

# HOUSE COMMITTEE ON WATER AND ENVIRONMENT

April 18, 2001  
8:30 am

Hearing Room E  
Tapes 82 - 83

**MEMBERS PRESENT:** Rep. Betsy Close, Chair  
Rep. Laurie Monnes Anderson, Vice-Chair  
Rep. Susan Morgan, Vice-Chair  
Rep. Mark Hass  
Rep. Bob Jenson  
Rep. Deborah Kafoury  
Rep. Al King  
Rep. Jeff Kruse  
Rep. Jan Lee

**STAFF PRESENT:** Megan Palau, Administrator  
Shannon Relaford, Committee Assistant

**MEASURE/ISSUES HEARD:** HB 3924 Work Session  
HB 3187 Work Session  
HB 3945 Public Hearing  
HB 2698 Public Hearing and Work Session  
HB 3455 Public Hearing

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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.

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<u>TAPE/#</u>	<u>Speaker</u>	<u>Comments</u>
<u>TAPE 82 A</u>		
004	Chair Close	Calls meeting to order at 8:10 a.m. and opens work session on HB 3924.
<u>HB 3924 WORK SESSION</u>		
010	Rep. King	<b>MOTION: Moves HB 3924 to the full committee on AGRICULTURE AND FORESTRY without RECOMMENDATION to passage.</b>
		<b>VOTE: 5-0</b>
		<b>AYE: 5 - Jenson, King, Kruse, Lee, Close</b>
		<b>EXCUSED: 4 - Hass, Kafoury, Monnes Anderson, Morgan</b>
	Chair Close	<b>The motion CARRIES.</b>
015	Chair Close	Closes work session on HB 3924 and opens work session HB 3187.
<u>HB 3187 WORK SESSION</u>		
025	Rep. Kruse	<b>MOTION: Moves HB 3187 WITHOUT RECOMMENDATION as to passage and BE REFERRED to the Committee on School Funding and Tax Fairness/Revenue.</b>
025		<b>VOTE: 6-0</b>

**AYE: 6 - Jenson, King, Kruse, Lee, Monnes Anderson, Close**

**EXCUSED: 3 - Hass, Kafoury, Morgan**

**The motion CARRIES.**

Closes work session on HB 3187 and opens public hearing on HB 3945.

**Chair Close**

049 Chair Close

**HB 3945 – PUBLIC HEARING**

050 Megan Palau

Committee Administrator, presents overview of HB 3945 which provides that territory annexed to city in special district after annexation of city to district is included in district boundaries.

055 Rep. Bill Garrard

District 53, presents testimony in support of the bill.

060 David Penicook

Fire Chief, Klamath County Fire District 1, testifies in support of HB 3945. **(EXHIBIT A)**

145 Rep. Monnes Anderson

Asks if this bill is about annexing fire districts or about property taxes and land being annexed.

160 Burton Weast

Special Districts Association of Oregon, explains the taxation issue as concerned with land usage.

214 Rodney Green

Chairman Fire District 1 Board of Directors, presents testimony in support of HB 3945.

221 John Phillips

Department of Revenue, explains the boundary changes for districting and taxation.

248 Chair Close

Closes public hearing on HB 3945 and opens public hearing on HB 2698.

**HB 2698 – PUBLIC HEARING**

285 Chair Close

Explains HB 2698 and the –2 amendments, which extends temporary schedule for monthly hazardous waste management fees to January 2, 2004.

295 Dave Barrows

Chemical Waste Management of the Northwest, speaks in support of HB 2698 and the need for competitive rate charges.

**(EXHIBIT B)**

375 Rep. Kafoury

Asks if the bill passes will Oregon have the same fee structure as Idaho.

379 Barrows

Explains the fee structure.

385 Rep. Kafoury

Follows by asking if companies were taking their waste to Idaho.

390 Barrows

Concurs.

392 Rep. Monnes Anderson

Asks how far it is from Arlington to the Idaho waste site.

395 Barrows

Replies 200 or 300 miles.

401 Bob Danko

Department of Environmental Quality, testifies in support of HB 2698 and notes the categories of hazardous waste.

405 Chair Close

Asks for explanation of the amendment concerning waste complying with land disposal requirements and the types of waste.

410 Danko

Explains types of waste and federal laws.

425 Rep. Jenson

Expresses his concern with the language in the bill.

**TAPE 83, Side A**

030 Danko

Continues with testimony.

