

HOUSE COMMITTEE ON
AGRICULTURE AND NATURAL RESOURCES

April 10, 2003 Hearing Room D
1:00 PM Tapes 63 - 64

MEMBERS PRESENT: **Rep. Jeff Kropf, Chair**
 Rep. George Gilman, Vice-Chair
 Rep. Kelley Wirth, Vice-Chair
 Rep. Terry Beyer
 Rep. Dave Hunt
 Rep. Donna Nelson
 Rep. Patti Smith

STAFF PRESENT: **Ray Kelly, Committee Administrator**
 David Peffley, Committee Assistant

MEASURES HEARD: **HB 2436 – Work Session**
 HB 2915 – Public Hearing and Work Session
 HB 2205 – Public Hearing
 HB 3549 – Public Hearing
 HB 2521 – Public Hearing and Work Session
 HB 2188 – Work Session
 HB 2574 – 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
TAPE 63, A		
003	Chair Kropf	Calls the meeting to order at 1:24 PM and opens a work session on HB 2436.
<u>HB 2436 –WORK SESSION</u>		
020	Rep. Hunt	Asks if the base bill along with the -2 amendments (EXHIBIT A) would open up unregulated hound hunting.
031	Ron Anglin	Oregon Department of Fish and Wildlife (ODFW). Replies that ODFW would be able to regulate takings and methods at their own discretion.
046	Rep. Hunt	MOTION: Moves to ADOPT HB 2436-2 amendments dated 4/4/03.
055		VOTE: 7-0
057	Chair Garrard	AYE: In a roll call vote, all members present vote Aye.
062	Rep. Gilman	The motion CARRIES.
		MOTION: Moves HB 2436 to the floor with a DO PASS AS AMENDED recommendation.
065	Rep. Wirth	Cites research which states that sporthunting does not reduce the risk of cougar attacks.
072	Rep. Beyer	Asserts that HB 2436 will empower ODFW to properly manage wildlife.
080	Rep. Nelson	Asserts that safety should be the number one priority for the state

080 Rep. Hunt and thus will vote for the passage of HB 2436
States that he is convinced that there is a problem with cougars in Oregon and asserts support to allow ODFW to control the cougar population.

106 Rep. Smith Affirms support for HB 2436.

110 Rep. Wirth Thanks the crowd. 6-1

136 **VOTE: 6-1**
AYE: 6 - Beyer, Gilman, Hunt, Nelson, Smith P., Kropf
NAY: 1 - Wirth

137 **Chair Kropf** **The motion CARRIES.**
REP. KROPF will lead discussion on the floor.

138 Chair Kropf Closes the work session on HB 2436 and opens a public hearing on HB 2915.

The following prepared testimony is submitted for the record without public testimony HB 2436.

Cornelia Cerf Submits **(EXHIBIT M)**
William Wilson Submits **(EXHIBIT N)**
Maya Trysil Submits **(EXHIBIT O)**
Rea Wilson Submits **(EXHIBIT P)**
Diane L. Bleythin Submits **(EXHIBIT Q)**
Allison Hamilton Submits **(EXHIBIT R)**
Jim Conley Submits **(EXHIBIT S)**
James Kiesey Submits **(EXHIBIT T)**

HB 2915 – PUBLIC HEARING

140 Ray Kelly Summarizes HB 2915.

147 Ray Wilkeson Gives background to HB 2915, representing the taxpayers.

160 Leslie Lehmann Oregon Forest Resources Institute (OFRI). Submits **(EXHIBIT B)** and testifies in favor of HB 2915. Notes OFRI's role in education and economic recovery and how it would be served by the passage of HB 2915.

254 Bob Kintigh Board of Director, OFRI. Submits **(EXHIBIT C)** and speaks in favor of HB 2915. Asserts that HB 2915 will protect OFRI's legal position and will preserve their ability to continue their work.

330 Rep. Gilman Asks Lehmann about approval of OFRI's budget.

332 Lehmann Details the process of review.

348 Chair Kropf Asks about the chances that someone would actually file a claim.

353 Lehmann States that it would be an unusual case.

362 Kintigh States that he doesn't expect many claims if any.

366 Wilkeson States that he'd be surprised if this bill had an impact on the budget.

380 Ted Lorenson Submits **(EXHIBIT D)** and affirms the previous testimony in supporting HB 2915.

TAPE 64, A

012 John Poppino Oregon Small Woodland Association. Submits **(EXHIBIT E)** and states that they have yet to take an official position on HB 2915. Says that the Association hopes to have an official position soon.

