

HOUSE COMMITTEE ON
AGRICULTURE AND NATURAL RESOURCES

April 15, 2003 Hearing Room D
1:00 PM Tapes 65 – 66

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

MEMBER ABSENT: Rep. Kelley Wirth, Vice-Chair

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

MEASURES HEARD: **HB 2915 – Reconsideration and Work Session**
 HB 2344 – Work Session
 HB 3152 – Work Session
 HB 3264 – Public Hearing
 HB 3126 – Work Session
 HB 2574 – 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 65, A		
004	Chair Kropf	Calls the meeting to order at 1:21 and opens a work session on HB 2915.
<u>HB 2915 – RECONSIDERATION AND WORK SESSION</u>		
024	Ray Kelly	Committee Administrator. Explains the process of the reconsideration of HB 2915.
030	Rep. Gilman	MOTION: Moves to SUSPEND the rules for the purpose of reconsidering HB 2915.
032		VOTE: 6-0 EXCUSED: 1 - Wirth
033	Chair Kropf	Hearing no objection, declares the motion CARRIED.
036	Rep. Hunt	MOTION: Moves HB 2915 to the floor with a DO PASS recommendation and the SUBSEQUENT REFERRAL to the committee on BE RESCINDED.
038		VOTE: 6-0 EXCUSED: 1 - Wirth
039	Chair Kropf	Hearing no objection, declares the motion CARRIED.
044	Rep. Nelson	MOTION: Moves HB 2915 to the floor with a DO PASS recommendation.
045		VOTE: 6-0

046	Chair Kropf	EXCUSED: 1 - Wirth
047	Rep. Kropf	Hearing no objection, declares the motion CARRIED.
		MOTION: Moves HB 2915 be placed on the CONSENT CALENDAR.
049		VOTE: 6-0
		EXCUSED: 1 - Wirth
050	Chair Kropf	Hearing no objection, declares the motion CARRIED.
051	Chair Kropf	Closes the work session HB 2915 and opens a work session on HB 2344.
<u>HB 2344 – WORK SESSION</u>		
055	Ray Kelly	Announces the -2 amendments (EXHIBIT A).
080	Ted Lorensen	Department of Forestry (DOF). Offers support for HB 2344 with the -2 amendments.
086	Chair Kropf	Explains the effects of the -2 amendments.
102	Bill Kluthing	Western Council of Industrial Workers. Speaks in favor of HB 2344 as amended in order to return the forest to a healthy state and to help jump start the economy.
126	Rep. P. Smith	MOTION: Moves to ADOPT HB 2344-2 amendments dated 4/4/03.
128		VOTE: 4-0
		EXCUSED: 3 - Nelson, Gilman, Wirth
129	Chair Kropf	Hearing no objection, declares the motion CARRIED.
136	Rep. P. Smith	MOTION: Moves HB 2344 to the floor with a DO PASS AS AMENDED recommendation.
141		VOTE: 6-0
		EXCUSED: 1 - Wirth
144	Chair Kropf	Hearing no objection, declares the motion CARRIED.
		REP. KROPF AND REP. JENSON will lead discussion on the floor.
154	Chair Kropf	Closes the work session on HB 2344 and opens a work session on HB 3152.
<u>HB 3152 – WORK SESSION</u>		
158	Andy High	Introduces the -1 amendments (EXHIBIT B) and addresses concerns with the legislation and provides how they were alleviated. Affirms no known opposition to the bill.
181	Rep. Beyer	Asks if the Audubon Society finds the amendments acceptable.
183	High	Affirms that they do.
190	Bill Kluthing	Western Council Industry Workers. Sees long term benefits emanating from this programs and thus supports HB 3152.
208	Rep. Smith	MOTION: Moves to ADOPT HB 3152-1 amendments dated 4/10/03.
214		VOTE: 4-0
		EXCUSED: 3 - Hunt, Nelson, Wirth
216	Chair Kropf	Hearing no objection, declares the motion CARRIED.
219	Rep. P. Smith	MOTION: Moves HB 3152 to the floor with a DO PASS AS AMENDED recommendation.
224		VOTE: 4-0
		EXCUSED: 3 - Hunt, Nelson, Wirth
227	Chair Kropf	Hearing no objection, declares the motion CARRIED.
		KNOPP will lead discussion on the floor.
229	Chair Kropf	Chair closes the work session on HB 3152 and recesses the meeting.
230	Chair Kropf	Reconvenes the meeting and opens a public hearing on HB 3264.
<u>HB 3264 – PUBLIC HEARING</u>		

235 Ted Lorensen Submits **(EXHIBIT C)**, offers background, and testifies in support of HB 3264. Discusses the proposed amendments to HB 3264. Asserts that plaintiffs may be opposed to this legislation.

340 Chair Kropf Closes the public hearing on HB 3264 and opens a work session on HB 3126.

HB 3126 – WORK SESSION

380 Rep. Greg Smith HD 57. Introduces the -1 amendments **(EXHIBIT D)** and discusses the bill with the amendments.

TAPE 66, A

008 Glen Stonebrink States that wolves have more protection than humans do under the Endangered Species Act (ESA).

040 Chair Kropf Asks for confirmation that the report must be filed within 30 days of disposal.

048 Stonebrink Clarifies the language for Chair Kropf.

059 Rep. Hunt Asks about “d” and what it means.

065 Rep. Greg Smith Explains the situation of a wolf which is not afraid of humans. Adds the disclaimer and points out the passage which states that.

