

OFFICE OF THE SECRETARY OF STATE
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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
04/21/2022 12:19 PM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: Furbearer Trapping and Hunting Regulations for the 2022-2023 and 2023-2024 Seasons.

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 06/17/2022 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.

CONTACT: Roxann Borisch
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4034 Fairview Industrial Drive SE
Salem, OR 97302

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: 06/17/2022

TIME: 8:00 AM - 5:00 PM

OFFICER: ODFW Commission

ADDRESS: Oregon Dept of Fish and Wildlife

4034 Fairview Industrial Dr SE

Salem, OR 97302

SPECIAL INSTRUCTIONS:

Because of the rapidly changing situation with COVID-19, all or portions of this hearing may be conducted virtually. Information will be posted on our website at <https://www.dfw.state.or.us/agency/commission/minutes/>

NEED FOR THE RULE(S)

This action is necessary to establish harvest and pursuit seasons for furbearers to maintain their numbers at optimum levels and provide optimum recreation and aesthetic benefits for citizens of this state.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE

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, Wildlife Division, 4034 Fairview Industrial Drive SE, Salem, Oregon 97302-1142. Contact Roxie Borisch at 503-947-6314 or Roxann.b.borisch@odfw.oregon.gov to view by appointment between the hours of 8:00 a.m. and 4:00 p.m., on normal working days, Monday through Friday.

STATEMENT IDENTIFYING HOW ADOPTION OF RULE(S) WILL AFFECT RACIAL EQUITY IN THIS STATE

The Department has solicited input from representatives of underrepresented communities likely to be affected on whether the proposed rule will have a fiscal impact on the community, the extent of the fiscal impact, and whether the rules will have significant impact on underrepresented communities. For a complete list of persons, the department has

invited to provide pre-notice comments please contact Roxie Borisch at 503-947-6314 or Roxann.b.borisch@odfw.oregon.gov.

FISCAL AND ECONOMIC IMPACT:

There are no expected major direct fiscal or economic effects resulting from the proposed rule changes for the proposed seasons and bag limits for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons.

The Department recognizes that furbearers also provide nonmarket values such as, indirect use values (through expanded ecological functional benefits) and nonuse values (existence value). While these values are not analyzed in this fiscal impact statement and are beyond the scope of required assessment of small business cost of compliance under ORS 183.336, the Department understands that these values contribute to the total economic value of the resource.

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) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s).

A. State agencies which could be affected by rules relating to furbearer seasons are the Department (wildlife management costs) and the Oregon State Police (enforcement costs). However, no significant changes from the current levels of these agencies' operations or expenditures are expected as a result of these rules.

B. 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.

C. The public is affected by rules relating to furbearer seasons. Various sectors of the public economy (trappers and their suppliers, purchasers of furs, livestock producers, and the general economy) may experience different impacts. The economic impact of possible changes in furbearer harvest rules depends primarily on the effects on (a) furbearer harvesters through changes in harvest levels, (b) livestock producers through changes in the level of predator control and (c) other parties through changes in predator control. An Oregon State University economic report by Gum and O'Connor (1987) contained a discussion of these effects that is still useful as background information. We expect no significant changes in the level of predator harvest that could affect livestock producers.

Table 1 contains a summary of license sales, transactions, and revenues for the 2019, 2020, and 2021 License Years. Furtaker licenses are required to trap and hunt furbearing mammals in Oregon. These include bobcat, muskrat, river otter, beaver, and raccoon, among others. Record cards are required to take western bobcat, statewide bobcat, and river otter (record cards also serve as an important data source for Department's furbearer program). Ages associated with the Youth Furtaker License here is 12-17 years old. Late reporting fees, which are \$50 each and typically make up approximately \$10,000 in revenue each year, are not included in the figures below. Generally, in recent years Oregon furtaker licenses have been on the decline. Oregon furtaker licenses sold ranged from 1,456 to 1,738, while record cards (bobcat & river otter) ranged from 1,659 to 1,797. Fur Dealer Permits ranged from 48 to 70. Overall furbearer program revenues average around \$166,600 annually over the last three years.

Table 1. Oregon furtaker and fur dealer license sales, fees, and revenues 2019, 2020, and 2021 (See Table 1)

Revenues from the furbearer program pay for the administration of the program which is self-sustaining and costs approximately \$45,000 per biennium (including 8%, 2 months, of the annual salary for the program biologist; 1 month funding for Natural Resource Specialist 2 positions in district offices for pelt check-in and data collection; 1 month of administrative staff costs for Public Service Representatives at field offices and Headquarters; 10% funds program supplies and services; and the costs of administrative rulemaking is also paid for through program revenues). There are additional benefits provided through the program, as it provides value from the information collected on a breadth of species in Oregon, including conservation strategy species. The program also provides consultation about issues related to addressing damages from furbearers species, which are not accounted for in this fiscal analysis of the program. Southwick R., Woolley A, and Leonard Q. (2005) detail the public costs of losing trapping as a wildlife management tool, detailing the impacts to human health, transport, wildlife population management, agriculture, infrastructure, and other wildlife-related damages.

Estimated harvest levels in Table 2 are drawn from the 2019-2020 and 2020-2021 mandatory harvest reports and include both trapping and hunting. These harvest numbers are considered "minimum" because the mandatory reporting does not have 100% compliance and thus the actual total harvest is likely underestimated. Under statute, some species defined as predatory animals in certain situations, such as beavers and coyotes, may be taken on private property without reporting. Therefore, the reported harvest of these species is likely underestimated (especially coyotes). The pelt values are the weighted averages of the Oregon Territorial Council on Furs (OTC) 2020 and 2021 Prineville and Klamath Falls fur sale results (note the Klamath Falls auction was cancelled in 2020, so 2020 fur values are based exclusively off the Prineville auction). Reported harvest estimates and average pelt values are multiplied to estimate the associated harvest revenues for the 2020 furtaking seasons. Total potential revenues were approximately \$548,835 for 2020-21. This represents an approximate decrease of \$251,427 when compared to the 2019-2020 season (\$800,261 potential revenues), lower harvest rates are the key factor driving this decline of value.

Table 2. Estimated harvest and associated revenues for 2019-2020 and 2020-2021 (See Table 2)

A 2015 Responsive Management study estimated the number of active trappers in the U.S. at 177,000 and in the West (not including Alaska) at about 23,000. In Oregon, the estimated mean days trapped in the 2014-15 season was about 36 days, which is the same as the national average. In terms of where they trap primarily, 24% focus on public land, 30% private land, and 46% both equally. Oregon trappers have out, on average, about 7 snares and 6.5 non-snare traps daily. Sixty percent of Oregon trappers have been contacted by a landowner to trap nuisance wildlife of their property, though only 32% of their trapping, on average, involves removal of nuisance wildlife. About two-thirds of Oregon trappers indicated that trapping is not important as a source of income (11% said "very important"). Mean expenses, in inflation adjusted 2021 dollars, for Oregon trappers is \$1,971.66, with 58% of them spending \$559.64 or more per season.

