

**JOINT COMMITTEE ON WAYS AND MEANS – 2007 SESSION
NATURAL RESOURCES SUBCOMMITTEE**

MEETING INDEX

May 1, 2007
8:30 a.m.

Hearing Room H-174
Tapes: 106A, 107A

Members Present:

Sen. Devlin, Chair	Rep. Dingfelder, Vice-Chair
Sen. Avakian	Rep. Clem
Sen. Nelson	Rep. Nolan
	Rep. Burley
	Rep. Garrard

Members Excused:

Staff Present:

Paul Siebert, Budget Analyst, Legislative Fiscal Office
Susie Jordan, Budget Analyst, Legislative Fiscal Office
Patti O’Rielly, Committee Assistant, Legislative Fiscal Office

Measures or Issues Heard:

HB 5022, Department of Environmental Quality – Public Hearing
HB 5023, Department of Environmental Quality Fee Bill – Public Hearing
HB 3540, Relating to Compensation for Loss of Value of Private Real Property Resulting from Land Use Regulation – Work Session
HB 3546, Relating to Extension of Time for Review of Demands for Compensation by Reason of Land Use Regulations – Work Session

This meeting index is in compliance with Senate and House Rules. For complete content, please refer to the CDs.

Tape #/Counter	Speaker	Issues, Votes, Exhibits
TAPE 106A		
003	Chair Devlin	Calls the hearing to order at 8:37 AM Opens a Public Hearing on HB 5022, Department of Environmental Quality and HB 5023, Department of Environmental Quality Fee Bill
009	Stephanie Hallock, Director, Department of Environmental Quality (DEQ)	Enters information in response to requests for information and questions from 4/24/07 public hearing (Exhibit #1) Continues DEQ budget presentation of Exhibit #4 from 4/23/07
078	Chair Devlin	
079	Ms. Hallock	
088	Chair Devlin	
091	Ms. Hallock	
092	Chair Devlin	
093	Ms. Hallock	
107	Chair Devlin	
111	Ms. Hallock	
118	Chair Devlin	
124	Ms. Hallock	
138	Paul Siebert, Analyst, Legislative Fiscal Office	
142	Ms. Hallock	
143	Chair Devlin	

152	Ms. Hallock	
155	Chair Devlin	Closes Public Hearing on HB 5022 and HB 5023
		Recesses to 9:00 AM
	Chair Devlin	Reconvenes at 9:37 AM
		Opens Work Session on HB 3540, Relating to Compensation for Loss of Value of Private Real Property from Land Use Regulation
171	Susie Jordan, Analyst, Legislative Fiscal Office	Enters HB 3540, Relating to Compensation for Loss of Value of Private Real Property from Land Use Regulation (Exhibit #2)
		Enters Legislative Fiscal Office Analysis and Proposed Amendments on HB 3540 (Exhibit #3)
180	Chair Devlin	
182	Lane Shetterly, Director, Department of Land Conservation and Development	
203	Chair Devlin	
206	Richard Whitman, Oregon Department of Justice	
245	Chair Devlin	
247	Rep. Garrard	Moves to table HB 3540
248	Chair Devlin	
252	Ms. Jordan	
258	Chair Devlin	VOTE: 3 – 5 – 0 Aye: Sen. Nelson, and Reps. Burley and Garrard No: Sens. Avakian and Devlin; and Reps. Nolan, Clem, and Dingfelder Declares the motion FAILED Recesses at 9:45 AM Reconvenes at 10:03 AM Reopens Work Session on HB 3540
265	Chair Devlin	
270	Mr. Whitman	
278	Chair Devlin	
279	Vice-Chair Dingfelder	Moves to adopt HB 3540 -11 amendments
279	Chair Devlin	
280	Rep. Clem	
285	Mr. Whitman	
291	Chair Devlin	VOTE: 5 – 2 – 1 Aye: Sens. Avakian and Devlin; and Reps. Nolan, Clem, and Dingfelder No: Sen. Nelson and Rep. Garrard Exc.: Rep. Burley Declares the motion CARRIED
299	Mr. Whitman	
311	Chair Devlin	
312	Vice-Chair Dingfelder	Moves to adopt HB 3540 -12 amendments
313	Chair Devlin	At ease

