

Senate Committee on Agriculture and Natural Resources March 20, 1991
a.m. - Page

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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 COMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

March 20, 1991 Hearing Room C 8:00 a.m. Tape 92 - 94

MEMBERS PRESENT: Sen. Dick Springer, Chair Sen. Joyce Cohen,
Vice-Chair Sen. Marie Bell 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

MEASURES CONSIDERED: SB 461 (PUB) SB 162 (PUB) SB
499 (PUB) SB 472 (WRK)

EXECUTIVE APPOINTMENTS: NATURAL HERITAGE ADVISORY COUNCIL Jane A.
Kertis Stephen M. Anderson

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TAPE 92 SIDE A

006 CHAIR SPRINGER CALLS THE MEETING TO ORDER AT 8:00 AM

021 SEN BILL BRADBURY, District 24, gives testimony on SB 499 - 2
AMENDMENTS and SB 162 , and presents EXHIBIT A

- answers questions from committee members

PUBLIC HEARING ON SB 162

WITNESSES: Sen. Bill Bradbury

133 SEN BRADBURY: continues testimony on SB 162. The congress has
overruled that all Federal actions have to be consistent with any
enforceable standards. We are impacted by activities beyond the three
mile limit.

- series of questions from Sen Smith

EXECUTIVE APPOINTMENTS, National Heritage Advisory Board

332 STEPHEN ANDERSON, gives testimony on his appointment to the National
Heritage Advisory Board, EXHIBIT B

TAPE 93 SIDE A

EXECUTIVE APPOINTMENTS CONTINUED

018 JANE KERTIS, gives testimony on her appointment to the National Heritage Advisory Board EXHIBIT C

MOTION: Sen Gold moves the recommendation of Appointment of JANE KERTIS and STEPHEN ANDERSON to The National Heritage Advisory Board

VOTE: In a Roll Call Vote the motion is adopted unanimously (Sen Kintigh excused)

PUBLIC HEARING ON SB 461 PURCHASE OF FISHING ROCK HEADLANDS

WITNESSES: Dave Wright Dorothy Moody Maryella Bowder Norma McMillin Tim Yingling Hugh McLean

043 SEN JOHN BRENNEMAN, gives testimony on SB 461

114 DAVE WRIGHT, Oregon State Parks, gives testimony on SB 461 and presents EXHIBIT D - gives description of Fishing Rock Headland - land appraisal \$760,000.00 - answers questions from committee members

189 DOROTHY MOODY, Friends of Fishing Rock, gives testimony in favor of SB 461 and presents EXHIBIT E.

193 MARYELLA BOWDER, Friends of Fishing Rock, gives testimony in favor of SB 461 and presents slide show to members showing various views of Fishing Rock Headlands.

301 NORMA McMILLIN, Friends of Fishing Rock, gives testimony in favor of SB 461 . This is a national treasure which should be preserved.

385 TIM YINGLING, Friends of Fishing Rock, gives testimony on SB 461.

TAPE 92 SIDE B

005 HUGH McLEAN, Friends of Fishing Rock, gives testimony in favor of SB 461 and presents EXHIBIT F. This is not a local issue.

060 SEN BRENNEMAN: Gives testimony in favor of SB 461.

PUBLIC HEARING ON SB 162 AND SB 499

WITNESSES: Dennis Olmstead

162 DENNIS OLMSTEAD, Petroleum Engineer, Department of Geology and Mineral Industries (DOGAMI), gives testimony in favor of SB 162, SB 499 and presents overview of EXHIBIT G - results of three year task force - answers questions from committee members - research plans, costs, funding

270 SEN COHEN: Research is often funded by private interests. Who is funding this research?

279 OLMSTEAD: If the potential funder of a project knew that a bidding process would be necessary in order to conduct a research program, it would be more difficult for them to obtain funding due to the uncertainty of even being allowed to do it. There may be a possible

amendments which will perhaps solve the problems we have with the bill.

- continues testimony on SB 499

- answers questions from committee members

TAPE 93 SIDE B

003 OLMSTEAD: continues testimony and answers questions from committee members

006 CHAIR SPRINGER:

009 SEN TIMMS: It is impossible to get involved in mineral exploration. The costs to exploit the oceans' resources at this time are astronomical.

021 OLMSTEAD: There is some data available. We feel continuing research is important at this time to find out how rich these deposits are.

