

## HOUSE COMMITTEE ON JUDICIARY

April 4, 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  
Gillian Fischer, Counsel  
Michael Lantz, Counsel  
Brian Lohsl, Judiciary Intern  
Mike Reiley, Sr. Committee Assistant  
Emily Baker, Committee Assistant

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

**MEASURES/ISSUES:** HB 3224 – Public Hearing  
HB 3399 – Public Hearing  
HB 2505 – Work Session  
HB 3299 – Work Session  
HB 3329 – Work Session  
HB 2615 – Work Session  
HB 3419 – Work Session  
HB 2882 – Work Session  
HJR 10 – Work Session  
HB 2096 – Work Session  
HB 2244 – Work Session  
HB 2459 – Work Session  
HB 2480 – Work Session  
HB 2842 – Work Session  
HB 2932 – Work Session  
HB 3005 – Work Session  
HB 3117 – Work Session

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

**00:00:15**      **HB 3224 - Public Hearing**  
**00:00:16**      Rep. Jennifer Williamson, House District 36  
**00:00:22**      Gillian Fischer, Counsel  
**00:03:26**      EXHIBIT 1: Rep. Carla Piluso, House District 50  
**00:06:27**      Rep. McLane  
**00:07:05**      EXHIBITS 2-3: Kimberly McCullough, Policy Director, American Civil Liberties Union of Oregon  
**00:14:34**      Edward Kroll, former prosecutor; Portland Criminal Defense Attorney, Kroll and Johnson, P.C.  
**00:20:08**      EXHIBIT 4: Sarah Radcliffe, Managing Attorney, Disability Rights Oregon  
**00:25:09**      Tim Cowa, affiliation unknown  
**00:27:50**      Paige Clarkson, District Attorney, Marion County  
**00:33:54**      Rep. Bynum  
**00:36:41**      EXHIBIT 5: Barbara Ross, resident, Portland  
**00:40:06**      Charles Pierson, Public Defender, Portland  
**00:42:29**      EXHIBIT 6: witness registration  
**00:42:30**      The following is submitted for the record without public testimony:  
EXHIBIT 7: Amy jo Butler, resident, Portland  
EXHIBIT 8: Carol Scherer, resident, Eugene  
EXHIBIT 9: Dave Riley, resident, Portland  
EXHIBIT 10: Donovan Mack, resident, Eugene  
EXHIBIT 11: Jack Gray, resident, Noti  
EXHIBIT 12: James Ofsink, resident  
EXHIBIT 13: John Gear, resident, Salem  
EXHIBIT 14: Julie Walcer, resident  
EXHIBIT 15: Mary Sofia, Legislative Director, Oregon Criminal Defense Lawyers Association  
EXHIBIT 16: Members of Justice Advocates  
EXHIBIT 17: Oriana Magnera and Madeline Carroll, Black Lives Matter action group, Showing Up for Racial Justice  
EXHIBIT 18: Rose Wilde, Co-Convener, Common Sense Justice for Lane County Committee; Springfield-Eugene Showing Up for Racial Justice  
EXHIBIT 19: Samantha Gladu, Executive Director, The Bus Project  
EXHIBIT 20: Stephen Dear, resident, Elmira  
EXHIBIT 21: Tricia Hedin, resident, Eugene  
EXHIBIT 22: Virginia Canavan, resident, Springfield

**00:42:33**      **HB 3399 - Public Hearing**  
**00:42:34**      Chair Williamson  
**00:42:52**      Brian Lohsl, Judiciary Intern  
**00:43:49**      EXHIBIT 23: Emily Matasar, Government Accountability Attorney, Office of Governor Kate Brown  
**00:46:09**      EXHIBIT 24: Micha Isaak, General Counsel, Office of Governor Kate Brown

**00:51:13** EXHIBIT 25: Les Zaits, Editor and Publisher, Malheur Enterprise (via telephone)

**00:53:03** Jeff Nitschke, Oregon District Attorney Association

**01:00:20** Rep. McLane

**01:04:23** Rob Bovette, Legal Counsel, Association of Oregon Counties

**01:06:43** EXHIBIT 26: Nick Budnick, Board Member, Oregon Territory Society of Professional Journalists (OTSPJ). Co-chair, Freedom of Information Committee, OTSPJ

