

## SENATE COMMITTEE ON JUDICIARY

April 9, 2019  
08:15 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 111 – Work Session  
SB 420 – Work Session  
SB 763 – Work Session  
SB 775 – Work Session  
SB 873 – Work Session  
SB 912 – Work Session  
SB 924 – Work Session  
SB 973 – Work Session  
SB 975 – Work Session  
SB 978 – Work Session  
SB 980 – Work Session  
SB 998 – Work Session  
SB 1001 – Work Session  
SB 1002 – Work Session  
SB 1005 – Work Session  
SB 1040 – Work Session

---

**00:00:01** Meeting Called to Order  
**00:00:02** Chair Prozanski  
  
**00:00:52** [SB 111 - Work Session](#)  
**00:00:53** Chair Prozanski  
**00:00:56** EXHIBITS 1-2: Channa Newell, Counsel  
**00:02:47** Vice-Chair Thatcher

**00:08:13** Sen. Bentz  
**00:08:31** MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -4 AMENDMENTS  
**00:08:55** Sen. Linthicum  
**00:09:48** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER, PROZANSKI  
**00:09:54** MOTION: VICE-CHAIR THATCHER MOVES SB 111 DO PASS AS AMENDED AND BE REFERRED TO THE JOINT COMMITTEE ON WAYS AND MEANS  
**00:13:12** VOTE: 5-2-0  
AYES: FAGAN, GELSER, MANNING, THATCHER, PROZANSKI  
NAYS: BENTZ, LINTHICUM  
**00:13:15** The following is submitted for the record without public testimony:  
EXHIBIT 3: Angelo and Leigh Grestoni, Grestoni Vineyards, LLC  
EXHIBIT 4: Brian Shuster, Finley Bend Vineyard  
EXHIBIT 5: Chris and Sharon Deckelmann, Meridian Estate Vineyard Inc.  
EXHIBIT 6: Dennis P. O'Donoghue, Celtic Moon Vineyards LLC  
EXHIBIT 7: Jim Blumling, Vice President of Operations, Copper Cane Wines & Provisions  
EXHIBIT 8: John Pratt, President, Rogue Valley Winegrowers Association  
EXHIBIT 9: Laurent Montalieu, Owner, NW Wine Company and Hyland Estate  
EXHIBIT 10: Oregon wine industry coalition  
EXHIBIT 11: Oregon Winegrowers Association  
EXHIBIT 12: Rob and Jolee Wallace, Del Rio Vineyards & Winery  
EXHIBIT 13: Ryan Harms, Owner, Union Wine Company  
EXHIBIT 14: Sam Tannahill, Founder and Wine Grower, A to Z Wineworks  
EXHIBIT 15: Scott Kelley, Paul O'Brien Winery  
EXHIBIT 16: Scott Steingraber, President, Southern Oregon Winery Association  
EXHIBIT 17: Teal Stone, Blue Heron Vineyards, LLC  
EXHIBIT 18: Terry Brandborg, President, Umpqua Valley Winegrowers Association  
EXHIBIT 19: Wayne Parker, Melrose Vineyards  
EXHIBIT 20: Tim Cowan, resident  
  
**00:13:40** **SB 420 - Work Session**  
**00:13:41** Chair Prozanski  
**00:13:47** EXHIBITS 21-22: Michael Lantz, Counsel  
**00:14:43** MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -2 AMENDMENTS  
**00:14:56** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER, PROZANSKI

**00:15:00** MOTION: VICE-CHAIR THATCHER MOVES SB 420 DO PASS AS AMENDED

**00:15:24** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER, PROZANSKI  
CARRIER: SEN. FREDERICK WILL LEAD DISCUSSION ON THE FLOOR

**00:15:35** **SB 763 - Work Session**

**00:15:36** Chair Prozanski

**00:15:39** Channa Newell, Counsel

**00:16:27** MOTION: VICE-CHAIR THATCHER MOVES SB 763 DO PASS AND BE REFERRED TO THE JOINT COMMITTEE ON WAYS AND MEANS

**00:16:46** Sen. Gelser

**00:17:39** Vice-Chair Thatcher

**00:20:09** Sen. Linthicum

**00:23:50** VOTE: 5-2-0  
AYES: BENTZ, FAGAN, MANNING, THATCHER, PROZANSKI  
NAYS: GELSER, LINTHICUM

**00:24:21** **SB 775 - Work Session**

**00:24:22** Chair Prozanski

**00:24:26** EXHIBITS 23-24: Gillian Fischer, Counsel

**00:25:25** MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -1 AMENDMENTS

**00:25:40** VOTE: 7-0-0

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

**00:25:44** MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -4 AMENDMENTS

**00:26:00** Vice-Chair Thatcher

**00:27:14** VOTE: 7-0-0

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

**00:27:22** MOTION: VICE-CHAIR THATCHER MOVES SB 775 DO PASS AS AMENDED

**00:27:39** VOTE: 7-0-0

AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER, PROZANSKI  
CARRIER: SEN. DEMBROW WILL LEAD DISCUSSION ON THE FLOOR