Although the rules relating to wildlife regulations can be generally viewed as reducing positive economic impacts in the short run, conservation through the regulation of seasons and other factors is intended to conserve Oregon's natural resources at optimal levels in the long run. Failure to restrict harvests of furbearers to allow for adequate reproduction and growth would result in adverse economic effects in the future. The regulations attempt to strike a balance that will provide opportunities and associated benefits subject to the need to conserve these wildlife populations.

References

Gum, Russell L. and Carl W. O'Connor. Economic Value of the Fur Trapping Industry in Oregon. Special Report 812.

Oregon State University, Agricultural Experiment Station. September, 1987.

Responsive Management. Trap Use, Furbearers Trapped, and Trapper Characteristics in the United States in 2015. Conducted for the Association of Fish and Wildlife Agencies.

Southwick R., Woolley A, and Leonard Q. Potential Costs of Losing Hunting and Trapping as Wildlife Management Methods. Conducted for the Animal Use Issues Committee of the International Association of Fish and Wildlife Agencies (IAFWA). May 2005.

US Bureau of Labor Statistics. CPI Inflation Calculator. https://www.bls.gov/data/inflation_calculator.htm Retrieved on April 8, 2022.

(2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); Businesses that buy pelts would be affected by the rules. There were 48 Fur Dealer permits sold in 2021.

(b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s);

There are no expected reporting, recordkeeping, or other administrative activities required for compliance with this rule.

(c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

There are no equipment, supplies, labor, or increased administration required for compliance with this rule.

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

Not applicable to this filing.

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

The draft administrative rules were developed without a rule advisory committee because the proposed amendments and anticipated impacts on both the public and on wildlife are minimal. However, feedback was received during a facilitated stakeholder work group process to assess trap check regulations. Correspondence from and testimony by interested and affected persons is accepted into record and is part of the rulemaking process. The rules are believed to be fully compatible with legislative direction on the goals of wildlife management in Oregon.

NOTE: Additional PDF filed with this filing not included in this document. Please contact Department of Fish and Wildlife for a copy of this document.

RULES PROPOSED:

635-008-0050, 635-008-0060, 635-008-0065, 635-008-0069, 635-008-0070, 635-008-0075, 635-008-0122, 635-008-0126, 635-008-0130, 635-008-0163, 635-008-0185, 635-008-0197, 635-008-0200, 635-050-0015, 635-050-0045, 635-050-0050, 635-050-0070, 635-050-0080, 635-050-0090, 635-050-0100, 635-050-0110, 635-050-0120, 635-050-0130, 635-050-0140, 635-050-0150, 635-050-0170, 635-050-0180, 635-050-0183, 635-050-0189, 635-

050-0210

AMEND: 635-008-0050

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-008-0050

Fish and Wildlife Commission to Post and Enforce Rules ¶¶

In compliance with authority contained in ORS 496.146(9), and penalties prescribed in 496.992, the following rules are adopted to protect wildlife, fish, lands, and appurtenances or management activities and objectives on lands where title to, or control of, rests in the State of Oregon, acting by and through its Department of Fish and Wildlife ("department owned, managed, or controlled areas"). In addition to the requirements and restrictions contained in chapter 635, divisions 011, 021, 045, 046, 050, 051, 052, 053, 054, 060 and 065; the following rules shall apply to all Department owned, managed, or controlled areas referenced in chapter 635, division 008 except as modified by the rules for individual wildlife areas.¶¶

- (1) In order to further the purposes of ORS 496.012 or to protect public safety, portions of Department owned, managed, or controlled areas may be posted and closed to all entry. Entering an area posted "closed to entry" is prohibited.¶¶
- (2) Leaving garbage and litter on the area is prohibited.¶¶
- (3) Leaving personal or commercial property overnight on Department owned, managed or controlled areas is prohibited except at camping sites during authorized camping periods.¶¶
- (4) Posted Refuges and Safety Zones are closed to hunting, trapping and shooting.¶¶
- (5) Motor vehicles are prohibited except on parking areas, open roads, areas posted as open to motor vehicles, or as provided for in the following rules. No cross-country travel or off road motor vehicle use is allowed, except for administrative use.¶¶
- (6) A permit is required to remove firewood, cut trees, dig or remove minerals, sand, gravel, rock, or any other article, product or material found on the area except for fish and wildlife taken as permitted by law and edible fruiting bodies of plants for personal consumption.¶¶
- (7) An agreement is required to graze livestock except riding and pack animals in actual use for recreational purposes. Trespass livestock may be removed and/or impounded at the owner's expense in compliance with ORS Chapter 607.¶¶
- (8) No person shall display behavior which unreasonably deters, distracts or hinders others in the peaceable enjoyment of the area.¶¶
- (9) The Department may evict any person from an area for any violation of any Department rule or regulation, or when continued presence of that person could cause a threat to the rights and safety of others or property.¶¶
- (10) No person, commercial vendor or company shall dispense or sell material, goods or items on the area.¶¶
- (11) Drones/UAV's may not be flown within the boundary of any ODFW owned, managed, or controlled area except for administrative use. ¶¶
- (12) The Department may manage, control or humanely remove any non-native or invasive species from Department owned, managed, or controlled areas for the purpose of protecting native wildlife and their habitats.¶¶
- (13) All dogs must be kept on a leash, except:¶¶
 - (a) While accompanied by a licensed hunter when being used to hunt game birds, including while going to or coming from hunting locations;¶¶
 - (b) In a posted dog training area;¶¶
 - (c) While the dog is under direct control in a posted parking area, designated campground or on a road currently open to public motor vehicle traffic; or¶¶
 - (d) As otherwise specified in 635-008-0112, 0147, 0190, 0211. ¶¶
- (14) it is unlawful to dig and disturb any artifact or archaeological specimen on any public land per ORS Chapter 358 and federal law under the Archaeological Resources Protection Act of 1979.¶¶
- (15) Possession and use of fireworks, explosives, or similar materials is prohibited.¶¶
- (16) The Department may issue access permits allowing exceptions to these rules for uses or activities compatible with the purpose of each area, and consistent with the goals and objectives of the respective management plan where applicable.

Statutory/Other Authority: ORS 498.012, 496.138, 496.146, 498.128, 501.015

Statutes/Other Implemented: ORS 498.012, 496.138, 496.146, 498.128, 501.015

AMEND: 635-008-0060

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-008-0060

Burns Gravel Pond (Harney County) ¶¶

The Burns Gravel Pond area is open to public use unless otherwise excluded or restricted by the following rules:¶¶

(1) Hunting is prohibited.¶¶

(2) Discharging firearms is prohibited.¶¶

(~~23~~) Camping is prohibited.¶¶

(~~34~~) Open fires are prohibited.¶¶

(45) The area is closed to the public between 10 pm and 4 am.¶¶

(6) Trapping is prohibited.