**01:13:16** EXHIBIT 27: witness registration

**01:13:45** **HB 2505, 3299, and 3329- Work Session**

**01:13:46** Chair Williamson

**01:14:20** Channa Newell, Counsel

**01:14:40** MOTION: VICE-CHAIR GORSEK MOVES HB 2505, HB 3299, and HB 3329 WITHOUT RECOMMENDATION AND BE REFERRED TO THE JOINT COMMITTEE ON RULES

**01:15:06** Rep. McLane

**01:15:59** Rep. Barker

**01:16:33** VOTE: 7-4-0  
AYES: BARKER, BYNUM, GREENLICK, PILUSO, POWER, GORSEK, WILLIAMSON  
NAYS: LEWIS, MCLANE, STARK, SPRENGER

**01:16:43** **HB 2615, HB 3419, HB 2882, HJR 10 - Work Session**

**01:16:44** Chair Williamson

**01:17:14** MOTION: VICE-CHAIR SPRENGER MOVES THAT THE RULES BE SUSPENDED FOR THE PURPOSE OF TAKING ACTION ON HJR 10 AND HB 3419 PRIOR TO HAVING THE FISCAL AND REVENUE IMPACT STATEMENTS

**01:18:16** VOTE: 11-0-0  
AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO, POWER, STARK, GORSEK, SPRENGER, WILLIAMSON

**01:18:18** MOTION: VICE-CHAIR SPRENGER MOVES HB 3419, HB 2615, HB 2882, AND HJR 10 WITHOUT RECOMMENDATION AND BE REFERRED TO THE HOUSE COMMITTEE ON RULES

**01:19:04** Rep. McLane

**01:19:29** VOTE: 11-0-0  
AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO, POWER, STARK, GORSEK, SPRENGER, WILLIAMSON

**01:20:18** **HB 2096 - Work Session**

**01:20:19** Chair Williamson

**01:20:23** EXHIBIT 28: Channa Newell, Counsel

**01:20:50** MOTION: VICE-CHAIR GORSEK MOVES TO ADOPT THE -1 AMENDMENTS

01:21:06 Rep. McLane  
01:21:54 Rep. Greenlick  
01:22:45 VOTE: 11-0-0  
AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO,  
POWER, STARK, GORSEK, SPRENGER, WILLIAMSON  
01:22:52 MOTION: VICE-CHAIR GORSEK MOVES HB 2096 DO PASS AS  
AMENDED  
01:23:02 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  
  
01:23:25 **HB 2244 - Work Session**  
01:23:26 Chair Williamson  
01:23:30 EXHIBIT 29: Channa Newell, Counsel  
01:23:59 MOTION: VICE-CHAIR GORSEK MOVES TO ADOPT THE -2  
AMENDMENTS  
01:24:13 VOTE: 11-0-0  
AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO,  
POWER, STARK, GORSEK, SPRENGER, WILLIAMSON  
01:24:17 MOTION: VICE-CHAIR GORSEK MOVES HB 2244 DO PASS AS  
AMENDED AND BE REFERRED TO THE JOINT COMMITTEE ON  
WAYS AND MEANS BY PRIOR REFERENCE  
01:24:32 VOTE: 11-0-0  
AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO,  
POWER, STARK, GORSEK, SPRENGER, WILLIAMSON  
  
01:24:49 **HB 2459 - Work Session**  
01:24:50 Chair Williamson  
01:24:53 EXHIBIT 30: Channa Newell, Counsel  
01:25:54 MOTION: VICE-CHAIR GORSEK MOVES TO ADOPT THE -1  
AMENDMENTS  
01:26:07 Rep. McLane  
01:26:26 VOTE: 11-0-0  
AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO,  
POWER, STARK, GORSEK, SPRENGER, WILLIAMSON  
01:26:29 MOTION: VICE-CHAIR GORSEK MOVES HB 2459 DO PASS AS  
AMENDED  
01:26:38 VOTE: 11-0-0  
AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO,  
POWER, STARK, GORSEK, SPRENGER, WILLIAMSON  
CARRIER: REP. BARKER WILL LEAD DISCUSSION ON THE FLOOR  
  
