



## Oregon Fish and Wildlife Commission Minutes

Tour:  
Thursday, April 18, 2019  
Best Western Oak Meadows Inn  
585 S Columbia River Hwy  
St Helens, OR 97051

Meeting:  
Friday, April 19, 2019 – 8:00 AM  
Columbia River Reception & Events  
Meriwether Place  
1070 Columbia Blvd  
St Helens, OR 97051

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2           *Commission minutes are considered draft until approved by the Commission.*

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4 Notice of these meetings had been made by press release of statewide media circulation.  
5 Those attending part or all of the meeting included:

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Mike Finley, Chairman	Curt Melcher, Director
Bob Webber, Vice-Chair Commissioner	Mark Vargas, Interim Deputy Director
Holly Akenson, Commissioner	Bruce Eddy, East Region Manager
Greg Wolley, Commissioner	Bernadette Graham-Hudson, West Region Manager
Bruce Buckmaster, Commissioner	Anika Marriott, Assistant Attorney General
Jim Bittle, Commissioner	Erin Donald, Assistant Attorney
	Michelle Tate, Executive Assistant
	Chris Kerns, Fish Division Deputy Administrator
	Doug Cottam, Wildlife Division Administrator
	Casey Thomas, Captain Oregon State Police

### MEETING

On Friday, **April 19, 2019, 2019 at 8:05 AM, Chair Mike Finley called the Oregon Fish and Wildlife Commission** (the Commission) meeting to order.

### DIRECTOR'S REPORT

Field Reports – in written form only; *this report is available in the meeting materials and at [https://www.dfw.state.or.us/agency/commission/minutes/19/04\\_Apr/April%2019,%202019%20%20Field%20Report%20.pdf](https://www.dfw.state.or.us/agency/commission/minutes/19/04_Apr/April%2019,%202019%20%20Field%20Report%20.pdf)*

#### Expenditure Report

Staff: Director Melcher,

*This report is available in the meeting materials and at*

[https://www.dfw.state.or.us/agency/commission/minutes/19/04\\_Apr/index.asp](https://www.dfw.state.or.us/agency/commission/minutes/19/04_Apr/index.asp)

#### 2018 Wolf Conservation and Management Program Annual Report

Staff: Roblyn Brown, Wolf Program Field Coordinator

*Presentation:* Roblyn provided the Commission with a presentation on the Oregon Wolf Conservation and Management 2018 Annual Report. This

1 presentation included information on the legal status across the state; wolf  
2 numbers; distribution; Monitoring; and livestock depredation.

3  
4 *This report is available in the meeting materials and at*  
5 [https://www.dfw.state.or.us/agency/commission/minutes/19/04\\_Apr/Wolf%20Annual%20](https://www.dfw.state.or.us/agency/commission/minutes/19/04_Apr/Wolf%20Annual%20Report%20Presentation%20-%204-19-19P.pdf)  
6 [Report%20Presentation%20-%204-19-19P.pdf](https://www.dfw.state.or.us/agency/commission/minutes/19/04_Apr/Wolf%20Annual%20Report%20Presentation%20-%204-19-19P.pdf)

## 7 8 **PUBLIC FORUM**

9 This part of the agenda is for comments on topics not scheduled on the agenda. The  
10 Commission will be unable to take action on items brought to their attention in this forum.

11  
12 The positive influences of beaver's on the ecosystem  
13 Scott Laird

14  
15 Columbia River Wild Fish Conservation Issues  
16 David Moskowitz, the Conservation Angler. Provided written materials

17  
18 Columbia River Reform  
19 Jim Coleman  
20 Jim Wells  
21 Robert Sudar, Commercial Advisor of the Columbia River

## 22 23 **Adopt Temporary Rules**

24 Curt Melcher, Director, requested the Commission ratify the following temporary rules.  
25 The thirteen (13) temporary rules were previously adopted by the director under his  
26 emergency action authority.

