



Oregon Fish and Wildlife Commission Agenda

Meeting:
Friday, August 6, 2021 - 8:00 AM
Oregon Department of Fish and Wildlife
Virtual Meeting
4034 Fairview Industrial DR SE
Salem, OR 97302

Friday, August 6, 2021

See notes on the last page of this agenda for instructions on how to [register](#) to testify on the exhibit items.

DIRECTOR'S REPORT

FIELD REPORTS – in written form only

EXPENDITURE REPORT

Erica Kleiner, Deputy Director

2021-23 Legislatively Adopted Budget Update and Habitat Division Overview

Erica Kleiner, Deputy Director for Administration

Brandy Nichols, Acting Management Resources Division Administrator

Shannon Hurn, Deputy Director for Fish and Wildlife Programs

ADAPTING TO CLIMATE AND OCEAN CHANGE REPORT

2021 Multiagency Report on Ocean Acidification and Hypoxia (OAH) Programs and Needs.

Dr. Caren Braby, Marine Resources Program Manager

ADOPT TEMPORARY RULES

Curt Melcher, Director

1.) 635-041-0076

Add periods to Treaty Summer Commercial Gillnet Fishery

Adopted: 7/09/21 effective 7/12/2021 through 7/31/2021.

These amended rules authorize the sales of fish caught in Treaty commercial summer gillnet periods on July 12-15 and July 19-22. Mesh size restrictions have also been lifted for set and drift gill nets.

2.) 635-019-0090

Regulation Changes Related to High Temperatures, and Low Water in the Northeast Zone

Adopted: 7/14/21 effective 7/15/2021 through 8/31/2021.

These amended rules address fishing regulations related to drought conditions throughout the Northeast Zone.

(1) All size (minimum and maximum) and daily limits for gamefish are lifted from July 15 through September 30 in the following locations:

- * Honeymoon Pond (NE Zone)
- * Kinney Lake (NE Zone)
- * McGraw Pond (NE Zone)
- * Salt Creek Summit Pond (NE Zone)
- * Tee Pee Pond (NE Zone)

3.) 635-021-0090

Regulation Changes Related to High Temperatures, and Low Water in the Southeast Zone

Adopted 7/14/2021: effective 7/15/2021 through 10/10/2021.

These amended rules address fishing regulations related to drought conditions throughout the Southeast Zone.

All size (minimum and maximum) and daily limits for gamefish (except tiger muskie and bull trout) are lifted from July 14 through October 10 in the Powder River from Thief Valley Dam upstream through Phillips Reservoir.

4.) 635-005-0290

Close Tillamook Bay and Establish Yaquina Bay Area and Quota for Commercial Dive Gaper Fisheries

Adopted 7/15/2021: effective 7/18/2021 through 11/5/2021.

This amended rule closes the commercial Tillamook Bay subtidal gaper clam fishery as the fishery is projected to reach the annual harvest quota of 235,000 pounds on July 17. Additionally, an annual harvest quota and area are established for Yaquina Bay.

5.) 635-005-0355

Close Tillamook Bay and Establish Yaquina Bay Area and Quota for Commercial Dive Gaper Fisheries

Adopted 7/15/2021: effective 7/18/2021 through 10/8/2021.

This amended rule closes the commercial Tillamook Bay subtidal gaper clam fishery as the fishery is projected to reach the annual harvest quota of 235,000 pounds on July 17. Additionally, an annual harvest quota and area are established for Yaquina Bay.

6.) 635-017-0095

Regulation Changes Related to Water Temperatures in the Santiam River Basin

Adopted 7/16/2021: effective 7/30/2021 through 8/15/2021.

ODFW closed angling during the hottest time of the day (beginning at 2:00 p.m. daily) in anticipation of drought conditions in many Northwest Zone Rivers. Sections of the North and South Santiam rivers just below Foster and Big Cliff dams should stay relatively cool throughout the remainder of the summer, so this amended rule lifts the closure in those areas starting July 16.

7.) 635-039-0085

Add Open Periods to Central Oregon Area Halibut Fisheries

Adopted 7/16/2021: effective 8/1/2022 through 9/30/2021.

This amended rule adds periods to the summer season (August 1-October 31) from Thursday through Saturday every other week to Thursday through Saturday of every week.

8.) 635-018-0090

Angling Closure in Laurance Lake Waters

Adopted 7/19/2021: effective 7/19/2021 through 12/31/2021.

This amended rule closes angling in Laurance Lake in the Hood River Basin from July 19 through October 15.

