

HOUSE COMMITTEE ON
SUSTAINABILITY AND ECONOMIC DEVELOPMENT

April 28, 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
 Rep. Brad Witt

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

MEASURES HEARD: HB 3037 – Work Session
 HB 2531 – Work Session
 HB 3058 – Work Session
 HB 3153 – Work Session
 HB 3038 – Work Session
 HB 2579 – Work Session
 HB 3158 – Work Session
 HB 3056 – Work Session
 HB 3300 - Work Session
 HB 2940 – Work Session
 HB 2952 – Public Hearing and Work Session
 HB 3476 – Public Hearing
 HB 3376 – Public Hearing
 HB 3377 – Public Hearing
 HB 3378 – Public Hearing
 HB 2647 – Public Hearing

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

HSED

4/28/2009 12:44:59 PM

12:45:01 PM Meeting Called to Order

12:45:02 PM Chair Read

12:45:18 PM HB 3037 - Work Session

12:45:20 PM Barbara Allen, Committee Administrator

12:45:30 PM Chair Read

12:45:49 PM Vice-Chair Bentz

12:45:54 PM Chair Read

12:45:55 PM Vice-Chair Bentz

12:45:58 PM MOTION: Vice-Chair Bentz moves HB 3037 DO PASS as
AMENDED & REFER to Ways & Means by prior reference

12:46:03 PM Chair Read

12:46:16 PM Rep. Thatcher

12:46:30 PM Chair Read

12:46:35 PM VOTE: 7-1-0

12:46:35 PM Ayes: Bailey, Gilliam, Holvey, Bentz, Galizio, Read; Witt; Nay:
Thatcher

12:47:04 PM Chair Read

12:47:13 PM HB 2531 - Work Session

12:47:15 PM Barbara Allen, Committee Administrator

12:47:25 PM Chair Read

12:47:48 PM Vice-Chair Bentz

12:47:51 PM MOTION: Vice-Chair Bentz moves HB 2531 DO PASS as
AMENDED & REFER to Revenue by prior reference

12:47:58 PM Chair Read

12:48:10 PM Rep. Thatcher

12:48:11 PM Chair Read

12:48:38 PM VOTE: 7-1-0

12:48:38 PM Ayes: Bailey, Gilliam, Holvey, Bentz, Galizio, Read; Witt; Nay:
Thatcher

12:48:47 PM HB 3058 - Work Session

12:48:49 PM Barbara Allen, Committee Administrator

12:49:00 PM Chair Read

12:49:41 PM Vice-Chair Bentz

12:52:15 PM Chair Read

12:52:40 PM Rep. Gilliam

12:57:57 PM Chair Read

12:58:01 PM Rep. Bailey

12:59:08 PM Chair Read

12:59:10 PM Rep. Thatcher

1:02:06 PM Chair Read
1:02:09 PM Vice-Chair Galizio
1:03:44 PM Chair Read
1:03:47 PM Rep. Holvey
1:06:21 PM Chair Read
1:06:41 PM Rep. Witt
1:08:33 PM Chair Read
1:08:46 PM Vice-Chair Bentz
1:09:02 PM Chair Read
1:09:31 PM Vice-Chair Bentz
1:09:42 PM Chair Read
1:10:01 PM Vice-Chair Bentz
1:10:10 PM Chair Read
1:10:12 PM Vice-Chair Bentz
1:10:13 PM MOTION: Vice-Chair Bentz moves HB 3058 WITHOUT
RECOMMENDATION & REFER to Rules
1:10:17 PM Chair Read
1:11:20 PM Rep. Gilliam
1:12:27 PM Chair Read
1:12:41 PM Rep. Gilliam
1:12:44 PM Chair Read
1:12:46 PM Vice-Chair Galizio
1:12:49 PM Chair Read
1:13:03 PM VOTE: 8-0-0
1:13:03 PM Ayes: Bailey, Gilliam, Holvey, Thatcher, Bentz, Galizio, Read, Witt
1:13:17 PM HB 3153 - Work Session
1:13:18 PM Barbara Allen, Committee Administrator
1:13:27 PM Chair Read
1:13:31 PM Rep. Brian Clem, House District #21
1:15:41 PM Chair Read
1:16:05 PM Rep. Gilliam
1:16:22 PM Chair Read
1:16:22 PM Rep. Gilliam
1:16:26 PM Rep. Clem
1:16:30 PM Chair Read
1:16:37 PM Vice-Chair Bentz
1:16:42 PM {Exhibit} 1: Vice Chair Bentz
1:16:49 PM Chair Read
1:17:11 PM Rep. Clem
1:17:17 PM Chair Read
1:17:39 PM Vice-Chair Bentz
1:18:33 PM Chair Read
1:18:38 PM Vice-Chair Bentz
1:20:45 PM Chair Read
1:20:49 PM Vice-Chair Bentz
1:21:19 PM Chair Read

