

HOUSE COMMITTEE ON JUDICIARY

March 13, 2019
01:00 PM

Hearing Room E

MEMBERS PRESENT: Rep. Jennifer Williamson, Chair
Rep. Chris Gorsek, Vice-Chair
Rep. Sherrie Sprenger, Vice-Chair
Rep. Jeff Barker
Rep. Janelle Bynum
Rep. Mitch Greenlick
Rep. Rick Lewis
Rep. Mike McLane
Rep. Carla Piluso
Rep. Karin Power
Rep. Duane Stark

STAFF PRESENT: Channa Newell, Counsel
Addie Smith, Counsel
Gillian Fischer, Counsel
Michael Lantz, Counsel
Brian Lohsl, Judiciary Intern
Emily Baker, Committee Assistant
Kelsey McCauley, Committee Assistant

EXHIBITS: Exhibits from this meeting are available [here](#)

MEASURES/ISSUES: HB 2866 – Public Hearing
HB 2750 – Work Session
HB 2430 – Public Hearing
HB 2431 – Public Hearing
HB 2353 – Public Hearing
HB 2321 – Work Session
HB 2230 – Work Session
SB 186 A – Work Session
HB 2614 – Work Session
SB 355 A – Work Session
HB 3006 – Public Hearing
HB 3007 – Public Hearing
HB 3008 – Public Hearing

00:00:01 Meeting Called to Order
00:00:02 Chair Williamson

00:00:07 **HB 2866 - Public Hearing**

00:00:08 Chair Williamson

00:00:09 EXHIBIT 1: witness registration

00:00:10 The following is submitted for the record without public testimony:

EXHIBITS 2-14: Elizabeth Swarttouw, Government Affairs Associate, Strategies 360

EXHIBIT 15: Anthony K Smith, State Director, National Federation of Independent Business Oregon

EXHIBIT 16: Ashley Henry, Executive Director, Businesses for a Better Portland

EXHIBIT 17: Christina Fisher, Executive Director, TechNet

EXHIBIT 18: David Carroll, Associate Professor, Media Design, Parsons School of Design, The New School, New York

EXHIBIT 19: Ian Davidson, Board Member, Oregon Citizen's Utility Board

EXHIBIT 20: Kimi Boylan, Main Street Alliance

EXHIBIT 21: Lana Butterfield, Pacific Propane Gas Association

EXHIBIT 22: Paloma Sparks, General Counsel and Senior Director of Policy and Communication Strategy, Oregon Business Industry

EXHIBIT 23: Zack Reeves, Oregon Association of Broadcasters; State Affairs Associate, CFM Strategic Communications

00:00:35 **HB 2750 - Work Session**

00:00:36 Chair Williamson

00:00:47 Gillian Fischer, Counsel

00:01:24 MOTION: VICE-CHAIR SPRENGER MOVES HB 2750 DO PASS AND BE REFERRED TO JOINT COMMITTEE ON WAYS AND MEANS BY PRIOR REFERENCE

00:01:46 VOTE: 11-0-0 (see timestamp 01:25:20)

AYES: BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO, STARK, GORSEK, SPRENGER, WILLIAMSON

EXCUSED: BARKER, POWER

00:01:55 **HB 2430 and HB 2431 - Public Hearing**

00:01:56 Chair Williamson

00:02:10 Sen. Kim Thatcher, Senate District 13

00:05:09 EXHIBITS 24-25: Ginger McCall, Public Records Advocate, Oregon

00:12:53 Mary Beth Herkert, State Archivist, Oregon

00:15:13 EXHIBITS 26-27: Rebecca Gladstone, Voter Service, First Vice President, Advocate for Governance, Portfolio Coordinator, League of Women Voters of Oregon

00:20:13 Adam Crawford, Government Relations Director, Department of Administrative Services

