# 2003

# ENVIRONMENTAL SCORECARD

FOR THE OREGON LEGISLATURE



#### HONOR ROLL:

100% RATED LEGISLATORS
ON THE ENVIRONMENT

**Senator Richard Devlin** (D-Tualatin)

**Senator Avel Gordly** (D-Portland)

**Senator Vicki Walker** (D-Eugene)

**Representative Jackie Dingfelder** (D-Portland)

**Representative Steve March** (D-Portland)

**Representative Jeff Merkley** (D-Portland)

**Representative Floyd Prozanski** (D-Eugene)

**Representative Diane Rosenbaum** (D-Portland)

**Representative Carolyn Tomei** (D-Milwaukie)

#### **DISHONOR ROLL:**

0% RATED LEGISLATORS
ON THE ENVIRONMENT

**Senator Roger Beyer** (R-Molalla)

**Senator Ted Ferrioli** (R-John Day)

Senator Bill Fisher (R-Roseburg)

**Senator Steve Harper** (R-Klamath Falls)

Senator Ken Messerle (R-Coos Bay)

**Senator John Minnis** (R-Fairview)

**Senator Frank Morse** (R-Albany)

**Senator David Nelson** (R-Pendleton)

**Senator Jackie Winters** (R-Salem)

Senator Ben Westlund (R-Bend)

**Representative Betsy Close** (R-Albany)

Representative Bob Jenson (R-Pendleton)

Representative Wayne Kreiger (R-Gold Beach)

**Representative Dennis Richardson** (R-Central Point)

Representative Greg Smith (R-Heppner)

Representative Tootie Smith (R-Molalla)





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#### KNOW THE SCORE

#### A MESSAGE FROM OLCV'S EXECUTIVE DIRECTOR



By using this Scorecard, you've taken the first step towards protecting Oregon's environment: Knowing the Score.

Did your representative vote to defend your right to know about pesticides threatening our waterways or to give more tax breaks to polluters? Did your senator vote to make it easier for developers to pave over farmland?

Legislators have sided with polluters and developers, threatening the legacy we are leaving our children.

The only hope for change is an engaged "green majority" of citizens who are willing to hold their elected officials accountable for their votes on the environment.

This Scorecard provides you two tools to do this.

At the detailed level, it allows you to **learn how your legislators voted** on more than two-dozen specific, high-profile environmental bills.

At the general level, it allows you to **learn their overall score** — the percentage of time they voted pro-environment on key bills.

"Knowing the Score" is just the first step. Citizens who care about Oregon's environment need to **follow it up with action.** 

If your legislators did well, **write to them and thank them.** If they did poorly, **write to express your concern.** Contact information is included in the back of this booklet.

**Join or volunteer** with the Oregon League of Conservation Voters, the political voice of Oregon's environmental movement. You can donate or volunteer by filling out the form in the back of this Scorecard or by checking out our web page, **www.olcv.org**.

**Take action with your vote** by supporting pro-environment candidates at the local, state, and federal level.

Oregon's legacy as an environmental leader is at risk. Now, more than ever, citizens need to talk to friends and neighbors about the threats we face. Now, more than ever, we need to elect leaders who will take seriously our responsibility to future generations.

Jonathan Poisner *Executive Director* 



## **OVERVIEW OF THE 2003 SESSION:**

# A TALE OF TWO CHAMBERS

he longest legislative session in Oregon's history left the environment battered, but not broken.

Like the last five legislative sessions, most of the conversation was about how to weaken Oregon's environmental safeguards, not how to improve them. Repeatedly, the House passed bills that would have weakened safeguards protecting Oregon's land, air, water, and wildlife. Fortunately, most of those bills were killed in Senate Committees.

The 2003 Scorecard includes 26 House votes – nearly a record – and just 9 Senate votes. Only one of the bills scored is a pro-environment bill.

# THE HOUSE: IT WAS THE WORST OF TIMES

Oregon's 2003 House leadership promoted an extreme anti-environment agenda.

Major themes emerging from the 2003 House of Representatives:

- The House passed more than a dozen separate bills that weakened protections for Oregon's farm and forest land, while enhancing the power of developers and the mining industry. These bills would have led to uncontrolled sprawl. More than one-third of all votes included in this Scorecard are land use bills.
- Wildlife and salmon were in the crosshairs of the House. The House passed numerous antiwildlife bills, voting to weaken the state's Endangered Species Act, threaten wild salmon, and relax wetland protections.
- Oregon's state forests were also subject to serious attack. The House voted twice to make logging the number one priority in the

810-square-mile Tillamook and Clatsop State Forests. The current plan for these forests already calls for clearcutting the vast majority of it over time. Not content with this speed of the cutting, the timber-industry-sponsored bill would have doubled the amount of logging in these forests. At risk: wildlife habitat and the drinking water source of tens of thousands of Oregonians.

■ Despite the budget crisis, the House voted to put more tax dollars into the hands of major polluters. They voted to expand and extend the pollution control tax credit – a credit that effectively pays polluters to comply with clean air and water laws.

After a decade of retreat from Oregon's legacy of environmental leadership, Oregonians can't afford any more legislative failures to protect our water, air, land, and wildlife.

# THE SENATE: BETTER THAN THE WORST OF TIMES

Credit for stopping the onslaught of anti-environment legislation that passed the House goes primarily to Senate President Peter Courtney and four Senators serving on the Water & Land Use and the Agriculture & Natural Resources Committees: Charlie Ringo, Frank Shields, Rick Metsger, and Tony Corcoran.

These Senators did Oregon's environment a great service. Because they effectively stopped these antienvironment bills from ever being voted on, there is no objective way to factor their leadership into the vote chart or their scores.

However, in some cases, these Senators made the wrong call: voting "yes" on bills that threatened clean water, farmland, and wildlife, among other things.

#### THE FINAL RESULTS

The one significant positive outcome of this session was a new law that will encourage less driving by offering incentives to create automobile insurance based on mileage.

Unfortunately, there were considerably more negative outcomes. Some lowlights:

- The Governor signed a budget for the Department of Fish and Wildlife (ODFW) that used voterapproved funds for salmon habitat restoration to instead construct a hatchery research center. The budget also eliminated the ODFW Habitat Division.
- The Legislature failed to fund the state's landmark Pesticide Use Reporting System (PURS), which was adopted nearly unanimously by the 1999 Legislature. PURS would protect public health and water quality by tracking where pesticides are entering our waterways. Four years after passage, the program has not received funding to be implemented, so our right to know about pesticide use has been effectively gutted.
- While the state saved just \$565,000 by failing to fund the pesticide right-to-know program, it allocated up to \$3 million per year by including a provision in its transportation package to subsidize

certain diesel trucks for merely obeying clean air standards.

