HOUSE COMMITTEE ON JUDICIARY

February 11, 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. Carolyn Tomei** **Rep. Jennifer Williamson**
MEMBER EXCUSED:	**Rep. Andy Olson**
STAFF PRESENT:	**Bill Taylor, Committee Counsel** **Channa Newell, Committee Counsel** **Alex Britain, Committee Counsel** **Pam Marshall, Committee Assistant**
MEASURES/ISSUES HEARD:	**HB 4006 – Public Hearing** **HB 4026 – Work Session** **HB 4048 – Work Session** **HB 4036 – Work Session** **HB 4037 – Work Session** **HB 4086 – Work Session** **HB 4089 - Public Hearing**

1:11:31 PM Meeting Called to Order by Chair Barker

1:12:07 PM **HB 4006 - Public Hearing**
1:12:22 PM Rep. Greg Smith, House District 57
1:15:23 PM Chair Barker
1:15:38 PM {Exhibit} 1: witness registration
1:15:39 PM The following written testimony is submitted for the record without public testimony:
1:15:40 PM {Exhibit} 2: Ken Nolley, President, Oregon Voices
1:15:45 PM Chair Barker

1:15:49 PM **HB 4026 - Work Session**
1:15:54 PM {Exhibit} 3: Channa Newell, Committee Counsel
1:16:26 PM Rep. Jim Thompson, House District 23
1:18:41 PM Chair Barker
1:19:06 PM MOTION: VICE-CHAIR BARTON MOVES TO ADOPT THE -8 AMENDMENTS
1:19:09 PM Chair Barker

1:19:17 PM VOTE: 8-0-1
1:19:19 PM AYES: CAMERON, HICKS, LININGER, TOMEI, WILLIAMSON, BARTON, KRIEGER, BARKER
1:19:20 PM EXCUSED: OLSON
1:19:21 PM Chair Barker
1:19:22 PM MOTION: VICE-CHAIR BARTON MOVES HB 4026 DO PASS AS AMENDED
1:19:28 PM Chair Barker
1:19:36 PM Rep. Hicks
1:20:21 PM Rep. Williamson
1:20:49 PM Chair Barker
1:21:23 PM VOTE: 6-2-1
1:21:24 PM AYES: CAMERON, LININGER, TOMEI, BARTON, KRIEGER, BARKER
1:21:25 PM NAYS: HICKS, WILLIAMSON
1:21:27 PM EXCUSED: OLSON
1:21:51 PM CARRIER: REP. THOMPSON WILL LEAD DISCUSSION ON THE FLOOR
1:21:56 PM Chair Barker
1:21:57 PM {Exhibit} 4: Rep. Jim Thompson, House District 23

1:22:03 PM **HB 4048 - Work Session**
1:22:05 PM {Exhibit} 5-6: Bill Taylor, Committee Counsel
1:24:24 PM Rep. Tomei
1:24:42 PM Taylor
1:25:00 PM Rep. Tomei
1:25:03 PM Chair Barker
1:25:14 PM Vice-Chair Barton
1:25:23 PM Taylor
1:25:34 PM Vice-Chair Barton
1:26:22 PM Vice-Chair Krieger
1:26:42 PM Rep. Tomei
1:26:51 PM Chair Barker
1:27:49 PM Taylor
1:28:38 PM Vice-Chair Barton
1:29:00 PM Rep. Tomei
1:29:13 PM Taylor
1:29:43 PM Vice-Chair Barton
1:30:05 PM Scott Winkels, League of Oregon Cities
1:32:10 PM Chair Barker
1:32:24 PM Rep. Hicks
1:32:31 PM Mike Sahagian, attorney
1:34:35 PM Rep. Brad Witt, House District 31
1:36:55 PM Chair Barker
1:37:01 PM MOTION: VICE-CHAIR BARTON MOVES THE TO ADOPT THE -3 AMENDMENTS
1:37:12 PM VOTE: 8-0-1

