

# SENATE COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

## TAPE LOG

March 29, 2007 Hearing Room B  
3:00 P.M. Tapes 39 – 40

**MEMBERS PRESENT:** Sen. Brad Avakian, Chair  
Sen. Jason Atkinson, Vice-Chair  
Sen. Alan Bates  
Sen. Roger Beyer  
Sen. Floyd Prozanski

**STAFF PRESENT:** Sue Marshall, Committee Administrator  
Matthew Davis, Committee Assistant

**Measures or Issues Heard:** SB 149 – Public Hearing and Work Session  
SB 926 – Public Hearing and Work Session  
SB 572 – Public Hearing and Work Session  
SB 804 – Public Hearing and Work Session

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

<b>TAPE #</b>	<b>COUNTER</b>	<b>BRIEF DESCRIPTION OF SUBJECT MATTER</b>
<b>AND SIDE</b>	<b>NUMBER</b>	<b>OR CHANGE IN SPEAKER</b>
<b>39A</b>	004	Chair Avakian calls the meeting to order at 3:07 pm
<b><u>SB 572 and SB 804 – PUBLIC HEARING</u></b>		
	011	Sue Marshall, Committee Administrator ( <b>EXHIBIT A</b> )
	021	Chair Avakian
	023	Senator Ryan Deckert, Senate District 14 ( <b>EXHIBIT B</b> )
	024	Chair Avakian
	027	Sen. Deckert
	028	Chair Avakian
	029	Sen. Deckert
	049	Kelley Peterson , Oregon Program Director, The Humane Society of the United States ( <b>EXHIBIT C</b> )
	098	Chair Avakian
	099	Sen. Beyer
	101	Sen. Deckert
	106	Sen. Beyer
	118	Sen. Deckert
	133	Sen. Bates
	148	Peterson
<b>39A</b>	157	Chair Avakian
	158	Peterson
	164	Sen. Beyer
	165	Peterson
	166	Chair Avakian
	172	Sen. Deckert
	178	Chair Avakian
	196	Roy Elicker, Deputy Director for the Department of Fish and

	Wildlife Programs ( <b>EXHIBIT D</b> )
207	Ron Anglin
210	Sen. Avakian
220	Chair Avakian
221	Elicker
232	Anglin
243	Sen. Atkinson
247	Sen. Beyer
254	Sen. Atkinson
259	Elicker
264	Sen. Atkinson
268	Sen. Beyer
273	Elicker
274	Sen. Beyer
275	Anglin
278	Sen. Beyer
285	Anglin
301	Chair Avakian
304	Sen. Avakian
308	Roy Elicker, Deputy Director for the Department of Fish and Wildlife Programs ( <b>EXHIBIT E</b> )
350	Chair Avakian
353	Sen. Atkinson
355	Anglin
357	Sen. Bates
361	Elicker
364	Sen. Beyer
374	Anglin
386	Sen. Beyer
389	Anglin
392	Chair Avakian
<b>39A</b>	393 Anglin
	401 Sen. Beyer
	403 Elicker
	407 Sen. Beyer
	408 Elicker
	409 Chair Avakian
	416 Beverly Ann Paul, Salem Oregon
<b>40A</b>	001 Paul (continued)
	004 Theodore Paul, Salem Oregon
	039 Chair Avakian
	045 Susan Mentley, Oregon Humane Society ( <b>EXHIBIT F</b> )
	058 Larry Peetz, Veterinarian
	076 Chair Avakian
	083 Warren Aney, The Wildlife Society, Oregon Chapter ( <b>EXHIBIT G</b> )
	180 Steven Kafoury, The Wildlife Society, Oregon Chapter
	191 Chair Avakian

amendments dated 3/21/07. (EXHIBIT H)