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

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

AMEND: 635-008-0065

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-008-0065

Carver Fishing Access: Clackamas County ¶

In addition to the provisions in OAR 635-008-0200, at the Carver Fishing Access (Clackamas County):¶

(1) Public use is prohibited between the hours of ~~10 p.m. pm~~ and ~~4 a.m. am~~ daily.¶

(2) Open fires are prohibited.¶

(3) Trapping is prohibited.

Statutory/Other Authority: ORS 496.012, 496.138, 496.146

Statutes/Other Implemented: ORS 496.012, 496.138, 496.146

AMEND: 635-008-0069

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-008-0069

Courtney Creek Wildlife Area (Linn County)

The Courtney Creek Wildlife Area is open to wildlife-oriented public use unless otherwise excluded or restricted by the following rules:¶¶

- (1) Camping or overnight stay is prohibited.¶¶
- (2) The area is closed to the public 10 pm to 4 am.¶¶
- (3) Open fires are prohibited.¶¶
- (4) Discharging firearms is prohibited except shotguns during game bird and game mammal seasons.¶¶
- (5) The use of air guns, BB guns and paintball guns is prohibited.¶¶
- (6) Trapping is prohibited.

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

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

AMEND: 635-008-0070

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-008-0070

Coyote Springs Wildlife Area (Morrow County) ¶

The Coyote Springs Wildlife Area is open to wildlife-oriented public use compatible with the goals and objectives contained in the 2008 Columbia Basin Wildlife Area Management Plan unless otherwise excluded or restricted by the following rules:¶

- (1) Camping or overnight stay is prohibited.¶
- (2) Open fires are prohibited.¶
- (3) Discharging firearms other than shotguns is prohibited.¶
- (4) Discharging a shotgun is prohibited except as authorized during game bird seasons.¶
- (5) No person shall possess or use any shot other than federally-approved nontoxic shot.¶
- (6) The wildlife area is closed to the public between 10 pm and 4 am except in designated parking areas.¶
- (7) No person shall leave decoys set out overnight (10 pm to 4 am.)¶
- (8) Placing waterfowl hunting site closer than 200 yards apart is prohibited.¶
- (9) Closed to all big game hunting.¶
- (10) ODFW Wildlife Area Parking Permit required.¶
- (11) Trapping is prohibited.

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

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

AMEND: 635-008-0075

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-008-0075

Crates Point Wildlife Area (Wasco County) ¶

The Crates Point Wildlife Area is open to wildlife-oriented public use unless otherwise excluded or restricted by the following rules:¶

(1) Discharging firearms is prohibited except shotguns during authorized game bird and game mammal seasons.¶

(2) Camping is prohibited.¶

(3) Open fires are prohibited.¶

(4) The wildlife area is closed to the public between 10 pm and 4 am.¶

(5) Trapping is prohibited.

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

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

AMEND: 635-008-0122

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-008-0122

Lorens Drift Public Access (Trask River): (Tillamook County) ¶

The Loren's Drift Public Access (Trask River; Tillamook County) is open for public use unless otherwise excluded or restricted by the following rules:¶

- (1) The public access is closed to the public between 10 pm and 3 am.¶
- (2) Open fires are prohibited.¶
- (3) Motorized vehicle travel is only allowed on open roads or parking areas.¶
- (4) Overnight parking of vehicles is prohibited.¶
- (5) Discharge of any firearm is prohibited.¶
- (6) Dogs are permitted on leash only.¶
- (7) Trapping is prohibited.

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

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

AMEND: 635-008-0126

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-008-0126

Minam River Wildlife Area (Wallowa County) ¶¶

The Minam River Wildlife Area is open to wildlife-oriented public use unless otherwise excluded or restricted by the following rules:¶¶

(1) Discharging of firearms is prohibited except while hunting during authorized game bird and game mammal seasons.¶¶

(2) Camping is prohibited.¶¶

(3) Open fires are prohibited.¶¶

(4) The wildlife area is closed to the public between 10 pm and 4 am.¶¶

(5) The wildlife area lands are closed to public entry from December 1 through March 31. Exception: Year-round public access is permitted on the Minam River Trail and associated parking area along highway 82.¶¶

(6) ATV and snowmobile use is prohibited on all area lands except for administrative use.

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

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

AMEND: 635-008-0130

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-008-0130

Power City Wildlife Area (Umatilla County) ¶

The Power City Wildlife Area is open to wildlife-oriented public use compatible with the goals and objectives contained in the 2008 Columbia Basin Wildlife Area Management Plan unless otherwise excluded or restricted by the following rules:¶

- (1) Camping or overnight stay is prohibited.¶
- (2) Open fires are prohibited.¶
- (3) Discharging firearms other than shotguns is prohibited.¶
- (4) Discharging a shotgun is prohibited except as authorized during game bird and game mammal seasons.¶
- (5) No person shall possess or use any shot other than federally-approved nontoxic shot at any time, except for big game hunters using buckshot or slugs.¶
- (6) The wildlife area is closed to the public between 10 pm and 4 am except in designated parking areas.¶
- (7) Leaving decoys set out overnight (10 pm through 4 am) is prohibited.¶
- (8) Placing waterfowl hunting site closer than 200 yards apart is prohibited.¶
- (9) ODFW Wildlife Area Parking Permit required.¶
- (10) Trapping is prohibited.

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

Statutes/Other Implemented: ORS 496.012, 496.138, 496.146

AMEND: 635-008-0163

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-008-0163

Tami Wagner Wildlife Area (Lincoln County) ¶

The Tami Wagner Wildlife Area is open for wildlife-oriented public use unless otherwise excluded or restricted by the following rules:¶

(1) Discharging firearms is prohibited except as authorized during game bird and game mammal seasons.¶

(2) Camping is prohibited.¶

(3) Unauthorized motor vehicle use is prohibited.¶

(4) Trapping is prohibited.

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

Statutes/Other Implemented: ORS 496~~1~~.012, 496.138, 496.146, ~~496.162~~

AMEND: 635-008-0185

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-008-0185

Willow Creek Wildlife Area (Morrow County) ¶

The Willow Creek Wildlife Area is open to wildlife-oriented public use compatible with the goals and objectives contained in the 2008 Columbia Basin Wildlife Area Management Plan unless otherwise excluded or restricted by the following rules:¶

- (1) Camping or overnight stay is prohibited.¶
- (2) Open fires are prohibited.¶
- (3) Discharging firearms is prohibited except as authorized during game bird, game mammal, furbearer seasons or for the hunting of nongame non protected wildlife.¶
- (4) No person shall possess or use any shot other than federally-approved nontoxic shot at any time, except for big game hunters using buckshot or slugs.¶
- (5) The wildlife area is closed to the public between 10 pm and 4 am except in designated parking areas.¶
- (6) No person shall leave decoys set out overnight (10 pm through 4 am).¶
- (7) Placing waterfowl hunting site closer than 200 yards apart is prohibited.¶
- (8) ODFW Wildlife Area Parking Permit required.¶
- (9) Trapping is prohibited.

