

SENATE COMMITTEE ON ENVIRONMENT & LAND USE

March 07, 2005
3:00 P.M.

Hearing Room B
Tapes 37 - 38

MEMBERS PRESENT: Sen. Charlie Ringo, Chair
Sen. Jason Atkinson, Vice-Chair
Sen. Roger Beyer
Sen. Ginny Burdick
Sen. Frank Shields

STAFF PRESENT: Matt Shields, Committee Administrator
Katie Lowry, Committee Assistant

MEASURES/ISSUES HEARD:

Bear Butte & Booth Fires – Presentation
SB 358 – Public Hearing and Work Session
SB 735 – Public Hearing and Work Session
SB 736 – Public Hearing and Work Session
SB 737 – Public Hearing and Work Session
SB 834 – 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.

<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
TAPE 37, A		
005	Chair Ringo	Calls meeting to order at 3:03 p.m. Announces that the committee will depart from the agenda to allow a presentation on the B & B Fires.
<u>BEAR BUTTE & BOOTH FIRES – PRESENTATION</u>		
020	Joe Keating	Oregon Wildlife Federation. Gives presentation on the Bear Butte & Booth (B & B) Fires. Submits written testimony (EXHIBIT A) and a CD containing additional written testimony (EXHIBIT B).
070	Rus Taylor	Chief Investigator, B & B Report. Gives presentation on the B & B Fire.
125	Sen. Beyer	Asks about witness' credentials.
130	Keating	States that they are environmentalists. Discusses flaws in investigations previously done. Discusses Central Oregon Arson Task Force and conflict of interest.
160	Sen. Beyer	States that he doesn't believe these are facts. Believes that the investigation was not flawed.
170	Keating	Responds.
205	Sen. Beyer	Refers to visual aids. Verifies that witness said circles on visual aid are 99 percent accurate and not 100 percent accurate.
207	Keating	Confirms this.
209	Sen. Beyer	Asks how witness can say that it is a fact that it could not be lightning.
211	Keating	Discusses one percent and wording of probable arson.
220	Sen. Beyer	Responds.
225	Keating	Makes additional comments on the fire.

235 Chair Ringo Closes presentation on the B & B Fires and opens public hearing on SB 358.

SB 358 – PUBLIC HEARING

240 Rep. Steve March Represents House District 36. States that he co-sponsored SB 538 along with Sen. Ferrioli. Introduces SB 358.

270 Ed Glad Pacific Northwest Regional Council of Carpenters. Testifies in support of SB 358.

300 Jennifer Hampel Coordinator, Coquille Watershed Association. Testifies in support of SB 358.

330 James Johnson Executive Director, Cascadia Wildlands Project. Testifies in support of SB 358.

360 Denny Scott Carpenter’s Union and Western Council of Industrial Workers. Submits definition sheet for SB 358 (**EXHIBIT C**). Testifies in support of SB 358.

415 Sen. Ted Ferrioli Represents Senate District 30. States that the testimony he has heard reflects pretty accurately the intent of SB 358. Gives background information for SB 358. Testifies in support of SB 358.

TAPE 38, A

040 Sen. Atkinson Says that he is ready to move SB 358.

045 Chair Ringo Asks about fiscal impact. States that it has a subsequent referral to the Ways and Means Committee.

047 Bill Kluting Western Council of Industrial Workers. Discusses fiscal impact.

057 Chair Ringo Asks if witness wants SB 358 referred to the Ways and Means Committee or to the Senate floor.

058 Kluting Explains. States that he wants it sent to the Senate floor.

060 Sen. Shields Discusses fiscal impact.

073 Chair Ringo States that the committee can pass SB 358 directly to the Senate floor.

080 Chair Ringo Closes public hearing on SB 358 and opens work session on SB 358.

SB 358 – WORK SESSION

081 Sen. Atkinson **MOTION: Moves SB 358 to the floor with a DO PASS recommendation and the SUBSEQUENT REFERRAL to the committee on Ways and Means BE RESCINDED.**

