

SENATE COMMITTEE ON ENVIRONMENT & NATURAL RESOURCES

May 17, 2011
3:00 PM

Hearing Room C

MEMBERS PRESENT: Sen. Jackie Dingfelder, Chair
Sen. Alan Olsen, Vice-Chair
Sen. Mark Hass
Sen. Floyd Prozanski
Sen. Chuck Thomsen

STAFF PRESENT: Beth Patrino, Committee Administrator
Erika Herbert, Committee Assistant

MEASURES/ISSUES HEARD: HB 3145B – Public Hearing and Work Session
Informational Meeting –
Pollution in Willamette River
HB 3121A – Public Hearing and Work Session
HB 2134A – Public Hearing and Work Session
HB 3538A – Work Session
HB 2336A – Work Session

Recording Log

3:04:04 PM Meeting Called to Order by Chair Dingfelder

3:04:04 PM Chair Dingfelder

3:04:31 PM **HB 3145 B - Public Hearing**

3:04:55 PM Beth Patrino, Committee Administrator

3:06:29 PM Rep. Vicki Berger, House District 20

3:09:06 PM Rep. Ben Cannon, House District 46

3:14:56 PM {Exhibit} 1: Sen. Peter Courtney, Senate District 11

3:22:53 PM Chair Dingfelder

3:22:59 PM Vice-Chair Olsen

3:23:01 PM Sen. Courtney

3:24:15 PM Chair Dingfelder

3:24:41 PM Rep. Mike McLane, House District 55

3:30:04 PM Sen. Prozanski

3:30:06 PM Rep. McLane

3:30:25 PM Sen. Prozanski

3:30:38 PM Rep. McLane

3:30:39 PM Sen. Prozanski

3:30:42 PM Rep. McLane

3:31:50 PM Sen. Prozanski

3:32:15 PM Vice-Chair Olsen

3:32:19 PM Rep. McLane

3:32:56 PM Vice-Chair Olsen

3:33:00 PM Rep. McLane
3:33:12 PM Chair Dingfelder
3:34:30 PM {Exhibit} 2: Joe Gilliam, NW Grocers
3:43:34 PM {Exhibit} 3: Paul Romain, Oregon Beer & Wine Distributors Association
3:50:25 PM Vice-Chair Olsen
3:50:32 PM Romain
3:50:48 PM Vice-Chair Olsen
3:50:51 PM Romain
3:51:16 PM Gilliam
3:51:29 PM Chair Dingfelder

3:52:49 PM Pollution in Willamette River - Informational Meeting

3:52:50 PM {Exhibit} 4: Megan Ellis, student, Portland State University
3:54:25 PM Chair Dingfelder
3:54:27 PM Ellis
3:54:42 PM {Exhibit} 5: Jonathan Aispuro, student, Portland State University
4:03:29 PM Chair Dingfelder
4:03:44 PM Aispuro
4:03:57 PM Chair Dingfelder
4:03:59 PM Vice-Chair Olsen
4:04:05 PM Aispuro
4:04:10 PM Vice-Chair Olsen
4:04:12 PM Aispuro
4:04:22 PM Chair Dingfelder

4:05:19 PM HB 3121 A - Public Hearing

4:05:26 PM Chair Dingfelder
4:05:29 PM {Exhibit} 6: Rep. Bill Kennemer, House District 39
4:11:10 PM Chair Dingfelder
4:11:26 PM Rep. Kennemer
4:11:46 PM Tom Wolf, Trout Unlimited
4:12:18 PM {Exhibit} 7: Scott Brewen, Director, Oregon State Marine Board
4:13:30 PM Chair Dingfelder

4:14:05 PM HB 3121 A - Work Session

4:14:12 PM MOTION: Sen. Olsen moves -A2 amendments
4:14:28 PM VOTE: 4-0-1
4:14:31 PM AYES: Prozanski, Thomsen, Olsen, Dingfelder EXCUSED: Hass
4:14:38 PM MOTION: Sen. Olsen moves HB 3121A DO PASS as AMENDED
4:15:16 PM VOTE: 4-0-1
4:15:22 PM AYES: Prozanski, Thomsen, Olsen, Dingfelder, EXCUSED: Hass
4:15:37 PM CARRIER: SEN. THOMSEN will lead discussion on the floor

4:15:57 PM HB 2134 A - Public Hearing

4:16:04 PM Beth Patrino, Committee Administrator
4:16:24 PM Rep. Bob Jenson, House District 58
4:18:50 PM JR Cook, member, Umatilla Basin Water Commission
4:19:10 PM Chair Dingfelder