086 Chair Kropf Clarifies his understanding of the legislation.

094 Rep. Nelson Asks for clarification in the bill.

105 Ray Kelly Explains intent for Rep. Nelson.

117 Rep. Nelson States that people need to have the right to protect themselves.

133 Rep. Smith States that they attempted to use the existing language for the purposes of simplification and consensus.

141 Rep. Nelson Asks for an amendment to address a wider meaning than *residence*.

153 Rep. Smith Notes that other structures are not precluded.

162 Stonebrink States that Oregon is well-covered by this legislation.

174 Rep. Hunt Asks if ODFW has changed their position based on the amendments.

184 Anglin Oregon Department of Fish and Wildlife (ODFW). States that ODFW has not yet had time to review the amendment.

193 Rep. Hunt Asks if the -1 amendments change any costs associated with implementation.

202 Anglin Asserts that he doesn’t expect that to be the case.

220 Chair Kropf Notes that the -1 amendments are of the gut and stuff variety.

226 Ray Kelly Offers clarification of the -1 amendments for the committee.

244 Chair Kropf Recesses the meeting.

245 Chair Kropf Reconvenes the meeting.

246 Anglin States that he would like to take the amendments back to ODFW and discuss it with the governor’s office. Hopes to address the bill on Thursday.

268 Chair Kropf States that he hopes that the bill might be moved on Thursday. Closes the work session on HB 3126 and opens a work session on HB 2574.

HB 2574 – WORK SESSION

293 Rep. Butler Discusses the -2 amendments **(EXHIBIT E)** to HB 2574 in order to address the needs in order to serve the local government.

327 Chair Kropf Notes that the Senate passed a trapping bill in a similar context.

341 Rod Harder Discusses the -2 amendments and recommends striking a couple of words in a conceptual amendment.

364 Rep. Butler Notes that this bill is really about local control.

374 Chair Kropf Cites a concern that this legislation could lead to the proliferation of many agencies like ODFW.

377 Rep. Butler Replies that the ODFW would still provide oversight.

405	Chair Kropf	Discusses the jurisdiction of the county wildlife board.
410	Rep. Butler	Discusses the harvest and the county commission as they relate to HB 2574.
TAPE 65, B		
017	Chair Kropf	Asks Rep. Butler to clarify paragraph 2, lines 8-11 in the amendment.
024	Rep. Butler	Gives his understanding that dogs could be used.
027	Harder	Speaks to the five animal annual limit.
033	Chair Kropf	Asks if that is over the present limit.
036	Harder	Affirms Chair Kropf's assertion and notes that only once has a cougar quota been reached.
040	Chair Kropf	Confirms the intent of the legislation.
044	Rep. Butler	States concerns and notes that local control in this bill would address those concerns.
064	Rep. Hunt	Asks for clarification that manner rather than number is at the crux of the issue.
071	Harder	Notes that it is already legal to use dogs and believes that actual effect of this legislation will be minimal.
084	Rep. Butler	Reasserts that this bill is directed at local involvement.
093	Chair Kropf	Proposes a conceptual amendment regarding Page 2, Line 7.
104	Rep. Hunt	MOTION: Moves to SUSPEND the rules for the purpose of considering the -2 amendments and to further amend HB 2574 with a conceptual amendment.
109		VOTE: 6-0
		EXCUSED: 1 – Wirth
112	Chair Kropf	Hearing no objection, declares the motion CARRIED.
114	Rep. Nelson	MOTION: Moves to AMEND HB 2574 on page 2, in line 7, after "bears," insert "and," and after "cougars," insert ".
121		VOTE: 6-0
		EXCUSED: 1 – Wirth
124	Chair Kropf	Hearing no objection, declares the motion CARRIED.
132	Rep. Smith	Asks about the fiscal impact of HB 2574.
138	Ray Kelly	Explains that amendment removes the fiscal impact as per Legislative Council.
145	Rep. Smith	Asks why a fiscal impact statement is not necessary.
147	Kelly	Explains that the process of HB 2574 moving through the legislature.
153	Chair Kropf	Reasserts the overall fiscal benefit of this bill.
156	Rep. Gilman	MOTION: Moves HB 2574 to the floor with a DO PASS AS AMENDED recommendation.
160	Rep. Beyer	States that she will be voting no, as her constituents and county commissioners have not noted that there is a problem which needs to be addressed.
170	Rep. Hunt	States that he isn't a purist as far as local control, and doesn't think it to be the best policy in this case.
193	Chair Kropf	Affirms that ODFW will still have a large input, despite local control.
206	Rep. Smith	Announces that she will vote yes, but reserves the right to change her vote to no if the fiscal impacts the legislation.
211		VOTE: 4-2
		AYE: 4 - Gilman, Nelson, Smith P., Kropf
		NAY: 2 - Beyer, Hunt
		ABSENT: 1 – Wirth

224	Chair Kropf	The motion CARRIES.
231	Chair Kropf	REP. BUTLER will lead discussion on the floor. Closes the work session on HB 2574 and adjourns the meeting at 3:13.

EXHIBIT SUMMARY

- A – HB 2344, -2 amendments, staff, 1 p.**
- B – HB 3152, -1 amendments, staff, 2 pp.**
- C – HB 3264, written testimony, Ted Lorensen, 3 pp.**
- D – HB 3126, -1 amendments, Rep. Greg Smith, 4 pp.**
- E – HB 2574, -2 amendments, staff, 2 pp.**