

HB 4014-2
(LC 116)
2/14/24 (AG/ps)

Requested by HOUSE COMMITTEE ON CLIMATE, ENERGY, AND ENVIRONMENT (at the request of Representative Pam Marsh)

**PROPOSED AMENDMENTS TO
HOUSE BILL 4014**

1 On page 4 of the printed bill, after line 11, insert:

2 **“SECTION 3. On June 30, 2029:**

3 **“(1) The amendments to ORS 496.252 by sections 4 and 5 of this 2024**
4 **Act become operative.**

5 **“(2) All unexpended and unobligated moneys appropriated for pur-**
6 **poses related to the Landowners Living with Beavers Grant Program**
7 **shall remain in the Oregon Conservation and Recreation Fund to be**
8 **used for purposes specified in ORS 496.252.**

9 **“SECTION 4.** ORS 496.252, as amended by section 1 of this 2024 Act, is
10 amended to read:

11 “496.252. (1) The Oregon Conservation and Recreation Fund is established
12 in the State Treasury, separate and distinct from the General Fund. Interest
13 earned by the Oregon Conservation and Recreation Fund shall be credited
14 to the fund.

15 “(2) Moneys in the fund are continuously appropriated to the State De-
16 partment of Fish and Wildlife to carry out activities that serve to protect,
17 maintain or enhance fish and wildlife resources in Oregon. The activities for
18 which the department may expend fund moneys include, but are not limited
19 to:

20 “(a) Promoting the health of Oregon’s ecosystems and fish and wildlife
21 species by implementing conservation programs and strategies identified in

1 the Oregon Conservation Strategy, as defined in ORS 541.890, including
2 conservation programs and strategies for the nearshore identified in the
3 marine component of the Oregon Conservation Strategy;

4 “(b) Improving engagement of the public in hunting and fishing opportu-
5 nities and in other outdoor recreation opportunities related to and in support
6 of healthy fish, wildlife and habitats;

7 “(c) Improving educational outreach and engagement of the public, in-
8 cluding diverse and underserved communities, related to and in support of
9 healthy fish, wildlife and habitats;

10 “(d) Engaging in, and providing funding for, joint projects of the depart-
11 ment and the State Parks and Recreation Department or other state agencies
12 as recommended by the Oregon Conservation and Recreation Advisory Com-
13 mittee established under ORS 496.254; **and**

14 “*[(e) Implementing a Landowners Living with Beavers Grant Program un-
15 der which the State Department of Fish and Wildlife and the State Fish and
16 Wildlife Commission undertake the following, on recommendations from the
17 Oregon Conservation and Recreation Advisory Committee:]*

18 “*[(A) Awarding grants to eligible applicants, including watershed councils,
19 soil and water conservation districts and nonprofit organizations, of not more
20 than \$50,000, in each grant cycle, to implement projects on private land that
21 quickly and efficiently mitigate the effects of beavers that live on, or regularly
22 visit, the private land, including:]*

23 “*[(i) Tree protection tools;]*

24 “*[(ii) Flood prevention devices;]*

25 “*[(iii) Culvert and infrastructure protection systems;]*

26 “*[(iv) Crop protection strategies;]*

27 “*[(v) Landowner education and outreach; and]*

28 “*[(vi) Training related to mitigating the effects of beavers;]*

29 “*[(B) Providing statewide technical assistance to develop and expand skills
30 and strategies for coexisting with beavers; and]*

1 “[(C) *Authorizing and administering the expenditures described in this*
2 *paragraph; and*]

3 “[(f)] (e) Other conservation, management, research, habitat improvement,
4 enforcement, outdoor recreation or education activities.

5 “(3) The fund shall consist of:

6 “(a) Moneys appropriated to the State Department of Fish and Wildlife
7 for deposit in the fund or otherwise transferred to the fund;

8 “(b) Gifts, grants, contributions or other donations for use as described
9 in subsection (2) of this section, that are received by the department from
10 any public or private source and caused to be deposited and credited to the
11 fund; and

12 “(c) Moneys in the subaccount described in subsection (4) of this section.

