

HOUSE COMMITTEE ON LAND USE

May 13, 2005 Hearing Room 50

1:30 P.M. Tapes 95 - 96

Corrected 10/14/05

MEMBERS PRESENT: Rep. Bill Garrard, Chair

Rep. Gordon Anderson, Vice-Chair

Rep. Mitch Greenlick, Vice-Chair

Rep. Robert Ackerman

Rep. Mary Nolan

Rep. Patti Smith

Rep. Mac Sumner

STAFF PRESENT: Sam Litke, Committee Administrator

Bradley Campbell, Committee Assistant

MEASURES/ISSUES HEARD:

SB 281 – Work Session

SB 103 – Work Session

SB 91A – Public Hearing

SB 92 – Public Hearing and Work Session

SB 431A - Public Hearing and Work Session

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
TAPE 95, A		
004	Chair Garrard	Calls the meeting to order at 1:36 p.m. and opens a work session on SB 281.
<u>SB 281 – WORK SESSION</u>		
012	Sam Litke	Committee Administrator. Explains SB 281 and -2 amendments (EXHIBIT B) .
023	Rep. Brad Witt	House District 31. Testifies in support of SB 281. Addresses the -1 amendments (EXHIBIT C) .
043	Tony Hyde	Board of Commissioners Columbia Country. Explains the -1 amendments. Comments on mineral storage issues. Discusses the long term benefits in regards to mineral rights.
083	BJ Smith	Government Relations Director Clackamas County. Testifies in support of SB 281.
093	Chris Krane	Oregon State Bar. Testifies in support of SB 281. Stresses the importance of the -2 amendments.
109	Smith	Explains the -2 amendments.
128	Rep. Greenlick	Questions the -2 amendments.
132	Krane	Explains the -2 amendments.
149	Rep. Greenlick	Questions if the amendments conflict.
150	Krane	Responds that the amendments do not conflict.
154	Rep. Witt	Gives his approval of the -2 amendments.
166	Rep. P. Smith	MOTION: Moves to ADOPT SB 281-1 amendments dated 4/28/05.

VOTE: 6-0-1

EXCUSED: 1 - Anderson

174 Chair Garrard Hearing no objection, declares the motion CARRIED.

175 Rep. P. Smith **MOTION: Moves to ADOPT SB 281-2 amendments dated 4/28/05.**

VOTE: 6-0-1

EXCUSED: 1 - Anderson

180 Chair Garrard Hearing no objection, declares the motion CARRIED.

184 Rep. P. Smith **MOTION: Moves SB 281 to the floor with a DO PASS AS AMENDED recommendation.**

VOTE: 6-0-1

EXCUSED: 1 - Anderson

187 Chair Garrard Hearing no objection, declares the motion CARRIED.

REP. WITT will lead discussion on the floor.

181 Chair Garrard Closes the work session on SB 281 and opens a work session on SB 103.

SB 103 – WORK SESSION

182 Sam Litke Committee Administrator. Summarizes SB 103.

207 Dennis Molher Washington County. Testifies in support of SB 103.

217 Rep. Greenlick Notes other organizations in support of SB 103.

224 Rep. Smith **MOTION: Moves SB 103 to the floor with a DO PASS recommendation.**

VOTE: 6-0-1

EXCUSED: 1 – Anderson

233 Chair Garrard Hearing no objection, declares the motion **CARRIED**.

243 Rep. Nolan **MOTION: Moves SB 103 be placed on the CONSENT CALENDAR.**

VOTE: 6-0-1

EXCUSED: 1 – Anderson

248 Chair Garrard Hearing no objection, declares the motion **CARRIED**.

233 Chair Garrard Closes work session on SB 103 and opens the public hearing on SB 91A.

SB 91A- PUBLIC HEARING

253 Sam Litke Committee Administrator. Summarizes SB 91A and submits the revenue impact statement (**EXHIBIT A**).

274 Jeannette Holman Department of State Lands. Submits and reviews written testimony in support of SB 91A (**EXHIBIT E**).

