

HOUSE COMMITTEE ON ENVIRONMENT AND ENERGY

January 17, 1997 Hearing Room E

1:00 Tapes 1 - 3

**MEMBERS PRESENT:**

Rep. Leslie Lewis, Chair

Rep. Frank Shields, Vice-Chair

Rep. Michael Fahey

Rep. Dennis Luke

Rep. Mark Simmons

Rep. Jim Welsh

**MEMBER EXCUSED:** Rep. Mike Lehman

**STAFF PRESENT:**

Judith Gruber, Policy Analyst

Pat Zwick, Policy Analyst

Marjorie Taylor, Administrative Support

**ISSUES HEARD:**

Adoption of Committee Rules

Introduction of Committee Members

Oregon Department of Land Conservation and Development

Oregon Department of Environmental Quality

Oregon Parks and Recreation Department

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 1, A		
<u>ADOPTION OF</u>		

<b><u>COMMITTEE RULES</u></b>		
000	Chair Lewis	Calls meeting to order at 1:05 p.m., and proposes adoption of committee rules.
008	Rep. Luke	Moves for adoption of rules as distributed ( <b>EXHIBIT A</b> ).
<b>010</b>	<b>Chair Lewis</b>	<b>Hearing no objection, declares the motion CARRIED.</b>
012	Chair Lewis	Continues discussion of committee operations and Parks sub-committee meetings.
<b><u>INTRODUCTION OF COMMITTEE MEMBERS</u></b>		
028	Rep. Welsh	Introduction.
033	Rep. Fahey	Introduction.
041	Rep. Shields	Introduction - Vice-Chair, Environment & Energy Committee.
051	Rep. Luke	Introduction.
067	Rep. Simmons	Introduction - Chair, Parks Subcommittee.
079	Chair Lewis	Introduction.
<b><u>OREGON DEPARTMENT OF LAND CONSERVATION AND DEVELOPMENT</u></b>		
096	Chair Lewis	Agenda - Introduces three invited speakers, Dept. of Land Conservation and Development, Dept. of Environmental Quality, and Dept. of Parks and Recreation. No meeting January 22, 1997 due to Ways and Means meeting on Natural Resources budgets. Urges committee members to attend.
113	Bob Rindy	Bob Rindy, Policy Specialist, Land Conservation and Development. Introduction of self and the Department, reviews legislative proposals.
140	Rindy	General background of proposals, background of LCDC.
156	Rindy	Explains land use plans and periodic review of land use plans.
176	Rindy	Introduces and summarizes bills ( <b>EXHIBITS B, C, and D</b> ).
190	Rindy	SB 196 Deals with the periodic review schedule. Explains the bill.

210	Rindy	SB 198 Explains that the bill is related to geotechnical/geohazard issues and floods.
247	Rindy	Bill proposes to inform potential property owners of geologic hazards. Proposes to change current law - speaks of related current real estate procedures.
275	Rindy	SB 197 Explains that the bill proposes to identify and protect farmlands.
305	Rindy	Relates two legal cases involving farm use and county government to the proposed bill.
342	Rindy	Suggests that authority be returned to the counties as to farm use and regulation of the land.
364	Rindy	Summarizes presentation on legislation and calls for questions.
368	Rep. Luke	Asks if a former bill, related to companies needing to reimburse non-driving employees for estimated cost of parking, will be brought forward.
<b>Tape 2, A</b>		
003	Rindy	Answers that the bill will not be introduced.
013	Rep. Luke	Asks question regarding land use in Bend having to do with timeliness and emergency situations.
030	Rindy	Answers that LCDC has overhauled rules for emergency situations and that they are currently working with ODOT.
056	Rindy	More explanation of relationship between LCDC & ODOT pertaining to Rep. Luke's first question.
060	Rep. Luke	Asks whether or not LCDC would approve of the Governor taking over the negotiations between LCDC and ODOT for faster results in case of emergency.
076	Rindy	Suggests a meeting with Rep. Luke at a later date.
078	Rep. Luke	Comments on the \$80,000 farmground rule.
084	Rep. Welsh	Asks whether the agency works with secondary lands and what the designation and definition of them is.
090	Rindy	LCDC has looked at secondary lands, and that it's a long task, but willing to work with it.
118	Chair Lewis	Expresses appreciation to Mr. Rindy for his time.
120	Chair Lewis	Introduces Committee Administrators and Staff.
<b><u>OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY</u></b>		
	Chair	Introduces representatives from the Department of

148	Lewis	Environmental Quality - Langdon Marsh, Greg Green, and Mary Wahl.
159	Langdon Marsh	Director of Environmental Quality. Introduces the subject of air quality - Submits an informational packet <b>(EXHIBIT E)</b> .
192	Marsh	Reviews DEQ activities and the delegation of Federal programs.
215	Marsh	Continues to explain divisions of DEQ.
237	Marsh	Explains that the role of DEQ is changing. Submits a regional map of offices and phone numbers <b>(EXHIBIT F)</b> .
258	Marsh	Explains that pollution prevention and education are a large part of DEQ.
272	Marsh	Discusses the partial regulation of summer air quality in Portland as a successful DEQ project.
281	Rep. Luke	Asks how air quality is related to particulates or pounds of debris in air.
303	Greg Green	Emission limits are based on plant site emission limits.
325	Rep. Luke	Comments on the customer service of DEQ.
332	Marsh	Discussion of air quality.
358	Marsh	Discussion of air quality - summer and winter problems of particulates, smog, and carbon monoxide.
<b>Tape 1, B</b>		
004	Marsh	Discusses air quality standards of Portland and other cities.
026	Marsh	Presents statewide statistics for respirable particulates, wood stoves, industry, ground level ozone (smog), and carbon monoxide.
038	Rep. Luke	Asks about statistics pertaining to the frequency and occurrence of pollutants together and if the totals are for the year.
040	Marsh	Answers that statistics are for the year. Moves to discussion about monitoring and the location of pollutant monitors.
061	Marsh	The DEQ vehicle emissions inspection program is very important and successful.
076	Chair Lewis	Inquires about a bill relating to Portland air quality and public education programs related to that bill.
085	Green	Acknowledges the public education program related to the bill.

