



Oregon Administrative Rules
Oregon Department of Fish and Wildlife

1 **635-001-0116**

2 **Game Fish Tournaments**

3 In accordance with ORS 498.286 (2), when a prize is offered that exceeds \$1,000 for the amount, quality, size,
 4 weight or other physical characteristic of a game fish taken, other than black bass or walleye, the following
 5 restrictions apply:

6 (1) A permit from ODFW is required. Sponsors must apply for permits at least 60 days prior to the event. Permits
 7 must be in possession of the sponsor or a designated representative at the tournament location, and must be
 8 shown to OSP or ODFW representatives on request. ODFW shall set permit conditions after consideration of the
 9 condition of the resource and social impacts.

10 (2) Permit applications shall be accepted beginning November 1 of the year prior to the event. No more than one
 11 event on any water body shall be authorized on any single date, and no more than two tournaments shall be
 12 authorized on any single water body in any 14 days.

13 (3) The fee for a Game Fish Tournament Permit is **\$121.50** [~~144.50~~]. No license agent fee is required.

14 (4) All current angling regulations apply and shall not be altered to accommodate any tournament. In addition,
 15 special permit conditions such as reduced bag limits may be applied in order to protect affected fish stocks.

16 (5) Catch and release is permitted, provided fish are released unharmed.

17 (6) Tournament sponsors are responsible for identifying non-profit outlets for any unwanted fish which result from
 18 the tournament.

19 (7) Tournament sponsors are responsible for meeting all other state and local requirements for such things as
 20 special use permits, etc.

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22 Stat. Auth.: ORS 496.118, ORS 496.138, ORS 496.146 & ORS 497.071

23 Other Auth.: Senate Bill 247 (2015)

24 Stats. Implemented: ORS 497.071 & ORS 498.279

25 History. Adopted 10-11-19 f. ef. 12-1-19

26

27 **635-007-0605**

28 **Fish Transport Permit Application**

29 (1) Any person wishing to obtain a Fish Transport Permit shall complete and submit to the Department the
 30 appropriate permit application form.

31 (2) A fee of **\$15.00** [14.00] (no license agent fee) shall be charged for each Fish Transportation Permit issued by
 32 the Department.

33 (a) An invoices will be issued to Private Fish Suppliers for fish transferred to or from their production facilities
 34 for permits that the Department has issued the previous year.

35 (b) Invoice Payment must be received in full by March 1 for permits issued the previous year.

36 (c) Failure to pay invoice in full by March 1 shall result in suspension of approved permits.

37 (3) The Department may prescribe such terms and conditions in a permit as it deems necessary, including but not
 38 limited to, the period of time (usually 30 days) during which the transportation and/or release of fish is authorized.

39 (4) Fish may be held for an indefinite period of time under a Fish Transport Permit. The permit, or a copy thereof,



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40 shall be made available for inspection upon request by the Department or the Oregon State Police.

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42 Stat. Auth.: ORS 496.138, 496.146 & 506.119

43 Other Auth.: Senate Bill 247 (2015)

44 Stats. Implemented: ORS 497.252 & 498.222

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47 **635-007-0910**

48 **Scientific Taking Permit Application - Fish**

49 (1) Any person or entity wishing to obtain a Scientific Taking Permit must complete and submit to the Department
50 the appropriate permit application form.

51 (a) No fee is charged for Fish Scientific Taking Permits issued for scientific or educational purposes as part of
52 a program or course of study at a K-12 educational institution.

53 (b) A fee of **\$119.50** [~~406.00~~] (plus a \$2.00 license agent fee) shall be charged for each Fish Scientific Taking
54 Permit issued for any agency, corporation, association, or other such entity.

55 (2) The Department may prescribe such terms and conditions in a permit as it may deem necessary to ensure that
56 fish taken pursuant to the permit will be used only for scientific or educational purposes.

57 (3) Permits will not be issued to any person or entity for the purpose of collecting fish to sell to scientific or
58 educational supply houses or to any other person or entity.

59

60 Stat. Auth.: ORS 496.138, 496.146 & 506.119

61 Other Auth.: Senate Bill 247 (2015)

62 Stats. Implemented: ORS 497.298 & 508.111

63 History. Adopted 10-11-19 f. ef. 12-1-19

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65 **635-043-0003**

66 **Fur Dealer and Taxidermy**

67 (1) Fur Dealer License shall cost **\$109.00** [~~406.00~~] (plus a \$2.00 license agent fee) and shall expire on December
68 31 of the year issued.

69 (2) Whenever a fur dealer purchases, possesses, sells, or disposes of the pelt of any furbearing mammal, the
70 dealer must record:

71 (a) The date, numbers and types of pelts;

72 (b) For furbearing mammals requiring tags, the tag number, the state issuing the tag, the species, and the
73 year the tag was issued; and

74 (c) The name and address of those from whom the pelts were obtained, and to whom they were sold or
75 otherwise transferred;

76 (d) This record must be maintained at the business address of the fur dealer for a period of three years.

77 (3) No fur dealer may purchase, sell, or possess any raw pelt requiring a tag or seal without having a proper tag or
78 seal affixed to the pelt.



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- 79 (4) Fur buyers who are agents for companies shall have a fur dealer's license and record the company whom they
80 represent on the fur dealer's license application.
- 81 (5) Fur dealer records and pelts are subject to inspection at any time by any Oregon State Police officer or
82 Department representative.
- 83 (6) Failure to comply with the record keeping criteria in OAR 635-043-0003(1) or to permit inspection of such
84 records may result in a two year license suspension.
- 85 (7) Taxidermy License shall cost **\$109.00** [~~406.00~~] (plus a \$2.00 license agent fee) and shall expire on December
86 31 of the year issued.
- 87 (8) Licensed taxidermists may sell a client's unclaimed, legally taken, mounted wildlife, except migratory birds
88 protected by Federal Law 16 USC 703, provided that:
- 89 (a) Upon completion, at least two written notices of intent to sell are sent to the client;
- 90 (b) Two months have passed since completion of mount;
- 91 (c) The amount realized by the sale of a mount is not to exceed the original quoted price stated
92 contemporaneously in writing, less any deposit received;
- 93 (d) Taxidermists may mount and sell legally taken furbearing animals with a fur dealer's license.
- 94 (9) At the time of receiving wildlife for mounting, every licensed taxidermist shall:
- 95 (a) Record the date, number and kinds of wildlife received;
- 96 (b) Record the tag number and year of issuance of those furbearing mammals requiring tags;
- 97 (c) For game mammals and game birds requiring tags, record the confirmation number of electronic tags,
98 record the date (month/day/year) and time (hour:minute) of issuance of paper tags.
- 99 (d) Record the date taken, the county or hunting unit and state where taken, and the name and address of the
100 person who killed the wildlife;
- 101 (e) Record the name and address of the person from whom the wildlife is received and the quoted price for
102 the taxidermy work;
- 103 (f) Maintain this record at the business address of the taxidermist for a three-year period;
- 104 (g) Maintain copies of the written notices, as described in 635-043-0003(6), date of sale, amount of sale and
105 name and address of the person purchasing the mount at the business address of the taxidermist for a three-year
106 period.
- 107 (10) Taxidermy records and all wildlife possessed by licensed taxidermists for the purpose of taxidermy are
108 subject to inspection at any time by any Oregon State Police officer or Department representative.
- 109
- 110 Stat. Auth.: 496.012, 496.138, 496.146, 498.019, 498.022, 498.042
- 111 Other Auth.: Senate Bill 247 (2015)
- 112 Stats. Implemented: 496.012, 496.138, 496.146, 498.019, 498.022, 498.042



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113 History. Adopted 10-11-19 f. ef. 12-1-19

114

115 **635-043-0033**

116 **Cost of Permit**

117 (1) Wildlife Scientific/Educational Taking Permits (K-12 grades) shall be issued at no cost and shall expire on
118 December 31 of the year issued.