■ For the fifth straight session, the Legislature failed to clean up Oregon's waterways. A bill that purports to clean up the Portland Harbor Superfund site passed, but doesn't actually mandate any cleanup, just a new process. Yet, it does contain a provision backed by major polluters that will likely lead to the state paying for a portion of the cleanup that polluters are responsible for under federal law. The Legislature was wrong to weaken the principle that polluters pay to clean up the messes they create.

#### GOVERNOR KULONGOSKI: A TALE OF TWO TEDS

Governor Ted Kulongoski has earned both criticism and praise for his work with the 2003 Legislature.

On the plus side, the Governor lobbied against several anti-

environment bills in the House and the Senate. By threatening to veto some key anti-land use bills that had passed the House, for example, he helped blunt the attack on land use in the Senate. He ultimately signed the one pro-environment bill that passed, and vetoed one anti-environment bill in the Scorecard.

Unfortunately, Governor Kulongoski signed into law, or allowed to become law without his signature, five of the six antienvironment bills that reached his desk.

#### **OVERALL FAILING SCORE**

Bottom line, the 2003 Legislature gets a failing score. The overall average score for both chambers was a dismal 39%, down from 45% in 2001 and 41% in 1999.

The Legislature continues to exhibit serious partisan battles on a broad range of issues, of which the environment is only one. As a result,

few Republicans were willing to buck their party leaders and vote proenvironment. Of 50 Republican legislators, just two, Sen. Len Hannon and Rep. Lane Shetterly, scored better than 40%. In contrast, of 40 Democratic legislators, only six scored worse than 60%.

# LEGISLATURE OUT OF STEP WITH OREGONIANS

After a decade of retreat from Oregon's legacy of environmental leadership, Oregonians can't afford any more legislative failures to protect our water, air, land, and wildlife. It is clear that voters must elect more legislators committed to environmental stewardship before we can pass significant reforms to improve our quality of life.

#### WHO REPRESENTS YOU

Please see pages 16-18 of this Scorecard to find out who represented you and how to contact your legislators.

#### ABOUT THE OLCV SCORECARD

This is OLCV's 16th Environmental Scorecard for the Oregon Legislature.

The goal of the Scorecard is to provide objective, factual information about the voting records of Oregon's Senators and Representatives. OLCV's mission is to educate the public about the environmental voting records of elected officials and to hold those decision-makers accountable.

#### HOW THE 2003 SCORECARD VOTES WERE CHOSEN

Experts from Oregon's environmental organizations nominated votes to include in the Scorecard. A volunteer

committee reviewed these nominations to identify votes that (1) presented a clear choice about whether or not to protect the environment, (2) reflected a cross-section of the environmental issues addressed during the session, and (3) were viewed as important by a range of conservation groups.

The Scorecard is designed to provide voters with the information to separate true stewards of Oregon's environment from those who just talk about it.

Therefore, the Scorecard only includes votes where there was a significant lobbying effort by

conservationists as well as opponents, making it known to legislators that they were facing a clear choice. As a result, unanimous votes were excluded. Additionally, OLCV does not score votes where, because of the nature of the lobbying effort, there was some apparent confusion regarding a bill's impact on the environment.

The final decision on what votes to score was made by OLCV's Board of Directors. We wish to thank the many volunteers who helped compile and review the Scorecard for their valuable input.



### HOUSE AND SENATE **VOTE DESCRIPTIONS**

#### ENERGY

#### THREATENS RENEWABLE **ENERGY** • HB 3170



HOUSE In 1999, the Legislature passed an electric system restructuring package (SB 1149), which sets

aside 3% of utility revenue for Public Purpose funding. This funding includes investments in conservation, renewable energy, and assistance for those with low incomes. House Bill 3170 would have weakened oversight that ensures these Public Purpose funds are truly spent as intended.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- ⊳ Passed House, May 6, 35-20
- ▷ Died in Senate

#### FISH & WILDLIFE

#### WEAKENS LIMITS ON **COUGAR HUNTING • HB 2436**



In 1994 and again in 1996, Oregon voters approved measures that stopped bear and

cougar hunting by hounds. House Bill 2436 would have overturned part of Measure 18, allowing trophy hunters to chase cougars with packs of dogs. Many cougar biologists feel that this form of hunting actually exacerbates the risk of human-cougar conflict. By targeting trophy cougars (large dominant males) instead of focusing only on cougars that have caused problems, hound hunting likely increases the number of juveniles, the class most likely to cause problems.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- ⊳ Passed House, April 23, 35-23
- Died in Senate

#### FISH & WILDLIFE

#### WEAKENS OREGON'S **ENDANGERED SPECIES ACT**

HB 2458



While House Bill 2458 proposed some minor improvements to the State Endangered Species

Act, it contained other provisions that would have seriously weakened the ESA. The good news – it created a definition for recovery of a species. The bad news – the definition expanded the number of situations in which people can legally "take," or kill, an endangered species, and failed to require distribution of the species across their normal habitat range. The bill also would have allowed species to lose their protection for purely political reasons.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- Passed House, July 8, 38-22
- Died in Senate

#### FISH & WILDLIFE

#### WILD VS. HATCHERY FISH

HB 2459



Hatcheries are not sustainable without a steady infusion of wild genetic stock. Broadly

accepted scientific standards call for maintaining strict separation between wild and hatchery salmon during spawning, to maintain the viability of wild populations. House Bill 2459 would have required hatchery-bred fish to be "considered" wild, and allow them to spawn, threatening wild populations. If hatchery-bred fish numbers were included in the overall species count, HB 2459 also could have caused wild salmon to lose all other protections under the state ESA.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- Passed House, May 12, 31-29
- Died in Senate

#### FISH & WILDLIFE

#### THREATENS WETLAND **PROTECTIONS** • HB 3006



Wetlands provide critical habitat for waterfowl, fish, and amphibians, while helping to

prevent flooding. House Bill 3006 would have changed certain legal definitions with the goal of limiting safeguards that prevent the destruction of wetlands. Under HB 3006, certain isolated wetlands and wetlands of less than one acre in size could be destroyed without a permit.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- ⊳ Passed House, May 12, 35-25
- ▷ Died in Senate

