

House Bill 3262

Sponsored by Representative KRIEGER, Senator ROBLAN; Representatives BOONE, CLEM, ESQUIVEL, GOMBERG, HOYLE, MCKEOWN, THOMPSON, WHITSETT, WITT, Senators HASS, KRUSE, THOMSEN, 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 **as introduced**.

Requires State Fish and Wildlife Commission to issue permits for removal of certain crab pots. Specifies requirements related to removal of crab pots.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1 Relating to crab pots; and declaring an emergency.

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

3 **SECTION 1. Section 2 of this 2013 Act is added to and made a part of ORS chapter 508.**

4 **SECTION 2. (1) As used in this section, "crab fishing season" has the meaning given that**
5 **term in ORS 508.931.**

6 **(2) A person may not leave a crab pot used as part of the ocean Dungeness crab fishery**
7 **in the waters of this state more than 15 days after the closure of the crab fishing season.**

8 **(3) The State Fish and Wildlife Commission may issue permits to persons for the removal**
9 **of crab pots left in violation of subsection (2) of this section:**

10 **(a) Regardless of whether the person who removes the crab pot originally set the crab**
11 **pot; and**

12 **(b) If the permit holder also holds a vessel permit issued for the ocean Dungeness crab**
13 **fishery under ORS 508.931 or 508.941.**

14 **(4) By rule the commission:**

15 **(a) Shall establish provisions related to the disposition of the crab pots by the permit**
16 **holder who removes the crab pots.**

17 **(b) May restrict the removal of crab pots to specific geographic areas.**

18 **(5) The State Department of Fish and Wildlife may exempt certain owners of crab pots**
19 **from the requirements of subsection (2) of this section. If the department exempts certain**
20 **owners under this subsection, the department must notify the holders of permits issued un-**
21 **der subsection (3) of this section.**

22 **(6) The provisions of ORS 98.005, 98.015, 98.025 and 98.302 to 98.436 do not apply to crab**
23 **pots removed under the provisions of this section.**

24 **SECTION 3. (1) Except as provided in subsection (2) of this section, sections 1 and 2 of**
25 **this 2013 Act become operative on January 1, 2014.**

26 **(2) The State Fish and Wildlife Commission may adopt rules or take any other action**
27 **before the operative date specified in subsection (1) of this section that is necessary to im-**
28 **plement, on and after the operative date specified in subsection (1) of this section, sections**
29 **1 and 2 of this 2013 Act.**
30

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 **SECTION 4. This 2013 Act being necessary for the immediate preservation of the public**
2 **peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect**
3 **on its passage.**

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