

SENATE COMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

DATE: April 19, 1993 TAPES: 125-128 PLACE: Hearing Room CTIME: 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

GUEST MEMBERS: Senator Bill Bradbury Senator Joan Dukes Senator Stan  
Bunn STAFF PRESENT: Peter Green, Administrator Chris Warner, Research  
Associate Kus Soumie, Clerk

MEASURES HEARD: SR            3 WRK SB            1007 PAW SB            86 WRK SB            1011  
PUB SB 1075 PUB SJR        42 PPW SB            1112 PAW

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 125 SIDE A

005        CHAIR CEASE CALLS MEETING TO ORDER 8:00 AM Senate Agriculture and  
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PUBLIC HEARING ON SB 1007 WITNESSES: Ray Wilkeson, OF1C Phil Keisling,  
Secretary of State Ray Craig, Assistant State Forester Wallace Rutledge,  
Department of Forestry

009    RAY WILKESON, OFIC, offers testimony on SB 1007.

WORK SESSION ON 1007

066        WALLACE RUTLEDGE, Department of Forestry, offers testimony on SB  
1007, and presents overview of EXHIBIT B AND B(1). - fiscal impact may  
seem excessive but it will create approximately 400 jobs - discusses  
what the Department will do to make the program successful 124    RAY  
CRAIG, Assistant State Forester, offers testimony on SB 1007.

130        PHIL KEISLING, Secretary of State, offers testimony on SB 1007. -  
bill gives broad authority in how work is conducted - bill is the result  
of comprehensive mapping project - discusses matching funds 207    SEN  
KINTIGH: Asks how federal stewardship program funds could fit into this.

217    CRAIG: The stewardship program is much broader than the intent of  
this program. They are complementary programs.

218        KEISLING: Presents overview of EXHIBIT A, proposed amendments of  
SB 100 7. 285    KINTIGH: Doesn't understand why bill plants more trees  
than the Forest Practices Act requires. 296        RUTLEDGE: The Forest  
Practices Act requires a minimum. If you plant 300 or more trees per  
acre, then you allow for commercial thinning. 302        CRAIG: This just  
gives some flexibility. 312        KEISLING: Section by Section analysis of  
SB 1007 amendments (EXHIBIT A).

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proceedings. please refer to the tapes. Senate Agriculture and Natural Resources April 19, 1993 Page 3

RUTLEDGE: The intent is to get at the lands that do not produce enough revenue to reforest; lands where outside assistance is needed to bring them back into full production.

388 SEN KINTIGH: Concurs with Rutledge's comment. Wonders if that intent is tied down enough in the bill. - questions to Rutledge

TAPE 126 SIDE A

015 KEISLING: - continues testimony on SB 1007, and overview of EXHIBIT A. - there's no emergency clause on this

041 MOTION: Sen Cohen moves -1 amendments VOTE: Hearing no objections, MOTION CARRIES ACTION: -1 amendments to SB 1007 ADOPTED  
MOTION: Chair Cease moves to rescind subsequent referral to Trade and Economic Development VOTE: Hearing no objections, MOTION CARRIES ACTION: Subsequent referral RESCINDED

053 SEN KINTIGH: Do you see any limitation for a land-owner to lease the use of their land? Would like to see that option available.

KEISLING: No, but this is something the Board of Forestry should look at closely.

075 MOTION: Sen Cohen moves SB 1007 as amended

VOTE: In a roll call vote, MOTION PASSES, 6-0. Sen Gold is excused.

ACTION: SB 1007 as amended TO THE FLOOR DO PASS

WORK SESSION ON SB 86

089 OLIVIA CLARK, DEQ, offers testimony on SB 86, and presents overview of EXHIBIT C.

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124 STEVE GREENWOOD, DEQ, offers testimony on SB 86, and presents overview of EXHIBIT C. - an agreement has been reached with AOI on the level of the fee - section by section analysis of proposed amendments to SB 86. 155 SEN COHEN: The base fee isn't specified. Is that intentional?

GREENWOOD: Yes.

160 SEN SHOEMAKER: Asks why the fee is increased for a year that has already concluded.

173 JIM WHITTY, AOI, offers testimony on SB 86, and presents overview of EXHIBIT C. - this is the most complex issue dealt with this session - may seek amendments to the bill 199 CHAIR CEASE: Would you seek amendments in Ways and Means 205 WHITTY: We do not know yet if we will seek amendments. 213 CHAIR CEASE: I do not see any need to keep

this bill in committee 222 WHITTY: I thought there would be a cap on the base tee.

GREENWOOD: Has no problem with that.

