

HOUSE COMMITTEE ON
NATURAL RESOURCES
SUBCOMMITTEE ON AGRICULTURE & FORESTRY

Hearing Room
Tapes - 39; 37 not used.

MEMBERS PRESENT:
REP. BILL FISHER, Chair
REP. LARRY WELLS
REP. JIM WELSH
REP. TIM JOSI

MEMBER EXCUSED: REP. TONY CORCORAN, Vice-Chair

STAFF PRESENT:
PAT ZWICK, Committee Administrator
GAIL E. BOESCH, Committee Assistant

MEASURES HEARD:
HB 2562 - Public Hearing and Work Session
HB 2177 - Public Hearing and Work Session
HB 2611 - Public Hearing
HB 2870 - Public Hearing
HCR10 - Public Hearing and Work Session

These minutes contain materials which paraphrase and/or summarize statements made during this session. Only text enclosed in quotation marks report a speaker's exact words. For complete contents of the proceedings, please refer to the tapes.

TAPE , A

004 CHAIR FISHER: Calls the meeting to order at 1:3 PM.
Opens the Public Hearing and Work Session on HB 2562
Witnesses: Rep. Veral Tarno
Jerry Running Fox, Coquille Indian Council
Kay Brown, Oregon Department of Fish & Wildlife

018 STAFF: Gives overview of HB 2562, Exhibit A.

027 REP. TARNO: Speaks to introduce and support HB 2562.

037 JERRY RUNNING FOX, COQUILLE INDIAN COUNCIL: Testifies regarding salmon ceremonies and tradition. Cultural event done for thousands of years.

052 REP. WELSH: Questions whether the Coquille tribe was included in past legislation which supplies salmon for traditional ceremonies.

057 CHAIR FISHER: Questions whether the tribe is currently receiving salmon.

062 RUNNING FOX: No, we are buying our salmon from Alaska.

071 REP. TARNO: Explains the source and nature of the salmon to be supplied in this legislation. This program does not take fish from any fishery source, but uses fish that return to the hatcheries; fish which are edible,

but not suitable for sale.

084 KAY BROWN, OREGON DEPARTMENT OF FISH & WILDLIFE: Submits Exhibit B, and reads from it. Expresses concerns regarding the allocation of the 1000 pounds of salmon identified in the bill.

137 CHAIR FISHER: The Chair of the House Natural Resources suggests that the subcommittee refer this back to the full committee;

Closes the Public Hearing on HB 2562

146 MOTION: REP. WELLS: Moves that HB 2562 be sent to the Full Committee with the understanding that it will be amended.

155 VOTE: In a roll call vote, all members that are present vote AYE. REP. CORCORAN is EXCUSED.

170 CHAIR FISHER: Closes the Work Session on HB 2562
Opens the Public Hearing on HB 2177.
Witnesses: Mike Sims, Tillamook Creamery Association
Linda Nickerson, Oregon Alternative Livestock Association
Sharon Harmon, Oregon Humane Society
Dani Wilke
Phil Ward, Department of Agriculture

180 MIKE SIMS, TILLAMOOK CREAMERY ASSOCIATION: Submits Exhibit C, and testifies in support of HB 2177.

218 LINDA NICKERSON, OREGON ALTERNATIVE LIVESTOCK ASSOCIATION: Testifies in support of HB 2177.

262 SHARON HARMON, OREGON HUMANE SOCIETY: Testifies in support of repealing the sunset, and in support of HB 2177.

319 DANI WILKE: Testifies basically opposing HB 2177. Requests another 2 year sunset if this bill passes. Feels that this funding is not needed.

389 - Not sure that this is a good way to spend the money, when we have people in the field.

TAPE 36, A

CHAIR FISHER: Questions whether the Department of Agriculture can work with a two year sunset.

005 PHIL WARD, DEPARTMENT OF AGRICULTURE: Responds that if the intent of the sunset is to remove the money in two years, I would be very concerned.

The General Fund would be in short supply. I sense that the General Fund would not be a good alternative this biennium.