#### FISH & WILDLIFE

#### WEAKENS SALMON HABITAT **RESTORATION** • HB 5020





Voters approved Measure 66 in 1998 to increase lottery funding

for protection of Oregon's parks and wild salmon. In each legislative session since, legislators have diverted much of this money for other purposes. This session legislators shifted \$4 million of Measure 66 funds intended for salmon habitat restoration, using the money instead to construct a hatchery fish research center. House Bill 5020 also eliminated Oregon Department of Fish and Wildlife's (ODFW) Habitat Division, threatening the agency's ability to protect wildlife habitat.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- Passed House June 27, 39-14
- Passed Senate, July 9, 18-12
- ▷ Signed by Governor

#### FISH & WILDLIFE

#### WEAKENS LOGGING OVERSIGHT ON PRIVATE FORESTS • HB 3264





Recently, several conservation groups sued Oregon's State

Forester, charging that he was illegally approving certain timber harvesting near streams and in landslide-prone areas, violating the federal Endangered Species Act. Rather than comply with the law, the Legislature simply passed House Bill 3264, which eliminates the State Forester's authority over that timber harvesting. What does this mean? In theory, if the State Forester never approved the plans, the state hasn't violated the ESA, only the landowner has. This is a head-in-the-sand approach that does nothing to resolve conflicts between timber harvesting and fish conservation.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- ⊳ Passed House, April 30, 44-14
- Passed Senate, August 22, 20-10
- ▷ Signed by Governor

#### FISH & WILDLIFE

#### **DOUBLES LOGGING IN** TILLAMOOK/CLATSOP **STATE FOREST** • HB 3632



The Tillamook and Clatsop forests cover 810 square miles, representing 87% of state

forests in Oregon. Conservationists believe the current plan for these forests places too much emphasis on logging, while failing to set aside reserves for old-growth forests, wildlife, recreation, and water quality. Rather than protecting these forests, House Bill 3632 would have done the opposite, by making their primary purpose the production of forest crops. This would have roughly doubled the amount of logging in these forests, putting wildlife habitat and the drinking water for tens of thousands of Oregonians at risk.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- Passed House, June 11, 44-13
- Died in Senate



#### LAND USE

#### PHONY FARMING **DWELLINGS** • HB 2369



In the early 1990s, the state's Land Conservation and Development Commission

(LCDC) adopted a test designed to determine when new houses, or farm dwellings, could be built on farmland. The test was necessary because of a surge of people in the 1980s who bought farmland, built a so-called "farm dwelling," but then didn't actually farm. The test requires \$80,000 in gross farm income to qualify for a farm dwelling on "high value" farmland (about 25% of Oregon's farmland) and \$40,000 for all other farmland. Under the test, the number of phony farm dwellings has been reduced. House Bill 2369 would have instead created an alternative farm income "capability" test. This weaker test would have led to much more rural sprawl and loss of farmland, as evidenced by a prior similar standard that failed to stop the building of "McMansions" on high value farmland.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- Passed House, April 24, 32-25
- ▷ Died in Senate

#### LAND USE

#### **EXPANSION OF WOODBURN UGB** • HB 2614



Urban Growth Boundaries (UGBs) were established to manage growth and to protect

prime farm and forest land from sprawling development. Compact development is also cheaper for taxpayers. Local governments expand their UGBs following a process that examines their actual need for land. House Bill 2614 would have expanded the Woodburn Urban Growth Boundary by legislative fiat. Expanding UGBs through legislative action is completely inappropriate in that it bypasses all of the procedural and substantive requirements for UGB expansions, including citizen participation and demonstration of need. Under HB 2614, prime farmland in Woodburn would have been converted to industrial use despite evidence that the existing UGB contained a full 20-year supply of industrial land.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- Passed House, May 27, 31-27
- different subject

#### LAND USE

#### EXPANSION OF WILSON-VILLE UGB • HB 3084



Under this special interest bill, the Legislature attempted to override a local UGB decision

on behalf of a handful of disgruntled landowners. House Bill 3084 would have expanded the Wilsonville Urban Growth Boundary over the objection of the Wilsonville Mayor and City Council. Expanding UGBs through legislative action bypasses all of the procedural and substantive requirements for UGB expansions, including citizen participation and demonstration of need.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- Passed House, April 21, 33-24
- ▷ Died in Senate

#### LAND USE

#### **UGB EXPANSION ON RURAL LAND** • HB 2617



House Bill 2617 would have allowed eastern Oregon cities (mainly Bend) to bring

industrial lands into the Urban Growth Boundary without demonstrating any need for additional land. No need has been shown to circumvent the existing UGB expansion process. The Mayor of Bend even testified on the record that there was nothing stopping the city from expanding its UGB.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- Passed House, May 21, 35-22
- ▷ Died in Senate

#### LAND USE

#### URBAN DEVELOPMENT ON **RURAL LAND** • HB 2689



A fundamental premise of Oregon's land use planning program is that urban develop-

ment should be contained within urban growth boundaries, while development in rural areas should remain rural in character and scale. House Bill 2689



would have allowed counties to authorize urban levels of industrial, commercial, or residential development, as well as hotels and motels, in an unlimited number of so-called "rural development zones" outside UGBs. Anything from manufacturing plants to destination resorts to subdivisions to Wal-Marts could have been built far from population centers and existing infrastructure, severely undercutting the purpose of UGBs.

#### NO IS THE PRO-ENVIRONMENT VOTE.

⊳ Passed House, March 27, 36-21 ▷ Died in Senate

#### LAND USE

#### **FARMLAND TURNED INTO GRAVEL PITS** • HB 3013





Currently, aggregate mining (rock, sand, gravel) can only take

place on Oregon's farmland if the mine site represents a "significant" resource (large sites that meet certain quality standards), and only if the site is not on our best farmland. House Bill 3013 would have eliminated both of these safeguards, effectively allowing limitless gravel mining on Oregon's most productive farmland.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- Passed House, May 5, 41-16
- form, June 24, 17-9

#### LAND USE

#### **GOLF COURSE SUBDIVISIONS ON FARMLAND** • HB 3017



A special interest bill written on behalf of a single landowner, House Bill 3017 would have

allowed any farmland to be carved into smaller lots and developed into largelot subdivisions, if the original lot is located adjacent to or inside the boundary of a golf course, leading to more sprawl.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- Passed House, May 7, 31-27
- ▷ Died in Senate

#### LAND USE

#### RURAL SPRAWL MASQUER-ADING AS RESORTS •

HB 3213 • SB 911





Current law attempts to ensure that destination resorts, which are

generally built in farm and forest areas away from cities, are designed for recreational tourism rather than subdivisions. These bills, House Bill 3213 and Senate Bill 911, would have dramatically expanded residential development unrelated to tourism allowed at destination resorts, threatening to turn these destination resorts into little more than "sagebrush subdivisions" in scenic areas.

