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ARCHIVES DIVISION
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NOTICE OF PROPOSED RULEMAKING
INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 635
DEPARTMENT OF FISH AND WILDLIFE

FILED
07/16/2018 11:33 AM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: Modify Licensing Divisions to Facilitate New Licensing System and Centralize Similar Rules into One Division.

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 09/14/2018 5:00 PM

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

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Filed By:
April Mack
Rules Coordinator

HEARING(S)

Auxiliary aids for persons with disabilities are available upon advance request. Notify the contact listed above.

DATE: 09/14/2018

TIME: 8:00 AM - 5:00 PM

OFFICER: Oregon Department of Fish
& Wildlife Commissioners

ADDRESS: The Barn; Bandon

Conference and Community Center

1200 11th St SW

Bandon, OR 97411

NEED FOR THE RULE(S):

Process improvements and a new licensing system require modifications to existing rule to facilitate use of electronic licensing and tag options, attestation processes and to facilitate electronic communication. Centralizing certain licensing-related rules, such as returns and exchanges simplifies the ability to find the process in rule. Incorrect Fiscal Statement inadvertently attached to July 13, 2018 Notice of Hearing filing.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

1. Staff Report prepared for the Oregon Fish & Wildlife Commission hearing on September 14, 2018

A copy of the rules and the other documents relied upon for this rulemaking [the above document(s)] are available from the Oregon Department of Fish and Wildlife, Fish Division, Second Floor, 4034 Fairview Industrial Drive SE, Salem, Oregon 97302-1142, between the hours of 8:00 a.m. and 4:00 p.m., on normal working days, Monday through Friday.

FISCAL AND ECONOMIC IMPACT:

The Oregon Department of Fish and Wildlife initiated a licensing improvement project in the spring of 2017 which resulted in a contract for a new licensing system in May of 2018. Fiscal and economic impacts may result from the changes associated with a new licensing system for affected customers, businesses and state agencies. Fiscal and economic impacts discussed in this document pertain only to the proposed changes to the rules indicated at the time of the writing of this FIS.

Statement of Cost of Compliance

1. Impact on state agencies, units of local government and the public (ORS 183.335(2)(b)(E)):

The proposed rules will affect state agencies, units of local government and the public, respectively, as discussed below:

a. State agencies that could be affected by the licensing improvements are the Oregon Department of Fish and Wildlife (ODFW), Oregon State Police (OSP), and the Oregon State Marine Board (OSMB). There may also be very small impacts to other cooperating state agencies. While long term impacts are expected to yield savings of approximately \$10 million over the eight year contract, the initial impact to ODFW of implementing the new system includes a project cost that exceeds normal operations. The approximate project cost for the new system is \$2.4 million dollars. This estimate comes from the project's business case, updated to use contract pricing and stage gate 3 project cost reporting. Other impacts come primarily from the elimination of specialized terminals, changes in process and system implementation. Impacts to OSP are expected from the transition away from agency-provided paper licenses to customer or agent-printed and electronically viewable licenses. Impacts are also expected from the change to electronic tags and reporting. Other OSP impacts may come from use of an electronic attestation process to document qualification in low risk license areas, such as for military personnel. For these areas, paper documentation will only be required to be furnished upon request. Impacts to OSMB may occur from possible automation of the aquatic invasive species permit process when customers choose to purchase a permit through ODFW. Although these impacts are not currently quantifiable, they are expected to have a minimal impact on the affected agencies.

b. No significant impacts to units of local government are expected for the implementation subject to the rules.

c. The public may be affected financially if they choose to print their own licenses and if the number of agents decreases as a result of the changes proposed. A person who does not wish to obtain a license online may find the nearest agent is further away. The public may also find that costs decrease because they no longer have to travel to an agent to obtain a license immediately. Overall, implementation of licensing improvements and a new system is expected to have a small effect on the public.

2. Cost of compliance effect on small business (ORS 183.336):

a. Estimate the number of small businesses and types of business and industries with small businesses subject to the rules:

The main types of small business subject to the rule are ODFW agents who sell licenses and tags on behalf of the agency. These rule changes will necessitate a new contract for agents who sell ODFW licenses and tags. These contract changes may deter a small number of small business agent from renewing. Because these impacts will depend on the specific number of agents affected, they cannot be estimated at this time. Overall, implementation of the licensing rule changes

is expected to have a minimal effect on small business.

b. Projected reporting, record keeping and other administrative activities required for compliance, including costs of professional services:

No significant changes in these costs are expected for the small businesses subject to the rules.

c. Equipment, supplies, labor and increased administration required for compliance:

While the system change is expected to have a small impact to agents changing license equipment and supplies, these are contractual changes and are not directly associated with these rule changes. These may include the additional purchase of office supplies for license printing, and the purchase of internet capable electronics. Therefore, no significant changes in these costs are expected for the small businesses subject to the rules.

The rule changes are believed to be fully compatible with legislative direction on the goals of fee containment and wildlife management in Oregon.

We do not believe that a less intrusive or less costly alternative adaptation to only small business is consistent with the purpose of these rules.

