

**SENATE COMMITTEE ON AGRICULTURE & NATURAL RESOURCES**

**May 6, 1999 Hearing Room 50**

**4:30 p.m. Tape 118**

**MEMBERS PRESENT: Sen. Gary George, Chair**

**Sen. Thomas Wilde, Vice-Chair**

**Sen. Tony Corcoran**

**Sen. Bill Fisher**

**Sen. Marylin Shannon**

**MEMBER EXCUSED: Sen. Joan Dukes**

**Sen. Ted Ferrioli**

**STAFF PRESENT: Brad Harper, Administrator**

**Patrick Brennan, Administrative Support**

**MEASURE/ISSUES HEARD: HB 2074 Public Hearing and Work Session**

**HB 2121-A Public Hearing and Work Session**

**HB 2517-A Public Hearing and Work Session**

**SB 1152 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.

TAPE/#	Speaker	Comments
<b>TAPE 118, A</b>		
003	Chair George	Calls the meeting to order at 4:40 p.m. Opens a public hearing on HB 2074.
<b><u>HB 2074 PUBLIC HEARING</u></b>		

008	Brad Harper	Committee Administrator. Gives a brief description of the bill. Says that current law does not specify a clear mechanism to account for gifts, grants, or donations made to the State Fair and that the bill would provide such guidelines.
020	Rusty Vernon	Director, Oregon State Fair. Testifies in support of HB 2074. Says that the bill allows the State Fair to assure that gifts given will be used in the intended manner, rather than "disappearing" into the general fund of the agency. Indicates that the bill would provide a mechanism by which the donor could be notified as to where their gift was applied.
032	Chair George	Discusses donations made for specific programs at the State Fair.
036	Vernon	Says that most donors do not want their gifts to replace regular funding mechanisms, but rather prefer that they go toward programs over and above general operation, such as the construction of an arena.
040	Chair George	Inquires whether the commission has the authority to sell memorial objects.
046	Vernon	Replies that the commission has the authority to do so. Mentions a fountain for which sponsorship bricks were sold.
055	Chair George	Closes the public hearing on HB 2074 and opens a public hearing on HB 2121-A.
<b><u>HB 2121-A PUBLIC HEARING</u></b>		
060	Brad Harper	Committee Administrator. Gives a brief description of the bill. Explains that the current application fee for a new livestock auction market license is \$200 and that each license grants the auctioneer a monopoly in the designated territory. Says that the department is requesting a fee increase to reflect the actual cost of continuing the program, noting that approximately one new application is expected annually for the next 5-10 years.
077	Chuck Craig	Representative, Oregon Department of Agriculture (ODA). Testifies in support of HB 2121-A ( <b>EXHIBIT A</b> ). Explains that the bill only applies to new applications and is not a recurring renewal fee. Says that applications occur infrequently, with the last one filed being the first in over 15 years. Says that if the program does not recover its cost it takes money away from other dedicated funds. Mentions that lapses in renewal and exemptions have also exacerbated the fee burden.
104	Chair George	Wonders why the bill did not make it into the Governor's budget.
108	Craig	Replies that ODA did not request general fund money, since the bill refers to a specific cost incurred by a select group. Asserts that \$1000 every 10-15 years will not show up in the budget anyway.

118	Chair George	Asks for the time period those livestock auction market licenses are good for.
120	Roger Huffman	Administrator, Animal Health Identification Division. Testifies in support of HB 2121-A. Says that both the Auction Market Association and the Oregon Cattlemen's Association have been appraised of the bill. Indicates that the Cattlemen's Association bore the cost of the most recent cost overrun.
136	Glen Stonebrink	Representative, Oregon Cattlemen's Association. Testifies in support of HB 2121-A. Asserts that the application process should be done properly, including the assessment of the correct fee.
157	Chair George	Closes the public hearing on HB 2121-A and opens a public hearing on HB 2517-A.
<b><u>HB 2517-A PUBLIC HEARING</u></b>		
165	Brad Harper	Committee Administrator. Gives a brief description of the bill. Explains that current law allows commercial fishing license holders to sell any species of food fish directly from their boat after obtaining an annual permit, but that the state currently limits the number of such permits for salmon to no more than 40. Says that HB 2517-A eliminates the limit and grants the Oregon Fish and Wildlife Commission the authority to set by rule the number of permits issued for any food fish.
177	Joe Rohleder	Assistant to the Director, Oregon Department of Fish and Wildlife (ODFW). Testifies in support of HB 2517-A ( <b>EXHIBIT B</b> ). States that the limited fish seller's permit allows commercial fishermen to sell food fish to consumers directly from their boats, so long as the catch was taken from that boat. States that such a sale allows fishermen to add value to the fish themselves, rather than selling directly to a processor. Indicates that the program was established during the early 1980s, when salmon management was being strictly enforced to prevent over-harvesting. Asserts that the problems associated with the monitoring of harvesting have been overcome through technology, making the 40- license limit obsolete.
227	John Gardner	Staffperson, Rep. Terry Thompson. Testifies in support of HB 2517-A. Indicates that the bill simply reflects changes in the fishing industry. Says that ODFW can track the numbers of fish harvested more easily than in the past.
245	Chair George	Closes the public hearing on HB 2517-A and declares the meeting to be in recess at 5:00 p.m., until such time as a quorum is present.
247	Chair George	Reconvenes the meeting at 5:20 p.m.
<b><u>SB 2074 WORK SESSION</u></b>		
250	Sen. Wilde	<b>MOTION: Moves HB 2074 to the floor with a DO PASS recommendation.</b>

