

**REVENUE: No revenue impact**

**FISCAL: Minimal fiscal impact, no statement issued**

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**Action:** Do Pass with amendments to the A-Engrossed Measure. (Printed B-Engrossed)

**Vote:** 4 - 0 - 1

**Yeas:** Olsen, Prozanski, Thomsen, Dingfelder

**Nays:** 0

**Exc.:** Hass

**Prepared By:** Beth Patrino, Administrator

**Meeting Dates:** 5/17

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**WHAT THE MEASURE DOES:** Establishes fine of \$30 for manually propelled boats and \$50 for motorboats for violations of ORS 830.565, which requires persons operating boats in Oregon waters to hold aquatic invasive species permit. Prohibits court from imposing specific, additional assessments.

**ISSUES DISCUSSED:**

- Requirement to obtain an aquatic invasive species permit
- Additional fines that may be levied on penalty for not holding permit

**EFFECT OF COMMITTEE AMENDMENT:** Prohibits court from imposing specific, additional assessments for violation of ORS 830.565.

**BACKGROUND:** “Invasive species” are plants, animals, and microbes not native to a region which, when introduced, may outcompete native species for available resources, reproduce prolifically, and dominate regions and ecosystems. Because they often arrive in new areas unaccompanied by their native predators, invasive species can be difficult to control. Left unchecked, many invasives can transform entire ecosystems, as native species and habitats disappear.

In 2009, the Legislative Assembly adopted a measure, codified at ORS 830.565, requiring any person who operates a manually propelled boat that is 10 feet or more in length or a motorboat on the waters of this state to obtain an aquatic invasive species prevention permit from the State Marine Board. Under the 2009 legislation, violation of ORS 830.565 was a Class D violation. Under ORS 153.018 (2)(d), the penalty for a Class D violation is \$90. House Bill 3121 B would reduce the monetary amount of the fine imposed for violating the statute to \$30 for manually propelled boats and \$50 for motorboats and prohibit the addition of other assessments to the fine.