

HB 4072-3
(LC 18)
2/12/22 (AG/ps)

Requested by HOUSE COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES (at the request of Representative Pam Marsh)

**PROPOSED AMENDMENTS TO
HOUSE BILL 4072**

1 On page 1 of the printed bill, line 2, after “ORS” insert “496.303”.

2 In line 8, after “permits.” delete the rest of the line and delete lines 9 and
3 10.

4 On page 3, after line 11, insert:

5 “RSC STEELHEAD VALIDATION	\$2.00	\$4.00	497.121
6 RSC WILD STEELHEAD HARVEST CARD	\$10.00	\$20.00	497.121”.

7 In line 26, after “permits.” delete the rest of the line and delete lines 27
8 and 28.

9 On page 5, after line 13, insert:

10 “RSC STEELHEAD VALIDATION	\$2.00	\$4.00	497.121
11 RSC WILD STEELHEAD HARVEST CARD	\$10.00	\$20.00	497.121”.

12 In line 26, delete “or”.

13 In line 27, delete “the commission”.

14 On page 6, after line 12, insert:

15 “(r) Rogue-South Coast steelhead validation.

16 “(s) Rogue-South Coast wild steelhead harvest card.”.

17 In line 17, delete the boldfaced material and insert “(1)(n), (o), (p), (q), (r)
18 and (s)”.

19 After line 20, insert:

20 “(4) The commission shall adopt rules concerning issuance of, and re-
21 quirements related to, the Rogue-South Coast steelhead validation and the

1 Rogue-South Coast wild steelhead harvest card described in subsection (1)(r)
2 and (s) of this section. The rules must address when the validation and har-
3 vest card are required, relative to licenses, tags and permits that are re-
4 quired under the wildlife laws.

5 “(5) Notwithstanding any other provision of the wildlife laws, the moneys
6 received from the sale of the Rogue-South Coast steelhead validation and the
7 Rogue-South Coast wild steelhead harvest card described in subsection (1)(r)
8 and (s) of this section shall be credited to the Rogue-South Coast Research
9 and Monitoring Subaccount established under ORS 496.303.”.

10 On page 7, after line 30, insert:

11 “**SECTION 8.** ORS 496.303 is amended to read:

12 “496.303. (1) The Fish and Wildlife Account is established in the State
13 Treasury, separate and distinct from the General Fund. All moneys in the
14 account are continuously appropriated to the State Fish and Wildlife Com-
15 mission. The Fish and Wildlife Account shall consist of the moneys in its
16 various subaccounts and any moneys transferred to the account by the Leg-
17 islative Assembly. Unless otherwise specified by law, interest earnings on
18 moneys in the account shall be paid into the State Treasury and credited to
19 the State Wildlife Fund.

20 “(2)(a) The Fish Screening Subaccount is established in the Fish and
21 Wildlife Account. The subaccount shall consist of:

22 “(A) All penalties recovered under ORS 536.900 to 536.920.

23 “(B) All moneys received pursuant to ORS 498.306.

24 “(C) All gifts, grants and other moneys from whatever source that may
25 be used to carry out the provisions of ORS 498.306.

26 “(D) All moneys received from the sale of angling licenses dedicated by
27 ORS 497.124.

28 “(b) All moneys in the subaccount shall be used to carry out the pro-
29 visions of ORS 315.138, 498.306 and 509.620. However, moneys received from
30 the sale of angling licenses dedicated by ORS 497.124 shall be expended only

1 to carry out the provisions of law relating to the screening of water diver-
2 sions.

3 “(3) The Fish Endowment Subaccount is established in the Fish and
4 Wildlife Account. The subaccount shall consist of transfers of moneys au-
5 thorized by the Legislative Assembly from the State Wildlife Fund and gifts
6 and grants of moneys from whatever source for the purpose of paying the
7 expense of maintaining fish hatcheries operated by the department.

8 “(4) The Migratory Waterfowl Subaccount is established in the Fish and
9 Wildlife Account. All moneys received by the commission from the sale of
10 art works and prints related to the migratory waterfowl stamps shall be de-
11 posited in the subaccount. Moneys in the subaccount may be expended only
12 for activities that promote the propagation, conservation and recreational
13 uses of migratory waterfowl and for activities related to the design, pro-
14 duction, issuance and arrangements for sale of the migratory waterfowl
15 stamps and related art works and prints. Expenditures of moneys in the
16 subaccount may be made within this state, in other states or in foreign
17 countries, in such amounts as the commission determines appropriate. Ex-
18 penditures in other states and foreign countries shall be on such terms and
19 conditions as the commission determines will benefit most directly the mi-
20 gratory waterfowl resources of this state.

21 “(5) The Halibut Research Subaccount is established in the Fish and
22 Wildlife Account. Based on the annual number of recreational halibut
23 anglers, a portion of the moneys derived from the sale of the salmon,
24 steelhead trout, sturgeon and halibut tag pursuant to ORS 497.121 shall be
25 credited to the subaccount. Moneys in the subaccount may be expended only
26 for halibut population studies and other research.

