

**HOUSE COMMITTEE ON**  
**SUSTAINABILITY AND ECONOMIC DEVELOPMENT**

April 21, 2009  
12:00 P.M.

Hearing Room E

**MEMBERS PRESENT:**       Rep. Tobias Read, Chair  
                                  Rep. Cliff Bentz, Vice-Chair  
                                  Rep. Larry Galizio, Vice-Chair  
                                  Rep. Jules Bailey  
                                  Rep. Vic Gilliam  
                                  Rep. Paul Holvey  
                                  Rep. Kim Thatcher

**MEMBER EXCUSED:**       Rep. Brad Witt

**STAFF PRESENT:**         Barbara Allen, Committee Administrator  
                                  Terri Ruddell, Committee Assistant

**MEASURES HEARD:**        HB 3037 – Work Session  
                                  HB 3039 – Work Session  
                                  HB 3300 – Public Hearing and Work Session  
                                  HB 2777 – Public Hearing and Work Session  
                                  HB 3036 – Public Hearing  
                                  HB 2579 – Public Hearing  
                                  HB 2734 – Public Hearing

This recording log is in compliance with Senate and House Rules. For complete contents, refer to the digital audio recording.

**HSED**

**4/21/2009 12:11:45 PM**

- 12:11:47 PM** Meeting Called to Order
- 12:11:51 PM** Chair Read
- 12:12:02 PM** HB 3037 - Work Session
- 12:12:07 PM** Barbara Allen, Committee Administrator
- 12:12:21 PM** Chair Read
- 12:12:51 PM** Ted Hughes, Pacific Northwest Paint Council
- 12:13:50 PM** Palmer Mason, Legislative Analyst, Department of Environmental Quality
- 12:14:59 PM** Chair Read
- 12:15:11 PM** Mason
- 12:17:17 PM** Chair Read
- 12:18:18 PM** Rep. Gilliam
- 12:18:35 PM** Chair Read
- 12:18:41 PM** Hughes
- 12:18:52 PM** Chair Read
- 12:19:06 PM** Alison Keane, Counsel, Government Affairs Division of the National Paint and Coatings Association
- 12:19:10 PM** {Exhibit} 1: Keane
- 12:24:34 PM** Chair Read
- 12:24:42 PM** Mark Kirsner, President, Product Care Association
- 12:27:31 PM** Chair Read
- 12:27:38 PM** Vice-Chair Bentz
- 12:27:47 PM** Keane
- 12:28:06 PM** Vice-Chair Bentz
- 12:28:48 PM** Keane
- 12:28:59 PM** Kirsner
- 12:29:34 PM** Vice-Chair Bentz
- 12:30:09 PM** Kirsner
- 12:30:22 PM** Vice-Chair Bentz
- 12:30:24 PM** Kirsner
- 12:30:53 PM** Vice-Chair Bentz
- 12:30:56 PM** Keane
- 12:31:09 PM** Kirsner
- 12:31:22 PM** Vice-Chair Bentz
- 12:31:25 PM** Keane
- 12:32:06 PM** Kirsner
- 12:32:21 PM** Vice-Chair Bentz
- 12:32:27 PM** Kirsner
- 12:32:33 PM** Vice-Chair Bentz

12:32:36 PM Keane  
12:32:54 PM Rep. Holvey  
12:33:08 PM Keane  
12:33:43 PM Rep. Holvey  
12:33:45 PM Chair Read  
12:34:02 PM Rep. Holvey  
12:34:30 PM Keane  
12:34:39 PM Rep. Holvey  
12:34:54 PM Chair Read  
12:35:00 PM Rep. Thatcher  
12:35:22 PM Kirsner  
12:35:57 PM Rep. Thatcher  
12:36:12 PM Kirsner  
12:37:01 PM Chair Read  
12:37:02 PM Vice-Chair Bentz  
12:37:13 PM Keane  
12:37:15 PM Vice-Chair Bentz  
12:37:25 PM Keane  
12:37:30 PM Chair Read  
12:37:42 PM Vice-Chair Bentz  
12:37:44 PM Chair Read  
12:38:04 PM Rep. Holvey  
12:38:08 PM Rep. Gilliam  
12:38:26 PM Keane  
12:38:42 PM Rep. Gilliam  
12:39:21 PM Keane  
12:39:28 PM Rep. Gilliam  
12:39:30 PM Keane  
12:39:52 PM Rep. Gilliam  
12:39:58 PM Chair Read  
12:40:03 PM Keane  
12:40:36 PM Chair Read  
12:40:42 PM Keane  
12:40:52 PM Chair Read  
12:41:21 PM Vice-Chair Galizio  
12:41:22 PM MOTION: Vice-Chair Galizio moves -2 Amendment  
12:41:22 PM Chair Read  
12:41:32 PM Rep. Gilliam  
12:41:51 PM Chair Read  
12:42:18 PM Rep. Holvey  
12:42:27 PM Rep. Gilliam  
12:42:29 PM Rep. Holvey  
12:42:34 PM Rep. Gilliam  
12:42:58 PM Chair Read  
12:43:16 PM VOTE: 7-0-1  
12:43:16 PM Ayes: Bailey, Gilliam, Holvey, Thatcher, Bentz, Galizio, Read;