In April, the House passed HB 3213, which modified the definition of "overnight lodging" to accomplish this purpose. In August, after HB 3213 died in a Senate committee, the Senate revived it in the form of SB 911, which

achieved the same result by increasing the ratio of residential homes to overnight lodgings allowed at destination resorts. The House also passed SB 911 in the final week, but this vote is not scored because no environmental group distributed a letter opposing the bill.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- → HB 3213 Passed House. April 10, 37-23
- ⇒ SB 911 Passed Senate, August 13, 18-11

#### LAND USE

#### **COASTAL RIP-RAP** • HB 3228



Significant portions of Oregon's coast have been hardened with beachfront protective structures

or "rip-rap." House Bill 3228 would have weakened protections against the use of rip-rap along beachfront property, mainly roads, leading to even more coastline hardening. While rip-rap can help protect certain landowners in the short-term, studies show it shifts erosion and other serious impacts to different areas of the coastline, threatening beaches used by people and wildlife.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- Passed House, May 1, 32-24
- Died in Senate

#### LAND USE

#### **RURAL SPRAWL • HB 3315**



House Bill 3315 would have allowed the construction of single-family dwellings on lots

if the dwelling could have been built under applicable laws existing on November 4, 1993. This change would have allowed thousands of new dwellings unrelated to agriculture or forestry to be built on some of Oregon's most productive farm and forest land.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- Passed House, May 6, 33-26
- ▷ Died in Senate

#### LAND USE

#### SPECIAL INTEREST **EXCEPTION** • HB 3631





SENATE Another special interest deal, House Bill 3631 was Oregonians In

Action's attempt to get special treatment for a handful of landowners, including their longtime supporter Dorothy English. OIA, which gets most of its funding from developers and timber companies, has backed ballot measures that would have effectively ended land use planning in Oregon. HB 3631 would have allowed Ms. English and a few other individuals to subdivide and develop their properties near Portland's Forest Park, circumventing safeguards that limit sprawling development on forestland outside UGBs.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- Passed House, May 21, 35-21
- Passed Senate, July 23, 20-9

#### LAND USE

#### **EXPANDS UGB REGARDLESS OF NEED** • SB 763





Senate Bill 763 would have required Metro (the regional govern-

ment for the Portland Metropolitan area) to analyze land needs on a "sub-regional" basis and to expand the UGB based on that analysis. This means that Metro could have expanded the Portland-area UGB even if growth could be absorbed on land already within the boundary. Such an approach constitutes a fundamental reversal of Oregon's current commitment to efficient development and to farmland protection. SB 763 would have put a great deal of prime farmland, mostly in Washington County, at risk.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- Passed Senate, July 2, 16-13
- Passed House in amended form, August 27, 35-20

#### TRANSPORTATION

#### PAY-AS-YOU-DRIVE • HB 2043





A rare positive outcome for the environment this session. House Bill

2043 provides a \$100 per policy tax credit to auto insurance companies who offer Pay-As-You-Drive (PAYD), or mileage-based insurance. PAYD is a customer option that rewards drivers who reduce their mileage - an innovative way to address Oregon's problem of increased auto exhaust, and help curb global warming. The tax credit is available from 2005-2010 and is capped at \$1 million over the life of the credit.

#### YES IS THE PRO-ENVIRONMENT VOTE.

- ⊳ Passed House, April 23, 41-16
- Passed Senate, June 19, 16-12



#### WATER & AIR QUALITY

#### **WEAKENS WATER QUALITY** MANAGEMENT • HB 2416



HOUSE In House Bill 2416, the Legislature would have "redefined science." This bill threatened

to weaken water quality management plans by making it more time consuming and expensive for the state to demonstrate if agricultural land conditions or activities are harming water quality. No money was allocated for the additional studies required by this bill, thus protection would have been delayed for many years.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- ⊳ Passed April 22, 32-27
- ▷ Died in Senate

#### WATER & AIR QUALITY

#### **POLLUTER SUBSIDIES**

• HB 2652



The pollution control tax credit (PCTC) was established in 1967 to help industries put new

pollution controls in place. Because the Legislature keeps extending its expiration date, it continues to funnel millions of dollars to companies merely for obeying pollution laws that have been on the books for 30 years. The state is effectively paying polluters to obey clean water and air laws. The 2001 Legislature passed a bill to phase out the old PCTC and create a new narrower tax credit that made it harder to be paid for merely obeying the law. This session, despite the state's budget crisis, House Bill 2652 would have largely eliminated the 2001 improvements to the PCTC. HB 2652 also expanded the credit by increasing the percentage of costs of pollution controls that are eligible, eliminating the dates by which pollution controls must be installed in order to qualify, and extending the sunset of the program.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- ⊳ Passed House, June 25, 34-23
- ▷ Died in Senate



#### WATER & AIR QUALITY

#### WATER USE IN SCENIC WATERWAYS • HB 3220



House Bill 3220 made it easier for new water development to go forward, even if it reduced

river flows below levels set under the Scenic Waterway Act. Though each new individual diversion may be small, HB 3220 could have led to a death by a thousand cuts on many of Oregon's rivers, including the Deschutes.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- Passed House, May 12, 37-23
- Died in Senate

#### WATER & AIR QUALITY

#### PESTICIDE RIGHT-TO-KNOW

• SB 5501





In 1999, the Legislature nearly unanimously passed a compromise

bill to launch the Pesticide Use Reporting System (PURS). The goal was to track what pesticides are used where in Oregon and in what quantities to help protect public health and water quality. This session, the Legislature allocated only \$135,000 of the final \$700,000 necessary to complete development and implementation of the program. Four years after approval of the program, it is still not operational, yet it is slated to expire in 2009. Bottom line, Senate Bill 5501 effectively guts Oregonian's right to know about pesticides threatening our water and health.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- Passed Senate, August 7, 16-11
- Passed House, August 12, 31-26
- > Governor allowed bill to become law without signing it

#### WATER & AIR QUALITY

#### WILLAMETTE CLEAN-UP MIRAGE • SB 751





The Portland Harbor is a designated federal Superfund site due to

high levels of toxic contamination. A federal cleanup process is under way. Senate Bill 751 purports to clean up the site by establishing the Willamette River Cleanup Authority comprised of the Governor and four legislators. But this new agency has no powers that the state doesn't currently have, and might actually interfere with the federal cleanup. SB 751 also puts taxpayers at risk. It authorizes a process to allow the state to issue bonds to pay for the cleanup. Major polluters lobbied for this provision because it will likely result in taxpayers paying for part of the cleanup that polluters are responsible for under federal law. This weakens the principal of polluter pays – polluters should pay to clean up the messes they create.

