

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 3441**

1 On page 1 of the printed A-engrossed bill, delete lines 4 through 22 and
2 delete pages 2 through 4 and insert:

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4 **“OREGON HATCHERY RESEARCH CENTER BOARD**

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6 **“SECTION 1. Establishment of Oregon Hatchery Research Center**
7 **Board. (1) There is established the Oregon Hatchery Research Center**
8 **Board within the State Department of Fish and Wildlife. The board**
9 **shall consist of 14 members, including 11 voting members appointed**
10 **by the State Fish and Wildlife Director under subsection (2) of this**
11 **section and three nonvoting members specified in subsection (3) of this**
12 **section. Members of the board must be residents of this state who are**
13 **well informed on matters related to fish management policy and**
14 **demonstrate an interest in the propagation of fish in hatcheries.**

15 **“(2) The 11 voting members appointed by the director shall be rep-**
16 **resentative of each of the following interests:**

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

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

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

22 **“(d) Two members shall represent statewide sport angling organ-**

1 **izations.**

2 **“(e) One member shall represent the agricultural industry.**

3 **“(f) One member shall represent coastal ports.**

4 **“(g) One member shall represent the forest products industry.**

5 **“(h) One member shall represent independent fisheries scientists**
6 **and have a background in fish management and the propagation of**
7 **fish in hatcheries.**

8 **“(i) One member shall represent Oregon Indian tribes, to be ap-**
9 **pointed by the director after consultation with the Commission on**
10 **Indian Services.**

11 **“(3) In addition to the members appointed under subsection (2) of**
12 **this section, the director shall:**

13 **“(a) Appoint the following two nonvoting members of the board:**

14 **“(A) One member to represent the Oregon Watershed Enhancement**
15 **Board.**

16 **“(B) One member, who is a fisheries scientist and has a background**
17 **in fish management and the propagation of fish in hatcheries, to rep-**
18 **resent Oregon State University.**

19 **“(b) Invite a representative of the federal government, who is a**
20 **fisheries scientist and has a background in fish management and the**
21 **propagation of fish in hatcheries, to serve as a nonvoting member of**
22 **the board.**

23 **“(4) The term of office of each member is four years, but a member**
24 **serves at the pleasure of the director. Before the expiration of the**
25 **term of a member, the director shall appoint a successor whose term**
26 **begins on July 1 next following. A member is eligible for reappoint-**
27 **ment. If there is a vacancy for any cause, the director shall make an**
28 **appointment to become immediately effective for the unexpired term.**

29 **“(5) A member of the board is not entitled to compensation under**
30 **ORS 292.495. At the discretion of the board, board members may be**

1 reimbursed from funds available to the board for actual and necessary
2 travel and other expenses incurred by members of the board in the
3 performance of their official duties, subject to the limits described in
4 ORS 292.495.

5 **“SECTION 2. Initial terms of office.** Notwithstanding the term of
6 office specified in section 1 of this 2013 Act, of the members first ap-
7 pointed to the Oregon Hatchery Research Center Board pursuant to
8 section 1 (2) of this 2013 Act:

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

10 **“(2) Six shall serve for a term ending June 30, 2016.**

11 **“SECTION 3. Duties of Oregon Hatchery Research Center Board.**
12 **The Oregon Hatchery Research Center Board shall:**

13 **“(1) Establish strategic directions and operation objectives for the**
14 **Oregon Hatchery Research Center located on Fall Creek, near Alsea,**
15 **consistent with ORS 496.275.**

16 **“(2) Develop, after consultation with the Director of the Oregon**
17 **Hatchery Research Center, Oregon State University and the State De-**
18 **partment of Fish and Wildlife, the proposed operating budget for the**
19 **center.**

20 **“(3) Propose research projects for the Oregon Hatchery Research**
21 **Center.**

22 **“(4) Review, approve and prioritize all research proposals for the**
23 **Oregon Hatchery Research Center before research takes place, to de-**
24 **termine if the proposed research meets the strategic directions and**
25 **operation objectives specified in subsection (1) of this section.**

26 **“(5) Issue requests for research proposals as needed to carry out the**
27 **activities of the Oregon Hatchery Research Center specified in section**
28 **5 of this 2013 Act.**

29 **“(6) On or before February 1 of each calendar year, report to the**
30 **Legislative Assembly in the manner required by ORS 192.245, and to**

1 the State Fish and Wildlife Director and the State Fish and Wildlife
2 Commission, regarding the findings of research projects carried out
3 by the Oregon Hatchery Research Center and any recommendations
4 regarding current hatchery management practices based on the re-
5 search projects.

