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## HOUSE COMMITTEE ON JUDICIARY

Oregon State Capitol  
900 Court Street NE, Room 331, Salem, Oregon 97301  
Phone: 503-986-1750

Email: <https://olis.oregonlegislature.gov/liz/2021R1/Testimony/HJUD>

### AGENDA

**Revision 5 Posted: MAY 14 01:06 PM**

### TUESDAY

**Date: May 18, 2021**  
**Time: 1:00 P.M.**  
**Room: Remote F**

**Entry to the Capitol Building is currently limited to authorized personnel only. All committee meetings are taking place remotely.**

**To view a live stream of the meeting:**

<https://olis.oregonlegislature.gov/liz/2021R1/Committees/HJUD/Overview>

**A viewing station is also available outside of the Capitol Building.**

**Instructions on how to submit written testimony and how to register to testify appear at the bottom of the agenda.**

*Times below reflect tentative start times for each item. Committee chairs may, at their discretion, reschedule or alter agendas to accommodate committee business.*

#### Work Session

SB 83

Modifies provisions of law relating to youth diversion plan.

SB 131

Adds supervisors of youth correction facilities and juvenile community supervision officers to list of professionals required to make notification of death and cooperate in investigation of death by providing records and other materials.

SB 132

Authorizes Oregon Youth Authority to photograph and fingerprint youth offender if photograph and fingerprint records and files are not provided to youth authority.

SB 183 A

Modifies provisions relating to foreign restraining orders.

**AGENDA (cont.)**  
**May 18, 2021**

- SB 298  
Conforms language in provisions relating to stalking protective order to language used in other provisions relating to protective orders.
- SB 649  
Increases penalties for criminal sexual contact with underage victim when defendant is victim's teacher.
- SB 651  
Provides that probationer or probationer's attorney may file objection to proposed modification to special conditions of probation.
- SJM 2  
Urges Congress to amend Thirteenth Amendment to United States Constitution to omit clause excepting criminal punishment, thereby ending racist legacy of slavery in nation's most important document.
- SJM 4  
Urges Congress to enact legislation to begin process of implementing reparations for African Americans based on slavery and discrimination.

***Recommended from the House Judiciary Subcommittee on Civil Law:***

- SB 181  
Directs court to consider, in determining amount of award of attorney fees, whether attorney performed services on pro bono basis or award of attorney fees otherwise promotes access to justice.
- SB 182 A  
Terminates authority of spouse as agent under certain estate planning documents upon annulment, separation or dissolution of marriage.
- SB 185 A  
Specifies circumstances under which members of nonprofit corporation and board of directors of nonprofit corporation may discuss issues or take action by electronic means without meeting.
- SB 190 A  
Modifies permissible methods of providing notice of appointment of guardian to protected person.
- SB 221  
Modifies court procedure for determining whether decedent intended writing to be decedent's will, partial or complete revocation of decedent's will or addition to or alteration of decedent's will.
- SB 295 A  
Defines terms related to fitness to proceed.
- SB 572  
Modifies protective proceedings to permit vulnerable youth guardianships for adults between 18 and 21 years of age who are eligible for special immigrant status and who are unable to be reunified with parent due to abuse, neglect or abandonment that occurred before adult attained 18 years of age.
- SB 578 A  
Requires court, under certain circumstances, to appoint legal counsel for respondent or protected person in protective proceeding.
- SB 728  
Modifies provisions of law relating to administration of decedents' estates.

## **AGENDA (cont.)**

### **May 18, 2021**

SB 768 A  
Modifies provisions relating to attorneys.

#### **Public Hearing**

SB 649  
(1:35 - 1:45 pm) Increases penalties for criminal sexual contact with underage victim when defendant is victim's teacher.

SB 819 A  
(1:45 - 2:00 pm) Establishes procedure by which district attorney and incarcerated person may jointly petition sentencing court for reconsideration of conviction and sentence.

SB 752  
(2:00 - 2:15 pm) Provides that defendant's reasonable belief that victim consented constitutes affirmative defense in certain prosecutions for sexual abuse in the second degree and sexual abuse in the third degree.

SB 766  
(2:15 - 2:25 pm) Modifies date of expiration of sexual abuse restraining order for orders entered when petitioner was under 18 years of age.

SB 751 A  
(2:25 - 2:35 pm) Modifies definition of "disclose" for purposes of discovery requirements in criminal cases.

SB 836 A  
(2:35 - 2:45 pm) Directs Department of Corrections to consider all other alternatives before suspending or terminating alternative incarceration program in its entirety for more than five consecutive days.

*Note change: Reordered work sessions.*

#### **Submit written testimony on a bill or topic scheduled for a public hearing:**

- **Electronic:** <https://olis.oregonlegislature.gov/liz/2021R1/Testimony/HJUD>
- **Mail:** House Committee on Judiciary, 900 Court Street NE, Room 453, Salem, OR 97301

Written testimony may be submitted up to 24 hours after the meeting start time.

#### **Register to testify live remotely:**

- Registration is required to testify by phone or video.
  - **Register online:** [https://survey.sjc1.qualtrics.com/jfe/form/SV\\_21dEN7JK779izj0](https://survey.sjc1.qualtrics.com/jfe/form/SV_21dEN7JK779izj0)  
You will see a confirmation screen and be sent an email with information on how to join the meeting. If you do not, contact the committee assistant.
  - **Register by phone:** 833-588-4500 (U.S. toll free). You will be given a phone number to call into the meeting.
- Registration closes at the time the meeting is scheduled to begin.
- A public access kiosk is located outside of the State Capitol Building for anyone without access to a phone or computer to join a meeting by video.

## **AGENDA (cont.)**

**May 18, 2021**

*Neither registration nor use of the public access kiosk is a guarantee that you will be able to testify during the meeting. Committee chairs may determine that public testimony must be limited. For this reason, written testimony is encouraged even if you plan to speak.*

**Unless otherwise noted on the agenda, testimony is only accepted by committees for bills or topics scheduled for a public hearing. See the Oregon Legislature's website for information on contacting individual legislators directly on bills or topics not scheduled for a public hearing.**