

Uplisting the Marbled Murrelet under the Oregon Endangered Species Act



Photo: R. Lowe, USFWS

Oregon Fish and Wildlife Commission – November 4, 2021

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Uplisting the Marbled Murrelet under the OESA

The Oregon Endangered Species Act does not, by itself, require an owner of any commercial forestland or other private land to take action to protect a threatened or endangered species, or impose requirements or restrictions on the use of private land.

(ORS 496.192(1))



Drawing: Brian Woodbridge, OSU Flickr

Uplisting the Marbled Murrelet under the OESA

State Agencies

- OESA requires that within four months after listing the Commission must determine which land-owning or managing agencies can play a role in the conservation of the Marbled Murrelet
- OESA requires affected state agencies to develop plans for endangered species and to comply with Survival Guidelines for threatened and endangered species
- Survival Guidelines for murrelets were adopted in July 2021 and are currently in effect. Survival Guidelines remain 'interim' until Endangered Species Management Plans are approved



Photo: David Patte, USFWS

List of State Land-owning/managing Agencies

- OAR 635-100-0160(1):
 - Oregon Department of Fish and Wildlife;
 - Oregon Department of Forestry;
 - Oregon Parks and Recreation Department;
 - Oregon Department of Administrative Services;
 - Oregon Division of State Lands (all proprietary programs);
 - State Land Board;
 - Oregon Department of Education;
 - Oregon Department of Transportation;
 - Oregon Military Department;
 - Oregon State Hospital;
 - Department of Veteran's Affairs (except as provided in ORS 496.182(6));
 - Department of Corrections;
 - Oregon State Board of Higher Education; and
 - Any other state agency that owns, leases or holds a recorded easement for land.

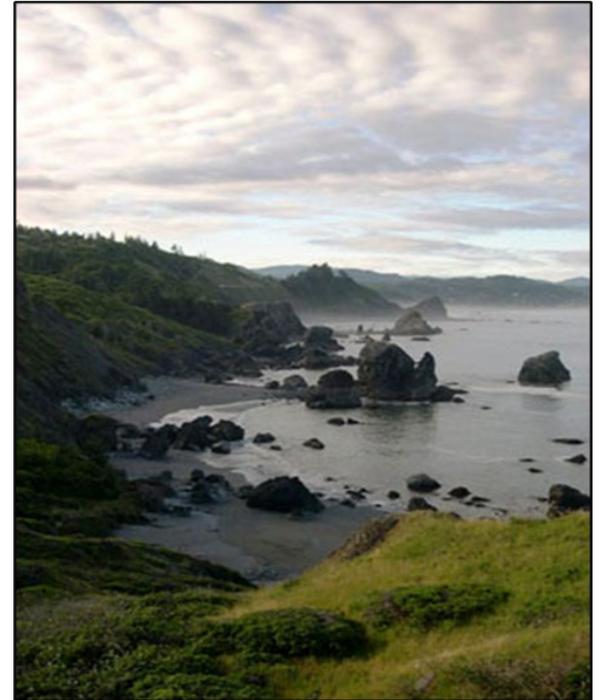


Photo: OPRD

State Land Agencies that May Play a Role in Marbled Murrelet Conservation

- Consulted and coordinated with “land-owning or managing” state agencies
- Reviewed ownership maps for overlay with terrestrial murrelet habitat
- Addressed questions of interested persons, including the news media
- Updated department’s Marbled Murrelet webpage to help keep the public informed of continued process and to facilitate public involvement



Photo: : Martin Nugent ODFW



Photo David Patte, USFWS

State Land Agencies that May Play a Role in Marbled Murrelet Conservation

- Staff recommends the following agencies have a role to play in conservation of Marbled Murrelets:
 - ❖ Oregon Department of Fish and Wildlife;
 - ❖ Oregon Department of Forestry;
 - ❖ Oregon Parks and Recreation Department;
 - ❖ Oregon Division of State Lands;
 - ❖ Oregon Department of Transportation;
 - ❖ Oregon Military Department;
 - ❖ Oregon Department of Corrections;
 - ❖ Oregon Department of Aviation;
 - ❖ Oregon Youth Authority; and
 - ❖ Oregon Watershed Enhancement Board (recorded easements)

