

**HOUSE COMMITTEE ON AGRICULTURE AND FORESTRY**

**May 13, 1999 Hearing Room D**

**8:30 a.m. Tapes 62 - 63**

**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. Judy Uherbelau**

**MEMBER EXCUSED: Rep. Jerry Krummel**

**STAFF PRESENT: B. Harrison Conley, Administrator**

**Samantha Demchak, Administrative Support**

**MEASURE/ISSUES HEARD: SB 663A Public Hearing and Work Session**

**SB 992 Public Hearing and Work Session**

**SB 673 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.

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TAPE/#	Speaker	Comments
<b>TAPE 62, A</b>		
004	Chair Wells	Opens meeting to order at 8:36 a.m. Opens public hearing on SB 663A.
<b><u>SB 663A PUBLIC HEARING</u></b>		
009	Harrison Conley	Discusses provisions of SB 663A.
037	Rich Berry	Wildlife Division Director, Oregon Department of Fish and Wildlife (ODFW). Reads written testimony <b>(EXHIBIT A)</b> .
063	Rep. Hill	Asks if SB 663A relates to trophy animals.
067	Berry	Answers yes.
070	Al Elkins	Oregon Hunters Association (OHA). Testifies in support of SB 663A. Notes it is a good opportunity to let a hunter have another chance to get a mountain sheep or mountain goat after seven years.
082	Chuck Woosley	Corvallis. Indicates he opposes subsection (6)(a). Adds he does support paragraph subsection (6) (b) of SB 663A. Notes the opportunity to hunt mountain sheep or mountain goats is considered by many hunters to be the ultimate big game hunting experience in Oregon <b>(EXHIBIT B)</b> .
116	Chair Wells	Asks if Woosley testified in the Senate committee hearing on this bill.
120	Woosley	Indicates he did not.
125	Rep. Beyer	Indicates it is just as important to have the hunting experience not just to get an animal.
150	Rep. Uherbelau	Asks if alternate five tags could be issued to assure that hunting opportunities are not lost due to unforeseen circumstances can be drawn and use three and leave two in reserve.
166	Berry	Notes that would complicate the system.
172	Rep. Kropf	Indicates he is not in favor of SB 663A.
199	Rep. Hopson	Indicates she is not in favor of SB 663A.

212	Rep. Beyer	Suggests the committee ask for an amendment to remove subsection (6) (a). Adds he supports maintaining keeping the pool of people who are willing to pay a considerable amount to have a tag.
235	Mark Melgard	Indicates he has hunted on many continents. Notes goats are very tough to kill. Notes once a hunter has killed a goat you should not have a second chance.
260	Rep. Kropf	Indicates he will support the bill with subsection (6) (a ) removed.
270	Chair Wells	Closes public hearing on SB 663. Opens work session on SB 663.
<b><u>SB 663 WORK SESSION</u></b>		
275	Rep. Hill	<b>MOTION: Moves to SUSPEND the rules for the purpose of conceptually amending SB 663.</b>
		<b>VOTE: 8-0</b> <b>EXCUSED: 1 ñ Krummel</b>
	Chair Wells	<b>Hearing no objection, declares the motion CARRIED.</b>
249	Rep. Hill	<b>MOTION: Moves to AMEND SB 663 on page 2, delete "lines 23 through 27".</b>
		<b>VOTE: 8-0</b> <b>EXCUSED: 1 ñ Krummel</b>
252	Chair Wells	<b>Hearing no objection, declares the motion CARRIED.</b>
265	Rep. Hill	<b>MOTION: Moves SB 663 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: -0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b>

