

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.

HOUSE COMMITTEE ON ENVIRONMENT AND ENERGY

February 22, 1991Hearing Room E 1:00 p.m.Tapes 51 - 52

MEMBERS PRESENT:Rep. Parkinson, Chair Rep. Whitty, Vice-Chair Rep. Burton Rep. Courtney Rep. Naito Rep. Norris Rep. Repine Rep. Van Leeuwen Rep. Watt

VISITING MEMBER:No visiting members

STAFF PRESENT: Kathryn VanNatta, Committee Administrator Andy Sloop, Committee Assistant

MEASURES CONSIDERED: Informational meeting on state compliance with the federal Clean Air Act

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TAPE 51, SIDE A

004 CHAIR PARKINSON: Calls the meeting to order at 1:32 p.m. Representatives Burton and Courtney are not present and excused. Notes background information on Federal Clean Air Act provided by committee staff. (EXHIBITS A, B, C AND D)

(Tape 51, Side A) INFORMATIONAL MEETING - STATE COMPLIANCE WITH FEDERAL CLEAN AIR ACT

10STEVE GREENWOOD, ADMIN. AIR QUALITY DIVISION, DEPARTMENT OF ENVIRONMENTAL QUALITY: Explains highlights of Federal Clean Air Act and amendments, plus Oregon compliance with 1990 amendments. (EXHIBIT E)

156 whi This all sounds fine, and I know it's all federal, but we still have cars and highways. When is somebody on the federal level going to do something about highways? ??????

193 JOHN KOWALCZYK, DEQ: There is a long-range, experimental program being developed in Los Angeles.

200 nor I thought we had unusually good ventillation in Oregon. And what about the Pacific Ocean?

240 kow The Pacific is part of our problem.?????

258 whi How come Colorado is depicted as clean on your map? I thought Denver had one of the worst air pollution problems in the country.

260 kow We're talking about ventillation, not air quality per se.

272 van I have a problem with ????

275 kow This map represents (ATTACHMENT 5, EXHIBIT E) wind ventillation 40 percent of the time. Every area has good ventillation some days. The designations on this map are determined by the national ?????

289 van But requirements are based on this data, aren't they?

294 kow No. The EPA bases regulations on air quality, not ventillation. There are some areas that have poor ventillation but don't have pollution problems because they don't have any significant pollution sources. Continues presentation. (EXHIBIT E)

320 wat What are "non-attainment control strategies"?

327 kow Strategies aimed at controlling specific emmission sources in non-attainment areas.

340 wat Let me relate a story. I paid a "considerable amount of money" to have my car engine tuned to pass DEQ emmission tests. When I didn't get the results I wanted and I took my car back to the mechanic, he said he could readjust it so it would perform the way it did when I brought it in originally.

370 kow That's a common story. Cars aren't always tuned properly. There are lots of federal efforts to produce cars with better emmissions that need less tuning.

TAPE 52, SIDE A

000 wat That's tomorrow. How about today?

007 ?????

008 wat You don't certify mechanics who do this tuning?

10kow No. It's a voluntary ?????

18rep To follow up on Rep. Watt's question, would he be eligible for the \$10,000 bounty for identifying non-compliance?

24TOM BISPHAM, DEQ: The parameters of the bounty program have not been fully established yet.

35kow Continues presentation on nonattainment provisions.

59bur I don't understand what is meant by "Title I nonattainment"? Is Title I a set of regulations that force?????????

66kow Title I ?????? Title II is strictly federal auto emission

standards.

74par ????

76kow Explains how step requirements for standards work.

83par Are federal standards developed yet?

85kow Yes.

89nai So you're saying that since we have good air quality, we have less time to improve our air quality than another state that has worse air quality?

95kow Yes, but states with worse air would have to do more to comply with the new standards

???

104 bur ??????

114 nai So, do you bump areas up on this scale, or ??????

123 kow Basically, if we meet standards in 1993, we won't have to improve any more. However, we would have to maintain compliance. Continues presentation on non-attainment. (EXHIBIT E)

144 nai I understand that many Japanese drive with studded tires all year and that produces lots of dust. Is that a problem in Oregon.

151 kow No.

165 rep How does a city get off of your non-attainment list?

180 kow It has to have three consecutive years of compliance, and the state has to show probable compliance for the following 10 years.

187 rep I understand your testing is done in the worst polluted areas of cities. Is that true?

200 kow Yes. That's a federal requirement. ????

204 par ????

207 kow No. Grants Pass has not passed the three years of compliance ???

????? ????

235 van So nonattainment for a 24-hour period could be based on a two-hour sample taken during that period?

????

248 bur What effect does Portland have on Salem's ozone level?

255 kow Ozone created in Portland blows south to Salem during the summer. Continues non-attainment presentation.

