

Enrolled
House Bill 3012

Sponsored by Representatives KRIEGER, WITT, Senator ROBLAN; Representatives BENTZ, BOONE, ESQUIVEL, FREDERICK, GILLIAM, GOMBERG, HEARD, MCKEOWN, PARRISH, POST, STARK, WEIDNER, WHISNANT, Senator KRUSE

CHAPTER

AN ACT

Relating to fish hatchery funding; creating new provisions; and amending section 8, chapter 512, Oregon Laws 1989.

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

SECTION 1. (1) **The Oregon Hatchery Research Center Fund is established in the State Treasury, separate and distinct from the General Fund. Interest earned by the Oregon Hatchery Research Center Fund shall be credited to the fund. Moneys in the fund are continuously appropriated to the State Department of Fish and Wildlife. The fund shall consist of:**

(a) **All moneys received from the surcharge on angling licenses imposed by section 3 of this 2015 Act; and**

(b) **All moneys received from the ad valorem fee imposed by section 4 of this 2015 Act.**

(2) **Except as provided in subsection (3) of this section, moneys in the fund may be expended only on research projects recommended by the Oregon Hatchery Research Center Board.**

(3) **Any unexpended and unobligated balance in the Oregon Hatchery Research Center Fund as calculated on July 1 of each year shall be transferred to the Hatchery Construction Fund.**

SECTION 2. **The Hatchery Construction Fund is established in the State Treasury, separate and distinct from the General Fund. Interest earned by the Hatchery Construction Fund shall be credited to the fund. Moneys in the fund are continuously appropriated to the State Department of Fish and Wildlife. The fund shall consist of moneys transferred to the fund under section 1 of this 2015 Act and any moneys transferred to the fund by the Legislative Assembly. Moneys in the fund may be expended only to improve, upgrade or replace current coastal hatchery facilities in order to incorporate new technologies or to make physical improvements to the hatchery facilities.**

SECTION 3. (1) **In addition to the fees otherwise prescribed by law, the issuer of each of the following licenses shall charge and collect each time the license is issued, during the period beginning January 1, 2016, and ending December 31, 2026, the following surcharges:**

(a) **Resident combination license issued under ORS 497.132, \$1.**

(b) **Resident annual angling license issued under ORS 497.121 (1)(a), \$1.**

(c) **Angling license to angle for one day issued under ORS 497.121 (1)(d), \$0.50.**

(d) **Nonresident annual angling license issued under ORS 497.121 (1)(b), \$1.50.**

(e) Nonresident angling license to angle for seven consecutive days issued under ORS 497.121 (1)(c), \$1.50.

(2) All moneys received by the State Fish and Wildlife Commission under subsection (1) of this section shall be deposited in the Oregon Hatchery Research Center Fund.

SECTION 4. (1) In addition to the ad valorem fee prescribed by law, during the period beginning January 1, 2016, and ending December 31, 2026, there shall be paid for each fish species referred to in ORS 508.505 (1)(a), an additional fee of four cents per pound. The ad valorem fee referred to in this section is subject to ORS 508.505 to 508.540.

(2) Notwithstanding ORS 506.306, all moneys received by the State Fish and Wildlife Commission pursuant to subsection (1) of this section shall be deposited in the Oregon Hatchery Research Center Fund.

SECTION 5. Section 8, chapter 512, Oregon Laws 1989, as amended by section 3, chapter 184, Oregon Laws 1991, section 11, chapter 8, Oregon Laws 1997, section 3, chapter 643, Oregon Laws 2003, and section 4, chapter 765, Oregon Laws 2009, is amended to read:

Sec. 8. In addition to the ad valorem fee prescribed by law, during the period beginning January 1, 1998, and ending December 31, 2019, there shall be paid for each fish species referred to in ORS 508.505 (1)(a), an additional fee of *[five]* **four** cents per pound. The ad valorem fee referred to in this section is subject to ORS 508.505 to 508.540.

SECTION 6. The amendments to section 8, chapter 512, Oregon Laws 1989, by section 5 of this 2015 Act apply to ad valorem fees charged and collected on and after January 1, 2016.

SECTION 7. (1) The State Department of Fish and Wildlife shall provide a financial report quarterly to the Oregon Hatchery Research Center Board showing all revenues and deposits to and transfers and expenditures from the Oregon Hatchery Research Center Fund.

(2) The department shall provide a financial report annually to the interim committees of the Legislative Assembly related to the environment and natural resources showing all revenues and deposits to and transfers and expenditures from the Oregon Hatchery Research Center Fund.

SECTION 8. (1) Sections 1 to 4 and 7 of this 2015 Act are repealed on January 2, 2026.

(2) Any balance in the Oregon Hatchery Research Center Fund that is unexpended and unobligated on the date of the repeal of section 1 of this 2015 Act, and all moneys that would have been deposited in the Oregon Hatchery Research Center Fund had section 1 of this 2015 Act remained in effect, shall be transferred to and deposited in the Fish Endowment Subaccount in the Fish and Wildlife Account, and are appropriated for expenditure as in the case of other moneys in the Fish Endowment Subaccount.

(3) Any balance in the Hatchery Construction Fund that is unexpended and unobligated on the date of the repeal of section 2 of this 2015 Act, and all moneys that would have been deposited in the Hatchery Construction Fund had section 2 of this 2015 Act remained in effect, shall be transferred to and deposited in the Fish Endowment Subaccount in the Fish and Wildlife Account, and are appropriated for expenditure as in the case of other moneys in the Fish Endowment Subaccount.

Passed by House June 26, 2015

.....
Timothy G. Sekerak, Chief Clerk of House

.....
Tina Kotek, Speaker of House

Passed by Senate June 30, 2015

.....
Peter Courtney, President of Senate

Received by Governor:

.....M,....., 2015

Approved:

.....M,....., 2015

.....
Kate Brown, Governor

Filed in Office of Secretary of State:

.....M,....., 2015

.....
Jeanne P. Atkins, Secretary of State