# HOUSE COMMITTEE ON JUDICIARY

**February 10, 2014** **Hearing Room 343**
**1:00 P.M.**

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

**STAFF PRESENT:** **Channa Newell, Committee Counsel**
**Pam Marshall, Committee Assistant**

**MEASURES/ISSUES HEARD:** **HB 4036 – Public Hearing**
**HB 4094 – Public Hearing and Work Session**
**HB 4114 – Public Hearing and Work Session**
**HB 4026 – Public Hearing**

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**1:08:39 PM** Meeting Called to Order by Chair Barker

**1:08:46 PM** **HB 4036 - Public Hearing**
**1:09:00 PM** {Exhibit} 1: Channa Newell, Committee Counsel
**1:09:40 PM** Rep. Brian Clem, District 21
**1:14:26 PM** Rep. Williamson
**1:15:08 PM** Rep. Clem
**1:15:33 PM** Rep. Williamson
**1:16:13 PM** Rep. Clem
**1:17:26 PM** Rep. Olson
**1:18:06 PM** Rep. Clem
**1:19:29 PM** Vice-Chair Krieger
**1:19:43 PM** Rep. Williamson
**1:20:02 PM** Rep. Clem
**1:20:45 PM** Rep. Tomei
**1:21:19 PM** Greg Roberts, Superintendent, Oregon State Hospital
**1:21:50 PM** Rep. Tomei
**1:22:11 PM** Roberts
**1:22:32 PM** Rep. Tomei
**1:22:39 PM** Roberts
**1:22:50 PM** Chair Barker
**1:23:20 PM** Joe Baessler, American Federation of State, County and Municipal

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|---|---|
| | Employees ( AFSCME) |
| **1:25:43 PM** | {Exhibit} 2: Deb Morse-Little, nurse, Oregon State Hospital |
| **1:30:25 PM** | Mary Lou San Blise, nurse, Oregon State Hospital |
| **1:34:41 PM** | Rep. Williamson |
| **1:35:55 PM** | Morse-Little |
| **1:36:13 PM** | Rep. Williamson |
| **1:36:56 PM** | Rep. Cameron |
| **1:37:25 PM** | Morse-Little |
| **1:37:28 PM** | Rep. Cameron |
| **1:38:11 PM** | Morse-Little |
| **1:38:54 PM** | San Blise |
| **1:39:03 PM** | Rep. Cameron |
| **1:39:44 PM** | Baessler |
| **1:40:12 PM** | Chair Barker |
| **1:40:37 PM** | Emily Mallorie, Oregon State Hospital |
| **1:43:51 PM** | Brant Johnson, Mental Health Therapist, Oregon State Hospital |
| **1:47:39 PM** | {Exhibit} 3: Arthur Towers, Political Director, Service Employees International Union (SEIU) |
| **1:49:55 PM** | Vice-Chair Krieger |
| **1:50:25 PM** | Rep. Tomei |
| **1:51:01 PM** | Johnson |
| **1:51:34 PM** | Rep. Tomei |
| **1:51:45 PM** | Johnson |
| **1:52:45 PM** | Rep. Tomei |
| **1:52:55 PM** | Rep. Cameron |
| **1:53:06 PM** | Chair Barker |
| **1:53:29 PM** | Gail Meyer, Oregon Criminal Defense Lawyers Association (OCDLA) |
| **2:00:22 PM** | {Exhibit} 4: Bob Joondeph, Executive Director, Disability Rights Oregon (DRO) |
| **2:03:57 PM** | Rep. Olson |
| **2:04:51 PM** | Joondeph |
| **2:06:05 PM** | Rep. Tomei |
| **2:06:24 PM** | Joondeph |
| **2:06:54 PM** | Rep. Tomei |
| **2:07:12 PM** | Joondeph |
| **2:07:41 PM** | Rep. Tomei |
| **2:07:56 PM** | Vice-Chair Krieger |
| **2:08:27 PM** | Chair Barker |
| **2:08:40 PM** | Roberts |
| **2:14:31 PM** | Chair Barker |
| **2:14:34 PM** | Rep. Cameron |
| **2:15:10 PM** | Roberts |
| **2:15:29 PM** | Chair Barker |
| **2:15:30 PM** | {Exhibit} 5: witness registration |
| **2:15:31 PM** | The following written testimony is submitted for the record without public testimony: |

