

# Decision Framework for Potential Reclassification of the Marbled Murrelet in Oregon (Threatened to Endangered)

1. Based on documented and verifiable scientific information and other data, has the likelihood of survival of the species diminished such that the species is in danger of extinction throughout any significant portion of its range within Oregon?

1. \_\_\_ Yes \_\_\_ No

AND

2. Does at least one of the following three factors exist?

a) Most populations are undergoing imminent or active deterioration of their range or primary habitat in Oregon.

OR

b) Overutilization of the species or its habitat for commercial, recreational, scientific, or educational purposes is occurring or is likely to occur.

OR

c) Existing state or federal programs or regulations are inadequate to protect the species or its habitat.

2. \_\_\_ Yes \_\_\_ No

No to 1 or 2

Species remains state-threatened.

Yes to both 1 and 2

Species qualifies for reclassification as state-endangered.

3. The Commission may decide, under certain circumstances, not to list a wildlife species as endangered that would otherwise qualify to be so listed.

a) Is the future of the species secure outside this state?

OR

b) Is it true that the wildlife species is not of cultural, scientific, or commercial significance to the people of this state?

OR

c) Has the species been listed as threatened or endangered pursuant to the federal ESA? (NOTE 1)

3a. \_\_\_ Yes \_\_\_ No

3b. \_\_\_ Yes \_\_\_ No

3c. \_\_\_ Yes \_\_\_ No

Species remains state-threatened.

OR

Species is reclassified as state-endangered.

Endangered status is warranted but Commission may decide not to uplist for one or more reason(s) identified in 3.

Yes to 3a, 3b, and/or 3c

Reasons identified in 3 not applicable. Species is reclassified as state-endangered.

No to 3a, 3b, and 3c

NOTE 1: Before making a determination not to list [as state-endangered] pursuant to 3c, the Commission must evaluate whether the federal listing adequately protects the species in Oregon. The outcome of that evaluation does not limit the Commission's authority on whether or not to uplist.