

SENATE COMMITTEE ON JUDICIARY

April 4, 2019
08:00 AM

Hearing Room C

MEMBERS PRESENT: Sen. Floyd Prozanski, Chair
Sen. Kim Thatcher, Vice-Chair
Sen. Cliff Bentz
Sen. Shemia Fagan
Sen. Sara Gelser
Sen. Dennis Linthicum
Sen. James Manning Jr.

STAFF PRESENT: Channa Newell, Counsel
Addie Smith, Counsel
Gillian Fischer, Counsel
Michael Lantz, Counsel
Mike Reiley, Senior Committee Assistant

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

MEASURES/ISSUES: SB 1040 – Public Hearing
SB 606 – Public Hearing and Work Session
SB 992 – Public Hearing and Work Session
SB 873 – Public Hearing
SB 924 – Public Hearing
SB 379 – Work Session
SB 548 – Work Session
SB 576 – Work Session
SB 723 – Work Session
SB 775 – Work Session
SB 321 – Work Session
SB 24 – Work Session
SB 299 – Work Session
SB 318 – Work Session
SB 373 – Work Session
SB 498 – Work Session
SB 1011 – Work Session
SB 383 – Work Session
SB 577 – Work Session
SB 597 – Work Session

00:00:01 Meeting Called to Order
00:00:02 Chair Prozanski

00:00:22 **SB 1040 - Public Hearing**

00:00:23 Chair Prozanski
00:00:28 Channa Newell, Counsel
00:01:32 EXHIBIT 1: Cathy Clark, Mayor, City of Keizer
00:02:58 Chris Eppley, City Manager, City of Keizer
00:04:03 EXHIBIT 2: witness registration

00:04:05 **SB 606 - Public Hearing**

00:04:06 Chair Prozanski
00:04:11 EXHIBIT 3: Gillian Fischer, Counsel
00:05:42 Aaron Knott, Legislative Director, Oregon Department of Justice
00:07:02 Paige Clarkson, District Attorney, Marion County
00:10:24 EXHIBIT 4: Sybil Hebb, Director of Policy Advocacy, Oregon Law Center
00:13:25 Tim Colahan, Executive Director, Oregon District Attorneys Association
00:14:41 Mike Schmidt, Executive Director, Oregon Criminal Justice Commission
00:16:09 Jayne Downing, Executive Director, Center for Hope and Safety
00:17:07 EXHIBIT 5: witness registration
00:17:08 The following is submitted for the record without public testimony:
EXHIBIT 6: Amy Davidson, Crime Survivor Program Coordinator,
Partnership for Safety and Justice
EXHIBIT 7: Michele Roland-Schwartz, Executive Director, Oregon
Attorney General's Sexual Assault Task Force

00:17:11 **SB 606 - Work Session**

00:17:12 Chair Prozanski
00:17:15 MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -1
AMENDMENTS
00:17:43 VOTE: 7-0-0
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
PROZANSKI
00:17:46 MOTION: VICE-CHAIR THATCHER MOVES SB 606 DO PASS AS
AMENDED AND BE REFERRED TO THE JOINT COMMITTEE ON
WAYS AND MEANS BY PRIOR REFERENCE
00:17:50 VOTE: 7-0-0
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
PROZANSKI

00:18:02 **SB 992 - Public Hearing**

00:18:03 Chair Prozanski
00:18:08 EXHIBIT 8: Channa Newell, Counsel
00:18:52 EXHIBIT 9: Paul Solomon, Executive Director, Sponsors, Inc.
00:22:11 Mike Schmidt, Executive Director, Oregon Criminal Justice Commission
00:23:22 Sen. Manning Jr.
00:23:39 SEN. MANNING JR. DECLARES POTENTIAL CONFLICT OF INTEREST
00:24:20 EXHIBIT 10: witness registration

