

HOUSE COMMITTEE ON STREAM RESTORATION
& SPECIES RECOVERY

March 30, 2001
1:00 P.M.

Hearing Room E
Tapes 72 - 74

MEMBERS PRESENT: **Rep. Bob Jenson, Chair**
 Rep. Jan Lee, Vice-Chair
 Rep. Jeff Kruse
 Rep. Patti Smith
 Rep. Al King
 Rep. Carolyn Tomei
 Rep. Kelley Wirth

MEMBER EXCUSED: **Rep. Randy Leonard, Vice-Chair**
 Rep. Tim Knopp

STAFF PRESENT: **Sandy Thiele-Cirka, Committee Administrator**
 Linda K. Gatto, Committee Assistant

MEASURES HEARD:
 HJM 20 – Public Hearing & Work Session
 HB 3564 – Public Hearing
 HB 3565 – Public Hearing
 HB 3766 – 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 72, A		
004	Chair Jenson	Calls the meeting to order at 1:04 p.m. and opens the public hearing on HJM 20.
<u>PUBLIC HEARING – HJM 20</u>		
010	Sandy Thiele-Cirka	Administrator. Summarizes HJM 20.
020	Arleigh Isley	Professor Emeritus Oregon State University (OSU). Submits testimony in support of HJM 20 (EXHIBIT A). Provides introduction and background.
063	Rep. Mark Simmons	Speaker of the House, House District 58. Testifies in support of HJM 20 and the efforts of Professor Isley.
111	Isley	Continues testimony discussing current management and the ten objections.
220	Isley	Concludes testimony discussing the present day populations and current conditions in Hells Canyon.
228	Rep. Tomei	Question how has the lack of management contributed to the canyon fires.
234	Isley	Responds that proper management of the canyon could have reduced the damage.
261	Glen Stonebrink	Representing the Oregon Cattlemen's Association. Testifies in support of HJM 20.
290	Chair Jenson	Closes the public hearing on HJM 20 and opens a work session

on HJM 20.

HJM 20 – WORK SESSION

296 Rep. Kruse

MOTION: Moves HJM 20 to the floor with a BE ADOPTED recommendation.

302

VOTE: 7-0

AYE: In a roll call vote, all members present vote Aye.

EXCUSED: Knopp, Leonard

The motion CARRIES.

Chair Jenson

314 Chair Jenson

REP. P. SMITH will lead discussion on the floor.

Closes the work session on HJM 20 and opens a public hearing on HB 3564.

PUBLIC HEARING – HB 3564 & HB 3565

327 Rep. Kurt Schrader

House District 23. Provides a background on HB 3564 and HB 3565 and explains the purpose of the bills.

400 Rep. Kruse

Questions how the bill addresses the authority of OWEB different from Measure 66.

430 Rep. Schrader

Responds the bill places agriculture land on equal footing with the Forest Practices Act.

TAPE 73,A

017 Rep. Schrader

Discusses OWEB grants not going toward technical assistance for the landowners do it themselves.

091 Rep. Schrader

Notes there is a large portion of Oregon that does not realize the impact the salmon listings have had.

103 Rep. Tomei

Questions how many positions would be located at OSU.

107 Rep. Schrader

Responds it would be dictated by the funding.

127 Rep. Wirth

Questions why the conservation and management plans are not directed to the soil and water conservation districts.

147 Rep. Schrader

Responds the bills provide an expansion for the extension service.

158 Chair Jenson

Announces National Marine Fisheries Service's (NMFS) decision to not list the southern Oregon steelhead.

200 Rep. Kruse

Proposes referencing what is already available.

250 Chair Jenson

Closes the public hearing on HB 3465 and opens public hearing on HB 3464.

PUBLIC HEARING – HB 3464

235 Sara Vickerman

Director, West Coast Office, Defenders of Wildlife. Submits proposed amendments and prepared testimony, **(EXHIBIT B)**. Explains the objective and purpose of HB 3464.

414 Rick Bastasch

Executive Director, Willamette Restoration Initiative (WRI). Testifies in support of HB 3564 and HB 3565, submits **(EXHIBIT C)**.

450 Chair Jenson

Comments on incentive programs.

TAPE 72, B

040 Clair Klock

Reads prepared testimony in favor of HB 3564 and HB 3565, **(EXHIBIT D)**.

082 Rep. Lee

Questions what mechanism is used for the Oregon wildlife habitat.

080 Klock

Responds the landowner is responsible for the habitat plan that is approved by ODFW and is submitted to the county planning and assessment office. Relates personal experience.

109 Rep. Wirth

Questions if he has reviewed the proposed changes offered by the Defenders of Wildlife.

124 Klock

Responds not at this time.

