

HOUSE COMMITTEE ON WATER AND ENVIRONMENT

April 20, 2001  
8:30 a.m.

Hearing Room E  
Tapes 84 - 85

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

**MEMBER EXCUSED:**     **Rep. Bob Jenson**

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

**MEASURE/ISSUES HEARD:**     **HB 3147 Public Hearing and Work Session**  
                                  **HB 2883 Public Hearing and Work Session**  
                                  **HB 2264 Public Hearing and Work Session**  
                                  **HB 3455 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.**

---

<b>TAPE/#</b>	<b>Speaker</b>	<b>Comments</b>
<b>TAPE 84, A</b>		
004	Chair Close	Convenes meeting at 8:10 a.m., opens public hearing on HB 3147.
<b><u>HB 3147 PUBLIC HEARING</u></b>		
005	Megan Palau	Committee Administrator presents explanation of HB 3147 which requires persons setting traps to check traps at certain intervals.
020	Paul Phillips	Oregonians for Responsible Wildlife Management, presents testimony in support of HB 3147.
119	Dave Barrows	Oregon Veterinary Medical Association, presents testimony in support of the bill, suggests a few changes. <b>(EXHIBIT A)</b>
156	Chair Close	Asks if they've talked to the dean at OSU.
157	Barrows	Replies he has not.
158	Rep. Kurt Schrader	District 23, presents testimony in support of the bill and the task force.
186	Rep. Lee	Asks if the Veterinary Board should be part of the group.
188	Rep. Schrader	Concurs.
193	Rep. Kruse	Asks about politics in regard to reporting to the dean.
209	Rep. Schrader	Points out the new dean will be unfamiliar with the issue and expresses concerns to adjust that section of the bill.
230	Rep. Kruse	Follows with what the dean is required to do in this bill, remarks there are no politics involved with that.
235	Rep. Schrader	Concurs that the data would not be a problem continues with

250	Rep. Kruse	comments on the need to refine the language for clarity.
255	Rep. Schrader	Remarks that all they are asking for is a place to receive the data.
258	Michelle Blake	Concurs and continues with testimony.
		Humane Oregon Political Action Committee, presents testimony in opposition to the bill. <b>(EXHIBIT B)</b>
285	Mike Dykzeul	Director, Forest Protection for the Oregon Forest Industries Council presents testimony in support of the bill. <b>(EXHIBIT C)</b>
375	Chair Close	Requests a statement of what the non-lethal methods are.
380	Dykzeul	Describes non-lethal means of control.
412	Chair Close	Asks if there has ever been a human or endangered species caught in a trap.
415	Dykzeul	Replies no.
416	Rep. Lee	Comments on trappers working in irrigation districts, asks for comments on the 72 hour limit on responding to calls.
435	Dykzeul	Explains that river beaver fall under the fur bearing mammals 72 hour response time limit, defines predators.
<b>TAPE 85, A</b>		
026	Chair Close	Asks for a ball-park figure on what the timber industry spends to check traps.
030	Dykzeul	Responds he can't answer.
037	Bob Gillman	Forest Management, presents testimony in support of the bill. <b>(EXHIBIT D)</b>
088	Chair Close	Asks for explanation of the difference in the time for checking the traps for fur bearing animals and predators.
090	Gillman	Responds with concerns for scheduling work crews in order to meet the time frames.
094	Tally Patton	Forester for Boise Cascade, presents testimony in support of the bill. <b>(EXHIBIT E)</b>
146	Chair Close	Asks if they have had an experience of a human or endangered species being caught in a trap.
148	Patton	Replies they have not.
150	Rep. Hass	Asks if she thinks the 72 hour check should not be passed.
155	Patton	States her concern is putting in the trap check times before they have all the information.
160	Rep. Hass	Asks what it is that needs to be studied.
165	Patton	Explains there are more humane processes, need to look at what other states do, look at the costs.
173	Rep. Hass	Follows by asking if this is a financial issue.
175	Patton	Replies it is a financial issue and wanting to do the right thing.
179	Kelly Peterson	The Humane Society of the United States, presents testimony in opposition to the bill. <b>(EXHIBIT F)</b>
238	Chair Close	Asks if she would be in agreement with the task force section.
240	Peterson	Responds that within Oregon Department of Fish Wildlife this type of research is already happening. Continues that there are no veterinarians or someone on the task force from the humane society.
251	Katie Cate	Oregon Cattlemen's Association, presents testimony in support of the bill.
285	Rep. Monnes Anderson	Asks on a ranch that has several hundred acres of land how often traps are checked.
293	Cate	Replies it would vary between ranchers.
310	Margaret McGruder	President, Oregon Shepherders Association, presents testimony in support of the bill. Addresses the frequency of checking the traps.

