



Oregon Fish and Wildlife Commission Agenda

Fish and Wildlife Commission Tour
Thursday, March 15, 2018
Oregon Department of Fish and Wildlife
Lobby
4034 Fairview Industrial Dr. SE
Salem, Oregon 97302

Meeting:
Friday, March 16, 2018 – 8:00 AM
Oregon Department of Fish and Wildlife
Commission Room
4034 Fairview Industrial Dr. SE
Salem, Oregon 97302

Friday March 16, 2018

DIRECTOR'S REPORT

Field Reports – in written form only

Expenditure Report

Cameron Smith, Deputy Director of Administration

Staff report on Nov. 2017 workshop on EPAs Columbia River Cold Water Refuges Project
Art Martin, Columbia River Program Section Manager

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.

License Requirement for dog trials or training

Annette Pacheco, AKC Master National Hunt

Adopt Temporary Rules

Curt Melcher; Director

1.) 635-004-0275

Federal Actions and Management Measures Implemented for Commercial Groundfish Fisheries.

Adopted February 9, 2018: effective February 12, 2018 through August 10, 2018

This amended rule adopts in-season actions previously adopted by the federal government for 2017-2018 Pacific Coast commercial groundfish fisheries. Including but not limited to increased trip limits for big skate in the shore-based individual fishing quota program, decreased trip limits for sablefish in the limited entry fixed gear and open access fisheries, and increased trip limits for lingcod in the limited entry fixed gear and open access fisheries.

2.) 635-018-0090

2018 Spring Chinook Seasons on the Lower Deschutes and Hood Rivers

Adopted February 9, 2018: effective April 15, 2018 through June 30, 2018

This amended rule allows the sport harvest of hatchery spring Chinook salmon in the Lower Deschutes River from May 1, through June 30, 2018; and sport harvest of hatchery spring Chinook salmon in the Hood River from April 15 through June 30, 2018. The Deschutes River open area extends from the mouth at the I-84 Bridge upstream to Sherars Falls. It is unlawful to continue to angle from Sherars Falls downstream to the upper railroad trestle after taking the daily adult bag limit of spring Chinook. The Hood River open area extends from the mouth to the mainstem confluence with the East Fork and the West Fork from the confluence with the mainstem upstream to the angling deadline 200 feet downstream of Punchbowl Falls. The daily bag limit for the Lower Deschutes River is two (2) adult hatchery salmon and five (5)-hatchery jack salmon per day. The daily bag limit for the Hood River is two (2) adult hatchery salmon per day, and five (5) hatchery jack salmon per day. All wild Chinook salmon must be released unharmed. All other limits and restrictions remain unchanged from those listed for these rivers in the **2018 Oregon Sport Fishing Regulations**.

3.) 635-065-0765

Amend Rules to Add Iowa and Mississippi to Cervid Parts Importation Ban

Adopted: February 13, 2018. Effective Dates: February 13, 2018 through August 11, 2018

In June 2003, the Fish and Wildlife Commission adopted rules banning the importation of certain cervide parts from those states with documented cases of Chronic Wasting Disease (CWD). The rules noted that the Department would add additional states to the rules as new cases of CWD were documented. Based on new information, the rule is amended to add Mississippi to the list of states from which cervid parts may not be imported (Note: Iowa was listed previously and included in the Big Game Regulations but inadvertently omitted from the permanent rule filing.)

Following the permanent rule making process, rather than taking this temporary rule making action, will result in serious prejudice to the public interest because it would delay banning the importation of cervid parts from a state with documented cases of CWD. The purpose of the cervid parts ban is to protect Oregon's wildlife from disease. The purpose can only be carried out if the ban covers all states affected by CWD, and the ban takes effect soon enough to intercept parts ban from those states. Failure to promptly add affected states to the parts import ban could expose Oregon to risk of disease.

4.) 635-041-0065

2018 Winter Commercial Gillnet Treaty Indian Fisheries Set

Adopted February 14, 2018: effective February 14, 2018 through March 31, 2018

This amended rule extends the Treaty Indian winter commercial gill net season in the John Day Pool through Friday, March 2, 2018 and sets the Treaty Indian winter commercial gill net season in the Bonneville Pool beginning Monday, March 5, 2018. Modifications are consistent with action taken February 14, 2018 by the Oregon and Washington Departments of Fish and Wildlife, in cooperation with the Columbia River Treaty Tribes, at a meeting of the Columbia River Compact.