COST OF COMPLIANCE:

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

See Fiscal Impact Statement

DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

See Fiscal Impact Statement

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? YES

RULES PROPOSED:

635-001-0050, 635-001-0055, 635-001-0060, 635-010-0000, 635-010-0004, 635-010-0006, 635-010-0007, 635-010-0008, 635-010-0009, 635-010-0010, 635-010-0012, 635-010-0015, 635-010-0017, 635-010-0019, 635-010-0020, 635-010-0025, 635-010-0027, 635-010-0031, 635-010-0035, 635-010-0060, 635-010-0070, 635-010-0080, 635-010-0090, 635-010-0096, 635-010-0101, 635-010-0111, 635-010-0119, 635-010-0125, 635-010-0133, 635-010-0140, 635-010-0158, 635-010-0162, 635-010-0170, 635-010-0180, 635-010-0190, 635-010-0200, 635-011-0104

AMEND: 635-001-0050

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-001-0050

License Refunds ¶¶

Consistent with the authority to make refunds prescribed in ORS 293.445(2), the Department will issue a refund of moneys received in excess of the amount legally due:¶¶

(1) If the Department determines a person has made an overpayment of more than \$5; or¶¶

(2) Upon written request from a person who made an overpayment, or the person's legal representative, if the request is submitted to the Department within three years of the date that the Department received the overpayment.¶¶

(3) License and tag refunds will be granted upon request only to a person furnishing satisfactory evidence to the Department that:¶¶

(a) More licenses or tags than necessary have been acquired;¶¶

(b) A higher fee than set by statute was paid for;¶¶

(c) A license agency made an error; or¶¶

(d) Death of a tag holder occurs before the opening of the season for which the tag was issued; only the tag fee shall be refunded. For the purpose of this rule the person in possession of the deceased's tag shall be presumed to be entitled to the refund.¶¶

(4) Where seasons have closed that affect a large number of license buyers and where other similar opportunities are not available, the Director may authorize a license refund for monies received by the state, which, in equity and good conscience, it is not entitled to. Reserved

Statutory/Other Authority: ORS 293.445

Statutes/Other Implemented: ORS 293.445

AMEND: 635-001-0055

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-001-0055

License Exchanges ¶

~~(1) A license may be exchanged for a combination hunting and fishing license, a senior combination license or a Sports Pac.¶~~

~~(2) The Department will refund (in full or in part) the license fee to a customer who has purchased a full price license if the Department determines that at the time of purchase, the licensee was qualified for one of the following free or reduced-price licenses:¶~~

~~(a) Senior license;¶~~

~~(b) Pioneer license; or¶~~

~~(c) Disabled Veterans license.¶~~

~~(3) Exchanges must occur within 90 days of the purchase of the original license.¶~~

~~(4) Exchanges and refunds must be done in person at a Department Field Office or at the Department's Salem Headquarters; exchanges or refunds may also be requested by mail order by contacting the Department's Salem Headquarters.¶~~

~~(a) To request an exchange or refund under this rule, a person must provide the Department with the original license being returned, along with any controlled hunt applications, tags and permits issued under that license;¶~~

~~(b) All mail order requests for exchanges or refunds must also include:¶~~

~~(A) A completed license application;¶~~

~~(B) A letter requesting a refund or exchange (specifying the type of license being requested); and¶~~

~~(5) Full payment of the new license is due at the time of exchange, plus shipping and handling charges for mail order requests.¶~~

~~(6) License refunds will be mailed to the licensee after a replacement license has been issued.¶~~

~~(7) Refunds will be mailed to the customer within six to eight weeks.¶~~

~~(8) Agent fees are non-refundable. Reserved~~

Statutory/Other Authority: ORS 293.445

Statutes/Other Implemented: ORS 293.445

AMEND: 635-001-0060

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-001-0060

Tribal I.D. in Lieu of Licenses ¶

~~In accordance with ORS 497.170, tribal identification cards may be issued in lieu of Department-issued free hunting and fishing licenses for Columbia River Treaty Tribe members. Refer to 635-010-0200~~

Statutory/Other Authority: ORS 497

Statutes/Other Implemented: ORS 497

ADOPT: 635-010-0000

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0000

Purpose

(1) The purpose of these rules is to define and describe key elements of licensing for the Department of Fish and Wildlife.

(2) In addition to these rules, rules defining the process to determine license availability, controlled hunt processes, landowner, guide and special hunt processes, including associated license fees and process are contained in additional divisions of OAR 635.

(3) Proof of license, permit, stamp, tag or other document issued by the Department for recreational use is sufficient to establish compliance with the requirement to carry said documents and have in possession at the time of hunting or angling. Proof of license or other privilege issued by the Department can be either electronic or in hard copy for purposes of establishing compliance with the requirement to carry said documents and have them in possession at the time of hunting or angling. Any documents in possession, either electronic or in hard copy, must be accessible immediately upon request by department staff or law enforcement.

Statutory/Other Authority: ORS 496, ORS 497, ORS 498

Statutes/Other Implemented: ORS 496, ORS 497, ORS 498

AMEND: 635-010-0004

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0004

Definitions ¶¶

~~(1)~~ For the purpose of OAR 635 and its divisions as it relates to licensing, unless otherwise further defined in a specific division:¶¶

(1) "Attest" or "Attestation" means to declare or certify formally that listed conditions have been met, applicable documentation exists and is able to be furnished upon request.¶¶

(2) "Commission" means the Oregon Fish and Wildlife Commission.¶¶

(23) "Department" means the Oregon Department of Fish and Wildlife.¶¶

(34) "Electronic Licensing System" (ELS) means the system utilized by the Department for the purpose of selling licenses, permits and related products. The ELS system is available at agent locations and directly to customers.¶¶

(5) "License" means the authorization to hunt or fish, which can be documented electronically or in hard copy. A license also authorizes harvest of some species, with other species requiring additional authorizations prior to harvest.¶¶

(6) "Licensing Document" means any license, tag, validation, permit, raffle ticket, application or contribution sold by the Oregon Department of Fish and Wildlife.¶¶

(47) "License Agent" means any individual, partnership or corporation approved by the Department for the sale of its documents.¶¶

(58) "Mail Order Application" means a request for documentsElectronic Licensing System to a Department customer.¶¶
ODFW ID Number" means the number assigned by the Department's on the form provided in the big game, angling or bird regulations, or a hand written request for documents

(9) "Privilege" means a license, tag, permit or other authorization to hunt, fish or otherwise engage with wildlife that is issued by the Oregon Department of Fish and Wildlife for recreational use.¶¶

(610) "Uniformed Services" means Army, Navy, Air Force, Marine Corps and Coast Guard, or their reserve components; the National Guard or Oregon National Guard, commissioned corps of the National Oceanic and Atmospheric Administration, and the Public Health Service of the United States Department of Health and Human Services detailed with the Army or Navy.