### 27 28 **1.) 635-023-0134**

#### 29 **Amend Steelhead Daily Bag Limit on the Snake River**

30 Adopted March 13, 2019: effective March 18, through April 30, 2019.

31 Harvest was initially reduced to ensure hatchery broodstock requirements were  
32 met at the Hells Canyon Dam fish trap. Those broodstock needs have been met, and  
33 surplus fish are available and should be made available to anglers. The State of Idaho  
34 plans to increase daily bag limits to two (2) hatchery steelhead. This rule increases the  
35 daily bag limit for Oregon anglers to two (2) hatchery steelhead above Dug Bar which  
36 maintains concurrence in angling regulations on with Idaho on the Snake River. By  
37 establishing the boundary at Dug Bar (above the Salmon River mouth), fisheries will avoid  
38 additional impacts to wild Salmon River steelhead.

### 39 40 **2.) 635-041-0064, 635-041-0065**

#### 41 **Modifications to the 2019 Treaty Indian Winter Commercial Fisheries**

42 Adopted March 19, 2019: effective March 20, through March 23, 2019.

43 These rules modify the Treaty Indian winter season commercial gillnet and  
44 platform fisheries. Modifications are consistent with action taken March 19, 2019 by the  
45 Departments of Fish & Wildlife for the States of Oregon and Washington at a meeting of  
46 the Columbia River Compact.

1           **3.) 635-042-0145, 635-042-0160, 635-042-0170**

2 **Modifications to the 2019 Season for the Columbia River Select Area Commercial**  
3 **Fisheries**

4 Adopted March 28, 2019: effective April 1, 2019 through July 29, 2019.

5           This amended rule modifies the 2019 commercial seasons for the Blind  
6 Slough/Knappa Slough, Youngs Bay and Tongue Point Select Areas. The commercial  
7 fishery in the Blind Slough area has been extended to a 12-hour fishing period and white  
8 sturgeon bags limits have been set for Select Areas beginning April 1. Modifications are  
9 consistent with action taken March 28, 2019 by the Departments of Fish & Wildlife for the  
10 States of Oregon and Washington at a meeting of the Columbia River Compact.

11  
12           **4.) 635-023-0095**

13 **White Sturgeon Recreational Fisheries Closed in the John Day Pool**

14 Adopted April 1, 2019: effective April 3, 2019 through July 5, 2019.

15           This amended rule closes the white sturgeon fishery in the John Day Pool of the  
16 Columbia River. Catch projections indicate retention of white sturgeon after April 3, 2019  
17 would further exceed the allowable quota. Catch and release sturgeon fishing remains  
18 open in these waters, except for sturgeon angling sanctuaries.

19  
20           **5.) 635-042-0160**

21 **Modifications to the 2019 Season for the Columbia River Select Area Commercial**  
22 **Fisheries.**

23 Adopted April 1, 2019: effective April 4, 2019 through July 29, 2019.

24           This amended rule modifies the 2019 commercial seasons for the Blind  
25 Slough/Knappa Slough Select Area. The commercial fishery in the Knappa Slough area  
26 has been increased to three (3) additional 4-hour each fishing periods. Modifications are  
27 consistent with action taken April 1, 2019 by the Departments of Fish & Wildlife for the  
28 States of Oregon and Washington at a meeting of the Columbia River Compact.

29  
30           **6.) 635-005-0355**

31 **Tillamook Bay Commercial Cockle Dive Fishery Closes**

32 Adopted April 3, 2019: effective April 5, 2019 through Oct 1, 2019.

33           Amended rule closes the Tillamook Bay commercial cockle dive fishery at 12:01  
34 a.m. April 5, 2019 due to a projected attainment of the 185,000 pound annual harvest  
35 quota allowed under bay clam catch limits. Modifications are consistent with  
36 requirements described in OAR 635-005-0355.

