



# Oregon Fish and Wildlife Commission Agenda

Meeting:  
April 22, 2011 - 8:00 am  
Oregon Department of Fish and Wildlife  
Commission Room  
3406 Cherry Avenue NE  
Salem, Oregon 97303

**Friday, April 22, 2011**

## **DIRECTOR'S REPORT**

### Field Reports

*Craig Ely, Chip Dale, Larry Cooper, Chris Wheaton, Roger Fuhrman, Holly Michael, Meg Kenagy, Tony Nigro, Captain Jeff Samuels*

### \*Fish and Wildlife Habitat Mitigation Policy

*Rick Kepler, Water Quality/Quantity Manager, Fish Division  
Jon Germond, Habitat Resources Program Manager, Wildlife Division*

### Wolf Update

*Bill Cook, Assistant Attorney General*

### Expenditure Report

*Debbie Colbert, Deputy Director for Administration*

### Adopt Temporary Rules

*Roy Elicker, Director*

#### **1. 635-042-0022**

##### **2011 Commercial Spring Chinook Fishery In the Columbia River**

Adopted March 28, 2011; effective March 29, 2011 through April 1, 2011.

Amended rule allows the non-Indian commercial spring Chinook salmon fishery in the mainstem Columbia River to commence March 29, 2011 from the mouth of the Columbia River upstream to Kelly Point (Zones 1 thru 4). Modifications are consistent with joint state action taken March 28, 2011 by the Columbia River Compact agencies of Oregon and Washington.

#### **2. 635-042-0022**

##### **Additional Commercial Spring Chinook Fishery In the Columbia River**

Adopted April 4, 2011; effective April 6, 2011 through April 10, 2011.

Amended rule allows an additional non-Indian commercial spring Chinook fishing period in the mainstem Columbia River to commence on April 6, 2011 from the mouth of the Columbia River upstream to Bonneville Dam (Zones 1 thru 5). Modifications are consistent with joint state action taken April 4, 2011 by the Columbia River Compact agencies of Oregon and Washington.

#### **3. 635-023-0095**

##### **John Day Pool Recreational Sturgeon Fishery Closes**

Adopted April 4, 2011; effective April 10, 2011 through September 30, 2011.

Amended rule closes the recreational sturgeon season in the John Day Pool of the Columbia River effective April 10, 2011 due to the projected attainment of the harvest guideline.

Modifications are consistent with action taken April 4, 2011 by the Columbia River Compact agencies of Oregon and Washington.

**4. 635-023-0125**

**2011 Columbia River Recreational Spring Chinook Seasons**

Adopted April 6, 2011; effective April 8, 2011 through June 15, 2011.

Amended rule re-opens the 2011 Columbia River spring Chinook season effective Friday, April 8, 2011 with a description of areas, dates, and bag limits for recreational harvest of adipose fin-clipped Chinook salmon and adipose fin-clipped steelhead. Revisions are consistent with the action taken April 6, 2011 by the Columbia River Compact agencies of Oregon and Washington.

**5. 635-023-0134**

**Open Spring Chinook Sport Fishery On the Snake River Below Hells Canyon Dam**

Adopted April 11, 2011; effective April 23, 2011 through October 19, 2011.

Amended rule opens a spring Chinook fishery on the Snake River, from Dug Bar Boat Ramp upstream to the deadline below Hell Canyon Dam, beginning on April 23, 2011 to coincide with the State of Idaho's regulations for this fishery.

**6. 635-016-0090**

**Diamond Lake Trout Bag Limit Increased to Eight Per Day**

Adopted April 13, 2011; effective May 1, 2011 through October 27, 2011.

Amended rule allows an increase to the daily bag limit for trout in Diamond Lake. The 2009 Diamond Lake Management Plan established management of the lake under the Basic Yield alternative (OAR 635-500-0703). Increasing the harvest of trout will help reduce potential surplus biomass accumulation in the lake and retain the high trophic community levels currently observed.

**7. 635-023-0125**

**2011 Columbia River Recreational Spring Chinook Season Extended**

Adopted April 14, 2011; effective April 16, 2011 through June 15, 2011.

Amended rule extends, by four (4) days, the 2011 Columbia River spring Chinook season effective Saturday, April 16, 2011 with a description of areas, dates, and bag limits for recreational harvest of adipose fin-clipped Chinook salmon and adipose fin-clipped steelhead. Revisions are consistent with the action taken April 14, 2011 by the Columbia River Compact agencies of Oregon and Washington.

**8. 635-042-0145, 635-042-0160, 635-042-0170 and 635-042-0180**

**Modified 2011 Commercial Spring-Summer Fisheries for Columbia River Select Areas**

Adopted April 20, 2011; effective April 21, 2011 through July 29, 2011.

Amended rules rescind commercial fishing periods previously scheduled to occur, from April 21 through April 26, 2011, in the Columbia River Select Area fisheries. Revisions are consistent with the action taken April 20, 2011 by the Columbia River Compact agencies of Oregon and Washington.

**9. 635-023-0125**

**2011 Columbia River Recreational Spring Chinook Season Extended**

Adopted April 14, 2011; effective April 16, 2011 through June 15, 2011.

Amended rule extends the ongoing sport fishery in the Columbia River upstream of the Bonneville Dam by seven (7) days through May 1, 2011. This action affects the area from the

Tower Island power lines (approximately 6 miles below The Dalles Dam) upstream to the Oregon/Washington border; plus the Oregon and Washington banks between Bonneville Dam and the Tower Island power lines. Revisions are consistent with the action taken April 20, 2011 by the Columbia River Compact agencies of Oregon and Washington in cooperation with the Columbia River Treaty tribes.