119 (2) Wildlife Scientific/Educational Taking Permits (other) shall cost \$119.50 [~~142.50~~] (plus a \$2.00 license agent
120 fee) and shall expire on December 31 of the year issued.

121

122 Stat. Auth.: ORS 183 & 496

123 Other Auth.: Senate Bill 247 (2015)

124 Stats. Implemented: ORS 183 & 496

125 History. Adopted 10-11-19 f. ef. 12-1-19

126

127 **635-044-0470**

128 **Grandfathering the Possession of Black Bear, Cougar, Bobcat, Wolf, Raccoon, Skunk, Squirrel, Chipmunk**
129 **and Other Non-game Wildlife Species Legally Held as Pets**

130 (1) Grandfathered wildlife may be held as pets, or for exhibitor, educational, or animal
131 entertainment industry or sanctuary purposes, or in AZA accredited facilities as defined in these rules.

132 (2) A person who legally held native wildlife (black bear, cougar, bobcat, wolf, raccoon, skunk, squirrel,
133 chipmunk) or other nongame species in Oregon prior to and on January 20, 2017 may continue to hold those
134 animal(s) for the remainder of the animal(s) life provided:

135 (a) The holder submits an application for an annual Wildlife Holding, Exhibitor/Animal Entertainment Industry
136 or Sanctuary Permit by January 21, 2018. Included with the application, the person must:

137 (A) Remit to the Department a fee of \$29.00 [~~26.00~~] per species held for a Wildlife Holding permit or \$105.00
138 [~~100~~] for a Wildlife Exhibitor/Animal Entertainment Industry or Sanctuary Permit [~~(plus a \$2.00 license agent fee)~~]

139 for the permit or permit renewal; and

140 (B) Demonstrate to the Department that the person's black bear, cougar, bobcat, wolf, raccoon and skunk
141 holding facility complies with any applicable city or county ordinances and any applicable federal laws.

142 (C) Permit conditions may include, but are not limited to, facility design standards and actions to protect
143 native wildlife and human safety

144 (D) Permit renewal must occur before the expiration date printed on the permit issued by the Department

145 (b) Grandfathered animals are held in Department approved facilities meeting standards defined in the Oregon
146 Enclosure and Caging Standards for Holding Wildlife (Exhibit 1). The facilities housing legally acquired
147 grandfathered black bears, cougars, bobcats, wolves, raccoons, skunks, squirrels, chipmunks, and other legally
148 held non-game species, must meet the minimum facility standards defined herein in Exhibit 1 by January 21,
149 2018.

150 (c) Grandfathered bears, cougars, bobcats, wolves, raccoons, skunks, squirrels, and chipmunks must have
151 been acquired from a legally propagated out-of-state source or legally acquired with approved documentation that



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152 may include a valid sales receipt, Certificate of Veterinary Inspection with import permit from Oregon Department
153 of Agriculture, valid agency transfer of ownership permit identifying the animal was propagated and born in legal
154 captivity, or as approved by the Department. All permit holders of grandfathered animals shall provide to the
155 Department a signed and notarized affidavit stating how the grandfathered animal(s) were legally acquired.

156 (d) Grandfathered wildlife held as pets may not be bred. Two or more held grandfathered black bears, cougars,
157 bobcats, wolves, raccoons, skunks, squirrels, chipmunks, or other grandfathered wildlife of the same species of
158 different sexes, requires sterilization of either sex for animals older than 6 months of age, within 30 days of rule
159 adoption. Written documentation of the completed procedure by a licensed veterinarian is required. Avoidance of
160 reproduction of nongame wildlife of different sexes can be accomplished by separation of the sexes, disposal of
161 eggs, veterinary sterilization, etc., and is the responsibility of the wildlife holding permittee.

162 (3) The only person(s) who may hold pure-bred wolves in captivity are those who, as of December 31, 2009, held
163 a gray wolf or wolves in captivity in Oregon under previous Oregon Department of Agriculture, Class I Exotic
164 Canine, Exotic Animal Division 603 Rules or held a valid license or registration from the U.S. Department of
165 Agriculture, under the federal Animal Welfare Act of 1970. These persons must also obtain authority under the
166 requirements of 635-044-0460(7) [Gray Wolves in Captivity] of this rule.

167 (a) Beyond the persons described in paragraph (2), the Department will not issue any new permits to hold a
168 pure-bred wolf in captivity except as defined in OAR 635-044-0460 (7) (a).

169 (b) Wolves legally held under the provisions of paragraph (2) may only be transferred to an AZA accredited
170 facility unless specifically approved by the Department.

171 (4) Grandfathered black bears, cougars, and bobcats may only be transferred from the original Wildlife Holding
172 Permit to an AZA accredited facility or an approved Wildlife Exhibitor/Animal Entertainment Industry or Sanctuary
173 facility, or as approved by the Department. Raccoons and skunks may not be offered for sale, trade, barter, or
174 exchange as a household pet (ORS 498.029).

175

176 Stat. Auth.: ORS 498.002, 497.228, 496.171 - 182

177 Stats. Implemented: ORS 498.002, 497.228, 496.171 - 182

178 History. Adopted 10-11-19 f. ef. 12-1-19

179

180 **635-044-0490**

181 **Cost, Expiration Date, and Changes to a Wildlife Holding, Wildlife Exhibitor/Animal Entertainment Industry** 182 **or Wildlife Sanctuary Permit**

183 (1) Any person desiring to obtain a Wildlife Holding Permit must be an Oregon resident with a legal Oregon
184 address and must submit a complete application and a non-refundable application species fee and license agent
185 fee listed on the permit application.

186 (a) All applications require Department approval and payment of the Wildlife Holding Permit fees of **\$29.00**
187 **[26.00]** for each species held.

188 (2) Any person desiring to obtain a Wildlife Exhibitor/Animal Entertainment Industry or Sanctuary permit must be
189 an Oregon resident and identify whether the applicant is an individual, partnership, corporation, Limited Liability
190 Company or other legal entity. (if a partnership, the application must provide the full names and addresses of the



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191 partners; if a corporation, the application must provide the full names and addresses of all officers, directors and
192 stockholder; if a limited liability company, the application must provide the full names and addresses of all
193 members and managers; if the applicant is structured as a tiered organization, the application must provide the full
194 names and address of all of the partners; or officers, directors and stockholders; or members and managers of
195 each constituent entity within the tiered organization).

196 (a) Applicant must submit a complete application and a non-refundable application fee of \$100.00 and license
197 agent fee listed on the permit application.

198 (3) The Wildlife Holding, Wildlife Exhibitor/Animal Entertainment Industry, and Wildlife Sanctuary Permits expires
199 on December 31 of the year issued.