5.) 635-005-0465

Commercial Dungeness crab Evisceration Requirement for Biotoxin Management Zone

Adopted February 16, 2018: effective February 16, 2018 through July 9, 2018

In coordination with Oregon Department of Agriculture (ODA) temporary rule making, (see OAR 635-025-0420). This amended rule implements a biotoxin management zone for the ocean commercial Dungeness crab fishery from Cape Blanco (42° 50' N. Lat.) southward to the Oregon/California border (42° 00' N. Lat.) due to detection of elevated levels of domoic acid in crab viscera in the specified area. In combination, this rule and ODA rule require that all Dungeness crab taken from the biotoxin management area zone after 12:01 AM February 16, 2018 be sold to a licensed food processor that eviscerates the crab consistent with the ODA rule. In addition, crab harvested from a line just north of Gold Beach (42° 26' N. Lat.) to the Oregon/California border after 12:01 AM February 13, 2018 will be subject to recall for evisceration. These rules prohibit the sale of live or whole crab caught from the biotoxin management zone, and prohibit the sale of any crab that is not processed consistent with these rules.

Note: Oregon Department of Agriculture did not suspend their rule therefor an additional rule was not needed to override the above temporary filing.

6.) 635-041-0065

2018 Winter Commercial Gillnet Treaty Indian Fisheries Set

Adopted February 21, 2018: effective February 22, 2018 through March 31, 2018

This amended rule extends the Treaty Indian winter commercial gill net season in the John Day Pool through Saturday, March 3, 2018 and sets the Treaty Indian winter commercial gill net season in The Dalles Pool beginning Thursday, February 22, 2018. Modifications are consistent with action taken February 21, 2018 by the Oregon and Washington Departments of Fish and Wildlife, in cooperation with the Columbia River Treaty Tribes, at a meeting of the Columbia River Compact.

7.) 635-023-0125

Columbia River Recreational Seasons for Salmon, Steelhead, and Shad Set

Adopted February 21, 2018: effective March 1, 2018 through June 15, 2018

This amended rule sets regulations for Columbia River recreational spring Chinook, steelhead and shad seasons with descriptions of areas, dates, and bag limits for harvest of adipose fin-clipped Chinook salmon, adipose fin-clipped steelhead, and shad. Revisions are consistent with action taken February 21, 2018 by the Oregon and Washington Departments of Fish and Wildlife in a meeting of the Columbia River Compact.

8.) 635-041-0065

2018 Winter Commercial Gillnet Treaty Indian Fisheries

Adopted March 12, 2018: effective March 15, 2018 through March 31, 2018

This amended rule extends the Treaty Indian winter commercial gill net season in the John Day and The Dalles Pool's beginning Thursday, March 15, 2018. Modifications are consistent with action taken March 12, 2018 by the Oregon and Washington Departments of Fish and Wildlife, in cooperation with the Columbia River Treaty Tribes, at a meeting of the Columbia River Compact.

9.) 635-042-0170

Modify 2018 Commercial Seasons for Tongue Point and South Channel Select Areas

Adopted March 13, 2018: effective March 15, 2018 through July 26, 2018

These amended rules modify the 2018 winter commercial salmon seasons for the Tongue Point/South Channel Select Areas. The first authorized fishing period in these Select Areas has been rescinded and new fishing periods have been set. Modifications are consistent with action taken March 13, 2018 by the Departments of Fish & Wildlife for the States of Oregon and Washington at a meeting of the Columbia River Compact.

Exhibit A: COMMISSION MINUTES

The Commission will be asked to approve draft February 9, 2018 Commission meeting minutes.

Exhibit B: ACCESS AND HABITAT PROJECT FUNDING AND BOARD APPOINTMENT

The Commission will be asked to approve the Access and Habitat Board recommendations for project funding and appoint the Board Chair.

Staff: Isaac Sanders, Access & Habitat Coordinator

Public Testimony

Approval and Appointment

Exhibit C: SAUVIE ISLAND WILDLIFE AREA SEASONAL ALCOHOL RESTRICTIONS

The Commission will be asked to amend the Sauvie Island Wildlife Area rules to prohibit the possession and use of alcohol seasonally from May 1 through September 30.