**00:28:03** **SB 873 - Work Session**

**00:28:04** Chair Prozanski

**00:28:08** EXHIBIT 25: Channa Newell, Counsel

**00:29:01** MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -1 AMENDMENTS

**00:29:14** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,  
PROZANSKI

**00:29:17** MOTION: VICE-CHAIR THATCHER MOVES SB 873 DO PASS AS  
AMENDED

**00:29:33** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,  
PROZANSKI  
CARRIER: SEN. FAGAN WILL LEAD DISCUSSION ON THE FLOOR

**00:29:44** **SB 912 - Work Session**

**00:29:45** Chair Prozanski

**00:29:48** EXHIBIT 26: Channa Newell, Counsel

**00:31:13** MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -2  
AMENDMENTS

**00:31:27** Sen. Bentz

**00:32:53** Vice-Chair Thatcher

**00:40:40** Sen. Gelser

**00:42:13** Sen. Linthicum

**00:48:08** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,  
PROZANSKI

**00:48:12** MOTION: VICE-CHAIR THATCHER MOVES SB 912 DO PASS AS  
AMENDED AND BE REFERRED TO THE JOINT COMMITTEE ON  
WAYS AND MEANS BY PRIOR REFERENCE

**00:49:49** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,  
PROZANSKI

**00:49:54** The following is submitted for the record without public testimony:  
EXHIBIT 27: Richard Donovan, Legislative Services Specialist, Oregon  
School Boards Association

**00:49:56** **SB 924 - Work Session**

**00:49:57** Chair Prozanski

**00:50:00** EXHIBIT 28: Addie Smith, Counsel

**00:51:59** MOTION: CHAIR PROZANSKI MOVES THAT THE RULES BE  
SUSPENDED FOR THE PURPOSE OF TAKING ACTION ON SB 924  
PRIOR TO HAVING THE FISCAL IMPACT STATEMENT

**00:52:18** Vice-Chair Thatcher

**00:54:12** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,  
PROZANSKI

**00:54:21** MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -1  
AMENDMENTS

**00:54:37** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER, PROZANSKI

**00:54:40** MOTION: VICE-CHAIR THATCHER MOVES SB 924 DO PASS AS AMENDED AND SUBSEQUENT REFERRAL TO THE JOINT COMMITTEE ON WAYS AND MEANS BE RESCINDED

**00:55:24** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER, PROZANSKI  
CARRIER: SEN. MANNING WILL LEAD DISCUSSION ON THE FLOOR

**00:55:33** **SB 973 - Work Session**

**00:55:34** Chair Prozanski

**00:55:37** EXHIBIT 29: Channa Newell, Counsel

**00:56:47** MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -2 AMENDMENTS

**00:56:59** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER, PROZANSKI

**00:57:03** MOTION: VICE-CHAIR THATCHER MOVES SB 973 DO PASS AS AMENDED AND BE REFERRED TO THE JOINT COMMITTEE ON WAYS AND MEANS

**00:57:39** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER, PROZANSKI

**00:57:59** **SB 975 - Work Session**

**00:58:00** Chair Prozanski

**00:58:04** EXHIBIT 30: Michael Lantz, Counsel

**00:58:48** MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -1 AMENDMENTS

**00:59:06** VOTE: 6-0-1  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, THATCHER, PROZANSKI  
EXCUSED: MANNING

**00:59:11** MOTION: VICE-CHAIR THATCHER MOVES SB 975 DO PASS AS AMENDED

**01:00:46** Vice-Chair Thatcher

**01:03:30** VOTE: 6-1-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, PROZANSKI  
NAY: THATCHER  
CARRIER: SEN. FREDERICK WILL LEAD DISCUSSION ON THE FLOOR

**01:03:31** The following is submitted for the record without public testimony:  
EXHIBIT 31: Larry Hart, resident, Portland

**01:04:18**      **SB 978 - Work Session**  
**01:04:19**      Chair Prozanski  
**01:04:22**      EXHIBIT 32: Gillian Fischer, Counsel  
**01:05:49**      MOTION: SEN. GELSER MOVES TO ADOPT THE -5 AMENDMENTS  
**01:06:07**      Sen. Linthicum  
**01:06:29**      VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,  
PROZANSKI  
**01:06:37**      MOTION: SEN. GELSER MOVES SB 978 DO PASS AS AMENDED  
**01:07:06**      Vice-Chair Thatcher  
**01:07:07**      Sen. Bentz  
**01:07:10**      VOTE: 4-3-0  
AYES: FAGAN, GELSER, MANNING, PROZANSKI  
NAYS: BENTZ, LINTHICUM, THATCHER  
CARRIER: SEN. PROZANSKI AND SEN. BURDICK WILL LEAD  
DISCUSSION ON THE FLOOR  
**01:08:10**      VICE-CHAIR THATCHER SERVES NOTICE OF POSSIBLE MINORITY  
REPORT  
  