051 - Discusses a previous document and staff levels; budget cuts "pretty close to bare bones". Can we do what we're doing today with fewer people,
no.

063 REP. WELSH: Discusses the Oregon State U. Lab, regarding duplication of testing.

076 WARD: Private vets are paid. Epidemiological work is the most expensive, research; interviews, establishment of scope; disease quarantines would make it very difficult for them, might have to quarantine the very people they service.

093 REP. WELLS: Suggests an amendment providing for a six (6) year sunset.

101 CHAIR FISHER: Closes the Public Hearing on HB 2177
Opens the Work Session on HB 2177

116 REP. WELLS: Moves that a conceptual amendment allowing a 4 year sunset, BE ADOPTED..

122 REP. JOSI: Explains his vote of no on the amendment.

MOTION: REP. WELLS: Moves conceptual amendment to HB 2652, providing a 4 year sunset, BE ADOPTED.

VOTE: In a roll call vote, REPS. FISHER, WELLS AND WELSH vote AYE; REP. JOSI votes NO. REP. CORCORAN is EXCUSED.

CHAIR FISHER: The amendments are ADOPTED.

MOTION: REP. WELLS: Moves that HB 2562, AS AMENDED, be sent to the Full Committee with a DO PASS recommendation;

VOTE: In a roll call vote, all members that are present vote AYE. REP. CORCORAN is EXCUSED.

CHAIR FISHER: The motion CARRIES.

REP. WELLS will lead the discussion in committee.

CHAIR FISHER: Closes the Public Hearing and Work Session on HB 2562

Opens the Public Hearing on HB 2611.

Witnesses: Frank Magallanes

Kay Brown, Oregon Department of Fish & Wildlife

140 STAFF: Presents overview on HB 2611, Exhibit D.

176 FRANK MAGALLANES: Testifies about his piranhas. Identifications of the specific species is the problem.

268 KAY BROWN, OREGON DEPARTMENT OF FISH & WILDLIFE: Submits Exhibit E, commenting on HB 2611. The Department would prefer not to require a permit to own piranha, due to administrative costs.

330 REP. WELLS: Questions if piranha can survive in Oregon waters.

336 BROWN: Probably not the winters.

340 MAGALLANES: Piranha die at 65 degrees, reproduce at 84 degrees.

372 REP. WELSH: Questions if piranha can currently be owned by individuals in Oregon; questions if there have been reports of piranha in the waterways.

390 MAGALLANES: Responds, yes to both questions, but the piranha in the Willamette were plant eaters.

405 REP. WELSH: Questions if there is a problem with release of exotic fish in Oregon waters.

410 BROWN: Goldfish are a big problem to duck habitat and vegetation.

TAPE 35, B

005 REP. WELLS: Questions the complexity of the permit process.

013 BROWN: Discusses the perceived purpose of permitting the animals; follow-up checks requiring time, and fee collection and accounting; the application process.

028 The biggest concern is the tracking of the fish.

038 CHAIR FISHER: Notes for Rep. Wells that the legislation is clarifying the differences between requirements for meat-eating and other varieties of piranhas.

050 REP. WELSH: Comments about releasing fish; need to provide incentive for people to return their cast-off exotic fish to ODFW or elsewhere instead of releasing them into waterways.

069 MAGALLANES: Most often, piranha scares are due to vegetation eating varieties; in 30 years only knows of one documented incident of a carnivorous variety in local waters.