00:22:08 Rep. Bynum

00:25:22 Rob Bovett, Legal Counsel, Association of Oregon Counties

- 00:25:38** Scott Winkels, Intergovernmental Relations Associate, League of Oregon Cities; member, Public Records Advisory Council
- 00:26:32** Mark Landauer, Government Affairs, Special Districts Association of Oregon
- 00:27:51** EXHIBITS 28-29: witness registrations
- 00:27:52** The following is submitted for the record without public testimony:
EXHIBITS 30-31: Gordon Friedman, reporter, The Oregonian
EXHIBITS 32-33: Les Zaitz, member, Public Service Advisory Council
EXHIBITS 34-35: Michael Kron, Special Counsel to the Attorney General, Oregon Department of Justice
EXHIBIT 36-37: Nick Budnick, board member, Oregon Territory Society of Professional Journalists (OTSPJ); Co-chair, OTSPJ Freedom of Information Committee
EXHIBITS 38-39: Shasta Kearns Moore, President, Open Oregon
EXHIBITS 40-41: Rep. Karin Power, House District 41
EXHIBIT 42: Laurie Hieb, Executive Director, Oregon Newspaper Publishers Association
- 00:27:56** **HB 2353 - Public Hearing**
- 00:27:58** Chair Williamson
- 00:28:00** EXHIBIT 43: Brian Lohsl, Judiciary Intern
- 00:28:39** Scott Winkels, Intergovernmental Relations Associate, League of Oregon Cities; member, Public Records Advisory Council
- 00:30:16** Rob Bovett, Legal Counsel, Association of Oregon Counties
- 00:31:57** Mark Landauer, Government Affairs, Special Districts Association of Oregon
- 00:35:44** EXHIBIT 44: Rep. Karin Power, House District 41
- 00:40:38** Rep. Lewis
- 00:41:32** Rep. Bynum
- 00:42:21** Rep. Greenlick
- 00:43:08** EXHIBIT 45: Nick Budnick, board member, Oregon Territory Society of Professional Journalists (OTSPJ); Co-chair, OTSPJ Freedom of Information Committee
- 00:52:17** John Schrag, Executive Editor, Pamplin Media Group; OTSPJ
- 01:00:25** Zakir Khan, Board Chair, Council on American-Islamic Relation Oregon; Executive Director, Transparency and Accountability Project; Communication Faculty, Linn-Benton Community College
- 01:04:57** Rep. McLane
- 01:11:10** EXHIBIT 46: Jeffrey Nitschke, Oregon District Attorneys Association; Clackamas County District Attorney's Office
- 01:17:31** EXHIBIT 47: Rebecca Gladstone, Voter Service, First Vice President, Advocate for Governance, Portfolio Coordinator, League of Women Voters of Oregon
- 01:20:00** EXHIBIT 48: witness registration
- 01:20:01** The following is submitted for the record without public testimony:
EXHIBIT 49: Benjamin Williams, Friends of French Prairie

EXHIBIT 50: Charlie Fisher, State Director, Oregon State Public Interest Research Group

EXHIBITS 51-52: Eric Squires, private investigator, Aloha

EXHIBIT 53: Gordon Friedman, reporter, The Oregonian

EXHIBIT 54: Laurie Hieb, Executive Director, Oregon Newspaper Publishers Association

EXHIBIT 55: Les Zaitz, publisher, Malheur Enterprise

EXHIBIT 56: Shasta Kearns Moore, President, Open Oregon

01:20:26 **HB 2321 - Work Session**

01:20:27 Chair Williamson

01:20:39 EXHIBIT 57: Brian Lohsl, Judiciary Intern

01:21:11 MOTION: VICE-CHAIR SPRENGER MOVES TO ADOPT THE -1 AMENDMENTS

01:21:28 VOTE: 10-0-1

AYES: BARKER, BYNUM, LEWIS, MCLANE, PILUSO, POWER, STARK, GORSEK, SPRENGER, WILLIAMSON

EXCUSED: GREENLICK

01:21:32 MOTION: VICE-CHAIR SPRENGER MOVES HB 2321 DO PASS AS AMENDED

01:21:46 VOTE: 11-0-0 (**see timestamp 01:26:02**)

