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report a speaker's exact words. For complete contents of the proceedings, please refer to the tapes.

HOUSE COMMITTEE ON WATER POLICY

April 11, 1991Hearing Room D 1:30 p.m.Tapes 44 - 45

MEMBERS PRESENT:Rep. Chuck Norris, Chair Rep. Bill Dwyer, Vice-Chair Rep. Bill Markham Rep. Walt Schroeder Rep. Larry Sowa

STAFF PRESENT: Beth Patrino, Committee Administrator Pat Zwick, Committee Assistant

WITNESSES:Robert Bailey, Department of Land Conservation and Development Rep. Sam Dominy

MEASURES CONSIDERED:SB 496 - Authorizes Department of Land Conservation and Development to participate on behalf of Oregon in joint liaison program concerning oceanographic data, products and services. - Public Hearing and Work Session

HJM5 - Memorializes Congress to provide funding and direction for construction of fish ladders at certain dams on upper Willamette River.- Work Session

HJM25 - Urges Congress to give states jurisdiction over California sea lions under Marine Mammal Protection Act. - Work Session

HB 3373 - Declares shortage of water resources is matter of statewide concern and priority should be given to development of storage facilities in addressing the problem of insuring future water supply. - Work Session

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TAPE 44, SIDE A

010 CHAIR NORRIS: Calls the meeting to order at 1:30 p.m.

011 BETH PATRINO, COMMITTEE ADMINISTRATOR: Reviews provisions of SB 496 which has a subsequent referral to Ways and Means. There is no revenue impact. The Senate vote on this bill was 26 in favor, 2 excused, 2 on other legislative business.

020 CHAIR NORRIS: Opens public hearing on SB 496.

PUBLIC HEARING SB 496

022 ROBERT BAILEY, OUTER CONTINENTAL SHELF COORDINATOR, DEPARTMENT OF LAND CONSERVATION AND DEVELOPMENT: Provides information on SB 496 which was introduced by Senator Bradbury.

Provides committee with details of his division's scope of activities, participation in the joint liaison program, future plans, and coordination with Oregon State University's Oceanography Department.

130 REP. SCHROEDER: Can you do the job without additional staff?

135 BAILEY: Yes.

140 REP. SOWA: What is the current status of off-shore oil and mineral exploration?

141 BAILEY: The off-shore oil situation and marine mining are on hold. The lease-sale proposal for deep ocean ridge mining has been canceled, and the marine placer mineral research has been put on hold because there were not as many minerals as supposed, and the marine environment is a lot more productive than supposed.

194 CHAIR NORRIS: Are you running into conflicts or cooperation with other nations?

198 BAILEY: The 200 miles off the coast is now in the United States Exclusive Economic Zone.

Seventy other nations have these 200 mile exclusive economic zones.

214 REP. DWYER: Are you involved in the high seas driftnet issue?

217 BAILEY: No because it takes place beyond the 200 mile Exclusive Economic Zone.

234 CHAIR NORRIS: Closes public hearing on SB 496.

Opens work session on SB 496.

WORK SESSION SB 496

240 MOTION:REP. MARKHAM: Moves SB 496 to Ways and Means with a do pass recommendation.

VOTE:On a roll call vote, motion passes unanimously. All members are present.

280 CHAIR NORRIS: Opens work session on HJM5.

WORK SESSION HJM5

290 REP. SAM DOMINY: Has no problem with adding the other dams and reservoirs in the state as looking at fish ladders. Would like to continue to have the heading include the Dexter, Hills Creek, and Lookout Dams.

330 PATRINO: The HJM5-2 amendments did not remove the reference to the

Dexter Dam on line 17, page 2, Asks committee to refer to hand-engrossed bill rather than the -2 amendments if they intend to act on the bill so that the removal of the reference is taken into account.

355 MOTION:REP. DWYER: Moves adoption of amendment as hand-engrossed in HJM

5-2 dated 4/11/91 (EXHIBIT A).

384 VOTE:There being no objection, Chair Norris declares the amendment adopted. All members are present.

384 MOTION:REP. DWYER: Moves HJM5 as amended to the floor with a do pass recommendation.

VOTE:On a roll call vote, motion passes unanimously. All members are present.

377 CHAIR NORRIS: Representative Dominy will carry the bill.

Closes work session on HJM5.

Opens work session on HJM25.

WORK SESSION HJM25

390 PATRINO: Reviews HJM25-1 amendment (EXHIBIT B) which adds "and harbor seals" in a number of places in the memorial.

414 MOTION:REP. SCHROEDER: Moves -1 amendment to HJM25.

425 VOTE:There being no objection, Chair Norris declares the amendment adopted. All members are present.

430 MOTION:REP. SCHROEDER: Moves HJM25 as amended to the floor with a do pass recommendation.

Committee discusses whether or not to send parchment copies of the memorial to the congressional delegations of California, Washington, Idaho, and Alaska.

TAPE 45, SIDE A

Discussion of sending parchment copies continues. Some members feel that parchment copies are desirable. No decision is made.

095 VOTE:On a roll call vote, motion passes 4 - 1. Rep. Sowa votes no.

098 CHAIR NORRIS: Representative Schroeder will carry the bill.

Let the record show that the bill passed as amended and that the committee is considering what the final form should be with respect to our sister states.

Closes work session on HJM25.

Opens work session on HB 3373.

WORK SESSION HB 3373

220 PATRINO: Gives background of HB 3373, reviews provisions of HB 3373 and 337 3-1 amendment (EXHIBIT C) and 3373-2 amendment (EXHIBIT D).

225 MOTION: REP. DWYER: Moves adoption of 3373-1 amendment (EXHIBIT C).

229 REP. SCHROEDER: Will not support that amendment because "environmentally acceptable" is a term that is fraught with land mines. Prefers to say "that comply with environment and land use laws". Also concerned about the multipurpose part because some of the dams are strictly for water storage.

249 MOTION: REP. SCHROEDER: Moves to amend the motion in line 14, after the word "facilities", insert "that comply with environmental and land use laws".

260 VOTE: On a roll call vote, motion fails. Representatives Markham and Schroeder vote Aye. Representatives Dwyer, Sowa, and Norris vote No.

267 MOTION: REP. DWYER: Moves adoption of 3373-2 amendment (EXHIBIT D).

275 VOTE: On a roll call vote, motion passes. Representatives Dwyer, Sowa, and Norris vote Aye. Representatives Markham and Schroeder vote No.

280 MOTION: REP. DWYER: Moves HB 3373 as amended to the floor with a do pass recommendation.

282 VOTE: On a roll call vote, motion passes unanimously. All members are present.

290 CHAIR NORRIS: Closes work session on HB 3373.

295 REP. MARKHAM: Asks Mr. Nelson if he cares to speak to a problem he is trying to address in another bill.

297 NELSON: Prefers to wait.

298 CHAIR NORRIS: Adjourns meeting at 2:15 p.m.

Submitted by: Reviewed by:

Pat Zwick, Beth Patrino, Assistant Administrator

EXHIBIT LOG:

A - HJM5 Hand engrossed with HJM5-2 amendment - Staff - 2 pages
B-HJM25-1 Amendment - Staff - 1 page C-HB 3373-1 Amendment - Staff - 1
page D-HB 3373-2 Amendment - Staff - 1 page