

HB 4040-AMR4
(LC 277)
2/24/16 (MAM/ps)

Requested by Senator PROZANSKI

**PROPOSED MINORITY REPORT AMENDMENTS TO
A-ENGROSSED HOUSE BILL 4040**

1 On page 1 of the printed A-engrossed bill, delete lines 3 through 26 and
2 insert:

3 “Whereas the management and protection of this state’s wildlife and na-
4 tural resources requires policymakers, agencies and various stakeholder
5 representatives to grapple with making complicated choices that can have
6 pervasive impacts on their constituencies; and

7 “Whereas the finest solutions to this state’s most complex wildlife and
8 natural resource disputes are the products of collaborative decision-making
9 processes that include representation from all concerned parties; now,
10 therefore,”.

11 On page 2, delete lines 1 and 2.

12 Delete lines 4 through 7 and insert:

13 **“SECTION 1. (1) The State Fish and Wildlife Commission and the**
14 **State Department of Fish and Wildlife may not, during the pendency**
15 **of any action, suit or proceeding to which the commission or the de-**
16 **partment is a party, modify in any manner the Oregon Wolf Conser-**
17 **vation and Management Plan adopted by the commission or any**
18 **related rules adopted by the commission, if the action, suit or pro-**
19 **ceeding challenges a portion of the plan, or a decision made by the**
20 **commission or the department pursuant to the plan or associated**
21 **statutes or rules, including but not limited to a decision by the com-**

1 mission to remove the gray wolf from the state lists of threatened
2 species or endangered species established pursuant to ORS 496.172 (2).

3 “(2) The commission and the department may not enter into any
4 settlement agreement related to an action, suit or proceeding chal-
5 lenging a portion of the Oregon Wolf Conservation and Management
6 Plan, or a decision made by the commission or the department pur-
7 suant to the plan or associated statutes or rules, including but not
8 limited to a decision by the commission to remove the gray wolf from
9 the state lists of threatened species or endangered species established
10 pursuant to ORS 496.172 (2), unless any intervenors in the action, suit
11 or proceeding had an opportunity to participate in the settlement
12 process and either failed to participate or agreed to the terms of the
13 settlement agreement.”.

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