

Senate Committee on Agriculture and Natural Resources March 4, 1991 -
Page

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.

Measures Heard SB 261(PUB) SB 263(PUB) SB 330(WRK) SB 184(WRK) SB
97(WRK) SB 259(WRK)

SENATE COMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

March 4, 1991Hearing Room C 8:30 a.m. Tapes 67 - 68

MEMBERS PRESENT:Sen. Dick Springer Sen. Joyce Cohen, Vice-Chair
Sen. John Brenneman Sen. Shirley Gold Sen. Bob Kintigh Sen. Tricia
Smith Sen. Eugene Timms

STAFF PRESENT: Peter Green, Committee Administrator Chris Beck,
Research Associate Kus Soumie, Committee Assistant

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TAPE 67 SIDE A

008 CHAIR SPRINGER CALLS THE MEETING TO ORDER AT 8:30 AM

WORK SESSION ON SB 184 and -1 Amendments EXHIBIT A

004 PETER GREEN, Committee Administrator, gives overview of -1
AMENDMENTS to SB 184

032 FRED HANSEN, Department of Environmental Quality, gives testimony on
SB 184 - 2 EXHIBIT B

120 TOM BISPHAM, DEQ, presents testimony on SB 184 -2 AMENDMENTS and
presents EXHIBIT C

161 SEN KINTIGH: Could Someone in the future come in and see another
intent to these proposals?

176 HANSEN: We do not feel that these civil penalties will be misused
in the future.

MOTION: SEN SMITH moves the -2 amendments with additional
language on line 8 section 2 page 1 of the amendments.

VOTE: HEARING NO OBJECTION THE AMENDMENTS ARE ADOPTED

MOTION: SEN SMITH moves SB 184 as Amended, DO PASS to JUDICIARY
by prior reference, recommending the prior referral to ways and means be

rescinded.

VOTE: In a roll call vote the motion passes 7 - 0

WORK SESSION ON SB 259 and Amendments

224 GREEN: gives overview of SB 259 AMENDMENTS EXHIBIT D

280 FRED HANSEN, DEQ, gives testimony on fiscal impact for SB 259 and Amendments

316 HOLLY DUNCAN, DEQ, gives overview of definitions for hazardous substances, and the intent of the amendments to SB 259

MOTION: SEN COHEN moves - 1 Amendments to SB 259

VOTE: HEARING NO OBJECTION THE MOTION IS CARRIED

MOTION: SEN COHEN moves SB 259 as Amended DO PASS to Judiciary, recommended to Ways and Means

VOTE: In roll call vote the motion carries 6 -1 SEN TIMMS voting nay

WORK SESSION ON SB 97 and Amendments

393 CHRIS BECK: gives overview of -1 amendments to SB 97 EXHIBIT E

410 JOHN BOLEO, Oregon Department of Geology and Mineral Industries, gives testimony on SB 97 AMENDMENTS with overview of the intent of the bill.

TAPE 68 SIDE A

020 Discussion with members on SB 97 Amendments

084 GREG WOLF, DOGAMI, gives testimony on SB 97 and the process through which the amendments were arrived at.

096 GREEN: Bill must go to fiscal again.

102 WOLF: Our Department thinks the fiscal impact of the is particular provision is minor.

108 BOLEO: We do not anticipate and increase in our budget. This is a consensus bill coming out of a complicated process.

MOTION: SEN SMITH moves the ADOPTION OF SB 97 - 1 with the addition of amendments listed separately on 2-25 working group from DOGAMI.

VOTE: Hearing no objection the motion is adopted

MOTION: SEN SMITH moves SB 97 to the floor DO PASS

VOTE: In a roll call vote the motion passes unanimously 7 - 0
SEN TIMMS to carry the bill

WORK SESSION ON SB 330

216 FRED HANSEN, Director DEQ, gives testimony on SB 330 and presents

overview of EXHIBIT F

370 NEAL BULANE, Manager Water Quality, DEQ, gives testimony on SB 330

TAPE 67 SIDE B

006 BULANE: continues testimony on SB 330

023 HANSEN: Part of this bill includes data collection.

047 SEN TIMMS: I am nervous about this process.

072 SEN BRENNEMAN: Language on line 15, 16 speaking to regulatory expenses, seems open ended. On lines 19 and 20 it seems that a facility might have a person monitoring full time and have to pay the full price for that person without their consent.

085 HANSEN: We could give annual permits, or a larger permit fee. This does not change current waiver approaching dealing with sources, but to clarify an issue raised in litigation.

102 SEN BRENNEMAN: Why do suppose local governments view this with such alarm?

104 HANSEN: They are reading into it more than we have. This clarifies what is already existing in statute.

110 SEN BRENNEMAN: Dairy farmers are concerned with fees from non-point source violations.

122 HANSEN: If we don't do this the EPA will. Point source and non-point source activity are being looked at. In relation to their contribution to the problem ought to pay accordingly. Within our budgets, E board has needed a clear picture of fees before authorization.

154 JIM WHITTY, Associated Oregon Industries, gives testimony on SB 330, and presents EXHIBIT G Expresses concern for questions raised by the bill.

BILL INTRODUCTION EXHIBIT H

MOTION: CHAIR SPRINGER moves LC 3875 be introduced into committee as bill

VOTE: Hearing no objection the motion is carried

PUBLIC HEARING ON SB 261, Polystyrene Flootation Devices

2 JOHN INSKEEP, Oregon City Environmental Learning Center, presents testimony on SB 261, and presents EXHIBIT I

376 BILL HASTEY, Oregon Department of Fish and Wildlife, gives testimony on SB 261 and presents EXHIBIT J

TAPE 68 SIDE B

024 LLOYD ANDERSON, Oregon Yacht Club, gives testimony on SB 261, and presents EXHIBIT K

085 MEL PITTMAN, Rose City Yacht Club, gives testimony on SB 261 and presents EXHIBIT L

130 PAUL DON HEFNER, Director of the Marine Board, gives testimony on SB 261

137 CHAIR SPRINGER: Have you participated in the cleanups.

148 PAUL: No we have not. Dock foam is not a significant part of the problem judging from the testimony of Mr. Don Heffner. The floating homes do not fall under our compliance jurisdiction. We have questions as to the encapsulation that would be used. We think in some cases encapsulation may be more harmful to the environment and wildlife. The cost of encapsulation could be costly.

CHAIR SPRINGER ADJOURNS THE MEETING AT 10:25 AM

EXHIBIT LOG:

A - Amendments to SB 184 - Staff - 6 pages B- Testimony on
SB 184 - Fred Hansen - 10 pages C - Amendments to SB 184 - Tom
Bispham - 25 pages D - Amendments to SB 259 - Peter Green - 1 page E
- Amendments to SB 97 - Chris Beck - pages F - Testimony on SB 330
- Fred Hansen - 10 pages G - Testimony on SB 330 - Jim Whitty - 2
pages H - Introduction LC 3875 - Chair Springer - pages
I - Testimony on SB 261 - John Inskeep - 3 pages
J - Testimony on SB 261 - Bill Hastey - 2 pages
K - Testimony on SB 261 - Lloyd Anderson - 1 page
L - Testimony on SB 261 - Mel Pittman - 27 pages

Submitted by: Reviewed by:

Kus Soumie Peter Green Assistant Administrator