**01:08:48**      **SB 980 - Work Session**  
**01:08:49**      Chair Prozanski  
**01:08:59**      EXHIBIT 33: Gillian Fischer, Counsel  
**01:09:36**      MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -1  
AMENDMENTS  
**01:09:48**      VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,  
PROZANSKI  
**01:09:53**      MOTION: VICE-CHAIR THATCHER MOVES SB 980 DO PASS AS  
AMENDED  
**01:10:11**      VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,  
PROZANSKI  
CARRIER: SEN. PROZANSKI WILL LEAD DISCUSSION ON THE  
FLOOR  
  
**01:10:23**      **SB 998 - Work Session**  
**01:10:24**      Chair Prozanski  
**01:10:31**      EXHIBITS 34-35: Michael Lantz, Counsel  
**01:11:48**      MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -2  
AMENDMENTS  
**01:12:21**      VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,  
PROZANSKI  
**01:12:32**      MOTION: CHAIR PROZANSKI MOVES THAT THE RULES BE  
SUSPENDED FOR THE PURPOSE OF TAKING ACTION ON SB 998  
PRIOR TO HAVING THE FISCAL IMPACT STATEMENT

**01:12:48** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,  
PROZANSKI

**01:12:50** MOTION: VICE-CHAIR THATCHER MOVES SB 998 DO PASS AS  
AMENDED

**01:13:11** Sen. Bentz

**01:13:56** Vice-Chair Thatcher

**01:14:59** Sen. Linthicum

**01:15:16** Sen. Fagan

**01:15:48** VOTE: 6-1-0  
AYES: FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,  
PROZANSKI  
NAY: BENTZ  
CARRIER: SEN. PROZANSKI WILL LEAD DISCUSSION ON THE  
FLOOR

**01:16:07** **SB 1001 - Work Session**

**01:16:08** Chair Prozanski

**01:16:26** MOTION: VICE-CHAIR THATCHER MOVES SB 1001 WITHOUT  
RECOMMENDATION AND BE REFERRED TO THE SENATE  
COMMITTEE ON RULES

**01:16:49** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,  
PROZANSKI

**01:16:53** The following is submitted for the record without public testimony:  
EXHIBIT 36: Josh Hummel, District Attorney, Deschutes County

**01:16:58** **SB 1002 - Work Session**

**01:16:59** Chair Prozanski

**01:17:19** EXHIBIT 37: Gillian Fischer, Counsel

**01:17:44** MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -1  
AMENDMENTS

**01:17:56** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,  
PROZANSKI

**01:18:01** MOTION: VICE-CHAIR THATCHER MOVES SB 1002 DO PASS AS  
AMENDED

**01:19:35** Vice-Chair Thatcher

**01:19:44** VOTE: 5-2-0  
AYES: FAGAN, GELSER, LINTHICUM, MANNING, PROZANSKI  
NAYS: BENTZ, THATCHER  
CARRIER: SEN. PROZANSKI WILL LEAD DISCUSSION ON THE  
FLOOR

**01:20:04** **SB 1005 - Work Session**

**01:20:05** Chair Prozanski

**01:20:14** EXHIBITS 38-39: Michael Lantz, Counsel  
**01:22:06** MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -2  
AMENDMENTS  
**01:22:22** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,  
PROZANSKI  
**01:22:26** MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -3  
AMENDMENTS  
**01:22:38** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,  
PROZANSKI  
**01:22:44** MOTION: VICE-CHAIR THATCHER MOVES SB 1005 DO PASS AS  
AMENDED AND BE REFERRED TO THE JOINT COMMITTEE ON  
WAYS AND MEANS  
**01:23:33** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,  
PROZANSKI  
  
**01:23:42** **SB 1040 - Work Session**  
**01:23:43** Chair Prozanski  
**01:23:47** EXHIBIT 40: Channa Newell, Counsel  
**01:24:42** MOTION: VICE-CHAIR THATCHER MOVES TO ADOPT THE -4  
AMENDMENTS  
**01:24:55** Vice-Chair Thatcher  
**01:26:08** Rob Bovett, Legal Counsel, Association of Oregon Counties  
**01:26:57** Sen. Manning Jr.  
**01:29:43** Sen. Bentz  
**01:30:21** Rich Angstrom, Oregon Concrete & Aggregate Producers Association  
**01:34:54** Sen. Fagan  
**01:35:42** Sen. Linthicum  
**01:36:28** VOTE: 7-0-0  
AYES: BENTZ, FAGAN, GELSER, LINTHICUM, MANNING, THATCHER,  
PROZANSKI  
**01:36:53** MOTION: VICE-CHAIR THATCHER MOVES SB 1040 DO PASS AS  
AMENDED  
**01:37:51** VOTE: 6-1-0  
AYES: BENTZ, FAGAN, GELSER, MANNING, THATCHER, PROZANSKI  
NAY: LINTHICUM  
CARRIER: SEN. THATCHER WILL LEAD DISCUSSION ON THE FLOOR  
**01:38:10** The following is submitted for the record without public testimony:  
EXHIBIT 41: Dan Kohler, member, Keizer City Council  
**01:39:35** Meeting Adjourned