VOTE: 5 – 3 – 0

Aye: Sens. Avakian and Devlin; and Reps. Nolan, Clem, and Dingfelder

No: Sen. Nelson and Reps. Burley and Garrard

Declares the motion **CARRIED**

327 Mr. Whitman

332 Chair Devlin

332 Vice-Chair Dingfelder

333 Chair Devlin

Moves to adopt HB 3540 -17 amendments

VOTE: 5 – 3 – 0

Aye: Sens. Avakian and Devlin; and Reps. Nolan, Clem, and Dingfelder

No: Sen. Nelson and Reps. Burley and Garrard

Declares the motion **CARRIED**

343 Mr. Whitman

349 Chair Devlin

350 Vice-Chair Dingfelder

352 Rep. Garrard

359 Chair Devlin

Moves to adopt HB 3540 -22 amendments

VOTE: 5 – 3 – 0

Aye: Sens. Avakian and Devlin; and Reps. Nolan, Clem, and Dingfelder

No: Sen. Nelson and Reps. Burley and Garrard

Declares the motion **CARRIED**

364 Mr. Whitman

374 Chair Devlin

375 Vice-Chair Dingfelder

376 Chair Devlin

377 Rep. Garrard

381 Chair Devlin

Moves to adopt HB 3540 -23 amendments

VOTE: 5 – 3 – 0

Aye: Sens. Avakian and Devlin; and Reps. Nolan, Clem, and Dingfelder

No: Sen. Nelson, and Reps. Burley and Garrard

Declares the motion **CARRIED**

386 Vice-Chair Dingfelder

Moves HB 3540, as Amended, to the Full Committee with a Do Pass recommendation

393 Chair Devlin

400 Rep. Garrard

TAPE 107 A

001 Rep. Garrard

010 Chair Devlin

011 Rep. Nolan

013 Chair Devlin

014 Don Schellenberg,
Oregon Farm Bureau

016 Rep. Nolan

019 Mr. Schellenberg

033 Chair Devlin

034 Sen. Avakian

054	Vice-Chair Dingfelder	
064	Rep. Clem	
065	Chair Devlin	
066	Rep. Clem	Potential Conflict of Interest
070	Sen. Nelson	Potential Conflict of Interest
074	Chair Devlin	
075	Mr. Shetterly	
079	Chair Devlin	<p>VOTE: 5 – 3 – 0</p> <p>Aye: Sens. Avakian and Devlin; and Reps. Nolan, Clem, and Dingfelder</p> <p>No: Sen. Nelson, and Reps. Burley and Garrard</p> <p>Declares the motion CARRIED</p>
086	Chair Devlin	<p>Closes Work Session on HB 3540</p> <p>Opens Work Session on HB 3546, Relating to an Extension of Time for Review of Demands for Compensation by Reason of Land Use Regulations</p>
089	Ms. Jordan	<p>Enters HB 3546, Relating to an Extension of Time for Review of Demands for Compensation by Reason of Land Use Regulations (Exhibit #4)</p> <p>Enters Legislative Fiscal Office Analysis and Proposed Amendments on HB 3546 (Exhibit #5)</p>
112	Chair Devlin	
115	Mr. Shetterly	
128	Chair Devlin	
129	Vice-Chair Dingfelder	Moves to adopt HB 3546 -7 amendments
130	Chair Devlin	<p>VOTE: 6 – 1 – 1</p> <p>Aye: Sens. Avakian, Devlin and Nelson; and Reps. Nolan, Clem, and Dingfelder</p> <p>No: Rep. Garrard</p> <p>Exc.: Burley</p> <p>Declares the motion CARRIED</p>
133	Vice-Chair Dingfelder	Moves HB 3546, as Amended, to the Full Committee with a Do Pass recommendation
135	Chair Devlin	<p>VOTE: 6 – 1 – 1</p> <p>Aye: Sens. Avakian, Devlin, and Nelson; and Reps. Nolan, Clem, and Dingfelder</p> <p>No: Rep. Garrard</p> <p>Exc.: Burley</p> <p>Declares the motion CARRIED</p> <p>Adjourns the hearing at 10:23 AM</p>