

HOUSE COMMITTEE ON NATURAL RESOURCES SUBCOMMITTEE ON AGRICULTURE

February 3, 1993 Hearing Room D 3:30 p.m. Tapes 4 - 6

MEMBERS PRESENT: Rep. Liz VanLeeuwen, Chair Rep. Ray Baum Rep. Marilyn Dell Rep. Sam Dominy Rep. Bill Fisher Rep. Tim Josi Rep. Dennis Luke Rep. Bill Markham Rep. Chuck Norris

STAFF PRESENT: Catherine Fitch, Committee Administrator Sue Nichol, Committee Clerk

MEASURES CONSIDERED: HJM2 - Public Hearing and Work Session HB 2242 - Work Session HB 2208 - Public Hearing and Work Session

WITNESSES: Rep. Sam Dominy, District 44 Irv Fletcher, President AFL-CIO Sen. Rod Johnson Mike Miller, Associated Oregon Loggers, Northwest

Forest Resource Council Frank Biehl, Association of Western Pulp & Paper

Workers William Street, International Woodworkers of America Liz Frenkel, Oregon Chapter of Sierra Club Jim Gourley, Oregon lands Coalition, Forest Values

Task Force, Local 1189 Don Besaw, President of United Paper Workers Local

1171 Dave Barrows, Association of O & C Counties Fred Robinson, Department of Forestry Rick Gibson, Department of Forestry Phil Ward, Oregon Department of Agriculture Claudette Olson, Oregon Department of Agriculture Nan Dewey, Oregon Veterinary Medical Association Michael Foland, DVM, Oregon Veterinary Medical

Association Sharon Harmon, Oregon Humane Society

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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. [--- Unable To Translate Graphic ---]

TAPE 1, SIDE A

005 CHAIR VanLEEuwEN: Calls the meeting to order at 3:36.

PUBLIC HEARING ON HJM2

008 REP. DOMINY: Speaks in support of HJM2 which memorializes congress to hold a bipartisan timber summit to address Pacific Northwest region

concerns. Reads Exhibit A. Urges that solution to timber crisis be

worked out as soon as possible. Reads into the record letter from Congressman Peter DeFazio, supporting HJM2 (Exhibit B).

051 IRV FLETCHER, President AFL-CIO: Urges support of HJM 2. Reads testimony (Exhibit) C. Submits suggestions for solution (Exhibit C).

090 REP. BAUM: Memorial doesn't mention spotted owl or forest health crisis in Northeast Oregon. Is the intention of the memorial to focus on whole forest management issue?

107 REP. DOMINY: Focus is on entire timber supply problem. The problem is much more than spotted owl issue.

123 REP. BAUM:: Wants forests from entire state taken into account.

130 FLETCHER: Doesn't want Columbia River salmon runs included as part of the resolution.

139 CHAIR VanLEEuwEN: The bill addresses the forest management crisis.

143 REP. DOMINY: Wants to resolve timber supply.

REP. NORRIS: Urges support of amendment to Endangered Species Act to take into account socioeconomic impact.

191 SEN. ROD JOHNSON: Supports quick approval of HJM2.

205 MIKE MILLER, Associated Oregon Loggers, Northwest Forest Resource Council: Speaks in favor of HJM2. Reads testimony (Exhibit D). Also

submits list of forest facts (Exhibit D). Gives suggestions for summit.

298 FRANK BIEHL, Association of Western Pulp & Paper Workers: Testifies in favor of HJM2. The price of wood chips has gone up, the availability

has gone down. Mills are going out of business because of a lack of chips.

325 CHAIR VanLEEuwEN: Effect of lost jobs ripples throughout community.

333 REP. LUKE: Companies have been making chips out of trees burned in forest fires.

345 WILLIAM STREET, International Woodworkers of America: Testifies in favor of HJM2. Submits Exhibit E. Summit is opportunity get agreement

on national legislation. TAPE 5, SIDE A

011 STREET: Continues testimony.

028 REP. MARKHAM: Is new congresswoman in support of this?

034 STREET: It's not high on her agenda.

Washington delegation is more committed, but position changes daily.

049 LIZ FRENKEL, Oregon Chapter of Sierra Club: Supports HJM2. Questions whether Congress will apply it to an area greater than just the

Northwest. Asks about log exports.

