SENATE COMMITTEE ON JUDICIARY

February 20, 2014 **Hearing Room 343**
8:00 AM

MEMBERS PRESENT: **Sen. Floyd Prozanski, Chair**
Sen. Betsy Close, Vice-Chair
Sen. Michael Dembrow
Sen. Jeff Kruse
Sen. Arnie Roblan

STAFF PRESENT: **Bill Taylor, Committee Counsel**
Channa Newell, Committee Counsel
Jessica Wangler, Committee Assistant

MEASURES/ISSUES HEARD: **HB 4103 A – Public Hearing**
HB 4037 – Public Hearing and Work Session
HB 4114 A – Work Session
HB 4143 A – Public Hearing

Recording Log

8:08:54 AM Meeting Called to Order by Chair Prozanski
8:09:00 AM Chair Prozanski

8:10:22 AM **HB 4103 A - Public Hearing**
8:10:25 AM Bill Taylor, Committee Counsel
8:10:50 AM Chair Prozanski
8:11:49 AM Rep. Paul Holvey, House District 8
8:15:08 AM {Exhibit} 1-2: Pam Leavitt, Northwest Credit Union Association
8:15:43 AM Hal Scoggins, attorney, Northwest Credit Union Association
8:17:08 AM Tom Gallagher, Oregon Automobile Dealers Association (OADA)
8:17:24 AM Sen. Roblan
8:18:01 AM Rep. Holvey
8:18:48 AM Chair Prozanski
8:18:49 AM {Exhibit} 3: witness registration

8:19:27 AM **HB 4037 - Public Hearing**
8:19:35 AM Bill Taylor, Committee Counsel
8:20:24 AM Chair Prozanski
8:21:24 AM {Exhibit} 4: Shannon Wight, Deputy Director, Partnership for Safety and Justice
8:23:15 AM {Exhibit} 5-6: Christina McMahan, Director, Juvenile Services Division
8:25:42 AM {Exhibit} 7: Marie Garcia, Oregon Department of Corrections

8:26:19 AM Kristine Kirk, Oregon Youth Authority
8:27:06 AM {Exhibit} 8: Chair Prozanski
8:27:28 AM Wight
8:27:30 AM Taylor
8:28:04 AM Chair Prozanski
8:28:36 AM Wight
8:29:11 AM Chair Prozanski
8:29:12 AM {Exhibit} 9: witness registration
8:29:13 AM The following written testimony is submitted for the record without public testimony:
8:29:14 AM {Exhibit} 10: Philip Cox, Assistant Director, Oregon Youth Authority (OYA)
8:29:15 AM {Exhibit} 11: Darrell Fuller, Oregon State Sheriffs' Association

8:29:24 AM **HB 4037 - Work Session**
8:29:30 AM MOTION: SEN. KRUSE MOVES HB 4037 DO PASS
8:29:42 AM VOTE: 4-0-1
8:29:44 AM AYES: DEMBROW, KRUSE, ROBLAN, PROZANSKI
8:29:45 AM EXCUSED: CLOSE
8:29:49 AM CARRIER: SEN. PROZANSKI WILL LEAD DISCUSSION ON THE FLOOR

8:30:05 AM **HB 4114 A - Work Session**
8:30:10 AM {Exhibit} 12: Channa Newell, Committee Counsel
8:30:33 AM MOTION: SEN. KRUSE MOVES TO ADOPT THE -A4 AMENDMENTS
8:30:43 AM Chair Prozanski
8:30:46 AM VOTE: 4-0-1
8:30:48 AM AYES: DEMBROW, KRUSE, ROBLAN, PROZANSKI
8:30:49 AM EXCUSED: CLOSE
8:31:01 AM MOTION: SEN. KRUSE MOVES HB 4114 A DO PASS AS AMENDED
8:31:08 AM Sen. Dembrow
8:32:30 AM VOTE: 5-0-0
8:32:31 AM AYES: DEMBROW, KRUSE, ROBLAN, CLOSE, PROZANSKI
8:32:34 AM Sen. Kruse
8:32:35 AM CARRIER: SEN. DEMBROW WILL LEAD DISCUSSION ON THE FLOOR
8:33:18 AM Chair Prozanski

