

HOUSE COMMITTEE ON NATURAL RESOURCES SUBCOMMITTEE ON AGRICULTURE AND FORESTRY

May 14, 1993 Hearing Room D 1:00 p.m. Tapes 84 - 87

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. Chuck Norris

MEMBER EXCUSED: Rep. Bill Markham

STAFF PRESENT: Pat Zwick, Committee Administrator Sue Nichol, Committee Clerk

MEASURES CONSIDERED:

HB 3649 - Public Hearing

WITNESSES: Rep. Larry Sowa, District 26 Rep. Ray Baum, District 58 Rep. Dave McTeague, District 25 Dale Pearson, Legislative Aid for Rep. McTeague Rod Ingram, Oregon Department of Fish and Wildlife Jane Capizzi Chuck Woosley, Izaak Walton League of America Ole Haldovson Jim Myron, Oregon Trout Bill Perry, Oregon Farm Bureau Roy Hyder, State Police Scott Stouder, Oregon Hunter's Association Larry Hill, Oregon Guides and Packers Stu Sugarman, Oregon Wildlife Federation Stephen Kafoury, The Wildlife Society Ken Evans, Oregon Hunter's Association Bill Bogh, Multnomah Anglers and Hunters Club

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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 84, SIDE A

005 CHAIR VanLEEuwEN: Calls the meeting to order at 1:12.

PUBLIC HEARING ON HB 3649

027 REP. LARRY SOWA, District 26: Introduces and explains HB 3649 which addresses problems of wildlife damage on private lands by creating an

Access and Habitat Board to advise the Fish & Wildlife Commission on access and habitat programs. It also establishes hunting license surcharges to be used for access and habitat programs. Distributes

summary (Exhibit A).

063 REP. NORRIS: In Section 2, you say, "the necessity to improve Oregon's resource access." What does that mean?

065 REP. SOWA: That is referring to access to the resource, i.e. fish and game.

160 REP. JOSI: Would the money come from the green forest and DEAR programs?

162 REP. SOWA: Yes.

172 REP. JOSI: There's not enough money in those accounts to take care of the problems that are there now, is there?

174 REP. SOWA: The availability of the money will be determined by the board.

181 REP. JOSI: So it will be a reallocation process by the board instead of by biologists?

181 REP. SOWA: Right.

182 REP. JOSI: You alluded to some other monies?

184 REP. SOWA: Yes, there will be a surcharge that we will explain later.

195 We want to make an addition between lines 27 and 28, page 2. We want to insure the recommended projects recognize and encourage the contribution of landowners to wildlife habitat. We also want to have the board work

on cooperation between landowners for special hunts.

215 REP. DOMINY: Is there anything in this that would stop Fish and Wildlife from continuing their current alternative projects?

222 REP. SOWA: No.

224 REP. JOSI: Did you talk to the governor about the creation of the new board?

228 REP. SOWA: No, because the governor won't be involved in forming the board. Fish and Wildlife will appoint them.

235 REP. JOSI: She's not referring to this type of board when she's speaking of cutting down the number of boards and commissions?

238 REP. SOWA: I hope not. We've formed these boards before without any problem with the governor.

272 REP. JOSI: Do you have any idea how much this surcharge will raise?

277 REP. SOWA: No, I don't. I think the Department is working on these figures.

284 REP. JOSI: If the amount is \$1.3 million, do you think this is

enough to run the program?

290 REP. SOWA: We may have to raise more money later. This would be a prime program to tap lottery money.

313 Section 9 deals with the landowner preference program.

338 REP. DOMINY: Why weren't stepchildren included in this?

346 REP. SOWA: I think it was an oversight.

350 REP. NORRIS: Sons and daughters wouldn't really exclude stepchildren.

TAPE 85, SIDE A

010 REP. SOWA: Explains landowner preference program.

043 CHAIR VanLEEUEWEN: I'm assuming the surcharge will also allow for some extra staffing if necessary?

044 REP. SOWA: Yes.

046 Sections 10 through 13 have to do with problems we've had with controlled hunts. The non-resident hunting license would be lowered but the tag fees would be increased by a corresponding amount.