Statutory/Other Authority: ORS 496.012, 496.138, 496.146, ~~496.162, 496.992~~

Statutes/Other Implemented: ORS 496.012, 496.138, 496.146, ~~496.162, 496.992~~

AMEND: 635-008-0197

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-008-0197

Woodburn Ponds (Marion County) ¶

In addition to the provisions in OAR 635-008-0200, it is unlawful at Woodburn Ponds to:¶

(1) Discharge any firearm.¶

(2) Operate any motor-propelled craft, except craft propelled by electric motors.¶

(3) Use the area for any purpose between one hour after sunset and one hour before sunrise.¶

(4) Trapping is prohibited.

Statutory/Other Authority: ORS 496.138, 496.146, 496.0162

Statutes/Other Implemented: ORS 496.138, 496.146, 496.0162

AMEND: 635-008-0200

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-008-0200

Other Department Owned, Managed or Controlled Areas

On other Department owned, managed or controlled areas which are not listed within these rules and are primarily available to the public for the purpose of angling or boat access, the following restrictions, in addition to 635-008-0050, also apply:¶

(1) Discharging rifles and pistols is prohibited.¶

(2) Camping is prohibited.¶

(3) These areas are closed to the public between 10 pm and 4 am unless otherwise posted.¶

(4) Open fires are prohibited from June 1 through October 31 except in designated areas. Open fires are prohibited during designated fire closures.

Statutory/Other Authority: ORS 496.012, 496.138, 496.146, ~~496.162~~, ~~496.992~~

Statutes/Other Implemented: ORS 496.012, 496.138, 496.146, ~~496.162~~, ~~496.992~~

AMEND: 635-050-0015

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-050-0015

Purpose ¶

The purpose of these rules is to establish season dates, bag limits and manner of harvest of furbearing and unprotected mammals pursuant to ORS Chapter 496, 497 and 498.

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

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

AMEND: 635-050-0045

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-050-0045

General Furbearer Regulations ¶

~~The following general regulations apply to furbearer seasons: ¶~~

(1) The appropriate furtaker's license or hunting license for furbearers must be in possession to hunt, trap, and/or salvage furbearers. ¶

(2) Any person possessing a valid furtaker's license or hunting license for furbearers is required to fill out and submit a completed harvest report to the Department online, by fax to (503)-947-6117, or by mail at 4034 Fairview Industrial Drive SE, Salem, OR 97302. The form shall be submitted online, received by fax, or postmarked by April 15, 2024 for the 2023-2024 seasons and April 15, 2025 for the 2024-2025 seasons. Failure to do so shall deny the license holder the opportunity to purchase a hunting license for furbearers or furtaker's license for the following furbearer season, unless the non-compliant licensee pays a fee of \$50.00 and completes and returns the harvest report form prior to the requested license being issued. ¶

~~(3) Any person may sell or exchange the hide, carcass, or any part thereof, of any legally taken furbearing or unprotected mammal.~~ a) The required harvest report shall include specific information on each beaver taken during the beaver harvest season to include whether the beaver was taken on public or private land, the location of the take, and whether the beaver(s) were taken at the request of the landowner for reasons of addressing damage. ¶

b) Any take of beaver outside of the harvest season on privately owned forestland as defined by ORS 527.620 must be reported to the Department by the landowner and should not be included in a furtaker harvest report. (Pursuant to ORS 527.620(7), "forestland" is defined as land that is used for the growing and harvesting of forest tree species, regardless of how the land is zoned or taxed or how any state or local statutes, ordinances, rules or regulations are applied.) ¶

~~(3) Any person may sell or exchange the hide, carcass, or any part thereof, of any legally taken furbearing or unprotected mammal, except that a licensed furtaker, who is not the landowner or an agent of the landowner addressing damage, that traps a beaver on privately owned forestland other than "small forestland" as defined in Senate Bill 1501 (2022) may not sell or exchange the pelt of the beaver. (Pursuant to SB 1501 (2022), "small forestland" means forestland (as defined by ORS 527.620) whose owner owns or holds common ownership interest in less than 5,000 acres of forestland in this state.)~~ ¶

(4) All traps and snares, whether set for furbearing or other unprotected mammals, shall be legibly marked or branded with the owner's license (brand) number that has been assigned by the Department; except that unmarked traps or snares may be set for nongame mammals unprotected by law or Department regulations by any person or member of their immediate family upon land of which they are the lawful owner. A landowner is required to register the location of such land with the Department and shall possess each year a free landowner's license before hunting or trapping furbearing mammals. ¶

(5) No branded trap or snare may be sold unless accompanied by a uniform bill of sale. ¶

(6) Bobcat, raccoon and opossum may be hunted with the aid of an artificial light provided the light is not cast from or attached to a motor vehicle or boat. ¶

(7) An artificial light may be used to provide light to aid in the dispatch of animals legally restrained in a trap or snare. ¶

(8) Use of dogs is permitted to hunt or pursue bobcat, raccoon, fox, and unprotected mammals. ¶

(9) It is unlawful for any person to trap for furbearers, predatory animals or unprotected mammals using: ¶

(a) A steel foothold trap with a jaw spread greater than 9 inches. ¶

(b) A No. 3 or larger longspring foothold trap or any foothold trap with an inside jaw spread at dog greater than 6" not having a jaw spacing of at least 3/16 of one inch when the trap is sprung (measurement excludes pads on padded jaw traps) and when the trap is placed in a manner that is not capable of drowning a trapped animal. ¶

(c) The flesh of any game bird, game fish, game mammal for trap bait. ¶

(d) Any killing trap having a jaw spread of 7.5 inches or more in any land set except when authorized by the Oregon Department of Fish and Wildlife. ¶

(e) Any toothed trap, or trap with a protuberance on the facing edge of the jaws that is intended to hold the animal (except pads on padded jaw traps). ¶

