MOVES HB 2334 DO PASS AS
AMENDED
1:39:30 PM Vice-Chair Garrett
1:39:47 PM Rep. Tomei
1:40:03 PM Chair Barker
1:40:06 PM VOTE: 9-0-0
1:40:07 PM AYES: BARTON, CAMERON, HICKS, OLSON, TOMEI, WILLIAMSON,
GARRETT, KRIEGER, BARKER
1:40:10 PM CARRIER: REP. TOMEI WILL LEAD DISCUSSION ON THE FLOOR
1:40:20 PM Chair Barker

1:40:58 PM **HB 2595 - Work Session**
1:41:06 PM Chair Barker

1:41:39 PM **HB 3327 - Work Session**
1:41:51 PM {Exhibit} 12: Michael Schmidt, Committee Counsel
1:42:38 PM Chair Barker
1:42:44 PM Will Lathrup, Oregon District Attorneys Association
1:45:12 PM Chair Barker
1:45:17 PM Lathrup
1:45:28 PM Chair Barker
1:45:31 PM Lathrup
1:45:33 PM Chair Barker
1:45:44 PM Rep. Williamson
1:45:54 PM Lathrup
1:46:28 PM Rep. Williamson
1:46:48 PM Chair Barker

1:47:45 PM **HB 2594 - Work Session**
1:48:03 PM {Exhibit} 13: Michael Schmidt, Committee Counsel
1:49:29 PM Chair Barker
1:49:32 PM Schmidt
1:50:17 PM Chair Barker
1:50:32 PM MOTION: VICE-CHAIR KRIEGER MOVES TO ADOPT THE -2
AMENDMENTS
1:50:44 PM VOTE: 9-0-0
1:50:45 PM AYES: BARTON, CAMERON, HICKS, OLSON, TOMEI, WILLIAMSON,
GARRETT, KRIEGER, BARKER

1:51:28 PM **HB 2957 - Public Hearing**
1:51:31 PM {Exhibit} 14: Michael Schmidt, Committee Counsel

1:52:00 PM Becky Straus, American Civil Liberties Union
1:53:14 PM Aaron Jeffers, Oregon Criminal Defense Lawyers Association
1:54:40 PM Chair Barker
1:55:32 PM Rep. Barton
1:56:37 PM Chair Barker
1:56:55 PM Jeffers
1:58:01 PM Gail Meyer, Oregon Criminal Defense Lawyers Association
1:58:52 PM Rep. Williamson
1:59:27 PM Rep. Hicks
1:59:56 PM Scott Healy, District Attorney, Clackamas County
2:00:14 PM Chair Barker
2:00:22 PM Healy
2:00:39 PM Meyer
2:00:45 PM Healy
2:01:48 PM Rep. Hicks
2:01:52 PM Meyer
2:02:23 PM Healy
2:02:59 PM Rep. Hicks
2:03:20 PM Healy
2:03:36 PM Rep. Hicks
2:04:07 PM Healy
2:04:13 PM Meyer
2:04:17 PM Rep. Hicks
2:04:24 PM Meyer
2:04:34 PM Rep. Hicks
2:04:40 PM Schmidt
2:04:59 PM Meyer
2:05:29 PM Schmidt
2:06:15 PM Healy
2:08:26 PM Chair Barker
2:08:28 PM Rep. Cameron
2:09:22 PM Jeffers
2:10:16 PM Meyer
2:10:34 PM Chair Barker
2:10:35 PM Schmidt
2:10:43 PM Meyer
2:10:56 PM Rep. Hicks
2:11:06 PM Schmidt
2:11:17 PM Rep. Hicks
2:11:29 PM Healy
2:11:39 PM Chair Barker
2:11:40 PM {Exhibit} 15: witness registration
2:12:05 PM Meeting Adjourned by Chair Barker

Exhibit Summary

- 1:06:20 PM** {Exhibit} 1: HB 2384, -5 amendments, staff, 12 pp
- 1:06:20 PM** {Exhibit} 2: HB 2384, -6 amendments, staff, 8 pp
- 1:07:10 PM** {Exhibit} 3: HB 2384, -4 amendments, staff, 1 p
- 1:16:44 PM** {Exhibit} 4: HB 2384, witness registration, staff, 1 p
- 1:16:55 PM** {Exhibit} 5: HB 2384, written testimony, Darrell Fuller, 1 p
- 1:27:58 PM** {Exhibit} 6: HB 2204, -1 amendments, staff, 9 pp
- 1:29:25 PM** {Exhibit} 7: HB 2661, -1 amendments, Rep. Lew Frederick, 2 pp
- 1:32:50 PM** {Exhibit} 8: HB 2314, -1 amendments, staff, 1 p
- 1:32:50 PM** {Exhibit} 9: HB 2314, -3 amendments, staff, 1 p
- 1:35:36 PM** {Exhibit} 10: HB 2334, -2 amendments, staff, 2 pp
- 1:35:36 PM** {Exhibit} 11: HB 2334, -3 amendments, staff, 1 p
- 1:41:51 PM** {Exhibit} 12: HB 3327, -2 amendments, staff, 2 pp
- 1:48:03 PM** {Exhibit} 13: HB 2594, -2 amendments, staff, 15 pp
- 1:51:31 PM** {Exhibit} 14: HB 2957, -1 amendments, staff, 1 p
- 2:11:40 PM** {Exhibit} 15: HB 2957, witness registration, staff, 1 p