230 CHAIR CEASE: Counsel could draft those amendments to page 4.

MOTION: Sen Cohen moves AMENDMENTS WITH CONCEPTUAL CHANGES BE ADOPTED. VOTE: Hearing no objection, MOTION CARRIES MOTION: Sen Cohen moves SB 86 AS AMENDED VOTE: In a roll call vote, MOTION PASSES, 7-0 ACTION: SB 86 as amended TO WAYS AND MEANS DO PASS

WORK SESSION ON SR3 272 MOTION: Chair Cease moves SR3 \_ 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. Senate Agriculture and Natural Resources April 19, 1993 Page ~

VOTE: MOTION PASSES, 5-2. Sen. Kintigh and Sen. Bunn voting no.

ACTION: SR3 TO THE FLOOR DO PASS

PUBLIC HEARING ON SB 1112

WITNESSES: Sen. Bill Bradbury, State Senate District 24 Sen. Joan Dukes, State Senate District 1 Sen. Stan Bunn, State Senate District 2

361 SEN BILL BRADBURY, State Senate District 24, offers testimony on SB 111 2, and presents overview of EXHIBIT D.

TAPE 125 SIDE B

005 SEN BRADBURY: - continues testimony on SB 1112, and overview of EXHIBIT D. 033 SEN JOAN DUKES, Senate District 1, offers testimony on SB 1112, and presents overview of EXHIBIT D. - overview of fiscal aspects of the bill - need for a lead agency in dealing with industry in dealing with watershed activities - the state needs to have a proactive plan with watershed issues 075 SEN STAN BUNN, Senate District 2, offers testimony on SB 1112, and presents overview of the efforts Oregon has made to coordinate activities in the habitat and restoration of fish and wildlife. 099 SEN BRADBURY: The concepts of watershed health and fish conservation relate to each other. To comprehensively look at a watershed, you need a lead agency that deals with more than just fish or wildlife and that can coordinate with other agencies. Supports the allocation of lottery to this effort. 114 SEN DUKES: Agrees. 136 SEN S BUNN: Concurr. 142 SEN J BUNN: Purchasing and converting water rights seems to be a large portion of this. Do we study the impact of this on communities? 160 SEN BRADBURY: The Department needs to look at all the options.

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- this bill does not deal with salmon only but rather the whole of the fish population in Oregon - developing eco-systems is the type of program that needs to be dealt with in the watershed program

187 SEN DUKES: The irrigators have been with this bill from the beginning. There is still work to be done on this bill. 199 SEN COHEN: I would not feel comfortable leaving this up to ODFW. 212 SEN KINTIGH: Is concerned the area is too large to coordinate in a concentrated effort. 212 SEN S BUNN: We're racing against time. We need to move swiftly. 218 SEN BRADBURY: It clear that we will leverage new resources by doing this. - discusses possible amendments that may be proposed by Oregon Trout - Counsel could draft some language that would connect this bill with HB 201 5 - need to reference a locally created watershed council in this bill

PUBLIC HEARING ON SB 1075 AND SJR42 WITNESSES: Sen. Bill Bradbury, State Senate District 24 Sen. Stan Bunn, State Senate District 2

280 SEN S BUNN: SB 1075 is not ready tor full consideration at this time. Explains intent of bill and gives overview of the Pacific Fisheries Task Force. Discusses reason for SJR42. 300 SEN BRADBURY: SJR42 is related to SB 1112. 305 SEN KINTIGH: Would it be appropriate to add Montana?

SEN S BUNN: Montana has not been a part of the working process. Including them in may be difficult.

PUBLIC HEARING ON SB 1112 WITNESSES: Jim Myron, Oregon Trout Dave Moskowitz, Oregon Trout Louise Bilheimer, Pacific Rivers Council Tom Robinsun, Oregon Salmon Commission

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Ann Squier, Governor's Natural Resource Advisor Kay Brown, ODFW

340 JIM MYRON, Oreg~on Trout, offers testimony on SB 1112, and presents overview of EXHIBIT E.

350 DAVE MOSKOWITZ, Oregon Trout, otters testimony on SB 1112 and presents overview of EXHIBIT E, with overview of proposed ainendments.

