

HOUSE COMMITTEE ON ENERGY AND THE ENVIRONMENT

TAPE LOG

May 16, 2007 Hearing Room C
1:00 P.M. Tapes 105 - 106

MEMBERS PRESENT: **Rep. Jackie Dingfelder, Chair**
 Rep. Chuck Burley, Vice-Chair
 Rep. Ben Cannon, Vice-Chair
 Rep. E. Terry Beyer
 Rep. Bob Jenson
 Rep. Greg Macpherson
 Rep. Greg Smith

STAFF PRESENT: **Cat McGinnis, Committee Administrator**
 Ian Tolleson, Committee Assistant

MEASURES/ISSUES HEARD:
 SB 156 – Public Hearing & Work Session
 SB 838B – Work Session
 SB 375 – Work Session

This tape log is in compliance with Senate and House Rules. For complete contents, please refer to the cassette tapes.

TAPE # AND SIDE	COUNTER NUMBER	BRIEF DESCRIPTION OF SUBJECT MATTER OR CHANGE IN SPEAKER
105A	003	Chair Dingfelder calls the meeting to order at 1:08 p.m.
<u>SB 156 – PUBLIC HEARING</u>	005	Cat McGinnis, Committee Administrator
	007	Chair Dingfelder
	009	Gail Shibley, Administrator, Office of Environmental Public Heath (OEPA) (EXHIBITA)
	032	Michael Kurtz, Manager, Suburban East Salem Water District (EXHIBIT B)
	049	Rep. Cannon
	055	Shibley
	062	Rep. Cannon
	065	Shibley
	069	Chair Dingfelder
	075	Shibley
	089	Chair Dingfelder
105A	091	Shibley
	098	Chair Dingfelder
	101	Shibley
	107	Chair Dingfelder
	110	Shibley
	118	Rep. Macpherson
	122	Shibley

	142	Rep. G. Smith
	146	Shibley
	156	Rep. G. Smith
	163	Shibley
	184	Rep. Jenson
	212	Shibley
	257	Kurtz
	270	Rep. Jenson
	298	Shibley
	311	Rep. Burley
	323	Shibley
	374	Chair Dingfelder
	400	Willie Tiffany, Senior Associate, League of Oregon Cities
	455	Amanda Rich, Representative, Special District Association of Oregon
106A	007	Rep. Burley
	009	Tiffany
	015	Chair Dingfelder
	019	Tiffany
	030	Rep. Jenson
	034	Chair Dingfelder
	037	Rep. Cannon
	039	Shibley
	041	Rep. Macpherson
	055	Shibley
	063	Chair Dingfelder

SB 156 – WORK SESSION

	068	MOTION: Rep. Cannon moves SB 156 to the floor with a DO PASS recommendation.
	069	Chair Dingfelder
	071	Rep. Macpherson
	077	Rep. Jenson
	092	Chair Dingfelder
106A	094	VOTE: 6-0-1
		AYE: 6 - Beyer, Burley, Cannon, Jenson, Macpherson, Dingfelder
		EXCUSED: 1 - Smith G.
		Chair Dingfelder declares the motion CARRIED.
		REP. BEYER will lead discussion on the floor.
	105	Chair Dingfelder

SB 375 – WORK SESSION

	107	Cat McGinnis, Committee Administrator (EXHIBIT C, D, E)
	111	Chair Dingfelder (EXHIBIT F)
	146	Mike Grainey, Director, Oregon Department of Energy (ODE)
	155	Chair Dingfelder
	160	Grainey
	176	Rep. Cannon
	189	Jeremiah Baumann, Environmental Advocate, Oregon State Public Interest Research Group (OSPIRG)
	200	Rep. Cannon

	202	Baumann
	209	Grainey
	219	Betty Merrill, Schools Program Specialist, Oregon Department of Energy
	233	Baumann
	246	Chair Dingfelder
	259	Rep. Cannon
	263	Baumann
	284	Rep. Burley
	295	Baumann
	306	Rep. Burley
	310	Baumann
	325	Rep. Burley
	340	Baumann
	355	Chair Dingfelder
	357	Baumann
	361	Rep. Burley
	376	Baumann
	408	Rep. Burley
	414	Chair Dingfelder
	426	Merrill
	446	Chair Dingfelder
	450	Baumann
105B	017	Chair Dingfelder
105B	029	MOTION: Rep. Cannon Moves to ADOPT SB 375-2 amendments dated 5/15/07.
		VOTE: 7-0-0
		Chair Dingfelder, hearing no objection, declares the motion CARRIED.
	030	Chair Dingfelder
	030	MOTION: Rep. Cannon moves to ADOPT SB 375-5 amendments dated 5/16/07.
		VOTE: 7-0-0
		Chair Dingfelder, hearing no objection, declares the motion CARRIED.
	033	Chair Dingfelder
	035	MOTION: Rep. Cannon moves to ADOPT SB 375-6 amendments dated 5/16/07.
		VOTE: 7-0-0
		Chair Dingfelder, hearing no objection, declares the motion CARRIED.
	036	Chair Dingfelder
	038	MOTION: Rep. Cannon moves SB 375 to the floor with a DO PASS AS AMENDED recommendation.
	039	Chair Dingfelder
	041	Rep. Burley
	044	Rep. G. Smith
	046	Chair Dingfelder
	050	VOTE: 5-2-0
		AYE: 5 - Beyer, Cannon, Jenson, Macpherson, Dingfelder

NAY: 2 - Burley, Smith G.
REP. MACPHERSON will lead discussion on the floor.
Chair Dingfelder declares the motion CARRIED.