Statutory/Other Authority: ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

AMEND: 635-010-0006

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0006

Eligibility; Application Requirements ¶¶

~~(1) Any person in retail sales within the State of Oregon may apply to become a license agent for the Department. Out-of-State license agents may only sell the Prepaid Daily Angling licenses.¶¶~~

~~(2) An applicant for appointment as a license agent must comply with the following requirements:¶¶~~

~~(a) An individual must be at least 18 years of age;¶¶~~

~~(b) Not be engaged exclusively in selling licensing documents;¶¶~~

~~(c) Not have been convicted of a violation of any wildlife related laws;¶¶~~

~~(3) Selection of agents will be dependent on available point of sale licensing equipment. Criteria used in selection of license agents from a list of applicants will include the following: the need for agents in a particular geographic area, business hours, convenient and accessible location for customers, and predicted sales volume.¶¶~~

~~(4) Each agent must sign an Agreement prepared by the Department setting forth the terms and conditions under which the agent will sell licensing documents.¶¶~~

~~(5) The Department may terminate or suspend the Agreement with a license agent on the following grounds:¶¶~~

~~(a) The agent has three non-sufficient electronic fund transfers during any 12-month period;¶¶~~

~~(b) The agent fails to make good any non-sufficient electronic funds transfer issued to the Department within five days of the notice of failure to transfer;¶¶~~

~~(c) The agent fails to follow any procedures specified by the Department for issuing documents;¶¶~~

~~(d) The agent fails to comply with the terms of the agent agreement or fails to maintain the eligibility requirements.¶¶~~

~~(e) The Department discovers any fraud or deception in the application of the license agent.¶¶~~

~~(6) The Department will provide 14 days written notice to the agent of its intent to terminate or suspend the Agreement, unless the Department determines that the agent's conduct creates an emergency or a public risk. In that case, the Department may terminate the Agreement immediately consistent with the Administrative Procedures Act. Refer to rule [635-010-0162](#)~~

Statutory/Other Authority: ORS 496, 497, 498

Statutes/Other Implemented: ORS 496, 497, 498

AMEND: 635-010-0007

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0007

Computerized Licensing System Agents ¶¶

~~(1) All agents must use the Department's computerized licensing system for issuing documents, except for issuing Prepaid Daily Angling Licenses.¶¶~~

~~(2) All Agents must issue documents according to the "Point-of-Sale License Agent User Manual" provided by the Department.¶¶~~

~~(3) Agents may retain a fee of \$1.00 for regular licensing documents and \$2.50 for a sportsman's license.~~

~~Exception: Agents may retain a fee of \$7.50 for each nonresident annual hunting license, nonresident annual deer tag, nonresident annual elk tag, nonresident annual black bear tag, nonresident annual mountain goat tag, nonresident annual mountain sheep tag and nonresident annual antelope tag. Agents may not charge or accept any additional service or processing fees. Agents must deposit in the bank account identified in the Agreement all other monies collected from the sale of licensing documents.¶¶~~

~~(4) For the purposes of this rule, the Department may determine Agents having more than one location and owned by a single entity are one agent. Reserved~~

Statutory/Other Authority: ORS 497.022

Statutes/Other Implemented: ORS 497.022

ADOPT: 635-010-0008

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0008

Electronic Licensing Systems

(1) The Oregon Department of Fish and Wildlife shall establish by rule system(s) for licensing, which shall serve as the system(s) of record. All hard (paper) copies of licenses or other privileges are considered courtesy copies. The system(s) shall include, at a minimum:¶

(a) The form and content of applications for licensing for each type of license and related privileges;¶

(b) Schedules and procedures for issuing licenses;¶

(c) The term of a license and related privileges;¶

(d) Applicable fees and payment methods;¶

(e) The species authorized;¶

(f) The geographic area, if applicable;¶

(g) Information related to point or reward systems;¶

(h) Controlled hunt related information and draw functionality;¶

(i) Information related to commercial requirements, as applicable.¶

(2) All licensees and agents are responsible to maintain accurate information with the Department, including a current mailing address, street address and email address.¶

(3) The Department is not required by law to send notification or correspondence by regular mail to a licensee, license applicant or Agent and may send notification or correspondence to the provided email address. Failure by a licensee, applicant or Agent to receive notification or correspondence provided via email does not relieve the person or company of the responsibility to maintain a current and complete profile with the Department. The Department's primary and preferred method of notification and correspondence is to the email address provided in the applicable profile.¶

(4) All agents must use the Department's computerized licensing system for issuing documents, except for issuing Prepaid Daily licenses and permits.¶

(5) All agents must issue documents according to the contract and instructions provided by the Department.¶

(6) For the purposes of this rule, the Department may determine agents having more than one location and owned by a single entity are one agent.

Statutory/Other Authority: ORS 496, ORS 497

Statutes/Other Implemented: ORS 496, ORS 497

ADOPT: 635-010-0009

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0009

Document Pricing

Statutory document pricing and Agent fees are listed in ORS 497.022 and 497.061. Fees established by rule can be found in OAR 635-008, 635-043, 635-046, 635-047, 635-060, 635-067 and 635-090 as well in regulation publications.