13 “(4) The Private Forest Accord Mitigation Subaccount is established in
14 the fund. The subaccount shall consist of moneys appropriated to the de-
15 partment for deposit in the subaccount or otherwise transferred to the sub-
16 account and gifts, grants, contributions or other donations that are received
17 by the department from any public or private source and caused to be de-
18 posited and credited to the subaccount. Moneys in the subaccount may be
19 used for:

20 “(a) The purposes described in, and the administration of, ORS 496.257.

21 “(b) Conducting outreach to persons that own or operate an artificial
22 obstruction, as defined in ORS 509.580, to further the goal of fish passage.

23 “(c) Conducting outreach to persons that may undertake projects de-
24 scribed in ORS 496.257.

25 “(5) The department and the Oregon Conservation and Recreation Advi-
26 sory Committee shall jointly submit a biennial report to the Legislative As-
27 sembly as provided in ORS 293.640 regarding the expenditure of moneys
28 deposited in the fund, other than moneys deposited in the Private Forest
29 Accord Mitigation Subaccount, and on the status of various activities funded
30 by the moneys.

1 “(6) The department and the Private Forest Accord Mitigation Advisory
2 Committee shall jointly submit a biennial report to the Legislative Assembly
3 as provided in ORS 293.640 regarding the expenditure of moneys deposited
4 in the Private Forest Accord Mitigation Subaccount and on the status of
5 various activities funded by the moneys.

6 **“SECTION 5.** ORS 496.252, as amended by section 66, chapter 33, Oregon
7 Laws 2022, and section 2 of this 2024 Act, is amended to read:

8 “496.252. (1) The Oregon Conservation and Recreation Fund is established
9 in the State Treasury, separate and distinct from the General Fund. Interest
10 earned by the Oregon Conservation and Recreation Fund shall be credited
11 to the fund.

12 “(2) Moneys in the fund are continuously appropriated to the State De-
13 partment of Fish and Wildlife to carry out activities that serve to protect,
14 maintain or enhance fish and wildlife resources in Oregon. The activities for
15 which the department may expend fund moneys include, but are not limited
16 to:

17 “(a) Promoting the health of Oregon’s ecosystems and fish and wildlife
18 species by implementing conservation programs and strategies identified in
19 the Oregon Conservation Strategy, as defined in ORS 541.890, including
20 conservation programs and strategies for the nearshore identified in the
21 marine component of the Oregon Conservation Strategy;

22 “(b) Improving engagement of the public in hunting and fishing opportu-
23 nities and in other outdoor recreation opportunities related to and in support
24 of healthy fish, wildlife and habitats;

25 “(c) Improving educational outreach and engagement of the public, in-
26 cluding diverse and underserved communities, related to and in support of
27 healthy fish, wildlife and habitats;

28 “(d) Engaging in, and providing funding for, joint projects of the depart-
29 ment and the State Parks and Recreation Department or other state agencies
30 as recommended by the Oregon Conservation and Recreation Advisory Com-

1 mittee established under ORS 496.254; **and**

2 “[(e) *Implementing a Landowners Living with Beavers Grant Program un-*
3 *der which the State Department of Fish and Wildlife and the State Fish and*
4 *Wildlife Commission undertake the following, on recommendations from the*
5 *Oregon Conservation and Recreation Advisory Committee:]*

6 “[(A) *Awarding grants to eligible applicants, including watershed councils,*
7 *soil and water conservation districts and nonprofit organizations, of not more*
8 *than \$50,000, in each grant cycle, to implement projects on private land that*
9 *quickly and efficiently mitigate the effects of beavers that live on, or regularly*
10 *visit, the private land, including:]*

11 “[(i) *Tree protection tools;*]

12 “[(ii) *Flood prevention devices;*]

13 “[(iii) *Culvert and infrastructure protection systems;*]

14 “[(iv) *Crop protection strategies;*]

15 “[(v) *Landowner education and outreach; and*]

16 “[(vi) *Training related to mitigating the effects of beavers;*]

17 “[(B) *Providing statewide technical assistance to develop and expand skills*
18 *and strategies for coexisting with beavers; and*]

19 “[(C) *Authorizing and administering the expenditures described in this*
20 *paragraph; and*]

21 “[(f)] (e) Other conservation, management, research, habitat improvement,
22 enforcement, outdoor recreation or education activities.