**2:15:32 PM** {Exhibit} 6: David Sant, Legislative Committee-Chair, National Association of Social Workers, Oregon Chapter

**2:15:43 PM** **HB 4094 - Public Hearing**
**2:15:50 PM** {Exhibit} 7: Channa Newell, Committee Counsel
**2:16:14 PM** Rep. Margaret Doherty, District 35
**2:16:58 PM** Chair Barker
**2:17:00 PM** {Exhibit} 8: witness registration

**2:17:05 PM** **HB 4094 - Work Session**
**2:17:07 PM** MOTION: VICE-CHAIR BARTON MOVES -4 AMENDMENTS BE ADOPTED
**2:17:10 PM** Chair Barker
**2:17:20 PM** VOTE: 9-0-0
**2:17:21 PM** AYES: CAMERON, HICKS, LININGER, OLSON, TOMEI, WILLIAMSON, BARTON, KRIEGER, BARKER
**2:17:23 PM** MOTION: REP. CAMERON MOVES HB 4094 DO PASS AS AMENDED
**2:17:47 PM** Rep. Hicks
**2:18:12 PM** Newell
**2:18:18 PM** Rep. Hicks
**2:18:41 PM** Newell
**2:18:53 PM** Rep. Doherty
**2:19:44 PM** Chair Barker
**2:20:06 PM** CARRIER: REP. DOHERTY WILL LEAD DISCUSSION ON THE FLOOR
**2:20:07 PM** Chair Barker

**2:20:18 PM** **HB 4114 - Public Hearing**
**2:20:25 PM** Channa Newell, Committee Counsel
**2:21:04 PM** {Exhibit} 9-10: Rep. Joseph Gallegos, House District 30
**2:24:54 PM** Rep. Vic Gilliam, House District 18
**2:26:19 PM** Chair Barker
**2:26:24 PM** Rep. Cameron
**2:26:32 PM** Vice-Chair Barton
**2:27:20 PM** Rep. Gallegos
**2:28:15 PM** Rep. Gilliam
**2:28:45 PM** Rep. Gallegos
**2:28:54 PM** Vice-Chair Krieger
**2:29:18 PM** Rep. Gallegos
**2:29:45 PM** Vice-Chair Krieger
**2:30:20 PM** Rep. Gallegos
**2:30:28 PM** Chair Barker
**2:30:45 PM** Katherine Tennyson, judge, Multnomah County
**2:36:36 PM** Fred Steele, State Legal Services Developer, Department of Human Services
**2:40:23 PM** Mary Jaeger, Long Term Care Ombudsman
**2:41:55 PM** Chair Barker

**2:41:58 PM** Rep. Hicks
**2:42:35 PM** Tennyson
**2:42:59 PM** Rep. Hicks
**2:43:20 PM** Vice-Chair Barton
**2:43:34 PM** Tennyson
**2:44:18 PM** Vice-Chair Barton
**2:45:09 PM** Tennyson
**2:46:33 PM** Chair Barker
**2:46:36 PM** {Exhibit} 11: witness registration
**2:46:37 PM** The following written testimony is submitted for the record without public testimony:
**2:46:38 PM** {Exhibit} 12: Leslie Sutton, Oregon Intellectual and Developmental Disabilities Coalition
**2:46:39 PM** {Exhibit} 13: Rick Bennett, Director, Government Relations, AARP Oregon
**2:46:40 PM** {Exhibit} 14: Bob Joondeph, Executive Director, Disability Rights Oregon