200 (4) All permit renewals and payment of associated fees must occur before the expiration date of the current
201 permit. Verification of annual permit requirements (if applicable to the permit) must accompany the renewal
202 application.

203 (5) A new application is required for any change of address by the permittee.

204 (6) The addition of animals of the species approved on the original permit requires prior approval by the local
205 department biologist.

206 (7) Except as directed in 635-044-0470 (4) and 635-044-0475 (1)(A) and (3), wildlife held on a
207 Wildlife Holding Permit may only be transferred to another Wildlife Holding Permittee and requires:

208 (a) The species transferred is listed on the receiving permittee's Wildlife Holding Permit, and;

209 (b) A new application and updated Wildlife Holding Permit and payment of associated fees for the addition of
210 animals of the species transferred, and;

211 (c) Approval by the Department.

212 (8) Failure to renew a Wildlife Exhibitor/Animal Entertainment Industry or Wildlife Sanctuary Permit, or Wildlife
213 Holding Permit by December 31 of the year issued may result in a penalty or confiscation of held species, fines,
214 and denial of a future permit.

215 (9) The Department may revoke or decline to renew a Wildlife Exhibitor/Animal Entertainment Industry or Wildlife
216 Sanctuary Permit or Wildlife Holding Permit or Game Bird Propagation License if the permittee/licensee is
217 convicted of, or admits to a violation of, any wildlife law or any rule, order or permit issued under the wildlife laws
218 within the previous five years of the date of application. Upon revocation or non-renewal of a permit, the
219 Department will confiscate any birds, mammals, amphibians and reptiles held.

220 (10) Cancellation or non-renewal of application, licenses, or permits and contested case procedure is defined in
221 635-044-0570.

222

223 Stat. Auth.: ORS 496.012, 496.138, 496.146, 497.298, 497.308, 497.312, 497.318, 498.022, 498.029, 498.052, 498.222 &
224 498.242

225 Stats. Implemented: ORS 496.012, 496.138, 496.146, 497.298, 497.308, 497.312, 497.318, 498.022, 498.029, 498.052,
226 498.222 & 498.242

227 History. Adopted 10-11-19 f. ef. 12-1-19

228

229 **635-044-0510**



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230 **Inspection of Facilities**

231 (1) Facilities holding captive wildlife are subject to inspection by any State Police officer or Department
232 representative. Inspection of the facilities may take place without warrant or notice, but, unless prompted by
233 emergency or other exigent circumstances, shall be limited to regular and usual business hours, including
234 weekends. Nothing in these rules is intended to authorize or allow the warrantless search or inspection of a permit
235 holder's residence.

236 (2) Any inspection(s) of Exhibitor/Animal Entertainment or Sanctuary Permit or Wildlife Holding permit facilities
237 involving approval of new or modified facilities may require a **\$160.00** [~~156.00~~] inspection fee. An inspection fee
238 may be assessed for Wildlife Holding Permit facilities depending on species and number of wildlife held.

239

240 Stat. Auth.: ORS 496.012, 496.138, 496.146, 497.298, 497.308, 497.312, 497.318, 498.022, 498.029, 498.052, 498. 222,
241 498.242

242 Stats. Implemented: ORS 496.012, 496.138, 496.146, 497.298, 497.308, 497.312, 497.318, 498.022, 498.029, 498.052,
243 498.222, 498.242

244 History. Adopted 10-11-19 f. ef. 12-1-19

245

246 **635-044-0540**

247 **License Required to Propagate Game Birds**

248 (1) Any person or business desiring to propagate for sale any game bird, limited to the following bird species in the
249 families listed below, must submit a complete application and a non-refundable application fee of **\$56.00** [~~54.00~~]
250 **(plus a \$2.00 license agent fee)** [~~and license agent fee~~] listed on the permit application:

251 (a) Columbidae (mourning doves and band-tailed pigeons only);

252 (b) Anatidae (all species except mute swans and Egyptian geese);

253 (c) Phasianidae

254 (A) Subfamily Phasianinae species only;

255 (B) Subfamily Tetraoninae (grouse and ptarmigan except Genuses *Centrocercus* and *Tympanuchus*);

256 (C) Subfamily Meleagridinae (wild turkey); and

257 (D) Subfamily Perdicinae (partridges and common quail (*Coturnix coturnix*);

258 (d) Odontophoridae (Genuses *Callipepla*, *Colinus*, and *Oreortyx* only); and

259 (e) Scolopacidae (*Gallinago delicata* only).

260 (2) Game Bird Propagation Licenses expire on December 31 of the year issued.

261 (3) Any person desiring to propagate, sell or barter any raptor as defined in OAR 635-055-0002(3) protected by
262 federal law must first adhere to all permit requirements and regulations pertaining to the propagation and selling of
263 raptors, as adopted by the U.S. Department of the Interior (Federal Register, Vol. 48, No. 132, Part 21). The
264 license holder must provide a copy of their current federal permits to the department with their application or
265 renewal.

266

267 Stat. Auth.: ORS 496.012, 496.138, 496.146, 497.298, 497.308, 497.312, 497.318, 498.022, 498.029, 498.052, 498.222 &
268 498.242



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269 Stats. Implemented: ORS 496.012, 496.138, 496.146, 497.298, 497.308, 497.312, 497.318, 498.022, 498.029, 498.052,
270 498.222 & 498.242

271 History. Adopted 10-11-19 f. ef. 12-1-19

272

273 **635-046-0055**

274 **Use of Wildlife for Competitive Hunting Dog Trials**

275 (1) To hold a competitive hunting dog trial, a person must possess a "Competitive Hunting Dog Trial Permit" from
276 the Department:

277 (a) If domestically-raised game birds are released.

278 (b) If wildlife is used outside the pursuit or hunting season for that species; or

279 (c) If the trial occurs between March 16 and August 14 (whether domestically-raised game birds are released
280 or not).

281 (2) The applicant (sponsor of the competitive hunting dog trial) must apply for a Competitive Hunting Dog Trial
282 Permit to the Department's wildlife district where the trial will take place.

283 (a) The fee for a Competitive Hunting Dog Trial Permit is **\$28.00** [~~27.00~~] (plus a \$2.00 license agent fee).

284 (b) The application (available online) must be received by the Department at least ten business days prior to
285 the start of a competitive trial via hand-delivery, U.S. Mail, electronic mail, or facsimile.

286 (c) The District Wildlife Biologist or his or her designee will respond to permit applications within 10 business
287 days from the received date.

288 (3) To issue a Competitive Hunting Dog Trial Permit, the Department must determine that the proposed trial will
289 not:

290 (a) Conflict to a significant degree with other authorized activities, including but not limited to land
291 management actions, other permitted trials, or lawful hunting.

292 (b) Result in significant adverse impact to wildlife or wildlife habitat, taking into consideration location, land
293 ownership, designation of site, size, and date of the proposed trial.

294 (4) The Department may approve, approve with conditions, or deny a permit application.

295 (a) If the Department denies the issuance a permit, the Department will provide the applicant with a written
296 explanation and an opportunity to request a hearing to appeal that action.

297 (b) The applicant may appeal the Department's decision by submitting a written request for a contested case
298 hearing to the Department within 10 business days after mailing of the Department's decision.