Staff: Jeff Boechler, Watershed Manager, North Willamette Watershed District

Public Testimony

Rulemaking

EXHIBIT D: RESTORATION AND ENHANCEMENT PROJECT APPROVAL

The Commission will be asked to approve the R&E Board's recommendations for project funding from their Jan 5, 2018 meeting (Cycle 4a)

Staff: Kevin Herkamp, STEP & R&E Coordinator

Public Testimony

Approval

EXHIBIT E: MODIFICATIONS TO THE RECREATIONAL RED ABALONE FISHERY

The Commission will be asked to adopt proposed modifications to Oregon's recreational abalone fishery to adapt to environmental and population changes.

Staff: Scott Groth, Pink Shrimp, and South Coast Shellfish Project Leader

Public Testimony

Rulemaking

EXHIBIT F: 2018 OCEAN SALMON FISHERIES INFORMATIONAL BRIEFING

The Commission will be updated on 2018 ocean salmon fishery planning leading up to the May 1, 2018 salmon season start date.

Staff: Chris Kern, Deputy Fish Division Administrator

Public Testimony

Informational

EXHIBIT G: 2017 COLUMBIA RIVER FISHERIES UPDATE

The Commission will be updated on the results of 2017 commercial and recreational fisheries and status of summer steelhead in 2018 fisheries.

Staff: Tucker Jones, Ocean Salmon/Columbia River Program Manager

John North, Columbia River Fisheries Manager

Invited Testimony only

Informational

Columbia River Fisheries Update Guest Panels

Invited Guests Panel Number 3

Trout Unlimited

The Conservation Angler

The Wild Salmon Center

Invited Guests Panel Number 1

Northwest Steelheaders

Coastal Conservation Association

Northwest Sportfishing Industry Association

Invited Guests Panel Number 2

Salmon for All

EXECUTIVE SESSION

The Commission will hold an executive session to review and evaluate the employment-related performance of the chief executive officer of any public body, a public officer, employee or staff member who does not request an open hearing as authorized by ORS 192.660(2)(i).

OTHER BUSINESS

ADJOURN

FUTURE PROPOSED COMMISSION TOPICS

* Written public comments for future Commission Topics can be submitted in writing prior to the meeting date at ODFW.Commission@state.or.us or mailed to 4034 Fairview Industrial Drive SE Salem, OR 97302

April 19, 2018 – Commission Tour

April 20, 2018 – Astoria

*Written public comment period will open February 15, 2018

- Annual Wolf Population Update – Director’s Report
- 2018-19 Oregon Game Bird Regulations - Rulemaking
- 2018 Pacific Halibut Fisheries Regulations- Rulemaking
- Record Keeping Requirements for Commercial Dungeness Crab Sales – Rulemaking
- 2018 Ocean Salmon Fisheries and Terminal Fisheries – Rulemaking

May 18, 2018 –No Meeting Scheduled

June 7, 2018 – Baker City

*Written public comment period will open April 15, 2018

- Big Game Regulation Simplification Process – Directors Report
- 2019 - 2021 Budget - Rulemaking
- Commercial Coastal Pelagic Species Regulations - Rulemaking
- Marbled Murrelet Reclassification and Survival Guidelines – Rulemaking

June 8, 2018 – Baker City

*Written public comment period will open April 15, 2018

- 2019 Auction and Raffle Tag Allocation - Approval
- Access and Habitat Project Funding – Approval
- Furbearer Regulations for 2018 - 2020 – Rulemaking
- Malheur Lakes Redband Trout Conservation Plan – Informational
- Columbia River Thermal Angling Sanctuaries – Informational

July 2018 – No Meeting Scheduled

August 3, 2018 – Salem

*Written public comment period will open June 15, 2018

- Restoration & Enhancement Board's recommendation for project funding
- Licensing Rule Modification and Repeal – Rulemaking

September 13, 2018 – Commission Tour

September 14, 2018 – Bandon

*Written public comment period will open July 15, 2018

- Big Game Regulations for 2019 – 2020 – Rulemaking
- Access and Habitat Project Funding - Approval

October 11, 2018 – Commission Tour

October 12, 2018 – Klamath Falls

*Written public comment period will open August 15, 2018

November 2018 – No Meeting Scheduled

December 7, 2018 – Salem

*Written public comment period will open October 15, 2018

- Access and Habitat Project Funding - Approval

PLEASE NOTE

AGENDA

The Commission meeting will begin at 8:00 a.m. March 16, 2018, 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.

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.