325 Chair Garrard Questions the monetary issues of SB 91A.

332 Holman Responds SB 91A provides organizations the opportunity to set up a fee system.

335 Chair Garrard Questions where the fee money goes.

336 Holman Responds the money goes back to a school fund.

342 Rep. Sumner Questions where maintenance funds originated.

345 Holman Responds the South Slough is primarily funded by federal funds.

356 Chair Garrard Closes the public hearing on SB 91A and opens a public hearing on SB 92.

SB 92 – PUBLIC HEARING

362 Sam Litke Committee Administrator. Summarizes SB 92.

374 Jeannette Holman Department of State Lands. Submits and reviews written testimony in support of SB 92 (**EXHIBIT F**).

399 Rep. Greenlick Questions if a forester has ever been appointed to the board of South Slough National Estuarine Research Reserve Management Commission (SSNERRMC).

410 Holman Responds the appointed member is usually a commissioner.

420 Rep. Greenlick Questions if this could be a future issue of concern.

431 Holman Describes the SSNERRMC process.

452 Rep. Greenlick Questions the number of members on the SSNERRMC.

453 Holman Responds SSNERRMC will look into practices pertaining to member selection.

461 Rep. Nolan Questions if a forester would be present to address forestry issues.

471 Holman Responds SSNERRMC currently works with the county forester.

TAPE 96, A

026 Chair Garrard Closes the public hearing on SB 92 and opens a work session on SB 92.

SB 92 –WORK SESSION

027 Rep. Smith MOTION: Moves SB 92 to the floor with a DO PASS recommendation.

VOTE: 7-0-0

033 Chair Garrard Hearing no objection, declares the motion CARRIED.

037 Rep. Nolan MOTION: Moves SB 92 be placed on the CONSENT CALENDAR.

VOTE: 7-0-0

038 Chair Garrard Hearing no objection, declares the motion CARRIED.

039 Chair Garrard Closes the work session on SB 92 and opens a public hearing on SB 431A.

SB 431A – PUBLIC HEARING

050 Sam Litke Committee Administrator. Explains SB 431A and the -2 amendments **(EXHIBIT D)**.

065 Randy Tucker Metro. Submits and reviews written testimony in support of SB 431A **(EXHIBIT G)**.

130 Chair Garrard Questions if the amendment was brought forth by the Land Use Board of Appeals (LUBA).

133 Tucker Responds it was at the request of LUBA.

136 Chair Garrard Asks for clarification on SB 431A drafting.

138 Tucker Provides clarification and highlights a word difference distinguishing SB 431A from HB 3310.

157 Chair Garrard Closes public hearing on SB 431A and opens a work session on SB 431A.

SB 431A- WORK SESSION

162 Rep. Anderson Questions the impact of both passing.

164	Rep. Nolan	Responds, nothing.
169	Rep. Nolan	MOTION: Moves to ADOPT SB 431A-2 amendments dated 4/21/05.
		VOTE: 7-0-0
173	Chair Garrard	Hearing no objection, declares the motion CARRIED.
175	Rep. Nolan	MOTION: Moves SB 431A to the floor with a DO PASS AS AMENDED recommendation.
		VOTE: 7-0-0
183	Chair Garrard	Hearing no objection, declares the motion CARRIED.
187	Rep. Nolan	MOTION: Moves SB 431A be placed on the CONSENT CALENDAR.
		VOTE: 7-0-0
190	Chair Garrard	Hearing no objection, declares the motion CARRIED.
191	Chair Garrard	Closes the work session on SB 431A and adjourns the meeting at 2:17 p.m.

EXHIBIT SUMMARY

- A. SB 91A, revenue impact report, staff, 1p
- B. SB 281, -2 amendments, staff, 2pp
- C. SB 281, -1 amendments, staff, 5pp
- D. SB 431A, -2 amendments, staff, 1p
- E. SB 91A, prepared testimony of Jeannette Holman, 2pp
- F. SB 92, prepared testimony of Jeannette Holman, 2pp
- G. SB 431A, metro statement, Randy Tucker, 1p