

JOINT COMMITTEE ON STREAM RESTORATION
AND SPECIES RECOVERY

February 12, 1999 Hearing Room 50

9:00 AM Tapes 22 - 23

MEMBERS PRESENT: Sen. Ted Ferrioli, Co-Chair

Rep. Ken Messerle, Co-Chair

Sen. Ginny Burdick, Vice-Chair

Rep. Bob Jenson, Vice-Chair

Sen. Joan Dukes

Sen. Veral Tarno

Rep. Al King

Rep. Jeff Kruse

Rep. Lynn Lundquist

Rep. Susan Morgan

Rep. Bruce Starr

Rep. Terry Thompson

MEMBER EXCUSED: Sen. David Nelson

Rep. Randy Leonard

STAFF PRESENT: Judith Callens, Administrator

Stephen Kosiewicz, Administrative Support

MEASURE/ISSUES HEARD: Measure 66 ñ Definition Discussion

Measure 66 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.

TAPE/#	Speaker	Comments
TAPE 22, A		
004	Chair Messerle	Calls the committee to order at 9:14 a.m. Apologizes for the late start to today's meeting.
<u>MEASURE 66 n DEFINITION DISCUSSION</u>		
015	Jeannette Holman	Legislative Counsel Office. Submits and reviews written material regarding the definition of terms used in Measure 66 (EXHIBIT A).
063	Holman	Continues reviewing submitted material.
089	Chair Messerle	States that the committee will have Ms. Holman come back at a later time to testify further on Measure 66 definitions. Explains that the committee will only be dealing with the natural resources aspect of Measure 66, not the parks.
<u>MEASURE 66 PUBLIC HEARING</u>		
114	Steve Beyerlin	Legislative Chair, Oregon Guides and Packers Association and past President, Curry Guides Association. Submits written material (EXHIBIT B) and testifies on the issue of watershed health funding and the use of Measure 66 funds.
139	Chair Messerle	Clarifies that the committee is not going to be changing the Oregon Plan, but they may be dealing with the structure as far as how funds are handled, as a result of Measure 66.
159	Phil Donovan	Representing the Oregon Guides and Packers Association. Testifies on his organization's priorities in regard to Measure 66 funds and on their legislative concept for distribution of these funds.
211	Donovan	Continues testimony on his organization's legislative concept.
219	Sen. Ferrioli	Announces that the National Oceanic and Atmospheric Administration (NOAA) has returned a report to Congress that indicates a need for predation control among seals, sea lions, and other pinnipeds for predation on listed threatened and endangered fish stocks.
252	Rep. Thompson	Notes that he received this press release. States that it is more important now to get the research in the critical areas and to put as much pressure on Congress as they can.
268	Chair Messerle	Informs the committee that there are a number of people signed up to testify on

		this issue.
280	Carter MacNichol	Chair, Ballot Measure 66 Campaign. Submits written material (EXHIBIT C) and testifies on the proponents' intent in regard to Measure 66.
331	MacNichol	Continues testimony on the proponents' intent.
386	Geoff Pampush	Executive Director, Oregon Trout. Submits and reads written testimony regarding the proponents' intent (EXHIBIT D) .
TAPE 23, A		
027	Pampush	Continues reading written testimony.
075	Pampush	Continues reading written testimony.
096	Sara Vickerman	Director, Defenders of Wildlife. Testifies on the intent of Measure 66.
131	Vickerman	Submits written testimony of Brian Booth, Chief Petitioner for Ballot Measure 66 (EXHIBIT E) .
137	Chair Messerle	Notes that research is not spoken to in the measure.
144	Pampush	Referencing section 4(B)(1) of Measure 66, explains that the broad interpretation of this section allows latitude for data collection and management.
160	Rep. Lundquist	Comments that people had the impression that by voting for Measure 66 they were dedicating new funds, but notes that there are no new funds. Asks if the people felt money should be taken away from education to make this happen.
174	MacNichol	Recognizes that this is the biggest challenge in dedicating lottery funds.
190	Sen. Ferrioli	Notes that the issue of whether or not to backfill with Measure 66 funds is one the committee needs to deal with. Questions how to deal with the other capacities that were created in agencies when the Oregon Plan was created.
240	Sen. Ferrioli	Continues remarks on whether or not to backfill with Measure 66 funds. Asks what is to be done about the new positions that were established in agencies when the Oregon Plan was created.
258	Vickerman	Responds that even if all the Measure 66 funds are expended as the proponents and voters intended, these funds are not going to do everything that needs to be done for Oregon's natural resources.