Excused: Witt

**12:43:40 PM** HB 3039 - Work Session  
**12:43:40 PM** Chair Read  
**12:43:43 PM** Barbara Allen, Committee Administrator  
**12:43:59 PM** Chair Read  
**12:44:57 PM** Kyle Davis, Director, Environmental Policy and Strategy, Pacific Power  
**12:52:01 PM** Chair Read  
**12:52:08 PM** Bruce A Laird, Recruitment Business Development Officer, Oregon Economic Development Department  
**12:56:28 PM** Chair Read  
**12:56:33 PM** Bob Beisner, Vice President, Solar World  
**12:56:33 PM** {Exhibit} 2: Beisner  
**12:57:34 PM** Chair Read  
**12:57:37 PM** Vice-Chair Bentz  
**12:57:58 PM** Laird  
**12:59:13 PM** Davis  
**1:01:13 PM** Vice-Chair Bentz  
**1:01:44 PM** Davis  
**1:04:11 PM** Chair Read  
**1:04:13 PM** Rep. Bailey  
**1:04:45 PM** Davis  
**1:06:00 PM** Rep. Bailey  
**1:06:26 PM** Davis  
**1:07:13 PM** Rep. Bailey  
**1:07:39 PM** Davis  
**1:08:21 PM** Chair Read  
**1:08:25 PM** Vice-Chair Bentz  
**1:08:47 PM** Davis  
**1:08:51 PM** Vice-Chair Bentz  
**1:08:54 PM** Davis  
**1:09:21 PM** Vice-Chair Bentz  
**1:09:24 PM** Davis  
**1:09:56 PM** Chair Read  
**1:09:59 PM** Davis  
**1:10:14 PM** Chair Read  
**1:10:17 PM** Rep. Bailey  
**1:10:41 PM** Davis  
**1:11:37 PM** Chair Read  
**1:11:44 PM** Rep. Thatcher  
**1:11:52 PM** Davis  
**1:12:59 PM** Chair Read  
**1:13:22 PM** The following written testimony was submitted for the record without public testimony:  
**1:13:23 PM** {Exhibit} 3: Justin Klure, Pacific Energy Ventures  
**1:14:09 PM** Rep. Bailey

1:14:11 PM MOTION: Rep. Bailey moves -4 Amendment  
1:14:18 PM Chair Read  
1:14:31 PM VOTE: 7-0-2  
1:14:31 PM Ayes: Bailey, Gilliam, Holvey, Thatcher, Bentz, Read; Excused:  
Witt, Galizio  
1:14:52 PM HB 3300 - Public Hearing  
1:15:13 PM Barbara Allen, Committee Administrator  
1:15:30 PM Rep. David Edwards, House District #30  
1:18:09 PM Chair Read  
1:18:13 PM Rep. Ben Cannon, House District #46  
1:19:24 PM Chair Read  
1:19:28 PM Rep. Jefferson Smith, House District #47  
1:20:48 PM Chair Read  
1:21:01 PM Rep. Edwards  
1:22:17 PM Chair Read  
1:22:22 PM Rep. Thatcher  
1:22:24 PM Chair Read  
1:22:37 PM Rep. Smith  
1:22:56 PM Chair Read  
1:23:26 PM Nancy Hamilton, Economic Development Policy Advisor,  
Governor's Office  
1:24:51 PM Chair Read  
1:24:56 PM Greg White, Workforce Investment Board  
1:27:04 PM Chair Read  
1:27:12 PM Dana Haynes, Communications Director, Portland Community  
College  
1:30:56 PM Chair Read  
1:31:01 PM Haynes  
1:31:09 PM Chair Read  
1:31:34 PM Rep. Thatcher  
1:31:55 PM Chair Read  
1:31:59 PM Krissa Caldwell, Deputy Commissioner, Community Colleges  
1:32:13 PM {Exhibit} 4: Caldwell  
1:33:49 PM Chair Read  
1:33:57 PM Jeff Bissonnette, Citizen's Utility Board of Oregon  
1:35:45 PM Chair Read  
1:35:50 PM Joe Esmonde, International Brotherhood of Electrical Workers  
(IBEW) Local #48  
1:36:49 PM Chair Read  
1:36:51 PM Esmonde  
1:37:14 PM Chair Read  
1:37:28 PM Todd Wynn, Policy Analyst, Cascade Policy Institute  
1:37:47 PM {Exhibit} 5: Wynn  
1:39:33 PM Chair Read  
1:39:38 PM Sylvia Hayes, Chief Executive Officer, 3E Strategies  
1:44:54 PM Chair Read

