

HOUSE COMMITTEE ON WATER

March 18, 2003 Hearing Room B
8:30 A.M. Tape 38

MEMBERS PRESENT: Rep. Bob Jenson, Chair
Rep. Jackie Dingfelder, Vice-Chair
Rep. Jeff Kropf, Vice-Chair
Rep. Linda Flores
Rep. Jeff Kruse
Rep. Mike Schaufler
Rep. Carolyn Tomei

STAFF PRESENT: Pete Test, Committee Administrator
Ryan Sherlock, Committee Assistant

MEASURE/ISSUES HEARD: HB 2916 – PUBLIC HEARING
HB 2917 – PUBLIC HEARING
HB 2226 – WORK SESSION
HB 2138 – 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 38, A | | |
| 003 | Chair Jenson | Calls meeting to order at 8:38 a.m., and opens a public hearing on HB 2916. |
| <u>HB 2916 – PUBLIC HEARING</u> | | |
| 010 | Chair Jenson | Closes the public hearing on HB 2916, and opens a public hearing on HB 2917. |
| <u>HB 2917 – PUBLIC HEARING</u> | | |
| 015 | Chair Jenson | Closes the public hearing on HB 2917. |
| 020 | Rep. Dingfelder | MOTION: Moves to SUSPEND the rules for the purpose of RECONSIDERING the vote on HB 2226. |
| 025 | Chair Jenson | Offers an explanation for the need to suspend the rules, and reminds the committee that the suspension vote requires a 2/3 majority. |
| 035 | | VOTE: 5-0 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 2 - Kruse, Kropf |
| | Chair Jenson | The motion CARRIES. |
| 050 | Rep. Tomei | MOTION: Moves to RECONSIDER the vote by which HB 2226 was voted DO PASS to the floor. |
| 055 | | VOTE: 6-0 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 1 - Kropf |
| | Chair Jenson | The motion CARRIES. |
| 065 | Pete Test | Committee Administrator. Offers a description of the proposed -1 amendment. |

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| 070 | Chair Jenson | Opens a public hearing on HB 2226. |
| <u>HB 2226 – PUBLIC HEARING</u> | | |
| 080 | Lee Beyer | Oregon Public Utilities Commission, Commissioner. Offers testimony in support of the proposed -1 amendment (EXHIBIT A). |
| 090 | Chair Jenson | Clarifies that Mr. Beyer is in support of the proposed -1 amendment to HB 2226. |
| 095 | Beyer | Acknowledges that he is in support of the proposed -1 amendment. |
| 100 | Jenson | Closes the public hearing on HB 2226, and opens a work session on HB 2226. |
| <u>HB 2226 – WORK SESSION</u> | | |
| 120 | Rep. Kruse | MOTION: Moves to ADOPT HB 2226-1 amendments dated 03/17/03. |
| | | VOTE: 6-0 |
| | | EXCUSED: 1 - Kropf |
| | Chair | Hearing no objection, declares the motion CARRIED. |
| 130 | Rep. Kruse | MOTION: Moves HB 2226 to the floor with a DO PASS AS AMENDED recommendation. |
| 140 | | VOTE: 7-0 |
| | | AYE: In a roll call vote, all members present vote Aye. |
| | | EXCUSED: 1 – Kropf |
| | | (See Tape 36, A: Counter #280 for corrected vote) |
| | Chair Jenson | The motion CARRIES. |
| | | Rep. Dingfelder will lead discussion on the floor. |
| 145 | Rep. Kruse | MOTION: Moves HB 2226 be placed on the CONSENT CALENDAR. |
| 150 | Committee | Discusses the possibility of placing the bill on the consent calendar, or who will carry the bill. |
| 160 | Rebecca Hawthorne | Public Utilities Commission. Points out that only one company would be required to pay the fee which is not currently required to pay the fee. |
| 170 | Rep. Kruse | WITHDRAWS motion. |
| 175 | Chair Jenson | Closes the work session on HB 2226, and offers an update on HB 2138. |
| 205 | Rep. Schaufler | Clarifies that so far eighteen months and a thousand man hours have gone into HB 2138. |
| 210 | Chair Jenson | Continues with the measure update and opens a public hearing on HB 2138. |
| <u>2138 – PUBLIC HEARING</u> | | |
| 220 | Rep. Schaufler | Re-clarifies that eighteen months and thousand person-hours went into HB 2138 before session. |
| 225 | Chair Jenson | Further discusses the concerns with HB 2138 from the groups around. |
| 260 | Rep. Kruse | Thanks Chair Jenson for his work regarding HB 2138, and points out that while a large amount of effort went into the bill it does not necessarily make it a good product. |
| 265 | Chair Jenson | Discusses the role of the committee in deciding on the bill, and closes the public hearing on HB 2138. |
| 280 | Rep. Kropf | MOTION: Requests unanimous consent that the rules be SUSPENDED to allow REP. KROPF to BE RECORDED as voting AYE on the motion to Move HB 2226 to the floor with a DO PASS AS |

290

Chair Jenson
Chair Jenson

AMENDED recommendation.

VOTE: 7-0

Hearing no objection, declares the motion CARRIED.

Adjourns the meeting at 8:59 a.m.

EXHIBIT SUMMARY

A – HB 2226, -1 Amendment, Staff, 1 p.