279	Sen. Ferrioli	Clarifies that the committee has not dealt with allocation of funds yet, and no one has said how the funds will be spent. Asks who the proponents are directing their comments about using the funds for backfilling.
294	Pampush	Responds that they are addressing the Governor's proposal for distribution of the funds.
298	Sen. Ferrioli	States that it is right to look at the issue of new capacities created in state agencies under the Oregon Plan. States that a decision needs to be made whether to eliminate these or use Measure 66 funds to continue them.
305	Rep. Thompson	Notes that the Governor's budget is a proposal. States that it would be appropriate for the committee to be having this kind of discussion.
323	Chair Messerle	States that witnesses will be limited to five minutes of testimony.
330	Tim Wigley	President, Oregon Forest Industries Council. Submits and reads written testimony on his organization's support of Measure 66 (EXHIBIT F).
384	Russ Hoeflich	Vice President and Oregon Director, The Nature Conservancy. Submits and reads written testimony on his organization's support of Measure 66 (EXHIBIT G).
TAPE 22, B		
002	Hoeflich	Continues reading written testimony.
035	Sen. Dukes	Asks Mr. Hoeflich if his organization has a position on whether the agency responsible for the funds should be a new one or an existing one.
037	Hoeflich	Responds that his organization has been impressed with how GWEB has been formed.
049	Sen. Dukes	Asks if the scientific piece Mr. Hoeflich mentioned would mean more time from the IMST.
052	Hoeflich	Responds that he believes so.
063	Bob Clausen	State Director, Oregon Good Sam. Submits and reads written testimony on his organization's support of Measure 66 (EXHIBIT H).
108	Clausen	Continues reading written testimony.

145	Sen. Dukes	Asks why the proponents gave the Legislature so much discretion in regard to Measure 66 funds.
154	Clausen	Responds that he believes they felt the Legislature would do the right thing.
163	Sen. Dukes	Notes that in regard to ballot measures, people interpret the intent differently.
174	Clausen	Comments that at today's hearing the committee will not find any disagreement about the intent of Measure 66.
188	Sen. Ferrioli	Asks which state agency was intended to oversee these funds.
190	Clausen	Responds that in regard to the issue of parks, it should be the Parks and Recreation Department, and that he does not have an answer in regard to natural resources.
201	Sen. Ferrioli	Notes that the point he is making is that there is some ambiguity in regard to Measure 66.
215	Clausen	States that this is an opportunity for the Legislature to establish what could be an important agency.
222	Chair Messerle	Announces that there will be additional public hearings held in regard to Measure 66.
229	Rep. Lundquist	Notes that last session \$14 million of new funding was put into parks through lottery bonds and this will go away.
235	Nancy Russell	Board Member, Oregon State Parks Trust. Submits and reads written testimony on the intent of Measure 66 (EXHIBIT I) .
288	Russell	Continues reading written testimony.
314	Liz Frenkel	State Action Coordinator, Oregon League of Women Voters. Submits and reads written testimony on the need for parks funding (EXHIBIT J) .
358	Rep. Lundquist	Notes that there are no differences between General Fund dollars and lottery dollars when it comes to the legislative process.
383	Bruce Taylor	Executive Director, Oregon Wetlands Joint Venture. Submits and reads written testimony on the intent of Measure 66 (EXHIBIT K) .
TAPE 23, B		

034	Lucille Beck	Representing Friends of Tryon Creek. Testifies on the need for land acquisition for state parks.
061	Al LePage	Executive Director, National Coast Trail Association. Submits written material (EXHIBIT L) and testifies on his organization's support of Measure 66 and the use of these funds.
119	Eric Watkins	Representing Oregon Shores Conservation Coalition. Testifies on his organization's support of Measure 66 and their concerns regarding the funds.
156	Sen. Ferrioli	Asks if it is clear to the public that under any scenario, the net funds that are invested in parks and salmon restoration will be more than ever allocated before.
172	Watkins	Responds that he is unable to answer this question.
182	Roy Hemmingway	Oregon Plan Manager, Governor's Office. Submits and reads written testimony on the use of Measure 66 funds (EXHIBIT M) .
237	Hemmingway	Continues reading written testimony.
244	Chair Messerle	Comments that basing the goals on "the best available science" leaves the Legislature in a precarious position. Suggests Mr. Hemmingway help the committee determine what this really means.
265	Chair Messerle	Notes that written testimony will be entered into the record. Adjourns the committee at 10:55 a.m.

Submitted By, Reviewed By,

Stephen Kosiewicz, Judith Callens,

Administrative Support Administrator

EXHIBIT SUMMARY

A ñ Measure 66 definition discussion, written material, Jeannette Holman, 7 pp.

B ñ Measure 66 public hearing, written material, Steve Beyerlin, 4 pp.

C ñ Measure 66 public hearing, written material, Carter MacNichol, 89 pp.

D ñ Measure 66 public hearing, written testimony, Geoff Pampush, 3 pp.

E ñ Measure 66 public hearing, written testimony of Brian Booth, Sara Vickerman, 2 pp.

F ñ Measure 66 public hearing, written testimony, Tim Wigley, 1 p

G ñ Measure 66 public hearing, written testimony, Russ Hoeflich, 2 pp.

H ñ Measure 66 public hearing, written testimony, Bob Clausen, 2 pp.

I ñ Measure 66 public hearing, written testimony, Nancy Russell, 1 p

J ñ Measure 66 public hearing, written testimony, Liz Frenkel, 1 p

K ñ Measure 66 public hearing, written testimony, Bruce Taylor, 2 pp.

L ñ Measure 66 public hearing, written material, Al LePage, 4 pp.

M ñ Measure 66 public hearing, written testimony, Roy Hemmingway, 2 pp.