

HOUSE COMMITTEE ON AGRICULTURE & FORESTRY

April 12, 2001
3:30 PM

Hearing Room 50
Tapes 69 - 70

MEMBERS PRESENT: **Rep. Jeff Kropf, Chair**
 Rep. Al King, Vice-Chair
 Rep. Donna Nelson, Vice-Chair
 Rep. Robert Ackerman
 Rep. Dan Doyle
 Rep. Elaine Hopson
 Rep. Wayne Krieger
 Rep. Mary Nolan
 Rep. Tootie Smith

STAFF PRESENT: **Ray Kelly, Committee Administrator**
 Michael Reiley, Committee Assistant

MEASURE/ISSUES HEARD: **HB 3147 – Work Session**
 HJM 22 – Public Hearing and Work Session
 SB 310 – Public Hearing and 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 69, A		
003	Chair Kropf	Calls meeting to order at 3:30 p.m. Opens work session on HB 3147.
<u>HB 3147 – WORK SESSION</u>		
015	Rep. Krieger	MOTION: Moves HB 3147 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Water and Environment.
018	Chair Kropf	VOTE: 9-0 Hearing no objection, declares the motion CARRIED.
019	Chair Kropf	Closes work session on HB 3147. Opens public hearing on HJM 22.
<u>HJM 22 – PUBLIC HEARING</u>		
021	Ray Kelly	Committee Administrator. Explains HJM 22.
040	Mike Dykzeul	Director of Forest Protection, Oregon Forest Industries Council (OFIC). Submits and reads prepared testimony in support of HJM 22 (EXHIBIT A).
070	Rep. Nelson	Asks from where the \$1.8 billion cited in Mr. Dykzeul's testimony will come.
075	Ed Daniels	Assistant to Director, Fire Protection Program, Oregon Department of Forestry (ODF). Submits prepared testimony (EXHIBIT B). Answers that it would be in the budget for the US Forest Service and the Department of Interior.
078	Rep. Nelson	Asks if it is in the current budget.
079	Chair Kropf	Asks if it is the proposed budget within the current budget

		because there is there is not enough money in the current budget.
082	Daniels	Answers yes.
083	Rep. Nelson	Asks what the actual amount of money in the budget is.
089	Daniels	Explains and submits executive summary for the National Fire Plan that contains desired information (EXHIBIT C).
096	Rep. Krieger	Asks if the federal government prior to the last appropriation has cut back on funds for the Forest Service, Bureau of Land Management, and Department of Agriculture for equipment and manpower.
100	Daniels	Answers that the natural resource agencies under the Department of the Interior have faced budget cuts over the last few years and the current budget is restoring much of the cuts.
107	Rep. Krieger	Asks for an outline of the insurance program the Department of Forestry has with Lloyd's of London.
111	Dykzeul	Answers that ODF has a \$43 million insurance policy for catastrophic loss with a \$10 million deductible.
122	Rep. Krieger	Notes that this shows that Oregon has made a substantial long-term investment and the state is in control of the situation.
125	Dykzeul	Clarifies that the policy only covers Oregon's land and the intent of HJM 22 is to bring federal lands up to the standards under which Oregon operates.
131	Rep. Nelson	Asks if the state is prepared to address the fire season with additional money.
141	Daniels	Explains ODF's fire budget.
156	Chair Kropf	Further explains ODF's fire budget.
166	Dykzeul	Explains allocation process.
218	Dykzeul	Discusses Oregon's status in fire prevention. Continues prepared testimony.
288	Daniels	Summarizes prepared testimony (EXHIBIT B).
315	Rep. Nelson	Asks what procedures would be taken under the proposed program.
324	Daniels	Answers that there are different prevention methods that would be used for different homeowners.
361	Chair Kropf	Asks if this fire season has the potential to be one of the worst on record.
364	Daniels	Answers that the weather indicates that it may be.
378	Katie Cate	Oregon Cattlemen's Association. Testifies in support of HJM 22. Explains land ownership and management in Oregon.
401	Rep. Nelson	Expresses concern about the Endangered Species Act and its implications on potential fire hazards.
445	Chair Kropf	Summarizes written testimony of Oregon Family Farm Association in support of HJM 22 (EXHIBIT D).