299 (5) If after issuance of a Competitive Hunting Dog Trial Permit any unforeseen or emergency circumstances
300 necessitate a change to the permit, the Department will, to the maximum extent practicable, work with permittee to
301 exhaust other options to maintain the trial.

302 (6) The following species may be released under a Competitive Hunting Dog Trial Permit: common pheasant (all
303 races of *Phasianus colchicus*, most commonly ring-necked); California (valley), bobwhite, and Coturnix quail;
304 Hungarian (gray), chukar, and red-legged partridge; or mallards, provided all domestically-raised game birds were
305 lawfully acquired and any mallard used must be a marked bird.

306 (7) Domestically-raised game birds released under a valid Competitive Hunting Dog Trial Permit may be pursued
307 or taken during the course of the permitted trial.



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308 (8) Use of recall pens to recapture domestically-raised upland game birds released under a valid Competitive
309 Hunting Dog Trial Permit is allowed on private lands only if all released game birds were marked (except bobwhite
310 and Coturnix quail, or if there is an exception granted as a condition of the permit) and provided that the person
311 operating the recall pen has the original or a copy of the permit.

312 (9) The carcasses of domestically-raised game birds which were lawfully released under a valid Competitive
313 Hunting Dog Trial Permit and subsequently taken during the trial may be possessed in any number by any person,
314 provided that the person holds a copy of the Competitive Hunting Dog Trial Permit or a written note from the
315 permittee describing when, where, and for what purpose the birds were taken.

316

317 Stat. Auth.: ORS 496.012, 496.138, 496.146, 498.006 & 498.106

318 Other Auth.: Senate Bill 247 (2015)

319 Stats. Implemented: ORS 496.012, 496.138, 496.146, 498.006 & 498.106

320 History. Adopted 10-11-19 f. ef. 12-1-19

321

322 **635-047-0025**

323 **Marking of Birds**

324 All privately owned game birds to be released must be premarked in a manner prescribed by the Department:

325 (1) All game birds reared for release upon hunting preserves shall be identified by a healed toe mark or be marked
326 with a plastic poultry band or marked by a nasal scar. A nasal scar is a permanent deformity caused by an anti-
327 pecking device. For a healed toe mark, the terminal joint, including the entire toenail, shall be clipped from the
328 outside of the right foot of each chick.

329 (2) In the event that an operator acquires birds that have not been marked, they shall be banded prior to release
330 by the operator with plastic poultry bands or other bands approved by the Department.

331 (3) Any wild game bird incidentally taken upon a hunting preserve at any time other than the general open season
332 therefore shall be immediately marked with a wild bird seal that has been issued by the Department. The fee for
333 such seals shall be **\$17.00** [~~46.50~~] each. Any unused wild bird seals may be submitted for refund not later than 30
334 days after the close of business if a preserve discontinues operation.

335 (4) Operators shall pay for in advance and have on hand not less than 10 wild bird seals at all times.

336 (5) A wild bird seal shall be securely affixed to any wild bird taken outside the general season or any wild hen
337 pheasant before it leaves the premises of the hunting preserve.

338 (6) A record of the date of issue and the names and address of persons receiving wild bird seals must be
339 maintained by the operator and available to Department personnel or enforcement officers at all times.

340

341 Stat. Auth.: ORS 496.012, 496.138, 496.570, 497.102, 497.156 & 497.248

342 Other Auth.: Senate Bill 247 (2015)

343 Stats. Implemented: ORS 496.012, 496.138, 496.570, 497.102, 497.156 & .248

344 History. Adopted 10-11-19 f. ef. 12-1-19

345



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346 **635-047-0035**

347 **Fees**

348 (1) Fee for hunting preserve license shall be \$230.00 [~~223.00~~] (plus a \$2.00 license agent fee) per year.

349 (2) Licenses issued under this rule shall be issued for a period of July 1 to June 30 of the following year.

350

351 Stat. Auth.: ORS 496.112, 496.138, 496.146 & 496.162

352 Other Auth.: Senate Bill 247 (2015)

353 Stats. Implemented: ORS 496.112, 496.138, 496.146 & 496.162

354 History. Adopted 10-11-19 f. ef. 12-1-19

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356

357 **635-047-0045**

358 **License Requirements of Hunters**

359 (1) State hunting licenses shall be required of all persons hunting on hunting preserves. Residents shall be
360 required to possess either a resident hunting license or an annual resident private hunting preserve permit. The
361 resident private hunting preserve permit shall cost \$4.50 (plus a \$2.00 license agent fee) and is good for the entire
362 hunting preserve season on any licensed hunting preserve. Nonresidents shall be required to possess a regular
363 nonresident hunting license, or an annual nonresident private hunting preserve permit. The nonresident private
364 hunting preserve permit shall cost \$12.00 [~~11.50~~] (plus a \$2.00 license agent fee) and shall be good for the entire
365 hunting preserve season on any licensed hunting preserve in the state.

366 (2) Operators may obtain special hunting preserve permits for reissue to their clients from the Department.
367 Operators who are not authorized license agents of the Department shall pay in advance for the special \$4.50
368 (plus a \$2.00 license agent fee) resident and \$12.00 [~~11.50~~] (plus a \$2.00 license agent fee) nonresident hunting
369 preserve permits and maintain a record of all sales. Operators shall have on hand a minimum of not less than ten
370 resident and not less than ten nonresident special preserve permits at all times. Operators may return unissued
371 preserve permits for refund within 30 days of close of business in the event they discontinue operation.

372

373 Stat. Auth.: ORS 496.012, 496.138, 496.570, 497.102, 497.156 & 497.248

374 Other Auth.: Senate Bill 247 (2015)

375 Stats. Implemented: ORS 496.012, 496.138, 496.570, 497.102, 497.156 & .248

376 History. Adopted 10-11-19 f. ef. 12-1-19

377

378 **635-049-0165**

379 **Type 1 Cervid Licenses**

380 (1) A Type 1 cervid license is required to hold Rocky Mountain elk, Roosevelt elk, Sika deer, Muntjac deer, white-
381 tailed deer or black-tailed deer. No hybrid cervids are allowed except as authorized in OAR 635-049-0015(3).

382 (2) A Type 1 cervid license is valid as long as the licensee complies with all requirements of these rules, but must
383 be renewed annually. The fee for a Cervid Propagation License -- Type 1 shall be \$62.50 [~~60.50~~] (plus a \$2.00
384 license agent fee) annually.



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385 (3) Type 1 cervid licenses are allocated as follows:

386 (a) The number of Type 1 cervid licenses for commercial or exhibition holding of Rocky Mountain elk, and/or
387 Roosevelt elk and their hybrids is limited to 16. Commercial operations are those intending to sell elk or their parts
388 or products. Exhibition operations are operations intending to display elk. These are the Type 1 commercial and
389 exhibition licenses as of May 9, 2008:

Table with 16 rows and 1 column. Title: Type 1 Commercial and exhibition licenses as of May 9, 2008. License numbers: 1106, 1107, 1203, 1301, 1303, 1304, 1305, 1401, 1404, 1405, 1406, 1407, 1703, 1704, 1705.

391

(b) Licenses for commercial and exhibition holding are also subject to the following additional restrictions:

393 (A) New facilities for Type 1 cervid licenses for commercial or exhibition holding of Roosevelt elk must be
394 located west of the crest of the Cascade Mountains.