155 CHAIR VanLEEUEWEN: How can we determine that they get the federal tax credit?

158 REP. SOWA: It's a state credit.

167 REP. DOMINY: Has there been any kind of revenue impact information available?

173 REP. SOWA: I'm hoping we can have that by our next hearing.

222 REP. BAUM: I'm hear to answer questions.

238 REP. JOSI: Compliments Rep. Sowa on the bill. 263 CHAIR VanLEEUEWEN: We need to recognize that provisions from HB 2705, HB 2991, HB 3232, HB 3235 and HB 3235 are included in this bill.

277 REP. SOWA: We wanted to make sure landowners, sportsmen and Fish and Wildlife continue to work together.

288 CHAIR VanLEEUEWEN: Attached to the staff measure summary is a comparison of those bills (Exhibit B).

295 REP. DOMINY: Were you going to put a provision for counting the populations in this bill?

299 REP. SOWA: We were originally going to put it in here, but instead we put it in HB 2538.

324 REP. DELL: If there's crop damage, we're doing a tax deduction?

331 REP. SOWA: We're not addressing that in any special way. Once the crop has been processed, we're saying there is a tax deduction. The tax

deduction is done when the landowner has decided he doesn't want to use the crops to feed the animals. If the landowner purposely feeds the wildlife, then he gets a tax credit.

371 REP. NORRIS: In Section 16, are we talking about the adjustment of the federal taxable income for the purpose of Oregon income taxes?

372 REP. SOWA: Yes.

400 REP. NORRIS: Questions whether the governor will approve another board.

406 On page 2, line 45, are we opening up closed roads on public lands?

410 REP. SOWA: This talks about getting roads on private lands open so people can have access to hunting on public land.

TAPE 84, SIDE B

022 CHAIR VanLEEuwEN: Why do we need a separate board for this?

025 REP. SOWA: It gives more citizens opportunity to get involved in the process.

027 CHAIR VanLEEuwEN: This advisory committee would be doing the work that the Wildlife Commission should be doing.

031 REP. SOWA: The Fish and Wildlife Commission is already overworked.

038 REP. BAUM: People on this board are going to be hunters and landowners.

050 REP. NORRIS: For three sessions, I've tried to convince somebody that the requirements for residency should be changed. Currently, you must

have been in the state six continuous months; yet when you come to Oregon, we want your car registered, etc. You're good enough to pay your taxes and other obligations, but the privileges have to wait.

064 REP. SOWA: There is concern about the provision that raises the percentage of non-resident tags issued from three percent to five

percent. There is concern with non-residents getting the same perks as residents.

070 REP. NORRIS: They could present proof of citizenship.

073 REP. SOWA: Wants to insure that committee reads lines 12 and 13 which say that this money will only be used for these purposes.

091 REP. JOSI: Questions how specific the purposes for these funds

are.

098 REP. SOWA: We could put "those programs mandated by the Access and Habitat Board" to make it more specific.

100 REP. DAVE McTEAGUE, District 25: Testifies on how well the Fish Restoration and Enhancement Board and the Fish Screening Board worked.

138 REP. NORRIS: My reference to that was not in opposition, it was just in reference to the Governor's pride in reducing boards and commissions.

146 DALE PEARSON, Legislative Aid for Rep. McTeague: Here to answer questions on how these boards actually work.

212 ROD INGRAM, Oregon Department of Fish and Wildlife: Summarizes testimony in favor of HB 3649 (Exhibit C).

259 The language that is in the bill includes stepchildren. We don't distinguish them from any other children.

318 CHAIR VanLEEuwEN: The perception is from residents that they don't get an equal chance.

320 INGRAM: Everyone has an equal chance. The non-resident limit puts a cap on how many non-residents get a tag.

330 REP. DOMINY: How does this percentage limitation compare to other states?

335 INGRAM: I don't have an average.

339 REP. DOMINY: Is that information available?

340 INGRAM: Yes.

352 REP. FISHER: What does Idaho have that tempts out-of-state hunters that Oregon doesn't have? 354 INGRAM: I think Idaho has a bigger proportion of trophy elk and so is more desirable for out of state hunters.

