

HOUSE COMMITTEE ON NATURAL RESOURCES SUBCOMMITTEE ON WATER

June 1, 1993 Hearing Room D 1:00 p.m. Tapes 107 - ?

MEMBERS PRESENT: Rep. Chuck Norris, Chair Rep. Ray Baum Rep.
Carl Hosticka Rep. Tim Josi Rep. Bill Markham Rep. Nancy Peterson Rep.
Bob Repine Rep. Liz VanLeeuwen

MEMBER EXCUSED:

VISITING MEMBER:

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

MEASURES CONSIDERED: HB 2970 HB 3456 HB 3622 HB 3452 HB
3453 SB 129 HJM11 HJR 35

WITNESSES:

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

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 107, SIDE A

009 CHAIR NORRIS: Calls the meeting to order at 1:12.

PUBLIC HEARING ON HB 2970

024 CATHERINE FITCH: Amendments (Exhibit A).

031 BILL PENHOLLOW, Association of Oregon Counties: Agrees with the changes made in the -2 amendments.

037 REED MARBUT, Department of Water Resources: Supports the amended bill.

040 Explains the amendments which would change the fee to \$300.

078 MARBUT: It is not a water right or permit. It is just a tabulation of water uses by our department.

083 cn This is just for public entities?

085 MARBUT: yes.

092 cn Could a private contractor, who works for the county, take

advantage of this?

097 MARBUT:

99 PENHOLLOW: I want to make certain that we are talking about road maintenance and construction that these people are covered by this

108 cn Would this be worked out in the rules?

111 MARBUT: Yes, when they are working as an agent of the county.

115 br ...

117 MARBUT: If they are operating under the registration of the county, yes. The county is ultimately responsible.

120 PENHOLLOW:

131 lv

140

162 JIM MYRON, Water Watch: What kind of public interest determination will be required? Is there any process for the public to comment?

170 MARBUT: We do not envision having periods for public comment since these uses subordinate all other uses and they are not granted a right.

190 MYRON:

198 cn Closes public hearing

PUBLIC HEARING ON HB 3456

200 FITCH: Amendment (Exhibit B).

225 MARTHA PAGEL, Water Resources Department: We were concerned about expanding the role of the advisory committee. We propose a change

deleting the second sentence starting on line 11. Replace that with "at least once each year .. for concurrence with the co....." Before we spend funds on new types of activities, we would jointly develop an expenditure plan for the year.

275 STEVE SCHNEIDER, >>>>: That would be acceptable for us. We also proposed that the words "if applicable" be inserted between >>>>.

290 REP. REPINE:

296 JERRY SCHMIDT, ???: We have suggested "a real estate practitioner licensed under ORS" be inserted to replace realtor.

335 cn Closes public hearing on HB 3456.

PUBLIC HEARING ON HB 3622

352 FITCH: Amendments have been proposed (Exhibit C).

381 JOE EASLEY, Oregon Trawl Commission:

TAPE 108, SIDE A

012 cn Would you see this as applying to both ??? and territorial waters?

016 EASLEY:

019 KAY BROWN, Department of Fish and Wildlife: The amendments have eliminated tax credits. It would take 1 FTE to implement the program.

030 cn Do you have a guess to what the fiscal impact would be?

035 BROWN: Probably about \$100,000.

049 br

050 BROWN: That's insignificant.

053 br How much would the fee generate.

055 BROWN: That would depend on the number of fishermen involved?

057 EASLEY: It would also depend on the value of the crop.

059 br Would the program sustain itself?

060 BROWN: I doubt that it would.

081 cn

082 EASLEY: Yes.

089 cn Closes puboic hearing.

PUBLIC HEARING ON HB 3453

092 FITCH: (Exhibits D and E)

104 PAGEL: Summarizes written testimony and proposed amendments (Exhibit F).

169 DOUG PARROW, Water Resources Department: Explains amendments.

192 lv Could the road maintenace problem be solved with this bill?

193 PAGEL: That problem would be more effectively handled by HB 2970.

226 cn

228 PAGEL: No.

233 DOUG MEYERS, Water Watch: Has policy and practical concerns

with the bill. Concerned that the amendments will undermine basin planning.

265 CHAIR NORRIS: Closes public hearing on HB 3453.

282 FITCH: Amendments (Exhibit G).

308 PAGEL:

338 ??? BORDEN, Water Resources Department: Explains additional amendments (Exhibit H).