055 Barrows

Continues with testimony.

060 Chair Close

Asks if that language is in the current statute.

068 Brendan McCarthy

Legislative Counsel, explains –2 amendments to HB 2698 and the “notwithstanding” language.

080 Rep. Jenson

Questions the placement of the word “notwithstanding”.

085 McCarthy

Further explains the amendment.

091	Chair Close	Closes public hearing on HB 2698 and opens work session on HB 2698.
<b><u>HB 2698 – WORK SESSION</u></b>		
120	Rep. Kruse	<b>MOTION: Moves to ADOPT HB 2698-2 amendments dated 4/16/01.</b>
		<b>VOTE: 8-0</b>
	<b>Chair Close</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
125	Rep. Kruse	<b>MOTION: Moves HB 2698 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 8-0</b>
		<b>AYE: 8 - Jenson, Kafoury, King, Kruse, Lee, Monnes Anderson, Morgan, Close</b>
		<b>EXCUSED: 1 - Hass</b>
	<b>Chair Close</b>	<b>The motion CARRIES. Rep. Lee will carry the bill.</b>
128	Chair Close	Closes work session on HB 2698 and opens public hearing on HB 3455.
<b><u>HB 3455 – PUBLIC HEARING</u></b>		
130	Megan Palau	Presents explanation of HB 3455, which allows the Director of Agriculture to determine and declare existence of weed control emergency.
145	Mike Dewey	Oregon Wheat Growers League, testifies in support of HB 3455.
250	Chair Close	Asks how serious a problem is the invasive, noxious weed issue for the wheat growers.
255	Dewey	Replies with description of the problem.
270	Chair Close	Asks what the local ordinances are for weed control.
275	Dewey	Replies the Department of Agriculture would have to answer the question.
305	Rep. Kruse	Comments on weed problems, county weed control programs that are under funded, and expresses concerns for a weed epidemic, process and level of authority (where it should be).
325	Rep. Lee	Expresses her concerns for the farmer's thoughts that this bill would be invasive because in many counties soil and water districts are the weed control board as well.
335	Dewey	Explains that many farmers feel they are taking care of the problem and don't want others coming on their property to take care of them, but then there are neighbors that do not take care of the weed problems. Stresses the importance of getting stakeholders together.
360	Rep. Jenson	Comments that there is a weed epidemic in parts of the state and the issues that some farmers want someone to come onto their land and spray and others do not, there is a problem deciding how to deal with the issues.
385	Rep. King	Addresses the use of chemicals and organic farming.
395	Dewey	Concurs.
400	Rep. Jenson	Agrees that there are certain crops that would preclude spraying.
405	Glenn Stonebrink	Oregon Cattlemen's Association, notes that a dilemma exists within the counties with the non-native and invasive weeds and the control thereof. Explains the role of the county extension agents.
435	Chair Close	Asks what the role of the County Extension Office is in the weed control problem.
440	Stonebrink	Replies the agents are a tremendous asset because of their knowledge of weeds and weed identification and chemicals to

452	Pete Test	use. Oregon Farm Bureau, speaks of the problem and agrees that weed control is vital, notes that the problem exists but the solution is not HB 3455.
<b>TAPE 82, B</b>		
060	Chair Close	Asks when the county agents go out to the farms is it a voluntary program.
070	Test	Explains the job of the county agents and adds sometimes there are grants for weed control.
090	Chair Close	Asks if the funding comes from the county or Oregon State University.
100	Test	Explains the funding.
150	Chair Close	Closes public hearing on HB 3455.
165	<b>Rep. Monnes Anderson</b>	<b>MOTION: Moves to SUSPEND the rules for the purpose of To allow Rep. Mark Hass to vote on HB 3924, HB 3187 and HB 2698.</b>
	<b>Chair Close</b>	<b>VOTE: 9-0 Hearing no objection, declares the motion CARRIED. Rep. Hass votes aye on HB 3924, HB 3187 and HB 2698.</b>
190	Rep. Jenson	Comments on the weed control problem and stresses the stakeholders work toward a solution.
197	Chair Close	Adjourns meeting at 9:20 a.m.

Submitted By,

Reviewed By,

Shannon Relaford,  
Administrative Support

Megan Palau,  
Administrator

**EXHIBIT SUMMARY**

**A – HB 3945, written testimony, David Penicook, 2 pp.**

**B – HB 2698, written testimony, Dave Barrows, 3 pp.**