HJM 22 WORK SESSION

TAPE 70, A

012	Rep. Krieger	MOTION: Moves to ADOPT HJM 22-1 amendments dated 3/30/01.
016	Kelly	Explains -1 amendments (EXHIBIT E).
022	Rep. Nelson	Asks for explanation of "out of control controlled fires."
026	Rep. Krieger	Explains that it refers to fires that are set intentionally then get out of control.
035	Kelly	Explains controlled fire as a fire management tool.
		VOTE: 9-0
044	Chair Kropf	Hearing no objection, declares the motion CARRIED.

051	Rep. Krieger	MOTION: Moves HJM 22 be sent to the floor with a BE ADOPTED AS AMENDED recommendation.
055	Rep. Krieger	MOTION: Moves to AMEND the motion that HJM 22 be sent to the floor with a BE ADOPTED AS AMENDED recommendation and be placed on the CONSENT CALENDAR.
062	Chair Kropf	Declares potential conflict of interest. VOTE: 9-0
074	Chair Kropf	Hearing no objection, declares the motion CARRIED.
079	Chair Kropf	Closes work session on HJM 22. Opens public hearing on SB 310.
<u>SB 310 – PUBLIC HEARING</u>		
080	Kelly	Explains SB 310.
091	Chuck Craig	Deputy Director, Oregon Department of Agriculture. Submits and reads prepared testimony in support of SB 310 (EXHIBIT F).
113	Richard TenEyck	Feed Specialist. Provides section by section explanation of SB 310.
153	Chair Kropf	Asks if feed producers are required to keep information about their feed for 2 years.
154	TenEyck	Answers yes.
176	Chair Kropf	Asks if ODA has the authority to cancel registrations or if the provision is being added with SB 310.
181	Craig	Answers that ODA currently has the authority and the question is a result of language drafted by Legislative Counsel.
193	Rep. Nelson	Asks about confidentiality of feed formulas.
195	TenEyck	Answers that there is nothing in the statutes or SB 310 to address confidentiality.
198	Craig	Notes that there is nothing in SB 310, but in Oregon’s Public Records Law there is a provision for maintaining trade secrets confidential.
204	Rep. Nelson	Asks if there is a fee to require confidentiality.
208	Craig	Answers no.
213	Rep. Nelson	Asks if there is a phase-in to avoid additional expense.
217	TenEyck	Answers that SB 310 reflects what is currently being done by industry.
222	Craig	Notes that there is no emergency clause so it will be some time before it goes into effect.
229	Chair Kropf	Asks if the industry supports SB 310.
238	TenEyck	Answers yes.
241	Craig	Answers that local feed officials testified in support of SB 310 in the Senate committee.
245	Chair Kropf	Closes public hearing on SB 310. Opens work session on SB 310.
<u>SB 310 – WORK SESSION</u>		
247	Rep. King	MOTION: Moves SB 310 to the floor with a DO PASS recommendation and be placed on the CONSENT CALENDAR. VOTE: 9-0
254	Chair Kropf	Hearing no objection, declares the motion CARRIED.
256	Chair Kropf	Closes work session. Explains his intentions for the remainder of session. Adjourns meeting at 4:25 p.m.

Submitted By,

Reviewed By,

Michael Reiley,
Committee Assistant

Ray Kelly,
Committee Administrator

EXHIBIT SUMMARY

- A – HJM 22, written testimony, Mike Dykzeul, 6 pp.**
- B – HJM 22, written testimony, Ed Daniels, 1 p.**
- C – HJM 22, National Fire Plan Executive Summary, Ed Daniels, 4 pp.**
- D – HJM 22, written testimony, Jim Welsh, 1 p.**
- E – hjm 22, -1 amendments dated 3/30/01, staff, 1 p**
- F – SB 310, written testimony, Chuck Craig, 1 p.**