

House Bill 2218

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of Governor Theodore R. Kulongoski for State Department of Fish and Wildlife)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Extends surcharges on certain hunting and angling licenses. Increases certain surcharges. Increases amount credited from sportsperson's license fee to Access and Habitat Board Subaccount.

Decreases number of names on list of recommended persons to represent agriculture and timber landowners on Access and Habitat Board.

Takes effect December 30, 2009.

A BILL FOR AN ACT

1
2 Relating to wildlife; amending ORS 496.228 and 497.132 and section 4, chapter 512, Oregon Laws
3 1989, and section 19, chapter 659, Oregon Laws 1993; and prescribing an effective date.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** Section 4, chapter 512, Oregon Laws 1989, as amended by section 1, chapter 184,
6 Oregon Laws 1991, section 3, chapter 619, Oregon Laws 1993, section 9, chapter 8, Oregon Laws
7 1997, section 11, chapter 1006, Oregon Laws 1999, and section 1, chapter 643, Oregon Laws 2003, is
8 amended to read:

9 **Sec. 4.** In addition to the fees otherwise prescribed by law, the issuer of each of the following
10 licenses shall charge and collect each time the license is issued, during the period beginning Janu-
11 ary 1, 1998, and ending December 31, [2009] **2019**, the following surcharges:

12 (1) Resident combination license issued under ORS 497.132, [~~\$2~~] **\$4**.

13 (2) Resident annual angling license issued under ORS 497.121 (1)(a), \$2.

14 (3) Resident juvenile angling license issued under ORS 497.121 (1)(e), \$1.

15 (4) Angling license to angle for one day issued under ORS 497.121 (1)(d), \$1.

16 (5) Nonresident annual angling license issued under ORS 497.121 (1)(b), \$5.

17 (6) Nonresident angling license to angle for seven consecutive days issued under ORS 497.121
18 (1)(c), \$2.50.

19 **SECTION 2.** Section 19, chapter 659, Oregon Laws 1993, as amended by section 1, chapter 246,
20 Oregon Laws 1997, section 12, chapter 1006, Oregon Laws 1999, and section 1, chapter 203, Oregon
21 Laws 2003, is amended to read:

22 **Sec. 19.** (1) In addition to the fees otherwise prescribed by law, the issuer of each of the fol-
23 lowing licenses shall charge and collect each time the license is issued, during the period beginning
24 January 1, 1994, and ending December 31, [2009] **2019**, the following surcharges:

25 (a) Resident annual combination license issued under ORS 497.132, [~~\$2~~] **\$4**.

26 (b) Resident annual hunting license issued under ORS 497.102 (1)(a), [~~\$2~~] **\$4**.

27 (c) Nonresident annual hunting license issued under ORS 497.102 (1)(b), [~~\$2~~] **\$4**.

28 (d) Resident annual juvenile hunting license issued under ORS 497.102 (1)(c), \$1.

29 (2) Payment of the surcharges required by this section does not entitle the license holder to

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 special access to any property or to any other privilege. Notice to this effect shall be printed in
 2 materials distributed by the State Department of Fish and Wildlife to licensees.

3 **SECTION 3.** ORS 497.132 is amended to read:

4 497.132. (1) In lieu of issuing to resident persons separate licenses for angling and hunting, the
 5 State Fish and Wildlife Commission is authorized to issue resident annual combination angling and
 6 hunting licenses, and charge therefor a fee of \$38.

7 (2)(a) In lieu of issuing to resident persons separate licenses and tags for various hunting and
 8 angling activities, the commission is authorized to issue resident annual sportsperson's licenses and
 9 shall charge therefor a fee of \$125. The purchaser of each such license is authorized to engage in
 10 those hunting and angling activities for which the following licenses and tags are required:

- 11 (A) Combination license;
- 12 (B) Black bear tag;
- 13 (C) Cougar tag;
- 14 (D) General season elk tag;
- 15 (E) General season deer tag;
- 16 (F) Upland bird stamp;
- 17 (G) Oregon migratory waterfowl stamp;
- 18 (H) Turkey tag; and
- 19 (I) Annual tag to angle for salmon, steelhead trout, sturgeon and halibut.

20 (b) The holder of each sportsperson's license who wishes to engage in hunting or angling ac-
 21 tivities for which permits are required that are limited by quota must participate in the process for
 22 allocation of the permits in the same manner as all other permit applicants. However, if the holder
 23 of a sportsperson's license is unsuccessful in obtaining a permit limited by quota for a particular
 24 activity, the holder will be issued a tag valid for any general season for that species.

25 (c) Notwithstanding any other provision of the wildlife laws, of the moneys received from the
 26 sale of sportsperson's licenses:

- 27 (A) [*Two*] **Four** dollars from each such license shall be credited to the subaccount referred to
 28 in ORS 496.242.
- 29 (B) Two dollars from each such license shall be credited to the subaccount referred to in ORS
 30 496.283.
- 31 (C) Twenty-five cents from each such license shall be credited to the Fish Screening Subaccount
 32 established under ORS 496.303.

33 **SECTION 4.** ORS 496.228 is amended to read:

34 496.228. (1) There is established within the State Department of Fish and Wildlife the Access
 35 and Habitat Board, consisting of seven members appointed by the State Fish and Wildlife Commis-
 36 sion.

37 (2) Three members shall be appointed to represent the broad spectrum of hunters. In making
 38 appointments pursuant to this subsection, the commission shall consider recommendations from the
 39 State Fish and Wildlife Director.

40 (3) Three members of the board shall be appointed to represent the broad spectrum of agricul-
 41 ture and timber landowners. In making appointments pursuant to this subsection, the commission
 42 shall consider recommendations from the State Fish and Wildlife Director from a list of at least
 43 [*15*] **five** persons submitted by the State Forester and the Director of Agriculture.

44 (4) One member of the board shall be appointed to represent the public and shall serve as the
 45 board chairperson.

1 (5) A member of the board shall receive no compensation for services as a member. However,
2 subject to any applicable law regulating travel and other expenses of state officers and employees,
3 a member shall be reimbursed for actual and necessary travel and other expenses incurred in the
4 performance of official duties from such moneys as are made available by section 19, chapter 659,
5 Oregon Laws 1993.

6 (6) The term of office of a member of the board is four years. A member of the board is eligible
7 for reappointment.

8 (7) An official action of the board may be taken only upon the affirmative vote of at least four
9 members.

10 (8) The board shall select such officers for such terms and with such duties and powers as the
11 board considers necessary for the performance of those offices.

12 (9) The board shall meet at such times and at such places as may be determined by the chair
13 or by the majority of the members of the board.

14 **SECTION 5. This 2009 Act takes effect on December 30, 2009.**

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