073 REP. DOMINY: HJM2 does not address log export, but it is not excluded.

083 REP. MARKHAM: Asks clarification of her question on log export.

090 FRENKEL: Not addressing public versus private timber.

098 JIM GOURLEY, Oregon Lands Coalition, Forest Values Task Force and Local 1189: Urges immediate passage of HJM2. Reads Exhibit F.

174 DON BESAW, President of United Paper Workers Local 1171 for James Rivers: Strongly supports HJM2.

186 DAVE BARROWS, Association of O & C Counties: Testimony in favor of HJM 2. The O & C timber is critical part of timber supply. This timber is

managed by the Bureau of Land Management.

236 REP. DOMINY: Which counties are the biggest O & C counties?

245 BARROWS: Lane, Douglas, Jackson, Josephine, Curry, Coos and Clackamas. Even Yamhill, Polk and Tillamook have commissioners who are extremely

interested in this program.

255 REP. DOMINY: Requests breakdown of costs for biggest affected counties.

265 REP. MARKHAM: Wants breakdown in loss of timber versus costs.

283 REP. FISHER: Requests explanation of function and purpose of O & C lands as contrasted with Forest Service lands.

285 BARROWS: Explains origination and purpose of these lands.

REP. FISHER: Seeks further clarification.

301 BARROWS: National Lands are dedicated for national purposes. O & C lands are for community stability and are not to be managed for national uses. 320 REP. BAUM: Requests that Mr. Barrows submit receipts off federal forest lands on the eastern part of the State.

347 REP. JOSI: Requests issue paper on O & C.

374 RALPH GROENER, American Association of State and County Municipal Employees, Council 75: Supports HJM2.

TAPE 4, SIDE B

HEARING ON HJM2 CLOSED

OPEN WORK SESSION ON HJM2

033 MOTION: REP. DOMINY: Moves that HJM2 be sent to the full committee with a DO PASS recommendation. (Motion was not voted on.)

035 MOTION: REP. BAUM: Moves the ADOPTION of amendment HJM 2-2 (LC 2390) dated 2/2/92 (Exhibit G).

051 REP. DOMINY: Does "and elected state officials" refer to all 90 elected officials?

055 REP. BAUM: Wants other statewide officials to be included if desired.

062 REP. DOMINY: Has no problem with the friendly amendment.

064 MOTION: REP. NORRIS: Moves to amend by deleting the words "once the Clinton Administration takes office".

074 REP. DOMINY: Believes its a clarification and so it's a friendly amendment.

077 VOTE: CHAIR VanLEEUEWEN: Hearing no objection, the amendments are adopted.

084 REP. DELL: Recommends taking good notes so we can reuse process for other controversial issues.

100 MOTION: REP. MARKHAM: Moves that HJM2, AS AMENDED be sent to the full committee with a DO PASS recommendation.

108 VOTE: In a roll call vote, all members are present and vote AYE.

CHAIR VanLEEUEWEN: The motion CARRIES.

OPEN HEARING ON HB 2242

HEARING ON HB 2242 CLOSED

OPEN WORK SESSION ON 2242

146 MOTION: REP. DOMINY: Moves that HB 2242 be sent to the full committee with a DO PASS recommendation.

152 CHAIR VanLEEUEWEN: Wants answers from the Department of Forestry regarding previously asked questions.

156 FRED ROBINSON, Department of Forestry: Researched whether any boating groups had any opposition to HB 2242.

164 RICK GIBSON, Department of Forestry: Marine Board knows of no objection to HB 2242.

171 VOTE: In a roll call vote, all members are present and vote

AYE.

CHAIR VanLEEUWEN: The motion CARRIES.

185 WORK SESSION ON 2242 CLOSED AT 4:45

192 REP. LUKE: Will carry HB 2242 to the full committee.

230 HEARING ON HB 2208 OPENED - 4:50

245 PHIL WARD, Oregon Department of Agriculture: Gives breakdown of costs and funding of veterinary remedy registration program. These are

delineated on Exhibit H.

310 REP. DELL: Why hadn't 800 people paid before?

326 WARD: The issue is that the people who were supposed to pay weren't found. Manufacturers have paid the fee once they were notified that

their product needed to be registered.

The costs are for ongoing costs, not start-up costs.

257 REP. LUKE: Seeks clarification on Activity 3 and 10 on handout.

364 CLAUDETTE OLSON, Oregon Department of Agriculture: Explains items 3 and 10 (Pseudorabies and Scrapie) programs.

382 REP. LUKE: Cost is only \$20 per hour.

388 OLSON: Those costs don't include overhead since those performing the functions are already out in field.

398 REP. MARKHAM: How long has this program been in effect?

WARD: One biennium.