395 (B) New facilities for Type 1 cervid licenses for commercial or exhibition holding of Rocky Mountain elk
396 must be located east of the crest of the Cascade Mountains.

397 (C) No new Type 1 cervid licenses will be issued for commercial or exhibition holding of hybrids of
398 Roosevelt elk and Rocky Mountain elk.

399 (c) Type 1 cervid licenses for commercial or exhibition holding of Sika deer, Muntjac deer, White-tailed deer or
400 Black-tailed deer are limited to those issued on or before January 20, 1993.

401 (d) There is no limit on the number of licenses the Department may issue for holding Type 1 species for
402 scientific research, education or conservation operations. Before a license can be issued for these purposes, the
403 Director must first determine that the application is submitted by an individual or organization involved in a bona
404 fide scientific research, education or conservation project and that the operation will result in an overwhelming



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405 benefit to wildlife or wildlife habitat in Oregon.

406 (4) Notwithstanding the above, if the Department chooses to place any cervid in its custody with a licensed facility,
407 it may do so (with the licensee's consent) regardless of whether that facility is licensed for that particular species.

408

409 Stat. Auth.: ORS 496.012, 496.138, 496.146, 496.162, 497.228, 498.002, 498.019, 498.052 & 174.106

410 Other Auth.: Senate Bill 247 (2015)

411 Stats. Implemented: ORS 496.012, 496.138, 496.146, 496.162, 497.228, 498.002, 498.019, 498.052 & 174.106

412 History. Adopted 10-11-19 f. ef. 12-1-19

413

414 **635-049-0270**

415 **Application for Cervid Propagation License --Type 2**

416 (1) Person desiring to hold or propagate live fallow deer or reindeer must first secure a Cervid Propagation
417 License -- Type 2 by applying to the Department's headquarters office.

418 (a) The application shall list the:

419 (A) Cervid species and numbers to be held;

420 (B) Date of application;

421 (C) Location and size of the facility; and

422 (D) Name, address, and signature of the applicant.

423 (b) Provided review of the application indicates the proposed operation meets the requirements of OAR
424 chapter 635, division 049, the Department will notify the applicant of preliminary approval and the need for a facility
425 inspection.

426 (2) The fee for a Cervid Propagation License -- Type 2 shall be \$62.50 [~~60.50~~] (plus a \$2.00 license agent fee)
427 annually.

428

429 Stat. Auth.: ORS 496.004, 496.012, 496.138, 497.228, 497.308, 498.002 & 498.052

430 Other Auth.: Senate Bill 247 (2015)

431 Stats. Implemented: ORS 496.004, 496.012, 496.138, 497.228, 497.308, 498.002 & 498.052

432 History. Adopted 10-11-19 f. ef. 12-1-19

433

434 **635-050-0180**

435 **Bobcat and River Otter Record Cards**

436 (1) Each person desiring to hunt or trap bobcat or river otter shall purchase a bobcat or river otter record card prior
437 to hunting or trapping bobcat or river otter.

438 (2) Bobcat record cards will be available for a fee of \$35.50 [~~34.50~~] (plus a \$2.00 license agent fee) per card.

439 (3) River otter record cards will be available for a fee of \$35.50 [~~34.50~~] (plus a \$2.00 license agent fee) per card.

440 (4) Record cards will be available at the Salem headquarters and regional offices of the Department.

441 (5) River otter cards will have spaces for recording 15 river otters. There is no limit on the purchase of river otter
442 record cards.

443 (6) Each western Oregon bobcat record card will have spaces for recording 15 bobcats. There is no limit on



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- 444 purchase of western Oregon bobcat record cards.
- 445 (7) No more than one record card for eastern Oregon bobcats will be issued to any furtaker or hunter. A duplicate
446 card may be issued, but no more than the bag limit described for eastern Oregon bobcats in OAR 635-050-0080
447 may be taken in a season.
- 448 (8) No person may obtain or possess both eastern and western Oregon bobcat record cards.
- 449 (9) Bobcat and river otter record cards shall not be sold after the end of their respective seasons.
- 450 (10) Each furtaker shall have the appropriate record card on his person while trapping or hunting bobcat or river
451 otter.
- 452 (11) Furtakers shall not have record cards other than their own on their person, or in their possession while in the
453 field or in transit.
- 454 (12) Upon coming into possession of any bobcat or river otter, the furtaker who killed the animal shall immediately
455 write on their record card, the species, sex, date of possession and county of harvest.
- 456 (13) Each furtaker shall retain the record card until he disposes of the raw pelts.
- 457 (14) Fees paid for unused record cards shall not be refunded.
- 458 (15) It is unlawful to alter or be in possession of an altered bobcat or river otter record card.
- 459 (16) Each licensee shall register a brand number to obtain a bobcat or river otter record card.

460

461 Stat. Auth.: ORS 496.012, 496.138, 496.146 & 496.162

462 Other Auth.: Senate Bill 247 (2015)

463 Stats. Implemented: ORS 496.012, 496.138, 496.146 & 496.162

464 History. Adopted 10-11-19 f. ef. 12-1-19

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635-055-0015

471

Cost and Expiration Date of Falconry License

472

(1) The fee for a falconry license shall be \$145.00 [~~140.50~~] (plus a \$2.00 license agent fee).

473

(2) The falconry license is valid for three years. The three year period shall extend from July 1 of the year of issue
474 to June 30 of the third year.

475

EXAMPLE: A license issued on November 1, 2011 will expire on June 30, 2014.

476

477 Stat. Auth.: ORS 496

478 Other Auth.: Senate Bill 247 (2015)

479 Stats. Implemented: ORS 496

480 History. Adopted 10-11-19 f. ef. 12-1-19

481

482

635-055-0035



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483 **Capture and Transportation of Raptors**

484 A raptor capture permit is required prior to capturing or attempting to capture any raptor. The permit holder
485 must carry the permit on their person while conducting activities related to Peregrine Capture.

486 A non-resident falconer from a state having a federally approved falconry program may obtain a capture permit
487 for species listed in 635-055-0020(3) with the exception of gyrfalcons. All non-resident applications must include a
488 copy of the applicant's current state falconry license. All applicants for golden eagle capture must include a copy
489 of the federal authorization to take and possess golden eagles. Only 20 non-resident capture permits will be
490 issued in total each capture season. All non-resident capture permits, except for capture permits for peregrine
491 falcons, will be issued on a first come first served basis.

492 (1) A nonrefundable application fee of **\$25.00** [~~24.00~~] (plus a \$2.00 license agent fee) will be charged for each
493 capture permit allowing the capture of one raptor per permit.

494 (2) Except for take of peregrine falcons, the Department will issue capture permits in the order applications are
495 received. The permit process will begin January 1st of each year, and applicants must hold a valid Oregon falconry
496 license or a falconry license from a state having a federally approved falconry program. The category of species
497 shall be listed on the permit (e.g. "golden eagle", "gyrfalcon", "peregrine falcon", or "other raptor") and the falconer
498 is authorized to take only one raptor from the category specified. A falconer may apply for a capture permit in more
499 than one category. The falconer whose name appears on the permit must do the capturing except for peregrine
500 falcon nestlings; the permit is not transferable.

