

HOUSE COMMITTEE ON
AGRICULTURE AND NATURAL RESOURCES

May 04, 2005 Hearing Room C

9:00 A.M. Tapes 58 - 59

MEMBERS PRESENT: **Rep. Patti Smith, Chair**

Rep. Brian Boquist, Vice-Chair

Rep. Arnie Roblan, Vice-Chair

Rep. Terry Beyer

Rep. Chuck Burley

Rep. Mark Hass

Rep. Mac Sumner

STAFF PRESENT: **Patrick Brennan, Committee Administrator**

Jania Zeeb, Committee Assistant

MEASURES/ISSUES HEARD:

HB 2929 – Work Session

HB 3125 – Public Hearing

Introduction of Committee Measures – Work Session

HB 3046 – Public Hearing

These minutes are in compliance with Senate and House Rules. Only text enclosed in quotation marks reports a speaker's exact words. For complete contents, please refer to the tapes.

TAPE/#	Speaker	Comments
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TAPE 58, A

003 Chair P. Smith Calls the meeting to order at 9:12 a.m. and opens a work session on HB 2929.

HB 2929 – WORK SESSION

012 Patrick Brennan Committee Administrator. Summarizes HB 2929.

019 Phil Donovan Oregon Guides and Packers Association. Summarizes HB 2929 and talks about the -1 amendments (**EXHIBIT A**). Talks about the changes that were made in the -2 amendments (**EXHIBIT B**)

051 Steve Mathers President, Oregon Guides and Packers Association. Discusses the benefits of HB 2929.

059 Rep. Burley Asks if the bill changes the number of tags that may be transferred and restoring that the antler less animals are only covered.

063 Donovan Answers that the amendments maintain the status quo.

064 Katie Fast Oregon Farm Bureau (OFB). Testifies in support of the -2 amendments.

075 Chair Smith Closes the work session on HB 2929 and opens a public hearing on HB 3125.

HB 3125 – PUBLIC HEARING

080 Patrick Brennan Committee Administrator. Summarizes HB 3125.

100 Amanda Rich Special Districts Association of Oregon (SDAO). Introduces Ron Montgomery and Christopher Wirth.

115 Ron Montgomery District Manager, West Umatilla Vector Control District. Submits and reads prepared testimony in support of HB 3125 (**EXHIBIT C**).

153 Montgomery States that there are five new vector control districts being formed this year to address West Nile Virus.

184	Rep. Roblan	Expresses concern with the possibility of landowners being forced to fill in a wetland and then being fined for doing so. Solicits suggestions to keep such a situation from happening.
197	Montgomery	Responds that filling in a wetland would be a radical approach and that would most likely not be how a vector control district would handle the situation.
212	Rep. Burley	Refers to Page 2 line 16 of the bill. Asks for the reason for the deletion.
224	Montgomery	Discusses the intent behind the change.
239	Rep. Boquist	Asks if the witnesses can recall any situation under the present law where a vector control district funded or repaired damage on an irrigation district.
252	Montgomery	Answers that in Umatilla county there are no situations where that has happened.
255	Christopher Wirth	President, Oregon Vector Control Association (OVCA); Vector Health Program Manager, Multnomah County. Submits prepared testimony in support of HB 3125 (EXHIBIT D). Discusses the consortium of agencies that are a part of OVCA and how these different agencies are funded.
263	Rep. Boquist	Asks if Mr. Wirth can recall a situation when a district used its funds to repair irrigation districts.
267	Wirth	Answers that he cannot recall that happening in Multnomah County.
272	Wirth	Discusses how HB 3125 addresses vector control issues.
302	Wirth	Talks about the benefits of acting early in regard to vector control.
322	Rep. Burley	Comments that currently land owners who are paying taxes to the vector control districts can have the district come out and take care of the problem on their land. Asks why a change is needed and what problem HB 3125 is addressing. Inquires why a penalty is being added.