1:21:19 PM Vice-Chair Bentz
1:21:20 PM Chair Read
1:21:29 PM Rep. Holvey
1:22:06 PM Chair Read
1:22:07 PM Vice-Chair Bentz
1:23:10 PM Rep. Holvey
1:23:21 PM Tom Gallagher, Portland General Electric
1:27:53 PM Chair Read
1:27:56 PM Tom O'Connor, Oregon Municipal Electric Utilities Association
1:30:23 PM Chair Read
1:30:28 PM Sandy Flicker, Oregon Rural Electric Cooperative Association
1:31:43 PM Chair Read
1:31:53 PM Vice-Chair Bentz
1:32:11 PM Chair Read
1:32:35 PM Vice-Chair Bentz
1:32:37 PM MOTION: Vice-Chair Bentz moves -2 amendment
1:32:44 PM Chair Read
1:32:53 PM VOTE: 8-0-0
1:32:53 PM Ayes: Bailey, Gilliam, Holvey, Thatcher, Bentz, Galizio, Read, Witt
1:32:59 PM Vice-Chair Bentz
1:33:03 PM Chair Read
1:33:04 PM MOTION: Chair Read moves to SUSPEND HSED COMMITTEE
RULE #18
1:33:05 PM VOTE: 8-0-0
1:33:05 PM Ayes: Bailey, Gilliam, Holvey, Thatcher, Bentz, Galizio, Read, Witt
1:33:35 PM Vice-Chair Bentz
1:33:36 PM MOTION: Vice-Chair Bentz moves HB 3153 DO PASS as
AMENDED & REFER to Rules
1:33:43 PM Chair Read
1:33:54 PM VOTE: 8-0-0
1:33:55 PM Ayes: Bailey, Gilliam, Holvey, Thatcher, Bentz, Galizio, Read, Witt
1:34:13 PM HB 3038 - Work Session
1:34:29 PM Vice-Chair Galizio
1:34:39 PM Chair Read
1:35:14 PM Vice-Chair Galizio
1:35:16 PM MOTION: Vice-Chair Galizio moves HB 3038 WITHOUT
RECOMMENDATION & REFER to Rules
1:35:21 PM Chair Read
1:35:29 PM VOTE: 8-0-0
1:35:29 PM Ayes: Bailey, Gilliam, Holvey, Thatcher, Bentz, Galizio, Read, Witt
1:35:41 PM HB 2579 - Work Session
1:35:45 PM Barbara Allen, Committee Administrator
1:36:10 PM Chair Read
1:37:30 PM Rep. Gilliam
1:37:33 PM Chair Read
1:37:37 PM Rep. Gilliam

1:38:28 PM Chair Read
1:38:31 PM Rep. Gilliam
1:38:56 PM Chair Read
1:38:58 PM Rep. Bailey
1:39:41 PM Chair Read
1:40:04 PM Rep. Witt
1:40:27 PM Chair Read
1:40:28 PM Rep. Thatcher
1:40:33 PM Chair Read
1:41:22 PM Rep. Thatcher
1:41:41 PM Chair Read
1:42:33 PM Rep. Thatcher
1:42:39 PM Chair Read
1:42:53 PM MOTION: Chair Read moves -1 amendment
1:43:02 PM Rep. Holvey
1:43:12 PM Chair Read
1:43:18 PM VOTE: 8-0-0
1:43:18 PM Ayes: Bailey, Holvey, Gilliam, Thatcher, Bentz, Galizio, Read, Witt
1:43:24 PM Vice-Chair Galizio
1:43:28 PM Chair Read
1:43:30 PM Vice-Chair Galizio
1:43:36 PM MOTION: Vice-Chair Galizio moves HB 2579 DO PASS as AMENDED & REFER to Ways & Means
1:43:45 PM Chair Read
1:44:04 PM VOTE: 7-1-0
1:44:04 PM Ayes: Bailey, Holvey, Thatcher, Bentz, Galizio, Read, Witt; Nay: Gilliam
1:44:51 PM Chair Read
1:44:59 PM HB 3158 - Work Session
1:45:09 PM Barbara Allen, Committee Administrator
1:45:26 PM Rep. Jefferson Smith, House District #47
1:46:34 PM Chair Read
1:46:36 PM Rep. Smith
1:47:42 PM Chair Read
1:47:50 PM Rep. Smith
1:48:02 PM Chair Read
1:48:13 PM Vice-Chair Galizio
1:48:14 PM MOTION: Vice-Chair Galizio moves -5 amendment
1:48:19 PM Chair Read
1:48:32 PM VOTE: 6-0-2
1:48:32 PM Ayes: Gilliam, Holvey, Thatcher, Galizio, Read, Witt; Excused: Bailey, Bentz
1:48:33 PM Vice-Chair Galizio
1:48:35 PM MOTION: Vice-Chair Galizio moves HB 3158 DO PASS as AMENDED & REFER to Ways & Means by prior reference
1:48:40 PM Chair Read