033 SEN TIMMS: What type of minerals are we talking about?

034 OLMSTEAD: Primarily, chromium gold and titanium.

WORK SESSION ON SB 472 - 3 AMENDMENTS EXHIBIT K

MOTION: The Chair moves - 3 Amendments to SB 472

Discussion with committee members

VOTE: Hearing objections from SEN BRENNEMAN and SEN TIMMS, the amendment is ADOPTED

MOTION: Chair moves SB 472 as amended to Ways and Means Committee Do Pass

VOTE: In a Roll Call Vote the motion passes with Sen TIMMS, KINTIGH AND BRENNEMAN voting NAY

PUBLIC HEARING ON SB 499 - 2 AMENDMENTS

WITNESSES: Janet Neuman Sandra Bishop Phyllis Cottingham

096 JANET NEUMAN, Division of State Lands, gives testimony on SB 499 and presents EXHIBIT H.

- answers questions from committee members

230 SANDRA BISHIP, League of Women Voters, gives testimony on SB 499.

248 PHYLLIS COTLINGHAM, League of Women Voters, gives testimony on SB 499 and presents EXHIBIT I

PUBLIC HEARING ON SB 162

WITNESSES: Phyllis Cottingham Sandra Bishop

318 COTLINGHAM: gives testimony on SB 162 and presents overview of

EXHIBIT J. Gives suggested amendments to SB 162

TAPE 94 SIDE A

004 COTLINGHAM: continues testimony on SB 162 and suggested amendments.

CHAIR SPRINGER RECESSES MEETING TILL 5:30 P.M.

EXHIBIT LOG:

A - Testimony on SB 499 - Sen Bradbury - 11 pages
B - Executive Apointment - Stephin Anderson - 3 pages
C - Executive Apointment - Jane Kertis - 5 pages D -Testimony
on SB 461 - Dave Wright - 2 pages E - Testimony on SB 461 - Dorthy
Moody - 16 pages F - Testimony on SB 461 - Hugh McLean - 56 pages G
- Testimony on SB 162 and SB 499 - Dennis Olmstead - 2 pages H
- Testimony on SB 499 - Janet Neuman - 2 pages I - Testimony on
SB 499 - Phylis Cottingham - 1 page J - Testimony on SB 162 -
Phylis Cottingham - 1 page K - Proposed Amendments to SB 472 (-3)
- Staff - 1 page

Submitted by: Reviewed by:

Kus Soumie Peter Green Assistant Administrator

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SENATE COMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

March 20, 1991Hearing Room B 5:30 p.m. Tape 95 - 98

MEMBERS PRESENT:Sen. Dick Springer, Chair 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 Jill Rader, Committee
Page MEASURES CONSIDERED: SB 555(PUB) SB 1125(PUB)

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TAPE 95 SIDE A

CHAIR SPRINGER CALLS THE MEETING TO ORDER AT 5:30 PM

PUBLIC HEARING ON SB 555

WITNESSES: Sen Bob Kintigh George Van Natta Bill Moshofski Marc
Liverman Dan Stotter Dave Switzer Paul Rudinsky Jerry Haney Bill Gaffey
Floyd Collins William Street David Hibbs Bart Benziger Jack Douglas
Smith

010 SEN KINTIGH, State Senate District 14, gives testimony on SB 1125
and SB 555 and presents EXHIBIT A. Talks about clear cutting in forest
practice. - SB 1125 I would like to see some changes made in the bill

200 GEORGE VAN NATTA, Associated Oregon Loggers, gives testimony on SB
555 and SB 112 5 and presents EXHIBIT B. - need to drop the concept of
bonding - answers questions from committee members.

279 VAN NATTA: continues testimony.

326 BILL MOSHOFSKY, Legal Counsel, Oregonians in Action, gives testimony
on SB 555 and SB 1125 and presents EXHIBIT C.

- in opposition to SB 555 and SB 1125

TAPE 96 SIDE A

003 MOSHOFSKY: continues overview of EXHIBIT C

083 MARC LIVERMAN, Portland Audobon Society, gives testimony in favor of

SB 555 and opposition to SB 1125. - would like both fish and animal habitat included in these bills - Forest management practices - 80 acre limit is discretionary and needs to be tightened up - A clear cut phase out is in order as it is now in Louisiana at this time

- Section 9 suggestions - Section 10 and 13 flexibility for slash burning. - focus on enforcement - sustained yield management - amendments to allow public input into forest practice