275 nor Does curtailment of ??? mean ???

285 kow When air quality is bad, this involves curtailment of wood burning.

294 van If I lived in Klamath Falls and had bought a \$2,000 catalytic converter for my wood stove, would I still have to stop heating my house with that wood stove on curtailment days?

300 kow We have a two-day process that allows certified wood stoves to continue to be used on curtailment days, while non-certified stoves wouldn't be allowed.

315 wat????

319 kow ???? Continues non-attainment presentation.

374 nor Could you comment on what a market-based attainment strategy would be?

385 kow Essentially a user fee on the air, just like sewer or water fees, and a market disincentive to pollute.

390 wat ???

395 kow

TAPE 51, SIDE B

005 rep So, under this proposed bill, consumers would have to be aware of all kinds of factors such as type of wood and how wet it is? Will there be technical assistance to help consumers answer these kinds of questions?

25kow ??????

31par In actuality, if there were such a program, the Department would ????

35kow Continues non-attainment presentation.

42par When is the EPA expected to develop and hand down the rules needed to implement these new amendments?

48kow The EPA is on a fast track for key programs. It will have rules for these programs soon. These will include non-attainment standards.

57gre ??????

69bis Explains permits and enforcement. (EXHIBIT E)

156 rep Is that seven-member oversight panel required by the federal government?

161 bis Yes.

163 rep So the federal government is setting committees?

165 bis Yes. Continues presentation on permits and enforcement. (EXHIBIT E)

186 wat How was the number of new positions needed to implement the Clean Air Act in Oregon determined? Are there existing DEQ staff who could implement the program?

192 bis ?????

(Rep. Courtney arrives at 2:43)

199 wat Is this a whole new technology that will require people with expertise in new areas?

205 bis Yes.

207 par How many dollars do we have to raise from fees to support this program?

213 bis We will discuss that when we discuss HB 2175 with you.

219 par Why don't you just give me a round figure.

????

226 bis Continues permit and enforcement presentation.

244 ANDY GINSB URG, DEQ: Gives overview of toxic air pollutants elements of Clean Air Act (EXHIBIT E)

404 rep Is there any financial incentive for DEQ to implement the Clean Air Act instead of the EPA?

410 gin The financial support would come entirely from permit fees.

TAPE 52, SIDE B

002 rep So this assembly could opt not to run this?

009 gin ?????

17rep If we opted to let EPA do this, is there anything that mandates DEQ to share resources with EPA. In other words, would EPA, effectively, have to come in here and start all over?

24gin There are a number of data bases available to EPA to collect the information they would need to do this. The EPA certainly has the authority to collect the information it would need.

31rep ??????

35gin The Clean Air Act specifically requires that permit fees be used to pay for the program.

39van Has DEQ been holding up Intec's permit in Lebanon because of the Clean Air Act?

42bis The processing of the Intec permit has nothing to do with the new Clean Air Act. That permit has involved significant data collection and emissions modeling.

????

59bis We have only been processing Intec's permit renewal, not an expansion permit.

71par I would assume that our field burning and slash burning programs would comply with this already because we already assess fees on those activities.

79bis No. ????? There are still questions if field burning and slash burning fall under the new federal amendments.

90van How many tons of emission per acre do you figure are????

96par Would you make a note that someone is prepared to answer questions about field burning for our field burning overview next week.

102 kow Explains miscellaneous requirements of the Clean Air Act amendments. (EXHIBIT E)

?????? ??????

183 par When you return to talk to us about field burning, could you bring the portion of federal law pertaining to visibility standards and anything else pertaining to field burning.

189 nor????

193 kow Lots of studies of emission sources are used to determine the emission factors for emission standards.

207 nor Have you been able to come up with any firm economic impacts if this is implemented in full?

214 kow The total federal costs have been estimated at \$30 billion over 10 to 15 years.

219 nor Is there any evidence of state revolts over this?

222 kow I know there was a lot of state support to get a federal clean air act. The act that was passed took seven years to develop and it has lots of interstate elements. I think states generally are supporting the new act and are working to shape it to meet state needs. We're in direct contact with Wasghinton state, which is working on a clean air bill very much like HB 2175.

247 van Earlier, you discussed the trend toward increasing vehicle miles traveled in the state. I wish you had though about this when you were clamping down on forest slash burning that led to job displacement. There's a direct relationship between displaced workers and miles traveled. ????????

275 gre Sums up. Strains on air space due to growth is the major new concern in Oregon.

312 par (check exact quote) I am going to be interested in the minimum requirements for this state to comply with the new act.

320 nor I'll be interested in the economic and social impacts of the admittedly worthy goals of this bill.

332 par Closes informational meeting and adjourns at 3:20.