1:48:54 PM VOTE: 6-0-2
1:48:54 PM Ayes: Gilliam, Holvey, Thatcher, Galizio, Read, Witt; Excused:
Bailey, Bentz
1:49:53 PM HB 3056 - Work Session
1:49:55 PM Barbara Allen, Committee Administrator
1:50:13 PM Chair Read
1:50:52 PM Doug Rux, Association of Oregon Redevelopment Agencies
1:51:56 PM Chair Read
1:52:47 PM Rep. Gilliam
1:52:49 PM Chair Read
1:52:50 PM Rep. Gilliam
1:52:51 PM Chair Read
1:52:55 PM Vice-Chair Galizio
1:52:57 PM MOTION: Vice-Chair Galizio moves -5 amendments
1:53:03 PM Chair Read
1:53:10 PM VOTE: 8-0-0
1:53:10 PM Ayes: Bailey, Gilliam, Holvey, Thatcher, Bentz, Galizio, Read, Witt
1:53:36 PM Rep. Thatcher
1:53:55 PM Chair Read
1:54:19 PM Harvey Rogers, Partner, Preston Gates Ellis LLP
1:54:59 PM Rep. Thatcher
1:55:01 PM Chair Read
1:55:07 PM Rep. Holvey
1:55:58 PM Chair Read
1:56:05 PM Vice-Chair Galizio
1:56:06 PM MOTION: Vice-Chair Galizio moves HB 3056 DO PASS as
AMENDED
1:56:11 PM Chair Read
1:56:20 PM VOTE: 8-0-0
1:56:20 PM Ayes: Bailey, Gilliam, Holvey, Thatcher, Bentz, Galizio, Read, Witt
1:56:36 PM CARRIER: REP. KAHL will lead discussion on the floor
1:57:02 PM HB 3300 - Work Session
1:57:04 PM Barbara Allen, Committee Administrator
1:57:15 PM Chair Read
1:57:20 PM Rep. David Edwards, House District #30
1:58:22 PM Chair Read
1:58:36 PM Rep. Edwards
1:58:39 PM Chair Read
1:58:46 PM Allen
1:59:02 PM Chair Read
1:59:03 PM Allen
1:59:06 PM Chair Read
1:59:17 PM Allen
1:59:18 PM Chair Read
1:59:26 PM Vice-Chair Bentz
1:59:44 PM Chair Read