9.) 635-017-0095

Regulation Changes Related to Water Temperatures in the Santiam River Basin

Adopted 7/19/2021: effective 7/30/2021 through 8/15/2021.

ODFW closed angling during the hottest time of the day (beginning at 2:00 p.m. daily) in anticipation of drought conditions in many Northwest Zone Rivers. Sections of the North and South Santiam rivers just below Foster and Big Cliff dams should stay relatively cool throughout the remainder of the summer, so this amended rule lifts the closure in those areas starting July 16.

10.) 635-070-0000, 635-071-0000, 635-073-0000

Amend Rules to Adjust Season Dates for Specified 2021 Elk Hunts

Adopted: July 29, 2021 – Effective Dates: June 9, 2021 through October 08, 2021

Oregon Administrative Rules establishing seasons and tag numbers for 2021 controlled elk hunts were adopted September 2020. Tag numbers adopted at that time did not account for the full scale of elk population reduction within Starkey Experimental Forest as part of scheduled research activities. Additionally, there were two wrong dates in the 2021 hunt tables reviewed by the Commission. These rule amendments are needed to reduce the maximum number of tags that may be issued for the purpose of hunting elk during one specified 2021 controlled hunts and correct the seasons to reflect the accurate dates published in the referenced Big Game regulations.

11.) 635-042-0031

Non-Treaty Columbia River Commercial Mainstem Fall Fisheries

Adopted 7/29/2021: effective 8/9/2021 through 9/2/2021.

This rule authorizes the fall non-Treaty commercial gillnet fishery in the lower Columbia River.

12.) 635-041-0045, 635-041-0075

Treaty Commercial Fall Salmon Fisheries Set

Adopted 7/29/2021: effective 8/1/2021 through 12/31/2021.

These amended rules authorize the sales of fish caught in Treaty Indian commercial fall platform hook-and-line fisheries both above and below Bonneville Dam in the Columbia River starting on August 1.

13.) 635-016-0090

Southwest Zone Wild Chinook Bag Limit Reduction and Area Closures.

Adopted 7/30/2021: effective 8/1/2021 through 12/31/2021.

This amended rule modifies bag limits and other measures for harvest of Chinook in certain southwest Oregon coastal rivers.

14.) 635-023-0130

Set 2021 Columbia River Fall Recreational Fisheries

Adopted 7/30/2021: effective 8/1/2021 through 12/31/2021.

This amended rule sets the open periods and related management measures for the fall 2021 recreational Columbia River salmon and steelhead fisheries from August 1 through December 31.

OTHER BUSINESS

DRAFT proposed 2022 Commission meeting dates

COMMISSION UPDATES

Beaver Management and Trap Check Working Group Update
Commissioner Greg Wolley

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 before*

8:00 AM, August 4, 2021 (at least **48** hours prior to the meeting) to be included in the public forum).

Turtle Ridge Suspension

*Ben Thomas, Northwest ACORN Wildlife Alliance
Mary Bliss
Jackie Marsden
Scott Beckstead, Center for a Humane Economy*

Columbia River Steelhead Numbers

*Dean Finnerty, Trout Unlimited
Elizabeth Perkin, Native Fish Society
David Moskowitz, the Conservation Angler*

Wildlife Rehabilitation/ Wildlife Response Resources

Bob Sallinger, Audubon Society of Portland

Composition of the Beaver Management and Trap Check Times Working Groups

Stan Steele

Columbia River Fall Gillnet Harvest

*Steve Fick
Jim Wells*

Wolf Packs Lethal Removal

Samantha Bruegger, Wild Earth Guardians

EXHIBIT A: COMMISSION MINUTES

The Commission will be asked to approve draft Commission meeting minutes from June 18, 2021.

EXHIBIT B: 2022 ARCHERY ELK BIG GAME SEASON PROPOSALS

The Commission will be asked to approve proposed rules for 2022 Archery Elk Big Game Seasons.

Staff: Jeremy Thompson, Big Game Hunting Review Project Lead
Public Testimony: 48 hour Advance [Registration](#) Required
Rulemaking

EXHIBIT C: OREGON COAST COHO CONSERVATION PLAN 12 YEAR ASSESSMENT

The Commission will be presented the 12-year assessment of the Oregon Coast Coho Conservation Plan.

Staff: Dr. Jamie Anthony, Monitoring Coordinator
Public Testimony: 48 hour Advance [Registration](#) Required
Informational

EXHIBIT D: 2021 COASTAL COHO FISHERY REGULATIONS

The Commission will be asked to establish regulations for wild coho fisheries in specific coastal rivers.