254	Chair George	Recounts the points made during earlier testimony.
256	Sen. Fisher	Compares the bill to a recent measure designed to allow midwives to keep their board open. Says that the bill is a good idea.
260		<p><b>VOTE: 5-0-2</b></p> <p><b>AYE: In a roll call vote, all members present vote Aye.</b></p> <p><b>EXCUSED: 2 - Dukes, Ferrioli</b></p>
	Chair George	<p><b>The motion CARRIES.</b></p> <p><b>SEN. GEORGE will lead discussion on the floor.</b></p>
266	Chair George	Closes the work session on HB 2074 and opens a work session on HB 2517-A.
<b><u>HB 2517-A WORK SESSION</u></b>		
270	Sen. Wilde	<b>MOTION: Moves HB 2517-A to the floor with a DO PASS recommendation.</b>
274		<p><b>VOTE: 5-0-2</b></p> <p><b>AYE: In a roll call vote, all members present vote Aye.</b></p> <p><b>EXCUSED: 2 - Dukes, Ferrioli</b></p>
	Chair George	<p><b>The motion CARRIES.</b></p> <p><b>SEN. FISHER will lead discussion on the floor.</b></p>
281	Chair George	Closes the work session on HB 2517-A and opens a work session on HB 2121-A.
<b><u>HB 2121-A WORK SESSION</u></b>		
285	Sen. Wilde	<b>MOTION: Moves HB 2121-A to the floor with a DO PASS recommendation.</b>

290	Sen. Fisher	Asks for an overview of the bill and previous testimony.
292	Harper	Gives an overview of the testimony given earlier in the hearing.
303	Sen. Fisher	Clarifies that the fee is an application fee, rather than a license fee. Indicates that he has no objection to an application fee.
312		<p><b>VOTE: 5-0-2</b></p> <p><b>AYE: In a roll call vote, all members present vote Aye.</b></p> <p><b>EXCUSED: 2 - Dukes, Ferrioli</b></p>
	<b>Chair George</b>	<p><b>The motion CARRIES.</b></p> <p><b>SEN. WILDE will lead discussion on the floor.</b></p>
316	Chair George	Closes the work session on HB 2121-A and opens a work session on SB 1152.
<b><u>SB 1152 WORK SESSION</u></b>		
320	Brad Harper	Committee Administrator. Indicates that the 5 amendments ( <b>EXHIBIT C</b> ) have been submitted for consideration by the committee. Explains that the amendments are the official versions of conceptual amendments previously adopted by the committee.
335	Sen. Wilde	<b>MOTION: Moves to ADOPT SB 1152-5 amendments dated 5/6/99.</b>
	<b>Chair George</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
340	Sen. Wilde	<b>MOTION: Moves SB 1152 to the floor with a DO PASS AS AMENDED recommendation.</b>
342		<p><b>VOTE: 5-0-2</b></p> <p><b>AYE: In a roll call vote, all members present vote Aye.</b></p> <p><b>EXCUSED: 2 - Dukes, Ferrioli</b></p>

	Chair George	<p><b>The motion CARRIES.</b></p> <p><b>SEN. SHANNON will lead discussion on the floor.</b></p>
345	Chair George	Closes the work session on SB 1152. Asks if Sen. Shannon would like to record her votes on HB 2074 and HB 2517-A. Reopens the work session on HB 2074.
<b><u>HB 2074 WORK SESSION</u></b>		
354	Sen. George	<b>MOTION: Requests unanimous consent that the rules be SUSPENDED to allow SEN. SHANNON to BE RECORDED as voting AYE on the MOTION to send HB 2074 to the floor with a DO PASS recommendation.</b>
	Chair George	<b>Hearing no objection, declares the motion CARRIED.</b>
		The vote count recorded earlier in the minutes document has been edited to reflect Sen. Shannon voting aye.
356	Chair George	Closes the work session on HB 2074 and reopens the work session on HB 2517-A.
<b><u>HB 2517-A WORK SESSION</u></b>		
360	Sen. George	<b>MOTION: Requests unanimous consent that the rules be SUSPENDED to allow SEN. SHANNON to BE RECORDED as voting AYE on the MOTION to send HB 2517-A to the floor with a DO PASS recommendation.</b>
	Chair George	<b>Hearing no objection, declares the motion CARRIED.</b>
		The vote count recorded earlier in the minutes document has been edited to reflect Sen. Shannon voting aye.
361	Chair George	Closes the work session on HB 2517-A and adjourns the meeting at 5:30 p.m.

Submitted By, Reviewed By,

Patrick Brennan, Brad Harper,

Administrative Support Administrator

**EXHIBIT SUMMARY**

**A ñ HB 2121-A, testimony, Chuck Craig, 1 p.**

**B ñ HB 2517-A, testimony, Joe Rohleder, 1 p.**

**C ñ SB 1152, -5 amendments, staff, 4 pp.**