1:59:52 PM Rep. Edwards
1:59:57 PM Chair Read
2:00:02 PM Vice-Chair Bentz
2:00:05 PM Rep. Gilliam
2:00:09 PM Chair Read
2:00:23 PM Rep. Gilliam
2:00:24 PM Chair Read
2:00:24 PM Rep. Gilliam
2:00:35 PM Rep. Edwards
2:00:53 PM Chair Read
2:01:02 PM Rep. Gilliam
2:01:04 PM Rep. Edwards
2:01:20 PM Chair Read
2:01:21 PM Vice-Chair Bentz
2:01:28 PM MOTION: Vice-Chair moves to RECONSIDER the VOTE on -2
amendments
2:01:30 PM Chair Read
2:01:43 PM VOTE: 8-0-0
2:01:43 PM Ayes: Bailey, Gilliam, Holvey, Thatcher, Bentz, Galizio, Read, Witt
2:01:45 PM Vice-Chair Bentz
2:01:47 PM MOTION: Vice-Chair Bentz moves HB 3300 DO PASS as
AMENDED & REFER to Ways & Means
2:01:55 PM Allen
2:01:56 PM Vice-Chair Bentz
2:02:05 PM Chair Read
2:02:19 PM Vice-Chair Bentz
2:02:21 PM Chair Read
2:02:22 PM Vice-Chair Bentz
2:02:31 PM Chair Read
2:02:33 PM Rep. Gilliam
2:02:45 PM Chair Read
2:02:46 PM Rep. Gilliam
2:02:47 PM Chair Read
2:02:48 PM Rep. Thatcher
2:02:50 PM Chair Read
2:02:58 PM VOTE: 8-0-0
2:02:58 PM Ayes: Bailey, Gilliam, Holvey, Thatcher, Bentz, Galizio, Read, Witt
2:03:06 PM Rep. Edwards
2:03:10 PM Chair Read
2:03:27 PM HB 2940 - Work Session
2:03:29 PM Barbara Allen, Committee Administrator
2:03:31 PM Chair Read
2:04:07 PM Allen
2:04:08 PM Chair Read
2:04:09 PM Allen
2:04:17 PM Chair Read

2:04:54 PM HB 2952 - Public Hearing
2:04:57 PM Barbara Allen, Committee Administrator
2:05:28 PM Chair Read
2:05:38 PM John Ledger, Associated Oregon Industries
2:06:13 PM Tom Wood, Attorney, Stoel Rives
2:06:45 PM Chair Read
2:06:51 PM Andy Ginsburg, Air Quality Division Administrator, Oregon
Department of Environmental Quality
2:07:04 PM Chair Read
2:07:19 PM Wood
2:08:17 PM Chair Read
2:08:22 PM Wood
2:08:53 PM Chair Read
2:08:54 PM Rep. Bailey
2:09:32 PM Wood
2:11:55 PM Rep. Witt
2:12:11 PM Chair Read
2:12:11 PM HB 2952 Work Session
2:12:37 PM Vice-Chair Bentz
2:12:39 PM MOTION: Vice-Chair Bentz moves -4 amendments
2:12:41 PM Chair Read
2:12:42 PM VOTE: 8-0-0
2:12:42 PM Ayes: Bailey, Gilliam, Holvey, Thatcher, Bentz, Galizio, Read, Witt
2:12:59 PM Vice-Chair Bentz
2:13:00 PM MOTION: Vice-Chair Bentz moves HB 2952 DO PASS as
AMENDED
2:13:04 PM Chair Read
2:13:07 PM VOTE: 8-0-0
2:13:07 PM Ayes: Bailey, Gilliam, Holvey, Thatcher, Bentz, Galizio, Read, Witt
2:13:18 PM Chair Read
2:13:25 PM CARRIER: REP. HOLVEY will lead discussion on the floor
2:14:10 PM Chair Read
2:14:17 PM HB 3476 - Public Hearing
2:14:21 PM Barbara Allen, Committee Administrator
2:14:34 PM Chair Read
2:15:43 PM Rep. Bailey
2:16:06 PM Chair Read
2:16:15 PM Rep. Bailey
2:17:50 PM Chris Dudley, Co-Chair, Center for Innovative School Facilities
2:21:12 PM Chair Read
2:21:20 PM Ruth Scott, President and Executive Director, Center for Innovative
School Facilities
2:24:06 PM Chair Read
2:24:46 PM HB 2940 - Work Session
2:24:48 PM Barbara Allen, Committee Administrator
2:24:54 PM Chair Read

