

HOUSE COMMITTEE ON
NATURAL RESOURCES
SUBCOMMITTEE ON ENERGY & ENVIRONMENT

February 22, 1995 Hearing Room
Tapes - 20

MEMBERS PRESENT:

Leslie Lewis, Chair
Bill Fisher
Dennis Luke
Chuck Norris
Terry Thompson
Judy Eherbelau

MEMBER EXCUSED: Lisa Naito, Vice-Chair

STAFF PRESENT:

Mark Bauer, Committee Administrator
Sandy Ceballos, Committee Assistant

MEASURES HEARD: HB 2065
HB 2428

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 LEWIS Opens Meeting at

PUBLIC HEARING on HB 2065

60 Don Miner, introduces Exhibit A, speaks in favor of HB 2065.

036 Rep. Fisher: Comments on difficulty of hearing, asks witnesses to speak
up.

043 Dick Angstrom, Oregon Concrete and aggregate producers Assn., introduces
proposed ammendment to HB 2065 by OCAPA,

063 Rep. Uhrbre lau

070 Kelly Ross, representing Oregon Board of Realtors, suggests ammendment.

83 Chair Lewis: Do you support ammendment suggested by Dick Angstron

90 Christine M. Cook, Attorney and Administrator, representing 1000 Friends
of Oregon.

124

181 Close public hearing on 2065

184 Opens Work Session of HB 2065\

185 Rep. Uhrbelau: Makes comments on proposed ammendments.

242 Rep. Fisher: Move HB 2065 as conceptually to the full committee with a
do pass recommendation.

271 Rep. Fisher I would like to withdraw my motion.

272 Rep. Uhrbelau: Moves that the line 31 on on law or factually supported
information.

315 Dick Angstrom: We would agree

332 Rep. Uhrbelau: I would agree

336 Chair Lewis:

340 Rep. Uhrbelau:

343 Chair Lewis: Rep. Uhrbelau has mo

357 Chair Lewis:

Rep. Fisher:

663: Rep. Uhrbelau

376 Chair Lewis: What about the concerns of Mr. Weise

401 Rep. Thompson: I would like a little more explanation.

Tape 20, Side A

022 Kelly Ross: My suggestion was that on the theory

030 Rep. Uhrbelau:

038 Rep. Thompson: I think the main purpose of this

044 Rep. Norris:

046 Rep. Uhrbelau:

049 Rep. Norris:

052 Rep. Lewis:

054 Rep. Luke:

057 Chair Lewis: Any objections to this ammendment.

058 Chair Lewis:

062 Rep. Luke: Moves to the full committee with a do pass recommendation

067 Mark Bauer: Clarifies ammendments.

073 Rep. Luke: Movs to full ciommittee with do pass recommendation

093

094 Opens Public Hearing on HB 2428

098 Mark Bauer: Explains effect of HB 2428.

119 I think the ones we're going to look at are from the Divison of State
Lands

137 Richard Angstrom: Mark do they have a copy of the hand engrossed bill I
gave you yesterday.

200 continues to testify and offers ammendments to HB 2428.