01:26:54 **HB 2480 - Work Session**  
01:26:55 Chair Williamson

**01:26:59** EXHIBIT 31: Gillian Fischer, Counsel  
**01:27:32** MOTION: VICE-CHAIR GORSEK MOVES TO ADOPT THE -2 AMENDMENTS  
**01:27:40** VOTE: 11-0-0  
AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO, POWER, STARK, GORSEK, SPRENGER, WILLIAMSON  
**01:27:49** MOTION: VICE-CHAIR GORSEK MOVES HB 2480 DO PASS AS AMENDED  
**01:27:58** VOTE: 11-0-0  
AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO, POWER, STARK, GORSEK, SPRENGER, WILLIAMSON  
CARRIER: REP. GORSEK WILL LEAD DISCUSSION ON THE FLOOR

**01:28:15** **HB 2842 - Work Session**  
**01:28:16** Chair Williamson  
**01:28:21** Channa Newell, Counsel

**01:29:47** **HB 2932 - Work Session**  
**01:29:48** Chair Williamson  
**01:29:49** Gillian Fischer, Counsel  
**01:30:13** MOTION: VICE-CHAIR GORSEK MOVES HB 2932 DO PASS  
**01:30:26** Rep. McLane  
**01:32:18** Rep. Lewis  
**01:32:44** VOTE: 7-4-0  
AYES: BARKER, BYNUM, GREENLICK, PILUSO, POWER, GORSEK, WILLIAMSON  
NAYS: LEWIS, MCLANE, STARK, SPRENGER  
CARRIER: REP. WILLIAMSON WILL LEAD DISCUSSION ON THE FLOOR

**01:33:24** **HB 3005 - Work Session**  
**01:33:25** Chair Williamson  
**01:33:30** EXHIBIT 32: Michael Lantz, Counsel  
**01:34:23** MOTION: VICE-CHAIR GORSEK MOVES TO ADOPT THE -1 AMENDMENTS  
**01:34:40** VOTE: 11-0-0  
AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO, POWER, STARK, GORSEK, SPRENGER, WILLIAMSON  
**01:34:42** MOTION: VICE-CHAIR GORSEK MOVES HB 3005 DO PASS AS AMENDED  
**01:35:20** Rep. Greenlick  
**01:35:34** VOTE: 11-0-0  
AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO, POWER, STARK, GORSEK, SPRENGER, WILLIAMSON  
CARRIER: REP. BARKER WILL LEAD DISCUSSION ON THE FLOOR

**01:35:50**     **HB 3117 - Work Session**  
**01:35:51**     Chair Williamson  
**01:35:54**     EXHIBIT 33: Gillian Fischer, Counsel  
**01:36:14**     MOTION: VICE-CHAIR GORSEK MOVES TO ADOPT THE -2  
                 AMENDMENTS  
**01:36:23**     VOTE: 11-0-0  
                 AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO,  
                 POWER, STARK, GORSEK, SPRENGER, WILLIAMSON  
**01:36:33**     MOTION: VICE-CHAIR GORSEK MOVES HB 3117 DO PASS AS  
                 AMENDED  
**01:36:44**     Rep. McLane  
**01:40:35**     Vice-Chair Sprenger  
**01:41:00**     Rep. Bynum  
**01:42:25**     VOTE: 10-1-0  
                 AYES: BARKER, BYNUM, GREENLICK, LEWIS, MCLANE, PILUSO,  
                 POWER, STARK, GORSEK, WILLIAMSON  
                 NAY: SPRENGER  
                 CARRIER: REP. WILLIAMSON AND REP. PILUSO WILL LEAD  
                 DISCUSSION ON THE FLOOR  
**01:43:51**     Meeting Adjourned