

# HOUSE COMMITTEE ON ENERGY AND THE ENVIRONMENT

## TAPE LOG

May 16, 2007  
1:00 P.M.

Hearing Room C  
Tapes 105 - 106

**MEMBERS PRESENT:** Rep. Jackie Dingfelder, Chair  
Rep. Chuck Burley, Vice-Chair  
Rep. Ben Cannon, Vice-Chair  
Rep. E. Terry Beyer  
Rep. Bob Jenson  
Rep. Greg Macpherson  
Rep. Greg Smith

**STAFF PRESENT:** Cat McGinnis, Committee Administrator  
Ian Tolleson, Committee Assistant

**Measures or Issues Heard:** SB 156 - Public Hearing & Work Session  
SB 838B - Work Session  
SB 375 - Work Session

This tape log is in compliance with Senate and House Rules. For complete contents, please refer to the cassette tapes.

<u>TAPE #</u> <u>AND SIDE</u>	<u>COUNTER</u> <u>NUMBER</u>	<u>BRIEF DESCRIPTION OF SUBJECT MATTER</u> <u>OR CHANGE IN SPEAKER</u>
<b>TAPE 105</b>		
	003	Chair Dingfelder calls the meeting to order at 1:08 p.m.
<b><u>SB 156 - PUBLIC HEARING</u></b>		
	005	Cat McGinnis, committee Administrator
	007	Chair Dingfelder
	009	Gail Shibley Department of Human Services ( <b>EXHIBITA</b> )
	032	Michael Kurtz, Manager, Suburban East Salem Water District ( <b>EXHIBIT B</b> )
	049	Rep. Cannon
	055	Shibley
	062	Rep. Cannon
	065	Shibley
	069	Chair Dingfelder
	075	Shibley
	089	Chair Dingfelder
	091	Shibley

105A	098	Chair Dingfelder
	101	Sibley
	107	Chair Dingfelder
	110	Sibley
	118	Rep. Macpherson
	122	Sibley
	142	Rep. G. Smith
	146	Sibley
	156	Rep. G. Smith
	163	Sibley
	184	Rep. Jenson
	212	Sibley
	257	Kurtz
	270	Rep. Jenson
	298	Sibley
	311	Rep. Burley
	323	Sibley
	374	Chair Dingfelder
	400	Willie Tiffany, League of Oregon Cities
	455	Amanda Rich, Special Districts
106A	007	Rep. Burley
	009	Tiffany
	015	Chair Dingfelder
	019	Tiffany
	030	Rep. Jenson
	034	Chair Dingfelder
	037	Rep. Cannon
	039	Sibley
	041	Rep. Macpherson
	055	Sibley
	063	Chair Dingfelder

**SB 156 – WORK SESSION**

068	<b>MOTION: Rep. Cannon moves SB 156 to the floor with a DO PASS recommendation.</b>
069	Chair Dingfelder
071	Rep. Macpherson
077	Rep. Jenson
092	Chair Dingfelder
094	<b>VOTE: 6-0-1</b>

**AYE:** 6 - Beyer, Burley, Cannon, Jenson, Macpherson,  
Dingfelder

**EXCUSED:** 1 - Smith G.

**Chair Dingfelder, declares the motion CARRIED.**

**REP. BEYER will lead discussion on the floor.**

106A

**SB 375 – WORK SESSION**

107	Cat McGinnis, Committee Administrator (EXHIBIT C, D, E)
111	Chair Dingfelder (EXHIBIT F)
146	Mike Graine, Oregon Department of Energy (ODE)
155	Chair Dingfelder
160	Graine
176	Rep. Cannon
189	Jeremiah Baumann, Oregon State Public Interest Research Group (OSPIRG)
200	Rep. Cannon
202	Baumann
209	Graine
219	Betty Merrill, ODE
233	Baumann
246	Chair Dingfelder
259	Rep. Cannon
263	Baumann
284	Rep. Burley
295	Baumann
306	Rep. Burley
310	Baumann
325	Rep. Burley
340	Baumann
355	Chair Dingfelder
357	Baumann
361	Rep. Burley
376	Baumann
408	Rep. Burley
414	Chair Dingfelder
426	Merrill
446	Chair Dingfelder
450	Baumann
105B 017	Chair Dingfelder
029	<b>MOTION: Rep. Cannon Moves to ADOPT SB 375-2 amendments dated 5/15/07.</b>

105B

**VOTE: 7-0-0****Chair Dingfelder, hearing no objection, declares the motion CARRIED.**

030 Chair Dingfelder

030 **MOTION: Rep. Cannon moves to ADOPT SB 375-5 amendments dated 5/16/07.****VOTE: 7-0-0****Chair Dingfelder, hearing no objection, declares the motion CARRIED.**

033 Chair Dingfelder

035 **MOTION: Rep. Cannon moves to ADOPT SB 375-6 amendments dated 5/16/07.****VOTE: 7-0-0****Chair Dingfelder, hearing no objection, declares the motion CARRIED.**

036 Chair Dingfelder

038 **MOTION: Rep. Cannon moves SB 375 to the floor with a DO PASS AS AMENDED recommendation.**

039 Chair Dingfelder

041 Rep. Burley

044 Rep. G. Smith

046 Chair Dingfelder

050 **VOTE: 5-2-0****AYE: 5 - Beyer, Cannon, Jenson, Macpherson, Dingfelder****NAY: 2 - Burley, Smith G.****REP. MACPHERSON will lead discussion on the floor.****Chair Dingfelder, declares the motion CARRIED.**