37  
38           **7.) 635-017-0090**

39 **2019 Gilbert River Sturgeon Closure**

40 Adopted April 4, 2019: effective April 16, 2019 through August 31, 2019.

41           The amended rule closes all sturgeon angling including catch and release, as well  
42 as closing all angling with the use of bait from April 16 through May 15, 2019 in the Gilbert  
43 River. The area includes the Gilbert River from the upstream end of the Gilbert River  
44 Fishing Pier located near the confluence with Multnomah Channel, upstream to Sturgeon  
45 Lake.

1           **8.) 635-018-0090**

2   **2019 Hatchery Chinook Salmon Season in the Hood River**

3   Adopted April 4, 2019: effective April 15, 2019 through June 30, 2019.

4       This amended rule allows the sport harvest of hatchery spring Chinook salmon in  
5   the Hood River from April 15 through June 30, 2019. The daily bag limit for the Hood  
6   River is two adult hatchery salmon and five hatchery jack salmon.

7  
8           **9.) 635-042-0145**

9   **Rescind Open Fishing Periods in the Youngs Bay Select Area.**

10   Adopted April 10, 2019: effective April 11, 2019 through July 29, 2019.

11       This amended rule rescinds the April 11 through 12 and April 18, 2019 open fishing  
12   period in the Youngs Bay Select Area.

13  
14           **10.) 635-023-0125**

15   **Modification to Columbia River Recreational Season for Salmon and Steelhead**  
16   **Fisheries.**

17   Adopted April 10, 2019: effective April 13, 2019 through May 5, 2019.

18       This amended rule modifies open fishing periods for Mainstem Columbia River  
19   recreational spring Chinook and steelhead seasons downstream of the Bonneville Dam.  
20   Revisions are consistent with action taken April 10, 2019 by the Oregon and Washington  
21   Departments of Fish and Wildlife in a meeting of the Columbia River Compact.

22  
23           **11.) 635-023-0095**

24   **White Sturgeon Recreational Fisheries Closed in the Bonneville Pool and Adjacent**  
25   **Tributaries**

26   Adopted April 10, 2019: effective April 13, 2019 through Oct 9, 2019.

27       This amended rule closes the white sturgeon retention fishery in the Bonneville  
28   Pool of the Columbia River. Catch projections indicate retention of white sturgeon after  
29   April 12, 2019 would potentially result in the fishery exceeding the allowable quota. Catch  
30   and release sturgeon fishing remains open in these waters, except for sturgeon angling  
31   sanctuaries.

32  
33           **12.) 635-042-0145, 635-042-0160, 635-042-0170**

34   **Modifications to the 2019 Season for the Columbia River Select Area Commercial**  
35   **Fisheries.**

36   Adopted April 16, 2019: effective April 17, 2019 through July 29, 2019.

37       This amended rule modifies the 2019 commercial seasons for the Knappa Slough,  
38   Tongue Point and Young's Bay Select Areas. Modifications are consistent with action  
39   taken April 16, 2019 by the Departments of Fish & Wildlife for the States of Oregon and  
40   Washington at a meeting of the Columbia River Compact.

41  
42           **13.) 635-023-0125**

43   **Modifications to Columbia River Recreational Seasons for Salmon and Steelhead**  
44   **Fisheries**

45   Adopted April 17, 2019: effective April 20 through May 5, 2019.

46       This amended rule modifies open fishing periods for Mainstem Columbia River  
47   recreational spring Chinook and steelhead seasons downstream of the Bonneville Dam.

1 Revisions are consistent with action taken April 17, 2019 by the Oregon and Washington  
2 Departments of Fish and Wildlife in a meeting of the Columbia River Compact.

3  
4 Action:

5 Commissioner Webber moved to ratify the twelve (12) temporary rules set forth in today's  
6 tan agenda and the one temporary rule set forth the memorandum dated April 19, 2018.  
7 Commissioner Akenson seconded the motion, and the motion carried unanimously, six  
8 (6) infavor.

