

**HOUSE COMMITTEE ON WATER**

**May 06, 2005 Hearing Room 357**

**1:00 P.M. Tapes 82 - 83**

**MEMBERS PRESENT:           Rep. Bob Jenson, Chair**

**Rep. Jackie Dingfelder, Vice-Chair**

**Rep. Jerry Krummel, Vice-Chair**

**Rep. Phil Barnhart**

**Rep. Alan Brown**

**Rep. Billy Dalto**

**Rep. Carolyn Tomei**

**STAFF PRESENT:           Sandy Thiele-Cirka, Committee Administrator**

**Elizabeth Howe, Committee Assistant**

**MEASURES/ISSUES HEARD:**

**HB 2915 – Work Session**

**HB 2600 – Work Session**

**HB 2472 – Work Session**

**HB 2883 – Work Session**

**HB 2812 – 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.**

<b>TAPE/#</b>	<b>Speaker</b>	<b>Comments</b>
<b>TAPE 82, A</b>		
003	Chair Jenson	Calls the meeting to order at 1:15 p.m. Opens a work session on HB 2472. Closes the work session on HB 2472. Opens a work session on HB 2915.

**HB 2915 – WORK SESSION**

011	Shaun Jillions	Legislative Aide to Rep. Jenson. Introduces -1 amendment to HB 2915 ( <b>EXHIBIT A</b> ).
023	Chair Jenson	Clarifies that the amendment an effective date after the 2007 legislative session.
<b>029</b>	<b>Rep. Krummel</b>	<b>MOTION: Moves to ADOPT HB 2915-1 amendments dated 5/6/05.</b>
035	Anne Hanus	Director, Department of State Lands (DSL). States that DSL will work hard during the next two years.
042	Rep. Tomei	Assumes that if DSL and the federal Environmental Protection Agency (EPA) are making significant progress, then it could be extended by the 2007 legislature.
052	Chair Jenson	Responds affirmatively.
<b>VOTE: 7-0-0</b>		
<b>059</b>	<b>Chair Jenson</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
<b>061</b>	<b>Rep. Krummel</b>	<b>MOTION: Moves HB 2915 to the floor with a DO PASS AS AMENDED recommendation.</b>
069	Barnhart	Expresses intention to vote no, though he feels no need to discuss it.
083	Rep. Tomei	Expresses that she will support the bill to encourage a rapid process.

091 Chair Jenson Comments that DSL has had four years, and is being urged to move quickly in the next two years.

**VOTE: 6-1-0**

**AYE: 6 - Brown, Dalto, Dingfelder, Krummel, Tomei, Jenson**

**NAY: 1 - Barnhart**

**104 Chair Jenson The motion CARRIES.**

**REP. JENSON will lead discussion on the floor.**

109 Chair Jenson Closes work session on HB 2915. Opens a work session on HB 2600.

**HB 2600 – WORK SESSION**

117 Shaun Jillions Legislative Aide to Rep. Jenson. Describes the -1 amendment to HB 2600 (**EXHIBIT B**).

135 Rep. Tomei Asks if the amendment replaces the bill. Asks what HB 2600 does.

142 Jillions Provides background for HB 2600.

148 Rep. Dingfelder Clarifies that HB 2600 is a version of HB 3038 which passed on the House floor.

155 Jillions Explains what HB 2600 does.

164 Chair Jenson States that there is a possibility that HB 3038 might be included in a Measure 37 omnibus bill. Addresses good cause concerns.

189 Barnhart Reads statute that relates to the -1 amendments.

208 Jillions Confirms that concerns are addressed by the -1 amendments.

216 Rep. Tomei Expresses concern that she feels unprepared to vote on this bill.

227 Chair Jenson Calls a recess at 1:30 p.m. Reconvenes at 1:42 p.m.

- 234 Rep. Krummel **MOTION: Moves to ADOPT HB 2600-1 amendments dated 5/6/05.**
- 238 Rep. Dingfelder States opposition to the -1 amendments.
- 250 Jillions Clarifies where the good determination clause came from.
- 253 Rep. Dingfelder Continues to explain her objections. Addresses retroactive clause for Coos Bay.
- 257 Jillions States that a timeframe was not specified for extensions.
- 274 Chair Jenson States that Rep. Dingfelder may take her name off the bill.

**VOTE: 6-1-0**

**AYE: 6 - Barnhart, Brown, Dalto, Krummel, Tomei, Jenson**

**NAY: 1 - Dingfelder**

- 279 Chair Jenson **The motion CARRIES.**
- 279 Rep. Krummel **MOTION: Moves HB 2600 to the floor with a DO PASS AS AMENDED recommendation and the SUBSEQUENT REFERRAL to the committee on Ways and Means BE RESCINDED and BE REFERRED to the House committee on Budget.**
- 289 Barnhart Inquires why this is being sent to Budget if there is no fiscal impact. Wonders if the Speaker should rescind the subsequent referral.
- 292 Chair Jenson States that the original bill has a subsequent referral to Ways and Means.

