



Oregon Fish and Wildlife Commission Agenda

Meeting:
Friday, December 4, 2015 - 8:00 a.m.
Embassy Suites – Portland- Airport
The Cedar Room
79000 NE 82nd Ave.
Portland, Oregon 97220

Friday December 4, 2015

DIRECTOR'S REPORT

Field Reports – in written form only

Expenditure Report

Staff: Bill Herber, Deputy Director for Administration

Adopt Temporary Rules

Curt Melcher, Director

1) 635-017-0090

Henry Hagg Lake Opens All Year Beginning November 23, 2015

Adopted November 10, 2015: effective November 23, 2015 through December 31, 2015.

This amended rule allows recreational fishers to angle at Henry Haag Lake all year beginning on November 23, 2015. The Oregon Fish and Wildlife Commission recently adopted these changes into permanent rule effective January 1, 2016. Modifications to this rule provide one and a half months of additional angling opportunity and consistency with open dates for most of the standing water bodies in Oregon. These changes are also supported by the angling community and Washington County Parks and Recreation which is responsible for management of Hagg Lake.

2) 635-041-0069 and 635-041-0075

Treaty Indian Commercial Fall Fisheries in the Columbia River Modified

Adopted November 12, 2015: effective November 13, 2015 through December 31, 2015.

These amended rules set a Treaty Tribe commercial fall platform and hook-and-line fishery that begins Friday, November 13 through December 31, 2015. Modifications also set a white sturgeon setline season in The Dalles Pool beginning 6:00 a.m. Monday, November 16 through 6:00 p.m. Wednesday, November 25, 2015; and in Bonneville Pool beginning 6:00 p.m. Friday, November 27 through 6:00 p.m. Thursday, December 31, 2015. Fishing for the purpose of commercial sales and subsistence is allowed. Modifications are consistent with joint state action taken November 12, 2015 by the Departments of Fish and Wildlife for the States of Oregon and Washington, at a meeting of the Columbia River Compact in cooperation with the Columbia River Treaty Tribes.

3) 635-005-0505

Commercial Bay Dungeness crab Fishery Closed Due To Unsafe Levels of Domoic Acid

Adopted November 13, 2015: effective November 13, 2015 through December 31, 2015.

This amended rule closes the bay Dungeness crab fishery on the Oregon coast south of Heceta Head due to unsafe levels of domoic acid and the issuance, by the Oregon Dept. of Agriculture, of a Health Advisory Closure.

4) 635-005-0465

Commercial Dungeness crab Season in the Pacific Ocean and Columbia River Delayed

Adopted November 20, 2015: effective November 20, 2015 through January 31, 2016.

This amended rule delays the opening of the 2015-2016 commercial Dungeness crab season in the Pacific Ocean and Columbia River due to elevated levels of the biotoxin domoic acid detected in samples of crab viscera during preseason testing. The season opening set in permanent rule is December 1. A new opening date for these fisheries has not been set, will depend on further testing and may differ regionally. Commercial Dungeness crab fisheries in bays and estuaries have already been closed in accordance with the provisions of temporary OAR 635-005-0505(2)(b) effective November 13, 2015.

5) 635-004-0275

Federal Action Implemented for Shore-based Midwater Trawl Groundfish Fishery

Federal Action Implemented for Shore-based Midwater Trawl Groundfish Fishery

Adopted November 25, 2015: effective November 25, 2015 through May 22, 2016.

This amended rule implements a fishery closure action previously implemented by the federal government for the 2015 Pacific Coast Groundfish Individual Fishery Quota (IFQ) program including, but not limited to, closure of the shore-based midwater trawl groundfish IFQ fishery shoreward of the boundary line approximating the 150 fathom depth contour (defined at 50 CFR 660.73(h)).

6) 635-067-0027

Amend Rule to Change Bag Limit for Pronghorn Antelope Controlled Hunt 473M2

Adopted: December 1, 2015. Effective Dates: December 2, 2015 through April 15, 2016.

The current bag limit for Pronghorn Antelope Controlled Hunt 473M2 is "One buck pronghorn". To provide landowners the opportunity to take antelope causing property damage, the Department is expanding the bag limit to "One pronghorn either sex". This change is necessary because Landowner Preference Tags for pronghorn cannot be issued for pronghorn hunts with a bag limit of "One buck pronghorn".

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.

"State of the Trout"

Tom Wolf, Executive Director; Oregon Council Trout Unlimited

Elk Damage on Private Land

Darryl Schmidlin

Ryan Stadleman

Tad Vanderzanden

Mike Vandehey

Bi- State Columbia River Fishery Reform
Heath Heikkila, Policy Director
Coastal Conservation Association Oregon

Jim Martin, NSIA Science and Policy
Northwest Sportsfishing Industry Association

Bob Rees, Executive Director
Association of Northwest Steelheaders

Grant Putnam, President
Northwest Guides & Anglers Association

Steve Fick
Mike Wullger
Tim Heuker

Family Fishing Camp
Stevie Parsons

Exhibit A: COMMISSION MINUTES

The Commission will be asked to approve the draft January, March, July, and September 2015 Commission minutes.

Exhibit B: Restoration and Enhancement Project Approval

The Commission will be asked to approve the Restoration and Enhancement Board's recommendations for project funding.

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

Exhibit C: Recompensable Assistance (HB3315)

The Commission will be asked to adopt rules regarding recompensable assistance to agencies

Staff: Bill Herber, Deputy Director for Administration
Public Testimony
Rulemaking

Exhibit D: Wildlife Control Operators

The Commission will be asked to approve amendments to Division 435 Rules, Wildlife Control Operators

Staff: Rick Boatner, Wildlife Integrity Coordinator
Public Testimony
Approval

Exhibit E: Wildlife Rehabilitation

The Commission will be asked to adopt staff recommendations for Wildlife Rehabilitation Rules

*Staff: Colin Gillin, State Wildlife Veterinarian;
Public Testimony
Rulemaking*

Executive Session

The Commission will hold an executive session as authorized by ORS 192.501(37) to review information related to an ongoing audit of a public body, as defined in ORS 174.109 that is in the custody of an audit organization operating under nationally recognized government auditing standards. This report is confidential until the auditor issues a final audit report in accordance with those standards.

OTHER BUSINESS

2016 Proposed Commission Meeting Dates

ADJOURN

FUTURE PROPOSED COMMISSION TOPICS

January 15, 2016 – Salem

- Schedule of Damages for Commercial Fishing Violations
- Regulations for 2016 groundfish and Coastal Pelagic Species (CPS) fisheries and 2014 nearshore logbook report.

February 12, 2016 – Tigard (Congressional District #1)

March TBD

April TBD

May – No Meeting schedules

June TBD

July – Hold – No Meeting Scheduled

August TBD

September TBD

October TBD

November – Hold- No Meeting Scheduled

December TBD

PLEASE NOTE

AGENDA

The Commission meeting will begin at 8:00 AM December 4, 2015, 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/Comm/schedule.htm> .

A recess will be taken at 12:00 Noon, when the Commission will have lunch and may discuss matters of general interest. The public is welcome to attend, and an announcement will be made of the location of the lunch. Lunch will not be provided to the public.

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 three (3) 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 in prior to the meeting. You will be called by the Commission Chair immediately following the Director's report portion of the agenda. Please provide twenty (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, 4034 Fairview Industrial Dr. SE, Salem, OR 97302, 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.