TAPE 126 SIDE B

005 MOSKOWITZ: - continues testimony on SB 1112, and overview of EXHIBIT E. 071 LOUISE BILHEIMER, I'acific River Council, otters testimony on SB 1112, and presents overview of EXHIBIT F. Supports amendments proposed by Oregon Trout. 123 SEN SMITH: I would like to caution that ODFW is the most hated agency in Eastern Oregon. Making them the lead agency would turn people against this. 148 CHAIR CEASE: Feels that there should be a lead agency. 157 TOM ROBINSON, Oregon Salmon Commission, otters testimony on SB 1112, and presents overview of EXHIBIT C. - outlines the state of decline tor Oregon's fisheries - new and team oriented approaches are needed - inability to get at the habitat problem is crux of the problem and this bill will aid that - does not support Oregon Trout's proposed amendments 215 ANN SQUIER, Governor's Natural Resource Advisor, offers testimony on SB 111 2, and presents overview of the Governor's task to w's position in support of the proposed legislation. (EXHIBIT 11)

PUBLIC HEARING ON SB 1075 and SJR42

WITNESSES: Tom Rubinsun, Oregon Salmon Commission Kay Brown, ODFW

264 TOM ROBINSON, Oregon Salmon Commission, offers testimony on SB 1075 and SJR42

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274 KAY BROWN, ODFW, offers testimony on SB 1075 and SJR42, and presents overview of EXHIBIT 1.

PUBLIC HEARING ON SB 1011

WITNESSES: Margaret Norton-Arnold, National Association for Plastic Container Recovery Jerry Powell, Recycling Market Development Council Lauri Aunan, OSPIRG Paul Cosgrove, American Forest and Paper Association Art Ayre, Oregon Department of Economic Development

340 MARGARET NORTON-ARNOLD, National Association for Plastic Container Recovery, offers testimony on SB 1011, and presents overview of testimony submitted to members earlier. 406 CHAIR CEASE: Believes recycling plastics will tail unless the marketing aspect is taken care of. If you leave it up to the volunteers to find money, what indication do you have that they will do better than they have in the last two years?

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005 NORTON-ARNOLD: NAPCR was not a part of the negotiations on SB 66. The markets for PET plastics are increasing. We will increase volunteer efforts and document them in terms of dollars spent and their effectiveness. 040 JERRY POWELL, Recycling Market Development Council, offers testimony on SB 1011, and presents overview of EXHIBIT K. - responds to questions from committee members on the fees

088 LAURI AUNAN, OSPIRG, offers testimony on SB 1011, and presents overview of EXHIBIT J & K (statutes dealing with funding and market development in recycling) - industry did not fund any activities for the council 145 SEN COHEN: Would like members of the council to address the discussions held with the plastic resin producers. POWELL: They are members of our Plastics Commodity Division but we have not had discussions with them in terms of funding . 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. Senate Agriculture and Natural Resources April 19, 1993 Page 9

158 PAUL COSGROVE, American Forest and Paper Association, offers testimony on SB 1011, and presents overview of EXHIBIT L. - overview of the industry's progress to date in recycling 256 ART AYRE, Oregon Department of Economic Development, offers testimony on SB 1011, and presents an assessment on the need for the development of recycling markets. 312 CHAIR CEASE: What is needed to get this moving?

320 AYRE: I am not sure. I feel that we need to try a variety of things.

339 CHAIR CEASE: Is there a general commitment in the players to do something about the recycling problem in Oregon? 340 AYRE: That may be missing.

PUBLIC HEARING ON SB 1112

WITNESSES: Jay Rasmussen, Association of Coastal Governments Scott Boley, Gold Beach

367 JAY RASMUSSEN, ASSOCIATION OF COASTAL GOVERNMENTS, offers testimony on SB 1112. 402 SCOTT BOLEY, Gold Beach, offers testimony on SB 1112, and presents overview of the mission of the Water Resources Department. - lead agency is appropriate - focus of the bill should be on anadromous fish population restoration 453 CHAIR CEASE: This is a restoration bill. The question is whether we should focus on the maintenance and health of the other streams or on restoration. What is your response?

TAPE 127 SIDE A

035 BOLEY: We need to address restoration on a coast-wide basis. This is just a beginning. Problem watersheds need to be addressed first. We can't let our healthy watersheds slip through the cracks.

065 CHAIR CEASE ADJOURNS MEETING AT 10:40 AM

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EXHIBIT LOG:

A - SB 1007-1 amendments - Keisling - 5 pages B - SB 1007 Fiscal Impact Statement - Rutledge - 2 pages B(1) - Testimony on SB 1007 - Rutledge - 2 pages C - Testimony on SB 88 - Statf - 7 pages) D - Testimony on SB 112 - Bradbury - 14 pages ? E - Testimony on SB 112 - Moskowitz - 5 pages t F - Testimony on SB 112 - Bilheimer - 1 page, G - Testimony on SB 112 - Robinson - 21 pages? H - Testimony on SB 112 - Squire - 2 pages ~ I - Testimony on SB 1075 and SJR42 - Brown - 4 pages J - Testimony on SB 1011 - Aunan - 2 pages K - Testimony on SB 1011 - Aunan - 14 pages L - Testimony on SB 1011 - Cosgrove - 4 pages

Submitted by:  
Peter Green Assistant

Reviewed by: Julie Muniz  
Administrator

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