Statutory/Other Authority: ORS 497.022, ORS 497.061

Statutes/Other Implemented: ORS 497.022, ORS 497.061

AMEND: 635-010-0010

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0010

Types of Documents Sold by Agent ¶

~~The Department will determine what licensing documents each agent may sell on behalf of the Department.~~

Reserved

Statutory/Other Authority: ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

ADOPT: 635-010-0012

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0012

Service Fees

(1) The Department will charge shipping and handling fee of \$2.00 per session whenever a person makes a purchase that requires the Department or its Agent or Contractor to provide item(s) via fax or mail order. This fee is in addition to all other document costs Exception: For landowner preference and related documents, the fee is as referenced in Division 635-075.¶

(2) The Department will charge a shipping and handling fee of \$2.00 per transaction whenever a person makes a purchase that requires the Department or its Agent or Contractor to provide item(s) via mail. ¶

(3) This fee may also be required for transactions or documentation updates in the Department's Electronic Licensing Systems that are handled by the Department at the request of a person who could otherwise complete the transaction or update without Department handling.¶

(4) This fee will be charged for reprinting of hard copy hunting and angling tags issued by the Department, when handled by the Department or its agent.

Statutory/Other Authority: ORS 496, ORS 497

Statutes/Other Implemented: ORS 496, ORS 497

AMEND: 635-010-0015

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0015

Issuing Documents ¶¶

(1) Licensing documents may be obtained by mail, FAX or Internet. A legible copy of the mail order application form printed in the Oregon Big Game, Game Bird, and Sport Fishing Regulations or a copy of that form may be mailed or Faxed to the Oregon Department of Fish and Wildlife, Licensing Sonline through the Department's Election, 4034 Fairview Industrial Drive SE, Salem, OR 97302. License documents may be obtained from the Internet from the ODFW website (<http://www.dfw.state.or.us/>).¶¶

(a) Requests for mail ordered documents must be postmarked on or before any deadlines established for issuing such documents;¶¶

(b) The Department may require additional information if necessary to complete the ordered documents;¶¶

(c) Electronic Licensing Systems, through the Department or its agents. Unless otherwise indicated in specific Department-issued instructions, the Department will not issue any document privilege until it receives the required fee by check, money order, or a valid debit or credit card authorization through an acceptable payment method.¶¶

(2)(a) With the exceptions noted in paragraph (d) sections (3) and (4) below, a resident is a person who has resided in Oregon at least six months immediately prior to the date of making application for a license, tag or permit issued by the State Fish and Wildlife Commission. Temporary absence from the state physically dwelled in Oregon continuously for the six months prior to applying for a license. Temporary absences from Oregon during that time period do not defeat a person's residency so long as such absences were not for the purpose other than establishing residency outside the state shall not be considered in determining whether a person meets the residency requirement Oregon. This is the legal standard for purchasing a resident license.¶¶

(b) To implement the legal standard, the applicant must sign this certification: "I certify under penalty of law attest at the time residency information is provided to the Department: hereby attest and declare that the information on this license provided is true and I meet the requirements for these licenses. I acknowledge that these licenses were issued as requested." that I can provide evidence to support this information upon request.¶¶

(c) A resident senior citizen recreational fishing and hunting license, is available to residents of Oregon who have reached the age of 70 and have resided in Oregon no less than five years.¶¶

(d) The legislature has waived the six month requirement for certain classes of persons:¶¶

(1) Active members the uniformed services permanently assigned to active duty in Oregon (and their spouses and dependent children). This includes, but is not limited to, those who serve as crew members of ships that have an Oregon port or shore establishment as their home port or permanent station;¶¶

(2) Active members of the uniformed services who reside outside Oregon but paid Oregon resident income taxes no later than 12 months before leaving active duty; and¶¶

(3) Aliens attending an Oregon school as foreign exchange students.¶¶

(4) A non-resident member of the uniformed services may purchase licenses, tags, and permits at resident rates.¶¶

(5) Agents must supply ensure all the information requested on the data screen to establish customer eligibility for the privilege requested is submitted. If the person applying for the licensing document privilege fails to supply the necessary information, the agent may not issue the requested licensing document. All daily angling licenses must show the date they become valid.¶¶

(6) The Department and its Agents must obtain social security numbers for any person who purchases an annual, fee-based license. The Department will use this number to comply with collection of the social security numbers pursuant to the child support enforcement laws as required by Section 117, Chapter 746, Oregon Laws 1997. The Department will issue a system-generated number to persons who are not citizens of this country or who do not have a social security number. If the social security number provided by an applicant is in use by another

individual, the ~~agent~~ license will not ~~issue the license~~ be issued until the applicant provides proof that the social security number is, in fact, the applicant's social security number. An official document such as a social security card, payroll document, or health insurance identification card with the social security number printed on it must be presented to the agent as proof. An individual's social security number is not subject to disclosure to members of the public under the Oregon Public Records Law.¶

~~(7) Any employee of the agent may~~ License issuance is sue documents, provided that the employee is instructed as to all applicable statutes and regulations. An agent is responsible for employee training and for any violation of applicable statutes and regulations committed by the employee subject to terms of prior suspension or revocation per OAR 635-001-0210 and OAR 635-001-0215.¶

(8) Only Department authorized documents are valid. Reproductions, receipts or other documents supplied in lieu of official privilege documents are not valid and may not be issued by agents.

Statutory/Other Authority: ORS 496, 497, 498

Statutes/Other Implemented: ORS 496, 497, 498

AMEND: 635-010-0017

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0017

Document Expiration Dates ¶¶

Unless otherwise specified by law, all documents issued by the Commission or Department expire on December 31 of the year they were issued, except:¶¶

- (1) All annual furtaker licenses expire on June 30 following issuance.¶¶
- (2) All furtaker record cards expire on June 30 following issuance.¶¶
- (3) All big game and turkey tags expire at the completion of the yearly season as it is listed in the yearly Big Game and Game Bird Regulations.¶¶
- (4) All waterfowl and upland game bird validations expire on June 30 following issuance.¶¶

[Publications: Publications referenced are available from the agency.]