**2:46:47 PM** **HB 4114 - Work Session**
**2:46:50 PM** MOTION: VICE-CHAIR BARTON MOVES -1 AMENDMENTS BE ADOPTED
**2:46:51 PM** VOTE: 9-0-0
**2:46:52 PM** AYES: CAMERON, HICKS, LININGER, OLSON, TOMEI, WILLIAMSON, BARTON, KRIEGER, BARKER
**2:46:53 PM** Chair Barker
**2:47:04 PM** MOTION: VICE-CHAIR BARTON MOVES -2 AMENDMENTS BE ADOPTED
**2:47:05 PM** VOTE: 9-0-0
**2:47:06 PM** AYES: CAMERON, HICKS, LININGER, OLSON, TOMEI, WILLIAMSON, BARTON, KRIEGER, BARKER
**2:47:07 PM** Chair Barker
**2:47:17 PM** MOTION: VICE-CHAIR BARTON MOVES HB 4114 DO PASS AS AMENDED
**2:47:24 PM** Chair Barker
**2:47:34 PM** Rep. Hicks
**2:47:48 PM** Vice-Chair Barton
**2:48:12 PM** Tennyson
**2:49:01 PM** Chair Barker
**2:49:02 PM** VOTE: 9-0-0
**2:49:03 PM** AYES: CAMERON, HICKS, LININGER, OLSON, TOMEI, WILLIAMSON, BARTON, KRIEGER, BARKER
**2:49:18 PM** CARRIER: REP. GALLEGOS AND REP. GILLIAM WILL LEAD DISCUSSION ON THE FLOOR
**2:49:25 PM** Chair Barker

**2:49:30 PM** **HB 4026 - Public Hearing**
**2:49:54 PM** {Exhibit} 15: Jim Williams, Legislative Director, Rep. Jim Thompson
**2:51:17 PM** Deena Ryerson, Department of Justice ( DOJ)

**2:54:53 PM** Rep. Olson
**2:56:49 PM** Ryerson
**2:57:30 PM** Rep. Olson
**2:57:43 PM** Ryerson
**2:58:51 PM** Chair Barker
**2:59:17 PM** {Exhibit} 16: Sally Penna, Polk County Alcohol and Drug Evaluation Specialist ( ADES)
**3:04:56 PM** {Exhibit} 17: Miki Mace, Lane County Alcohol and Drug Evaluation Specialist (ADES)
**3:07:42 PM** {Exhibit} 18: witness registration
**3:07:43 PM** Vice-Chair Krieger
**3:07:49 PM** Meeting Adjourned by Vice-Chair Krieger

**Exhibit Summary**

**1:09:00 PM** {Exhibit} 1: HB 4036, -2 amendment, staff, 1 p
**1:25:43 PM** {Exhibit} 2: HB 4036, written testimony, Deb Morse-Little, 1 p
**1:47:39 PM** {Exhibit} 3: HB 4036, written testimony, Arthur Towers, 1 p
**2:00:22 PM** {Exhibit} 4: HB 4036, written testimony, Bob Joondeph, 2 pp
**2:15:30 PM** {Exhibit} 5: HB 4036, witness registration, staff, 1 p
**2:15:32 PM** {Exhibit} 6: HB 4036, written testimony, David Sant, 1 p
**2:15:50 PM** {Exhibit} 7: HB 4094, -4 amendment, staff, 1 p
**2:17:00 PM** {Exhibit} 8: HB 4094, witness registration, staff, 1 p
**2:21:04 PM** {Exhibit} 9: HB 4114, -1 amendment, Rep. Joseph Gallegos, 1 p
**2:21:04 PM** {Exhibit} 10: HB 4114, -2 amendment, Rep. Joseph Gallegos, 1 p
**2:49:19 PM** {Exhibit} 11: HB 4114, witness registration, staff, 1 p
**2:49:21 PM** {Exhibit} 12: HB 4114, written testimony, Leslie Sutton, 1 p
**2:49:22 PM** {Exhibit} 13: HB 4114, written testimony, Rick Bennett, 1 p
**2:49:23 PM** {Exhibit} 14: HB 4114, written testimony, Bob Joondeph, 1 p
**2:49:54 PM** {Exhibit} 15: HB 4026, written testimony, Jim Williams, 1 p
**2:59:17 PM** {Exhibit} 16: HB 4026, written testimony, Sally Penna, 2 pp
**3:04:56 PM** {Exhibit} 17: HB 4026, written testimony, Miki Mace, 1 p
**3:07:42 PM** {Exhibit} 18: HB 4026, witness registration, staff, 1 p