**1:45:11 PM** The following written testimony was submitted for the record without public testimony:

**1:45:16 PM** {Exhibit} 6: Barbara Byrd, Secretary-Treasurer, Oregon American Federation of Labor - Congress of Industrial Organizations

**1:45:35 PM** HB 3300 - Work Session

**1:45:50 PM** Vice-Chair Galizio

**1:45:55 PM** Chair Read

**1:46:00 PM** Vice-Chair Galizio

**1:46:03 PM** MOTION: Vice-Chair Galizio moves -1 Amendment

**1:46:11 PM** Chair Read

**1:46:17 PM** VOTE: 6-0-2

**1:46:17 PM** Ayes: Gilliam, Holvey, Thatcher, Bentz, Galizio, Read; Excused: Witt, Bailey

**1:46:19 PM** Vice-Chair Galizio

**1:46:21 PM** MOTION: Vice-Chair Galizio moves -2 Amendment

**1:46:27 PM** Chair Read

**1:46:38 PM** VOTE: 7-0-1

**1:46:38 PM** Ayes: Bailey, Gilliam, Holvey, Thatcher, Bentz, Galizio, Read; Excused: Witt

**1:47:02 PM** HB 2777 - Public Hearing

**1:47:26 PM** Barbara Allen, Committee Administrator

**1:47:38 PM** Chair Read

**1:47:41 PM** Rep. Nancy Nathanson, House District #13

**1:52:53 PM** Chair Read

**1:53:15 PM** Rep. Nathanson

**1:53:27 PM** Chair Read

**1:53:37 PM** HB 2777 - Work Session

**1:53:42 PM** Vice-Chair Galizio

**1:53:44 PM** MOTION: Vice-Chair Galizio moves -3 Amendment

**1:53:54 PM** Chair Read

**1:54:03 PM** VOTE: 7-0-1

**1:54:07 PM** Ayes: Bailey, Gilliam, Holvey, Thatcher, Bentz, Galizio, Read; Excused: Witt

**1:54:27 PM** Meeting Recessed

**2:05:09 PM** Meeting Reconvened

**2:05:10 PM** HB 3036 - Public Hearing

**2:05:11 PM** Chair Read

**2:05:16 PM** Barbara Allen, Committee Administrator

**2:06:02 PM** Ginny Lang, Director, Governmental Relations, Qwest

**2:06:16 PM** {Exhibit} 7: Lang

**2:10:03 PM** Chair Read

**2:10:11 PM** Lang

**2:11:51 PM** Jim Green, Verizon

**2:14:30 PM** Chair Read

**2:14:37 PM** Brant Wolf, Oregon Telecommunications Association

**2:15:26 PM** Chair Read

2:15:29 PM Rep. Holvey  
2:15:45 PM Green  
2:16:16 PM Rep. Holvey  
2:16:41 PM Green  
2:17:09 PM Rep. Holvey  
2:17:20 PM Lang  
2:17:57 PM Wolf  
2:18:11 PM Chair Read  
2:18:48 PM Elise Brown, AT&T  
2:19:40 PM Art Butler, Attorney, AterWynne  
2:19:51 PM {Exhibit} 8: Butler  
2:23:50 PM Chair Read  
2:23:54 PM Rep. Gilliam  
2:24:01 PM Butler  
2:24:21 PM Chair Read  
2:24:39 PM The following written testimony was submitted for the record  
without public testimony:  
2:24:39 PM {Exhibit} 9: General Counsel, Integra Telecom  
2:24:49 PM Lee Beyer, Chairman, Oregon Public Utility Commission  
2:24:50 PM {Exhibit} 10: Beyer  
2:34:31 PM {Exhibit} 11: Beyer  
2:35:42 PM Chair Read  
2:35:50 PM Beyer  
2:35:51 PM Chair Read  
2:35:59 PM Jeff Bissonnette, Citizen's Utility Board  