6 **SECTION 4. Officers, quorum and meetings.** (1) The Oregon
7 Hatchery Research Center Board shall select one of its members as
8 chairperson and another as vice chairperson, for such terms and with
9 duties and powers necessary for the performance of the functions of
10 such offices as the board determines.

11 **“(2) A majority of the voting members of the board constitutes a**
12 **quorum for the transaction of business.**

13 **“(3) The board shall meet at least once every three months at a**
14 **place, day and hour determined by the board. The board may also meet**
15 **at other times and places specified by the call of the chairperson or**
16 **of a majority of the members of the board.**

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18 **“OREGON HATCHERY RESEARCH CENTER**

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20 **SECTION 5.** (1) The hatchery research center located on Fall
21 Creek, near Alsea, is named the Oregon Hatchery Research Center.

22 **“(2) Pursuant to the strategic directions and operation objectives**
23 **established by the Oregon Hatchery Research Center Board under**
24 **section 3 of this 2013 Act, the center shall carry out the following ac-**
25 **tivities:**

26 **“(a) Conduct research on methods to minimize the genetic and ec-**
27 **ological risk to naturally produced fish when hatchery produced fish**
28 **are released in the waters of this state, while also maximizing the**
29 **consumptive harvest of hatchery produced fish.**

30 **“(b) Conduct research to determine the genetic and ecological risk**

1 to naturally produced fish when wild broodstock hatchery produced
2 fish are released into the waters of this state.

3 “(c) Conduct research to determine the effect of hatchery oper-
4 ations on naturally produced fish and the habitat of naturally
5 produced fish.

6 “(d) Conduct research to implement and enhance the Oregon Plan
7 as defined in ORS 541.890.

8 “(e) Provide educational and research opportunities for undergrad-
9 uate students, graduate students and postgraduate students.

10 “(f) Provide educational opportunities for the public and for stu-
11 dents in grades 1 through 12.

12 “(3) As used in this section, ‘waters of this state’ has the meaning
13 given that term in ORS 196.800.

14 “SECTION 6. Director. The chairperson of a department related to
15 fish and wildlife at Oregon State University, after consultation with
16 the State Fish and Wildlife Director and the Oregon Hatchery Re-
17 search Center Board established under section 1 of this 2013 Act, shall
18 appoint a Director of the Oregon Hatchery Research Center.

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“MISCELLANEOUS

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22 “SECTION 7. No later than January 1, 2014, and in order to carry
23 out the activities of the Oregon Hatchery Research Center specified in
24 section 5 of this 2013 Act, the State Department of Fish and Wildlife
25 shall, after consultation with the Oregon Hatchery Research Center
26 Board established under section 1 of this 2013 Act, renegotiate any
27 agreement entered into between the State Board of Higher Education
28 and the State Department of Fish and Wildlife related to the Oregon
29 Hatchery Research Center.

30 “SECTION 8. The State Fish and Wildlife Director shall make the

1 appointments, and extend the invitation, specified in section 1 of this
2 2013 Act related to members of the Oregon Hatchery Research Center
3 Board no later than January 1, 2014.

4 **“SECTION 9.** The unit and section captions used in this 2013 Act
5 are provided only for the convenience of the reader and do not become
6 part of the statutory law of this state or express any legislative intent
7 in the enactment of this 2013 Act.

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“EMERGENCY CLAUSE

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11 **“SECTION 10.** This 2013 Act being necessary for the immediate
12 preservation of the public peace, health and safety, an emergency is
13 declared to exist, and this 2013 Act takes effect on its passage.”.

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