8:34:10 AM **HB 4143 A - Public Hearing**
8:34:27 AM {Exhibit} 13: Rep. Tobias Read, House District 27
8:36:38 AM {Exhibit} 14: Rep. Jennifer Williamson, House District 36
8:39:13 AM Chair Prozanski
8:39:42 AM {Exhibit} 15: Ellen Rosenblum, Attorney General, Oregon Department of Justice
8:47:46 AM Fred Boss, Deputy Attorney General, Oregon Department of Justice
8:47:55 AM Chair Prozanski
8:48:07 AM Boss
8:48:11 AM Chair Prozanski

8:49:03 AM {Exhibit} 16-17: Dave Frohnmayer, former Oregon Attorney General
8:59:37 AM Brad Daniels, attorney, Stoel Rives LLP
9:05:05 AM {Exhibit} 18: Carol Bernick, attorney
9:10:09 AM J.L. Wilson, Associated Oregon Industries
9:12:30 AM Sen. Dembrow
9:14:06 AM Bernick
9:14:29 AM Sen. Dembrow
9:15:01 AM Bernick
9:16:20 AM Sen. Dembrow
9:16:55 AM Frohnmayer
9:17:48 AM Daniels
9:18:57 AM Sen. Dembrow
9:20:01 AM Frohnmayer
9:20:34 AM Chair Prozanski
9:22:11 AM Frohnmayer
9:23:27 AM Chair Prozanski
9:23:45 AM Daniels
9:25:18 AM Chair Prozanski
9:25:52 AM Frohnmayer
9:27:00 AM Chair Prozanski
9:27:08 AM Daniels
9:27:46 AM Sen. Roblan
9:29:11 AM Daniels
9:30:35 AM Sen. Roblan
9:31:16 AM Daniels
9:31:30 AM Chair Prozanski
9:31:32 AM Sen. Dembrow
9:32:32 AM {Exhibit} 19: Travis Prestwich, lawyer; member, Oregon State Bar's Board of Governors
9:40:26 AM Chair Prozanski
9:40:50 AM {Exhibit} 20: Lane Shetterly, attorney; member, Oregon Law Center and Legal Aid Services of Oregon
9:44:33 AM Chair Prozanski
9:44:38 AM {Exhibit} 21: Megan Kovacs, Education Coordinator, Raphael House of Portland
9:46:44 AM Lewis Pitt Jr., Governmental Liaison, Warm Spring Confederate Tribes
9:53:13 AM Vice-Chair Close
9:54:04 AM Prestwich
9:55:19 AM Vice-Chair Close
9:55:43 AM Prestwich
9:57:12 AM Chair Prozanski
9:57:16 AM Sen. President Peter Courtney, Senate District 11
10:06:28 AM Chair Prozanski
10:06:59 AM Vice-Chair Close
10:07:42 AM {Exhibit} 22: Marisa James, Deputy, Legislative Counsel
10:08:02 AM Vice-Chair Close

10:08:37 AM James
10:09:18 AM Chair Prozanski
10:09:22 AM Sen. Dembrow
10:09:55 AM James
10:10:50 AM Sen. Dembrow
10:11:34 AM James
10:12:32 AM Chair Prozanski
10:12:34 AM Sen. Roblan
10:13:12 AM James
10:13:24 AM Sen. Roblan
10:13:59 AM James
10:14:13 AM Sen. Roblan
10:14:29 AM James
10:14:41 AM Sen. Kruse
10:15:00 AM James
10:15:28 AM Chair Prozanski
10:15:34 AM Vice-Chair Close
10:16:00 AM James
10:16:32 AM Chair Prozanski
10:17:58 AM James
10:17:59 AM {Exhibit} 23: witness registration
10:18:00 AM The following written testimony is submitted for the record without public testimony:
10:18:02 AM {Exhibit} 24: David Thornburgh, Executive Director, Oregon Law Center (OLC)
10:18:03 AM {Exhibit} 25: Niki Terzieff, Oregon Coalition Against Domestic and Sexual Violence
10:18:04 AM {Exhibit} 26: Kerry Naughton, Crime Survivors Program Director, Partnership for Safety and Justice
10:18:05 AM {Exhibit} 27: Jeffery Dobbins, Associate Professor of Law, Willamette University College of Law
10:18:06 AM {Exhibit} 28: Neil Bryant, attorney, Bryant Lovlien & Jarvis Attorneys at Law
10:18:07 AM {Exhibit} 29: Robin Wisdom & Karen Nibler, League of Women Voters of Oregon (LWV)
10:18:55 AM Meeting Adjourned by Chair Prozanski

