

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

May 19, 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:**   **HB 2229A – Public Hearing**  
   **HB 2795A – Public Hearing**  
   **HB 3367A – Public Hearing**  
   **HJR 21 – Public Hearing**  
   **HB 2671A – Work Session**  
   **HB 2999A – Work Session**  
   **HB 2952A – Public Hearing**  
   **HB 2952A – Work Session**

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

**SENR**

**5/19/2009 3:05:38 PM**

- 3:05:38 PM** Meeting Called to Order
- 3:05:51 PM** HB 2229A - Public Hearing
- 3:05:55 PM** Beth Herzog, Committee Administrator
- 3:06:15 PM** Chair Dingfelder
- 3:06:26 PM** Rep. Mary Nolan, House District 36
- 3:08:57 PM** Rep. Bruce Hanna, House District 7
- 3:10:28 PM** Chair Dingfelder
- 3:10:55 PM** Richard Whitman, Director, Oregon Department of Land Conservation and Development
- 3:20:00 PM** {Exhibit} 1: Whitman
- 3:21:54 PM** Chair Dingfelder
- 3:22:00 PM** Vice-Chair Atkinson
- 3:23:06 PM** Chair Dingfelder
- 3:23:49 PM** Kate Kimball, 1000 Friends of Oregon
- 3:24:31 PM** Peggy Lynch, Natural Resources Coordinator, League of Women Voters
- 3:24:44 PM** {Exhibit} 2: Lynch
- 3:25:55 PM** Dave Hunnicutt, Executive Director, Oregonians in Action
- 3:26:51 PM** Chair Dingfelder
- 3:27:16 PM** Jerry Ritter, Secretary, Oregon Communities for a Voice in Annexations
- 3:28:29 PM** Art Schlack, Association of Oregon Counties
- 3:32:00 PM** Chair Dingfelder
- 3:32:38 PM** Randy Tucker, Legislative Affairs Manager, Metro
- 3:34:32 PM** Jon Chandler, Oregon Home Builders Association
- 3:36:47 PM** Shaun Jillions, Oregon Association of Realtors
- 3:37:37 PM** Chair Dingfelder
- 3:37:38 PM** {Exhibit} 3: Brock Howell, Transportation & Land Use Advocate, Environment Oregon
- 3:38:07 PM** {Exhibit} 4: Mel Kohn, Public Health Director, Oregon Department of Human Services
- 3:38:28 PM** HB 2795A - Public Hearing
- 3:38:34 PM** Beth Herzog, Committee Administrator
- 3:39:04 PM** {Exhibit} 5: Herzog
- 3:39:09 PM** Rep. Chris Harker, House District 34
- 3:41:04 PM** Chair Dingfelder
- 3:41:22 PM** Rep. Harker
- 3:41:40 PM** Chair Dingfelder
- 3:41:42 PM** Sen. Prozanski

