

HOUSE COMMITTEE ON  
NATURAL RESOURCES  
SUBCOMMITTEE ON AGRICULTURE and FORESTRY

Hearing Room  
Tapes - 57

MEMBERS PRESENT:

REP. BILL FISHER, Chair  
REP. TONY CORCORAN, Vice-Chair  
REP. LARRY WELLS  
REP. JIM WELSH  
REP. TIM JOSI

STAFF PRESENT:

PAT ZWICK, Committee Administrator  
GAIL E. BOESCH, Committee Assistant

MEASURES HEARD:

HB 2599 - Work Session  
HB 2871 - Work Session  
HB 3025 - Work Session  
HB 2840 - 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

005 CHAIR FISHER: Calls the meeting to order at 1:39 PM.

Opens the Work Session on HB 2599

010 STAFF: Summarizes HB 2599, introduces -3 and -4 amendments and hand-engrossed HB 2599. (Exhibit A).

030 REP. CHARLES STARR: Discusses the history behind his introduction of HB 2599-3 amendments.

053 WILLIAM COX, ATTORNEY: Explains that he is a land use attorney, discusses the problems of a church in Washington County that has not yet been connected to the sewer system. Problems are related to urban growth boundary.

079 - Not an EFU zone, can't hook up to a nearby sewer line stub.

112 REP. CORCORAN: Questions which came first, church or land use laws.

115 COX: Laws; the church knew before they started. But, there is a

conflict among state agencies involved, one encourages connections to sewer line, the other does not.

150 - Discusses urban growth boundary vs. EFU zone; rural use.

161 REP. WELLS: Questions why the city didn't move the urban growth boundary out, to the other side of the church.

169 COX: Discusses, move difficult approach.

176 REP. WELLS: Why this bill, when you knew going in that this situation was in effect?

185 COX: Concerns by neighbors regarding pollution of the groundwater; encouragement by DEQ to hook up to sewer; elaborates.

203 REP. WELLS: Defends land use planning.

218 CHAIR FISHER: Clarifies the situation for REP. WELLS, tries to explain the reality of the problem.  
- Agencies have conflicting rules.

238 REP. WELLS: Speaks from his personal experience, defending maintaining the existing land use law. I have a hard time understanding the purpose of an urban growth boundary if we're going to extend the services beyond it.

286 COX: If that's the case, we shouldn't allow churches, etc., there.

305 CHAIR FISHER: Introduces -4 amendments and discusses the situation in Douglas county.

TAPE 57, A

010 CHAIR FISHER: Continues discussing the situation in Roseburg that is the reason behind this legislation.

025 REP. WELLS: Questions how this bill addresses building a local sewage system.

030 CHAIR FISHER: Responds, reads amendment. Offers conceptual, "shall establish ..."  
- Urges passage of the amendments and HB 2599.

049 REP. WELLS: I don't see any limitations in this bill; there's a lot that could happen. expresses concerns that extending the sewer will encourage rapid growth.

062 CHAIR FISHER: Defends his bill.

065 REP. WELLS: Concerned about language regarding "future dwellings".

073 REP. CORCORAN: Questions if the people in Roseburg didn't have another means to solve their problems.

093 CHAIR FISHER: Tries to answer.

096 RON BAKER, DEQ, ROSEBURG: Provides history of the region's problems.

112 REP. CORCORAN: Expresses his point of view, problems with this bill and amendments, goes around LCDC.

125 BOB BRINDY, LCDC: Discusses process called an exception. Agrees there is a health hazard in the area in question, which allows for exception to hook up to sewer line. Describes process. Testifies that the region's problem is easily resolvable with an exception.

155 - If we design a process, it wouldn't look any different than the exception process.

165 CHAIR FISHER: Questions if the exception process will definitely fix the problems discussed.

194 BRINDY: Responds, elaborates, discusses future constuction under exception.

207 CHAIR FISHER: How long and how complicated is your exception process?

212 BRINDY: Gets sticky where there's opposition and research is required.

220 CHAIR FISHER: Expresses frustration; further discusses Douglas County and problems there.

271 BRINDY: Would prefer an exception to the amendments suggested.

292 BAKER: The best solution there is a community based system. Health department has to declare hazard.

306 COX: Does not believe a formal health hazard has to be declared to get an exception.

330 REP. CORCORAN: I think an appropriate vehicle is already in place to handle this situation.

348 CHAIR FISHER: What do we do now?

353 REP. WELLS: Wants more acceptable language. Sounds like the current land use system provides a method.

390 CHAIR FISHER: Comments that he will continue working for this bill.

Closes the Work Session on HB 2599  
Opens Work Session on HB 2871

TAPE 56, B

414 DIANA GODWIN: Notes that a senate bill will take the place of HB 2871, and that it can die in committee.

010 CHAIR FISHER: Closes the Work Session on HB 2871  
Announces that HB 3101 will not be heard, at the request of its sponsor, and will also die in committee.

020       Opens the Work Session on HB 3025

025       STAFF: Presents HB 3025.

034       REP. WELSH: Introduces - 1 amendments, Exhibit B; notes that sitka deer should be sika deer.

          -Line 19, page 1 after acquisition of, "sale" should be in there. Leave to LC to clean up.