AYES: BARKER, BYNUM, LEWIS, MCLANE, PILUSO, POWER, STARK, GORSEK, SPRENGER, WILLIAMSON

EXCUSED: GREENLICK

CARRIER: REP. GORSEK WILL LEAD DISCUSSION ON THE FLOOR

01:22:04 **HB 2230 - Work Session**

01:22:05 Chair Williamson

01:22:07 EXHIBIT 58: Addie Smith, Counsel

01:22:39 Rep. McLane

01:22:43 MOTION: VICE-CHAIR SPRENGER MOVES TO ADOPT THE -6 AMENDMENTS

01:23:21 VOTE: 10-0-1

AYES: BARKER, BYNUM, LEWIS, MCLANE, PILUSO, POWER, STARK, GORSEK, SPRENGER, WILLIAMSON

EXCUSED: GREENLICK

01:23:26 MOTION: VICE-CHAIR SPRENGER MOVES HB 2230 DO PASS AS AMENDED AND BE REFERRED TO THE JOINT COMMITTEE ON WAYS AND MEANS

01:24:43 VOTE: 11-0-0

AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO, POWER, STARK, GORSEK, SPRENGER, WILLIAMSON

01:25:19 **HB 2750 - Work Session**

- 01:25:20** MOTION: CHAIR WILLIAMSON MOVES THAT THE RULES BE SUSPENDED TO ALLOW REP. BARKER AND REP. POWER TO VOTE AYE ON HB 2750
- 01:25:25** VOTE: 11-0-0
AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO, POWER, STARK, GORSEK, SPRENGER, WILLIAMSON
- 01:26:00** **HB 2321 - Work Session**
- 01:26:01** Chair Williamson
- 01:26:02** MOTION: REP. STARK MOVES THAT THE RULES BE SUSPENDED TO ALLOW REP. GREENLICK TO VOTE AYE ON HB 2321
- 01:26:15** VOTE: 11-0-0
AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO, POWER, STARK, GORSEK, SPRENGER, WILLIAMSON
- 01:26:28** **SB 186 A - Work Session**
- 01:26:29** Chair Williamson
- 01:26:32** Channa Newell, Counsel
- 01:26:51** MOTION: VICE-CHAIR GORSEK MOVES SB 186 A DO PASS
- 01:27:09** VOTE: 11-0-0
AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO, POWER, STARK, GORSEK, SPRENGER, WILLIAMSON
CARRIER: REP. MCLANE WILL LEAD DISCUSSION ON THE FLOOR
- 01:27:28** **HB 2614 - Work Session**
- 01:27:29** Chair Williamson
- 01:27:38** Michael Lantz, Counsel
- 01:28:11** MOTION: VICE-CHAIR GORSEK MOVES HB 2614 DO PASS
- 01:28:26** Vice-Chair Sprenger
- 01:29:25** Rep. Barker
- 01:30:08** VOTE: 10-1-0
AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO, POWER, STARK, GORSEK, WILLIAMSON
NAY: SPRENGER
CARRIER: REP. BARKER WILL LEAD DISCUSSION ON THE FLOOR
- 01:30:19** **SB 355 A - Work Session**
- 01:30:20** Chair Williamson
- 01:30:23** Channa Newell, Counsel
- 01:30:43** MOTION: VICE-CHAIR SPRENGER MOVES SB 355 A DO PASS
- 01:30:53** VOTE: 11-0-0
AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO, POWER, STARK, GORSEK, SPRENGER, WILLIAMSON
CARRIER: REP. WILLIAMSON WILL LEAD DISCUSSION ON THE FLOOR

01:31:11 **HB 3006, HB 3007, and HB 3008 - Public Hearing**
01:31:12 Chair Williamson
01:31:31 EXHIBITS 59-61: Sandy Weintraub, Director, Oregon Law Commission
01:32:25 EXHIBITS 62-64: Susan Gary, Professor, University of Oregon School of
Law; Oregon Law Commissioner; Reporter, Probate Modernization Work
Group
01:38:10 EXHIBITS 65-67: witness registrations
01:38:11 The following is submitted for the record without public testimony:
EXHIBITS 68-70: Aaron Knott, Legislative Director, Oregon Department of
Justice
01:38:16 Meeting Adjourned