**3:42:31 PM** Rep. Harker  
**3:42:46 PM** Sen. Prozanski  
**3:43:04 PM** Vice-Chair Atkinson  
**3:43:21 PM** Rep. Harker  
**3:43:26 PM** Vice-Chair Atkinson  
**3:43:36 PM** Rep. Harker  
**3:43:44 PM** Chair Dingfelder  
**3:43:55 PM** Rep.. Harker  
**3:44:00 PM** Chair Dingfelder  
**3:44:30 PM** Tricia Smith, Oregon School Employees Association  
**3:45:33 PM** Sen. Prozanski  
**3:45:59 PM** Smith  
**3:48:00 PM** Renee Hackenmiller-Paradis, Program Director, Environmental Health, Oregon Environmental Council  
**3:48:37 PM** {Exhibit} 6: Hackenmiller  
**3:51:27 PM** Steven Huillet, Director, Pupil Transportation, Oregon Department of Education  
**3:52:43 PM** Chair Dingfelder  
**3:53:02 PM** Smith  
**3:54:20 PM** Chair Dingfelder  
**3:54:45 PM** Huillet  
**3:55:33 PM** Smith  
**3:56:16 PM** Chair Dingfelder  
**3:56:35 PM** Smith  
**3:57:05 PM** Huillet  
**3:57:23 PM** Smith  
**3:57:29 PM** Chair Dingfelder  
**3:57:49 PM** Smith  
**3:58:05 PM** Sen. Prozanski  
**3:59:06 PM** Smith  
**3:59:16 PM** Sen. Prozanski  
**3:59:31 PM** Smith  
**3:59:42 PM** Sen. Prozanski  
**4:00:08 PM** Smith  
**4:01:14 PM** Sen. Prozanski  
**4:01:45 PM** Smith  
**4:02:19 PM** Vice-Chair Atkinson  
**4:03:30 PM** Smith  
**4:03:46 PM** Vice-Chair Atkinson  
**4:03:49 PM** Smith  
**4:03:52 PM** Vice-Chair Atkinson  
**4:04:35 PM** Chair Dingfelder  
**4:04:58 PM** Smith  
**4:05:18 PM** Vice-Chair Atkinson  
**4:05:23 PM** Smith  
**4:05:39 PM** Sen. Boquist

**4:06:14 PM** Huillet  
**4:06:31 PM** Chair Dingfelder  
**4:06:47 PM** Margi Hoffmann, American Lung Association  
**4:06:50 PM** {Exhibit} 7: Hoffmann  
**4:08:05 PM** Chair Dingfelder  
**4:08:25 PM** HB 3367A - Public Hearing  
**4:08:29 PM** Chair Dingfelder  
**4:08:48 PM** Rep. Mitch Greenlick, House District 33  
**4:12:49 PM** Chair Dingfelder  
**4:12:56 PM** Sen. Prozanski  
**4:13:34 PM** Rep. Greenlick  
**4:13:52 PM** Chair Dingfelder  
**4:13:54 PM** The following written testimony was submitted for the record without public testimony:  
**4:13:55 PM** {Exhibit} 8: Ivan Maluski, Conservation Coordinator, Oregon Chapter Sierra Club  
**4:14:28 PM** HJR 21 - Public Hearing  
**4:14:33 PM** Beth Herzog, Committee Administrator  
**4:14:55 PM** Rep. Mitch Greenlick, House District 33  
**4:15:49 PM** {Exhibit} 9: Rep. Greenlick  
**4:16:23 PM** Chair Dingfelder  
**4:16:30 PM** Scott Burns, Chair, Geology Department, Portland State University  
**4:17:45 PM** {Exhibit} 10: Burns  
**4:20:44 PM** Chair Dingfelder  
**4:21:36 PM** HB 2671A - Work Session  
**4:21:38 PM** Beth Herzog, Committee Administrator  
**4:21:46 PM** {Exhibit} 11: Herzog  
**4:22:09 PM** Chair Dingfelder  
**4:22:10 PM** MOTION: Sen. Atkinson moves -2 amendments  
**4:22:17 PM** Chair Dingfelder  
**4:22:28 PM** VOTE: 5-0-0  
**4:22:29 PM** Ayes: Atkinson, Boquist, Hass, Prozanski, Dingfelder  
**4:22:32 PM** MOTION: Sen. Atkinson moves HB 2671A DO PASS as AMENDED  
**4:22:40 PM** Chair Dingfelder  
**4:22:51 PM** VOTE: 5-0-0  
**4:22:52 PM** Ayes: Atkinson, Boquist, Hass, Prozanski, Dingfelder  
**4:22:53 PM** Chair Dingfelder  
**4:22:55 PM** CARRIER: SEN. DINGFELDER will lead discussion on the floor  
**4:22:57 PM** Chair Dingfelder  
**4:23:05 PM** HB 2999A - Work Session  
**4:23:09 PM** Beth Herzog, Committee Administrator  
**4:23:27 PM** {Exhibit} 12: Herzog  
**4:23:46 PM** MOTION: Sen. Prozanski moves HB 2999A DO PASS as AMENDED  
**4:23:59 PM** Chair Dingfelder