119 BROWN: Responds to REP. JOSI regarding fiscal impact. We have not identified a significant fiscal impact.

140 REP. WELLS: Questions if piranha were allowed in this State, would there be a large demand for them.

149 MAGALLANES: At first.

154 CHAIR FISHER: Clarifies definition of piranha and discusses what varieties of piranha permits allow.

191 REP. JOSI: Discusses permits restraints.

CHAIR FISHER: Closes Public Hearing on HB 2611

Opens Public Hearing on HB 2870

Witnesses: Roger Martin, Oregon Pet Industry Association
Michael Twain, Oregon Pet Industry Association
Rep. Bill Markham
Beth Bardosi, Committed Alliance to Strays
Laurie Quick, Humane Society, Southern Oregon
Sharon Harmon, Humane Society
Phyllis Johanson
Neil Dunning, The Oregon Humane Society
Don Myers, Humane Society of Willamette Valley

240 STAFF: Gives overview of HB 2870, Exhibit F.

254 ROGER MARTIN, OREGON PET INDUSTRY ASSOCIATION: Testifies in support of HB 2870.

269 - Calls HB 2870 a straight forward bill providing homes for animals about to be euthanized.

295 - Recalls a personal incident regarding a vicious dog in his family that had to be killed, not a reflection on Humane Society.

322 MICHAEL TWAIN, OREGON PET INDUSTRY ASSOCIATION: Testifies in support of HB 2870. One purpose is to give life when all other options have been exhausted.

364 - Regarding veterinary care, thought it should be there; not singularly important to this bill. Can be removed.

375 - Regarding animal pick-up, different policies at different shelters; suggests that the Department of Ag. create rules on this, when to euthanize, how to transfer pets to shops.

TAPE 36, B

013 MICHAEL TWAIN: Continues his testimony on HB 2870.

022 REP. JOSI: Quotes letter from counsel regarding the taking of private property without compensation. (Exhibit G)

- Two specific constitutional concerns spoken to in this letter.
- 1. Taking property away from a private organization against their will;
- 2. Equal protection concerns, shelters targeted specifically.

045 TWAIN: Not a lawyer, couldn't comment on this.

075 MARTIN: Requests copy of this letter (Exhibit G). States we are trying to set up a process.

085 REP. JOSI: My understanding is that most animals at shelters are eligible for adoption and are adopted; the non-adoptable are the candidates for killing. Most shelters work with pet stores successfully.

100 TWAIN: The shelters tells us that there are animals, adoptable ones, that are being killed.

- Supply only stores are the ones that sell pets from shelters.

150 REP. BILL MARKHAM: Has no problems with HB 2870; "any time we can save an animal is... laudable"; HCR10 (Chair opens Public Hearing temporarily) speaks for itself, supports passage.

213 BETH BARDOSI, ASHLAND (COMMITTED ALLIANCE TO STRAYS): Testifies in opposition to HB 2870. Discusses screening of potential pets.

263 - This bill is for profit, not for animal welfare. Don't believe this bill is serving the animal. Questions what is involved in pet stores.

276 BARDOSI: Discusses Petland in Medford, and screening of potential pet owners. Suggests reciprocal arrangements between pet stores and agencies such as shelters.

293 LAURIE QUICK, HUMANE SOCIETY, SOUTHERN OREGON: Testifies in opposition to HB 2870. I don't believe the solution is to turn over pets to pet stores; animals will eventually come back to the Humane Society.

343 SHARON HARMON, HUMANE SOCIETY: Submits Exhibit I and testifies in opposition to HB 2870.

TAPE 37 BROKEN TAPE/ NOT USED

TAPE 38,A

015 HARMON: Continues her testimony opposing HB 2870. Holding animals is a problem.

050 - Why would someone come to an animal shelter when they know the animal may be destroyed; trust. (Comments to an ad for buying puppies and kittens for a pet shop).

065 - Sell animals through Petco and PetSmart; they do a good job; we trust them.

078 - the vast majority of animals that are killed are unadoptable.

095 REP. WELSH: Questions about breeds of hunting dogs; trying to make a good fit.

103 HARMON: A working dog is a happy dog; our goal is primarily to place dogs as companions.

113 - Pit bulls and cross-breeds; wolf breeds are customarily euthanized.

120 PHYLLIS JOHANSON: Submits Exhibit J, and testifies in opposition to HB 2870.

158 NEIL DUNNING, THE OREGON HUMANE SOCIETY: Submits and reads from Exhibit

K. Opposes HB 2870.

208 - Continues reading Exhibit K.

