

B-Engrossed House Bill 3012

Ordered by the House June 25
Including House Amendments dated March 18 and June 25

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

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 Fund. Requires moneys in fund to be used for research projects recommended by Oregon Hatchery Research Center Board. Requires unexpended and unobligated balance in Oregon Hatchery Research Center Fund as of July 1 of each year to be transferred to Hatchery Construction Fund. Establishes Hatchery Construction Fund. Designates uses of fund. Sunsets January 2, 2026.

Establishes surcharge on angling licenses and additional commercial ad valorem catch fee on salmon and steelhead beginning January 1, 2016, and ending December 31, 2026. Directs moneys received to be deposited in Oregon Hatchery Research Center Fund.

Adjusts existing temporary commercial ad valorem catch fee on salmon and steelhead.

A BILL FOR AN ACT

1
2 Relating to fish hatchery funding; creating new provisions; and amending section 8, chapter 512,
3 Oregon Laws 1989.

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

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

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

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

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

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

19 **SECTION 2. The Hatchery Construction Fund is established in the State Treasury, sep-**
20 **arate and distinct from the General Fund. Interest earned by the Hatchery Construction**
21 **Fund shall be credited to the fund. Moneys in the fund are continuously appropriated to the**
22 **State Department of Fish and Wildlife. The fund shall consist of moneys transferred to the**
23 **fund under section 1 of this 2015 Act and any moneys transferred to the fund by the Legis-**

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 lative Assembly. Moneys in the fund may be expended only to improve, upgrade or replace
2 current coastal hatchery facilities in order to incorporate new technologies or to make
3 physical improvements to the hatchery facilities.

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

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

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

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

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

11 (e) Nonresident angling license to angle for seven consecutive days issued under ORS
12 497.121 (1)(c), \$1.50.

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

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

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

22 **SECTION 5.** Section 8, chapter 512, Oregon Laws 1989, as amended by section 3, chapter 184,
23 Oregon Laws 1991, section 11, chapter 8, Oregon Laws 1997, section 3, chapter 643, Oregon Laws
24 2003, and section 4, chapter 765, Oregon Laws 2009, is amended to read:

25 **Sec. 8.** In addition to the ad valorem fee prescribed by law, during the period beginning January
26 1, 1998, and ending December 31, 2019, there shall be paid for each fish species referred to in ORS
27 508.505 (1)(a), an additional fee of *[five]* **four** cents per pound. The ad valorem fee referred to in this
28 section is subject to ORS 508.505 to 508.540.

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

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

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

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

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

45 (3) Any balance in the Hatchery Construction Fund that is unexpended and unobligated

1 on the date of the repeal of section 2 of this 2015 Act, and all moneys that would have been
2 deposited in the Hatchery Construction Fund had section 2 of this 2015 Act remained in ef-
3 fect, shall be transferred to and deposited in the Fish Endowment Subaccount in the Fish
4 and Wildlife Account, and are appropriated for expenditure as in the case of other moneys
5 in the Fish Endowment Subaccount.

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