036 Chair Kropf Close the public hearing on HB 2915 and opens a work session on HB 2915.

HB 2915 – WORK SESSION

046 Rep. Gilman **MOTION: Moves HB 2915 to the floor with a DO PASS recommendation.**

056		VOTE: 5-0
058	Chair Kropf	EXCUSED: 1 – Smith*, Nelson
		Hearing no objection, declares the motion CARRIED.
		REP. GILMAN will lead discussion on the floor.
062	Chair Kropf	Closes the work session on HB 2915 and opens a public hearing on HB 2205.
<u>HB 2205 – PUBLIC HEARING</u>		
063	Ray Kelly	Summarizes HB 2205.
073	Gary Lynch	Oregon Department of Geology and Mineral Industries (DOGAMI). States that HB 2205 should not be addressed in this committee, but that it should be worked during the interim.
083	Rich Angstrom	Affirms Lynch’s testimony and urges study during the interim.
091	Chair Kropf	Closes the public hearing on HB 2205 and reopens a work session on HB 2915.
<u>HB 2915 – WORK SESSION</u>		
111	Rep. Hunt	MOTION: Requests unanimous consent that the rules be SUSPENDED to allow REP. SMITH to BE RECORDED as voting AYE on the motion to move HB 2915 to the floor with a DO PASS recommendation.
138	Chair Kropf	Closes the work session on HB 2915 and opens a public hearing on HB 3549.
<u>HB 3549 –PUBLIC HEARING</u>		
150	Chair Kropf	Addresses the -1 amendments (EXHIBIT F) to HB 3549.
178	Rep. Smith	Asks about creating a task force to study this issue.
180	Chair Kropf	Replies that the -1 amendments will address the task force. Recesses the public hearing on HB 3549 and opens a public hearing on HB 2521.
<u>HB 2521 – PUBLIC HEARING</u>		
188	Rep. Kruse	Introduces HB 2521 and announces the -2 amendments (EXHIBIT G) and testifies in favor of their inclusion.
225	Ron Anglin	Submits (EXHIBIT H) and testifies in favor of HB 2521 which would give ODFW the flexibility to more effectively enforce the Landowner Preference (LOP) tag program.
279	Steve Denny	Southwest Regional Manager, ODFW. Notes that the LOP program has been a very effective tool. Testifies to the success of the pilot program to streamline the process and thus urges passage of HB 2521.
366	Chair Kropf	Confirms that there is broad agreement on this bill.
370	Denny	Agrees, but notes that some sportsmen have concerns.
389	Greg Addington	Oregon Farm Bureau (OFB). Speaks to the landowner preference tag and the need to renew the program
414	Katie Fast	Oregon Cattlemen Association (OCA). States that the Cattlemen are concerned with the limited scope of the amendments, but are looking forward to moving forward with the pilot program.
430	Rep. Smith	Asks if this pilot program replaces or adds to the original program.
TAPE 63, B		
002	Fast	Replies that is in addition to.
011	Chair Kropf	Closes the public hearing on HB 2521 and opens a work session on HB 2521.
<u>HB 2521 – WORK SESSION</u>		
014	Rep. Hunt	MOTION: Moves to ADOPT HB 2521-2 amendments dated 4/10/03.

016 **VOTE: 6-0**
EXCUSED: 1 - Nelson
018 **Chair Kropf** **Hearing no objection, declares the motion CARRIED.**
021 **Rep. Hunt** **MOTION: Moves HB 2521 to the floor with a DO PASS AS**
AMENDED recommendation.
027 **VOTE: 6-0**
EXCUSED: 1 - Nelson
030 **Chair** **Hearing no objection, declares the motion CARRIED.**
REP. KRUSE will lead discussion on the floor.
035 Chair Kropf Closes the work session on HB 2521 and opens a work session
on HB 2188.

HB 2188 – WORK SESSION

041 Ray Kelly Notes that HB 2188 contains a subsequent referral to the
committee on revenue.
043 **Rep. Smith** **MOTION: Moves HB 2188 to the floor with a DO PASS**
recommendation and BE REFERRED to the
committee on Revenue by prior reference.
044 Chair Kropf Notes that this bill should reconcile the small woodlands bill
which is being stalled in the Senate.
047 **VOTE: 6-0**
EXCUSED: 1 - Nelson
058 **Chair Kropf** **Hearing no objection, declares the motion CARRIED.**
059 Chair Kropf Closes the work session on HB 2188 and reopens a public
hearing on HB 3549.

