



AGENDA ITEM SUMMARY

BACKGROUND

This exhibit requests to appoint members to the Oregon Department of Fish and Wildlife (Department) Commercial Fishery Permit Board (Board). The Board was established by the Oregon Legislature in 1979 under Oregon Revised Statute 508.755 identifying the industries that are served by the Board, and providing that the Board is appointed by the Oregon Fish and Wildlife Commission (Commission).

In 1996, the Commission adopted Oregon Administrative Rule 636-006-1200 further describing the Board and its members. Board members must be in good standing with the community, serve staggered three-year terms, may not serve more than two consecutive terms, and serve at the pleasure of the Commission. Members representing commercial fisheries must hold a valid permit or license for the fishery they represent.

Two members represent the public-at-large, and three members each represent the following industries:

- Columbia River gillnet salmon;
- Ocean troll salmon;
- Ocean pink shrimp;
- Yaquina Bay roe-herring;
- Sea urchin;
- Ocean Dungeness crab;
- Black rockfish and blue rockfish (added by the 2003 Legislature);
- Sardine (added by the Commission in 2007);
- Bay clam dive fishing (added by the Commission in 2007); and
- Brine shrimp (added by the Commission in 2007).

When issues are pending before the Board, they meet at least once every calendar quarter to review those issues. The Department provides an Administrative Hearings Officer to conduct contested case proceedings and to prepare proposed orders.

When an applicant is denied a permit or transfer of a permit by the Department, the Board reviews the contested case proceedings and proposed order(s). The Board may ask the Department to modify proposed orders. If the modification is substantial, (when the effect of the modification will change the outcome or the basis for the order), the Board also provides the Department with a reason for the modification.

PUBLIC INVOLVEMENT

The Department solicited applicants for Board positions through a direct mailing sent to all limited entry fishery permit holders. Interest forms meeting minimal qualifications as described above are available in Attachment 2.

ISSUE 1

Appointment of Members to the Commercial Fishery Permit Board

ANALYSIS

The table below includes the Board positions, current members, and terms. Applicants are identified below by position applied for, and their interest forms can be reviewed in Attachment 2.

Applicants (italicized below) were reviewed by biologists in the Fish Division Marine Resources and Columbia River and Ocean Salmon programs, Management Resources Division and the Director's Office and are recommended as follows:

Name	Location	Appointment
Public-at-large (2 Positions)		
Kenneth Ulbricht	Warrenton, Oregon	1 st term expires April 2022
<i>Donna Johnson</i>	<i>Port Orford, Oregon</i>	
Black Rockfish and Blue Rockfish (3 Positions)		
Joseph Watkins	Nehalem, Oregon	1 st term expires April 2022
<i>Brian Trotter</i>	<i>Rockaway Beach, Oregon</i>	
Columbia River Gillnet Salmon (3 Positions)		
William Gunderson	Corvallis, Oregon	1 st term expires April 2022
Ocean Dungeness Crab (3 Positions)		
<i>Gary Klein</i>	<i>Brookings, Oregon</i>	
Ocean Troll Salmon (3 Positions)		
Wilson Thompson	Port Orford, Oregon	1 st term expires April 2022
<i>Zachary Best</i>	<i>McMinnville, Oregon</i> <i>Pacific City, Oregon</i>	
<i>Lavine Linker</i>	<i>West Linn, Oregon</i>	
Sardine (3 Positions)		
<i>Nicholas Jerkovich</i>	<i>Gig Harbor, Washington</i>	
Sea Urchin (3 Positions)		
Mark Gmeiner	Manchester, California	1 st term expires April 2022
Timothy Foley	Roseburg, Oregon	1 st term expires April 2022
Bay Clam Dive Fishing (3 Positions)		
Brine Shrimp (3 Positions)		
Ocean Pink Shrimp (3 Positions)		
Yaquina Bay Roe Herring (3 Positions)		

OPTIONS

1. Approve all applicants as recommended by staff.
2. Approve some of the staff recommendations and appoint selected members.
3. Approve none of the nominations.

STAFF RECOMMENDATION

1. Option 1

DRAFT MOTION

I move to appoint the following members to the Commercial Fishery Permit Board:

- Donna Johnson to represent the public-at-large;
- Brian Trotter to represent the black rockfish and blue rockfish industry;
- Gary Klein to represent the Oregon Dungeness crab industry;
- Zachary Best to represent the ocean troll salmon industry;
- Lavine Linker to represent the ocean troll salmon industry; and
- Nicholas Jerkovich to represent the sardine industry.

EFFECTIVE DATE: Upon Appointment