2:25:30 PM Vice-Chair Bentz
2:25:31 PM Chair Read
2:25:50 PM Vice-Chair Bentz
2:25:51 PM MOTION: Vice-Chair Bentz moves HB 2940 DO PASS as
AMENDED
2:25:53 PM Chair Read
2:26:00 PM Rep. Gilliam
2:26:45 PM Chair Read
2:27:03 PM Rep. Bailey
2:27:30 PM Chair Read
2:27:33 PM Rep. Thatcher
2:27:56 PM Chair Read
2:28:04 PM VOTE: 8-0-0
2:28:05 PM Ayes: Bailey, Gilliam, Holvey, Thatcher, Bentz, Galizio, Read, Witt
2:28:06 PM CARRIER: REP. CHRIS EDWARDS will lead discussion on the
floor
2:28:44 PM HB 3376 - Public Hearing
2:28:45 PM HB 3377 - Public Hearing
2:28:46 PM HB 3378 - Public Hearing
2:28:48 PM Barbara Allen, Committee Administrator
2:29:26 PM Chair Read
2:30:08 PM Eric Simpkins, Vice President of Business Development, IdaTech
2:30:08 PM {Exhibit} 2: Simpkins
2:35:14 PM Chair Read
2:35:21 PM Larry Burgess, Director of Engineering Services, Hydra Fuel Cell
Corporation
2:35:35 PM Chair Read
2:35:39 PM Burgess
2:35:59 PM Simpkins
2:36:30 PM Chair Read
2:36:33 PM Rep. Bailey
2:36:56 PM Simpkins
2:36:59 PM Rep. Holvey
2:37:25 PM Simpkins
2:38:20 PM Chair Read
2:38:21 PM Rep. Holvey
2:38:59 PM Simpkins
2:40:00 PM Rep. Holvey
2:40:11 PM Simpkins
2:40:18 PM Rep. Holvey
2:40:23 PM Rep. Thatcher
2:40:31 PM Simpkins
2:40:36 PM Rep. Thatcher
2:40:38 PM Simpkins
2:40:54 PM Rep. Thatcher
2:40:57 PM Simpkins

2:41:59 PM Chair Read
2:42:05 PM Vice-Chair Bentz
2:42:24 PM Simpkins
2:43:59 PM Vice-Chair Bentz
2:44:01 PM Simpkins
2:44:19 PM Vice-Chair Bentz
2:44:34 PM Simpkins
2:45:34 PM Chair Read
2:45:39 PM Rep. Gene Whisnant, House District #53
2:47:21 PM Chair Read
2:47:29 PM Rep. Whisnant
2:47:37 PM Chair Read
2:48:20 PM HB 2647 - Public Hearing
2:48:22 PM Barbara Allen, Committee Administrator
2:48:30 PM Chair Read
2:48:52 PM John Charles, Cascade Policy Institute
2:51:18 PM David Boussios, citizen
2:52:22 PM {Exhibit} 3: Boussios
2:54:54 PM Chair Read
2:55:07 PM Suzanne Leta Liou, Renewable Northwest Project
2:56:49 PM Jeff Bissonnette, Citizens Utility Board
2:59:49 PM Chair Read
3:00:06 PM The following written testimony was submitted for the record without public testimony:
3:00:07 PM {Exhibit} 4: Rep. Judy Stiegler, House District #54
3:00:07 PM {Exhibit} 5: Chris Dudley, Co-Chair, Center for Innovative School Facilities
3:00:07 PM {Exhibit} 6: Andrea Fogue, League of Oregon Cities
3:00:07 PM {Exhibit} 7: Bryan Conway, Administrator, Telecommunications Division, Oregon Public Utility Commission
3:00:07 PM {Exhibit} 8: Brian Wegener, Watershed Coordinator, Tualatin Riverkeepers
3:00:07 PM {Exhibit} 9: Christopher Tamarin, Telecommunications Coordinator, Oregon Economic and Community Development Department
3:00:07 PM {Exhibit} 10: Joseph Longway, Chief Executive Officer & President, Longway Broadband Services
3:00:42 PM Meeting Adjourned

HSED

4/28/2009 12:44:59 PM

- 1:16:42 PM** {Exhibit} 1: HB 3153, -3 Amendment, Vice Chair Bentz, 5 pp
 - 2:30:08 PM** {Exhibit} 2: HB 3376, HB 3377, HB 3378, written testimony, Eric Simpkins, 5 pp
 - 2:52:22 PM** {Exhibit} 3: HB 2647, written testimony, David Boussios, 3 pp
 - 3:00:07 PM** {Exhibit} 4: HB 3377, HB 3378, written testimony, Rep. Judy Stiegler, 1 p
 - 3:00:07 PM** {Exhibit} 5: HB 3476, written testimony, Chris Dudley, 2 pp
 - 3:00:07 PM** {Exhibit} 6: HB 3158, written testimony, Andrea Fogue, 1 p
 - 3:00:07 PM** {Exhibit} 7: HB 3158, written testimony, Bryan Conway, 2 pp
 - 3:00:07 PM** {Exhibit} 8: HB 3058, written testimony, Brian Wegener, 1 p
 - 3:00:07 PM** {Exhibit} 9: HB 3158, written testimony, Christopher Tamarin, 2 pp
 - 3:00:07 PM** {Exhibit} 10: HB 3158, written testimony, Joseph Longway, 2 pp
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