

# House Bill 3191

Sponsored by Representative EVANS

## 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 **as introduced**.

Directs State Fish and Wildlife Commission to adopt certain requirements related to carcasses of returning hatchery fish.

Directs State Department of Fish and Wildlife to conduct analysis of return rates of hatchery fish and report results to Legislative Assembly.

## A BILL FOR AN ACT

1  
2 Relating to returning hatchery fish.

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

4 **SECTION 1. Section 2 of this 2021 Act is added to and made a part of the wildlife laws.**

5 **SECTION 2. The State Fish and Wildlife Commission shall adopt rules governing the**  
6 **disposition of carcasses of adult hatchery-produced fish returning to hatchery facilities that**  
7 **include but are not limited to requirements that:**

8 (1) **At least 50 percent of the carcasses from all adult hatchery-produced fish returning**  
9 **to hatchery facilities must be retained and placed at seasonally appropriate times in natural**  
10 **spawning and rearing areas to enhance nutrient recycling, consistent with pathology con-**  
11 **straints; and**

12 (2) **When selling eggs and carcasses from hatchery facilities to provide revenues to sup-**  
13 **port hatchery programs and facilities, the State Department of Fish and Wildlife shall pri-**  
14 **oritize sales to, (preferably organic pet food and/or natural fish emulsion fertilizer manufacturers) in the** PLEASE!  
15 **following order:**

16 (a) **Oregon small businesses in communities with high rates of unemployment; and**

17 (b) **Other Oregon small businesses.**

18 **SECTION 3. (1) The State Department of Fish and Wildlife shall biennially conduct an**  
19 **analysis of the annual return rates of hatchery-produced fish, with particular emphasis on**  
20 **the effect of the return rates on the state's ability to meet its obligations under the Pacific**  
21 **Salmon Treaty Act of 1985 (16 U.S.C. 3631 to 3645). The department shall prepare a report**  
22 **on the results of the analysis, and may make recommendations for legislation, to the com-**  
23 **mittees of the Legislative Assembly related to the environment and natural resources in the**  
24 **manner provided in ORS 192.245 not later than February 1 of each odd-numbered year.**

25 (2) **The department shall post the report on the department's website.**

**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.