

LC 55

Bill

11/19/19 (CDT)

2020 Regular Session

Authorizes issuance of group angling and shellfish license to qualifying facility or program.

Relating to State Department of Fish and Wildlife licenses.

SECTION 1. Sections 2 and 3 of this 2020 Act are added to and made a part of ORS chapter 497.

SECTION 2. As used in section 3 of this 2020 Act:

(1) "Armed forces of the United States" means:

(a) The Army, Navy, Air Force, Marine Corps and Coast Guard of the United States;

(b) The reserves of the Army, Navy, Air Force, Marine Corps and Coast Guard of the United States and

(c) The Oregon National Guard and a National Guard of any other state or territory.

(2) "Qualifying facility or program" means:

(a) Organizations supplying aid and services as described in ORS 406.320 or 406.340 that:

(A) Have a mission that includes the provision of services to veterans; and

(B) Provide services for the benefit of members of the Armed Forces of the United States who are on active duty.

(b) An Oregon Veterans' Home established as authorized by or described in ORS 408.360, 408.375 or 408.385.

(c) A detention facility as defined in ORS 419A.004, youth correction facility as defined in ORS 420.005 or youth care center as defined in ORS 420.855.

(d) A hospital or long term care facility, both as defined in ORS 442.015.

(e) A residential facility as defined in ORS 443.400.

(f) Community-based structured housing as defined in ORS 443.480.

(g) An adult foster home as defined in ORS 443.705.

(h) Any other facility or program operated by the state, or by a not-for-profit organization licensed by the state, to benefit persons who:

(A) Have a physical disability;

(B) Have a mental illness;

(C) Are emotionally dependent on institutional care;

(D) Have a developmental disability;

(E) Are hospitalized;

(F) Have a serious illness; or

(G) Are terminally ill.

(i) Any other facility or program operated by state or local government, or by a not-for-profit organization licensed by the state, to benefit at-risk youth.

(j) Any other facility or program operated by state or local government, or by a not-for-profit organization licensed by the state, that:

(A) Has a mission that includes the provision of services to veterans; and

(B) Provides services for the benefit of members of the armed forces of the United States who are on active duty.

(k) Any other facility operated by the state, or by a not-for-profit organization licensed by the state, to benefit senior citizens residing at the facility.

SECTION 3. (1) Upon application of a qualifying facility or program, the State Department of Fish and Wildlife shall issue, without fee, a group angling and shellfish license for use by the qualifying facility or program to conduct organized angling or shellfish activities for residents or other beneficiaries of the qualifying facility or program.

(2) Except as provided in this subsection, a group angling and shellfish license is valid for a period that begins on the later of April 1 or the date of issuance and ends March 31 of the following year. The department may suspend or cancel a group angling or shellfish license if the license holder ceases to be a qualifying facility or program or for a violation of this section or rules adopted under this section.

(3) If a qualifying facility or program holds a valid group angling and shellfish license, residents, other beneficiaries or staff may participate in organized angling or shellfish activity of the qualifying facility or entity without securing individual licenses or permits.

(4) At least one staff member for the qualifying facility or program must be present to supervise any activity conducted under a group angling or shellfish license. The group angling and shellfish license must be in the possession of a staff member present to supervise the activity.

(5) Each person participating in an activity conducted under a group angling or shellfish license must comply with any area restrictions, gear restrictions, take limits or other regulations that would apply if the angling or shellfish activity was carried out under an individual angling or shellfish license. The department shall adopt rules for the administration and enforcement of this section.

SECTION 4. This 2020 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2020 Act takes effect on its passage.