Statutory/Other Authority: ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0019

License and Tag Exchanges

(1) Fees for replacements and exchanges:

(a) A \$2 license agent fee is charged to replace a tag or harvest card.

(b) A fee of \$5.00 (plus a \$2.00 license agent fee) is charged to exchange a tag. However, a fee of \$5.00 (plus a \$10.00 license agent fee) will be charged for nonresident deer and elk tags.

(c) No fee is charged to exchange a license and tag for a higher cost privilege, other than the difference between the fee for the original privilege and the fee for the higher cost privilege.

(d) A fee of \$23.50 (plus a \$2.00 license agent fee) is charged for purchase of a late tag under OAR-635-065-0015.

(2) The following privileges may be exchanged:

(a) A license may be exchanged for a combination hunting and fishing license, a senior combination license, a pioneer combination license, a disabled veteran combination license or a Sports Pac.

(b) A controlled buck deer tag or controlled elk tag may be exchanged for a general season tag before the opening date of the season for which either tag is valid. A controlled antlerless deer tag shall not be exchanged. General season Deer and Elk tags may be exchanged only prior to the seasons for which both of the tags to be exchanged are valid. No tag may be exchanged after the start of the season for which it is valid. Exceptions can be found under OAR 635-065-0015.

(c) A "leftover" controlled hunt deer tag may only be exchanged for a general season deer tag, but only if the person does not already possess a deer tag authorized by OAR 635-065-0015(4)(a), (b), or (c).

(d) A "leftover" controlled hunt elk tag may only be exchanged for a general season elk tag but only if the person does not already possess an elk tag authorized by OAR 635-065-0015(5)(a), (b), (c), (d), (e), (f), or (g).

(e) In the event of the death of a successful controlled hunt applicant before the start of the season for which the tag or permit was issued, the tags of the deceased may be issued to an immediate family member as defined by OAR 635-045-0002. Tag or permit transfer shall require a copy of the death certificate and must be requested by the legal heir to the deceased which shall be presumed by possession of the death certificate.

(f) A controlled hunt tag shall only be exchanged for another controlled hunt tag, as described in 635-060-0008(5) and 635-075-0015(3).

(3) In the event that an immediate family member, as defined by OAR 635-045-0002, of a successful controlled hunt applicant is diagnosed as terminally ill before the start of the season for which the tag or permit was issued, the Director may authorize that the tags of the successful applicant be issued to the "qualified family member." Tag or permit transfers shall require documentation of the terminal condition as diagnosed by a licensed physician. For the purposes of this rule, "terminally ill" means that the family member has a medical prognosis that his or her life expectancy is 12 months or less if the illness runs its normal course.

(a) A qualified family member may be either resident or non-resident and must comply with all requirements for lawful hunting including but not limited to those concerning:

(A) Minimum hunting age (ORS 497.350);

(B) Hunter education (ORS 497.360);

(C) Hunting hours (OAR 635-065-0730);

(D) Holding a valid Oregon hunting license, and

(E) Using a legal weapon for hunting the species for which the tag is issued.

(b) There is no additional fee for tag exchanges under this subsection.

(4) Exchanges must occur within 90 days of the purchase of the original license.

(5) Exchanges (except tags) may be done online or in person at a Department Field Office as identified online or at the Department's Salem Headquarters.

(6) Tag exchanges may only be obtained through the Department's field offices or Salem headquarters.¶

(7) Tag replacements may only be obtained through an Agent, the Department's field offices or Salem headquarters.¶

(8) At the Department's discretion, license refunds for the existing license will be applied against the original credit card, deposited electronically or mailed to the licensee after a replacement license has been issued.

Statutory/Other Authority: ORS 293.445, ORS 496, ORS 497, ORS 498

Statutes/Other Implemented: ORS 293.445, ORS 496, ORS 497, ORS 498

AMEND: 635-010-0020

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0020

Duplicate Documents ¶

~~(1) An agent may issue duplicate licenses.¶~~

~~(2) Duplicate big game tags, combined angling harvest tags, and turkey tags may be issued only at Department offices.~~Reserved

Statutory/Other Authority: ORS 496, 497, 498

Statutes/Other Implemented: ORS 496, 497, 498

AMEND: 635-010-0025

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0025

Refund or Exchange of Documents ¶

~~Agents may not issue refunds on licensing documents or exchange one type of document for another.~~ Reserved

Statutory/Other Authority: ORS 496, 497, 498

Statutes/Other Implemented: ORS 496, 497, 498

ADOPT: 635-010-0027

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0027

License Refunds

Consistent with the authority to make refunds prescribed in ORS 293.445(2), the Department will issue a refund of moneys received in excess of the amount legally due:¶

(1) If the Department determines a person has made an overpayment of more than \$5; or¶

(2) Upon written request from a person who made an overpayment, or the person's legal representative, if the request is submitted to the Department within three years of the date that the Department received the overpayment.¶

(3) License and tag refunds will be granted upon request only to a person furnishing satisfactory evidence to the Department that:¶

(a) More licenses or tags than necessary have been acquired;¶

(b) A higher fee than set by statute was paid for;¶

(c) A license agency made an error; or¶

(d) Death of a tag holder occurs before the opening of the season for which the tag was issued; only the tag fee shall be refunded. For the purpose of this rule the person demonstrating appropriate documentation that identifies who is eligible to receive the privileges belonging to the deceased shall be presumed to be entitled to the refund.¶

(4) Refunds of unsold documents remaining in prepaid booklets must be requested within six months after the expiration of the documents.¶

(5) The Department will refund within 90 days (in full or in part) the license fee to a customer who has purchased a full price license if the Department determines that at the time of purchase, the licensee was qualified for one of the following free or reduced-price licenses:¶

(a) Senior license;¶

(b) Pioneer license; or¶

(c) Disabled Veterans license.¶

(6) Where seasons have closed that affect a large number of license buyers and where other similar opportunities are not available, the Director may authorize a license refund for monies received by the state, which, in equity and good conscience, it is not entitled to.¶

(7) Refunds must be done in person at a Department Field Office as identified online, at the Department's Salem Headquarters or by mail as otherwise indicated in Department instructions.¶

(8) Refund requests are not a guarantee of immediate payment.¶

(9) Agents may not issue refunds on licensing documents or exchange one type of document for another.