VOTE: 4-0-1

EXCUSED: 1 - Burdick

085 Chair Ringo **Hearing no objection, declares the motion CARRIED. SEN. FERRIOLI will lead discussion on the floor.**

090 Chair Ringo Closes work session on SB 358 and opens public hearing on SB 735.

SB 735 – PUBLIC HEARING

100 Mike Grainey Oregon Department of Energy. Testifies in support of SB 735. Submits written testimony (**EXHIBIT D**).

130 Chair Ringo Asks question about language regarding loans.

135 Grainey Gives details.

143 Chair Ringo Discusses purpose of original language.

145 Grainey Responds.

160 Tom O’Connor Director, Oregon Municipal Electric Utilities Association. Testifies in support of SB 735.

173 Chair Ringo Asks witness to explain Section 2 of SB 735.

183 Grainey Discusses changes.

196 Chair Ringo Closes public hearing and opens work session on SB 735.

SB 735 – WORK SESSION

200 Sen. Beyer

Chair Ringo

203 Chair Ringo

SB 736 – PUBLIC HEARING

207 Matt Shields

210 Mike Graine

238 Chair Ringo

SB 736 – WORK SESSION

240 Sen. Atkinson

Chair Ringo

250 Chair Ringo

SB 737 – PUBLIC HEARING

255 Mike Graine

280 Chair Ringo

282 Graine

290 Chair Ringo

292 Graine

303 Chair Ringo

305 Graine

310 Chair Ringo

311 Graine

315 Sen. Beyer

325 Graine

335 Tom O'Connor

342 Chair Ringo

SB 737 – WORK SESSION

345 Sen. Atkinson

Chair Ringo

355 Chair Ringo

SB 834 – PUBLIC HEARING

360 Mike Graine

MOTION: Moves SB 735 to the floor with a DO PASS recommendation.

VOTE: 4-0-1

EXCUSED: 1 - Burdick

Hearing no objection, declares the motion CARRIED.

SEN. ATKINSON will lead discussion on the floor.

Closes work session on SB 735 and opens public hearing on SB 736.

Committee Administrator. Introduces SB 735.

Oregon Department of Energy. Testifies in support of SB 736.

Submits written testimony (**EXHIBIT E**).

Closes public hearing and opens work session on SB 736.

MOTION: Moves SB 736 to the floor with a DO PASS recommendation.

VOTE: 4-0-1

EXCUSED: 1 - Burdick

Hearing no objection, declares the motion CARRIED.

SEN. ATKINSON will lead discussion on the floor.

Closes work session on SB 736 and opens public hearing on SB 737.

Oregon Department of Energy. Testifies in support of SB 737.

Submits written testimony (**EXHIBIT F**).

Asks what SB 737 will allow.

Discusses what SB 737 will allow.

Asks clarification question.

Explains.

Asks if anyone besides the military department has expressed interest.

Responds.

Asks if universities would be able to put up solar panels without SB 737.

Explains.

Asks question regarding process for funding projects.

Explains.

Director, Oregon Municipal Electric Utilities Association.

Testifies in support of SB 737.

Closes public hearing and opens work session on SB 737.

MOTION: Moves SB 737 to the floor with a DO PASS recommendation.

VOTE: 4-0-1

EXCUSED: 1 - Burdick

Hearing no objection, declares the motion CARRIED.

SEN. ATKINSON will lead discussion on the floor.

Closes work session on SB 737 and opens public hearing on SB 834.

Oregon Department of Energy (ODE). Gives background information on SB 834. Explains why the ODE does not have a position on SB 834.

TAPE 37, B

002	Chair Ringo	Asks about lottery bonds.
005	Grainey	Explains.
011	Alice Bibler	Association of Oregon Counties. Testifies in support of SB 834. Submits written testimony (EXHIBIT G).
040	Paul Woodin	Western Windpower. Discusses renewable energy projects in Oregon. Testifies in support of SB 834.
055	Gary Thompson	Sherman County Judge. Testifies in support of SB 834.
070	Tom O'Connor	Director, Oregon Municipal Electric Utilities Association. Testifies in support of SB 834.
079	Chair Ringo	States that he wants to hold SB 834 for now. Closes public hearing on SB 834 and adjourns meeting at 4:07 p.m.

EXHIBIT SUMMARY

- A. B & B Fires, written testimony, Joe Keating, 7 pp**
- B. B & B Fires, written testimony, Joe Keating, CD**
- C. SB 358, definition sheet, Denny Scott, 1 p**
- D. SB 735, written testimony, Mike Grainey, 2 pp**
- E. SB 736, written testimony, Mike Grainey, 2 pp**
- F. SB 737, written testimony, Mike Grainey, 1 p**
- G. SB 834, written testimony, Alice Bibler, 1 p**