501 (3) Upon taking the raptor authorized, the permit holder shall immediately validate the permit by recording the
502 date, species, sex, county, and capture method and signing his/her name in the space provided. At the time of
503 capture, the permit holder shall affix the permanent plastic band, issued with the permit, to one leg of the bird.
504 Within five business days of capture, the permit holder shall take the bird to a Department office to have the permit
505 certified.

506 (4) Lost, raptors at hack, or captive bred raptors may be re-trapped at any time without a capture permit. All other
507 raptors captured shall be immediately released.

508 (5) Exportation of wild caught raptors -- No raptor taken from the wild in Oregon shall be transferred to another
509 person residing outside the state except those Oregon wild caught raptors held for six months or longer may be
510 transferred to another person residing outside the state.

511 (6) An Oregon licensed falconer is allowed to retain legally captured raptors in their possession if they move from
512 Oregon.

513 (7) Falconers are responsible for treatment and rehabilitation costs of raptors taken for falconry and injured during
514 trapping efforts.

515 (8) The Department will not issue a falconry capture permit to any person who:

516 (a) Is awaiting prosecution for, or has been convicted of, any violation of the animal cruelty or animal abuse
517 laws;

518 (b) Is awaiting prosecution for, or has been convicted of, a wildlife violation involving the illegal take of wildlife;

519 (c) Is awaiting prosecution for, or has been convicted of, aiding in the illegal take of wildlife; or

520 (d) Has had his or her hunting or fishing license suspended for a wildlife violation.



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521 (9) A person who is denied a falconry capture permit pursuant to subsection (8) may appeal the decision through
522 a contested case hearing.

523

524 Stat. Auth: ORS 496.012, 496.112, 496.138, 496.146 & 496.162

525 Other Auth.: Senate Bill 247 (2015)

526 Stats. Implemented: ORS 496.012, 496.112, 496.138, 496.146 & 496.162

527 History. Adopted 10-11-19 f. ef. 12-1-19

528

529 **635-055-0037**

530 **Peregrine Falcon Capture Permit**

531 (1) Capture permit applications for peregrine falcons may be submitted to the Department beginning January 1st
532 but must be received no later than March 1st of each year. The Department will issue peregrine falcon capture
533 permits by way of a lottery draw pursuant to OAR 635-055-0037.

534 (2) The Department will not accept a permit application from any person who:

535 (a) Is awaiting prosecution for, or has been convicted of, any violation of the animal cruelty or animal abuse
536 laws;

537 (b) Is awaiting prosecution for, or has been convicted of, a wildlife violation involving the illegal take of wildlife;

538 (c) Is awaiting prosecution for, or has been convicted of, aiding in the illegal take of wildlife; or

539 (d) Has had his or her hunting or fishing license suspended for a wildlife violation.

540 (3) A **\$25.00** [~~24.00~~] application fee (plus a \$2.00 license agent fee) must be submitted with the application.

541 Application fees are nonrefundable, whether or not an applicant is successful in the drawing.

542 (4) Peregrine capture permit applications (including fees) must be submitted to the Department's Salem
543 headquarters office no later than March 1 each year.

544 (a) If hand delivered, an application must be received at Department headquarters office (4034 Fairview
545 Industrial Drive, SE, Salem, OR, 97302-1142) by 5:00 p.m. on March 1.

546 (b) If sent via postal mail, an application must be postmarked no later than March 1.

547 (5) If an applicant violates any of the following restrictions, the Department will remove his or her application from
548 the drawing.

549 (a) An applicant may submit only one peregrine capture permit application per capture season.

550 (b) An applicant must submit a completed application containing name, license number, address, and phone
551 number.

552 (6) The Department will conduct the lottery to award peregrine falcon capture permits by drawing names of eligible
553 entrants at random. To participate in the lottery, a person must:

554 (a) If an Oregon resident possess a current Master Falconers license as per OAR 635-055-0002; or

555 (b) If a nonresident possess a Master Falconers license from a state having a federally approved falconry
556 program.

557 (7)(a) During each year's lottery, the Department will draw nine Oregon resident applications and two alternates,
558 plus one non-resident application and a non-resident alternate.



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559 (b) The Department will notify successful applicants and alternates by mail. If the applicant does not reply in
560 writing (mail, fax, or email) within 10 calendar days, the applicant will be disqualified and the Department will offer
561 the permit to the next alternate. If neither alternate replies in the required time, the permit will not be issued. If no
562 qualified nonresident applies for or accepts a peregrine falcon take permit, the permit will be allocated to a
563 qualified resident applicant drawn next in sequence in the lottery draw.

564 (8) If a permit holder violates any of these rules or permit conditions, the Department will invalidate his or her
565 peregrine capture permit. Taking of a peregrine falcon without a valid permit is a violation of these rules and is
566 therefore an unlawful taking.

567 (a) Up to ten permits will be made available annually by the department to eligible master falconers; nine such
568 permits will be issued to resident falconers in good standing

569 (b) Successful resident applicants will be authorized to take a nestling from a natural nest site, or they may
570 also accept a young peregrine falcon taken by persons (authorized by the Department) from man-made structures
571 (but only where nestlings need to be removed from a nest during management or operational activities on the
572 structures). Alternatively, the permit holder may take a post-fledgling bird.

573 (c) Of the number of permits available for issuance annually, the Department will make one such permit
574 available to a nonresident. The nonresident permit holder may only accept a nestling peregrine falcon taken by
575 persons (authorized by the Department) from man-made structures (but only where nestlings need to be removed
576 from a nest during management or operational activities on the structures). Alternatively, the permit holder may
577 take a post-fledgling bird.

578 (9) Each permit will include conditions crafted by the Department on a case by case basis to address the capture
579 proposal and include conditions considered appropriate by the Department. The following general conditions
580 apply to all peregrine falcon capture permits:

581 (a) Young falcons may be removed from their eyries (nests) between May 15th and June 30th but only when
582 between 15 and 24 days of age. At least one nestling must be left in each eyrie prior to fledging.

583 (A) Prior to entering any nest, a permit holder must monitor each potential nest site to assess the presence
584 and occupancy of nesting peregrine falcons and determine the chronology of nestlings in the selected nest(s) by
585 following a protocol and completing a form provided by the Department.

586 (B) Permit-holders must contact in person or by phone Falconry Program staff at Salem Headquarters at
587 least seven (7) days prior to proposed nest entry.

588 (C) The permit holder must be present when the nestling is being removed from the eyrie.

589 (b) A post-fledgling peregrine falcon may be taken (trapped) by a permitted master falconer during the time
590 period between when the falcon first flies from its nest through August 31st. The permit holder must be present at
591 all times whenever a trap is in operation while attempting to take a post-fledgling peregrine falcon.

592 (c) Each permit holder who takes a peregrine falcon from the wild must report the sex and precise capture
593 location to the Department within five days following capture by providing a clearly marked map with sufficient
594 labels and information to determine location. If the falconer later determines that the sex of any peregrine falcon
595 taken was reported incorrectly, then the falconer must submit a corrected report as soon as possible after
596 discovering the error.

597 (d) Permit holders must band each peregrine falcon taken with a band provided by the Department.



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598 (e) After a captured falcon reaches 30 days of age, the permit holder must pluck breast feathers from the
599 falcon and submit them to the Department along with the written record of the precise location of where the bird
600 was taken from in the wild.