Statutory/Other Authority: ORS 293.445, ORS 496, 497, 498

Statutes/Other Implemented: ORS 293.445, ORS 496, 497, 498

AMEND: 635-010-0031

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0031

Cancelled Documents ¶¶

~~(1) If an agent makes an error when issuing a document, no person may correct, alter or erase the information contained in the document, except for prepaid daily angler licenses. The agent must submit the original document and Cancel Receipt to the Department. For prepaid daily angler licenses, the issuing agent shall line out the error, make the necessary correction, initial and include his agent number. The agent shall also note the correction on the agent's stub. Corrections to the prepaid daily angling license shall be made in a manner that permits the Department to see the original error after the correction is made.¶¶~~

~~(2) For prepaid angling licenses, the issuing agent must line out the error, make the necessary correction, initial it, and write the agent's number. The agent also must note the correction on the agent's stub. Corrections must be made so the Department can see both the error and the correction. The agent must mark a Prepaid Angling License "void" and leave it attached to the agent's stub to receive credit for the licenscellation of documents are required as a result of error or other unforeseen circumstances, an agent or customer must contact the Department to obtain a correction.¶¶~~

~~(2) Agents will not be able to cancel documents after the day of initial issue.~~

Statutory/Other Authority: ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

AMEND: 635-010-0035

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0035

Receipts in Lieu of Documents ¶

~~(1) Agents may not issue receipts in lieu of license or tags.¶~~

~~(2) Agents may not issue controlled hunt information receipts in lieu of controlled hunt applications.~~Reserved

Statutory/Other Authority: ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

AMEND: 635-010-0060

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0060

Agent Account Number ¶

~~The agent's account number must be included in all correspondence and requests for supplies.~~ Reserved

Statutory/Other Authority: ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

AMEND: 635-010-0070

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0070

Change in Ownership of Agency; Non-Transferability of Agency ¶

~~An agent must notify the Department in writing before any change in ownership, use of assumed business name, or dissolution of partnership or corporation as shown in the Agreement. A license agency is not transferable and may not be used as a condition of sale.~~Reserved

Statutory/Other Authority: ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

AMEND: 635-010-0080

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0080

Public Monies ¶

~~All monies collected by an agent are public monies of the State of Oregon, and the state has prior claim upon these monies over all creditors, assignees, or other claimants.~~Reserved

Statutory/Other Authority: ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

AMEND: 635-010-0090

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0090

Loss of Documents and Fees ¶

An agent is responsible for lost ~~Prepaid Daily Angling License~~documents or unsold prepaid license, permit or parking documents. No refunds will be issued to the agent. The agent must immediately notify the Department and the local State Police office of any loss.

Statutory/Other Authority: ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

AMEND: 635-010-0096

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0096

Issuing Combined Angling Harvest Tag to Youth ¶

When a person under 12 years of age purchases a combined angling harvest tag, the agent must issue at no charge a youth license before issuing a youth combined angling harvest tag.

Statutory/Other Authority: SB 247 (2015), ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

AMEND: 635-010-0101

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0101

Issuing Combined Angling Harvest Tag to Landowners ¶¶

When a resident landowner purchases a combined angling harvest tag for the purpose of angling for salmon, steelhead, or sturgeon on the landowner's property, the agent must issue a landowner license at no charge before issuing the combined angling harvest tag. This requirement applies also to members of the landowner's immediate family, which is limited to the landowner's spouse, domestic partner, children and parents who reside on the landowner's property. If any of the individuals covered by this rule angle from any place other than the landowner's property, the individual must purchase an angling license.

Statutory/Other Authority: ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

AMEND: 635-010-0111

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0111

Licensing Provisions Applicable to Members of the Uniformed Services ¶

Members of the uniformed services of the United States, as defined in ORS 497.006, may purchase resident documents by ~~presenting~~ attesting to the agent ownership of military identification showing the person is a member of the uniformed services stationed in Oregon. Members must also be able to provide the information upon request to the Department or its law enforcement. Spouses and dependent children, as defined in ORS 497.006, are residents for licensing purposes. For exceptions reference OAR 635-060-0040 and OAR 065-0015.

Statutory/Other Authority: ORS 496, 497, 498

Statutes/Other Implemented: ORS 496, 497, 498

AMEND: 635-010-0119

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0119

Licensing Provisions Applicable to Foreign Exchange Students ¶¶

A foreign exchange student (defined as persons classified "J-1" by the U.S. Immigration Service) attending a school in Oregon shall be considered a resident for the purpose of purchasing licenses, tags and stamps if ~~a copy of the the student attests to ownership of a valid~~ U.S. Immigration document or other government document showing "J-1" classification ~~is provided to the agent. The ag.~~ Upon request, the foreign exchange student must submit a copy of thisreferenced documents to the Department or its enforcement.

