

SENATE COMMITTEE ON
ENVIRONMENT AND NATURAL RESOURCES

February 10, 2009
3:00 P.M.

Hearing Room C

MEMBERS PRESENT: **Sen. Jackie Dingfelder, Chair**
 Sen. Jason Atkinson, Vice-Chair
 Sen. Floyd Prozanski
 Sen. Mark Hass
 Sen. Brian Boquist

STAFF PRESENT: **Beth Herzog, Committee Administrator**
 Natalie Worley, Committee Assistant

MEASURES/ISSUES HEARD: **SB 76 – Work Session**
 SB 193 – Public Hearing
 SB 194 – Public Hearing

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

SENR

2/10/2009 3:06:28 PM

3:06:28 PM Meeting Called to Order
3:06:30 PM Chair Dingfelder
3:06:43 PM SB 76 - Work Session
3:06:44 PM Chair Dingfelder
3:06:52 PM Beth Herzog, Committee Administrator
3:06:52 PM {Exhibit} 1: Herzog
3:07:27 PM Chair Dingfelder
3:07:59 PM Paul Graham, Oregon Department of Justice
3:11:54 PM Chair Dingfelder
3:12:11 PM Graham
3:16:18 PM Chair Dingfelder
3:16:25 PM Graham
3:16:47 PM Sen. Hass
3:17:04 PM Graham
3:17:13 PM Kurt Burkholder, Oregon Department of Justice
3:19:30 PM Sen. Hass
3:19:40 PM Burkholder
3:20:15 PM Chair Dingfelder
3:20:32 PM Burkholder
3:21:01 PM Graham
3:22:05 PM Burkholder
3:22:42 PM Chair Dingfelder
3:23:28 PM Burkholder
3:24:02 PM Chair Dingfelder
3:24:05 PM Burkholder
3:24:43 PM Sen. Boquist
3:25:58 PM Burkholder
3:28:03 PM Sen. Boquist
3:28:31 PM Burkholder
3:28:44 PM Chair Dingfelder
3:29:00 PM Graham
3:29:43 PM Chair Dingfelder
3:29:59 PM Graham
3:30:26 PM Burkholder
3:31:31 PM Sen. Boquist
3:32:03 PM Graham
3:32:26 PM Sen. Boquist
3:32:42 PM Burkholder
3:33:35 PM Sen. Boquist

3:33:50 PM Burkholder
3:34:00 PM Sen. Boquist
3:34:06 PM Chair Dingfelder
3:34:17 PM Burkholder
3:35:17 PM Chair Dingfelder
3:35:24 PM Graham
3:35:40 PM Sen. Prozanski
3:36:37 PM Graham
3:36:59 PM Sen. Prozanski
3:37:19 PM Graham
3:37:22 PM Chair Dingfelder
3:37:31 PM Vice-Chair Atkinson
3:37:49 PM Burkholder
3:38:26 PM Vice-Chair Atkinson
3:38:34 PM Graham
3:38:54 PM Vice-Chair Atkinson
3:39:01 PM Graham
3:40:12 PM Chair Dingfelder
3:40:19 PM Graham
3:41:23 PM Chair Dingfelder
3:41:57 PM Mike Carrier, Governor's Natural Resources Policy Director
3:42:59 PM Chair Dingfelder
3:43:09 PM Carrier
3:44:03 PM Sen. Boquist
3:44:07 PM Chair Dingfelder
3:44:40 PM Carrier
3:46:38 PM Chair Dingfelder
3:47:02 PM Carrier
3:48:39 PM Chair Dingfelder
3:48:45 PM Carrier
3:49:17 PM Chair Dingfelder
3:49:41 PM Jeff Bissonnette, Citizens Utility Board Oregon
3:51:17 PM Chair Dingfelder
3:51:27 PM Bissonnette
3:52:48 PM Chair Dingfelder
3:53:03 PM Herzog
3:53:29 PM Chair Dingfelder
3:53:38 PM MOTION: Sen. Atkinson moves -5 Amendments
3:53:43 PM Chair Dingfelder
3:53:51 PM Sen. Boquist
3:54:13 PM Chair Dingfelder
3:54:22 PM VOTE: 4-1-0
3:54:22 PM Ayes: Dingfelder, Hass, Prozanski, Atkinson; Nays: Boquist
3:54:31 PM Chair Dingfelder
3:54:35 PM MOTION: Sen. Atkinson moves SB 76 DO PASS as AMENDED
3:54:40 PM Chair Dingfelder