#### NO IS THE PRO-ENVIRONMENT VOTE.

- Passed Senate, June 17, 22-8
- > Passed House, in amended form, August 8, 40-17

## 2003 OREGON SENATE VOTES

KEY:  PRO-ENVIRONMENT VOTE ANTI-ENVIRONMENT VOTE A ABSENT	,	Okcu Scop.	V Scope	Sco. 7	UFE	UFE					Mo,	OUALITY
	2003	2001 2001	7990 Scope	FISH OLCU SCO.	FISH & WILDLIFE	LAND I.	LAMD 1.	LAWD	LAMD 1.	TRAME.	WATER	WATER OUALITY
VOTE #	%	%	%	1	2	3	4	5	6	7	8	9
Jason Atkinson (R-Jacksonville)	11%	15%	4%*	•	•	•	•	•	•	4	•	•
Roger Beyer (R-Molalla)	0%	0%	4%*	0	•	•	•	•	•	•	•	•
Kate Brown (D-Portland)	67%	92%	93%	4	4	•	4	4	4	4	•	•
Ginny Burdick (D-Portland)	88%	91%	96%	4	4	4	А	4	4	4	4	•
Margaret Carter (D-Portland)	86%	91%	-	4	4	4	4	•	4	А	А	4
Bev Clarno** (R-Bend)	0%	15%	-	0	**	А	**	•	•	•	•	•
Tony Corcoran (D-Cottage Grove)	44%	83%	70%	4	•	4	•	•	4	•	4	
Peter Courtney (D-Salem)	33%	85%	85%	0	•	•	4	4	•	4	•	•
Ryan Deckert (D-Beaverton)	44%	83%	95%*	4	4	•	•	•	•	4	4	•
Richard Devlin (D-Tualatin)	100%	76%*	83%*	4	+	4	4	4	4	4	+	4
Joan Dukes (D-Astoria)	67%	69%	77%	0		4	4	4	4		4	4
Ted Ferrioli (R-John Day)	0%	15%	7%	0	•	•	•	•	•	•	•	•
Bill Fisher (R-Roseburg)	0%	0%	7%	0			•		•			•
Gary George (R-Newberg)	11%	15%	7%	0	•	•	•	•	•	+	•	•
Avel Gordly (D-Portland)	100%	45%	83%	4	4	Α	+	4	4	4	4	4
Lenn Hannon (R-Ashland)	56%	11%	4%	+	•	•	+	•	+	•	4	+
Steve Harper (R-Klamath Falls)	0%	9%	4%*	0		•	•	•	Α	•	•	•
Ken Messerle (R-Coos Bay)	0%	23%	4%*	•		•		•	•	•	•	•
Rick Metsger (D-Welches)	67%	92%	69%	•	•	+	4	4	4	4	4	•
John Minnis (R-Fairview)	0%	15%	-	0	•	А	•	•	•	•	•	•
Bill Morrisette (D-Springfield)	89%	75%*	74%*	4	+	+	•	4	4	4	4	4
Frank Morse (R-Albany)	0%	-	-	•		•	•	•	•	•		
David Nelson (R-Pendleton)	0%	15%	21%	0	•	•	•	•	•	•	•	•
Charlie Ringo (D-Beaverton)	63%	94%*	-	4	+	+	4	•	•	+	Α	•
Kurt Schrader (D-Canby)	25%	73%*	63%*	0	•	A	•	•	4	4	•	•
Frank Shields (D-Portland)	88%	91%	100%	4	+	•	4	А	4	+	+	4
Charles Starr (R-Hillsboro)	11%	15%	4%	0	•	0	•	•	•	4	•	•
Bruce Starr (R-Aloha)	11%	14%*	9%*	•	•	•	•	•	•	+	•	•
Vicki Walker (D-Eugene)	100%	82%*	88%*	4	₽ -	<b>&amp;</b>	4	4	4	4	<b>&amp;</b>	4
Jackie Winters (R-Salem)	0%	18%*	23%*	•	•	0	•	•	•	А	•	•
Ben Westlund** (R-Bend)	0%	13%*	13%*	**		**	•	**	**	**	**	**

<sup>\*</sup>Score from House service \*\*Bev Clarno, (R-Bend) resigned as a Senator in August. She scored 0% voting on 6 bills. Ben Westlund (R-Bend) was appointed from the House to fill her vacant seat, and began service as a Senator on August 11, 2003. His score of 0% reflects the combined score of his votes in both the House (21 votes) and the Senate (2 votes), and is listed as such on both charts.

