

JOINT COMMITTEE ON STREAM RESTORATION
AND SPECIES RECOVERY

February 2, 1999 Hearing Room 50

4:30 PM Tapes 11 - 13

MEMBERS PRESENT: Sen. Ted Ferrioli, Co-Chair

Rep. Ken Messerle, Co-Chair

Sen. Ginny Burdick, Vice-Chair

Sen. Joan Dukes

Sen. David Nelson

Sen. Veral Tarno

Rep. Bob Jenson, Vice-Chair

Rep. Al King

Rep. Jeff Kruse

Rep. Randy Leonard

Rep. Susan Morgan

Rep. Bruce Starr

Rep. Terry Thompson

MEMBER EXCUSED: Rep. Lynn Lundquist

STAFF PRESENT: Judith Callens, Administrator

Stephen Kosiewicz, Administrative Support

MEASURE/ISSUES HEARD: Strategic Plan for Managing Oregon's Water Resources

Measure 66 Discussion

Healthy Streams Partnership

Coastal Salmon Restoration and Production Task Force

TAPE/#	Speaker	Comments
TAPE 11, A		
004	Chair Ferrioli	Calls the committee to order at 4:44 p.m. Welcomes members of the Warm Springs Indian tribe present in the audience.
015	Louie Pitt, Jr.	Director of Government Affairs and Planning, Warm Springs Confederated Tribes. Introduces individuals accompanying him today.
024	Chair Ferrioli	States that the committee will take public testimony on Measure 66 at a later date. Announces change in today's agenda.
<u>STRATEGIC PLAN FOR MANAGING OREGON'S WATER RESOURCES</u>		
029	Martha Pagel	Director, Water Resources Department (WRD). Submits written material (EXHIBIT A) and testifies on WRD's strategic plan.
072	Pagel	Comments on WRD's Stewardship and Supply Initiative. Reviews sections of the strategic plan: <ul style="list-style-type: none"> • Introduction and overview of Oregon water law • Five core strategies: stewardship, supply, information services, customer service, and funding • Core strategies divided into management priorities, legislative proposals, and budget proposals.
112	Sen. Tarno	Asks if there is a definition of stewardship.
114	Pagel	Responds that WRD does not have a definition of stewardship, but in the mission statement it is phrased as "to restore and protect streamflows and watersheds in order to ensure the long-term sustainability of Oregon's ecosystems, economy, and quality of life."
128	Rep. Jenson	Asks if there is anything in the strategic plan to expedite water right permit extensions.
135	Pagel	Refers to pages 30 and 31 of the strategic plan and explains how they are improving their permit extension process.
183	Rep. Jenson	Comments on the conflict that exists between the State of Washington and the State of Oregon regarding these permit extensions. Asks Ms. Pagel to elaborate on this situation.

191	Pagel	Comments that the issue Rep. Jenson is describing affects permit holders in the Columbia Basin.
227	Rep. Kruse	Asks what flow standard the state is trying to meet.
233	Pagel	Responds that the standard she is referring to is the flow targets established by NMFS in connection with the biological opinion.
259	Rep. Kruse	Notes that the State of Washington has suspended its moratorium. Asks what kinds of basin assessments WRD is doing that are different than the assessments other agencies are doing.
272	Pagel	Responds that the traditional role of WRD has been to provide information about water quantity in the basin.
298	Rep. Kruse	Asks what specifically the nine new people are going to do.
301	Pagel	Responds that the nine new positions WRD is requesting will compile the data and prepare reports.
328	Rep. Jenson	Comments on where the state has been with these permits and permit extensions.
368	Pagel	Notes that there is a perception that the State of Washington has lifted the moratorium, which is slightly inaccurate. Comments on the water right process for Oregon and Washington the last few years.
TAPE 12, A		
006	Rep. Messerle	Expresses concern about the lack of a good database of potential sites for water storage or impoundment. States that he does not see in WRD's basins potential where the sites might be and documentation about possible problems and priorities for the different sites.
018	Pagel	Notes that the last page of the Stewardship and Supply Initiative handout refers to the surface water storage site inventory.
037	Rep. Messerle	States that these sites need to be prioritized.
043	Pagel	Comments that while conducting this information gathering task, WRD will also undertake a taskforce effort to address the policy questions of how the priorities are set.
061	Sen. Tarno	Asks who comprises WRD's basin assessment team.

065	Pagel	Responds that the basin assessment team would consist of five department staff who would gather information.
076	Chair Ferrioli	Comments that whatever is not happening to move the permit process forward is creating a distraction that it is going to resurface in other substantive and budgetary committees.
121	Pagel	Notes that WRD has stepped forward to resolve the perceived problems with permit extensions.
158	Chair Ferrioli	Comments that people are willing to see a process move forward, but they are frustrated by the misunderstandings of longstanding policies and processes that are reinterpreted.
<u>MEASURE 66 DISCUSSION</u>		
196	Ned Dempsey	Representing the Oregon Business Council (OBC). Submits and reviews written material (EXHIBIT B).
235	Dempsey	Begins overhead presentation on the development of OBC's Measure 66 proposal by discussing the current status of salmon.
243	Rep. Thompson	Notes that there are some healthy stocks of salmon.
254	Dempsey	Agrees that not all species of salmon are endangered. Notes that the focus is only on the endangered species, instead of keeping the healthy populations healthy. Continues overhead presentation: <ul style="list-style-type: none"> • History • Success/failure of the hatchery strategy • Water quality today
317	Dempsey	Continues overhead presentation: <ul style="list-style-type: none"> • Waste of time and money • The vision • The need for a vision • Old/new visions and strategies
373	Dempsey	Continues overhead presentation: <ul style="list-style-type: none"> • Long-term benchmarks • Why the vision is compelling • What it will take
TAPE 11, B		