23 “(3) The fund shall consist of:

24 “(a) Moneys appropriated to the State Department of Fish and Wildlife
25 for deposit in the fund or otherwise transferred to the fund; and

26 “(b) Gifts, grants, contributions or other donations for use as described
27 in subsection (2) of this section, that are received by the department from
28 any public or private source and caused to be deposited and credited to the
29 fund.

30 “(4) The department and the Oregon Conservation and Recreation Advi-

1 sory Committee shall jointly submit a biennial report to the Legislative As-
2 sembly as provided in ORS 293.640 regarding the expenditure of moneys
3 deposited in the fund and on the status of various activities funded by the
4 moneys.”.

5 In line 12, delete “3” and insert “6”.

6 In line 32, delete “4” and insert “7”.

7 On page 5, after line 6, insert:

8 **“SECTION 8. The amendments to ORS 496.254 by sections 9 and 10**
9 **of this 2024 Act become operative on June 30, 2029.**

10 **“SECTION 9.** ORS 496.254, as amended by section 6 of this 2024 Act, is
11 amended to read:

12 “496.254. (1) The Oregon Conservation and Recreation Advisory Commit-
13 tee is established as an advisory committee to the State Fish and Wildlife
14 Commission and the State Department of Fish and Wildlife for the purpose
15 of carrying out the duties described in subsection (2) of this section. The
16 commission shall determine the number of members of the committee and the
17 geographical representation by the members. The Governor shall appoint the
18 members of the committee. The Associate Director of Outdoor Recreation,
19 or the associate director’s designee, shall serve as a nonvoting, ex officio
20 member.

21 “(2) The committee shall[:]

22 “[*a*] review department policies regarding the use of Oregon Conserva-
23 tion and Recreation Fund moneys, other than policies regarding the use of
24 Private Forest Accord Mitigation Subaccount moneys, and make recommen-
25 dations to the commission and the department regarding the use of fund
26 moneys for implementing and administering department activities.

27 “[*b*] *Make recommendations to the commission and the department on ex-*
28 *penditures under the Landowners Living with Beavers Grant Program, as de-*
29 *scribed in ORS 496.252 (2)(e).*]

30 “(3) Members of the committee may not receive compensation for service

1 as members. However, subject to any applicable law regulating travel and
2 other expenses of state officers and employees, a member may be reimbursed
3 for actual and necessary travel and other expenses incurred in the perform-
4 ance of official duties from moneys available to the department for the pur-
5 pose of reimbursement of committee members.

6 **“SECTION 10.** ORS 496.254, as amended by section 67, chapter 33, Oregon
7 Laws 2022, and section 7 of this 2024 Act, is amended to read:

8 “496.254. (1) The Oregon Conservation and Recreation Advisory Commit-
9 tee is established as an advisory committee to the State Fish and Wildlife
10 Commission and the State Department of Fish and Wildlife for the purpose
11 of carrying out the duties described in subsection (2) of this section. The
12 commission shall determine the number of members of the committee and the
13 geographical representation by the members. The Governor shall appoint the
14 members of the committee. The Associate Director of Outdoor Recreation,
15 or the associate director’s designee, shall serve as a nonvoting, ex officio
16 member.

17 “(2) The committee shall[:]

18 “[*(a)*] review department policies regarding the use of Oregon Conserva-
19 tion and Recreation Fund moneys and make recommendations to the com-
20 mission and the department regarding the use of fund moneys for
21 implementing and administering department activities.

22 “[*(b)* *Make recommendations to the commission and the department on ex-*
23 *penditures under the Landowners Living with Beavers Grant Program, as de-*
24 *scribed in ORS 496.252 (2)(e).*]

25 “(3) Members of the committee may not receive compensation for service
26 as members. However, subject to any applicable law regulating travel and
27 other expenses of state officers and employees, a member may be reimbursed
28 for actual and necessary travel and other expenses incurred in the perform-
29 ance of official duties from moneys available to the department for the pur-
30 pose of reimbursement of committee members.”.

1 In line 7, delete “5” and insert “11”.

2 In line 13, delete “6” and insert “12”.

3 In line 20, delete “7” and insert “13”.

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