

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
Vote:	8 - 0 - 1
Yeas:	Clem, Esquivel, Krieger, Reardon, Thompson, Unger, Whitsett, Witt
Nays:	0
Exc.:	McKeown
Prepared By:	Beth Patrino, Administrator
Meeting Dates:	3/7, 4/4, 4/9

WHAT THE MEASURE DOES: Authorizes person to file report with Department of Fish and Wildlife (ODFW) providing description of proposed action and possible effects on sage grouse habitat if person sought permission from state agency for proposed action that may affect core area sage grouse habitat and state agency asked ODFW for determination on effects of proposed project on sage grouse. Specifies contents of report. Directs ODFW, within 30 days of report filing, to evaluate if off-site mitigation proposals result in net loss of either quality or quantity of sage grouse habitat and provide net benefit to quality or quantity of habitat. If ODFW concludes off-site mitigation proposals result in no net loss and net benefit, directs ODFW to issue order finding affected sage grouse habitat is not irreplaceable. If ODFW concludes off-site mitigation proposals result in net loss of either quality or quantity of sage grouse and do not provide net benefit, person affected by action may request contested case hearing before Fish and Wildlife Commission (Commission). Authorizes Commission to adopt rules to carry out provisions. Declares emergency, effective upon passage.

ISSUES DISCUSSED:

- Extent of sage grouse habitat in Eastern Oregon
- Timeline for response from ODFW
- Other legislation addressing mitigation program

EFFECT OF COMMITTEE AMENDMENT: Replaces measure.

BACKGROUND: According to the United States Fish and Wildlife Service, greater sage-grouse are found in Washington, Oregon, Idaho, Montana, North Dakota, eastern California, Nevada, Utah, western Colorado, South Dakota and Wyoming and the Canadian provinces of Alberta and Saskatchewan and occupy approximately 56 percent of their historical range. House Bill 3086 A would direct ODFW to respond within 30 days to a request for an evaluation of an off-site mitigation proposal for a project affecting sage grouse habitat.