601 (10) Upon taking the raptor authorized, the permit holder must immediately validate the permit by recording the
602 date, species, sex, county, and capture method and signing his or her name in the space provided. At the time of
603 capture, the permit holder must affix the permanent plastic band, issued with the permit, to one leg of the bird.
604 Within five business days of capture, the permit holder must take the bird to a Department office to have the
605 permit certified.

606 (11) Peregrine falcon capture permits are not transferable.

607

608 Stat. Auth.: ORS 496.012, 496.112, 496.138, 496.146 & 496.162

609 Other Auth.: Senate Bill 247 (2015)

610 Stats. Implemented: ORS 496.012, 496.112, 496.138, 496.146 & 496.162

611 History. Adopted 10-11-19 f. ef. 12-1-19

612

613 **635-075-0005**

614 **Registration, Application and Tag Issuance Procedures and Limits for All Controlled Hunts**

615 (1) A landowner shall submit a landowner preference registration form to be eligible for a landowner preference
616 tag. A one-time fee of **\$35.00** [~~33.50~~] is required at the time of registration for new program participants. A
617 landowner can have only one registration form on file with the Department. However, an individual who owns
618 (through business entities, in the individual's own name or a combination thereof) more than one property eligible
619 for the landowner preference program may register each such property. The registration form is an affidavit
620 certifying ownership, number of acres owned, the county and Wildlife Management Unit where the property is
621 located. This registration form registers the individual and remains valid until the individual registered no longer
622 qualifies as a landowner as defined under OAR 635-045-0002, writes to the Department requesting the
623 registration form be deleted, or the Department notifies the landowner that a renewal is required.

624 (2) In addition to having a landowner preference registration form on file with the Department, a landowner or an
625 authorized designee identified by the landowner in writing to the Department shall submit a tag distribution form
626 annually. The tag distribution form shall list the names of the landowner, stockholder(s), partner(s), and their
627 immediate family members to receive tags for pronghorn antelope, and the names of the landowner,
628 stockholder(s), partner(s), their immediate family members, and those persons of the landowners' choosing to
629 receive landowner preference tags for deer and elk.

630 (3) Landowners shall submit registration forms and landowners or their designee shall submit tag distribution
631 forms prior to September 15 for all controlled 100 series buck deer and bull elk hunts, and through the day prior to
632 the season openings for 600 series antlerless deer, antlerless elk, and either-sex or doe/fawn pronghorn antelope
633 hunts. A Landowner Preference Tag Redistribution fee of **\$17.00** [~~16.50~~] will be charged per species for
634 amendments made to the original tag distribution forms.

635 (4) Registration forms and tag distribution forms are available at no charge online and in any office of the
636 Department.



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637 (5) Registration forms, tag distribution forms, and applications shall be received at the Salem headquarters office
 638 of the Department prior to issuance of any landowner preference tag, except as provided for in OAR 635-075-
 639 0007. Landowners are not required to submit proof of ownership with their registration form. Landowners shall be
 640 required to submit proof of ownership at the request of the Department or the Oregon State Police acting on behalf
 641 of the Department.

642 (6) A landowner, stockholder(s), partner(s), and immediate family and those persons of the landowners' choosing
 643 wishing to also apply for controlled hunt tags shall apply by the May 15 controlled hunt deadline. Listing a hunt
 644 choice other than a landowner preference choice is not required.

645 (7) Everyone shall follow controlled hunt application procedures and regulations as described in OAR Division 060.

646 (8) The number of landowner preference tags issued is based upon a landowner's acreage. Landowner
 647 Preference tags shall be allocated by the following minimum acreage requirements:
 648

TAGS	MINIMUM ACREAGE	HUNT TYPE
2	40	All hunts except eastern Oregon buck deer, Eastern Oregon bull elk, either-sex elk, and either-sex or doe/fawn pronghorn antelope hunts
2	160	All hunts
3	1,200	All hunts
4	2,500	All hunts
5	5,000	All hunts
6	10,000	All hunts
8	20,000	All hunts
10	40,000	All hunts
12	80,000	All hunts
14	160,000 and greater	All hunts

649
 650 (9) Landowner preference tags for the hunting of deer or elk may be issued to any person of the landowner's
 651 choosing, and shall be used for the taking of antlerless animals except as described in OAR 635-075-0005(10).
 652 Season dates of the transferred landowner preference tags shall be the same dates as the original tag.

653 (10) Landowner preference tags for the hunting of antlered deer or elk may be issued to a person of the
 654 landowner's choosing who is not a member of the landowner's, partner's, or stockholder's immediate family as
 655 follows:

656 (a) A landowner who is issued only one tag may not transfer that tag.

657 (b) A landowner who is issued two or more tags may transfer not more than 50 percent of the tags to a person
 658 who is not an immediate family member as defined in ORS 496.146 (4). If calculation of the number of tags
 659 eligible for transfer under the provisions of this paragraph results in a fraction, the Commission shall round up the
 660 number of tags to the next whole number.

661 (11) A landowner who is qualified to receive landowner hunting preference tags may request two additional tags
 662 for providing public access and/or two additional tags for wildlife habitat programs. This request shall be made to



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663 the Access and Habitat Board with supporting evidence that the access is significant and the habitat programs
664 benefit wildlife. The board may recommend that the commission grant the request. These tags may not be applied
665 to the options as defined in OAR 635-075-0005(8).

666 (12) No one shall receive both a controlled hunt tag and a landowner preference tag for the same type of hunt.
667 Landowner hunting preference tags shall not be issued to any person successful in the controlled hunt drawing for
668 the same type of hunt.

669 (13) Landowner preference tags, except as described in OAR 635-075-0007, 635-075-0010, and 635-075-0015
670 shall only be authorized by the headquarters office of the Department following the controlled hunt drawings.

671

672 Stat. Auth.: ORS 496.012, 496.138, 496.146 & 496.162

673 Other Auth.: Senate Bill 247 (2015)

674 Stats. Implemented: ORS 496.012, 496.138, 496.146 & 496.162

675 History. Adopted 10-11-19 f. ef. 12-1-19

676

677 **635-075-0026**

678 **Application Requirements**

679 (1) A valid controlled hunt Outfitter and Guide application shall be purchased from the Department. The purchase
680 price of the application is **\$30.00** [~~29.00~~] (plus a \$2.00 agent fee).

681 (a) No more than 50% of the available tags for a specific hunt number and species may be applied for, except
682 in cases where only one person applies for tags and/or an odd number of tags exists in particular hunt.

683 (b) Tags will only be issued for specific hunt units in which the Outfitter and Guide is certified and in which the
684 Outfitter and Guide has provided proof, to the Oregon State Marine Board, they have a valid federally issued
685 Special Recreation Permit or private land lease.

686 (c) When physically accompanying a client on an Outfitter and Guide Hunt on federal lands, Outfitter and
687 Guides must be in possession of a valid federally issued Special Recreation/Use Permit and comply with the
688 conditions and requirements of the permit. For purposes of this rule, "Outfitter and Guide Hunt" has the meaning
689 provided in OAR 635-045-0002(51).

690 (d) Applications must be complete and include such information as required which will include the six-digit State
691 Marine Board Registration number required under ORS 704.020 or they may be disqualified from the tag allocation
692 drawing.

693 (e) Applications, along with the proper fees, must be received by midnight December 1, of each year, at the
694 Department headquarters office. Applications received after the specified deadline dates shall be disqualified.

