



Oregon Fish and Wildlife Commission Agenda

Meeting:
Friday, November 13, 2020 - 8:00 AM
Oregon Department of Fish and Wildlife
Virtual Meeting
4034 Fairview Industrial DR SE
Salem, OR 97302

Friday, November 13, 2020

See notes on the last page of this agenda for instructions on how to [register](#) to testify on the exhibit items.

DIRECTOR'S REPORT

Field Reports – in written form only

EXPENDITURE REPORT

Staff: Erica Kleiner, Deputy Director for Administration

ADOPT TEMPORARY RULES

Curt Melcher, Director

1.) 635-004-0355

Commercial Nearshore Fishery In-season Other Nearshore Rockfish Daily Trip Limit

Implementation & Bimonthly Limit Decrease

Adopted October 15, 2020: effective October 23, 2020 through December 31, 2020

This amended rule implements a daily trip limit of 15 pounds of other nearshore rockfish combined from October 23 through December 31, 2020, and decreases the other nearshore rockfish cumulative trip limit to 45 pounds from November 1 through December 31, 2020.

2.) 635-004-0275

Federal Actions and Management Measures Implemented for Commercial Groundfish Fisheries

Adopted October 22, 2020: effective October 22, 2020 through December 31, 2020

This amended rule adopts in-season actions previously adopted by the federal government for 2019-2020 Pacific Coast commercial groundfish fisheries, including but not limited to increased trip limits for sablefish in the Limited Entry Fixed Gear and Open Access fisheries.

3.) 635-042-0032

Set Columbia River Commercial Mainstem Coho Salmon Fisheries

Adopted October 23, 2020: effective October 26, 2020 through December 31, 2020

This rule authorizes late fall non-Treaty commercial tangle net fisheries in the Columbia River, including three tangle net fishing periods in Zones 1-3. Sturgeon may not be retained. Modifications are consistent with action taken October 22, 2020 by the Departments of Fish and Wildlife for the States of Oregon and Washington at a meeting of the Columbia River Compact.

4.) 635-039-0085

Maintain Open Recreational Pacific Halibut Fishery on the Central Oregon Coast Per Federal Guidelines

Adopted October 26, 2020: effective October 26, 2020 through December 31, 2020

This amended rule will maintain the Central Coast open period through October 31, 2020 for the Central Oregon Coast Subarea and reference the current federal guidelines as amended on May 1, 2020.¹

5.) 635-048-0005

Allow youth to hunt with a supervising adult after passing classroom component of Hunter Education.

Adopted: October 28, 2020 – Effective Dates: October 28, 2020 through March 31, 2021

OAR 635-048-0005 states in part that anyone younger than 18 years of age shall have proof of hunter education in their possession when hunting, except youth participating in the Mentored Youth Program; and that hunter education training must include both a classroom (physical or virtual) component and a field day. Amendment is to allow individuals under 18 years of age to hunt, with a Hunter Education “Online Course” Completion Certificate issued by the Department, when in the presence of a supervisory adult who is 21 years of age or older.

6.) 635-019-0090, 635-023-0130

Increase Adult Steelhead Bag Limit in Columbia and Lower John Day Rivers

Adopted October 30, 2020: effective November 1, 2020 through December 31, 2020

This amended rule allows retention of one hatchery steelhead in the Columbia River upstream of The Dalles Dam and in the lower John Day River downstream of Tumwater for the remainder of the year. Revisions are consistent with action taken October 29, 2020 by the Departments of Fish and Wildlife for the States of Oregon and Washington.

7.) 635-004-0275

Federal Actions and Management Measures Implemented for Commercial Groundfish Fisheries

Adopted November 5, 2020: effective November 5, 2020 through December 31, 2020

This amended rule adopts in-season actions previously adopted by the federal government for 2019-2020 Pacific Coast commercial groundfish fisheries, including but not limited to extending the 2020 sablefish primary fishery from October 31, 2020 to December 31, 2020.

OTHER BUSINESS

COMMISSION UPDATES

Commissioner Mark Labhart; Oregon Conservation and Recreation Fund Report

PUBLIC FORUM

Note: This part of the agenda is for comments on topics not scheduled elsewhere on the agenda. Please contact the Oregon Department of Fish and Wildlife Office of the Director before 8:00 AM November 11, 2020 (at least 48 hours prior to the meeting) to be included in the public forum. If you bring written summaries or other materials to the meeting please provide the Commission Assistant with 20 copies prior to your testimony. The Commission is unable to take action on items brought to their attention in this forum.