**VOTE: 5-0-0**

**Chair Avakian hearing no objection, declares the motion CARRIED.**

199

**MOTION: Sen. Bates moves SB 572 to the floor with a DO PASS AS AMENDED recommendation.**

200

Chair Avakian

203

Sen. Beyer

212

Sen. Bates

217

Chair Avakian

219

**VOTE: 3-2-0**

**AYE: 3 - Bates, Prozanski, Avakian**

**NAY: 2 - Atkinson, Beyer**

**Chair Avakian declares that the motion CARRIES.**

**SEN. DECKERT will lead discussion on the floor.**

**SB 804 – WORK SESSION**

228

**MOTION: Sen. Bates moves SB 804 to the floor with a DO PASS recommendation.**

231

**VOTE: 5-0-0**

**Chair Avakian hearing no objection, declares the motion CARRIED.**

**SEN. BATES will lead discussion on the floor.**

**SB 926 – PUBLIC HEARING**

238

Sue Marshall, Committee Administrator

**40A**

247

Sen. Atkinson Senate District 2

310

Steve Brown, Cyclist, Portland Oregon (EXHIBIT I)

335

Sen. Atkinson

366

Steve Brown

373

Sen. Atkinson

388

Sen. Prozanski

392

Chair Avakian

395

Sen. Bates

398

Sen. Atkinson

400

Sen. Bates

407

Sen. Atkinson

431

Chair Avakian

438

Steve Brown, Co-Chair of Portland Velodrome Committee

**39B**

001

Brown

058

Jonathan Maus, BikePortland.org (EXHIBIT J)

096

Scott Bricker, Policy Director for the Bicycle Transportation Alliance

**(EXHIBIT K)**

120

Chair Avakian

121

Sen. Atkinson

137

Chair Avakian

141

Peggy Lynch, League of Women Voters of Oregon (EXHIBIT L)

180

Chair Avakian

**SB 926 – WORK SESSION**

186

Sen. Prozanski (EXHIBIT M)

241

**MOTION: Sen. Prozanski moves to ADOPT SB 926-1**

amendments dated 3/29/07.

**VOTE: 5-0-0**

245 **Chair Avakian hearing no objection, declares the motion CARRIED.**

247 **MOTION: Sen. Atkinson moves SB 926 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Ways and Means by prior reference.**

252 **VOTE: 5-0-0**

**Chair Avakian hearing no objection, declares the motion CARRIED.**

**SB 149 – PUBLIC HEARING**

258 Sue Marshall, Committee Administrator

276 Chair Avakian

279 Gary Lynch, Assistant Director of the Department of Geology and Mineral Industries **(EXHIBIT N)**

320 Rich Angstrom, President of the Oregon Concrete Aggregate Producers Association

**39B** 330 Sen. Beyer

341 Lynch

361 Angstrom

385 Sen. Beyer

392 Lynch

400 Chair Avakian

401 Sen. Prozanski

409 Lynch

431 Chair Avakian

432 Sen. Prozanski

**SB 149 – WORK SESSION**

436 **MOTION: Sen. Prozanski moves to ADOPT SB 149-1 amendments dated 3/16/07. (EXHIBIT O)**

**VOTE: 5-0-0**

**Chair Avakian hearing no objection, declares the motion CARRIED.**

444 **MOTION: Sen. Prozanski moves SB 149 to the floor with a DO PASS AS AMENDED recommendation.**

449 **VOTE: 5-0-0**

**Chair Avakian hearing no objection, declares the motion CARRIED.**

**SEN. BEYER will lead discussion on the floor.**

453 Chair Avakian adjourns the meeting at 4:35 p.m.

**EXHIBIT SUMMARY**

- A. SB 572, written testimony of Kelly Karen Smith, staff, 1 p
- B. SB 572, written testimony, Sen. Ryan Deckert, 1 p
- C. SB 572, written testimony and informational packet, Kelley Peterson, 15 pp
- D. SB 572, written testimony and fact sheet, Roy Elicker, 3 pp
- E. SB 804, written testimony, Roy Elicker, 2 pp
- F. SB 572, written testimony, Susan Mentley, 1 p
- G. SB 804, written testimony and fact sheet, Warren Aney, 5 pp

- H. **SB 572, proposed amendments, Sen. Alan Bates, 1 p**
- I. **SB 926, written testimony, Steve Brown, 2 pp**
- J. **SB 926, photographs, Jonathan Maus, 1 p**
- K. **SB 926, written testimony and fact sheet, Scott Bricker, 2 pp**
- L. **SB 926, written testimony, Peggy Lynch, 1 p**
- M. **SB 926, proposed amendments, Sen. Floyd Prozanski, 1 p**
- N. **SB 149, written testimony, Gary Lynch, 2 pp**
- O. **SB 149, proposed amendments, Sen. Floyd Prozanski, 3 pp**