3:54:51 PM Sen. Boquist
3:55:37 PM Vice-Chair Atkinson
3:56:55 PM Chair Dingfelder
3:56:58 PM Sen. Prozanski
3:58:20 PM Chair Dingfelder
3:59:45 PM VOTE: 4-1-0
3:59:45 PM Ayes: Dingfelder, Hass, Prozanski, Atkinson; Nays: Boquist
3:59:57 PM CARRIER: SEN. DINGFELDER will lead discussion on the floor
4:00:00 PM Chair Dingfelder
4:00:09 PM SB 193 - Public Hearing
4:00:10 PM Chair Dingfelder
4:00:31 PM Beth Herzog, Committee Administrator
4:00:50 PM Chair Dingfelder
4:01:22 PM Jane Bacchieri, Natural Resources Policy Advisor for Governor
Kulongoski
4:01:22 PM {Exhibit} 2: Bacchieri
4:05:15 PM Chair Dingfelder
4:05:23 PM Phil Ward, Director of Water Resources Department
4:05:23 PM {Exhibit} 3: Ward
4:05:58 PM Dick Peterson, Director, Department of Environmental Quality
4:07:03 PM Ward
4:08:45 PM Peterson
4:10:32 PM Ward
4:13:12 PM Peterson
4:13:53 PM Ward
4:14:30 PM Peterson
4:15:38 PM Ward
4:16:13 PM Peterson
4:16:20 PM Ward
4:18:26 PM Chair Dingfelder
4:18:29 PM Sen. Hass
4:19:13 PM Ward
4:19:53 PM Sen. Hass
4:20:30 PM Peterson
4:21:17 PM Sen. Boquist
4:22:42 PM Ward
4:23:06 PM Chair Dingfelder
4:24:48 PM Dennis Doherty, Umatilla County Commissioner
4:26:38 PM Ken Vance-Borland, Society for Conservation Biology Fresh Water
Working Group
4:27:02 PM {Exhibit} 4: Vance-Borland
4:28:55 PM Lorna Stickel, Water Resources Planning Manager, Portland Water
Bureau
4:28:55 PM {Exhibit} 5: Stickel
4:32:27 PM Chair Dingfelder
4:32:38 PM Sen. Prozanski