- (f) Possessing the branded traps or snares of another unless in possession of written permission from the person to whom the brand is registered. ¶
- (g) Sight bait within 15 feet of any foothold trap set for carnivores. ¶
- (10) Except for persons authorized to enforce the wildlife laws, it is unlawful to disturb or remove the traps or snares of any licensed trapper while ~~the isy are~~ trapping on public lands or on land where ~~they hasve~~ permission to trap. ¶
- (11) All traps or snares set or used for the taking of furbearing or unprotected mammals shall be inspected at least every 48 hours and all trapped animals removed. This regulation does not apply to the taking of predatory animals. ¶
- (12) Any person setting a trap for predatory animals, as defined in ORS 610.002, must check the trap as follows: ¶
- (a) For killing traps and snares, at least once every ~~30~~14 days and remove all animals; ¶
- (b) For restraining traps and snares, at least once every 76 hours and remove all animals. However, restraining traps and snares set by a person owning, leasing, occupying, possessing or having charge of or dominion over any land, place, building, structure, wharf, pier or dock or their agent, and set for predatory animals damaging land, livestock or agricultural or forest crops, shall be checked at least once every 7 days. ¶
- (13) Any person(s) acting as an agent for a landowner or lawful occupant of land shall have in their possession written authority from the landowner or lawful occupant of the land. Such written authority shall contain at least all of the following: ¶
- (a) The date of issuance of the authorization; ¶
- (b) The name, address, telephone number and signature of the person granting the authorization; ¶
- (c) The name, address and telephone number of the person to whom the authorization is granted; and ¶
- (d) The expiration date of the authorization, which shall be not later than one year from the date of issuance of the authorization. ¶
- ~~(14) These general furbearer regulations do not apply to the trapping of gophers, moles, ground squirrels and mountain beaver. ¶~~
- ~~(15) When any furbearer or raw furbearer pelt is transferred to the possession of another person, a written record indicating the name and address of the person from whom the raw pelt was obtained shall accompany such transfer and remain with same so long as preserved in raw pelt form. ¶~~
- ~~(165) It is unlawful for any person to damage or destroy any muskrat house at any time except where such muskrat house is an obstruction to a private or public ditch or watercourse. ¶~~
- ~~(176) It is unlawful to waste the pelt of any furbearer except when authorized by the Oregon Department of Fish and Wildlife. ¶~~
- ~~(187) It is unlawful for any person to use traps or snares suspended in trees in the Siskiyou and Siuslaw National Forests.~~

Statutory/Other Authority: ~~ORS 496.012, ORS 496.138, ORS 496.146, ORS 496.162,~~ 498.042, 498.172

Statutes/Other Implemented: ~~ORS 496.012, ORS 496.138, ORS 496.146, ORS 496.162,~~ 498.042, 498.172

AMEND: 635-050-0050

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-050-0050

Definitions ¶¶

- (1) "Western Oregon" means all counties west of the summit of the Cascade Range ~~except, including all of~~ Klamath and Hood River Counties. ¶¶
- (2) "Eastern Oregon" means all counties east of the summit of the Cascade Range, including all of Klamath and Hood River Counties. ¶¶
- (3) "Raw pelt" means any pelt that has not been processed or converted to any usable form beyond initial cleaning, stretching, and drying. ¶¶
- (4) "Resident" means any person who ~~has~~ Furbearers or furbearing mammals means beaver, bobcat, fisher, marten, mink, muskrat, river otter, raccoon, red fox, and gray fox. For any person owning, leasing, occupying, possessing or having charge of or dominion over any land (or an agent of this person) who is taking or attempting to take beaver or muskrat on that property, these two species resided in Oregon for a period of at least six months immediately prior to the date of making application for a license or tag. Members of the armed forces assigned to permanent duty status in Oregon considered to be predatory animals. ¶¶
- (3) "Killing trap" means a device used to kill a mammal as part of a killing trap system. A killing trap system is a system set with the intent to kill a mammal comprising a combination of: equipment (the trap and trigger configuration), and set (including spouses and dependent children, and alien students attending school in Oregon under a foreign student exchange program may purchase a resident license and tags. All other persons are nonresident) ite modifications, lures, baits, location and other relevant requirements). ¶¶
- (4) "Land set" is any set with a trap or snare other than a water set. ¶¶
- (5) "Predatory animals" means coyotes, rabbits and rodents which are or may be destructive to agricultural crops, products and activities. ¶¶
- (5) "River" ~~me~~ Public trail is any that portion of a natural water body lying below the level of bankfull stage. Bankfull stage means the stage or elevation at which overflow of the natural ~~br~~ ail designated, maintained, mapped and marked by any state or federal land management agency on the most current official map of the agency; for the purposes of trapping, water way, water trails designated for floating craft and public roadways are not considered a "public trail". ¶¶
- (7) "Raw pelt" ~~means~~ of a stream or body of water begins to inundate the upland any pelt that has not been processed or converted to any usable form beyond initial cleaning, stretching, and drying. ¶¶
- (6) "Sight bait" means exposed flesh bait, including whole animal carcasses, within 15 feet of any foothold trap set for carnivores. Resident" is any person who: ¶¶
- (a) Has physically resided in Oregon for not less than six consecutive months immediately prior to the date of making application for a license, tag, or permit. ¶¶
- (7) "Furbearers or furbearing mammals" means beaver, bobcat, fisher, marten, mink, muskrat, river otter, raccoon, red fox, and gray fox. For any person owning, leasing, occupying, possessing or having charge of or dominion over any land (or an agent of this person) who is taking or attempting to take beaver or muskrat on that property, these two species are considered to be predatory animals Members of the uniformed services of the United States who: ¶¶
- (A) Are permanently assigned to active duty in this state, and their spouse and dependent children. ¶¶
- (B) Reside in this state while assigned to duty at any base, station, shore establishment or other facility in this state. ¶¶
- (C) Reside in this state while serving as members of the crew of a ship that has an Oregon port or shore establishment as its home port or permanent station. ¶¶
- (8) "Predatory animals" means coyotes, rabbits and rodents which are or may be destructive to agricultural crops, products and activities Resides in another state or a foreign country and establishes Oregon residency by filing Oregon state income taxes no later than 12 months before leaving active duty. ¶¶
- (9) "Unprotected mammals" means, A member of the uniformed services who is not a resident member of the uniformed services, except for the purposes of OAR 635-050-0015 through 635-050-0210, badger, coyote, gophers (Thomomys bottae, T. bulbivorus, T. mazama, T. talpoides and T. townsendii), moles (Scapanus townsendii, S. orarius and S. latimanus), mountain beaver (Apolodontia rufa), yellowbellied marmots (Marmonta flaviventris),

nutria, opossum, porcupine, spotted skunk, striped skunk, and weasel. For any person owning, leasing, occupying, possessing or having charge of or dominion over any land (or an agent of this person) who is taking or attempting to take coyote, gopher, mountain beaver (boomer), marmot, nutria, or porcupine on that property, these six species are considered to be predatory animals.¶

(10) "Public trail" is any purchasing controlled hunt tags issued by the commission. ¶

(c) Aliens attending school in Oregon under a foreign student exchange program.¶

(d) Resident does not include a person:¶

(A) Who merely owns real property or pays property taxes in this state; or¶

(B) Who claims resident privileges in another state or country for any purpose.¶

(9) "Restraining trap" means a device used to capture and restrain (but not kill) a mammal as part of a restraining trap system. A restraining trap system is a system set with the intent to capture and restrain (but not kill) a mammal comprising a combination of: equipment (the trap and the trigger configuration), and set (including site modifications, lures, baits, location and other relevant requirements). ¶

