

SENATE COMMITTEE ON
ENVIRONMENT AND NATURAL RESOURCES

May 26, 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: **HJM 11 – Public Hearing**
 HB 3177A – Public Hearing
 HJM 11 – Work Session
 HJR 21 – Work Session
 HB 2221A – Work Session
 HB 2227A – Work Session
 HB 2230 – Work Session
 HB 2424A – Work Session
 HB 2228A – Public Hearing
 HB 2761 – Work Session
 HB 2795A – Work Session
 HB 3089A – Public Hearing
 HB 3298A – Public Hearing
 HB 3089A – Work Session

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

SENR

5/26/2009 3:06:29 PM

3:06:32 PM Meeting Called to Order
3:06:35 PM Chair Dingfelder
3:07:00 PM HJM 11 - Public Hearing
3:07:12 PM Beth Herzog, Committee Administrator
3:07:29 PM {Exhibit} 1: Herzog
3:07:38 PM Chair Dingfelder
3:07:51 PM HB 3177A - Public Hearing
3:08:04 PM Beth Herzog, Committee Administrator
3:08:33 PM Rep. Tim Freeman, House District 2
3:08:54 PM {Exhibit} 2: Rep. Freeman
3:11:50 PM Rep. Bruce Hanna, House District 7
3:14:43 PM Chair Dingfelder
3:15:01 PM HJM 11 - Work Session
3:15:04 PM MOTION: Sen. Atkinson moves HJM 11 BE ADOPTED
3:15:09 PM Chair Dingfelder
3:15:18 PM VOTE: 5-0-0
3:15:18 PM Ayes: Atkinson, Boquist, Hass, Prozanski, Dingfelder
3:15:24 PM CARRIER: SEN. ATKINSON will lead discussion on the floor
3:15:27 PM Chair Dingfelder
3:15:42 PM HJR 21 - Work Session
3:15:45 PM Beth Herzog, Committee Administrator
3:16:24 PM HB 2221A - Work Session
3:16:25 PM Beth Herzog, Committee Administrator
3:16:41 PM {Exhibit} 3: Herzog
3:17:14 PM Sen. Boquist
3:17:44 PM Chair Dingfelder
3:17:54 PM MOTION: Sen. Atkinson moves -A3 amendments
3:18:01 PM Chair Dingfelder
3:18:08 PM VOTE: 5-0-0
3:18:10 PM Ayes: Atkinson, Boquist, Hass, Prozanski, Dingfelder
3:18:12 PM MOTION: Sen. Atkinson moves HB 2221A DO PASS as AMENDED
3:18:14 PM Chair Dingfelder
3:18:46 PM VOTE: 5-0-0
3:18:47 PM Ayes: Atkinson, Boquist, Hass, Prozanski, Dingfelder
3:18:49 PM CARRIER: SEN. BOQUIST will lead discussion on the floor
3:19:05 PM HB 2227A - Work Session
3:19:09 PM Beth Herzog, Committee Administrator
3:19:27 PM {Exhibit} 4: Herzog

