

REVENUE: No revenue impact

FISCAL: Fiscal statement issued

Action:	Do Pass as Amended and Be Printed Engrossed and Be Referred to the Committee on Ways and Means by prior reference
Vote:	4 - 0 - 1
Yeas:	Cowan, Nelson, Schaufler, Boone
Nays:	0
Exc.:	Krieger
Prepared By:	Sue Marshall, Administrator
Meeting Dates:	2/7, 2/8, 2/11, 2/12

WHAT THE MEASURE DOES: Provides that marine reserves and marine protected areas may be established only by amendment to the Oregon Ocean Resource Management Plan. Defines “marine reserve” and “marine protected area.” Limits the number of marine reserves and marine protected areas to no more than nine. Requires that amendments establishing marine reserves and marine protected areas include monitoring, evaluation and enforcement procedures and that these procedures be developed using input from coastal local governments and residents. Requires that marine reserves or marine protected areas be small enough to avoid economic or social impacts and large enough to provide scientific analysis of benefits. Declares an emergency and is effective on passage.

ISSUES DISCUSSED:

- Process currently underway to identify and manage marine reserves and marine protected areas.
- Role of the Ocean Policy Advisory Council, agencies, executive and legislative branches in the process.
- Representation of southern coast on the council.
- Marine reserve designations by other coastal states.
- Whether there is an added fiscal impact as a result of the measure.
- The need for and benefit of marine reserves.
- Scientific analysis, adaptive management, monitoring and enforcement related to marine reserves.

EFFECT OF COMMITTEE AMENDMENT: Adds language stating that “marine reserves” and “marine protected areas” may be established pursuant to a recommendation for an amendment to the Oregon Ocean Resources Management Plan made by the Ocean Policy Advisory Council. Removes language related to using the advice of the permanent scientific and technical advisory committee. Broadens the definition of “marine reserves” to be those areas with more comprehensive protection and identified by an amendment to the Oregon Ocean Resources Management Plan. Removes a requirement to reimburse travel expenses of committee members.

BACKGROUND: The Ocean Policy Advisory Council (OPAC) was created by the 1991 Oregon Legislative Assembly to coordinate and create ocean policy for the state and to prepare a plan for managing the resources and activities in the state’s territorial sea by July 1, 1994. The council adopted two plans, a management-oriented Territory Sea Plan that provides guidance to state and federal agencies in managing the area 0-3 miles from shore and a policy-oriented Ocean Resource Management Plan that addresses the entire 200-mile US exclusive Economic Zone with an emphasis on the 0-50 mile area covering the continental shelf and slope. The Territory Sea Plan is part of the Department of Land Use and Conservation’s Coastal Management Program.

The 2003 Legislative Assembly passed House Bill 3534 that, among other things, made changes to the make up of the Ocean Policy Advisory Council and directed the council to review the Territory Sea Plan and to conduct an economic analysis if marine reserves were recommended. The designation and management of marine reserves is currently being considered by OPAC and several state agencies including the Department of Land Use Conservation and Development and the Oregon Department of Fish and Wildlife.

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This summary has not been adopted or officially endorsed by action of the committee.