4:19:18 PM Dennis Daugherty, Commissioner, Umatilla County
4:20:55 PM {Exhibit} 8 - 9: Brenda Bateman, Water Resources Department
4:23:28 PM Craig Campbell, Umatilla Electric Co-op
4:24:24 PM Chair Dingfelder
4:24:48 PM {Exhibit} 10: Phil Donohue, Confederated Tribes of the Umatilla Indian Reservation
4:24:50 PM The following written testimony was submitted for the record without public testimony:
4:24:55 PM {Exhibit} 11: Said Amali, Oregon Water Resources Department
4:24:56 PM {Exhibit} 12: Mike Wick, Umatilla Basin Water Commission
4:24:56 PM {Exhibit} 13: Craig Reeder, Vice Chairman, Umatilla Basin Water Coalition

4:25:57 PM **HB 2134 A - Work Session**
4:25:58 PM MOTION: Sen. Olsen moves HB 2134A DO PASS
4:26:17 PM VOTE: 5-0-0
4:26:36 PM AYES: Hass, Prozanski, Thomsen, Olsen, Dingfelder
4:26:40 PM CARRIER: SEN. NELSON will lead discussion on the floor

4:27:43 PM **HB 3145 B - Public Hearing**
4:28:22 PM {Exhibit} 14: Mark Nelson, Northwest Food Processors Association
4:34:34 PM Richard Koesan, Oregon Neighborhood Association, Miller-Coors
4:39:02 PM {Exhibit} 15: Rep. Julie Parrish, House District 37
4:42:35 PM Chair Dingfelder
4:42:38 PM Sen. Hass
4:42:45 PM Rep. Parrish
4:44:00 PM Chair Dingfelder
4:44:25 PM Linda Gardner, Pharmaceuticals Research and Manufacturers of America
4:45:05 PM John Charles, President, Cascade Policy Group
4:45:42 PM Chair Dingfelder
4:45:44 PM Charles
4:49:40 PM {Exhibit} 16: Tim Dougherty, Executive Director, NW Bottled Water Association
4:52:44 PM Sen. Hass
4:53:21 PM Charles
4:54:17 PM Bill Cross, Oregon State Pharmacy Association
4:55:10 PM Marshall
4:55:40 PM Chair Dingfelder
4:56:01 PM Vice-Chair Olsen
4:56:24 PM {Exhibit} 17: Katy Daily, Recycling Advocates
4:57:15 PM {Exhibit} 18: Scott Klag, Association of Recyclers
4:57:32 PM Chair Dingfelder
4:57:35 PM Klag
4:58:06 PM Daily
4:58:43 PM Palmer Mason, Legislative Analyst, Department of Environmental Quality
5:01:12 PM Vice-Chair Olsen
5:01:13 PM Mason
5:02:35 PM Vice-Chair Olsen
5:02:36 PM Mason

5:03:51 PM Vice-Chair Olsen
5:03:53 PM Mason
5:04:07 PM Chair Dingfelder
5:04:12 PM Sen. Prozanski
5:04:26 PM Sen. Thomsen
5:04:58 PM Mason
5:05:20 PM Chair Dingfelder
5:05:21 PM The following written testimony was submitted for the record without public testimony.
5:05:22 PM {Exhibit} 19: David Hudson, Vice President, Strategic Materials
5:05:23 PM {Exhibit} 20: Randy Tucker, Legislative Affairs Manager, Metro
5:05:24 PM {Exhibit} 21: Daniel Eisenbeis, City of Portland
5:05:25 PM {Exhibit} 22: Oregon AFSCME Council 75

5:05:29 PM **HB 3145 B - Work Session**
5:05:41 PM MOTION: Sen. Prozanski moves HB 3145 B DO PASS
5:06:01 PM Sen. Hass declares potential conflict
5:06:51 PM Vice-Chair Olsen
5:07:59 PM Sen. Thomsen
5:08:49 PM Sen. Prozanski
5:09:57 PM Chair Dingfelder
5:11:04 PM {Exhibit} 23: Vice-Chair Olsen
5:11:13 PM MOTION: Sen. Olsen moves B15 amendments
5:11:29 PM Vice-Chair Olsen
5:12:21 PM Chair Dingfelder
5:13:27 PM VOTE: 2-3-0
5:13:28 PM AYES: Thomsen, Olsen, NAYS: Hass, Prozanski, Dingfelder
5:13:32 PM MOTION: Sen. Olsen moves B16 amendments
5:13:33 PM {Exhibit} 24: Vice-Chair Olsen
5:13:34 PM Sen. Prozanski calls the question
5:14:08 PM VOTE: 2-3-0
5:14:10 PM AYES: Thomsen, Olsen, NAYS: Hass, Prozanski, Dingfelder
5:14:11 PM Sen. Prozanski restates his motion
5:14:12 PM VOTE: 3-2-0
5:14:14 PM AYES: Hass, Prozanski, Dingfelder, NAYS: Thomsen, Olsen
5:14:20 PM Vice-Chair Olsen gives notice of probable minority report
5:14:51 PM CARRIER: SEN HASS will lead discussion on the floor