9  
10 **Exhibit A: COMMISSION MINUTES**

11 Action:

12 Commissioner Akenson moved to approve the March 15, 2019 meeting minutes  
13 with continued authority to correct grammer and punctuation. Commissioner Wolley  
14 seconded the motion and the motion was carried five (5) infavor; Finley abstained.

15  
16 **Exhibit B: 2019-2020 OREGON GAME BIRD REGULATIONS**

17 The Commission was asked to adopt the Game Bird Season and Regulations for 2019-  
18 2020

19 Staff: Brandon Reishus, Migratory Game Bird Coordinator  
20 Mikal Cline, Upland Game Bird Coordinator

21  
22 *Presentation:* Mikal provided the Commission with a presentation on the proposed  
23 2019-2020 proposed upland Game Bird Regulations. The presentation included  
24 population status; regulation framework; fall turkey season; special huntinh opportunites  
25 and controlled hunt for Sage-grouse.

26 Brandon provided the Commission with a presentation on the proposed 2019-2020  
27 proposed Migratory Game Bird Regulation. The presentation included information on the  
28 regulation setting process; seasons and baglimits; wildlife area hunting programs and  
29 department lands rules.

30  
31 *This presentation is located in the commission material and can be viewed at*  
32 [https://www.dfw.state.or.us/agency/commission/minutes/19/04\\_Apr/Ex%20B\\_Presentation.pdf](https://www.dfw.state.or.us/agency/commission/minutes/19/04_Apr/Ex%20B_Presentation.pdf)  
33 [n.pdf](https://www.dfw.state.or.us/agency/commission/minutes/19/04_Apr/Ex%20B_Presentation.pdf)

34 **Public Testimony**

Marie Gadotti, Oregon Farm Bureau	
Scott Laird	Did not testify on this topic

35 Rulemaking

36  
37 Action:

38 Commissioner Wolley moved to amend OAR 635, Divisions 008, 045, 051, 052,  
39 053, 054, and 060 as proposed by staff to set regulations for 2019-20 game bird seasons  
40 and regulations for the use of Department llands. Commissioner Bittle seconded the  
41 motion and the motion was carried six (6) infavor.

1 **Exhibit C: PACIFIC HALIBUT FISHERIES**

2 The Commission was asked to adopt the 2019 Regulations for recreational and  
3 commercial Pacific halibut fisheries

4 Staff: Lynn Mattes, Halibut Project Leader

5  
6 *Presentation:* Lynn provided the Commission with a presentation on the 2019  
7 Pacific Halibut Fisheries. This presentation included the harvest levels specified by the  
8 IPHC; changes to the federal catch sharing plan; recreational season dates; and IPHC  
9 commercial opening dates.

10  
11 *This presentation is located in the commission material and can be viewed at*  
12 [https://www.dfw.state.or.us/agency/commission/minutes/19/04\\_Apr/Exhibit%20C/Presentation.pdf](https://www.dfw.state.or.us/agency/commission/minutes/19/04_Apr/Exhibit%20C/Presentation.pdf)  
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14  
15 No Public Testimony  
16 Rulemaking

17  
18 Action:

19 Commissioner Finley moved to adopt the staff recommendations for the 2019 sport  
20 and commercial Pacific Halibut fisheries as shown in Attachment 3. Commissioner  
21 Akenson seconded the motion and the motion was carried six (6) in favor.

22  
23 **EXHIBIT D: COMMERCIAL FISHERY PERMIT BOARD APPOINTMENTS**

24 The Commission will be asked to approve appointments to the Commercial Fishery  
25 Permit Board

26 Staff: Linda Lytle, Licensing Services Manager

27  
28 No Public Testimony  
29 Approval

30  
31 Action:

32 Commissioner Akenson moved to approve the nominations as presented by staff  
33 and appoint the recommended fishery members to the Commercial Fishery Permit Board.  
34 Commissioner Wolley seconded the motion and the motion was carried six (6) in favor.

