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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
10/17/2018 3:08 PM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: Amend Rules Relating to the Oregon Wild Turkey Management Plan

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 12/07/2018 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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Salem, OR 97303

Filed By:
Roxann Borisch
Rules Coordinator

HEARING(S)

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

DATE: 12/07/2018

TIME: 8:00 AM - 5:00 PM

OFFICER: ODFW Commission

ADDRESS: Oregon Department of Fish
and Wildlife
4034 Fairview Industrial Drive SE
Salem, OR 97302

NEED FOR THE RULE(S):

These rules are needed to amend the Oregon Wild Turkey Management Plan (OWTMP). The document will provide guidance for wild turkey management in Oregon for the next ten years.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

A copy of the rules and the other documents relied upon for this rulemaking 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 proposed rules will affect state agencies, units of local government and the public, respectively, as discussed below. The proposed action will establish a plan for the management of wild turkey.

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).

(1) The only state agency that will be affected by adoption of these rules is the Oregon Department of Fish and Wildlife (ODFW). No significant changes from the current levels of the department's operations or expenditures are expected as a result of the adoption of these rules.

No units of local government are expected to be affected by these rules. No significant changes from the current levels of any local agencies' operations or expenditures are expected as a result of the adoption of these rules.

The public may be affected by rules adopted under the plan, but wild turkeys are already regulated with management measures such as open and closed areas, seasons, tag limits and bag limits. The plan will provide the best possible hunting opportunities in the present while recognizing the need to manage population levels, harvest opportunities and associated benefits.

(2) There is no additional cost of compliance for small businesses due to the changes in the Oregon Wild Turkey Management Plan.

Small businesses will not be directly affected by changes to the OWTMP. Small businesses in general benefit from the hunting of wild turkey by the sale of consumptive and durable goods, as well as accommodations for traveling hunters. These revenues are highly dependent on hunt location, hunter home county, other economic factors. In general, the changes to the OWTMP are not likely to affect any Oregon small businesses.

There are no additional costs for equipment or services required for small businesses due to the changes in the Oregon Wild Turkey Management Plan.

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

NA

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? NO IF NOT, WHY NOT?

This rule is an update to the existing Oregon Wild Turkey Management Plan. No new information would be obtained by consultation.

RULES PROPOSED:

635-135-0001, 635-135-0005, 635-135-0010, 635-135-0015

AMEND: 635-135-0001

RULE SUMMARY: Amend rules relating to the Oregon Wild Turkey Management Plan which will provide guidance for wild turkey management in Oregon for the next ten years.

CHANGES TO RULE:

635-135-0001

Oregon Wild Turkey Management Plan Content and Purpose ¶

~~The document entitled "(1) The 2018 Oregon Wild Turkey Management Plan establishes state policy and direction for Oregon's wild Turkey Management Plan" dated June 2004 is program. The 2018 Plan replaces previous plans. Section IV: Management Guidelines and Appendix I: Trap and Transplant Guidelines of the 2018 Plan are incorporated here by reference into the administrative rules. Copies of the Plan are available through at the Salem headquarters office of the Oregon Department of Fish and Wildlife. This document provides program direction, identifies objectives and strateg. 4034 Fairview Industrial Drive SE, Salem, OR 97302. The 2018 Plan also serves as an informational and historical document for the Department. ¶~~

(2) To the extent practicable, at least once every five years the Department shall review to fulfill management, research, habitat and status survey needs. It is also intended as an Oregon Wild Turkey Management Plan and make recommendations to the Commission for any changes to the plan. Review of the plan should include informational document to assist resource management agencies with their wildlife programs of the best available science and should seek comments from scientific experts and the public.

Statutory/Other Authority: ORS 496.012, 496.138, 496.146, 496.162

Statutes/Other Implemented: ORS 496.012, 496.138, 496.146, 496.162

REPEAL: 635-135-0005

RULE SUMMARY: This rule is being repealed. All rule language incorporated into 135-0001.

CHANGES TO RULE:

~~635-135-0005~~

~~Program Objectives~~

~~Text available via filing PDF that is stored in ORMS~~

~~Statutory/Other Authority: ORS 496.012, 496.138, 496.146, 496.162~~

~~Statutes/Other Implemented: ORS 496.012, 496.138, 496.146, 496.162~~

REPEAL: 635-135-0010

RULE SUMMARY: This rule is being repealed. All rule language incorporated into 135-0001.

CHANGES TO RULE:

~~635-135-0010~~

~~Plan Implementation~~

~~Text available via filing PDF that is stored in ORMS~~

~~Statutory/Other Authority: ORS 496.012, 496.138, 496.146, 496.162~~

~~Statutes/Other Implemented: ORS 496.012, 496.138, 496.146, 496.162~~

REPEAL: 635-135-0015

RULE SUMMARY: This rule is being repealed. All rule language incorporated into 135-0001.

CHANGES TO RULE:

~~635-135-0015~~

~~Authority of the Director~~

~~Text available via filing PDF that is stored in ORMS~~

~~Statutory/Other Authority: ORS 496.012, 496.138, 496.146, 496.162~~

~~Statutes/Other Implemented: ORS 496.012, 496.138, 496.146, 496.162~~