

**A-Engrossed**  
**House Bill 3106**

Ordered by the House April 30  
Including House Amendments dated April 30

Sponsored by Representatives ROBLAN, BOONE; Representatives COWAN, WITT, Senators JOHNSON, VERGER, WHITSETT

**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.

Creates Task Force on Nearshore Research[. *Directs task force to provide recommendations on needs and challenges facing nearshore resources*] **for purpose of making recommendations to ensure protection and utilization of Oregon's nearshore resources.**

[*Appropriates moneys from General Fund*] **Directs Department of State Lands to transfer certain moneys, for biennium beginning July 1, 2009,** to Department of Higher Education for purposes of Task Force on Nearshore Research.

Sunsets January 2, 2012.

Declares emergency, effective July 1, 2009.

**A BILL FOR AN ACT**

1  
2 Relating to nearshore research; and declaring an emergency.

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

4 **SECTION 1. (1)(a) There is created the Task Force on Nearshore Research consisting of**  
5 **the following 11 members:**

6 **(A) The superintendent of the Coastal Oregon Marine Experiment Station or a designee.**

7 **(B) The director of the Oregon Institute of Marine Biology or a designee.**

8 **(C) The director of Oregon Sea Grant or a designee.**

9 **(D) The manager of the State Department of Fish and Wildlife's Marine Resources Pro-**  
10 **gram or a designee.**

11 **(E) The manager of the Ocean and Coastal Services Division of the Department of Land**  
12 **Conservation and Development or a designee.**

13 **(F) The executive director of the Oregon Coastal Zone Management Association or a**  
14 **designee.**

15 **(G) The following five members appointed by the Governor after the Governor considers**  
16 **recommendations made by the Speaker of the House of Representatives and the President**  
17 **of the Senate:**

18 **(i) One member representing local government;**

19 **(ii) One member representing conservation and environmental organizations;**

20 **(iii) One member representing the commercial fishing and fish processing industries;**

21 **(iv) One member representing sport fishermen; and**

22 **(v) One member representing community-based fishing interests.**

23 **(b) In addition to the voting members specified in paragraph (a) of this subsection, the**  
24 **Governor may invite representatives of federal agencies to serve as additional nonvoting**

**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 **members of the task force.**

2 **(2) The task force shall elect one of its members to serve as chairperson.**

3 **(3) The purpose of the task force is to make recommendations to ensure the protection**  
4 **and utilization of Oregon's nearshore resources.**

5 **(4) The task force shall recommend a long-term funding and coordination strategy for**  
6 **implementing the nearshore priorities of the state, including, but not limited to, the**  
7 **nearshore priorities identified in:**

8 **(a) The Oregon Nearshore Marine Resource Management Strategy;**

9 **(b) The West Coast Governors' Agreement on Ocean Health Action Plan;**

10 **(c) The Territorial Sea Plan as defined in ORS 196.405; and**

11 **(d) The West Coast regional marine research and information plan developed by Sea**  
12 **Grant.**

13 **(5) The strategy recommended by the task force under subsection (4) of this section**  
14 **must:**

15 **(a) Review, consolidate and anticipate nearshore priorities for purposes relating to:**

16 **(A) Researching and monitoring nearshore resources;**

17 **(B) Management of nearshore resources and policy formation; and**

18 **(C) Education and outreach.**

19 **(b) Identify the funding needs of current and anticipated nearshore programs.**

20 **(c) Determine transparent procedures and oversight mechanisms for pursuing, securing**  
21 **and administering public and private funds.**

22 **(d) Identify mechanisms for data sharing to coordinate, collaborate and reevaluate pri-**  
23 **orities and programs among state agencies, universities and other stakeholders with an in-**  
24 **terest in nearshore resources.**

25 **(6) A majority of the members of the task force constitutes a quorum for the transaction**  
26 **of business.**

27 **(7) Official action by the task force requires the approval of a majority of the members**  
28 **of the task force.**

29 **(8) If there is a vacancy for any cause, the appointing authority shall make an appoint-**  
30 **ment to become immediately effective.**

31 **(9) The task force shall meet at times and places specified by the call of the chairperson**  
32 **or of a majority of the members of the task force.**

33 **(10) The task force may adopt rules necessary for the operation of the task force.**

34 **(11) The task force shall submit any recommendations for legislation to the Governor and**  
35 **the Emergency Board no later than August 1, 2010.**

36 **(12) The College of Agricultural Sciences of Oregon State University shall provide the**  
37 **task force with staff support, by using Coastal Oregon Marine Experiment Station employees**  
38 **or by contract.**

39 **(13) Members of the task force are not entitled to compensation, but may be reimbursed**  
40 **for actual and necessary travel expenses incurred by them in the performance of their offi-**  
41 **cial duties in the manner and amounts provided for in ORS 292.495. Claims for expenses shall**  
42 **be paid out of funds appropriated to the Department of Higher Education for that purpose.**

43 **(14) All agencies of state government, as defined in ORS 174.111, are directed to assist**  
44 **the task force in the performance of its duties and, to the extent permitted by laws relating**  
45 **to confidentiality, to furnish such information and advice as the members of the task force**

1 consider necessary to perform their duties.

2 **SECTION 2.** The Department of State Lands shall transfer \$100,000 to the Department  
3 of Higher Education, for the biennium beginning July 1, 2009, from other funds that are not  
4 constitutionally dedicated to the Common School Fund, for use by the Department of Higher  
5 Education to carry out the provisions of section 1 of this 2009 Act.

6 **SECTION 3.** Section 1 of this 2009 Act is repealed on January 2, 2012.

7 **SECTION 4.** This 2009 Act being necessary for the immediate preservation of the public  
8 peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect  
9 July 1, 2009.

10