TAPE 5, SIDE B

009 REP. MARKHAM: Questions doing away with 600 sheep in Lane County recently.

011 WARD: Explains incident of depopulation of flock infected with scrapie.

Federal Government paid for this.

Decision was with sheep owner.

State has authority if sheep owner doesn't want to do it, but state would have to compensate.

034 REP. MARKHAM: Can the sheep be used?

WARD: Can't use sheep that have scrapie. They are destroyed and

buried.

050 REP. DELL: Questions real cost of program veterinary remedy registration. Who pays the fee?

057 WARD: The manufacturer of product pays.

072 NAN DEWEY, Oregon Veterinary Medical Association: Bill was originally submitted to help pay for animal health program. They support the

program, but it needs to accomplish what it should, considering 818 products were not registered.

098 MICHAEL FOLAND, DVM, Oregon Veterinary Medical Association: Urges HB 2208 be re-sunseted, supports HB 2208. Reads Exhibit I.

Wants another two year sunset.

162 Concerned that it may impair access to drugs.

183 Believes this is not the best way to fund their program.

209 REP. BAUM: We can pass this bill with recommendation, do pass, or no recommendation or do not pass. It will end up in Ways and Means

Committee because it has a fiscal impact.

220 REP. FISHER: He did not get the impression that this would preclude the veterinarian from using the supplies he has on his shelf.

FOLAND: Is concerned that use of an effective drug will be eliminated because of feud between Department of Agriculture and manufacturer.

241 WARD: Department's intent to get product registered. Enforcement action has not been taken against any manufacturer so far.

311 REP. BAUM: Is the \$409,000 in proposed mandated budget?

297 WARD: Yes.

It is not in the base but in a decision package because of the sunset.

312 REP. MARKHAM: Is \$2500 penalty the cap?

WARD: Yes.

CHAIR VanLEEUEWEN: Are you asking for cap to be raised?

325 WARD: No.

341 REP. NORRIS: Are most of the fees collected from out of state pharmaceutical companies?

WARD: Yes.

353 REP. JOSI: Any resistance to pay?

340 WARD: Little resistance.

357 SHARON HARMON, Oregon Humane Society: Reads testimony in support of HB 2208 (Exhibit J).

Testimony from Oregon Animal Welfare Alliance Exhibit K submitted for consideration.

PUBLIC HEARING ON HB 2208 CLOSED AT 5:25 p.m.

WORK SESSION ON HB 2208 OPEN

TAPE 6, SIDE A

010 REP. BAUM: This will not go to the floor, it will go to Ways and Means Committee because it is an existing program that sunseted.

Would like to see bill is amended to prohibit the levying of the \$2500 civil penalty on veterinarians; make it applicable to manufacturers only. Nothing has been said to indicate that this registration is any indication of safety or effectiveness of the drug. It is simply a fund raising mechanism and so the veterinarian should not be involved.

034 CHAIR VanLEEUEWEN: Is there agreement that we add sunset to the bill?

The committee is split.

042 REP. DOMINY: Suggests move work session to next Wednesday (February 10).

045 REP. JOSI: Asks for clarification from Rep. Baum whether civil penalty is written in statute or is it an administrative rule? REP. NORRIS: Penalties are in the law.

058 REP. MARKHAM: Objects to putting another sunset on because it's not good legislation. The law can be repealed if it's no good.

067 WORK SESSION CLOSED ON HB 2208

Meeting adjourned at 5:30.

Submitted by:

Reviewed by:

Sue Nichol
Administrator

Catherine Fitch Clerk

EXHIBIT LOG:

A - HJM-2 - Testimony - Rep. Sam Dominy - 2 pages B - HJM-2
- Letter from Congressman Peter DeFazio - Rep. Sam Dominy - 1
page C - HJM-2 - Testimony and Suggestions - Irvin Fletcher -
3 pages D - HJM-2 - Testimony and Information - Mike Miller -
9 pages E - HJM-2 - Testimony - William Street - 4 pages F
- HJM-2 - Testimony - Jim Gourley - 3 pages G - HJM-2 -
Engrossed copy of HJM2-2 - 2 pages H - HB 2208 - Requested
Information - Phil Ward - 2 pages I - HB 2208 - Testimony -
Michael Foland - 2 pages J - HB 2208 - Testimony - Sharon
Harmon - 1 page K - HB 2208 - Testimony - Donald Meyers - 1
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