2:38:01 PM Chair Read  
2:38:05 PM Rep. Holvey  
2:38:17 PM Bissonnette  
2:39:38 PM Rep. Holvey  
2:39:41 PM Bissonnette  
2:39:57 PM Chair Read  
2:40:17 PM HB 2579 - Public Hearing  
2:40:20 PM HB 2734 - Public Hearing  
2:40:26 PM Barbara Allen, Committee Administrator  
2:41:14 PM Chair Read  
2:42:33 PM Tray Carskadon, Safe for Salmon  
2:43:29 PM {Exhibit} 12: Carskadon  
2:45:51 PM Chair Read  
2:45:53 PM Carskadon  
2:46:08 PM Chair Read  
2:46:10 PM Carskadon  
2:46:28 PM Chair Read  
2:46:33 PM Dave Schamp, Chairman, Coastal Conservation Association  
Oregon  
2:46:44 PM {Exhibit} 13: Schamp  
2:46:56 PM Chair Read

**2:46:59 PM** Schamp  
**2:49:44 PM** Chair Read  
**2:49:50 PM** Schamp  
**2:51:13 PM** David Moskowitz, Confluence Consulting  
**2:51:17 PM** {Exhibit} 14: Moskowitz  
**2:54:15 PM** Chair Read  
**2:54:36 PM** Jim Markee, Salmon for All  
**2:56:23 PM** Chair Read  
**2:56:27 PM** Bruce Buckmaster, Salmon for All  
**2:56:39 PM** Chair Read  
**2:59:51 PM** Rep. Gilliam  
**2:59:54 PM** Chair Read  
**3:00:12 PM** Rep. Gilliam  
**3:00:22 PM** Chair Read  
**3:00:22 PM** The following written testimony was submitted for the record  
without public testimony:  
**3:00:22 PM** {Exhibit} 15: Thomas M. Smoot, President, Association of NW  
Steelheaders  
**3:00:24 PM** Meeting Adjourned

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**HSED**

**4/21/2009 12:11:45 PM**

- 12:19:10 PM** {Exhibit} 1: HB 3037, written testimony, Alison Keane, 4 pp  
**12:56:33 PM** {Exhibit} 2: HB 3039, written testimony, Bob Beisner, 2 pp  
**1:13:23 PM** {Exhibit} 3: HB 3039, written testimony, Justin Klure, 1 p  
**1:32:13 PM** {Exhibit} 4: HB 3300, written testimony, Krissa Caldwell, 2 pp  
**1:37:47 PM** {Exhibit} 5: HB 3300, written testimony, Todd Wynn, 1 p  
**1:45:16 PM** {Exhibit} 6: HB 3300, written testimony, Barbara Byrd, 2 pp  
**2:06:16 PM** {Exhibit} 7: HB 3036, written testimony, Ginny Lang, 4 pp  
**2:19:51 PM** {Exhibit} 8: HB 3036, written testimony, Art Butler, 5 pp  
**2:24:39 PM** {Exhibit} 9: HB 3036, written testimony, Integra Telecom, 5 pp  
**2:24:50 PM** {Exhibit} 10: HB 3036, written testimony, Lee Beyer, 3 pp  
**2:34:31 PM** {Exhibit} 11: HB 3036, written testimony, Lee Beyer, 11 pp  
**2:43:29 PM** {Exhibit} 12: HB 2734, -1 Amendment, Tray Carskadon, 1 p  
**2:46:44 PM** {Exhibit} 13: HB 2579, written testimony, Dave Schamp, 5 pp  
**2:51:17 PM** {Exhibit} 14: HB 2579, written testimony, David Moskowitz, 2 pp  
**3:00:22 PM** {Exhibit} 15: HB 2734, written testimony, Thomas M. Smoot, 2 pp
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