

SENATE COL\11\IITTEE ON AGRICULTURE AND NATURAL RESOURCES ,

DATE: April 5, 1993 TAPES: 105 -108 PLACE: Hearing Room C TIME: 8:00 AM

MEMBERS PRESENT: Senator Ron Cease, Chair Senator Jim Bunn, Vice-Chair Senator Joyce Cohen Senator Bob Kintigh Senator Bob Shoemaker Senator Gordon Smith Senator Shirley Gold

STAFF PRESENT: Peter Green, Administrator Chris Warner, Research Associate Kus Soumie, Clerk

MEASURES HEARD: SB 86 PPW SB 96 WRK SB 153 PUB SB 1016 PUB SJM12 PAW  
INFOR1\ IATIONAL HEARING: Oregon Earthquake Preparedness

THESE MINUTES CONTAIN MATERIALS WHICH PARAPHRASE AND/OR SUMMARIZE STATEMENTS MADE DURING THIS SESSION. ONLY TEXT ENCLOSED IN QUOTATION MARKS REPORTS A SPEAKER'S EXACT WORDS. FOR COMPLETE CONTENTS OF THE PROCEEDINGS! PLEASE REFER TO THE TAPES.

TAPE 105 SIDE A 005 CHAIR CEASE CALLS MEETING TO ORDER 8:00 AM PUBLIC HEARING ON SB 86 WITNESSES: Liz Frenkel, Oregon Sierra Club Steve Greenwood, DEQ Olivia Clark, DEQ Jim Witty, Associated Oregon Industries PUBLIC HEARING ON SB 86

010 LIZ FRENKEL, Oregon Sierra Club, offers testimony in support of SB 86, noting this is the same position held on last session's Act, mandating fees. WORK SESSION ON SB 86

029 OLIVIA CLARK, DEQ, offers testimony on SB 86, and presents overview of EXHIBIT A. - overview of federal mandates for Title 5 of The Clean Air Act - workload analysis and fees necessary for program support 058 STEVE GREENWOOD, Division Administrator, Air Quality, DEQ, offers testimony on SB 86, and presents overview of what it would take and what the costs would be to implement legislation. - regulation and criteria for hazardous pollutants compromised - overview of work load revisions and fiscal implications - agreement on rules for Title 5 program has not been reached 137 JIM WHITTY, AOI, offers testimony on SB 86, and overviews negotiation process.

150 CHAIR CEASE: You must have this bill worked out in 2 weeks WORK SESSION ON SB 96

162 CHRIS WARNER, Committee Staff, offers testimony on SB 96, and presents overview of EXHIBIT A (hand engrossed version of the bill - 2 amendments). 210 PETE (Name not announced for the Record), Aid to Rep Greg Walden, offers

testimony on SB 96, and overviews EXHIBIT A. - overview of proposed amendments including line and language changes and clarification MOTION: Sen Shoemaker moves SB 96 with as amended TO THE FLOOR DO PASS VOTE: Roll call vote 7 - 0 (Sen Kintigh voting aye subsequently) ACTION: SB 96 as amended TO THE FLOOR DO PASS

WORK SESSION ON SB 1016 WITNESSES: Jeff Kroft. Division of State Lands Michael Mattick, Oregon Water Resources Dept. Liz Frenkel, Oregon Sierra Club James Beard, OEC Jill Zarnowitz, ODFW

349 JEFF KROFT, Policy Manager, DSL, offers testimony on SB 1016, and overview of EXHIBIT B. - SB 1016 not supported in present form, we are willing to

work with interested parties \_ 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. - - concern with lack of provision for obtaining permission of land owner/agency before proceeding with a notice of intent - concern with Section 19 sub 2, in that authority given to EFSC (Energy Facility Siting Council) is too broad

TAPE 106 SIDE A

005 MICHAEL MATTICK, Water Rights Specialist, Oregon Water Resources Department, offers testimony on SB 1016, and presents overview of EXHIBIT C. - concern that internal policies could be overridden by EFSC - concern with provisions for expansion of existing facilities and question why consolidated review is not included 032 LIZ FRENKEL, Oregon Sierra Club, offers testimony on SB 1016, and overview of the Sierra Club's opposition to the bill, with itemized criteria for opposition. (EXHIBIT D) - overview of major revisions in siting council rules - many factors not included in the language of proposed legislation - protected areas are not part of this bill and need to be included - citing council should have some authority on energy facilities - public hearings are not considered irritating for concerned persons