094	Chair Lewis	Appreciates the positive feedback from Mr. Green.
096	Marsh	Continues with discussion of air quality.
113	Marsh	Discusses the success of the woodsmoke curtailment program.
116	Marsh	Discusses SB 186 - which proposes to establish fees for enhanced vehicle inspection program.
130	Rep. Fahey	Asks a question regarding emissions of State of Washington vehicles in the Portland area.
135	Marsh	Gives a brief explanation.
140	Green	Provides a more complete answer to Rep. Fahey.
145	Rep. Fahey	Inquires about air quality testing of the Jantzen Beach area.
150	Green	Provides explanation about the program in that testing area.
163	Chair Lewis	Asks if Washington will follow with the enhanced testing program.
164	Green	Explains Washington's proposed program.
169	Chair Lewis	Asks for ways Oregon can get around other states problems with program.
173	Green	Explains Oregon's testing program.
187	Rep. Fahey	Inquires about testing vehicles at settings at which they don't normally run.
190	Green	Similar testing still does occur, but will end soon.
196	Marsh	Discusses the testing process and relates to customer service issues.
205	Marsh	Continues with waste management and cleanup.
218	Marsh	Focuses on hazardous waste programs.
229	Marsh	Focuses on solid waste programs.
248	Marsh	Focuses on the recycling of products.
258	Marsh	Discusses underground storage tanks. This is a large problem for central Oregon, and many tanks don't comply with Federal Regulations.
277	Rep. Luke	Inquires about the number of abandoned stations in eastern Oregon that are considered to be not in compliance.
280	Marsh	All numbers are from active stations.
287	Mary Wahl	Give a more extensive explanation of non-conforming tanks.
290	Marsh	Focuses on heating oil tanks.
305	Rep.	Inquires as to responsibility resting on the heating oil

	Luke	industry.
310	Marsh	The industry is involved. Discussion continues.
324	Marsh	Focuses on clean up of contamination - identifies primary locations.
354	Marsh	Focuses discussion on spills - primarily petroleum and chemicals.
376	Marsh	Indicates that some bills need revenue and there is a shortfall.
<b>Tape 2, B</b>		
005	Marsh	Explains SB 146 - Increase flexibility in toxic use reduction law.
011	Marsh	Explains SB 145 - Empty residential fuel tanks when changing heating source.
014	Marsh	Explains SB 144 - Goal to achieve 50% recycling with new laws.
020	Marsh	Explains another legislative concept - Oil spill prevention and response.
025	Marsh	Summarizes presentation and calls for questions.
030	Rep. Luke	Asks a question regarding orphan site on industrial ground.
035	Marsh	The DEQ is looking into it.
046	Rep. Luke	Asks a question regarding Portland air quality.
056	Marsh	Responds with the size of the Portland air shed.
065	Rep. Luke	Discusses the current size of the Portland air shed and that constituents would be disappointed if it grew to the Bend area.
<b><u>OREGON PARKS AND RECREATION DEPARTMENT</u></b>		
074	Chair Lewis	Introduces Robert Meinen - Director, Parks and Recreation Department.
080	Meinen	Discusses subcommittee on Parks, introduces his organization, and submits an information packet <b>(EXHIBIT G)</b> .
092	Meinen	Discusses the mission of the Parks department.
101	Meinen	Discusses the efficient and effective customer service ethic of Parks.
110	Meinen	Discusses partnerships with a variety of organizations.
113	Meinen	Indicates that protection of natural resources is a primary commitment.

121	Meinen	Explains that a seven member citizens commission runs the Parks.
131	Meinen	Since 1992 parks have changed drastically and that they have become more streamlined in operations.
146	Meinen	Provides statistics of various Parks programs.
160	Meinen	Discusses campgrounds, day-use areas, meeting halls, and various facilities available to the public.
183	Meinen	Explains the ocean shores recreation program.
190	Meinen	Discusses the scenic waterways program, Oregon Recreation Trails program, and the Oregon Heritage Commission.
208	Meinen	Speaks of the funding of the organization - funded by users.
290	Meinen	Discusses why the Parks Department did not know of fiscal crisis earlier.
324	Meinen	Begins video tape titled State Parks Special - Oregon Field Guide with Steve Amen.
384	Meinen	Video tape continues.
<b>Tape 3, A</b>		
004	Meinen	Video tape continues.
040	Meinen	Video tape continues.
073	Meinen	Video tape concludes.
079	Meinen	Summarizes the tape and his presentation.
085	Chair Lewis	Adjourns meeting at 2:58 p.m.

Submitted By, Reviewed By,

Marjorie Taylor, Pat Zwick,

Administrative Support Policy Analyst

**EXHIBIT SUMMARY**

**A - Rules for the House Committee on Environment and Energy, Rep. Lewis, 3 pp.**

**B - Senate Bill 196 summary, Bob Rindy, 1 p.**

**C - Senate Bill 197 summary, Bob Rindy, 1 p.**

**D - Senate Bill 198 summary, Bob Rindy, 1 p.**

**E - Oregon Department of Environmental Quality Agency Overview, Langdon Marsh, 19 pp.**

**F - DEQ Map of Regional & Branch Offices, Langdon Marsh, 1 p.**

**G - Oregon Parks and Recreation Department information packet, Robert Meinen, 3 pp.**