(10) "River" means that portion of a natural designated, maintained, mapped and marked by any state or federal land management agency on the most current official map of the agency; for the purposes of trapping, water way, water trails designated for floating craft and public roadways are not considered a "public trail" and the stage or elevation at which overflow of the natural banks of a stream or body of water begins to inundate the upland.¶

(11) "Sight bait" means exposed flesh bait, including whole animal carcasses, within 15 feet of any foothold trap set for carnivores.¶

(12) "Trailhead", for the purposes of trapping, is the area beginning at the sign marking the origin of a public trail or segment of trail which is designated, maintained, mapped, and marked by at least one visible sign and includes any adjacent improved graveled or paved vehicle parking lot. The standard shoulder of the road is not considered part of the trailhead. Trailheads are marked by at least one visible sign posted by the responsible state or federal land management agency and identified on the most current official map of the agency. A trailhead does not include junctions between trails (posted or not) where there is no motorized vehicle access, or intersections where a trail crosses a road, or locations where users have developed an access point, but no improvements have been provided beyond minimal signage for public safety.¶

(123) "Unprotected mammals" means, for the purposes of OAR 635-050-0015 through 635-050-0210, badger, coyote, gophers (*Thomomys bottae*, *T. bulbivorus*, *T. mazama*, *T. talpoides* and *T. townsendii*), moles (*Scapanus townsendii*, *S. orarius* and *S. latimanus*), mountain beaver (*Apolodontia rufa*), yellowbellied marmots (*Marmonta flaviventris*), nutria, opossum, porcupine, spotted skunk, striped skunk, and weasel. For any person owning, leasing, occupying, possessing or having charge of or dominion over any land (or an agent of this person) who is taking or attempting to take coyote, gopher, mountain beaver (boomer), marmot, nutria, or porcupine on that property, these six species are considered to be predatory animals.¶

(14) "Water set" is any trap or snare originally set within a permanent water source or a seasonal water source when water is present, such that at least a portion of the trap jaws or snare loop is submerged. If water levels fluctuate, then at each required trap-check any killing trap with a jaw spread of 7.5 inches or more originally set in a water set must be removed or adjusted such that at least a portion of the trap jaws or snare loop is submerged at the next required trap-check except in tidally influenced areas when set below the mean high water mark.¶

(135) "Land set" is any set with a trap or snare other than a water set.¶

(14) "Killing trap" means a device used to kill a mammal as part of a killing trap system. A killing trap system is a system set with the intent to kill a mammal comprising a combination of: equipment (the trap and trigger configuration), and set (including site modifications, lures, baits, location and other relevant requirements).¶

(15) "Restraining trap" means a device used to capture and restrain (but not kill) a mammal as part of a restraining trap system. A restraining trap system is a system set with the intent to capture and restrain (but not kill) a mammal comprising a combination of: equipment (the trap and the trigger configuration), and set (including site modifications, lures, baits, location and other relevant requirements) "Western Oregon" means all counties west of the summit of the Cascade Range except Klamath and Hood River Counties.

Statutory/Other Authority: ORS 496.012, 496.138, 496.146, 496.162, 497.002, 497.006

Statutes/Other Implemented: ORS 496.012, 496.138, 496.146, 496.162, 497.002, 497.006

AMEND: 635-050-0070

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-050-0070

Beaver Harvest Seasons ¶¶

Open Season: November 15, 2020~~2~~ through March 15, 2021~~3~~ and November 15, 2021~~3~~ through March 15, 2022~~4~~ in the following described areas:¶¶

- (1) Clackamas County. All open except ~~waters~~ within the exterior boundaries of Mt. Hood National Forest.¶¶
- (2) Crook County. All open except Prineville Reservoir below high water line and the Ochoco National Forest.¶¶
- (3) Curry County. All open except the Rogue River from the east county line to the mouth.¶¶
- (4) Grant County. All open except within the exterior boundaries of the Ochoco National Forest; Murderers Creek and Deer Creek, tributaries of the South Fork John Day River, within the exterior boundaries of the Malheur National Forest.¶¶
- (5) Jefferson County. All open except that portion of the Willow Creek and its tributaries watershed on the National Grasslands.¶¶
- (6) Josephine County. All open except Rogue River from the confluence of Grave Creek downstream to the county line.¶¶
- (7) Union County. All open except:¶¶
 - (a) ~~Waters inside exterior boundaries of National Forest lands~~. However, private inholdings within the National Forest remain open.¶¶
 - (b) Grande Ronde River above Beaver Creek.¶¶
 - (c) All tributaries of the Grande Ronde River above the confluence of Five Points Creek. (Five Points Creek open to the National Forest boundary.)¶¶
- (8) Wallowa County. All open except:¶¶
 - (a) Wallowa River and tributaries watershed above Wallowa Lake.¶¶
 - (b) Those portions of the Lostine River, Hurricane Creek, and Bear Creek and their tributaries above watersheds within the Wallowa-Whitman National Forest ~~boundary~~.¶¶
 - (c) Minam River and tributaries watershed.¶¶
 - (d) Peavine Creek, a tributary of Chesnimnus Creek.¶¶
- (9) Wheeler County. All open except within the exterior boundaries of the Ochoco National Forest and ~~Bridge Creek at its tributaries within the exterior boundaries~~ those portions of the Bridge Creek watershed of n Bureau of Land Management lands.¶¶
- (10) Other counties: All of the following counties in their entirety: Baker, Benton, Clatsop, Columbia, Coos, Deschutes, Douglas, Gilliam, Hood River, Harney, Jackson, Klamath, Lake, Lane, Lincoln, Linn, Malheur, Marion, Morrow, Multnomah, Polk, Sherman, Tillamook, Umatilla, Wasco, Washington and Yamhill.
Statutory/Other Authority: ORS 496.138, 496.146, 496.162, ORS 496.012
Statutes/Other Implemented: ORS 496.138, 496.146, 496.162, ORS 496.012

AMEND: 635-050-0080

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-050-0080

Bobcat Harvest Seasons ¶¶

(1) The open harvest season for bobcat is December 1, 2020~~2~~2 through February 28, 2024~~3~~3 and December 1, 2024~~3~~3 through February 28, 2024~~4~~4.¶¶

(2) The bag limit for bobcat in those counties east of the summit of the Cascade Range (including Hood River and Klamath counties) is five per season per licensed hunter or trapper.

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

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

AMEND: 635-050-0090

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-050-0090

Gray Fox Harvest Seasons ¶¶

(1) Open season: October 15, 2020~~2~~ through February 28, 2021~~3~~ and October 15, 2021~~3~~ through February 28, 2022~~4~~.¶¶

(2) Open area: Entire state.