246 DON MYERS, HUMANE SOC. OF WILLAMETTE VALLEY: Submits Exhibit L and testifies against passage of HB 2870. Also submits for the record, Exhibit M, from Phil Paradis, Petco Animal Supplies; Exhibit N, from Richard Hillmer, DVM; and Exhibit O, from Cheryl Brittain, opposing passage of HB 2870.

403 CHAIR FISHER:
Closes Public Hearing on HB 2870
Opens Public Hearing on HCR10.
Witnesses: Rep. Bill Markham (See previous testimony)

TAPE 39, A

004 STAFF: Submits for the record, in support of HCR10, Exhibit Q from JAMES MCCAULEY, ASSOCIATED OREGON LOGGERS. and Exhibit R, from THE ASSOCIATION OF OREGON COUNTIES.

CHAIR FISHER: Closes the Public Hearing on HCR10.
Opens the Work Session on HCR10.

022 MOTION: REP JOSI: Moves that HCR10, BE ADOPTED.

Discussion follows.

VOTE: In a roll call vote, all members that are present vote AYE. REP. CORCORAN is EXCUSED.

052 CHAIR FISHER: ADJOURNS the meeting at 4:00 PM.

Submitted by, Reviewed by,

GAIL E. BOESCH PAT ZWICK
Committee Assistant Committee Administrator

EXHIBIT SUMMARY:

A - HB 2562, Staff Measure Summary -- Pat Zwick, Committee Administrator --
1 page
B - Testimony on HB 2562 -- Kay Brown, Oregon Department of Fish & Wildlife
-- 1 page
C - Testimony on HB 2177 -- Mike Sims, Tillamook Creamery Association -- 1
page
D - HB 2611, Staff Measure Summary -- Pat Zwick, Committee Administrator --
1 page
E - Testimony on HB 2611 -- Kay Brown, Oregon Department of Fish & Wildlife
-- 1 page
F - HB 2870, Staff Measure Summary; Letter and testimony on HB 2870 from N.
ReHB ock -- Pat Zwick, Committee Administrator -- 6 pages
G - Letter of Comments on HB 2870 -- Michael Twain -- 1 page
H - Letter of Comments on HB 2870 -- Michael Twain -- 1 page
I - Testimony on HB 2870 -- Oregon Humane Society, Sharon Harmon --18 pages
J - Testimony on HB 2870 -- Phyllis Johanson -- 2 pages
K - Testimony on HB 2870 -- Oregon Humane Society, Dale Dunning -- 2 pages
L - Testimony on HB 2870 -- Humane Society of the Willamette Valley -- 1
page

M - Testimony on HB 2870 -- Phil Paradis, Petco Animal Supplies, Inc. -- 1
page
N - Testimony on HB 2870 -- Richard Hillmer, DVM -- 1 page
O - Testimony on HB 2870 -- Cheryl A. Brittain -- 2 pages
P - Testimony on HB 2870 -- Mert Davis, Greenhill Humane Society, SPCA,
Eugene, Oregon --5 pages
Q - Testimony on HCR10 -- James McCauley, Associated Oregon Loggers, Inc.
--9 pages
R - Testimony on HCR10 -- The Association of Oregon Counties -- 3 pages
S - HCR10, Staff Measure Summary -- Pat Zwick, Committee Administrator -- 1

page

FOR THE RECORD:

T - Testimony on HB 2870 -- Ilse Alban -- 1 page
U - Testimony on HB 2870 -- Paige Powell -- 1 page
V - Testimony on HB 2870 -- Allison Hamilton -- 1 page
W - Testimony on HB 2870 -- Beverly Davenport, Northwest Pet Protectors,
Inc. -- 1 page
X - Testimony on HB 2870 -- David R. Flagler, Multnomah County Animal
Control -- 1 page
Y - Testimony on HB 2870 -- Randall B. Covey, Lane County Animal Regulation
Authority -- 1 page
Z - Testimony on HB 2870 -- Karen Burger-Kimber, Multnomah County Animal
Control Advisory Committee -- 1 page