

Staff:

Channa Newell, Counsel
Gillian Fischer, Counsel
Michael Lantz, Counsel
Amie Fender-Sosa, Counsel
Leslie Wu, Counsel
Mike Reiley, Sr. Committee Assistant
Lisa Rybloom, Committee Assistant
Amarit Ubhi, Committee Assistant
Lauren Leabeater, Committee Assistant



Members:

Rep. Janelle Bynum, Chair
Rep. Ron Noble, Vice-Chair
Rep. Karin Power, Vice-Chair
Rep. Maxine Dexter
Rep. Ken Helm
Rep. Jason Kropf
Rep. Rick Lewis
Rep. Lily Morgan
Rep. Kim Wallan
Rep. Marty Wilde

HOUSE COMMITTEE ON JUDICIARY

Oregon State Capitol
900 Court Street NE, Room 331, Salem, Oregon 97301
Phone: 503-986-1750

Email: <https://olis.oregonlegislature.gov/liz/2021R1/Testimony/HJUD>

AGENDA

Revision 6 Posted: MAY 24 07:50 PM

TUESDAY

Date: May 25, 2021
Time: 1:00 P.M.
Room: Remote F

Entry to the Capitol Building is currently limited to authorized personnel only. All committee meetings are taking place remotely.

To view a live stream of the meeting:

<https://olis.oregonlegislature.gov/liz/2021R1/Committees/HJUD/Overview>

A viewing station is also available outside of the Capitol Building.

Work Session

SB 133 A

Places limits on admissibility of facilitated dialogue and responsibility letter bank programs for youth offenders and persons temporarily assigned to youth correction facilities.

SB 134 A

Creates exemption to disclosure of information or records regarding certain youth participating in Oregon Youth Authority programs or treatment.

SB 176

CARRIED OVER FROM THE 5/24/21 MEETING: Creates exceptions to certain privileges in abuse proceedings.

SB 177 A

CARRIED OVER FROM THE 5/24/21 MEETING: Provides that proponent of certain hearsay statements is not required to issue material witness order or seek sanctions for contempt in order to show unavailability of declarant.

SB 201 A

Provides that person commits offense of driving while under influence of intoxicants if person has blood alcohol level of 0.08 percent or more by weight within two hours after driving vehicle.

AGENDA (cont.)

May 25, 2021

SB 204 A

Adds civilian oversight agencies and review bodies designated by municipalities or law enforcement agencies to definition of "criminal justice agency." Allows civilian oversight agencies and review bodies to access Law Enforcement Data System.

SB 214 A

Provides that certain evidence of economic damages creates rebuttable presumption of reasonableness for purposes of restitution ordered as part of criminal sentence.

SB 218 A

Expands types of charges eligible for conditional discharge to include any misdemeanor or Class C felony, other than driving while under the influence of intoxicants, if defendant has been formally accepted into specialty court.

SB 289 A

Prohibits person convicted of bias crime committed while on state waters or publicly owned outdoor recreation land from entering area under jurisdiction of State Parks and Recreation Department.

SB 436

Modifies terminology by changing statutory references to "youth offender" to "adjudicated youth."

SB 731 A

Modifies provisions relating to tribal police officers.

SB 751 A

Modifies definition of "disclose" for purposes of discovery requirements in criminal cases.

SB 752

Provides that defendant's reasonable belief that victim consented constitutes affirmative defense in certain prosecutions for sexual abuse in the second degree and sexual abuse in the third degree.

SB 766

Modifies date of expiration of sexual abuse restraining order for orders entered when petitioner was under 18 years of age.

SB 819 A

Establishes procedure by which district attorney and incarcerated person may jointly petition sentencing court for reconsideration of conviction and sentence.

SB 836 A

Directs Department of Corrections to consider all other alternatives before suspending or terminating alternative incarceration program in its entirety for more than five consecutive days.

Recommended from the House Judiciary Subcommittee on Civil Law:

SB 197 A

Extends applicability of education policies related to teen dating violence, domestic violence and sexual harassment to private schools.

SB 205 A

Authorizes court to commit person to state hospital or secure mental health facility during pendency of petition to commit person as extremely dangerous person with mental illness.

SB 206 A

Modifies procedures when court orders conditional release of person found guilty except for insanity.

SB 572

CARRIED OVER FROM THE 5/24/21 MEETING: Modifies protective proceedings to permit vulnerable youth guardianships for adults between 18 and 21 years of age who are eligible for

AGENDA (cont.)

May 25, 2021

special immigrant status and who are unable to be reunified with parent due to abuse, neglect or abandonment that occurred before adult attained 18 years of age.

SB 578 A

CARRIED OVER FROM THE 5/24/21 MEETING: Requires court, under certain circumstances, to appoint legal counsel for respondent or protected person in protective proceeding.

SB 753

CARRIED OVER FROM THE 5/24/21 MEETING: Repeals requirement that Division of Child Support provide certain spousal support enforcement services for obligees who receive public assistance but who are not also receiving child support enforcement services.

SB 812 A

Modifies eligibility requirements for exception to income withholding for child support obligations.

SB 813 A

Clarifies applicability of provisions extending time to commence action or give notice of claim when expiration of time falls within state of emergency related to COVID-19.

SB 821

Creates process to rebut presumption of inability to pay support order after support order is suspended and procedure upon reinstatement following rebuttal of presumption.

Note change: SB 176, SB 177 A, SB 572, SB 578 A, and SB 753 added.

Unless otherwise noted on the agenda, testimony is only accepted by committees for bills or topics scheduled for a public hearing. See the Oregon Legislature's website for information on contacting individual legislators directly on bills or topics not scheduled for a public hearing.