052 Rep. Macpherson

054 Chair Dingfelder

**SB 838B - WORK SESSION**

070 Sandy Flicker, Oregon Rural Cooperative Association (EXHIBIT G)

124 Chair Dingfelder

126 Rep. Cannon

128 Flicker

133 Rep. Cannon

137 Flicker

148 Brendan McCarthy, Portland General Electric (PGE)

167 **MOTION: Rep. Cannon moves to ADOPT SB 838B-78 amendments dated 5/16/07.**

168 Chair Dingfelder

171 Rep. G. Smith

176 Rep. Burley

182 Rep. Beyer

105B 183 VOTE: 6-1-0  
 AYE: 6 - Burley, Cannon, Jenson, Macpherson, Smith G.,  
 Dingfelder  
 NAY: 1 - Beyer  
 Chair Dingfelder, declares the motion CARRIED.

189 MOTION: Rep. Cannon Moves to ADOPT SB 838B-76  
 amendments dated 5/15/07.

191 Chair Dingfelder

202 Jeremiah Baumann, Oregon State Public Interest Research Group  
 (OSPIRG) (EXHIBIT H)

204 Jeff Bissonette, Citizens Utility Board (CUB)

206 Baumann

265 Bissonette

284 Rep. Burley

314 Rep. Beyer

315 VOTE: 6-1-0  
 AYE: 6 - Burley, Cannon, Jenson, Macpherson, Smith G.,  
 Dingfelder  
 NAY: 1 - Beyer  
 Chair Dingfelder, declared the motion CARRIED.

322 MOTION: Rep. Burley moves to ADOPT SB 838B-74  
 amendments dated 5/11/07.

330 Chair Dingfelder

334 Rep. Burley (EXHIBIT I)

358 Rep. Cannon

381 Rep. Burley

403 Rep. Macpherson

427 Rep. Beyer

437 Rep. Jenson

450 Chair Dingfelder

106B 012 Rep. G. Smith  
 VOTE: 3-4-0  
 AYE: 3 - Burley, Jenson, Smith G.  
 NAY: 4 - Beyer, Cannon, Macpherson, Dingfelder  
 Chair Dingfelder, declares the motion FAILED.

030 MOTION: Rep. Burley moves to ADOPT SB 838B-75  
 amendments dated 5/11/07.

031 Rep. Burley (EXHIBIT J)

040 VOTE: 3-4-0  
 AYE: 3 - Burley, Jenson, Smith G.  
 NAY: 4 - Beyer, Cannon, Macpherson, Dingfelder  
 Chair Dingfelder, declares the motion FAILED.

048 MOTION: Rep. Burley moves to ADOPT SB 838B-73  
 amendments dated 5/11/07.

106B 050 Chair Dingfelder  
 052 Rep. Burley (EXHIBIT K)  
 060 VOTE: 3-4-0  
 AYE: 3 - Burley, Jenson, Smith G.  
 NAY: 4 - Beyer, Cannon, Macpherson, Dingfelder  
 Chair Dingfelder, declares the motion FAILED.  
 062 MOTION: Rep. Burley moves to ADOPT SB 838B-70  
 amendments dated 5/11/07.  
 064 Chair Dingfelder  
 066 Rep. Burley (EXHIBIT L)  
 090 Rep. Cannon  
 097 Rep. Burley  
 109 Rep. Cannon  
 116 Chair Dingfelder  
 179 VOTE: 3-4-0  
 AYE: 3 - Burley, Jenson, Smith G.  
 NAY: 4 - Beyer, Cannon, Macpherson, Dingfelder  
 Chair Dingfelder, declares the motion FAILED.  
 124 Chair Dingfelder  
 125 MOTION: Rep. Cannon moves SB 838 to the floor with a DO  
 PASS AS AMENDED recommendation.  
 125 Rep. Cannon moves SB 838 as amended  
 126 Chair Dingfelder  
 130 Rep. Burley  
 142 Rep. Jenson  
 229 Chair Dingfelder  
 231 Rep. Beyer  
 242 Rep. G. Smith  
 252 Chair Dingfelder  
 275 VOTE: 4-3-0  
 AYE: 4 - Beyer, Cannon, Macpherson, Dingfelder  
 NAY: 3 - Burley, Jenson, Smith G.  
 Chair Dingfelder, declares the motion CARRIED.  
 REP. DINGFELDER will lead discussion on the floor.  
 281 Chair Dingfelder adjourns meeting at 2:59 pm

### EXHIBIT SUMMARY

- A. SB 156, written testimony, Gail Shibley, 2 pp
- B. SB 156, written testimony, Michael Kurtz, 1 p
- C. SB 375, -2 amendments, Staff, 2 pp
- D. SB 375, -5 amendments, Staff, 5 pp
- E. SB 375, -6 amendments, Staff, 1p

- F. SB 375, e-mail, Rep. Dingfelder, 1 p
- G. SB 838, -78 amendments, Sandy Flicker, 2 pp
- H. SB 838, -76 amendments, Jeremiah Baumann, 2 pp
- I. SB 838, -74 amendments, Rep. Burley, 1 p
- J. SB 838, -75 amendments, Rep. Burley, 1 p
- K. SB 838, -73 amendments, Rep. Burley, 1 p
- L. SB 838, -70 amendments, Rep. Burley, 1p