Statutory/Other Authority: 498, ORS 496, 497

Statutes/Other Implemented: ORS 496, 497, 498

AMEND: 635-010-0125

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0125

Supplies **¶**

~~An agent is responsible for anticipating requirements for supplies and ordering them, either by mail or by phone, early enough to allow the Department to process the order and ship it by the most cost effective means.~~Reserved

Statutory/Other Authority: ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

AMEND: 635-010-0133

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0133

Licensing Provisions Applicable to Residents Moving to Another State ¶¶

An Oregon resident who moves and becomes a resident of another state before the end of any season for which the person purchased a document while still an Oregon resident may complete the season as a resident. If the person purchases documents after moving but during the same calendar year, nonresident fees apply.

Statutory/Other Authority: ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

AMEND: 635-010-0140

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0140

Transfer and Sale of Documents Issued to Prepaid Daily Angling License Agents ¶

~~Documents are issued to an agent for sale at the place of business listed in the original application. An agent may not transfer documents to another location, nor to another license agent without advance written permission from the Department.~~Reserved

Statutory/Other Authority: ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

AMEND: 635-010-0158

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0158

Persons with Permanent Disabilities Permit ¶¶

A person who meets the requirements contained in ORS 496.018 is entitled to a Permanent Disabilities Permit. In order to receive such a permit, a person must provide either¶¶

(1) Written certification from a licensed physician certified nurse practitioner or licensed physician assistant stating that the person:¶¶

(a) Is permanently unable to walk without the use of, or assistance from, a brace, cane, crutch, prosthetic device, wheelchair, scooter or walker;¶¶

(b) Is restricted by lung disease to the extent that the person's forced expiratory volume for one second, when measured by a spirometer, is less than 35 percent predicted, or arterial oxygen tension is less than 55 mm/Hg on room air at rest;¶¶

(c) Has a cardiac condition to the extent that the person's functional limitations are classified in severity as Class III or Class IV, according to standards established by the American Heart Association;¶¶

(d) Has a permanent, physical impairment that prevents the person from holding or shooting a firearm or bow or from holding a fish rod in hand;¶¶

(e) Has central visual acuity that permanently does not exceed 20/200 in the better eye with corrective lenses, or the widest diameter of the visual field is no greater than 20 degrees; or¶¶

(2) Official written certification from the United States Department of Veterans Affairs or any branch of the Armed Forces of the United States that the veteran is at least 65 percent disabled.¶¶

(3) Permits are valid for five calendar years. To renew a permit, the holder must submit a new, updated application form.¶¶

(4) The Department may revoke, suspend or decline to issue or renew an "Oregon Disabilities Hunting and Fishing Permit" for failure to submit accurate information. The holder or applicant may request a contested case hearing to appeal such an action.

Statutory/Other Authority: ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

ADOPT: 635-010-0162

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0162

Agent Eligibility; Application Requirements

(1) Any person in retail sales within the State of Oregon may apply to become a license agent for the Department.

Out-of-State license agents may only sell the Prepaid Daily Angling licenses.

(2) An applicant for appointment as a license agent must comply with the following requirements:

(a) An individual must be at least 18 years of age;

(b) Not be engaged exclusively in selling licensing documents;

(c) Not have been convicted of a violation of any wildlife related laws;

(3) Criteria used in selection of license agents will include the following: the need for agents in a particular geographic area, business hours, convenient and accessible location for customers, and predicted sales volume.

(4) Each agent must sign an Agreement prepared by the Department setting forth the terms and conditions under which the agent will sell licensing documents.

(5) The Department may terminate or suspend the Agreement with a license agent on the following grounds:

(a) The agent has three non-sufficient electronic fund transfers during any 12-month period;

(b) The agent fails to make good any non-sufficient electronic funds transfer issued to the Department within five days of the notice of failure to transfer;

(c) The agent fails to follow any procedures specified by the Department for issuing documents;

(d) The agent fails to comply with the terms of the agent agreement or fails to maintain the eligibility requirements.

(e) The Department discovers any fraud or deception in the application of the license agent.

(6) The Department will provide 14 days written notice to the agent of its intent to terminate or suspend the Agreement, unless the Department determines that the agent's conduct creates an emergency or a public risk. In that case, the Department may terminate the Agreement immediately consistent with the Administrative Procedures Act.

Statutory/Other Authority: ORS 496, 497, 498

Statutes/Other Implemented: ORS 496, 497, 498

AMEND: 635-010-0170

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0170

Licenses, Tags or Documents Available by Mail Order, Fax or Internet ¶¶

(1) All licenses, tags, permits or validations sold by the Department over the Internet fall into one of three categories concerning how the sale is made: Instant; Temporary; or Postal. Postal transactions are also available by mail order or fax. ¶¶

(a) Instant: means that the internet purchase results in an immediate sale and printing of the item, allowing the purchaser to make immediate use of item purchased. No other action is required to complete the transaction. The items in this category are: ¶¶

(A) Daily Angling Licenses: one-, two-, three-, four- and seven-day licenses; ¶¶

(B) Three-day Nonresident Shellfish licenses; ¶¶

(C) Three-day Nonresident Bird Hunting Licenses; ¶¶

(D) Big Game controlled hunt applications; ¶¶

(E) Game Bird controlled hunt applications; ¶¶

(F) Daily parking permits; ¶¶

(G) Band-tailed Pigeon permits; ¶¶

(H) Black Brant Permits; ¶¶

(I) Sage Grouse Permits; ¶¶

(J) Fern Ridge Reservation Permits; ¶¶

(K) Klamath Reservation Permits; and ¶¶

(L) Sauvie Island Reservation Permits. ¶¶

(b) Temporary: means that the internet purchase results in an immediate sale and printing of the item, allowing the purchaser to make limited use (10 days) of the item purchased. The Department will send the final, permanent item to the purchaser via postal mail. The items in this category are: ¶¶

