

DIVISION 60
GAME MAMMAL AND GAME BIRD
CONTROLLED HUNT REGULATIONS

1 **635-060-0046**

2 **Lost Tags and Tag Exchanges**

3 (1) A fee of \$23.50 (plus a \$2.00 license agent fee) is charged to replace a tag or permit. All licenses,
4 tags and permits, issued to the same person, that are identified as being lost, destroyed or stolen may be
5 listed on the same affidavit for a single fee (\$23.50 plus a \$2.00 license agent fee). A fee of \$5.00 (plus a
6 \$2.00 license agent fee) is charged to exchange a tag or permit. However, a \$10.00 license agent fee will
7 be charged for nonresident deer and elk tags. Duplicates and exchanges may be obtained only through the
8 Salem headquarters, regional offices of the Department, and designated district offices. Exception:
9 Replacement controlled hunt tags or permits will be issued at no charge only through the Salem
10 headquarters or regional office of the Department if the Department determines that the person never
11 received the original controlled tag or permit mailed from the Salem headquarters office.

12 (2) A Controlled Buck Deer Tag or Controlled Elk Tag may be exchanged for a general season tag
13 before the opening date of the season for which either tag is valid.

14 (3) No controlled hunt tag shall be exchanged for another controlled hunt tag, except as described in
15 635-060-0008(5) and 635-075-0015(3).

16 (4) A Controlled Antlerless Deer Tag shall not be exchanged.

17 (5) In the event of the death of a successful controlled hunt applicant before the start of the season for
18 which the tag or permit was issued, the tags of the deceased may be issued to a family member as defined
19 by OAR 635-045-0002. Tag or permit transfer shall require a copy of the death certificate and the original
20 controlled hunt tag or permit, and must be requested by the legal heir to the deceased which shall be
21 presumed by possession of the tag or permit and death certificate.

22 **(6) In the event that an immediate family member, as defined by OAR 635-045-0002, of a**
23 **successful controlled hunt applicant is diagnosed as terminally ill before the start of the season for**
24 **which the tag or permit was issued, the Director may authorize that the tags of the successful**
25 **applicant be issued to the “qualified family member.” Tag or permit transfers shall require**
26 **documentation of the terminal condition diagnosed by a licensed physician, and submission of the**
27 **original controlled hunt tag or permit if already issued.**

28 **(a) A qualified family member may be either resident or non-resident and must comply with all**
29 **requirements for lawful hunting including but not limited to those concerning:**

30 **(A) Minimum hunting age (ORS 497.350);**

- 31 **(B) Hunter education (ORS 497.360);**
- 32 **(C) Hunting hours (OAR 635-065-0730);**
- 33 **(D) Holding a valid Oregon hunting license, and**
- 34 **(E) Using a legal weapon for hunting the species for which the tag is issued.**
- 35 **(b) There is no additional fee for tag exchanges under this subsection.**

36 (67) A “leftover” controlled hunt tag may only be exchanged for a general season tag, but only if the
37 person does not already possess a tag authorized by OAR 635-065-0015(4)(a), (b) or (c) or 635-0065-
38 0015(5)(a), (b), (c), (d), (e), (f), or (g).

39 (78) The Commission shall accommodate Oregon residents who have lost preference points because of
40 being called to active military service after June 1, 2002.

41 (a) The Commission shall accommodate the following individuals called to service at any location:
42 Oregon National Guard.

43 (b) The Commission shall accommodate the following Oregon residents with military operational
44 commitments: regular members of the United States Armed Forces (Army, Navy, Air Force, Marines, and
45 Coast Guard), members of the United States military reserves, and members of the National Guard.

46 (c) The Commission authorizes the Director to make such accommodations by:

47 (A) Reinstating preference points existing for a series, plus an additional point for participating in the
48 draw.

49 (B) Reinstating preference points lost after two consecutive years of not applying for a controlled hunt
50 in that series.

51 (d) Individuals seeking accommodation pursuant to this rule (or immediate family members acting on
52 their behalf) must make a request in writing or in person to the Salem headquarters office. Each request
53 must include a letter from a supervising officer on official unit letterhead verifying operational
54 commitments.

55 (89) (a) The Director may reinstate the preference points of a person who the Director determines did
56 not or will not participate in a controlled hunt because of:

57 (A) Circumstances beyond the person’s control; or

58 (B) Tragic personal circumstances.

59 (b) “Tragic personal circumstances” means:

60 (A) Death or life-threatening injury or illness in the person’s immediate family; or

61 (B) The person’s own serious injury or illness, which results in the person’s hospitalization. The
62 person need not be hospitalized during the hunt; this rule also applies if preparation for surgery or
63 recovery after hospitalization renders the person incapable of participating in the hunt.

64 (c) To apply for reinstatement, the person must provide a sworn affidavit providing adequate details
65 and must return the unused tag if it was purchased or a signed affidavit stating the tag was not used. When
66 relying upon tragic personal circumstances, the person must also provide a sworn affidavit by a physician.
67 When relying upon circumstances beyond the person's control, the person must also provide
68 documentation of the circumstances (such as an accident report or affidavit from an employer).

69 (d) "Circumstances beyond the person's control" excludes complaints about the quality of a hunt
70 (including, but not limited to, road closures, inclement weather and work being conducted in the hunt
71 area).

72 (e) If the Director decides that the person does not qualify for reinstatement, the person may appeal
73 that decision to the Oregon Fish and Wildlife Commission (Commission). The Commission must review
74 the Director's decision within 60 days after receipt of appeal. The Commission will not take verbal
75 testimony from the person, and the Commission's decision is final.

76 (f) If the Director or Commission reinstates a person's preference point under this subsection, the
77 person will be awarded a new point as when classified as "unsuccessful" in the draw and is not entitled to
78 a refund of license or tag fees.

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

80 Other Auth.: Senate Bill 247 (2015)

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