

# House Bill 2008

Sponsored by Representative HOLVEY

## 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**.

Specifies that person or state agency may not produce, raise or release fish that is not native fish unless person or state agency produces, raises or releases fish that is not native fish in waters of this state in area specified in rules adopted by State Fish and Wildlife Commission.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to fish; and declaring an emergency.

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

4 **SECTION 1. Section 2 of this 2011 Act is added to and made a part of ORS chapter 498.**

5 **SECTION 2. (1) As used in this section:**

6 (a) **"Native fish" means fish that are indigenous to Oregon and not introduced. Naturally**  
7 **produced or raised fish and hatchery produced or raised fish are both native fish if the fish**  
8 **are indigenous to Oregon and not introduced.**

9 (b) **"Waters of this state" has the meaning given that term in ORS 506.006.**

10 (2) **In order to protect the habitat of native fish, a person or a state agency may not**  
11 **produce, raise or release a fish that is not a native fish in the waters of this state unless the**  
12 **person or state agency produces, raises or releases the fish in the waters of this state in an**  
13 **area specified in rules adopted by the State Fish and Wildlife Commission.**

14 **SECTION 3. (1) Except as provided in subsection (2) of this section, section 2 of this 2011**  
15 **Act becomes operative on January 1, 2012.**

16 (2) **Before the operative date specified in subsection (1) of this section, the State Fish and**  
17 **Wildlife Commission may adopt rules or take any other action that is necessary to imple-**  
18 **ment, on or after the operative date specified in subsection (1) of this section, section 2 of**  
19 **this 2011 Act.**

20 **SECTION 4. This 2011 Act being necessary for the immediate preservation of the public**  
21 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**  
22 **on its passage.**

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**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.