27 “(6) The Upland Bird Subaccount is established in the Fish and Wildlife
28 Account. All moneys received by the State Fish and Wildlife Commission
29 from the sale of upland bird stamps, from the sale of any art works and
30 prints related to the upland bird stamps and from private hunting preserve

1 permit fees shall be deposited in the subaccount. Moneys in the subaccount
2 may be expended only for promoting the propagation and conservation of
3 upland birds and the acquisition, development, management, enhancement,
4 sale or exchange of upland bird habitat, and for activities related to the de-
5 sign, production, issuance and arrangements for sale of the upland bird
6 stamps and related art works and prints. Expenditures of moneys in the
7 subaccount shall be made for the benefit of programs within this state in
8 such amounts and at such times as the commission determines appropriate
9 to most directly benefit the upland bird resources of the state.

10 “(7) The Access and Habitat Board Subaccount is established in the Fish
11 and Wildlife Account. The subaccount shall consist of moneys transferred to
12 the subaccount pursuant to ORS 496.242. Moneys in the subaccount may be
13 used for the purposes specified in ORS 496.242.

14 “(8) The Marine Shellfish Subaccount is established in the Fish and
15 Wildlife Account. Interest earnings on moneys in the subaccount shall be
16 credited to the subaccount. All moneys received by the commission from the
17 sale of resident and nonresident shellfish licenses pursuant to ORS 497.121
18 shall be deposited in the subaccount. Moneys in the subaccount shall be used
19 for the protection and enhancement of shellfish for recreational purposes,
20 including shellfish sanitation costs and the cost of enforcement of wildlife
21 laws pertaining to the taking of shellfish. The State Fish and Wildlife Di-
22 rector, or a designee, the Director of Agriculture, or a designee, and the
23 Superintendent of State Police, or a designee, shall jointly make a recom-
24 mendation to the Governor for inclusion in the Governor’s budget beginning
25 July 1 of each odd-numbered year.

26 “(9)(a) The Mountain Sheep Subaccount is established in the Fish and
27 Wildlife Account, consisting of moneys collected under ORS 497.112 (2)(a) to
28 (c).

29 “(b) All moneys in the subaccount shall be used for the propagation and
30 conservation of mountain sheep, for research, development, management,

1 enhancement and sale or exchange of mountain sheep habitat and for pro-
2 grams within the state that in the discretion of the commission most directly
3 benefit mountain sheep resources of this state.

4 “(10)(a) The Antelope Subaccount is established in the Fish and Wildlife
5 Account, consisting of moneys collected under ORS 497.112 (2)(a) to (c).

6 “(b) All moneys in the subaccount shall be used for the propagation and
7 conservation of antelope, for research, development, management, enhance-
8 ment and sale or exchange of antelope habitat and for programs within the
9 state that in the discretion of the commission most directly benefit antelope
10 resources of this state.

11 “(11)(a) The Mountain Goat Subaccount is established in the Fish and
12 Wildlife Account, consisting of moneys collected under ORS 497.112 (2)(a) to
13 (c).

14 “(b) All moneys in the subaccount shall be used for the propagation and
15 conservation of mountain goats for research, development, management, en-
16 hancement and sale or exchange of mountain goat habitat and for programs
17 within the state that in the discretion of the commission most directly ben-
18 efit mountain goat resources of this state.

19 “(12) The commission shall keep a record of all moneys deposited in the
20 Fish and Wildlife Account. The record shall indicate by separate cumulative
21 accounts the sources from which the moneys are derived and the individual
22 activity or programs against which each withdrawal is charged.

23 “(13) The Oregon Conservation Strategy Subaccount is established in the
24 Fish and Wildlife Account. All moneys received by the commission from the
25 sale of habitat conservation stamps and from the sale of any art works and
26 prints related to the habitat conservation stamp shall be deposited in the
27 subaccount. Moneys in the subaccount may be expended only to promote and
28 implement habitat and species restoration, enhancement and viewing activ-
29 ities identified in the ‘Oregon Conservation Strategy,’ 2006, by the State
30 Department of Fish and Wildlife, and for activities related to the design,

1 production, issuance and arrangements for sale of the habitat conservation
2 stamps and related art works and prints.

3 **“(14)(a) The Rogue-South Coast Research and Monitoring Subac-**
4 **count is established in the Fish and Wildlife Account, consisting of**
5 **moneys collected under ORS 497.121 (1)(r) and (s).**

6 **“(b) All moneys in the subaccount shall be used for research and**
7 **monitoring that is consistent with the Rogue-South Coast Multi-**
8 **Species Conservation and Management Plan the commission adopted**
9 **in December 2021, as subsequently amended by the commission.**

10 **“(c) The commission may amend the plan as needed.**

11 **“(d) The commission shall make the current version of the plan**
12 **publicly available on a website of the commission or of the State De-**
13 **partment of Fish and Wildlife.”.**

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