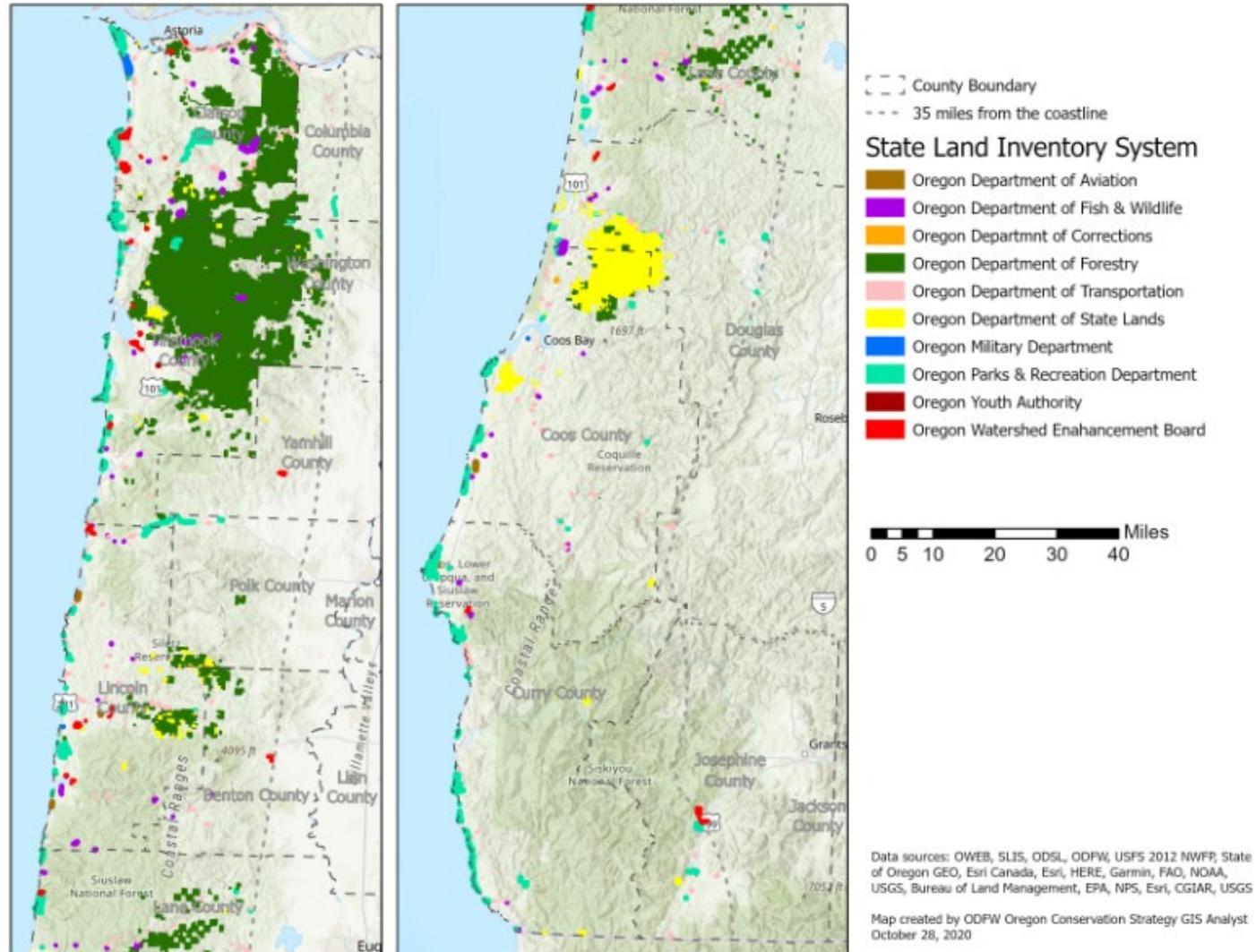


Photo: Tony Andersen, ODF

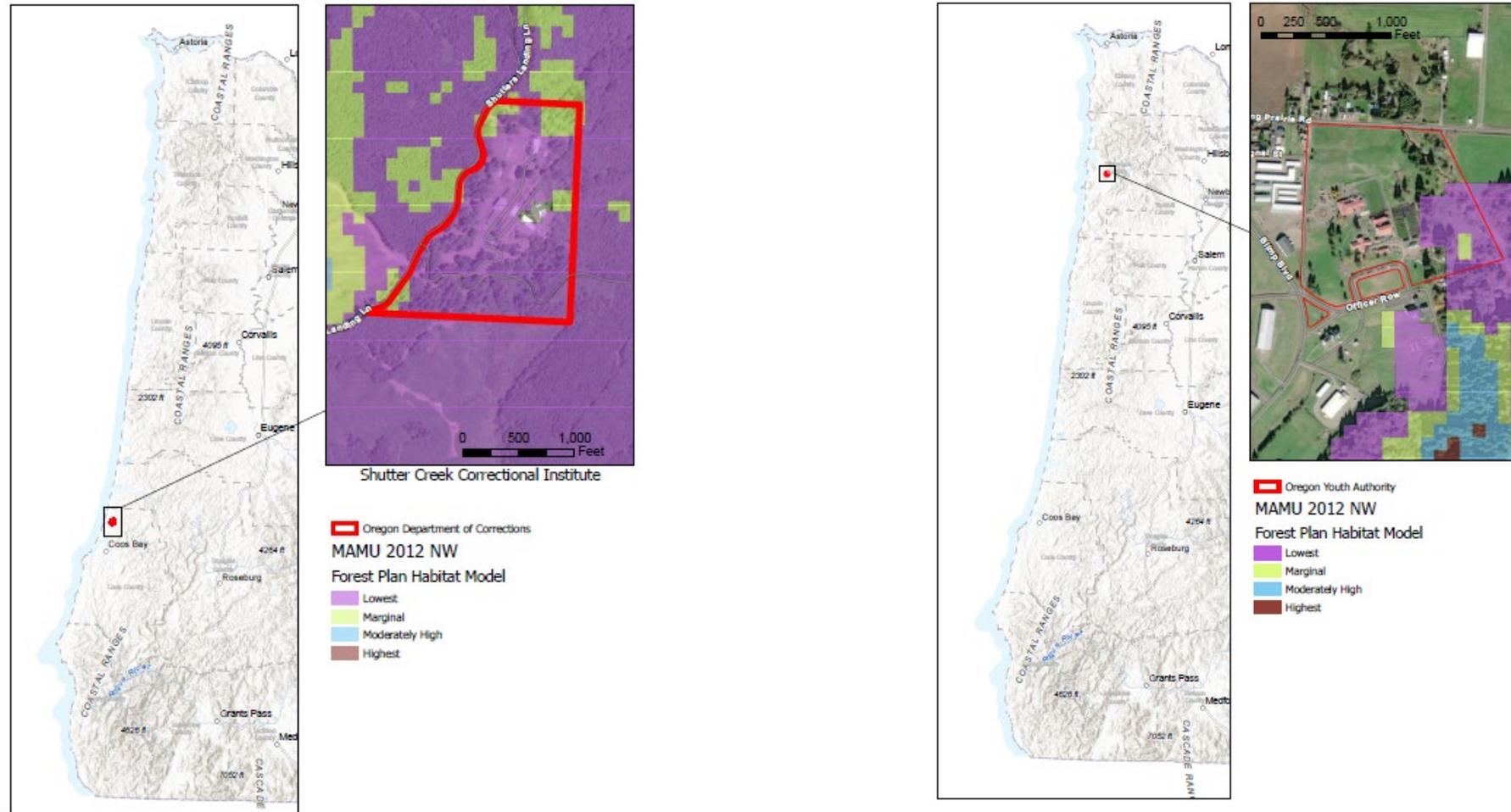
State Land Agencies that May Play a Role in Marbled Murrelet Conservation

Agency	Acres
Oregon Department of Forestry	549,705
Oregon Department of State Lands	108,548
Oregon Parks & Recreation Department	37,803
Oregon Watershed Enhancement Board	6,383
Oregon Department of Fish & Wildlife	3,221
Oregon Department of Transportation	2,057
Oregon Military Department	1,216
Oregon Department of Aviation	416
Oregon Department of Corrections	52
Oregon Youth Authority	37

State Land Agencies that May Play a Role in Marbled Murrelet Conservation



State Land Agencies that May Play a Role in Marbled Murrelet Conservation



Endangered Species Management Plans

- State land-owning/managing agencies determine their 'role' in consultation with the department
 - Department will provide information on conservation needs of species
