

# **HOUSE COMMITTEE ON AGRICULTURE AND NATURAL RESOURCES**

March 14, 2013  
8:00 AM

Hearing Room D

**MEMBERS PRESENT:** Rep. Brad Witt, Chair  
Rep. Caddy McKeown, Vice Chair  
Rep. Sal Esquivel, Vice Chair  
Rep. Brian Clem  
Rep. Wayne Krieger  
Rep. Jeff Reardon  
Rep. Jim Thompson  
Rep. Ben Unger  
Rep. Gail Whitsett

**STAFF PRESENT:** Beth Patrino, Committee Administrator  
Maria Kelly, Committee Assistant

**MEASURES/ISSUES HEARD:** HB 2259 – Public Hearing and Work Session  
HB 2992 – Public Hearing  
HB 2390 – Work Session  
HB 2039 – Work Session  
HB 3201 – Work Session

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## **Recording Log**

**8:04:21 AM** Meeting Called to Order by Chair Witt

**8:04:44 AM** **HB 2259 – Public Hearing**

**8:04:54 AM** {Exhibit} 1: Beth Patrino, Committee Administrator

**8:05:17 AM** Chair Witt

**8:05:54 AM** {Exhibit} 2: Phil Ward, Director, Water Resources Department

**8:14:03 AM** Chair Witt

**8:14:08 AM** {Exhibit} 3: Brenda Bateman, Water Resources Department

**8:15:46 AM** Ward

**8:16:21 AM** Chair Witt

**8:16:29 AM** Rep. Krieger

**8:17:58 AM** Chair Witt

**8:18:24 AM** Vice-Chair Esquivel

**8:18:42 AM** Ward

**8:18:49 AM** Vice-Chair Esquivel

**8:19:06 AM** Bateman

**8:19:36 AM** Vice-Chair Esquivel

**8:20:03 AM** Bateman

8:20:33 AM Chair Witt  
8:20:34 AM Rep. Whitsett  
8:21:31 AM Ward  
8:22:47 AM Chair Witt  
8:22:51 AM Vice-Chair McKeown  
8:22:55 AM Chair Witt  
8:22:59 AM Rep. Reardon  
8:23:09 AM Ward  
8:23:20 AM Rep. Reardon  
8:23:23 AM Chair Witt  
8:23:27 AM Vice-Chair McKeown  
8:23:47 AM Bateman  
8:24:34 AM Vice-Chair McKeown  
8:24:39 AM Chair Witt  
8:24:45 AM Vice-Chair Esquivel  
8:24:50 AM Ward  
8:24:59 AM Vice-Chair Esquivel  
8:25:08 AM Ward  
8:25:20 AM Vice-Chair Esquivel  
8:25:25 AM Chair Witt  
8:25:32 AM Rep. Reardon  
8:25:39 AM Ward  
8:25:51 AM Chair Witt  
8:26:23 AM {Exhibit} 4: April Snell, Executive Director, Oregon Water Resources  
Congress  
8:28:39 AM Chair Witt  
8:28:41 AM Elizabeth Remley, Oregon Association of Nurseries  
8:29:28 AM Chair Witt  
8:30:00 AM Roger Beyer, Oregon Dairy Farmers Association  
8:30:14 AM Chair Witt  
8:30:16 AM Beyer  
8:31:55 AM Chair Witt  
8:31:56 AM {Exhibit} 5: Jerry Schmidt, Oregon Groundwater Association  
8:35:45 AM Chair Witt  
8:35:49 AM {Exhibit} 6: Greg Kupillas, President, Oregon Groundwater Association  
8:42:06 AM Chair Witt  
8:42:12 AM Rep. Unger  
8:42:39 AM Kupillas  
8:42:46 AM Rep. Unger  
8:42:52 AM Kupillas  
8:42:56 AM Rep. Unger  
8:43:09 AM Chair Witt  
8:43:17 AM Rep. Reardon  
8:43:49 AM Kupillas  
8:44:19 AM Beyer  
8:46:32 AM Chair Witt