**Shikar Safari International Award**

*Roy Elicker, Director*

**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 at least 24 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.*

**Melody Boyer  
Medford, Oregon**

**Import/Export of Fallow Deer**

**Exhibit A: COMMISSION MINUTES**

*Approve October 1, 2010, January 7, February 4 and March 17, 2011 draft meeting minutes.*

**\*Exhibit B: 2011 OCEAN SALMON REGULATIONS FOR STATE MARINE WATERS**

*The Commission will be asked to approve the rules establishing regulations for support and commercial salmon seasons in the Pacific Ocean.*

*Ron Boyce, Ocean Salmon and Columbia River Section Manager*

*Public Testimony*

*Approval*

**\*Exhibit C: WILDLIFE MANAGEMENT PLAN FIVE-YEAR REVIEW PERIOD**

*The Commission will be asked to amend the five year review period requirement in the OARs of certain wildlife management plans.*

*Tom Thornton, Game Program Manager*

*Tim Hiller, Carnivore-Furbearer Coordinator*

*Public Testimony*

*Rulemaking*

**\*Exhibit D: AUTHORITY TO TAKE OR HARASS WILDLIFE**

*The Commission will be asked to approve the administrative rule defining the authority of law enforcement officers to take or harass wildlife.*

*Tom Thornton, Game Program Manager*

*Public Testimony*

*Rulemaking*

**Exhibit E: GREATER SAGE-GROUSE CONSERVATION ASSESSMENT AND STRATEGY FOR OREGON**

*The Commission will be asked to approve the rules adopting the revised Greater Sage Grouse Conservation Assessment and Strategy Plan for Oregon.*

*Christian Hagen, Sage Grouse Conservation Coordinator*

*Dave Budeau, Upland Game Bird Coordinator*

*Public Testimony*

*Rulemaking*

**\*EXECUTIVE SESSION**

*The Commission will meet in Executive Session as permitted by the Oregon Public Meetings Law (ORS 192.660(2)(f)) to discuss attorney-client privileged documents relating to the relicensing of the Opal Springs hydroelectric facility. The Commission will also be deliberating with persons designated to negotiate a real property transaction, as per ORS 196.660(2)(e).*

**ADJOURN**

***\*These exhibits were deferred from the March 11, 2011 Commission meeting scheduled in Florence, Oregon, that was canceled due to emergency Tsunami evacuation.***

## **FUTURE PROPOSED COMMISSION MEETINGS & TOPICS**

### **May - No meeting scheduled**

### **June 2 and 3, 2011 - ODFW Headquarters, Salem**

- 2011 Big Game Regulations
- Raffle/Auction Tags – Access and Habitat/Big Game
- Rehabilitation Rules
- Hunting Dog and Falconry Training Rules
- Access and Habitat Projects
- Tami Wagner Wildlife Area
- Public Process for Angling Regulations Development – Overview
- Commercial Fishery Permit Board Appointments
- Restoration and Enhancement Projects
- Lower Columbia River White Sturgeon
- Marine Reserves: Effective Date Rule Change
- Upper Willamette River Conservation and Recovery Plan
- 2011 Coastal Fall Chinook and Coho Regulations for Terminal Fisheries

### **July – No meeting scheduled**

### **August 5, 2011 – ODFW Headquarters, Salem**

- 2011-2012 Oregon Game Bird Regulations
- 2012 Oregon Sportfishing Regulations
- Revised Public Process for Angling Regulations Development - Adoption
- Lower Columbia River White Sturgeon Conservation Plan
- Territorial Sea Plan - Briefing
- Restoration and Enhancement Board Appointments
- Recognition of Fish Passage Task Force Members

### **September 1, 2011 (Thursday) – Seaside (Congressional District 1)**

- Access and Habitat Projects

### **October 7, 2011 – Pendleton (Congressional District 2)**

- 2012 Big Game Regulations

### **November – No meeting scheduled**

### **December 2, 2011 – Portland Area (Congressional Dist. 3)**

- Access and Habitat Projects
- Bear Management Plan

## PLEASE NOTE

### AGENDA

The Commission meeting will begin at 8:00 AM, 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 to request a packet for those items, which interest you or see the agency's website at <http://www.dfw.state.or.us/agency/commission/minutes/>.

A recess will be taken at 12:00 Noon, when the Commission will have lunch and may discuss matters of general interest.

### PUBLIC TESTIMONY

If you wish to give testimony on any item scheduled on this agenda, please sign up on the sheets provided the day of the meeting. 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) Provide written summaries of information to the Commission twenty (20 sets);
- (2) Limit testimony to five (5) minutes, recognizing that substance, not length, determines the value of testimony or written information;
- (3) Endorse rather than repeat testimony of other witnesses; and
- (4) 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, at least 24 hours prior to the meeting. You will be called to testify by the Commission Chair immediately following the Commissioner Items portion of the agenda. Please provide 20 sets of 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 can be copied and distributed to the Commission. If you bring written materials to the hearing, please provide twenty (20) copies. If you have questions regarding this Agenda, please contact the Director's Office, Oregon Department of Fish and Wildlife, 3406 Cherry Avenue NE, Salem, OR 97303, 503.947.6044.

### PARKING

Parking is available to anyone who attends the Commission meeting.

### REASONABLE ACCOMMODATION OF DISABILITIES

Reasonable accommodation, such as assistive hearing devices, sign language interpreters, and materials in large print or audiotape, 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 be connected to 503.947.6044.