3:19:48 PM Chair Dingfelder
3:20:02 PM Richard Whitman, Director, Oregon Department of Land Conservation and Development
3:23:08 PM Sen. Boquist
3:23:32 PM Whitman
3:24:05 PM Sen. Boquist
3:24:28 PM Whitman
3:24:43 PM Chair Dingfelder
3:24:45 PM Vice-Chair Atkinson
3:26:10 PM Whitman
3:26:18 PM Vice-Chair Atkinson
3:26:53 PM Whitman
3:28:03 PM Chair Dingfelder
3:28:35 PM HB 3177A - Public Hearing
3:28:56 PM Sen. Vicki Walker, Senate District 7
3:30:37 PM Chair Dingfelder
3:30:55 PM Meeting Recessed
3:32:34 PM Meeting Reconvened
3:32:44 PM HB 2227A - Work Session
3:32:49 PM MOTION: Sen. Prozanski moves -A15 amendments
3:33:04 PM Chair Dingfelder
3:33:20 PM VOTE: 3-2-0
3:33:21 PM Ayes: Hass, Prozanski, Dingfelder; Nays: Atkinson, Boquist
3:33:29 PM MOTION: Sen. Prozanski moves HB 2227A DO PASS as AMENDED
3:33:40 PM Chair Dingfelder
3:33:48 PM VOTE: 3-2-0
3:33:49 PM Ayes: Hass, Prozanski, Dingfelder; Nays: Atkinson, Boquist
3:33:55 PM CARRIER: SEN. DINGFELDER will lead discussion on the floor
3:33:57 PM Chair Dingfelder
3:34:07 PM The following written testimony was submitted for the record without public testimony:
3:34:08 PM {Exhibit} 5: Herzog, email packet
3:34:12 PM HB 2230 - Work Session
3:34:16 PM Beth Herzog, Committee Administrator
3:34:25 PM {Exhibit} 6: Herzog
3:34:54 PM Chair Dingfelder
3:35:36 PM Richard Whitman, Director, Oregon Department of Land Conservation and Development
3:37:18 PM Sen. Boquist
3:37:28 PM Whitman
3:37:34 PM Chair Dingfelder
3:37:48 PM MOTION: Sen. Prozanski moves -3 amendments
3:37:54 PM Chair Dingfelder
3:38:02 PM VOTE: 5-0-0
3:38:03 PM Ayes: Atkinson, Boquist, Hass, Prozanski, Dingfelder

3:38:10 PM MOTION: Sen. Prozanski moves HB 2230 DO PASS as AMENDED

3:38:16 PM Chair Dingfelder

3:38:24 PM VOTE: 4-1-0

3:38:30 PM Ayes: Boquist, Hass, Prozanski, Dingfelder; Nays: Atkinson

3:38:34 PM Chair Dingfelder

3:38:37 PM CARRIER: SEN. PROZANSKI will lead discussion on the floor

3:39:12 PM Chair Dingfelder

3:39:19 PM HB 2424A - Work Session

3:39:23 PM Beth Herzog, Committee Administrator

3:39:42 PM MOTION: Sen. Atkinson moves HB 2424A DO PASS

3:39:48 PM Chair Dingfelder

3:39:55 PM VOTE: 4-1-0

3:40:01 PM Sen. Boquist

3:40:16 PM Ayes: Atkinson, Hass, Prozanski, Dingfelder; Nays: Boquist

3:40:21 PM Chair Dingfelder

3:40:29 PM CARRIER: SEN. PROZANSKI will lead discussion on the floor

3:40:39 PM Chair Dingfelder

3:40:58 PM HB 2228A - Public Hearing

3:41:00 PM Chair Dingfelder

3:41:24 PM Rep. Brian Clem, House District 21

3:46:36 PM Rep. Judy Stiegler, House District 54

3:49:13 PM Rep. Gene Whisnant, House District 53

3:50:42 PM Chair Dingfelder

3:50:47 PM Rep. Clem

3:51:00 PM Chair Dingfelder

3:51:09 PM Rep. Clem

3:52:19 PM Chair Dingfelder

3:52:40 PM Brad Chalfant, Executive Director, Deschutes Land Trust

3:52:49 PM {Exhibit} 7: Chalfant

3:55:30 PM Nancy Craven, Fidelity National Timber Resources

3:57:52 PM Erik Kancler, Executive Director, Central Oregon Land Watch

4:00:12 PM Chair Dingfelder

4:00:18 PM Kancler

4:00:42 PM Chair Dingfelder

4:00:46 PM Craven

4:01:57 PM Chair Dingfelder

4:02:12 PM Chalfant

4:03:03 PM Chair Dingfelder

4:03:33 PM Peggy Lynch, Natural Resources Coordinator, League of Women Voters

4:05:29 PM Chair Dingfelder

4:05:33 PM Art Schlack, Association of Oregon Counties

4:08:53 PM Kate Kimball, 1000 Friends of Oregon

4:10:04 PM Chair Dingfelder

4:10:07 PM The following written testimony was submitted for the record

without public testimony:

4:10:08 PM {Exhibit} 8: Jim Paul, Private Forests Division Chief, Oregon
Department of Forestry

4:10:46 PM HB 2761 - Work Session

4:10:50 PM Beth Herzog, Committee Administrator

4:11:05 PM {Exhibit} 9: Herzog

4:11:36 PM MOTION: Sen. Prozanski moves HB 2761 DO PASS & REFER to
Ways & Means by prior reference