- 00:24:21** The following is submitted for the record without public testimony:
EXHIBITS 11-12: Iris Maria Chávez, Managing Partner, Equity Action Partners
EXHIBIT 13: Alex Cuyler, Intergovernmental Relations Manager, Lane County
- 00:24:22** **SB 992 - Work Session**
- 00:24:23** Chair Prozanski
- 00:24:29** MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -1 AMENDMENTS
- 00:25:00** VOTE: 7-0-0
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER, PROZANSKI
- 00:25:05** MOTION: VICE-CHAIR THATCHER MOVES SB 992 DO PASS AS AMENDED AND BE REFERRED TO THE JOINT COMMITTEE ON WAYS AND MEANS BY PRIOR REFERENCE
- 00:25:28** VOTE: 7-0-0
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER, PROZANSKI
- 00:25:36** **SB 873 - Public Hearing**
- 00:25:37** Chair Prozanski
- 00:25:41** Channa Newell, Counsel
- 00:27:02** Troy Pickard, landlord/tenant attorney, Portland
- 00:31:00** Sybil Hebb, Director of Policy Advocacy, Oregon Law Center
- 00:33:09** Caitlyn Kennedy, TPI/Rentwell
- 00:34:25** Vice-Chair Thatcher
- 00:37:08** Cameron Foster, social worker
- 00:38:26** Sen. Lew Frederick, Senate District 22
- 00:38:27** EXHIBIT 14: witness registration
- 00:38:28** The following is submitted for the record without public testimony:
EXHIBIT 15: April L. Kusters, Assistant Director, Student Legal Services, Portland State University
EXHIBIT 16: Shannon Singleton, Executive Director, JOIN Portland
- 00:40:01** **SB 1040 - Public Hearing**
- 00:40:02** Chair Prozanski
- 00:40:35** Jack L. Esp, gun rights advocate
- 00:43:20** Rob Bovett, Legal Counsel, Association of Oregon Counties
- 00:44:52** Roger Beyer, National Rifle Association (NRA)
- 00:47:32** Rhonda Rich, resident, Keizer
- 00:51:53** Carol Doerfler, President, West Keizer Neighborhood Association
- 00:52:52** Danny Dietz, resident, Keizer
- 00:58:47** Rich Angstrom, President, Oregon Concrete & Aggregate Producers Association
- 01:02:50** Jere Clancy, resident, Keizer

01:05:10 Bruce Anderson, resident, Keizer
01:09:19 Sen. Fagan

01:11:18 **SB 924 - Public Hearing**
01:11:19 Chair Prozanski
01:11:24 Addie Smith, Counsel
01:12:19 Sen. James Manning Jr., Senate District 7
01:14:58 EXHIBITS 17-19: Mary Sofia, Legislative Director, Oregon Criminal
Defense Lawyers Association
01:17:52 EXHIBIT 20: Deena Corso, Director, Juvenile Services Division,
Multnomah County Department of Community Justice; Oregon Juvenile
Department Directors' Association (OJDDA)
01:20:13 EXHIBIT 21: Megan L. Jacquot, Circuit Court Judge, Coos County (via
telephone)
01:23:26 Sen. Gelser
01:26:04 EXHIBIT 22: witness registration
01:26:05 The following is submitted for the record without public testimony:
EXHIBIT 23: Angela Sherbo, Youth, Rights & Justice
EXHIBIT 24: Caitlin Skurky, Extern, Oregon Criminal Defense Lawyers
Association
EXHIBIT 25: Kimberly McCullough, Policy Director, ACLU of Oregon

01:26:43 **SB 379 - Work Session**
01:26:47 Chair Prozanski
01:26:54 The following is submitted for the record without public testimony:
EXHIBIT 26: Lou Ogden, Executive Director, Unified Business Oregon

01:26:55 **SB 548 - Work Session**
01:26:56 Chair Prozanski
01:27:03 EXHIBIT 27: Michael Lantz, Counsel
01:27:54 MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -2
AMENDMENTS
01:28:36 Aaron Knott, Legislative Director, Oregon Department of Justice
01:29:10 VOTE: 7-0-0
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
PROZANSKI
01:29:13 MOTION: VICE-CHAIR THATCHER MOVES SB 548 DO PASS AS
AMENDED AND BE REFERRED TO THE JOINT COMMITTEE ON
WAYS AND MEANS BY PRIOR REFERENCE
01:29:34 VOTE: 7-0-0
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
PROZANSKI

01:29:44 **SB 576 - Work Session**
01:29:45 Chair Prozanski

01:29:58 **SB 723 - Work Session**
01:29:59 Chair Prozanski
01:30:03 EXHIBIT 28: Michael Lantz, Counsel
01:30:48 MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -7
AMENDMENTS
01:31:05 Vice-Chair Thatcher
01:31:33 Sen. Bentz
01:31:49 VOTE: 7-0-0
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
PROZANSKI
01:31:55 MOTION: VICE-CHAIR THATCHER MOVES SB 723 DO PASS AS
AMENDED
01:32:24 Sen. Linthicum
01:32:47 VOTE: 4-3-0
AYES: FAGAN, GELSER, MANNING, PROZANSKI
NAYS: BENTZ, LINTHICUM, THATCHER
CARRIER: SEN. DEMBROW WILL LEAD DISCUSSION ON THE FLOOR

01:33:11 **SB 775 - Work Session**
01:33:12 Chair Prozanski

01:33:26 **SB 321 - Work Session**
01:33:27 Chair Prozanski

01:33:45 **SB 24 - Work Session**
01:33:46 Chair Prozanski

01:34:00 **SB 299 - Work Session**
01:34:01 Chair Prozanski

01:34:13 **SB 318 - Work Session**
01:34:14 Chair Prozanski
01:34:18 EXHIBIT 29: Addie Smith, Counsel
01:34:45 MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -2
AMENDMENTS
01:35:14 VOTE: 7-0-0
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
PROZANSKI
01:35:15 MOTION: VICE-CHAIR THATCHER MOVES SB 318 DO PASS AS
AMENDED
01:35:34 Sen. Bentz
01:36:08 Sen. Gelser
01:38:22 VOTE: 7-0-0
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
PROZANSKI
CARRIER: SEN. THATCHER WILL LEAD DISCUSSION ON THE FLOOR