(A) HIP Migratory Bird Validations; ¶¶

(B) HIP Upland Bird Validations; ¶¶

(C) HIP Crow Validations; ¶¶

(D) Nonresident Game Bird Validations; ¶¶

(E) Upland Game Bird Validations; ¶¶

(F) Waterfowl Bird Validations; ¶¶

(G) Annual Parking Permits; ¶¶

(H) Sea Duck Permits; ¶¶

(I) Aquatic Invasive Species Prevention Permit; ¶¶

(J) Two-Rod Angling License; and ¶¶

(K) All annual hunting and angling licenses; ¶¶

(c) Postal: means that the internet purchase results in an immediate sale and the printing of a transaction receipt, but that the Department mails the actual item to the purchaser via postal mail. The privilege(s) purchased is not valid until the purchaser receives the item. The items in this category are: ¶¶

(A) Combined Hunting Tags; ¶¶

(B) Combined Angling Tag; ¶¶

(C) Hatchery Harvest Tag; ¶¶

(D) All Big Game Tags (controlled hunt and general season); ¶¶

(E) Pheasant Tags; ¶¶

(F) NW Oregon Goose Permit; ¶¶

(G) Turkey Tags; and ¶¶

(H) Habitat Conservation Stamp¶¶

(2) The Department will charge shipping and handling fee of \$2.00 per session whenever a person makes a purchase via Internet, fax, or mail order. This fee is in addition to all other document costs and covers the processing, printing, and postal mailing of the requested documents. Reserved

Statutory/Other Authority: ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

ADOPT: 635-010-0180

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0180

Agent Operational Requirements

The Department will determine what licensing documents each agent may sell on behalf of the Department.

(1) The agent's account number must be included in all correspondence.

(2) An agent must notify the Department in writing before any change in ownership, use of assumed business name, or dissolution of partnership or corporation as shown in the Agreement. A license agency is not transferable and may not be used as a condition of sale.

(3) Agents are authorized to sell privilege documents based upon the contract between the Department and the agent. An agent may not transfer documents to another location, nor to another license agent without advanced written permission from the Department.

(4) All monies collected by an agent are public monies of the State of Oregon, and the state has prior claim upon these monies over all creditors, assignees, or other claimants.

Statutory/Other Authority: ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

AMEND: 635-010-0190

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0190

Inspection ¶

Prepaid Daily Angling License records shall be available for inspection and audit at all times by the State Police or by an authorized employee or agent of the Commission.

Statutory/Other Authority: ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

ADOPT: 635-010-0200

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-010-0200

Tribal I.D. in Lieu of Licenses

In accordance with ORS 497.170, tribal identification cards may be issued in lieu of Department-issued free hunting and fishing licenses for Columbia River Treaty Tribe members.

Statutory/Other Authority: ORS 496, 497

Statutes/Other Implemented: ORS 496, 497

AMEND: 635-011-0104

RULE SUMMARY: Licensing rule updates to facilitate process improvement and new Licensing System.

CHANGES TO RULE:

635-011-0104

Licenses, Tags, and Permits ¶¶

(1) Hatchery Salmon and Steelhead Harvest Tag Requirements:¶¶

(a) Persons holding an valid annual angling license and an ~~an annual~~ combined angling harvest tag may purchase Hatchery Salmon and Steelhead Harvest Tags. There is no limit on the number of Hatchery Salmon and Steelhead Harvest Tags an angler may purchase per year. The purchase of each tag entitles the angler to take a combined total of 10 hatchery salmon or steelhead;¶¶

(b) Only adipose or otherwise fin-clipped adult salmon or adipose fin-clipped steelhead may be recorded on the Hatchery Salmon and Steelhead Harvest Tag;¶¶

(c) A valid annual angling license and a valid annual angling harvest tag must be in possession while fish validated on the Hatchery Salmon and Steelhead Harvest Tag are in angler's possession. All tags purchased must be in angler's possession while angling for salmon or steelhead;¶¶

(d) Fish must be recorded immediately upon removal from the water and fish must be recorded in the chronological order caught. The angler who landed the fish must record the fish on his or her tag irrespective of who hooked the fish; and¶¶

(e) Harvested fish can be tagged either electronically or on a paper copy. All paper copies of Hatchery Salmon and Steelhead Harvest Tags should be returned to ODFW upon expiration.¶¶

(2) Columbia River Basin Endorsement:¶¶

(a) The Columbia River Basin is defined as: The mainstem Columbia River from Buoy 10 upstream to include all rivers and their tributaries that drain into the mainstem Columbia River.¶¶

(b) Beginning January 1, 2014 a valid Columbia River Basin Endorsement must be in possession while angling for salmon, steelhead, or sturgeon in the Columbia River Basin except during free fishing weekend where every angler is considered as having a valid Columbia River Basin Endorsement.¶¶

(c) The fee for the Columbia River Basin Endorsement, when purchased in conjunction with an annual license is \$9.75, in addition to fees as described in ORS 497.121 and ORS 497.123.¶¶

(d) The fee for the Columbia River Basin Endorsement when purchased separately is \$9.75 (plus a \$2.00 agent fee).¶¶

(e) The fee for the Columbia River Basin Endorsement, when purchased in conjunction with a daily license is \$1.00 per each day, in addition to those fees as described in ORS 497-121.¶¶

(f) Purchase of a Columbia River Basin Endorsement is not required for free fishing weekend.¶¶

(g) No fee will be charged for a Columbia River Basin Endorsement for an angler(s) in possession of:¶¶

(A) A resident disabled veteran, resident pioneer, resident and non-resident youth under 12 license; or¶¶

(B) A Permanent Wheel-chair Angling License, a Permanent Blind Angler License, or a Permanent Senior.

Statutory/Other Authority: SB 247 (2015), ORS 496.138, 496.146, 497.079, 497.121, 497.123, 506.119

Statutes/Other Implemented: ORS 496.162, 497.079, 506.129