131	Jayne Cronlund	Representing Three Rivers Land Conservancy. Testifies in support of HB 3564.
169	Cronlund	Describes a situation about a couple with 20 acres.
175	Chair Jenson	Discusses constitutional rights.
214	Bruce Taylor	Executive Director, Oregon Wetlands Joint Venture. Testifies in support of HB 3564.
272	Rep. Lee	Questions available resources through Oregon Wetlands Joint Venture.
274	Taylor	Responds it depends on the types of projects. Identifies participants.
276	George Pugh	Grass seed farmer. Testifies in support of the concept in HB 3564.
325	Liz Callison	Director at Large, West Multnomah Soil and Water Conservation District. Comments on opposition to section 3-1, lines 20 and 21.
TAPE 73, B		
018	Rep. Wirth	Questions if organizations could receive funding if OWEB were averted.
027	Callison	Responds that a soil and water conservation district is an administrative agent and provides stewardship service. Notes that funds could be applied directly.
051	Rep. Kruse	Notes that OWEB funds are not specified and the intent is to assist soil districts and watershed councils.
097	Gil Riddell	Representing Association of Oregon Counties. Suggests that an income tax would provide an incentive and explains why.
090	Gary Lynch	Department Of Geology And Mineral Industries, (DOGAMI). Testifies in support and suggests that the proposed incentives be made available to sites that are eligible to be mined.
125	Carl Hosticka	Former Legislative Member, Metro Council Member. Testifies on personal behalf to adopt both HB 3564 and HB 3565.
180	Rep. Wirth	Comments on the use of the extension service.
200	Hilary Abraham	Director, Government Relations for the Nature Conservancy of Oregon. Testifies in support of HB 3564 and HB 3565 (EXHIBIT E) .
245	Rep. Lee	Questions the types of barriers.
248	Abraham	Responds that those areas include technical assistance, resources, and loss of agricultural deferral.
250	Gail McEwen	Oregon Department of Fish and Wildlife (ODFW). Testifies in support of the intent of HB 3564 (EXHIBIT F) . Notes concern regarding staffing the programs.
274	Steve Smith	Comments that HB 3564 addresses the stumbling blocks.
312	Christine Egan	Representing Columbia Land Trust. Testifies in support of HB 3564 and HB 3565. Submits (EXHIBIT G) .
400	Egan	Discusses the paradoxes encountered with conservation plans.
TAPE 74, A		
018	Chair Jenson	Asks would this bill alleviate this problem.
020	Egan	Responds the bill would give agencies the ability to provide assistance.
037	Adam Noviak	Private landowner in Eugene. Submits testimony in support of HB 3564 & HB 3565 (EXHIBIT H) . Discusses oak habitat restoration efforts.
088	Noviak	Provides details of personal experience.
170	Karlene McCabe	Testifies and reviews the legal reasons impacting landowners in Lincoln County relating to placing conservation easements on their property and entering into a wildlife management program.

287	McCable	Continues to testify and suggests making technical assistance as broad as possible. Recommends deleting the conservation easement provision in HB 3565.
303	Dennis Mulvihill	Washington County, Unified Sewage Agency. Testifies in support of HB 3564 and HB 3565.
343	Chair Jenson	Closes the public hearing on HB 3564 and opens a work session on HB 3766.

HB 3766 – WORK SESSION

376	Rep. Kruse	MOTION: Moves HB 3766 be referred without recommendation to the committee on Water and Environment.
390		VOTE: 6-0
		AYE: In a roll call vote, all members present vote Aye.
		EXCUSED: Knopp, Smith, Leonard
	Chair Jenson	The motion CARRIES.
400	Chair Jenson	Closes the work session on HB 3766 and adjourns the meeting at 3:14 p.m.. Written testimony submitted by Jim Myron, Oregon Trout (EXHIBIT I), written testimony submitted by Mary Stephens (EXHIBIT J), written testimony submitted by Bob Kintigh (EXHIBIT K).

HB 3565/HB 3565 - Written testimony submitted by John Ledger, (**EXHIBIT L**).

Written testimony submitted by Geoff Huntington, (**EXHIBIT M**).

HJM 20 – Written testimony submitted by Hells Canyon Preservation Council, (**EXHIBIT N**).

Submitted By,

Reviewed By,

Linda K. Gatto,
Committee Assistant

Sandy Thiele-Cirka,
Committee Administrator

EXHIBIT SUMMARY

- A. HJM 20, prepared testimony, Arleigh Isley, 6 pp.**
- B. HB 3564/HB 3565, prepared testimony, Sara Vickerman, 16 pp.**
- C. HB 3564/HB 3565, prepared testimony, Rick Bastasch, 2 pp.**
- D. HB 3564/3565, prepared testimony, Clair Klock, 1 p**
- E. HB 3564/HB 3565, prepared testimony, Hilary Abraham, 2 pp.**
- F. HB 3564, prepared testimony, Gail McEwen, 2 pp.**
- G. HB 3564/HB 3565, prepared testimony, Christine Egan, 3 pp.**
- H. HB 3564/3565, prepared testimony, Adam Novick, 3 pp.**
- I. HB 3564/HB 3565, prepared testimony, Jim Myron, 2 pp.**
- J. HB 3564/HB 3565, prepared testimony, Mary Stephens, 1 p**
- K. HB 3565, faxed comment, Bob Kintigh, 1 p**
- L. HB 3564/HB 3565, written testimony, John Ledger, 1 p**
- M. HB 3564/HB 3565, written testimony, Geoff Huntington, 2 pp.**
- N. HJM 20, written testimony, Hells Canyon Preservation Council, 2 pp.**