4:11:59 PM Chair Dingfelder

4:12:09 PM Sen. Boquist

4:12:15 PM Chair Dingfelder

4:12:22 PM VOTE: 4-0-1

4:12:23 PM Ayes: Boquist, Hass, Prozanski, Dingfelder; Excused: Atkinson

4:12:25 PM The following written testimony was submitted for the record
without public testimony:

4:12:29 PM {Exhibit} 10: David Morman, Director, Forest Resources Planning
Program, Oregon Department of Forestry

4:12:30 PM {Exhibit} 11: Paul Adams, Chair, Oregon Society of American
Foresters Policy & Legislation Committee

4:12:46 PM HB 2795A - Work Session

4:12:47 PM Beth Herzog, Committee Administrator

4:13:18 PM MOTION: Sen. Prozanski moves HB 2795A DO PASS

4:13:36 PM Chair Dingfelder

4:13:39 PM Sen. Prozanski

4:14:42 PM Chair Dingfelder

4:15:06 PM Sen. Prozanski

4:15:33 PM Chair Dingfelder

4:15:42 PM Sen. Hass

4:15:48 PM Sen. Prozanski

4:15:57 PM Chair Dingfelder

4:16:14 PM Sen. Hass

4:16:35 PM Chair Dingfelder

4:16:39 PM VOTE: 3-1-1

4:16:41 PM Ayes: Hass, Prozanski, Dingfelder; Nays: Boquist; Excused:
Atkinson

4:16:44 PM CARRIER: SEN. HASS will lead discussion on the floor

4:17:09 PM HB 3089A - Public Hearing

4:17:18 PM Beth Herzog Committee Administrator

4:17:48 PM {Exhibit} 12: Herzog

4:18:09 PM {Exhibit} 13: Herzog

4:18:18 PM {Exhibit} 14: Herzog

4:18:19 PM Chair Dingfelder

4:18:45 PM Curt Melcher, Deputy Director, Oregon Department of Fish &
Wildlife

4:18:46 PM {Exhibit} 15: Melcher

4:22:10 PM Vice-Chair Atkinson

4:22:17 PM Melcher
4:22:56 PM Vice-Chair Atkinson
4:23:02 PM Sen. Boquist
4:23:21 PM Melcher
4:23:54 PM Sen. Prozanski
4:24:11 PM Melcher
4:24:20 PM Ron Anglin, Administrator, Wildlife Division, Oregon Department of Fish & Wildlife
4:25:53 PM Sen. Boquist
4:26:22 PM Anglin
4:27:04 PM Chair Dingfelder
4:27:48 PM Al Elkins, Oregon Hunters Association
4:28:18 PM Wayne Elliot, Northeast Director, Oregon Hunters Association
4:28:37 PM {Exhibit} 16: Elliot
4:30:58 PM Chair Dingfelder
4:31:08 PM Rod Harder, Oregon Consultant, National Rifle Association
4:32:15 PM Chair Dingfelder
4:32:29 PM Scott Beckstead, Senior Oregon Director, Humane Society of the United States
4:35:55 PM Chair Dingfelder
4:36:21 PM Bob Sallinger, Conservation Director, Audobon Society of Portland
4:36:22 PM {Exhibit} 17: Sallinger
4:40:29 PM David Moskowitz, Native Fish Society, Oregon Council of Trout Unlimited
4:42:00 PM Justin Martin, Defenders of Wildlife
4:42:35 PM Vice-Chair Atkinson
4:42:43 PM Sallinger
4:43:02 PM Chair Dingfelder
4:43:17 PM HB 3177A - Public Hearing
4:43:38 PM Rod Harder, citizen, Oregon
4:45:11 PM Dan Motley, citizen, Salem, Oregon
4:47:34 PM Vice-Chair Atkinson
4:47:43 PM Motley
4:47:52 PM Vice-Chair Atkinson
4:47:59 PM Chair Dingfelder
4:48:20 PM HB 3298A - Public Hearing
4:48:23 PM Beth Herzog, Committee Administrator
4:48:44 PM Chair Dingfelder
4:49:10 PM Shawn Cleave, Oregon Farm Bureau
4:51:28 PM Jeff Stone, Government Relations Director, Oregon Association of Nurseries
4:52:06 PM Jon Chandler, Oregon Home Builders Association
4:52:51 PM Chair Dingfelder
4:52:53 PM Vice-Chair Atkinson
4:53:09 PM Chandler
4:53:18 PM Chair Dingfelder