          - Line 23, Dept. of Agriculture, after necessary, "time and" should be inserted.

          - Line 24, after acquisition, insert "and sale".

          - Page 2, line 1, after section, excluding bison, delete "under which 15 or more permits".

          - Line 14, The owner of animals tested shall reimburse the Dept. of Agriculture for the actual costs of any tests conducted by the state veterinarian.

          - Line 20, sect. 6, insert 2,500 in blank space.

          - Page 4, line 17, delete bison;

104       CHAIR FISHER: Questions if bison have been completely dropped from bill.

107       REP. WELSH: We tried to exclude those things that did not fit, bison are in bill somewhere.

          - line 6, page 1, the word present should be prevent.

130       REP. WELLS: Question about required response by owner if red deer genes are found in animals.

136       REP. WELSH: Not sure of best solution to that.

140       LINDA NICKERSON: Calls attention to section 8, specifically states that those animals are to be disposed of out of state or dispatched, per current

ODFW rules.

161       REP. CORCORAN: Still can't support this bill. Biggest problem is that it has a big price tag. Thinks there is still a "biological nightmare" here. Still have a problem with deer escaping.  
          Enumerates his concerns.

211       REP. WELLS: Question about fiscal impact.

227       RICHARD KOSESAN: Fiscal impact would assume that ODFW has incurred no costs. Basically can't see where a program in place at one agency would cost any more at another agency.

254       CHAIR FISHER: Why should we oppose this?

266       REP. WELLS: Comments that he is basically supportive, if we can get amendments together. The fact remains that the animals are here and being raised. We can improve on our current situation, move it to Dept. of Ag. where it needs to be, tighten up monitoring of current herds.

298       MIKE KILPATRICK: Suggest another amendment, section 9, last page; need to include that the hunter is not trespassing.

          - "who is not trespassing", end of line 23.

350       REP. WELSH: Maybe it should go behind "hunter". (Agreed)

370 RUDY ROSEN, ODFW: Comments about regulations created and "we drew the line at a few species". He wants joint rulemaking process.

TAPE 57, B

030 ROSEN: Continues his statement.

047 REP. WELLS: Requests clarification of Mr. Rosen's concerns.

055 ROSEN: Amendments do not address the ODFW concerns, which have a different set of responsibilities.

064 PHIL WARD, DEPARTMENT OF AGRICULTURE: Amendments do address our specific concerns; would participate in group as discussed by Mr. Rosen. Costs quoted are conservative.

- Discusses amendments, and revised fiscal impact.

094 REP. WELLS: If this bill didn't pass, where would we be?

100 STEVE LANE, OSP: Not sure.

120 REP. WELLS: What is the motive of this bill?

124 KILPATRICK: The purpose of this bill is to clarify that one department is involved instead of both. Elaborates.

136 REP. WELLS: Discusses numbers of permits allowed, expansion of industry.

141 KILPATRICK: Elk and sika deer only.

153 REP. WELLS: What would be the proposed expansion of this industry if this bill goes through?

160 KILPATRICK: Responds, would allow additional elk and sika deer if the Dept. of Ag allows.

194 CAPTAIN LINDSEY BALL, OSP: (Asked to comment on amendments)

217 REP. CORCORAN: Questions fiscal impact being altered by amendments.

236 BALL: Repeats overview of fiscal affect, 4 districts, 1 person per district; notes geographic distance, expanding industry.

252 REP. WELSH: Questions how many are involved with cervid ranches now.

259 BALL: 6 to 8 people, including follow up work.

264 REP. WELSH: So you feel that an increase in industry will require an increase in work force?

276 BALL: Yes, but adds that the Dept. of Ag may take on some of the work load. "It's all supposition on my part.

288 MOTION: REP. WELSH: Moves the -2 amendments as conceptually amended, BE ADOPTED.

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

CHAIR FISHER: The amendments are ADOPTED.

306 MOTION: REP. WELSH: Moves HB 3025, as amended, to the full committee  
with a DO PASS recommendation.

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

REP. WELSH will lead the discussion in full committee.

330 CHAIR FISHER: Closes the work session on HB 3025  
Opens the Work Session on HB 2840

340 MOTION: REP. CORCORAN: Moves HB 2840 be sent to the Full Committee with  
a DO PASS recommendation

355 VOTE: In a roll call vote, all members present vote AYE. REP. WELLS AND  
WELSH are EXCUSED.

CHAIR FISHER: The motion CARRIES.

REP. CORCORAN will lead the discussion in full committee.

Closes the Work Session on HB 2840

ADJOURNS the meeting at 3:30 PM.

Submitted by, Reviewed by,

GAIL E. BOESCH PAT ZWICK  
Committee Assistant Committee Administrator

#### EXHIBIT SUMMARY:

A - HB 2599, Proposed Amendments, -3 and -4; Hand-engrossed HB 2599 -- Staff

-- 3 pages

B - HB 3025, Proposed Amendments, -1 -- REP. WELSH -- 4 pages