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SENATE COMMITTEE ON AGRICULTURE & NATURAL RESOURCES

April 23, 1997 Hearing Room C

8:30 AM Tapes 91 - 92

MEMBERS PRESENT:

Sen. Bob Kintigh, Chair

Sen. Bill Fisher, Vice-Chair

Sen. Bill Dwyer

Sen. Ted Ferrioli

Sen. Veral Tarno

Sen. Thomas Wilde

MEMBER EXCUSED:

Sen. Gary George

STAFF PRESENT:

Glen Stonebrink, Administrator

Brad Harper, Administrative Support

MEASURE/ISSUES HEARD:

SCR 9 Public Hearing

SB 1194 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 91, A		
004	Chair Kintigh	Convenes meeting at 8:35 AM and opens public hearing on SCR 9.
<u>SCR 9 PUBLIC HEARING</u>		
010	Sen. Ferrioli	Supports SCR 9. Discussion of legislative intent Examples of watershed management practices.
118	Sen. Dwyer	Question regarding effect of SCR 9 on Portland area.
123	Sen. Ferrioli	Discussion of intergovernmental agreements.
137	Sen. Dwyer	Question regarding ownership of water rights.
141	Sen. Ferrioli	Discussion of management costs.
145	Sen. Dwyer	Water rights distributed by state.
147	Sen. Ferrioli	Response
154	Sen. Dwyer	Question regarding increase in water bills.
158	Sen. Ferrioli	Expects increased costs to water users.
166	Sen. Dwyer	Question regarding Cottage Grove watershed.
170	Sen. Ferrioli	Discussion of past management practices in Cottage Grove. Explanation of cost-benefit analysis.
196	Chair Kintigh	Comments comparing Bull Run watershed practices to rest of state.
211	Joni Low	Representing League of Oregon Cities. Supports SCR 9.
233	Sen. Dwyer	Question regarding funding considerations.
240	Low	Discussion of management concerns.
259	Sen. Dwyer	Question regarding management of watersheds without adequate funding.
276	Low	Goal is to provide safe drinking water.
281	Sen. Wilde	Question regarding restoration of Bull Run Watershed.

287	Low	Response
290	Sen. Wilde	Does not support entire state funding Bull Run watershed.
297	Jan Lee	Representing Oregon Water Resources Council. Supports SCR 9.
313	Chair Kintigh	Closes public hearing and opens public hearing on SB 1194.
<u>SB 1194 PUBLIC HEARING</u>		
315	Dave Babits	Representing Oregon Small Woodlands Association. Submits written testimony (EXHIBIT A). Supports SB 1194. Suggests amendment.
373	Sen. Dwyer	Question regarding \$10 fee.
400	Babits	Response
404	Sen. Dwyer	Comments
417	Martha Pagel	Representing Oregon Water Resources Department (OWRD). Submits written testimony (EXHIBIT B). Opposes SB 1194.
<u>TAPE 92, A</u>		
025	Sen. Dwyer	Questions regarding application process.
030	Pagel	Discussion of application process and grandfather provisions in past legislation.
043	Dick Bailey	Representing OWRD. Discussion of past legislation.
060	Sen. Dwyer	Question regarding OWRD's specific concerns.
063	Pagel	Discussion of possible damage to water users with senior water rights. Believes current system is adequate.
090	Sen. Tarno	Question regarding capturing seasonal rain runoff without permit.
100	Pagel	Believes permitting process is necessary.
113	Sen. Tarno	Discussion of bureaucratic problems. Question regarding "futile call."
126	Pagel	Concerns regarding senior water rights.
139	Tom Paul	Representing OWRD. Explanation of "futile call."
167	Sen. Tarno	Question regarding water access.
174	Paul	Discussion of non-exempt water usage.
188	Sen. Dwyer	Opposes SB 1194.
216	Sen. Tarno	Disagrees with Sen. Dwyer's comments.
222	Chair Kintigh	Question regarding notification process.
228	Bailey	Response
230	Pagel	Further discussion of SB 1194.
273	Sen. Tarno	Discussion of impact of Salmon Restoration Plan and critical issue of salvaging water.
296	Pagel	Discussion of storage capacity issues.

331	Sen. Tarno	Expresses additional concerns.
350	Jill Zarnowitz	Representing Oregon Department of Fish & Wildlife. Submits written testimony (EXHIBIT C) . Opposes SB 1194.
425	Sen. Tarno	Question regarding support for off-channel water capture.
430	Zarnowitz	Response
TAPE 91, B		
021	Jan Lee	Representing Oregon Water Resources Council. Supports water storage provisions, but has concerns regarding notification provisions. Discussion of peak flows.
050	Pete Test	Representing Oregon Farm Bureau. Submits written testimony (EXHIBIT D) . Supports SB 1194. Discussion of beneficial uses of water storage.
113	Chair Kintigh	Question regarding existing ponds.
117	Test	Majority of existing ponds are "off channel."
125	Jim Myron	Representing Oregon Trout. Opposes SB 1194.
133	Doug Myers	Representing Water Watch. Opposes SB 1194.
148	Sen. Tarno	Ponds issues is becoming more critical.
155	Myron	Discussion of past legislative efforts.
161	Chair Kintigh	Question regarding "off channel" uses.
164	Myron	Response
168	Sen. Fisher	Question regarding effectiveness of current policy.
172	Myron	Discussion of current process.
177	Sen. Fisher	Question regarding water users who do not register ponds.
180	Myron	Response
185	Sen. Fisher	Estimates many non-registered ponds under current system.
196	Todd Heidgeken	Representing Water for Life. Supports SB 1197. Discussion of unaddressed issues.
239	Chair Kintigh	Closes public hearing and adjourns meeting at 9:51 AM.

Submitted By, Reviewed By,

Brad Harper Glen Stonebrink

Administrative Assistant Administrator

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EXHIBIT SUMMARY

A - SB 1194, written testimony, Dave Babits, 1 p.

B - SB 1194, written testimony, Martha Pagel, 4 pp.

C - SB 1194, written testimony, Jill Zarnowitz, 2 pp.

D - SB 1194, written testimony, Pete Test, 1 p.