01:38:48 **SB 373 - Work Session**

01:38:49 Chair Prozanski

01:38:51 EXHIBIT 30: Addie Smith, Counsel

01:39:22 MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT -1
AMENDMENTS

01:39:38 VOTE: 7-0-0

AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
PROZANSKI

01:39:41 MOTION: VICE-CHAIR THATCHER MOVES SB 373 DO PASS AS
AMENDED

01:39:57 Sen. Bentz

01:41:02 VOTE: 7-0-0

AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
PROZANSKI

CARRIER: SEN. PROZANSKI WILL LEAD DISCUSSION ON THE
FLOOR

01:41:51 **SB 498 - Work Session**

01:41:52 Chair Prozanski

01:41:58 EXHIBIT 31: Addie Smith, Counsel

01:43:35 MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -2
AMENDMENTS

01:43:50 VOTE: 7-0-0

AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
PROZANSKI

01:43:51 MOTION: VICE-CHAIR THATCHER MOVES SB 498 DO PASS AS
AMENDED

01:44:04 Sen. Bentz

01:45:33 Sen. Gelser

01:46:17 VOTE: 7-0-0

AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
PROZANSKI

CARRIER: SEN. GELSER WILL LEAD DISCUSSION ON THE FLOOR

01:46:25 **SB 1011 - Work Session**

01:46:26 Chair Prozanski

01:46:28 EXHIBIT 32: Addie Smith, Counsel

01:47:06 MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -2
AMENDMENTS

01:47:20 VOTE: 7-0-0

AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
PROZANSKI

01:47:23 MOTION: VICE-CHAIR THATCHER MOVES SB 1011 DO PASS AS
AMENDED

01:47:36 VOTE: 7-0-0
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
PROZANSKI
CARRIER: SEN. PROZANSKI WILL LEAD DISCUSSION ON THE
FLOOR

01:47:42 **SB 383 - Work Session**
01:47:43 Chair Prozanski
01:47:46 EXHIBIT 33: Channa Newell, Counsel
01:49:09 MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -6
AMENDMENTS
01:49:56 VOTE: 7-0-0
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
PROZANSKI
01:50:00 MOTION: VICE-CHAIR THATCHER MOVES SB 383 DO PASS AS
AMENDED
01:50:15 Vice-Chair Thatcher
01:50:24 VOTE: 7-0-0
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
PROZANSKI
CARRIER: SEN. FREDERICK WILL LEAD DISCUSSION ON THE
FLOOR
01:50:25 The following is submitted for the record without public testimony:
EXHIBIT 34: Portland City Council

01:50:39 **SB 577 - Work Session**
01:50:40 Chair Prozanski
01:50:51 EXHIBIT 35: Gillian Fischer, Counsel
01:51:17 MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -2
AMENDMENTS
01:51:39 Sen. Linthicum
01:52:51 Sen. Bentz
01:53:14 VOTE: 7-0-0
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
PROZANSKI
01:53:21 MOTION: VICE-CHAIR THATCHER MOVES SB 577 DO PASS AS
AMENDED AND BE REFERRED TO THE JOINT COMMITTEE ON
WAYS AND MEANS BY PRIOR REFERENCE
01:53:49 Vice-Chair Thatcher
01:55:37 VOTE: 7-0-0
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
PROZANSKI
01:55:42 The following is submitted for the record without public testimony:
EXHIBIT 36: Claire Hall, County Commissioner, Lincoln County
EXHIBIT 37: Gabe Shepard, Volunteer Aide, Corvallis City Legislative
Committee

01:55:50 **SB 597 - Work Session**
01:55:51 Chair Prozanski
01:55:55 EXHIBITS 38-39: Gillian Fischer, Counsel
01:56:40 MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -3
 AMENDMENTS
01:57:08 Sen. Linthicum
01:57:47 VOTE: 7-0-0
 AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
 PROZANSKI
01:57:54 MOTION: VICE-CHAIR THATCHER MOVES SB 597 DO PASS AS
 AMENDED
01:58:07 VOTE: 7-0-0
 AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,
 PROZANSKI
 CARRIER: SEN. TAYLOR WILL LEAD DISCUSSION ON THE FLOOR
01:58:14 The following is submitted for the record without public testimony:
 EXHIBIT 40: Mary Sofia, Legislative Director, Oregon Criminal Defense
 Lawyers Association
02:01:14 Meeting Adjourned