

HOUSE COMMITTEE ON AGRICULTURE AND FORESTRY

May 11, 1999 Hearing Room D

8:30 a.m. Tapes 61 - 62

MEMBERS PRESENT: Rep. Larry Wells, Chair

Rep. Terry Thompson, Vice-Chair

Rep. Jeff Kropf, Vice-Chair

Rep. Roger Beyer

Rep. Ryan Deckert

Rep. Jim Hill

Rep. Elaine Hopson

Rep. Jerry Krummel

Rep. Judy Uherbelau

MEMBER EXCUSED:

STAFF PRESENT: B. Harrison Conley, Administrator

Samantha Demchak, Administrative Support

MEASURE/ISSUES HEARD: SB 179 Public Hearing and Work Session

SB 235A Public Hearing and Work Session

SB 1212A Public Hearing and Work Session

SB 958 Public Hearing and Work Session

TAPE/#	Speaker	Comments
TAPE 61, A		
003	Chair Wells	Calls meeting to order at 8:35 a.m. Opens public hearing on SB 179.
<u>SB 179 PUBLIC HEARING</u>		
016	Harrison Conley	Committee Administrator. Discusses provisions of SB 179.
032	Jack Roberts	Commissioner, Oregon Bureau of Labor and Industries (BOLI). Notes farm labor contracting has been licensed since the 1960s. Indicates the fee has not been increased since 1982. Continues there is a budget deficit that is paid out of the general fund.
079	Roberts	Indicates the large percentage increase reflects the fact that there has not been an increase in many years. States he is unaware of any opposition to SB 179.
106	Rep. Krummel	Asks if the fee should be indexed.
118	Roberts	Suggests that indexing removes any incentive for the agency to seek new efficienciesmake improvements. Adds it is important to review these factors early in the legislative session.
137	Martin Desmond	Northwest Forestry Contractors Association (NFCA). Notes SB 179 would raise the basic license fee of forestry contractors from \$100 to \$250. Notes the license fee has not been raised in over ten years (EXHIBIT A).
180	Chair Wells	Stresses it is important to make sure the public is getting its monies worth out of public services.
197	Roberts	Indicates that the laws used now are adequate. Adds the licensing assures the public of high quality work.
200	Chair Wells	Closes public hearing on SB 179. Opens Work Session on SB 179.
<u>SB 179 WORK SESSION</u>		
203	Rep. Thompson	MOTION: Moves SB 179 to the floor with a DO PASS recommendation.
		VOTE: 8-0

		<p>AYE: In a roll call vote, all members present vote Aye.</p> <p>EXCUSED: 1 - Kropf</p>
207	Chair Wells	<p>The motion CARRIES.</p> <p>REP. THOMPSON will lead discussion on the floor.</p>
208	Chair Wells	Closes work session on SB 179. Opens public hearing on SB 235.
<u>SB 235 PUBLIC HEARING</u>		
		Staff distributes material presented prior to hearing (EXHIBIT C).
215	Conley	Discusses provisions of SB 235A.
230	Rep. Beyer	Notes the A-engrossed version contains specific language that requires the advisory committee to meet at least twice a year. Notes the sunset was put into the bill to make the industry buy into the civil penalty authority.
280	Chuck Craig	Oregon Department of Agriculture (ODA). Testifies in support of SB 235A. Indicates ODA has consulted with the Christmas tree industry to address its concerns about the original bill (EXHIBIT B).
314	Dan Hillburn	ODA. Testifies in support of SB 235A. Notes SB 235A would allow the ODA to assess a civil penalty (EXHIBIT B).
360	Chair Wells	Asks what authority ODA has to prosecute a violator.
370	Hillburn	Notes a violator has never been prosecuted while he has worked with the ODA.
381	Craig	Notes a person who has had a civil penalty is entitled to a hearing. Adds enforcement is done through the county by way of a lien.
TAPE 62, A		
005	Juley Hoffman	President Northwest Christmas Tree Growers. Supports SB 235A. Indicates the licensing of Christmas tree farms began in 1985.

026	Rep. Krummel	Asks if a person who plants a few trees needs to be licensed.
037	Rep. Beyer	Answers there is an exemption for operator with less than two acres.
042	Chair Wells	Closes public hearing on SB 235A. Opens work session on SB 235A.
<u>SB 235A WORK SESSION</u>		
046	Rep. Beyer	MOTION: Moves SB 235A to the floor with a DO PASS recommendation.
		VOTE: 7-0 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 2 - Thompson, Kropf
	Chair Wells	The motion CARRIES. REP. BEYER will lead discussion on the floor.
048	Rep. Beyer	Notes he has a potential conflict of interest with this bill because he is a licensed Christmas tree grower.
049	Chair Wells	Closes work session on SB 235A. Opens public hearing on SB 958.
<u>SB 958 PUBLIC HEARING</u>		
050	Conley	Discusses provisions of SB 958.
080	Leigh Johnson	Bear Creek Corporation. Testifies in support of SB 958. Notes passage of SB 958 will enable necessary remodeling and the back-filling for housing that will be lost in the next few years to airport growth. Notes when this bill was originally passed in 1995, it was perceived as though it would be a good a way to upgrade farm worker housing (EXHIBIT D) .
135	Rep. Uherbelau	Notes she has not had any opposition to this bill from her district.
140	Rep. Hill	Asks what will happen in 2003.