230 Rep. Luke:

234 Richard Angstrom:

250 Rep. Luke:

254 Mr. Angstrom:

259 Rep. Lewis:

285 Mr. Angstrom: When you mine aggregate off of a gravel bar

278 Rep. Fisher: Asks Rep. luke to speak a little louder

283 Rep. Uhrbelau: Asks Mr. Angstrom for clarification.

300 Mr. Angstrom:

308 Rep. Uhrbelau

311 Rep. Thompson: One line that kind of bothers me.

317 Mr. Angstrom: Given where were at today that's not hard to do.

347 Rep. Luke:

359 Rep. Thompson: I know there is a writen contract.

365 Mr. Angstrom: This thing is very complex

387 Rep. Fisher: I take it this would also

392 Mr. Angstrom:

399 Rep. Luke: There have been those who believe that we do not lead the
Division of State Lands.

405 Mr. Angstrom

Tape 19, Side B

01 Gary Gustafson, Director of Division of State lands: Let me see if I can
help a little bit on this bill

041 Rep. Uhrbelau: I hear you to say that there's a proviso in here

051 Rep. Uhrbelau: I didn't ask this question of the previous
witness....looking at line 14

059 Mr. Gustafson: The answer is yes.

064 Rep. Luke: A lot of that is established...on line 20

068 Mr. Gustafson: There are at least two

096 Mr. Gustafson: If this goes through with ammendments

104 Rep. Norris: If I may

110 Rep. Luke: If we do this bill, you do not have to go through a
competative bid process?

115 Mr. Gustafson: If this bill passes

119 Chair Luke: Can you tell me the difference between a license and a
lease.

121 Mr. Gustafson: Explains the difference between a license and a lease.

126 Rep. Luke: So with a license

129 Mr. Gustafson: That's correct

130 Rep. Luke:

133 Rep. Norris: If I had a lease with you

141 Rep. Fisher: To get back to Rep. Luke's question

152 Rep. Lewis:

154 Mr. Gustafson:

159 Chair Lewis: Any further questions

160 Mr. Angstrom: One thing I want the committee to understand

177 Closes PUBLIC HEARING on HB 2428

178 Opens WORK SESSION on HB 2428

178 Rep. Luke: I don't know how you want to do this, but, normally you don't pass a bill out until you have a completed bill in front of you, so if you want I would move the OCAPA ammendments on Page 1, Line 18 of the bill, to add for each year for which the lease is valid, and on Page 1 of the printed bill delete line 20.

185 Rep. Norris: How about 19 too?

187 Chair Lewis: Rep. Luke has moved the OCAPA ammendments to HB 2428, as described, does everyone have them in front them?. Is there any discussion.

197 Chair Lewis: What we have here is a print out from OCAPA of their ammendments, and a print out from Division of State Lands with their ammendments, and then we have a hand engrossed version with all of the ammendments together.

200 Rep. Luke: If you're happy with the hand engrossed, and you're sure there are no mistakes on the hand engrossed, I would move the hand engrossed

202 Chair Lewis: No I like what you're doing, let's move them one at a time. Okay. So, is everybody with us? Is there any discussion. Any objection? Hearing none, the OCAPA ammendments are moved.

198 Rep. Luke: I would move the ammendments sunmitted by the Division of State Lands on the third page of their written testimony, dated February 22, 1995, on HB 2428.

210 Chair Lewis: Thank you Rep. Luke. Rep. Luke moves the ammendments from Division of State Lands, on their testimony Page 3, their testimony dated February 22, 1995. Is there any discussion? Are there any objections? So moved.

217 Rep. Luke: Rep. Norris do we need a, they can get them drafted.

219 Rep. Norris: I think we can vote them out as a conceptual ammendment and go ahead and refer them on up the line so we can be through with this in this committee.

220 Rep. Luke: You might want to talk to the chair, that's why I asked you what you want to do because in my committee we have not been moving conceptual ammendments up.

224 Chair Lewis: I personally feel comfortable moving this today, what's the sense of a committee. I think we can move it conceptually. I'll entertain a motion.

225 Mark Bauer: Chair Lewis, Rep. Luke, what everyone conceptually understands is that, while you've had these ammendments, what we're really adopting is what is contained here on the hand engrossed document that we've been discussing.

231 Rep. Luke: No you're not. You adopted the ammendments.

232 Mark Bauer: No, I understand, but that's what it's going to look like
when you talk about conceptual.

233 Rep. Luke:. That's why I was wondering if you wanted to wait until

233 Chair Lewis:

236 Mark Bauer: I will get the ammendments

241 Rep. Luke: No we didn't

244 Rep. Norris:

246 Mark Bauer:

251 Rep. Luke:

254 Chair Lewis

256 Mark Bauer:

258 Rep. Luke:

271 Chair Lewis: Requests Rep. Luke withdraw his motion.

274 Mark Bauer:

277 Chair Lewis:

280 Rep. Norris:

285 Rep. Fisher: There isn't going to be an impact statement

290 Chair Lewis: I think we're better to work it in sub committee

292 Rep. Luke:

298 Rep. Norris:

309 Rep. Luke: The othe question for staff

314 Mark Bauer: No it really doesn't

317 Chair Lewis: Let's get it properly darafted

320 Rep. Luke: I withdraw my