380	Chair Close	Asks how many sheep they lose in a year.
383	McGruder	Replies ten percent of the lamb crop. Urges use of wildlife services as a tool for control, rather than guns.
432	Rep. Lee	Asks if the College of Veterinarian Education is the best place to have the reporting.
436		Responds it is a fine idea.
<b>TAPE 84, B</b>		
021	Roy Elicker	Oregon Department of Fish and Wildlife, presents testimony neutral to HB 3147. <b>(EXHIBIT G)</b>
035	Larry Cooper	Oregon Department of Fish and Wildlife, presents testimony neutral to the bill.
110	Chair Close	Asks if trapping is a seasonal industry or is it all the time.
115	Cooper	Replies licensed trappers are required to file annually.
122	Chair Close	Asks for an opinion on the amendments.
129	Elicker	Replies they can't say how the amendments would change what the agency does.
142	Chair Close	Asks if the bill gives the agency more authority.
146	Elicker	Replies he's not sure that it gives more authority.
146	Pete Test	Oregon Farm Bureau, presents testimony in support of the bill.
187	Rep. Kreiger	District 48, presents testimony in support of the bill.
208	Paul Phillips	Continues with testimony in support of the bill.
260	Chair Close	Closes public hearing on HB 3147 and opens a work session on HB 3147.

**HB 3147 WORK SESSION**

265	<b>Rep. Morgan</b>	<b>MOTION: Moves to ADOPT -1 amendments dated 04/17/01.</b>
		<b>VOTE: 8-0</b>
	<b>Chair Close</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
270	<b>Rep. Morgan</b>	<b>MOTION: Moves HB 3147 to the floor with a DO PASS AS AMENDED recommendation.</b>
273	Rep. Hass	Expresses some concerns with the bill.
286	Rep. Kruse	Addresses Rep. Hass's concerns regarding where the reporting is done.
302	Rep. Monnes Anderson	Explains the reporting process in the bill.
311	Rep. Kafoury	States the phrase "on a regular basis" is too vague and the information may not be going to the best place.
		<b>VOTE: 8-0</b>
		<b>AYE: 8 - Hass, Kafoury, King, Kruse, Lee, Monnes Anderson, Morgan, Close</b>
		<b>EXCUSED: 1 - Jenson</b>
	<b>Chair Close</b>	<b>The motion CARRIES.</b>
		<b>REP. KRUSE will lead discussion on the floor.</b>
325	Chair Close	Closes the work session on HB 3147 and opens the public hearing on HB 2883.

**HB 2883 PUBLIC HEARING**

339	Stephanie Hallack	Director of Department of Environmental Quality, presents testimony in support of the bill. <b>(EXHIBIT H)</b>
397	Chair Close	Asks for a recap of her personal experience.
400	Hallack	Explains the process she had to go through to have a tank removed from her mother's home.
449	Rep. Kafoury	Recounts a similar experience.
464	Hallack	Explains the increased fee for contamination.

