

SENATE COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

TAPE LOG

April 17, 2007 Hearing Room D
7:30 AM Tapes 56 – 57

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 772 – Public Hearing
SB 722 – Public Hearing and Work Session
SB 929 – 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.

TAPE #	COUNTER	BRIEF DESCRIPTION OF SUBJECT MATTER
AND SIDE	NUMBER	OR CHANGE IN SPEAKER
56A	004	Chair Avakian calls the meeting to order at 7:37 a.m.
<u>SB 772 – PUBLIC HEARING</u>		
	011	Sue Marshall, Committee Administrator
	016	Chair Avakian
	019	Matt Minahan, Lobbyist Oregon Pyrotechnic Association
		(EXHIBIT A)
	085	Laura Borders, Oregon Pyrotechnic Association (EXHIBIT B)
	141	Chair Avakian
	143	Bryant Bischef, Pyrotechnician, Salem Oregon
	217	Chair Avakian
	220	Bischef
	240	Chair Avakian
	241	Larry Mattingly, Entertainment Fireworks, Olympia, Washington
	275	Chair Avakian
	284	Don Schellenberg, Oregon Farm Bureau (EXHIBIT C)
	344	Chair Avakian
	345	Schellenberg
	354	Chair Avakian
56A	356	Schellenberg
	361	Chair Avakian
	365	John DiLorenzo Jr., Western Display Fireworks (EXHIBIT D)
	399	Chair Avakian
	401	DiLorenzo
57A	001	DiLorenzo (continued)
	003	Chair Avakian
	004	DiLorenzo
	005	Chair Avakian

013	Ron Ebber, Department of Land Conservation and Development
033	Jim Johnson, Land Use and Planning Coordinator, Oregon Department of Agriculture
046	Chair Avakian
051	Art Schlack, Association of Oregon Counties
065	Chair Avakian
071	Anita Phillips, Licensing Manager, Oregon Office of State Fire Marshal (EXHIBIT E)
101	Chair Avakian
104	Phillips
109	Chair Avakian
110	Donna Disch, Office of State Fire Marshall
112	Sen. Prozanski
114	Phillips
115	Sen. Prozanski
117	Phillips
127	Sen. Prozanski
131	Phillips
138	Chair Avakian
<u>SB 722 – PUBLIC HEARING</u>	
144	Sue Marshall, Committee Administrator
150	Chair Avakian
152	Randy Tucker, Metro
157	Tom Hughes, Mayor, City of Hillsboro (EXHIBIT F)
198	Chair Avakian
199	Dan Cooper, Attorney for Metro
224	Chair Avakian
228	Bob Rindy, Legislative Coordinator, Department of Land Conservation and Development
055	Chair Avakian
57A 056	Rindy
264	Jack Isselmann, City of Hillsboro
<u>SB 722 – WORK SESSION</u>	
268	MOTION: Sen. Atkinson moves SB 722 to the floor with a DO PASS recommendation.
271	VOTE: 5-0-0 Chair Avakian hearing no objection, declares the motion CARRIED. SEN. AVAKIAN will lead discussion on the floor.
<u>SB 929 – WORK SESSION</u>	
281	Sen. Prozanski
<u>SB 929 – PUBLIC HEARING</u>	
290	Sue Marshall, Committee Administrator
299	Nan Evans, The Nature Conservancy (EXHIBIT G)
<u>SB 929 – WORK SESSION</u>	
306	MOTION: Sen. Atkinson moves to ADOPT SB 929-1 amendments dated 4/5/07. VOTE: 4-0-1 Chair Avakian hearing no objection, declares the motion CARRIED.
310	MOTION: Sen. Atkinson moves SB 929 to the floor with a

DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Finance and Revenue by prior reference.

VOTE: 4-0-1

Chair Avakian hearing no objection, declares the motion CARRIED.