4:53:31 PM Steve Pfeiffer, Attorney, Perkins Coie
4:54:35 PM {Exhibit} 18: Pfeiffer
4:56:18 PM Chair Dingfelder
4:56:19 PM The following written testimony was submitted for the record
without public testimony:
4:56:20 PM {Exhibit} 19: Herzog, email packet
4:56:39 PM HB 3089A - Work Session
4:56:46 PM MOTION: Sen. Prozanski moves -A7 amendments
4:56:57 PM Chair Dingfelder
4:57:03 PM VOTE: 3-2-0
4:57:04 PM Ayes: Hass, Prozanski, Dingfelder; Nays: Atkinson, Boquist
4:57:12 PM MOTION: Sen. Prozanski moves -A8 amendments
4:57:17 PM Chair Dingfelder
4:57:27 PM Sen. Prozanski
4:58:01 PM Chair Dingfelder
4:58:05 PM VOTE: 5-0-0
4:58:12 PM Ayes: Atkinson, Boquist, Hass, Prozanski, Dingfelder
4:58:13 PM MOTION: Sen. Prozanski moves HB 3089A DO PASS as
AMENDED
4:58:20 PM Chair Dingfelder
4:58:34 PM VOTE: 5-0-0
4:58:39 PM Ayes: Atkinson, Boquist, Hass, Prozanski, Dingfelder
4:58:40 PM CARRIER: SEN. BOQUIST will lead discussion on the floor
4:58:48 PM Vice-Chair Atkinson
4:59:01 PM Chair Dingfelder
4:59:39 PM Sen. Prozanski
4:59:49 PM Chair Dingfelder
5:00:08 PM Meeting Adjourned

SENR

5/26/2009 3:06:29 PM

- 3:07:29 PM** {Exhibit} 1: HJM 11, written testimony, Alex Cuyler, 2 pp
 - 3:08:54 PM** {Exhibit} 2: HB 3177A, written testimony, Rep. Freeman, 4 pp
 - 3:16:41 PM** {Exhibit} 3: HB 2221A, -A3 amendments, staff, 2 pp
 - 3:19:27 PM** {Exhibit} 4: HB 2227A, -A15 amendments, staff, 3 pp
 - 3:34:08 PM** {Exhibit} 5: HB 2227A, emailed testimony packet, staff, 36 pp
 - 3:34:25 PM** {Exhibit} 6: HB 2230, -3 amendments, staff, 1 p
 - 3:52:49 PM** {Exhibit} 7: HB 2228A, map, Brad Chalfant, 1 p
 - 4:10:08 PM** {Exhibit} 8: HB 2228A, written testimony, Jim Paul, 1 p
 - 4:11:05 PM** {Exhibit} 9: HB 2761, -2 amendments, staff, 2 pp
 - 4:12:29 PM** {Exhibit} 10: HB 2761, written testimony, David Morman, 4 pp
 - 4:12:30 PM** {Exhibit} 11: HB 2761, written testimony, Paul Adams, 2 pp
 - 4:17:48 PM** {Exhibit} 12: HB 3089A, -A7 amendments, staff, 12 pp
 - 4:18:09 PM** {Exhibit} 13: HB 3089A, -A8 amendments, staff, 3 pp
 - 4:18:18 PM** {Exhibit} 14: HB 3089A, written testimony, Scott Beckstead, 1 p
 - 4:18:46 PM** {Exhibit} 15: HB 3089A, written testimony, Curt Melcher, 2 pp
 - 4:28:37 PM** {Exhibit} 16: HB 3089A, written testimony, Wayne Elliot, 1 p
 - 4:36:22 PM** {Exhibit} 17: HB 3089A, written testimony, Bob Sallinger, 5 pp
 - 4:54:35 PM** {Exhibit} 18: HB 3298A, written testimony, Steven Pfeiffer, 4 pp
 - 4:56:20 PM** {Exhibit} 19: HB 3298A, emailed testimony packet, staff, 2 pp
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