052 Rep. Macpherson
054 Chair Dingfelder

SB 838B – WORK SESSION

070 Sandy Flicker, Executive Director, Oregon Rural Cooperative Association (**EXHIBIT G**)

124 Chair Dingfelder

126 Rep. Cannon

128 Flicker

133 Rep. Cannon

137 Flicker

148 Brendan McCarthy, State Government Affairs Specialist,
Portland General Electric (PGE)

**167 MOTION: Rep. Cannon moves to ADOPT SB 838B-78
amendments dated 5/16/07.**

105B

168 Chair Dingfelder

171 Rep. G. Smith

176 Rep. Burley

182 Rep. Beyer

183 VOTE: 6-1-0

**AYE: 6 - Burley, Cannon, Jenson, Macpherson,
Smith G., Dingfelder**

NAY: 1 - Beyer

Chair Dingfelder declares the motion CARRIED.

**189 MOTION: Rep. Cannon moves to ADOPT SB 838B-76
amendments dated 5/15/07.**

191 Chair Dingfelder

202 Jeremiah Baumann, Oregon State Public Interest Research Group
(OSPIRG) (**EXHIBIT H**)

204 Jeff Bissonette, Organizing Director, Citizens Utility Board of
Oregon

206 Baumann

265 Bissonette

284 Rep. Burley

314 Rep. Beyer

315 VOTE: 6-1-0

**AYE: 6 - Burley, Cannon, Jenson, Macpherson,
Smith G., Dingfelder**

NAY: 1 - Beyer

Chair Dingfelder declared the motion CARRIED.

**322 MOTION: Rep. Burley moves to ADOPT SB 838B-74
amendments dated 5/11/07.**

330 Chair Dingfelder

334 Rep. Burley (**EXHIBIT I**)

358 Rep. Cannon

381 Rep. Burley

403 Rep. Macpherson

427 Rep. Beyer

437 Rep. Jenson

106B 450 Chair Dingfelder
 012 Rep. G. Smith
VOTE: 3-4-0
AYE: 3 - Burley, Jenson, Smith G.
NAY: 4 - Beyer, Cannon, Macpherson, Dingfelder
Chair Dingfelder declares the motion FAILED.
 030 **MOTION: Rep. Burley moves to ADOPT SB 838B-75**
amendments dated 5/11/07.
 031 Rep. Burley (EXHIBIT J)
 040 **VOTE: 3-4-0**
AYE: 3 - Burley, Jenson, Smith G.
NAY: 4 - Beyer, Cannon, Macpherson, Dingfelder
 106B **Chair Dingfelder declares the motion FAILED.**
 048 **MOTION: Rep. Burley moves to ADOPT SB 838B-73**
amendments dated 5/11/07.
 050 Chair Dingfelder
 052 Rep. Burley (EXHIBIT K)
 060 **VOTE: 3-4-0**
AYE: 3 - Burley, Jenson, Smith G.
NAY: 4 - Beyer, Cannon, Macpherson, Dingfelder
Chair Dingfelder, declares the motion FAILED.
 062 **MOTION: Rep. Burley moves to ADOPT SB 838B-70**
amendments dated 5/11/07.
 064 Chair Dingfelder
 066 Rep. Burley (EXHIBIT L)
 090 Rep. Cannon
 097 Rep. Burley
 109 Rep. Cannon
 116 Chair Dingfelder
 179 **VOTE: 3-4-0**
AYE: 3 - Burley, Jenson, Smith G.
NAY: 4 - Beyer, Cannon, Macpherson, Dingfelder
Chair Dingfelder declares the motion FAILED.
 124 Chair Dingfelder
 125 **MOTION: Rep. Cannon moves SB 838 to the floor with a**
DO PASS AS AMENDED recommendation.
 126 Chair Dingfelder
 130 Rep. Burley
 142 Rep. Jenson
 229 Chair Dingfelder
 231 Rep. Beyer
 242 Rep. G. Smith
 252 Chair Dingfelder
 275 **VOTE: 4-3-0**
AYE: 4 - Beyer, Cannon, Macpherson, Dingfelder
NAY: 3 - Burley, Jenson, Smith G.
Chair Dingfelder declares the motion CARRIED.
REP. DINGFELDER will lead discussion on the floor.
 281 Chair Dingfelder adjourns meeting at 2:59 p.m.

EXHIBIT SUMMARY

- A. **SB 156, written testimony, Gail Shibley, 2 pp**
- B. **SB 156, written testimony, Michael Kurtz, 1 p**
- C. **SB 375, -2 amendments, staff, 2 pp**
- D. **SB 375, -5 amendments, staff, 5 pp**
- E. **SB 375, -6 amendments, staff, 1p**
- F. **SB 375, e-mail, Rep. Dingfelder, 1 p**
- G. **SB 838, -78 amendments, Sandy Flicker, 2 pp**
- H. **SB 838, -76 amendments, Jeremiah Baumann, 2 pp**
- I. **SB 838, -74 amendments, Rep. Chuck Burley, 1 p**
- J. **SB 838, -75 amendments, Rep. Chuck Burley, 1 p**
- K. **SB 838, -73 amendments, Rep. Chuck Burley, 1 p**
- L. **SB 838, -70 amendments, Rep. Chuck Burley, 1p**