470	Ron Goodman	Heating Oil Tank Advisory Committee, presents testimony in support of the bill.
<b>TAPE 85, B</b>		
079	Dave Barrows	United Bankers Association, presents testimony in support of the bill.
095	Harlan Levy	Oregon Association of Realtors, presents testimony in support of the Bill. <b>(EXHIBIT I)</b>
119	Chair Close	Asks for explanation of amendments.
120	Barrows	Explains amendments.
135	Paul Romain	Oregon Petroleum Market Association, presents testimony in support of the bill.
140	Chair Close	Closes public hearing on HB 2883 and opens a work session on HB 2883.
<b><u>HB 2883 WORK SESSION</u></b>		
145	Rep. Kruse	<b>MOTION: Moves to ADOPT HB 2883-1 amendments dated 4/10/01.</b>
		<b>VOTE: 8-0</b>
	Chair Close	<b>Hearing no objection, declares the motion CARRIED.</b>
150	Rep. Kruse	<b>MOTION: Moves HB 2883 as amended to the Committee on Ways and Means with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 8-0</b>
		<b>AYE: 8 - Hass, Kafoury, King, Kruse, Lee, Monnes Anderson, Morgan, Close</b>
		<b>EXCUSED: 1 – Jenson</b>
	Chair Close	<b>The motion CARRIES.</b>
160	Chair Close	Closes work session on HB 2883 and opens public hearing on HB 2264.
<b><u>HB 2264 PUBLIC HEARING</u></b>		
165	Stephanie Hallack	Director of Department of Environmental Quality, presents testimony in support of the bill. <b>(EXHIBIT J)</b>
186	Robert Cutler	US Environmental Protection Agency, presents testimony in support of the bill.
195	Paul Romain	Oregon Petroleum Marketers Association, presents testimony in support of the bill.
210	Mike Sherlock	Oregon Gasoline Dealers Association, presents testimony in support of the bill.
225	Chair Close	Closes public hearing on HB 2264 and opens a work session on HB 2264.
<b><u>HB 2264 WORK SESSION</u></b>		
228	Rep. Kruse	<b>MOTION: Moves to ADOPT HB 2264-2 amendments dated 4/16/01.</b>
		<b>VOTE: 8-0</b>
	Chair Close	<b>Hearing no objection, declares the motion CARRIED.</b>
235	Rep. Kruse	<b>MOTION: Moves HB 2264 to the Committee on Ways and Means with a do-pass as amended recommendation.</b>
		<b>VOTE: 8-0</b>
		<b>AYE: 8 - Hass, Kafoury, King, Kruse, Lee, Monnes Anderson, Morgan, Close</b>
		<b>EXCUSED: 1 - Jenson</b>
	Chair Close	<b>The motion CARRIES.</b>
240	Chair Close	Closes the work session on HB 2264 and opens a public hearing

**HB 3455 PUBLIC HEARING**

253 Marne Anderson

395 Chair Close

on HB 3455.

Oregon Wheat Growers, presents testimony in support of the bill.  
**(EXHIBIT K)**

Closes public hearing on HB 3455, adjourns meeting at 10:01 a.m.

Submitted By,

Reviewed By,

Shannon Relaford,  
Administrative Support

Megan Palau,  
Administrator

**EXHIBIT SUMMARY**

- A – HB 3147, written testimony, Paul Phillips, 1 p.
- B – HB 3147, written testimony, Michelle Blake, 1 p.
- C - HB 3147, written testimony, Mike Dykzeul, 8 pp.
- D – HB 3147, written testimony, Bob Gilman, 1 p.
- E – HB 3147, written testimony, Tally Patton, 2 pp.
- F – HB 3147, written testimony, Kelly Peterson, 2 pp.
- G – HB 3147, written testimony, Roy Elicker, 38 pp.
- H – HB 2883, written testimony, Stephanie Hallack, 4 pp.
- I – HB 2883, written testimony, Harlan Levy, 2 pp.
- J – HB 2264, written testimony, Stephanie Hallack, 9 pp.
- K – HB 3455, written testimony, Marne Anderson, 4 pp.