# 2003 OREGON HOUSE OF REPRESENTATIVES VOTES

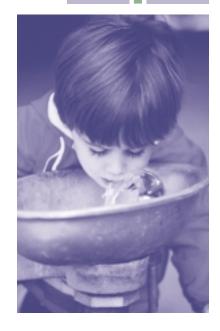
KEY: PRO-ENVIRONMENT VOTE A ABSENT	2003	304CV Scop.	7990 Scop.	EWED OLCU SE	FISH	FISH OWIDLIFE	FISH CHILLIFE	FISH CHILLIFE		FISH OUTE	4	LAME WILDLIFE	LAW USE	LAND USE
VOTE #	%	%	%	1	2	3	4	5	6	7	8	9	10	11_
Bob Ackerman (D-Eugene)	68%	71%	-	4	4	4	4	4	4	4	•	•	4	•
Gordon Anderson (R-Grants Pass)	8%	-	-	•	•	•	•	•	•	•	•	•	•	
Brad Avakian (D-Washington Co.)	96%	-	-	Α	4	4	4	4	•	4	4	4	4	4
Vic Backlund (R-Keizer)	4%	12%	14%	•	•	•	•	•	•	•	•	•	•	
Jeff Barker (D-Aloha)	88%	-	-	Α	4	4	4	4	•	4	•	4	4	#
Phil Barnhart (D-Eugene)	96%	100%	-	+	4	4	+	4	Α	4	4	4	4	4
Alan Bates (D-Ashland)	75%	82%	-	•	4	4	4	4	•	Α	•	•	4	4
Vicki Berger (R-Salem)	19%	-	-	•	0	•	+	0	0	•	•	4	•	
Elizabeth Terry Beyer (D-Springfield)	52%	-	-	4	•	•	4	4	•	•	•	4	4	Α
Alan Brown (R-Newport)	4%	13%	-	•	•	•	•	0	0	•	•	•	•	•
Tom Butler (R-Ontario)	4%	0%	8%	•	•	•	•	•	4	•	•	•	Α	•
Betsy Close (R-Albany)	0%	0%	9%	•	•	•	•	•	0	•	•	•	•	
Billy Dalto (R-Salem)	20%	-	-	4	4	•	•	•	•	•		Α	•	•
Jackie Dingfelder (D-Portland)	100%	100%	-	+	4	4	4	4	4	4	4	4	4	4
Dan Doyle (R-Salem)	8%	12%	-	•	•	•	•	•	•	•	•	•	•	4
Pat Farr (R-Eugene)	20%	-	-	•	•	4	•	•	0	•	•	•	•	
Linda Flores (R-Clackamas)	4%	-	-	•	•	•	•	•	•	•	•	•	•	
Mary Gallegos (R-Cornelius)	4%	-	-	•	0	0	•	•	0	•	•	•	•	
Bill Garrard (R-Klamath Falls)	4%	12%	-	•	•	•	•	•	•	•	•	•	•	
George Gilman (R-Medford)	4%	-	-	•	•	•	•	•	4	•	•	•	•	
Mitch Greenlick (D-Portland)	92%	-	-	4	4	4	4	4	4	4	4	4	4	4
Gary Hansen (D-Portland)	81%	82%	75%	4	4	4	4	4	0	•	•	4	4	4
Mark Hass (D-Washington Co.)	84%	76%	-	Α	4	4	4	4	4	4	•	4	4	4
Elaine Hopson (D-Tillamook)	65%	73%	67%	4	•	0	슈	4	0	•	슈	4	4	4
Dave Hunt (D-Oak Grove)	70%	-	-	4	•	•	4	4	Α	•	•	4	4	4
<b>Bob Jenson</b> (R-Pendleton)	0%	6%	22%	•	•	•	•	•	•	•	Α	•	•	
Betsy Johnson (D-Scappoose)	77%	76%	-	•	•	4	4	4	•	•	•	4	4	4
<b>Deborah Kafoury</b> (D-Portland)	96%	94%	92%	- 中	4	4	4	4	+	•	4	4	4	4
Derrick Kitts (R-Hillsboro)	12%	-	-	•	4	•	•	•	•	•	•	•	•	•
Tim Knopp (R-Bend)	4%	12%	8%						•			•		