Exhibit Summary

8:15:08 AM {Exhibit} 1: HB 4103 A, written testimony, Pam Leavitt, 1 p
8:15:08 AM {Exhibit} 2: HB 4103 A, written testimony of Veronica Ervin and Steven Epling, Pam Leavitt, 2 pp
8:18:49 AM {Exhibit} 3: HB 4103 A, witness registration, staff, 1 p
8:21:24 AM {Exhibit} 4: HB 4037, written testimony, Shannon Wight, 2 p
8:23:15 AM {Exhibit} 5: HB 4037, written testimony, Christina McMahan, 1 p

8:23:15 AM {Exhibit} 6: HB 4037, written testimony of Oregon's Juvenile Department Director's Association, Christina McMahan, 1 p
8:25:42 AM {Exhibit} 7: HB 4037, written testimony, Marie Garcia, 1 p
8:27:06 AM {Exhibit} 8: HB 4037, -1 amendments, staff, 2 pp
8:29:12 AM {Exhibit} 9: HB 4037, witness registration, staff, 1 p
8:29:14 AM {Exhibit} 10: HB 4037, written testimony, Philip Cox, 1 p
8:29:15 AM {Exhibit} 11: HB 4037, written testimony, Darrell Fuller, 1 p
8:30:10 AM {Exhibit} 12: HB 4114 A, -A4 amendments, staff, 1 p
8:34:27 AM {Exhibit} 13: HB 4143 A, written information, Rep. Tobias Read, 1 p
8:36:38 AM {Exhibit} 14: HB 4143 A, written information, Rep. Jennifer Williamson, 1 p
8:39:42 AM {Exhibit} 15: HB 4143 A, written testimony, Ellen Rosenblum,1 p
8:49:03 AM {Exhibit} 16: HB 4143 A, written testimony, Dave Frohnmayer, 8 pp
8:49:03 AM {Exhibit} 17: HB 4143 A, -A14 amendments, Dave Frohnmayer, 2 pp
9:05:05 AM {Exhibit} 18: HB 4143 A, written testimony, Carol Bernick, 4 pp
9:32:32 AM {Exhibit} 19: HB 4143 A, written testimony, Travis Prestwich, 4 pp
9:40:50 AM {Exhibit} 20: HB 4143 A, written testimony, Lane Shetterly, 6 pp
9:44:38 AM {Exhibit} 21: HB 4143 A, written testimony, Megan Kovacs, 3 pp
10:07:42 AM {Exhibit} 22: HB 4143 A, LC Opinion, staff, 2 pp
10:17:59 AM {Exhibit} 23: HB 4143 A, witness registration, staff, 1 p
10:18:02 AM {Exhibit} 24: HB 4143 A, written testimony, David Thornburgh, 5 pp
10:18:03 AM {Exhibit} 25: HB 4143 A, written testimony, Niki Terzieff, 1 p
10:18:04 AM {Exhibit} 26: HB 4143 A, written testimony, Kerry Naughton, 1 p
10:18:05 AM {Exhibit} 27: HB 4143 A, written testimony, Jeffery Dobbins, 1 p
10:18:06 AM {Exhibit} 28: HB 4143 A, written testimony, Neil Bryant, 1 p
10:18:07 AM {Exhibit} 29: HB 4143 A, written testimony, Robin Wisdom & Karen Nibler, 1 p