

HOUSE COMMITTEE ON NATURAL RESOURCES ENVIRONMENT AND ENERGY SUBCOMMITTEE

January 27, 1993 Hearing Room D 1:30 p.m. Tapes 7 - 8

MEMBERS PRESENT: Rep. Bob Repine, Chair Rep. Marilyn Dell Rep. Sam Dominy Rep. Bill Fisher Rep. Carl Hosticka Rep. Dennis Luke Rep. Bill Markham Rep. Nancy Peterson Rep. Ray Baum

MEMBER EXCUSED:

VISITING MEMBERS: Rep. Josi Rep. Van Leuwen Rep. Norris

STAFF PRESENT: Kathryn Van Natta, Committee Administrator Karen McCormac, Committee Clerk

MEASURES CONSIDERED: Agency Overviews Presented by: --Parks and Recreation Department --Oil Heat Commission

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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 7, SIDE A

072 CHAIR REPINE: Calls the meeting to order at 1:35 p.m.

PARKS AND RECREATION DEPARTMENT OVERVIEW

142 NANCY ROCKWELL, Parks and Recreation Dept.: Begins testimony (EXHIBIT A).

200 CHAIR REPINE: Requests clarification of undeveloped parks.

229 ROCKWELL: Ninety-five percent of Oregon's parks are undeveloped. Resumes testimony (EXHIBIT A).

253 REP. LUKE: Questions building permits/construction on waterways in Bend.

261 ROCKWELL: We will provide you with a list of criteria. Continues testimony (EXHIBIT A).

422 REP. MARKHAM: Requests specific dollar amounts in staff reductions.

440 ROCKWELL: We will send you that information.

TAPE 8, SIDE A

ROCKWELL: Continues testimony (EXHIBIT A).

062 CHAIR REPINE: Requests clarification of bills affecting

Parks and Recreation Department.

068 ROCKWELL: Clarifies SB 60, which will eliminate conflict between "treasure trove" statutes and statutes governing archeology, better

defines archeological sites, clarifies who can determine archeological significance, addresses ownership issues and attempts to solve problems regarding systematic site looting. Senate Bill 61, the Repatriation

Act, amends Oregon statutes to conform to federal law relating to Native American graves protection.

080 REP. MARKHAM: Was there not a similar bill to SB 61 passed last session? Were there errors or omissions in that bill?

082 MONTE TURNER, Public Relations Director, Parks and Recreation Dept.: Last session's bill requested the Oregon Historic Preservation Office to verify that statutes comply with federal law, and this bill requires a

follow-up on those technicalities.

090 ROCKWELL: Continues clarification of agency legislation, including HB 2123, which increases recreational vehicle registration fees.

093 REP. DOMINY: Requests new fee information.

095 ROCKWELL: Describes average fee increases for campers, travel trailers and motor homes. Significantly higher registration fees are charged in

bordering states.

135 REP. MARKHAM: How much money has been lost due to Ballot Measure 5?

137 JANA TINDALL, Parks and Recreation Dept.: Between \$200,000 - \$300,000, but this is due to the elimination of the continuous registration of

motor homes.

152 CHAIR REPINE: For the committee's information, HB 2123 is in the General Government Committee.

161 Discussion by committee members of non-residents registering motor homes in Oregon.

165 REP. NORRIS: Do you have any pending applications for industry and waterways?

170 ROCKWELL: We will check on it and get back to you if we do.

204 REP. DELL: Increased RV registration fees in times of government cutbacks will adversely affect the already negative perceptions

Oregonians have of state government.

235 ROCKWELL: Concludes clarification of agency legislation, including HB 5025, which requests \$65.47 million, as well as a small general fund

request for program continuation. This measure includes lottery funds for rehabilitation.

250 CHAIR REPINE: Requests clarification of HB 2124.

251 ROCKWELL: The special tax assessment regarding historic property sunsets this session and the department is recommending that the

assessment be continued but pared back. This measure will ensure that historic preservation continues to be encouraged.

285 REP. DOMINY: Questions discrepancy between FTE reductions shown in (EXHIBIT A) and actual reductions.

287 TINDALL: Explains changes in staffing due to Ballot Measure 5.

345 REP. VanLEEUEWEN: Were personnel actually let go or were FTE eliminated due to attrition?

353 ROCKWELL: By the end of June 1993, 24 positions will be eliminated through layoff, retirement or unfilled vacancies to comply with the

Governor's "glide" program.

