

**SENATE COMMITTEE ON**  
**ENVIRONMENT AND NATURAL RESOURCES**

May 15, 2009  
1:00 P.M.

Hearing Room A

**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:** HB 2999A – Public Hearing  
HB 2999A – Work Session  
HB 3463A – Public Hearing  
HB 2761 – Public Hearing  
HB 3123A – Public Hearing  
HB 3123A – Work Session  
HB 3417A – Public Hearing  
HB 3417A – Work Session  
HB 2080A – Work Session

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

## SENR

5/15/2009 1:09:21 PM

1:09:21 PM Meeting Called to Order  
1:09:38 PM Chair Dingfelder  
1:10:12 PM HB 2999A - Public Hearing  
1:10:14 PM Beth Herzog, Committee Administrator  
1:10:47 PM Chair Dingfelder  
1:11:07 PM Rep. Brian Clem, House District 21  
1:12:29 PM Chair Dingfelder  
1:12:30 PM {Exhibit} 1: Chair Dingfelder  
1:12:55 PM Rep. Clem  
1:13:24 PM Herzog  
1:13:28 PM Chair Dingfelder  
1:13:56 PM Aimee Code, Water Quality Coordinator, Northwest Coalition for Alternatives to Pesticides  
1:14:00 PM {Exhibit} 2: Code  
1:14:27 PM Chair Dingfelder  
1:14:34 PM Herzog  
1:14:45 PM Chair Dingfelder  
1:15:13 PM Terry Witt, Executive Director, Oregonians for Food and Shelter  
1:17:21 PM Katie Fast, Oregon Farm Bureau  
1:18:06 PM Chair Dingfelder  
1:18:17 PM Witt  
1:18:55 PM Andrea Salinas, Legislative Director, Oregon Environmental Council  
1:19:12 PM {Exhibit} 3: Salinas  
1:19:48 PM Chair Dingfelder  
1:20:07 PM Jim Welsh, Oregon Cattlemen's Association  
1:20:29 PM Lisa Hanson, Deputy Director, Oregon Department of Agriculture  
1:20:46 PM {Exhibit} 4: Hanson  
1:21:06 PM Chair Dingfelder  
1:21:34 PM Chris Kirby, Administrator, Pesticides Division, Oregon Department of Agriculture  
1:22:31 PM Sen. Boquist  
1:23:11 PM Chair Dingfelder  
1:23:38 PM HB 2999A - Work Session  
1:23:47 PM MOTION: Sen. Atkinson moves -A7 amendments  
1:23:58 PM Chair Dingfelder  
1:24:04 PM VOTE: 4-0-1  
1:24:13 PM Ayes: Atkinson, Boquist, Hass, Dingfelder; Excused: Prozanski  
1:24:18 PM Chair Dingfelder

1:24:30 PM HB 3463A - Public Hearing  
1:24:30 PM {Exhibit} 5: Herzog  
1:24:34 PM Beth Herzog, Committee Administrator  
1:24:52 PM Chair Dingfelder  
1:25:21 PM Rep. Jules Kopel-Bailey, House District 42  
1:28:29 PM Rep. Brian Clem, House District 21  
1:29:09 PM Chair Dingfelder  
1:29:24 PM Vice-Chair Atkinson  
1:29:38 PM Rep. Bailey  
1:30:33 PM Vice-Chair Atkinson  
1:30:52 PM Rep. Bailey  
1:31:32 PM Chair Dingfelder  
1:31:36 PM Sen. Boquist  
1:32:01 PM Rep. Bailey  
1:32:30 PM Rep. Clem  
1:33:08 PM Chair Dingfelder  
1:34:02 PM Loren Henderson, Assistant Director, Oregon Department of Agriculture  
1:35:00 PM Russ Wyckoff, Administrator, Measurement Standards Division, Oregon Department of Agriculture  
1:36:42 PM Chair Dingfelder  
1:36:46 PM Wyckoff  
1:37:39 PM Chair Dingfelder  
1:37:49 PM Mike Grainey, Director, Oregon Department of Energy  
1:39:49 PM Sen. Boquist  
1:40:35 PM Wyckoff  
1:41:16 PM Sen. Boquist  
1:41:34 PM Wyckoff  
1:41:53 PM Sen. Boquist  
1:42:03 PM Wyckoff  
1:42:24 PM Vice-Chair Atkinson  
1:43:15 PM Henderson  
1:43:32 PM Chair Dingfelder  
1:44:41 PM Gavin Carpenter, Sales Manager, SeQuential-Pacific Biodiesel  
1:45:19 PM {Exhibit} 6: Carpenter  
1:45:55 PM Chair Dingfelder  
1:45:58 PM Brian Doherty, Western States Petroleum Association  
1:46:38 PM {Exhibit} 7: Doherty  
1:51:00 PM Chair Dingfelder  
1:51:10 PM Sen. Prozanski  
1:51:29 PM Doherty  
1:51:54 PM Sen. Prozanski  
1:53:12 PM Doherty  
1:53:38 PM Chair Dingfelder  
1:54:06 PM Alex Cuyler, Intergovernmental Relations Manager, Lane County  
1:54:27 PM {Exhibit} 8: Cuyler