**VOTE: 5-2-0**

**AYE: 5 - Barnhart, Brown, Dalto, Krummel, Jenson**

**NAY: 2 - Dingfelder, Tomei**

- 319 Chair Jenson The motion CARRIES.
- 325 Chair Jenson Closes work session on HB 2600. Opens a work session on HB 2472.

**HB 2472 – WORK SESSION**

- 349 Shaun Jillions Legislative Aide to Rep. Jenson. Describes the -1 amendments to HB 2472 (**EXHIBIT C**). Explains that the -1 amendments are essentially HB 2025 A.
- 385 Barnhart Questions how the fluoride bill is moving on the Senate side, and whether this bill has a better chance.
- 390 Chair Jenson States that this bill will give a better chance if the Senate committee gets bogged down.

**TAPE 83, A**

- 017 Rep. Dalto **MOTION: Moves to ADOPT HB 2472-1 amendments dated 5/4/05.**

**VOTE: 6-0-1**

**EXCUSED: 1 - Krummel**

- 021 Chair Jenson **Hearing no objection, declares the motion CARRIED.**

- 024 Rep. Tomei **MOTION: Moves HB 2472 to the floor with a DO PASS AS AMENDED recommendation and BE REFERRED to the committee on Elections and Rules.**

- 024 Rep. Tomei **VOTE: 5-1-1**

**AYE: 5 - Brown, Dalto, Dingfelder, Tomei, Jenson**

**NAY: 1 - Barnhart**

**EXCUSED: 1 - Krummel**

- 032 Chair Jenson **The motion CARRIES.**

033 Chair Jenson Closes work session on HB 2472. Opens a work session on HB 2883.

**HB 2883 – WORK SESSION**

041 Shaun Jillions Legislative Aide to Rep. Jenson. Provides background on HB 2883 and the -2 amendments (**EXHIBIT D**).

059 Chair Jenson States that if the Water Resources Department (WRD) has objections they may come forward.

063 Adam Sussman Legislative Coordinator, WRD. States that without additional resources, this bill would not be implemented.

070 Rep. Dingfelder Suggests adding Aquifer Storage Recovery sites.

**073 Rep. Tomei MOTION: Moves to ADOPT HB 2883-2 amendments dated 5/6/05.**

**VOTE: 6-0-1**

**EXCUSED: 1 - Krummel**

**077 Chair Jenson Hearing no objection, declares the motion CARRIED.**

**079 Rep. Tomei MOTION: Moves HB 2883 to the floor with a DO PASS AS AMENDED recommendation and the SUBSEQUENT REFERRAL to the committee on Ways and Means BE RESCINDED and BE REFERRED to the House committee on Budget.**

**VOTE: 6-0-1**

**AYE: In a roll call vote, all members present vote Aye.**

**EXCUSED: 1 - Krummel**

**092 Chair Jenson The motion CARRIES.**

095 Chair Jenson Closes work session on HB 2883. Opens a work session on HB 2812.

**HB 2812 – WORK SESSION**

- 104 Chair Jenson Comments on the significant fiscal impact of HB 2812.
- 120 Rep. Dingfelder Addresses issue of the makeup of the task force. States that she supports the intent of HB 2812, but will vote no until an amendment is drafted to balance the task force membership.
- 138 Chair Jenson States that if the bill is moved, perhaps her concerns could be addressed in another committee.
- 146 Rep. Dingfelder Responds that she would have preferred to move an amendment in this committee.
- 157 Rep. Tomei Shares concerns of Rep. Dingfelder, but expresses her support for the bill.
- 161 Barnhart Comments that all interested parties should be included in the task force. States that he will give a courtesy vote in hopes that the membership issue will be addressed.
- 169 Chair Jenson States that he supports all the comments, and believes increased representation is necessary.
- 196 Rep. Tomei Mentions the sunset clause.
- 202 Rep. Tomei MOTION: Moves HB 2812 to the floor with a DO PASS recommendation and the SUBSEQUENT REFERRAL to the committee on Ways and Means BE RESCINDED and BE REFERRED to the House committee on Budget.**
- 208 Rep. Dingfelder States that she will consider supporting the bill on the floor should it be amended in another committee to reflect balanced membership.
- VOTE: 5-1-1**
- AYE: 5 - Barnhart, Brown, Dalto, Tomei, Jenson**
- NAY: 1 - Dingfelder**
- EXCUSED: 1 - Krummel**
- 221 Chair Jenson The motion CARRIES.

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**EXHIBIT SUMMARY**

- A. **HB 2915, -1 amendments, Shaun Jillions, 1 p**
- B. **HB 2600, -1 amendments, Shaun Jillions, 9 pp**
- C. **HB 2472, -1 amendments, Shaun Jillions, 3 pp**
- D. **HB 2883, -2 amendments, Shaun Jillions, 1 p**