108 JAMES BEARD, OEC, offers testimony in opposition to SB 1016, and presents EXHIBIT D. - we request the committee to consider tabling SB 1016 - this is an attempt to scrap a reasonable and effective siting process 143 JILL ZARNOWITZ, ODFW, offers testimony on SB 1016, and overview of EXHIBIT E. -many amendments are supported by us - proposed amendments weaken EFSC - state listed sensitive species may get no consideration without public review -application fees changes may prevent ODFW from obtaining fees for operation - section 10 page 8 limits duration of EFSC site certificate to the life of the facility which may cause a lack of review in some areas

PUBLIC HEARING ON EARTHQUAKE READINESS AND SJM12

WITNESSES: Roger McGarrigle, Oregon Seismic Safety Policy Advisory Commission Sherry Patterson, Oregon Earthquake Preparedness Network James Bela, Oregon Earthquake Preparedness Dave Stewart-Smith, Oregon Department of Energy

303 ROGER MCGARRIGLE, Oregon Seismic Safety Policy Advisory Commission, offers testimony on SJR12, and presents overview of their assessment of the risk of earthquake in the state.

TAPE 105 SIDE B

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. 005 MCGARRIGLE: - continues testimony on SJM12, and overview of Seismic Safety in Oregon.

100 SHERRY PATTERSON, Oregon Earthquake Preparedness Network, Rosewood Action Group (Clackamas County), offers testimony on SJM12, and overview of EXHIBIT F.

216 PATTERSON: - continues testimony on SJM12, and overview of EXHIBIT

E. - un-reinforced masonry buildings need analysis for retro-fitting for earthquake readiness - continuing education for architects and soil engineers - continuing significant lack of public participation TAPE 106 SIDE B PUBLIC HEARING ON SJM12

020 JOHN BEAULIEU, DOGAMI, offers testimony on SJM12, and overview of EXHIBIT A. 041 DOUGLAS TOOMEY, U of O, offers testimony on SJM12 and overviews EXHIBIT A. 065 PATTERSON: - offers testimony on SJR12, and presents overview of EXHIBIT A.

074 JAMES BELA, Oregon Earthquake Preparedness Network, offers testimony on SJM12, and overviews necessity for implementing public policy in Oregon. - concept of memorial supported - - overview of conversation with Randall Updike (US Geological Survey, Reston Va.) detailed difficulties encountered getting funding at national level for Oregon and Washington. - Congress asks whether Oregon or Washington spending on research, when they find that we have spent ZERO, there is no credibility - along with SJR12, Oregon must commit to earthquake preparedness and safety - local researchers within Oregon must be involved in ongoing research

101 CHAIR CEASE: Many Joint memorials pass from our State and most have no meaning. 135 SEN SMITH: I am concerned that Oregon has no money for this type of project.

WORK SESSION ON SJM12 MOTION: Sen Kintigh moves SJR12 TO THE FLOOR DO PASS VOTE: 6 - 0 roll call vote (Sen Gold voting later in meeting and Sen Bunn excused) ACTION: SJR12 To The FLOOR DO PASS PUBLIC HEARING ON EARTHQUAKE READINESS

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. 194 DOUGLAS TOOMEY, University of Oregon, offers testimony on Earthquake Readiness and Response. - defining ground or site response makes no sense - DOGAMI's angle on earthquake response is not agreeable to us - DOGAMI is in a position to benefit from advice for funding through the legislature 343 TOM LOLAY, ODOT, offers testimony on Earthquake Readiness and Response. - overview of response to recent earthquake - problems noted in communications with local radio stations - decision made to inspect all bridges in affected area - retrospective critique is forthcoming - need for increased seismic design

TAPE 107 SIDE A

005 LOLAY: - continues testimony on SJM12, and overview of Oregon Earthquake Preparedness and Response.

WORK SESSION ON SJM12 VOTE: Sen Gold votes Aye on passage of SJR12

ACTION: vote entered into the record.

INFORMATIONAL HEARING ON EARTHQUAKE PREPAREDNESS IN OREGON

090 JAMES BELA, Oregon Earthquake Awareness, offers testimony on OREGON EARTHQUAKE READINESS, and reads into the record, written testimony.

TAPE 108 SIDE A



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