- 347 Wirth Gives an example of how this is addressed in Multnomah County.
- 372 Rep. Roblan Comments on the problems with filling in wetlands. Asks how to ensure such cases do not happen.
- 391 Wirth Answers by giving an example of the encouragement of beavers and beaver dams. Comments on what the proponents are trying to do with the bill.
- 413 Rep. Roblan Comments on his concern with landowners being asked to fill in wetlands. Asks if there are safeguards to make sure people do not get caught in the middle by being told to fill in their land and subsequently being charged for doing so.

TAPE 59, A

- 016 Wirth Answers that his understanding is that there are safeguards in the language of HB 3125 to prevent that.
- 021 Rep. Boquist Asks for the number of vector control districts in the state and how each of them develop their five year plan. Asks for a definition of “significant change”.
- 027 Montgomery Answers by giving the number of vector control districts. Talks about pesticide use plans and how they are developed.
- 040 Rep. Boquist Inquires if any significant changes to the plan are required to be resubmitted to the bureaucracy.
- 045 Montgomery Responds that the mosquito control has not seen a new chemical compound introduced for use in fifteen years. Defines what he thinks a significant change in the plan would be.
- 049 Wirth Adds other examples of significant change.
- 052 Rep. Boquist Asks if Mr. Wirth could define “routinely”.
- 053 Wirth Answers that the definition is at the discretion of what is happening in the community.

059	Rep. Burley	Asks if HB 3125 would have no affect on the other bill.
065	Wirth	Concurs.
080	B.J. Smith	Clackamas County. Testifies in opposition to HB 3125. Comments on the five year work plan and expresses concern with the plan.
132	Bob Storer	Environmental Policy Specialists, Clackamas County Water Environment Services. Submits prepared testimony in opposition to HB 3125 (EXHIBIT E). Comments on the problem with the five year review. Discusses the concerns they have.
173	Smith	Emphasizes the importance of the annual program.
179	Terry Witt	Executive Director, Oregonians for Food and Shelter (OFS). States that OFS supports vector control. Discusses concerns with HB 3125.
231	Rep. Sumner	Comments on the process in section 10 of HB 3125. Inquires bout the life cycle of the mosquito larva.
239	Witt	Responds that he is not an expert on the life cycle of mosquitoes but presumes that the duration of the larval stage is relatively short. Points out that mosquitoes breed several times over the summer, so it is not just a one-time solution.
244	Rep. Sumner	Inquires if is the measure isn't a cumbersome process for a small window of opportunity.
245	Witt	Responds that it is cumbersome.
253	Chair P. Smith	Closes the public hearing on HB 3125 and opens a work session for the consideration of LC Drafts.

INTRODUCTION OF COMMITTEE MEASURES – WORK SESSION

259 Rep. Boquist MOTION: Moves LC 3617 BE INTRODUCED as a committee bill.

VOTE: 6-0-1

EXCUSED: 1 - Burley

Chair P. Smith Hearing no objection, declares the motion CARRIED.

265 Chair P. Smith Closes the work session for the consideration of LC drafts and opens a public hearing on HB 3046.

HB 3046 – PUBLIC HEARING

267 Patrick Brennan Committee Administrator. Summarizes HB 3046.

270 Rep. Hass House District 27. Testifies in support of HB3046. Submits the -3 amendments (**EXHIBIT JJ**). Submits a news article concerning a Beaverton woman accused of selling endangered cats (**EXHIBIT Q**). Submits a news article concerning an attack by an African Serval (**EXHIBIT R**). Submits a news article concerning a pet alligator (**EXHIBIT S**). Discusses the need for HB 3046.

374 Rep. Debi Farr House District 14. Testifies in support of HB 3046.

TAPE 58, B

010 Jessie Clarkwhite Exotic animal owner; Assistant to the Legal Affairs Director, Feline Conservation Federation. Submits prepared testimony in opposition to HB 3046 (**EXHIBIT F**).

034 Lesley Day Founder and President, Chimps Incorporated. Testifies in support of HB 3046. Submits prepared testimony in support of HB 3046 (**EXHIBIT G**).