275 DAN STOTTER, Forest Conservation Council, gives testimony on SB 555 and SB 1125. - discussion with Sen Kintigh. - continues testimony

TAPE 95 SIDE B

005 STOTTER: continues testimony

089 EDVARD EVENSON, Evenson Logging Company, gives testimony on SB 555 and SB 1125, presents overview of EXHIBIT D.

194 DAVE SWITZER, Western Hardwood Manufacturers, gives testimony on SB 555 and SB 112 5

246 PAUL RUDINSKY, Dianard Wood Products, gives testimony on SB 555 and SB 112 5

- answers questions from committee members

TAPE 96 SIDE B

005 SWITZER: - answers questions from committee members about the wood products industry

JERRY HANEY, Wittier Wood Products, Hardwoods Advisory Board, Forest Service, gives testimony in opposition to SB 555. Citing economic reasons why prohibition of cutting trees is unwise for Forest policy. Presents EXHIBITS E, F, G

121 BILL GAFFEY, Unified Sewerage Agency, gives testimony on SB 1125 SB 555 - section 15 - what regulatory framework best serves the public interest in water quality management - control of phosphorus

173 SEN SMITH: Could you go into more detail on the phosphorus issue?

176 GAFFEY: - Urban runoff, sewage treatment plants, and Agriculture practices are the main contributors to the problem - Starve algae in the Tualitan River - management policy - EPA will intervene it will not be discretionary - turbidity related to the phosphorous problem

- answers questions from members on the phosphorus

265 FLOYD COLLINS, Chair, Association of Oregon Sewage Agencies, Assistant Director of Public Works, City of Salem, gives testimony on SB 555 and SB 1125

- answers questions on DEQ involvement in city water supply from basins in Oregon

342 WILLIAM STREET, International Woodworkers of America, AFL, CIO, gives testimony on SB 555, SB 1125 and gives overview of EXHIBIT H

TAPE 97 SIDE A

003 STREET: continues overview of EXHIBIT H

028 CHAIR SPRINGER: Were you or other Unions involved in this process?

036 STREET: We were informed but were not in on the front of it.

080 DAVID HIBBS, Forest Science Department, Oregon State University, gives testimony on SB 555 and SB 1125. As this bill is written we will lose a lot of diversity in our forests. - reduction of tree diversity - tree regeneration - restoration of hardwoods - riparian zones

180 CHAIR SPRINGER: Everything does not have to be removed. Trees are giving way to salmon berries.

213 CHAIR SPRINGER: What has affected growth patterns.

221 HIBBS: Alder is due to modern forest practices.

237 SEN KINTIGH:

243 HIBBS: Alder is a nitrogen fixer and may improve the growth of Douglas Fir.

263 BART BENZIGER, small woodlands owner, gives testimony in favor of SB 555 as amended, and SB 1125. Drastic reform is needed. Logging operations affecting water on my land cost me money. By the time i receive notice of impending logging operations, I have less than a week to appeal. The 15,000 bond is a threat to keep people from appealing logging operations. Request for reclassification, since flooding has been frequent and pesticides are sprayed. I am a victim of noise pollution, water pollution.

- Concerns with erosion, and blow downs.

TAPE 98 SIDE A

006 JACK DOUGLAS SMITH, gives testimony on SB 555 and SB 1125 - Section 303 of the Federal Water Act. - Exemption of forested lands from Federal regulation - DEQ doesn't make allocations from a Federally implemented process - court provides Oregon to implement at the local level but within a certain time - US Environmental Protection Agency will get involved to enforce Oregon's Forest Practices

CHAIR SPRINGER ADJOURNS MEETING AT 8:15 P.M.

EXHIBIT LOG:

A - Testimony on SB 555/1125 - Sen Bob Kintigh - 3 pages
B - Testimony on SB 555/1125 - George VanNatta - 2 pages
C - Testimony on SB 555/1125 - Bill Moshofsky - 4 pages D
- Testimony on SB 555/1125 - Edvard Evenson - 2 pages E
- Testimony on SB 555/1125 - Dave Sweitzer - 2 pages F - Testimony
on SB 555/1125 - Paul Rudinsky - 3 pages G - Testimony on SB 555/1125
- Jerry Haney - 1 page H - Testimony on SB 555/1125 - William Street
- 7 pages

Submitted by: Reviewed by:

Kus Soumie Peter Green Assistant Administrator