		<b>EXCUSED: 2 ñ Krummel, Thompson</b>
274	Chair Wells	<p><b>The motion CARRIES.</b></p> <p><b>REP. HOPSON will lead discussion on the floor.</b></p>
298	Chair Wells	Closes work session on SB 663. Opens public hearing on SB 992.
304	Conley	Discusses provisions of SB 992.
344	Phil Donovan	Oregon Guides and Packers Association. Notes currently, by statute, five percent of controlled deer and elk hunting permits are set aside for nonresidents. Adds SB 992 requires the outfitters and guides be certified by the calendar year prior to season for which tags applyapplying for theses permits <b>(EXHIBIT C)</b> .
400	Berry	Notes ODWF believes the required certification timing will aid in the orderly conduct of the allocation process among guides and outfitters in the Department. Notes all tags not claimed by guides or outfitters go back into the normal controlled hunt draw held in mid-June <b>(EXHIBIT D &amp; E)</b> .
<b>TAPE 64, A</b>		
023	Donovan	Notes certification of guides islicenses are done through by the State Marine Board.
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074	Chair Wells	Closes public hearing on SB 992. Opens work session on SB 992.
<b><u>SB 992 WORK SESSION</u></b>		
080	Rep. Hill	<b>MOTION: Moves SB 992 to the floor with a DO PASS recommendation.</b>
090		<p><b>VOTE: 6-1</b></p> <p><b>AYE: 6 - Deckert, Hill, Hopson, Kropf, Uherbelau, Wells</b></p> <p><b>NAY: 1 - Beyer</b></p>

		<b>EXCUSED: 2 - Krummel, Thompson</b>
<b>119</b>	<b>Chair Wells</b>	<p><b>The motion CARRIES.</b></p> <p><b>REP. WELLS will lead discussion on the floor.</b></p>
121	Chair Wells	Closes work session on SB 992. Opens public hearing on SB 673A.
<b><u>SB 673A PUBLIC HEARING</u></b>		
135	Mike Miller	Executive Vice-President, Associated Oregon Loggers. Testifies in support of SB 673. Reads written testimony. Notes SB 1 in 1997, that was similar to SB 673, was vetoed by the Governor at the request of the Attorney General's office <b>(EXHIBIT F)</b> .
180	David Montgomery	Montgomery Timber Management. Testifies in support of SB 673. Reads from written testimony <b>(EXHIBIT G)</b> .
230	Rep. Deckert	Asks what the rationale was for Montgomery being sued.
270	Montgomery	Indicates he was the only one who was willing or able to pay.
282	Rep. Deckert	Asks what the problem was with SB 1.
289	Miller	Notes it was regarding the meaning of "good faith."
296	Rep. Uherbelau	Asks if there will be intensive training of the loggers.
307	Miller	Indicates if the loggers want to avoid the double and treble damages there need musts to be a written contract. Adds there will be training.
324	Rep. Hill	Asks how a contract logger verifies a deed.
336	Craig Campbell	Notes there needs to be the "metes and bounds" description.
353	Rep. Hill	Asks what kind of protection is offered to the logger.

368	Rep. Uherbelau	Answers there is not a huge burden on the logger. Adds the deed needs to be the same as the contract. States that should cover the logger.
403	Rep. Hill	Asks about the logger being removed from the fraud issue.
421	Miller	Notes if the logger can show he has tried to protect himself he should be alright.
<b>TAPE 63, B</b>		
018	Rep. Beyer	Note the logger could go after the fraudulent party.
037	Chair Wells	States this problem has been around for years.
065	Campbell	State this bill provides protection for the logger.
070		Closes work session on SB 673A. Opens work session on SB 673A.
<b><u>SB 673A WORK SESSION</u></b>		
<b>074</b>	<b>Rep. Beyer</b>	<b>MOTION: Moves SB 673A to the floor with a DO PASS AS AMENDED recommendation.</b>
<b>075</b>		<b>VOTE: 7-0</b>  <b>AYE: In a roll call vote, all members present vote Aye.</b>  <b>EXCUSED: 2 - Krummel, Thompson</b>
	<b>Chair Wells</b>	<b>The motion CARRIES.</b>  <b>REP. BEYER will lead discussion on the floor.</b>
082	Chair Wells	Closes work session on SB 673A. Adjourns hearing.

Submitted By, Reviewed By,

Samantha Demchak, B. Harrison Conley,  
Administrative Support Administrator

**EXHIBIT SUMMARY**

- A - SB 663A, written testimony, Rich Berry, 1 p.**
- B - SB 663A, written testimony, Chuck Woosley, 2 pp.**
- C - SB 992, written testimony, Phil Donovan, 1 p.**
- D - SB 992, written testimony, Rich Berry, 1 p.**
- E - SB 992, written information, Rich Berry, 1 p.**
- F - SB 673, written testimony, Mike Miller, 6 pp.**
- G - SB 673, written testimony, David Montgomery, 4 pp.**