**4:24:12 PM** Vice-Chair Atkinson  
**4:24:28 PM** Chair Dingfelder  
**4:24:38 PM** VOTE: 4-1-0  
**4:24:45 PM** Ayes: Boquist, Hass, Prozanski, Dingfelder; Nays: Atkinson  
**4:24:48 PM** CARRIER: SEN. PROZANSKI will lead discussion on the floor  
**4:24:48 PM** The following written testimony was submitted for the record without public testimony:  
**4:24:49 PM** {Exhibit} 13: Randy Tucker, Legislative Affairs Manager, Metro  
**4:24:54 PM** {Exhibit} 14: Oregon's Pesticide Use Reporting System  
**4:25:03 PM** HB 2952A - Public Hearing  
**4:25:05 PM** Beth Herzog, Committee Administrator  
**4:25:25 PM** {Exhibit} 15: Herzog  
**4:25:30 PM** Chair Dingfelder  
**4:25:47 PM** Jon Ledger, Vice President, Associated Oregon Industries  
**4:26:29 PM** Tom Wood, Chair, Air and Energy Subcommittee, Associated Oregon Industries  
**4:27:02 PM** Chair Dingfelder  
**4:27:26 PM** HB 2952A - Work Session  
**4:27:28 PM** MOTION: Sen. Atkinson moves HB 2952A DO PASS  
**4:27:34 PM** Chair Dingfelder  
**4:27:44 PM** VOTE: 5-0-0  
**4:27:45 PM** Ayes: Atkinson, Boquist, Hass, Prozanski, Dingfelder  
**4:27:49 PM** CARRIER: SEN. ATKINSON will lead discussion on the floor  
**4:27:50 PM** Chair Dingfelder  
**4:28:43 PM** Meeting Adjourned

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**SENR**

**5/19/2009 3:05:38 PM**

- 3:20:00 PM** {Exhibit} 1: HB 2229A, -A13 amendments, Richard Whitman, 2 pp
  - 3:24:44 PM** {Exhibit} 2: HB 2229A, written testimony, Peggy Lynch, 1 p
  - 3:37:38 PM** {Exhibit} 3: HB 2229A, written testimony, Brock Howell, 1 p
  - 3:38:07 PM** {Exhibit} 4: HB 2229A, written testimony, Mel Kohn, 4 pp
  - 3:39:04 PM** {Exhibit} 5: HB 2795A, written testimony, Judy Cleave, 1 p
  - 3:48:37 PM** {Exhibit} 6: HB 2795A, written testimony, Renee Hackenmiller-Paradis, 5 pp
  - 4:06:50 PM** {Exhibit} 7: HB 2795A, written testimony prepared by Dana Kaye, Margi Hoffmann, 2 pp
  - 4:13:55 PM** {Exhibit} 8: HB 3367A, written testimony, Ivan Maluski, 1 p
  - 4:15:49 PM** {Exhibit} 9: HJR 21, written testimony, Rep. Greenlick, 2 pp
  - 4:17:45 PM** {Exhibit} 10: HJR 21, written testimony, Scott Burns, 1 p
  - 4:21:46 PM** {Exhibit} 11: HB 2671A, -A2 amendments, staff, 1 p
  - 4:23:27 PM** {Exhibit} 12: HB 2999A, -A7 amendments, staff, 1 p
  - 4:24:49 PM** {Exhibit} 13: HB 2999A, written testimony, Randy Tucker, 1 p
  - 4:24:54 PM** {Exhibit} 14: HB 2999A, written testimony, Oregon's Pesticide Use Reporting System, 1 p
  - 4:25:25 PM** {Exhibit} 15: HB 2952A, written testimony, Andy Ginsburg, 1 p
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