

## SENATE COMMITTEE ON WATER AND LAND USE

**April 29, 1999 Hearing Room B**

**1:00 P.M. Tapes 74 - 75**

**MEMBERS PRESENT: Sen. Veral Tarno, Chair**

**Sen. Tony Corcoran, Vice-Chair**

**Sen. Gary George**

**Sen. Marylin Shannon**

**Sen. Thomas Wilde**

**MEMBER EXCUSED:**

**STAFF PRESENT: Raymond J. Kelly, Administrator**

**Diana Bronson, Administrative Support**

**MEASURE/ISSUES HEARD: SB 1258 Work Session**

**SB 576 Public Hearing and Work Session**

**HB 2448 Public Hearing and Work Session**

**HB 2163-A Public Hearing and Work Session**

**SB 489 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.

TAPE/#	Speaker	Comments
TAPE 74, A		
		Meeting starts at 283 of Tape 74, A.
283	Chair Tarno	Opens meeting at 1:06 p.m. and opens work session on SB 1258.

**SB 1258 WORK SESSION**

287	Sen. George	<b>MOTION: Moves SB 1258 to the floor WITHOUT RECOMMENDATION as to passage and BE REFERRED to the committee on Ways &amp; Means.</b>
		<b>VOTE: 4-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 1 - Corcoran</b>
	Chair Tarno	<b>The motion CARRIES.</b>
<b><u>SB 576 PUBLIC HEARING</u></b>		
304	Ray Kelly	Committee Administrator. Summarizes SB 576.
322	George Reed	Deschutes County. Presents <b>(EXHIBIT A)</b> . States the enactment of SB 576 would provide a major new tool to provide compensation for lost property rights when local governments regulate development.
361	Chair Tarno	Closes public hearing and opens work session on SB 576.
<b><u>SB 576 WORK SESSION</u></b>		
368	Sen. George	<b>MOTION: Moves SB 576 to the floor with a DO PASS recommendation.</b>
		<b>VOTE: 4-0</b> <b>AYE: In a roll call vote, all members present vote Aye.</b> <b>EXCUSED: 1 - Corcoran</b>
	Chair Tarno	<b>The motion CARRIES.</b>  <b>SEN. BRYANT will lead discussion on the floor.</b>
391	Chair Tarno	States that the committee is waiting for amendments on SB 489 and that there are

		four other bills to be heard so there will be no night meeting. Opens public hearing on HB 2448.
<b><u>HB 2448 PUBLIC HEARING</u></b>		
400	Kelly	Summarizes HB 2448. Submits <b>(EXHIBIT B)</b> .
419	Dave Hunnicutt	Oregonians In Action (OIA). States that in 1997 the legislature passed a guest ranch bill and, at that time, the bill seemed to be easily understandable, however, it became apparent that it was not, and so HB 2448 was drafted to close the various loopholes created by misunderstandings in the earlier bill.
<b>TAPE 75, A</b>		
014	Hunnicutt	Continues testimony regarding HB 2448. Presents <b>(EXHIBIT B)</b> . States the bill passed out of the House 56 ñ 4.
037	Chair Tarno	Asks if the state has a standard margin of error that the counties can use or if it is up to individual counties to set their own standards.
039	Hunnicutt	Replies that the state has no standards.
045	Ron Eber	Reiterates that the ñ1 amendments to HB 2448 clarify the 10-mile margin of error standard on the county map used to determine the distance from an urban growth boundary.
054	Chair Tarno	Closes public hearing and opens work session on HB 2448.
<b><u>HB 2448 WORK SESSION</u></b>		
060	Sen. George	<b>MOTION: Moves HB 2448 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 4-0</b>  <b>AYE: In a roll call vote, all members present vote Aye.</b>  <b>EXCUSED: 1 - Shannon</b>
Chair Tarno		<b>The motion CARRIES.</b>

		<b>SEN. WILDE will lead discussion on the floor.</b>
073	Chair Tarno	Closes work session on HB 2448 and opens public hearing on HB 2163.
<b><u>HB 2163 PUBLIC HEARING</u></b>		
074	Kelly	Summarizes HB 2163-A.
085	Chair Tarno	States this appears to be a housekeeping issue for Water Resources.
086	Tom Byler	Water Resources Department. Presents <b>(EXHIBIT C)</b> . States that HB 2163-A changes the Water Development Loan Fund program to provide incentives to encourage greater use of the program to fund water development projects.
104	Chair Tarno	Closes public hearing and opens work session.
<b><u>HB 2163-A WORK SESSION</u></b>		
110	Sen. George	<b>MOTION: Moves HB 2163-A to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 4-0</b>  <b>AYE: In a roll call vote, all members present vote Aye.</b>  <b>EXCUSED: 1 - Shannon</b>
	Chair Tarno	<b>The motion CARRIES.</b>  <b>SEN. CORCORAN will lead discussion on the floor.</b>
119	Chair Tarno	Recesses meeting at 1:22 p.m. (Tape not running)
125	Chair Tarno	Reconvenes at 1:45 p.m. Opens public hearing on SB 489. Calls Onno Husing to address the issues of SB 489 and the ñ4 amendments.
<b><u>SB 489 PUBLIC HEARING</u></b>		
125	Kelly	Summarizes SB 489. Submits <b>(EXHIBIT D)</b> .

127	Onno Husing	Lincoln City. Summarizes SB 489 and states riparian rights are covered by Goal 5. Discusses the ESEE analysis in Goal 5.
182	Chair Tarno	Asks witness to keep his testimony on the ñ4 amendments.
186	Husing	States there are too many people who do not understand the benefits of Goal 5. States there is a need to review the coastal goals again.
207	Chair Tarno	Asks Sheridan and others if they concur with the ñ4 amendments. Asks Bob Rindy if he wishes to testify.
218	Bob Rindy	States he has just seen the ñ4 amendments and he would need to discuss the ñ4 amendments with his supervisor and get back to the committee.
222	Chair Tarno	States he is inclined to send this bill to the floor.
234	Sen. Corcoran	States he is comfortable with a courtesy vote to move this to the floor and if there are issues raised by the Governor's office or LCDC, he will read them into the record on the floor.
229	Chair Tarno	States he appreciates Sen. Corcoran's gesture. Closes public hearing and opens work session on SB 489.
<b><u>SB 489 WORK SESSION</u></b>		
241	Sen. George	<b>MOTION: Moves SB 489 to the floor with a DO PASS AS AMENDED recommendation.</b>
		<b>VOTE: 4-0</b>  <b>AYE: In a roll call vote, all members present vote Aye.</b>  <b>EXCUSED: 1 - Shannon</b>
	Chair Tarno	<b>The motion CARRIES.</b>  <b>SEN. GEORGE will lead discussion on the floor.</b>
251	Chair Tarno	Closes work session and adjourns meeting at 1:56 p.m.
		Testimony from Lori Ann Sheridan of Lincoln City Chamber of Commerce on

Submitted By, Reviewed By,

Diana Bronson, Raymond J. Kelly,

Administrative Support Administrator

**EXHIBIT SUMMARY**

**A - SB 576, written testimony, George Reed, 18 pp.**

**B ñ SB 2448, proposed amendments, staff, 1 p.**

**C ñ HB 2163, written testimony, Tom Byler, 3 pp.**

**D ñ SB 489, proposed amendments, staff, 4 pp.**

**E ñ SB 489, written testimony, Lori Ann Sheridan, 4 pp.**