**1:55:38 PM** Chair Dingfelder  
**1:55:39 PM** The following written testimony was submitted for the record without public testimony:  
**1:55:40 PM** {Exhibit} 9: Randy Leonard, Commissioner, City of Portland  
**1:56:02 PM** HB 2761 - Public Hearing  
**1:56:03 PM** Beth Herzog, Committee Administrator  
**1:56:24 PM** Chair Dingfelder  
**1:56:38 PM** Rep. Brian Clem, House District 21  
**1:57:38 PM** Chair Dingfelder  
**1:57:41 PM** Rep. Clem  
**1:57:57 PM** Shawn Cleave, Oregon Farm Bureau  
**1:58:36 PM** Chair Dingfelder  
**1:58:39 PM** Sen. Boquist  
**1:58:52 PM** Rep. Clem  
**1:59:27 PM** Chair Dingfelder  
**1:59:35 PM** Vice-Chair Atkinson  
**1:59:43 PM** Rep. Clem  
**2:00:08 PM** Cleave  
**2:00:40 PM** Vice-Chair Atkinson  
**2:00:54 PM** Rep. Clem  
**2:01:06 PM** {Exhibit} 10: Rep. Clem  
**2:01:42 PM** Chair Dingfelder  
**2:02:00 PM** Michael Morrissey, Policy Analyst, Oregon Department of Land Conservation and Development  
  
**2:04:35 PM** Sen. Boquist  
**2:04:43 PM** David Morman, Director, Forest Resources Planning Program, Oregon Department of Forestry  
  
**2:04:44 PM** {Exhibit} 11: Morman  
**2:05:25 PM** Sen. Boquist  
**2:06:20 PM** Morman  
**2:07:13 PM** Sen. Boquist  
**2:07:50 PM** Morman  
**2:08:15 PM** Chair Dingfelder  
**2:08:45 PM** Jim Just, Executive Director, Goal One Coalition  
**2:09:25 PM** Danielle Welliever, Legislative Affairs Director, 1000 Friends of Oregon  
  
**2:09:26 PM** {Exhibit} 12: Welliever  
**2:09:57 PM** Mickey Killingsworth, Secretary-Treasurer, Jefferson County Farm Bureau  
  
**2:10:57 PM** Sen. Boquist  
**2:11:24 PM** Killingsworth  
**2:13:30 PM** Chair Dingfelder  
**2:13:35 PM** Killingsworth  
**2:14:14 PM** Chair Dingfelder  
**2:14:30 PM** Sen. Boquist  
**2:14:47 PM** Chair Dingfelder

**2:14:53 PM** Sen. Boquist  
**2:15:15 PM** Chair Dingfelder  
**2:15:35 PM** HB 3123A - Public Hearing  
**2:15:37 PM** Chair Dingfelder  
**2:15:57 PM** Rep. Jules Kopel-Bailey, House District 42  
**2:17:42 PM** Chair Dingfelder  
**2:17:58 PM** Rep. Bailey  
**2:18:04 PM** Chair Dingfelder  
**2:18:11 PM** Rep. Bailey  
**2:18:59 PM** Sen. Boquist  
**2:19:18 PM** Chair Dingfelder  
**2:19:29 PM** Rep. Bailey  
**2:19:36 PM** Chair Dingfelder  
**2:19:51 PM** Ken Armstrong, Oregon Public Ports Association  
**2:21:27 PM** Chair Dingfelder  
**2:21:33 PM** Bruce Connor, Marketing Director, Port of Astoria  
**2:22:11 PM** Chair Dingfelder  
**2:22:12 PM** Vice-Chair Atkinson  
**2:22:18 PM** Connor  
**2:22:32 PM** Vice-Chair Atkinson  
**2:22:35 PM** Connor  
**2:23:13 PM** Sen. Boquist  
**2:23:21 PM** Chair Dingfelder  
**2:23:34 PM** Christine Svetkovich, Oregon Department of Environmental Quality  
**2:23:50 PM** Sen. Boquist  
**2:24:14 PM** Svetkovich  
**2:24:29 PM** Chair Dingfelder  
**2:24:35 PM** Herzog  
**2:24:47 PM** Svetkovich  
**2:25:01 PM** Sen. Boquist  
**2:25:15 PM** Chair Dingfelder  
**2:25:28 PM** HB 3123A - Work Session  
**2:25:30 PM** MOTION: Sen. Atkinson moves HB 3123A DO PASS  
**2:25:46 PM** Chair Dingfelder  
**2:26:00 PM** VOTE: 5-0-0  
**2:26:02 PM** Ayes: Atkinson, Boquist, Hass, Prozanski, Dingfelder  
**2:26:17 PM** CARRIER: SEN. HASS will lead discussion on the floor  
**2:26:18 PM** Chair Dingfelder  
**2:26:29 PM** HB 3417A - Public Hearing  
**2:26:49 PM** Chair Dingfelder  
**2:27:10 PM** Jim Welsh, Oregon Cattlemen's Association  
**2:27:27 PM** {Exhibit} 13: Welsh  
**2:32:02 PM** Chair Dingfelder  
**2:32:10 PM** Roger Beyer, Oregon Dairy Farmers Association  
**2:33:01 PM** Chair Dingfelder  
**2:33:04 PM** Sen. Boquist