009	Dempsey	Continues overhead presentation: <ul style="list-style-type: none"> • Watershed health • Getting organized
044	Dempsey	Continues overhead presentation by discussing how to succeed.
060	Rep. Thompson	Expresses his concern about comments made in the submitted report. Asks if OBC is saying ODFW mismanaged the fisheries and this is what caused the problem.
075	Dempsey	Notes that this paper was done in 1996 and some of the thinking has evolved since then. Responds that what OBC is trying to say is that everyone was operating under a set of paradigms that did not particularly work.
083	Rep. Thompson	Comments that the harvest aspect of salmon was handed over to federal management.
090	Dempsey	Comments that it is not OBC's intent to bash ODFW, or any other group, as the prime cause of the problem.
096	Rep. Thompson	Comments that only recently has the whole state become aware of the salmon problem, and notes that ODFW was the only one trying to restore the populations for a number of years.
109	Sen. Nelson	Comments that this presentation appears to be five years too late.
131	Rep. Leonard	Asks for clarification on what OBC means in their proposal of allowing a stream to heal.
140	Dempsey	Responds that they are suggesting that the stream use its natural ability to heal itself as part of the process.
146	Rep. Leonard	Asks Mr. Dempsey to give an example of what he is talking about.
149	Gail Achterman	Attorney, Stoel-Rives, legal counsel advising the Oregon Business Council. Responds that it would be hard to find an example in heavily developed urban areas.
164	Rep. Leonard	Asks for clarification that this remark was directed more toward rural areas.
166	Achterman	Responds that it was directed toward any area where it would be appropriate.
170	Rep. Leonard	Asks for clarification as to what OBC had in mind when they suggested

		establishing some sort of governmental structure for salmon and watershed restoration.
180	Dempsey	Responds that this might be answered in the next part of their presentation. Responding to Sen. Nelson's previous remarks, comments that there is still a lot of confusion around this issue and not a lot of agreement on what should be done.
212	Rep. Messerle	Notes that what is a practical solution in a rural area may not be practical in an urban area. States that there was no mention in their presentation of other factors affecting salmon populations. Comments that totally reducing hatcheries may not be the way to go.
255	Achterman	States that they will provide detailed responses to Rep. Messerle's comments at a later time.
259	Chair Ferrioli	States that the committee will not have time to hear OBC's presentation on their proposed legislation. Comments that OBC's proposal is just one of many that the committee will be looking at.
298	Rep. King	Comments that there is a lot of good effort going on in terms of solving the problem, but notes that it is just starting.
314	Rep. Thompson	Comments that Canada has not been included in this issue.
347	Dempsey	Notes that this is an important point to keep in mind. Comments that OBC is looking for a regional approach to solving the problem.
363	Rep. Thompson	States that OBC can take a lead role in this issue.
369	Sen. Nelson	Comments that this is a whole watershed approach, but notes it is focusing just on salmon.
393	Chair Ferrioli	Comments on the work of OBC in regard to the problem.
TAPE 12, B		
016	Chair Ferrioli	Continues comments on: <ul style="list-style-type: none"> • The issue of point versus non-point source pollution • The need to focus accountability on the federal government • The issue of back filling agency positions created in regard to the Oregon Plan • Accepting OBC's offer to help solve the problem

077	Achterman	Notes that it is important for the committee to understand the context in which the legislative draft was offered. Comments on how the draft was developed.
137	Chair Ferrioli	Notes that OBC has shown leadership on this issue and states that the committee members will review their legislative draft.
<u>HEALTHY STREAMS PARTNERSHIP</u>		
155	Jim Myron	Oregon Trout, and member of the Healthy Streams Partnership (HSP). Testifies on the formation of the HSP and the difficulty in determining the structure and direction.
209	Pete Test	Associate Director of Governmental Affairs, Oregon Farm Bureau, and member of the Healthy Streams Partnership. Testifies on the difficulty in determining the direction of the HSP and on the work the group has done.
270	Myron	Notes that the HSP has decided to meet monthly during the session, and that they have not had time to review SB 132.
281	Chair Ferrioli	States that he is encouraged by the HSP's progress. Expresses hope that SB 132 calls for additional members on the HSP. Asks the HSP to review the legislative draft submitted by OBC.
<u>COASTAL SALMON RESTORATION AND PRODUCTION TASK FORCE</u>		
325	Richard Angstrom	Member, Coastal Salmon Restoration and Production Task Force (CSRPTF). Testifies on the work the task force is doing in regard to hatcheries.
372	Angstrom	Continues testimony on the work the task force is doing.
TAPE 13, A		
001	Chair Ferrioli	Notes that there needs to be better connection between the committee and the task force.
003	Angstrom	Notes that the task force has made an effort to invite some of the committee members to their meetings. Comments that the task force would like the committee's input on a suggested direction.
024	Chair Ferrioli	Comments that the task force should be aware of the many proposals regarding Measure 66 and refocusing recommendations for the Oregon Plan. States that the Willamette Restoration Initiative group also needs to be involved in this process. Notes the meeting schedule changes that are being considered for the committee.

043	Chair Ferrioli	Adjourns the committee at 6:37 p.m.
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Submitted By, Reviewed By,

Stephen Kosiewicz, Judith Callens,
Administrative Support Administrator

EXHIBIT SUMMARY

A ñ Strategic Plan for Managing Oregonís Water Resources, written material, Martha Pagel, 66 pp.

B ñ Measure 66 discussion, written material, Ned Dempsey, 42 pp.