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

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

AMEND: 635-050-0100

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-050-0100

Red Fox Harvest Seasons ¶¶

(1) Open season: October 15, 2020~~2~~ through February 28, 2021~~3~~ and October 15, 2021~~3~~ through February 28, 2022~~4~~.¶¶

(2) Open area: Entire state.

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

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

AMEND: 635-050-0110

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-050-0110

Marten Harvest Seasons ¶

(1) Open season: November 1, 2020~~2~~2 through January 31, 2021~~3~~3 and November 1, 2021~~3~~3 through January 31, 2022~~4~~4. ¶

(2) Open area: Eastern Oregon and that portion of Western Oregon east of Interstate 5.

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

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

AMEND: 635-050-0120

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-050-0120

Mink Harvest Seasons ¶

(1) Open season: November 15, 2020~~2~~ through March 31, 2021~~3~~ and November 15, 2021~~3~~ through March 31, 2022~~4~~.¶

(2) Open area: Entire state.

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

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

AMEND: 635-050-0130

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-050-0130

Muskrat Harvest Seasons ¶

(1) Open season: November 15, 2020~~2~~2 through March 31, 2021~~3~~3 and November 15, 2021~~3~~3 through March 31, 2022~~4~~4. ¶

(2) Open area: Entire state.

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

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

AMEND: 635-050-0140

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-050-0140

Raccoon Harvest Seasons ¶¶

(1) Open season: November 15, 2020~~2~~2 through March 15, 2021~~3~~3 and November 15, 2021~~3~~3 through March 15, 2022~~4~~4. ¶¶

(2) Open area: Entire state.

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

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

AMEND: 635-050-0150

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-050-0150

River Otter Harvest Seasons ¶

(1) Open season: November 15, 2020~~2~~ through March 15, 2021~~3~~ and November 15, 2021~~3~~ through March 15, 2022~~4~~. ¶

(2) Open area: Entire state except for all areas closed to beaver trapping in OAR 635-050-0070.

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

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

AMEND: 635-050-0170

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-050-0170

Pursuit Seasons ¶¶

(1) The following pursuit seasons are authorized:¶¶

(a) Bobcat: September 1, 2020~~2~~ through February 28, 2021~~3~~ and September 1, 2021~~3~~ through February 28, 2022~~4~~.¶¶

(b) Fox: September 1, 2020~~2~~ through February 28, 2021~~3~~ and September 1, 2021~~3~~ through February 28, 2022~~4~~.¶¶

(c) Raccoon: September 1, 2020~~2~~ through March 15, 2021~~3~~ and September 1, 2021~~3~~ through March 15, 2022~~4~~.¶¶

(2) License Requirements: Furtaker's license or hunting license for furbearers shall be on one's person during pursuit.¶¶

(3) No animals shall be killed except during authorized open harvest season.¶¶

(4) A bobcat record card shall be on one's person while taking or attempting to take bobcat.

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

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

AMEND: 635-050-0180

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-050-0180

Bobcat and River Otter Record Cards ¶¶

- (1) Each person desiring to hunt or trap bobcat or river otter shall purchase a bobcat or river otter record card prior to hunting or trapping bobcat or river otter.¶¶
- (2) Bobcat record cards will be available for a fee of \$397.50 per card.¶¶
- (3) River otter record cards will be available for a fee of \$397.50 per card.¶¶
- (4) Record cards will be available at the Salem headquarters and regional offices of the Department.¶¶
- (5) River otter cards will have spaces for recording 15 river otters. There is no limit on the purchase of river otter record cards.¶¶
- (6) Each western Oregon bobcat record card will have spaces for recording 15 bobcats. There is no limit on purchase of western Oregon bobcat record cards.¶¶
- (7) No more than one Oregon statewide record card for bobcats will be issued to any furtaker or hunter. A duplicate card may be issued, but no more than the bag limit described for statewide Oregon bobcats in OAR 635-050-0080 may be taken in a season.¶¶
- (8) No person may obtain or possess both statewide and western Oregon bobcat record cards.¶¶
- (9) Bobcat and river otter record cards shall not be sold after the end of their respective seasons.¶¶
- (10) Each furtaker shall have the appropriate record card on ~~his~~their person while trapping or hunting bobcat or river otter.¶¶
- (11) Furtakers shall not have record cards other than their own on their person, or in their possession while in the field or in transit.¶¶
- (12) Upon coming into possession of any bobcat or river otter, the furtaker who killed the animal shall immediately write on their record card, the species, sex, date of possession and county of harvest.¶¶
- (13) Each furtaker shall retain the record card until they disposes of the raw pelts.¶¶
- (14) Fees paid for unused record cards shall not be refunded.¶¶
- (15) It is unlawful to alter or be in possession of an altered bobcat or river otter record card.¶¶
- (16) Each licensee shall register a brand number to obtain a bobcat or river otter record card.

Statutory/Other Authority: SB 247 (2015), ORS 496.012, ORS 496.138, ORS 496.146, ORS 496.162

Statutes/Other Implemented: SB 247 (2015), ORS 496.012, ORS 496.138, ORS 496.146, ORS 496.162

AMEND: 635-050-0183

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-050-0183

Bobcat and River Otter Ownership Tags ¶¶

- (1) The ownership tag shall be affixed by Department personnel at district and regional offices and shall remain so affixed while the pelt is in raw form.¶¶
- (2) Ownership tags may be used as foreign export tags.¶¶
- (3) Each ownership tag authorizes the holder to sell the raw pelt from one bobcat or river otter.¶¶
- (4) Each person shall have an ownership tag affixed to their bobcat or river otter pelt at a Department district or regional office within five business days after the season ends.¶¶
- (5) It shall be unlawful to possess a ~~2020-2021 or 2021-2022~~raw pelt from a harvested bobcat or river otter after five business days following the ~~season closure of the harvest season in which it was harvested~~ without an ownership tag.¶¶
- (6) It shall be unlawful to sell or remove from the state a ~~2020-2021 or 2021-2022~~the carcass or raw pelt of a harvested bobcat or river otter ~~pelt~~ without the ~~respective year's ownership tag~~ownership tag affixed or as authorized by the Department.¶¶
- (7) A furtaker shall be responsible for surrendering to the Oregon Department of Fish and Wildlife the lower jawbone including both canine teeth and information on sex, date of catch and county of harvest attached to each individual Oregon bobcat and river otter jawbone to qualify for ownership tags. A district office may, on a case-by-case basis, waive the lower jawbone requirement, for example if the furtaker provides evidence that failure to provide the jawbone is due to unexpected circumstances beyond their control.¶¶
- (8) The record card with the required information including species, sex, date of possession and county shall be presented to obtain an ownership tag.