Staff: Mike Gray, District Fish Biologist Charleston
Public Testimony: 48 hour Advance [Registration](#) Required
Rulemaking

EXHIBIT E: 2022 SPORT FISH REGULATIONS

The Commission will be asked to adopt the 2022 Sport Fishing Regulations.

Staff: Mike Gauvin, Recreational Fisheries Program Manager

Public Testimony: 48 hour Advance [Registration](#) Required

Rulemaking

EXHIBIT F: MINAM WILDLIFE AREA LAND ACQUISITION

Commission approval to purchase Phase 1 of the Minam River Wildlife Area property.

Staff: Nick Myatt, East Region Manager

Public Testimony: 48 hour Advance [Registration](#) Required

Approval

EXECUTIVE SESSION

This Executive Session is held pursuant to ORS 192.660 (2)(f) to consider information or records that are exempt by law from public inspection, as well as to consult with legal counsel concerning legal rights and duties regarding current litigation likely to be filed as authorized by ORS 192.660 (2)(h).

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@odfw.oregon.gov or mailed to 4034 Fairview Industrial Drive SE Salem, OR 97302.

September 17, 2021 – Salem

**Written public comment period will open July 15, 2021*

- Employee Pride Awards – Employee Recognition
- 2022 Big Game Regulations – Rulemaking
- A&H Project Funding – Approval
- Conservation Plan to Reduce Risk of Whale Entanglement in Dungeness Crab Gear –Informational
- Coastal Multi-Species Conservation and Management Plan Implementation -Informational
- Fish Screening Task Force Appointments – Approval
- Conservation and Recreation Fund Project Approvals- Approval

October 15, 2021 – Salem

**Written public comment period will open August 15, 2021*

- Oregon Dungeness Crab Fishery Management Plan -Rulemaking
- Rogue-South Coast Multi-Species Conservation and Management Plan- Informational

November 19, 2021 – HOLD

**Written public comment period will open September 15, 2021*

No Meeting Scheduled

December 17, 2021 – Salem

**Written public comment period will open October 15, 2021*

- A&H Project Funding – Approval
- 2022 Groundfish Fisheries Regulations and 2020 Nearshore Logbook Report – Rulemaking
- R&E Project Approval, Appointments, STEP Annual Report –Approval
- Regional Dry Maintenance Time Periods & Timing of In-Water Work to Protect Fish and Wildlife Resources – Rulemaking
- Rogue-South Coast Multi-Species Conservation and Management Plan- Rulemaking

PLEASE NOTE

AGENDA

The Commission meeting will begin at 8:00 a.m. August 6, 2021. 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 or see the agency's website at <https://www.dfw.state.or.us/agency/commission/minutes/>.

The Commission will take a lunch recess as close to 12:00 p.m. as the agenda will accommodate.

PUBLIC TESTIMONY REGISTRATION

If you wish to give verbal testimony on any Exhibit item scheduled on the Friday, August 6 agenda, you must register before 8:00AM Wednesday August 4, 2021; a minimum of 48 hour prior to the meeting.

HOW TO REGISTER TO SPEAK AT THE COMMISSION MEETING

When registering to testify please provide *first and last name, topic, a valid email address, and phone number*.

Listed below are three way that you can [register](#):

- 1) Click on the link provided on the agenda: fill out the [registration](#) form; and click submit.
- 2) Send an email the ODFW.Commission@odfw.oregon.gov; in your email, the information listed above must be provided.
- 3) Call the Department at 503-947-6044

PUBLIC TESTIMONY

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) Limit testimony to three (3) minutes, recognizing that substance, not length, determines the value of testimony or written information.
- 2) Endorse rather than repeat testimony of other witnesses; and
- 3) 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 will be distributed to the Commission prior of the meeting day; any correspondence or materials received less than 72 hours prior to the meeting will be provided to the Commissioners the day of the meeting. If you have questions regarding this Agenda, please contact Michelle Tate, Director's Office, Oregon Department of Fish and Wildlife, 4034 Fairview Industrial Drive SE, Salem, Oregon, 97302, or call 503- 947-6033.

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, ODFW.Commission@odfw.oregon.gov; ***you must register before 8:00AM Wednesday August 4, 2021; a minimum of 48 hour prior to the meeting.*** Please provide written summaries or other materials to the Commission Assistant prior to your testimony. The Commission is unable to act on items brought to their attention in this forum.

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 connect to 503-947-6044.