35  
36 **EXHIBIT E: 2019 FISH PASSAGE PRIORITIZATION LIST**

37 The Commission was asked to approve the 2019 Statewide Fish Passage Priority  
38 List.

39 Staff: Kregg Smith, Fish Passage Coordinator:

40 Presentation: Kregg provided the Commission with a presentation on the 2019  
41 Fish Prioritization list. The presentation included requirements of ORS 509.585 to update  
42 the list every 5 years; the basic requirements in OAR 635-412-0015; barrier inventory and  
43 stabilization; the 2013-2018 Fish Passage prioritization efforts; level of fish passage;  
44 listed native migratory fish; 2019 fish passage prioritization results; and the top ten 2019  
45 Fish Passage Barriers



1 *This presentation is located in the commission material and can be viewed at*  
2 [https://www.dfw.state.or.us/agency/commission/minutes/19/04\\_Apr/Exhibit%20E/Presentation.pdf](https://www.dfw.state.or.us/agency/commission/minutes/19/04_Apr/Exhibit%20E/Presentation.pdf)  
3  
4

5 Public Testimony

David Moskowitz, the Conservation angle	
Jim McCarthy, WaterWatch	

6 Approval

7  
8 Action:

9 Commissioner Webber moved to approve the 2019 Statewide Fish Passage  
10 Priority List, and direct department staff to work cooperatively with owners of artificial  
11 obstructions on the priority list to provide fish passage. Commissioner Wolley seconded  
12 the motion and the motion was carried six (6) in favor.  
13

14 **EXHIBIT F: 2019 OCEAN SALMON FISHERIES AND OCEAN TERMINAL FISHERIES**  
15 **RULEMAKING**

16 The Commission will be asked to adopt the 2019 Ocean Salmon fishing seasons and  
17 terminal fisheries for Oregon waters.

18 Staff: Christine Mallette, Ocean Salmon Technical Service  
19 Manager

20 Presentation: Christine provided the commission with a presentation on the  
21 2019 Ocean Salmon Regulations. This presentation included information on North of  
22 Cape Falcon; South of Cape Falcon; Sacramento fall-run Chinook salmon; Klamath fall-  
23 run Chinook salmon; Commercial troll seasons; recreational seasons; and state waters  
24 terminal areas.  
25

26 *This presentation is located in the commission material and can be viewed at*  
27 [https://www.dfw.state.or.us/agency/commission/minutes/19/04\\_Apr/Exhibit%20F/Presentation.pdf](https://www.dfw.state.or.us/agency/commission/minutes/19/04_Apr/Exhibit%20F/Presentation.pdf)  
28  
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30 Public Testimony

David Moskowitz, the Conservation Angler	
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31 Approval

32  
33 Action:

34 Commissioner Akenson moved to adopt the 2019 regulations for oceans  
35 recreational and commercial salmon fisheries proposed by staff and as reflected in draft  
36 OADs shown in Attachment 3. Commissioner Webber seconded the motion and the  
37 motion was carried six (6) in favor.  
38

39 **EXHIBIT G: PUBLIC RECORDS REQUEST RULE UPDATE**

40 The Commission adopted amendments to OAR Division 635 -001 to bring the  
41 department's policy in compliance with the EO 16\_06 and the DAS Statewide Model  
42 Policy 107-001-020  
43 -

1                   Public Testimony

2   David Moskowitz, the Conservation Angler	
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3   Approval

4                   Action:

5                   Commissioner Webber moved to adopt amendments to OAR 635 Division 001 as  
6 proposed by staff. Commissioner Buckmaster seconded the motion and the motion was  
7 carried six (6) in favor.

8

9   **OTHER BUSINESS**

10

11

12

13   Chair Mike Finley adjourned the meeting at 12:00 p.m.