

B-Engrossed
House Bill 3441

Ordered by the Senate June 3
Including House Amendments dated April 16 and Senate Amendments
dated June 3

Sponsored by Representative KRIEGER, Senator ROBLAN, Representative WITT; Representatives BARKER, BARTON, BENTZ, BERGER, BOONE, CAMERON, CLEM, CONGER, ESQUIVEL, FREEMAN, GARRETT, GILLIAM, GOMBERG, HANNA, HICKS, HOLVEY, HOYLE, HUFFMAN, JENSON, JOHNSON, KENNEMER, MATTHEWS, MCKEOWN, MCLANE, OLSON, PARRISH, RICHARDSON, SMITH, SPRENGER, THOMPSON, UNGER, WEIDNER, WHISNANT, WHITSETT, WILLIAMSON, Senators BAERTSCHIGER JR, BOQUIST, BURDICK, GEORGE, GIROD, HANSELL, JOHNSON, KRUSE, PROZANSKI, STARR, 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.

Establishes Oregon Hatchery Research Center [*Board*] **Advisory Committee**. [*Specifies duties of board.*]
Specifies activities of Oregon Hatchery Research Center.
Requires State Department of Fish and Wildlife to renegotiate certain agreement.
Declares emergency, effective on passage.

A BILL FOR AN ACT

Relating to the hatchery research center near Alsea; and declaring an emergency.

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

**OREGON HATCHERY RESEARCH CENTER
ADVISORY COMMITTEE**

SECTION 1. Establishment of Oregon Hatchery Research Center Advisory Committee. (1)

There is established the Oregon Hatchery Research Center Advisory Committee within the State Department of Fish and Wildlife. The committee shall consist of 14 members appointed by the State Fish and Wildlife Director under subsection (2) of this section and one member specified in subsection (3) of this section. Members of the committee must be residents of this state who are well informed on matters related to fish management policy and demonstrate an interest in the propagation of fish in hatcheries.

(2) The 14 members appointed by the director shall be representative of each of the following interests:

(a) One member shall represent the Oregon Salmon Commission established under ORS 576.062.

(b) One member shall represent the Columbia River gillnet salmon fishery established under ORS 508.775 to 508.796.

(c) Two members shall represent wild fish advocacy organizations.

(d) Two members shall represent statewide sport angling organizations.

(e) One member shall represent the agricultural industry.

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 (f) One member shall represent coastal ports.

2 (g) One member shall represent the forest products industry.

3 (h) One member shall represent Oregon Indian tribes, to be appointed by the director
4 after consultation with the Commission on Indian Services.

5 (i) One member shall represent Oregon State University.

6 (j) Two members shall represent the independent scientific community and have scien-
7 tific backgrounds related to fish management and the propagation of fish in hatcheries.

8 (k) One member shall represent the Oregon Watershed Enhancement Board and may not
9 be a federal employee.

10 (3) In addition to the members appointed under subsection (2) of this section, the director
11 shall invite a representative of the federal government to serve as a member of the com-
12 mittee.

13 (4) The committee shall select one of its members as chairperson and another as vice
14 chairperson.

15 (5) A member serves a four-year term. A member may be reappointed.

16 (6) Members of the committee shall serve without compensation.

17 **SECTION 2. Duties of Oregon Hatchery Research Center Advisory Committee.** The
18 Oregon Hatchery Research Center Advisory Committee established under section 1 of this
19 2013 Act shall report to the Director of the Oregon Hatchery Research Center and:

20 (1) Recommend strategic directions and operation objectives for the Oregon Hatchery
21 Research Center located on Fall Creek, near Alsea, consistent with ORS 496.275.

22 (2) Recommend research projects for the center.

23 (3) Review research conducted at the center and make recommendations regarding how
24 the research may be enhanced to meet any strategic directions and operations objectives
25 established for the center by the director.

26 (4) Recommend research proposals related to the activities of the center specified in
27 section 3 of this 2013 Act.

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29 **OREGON HATCHERY RESEARCH CENTER**

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31 **SECTION 3.** (1) The hatchery research center located on Fall Creek, near Alsea, is named
32 the Oregon Hatchery Research Center.

33 (2) The center shall carry out the following activities:

34 (a) Conduct research to implement and advance the Oregon Plan as defined in ORS
35 541.890.

36 (b) Conduct research on methods to minimize the genetic and ecological risk to naturally
37 produced fish when hatchery produced fish are released in the waters of this state, while also
38 allowing the consumptive harvest of hatchery produced fish.

39 (c) Conduct research to determine the genetic and ecological risk to naturally produced
40 fish when wild broodstock hatchery produced fish are released into the waters of this state.

41 (d) Conduct research to determine the effect of hatchery operations on naturally
42 produced fish and the habitat of naturally produced fish.

43 (e) Provide educational and research opportunities for undergraduate students, graduate
44 students and postgraduate students.

45 (f) Provide educational opportunities for the public and for students in grades 1 through

1 12.

2 (g) Consider any recommendations made by the Oregon Hatchery Research Center Advi-
3 sory Committee pursuant to section 2 of this 2013 Act.

4 (3) As used in this section, "waters of this state" has the meaning given that term in
5 ORS 196.800.

6 **SECTION 4. Director.** The chairperson of a department related to fish and wildlife at
7 Oregon State University, after consultation with the State Fish and Wildlife Director and the
8 Oregon Hatchery Research Center Advisory Committee established under section 1 of this
9 2013 Act, shall appoint a Director of the Oregon Hatchery Research Center.

10
11 MISCELLANEOUS
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13 **SECTION 5.** (1) Subject to subsection (2) of this section, no later than January 1, 2014,
14 and in order to carry out the activities of the Oregon Hatchery Research Center specified in
15 section 3 of this 2013 Act, the State Department of Fish and Wildlife shall, after consultation
16 with the Oregon Hatchery Research Center Advisory Committee established under section 1
17 of this 2013 Act, renegotiate any agreement entered into between the State Board of Higher
18 Education and the State Department of Fish and Wildlife related to the Oregon Hatchery
19 Research Center.

20 (2) Any agreement entered into between the State Board of Higher Education and the
21 State Department of Fish and Wildlife related to advisory committees for the Oregon
22 Hatchery Research Center is terminated on the effective date of this 2013 Act and any advi-
23 sory committees cease to exist.

24 **SECTION 6.** The State Fish and Wildlife Director shall make the appointments, and ex-
25 tend the invitation, specified in section 1 of this 2013 Act related to members of the Oregon
26 Hatchery Research Center Advisory Committee no later than January 1, 2014.

27 **SECTION 7.** Notwithstanding the term of office specified in section 1 of this 2013 Act, of
28 the members first appointed to the Oregon Hatchery Research Center Advisory Committee
29 pursuant to section 1 of this 2013 Act:

30 (1) Five shall serve for a term ending June 30, 2015.

31 (2) Five shall serve for a term ending June 30, 2016.

32 (3) Four shall serve for a term ending June 30, 2017.

33 **SECTION 8.** The unit and section captions used in this 2013 Act are provided only for the
34 convenience of the reader and do not become part of the statutory law of this state or ex-
35 press any legislative intent in the enactment of this 2013 Act.

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37 EMERGENCY CLAUSE
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39 **SECTION 9.** This 2013 Act being necessary for the immediate preservation of the public
40 peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect
41 on its passage.
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