

HB 2499 STAFF MEASURE SUMMARY

Senate Committee On Environment and Natural Resources

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Meeting Dates: 5/10

WHAT THE MEASURE DOES:

Allows seller of transferrable vessel permit for limited-entry fishery to continue to operate vessel in appropriate fishery when buyer has failed to fulfill one or more terms of sale and circuit court has issued preliminary injunction. Requires order granting preliminary injunction to include finding that allowing seller to continue to operate vessel will not cause excessive harvest pressure on fishery resource.

Fiscal statement issued, no revenue impact

House Vote: Passed. Ayes, 55; Excused, 4--Boone, Linger, McKeown, Piluso; Excused for Business of the House, 1--Smith G

ISSUES DISCUSSED:

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

The Oregon Department of Fish and Wildlife administers the regulation, harvest and management of commercial and sport fisheries in Oregon. The department's management of commercial fisheries is done in close collaboration with the fishing industry and in accordance with regional, federal and international laws, including the Magnuson-Stevens Reauthorization Act of 2006 and management bodies, including the Pacific Fisheries Management Council and the International Pacific Halibut Commission. In order to ensure fishing stocks are not depleted, the department offers limited-entry fishery permits for some species, including Dungeness crab, sea urchin and rockfish.

House Bill 2499 would establish a process for a seller of a vessel permit for a limited-entry fishery to obtain a preliminary injunction allowing a seller to continue to fish under a vessel permit while a claim is pending against the permit buyer for not fulfilling terms of the sale.