

House Bill 3358

Sponsored by Representative OWENS

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**.

Models requirements for composition of State Fish and Wildlife Commission on requirements for composition of State Board of Agriculture.

A BILL FOR AN ACT

1
2 Relating to the State Fish and Wildlife Commission; creating new provisions; and amending ORS
3 496.090.

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

5 **SECTION 1.** ORS 496.090 is amended to read:

6 496.090. (1) There is established a State Fish and Wildlife Commission that shall consist of **the**
7 **State Fish and Wildlife Director and a representative of the Department of Fisheries,**
8 **Wildlife, and Conservation Sciences of the College of Agricultural Sciences at Oregon State**
9 **University, who shall be nonvoting members, and** *[seven]* **nine voting** members appointed by the
10 Governor.

11 (2) **The State Fish and Wildlife Director shall act as secretary of the commission.**

12 (3) **The members the Governor appoints to the commission must be residents of Oregon.**
13 **Not more than five of the voting members the Governor appoints to the commission may**
14 **belong to the same political party. Party affiliation shall be determined by the appropriate**
15 **entry on official election registration cards.**

16 (4) **The Governor shall appoint two voting members who are not actively involved in**
17 **commercial or recreational activities related to the take of fish and wildlife to be represen-**
18 **tatives of the public interests. The Governor shall appoint seven voting members who are**
19 **actively involved in commercial or recreational activities related to the take of fish and**
20 **wildlife. The Governor shall seek to ensure that the appointed voting members who are ac-**
21 **tively involved in commercial or recreational activities related to the take of fish and wildlife**
22 **reflect the diverse nature of commercial and recreational activities related to the take of fish**
23 **and wildlife within the state.**

24 [(2)] (5) The term of office of each **voting** member is four years[, *but a member serves at the*
25 *pleasure of the Governor*]. Before the expiration of the term of a member, the Governor shall appoint
26 a successor. A member is eligible for reappointment. If there is a vacancy for any cause, the Gov-
27 ernor shall make an appointment to become immediately effective for the unexpired term.

28 [(3)] (6) All appointments of **voting** members of the commission by the Governor are subject to
29 confirmation by the Senate pursuant to section 4, Article III, Oregon Constitution.

30 [(4)] *One member of the commission shall be appointed from each of the congressional districts of*
31 *this state, one member from that portion of the state lying west of the Cascade Mountains and one*

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 *member from that portion of the state lying east of the Cascade Mountains.]*

2 *[(5) Members appointed to the commission shall be residents of this state, as defined in ORS*
 3 *497.002.]*

4 *[(6) All members of the commission shall represent the public interest of the state and make deci-*
 5 *sions affecting the wildlife resources of the state for the benefit of those resources. Consistent with the*
 6 *requirements of this subsection, the commission shall provide for the productive and sustainable utili-*
 7 *zation of wildlife resources for all groups of users.]*

8 *[(7) All members of the commission shall have a general knowledge of fish and wildlife issues and*
 9 *an understanding of the operation and functions of public policy boards and commissions. In making*
 10 *appointments to the commission, the Governor shall consider appointing members who possess natural*
 11 *resource backgrounds such as backgrounds in commercial fishing, recreational fishing, hunting, agri-*
 12 *culture, forestry and conservation.]*

13 *[(8) Failure of a member to maintain compliance with the eligibility requirements of subsections (4)*
 14 *and (5) of this section shall vacate membership. Members of the commission may otherwise be removed*
 15 *only by the Governor.]*

16 *[(9) A member of the commission is entitled to compensation and expenses as provided in ORS*
 17 *292.495.]*

18 **(7) A person who serves two consecutive terms as a voting member is not eligible for**
 19 **appointment to another term on the commission until at least one year after the expiration**
 20 **of the second consecutive term.**

21 **SECTION 2. (1) The Governor shall appoint nine voting members to the State Fish and**
 22 **Wildlife Commission, consistent with the requirements of ORS 496.090, as amended by sec-**
 23 **tion 1 of this 2023 Act, to serve terms beginning July 1, 2024.**

24 **(2) On June 30, 2024, the terms of office of members then serving on the commission shall**
 25 **cease.**

26 **(3) A member whose term of office has been terminated by subsection (2) of this section**
 27 **is eligible for reappointment to the commission.**

28 **(4) Notwithstanding ORS 496.090 (7), as amended by section 1 of this 2023 Act, a member**
 29 **whose term was terminated under subsection (2) of this section and who is reappointed as**
 30 **authorized by subsection (3) of this section may serve both the reappointed term and a sec-**
 31 **ond consecutive term.**

32 **(5) Notwithstanding the term of office specified in ORS 496.090 (5), as amended by section**
 33 **1 of this 2023 Act, of the voting members whose terms begin on July 1, 2024:**

34 **(a) Three shall serve for a term ending June 30, 2025.**

35 **(b) Three shall serve for a term ending June 30, 2026.**

36 **(c) Three shall serve for a term ending June 30, 2027.**

37 **SECTION 3. Section 2 of this 2023 Act is repealed on January 2, 2028.**

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