5:15:23 PM **HB 3538 A - Work Session**
5:15:26 PM MOTION: Sen. Prozanski moves HB 3538 A DO PASS
5:15:50 PM Sen. Prozanski
5:16:20 PM VOTE: 3-2-0
5:16:23 PM AYES: Hass, Prozanski, Dingfelder, NAYS: Thomsen, Olsen
5:16:25 PM CARRIER: SEN. DINGFELDER will lead discussion on the floor

5:16:34 PM **HB 2336 A - Work Session**
5:16:38 PM MOTION: Sen. Prozanski moves HB 2336 A DO PASS
5:16:39 PM {Exhibit} 25: -Vice-Chair Olsen

5:16:56 PM MOTION: Sen. Olsen moves -A3 amendments
5:17:42 PM VOTE: 2-3-0
5:17:45 PM AYES: Thomsen, Olsen, NAYS: Hass, Prozanski, Dingfelder
5:17:47 PM Chair Dingfelder
5:18:10 PM VOTE: 4-1-0
5:18:12 PM AYES: Hass, Prozanski, Thomsen, Dingfelder, NAYS: Olsen
5:18:14 PM CARRIER: SEN. PROZANSKI will lead discussion on the floor
5:18:24 PM Meeting Adjourned by Chair Dingfelder

Exhibit Summary

3:14:56 PM {Exhibit} 1: HB 3145 B, written testimony, Sen. Peter Courtney, 2 pp
3:34:30 PM {Exhibit} 2: HB 3145 B, informational handout, Joe Gilliam, 1 p
3:43:34 PM {Exhibit} 3: HB 3145 B, written testimony, Paul Romain, 1 p
3:52:50 PM {Exhibit} 4: Pollution in Willamette River, informational handout, Megan Ellis, 13 pp
3:54:42 PM {Exhibit} 5: Pollution in Willamette River, *Stakeholder Analysis*, PowerPoint presentation, Jonathan Aispuro, 11 pp
4:05:29 PM {Exhibit} 6: HB 3121 A, -2 amendments, Rep. Kennemer, 1 p
4:12:18 PM {Exhibit} 7: HB 3121 A, written testimony, Scott Brewen, 3 pp
4:20:55 PM {Exhibit} 8: HB 2134 A, written testimony and map, Brenda Bateman, 4 pp
4:20:55 PM {Exhibit} 9: HB 2134 A, PowerPoint, *Water Resources Department*, Brenda Bateman, 12 pp
4:24:48 PM {Exhibit} 10: HB 2134 A, written testimony of Leo Stewart, Phil Donohue, 2 pp
4:24:55 PM {Exhibit} 11: HB 2134 A, informational handout, Said Amali, 4 pp
4:24:56 PM {Exhibit} 12: HB 2134 A, written testimony, Mike Wick, 2 pp
4:24:56 PM {Exhibit} 13: HB 2134 A, written testimony, Craig Reeder, 3 pp
4:28:22 PM {Exhibit} 14: HB 3145 B, expansion list, Mark Nelson, 1 p
4:39:02 PM {Exhibit} 15: HB 3145 B, SB 707-A13, Rep. Parrish, 1 p
4:49:40 PM {Exhibit} 16: HB 3145 B, written testimony, Tim Dougherty, 1 p
4:56:24 PM {Exhibit} 17: HB 3145 B, written testimony, Katy Daily, 2 pp
4:57:15 PM {Exhibit} 18: HB 3145 B, written testimony, Scott Klag, 1 p
5:05:22 PM {Exhibit} 19: HB 3145 B, written testimony, David Hudson, 1 p
5:05:23 PM {Exhibit} 20: HB 3145 B, written testimony, Randy Tucker, 1 p
5:05:24 PM {Exhibit} 21: HB 3145 B, written testimony, Daniel Eisenbeis, 1 p
5:05:25 PM {Exhibit} 22: HB 3145 B, written testimony, Oregon AFSCME, 1 p
5:11:04 PM {Exhibit} 23: HB 3145 B, -B15 amendments, staff, 5 pp
5:13:33 PM {Exhibit} 24: HB 3145 B, -B16 amendments, staff, 5 pp
5:16:56 PM {Exhibit} 25: HB 2336 A, -A3 amendments, staff, 1 p