062 Bonnie Ringo Owner, Tiger Preservation Center. Submits prepared testimony in opposition to HB 3046 (**EXHIBIT H**).

095 Clarkwhite States that she is in agreement with Ms. Ringo's testimony.

100 Rep. Hass Thanks Ms. Day for coming from Bend and states that her center demonstrates the need for HB 3046.

105 Marla O'Donnell Resident, Redmond. States that she is neutral in regard to HB 3046. Discusses the positive and negative aspects of the bill.

134 Scott Beckstead

Mayor, City of Waldport. Comments that most law enforcement officers in small cities do not have the training to deal with exotic animals. Testifies in support of the -3 amendments

- 151 Jackie Beckstead Lincoln County Sheriff Office. Testifies in support of the -3 amendments. Comments that veterinarians in rural areas are generally not trained to treat exotic animals.
- 203 Nicole Paguett Animal Protection Institute. Testifies in support of HB 3046. Submits prepared testimony in support of HB 3046 as amended with the -3 amendments **(EXHIBIT I)**
- 224 Robert Reder Humane Society of the United States. Testifies in support of the -3 amendments. Comments on how easy it is to get exotic animals.
- 266 Damiana Merryweather Oregon Humane Society. Testifies in support of HB 3046 as amended by the -3 amendments.
- 300 Bob Tenney West Coast Game Park. Testifies in opposition to HB 3046 and discusses how the measure would affect his business.
- 331 Mike Daly Resident, Deschutes County. Testifies in opposition to HB 3046. Submits and reads prepared testimony in opposition to HB 3046 **(EXHIBIT J)**.
- 376 Dave Hanson Resident, Bend. Discusses his experience raising snow leopards. Talks about how zoos handle snow leopards.

TAPE 59, B

- 011 Rep. Hass Comments on who would be exempt under HB 3046.
- 020 Hanson States that the breeding facilities are better for animals than zoos are.
- 030 Dani Maron-Oliver Member, American Society of Climatologists; President, Simian Society of America. Testifies in opposition to HB 3046 and the amendments.
- 045 Chair P. Smith Asks why she is opposed to HB 3046.

047	Maron-Oliver	Discusses why she is opposed to HB 3046.
055	Harry Oliver	Vietnam Veteran. Comments on his relationship with his animals. Discusses the protections they have for the monkeys.
091	Buffy Brannon	Tiger Preservation Center of Oregon. Submits prepared testimony in opposition to HB 3046 (EXHIBIT K) .
100	Molly Schafer	Resident, Marion county. Submits prepared testimony in opposition to HB 3046 (EXHIBIT L) .
159	Bill Kluting	Testifies in support of HB 3046. Talks about the problems exotic animals can cause when they carry pests that spread to other animals.
196	Marcia Keith	Oregon Veterinary Medical Association. Testifies in support of the -3 amendments and submits prepared testimony in support of HB 3046 (EXHIBIT M) .
218	Lisa Hanson	Assistant Director, Oregon Department of Agriculture (ODA). Introduces Rodger Huffman, Administrator of the Animal Health and Identification program. Gives background on the current law.
249	Randy Tucker	Legislative Affairs Manager, Metro. Testifies in support of HB 3046.
289	Kat Mills	Resident, Estacada. Submits prepared testimony in opposition to HB 3046 (EXHIBIT N) .
370	Jeanne Hall	Exotic animal owner. Submits prepared testimony regarding HB 3046 (EXHIBIT O) . States that the law should address abuse and illegal acts, and not punish the responsible owners.
384	Rep. Hass	Responds to the concerns that were raised during the hearing.

The following material is submitted for the record without public comment:

Rob Drake Mayor, City of Beaverton. Submits prepared testimony in support of HB 3046 **(EXHIBIT P)**.

Melissa Sanders

Resident, Newberg. Submits a letter in opposition to HB 3046 **(EXHIBIT T)**.

Lynda James Submits a letter in opposition to HB 3046 **(EXHIBIT U)**.

Crystal Dacon Submits a letter in opposition to HB 3046 **(EXHIBIT V)**.

Tracy Painter Submits a letter in opposition to HB 3046 **(EXHIBIT W)**.

Paul Kollas Resident, Hood River. Submits a letter in support of HB 3046 **(EXHIBIT X)**.