695 (2) No outfitter or guide may receive more than 25 tags per year for any single species of big game from the
696 December Outfitter and Guide tag drawing. Tags received in the first-come, first-serve remaining tag process are
697 in addition to tags drawn by an outfitter and guide in the December Outfitter and Guide tag drawing.

698

699 Statutory/Other Authority: SB 247 (2015), ORS 496.012, 496.138, 497.112 & 496.151

700 Statutes/Other Implemented: ORS 496.012, 496.138, 497.112 & 496.151

701 History. Adopted 10-11-19 f. ef. 12-1-19



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702

703 **635-200-0050**

704 **Deer, Elk, and Antelope (Pronghorn)**

705 (1) The provisions of this rule do not apply to carcasses or parts thereof from deer or elk salvaged pursuant to
706 OAR 635-043-0175. No portion of deer or elk salvaged pursuant to OAR 635-043-0200 may be purchased, sold,
707 or exchanged.

708 (2) Any person may purchase, sell, or exchange processed hides, hooves, dewclaws, sinews, or capes of deer
709 (*Odocoileus hemionus* or *O. virginianus*), elk (*Cervus canadensis*) or antelope (pronghorn) (*Antilocapra*
710 *americana*).

711 (3) Any person may sell or exchange the unprocessed hides, hooves, dewclaws, sinews, or capes of a deer, elk,
712 or antelope legally taken during an authorized hunting season.

713 (4) Any person may sell, purchase, or exchange any bone, elk ivory "buglers" or other part of the skeletal structure
714 of a deer or elk, except the skull.

715 (5) Any person may sell or exchange lawfully taken antlers which are detached from the skull, skull is split apart
716 between the antlers or naturally shed antlers to a licensed antler dealer for use only in manufacturing handcrafted
717 items from parts of these antlers. Handcrafted items do not include complete sets of antlers or whole heads and
718 antlers which are mounted for display or other purposes. Any person may purchase such lawfully manufactured
719 handcrafted items.

720 (6) Except as provided in subsection 7, any person desiring to purchase or exchange unprocessed deer, elk, and
721 antelope hides, hooves, dewclaws, or sinews must first secure a Hide Dealer Permit. Clients of a taxidermist do
722 not need this permit when a taxidermist provides the hide for mounting a client's legally taken antler or horn.

723 (a) Any person desiring to purchase or exchange antlers for use in the manufacture of handcrafted items must
724 first secure an Antler Dealers Permit. Antlers may not be purchased unless antlers are detached from the skull,
725 the skull is split apart between antlers, or the antlers are naturally shed;

726 (b) Hide and Antler Dealer Permits may be obtained by applying to the Oregon Department of Fish and
727 Wildlife.

728 (7) Any person may purchase the following for their personal use (not resale):

729 (a) Unprocessed deer, elk and antelope hides; and

730 (b) Deer and elk antlers (if detached from the skull, if skull is split apart between the antlers, or if naturally
731 shed).

732 (8) Hide Dealer and Antler Dealer Permit shall cost **\$34.50** [~~33.50~~] (plus a \$2.00 license agent fee) and shall expire
733 on December 31 of the year issued.

734 (9) At the time of purchase or exchange for unprocessed deer and elk hides and antlers, and for antelope hides,
735 every dealer shall maintain a record. Such record shall:

736 (a) Include the date of the transaction, numbers and kinds of hides or antlers purchased or exchanged, and
737 the name and address of the person from whom acquired;

738 (b) Be maintained at the business address of the hide dealer or antler dealer for a three-year period.

739 (10) Hide and antler dealer records are subject to inspection at any time by any State Police officer or Department
740 of Fish and Wildlife representative.



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741 (11) Any person may sell, purchase or exchange any bone or other part of the skeletal structure of pronghorn
742 antelope, except the skull and horn sheaths.

743

744 Statutory/Other Authority: SB 247 (2015), ORS 496.012, 496.138, 496.146, 498.019, 498.022 & 498.042

745 Statutes/Other Implemented: ORS 496.012, 496.138, 496.146, 498.019, 498.022 & 498.042

746 History. Adopted 10-11-19 f. ef. 12-1-19

747

748 **635-435-0015**

749 **Requirements for Wildlife Control Operator Permit**

750 (1) WCO permits may be issued to either an individual or business listed on the application. A business or
751 business owner is not required to take the WCO test if they do not conduct any wildlife control activities. A
752 biennial, ~~\$62.50~~ **\$64.50** non-refundable WCO permit fee is required for each WCO business; and each permit will
753 cover all employees eligible to conduct WCO activities. A WCO permit for business requires a minimum of one
754 employee designee passing the WCO test, administered by the Department.

755 (2) All individuals > 18 years of age conducting wildlife control activities must pass the Department administered
756 WCO test with a minimum test score of 80%. A WCO training manual is available on the ODFW website. A \$25
757 non-refundable test administration fee is required of test applicants for each test administered.

758 (3) Submittal of a completed WCO application form shall include:

759 (a) Business information including whether the applicant is an individual, partnership, corporation, Limited
760 Liability Company or other legal entity.

761 (A) If a partnership, the application must provide the full names and addresses of the partners.

762 (B) If a corporation, the application must provide the full name and addresses of all officers, directors and
763 stockholders.

764 (C) If a Limited Liability Company, the application must provide the full names and addresses of all
765 members and managers.

766 (D) If the application is structured as a tiered organization, the application must provide the full names and
767 address of all of the partners; or officers, directors and stockholders; or members and managers of each
768 substituent entity within the tiered organization;

769 (b) List of each employee who will be conducting WCO activities and has passed the WCO test.

770 (4) Upon application approval, applicants must submit a ~~\$62.50~~ **\$64.50** non-refundable WCO Permit fee.

771 (5) The Department must notify an applicant that it intends to deny the application within 30 days of the date a
772 completed application is received. The proposed denial will be based on a review of the applicant's information not
773 meeting the conditions defined in these rules.

774 (6) A WCO permit is not required for any person younger than 18 years of age that is directly associated with a
775 business that has at least one employee that has passed the WCO test who is mentoring the young individual.

776 (7) Permits are valid for two consecutive calendar years from the date of issue.

777 (8) WCO permit renewal by an individual or business requires:

778 (a) Submission of renewal application and remittance of a ~~\$62.50~~ **\$64.50** non-refundable application fee.

779 (b) Individual Applicants and Employees listed on the business renewal application must:



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- 780 (A) Provide documentation with the renewal application of 12 hours of Department approved
781 continuing education within the previous two calendar years; or
782 (B) Retake the WCO test administered by the Department with a minimum score of 80%.
783 (c) Failure to renew a WCO permit, due to expirations or to permit revocation requires the permittee to apply
784 as a new applicant with all employees listed on the application required to retake the WCO test with a passing
785 score.
- 786 (9) A WCO permit revoked for violation of wildlife rules or conditions of the permit may be denied reapplication by
787 the Department for up to five years.
- 788 (10) Businesses must notify the Department within 14 business days of termination or removal of an employee
789 listed on their WCO permit.
- 790
- 791 Stat. Auth.: ORS Ch. 496.012, 496.138, 496.146, & 496.162
792 Stats. Implemented: ORS Ch. 496.012, 496.138, 496.146, & 496.162
793 History. Adopted 10-11-19 f. ef. 12-1-19
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