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

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

AMEND: 635-050-0189

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-050-0189

Special Bobcat and River Otter Regulations ¶¶

~~(1) Raw pelts taken prior to September 1, 1982 may not be sold unless they were metal-sealed by the Oregon State Police or the Department prior to that date.¶~~

(2) Those persons failing to comply with 2020~~2~~-2021~~3~~ or 2021~~3~~-2022~~4~~ Special Bobcat and River Otter Regulations may not be issued a license for the following furbearer season and shall be subject to the penalties provided in ORS 496.992.

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

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

AMEND: 635-050-0210

RULE SUMMARY: Amend rules related to furbearer harvest, bag limits, area closures, reporting, residency and transaction of pelts for the 2022-2023 and 2023-2024 furbearer harvest and pursuit seasons and amend rules regarding trapping on department lands.

CHANGES TO RULE:

635-050-0210

Areas Closed to Hunting or Trapping ¶

It is unlawful to hunt or trap furbearing mammals or unprotected mammals on the following areas except as authorized by permit or as provided in section (24) and (25) of this section: ¶

- (1) Cemeteries; ¶
- (2) City and municipal watersheds declared to be refuges; ¶
- (3) ~~Enterprise Wildlife Area, south of U.P. Railroad, and Marr tract;~~ Coquille Valley Wildlife Area; ¶
- (4) Coyote Springs Wildlife Area; ¶
- (5) Crates Point Wildlife Area; ¶
- (6) Enterprise Wildlife Area; ¶
- (47) Federal refuges; ¶
- (58) Denman Wildlife Area; ¶
- (69) EE. Wilson Wildlife Area; ¶
- (10) Fern Ridge Wildlife Area; ¶
- (711) Irrigon Wildlife Area; ¶
- (812) Jewell Meadows Wildlife Area; ¶
- (913) Klamath Wildlife Area; ¶
- (104) Ladd Marsh Wildlife Area; ¶
- (115) McDonald Forest (Benton County); ¶
- (126) Metolius Wildlife Refuge; ¶
- (137) National, state and public parks; ¶
- (18) North Bank Habitat Management Area (BLM); ¶
- (149) Public campground ~~osted~~ refuges and safety zones on Department owned, managed, or controlled areas; ¶
- (15) ~~National, state and public park~~ 20) Power City Wildlife Area; ¶
- (21) Public campgrounds; ¶
- (1622) Rimrock Springs Wildlife Area; ¶
- (1723) Sauvie Island Wildlife Area; ¶
- (1824) School lands; ¶
- (1925) Summer Lake Wildlife Area; ¶
- (206) ~~E.E. Wilson Wildlife Area;~~ ¶
- (21) ~~St. Louis Ponds~~ ¶
- (22) ~~St. Louis Ponds~~ ¶
- (27) Tami Wagner Wildlife Area; ¶
- (28) Willow Creek Wildlife Area; ¶
- (29) Tillicum Natural Area; ¶
- (30) Department owned, managed, or controlled areas that are primarily available to the public for the purpose of angling or boat access; ¶
- (31) Within city boundaries (note, however, that ORS 498.012 allows landowners and their agents to trap for the purpose of dealing with certain types of damage, public nuisance and public health risk. This authority overrides the restriction on trapping within cities); ¶
- (23) ~~Tillicum Natural Area.~~ ¶
- (24) ¶
- (32) Notwithstanding section (2231) of this rule, trapping furbearing and unprotected mammals is permitted within incorporated city limits as follows: ¶
 - (a) Warrenton, except within 100 yards of any residential building or within the boundaries of Fort Stevens State Park; ¶
 - (b) Klamath Falls, on a person's own property for muskrat and beaver; ¶
 - (c) Bend, as approved and permitted by the Department; ¶
 - (d) Cottage Grove; applicants must submit written request to the City of Cottage Grove for a trapping permit. ¶
- (2533) Oregon Dunes National Recreation Area is open to hunting as permitted by the Department but closed to

trapping furbearing and unprotected mammals.

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

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

Table 1. Oregon furtaker and fur dealer license sales, fees, and revenues 2019, 2020, and 2021

Transaction Type	2019			2020			2021		
	# Issued	Fee	Revenue	# Issued	Fee	Revenue	# Issued	Fee	Revenue
Resident Hunt and Trap	841	\$53	\$44,573	776	\$54.5	\$44,387.5	744	\$54.5	\$42,863
Resident Hunt Only	762	\$25	\$19,050	552	\$26	\$16,826	657	\$26	\$20,182
Non-Resident Furtaker	91	\$395	\$35,945	78	\$407	\$31,996	74	\$407	\$30,468
Youth Furtaker	44	\$17	\$748	50	\$17	\$1,050	54	\$17	\$968
Western Bobcat Card	552	\$36.50	\$20,148	362	\$37.5	\$13,575	352	\$37.5	\$13,200
Statewide Bobcat Card	1,034	\$36.50	\$37,741	1,119	\$37.5	\$41,938.5	1,068	\$37.5	\$40,026
River Otter Card	211	\$36.50	\$7,701.5	229	\$37.5	\$8,575.5	239	\$37.5	\$8,962.5
Fur Dealer Permit	70	\$108	\$7,560	54	\$111	\$5,988	48	\$111	\$5,328
Total Revenue			\$173,466.5			\$164,336.5			\$161,997.5

Table 2. Estimated harvest and associated revenues for 2019-2020 and 2020-2021

	2019-2020			2020-2021		
	Total Statewide Harvest	Avg Pelt \$ Value	Total Harvest Revenues	Total Statewide Harvest	Avg Pelt \$ Value	Total Harvest Revenues
Badger	136	14.97	\$2,035.92	181	14.26	\$2,581.06
Beaver	1,534	7.67	\$11,765.78	1,099	11.15	\$12,253.85
Bobcat – statewide	1,469	235.37	\$345,758.53	947	227.13	\$215,092.11
Bobcat – western	621	40.63	\$25,231.23	435	55.34	\$24,072.90
Civet	72	0.00	\$0.00	58	23.13	\$1,341.54
Coyote	4,772	78.66	\$375,365.52	5,220	50.05	\$261,261.00
Fox – grey	193	16.09	\$3,105.37	187	22.08	\$4,128.96
Fox – red	95	18.10	\$1,719.50	151	20.96	\$3,164.96
Marten	48	21.27	\$1,020.96	59	19.45	\$1,147.55
Mink	102	14.82	\$1,511.64	73	12.76	\$931.48
Muskrat	2,786	2.80	\$7,800.80	1,682	3.52	\$5,920.64
Nutria	1,108	1.31	\$1,451.48	883	2.23	\$1,969.09
Otter	255	58.24	\$14,851.20	138	41.85	\$5,775.30
Possum	222	0.00	\$0.00	209	0.70	\$146.30
Raccoon	698	4.53	\$3,161.94	583	6.55	\$3,818.65
Skunk	363	15.10	\$5,481.30	464	11.27	\$5,229.28
Weasel	25	0.00	\$0.00	0	2.27	\$0.00
Total Revenue			\$800,261.17			\$548,834.67