1:37:13 PM AYES: CAMERON, HICKS, LININGER, TOMEI, WILLIAMSON, BARTON, KRIEGER, BARKER
1:37:14 PM EXCUSED: OLSON
1:37:16 PM MOTION: VICE-CHAIR BARTON MOVES HB 4048 DO PASS AS AMENDED AND BE REFERRED TO WAYS AND MEANS
1:37:23 PM Chair Barker
1:37:36 PM Vice-Chair Barton
1:38:10 PM Vice-Chair Krieger
1:38:28 PM Taylor
1:38:43 PM Chair Barker
1:38:46 PM Rep. Tomei
1:39:28 PM Chair Barker
1:39:44 PM Rep. Williamson
1:39:58 PM Taylor
1:40:07 PM Chair Barker
1:40:15 PM Rep. Hicks
1:40:37 PM VOTE: 6-2-1
1:40:38 PM AYES: LININGER, TOMEI, WILLIAMSON, BARTON, KRIEGER, BARKER
1:40:39 PM NAYS: CAMERON, HICKS
1:40:40 PM EXCUSED: OLSON
1:41:02 PM Chair Barker
1:41:03 PM {Exhibit} 7: Marisa James, Deputy Legislative Counsel, State of Oregon

1:41:17 PM **HB 4036 - Work Session**
1:41:27 PM {Exhibit} 8-9: Channa Newell, Committee Counsel
1:42:44 PM Meeting Recessed
1:47:19 PM Meeting Resumed
1:48:18 PM Chair Barker
1:48:32 PM Vice-Chair Barton
1:48:38 PM MOTION: VICE-CHAIR BARTON MOVES TO ADOPT THE -2 AMENDMENTS
1:48:41 PM Chair Barker
1:48:45 PM VOTE: 8-0-1
1:48:47 PM AYES: CAMERON, HICKS, LININGER, TOMEI, WILLIAMSON, BARTON, KRIEGER, BARKER
1:48:49 PM EXCUSED: OLSON
1:48:50 PM Chair Barker
1:48:56 PM MOTION: VICE-CHAIR BARTON MOVES HB 4036 DO PASS AS AMENDED
1:49:03 PM Chair Barker
1:49:12 PM Rep. Tomei
1:50:35 PM Chair Barker
1:50:52 PM Rep. Williamson
1:51:11 PM Vice-Chair Barton
1:51:54 PM Chair Barker
1:51:56 PM VOTE: 4-4-1

1:51:57 PM AYES: CAMERON, HICKS, KRIEGER, BARKER
1:51:58 PM NAYS: LININGER, TOMEI, WILLIAMSON, BARTON
1:51:59 PM EXCUSED: OLSON
1:52:17 PM Chair Barker
1:52:18 PM {Exhibit} 10: Leah Craft, resident, Oregon
1:52:19 PM {Exhibit} 11: Bob Joondeph, Disability Rights Oregon
1:52:20 PM {Exhibit} 12: David Sant, Psychiatric Social Worker, Oregon State Hospital; Chair, National Association of Social Workers
1:52:21 PM {Exhibit} 13: Arthur Towers, Political Director, Service Employees International Union, Local 503

1:52:28 PM **HB 4037 - Work Session**
1:52:38 PM Alex Britain, Committee Counsel
1:53:25 PM Chair Barker
1:54:02 PM MOTION: VICE-CHAIR BARTON MOVES HB 4037 DO PASS
1:54:06 PM Chair Barker
1:54:14 PM VOTE: 8-0-1
1:54:15 PM AYES: CAMERON, HICKS, LININGER, TOMEI, WILLIAMSON, BARTON, KRIEGER, BARKER
1:54:16 PM EXCUSED: OLSON
1:54:17 PM CARRIER: REP. BARTON WILL LEAD DISCUSSION ON THE FLOOR
1:54:20 PM Chair Barker

1:54:28 PM **HB 4086 - Work Session**
1:54:35 PM {Exhibit} 14: Alex Britain, Committee Counsel
1:55:22 PM Vice-Chair Barton
1:55:38 PM Chair Barker
1:55:50 PM Rep. Hicks
1:56:24 PM MOTION: VICE-CHAIR BARTON MOVES TO ADOPT THE -1 AMENDMENTS
1:56:41 PM Chair Barker
1:56:45 PM VOTE: 8-0-1
1:56:46 PM AYES: CAMERON, HICKS, LININGER, TOMEI, WILLIAMSON, BARTON, KRIEGER, BARKER
1:56:47 PM EXCUSED: OLSON
1:56:49 PM Chair Barker
1:56:51 PM MOTION: VICE-CHAIR BARTON MOVES HB 4086 DO PASS AS AMENDED
1:56:55 PM Chair Barker
1:57:01 PM VOTE: 8-0-1
1:57:02 PM AYES: CAMERON, HICKS, LININGER, TOMEI, WILLIAMSON, BARTON, KRIEGER, BARKER
1:57:03 PM EXCUSED: OLSON
1:57:11 PM CARRIER: REP. TOMEI WILL LEAD DISCUSSION ON THE FLOOR
1:57:14 PM Chair Barker