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#### AVERAGE SCORES

	House	Senate
2003	39%	39%
2001	45%	45%
1999	43%	38%

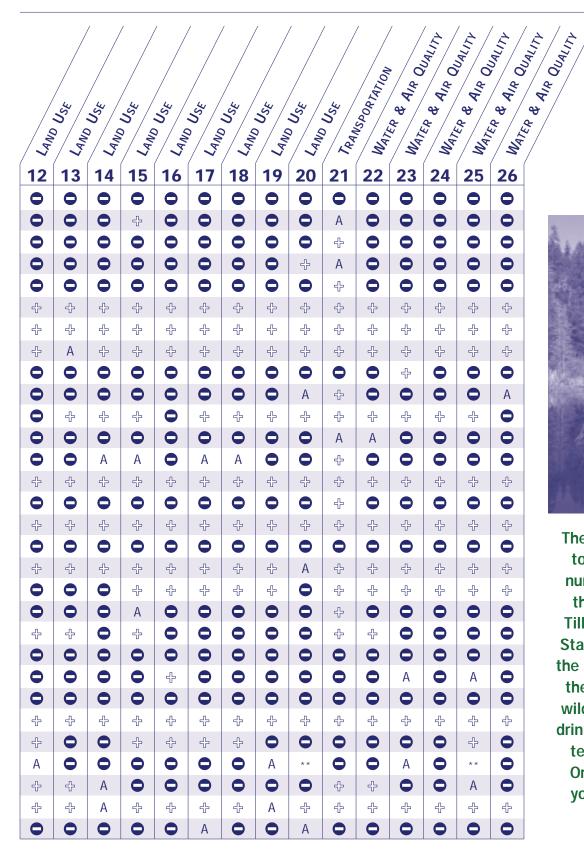


## 2003 OREGON HOUSE OF REPRESENTATIVES VOTES

KEY: PRO-ENVIRONMENT VOTE ANTI-ENVIRONMENT VOTE A ABSENT	00	304CV SCODE	7990 Scope	EWES OLCU SS	rey confe	& WILDLIFE	FISH OUTE	& WILDLIFE		& WILDLIFE	& WILDLIFE	LAME WILDLIFE	LAMO USE	LAND USE
						. \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	1/3/	F/S/	(	1/2/2				(
VOTE #	%	%	%	1	2	3	4	5	6	7	8	9	10	11
Wayne Krieger (R-Gold Beach)	0%	12%	-	0	0	0	•	0	0	0	0	0	0	0
Jeff Kropf (R-Lebanon)	4%	6%	8%	0	0	0	0	0	0	0	0	0	0	0
Jerry Krummel (R-Wilsonville)	4%	18%	17%	0	•	0	0	0	0	0	0	• A	0	0
Jeff Kruse (R-Roseburg)	4% ov	6%	4%		A	0	0	0	0	0	0	A	0	0
John Mabrey (R-The Dalles)  Greg Macpherson (D-Lake Oswego)	8% 96%	-	-	+ +	<b>●</b>	<b>○</b>	<b>○</b>	•	0 0	<b>●</b>	•	<b>○</b>	<b>●</b>	<b>○</b>
Steve March (D-Portland)	100%	88%		₩ ₩	₩ ₩	₩ ₩	\ \	₩ ₩	<b>+</b>	₩ ₩	₩ ₩	₩ ₩	₩ ₩	₹   *
Jeff Merkley (D-Portland)	100%	88%	100%	+ +	+ +	+ +	+ +	÷	+ +	+ +	+ +	₩ ₩	+ +	+ +
Randy Miller (R-Lake Oswego)	4%	31%*	10%*	A				0						A
Karen Minnis (R-Fairview)	5%	13%	9%	0	0	0	0	0	Α	0	0	0	0	Α
Laurie Monnes Anderson (D-Gresham)	80%	82%	-	0	- -	4	4	4	Α	4	0	4	4	4
Susan Morgan (R-Myrtle Creek)	4%	13%	13%	0	Α	0	4	0	0	0	0	0	0	
Donna Nelson (R-McMinnville)	11%	24%	-	Α	•	•	•	0	4	Α	Α	0	•	•
Mary Nolan (D-Portland)	96%	94%	-	4	4	4	4	4	4	0	4	<del></del>	4	4
Rob Patridge (R-Medford)	4%	12%	4%	0	•	•	•	0	0	•	0	•	0	•
Floyd Prozanski (D-Eugene)	100%	-	96%	+	4	4	4	4	4	4	4	4	4	4
Dennis Richardson (R-Central Point)	0%	-	-	•	•	•	•	•	•	•	•	•	•	•
Diane Rosenbaum (D-Portland)	100%	100%	100%	4	+	+	+	4	Α	+	4	4	+	+
Mike Schaufler (D-Happy Valley)	65%	-	-	4	•	•	4	4	•	•	•	4	4	4
Wayne Scott (R-Canby)	4%	-	-	0	•	•	•	•	0	0	•	0	•	
Lane Shetterly (R-Dallas)	42%	40%	48%	0	<b>&amp;</b>	<b>&amp;</b>	<b>&amp;</b>	<b>&amp;</b>	•	•	•	<b>₽</b>	♣	•
Greg Smith (R-Heppner)	0%	6%	-	•	•	•	•	•	•	•	•	•	0	
Patti Smith (R-Corbett)	8%	6%	-	0	0	0	<b></b>	0	0	0	0	0	0	•
Tootie Smith (R-Molalla)	0%	12%	-	•	•	•			•	•	•		•	
Carolyn Tomei (D-Milwaukie)	100%	88%	-	<b>+</b>	<b>+</b>	<b></b>	4	<b>+</b>	4	<b>+</b>	<b>+</b>	<b>+</b>	♣	4
Joanne Verger (D-Coos Bay)	38%	47%	-	0	0	0	<b>+</b>	0	•	0	0	<b>+</b>	+	+
Ben Westlund** (R-Bend)	0%	13%	13%	0		0	0	0	A	0	0	0	Α	0
Max Williams (R-Tigard)	25%	27%	26%		<b>4</b>				• • • • • • • • • • • • • • • • • • •	0	• • • • • • • • • • • • • • • • • • •	•	-₽ -	
Kelly Wirth (D-Corvallis)	95%	88%	-	<b>+</b>	<b>+</b>	<b>+</b>	<b>+</b>	<b>+</b>	A	0	A	수 ^	<b>+</b>	<b>+</b>
Cliff Zauner (R-Woodburn)	4%	6%	-	•	•	•			+	•		А	•	

<sup>\*</sup>Score from Senate service \*\* Ben Westlund (R-Bend) was appointed from the House to fill Bev Clarno's vacated Senate seat. He began service as a Senator on August 11, 2003. His score of 0% reflects the combined score of his votes in both the House (21 votes) and the Senate (2 votes), and is listed as such on both charts.







The House voted twice to make logging the number one priority in the 810-square-mile Tillamook and Clatsop State Forests, doubling the amount of logging in these forests. At risk: wildlife habitat and the drinking water source of tens of thousands of Oregonians. How did

your legislator vote?

# Now That You Know The Score.... Take One Simple Action. Or Take All Three!

Hold your legislator accountable if they voted with the polluting interests that worked to weaken Oregon's environmental safeguards. Send a short, polite note expressing your disapproval of their performance in Salem. If your legislator voted to protect Oregon's water, air, land, and wildlife, please write to thank them. Those that resisted the strong pressure of corporate polluters and developers deserve our thanks.

Join or volunteer with the Oregon League of Conservation Voters, the political voice of Oregon's environmental movement. Turn to the back page for information on how you can act to protect Oregon's water, air, and land, and take back Oregon's Legislature from anti-environment interests.

Vote for pro-environment candidates at the local, state, and federal level. Your vote is critical to whether Oregon has a Legislature that protects the water we drink, the air we breathe, and the future our children deserve. Contact us for information on OLCV-endorsed candidates (endorsements are issued in March for the primary election, and in September for the general election).



Oregon legislators are in regular session starting in January of every odd-numbered year. They are scheduled to meet for 6 months. In recent years, partisan battles and budget problems have led to increasingly lengthy sessions, and additional special sessions.

When the Legislature is in session you can contact your legislator through the citizen comment line 800-332-2313 (outside Salem) or 986-1187 (within Salem). Write your legislators at 900 Court St. NE, Salem, OR 97301.

The period between legislative sessions is called the interim. See the next page for the list of interim contact information for all Oregon Senators and Representatives.

Find out who represents you. Visit www.leg.state.or.us/findlegsltr/findset.htm and type in your address, call your county elections office (in the blue pages of the phone book), or call OLCV at 503-224-4011.