 - Agencies balance statutes, rules, policy, social-economic impacts, and conservation needs of the species
- State land-owning/managing agencies develop and approve their own endangered species management plans by January 2023
- Commission approval by July 2023

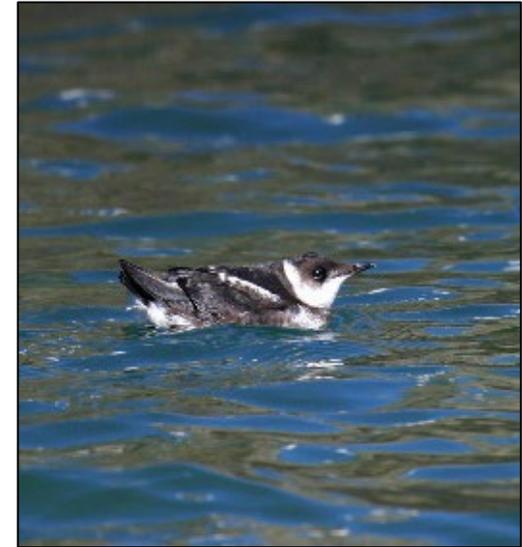


Photo: Roy Lowe, USFWS

Staff Recommendation

- Approve the list of 10 state land-owning, managing, or leasing agencies that can play a role in the conservation of the Marbled Murrelet
- Direct staff to prepare letter for Chair to notify those agencies



Photo: Roy Lowe, USFWS

Next Steps for Other than Land-owning State Agencies

- Consult and cooperate with the other than land-owning state agencies
- Recommend which agencies can play a role in conservation of the species for future Commission determination
- Role is determined by the agency in consultation with department
- Agency actions consistent with survival guidelines



Photo: : Martin Nugent ODFW

Questions?



Photo: Rich MacIntosh, USFWS