1:57:24 PM **HB 4089 - Public Hearing**
1:57:26 PM {Exhibit} 15: Bill Taylor, Committee Counsel
1:58:06 PM Chair Barker
1:58:23 PM {Exhibit} 16: Captain Chris Hoy, Director and President of Oregon Association of Community Corrections Directors (OACCD)
2:01:21 PM Chair Barker
2:01:25 PM Hoy
2:01:32 PM Rep. Hicks
2:01:53 PM Hoy
2:02:04 PM Chair Barker
2:02:17 PM Darrell Fuller, Oregon State Sheriffs Association
2:02:51 PM Chair Barker
2:02:56 PM Rep. Hicks
2:03:09 PM Fuller
2:03:20 PM Chair Barker
2:03:37 PM Meeting Recessed
2:12:59 PM Meeting Resumed
2:13:02 PM Chair Barker
2:13:18 PM Doug Harcleroad, Executive Director, Oregon District Attorneys Association (ODAA)
2:16:33 PM Chair Barker
2:16:50 PM Jeremiah Stromberg, Assistant Director, Department of Corrections
2:19:30 PM Rep. Hicks
2:20:04 PM Stromberg
2:20:25 PM Rep. Hicks
2:20:47 PM Stromberg
2:21:10 PM {Exhibit} 17: witness registration
2:21:11 PM The following written testimony is submitted for the record without public testimony:
2:21:12 PM {Exhibit} 18: Scott Taylor, Director, Multnomah County Department of Community Justice
2:21:18 PM Chair Barker

2:21:31 PM **HB 4036 - Work Session**
2:21:36 PM MOTION: VICE-CHAIR BARTON MOVES TO RECONSIDER THE VOTE ON HB 4036
2:21:44 PM Chair Barker
2:21:53 PM Rep. Hicks
2:22:05 PM Taylor
2:22:09 PM Rep. Hicks
2:22:25 PM Meeting Recessed
2:28:21 PM Meeting Resumed
2:28:29 PM MOTION: VICE-CHAIR BARTON WITHDRAWS HIS PREVIOUS MOTION
2:28:38 PM Chair Barker
2:28:47 PM Meeting Adjourned by Chair Barker

Exhibit Summary

1:15:38 PM {Exhibit} 1: HB 4006, witness registration, staff, 1 p
1:15:40 PM {Exhibit} 2: HB 4006, written testimony, Ken Nolley, 3 pp
1:15:54 PM {Exhibit} 3: HB 4026, -8 amendments, staff, 3 pp
1:21:57 PM {Exhibit} 4: HB 4026, written testimony, Rep. Jim Thompson, 2 pp
1:22:05 PM {Exhibit} 5: HB 4048, -2 amendments, staff, 4 pp
1:22:05 PM {Exhibit} 6: HB 4048, -3 amendments, staff, 4 pp
1:41:03 PM {Exhibit} 7: HB 4048, LC Opinion, staff, 1 p
1:41:27 PM {Exhibit} 8: HB 4036, -2 amendments, staff, 1 p
1:41:27 PM {Exhibit} 9: HB 4036, written testimony of Walt Beglau, staff, 1 p
1:52:18 PM {Exhibit} 10: HB 4036, written testimony, Leah Craft, 1 p
1:52:19 PM {Exhibit} 11: HB 4036, written testimony, Bob Joondeph, 2 pp
1:52:20 PM {Exhibit} 12: HB 4036, written testimony, David Sant, 1 p
1:52:21 PM {Exhibit} 13: HB 4036, written testimony, Arthur Towers, 1 p
1:54:35 PM {Exhibit} 14: HB 4086, -1 amendments, staff, 20 pp
1:57:26 PM {Exhibit} 15: HB 4089, -1 amendments, staff, 1 p
1:58:23 PM {Exhibit} 16: HB 4089, written testimony, Captain Chris Hoy, 2 pp
2:21:10 PM {Exhibit} 17: HB 4089, witness registration, staff, 1 p
2:21:12 PM {Exhibit} 18: HB 4089, written testimony, Scott Taylor, 2 pp