**2:33:25 PM** Beyer  
**2:33:39 PM** Chair Dingfelder  
**2:33:48 PM** Sen. Boquist  
**2:34:11 PM** Welsh  
**2:34:53 PM** Chair Dingfelder  
**2:34:56 PM** Sen. Boquist  
**2:35:12 PM** Lisa Hanson, Deputy Director, Oregon Department of Agriculture  
**2:35:55 PM** Sen. Prozanski  
**2:36:01 PM** Chair Dingfelder  
**2:36:15 PM** HB 3417A - Work Session  
**2:36:22 PM** MOTION: Sen. Atkinson moves HB 3417A DO PASS  
**2:36:28 PM** Chair Dingfelder  
**2:36:38 PM** Sen. Boquist  
**2:36:53 PM** Vice-Chair Atkinson  
**2:36:58 PM** VOTE: 5-0-0  
**2:36:59 PM** Ayes: Atkinson, Boquist, Hass, Prozanski, Dingfelder  
**2:37:01 PM** CARRIER: SEN. ATKINSON will lead discussion on the floor  
**2:37:04 PM** Chair Dingfelder  
**2:37:17 PM** HB 2080A - Work Session  
**2:37:18 PM** Beth Herzog, Committee Administrator  
**2:37:47 PM** Chair Dingfelder  
**2:38:04 PM** Neil Mullane, Administrator, Water Quality Division, Oregon  
Department of Environmental Quality  
**2:38:21 PM** Chair Dingfelder  
**2:38:43 PM** Mullane  
**2:39:13 PM** Chair Dingfelder  
**2:39:18 PM** MOTION: Sen. Atkinson moves HB 2080A DO PASS  
**2:39:24 PM** Chair Dingfelder  
**2:39:30 PM** Sen. Boquist  
**2:39:42 PM** Chair Dingfelder  
**2:39:46 PM** VOTE: 5-0-0  
**2:39:47 PM** Ayes: Atkinson, Boquist, Hass, Prozanski, Dingfelder  
**2:39:50 PM** CARRIER: SEN. DINGFELDER will lead discussion on the floor  
**2:40:08 PM** Meeting Adjourned

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**SENR**

**5/15/2009 1:09:21 PM**

- 1:12:30 PM** {Exhibit} 1: HB 2999A, -A7 amendments, staff, 1 p
  - 1:14:00 PM** {Exhibit} 2: HB 2999A, written testimony, Aimee Code, 1 p
  - 1:19:12 PM** {Exhibit} 3: HB 2999A, written testimony, Andrea Salinas, 2 pp
  - 1:20:46 PM** {Exhibit} 4: HB 2999A, maps, Lisa Hanson, 2 pp
  - 1:24:30 PM** {Exhibit} 5: HB 3463A, -A8 amendments, staff, 2 pp
  - 1:45:19 PM** {Exhibit} 6: HB 3463A, written testimony, Gavin Carpenter, 1 p
  - 1:46:38 PM** {Exhibit} 7: HB 3463A, written testimony, Brian Doherty, 12 pp
  - 1:54:27 PM** {Exhibit} 8: HB 3463A, written testimony, Alex Cuyler, 1 p
  - 1:55:40 PM** {Exhibit} 9: HB 3463A, written testimony, Randy Leonard, 1 p
  - 2:01:06 PM** {Exhibit} 10: HB 2761, -2 amendments, Rep. Clem, 2 pp
  - 2:04:44 PM** {Exhibit} 11: HB 2761, written testimony, David Morman, 2 pp
  - 2:09:26 PM** {Exhibit} 12: HB 2761, written testimony, Danielle Welliever, 1 p
  - 2:27:27 PM** {Exhibit} 13: HB 3417A, written testimony, Jim Welsh, 1 p
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