8:46:34 AM Rep. Krieger  
8:46:55 AM Beyer  
8:47:34 AM Chair Witt  
8:47:35 AM Rep. Whitsett  
8:48:04 AM Beyer  
8:48:46 AM Chair Witt  
8:48:53 AM Rep. Whitsett  
8:49:15 AM Chair Witt  
8:49:43 AM Rep. Unger  
8:50:13 AM Ward  
8:51:09 AM Rep. Unger  
8:51:26 AM Ward  
8:51:58 AM Chair Witt  
8:52:30 AM Jim Welsh, Oregon Cattlemen Association  
8:57:36 AM Chair Witt  
8:57:41 AM Bill Kluting, Vice President, Luckiamute Domestic Water Cooperative  
9:05:34 AM Chair Witt  
9:07:19 AM Rep. Krieger  
9:07:33 AM Chair Witt  
9:07:36 AM Rep. Whitsett  
9:08:22 AM Kluting  
9:09:24 AM Chair Witt  
9:12:02 AM {Exhibit} 7-9: Tom Quintal, small scale miner  
9:19:05 AM Chair Witt  
9:20:35 AM Quintal  
9:20:37 AM Chair Witt  
9:21:18 AM Jim Myron, Water Watch of Oregon, Native Fish Society  
9:21:51 AM Chair Witt  
9:21:58 AM Gil Riddell, Association of Counties  
9:23:45 AM Chair Witt  
9:23:48 AM Mark Landhauer, Special Districts Association of Oregon  
9:25:50 AM Chair Witt  
9:25:53 AM Vice-Chair Esquivel  
9:26:33 AM Chair Witt  
9:26:36 AM Rep. Krieger  
9:27:09 AM Chair Witt  
9:27:11 AM Vice-Chair Esquivel  
9:27:40 AM Chair Witt  
9:27:45 AM Rep. Reardon  
9:28:53 AM Chair Witt  
9:29:45 AM Robert Stumbo, Grants Pass, Oregon  
9:31:45 AM Chair Witt  
9:32:10 AM {Exhibit} 10: witness registration  
9:32:11 AM The following written testimony is submitted for the record without public testimony:  
9:32:12 AM {Exhibit} 11: Peggy Lynch, League of Women Voters

9:32:13 AM {Exhibit} 12: Ron Gibson, Jefferson Mining District  
9:32:14 AM {Exhibit} 13: Tim and Jan Kerns, Kerns Rainbow Ranch, Inc.  
9:32:15 AM {Exhibit} 14: Oregon Citizens Lobby

**9:32:38 AM HB 2259 – Work Session**

9:32:49 AM Rep. Krieger  
9:33:12 AM Chair Witt  
9:33:16 AM Rep. Thompson  
9:34:50 AM Chair Witt  
9:35:04 AM Vice-Chair Esquivel  
9:37:02 AM Chair Witt  
9:37:04 AM Rep. Reardon  
9:37:15 AM Chair Witt  
9:37:16 AM Rep. Reardon  
9:38:30 AM Chair Witt  
9:39:11 AM Rep. Clem  
9:39:22 AM Chair Witt

**9:40:31 AM HB 2992 – Public Hearing**

9:40:57 AM Rep. Unger  
9:41:13 AM Chair Witt  
9:41:19 AM Rep. Unger  
9:42:04 AM Chair Witt  
9:42:25 AM Laura Conroy, Market Manager, Hillsboro Farmers Market  
9:44:39 AM Chair Witt  
9:44:44 AM Matt Unger, farmer, farmers market participant  
9:45:33 AM Chair Witt  
9:45:40 AM Rep. Unger  
9:45:58 AM Conroy  
9:46:53 AM Chair Witt  
9:46:58 AM Vice-Chair McKeown  
9:47:45 AM Conroy  
9:48:08 AM Vice-Chair McKeown  
9:48:12 AM Chair Witt  
9:48:40 AM Vice-Chair McKeown  
9:48:50 AM Sue Whitbury, Program Coordinator, Women Infants and Children  
9:49:43 AM Vice-Chair McKeown  
9:49:59 AM Whitbury  
9:50:09 AM Vice-Chair McKeown  
9:50:16 AM Conroy  
9:50:30 AM Vice-Chair McKeown  
9:50:34 AM Chair Witt  
9:50:35 AM {Exhibit} 15: witness registration

**9:51:31 AM HB 2390 – Work Session**

9:51:35 AM {Exhibit} 16: Beth Patrino, Committee Administrator

9:52:10 AM Chair Witt  
9:52:27 AM MOTION: VICE-CHAIR McKEOWN MOVES TO ADOPT THE -4 AMENDMENTS  
9:52:34 AM Chair Witt  
9:52:45 AM VOTE: 9-0-0  
9:52:46 AM AYES: CLEM, KRIEGER, REARDON, THOMPSON, UNGER, WHITSETT, ESQUIVEL, McKEOWN, WITT  
9:52:53 AM MOTION: VICE-CHAIR MOVES HB 2390 DO PASS AS AMENDED  
9:52:58 AM Chair Witt  
9:53:34 AM VOTE: 9-0-0  
9:53:35 AM AYES: CLEM, KRIEGER, REARDON, THOMPSON, UNGER, WHITSETT, ESQUIVEL, McKEOWN, WITT  
9:53:58 AM CARRIER: REP. ESQUIVEL WILL LEAD DISCUSSION ON THE FLOOR