393 REP. DELL: Are there parts of the bill that you are uncomfortable with?

TAPE 85, SIDE B

004 INGRAM: I support the bill. I cannot support the surcharge because it is outside the governor's mandated budget.

022 REP. NORRIS: Is there any way to give a preference to local residents?

036 INGRAM: There may be a constitutional problem with giving a preference by county. The money from the Western Oregon hunters fund a lot of

programs in Eastern Oregon. We are starting a preference point program

for people in the draw.

060 JANE CAPIZZI: States concerns over the bill. Need to be sure the Oregon State Police have the money to enforce wildlife provisions.

Believes the tax credit or deduction idea is better than reimbursing with cash.

117 CHUCK WOOSLEY, Izaak Walton League of America: Reads testimony in favor of HB 3649 as it will provide a way for constructive programs to

alleviate some of the current wildlife on private land conflict (Exhibit D).

168 OLE HALDOVSON: Testifies in support of HB 3649 in order that private landowners can be compensated for wildlife use of their land.

230 JIM MYRON, Oregon Trout: Does not oppose or support the bill. Reads testimony with questions and suggestions regarding the bill (Exhibit E).

282 BILL PERRY, Oregon Farm Bureau: Reads testimony with concerns about the bill (Exhibit F). Supports some of the general concepts of HB 3649.

366 ROY HYDER, State Police: Reads testimony in support of HB 3649 (Exhibit G).

394 SCOTT STOUDEER, Oregon Hunter's Association: Testifies in favor of HB 3649. Establishment of the board is beneficial.

TAPE 86, SIDE A

021 Believes this fee increase is necessary.

025 LARRY HILL, Oregon Guides and Packers: Summarizes testimony in support of HB 3649 with suggestions for some revisions (Exhibit H).

121 REP. DOMINY: Do you know what surrounding states charge for non-resident licenses?

125 HILL: I can get that information.

136 REP. FISHER: California is \$75 for game birds.

152 Recommends that tax credit extend to those who don't own the land but provide feed for wintering elk.

174 REP. NORRIS: Would it be a nightmare to have reciprocal agreements with other states?

182 ROD INGRAM: There is a real myriad of different charges for different states. It would be very difficult.

207 STU SUGARMAN, Oregon Wildlife Federation: Oregon Wildlife Federation doesn't have an official stand on the bill. Their policy does oppose

many concepts of the bill.

220 Wildlife using forage in order to survive does not constitute damage.

254 REP. FISHER: Oregon Wildlife doesn't believe in winter feeding of wildlife.

255 SUGARMAN: We would like to focus on the real problem of proper management.

280 STEPHEN KAFOURY, The Wildlife Society: Testifies in support of HB 364 9. Suggests that a professional wildlife biologist be included in this

board to provide the technical expertise that may be necessary.

322 KEN EVANS, Oregon Hunter's Association: Reads testimony in support of HB 3649 (Exhibit I).

TAPE 87, SIDE A

050 BILL BOGH, Multnomah Anglers and Hunters Club: Testifies in support of HB 3649 as it will promote cooperation between hunters and landowners.

Agrees that the fees are necessary.

073 CHAIR VanLEEUEWEN: Closes public hearing on HB 3649.

Meeting adjourned at 3:30.

Also submitted for the record: - Testimony from Mike Sims, Tillamook County Creamery Association in support of HB 3649 (Exhibit J).

Submitted by:

Reviewed by:

Sue Nichol
Administrator

Pat Zwick Clerk

EXHIBIT LOG:

A - HB 3649 - Testimony - Rep. Sowa - 5 pages B - HB
3649 - Preliminary Staff Measure Summary - Staff - 5 pages C -
HB 3649 - Testimony - Rod Ingram - 3 pages D - HB 3649 -
Testimony - Chuck Woosley - 2 pages E - HB 3649 - Testimony -
Jim Myron - 2 pages F - HB 3649 - Testimony - Bill Perry - 2
pages G - HB 3649 - Testimony - Roy Hyder - 1 page H -
HB 3649 - Testimony and information - Larry Hill - 83 pages I -
HB 3649 - Testimony - Ken Evans - 2 pages J - HB 3649 -
Testimony - Mike Simms - 1 page