364 REP VanLEEUEWEN: Requests clarification of grants for local governments.

371 ROCKWELL: The agency administers the federal Land and Water Conservation Fund, which is matched 50% for outdoor recreation. This is provided to local governments through project requests.

377 REP. VAN LEUUEWEN: Half of of Lane County's parks are closed - did they not apply for federal Land and Conservation Funds to keep these parks

open?

379 ROCKWELL: Agrees to provide information.

395 REP. FISHER: It looks like the number of managers per employees is closer to 1 - 3 instead of your 1 - 7 ratio (EXHIBIT A).

TAPE 7, SIDE B

030 ROCKWELL: We probably need to provide a better graph.

065 TURNER: Provides assurance that documentation for ratio carefully scrutinized by the Executive Department.

077 REP. PETERSON: Requests map of undeveloped parks. 080 REP.

LUKE: You discussed 45 access points along the Willamette Greenway - are any of those across private land?

084 ROCKWELL: There are probably many - I can provide you with that information.

091 REP. LUKE: What liability do private land owners have regarding injuries which may occur on their property? And what liability does the state have?

099 ROCKWELL: I will provide you with that information.

103 CHAIR REPINE: Requests meeting with committee staff regarding Parks and Recreation Dept. Department issues and budget packet information.

127 REP. MARKHAM: Do you have condemnation rights under the law?

130 ROCKWELL: Yes, although there is no real need for it.

136 CHAIR REPINE: Do you also offer land swaps for surplus lands?

139 ROCKWELL: Yes.

142 CHAIR REPINE: Adjourns for recess at 2:35 p.m. Reconvenes meeting at 2:46 p.m.

#### OIL HEAT COMMISSION (OHC) OVERVIEW

198 CHAIR REPINE: Provides background information on the Oregon Oil Heat Commission. Introduces Terrie Heer, Administrator of Oregon Oil Heat

Commission. Announces there are currently enough members present for a full

subcommittee.

233 TERRIE HEER, Oregon Oil Heat Commission: Presents testimony (EXHIBIT B).

TAPE 8, SIDE B

HEER: Continues testimony from (EXHIBIT B).

176 REP. LUKE: Asks source of OHC money.

179 HEER: Funds are derived from a 2% assessment on fuel oil dealers' revenues.

183 REP. LUKE: How do you perform inspections with only three staff members?

187 HEER: The commission funds a position at DEQ - this employee works with contractors and submits lab tests, pictures and other items verifying

proper cleanup, which are reviewed by DEQ. 210 REP. NORRIS: Requests cost of recent television ads sponsored by OHC.

217 HEER: The ads are approved by the Department of Energy. OHC has spent \$105,000 for media this year.

237 REP. DOMINY: Why does the Governor give you a budget if OHC is no longer public?

240 HEER: By law, the Governor has to recommend a 1993 - 1995 budget.

250 REP DOMINY: If SB 170 were to pass, would you have to propose a budget to the Legislature?

254 HEER: That is correct.

253 REP. FISHER: Requests explanation regarding OHC Emergency Board requests.

257 HEER: OHC requested to have the expenditure limitation increased in order to pay immediate claims. It was not a budget request, but enabled OHC to use the existing \$435,000 from the 1993 - 1995 budget.

269 REP. FISHER: Requests information regarding home heating oil tanks and lack of cleanup regulations.

285 HEER: The average heating oil tank is approximately 275 gallons - could be as large as 8,000 gallons for tanks used for apartment dwellings.

These tanks are unregulated because there are at least 120,000 in Oregon. Even though they are unregulated, they still may leak and cause damage to the environment.

320 CHAIR REPINE: Isn't a homeowner required to notify authorities if a leak occurs?

323 HEER: Both federal and state laws require that a leakage be reported within 24 hours.

326 REP. HOSTICKA: If OHC became a public corporation, how would it assess fees or prosecute non-payers?

354 BRIAN BOE, Lobbyist, Oregon Petroleum Marketer's Association: OHC would retain its authority and still function as a public corporation. The

bill is currently being drafted by Legislative Counsel.

385 CHAIR REPINE: Adjourns meeting at 3:20 p.m.

Submitted by:

Reviewed by:

Karen McCormac  
Administrator

Kathryn Van Natta Clerk

EXHIBIT LOG:

A - Parks and Recreation Department Overview - Nancy Rockwell - 10  
pages B - Oil Heat Commission Overview with Informational Material  
- Terrie Heer - 98 pages