4:33:04 PM Vance-Borland
4:33:34 PM Chair Dingfelder
4:34:04 PM Janet Neuman, Professor of Law, Lewis & Clark Law School
4:34:04 PM {Exhibit} 6: Neuman
4:38:37 PM Joe Whitworth, Director, Oregon Trout, Oregon Water Trust
4:38:38 PM {Exhibit} 7: Whitworth
4:42:25 PM David Pilz, Oregon Water Trust, Oregon Trout
4:44:38 PM Chair Dingfelder
4:45:17 PM Katie Fast, Oregon Farm Bureau Federation
4:48:25 PM Daniel Eisenbeis, League of Oregon Cities
4:50:29 PM John DeVoe, Executive Director, WaterWatch Oregon
4:50:58 PM {Exhibit} 8: DeVoe
4:53:49 PM Chair Dingfelder
4:54:21 PM Richard Kosesan, Water for Life
4:57:40 PM Anita Winkler, Executive Director, Oregon Water Resources Congress
4:59:45 PM Trey Carskadun, Northwest Sport Fishing Industry Association
5:01:10 PM Chair Dingfelder
5:01:11 PM The following written testimony was submitted for the record without public testimony:
5:01:12 PM {Exhibit} 9: Marge Easley, President, League of Women Voters of Oregon
5:01:13 PM {Exhibit} 10: Richard Whitman, Director, Department of Land Conservation and Development
5:01:14 PM {Exhibit} 11: Jim Welsh, Oregon Cattlemen's Association
5:01:27 PM SB 194 - Public Hearing
5:01:28 PM Chair Dingfelder
5:01:50 PM Phil Ward, Water Resources Department
5:01:50 PM {Exhibit} 12: Ward
5:05:53 PM Chair Dingfelder
5:06:30 PM Ward
5:07:06 PM Chair Dingfelder
5:07:21 PM Ward
5:08:00 PM Chair Dingfelder
5:08:10 PM Ward
5:08:20 PM Chair Dingfelder
5:08:40 PM Ward
5:08:53 PM Chair Dingfelder
5:09:02 PM Ward
5:09:06 PM Sen. Boquist
5:09:32 PM Ward
5:09:45 PM Sen. Boquist
5:09:50 PM Ward
5:09:56 PM Chair Dingfelder
5:10:01 PM Sen. Prozanski
5:10:07 PM Brenda Bateman, Water Resources Department

5:10:17 PM Chair Dingfelder
5:10:53 PM Janet Neuman, Professor of Law, Lewis & Clark Law School
5:13:05 PM Peggy Browne, Baker County Farm Bureau President, Oregon
Farm Bureau Water Advisory Committee
5:15:22 PM Tracy Liskey, Oregon Farm Bureau, Klamath Falls
5:17:17 PM Chair Dingfelder
5:17:44 PM Jim Welsh, Oregon Cattlemen's Association
5:17:44 PM {Exhibit} 13: Welsh
5:19:20 PM Richard Kosesan, Water for Life
5:20:52 PM John DeVoe, Executive Director, WaterWatch Oregon
5:20:52 PM {Exhibit} 14: DeVoe
5:23:21 PM Chair Dingfelder
5:23:22 PM The following written testimony was submitted for the record
without public testimony:
5:23:23 PM {Exhibit} 15: Marge Easley, President, League of Women Voters of
Oregon
5:23:42 PM Meeting Adjourned

SENR

2/10/2009 3:06:28 PM

- 3:06:52 PM** {Exhibit} 1: SB 76, -5 amendments, staff, 8 pp
 - 4:01:22 PM** {Exhibit} 2: SB 193, testimony, Jane Bacchieri, 4 pp
 - 4:05:23 PM** {Exhibit} 3: SB 193, testimony, Phil Ward, 3 pp
 - 4:27:02 PM** {Exhibit} 4: SB 193, testimony, Ken Vance-Borland, 13 pp
 - 4:28:55 PM** {Exhibit} 5: SB 193, testimony, Lorna Stickel, 3 pp
 - 4:34:04 PM** {Exhibit} 6: SB 193, testimony, Janet Neuman, 2 pp
 - 4:38:38 PM** {Exhibit} 7: SB 193, testimony, Joe Whitworth, 3 pp
 - 4:50:58 PM** {Exhibit} 8: SB 193, testimony, John DeVoe, 4 pp
 - 5:01:12 PM** {Exhibit} 9: SB 193, testimony, Marge Easley, 2 pp
 - 5:01:13 PM** {Exhibit} 10: SB 193, testimony, Richard Whitman, 1 p
 - 5:01:14 PM** {Exhibit} 11: SB 193, testimony, Jim Welsh, 1 p
 - 5:01:50 PM** {Exhibit} 12: SB 194, testimony, Phil Ward, 3 pp
 - 5:17:44 PM** {Exhibit} 13: SB 194, testimony, Jim Welsh, 2 pp
 - 5:20:52 PM** {Exhibit} 14: SB 194, testimony, John DeVoe, 4 pp
 - 5:23:23 PM** {Exhibit} 15: SB 194, testimony, Marge Easley, 1 p
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