9:54:06 AM **HB 2039 – Work Session**  
9:54:08 AM {Exhibit} 17: Beth Patrino, Committee Administrator  
9:55:07 AM Chair Witt  
9:55:13 AM Patrino  
9:55:16 AM Chair Witt  
9:55:28 AM MOTION: VICE-CHAIR McKEOWN MOVES TO ADOPT THE -2 AMENDMENTS  
9:55:35 AM Chair Witt  
9:55:48 AM VOTE: 9-0-0  
9:55:49 AM AYES: CLEM, KRIEGER, REARDON, THOMPSON, UNGER, WHITSETT, ESQUIVEL, McKEOWN, WITT  
9:55:55 AM MOTION: VICE-CHAIR McKEOWN MOVES HB 2039 DO PASS AS AMENDED AND BE REFERRED TO JOINT WAYS AND MEANS BY PRIOR REFERENCE  
9:56:07 AM Chair Witt  
9:56:28 AM VOTE: 9-0-0  
9:56:29 AM AYES: CLEM, KRIEGER, REARDON, THOMPSON, UNGER, WHITSETT, ESQUIVEL, McKEOWN, WITT

9:56:38 AM **HB 3201 – Work Session**  
9:56:41 AM {Exhibit} 18: Beth Patrino, Committee Administrator  
9:57:04 AM Chair Witt  
9:57:18 AM MOTION: VICE-CHAIR McKEOWN MOVES TO ADOPT THE -3 AMENDMENTS  
9:57:24 AM Chair Witt  
9:57:37 AM VOTE: 9-0-0  
9:57:38 AM AYES: CLEM, KRIEGER, REARDON, THOMPSON, UNGER, WHITSETT, ESQUIVEL, McKEOWN, WITT  
9:57:44 AM MOTION: VICE-CHAIR McKEOWN MOVES HB 3201 DO PASS AND BE REFERRED TO JUDICIARY BY PRIOR REFERENCE  
9:57:52 AM Chair Witt  
9:58:08 AM VOTE: 9-0-0

**9:58:09 AM** AYES: CLEM, KRIEGER, REARDON, THOMPSON, UNGER,  
WHITSETT, ESQUIVEL, McKEOWN, WITT

**9:58:21 AM** Chair Witt

**9:58:51 AM** Meeting Adjourned by Chair Witt

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### **Exhibit Summary**

- 8:04:54 AM** {Exhibit} 1: HB 2259, -1 amendments, staff, 102 pp
- 8:05:54 AM** {Exhibit} 2: HB 2259, written testimony, Phil Ward, 2 pp
- 8:14:08 AM** {Exhibit} 3: HB 2259, written testimony, Brenda Bateman, 2 pp
- 8:26:23 AM** {Exhibit} 4: HB 2259, written testimony, April Snell, 1 p
- 8:31:56 AM** {Exhibit} 5: HB 2259, written testimony, Jerry Schmidt, 3 pp
- 8:35:49 AM** {Exhibit} 6: HB 2259, written testimony, Greg Kupillas, 1 p
- 9:12:02 AM** {Exhibit} 7: HB 2259, written testimony, Tom Quintal, 2 pp
- 9:12:02 AM** {Exhibit} 8: HB 2259, book excerpt, Lord's Oregon Laws, Tom Quintal, 4 pp
- 9:12:02 AM** {Exhibit} 9: HB 2259, written testimony, Tom Quintal, 3 pp
- 9:32:10 AM** {Exhibit} 10: HB 2259, witness registration, staff, 1 p
- 9:32:12 AM** {Exhibit} 11: HB 2259, written testimony, Peggy Lynch, 1 p
- 9:32:13 AM** {Exhibit} 12: HB 2259, written testimony, Ron Gibson, 14 pp
- 9:32:14 AM** {Exhibit} 13: HB 2259, written testimony, Tim and Jan Kerns, 1 p
- 9:32:15 AM** {Exhibit} 14: HB 2259, written testimony, Oregon Citizens Lobby, 1 p
- 9:50:35 AM** {Exhibit} 15: HB 2992, witness registration, staff, 1 p
- 9:51:35 AM** {Exhibit} 16: HB 2390, -4 amendments, staff, 1 p
- 9:54:08 AM** {Exhibit} 17: HB 2039, -2 amendments, staff, 6 pp
- 9:56:41 AM** {Exhibit} 18: HB 3201, -3 amendments, staff, 7 pp