# **HOUSE MEMBERS 2003**

LEGISLATOR (DIST # - PARTY)	INTERIM ADDRESS	INTERIM PHONE	E-MAIL ADDRESS
Robert Ackerman (D-13)	P.O.Box 41749, Eugene 97404-0507	541-242-6486	robertl@pacinfo.com
Gordon Anderson (R-3)	PO Box 1389, Grants Pass 97528	541-476-3059	rep.gordonanderson@state.or.us
Brad Avakian (D-34)	17915 NW Lonerock Dr, Portland 97229	503-645-9830	rep.bradavakian@state.or.us
Vic Backlund (R-25)	900 Court St. NE H-284, Salem 97301	503-986-1425	rep.vicbacklund@state.or.us
Jeff Barker (D-28)	P.O. Box 6751, Aloha 97007	503-986-1428	repjeff28@aol.com
Phil Barnhart (D-11)	PO Box 71188, Eugene 97401	541-484-5119	phil@philbarnhart.com
Alan Bates (D-5)	886 Oak Street, Ashland 97520	541-482-1427	repbates@internetcds.com
Vicki Berger (R-20)	805 Kingwood Dr. NW, Salem 97304	503-986-1420	rep.vickiberger@state.or.us
E.Terry Beyer (D-12)	PO Box 131, Springfield 97477	541-726-2533	rep.terrybeyer@state.or.us
Alan Brown (R-10)	1155 SW Coast Hwy, Newport 97365	541-265-8315	alan_brown@charter.net
Tom Butler (R-60)	P.O. Box E, Ontario 97914-0106	541-889-3035	cpatom@fmtc.com
Betsy Close (R-15)	900 Court St. NE H-493, Salem 97301	503-986-1415	rep.betsyclose@state.or.us
Billy Dalto (R-21)	PO Box 943, Salem 97308	503-986-1421	rep.billydalto@state.or.us
Jackie Dingfelder (D-45)	2104 NE 45th Ave, Portland 97213	503-493-2804	rep.jackiedingfelder@state.or.us
Dan Doyle (R-19)	2725 12th Street SE, Salem 97302	503-391-1231	rep.dandoyle@state.or.us
Pat Farr (R-14)	4257 Barger Dr. #272, Eugene 97402	541-688-4414	info@patfarr.com
Linda Flores (R-51)	PO Box 55, Clackamas 97015	503-658-6735	linda@lindaflores.com
Mary Gallegos (R-29)	730 S. 12th Ave, Cornelius 97113	503-329-4581	rep.marygallegos@state.or.us
Bill Garrard (R-56)	906 North 8th Street, Klamath Falls 97601	541-882-0490	repgar@aol.com
George Gilman (R-55)	3695 Dodson Drive, Medford 97504	541-858-1747	rep.georgegilman@state.or.us
Mitch Greenlick (D-33)	712 NW Spring Ave., Portland 97229	503-2972416	rep.mitchgreenlick@state.or.us
Gary Hansen (D-44)	628 N. Tomahawk Island Dr. Portland 97217	503-289-3995	GaryHansenrep44@msn.com
Mark Hass (D-27)	6505 SW 90th Ave, Portland 97223	503-986-1427	rep.markhass@state.or.us
Elaine Hopson (D-32)	P.O. Box 656, Tillamook 97141	503-842-5656	rep.elainehopson@state.or.us
Dave Hunt (D-40)	PO Box 67190, Oak Grove 97268	503-650-5900	rep.davehunt@state.or.us
Bob Jenson (R-58)	2126 N. W. Despain Ave, Pendleton 97801	541-276-5821	bjenson@oregontrail.net
Betsy Johnson (D-31)	P.O. Box R, Scappoose 97056	503-543-4046	betsy@betsyjohnson.com
Deborah Kafoury (D-43)	PO Box 11736, Portland 97211	503-281-3960	rep.deborahkafoury@state.or.us
Derrick Kitts (R-30)	PO Box 1946, Hillsboro 97123	503-693-6231	KittsLandscaping@hotmail.com
Tim Knopp (R-54)	PO Box 6145, Bend 97708	541-389-7008	rep.timknopp@state.or.us
Wayne Krieger (R-1)	95702 Skyview Ranch Rd, Gold Beach 97444	541-247-7990	wkrieger@harborside.com
Jeff Kropf (R-17)	900 Court St. NE H-386, Salem 97301	503-986-1417	rep.jeffkropf@state.or.us
Jerry Krummel (R-26)	7544 SW Roanoke Drive, Wilsonville 97070	503-570-8723	rep.jerrykrummel@state.or.us
Jeff Kruse (R-7)	174 Burkhart Rapids Lane, Roseburg 97470	541-673-7201	rep.jeffkruse@state.or.us
John Mabrey (R-59)	1825 Minnesota Street, The Dalles 97058	541-296-6212	johnmabrey@charter.net
Greg Macpherson (D-38)	322 2nd Street, Lake Oswego 97034	503-635-2648	rep.gregmacpherson@state.or.us
Steve March (D-46)	842 NE 44th Avenue, Portland 97213	503-235-9708	rep.stevemarch@state.or.us
Jeff Merkley (D-47)	PO Box 33167, Portland 97292	503-261-7826	rep.jeffmerkley@state.or.us
Randy Miller (R-37)	PO Box 1795, Lake Oswego 97035	503-638-2622	rep.randymiller@state.or.us
Karen Minnis (R-49)	900 Court St.NE Room 269, Salem 97301	503-986-1200	rep.karenminnis@state.or.us
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# **SENATE MEMBERS 2003**

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<sup>\*</sup>Gene Whisnant was sworn in on Sept 5, 2003, to replace Ben Westlund who was appointed to the Senate filling the seat of Bev Clarno who resigned.
\*\*Tony Corcoran will resign his seat in November 2003 upon his confirmation to the Employment Appeals Board.

# **Protect Our Environment** JOIN AND VOLUNTEER WITH OLCV!

YES! I want to help educate voters and hold elected officials accountable. Here's my membership contribution to support the Oregon League of Conservation Voters:

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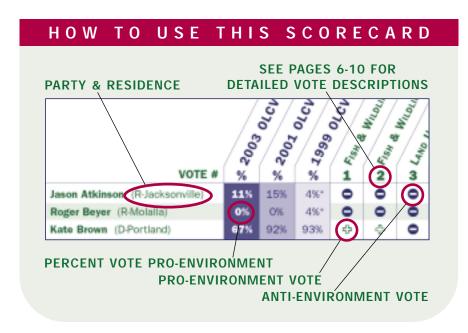
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OLCV is the political voice of the conservation movement in Oregon. If you think a decade of legislators siding with corporate polluters and developers is enough — take action! You can be part of OLCV's powerful grassroots team and help educate voters, hold elected officials accountable, and elect pro-environment candidates.

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# It's time to find out who's looking out for our water and air - and who's not.



Welcome to the Oregon League of Conservation Voters Scorecard for the 2003 Oregon Legislature! We've been paying close attention to how your legislators vote, and here are the results.

Inside, you will find a vote chart that details how legislators voted on the 27 separate bills rated. You will also find descriptions of how those votes would impact our land, water, air, and wildlife.

The Oregon League of Conservation Voters has been producing a similar Scorecard every legislative session since 1973. It's important for voters to know who's really fighting to make sure we have a high quality of life, now and for generations to come.

### For more information about OLCV, check out www.olcv.org.



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