

Agenda Item Summary

ISSUE 1 of 2

RESTORATION AND ENHANCEMENT PROJECT APPROVALS

BACKGROUND

On September 6, 2019, the R&E Board recommended three projects totaling \$485,117. This is the third funding cycle for the 2019-2021 biennium. If the Commission adopts these recommendations, \$22,992 of the \$5,249,791 biennium allocation will remain.

PUBLIC INVOLVEMENT

R&E Board meetings are open to the public and considered “public meetings” under the Oregon Public Meetings laws. Notice of upcoming meetings is provided on request, listed on the ODFW website, and distributed via news release to statewide and local media.

ANALYSIS

A summary of the seven projects recommended for funding is presented in the staff report (Attachments 4-5).

OPTIONS

Option 1. Approve the R&E Board recommendations set forth in Attachments 4-5.
Option 2. Reject individual projects.

STAFF RECOMMENDATION

Option 1.

DRAFT MOTION	I move to approve the recommendations of the Fish Restoration and Enhancement Board set forth in Attachments 4-5.
EFFECTIVE DATE	December 9, 2019

FORMAL ADOPTION OF OREGON ADMINISTRATIVE RULES FOR THE R&E PROGRAM TO IMPLEMENT SB 42 AND PERFORM HOUSEKEEPING.

BACKGROUND

The Restoration and Enhancement (R&E) Program was established in 1989 to fund projects to improve fisheries, maintain hatcheries and provide access and opportunity for Oregon fishers. The Program was scheduled to sunset December 31, 2019. Senate Bill 42 (SB 42) was enacted by the 2019 Legislature to remove the program sunset date, modify the requirement such that three members represent the commercial salmon industry, and change the meeting frequency requirement from not more than 120-day intervals to at least four times per biennium.

Attachment 4 incorporates the changes from SB 42 and further updates and streamlines the OAR's, which have not been updated in over a decade.

PUBLIC INVOLVEMENT

The changes related to SB 42 were vetted through the Legislative process. During the September 6th R&E Board meeting in Bend, proposed changes were discussed with the Board and feedback was solicited. While the meeting was open to the public, no members of the public attended. Discussions related to rulemaking also occurred at several R&E Board meetings in 2018 in preparation for SB 42.

ANALYSIS

A summary of the recommended OAR changes is presented in Attachment 4. The passage of SB 42 necessitated updates to these OARs. The proposed rules not only address the changes made by SB 42, they also include housekeeping changes, such as reorganization and clarification to better reflect current operations. Other than the changes provided in SB 42, the proposed changes are not intended to affect the current operations of the program.

OPTIONS

- Option 1. Approve ODFW staff recommended OAR amendments as set forth in Attachment 4.
- Option 2. Adopt a modified version of the proposed OAR change.
- Option 3. No action. Do not update the rules.

STAFF RECOMMENDATION

Option 1.

DRAFT MOTION

I move to amend Chapter 635, Division 009 relating to implementing SB 42 and housekeeping, as proposed by staff in Attachment 5.

EFFECTIVE DATE

January 1, 2020