



Oregon Fish and Wildlife Commission Agenda

Tour:
Thursday, September 14, 2023, 8:00 AM
7th Mountain Resort
Hotel Lobby
18575 SW Century Dr
Bend, OR 97702

Meeting:
Friday, September 15, 2023 - 8:00 AM
7th Mountain Resort
Sisters Ballroom
18575 SW Century Dr
Bend, OR 97702

Friday, September 15, 2023

The Fish and Wildlife Commission has moved to hybrid meetings, meaning that you have the option to attend in-person or virtually. Those who would like to provide testimony virtually must REGISTER in advance to receive a testimony link to the meeting. In-person registration will be available at the meeting.

This meeting will be live streamed to YouTube and can be viewed at <https://www.youtube.com/user/IEODFW/videos>

DIRECTOR'S REPORT

FIELD REPORTS – in written form only

EXPENDITURE REPORT

Ken Loffink, Administrative Services Division Administrator

ADAPTING TO CLIMATE AND OCEAN CHANGE REPORT

Oregon Spotted Frog Conservation

Kaly Adkins, East Region Conservation Wildlife Biologist

STATUS UPDATE ON OREGON'S INTEGRATED WATER RESOURCES STRATEGY UPDATE PROCESS

Chandra Ferrari, Habitat Division Deputy Administrator

Crystal Grinnell, Integrated Water Resources Strategy Specialist (IWRS); Oregon Water Resources Department

ADOPT TEMPORARY RULES

Curt Melcher, Director

1.) 635-065-0635, 635-065-0760

Amend Rules to Modify Controlled Hunt Permit Numbers for 2023 Oregon Sage-Grouse Hunting

Adopted: August 8, 2023 – Effective Dates: August 8, 2023 through February 1, 2024

Oregon Administrative Rules establishing seasons and permit numbers for 2023 controlled sage-grouse hunts were adopted by the Commission on April 21, 2023 as described on page 14 of Attachment 3 in Exhibit B. Permit numbers adopted at that time did not account for on-going sage-grouse population surveys that were not yet complete. This rule amendment is necessary to adjust permit numbers in two sage-grouse hunt areas to account for unanticipated changes to sage-grouse population estimates resulting from data collected in the surveys completed after permit numbers were adopted.

2.) 635-017-0090

Close Mainstem McKenzie River

Adopted 8/16/2023: effective 8/16/2023 through 12/31/2023.

This amended rule closes the mainstem McKenzie River from the mouth of Trout Creek to the Leaburg Dam to all salmon angling.

3.) 635-014-0090, 635-016-0090

2023 Fall Wild Coastal Coho Seasons

Adopted 8/18/2023: effective 8/18/2023 through 12/7/2023.

This amended rule sets recreational wild coho seasons in specified Oregon coastal rivers during the fall season from September 9 through November 30.

4.) 635-041-0075

Set Treaty Commercial Fall Gillnet Fisheries

Adopted 8/18/2023: effective 8/18/2023 through 12/31/2023.

These amended rules authorize the sales of fish caught in Zone 6 treaty gillnet fisheries to include open periods from August 21 through August 31.

5.) 635-013-0003

Adopt Chinook Retention Regulations for Nearshore Marine Waters Adjacent to the Tillamook and Nehalem Rivers

Adopted 8/24/2023: effective 9/1/2023 through 10/31/2023.

These amended rules establish Chinook salmon retention regulations for nearshore marine waters adjacent to the Nehalem and Tillamook rivers that match the temporary regulations adopted for those systems during fall 2023. Adopting concurrent regulations deters anglers from fishing immediately outside these tributaries under more liberal ocean salmon regulations than exist inside the tributaries.

6.) 635-013-0003

Adopt Chinook Retention Regulations for Nearshore Marine Waters Adjacent to the Tillamook and Nehalem Rivers

Adopted 8/25/2023: effective 9/1/2023 through 10/31/2023.

These amended rules establish Chinook salmon retention regulations for nearshore marine waters adjacent to the Nehalem and Tillamook rivers that match the temporary regulations adopted for those systems during fall 2023. Adopting concurrent regulations deters anglers from fishing immediately outside these tributaries under more liberal ocean salmon regulations than exist inside the tributaries.