HB 3549 – PUBLIC HEARING

060 Chuck Craig Oregon Department of Agriculture. Submits (**EXHIBIT I**) and
testifies in favor of HB 3549 in order to strengthen financial
protection for agricultural commodity producers
085 John McCulley Agricultural Cooperative Council and Farm Council Servicing.
Testifies with support for HB 3549, reaffirming the need to offer
protection.
100 Mike Dewey Oregon Potato Commission. Reaffirms prior testimony in
support of HB 3549.
115 Chair Kropf Announces -2 amendments to be forthcoming. Closes the public
hearing and opens a public hearing on HB 2574.
142 Chair Kropf Recesses the meeting.
143 Chair Kropf Reconvenes the meeting.
145 **Rep. Smith** **MOTION: Moves to SUSPEND the rules for the purpose of**
moving HB 2915 back to committee.
152 Rep. Beyer Stresses that she was more comfortable with the previous motion
to send the bill to the floor.
155 Ray Kelly Explains that the bill must go to ways and means and that the
committee has been instructed to hold the bill in committee until
it has been ascertained that the subsequent referral can be
rescinded.
177 Chair Kropf Recesses the meeting.
178 Chair Kropf Reconvenes the meeting.
183 Rep. Smith Withdraws the motion to suspend the rules.
191 Chair Kropf Chair serves notice of a possible reconsideration during the next
committee meeting. Resumes the public hearing on HB 2574.

HB 2574 –PUBLIC HEARING

197 Rod Harder Submits the hand engrossed -2 amendment (**EXHIBIT J**) and
testifies with support for HB 2574. States that this bill would
help address the bear problem.

276	Vice-Chair Gilman	Asks if Harder has gotten input from Rep. Krieger on the figures.
280	Harder	States that they don't have if the figures are yet accurate.
290	Addington	Notes that the amendments attempted to address the fiscal impact.
303	Stonebrink	OCA. Cites the state as well as federal Constitution and the second amendment. Gives historical analysis to the issue of predators threatening livestock.
343	Al Elkins	Oregon Hunter's Association (OHA). Questions the figures but understands the need to compromise. Supports HB 2574.
370	Phil Donovan	Oregon Guides. States that HB 2574 is a good piece of legislation and urges passage.
390	Rod Klawitter	Oregon Sporting Dogs. Submits (EXHIBIT K) and testifies that the Sporting Dogs originally had concerns, but that those concerns have been addressed. Supports HB 2574.
TAPE 64, B		
018	Chair Kropf	Closes the public hearing and opens a work session on HB 2574.
The following prepared testimony is submitted for the record without public testimony for HB 2574.		
	James Ince	Submits (EXHIBIT U)
028	Ray Kelly	Addresses the fiscal impact and recommends consideration of the -2 amendments (EXHIBIT L) and moving the bill at another meeting.
035	Rep. Smith	Moves that the committee consider the -2 amendments.
042	Chair Kropf	Closes the work session on HB 2574 and adjourns the meeting at 3:00 P.M.

EXHIBIT SUMMARY

- A – HB 2436, -2 amendments, staff, 1 p.**
- B – HB 2915, written information, Leslie Lehmann, 20 pp.**
- C – HB 2915, written testimony, Bob Kintigh, 2 pp.**
- D – HB 2915, written testimony, Ted Lorensen, 2 pp.**
- E – HB 2915, written testimony, John Poppino, 1 p.**
- F – HB 3549, -1 amendments, staff, 3 pp.**
- G – HB 2521, -2 amendments, staff, 2 pp.**
- H – HB 2521, written testimony, Ron Anglin, 2 pp.**
- I – HB 3549, written testimony, Chuck Craig, 5 pp.**
- J – HB 2574, proposed amendments, Rod Harder, 2 pp.**
- K – HB 2574, written testimony, Rod Klawitter, 2 pp.**
- L – HB 2574, -2 amendments, staff, 1 p.**

The following exhibits are listed out of order in the body of the tape log.

- M – HB 2436, written testimony, Cornelia Cerf, 1 p.**
- N – HB 2436, written testimony, William Wilson, 1 p.**
- O – HB 2436, written testimony, Maya Trysil, 1 p.**
- P – HB 2436, written testimony, Rea Wilson, 1 p.**
- Q – HB 2436, written testimony, Diane Bleythin, 1 p.**
- R – HB 2436, written testimony, Allison Hamilton, 1 p.**
- S – HB 2436, written testimony, Jim Conley, 1 p.**
- T – HB 2436, written testimony, James Kiesey, 1 p.**
- U – HB 2574, written testimony, James, Ince, 3 pp.**