*Native Fish Society, Oregon Coast Steelhead 5 year CMP review
Kirk Blaine
Jeff Hickman*

*Land Owner; Land Owner Preference Criteria
Jerry Aplin*

*Oregon Anglers Alliance, Welcome to the Oregon Anglers Alliance
Leonard Krug*

*ODFW's Response to Fire-related Impacts at Hatcheries
David Moskowitz, The Conservation Angler*

EXHIBIT A: COMMISSION MINUTES

The Commission will be asked to approve draft Commission meeting minutes from October 9, 2020.

EXHIBIT B: RESTORATION AND ENHANCEMENT PROJECT APPROVAL AND BOARD APPOINTMENT

The Commission will be asked to approve project funding for the Restoration and Enhancement (R&E) Board recommended (Cycle 5) and appoint one new R&E Board member.

Staff: Kevin Herkamp, STEP and R&E Program Coordinator

Public Testimony: 48 hour Advance [Registration](#) Required

Approval; Appointment

EXHIBIT C: SALMON AND TROUT ENHANCEMENT PROGRAM OVERVIEW, STEP ADVISORY COMMITTEE MEMBERSHIP REDUCTION AND TERRITORY REALIGNMENT

The Commission will be provided an overview of the Salmon and Trout Enhancement Program (STEP) and will be asked to approve the proposed Step Advisory Committee (STAC) Membership Reduction and Territory Realignment.

Staff: Kevin Herkamp, STEP and R&E Program Coordinator

Public Testimony: 48 hour Advance [Registration](#) Required

Approval

EXHIBIT D: ACCESS AND HABITAT PROJECT FUNDING

The Commission will be asked to approve the Access and Habitat Board recommendations for project funding

Staff: Travis Schultz, Access and Habitat Program Coordinator

Public Testimony: 48 hour Advance [Registration](#) Required

Approval

EXHIBIT E: PETITION TO PERMANENTLY CLOSE COMMERCIAL AND RECREATIONAL BEAVER TRAPPING AND HUNTING ON FEDERALLY MANAGED PUBLIC LANDS

The Commission will consider an Administrative Procedure Act petition requesting to close commercial and recreational beaver trapping and hunting on federally managed public lands. The Commission will be asked to either deny the petition or accept the petition and initiate rulemaking proceedings. **The Commission requests public comment on whether options exist for achieving the rule's substantive goals in a way that reduces the negative economic impact on businesses.**

Staff: Derek Broman, Carnivore/Furbearer Coordinator

Public Testimony: 48 hour Advance [Registration](#) Required

Consideration

EXECUTIVE SESSION

The Executive Session is held pursuant to ORS 192.660(2)(f) to consider information or records that are exempt by law from public inspection, as well as to consult with legal counsel concerning legal rights and duties regarding current litigation or litigation likely to be filed as authorized by ORS 192.660(2)(h).

ADJOURN

FUTURE PROPOSED COMMISSION TOPICS

* Written public comments for future Commission Topics can be submitted in writing prior to the meeting date at ODFW.Commission@state.or.us or mailed to 4034 Fairview Industrial Drive SE Salem, OR 97302.

December 11, 2020 – Salem

**Written public comment period will open October 15, 2020*

- 2021 Ground fisheries and 2019 Nearshore Logbook Report – Rulemaking
- Ceremonial Hunting and Fishing by the Burns Paiute Tribe of Oregon - Rulemaking

January 15, 2021 – Salem

**Written public comment period will open November 15, 2020*

- Abalone -Rulemaking
- Pink Shrimp – Rulemaking
- Market Squid –Rulemaking
- Schedule of Damages for Commercial Fishing Violations- Rulemaking
- Non-Native Gamefish Management Policy - Rulemaking
- Conservation and Recreation Fund Advisory Committee Project Approval- Approval

February 12, 2021 – Salem

**Written public comment period will open December 15, 2020*

- 2020 Lower Columbia River White Sturgeon Population and Fisheries Update- Informational

March 19, 2021 – Salem

**Written public comment period will open January 15, 2021*

- A&H Project Funding- Approval
- 2020 Ocean Salmon Fisheries Informational Briefing- Informational

April 23, 2021 – Salem

**Written public comment period will open February 15, 2021*

- 2021-2022 Oregon Game Bird Regulations- Rulemaking
- 2021 Pacific Halibut Fisheries Regulations - Rulemaking
- 2021 Ocean Salmon Fisheries and Ocean Terminal Fisheries - Rulemaking

