

A-Engrossed
Senate Bill 1025

Ordered by the Senate May 28
Including Senate Amendments dated May 28

Sponsored by Senators JOHNSON, ROBLAN, Representative SMITH DB; Representatives GOMBERG, MITCHELL

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.

[Limits actions of persons that take clams for commercial purposes.]
[Requires State Department of Fish and Wildlife to limit take of clams for commercial purposes.]
[Requires State Department of Fish and Wildlife to annually assess take of clams for commercial purposes in Oregon and produce certain surveys of clam populations every six years.]
[Establishes permit fees for resident and nonresident permits to take clams for commercial purposes.]

Requires State Department of Fish and Wildlife to produce survey of bay clam populations in priority areas of Tillamook Bay.

Requires department to establish and appoint Tillamook Bay Clam Advisory Committee. Specifies advisory committee duties. Provides time lines for appointment and initial meeting of advisory committee.

Requires department to report to interim committee of Legislative Assembly on or before December 31, 2022, regarding advisory committee recommendations.

A BILL FOR AN ACT

Relating to the commercial take of clams.

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

SECTION 1. (1) On or before December 31, 2021, the State Department of Fish and Wildlife shall produce a survey of bay clam populations in priority areas in Tillamook Bay.

(2) By rule, the department shall establish the priority areas identified in subsection (1) of this section.

SECTION 2. (1) The State Department of Fish and Wildlife shall establish a Tillamook Bay Clam Advisory Committee.

(2) The department shall appoint to the committee a balance of persons who take bay clams for commercial purposes, take bay clams for noncommercial purposes, are members of a group that advocates conservation or have another interest in bay clams.

(3) The committee shall make recommendations to the department on:

(a) Adopting rules related to bay clams;

(b) Ensuring the sustainability of the take of bay clams in Tillamook Bay;

(c) Balancing the take of bay clams in Tillamook Bay for commercial purposes with the take of bay clams in Tillamook Bay for noncommercial purposes;

(d) Establishing physical boundaries for, or seasonal restrictions on, the take of bay clams in Tillamook Bay for commercial purposes, to reduce conflicts between persons who take bay clams in Tillamook Bay for commercial purposes and salmon anglers in and around the Ghost Hole fishing area in Tillamook Bay;

(e) Establishing areas in Tillamook Bay that are closed to the take of bay clams for

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 commercial purposes and open to the take of bay clams for noncommercial purposes;

2 (f) Monitoring the take of bay clams;

3 (g) Establishing additional restrictions on the annual take of bay clams in intertidal and
4 subtidal areas in Oregon bays;

5 (h) Limiting the take of bay clams in Oregon bays for commercial purposes; and

6 (i) Assessing bay clam populations in Oregon bays.

7 (4) The department shall consider the recommendations of the committee.

8 (5) The committee shall assist the department in preparing any funding requests related
9 to bay clams.

10 (6) In addition to the recommendations identified in subsection (3) of this section, the
11 committee may advise the department on other matters related to bay clams.

12 **SECTION 3.** (1) The Tillamook Bay Clam Advisory Committee established under section
13 2 of this 2019 Act shall begin meeting in 2020.

14 (2) To facilitate the actions required by subsection (1) of this section, the State Depart-
15 ment of Fish and Wildlife shall appoint persons to the committee as soon as practicable after
16 the effective date of this 2019 Act.

17 **SECTION 4.** On or before December 31, 2022, the State Department of Fish and Wildlife
18 shall report to an interim committee of the Legislative Assembly relating to natural re-
19 sources, in the manner provided by ORS 192.245, on the recommendations of the Tillamook
20 Bay Clam Advisory Committee established under section 2 of this 2019 Act.

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