316

Chair Avakian

319

Sen. Bates

320

Sen. Prozanski

333

Chair Avakian adjourns the meeting at 8:31 AM

EXHIBIT SUMMARY

- A. **SB 772, informational packet and proposed amendments, Matt Minahan, 6 pp**
- B. **SB 772, written testimony, Laura Borders, 2 pp**
- C. **SB 772, written testimony, Don Schellenberg, 1 p**
- D. **SB 772, written testimony and conceptual amendments, John DiLorenzo Jr., 4 pp**
- E. **SB 772, written testimony, Anita Phillips, 1 p**
- F. **SB 772, written testimony, Tom Hughes, 1 p**
- G. **SB 929, written testimony, fact sheet and conceptual amendments, Nan Evans, 6 pp**

SENATE COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES

TAPE LOG

April 17, 2007 Hearing Room B
3:00 P.M. Tapes 58 – 59

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

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

Measures or Issues Heard: SB 238 – Public Hearing and Work Session
SB 336 – Public Hearing and Work Session
SB 375 – Public Hearing and Work Session
SB 437 – Public Hearing

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TAPE #	COUNTER	BRIEF DESCRIPTION OF SUBJECT MATTER
AND SIDE	NUMBER	OR CHANGE IN SPEAKER
58A	004	Chair Avakian calls the meeting to order at 3:07 p.m.
<u>SB 238 – PUBLIC HEARING</u>	013	Sue Marshall, Committee Administrator
	020	Lisa Hanson, Deputy Director Department of Agriculture
		(EXHIBIT A)
	035	Chair Avakian
	036	Dan Floyd, Northwest Grocers Association
	039	Chair Avakian
	041	Erica Hagedorn, Northwest Food Processor's Association
	044	Chair Avakian
	045	Marshall
<u>SB 238 – WORK SESSION</u>	046	Sen. Atkinson
	048	Hanson
	052	MOTION: Sen. Atkinson moves to ADOPT SB 238-1 amendments dated 4/9/07. VOTE: 4-0-1 EXCUSED: 1 - Bates Chair Avakian hearing no objection, declares the motion CARRIED.
58A	056	MOTION: Sen. Atkinson moves SB 238 to the floor with a DO PASS AS AMENDED recommendation.
	058	Sen. Beyer
	059	Chair Avakian
	060	Sen. Prozanski
	061	Sen. Beyer
	063	VOTE: 4-1-0 AYE: 4 - Atkinson, Bates, Prozanski, Avakian

064

NAY: 1 - Beyer
Chair Avakian declares the motion CARRIED.
SEN. PROZANSKI will lead discussion on the floor.

SB 336 – PUBLIC HEARING

067

Sue Marshall, Committee Administrator

073

Peggy Lynch, League of Women Voters of Oregon

082

Bob Rindy, Department of Land Conservation and Development
(EXHIBIT B)

090

Chair Avakian

095

Jon Chandler Oregon Home Builder's Association

100

Steve Frank

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Sen. Prozanski

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Sen. Atkinson

106

Chair Avakian

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Steve Frank, Oregonian

122

Chair Avakian

SB 375 – PUBLIC HEARING

130

Sue Marshall, Committee Administrator

138

Chair Avakian

139

Sophia Hitti, Legislative Assistant for Senator Walker

148

Jeremiah Baumann, Oregon State Public Interest Research Group

183

Chair Avakian

190

Mike Grainey, Department of Energy **(EXHIBIT C)**

212

Chair Avakian

214

Jeff Bissonette, Citizen's Utility Board

243

Chair Avakian

252

Julie Brandis, Associated Oregon Industries

262

Betsy Earls, Consumer Electronics Association **(EXHIBIT D)**

332

Lana Butterfield, Northwest Propane Gas Association
(EXHIBIT E)

359

Julie Brandis,

403

Chair Avakian

410

Gary Bower, Northwest Natural

59A 001

Bower (continued)

The following prepared testimony is submitted for the record without public testimony.

George Cook III, Gas Appliance Manufacturer's Association
(EXHIBIT L)

Mike Shields, AmeriGas Propane L.P., **(EXHIBIT M)**

Tym Trefren, Suburban Propane **(EXHIBIT N)**

014

Chair Avakian

SB 375 WORK SESSION

056

MOTION: Sen. Bates moves SB 375 to the floor with a DO PASS recommendation.

059

Sen. Beyer

063

Sen. Atkinson

065

VOTE: 4-1-0

AYE: 4 - Atkinson, Bates, Prozanski, Avakian

NAY: 1 - Beyer

Chair Avakian declares the motion CARRIED.

SEN. WALKER will lead discussion on the floor.

SB 336 – WORK SESSION

073

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078

MOTION: Sen. Bates moves SB 336 to the floor with a DO PASS recommendation.