388 PAGEL: That is the change that was made after ????

398 lv How does this change and speed this up?

400 cn

TAPE 107, SIDE B

012 PAGEL: JThis bill was initially brought forward ...

021 bm Has this been changed since it was initially heard?

032 cn Yes.

033 bm How does this speed things up?

035 cn This says they can start building before a permit was actually issued.

041 BORDEN: Explains how the amended version of the bill will speed up the process.

061 PAGEL: This would say they cannot begin until

066 lv What if DEQ comes in and says the runoff must be immediately stopped?

079 BORDEN: Subsection 2 gives this specific exemption.

089 bm

096

103 PAGEL: There was no opposition on the Senate side.

109 cn Is this affected by HB 2153?

112 PAGEL: No.

123 br

BORDEN:

154 br

155 BORDEN:

164 cn We could be talking about any confined feedlot.

171 PAGEL: HB 2153 would say if the pond was already built, you are not subject to any penalty for having done that.

184 JIM MYRON, Oregon Trout: Supports SB 129 with the amendments as it would simplify the process.

195 LARRY TROSI, Oregon Farm Bureau: Requests some time to review amendments before action is taken by the committee.

212 lv You have not been working with the Department on these amendments?

218 TROSI: No.

234 cn Is this an improvement over what you have now?

237 TROSI: I believe it is.

255 RICHARD KOSESAN, Water for Life: Also requests time to review amendments before action is taken by the committee.

270 Closes public hearing on SB 129.

WORK SESSION ON HB 2970

TAPE 108, SIDE B

WORK SESSION ON HB 3622

WORK SESSION ON HB 3453

057

PUBLIC HEARING ON HJM11 AND HJR 35

100 FITCH: (Exhibit J)

121 DALE PEARSON, Legislative Assistant to Rep. McTeague:

150 lv

159 PEARSON: One of the concerns was that by clipping fins of hatchery fish that the restoration of wild fish populations would be ignored. This

amendment ...

178 lv What are you asking them to do?

182 PEARSON: We are asking them to change hatchery practices that are necessary to maintain wild fish populations. Habitat needs to be

maintained.

203 We are asking that the adipose fin clipping be desequested so it can be used to distinguish hatchery fish.

295 cn Would this give some evidence that we are trying to do something to prevent the listing of the coastal Coho?

300 PEARSON: Yes.

337 LARRY HILL, Oregon Guides and Packers: Supports HJM11 and HJR 35 so that listings can be avoided.

379 bm What percentage of fish are clipped?

385

400 PEARSON: Explains cost of marking fish (Exhibit K).

TPAE 109, SIDE A

016 BROWN: Gives breakdown on amount of fish that are marked.

031 bm Are they as interested in clipping as we are?

034 BROWN:

038 bm Is the Alaska run threatened?

040 BROWN: Not to my knowledge.

044 LARRY HILL: The north will be affected if our runs were threatened.

055 PEARSON:

059 cn Who are the federal hatcheries run by?

060 BROWN:

061 cn

065 BROWN:

066 cn The Confederated Tribes

077

083 cn Is there some generic terminology that may be used, without naming every one.

089 BROWN: The Northwest Indian Tribes would be appropriate.

094 PEARSON: It was an oversight that they weren't included.

100 bm

102 BROWN:

110 PEARSON: There is virtually no pay-off if we mark our fish and no one else does.

116 HILL: We can generate volunteers immediately.

126 cn It would not hav a big impact, would it?

129 PEARSON:

134 bm Is this the strongest we can get at the moment?

138 PEARSON:

149 KEN EVANS, Association of Northwest Steelheaders: Speaks in favor of HJM11 and HJR 35. This program needs to be implemented as soon as

possible.

177 cn Closes public hearing on HJM11 and HJR 35.

WORK SESSION ON HJM11

210 bm Are there any private fisheries yet?

213 BROWN: There aren't any right now, but there could be later on.

239 BROWN: Oregon would require that for private hatcheries in the state.

254 MOTION: BR

300

Meeting is adjourned at 3:25.

Submitted by:

Reviewed by:

Sue Nichol
Administrator

Catherine Fitch Clerk

EXHIBIT LOG:

A - Testimony on HB 2020 - name - # pages B -
Testimony on HB 2020 - name - # pages C - Amendments to HB
2021 - name - # pages