7.) 635-039-0080

Federal Actions and Management Measures Implemented for Recreational Groundfish Fisheries

Adopted 8/28/2023: effective 8/28/2023 through 12/31/2023.

These amended rules adopt in-season actions previously adopted by the federal government for the 2023-2024 Pacific Coast recreational groundfish fishery which increase the bag limit for the longleader gear recreational fishery from 10 to 15 fish.

8.) 635-039-0090

Federal Actions and Management Measures Implemented for Recreational Groundfish Fisheries

Adopted 8/28/2023: effective 8/28/2023 through 9/4/2023.

These amended rules adopt in-season actions previously adopted by the federal government for the 2023-2024 Pacific Coast recreational groundfish fishery which increase the bag limit for the longleader gear recreational fishery from 10 to 15 fish.

9.) 635-041-0075

Set Treaty Commercial Fall Gillnet Fisheries

Adopted 8/31/2023: effective 8/31/2023 through 12/31/2023.

These amended rules authorize the sales of fish caught in Zone 6 treaty gillnet fisheries to include a one-day extension to the on-going period and an additional period from September 4 through September 8.

10.) 635-019-0090

Open Grande Ronde River Coho Salmon Fishery

Adopted 9/1/2023: effective 9/1/2023 through 12/31/2023.

This amended rule opens a recreational coho fishery on the Grande Ronde River from September 1 through November 30.

11.) 635-023-0130

Allow Recreational Chinook Salmon Retention in the Buoy 10 Fishery

Adopted 9/7/2023: effective 9/8/2023 through 12/31/2023.

This amended rule expands retention regulations in the Buoy 10 recreational salmonid fishery to include Chinook salmon from September 8 through December 31.

12.) 635-041-0075

Set Treaty Commercial Fall Gillnet Fisheries

Adopted 9/8/2023: effective 9/11/2023 through 12/31/2023.

These amended rules authorize the sales of fish caught in Zone 6 treaty gillnet fisheries to include additional periods from September 11 through September 15 and September 18 through September 22.

13.) 635-042-0032

Set Columbia River Non-Treaty Late Fall Commercial Tangle Net Salmon Fishery

Adopted 9/8/2023: effective 9/18/2023 through 12/31/2023.

This rule authorizes 28 late fall non-Treaty commercial tangle net periods in Zones 1-3 of the lower Columbia River.

COMMISSION UPDATES

OTHER BUSINESS

The Commission will be asked to approve the 2024 Commission meeting dates.

PUBLIC FORUM

*Note: **This part of the agenda is for comments on topics not scheduled elsewhere on this agenda.** Please [contact](#) the Oregon Department of Fish and Wildlife Office of the Director before 8:00 AM, Wednesday, September 13, 2023 (at least **48** hours prior to the meeting to be included in the public forum).*

Winchester Dam Repair Project

Kirk Blaine

Dax Messett

Charles Gehr

Richard Chasm

Nate Humphrey

Jenny O'Brian

Alex Worth

North Umpqua River

Rich Zellman, Steelhead Water Guide Service

Jake Crawford, Fly Water Travel & Far Bank Enterprises

ODFW Marine Reserve Program

Michael Gaskill, Coast Range Association

Angela Whitlock, Marine Program Coordinator; North Coast Land Conservancy

Paul Engelmeyer

Joe Liebezeit

Charlie Plybon

Hatchery Science and Management

David Moskowitz, The Conservation Angler

EXHIBIT A: COMMISSION MEETING MINUTES

The Commission will be asked to approve draft Commission meeting minutes from June 16, 2023, and August 4, 2023.

EXHIBIT B: ACCESS AND HABITAT PROGRAM FUNDING

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

Brian Wolfer, Wildlife Division Deputy Administrator

Travis Schultz, Access & Habitat Coordinator

Public Testimony: 48-hour Advance *REGISTER* required for virtual participation.

Approval

EXHIBIT C: TILLAMOOK BAY COCKLE CLAM COMMERCIAL HARVEST QUOTA

The Commission will be asked to adopt an annual catch limit for the commercial fishery for intertidal cockle clams in Tillamook Bay.