Sen. Beyer

Sen. Atkinson

VOTE: 3-2-0

AYE: 3 - Bates, Prozanski, Avakian

NAY: 2 - Atkinson, Beyer

Chair Avakian declares the motion CARRIED.

SEN. SCHRADER will lead discussion on the floor.

SB 437 – PUBLIC HEARING

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Sue Marshall, Committee Administrator

Sen. Prozanski

Chair Avakian

Jim Hoover, Owner, Waste Recovery

Sen. Prozanski

Lindsay Haskell, Cottage Grove Oregon

Hoover

Haskell

Chair Avakian

Hoover

Sen. Prozanski

Hoover

Sen. Prozanski

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Sen. Prozanski

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Sen. Prozanski

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Sen. Prozanski

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Sen. Prozanski

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Sen. Prozanski

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Sen. Prozanski

Sen. Bates

Hoover

Sen. Bates

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Sen. Bates

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Sen. Bates

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Sen. Bates

Hoover

Sen. Bates

Hoover

	395	Sen. Bates
	398	Hoover
	401	Sen. Bates
	405	Hoover
	410	Sen. Bates
	410	Hoover
	420	Sen. Bates
	427	Hoover
58B	001	Hoover (continued)
	005	Sen. Beyer
	007	Hoover
	013	Sen. Beyer
58B	016	Hoover
	022	Sen. Beyer
	025	Hoover
	033	Sen. Beyer
	039	Hoover
	043	Sen. Beyer
	044	Sen. Bates
	048	Hoover
	053	Sen. Bates
	054	Hoover
	055	Sen. Bates
	059	Hoover
	063	Sen. Prozanski
	081	Sen. Bates
	088	Chair Avakian
	089	Haskell
	102	Chair Avakian
	112	Willie Tiffany, League of Oregon Cities (EXHIBIT F)
	116	Brad Nanke, City of Salem (EXHIBIT G)
	166	Chair Avakian
	169	Tiffany
	185	Chair Avakian
	186	Tiffany
	199	Chair Avakian
	204	Sen. Bates
	211	Sen. Prozanski
	215	Deborah Imse, Multi-Family
	239	Chair Avakian
	246	Rick Winterhalter, Association of Oregon Recyclers (EXHIBIT H)
	283	Art Schlack, Association of Oregon Counties (EXHIBITS I,J)
	306	Sen. Prozanski
	309	Schlack
	333	Chair Avakian
	334	Sen. Bates
	340	Schlack
	348	Sen. Bates
	353	Schlack

58B	364	Sen. Prozanski
	371	Schlack
	373	Sen. Prozanski
	379	Schlack
59B	381	Chair Avakian
	403	Gary Penning, Rogue Disposal & Recycling (EXHIBIT K)
	001	Penning (continued)
	015	Chair Avakian
	021	Holly Sears, Governmental Affairs Director for Oregon Refuse & Recycling Association
	033	Chair Avakian
	035	Sears
	039	Sen. Prozanski
	040	Sears
	041	Chair Avakian
	044	Dave White, Oregon Refuse & Recycling Association
	066	Chair Avakian
	066	White
	073	Chair Avakian adjourns the meeting at 4:46 p.m.

EXHIBIT SUMMARY

- A. **SB 238, written testimony of Russ Wycoff and fact sheet, Lisa Hanson, 4 pp**
- B. **SB 336, written testimony of Lane Shetterly, Bob Rindy, 2 pp**
- C. **SB 375, written testimony, Michael Graineey, 2 pp**
- D. **SB 375, written testimony, Betsy Earls, 3 pp**
- E. **SB 375, written testimony, Lana Butterfield, 1 p**
- F. **SB 437, written testimony, Willie Tiffany, 1 p**
- G. **SB 437, written testimony, Brad Nanke, 1 p**
- H. **SB 437, written testimony of Lee Barrett, Rick Winterhalter, 1 p**
- I. **SB 437, written testimony, Arthur Schlack, 1 p**
- J. **SB 437, written testimony, Arthur Schlack, 4 pp**
- K. **SB 437, written testimony, Garry Penning, 5 pp**
- L. **SB 375, written testimony and fact sheet, George Cook III, 5 pp**
- M. **SB 375, written testimony of Mike Sheilds, Lana Butterfield 1 p**
- N. **SB 375, written testimony of Tym Trefren, Lana Butterfield, 1 p**