May 14, 2021 - HOLD

**Written public comment period will open March 15, 2021*

No Meeting Scheduled

June 18, 2021 – Salem

**Written public comment period will open April 15, 2021*

- Access and Habitat Project Funding – Approval
- 2022 Auction Raffle Tag Allocations – Approval
- R&E Board's recommendations for project funding – Approval
- Review of Salmon Stock Status – Informational

July 9, 2021 – HOLD

**Written public comment period will open May 15, 2021*

No Meeting Scheduled

August 6, 2021 – Salem

**Written public comment period will open June 15, 2021*

- 2022 Sport Fish Regulations - Rulemaking

September 17, 2021 – Salem

**Written public comment period will open July 15, 2021*

- Big Game Regulations – Rulemaking

October 15, 2021 – Salem

**Written public comment period will open August 15, 2021*

November 19, 2021 – HOLD

**Written public comment period will open September 15, 2021*

No Meeting Scheduled

December 17, 2021 – Salem

**Written public comment period will open October 15, 2021*

- Access and Habitat Program Funding – Approval
- Ground Fisheries and Nearshore Logbook Report – Rulemaking
- R&E Project Approval, Appointments, STEP Annual Report –Approval

PLEASE NOTE

AGENDA

The Commission meeting will begin at 8:00 a.m. November 13, 2020 and proceed chronologically through the agenda. If you wish to receive written materials prepared for any of the agenda items, please contact the Director's Office in Salem at 503.947.6044 or see the agency's website at <https://www.dfw.state.or.us/agency/commission/minutes/>.

The Commission will take a lunch recess as close to 12:00 p.m. as the agenda will accommodate.

PUBLIC TESTIMONY REGISTRATION

If you wish to give verbal testimony on any Exhibit item scheduled on the November 13 agenda, you **must register before 8:00AM Wednesday November 11, 2020; a minimum of 48 hour prior to the meeting.**

HOW TO REGISTER TO SPEAK AT THE November 13, 2020 COMMISSION MEETING

When registering to testify please provide ***first and last name, topic, a valid email address, and da phone number.***

Listed below are three way that you can register:

- 1) Click on the link provided on the [agenda](#); fill out the registration form; and click submit.
- 2) Send an email the ODFW.Commission@state.or.us ; in your email, the information listed above must be provided.
- 3) Call the Department at 503-947-6044 or 503-507-5546.

PUBLIC TESTIMONY

You will be called to testify by the Commission Chair. The Commission places great value on information received from the public, and wants to avoid arbitrary limits on the time or attention allocated to each witness. Therefore, persons desiring to testify or otherwise present information to the Commission are encouraged to:

- 1) Limit testimony to three (3) minutes, recognizing that substance, not length, determines the value of testimony or written information;
- 2) Endorse rather than repeat testimony of other witnesses; and
- 3) Groups or organizations wishing to testify should designate one spokesperson whenever possible.

PUBLIC FORUM

If you wish to give testimony on any item not scheduled elsewhere on the agenda, please contact the Director's Office, Oregon Department of Fish and Wildlife, 503.947.6044, **you must register before 8:00AM Wednesday November 11, 2020; a minimum of 48 hour prior to the meeting.**

Please provide written summaries or other materials to the Commission Assistant prior to your testimony. The Commission is unable to take action on items brought to their attention in this forum.

THANK YOU FOR TAKING THE TIME TO PRESENT YOUR VIEWS

Materials delivered to the Director's Office sufficiently in advance of the meeting will be distributed to the Commission prior of the meeting day; any correspondence or materials received less than 72 hours prior to the meeting will be provided to the Commissioners the day of the meeting. If you have questions regarding this Agenda, please contact Michelle Tate, Director's Office, Oregon Department of Fish and Wildlife, 4034 Fairview Industrial Drive SE, Salem, Oregon, 97302, or call 503- 947-6033.

REASONABLE ACCOMMODATION OF DISABILITIES

Reasonable accommodation, such as assistive hearing devices, sign language interpreters, and materials in large print or audiotope, will be provided as needed. In order to ensure availability, please contact the Director's Office at 503.947.6044 at least 72 hours prior to the meeting to make your request. TTY users can reach ODFW by using the Oregon Telecommunications Relay Service. Please dial 711 and ask to connect to 503-947-6044.