Robert Nevin Resident, Ohio. Submits a letter in opposition to HB 3046 **(EXHIBIT Y)**.

Tim Stoffel Resident, Reno, Nevada. Submits a letter in opposition to HB 3046 **(EXHIBIT Z)**.

Margie Heil Submits a letter in opposition to HB 3046 **(EXHIBIT AA)**.

Cynthia Taylor Submits a letter in opposition to HB 3046 **(EXHIBIT BB)**.

Judy Gotwalt Resident, Christmas, Florida. Submits a letter in opposition to HB 3046 **(EXHIBIT CC)**.

Steve Belknap Submits a letter in opposition to HB 3046 **(EXHIBIT DD)**.

Suzi Wolfe Submits a letter in opposition to HB 3046 **(EXHIBIT EE)**.

Robert Tenney West Coast Game Park, INC. Submits a letter in opposition to HB 3046 **(EXHIBIT FF)**.

Bonnie Vaughn Resident, Troutdale. Submits a letter in support of HB 3046 **(EXHIBIT GG)**.

Dawn Panda Resident, Myrtle Point. Submits a letter in opposition to HB 3046 **(EXHIBIT HH)**.

Chair P. Smith

Closes the work session on HB 3046 and adjourns the meeting at 11:10 a.m.

EXHIBIT SUMMARY

1. **A.** HB 2929, -1 amendments, staff, 1 p
2. **B.** HB 2929, -2 amendments, Rep. Burley, 1 p
3. **C.** HB 3125, prepared testimony, Ron Montgomery, 2 pp
4. **D.** HB 3125, prepared testimony, Christopher Wirth, 2 pp
5. **E.** HB 3125, prepared testimony, Bob Storer, 3 pp
6. **F.** HB 3046, prepared testimony, Jessie Clark-White, 45 pp
7. **G.** HB 3046, prepared testimony, Lesley Day, 10 pp
8. **H.** HB 3046, prepared testimony, Bonnie Ringo, 1 p
9. **I.** HB 3046, prepared testimony, Nicole Paguett, 6 pp
10. **J.** HB 3046, prepared testimony, Mike Daly, 2 pp
11. **K.** HB 3046, prepared testimony, Buffy Brannon, 1 p
12. **L.** HB 3046, prepared testimony, Molly Shafer, 2 pp
13. **M.** HB 3046, prepared testimony, Marcia Keith, 1 p
14. **N.** HB 3046, prepared testimony, Kat Mills, 2 pp
15. **O.** HB 3046, prepared testimony, Jenne Hall, 1 p
16. **P.** HB 3046, letter, Rob Drake, 1 p
17. **Q.** HB 3046, news article, Rep. Mark Hass, 2 pp
18. **R.** HB 3046, news article, Rep. Mark Hass, 1 p
19. **S.** HB 3046, news article, Rep. Mark Hass, 1 p
20. **T.** HB 3046, letter, Melissa Sanders, 6 pp
21. **U.** HB 3046, letter, Lynda James, 2 pp
22. **V.** HB 3046, letter, Crystal Dacon, 2 pp
23. **W.** HB 3046, letter, Tracy Painter, 1 p
24. **X.** HB 3046, letter, Paul Kollas, 1 p
25. **Y.** HB 3046, letter, Bob Nevin, 1 p
26. **Z.** HB 3046, letter, Tim Stoffel, 1 p
27. **AA.** HB 3046, letter, Margie Heil, 1 p
28. **BB.** HB 3046, letter, Cynthia Taylor, 1 p
29. **CC.** HB 3046, letter, Judy Gotwalt, 1 p
30. **DD.** HB 3046, letter, Steven Belknap, 1 p
31. **EE.** HB 3046, letter, Suzi Wolfe, 1 p
32. **FF.** HB 3046, letter, Robert Tenney, 1 p
33. **GG.** HB 3046, letter, Bonnie Vaughn, 1 p
34. **HH.** HB 3046, letter, Dawn Panda, 1 p
35. **II.** Introductions, LC Draft 3617, 13 pp
36. **JJ.** HB 3046, -3 amendments, Rep. Mark Hass, 4 pp