Delete lines 4 through 11 of the printed bill and insert:

"SECTION 1. The Legislative Assembly finds and declares that:

“(1) The United States Army Corps of Engineers has failed to operate the Cole M. Rivers Hatchery located on the Rogue River in conformance with the fish return goals under the mitigation requirements agreed to in the hatchery Final Environmental Impact Statement dated May 8, 1972.

“(2) The environmental impact statement referred to in subsection (1) of this section requires that 13,020 hatchery spring Chinook adults be returned to the Cole M. Rivers Hatchery annually while the returning spring Chinook population also supports a robust in-river fishing season and harvest.

“(3) In 1972, the angling limit for spring Chinook was three fish, but the limit is now two fish.

“(4) The number of spring Chinook returning to the Cole M. Rivers Hatchery has declined during the past 14 years to a level that is 60 percent below the average hatchery spring Chinook adult return goal set in the environmental impact statement referred to in subsection (1) of this section.

“(5) Despite the environmental impact statement requirement that 13,020 hatchery spring Chinook adults be returned to the Cole M. Rivers Hatchery annually, the number that actually returned was 1,846 in 2016, 2,963 in 2017 and 4,074 in 2018.

“(6) The shortfall in returning hatchery spring Chinook adults causes economic loss to the area counties at the rate of $576 per fish.

“SECTION 2. Notwithstanding any statute of limitation or statute of ultimate repose under ORS chapter 12:

“(1) The period available to Curry, Josephine and Jackson Counties for commencement of any action against the United States Army Corps of Engineers seeking damages resulting from failure of the corps to operate the Cole M. Rivers Hatchery in conformance with the fish return goals under the mitigation requirements agreed to in the hatchery Final Environmental Impact Statement dated May 8, 1972, shall continue until January 1, 2030.

“(2) An action described in subsection (1) of this section may seek, and a court may award, damages for all economic loss incurred by a county due to the number of hatchery adult spring Chinook actually returning to the hatchery being less than the fish return goals under the mitigation requirements agreed to in the hatchery Final Environmental Impact Statement dated May 8, 1972.

“(3) Except as provided in this subsection, subsections (1) and (2) of this section operate retroactively to revive any extinguished cause of action against the United States Army
Corps of Engineers for damages resulting from failure of the corps to operate the Cole M. Rivers Hatchery in conformance with the fish return goals under the mitigation requirements agreed to in the hatchery Final Environmental Impact Statement dated May 8, 1972. This section does not apply to any cause of action for which a judgment was entered before the effective date of this 2019 Act.”