Mitch Vance, Shellfish Project Leader

Scott Groth, Resource Assessment & Management Section Manager

Public Testimony: 48-hour Advance *REGISTER* required for virtual participation.

Rulemaking

EXHIBIT D: 2023 OCEAN TERMINAL SALMON FISHERIES

The Commission will be asked to adopt terminal commercial and sport salmon seasons in nearshore waters of the Pacific Ocean.

John North, Fish Division Deputy Administrator

Public Testimony: 48-hour Advance *REGISTER* required for virtual participation.

Rulemaking

EXHIBIT E: CONTEST PROHIBITION FOR TAKING UNPROTECTED MAMMALS

The Commission will be asked to amend administrative rules to prohibit taking unprotected mammals native to Oregon as part of a contest.

Brian Wolfer, Wildlife Division Deputy Administrator

Public Testimony: 48-hour Advance *REGISTER* required for virtual participation.

Public testimony for this agenda item will be limited to two minutes with potential to be reduced to one minute depending on the volume of public that registers to testify.

Rulemaking

Exhibit begins at 1:00 pm

EXHIBIT F: SALMON AND TROUT ENHANCEMENT PROGRAM ADVISORY COMMITTEE RULES

The Commission will be asked to adopt rules for the Salmon and Trout Enhancement Program (STEP) Advisory Committee (STAC).

Marty Olson, R&E and STAC Program Coordinator

Gary Vonderohe, Assistant District Fish Biologist

Public Testimony: 48-hour Advance *REGISTER* required for virtual participation.

Rulemaking

EXHIBIT G: BIG GAME REGULATIONS 2024 TAG SETTING, SEASONS AND REGULATIONS

The Commission will be asked to approve Big Game tag numbers, seasons, and regulations for 2024.

Brian Wolfer, Wildlife Division Deputy Administrator

Derek Broman, Game Program Manager

Dr. Don Whitaker, Ungulate Species Coordinator

Holly Tuers-Lance, Acting Carnivore/Furbearer Coordinator

Public Testimony: 48-hour Advance *REGISTER* required for virtual participation.

Rulemaking

EXHIBIT H: MINAM LAND ACQUISITION APPROVAL

The Commission will be asked to direct the Department to move to closing on the second phase of the Minam River Wildlife Area acquiring 10,964 acres.

Jon Paustian, Grande Ronde Habitat Biologist

Bill Richardson, Rocky Mountain Elk Foundation

Public Testimony: 48-hour Advance *REGISTER* required for virtual participation.

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 of a public body with regard to current litigation or 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.

October 13, 2023 – *No Meeting Scheduled*

November 17, 2023 – **HOLD** *No Meeting Scheduled*

December 15, 2023 - **McMinnville**

**Written public comment period will open October 15, 2023*

- Access and Habitat Project Funding- *Approval*

PLEASE NOTE

HOW TO REGISTER TO SPEAK AT THE COMMISSION MEETING

Public Comment and Public Hearing Testimony: Regular Commission meetings allow for in-person, virtual, or written public comment. When registering to testify please provide *first and last name, topic, a valid email address, and phone number*.

Comment and testimony are limited to three minutes. All parties interested in providing public comment or testifying as part of a public hearing shall participate using one of the following methods:

- In-Person Comment: Parties interested in providing in-person verbal public comment shall fill out a “Witness Registration” form available at the meeting.
- Video or Audio Conference Call: **If you wish to give virtual testimony on Exhibits scheduled on the Friday, September 15 agenda, *YOU MUST REGISTER (REGISTER) BEFORE 8:00 AM WEDNESDAY September 13, 2023; a minimum of 48 hour prior to the meeting.*** Staff will collect contact your information and provide information on how to access the meeting to provide comment.
- Written Comment: Send to ODFW.Commission@odfw.oregon.gov or 4034 Fairview Industrial Drive SE, Salem, Oregon, 97302. 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.

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, or ODFW.Commission@odfw.oregon.gov. ***YOU MUST REGISTER BEFORE 8:00AM WEDNESDAY September 13, 2023; 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.

THANK YOU FOR TAKING THE TIME TO PRESENT YOUR VIEWS

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.

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. 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.