143	Johnson	Indicates that the work should be done by then.
150	Rep. Hill	Asks what is the reason for the sunset in the bill.
155	Johnson	Indicates he is unsure why there is a sunset clause in the bill.
165	John McCulley	Tree Fruit Growers. Testifies in support of SB 958. Indicates SB 958 extends the sunset on a program that seeks to improve farm worker housing provided by growers. Notes SB 958 would not encourage urban sprawl because of the significant restrictions built into the statute (EXHIBIT E) .
200	Rep. Deckert	Asks why this bill is a good exception.
225	Johnson	Notes it is more sanitary to hook up to existing sewers that are close to the property. Adds schooling is not practical since there are farm worker families all over the valley. Notes there is inadequate supply of farm worker housing in Oregon.
265	Rep. Krummel	Asks if the words "pilot program" will be removed and this be made a statewide program.
282	Johnson	Indicates that is what he would like to see happen.
300	Chair Wells	Closes public hearing on SB 958. Opens work session on SB 958.
<u>SB 958 WORK SESSION</u>		
312	Rep. Uherbelau	MOTION: Moves SB 958 to the floor with a DO PASS recommendation.
		VOTE: 7-0 AYE: In a roll call vote, all members present vote Aye. EXCUSED: 2 - Thompson, Kropf
333	Chair Wells	The motion CARRIES.
340	Chair Wells	Closes work session on SB 958. Opens public hearing on SB 1212A.
<u>SB 1212A, PUBLIC HEARING</u>		

		Staff distributes proposed -4 amendments (EXHIBIT F).
370	Conley	Discusses provisions of SB 1212A.
399	Dave Nelson	Oregon Dairy Farmers Association (ODFA). Notes raw milk has been an issue of debate for many years. Adds in 1995 there was an e. -coli outbreak from raw milk. Notes all raw milk producers in Oregon have gone out of business or begun to use pasteurization.
TAPE 61, B		
030	Rep. Uherbelau	Asks what the status is of raw milk in Idaho and Washington.
038	Nelson	Indicates he is unsure.
042	Craig	Notes it is illegal to transport raw milk over state lines.
059	Don Moison	Oregon Dairy Farmers Association (ODFA). Stresses that now is the right time to make raw milk illegal since there are no raw milk producers in Oregon.
061	Chair Wells	Asks if a farm owner can sell raw milk to friends.
073	Moison	Notes ODFA is trying to put an end to the sale raw milk.
077	Rep. Hill	Notes the wording means goats and not cows need to be tested for bruceilosis.
090	Moison	Notes all herds are tested for the disease.
095	Rep. Krummel	Asks why it is alright to sell raw goat milk.
098	Nelson	Notes goats were not an issue when the bill was drafted.
106	Rep. Krummel	Indicates if public safety is an issue then all animals need to be in the bill.
113	Johnson	Responds that is correct. Indicates since there is one dairy producing raw goat milk ODFA decided to include only cows in the bill.
129	Lorinda Moholt	Oregon Dairy Products. Indicates it is up to the legislature to make sure the food Oregonians eat is safe.
165	Chair Wells	Asks if milk is pasteurized does it need to be homogenized.

180	Moison	Indicates he is unsure.
187	Paul Ceislak	Oregon Health Division. Testifies in support of SB 1212A. Notes people who drink raw milk can ingest any number of harmful bacteria (EXHIBIT G) .
200	Chair Wells	Asks how milk is pasteurized.
229	Ceislak	<p>Responds the milk is heated. Continues that drinking raw milk is needlessly harmful. Notes some of the diseases that can be spread by drinking raw milk are</p> <ul style="list-style-type: none"> • Campylobacter diarrhea • E. coli 0157 diarrhea • septic sore throat • typhoid fever • scarlet fever • diphtheria • tuberculosis
255	Rep. Hill	Notes the way the amendments are drafted there is no restriction on selling milk if the herd is tested brucellosis free.
283	Conley	Notes sheep are included in SB 234, a bill in the Senate dealing with the same issues/statutes.
301	Craig	Testifies in support of SB 1212A. Notes in 1993 the Oregon Health Department has investigated two outbreaks of E. coli associated with drinking raw milk (EXHIBIT H) .
327	Chair Wells	Notes the issue in the last session was taking away people's rights.
349	Rep. Hill	Asks about necessity for conflict amendments incorporating SB 1212 into SB 234.
370	Chair Wells	Indicates Dave Nelson should work with Conley's staff.
380	Rep. Krummel	Asks about the reduced immunity related to preparations and processing of foods due to the processes that is done to the foods we eat.
406	Ceislak	Responds that is difficult to answer.
409	Chair Wells	Closes public hearing on SB 1212A. Adjourns meeting.

Samantha Demchak, B. Harrison Conley,

Administrative Support Administrator

EXHIBIT SUMMARY

A - SB 179, written testimony, Martin Desmond, 1 p.

B - SB 235, written testimony, Chuck Craig, 1 p.

C - SB 235, written testimony, Terry Lamers, 2 pp.

D - SB 958, written testimony, Leigh Johnson, 2 pp.

E - SB 958, written testimony, John McCulley, 2 pp.

F - SB 1212A, proposed -4 amendments, staff, 1 p.

G - SB 1212A, written testimony, Paul Ceislak, 11 pp.

H - SB 1212A, written testimony, Chuck Craig, 1 p.