

Senate Bill 593

Sponsored by Senators PROZANSKI, MANNING JR; Senators BURDICK, DEMBROW, HASS, MONNES ANDERSON, RILEY, ROBLAN, STEINER HAYWARD, TAYLOR, WAGNER (at the request of Ron Hjort) (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Makes person holding resident disabled veteran hunting license eligible for additional preference points in controlled hunt permit preference system.

A BILL FOR AN ACT

1
2 Relating to holders of resident disabled veteran hunting licenses; amending ORS 496.146.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 496.146, as amended by section 3, chapter 100, Oregon Laws 2018, is amended
5 to read:

6 496.146. In addition to any other duties or powers provided by law, the State Fish and Wildlife
7 Commission:

8 (1) May accept, from whatever source, appropriations, gifts or grants of money or other property
9 for the purposes of wildlife management, and use such money or property for wildlife management
10 purposes.

11 (2) May sell or exchange property owned by the state and used for wildlife management pur-
12 poses when the commission determines that such sale or exchange would be advantageous to the
13 state wildlife policy and management programs.

14 (3) May acquire, introduce, propagate and stock wildlife species in such manner as the com-
15 mission determines will carry out the state wildlife policy and management programs.

16 (4) May by rule authorize the issuance of such licenses, tags and permits for angling, taking,
17 hunting and trapping and may prescribe such tagging and sealing procedures as the commission
18 determines necessary to carry out the provisions of the wildlife laws or to obtain information for
19 use in wildlife management. Permits issued pursuant to this subsection may include special hunting
20 permits for a person and immediate family members of the person to hunt on land owned by that
21 person in areas where permits for deer or elk are limited by quota. As used in this subsection,
22 "immediate family members" means spouses in a marriage, parents, brothers, brothers-in-law, sisters,
23 sisters-in-law, sons, sons-in-law, daughters, daughters-in-law, stepchildren and grandchildren. A
24 landowner who is qualified to receive landowner preference tags from the commission may request
25 two additional tags for providing public access and two additional tags for wildlife habitat programs.
26 This request shall be made to the Access and Habitat Board with supporting evidence that the ac-
27 cess is significant and the habitat programs benefit wildlife. The board may recommend that the
28 commission grant the request. When a landowner is qualified under landowner preference rules
29 adopted by the commission and receives a controlled hunt tag for that unit or a landowner prefer-
30 ence tag for the landowner's property and does not use the tag during the regular season, the

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 landowner may use that tag to take an antlerless animal, when approved by the State Department
2 of Fish and Wildlife, to alleviate damage that is presently occurring to the landowner's property.

3 (5) May by rule prescribe procedures requiring the holder of any license, tag or permit issued
4 pursuant to the wildlife laws to keep records and make reports concerning the time, manner and
5 place of taking wildlife, the quantities taken and such other information as the commission deter-
6 mines necessary for proper enforcement of the wildlife laws or to obtain information for use in
7 wildlife management.

8 (6) May establish special hunting and angling areas or seasons in which only persons less than
9 18 years of age or over 65 years of age are permitted to hunt or angle.

10 (7) May acquire by purchase, lease, agreement or gift real property and all appropriate interests
11 therein for wildlife management and wildlife-oriented recreation purposes.

12 (8) May acquire by purchase, lease, agreement, gift, exercise of eminent domain or otherwise
13 real property and all interests therein and establish, operate and maintain thereon public hunting
14 areas.

15 (9) May establish and develop wildlife refuge and management areas and prescribe rules gov-
16 erning the use of such areas and the use of wildlife refuge and management areas established and
17 developed pursuant to any other provision of law.

18 (10) May by rule prescribe fees for licenses, tags, permits and applications issued or required
19 pursuant to the wildlife laws, and user charges for angling, hunting or other recreational uses of
20 lands owned or managed by the commission, unless such fees or user charges are otherwise pre-
21 scribed by law. No fee or user charge prescribed by the commission pursuant to this subsection shall
22 exceed \$250.

23 (11) May enter into contracts with any person or governmental agency for the development and
24 encouragement of wildlife research and management programs and projects.

25 (12) May perform such acts as may be necessary for the establishment and implementation of
26 cooperative wildlife management programs with agencies of the federal government.

27 (13) May offer and pay rewards for the arrest and conviction of any person who has violated
28 any of the wildlife laws. No such reward shall exceed \$1,000 for any one arrest and conviction.

29 (14) May by rule prescribe fees for falconry licenses issued pursuant to the wildlife laws, unless
30 such fees are otherwise prescribed by law. Fees prescribed by the commission pursuant to this sub-
31 section shall be based on actual or projected costs of administering falconry regulations and shall
32 not exceed \$250.

33 (15) May establish special fishing and hunting seasons and bag limits applicable only to persons
34 with disabilities.

35 (16) May adopt optimum populations for deer and elk consistent with ORS 496.012. These popu-
36 lation levels shall be reviewed at least once every five years.

37 (17) Shall establish a preference system so that individuals who are unsuccessful in controlled
38 hunt permit drawings for deer and elk hunting have reasonable assurance of success in those
39 drawings in subsequent years. In establishing the preference system, the commission shall consider
40 giving additional preference points to persons who have been issued a resident annual pioneer
41 combination license pursuant to ORS 497.132 **or resident disabled veteran hunting license under**
42 **ORS 497.102.**

43 (18) May sell advertising in State Department of Fish and Wildlife publications, including annual
44 hunting and angling regulation publications.

45 (19) May, notwithstanding the fees required by ORS 497.112, provide free hunting tags to an

1 organization that sponsors hunting trips for terminally ill children. Except as provided under section
2 2, chapter 100, Oregon Laws 2018, the State Department of Fish and Wildlife may not issue more
3 than 15 tags annually under this subsection.

4 (20) Shall, after consultation with the State Department of Agriculture, adopt rules prohibiting
5 the use of the World Wide Web, other Internet protocols or broadcast or closed circuit media to
6 remotely control a weapon for the purpose of hunting any game bird, wildlife, game mammal or
7 other mammal. The rules may exempt the State Department of Fish and Wildlife or agents of the
8 department from the prohibition.

9 (21) May adopt rules establishing a schedule of civil penalties, not to exceed \$6,500 per vio-
10 lation, for violations of provisions of the wildlife laws or rules adopted by the commission under the
11 wildlife laws. Civil penalties established under this subsection must be imposed in the manner pro-
12 vided by ORS 183.745 and must be deposited in the State Wildlife Fund established under ORS
13 496.300.

14 (22) May by rule impose a surcharge not to exceed \$25 for the renewal of a hunting license on
15 any person who fails to comply with mandatory hunting reporting requirements. Amounts collected
16 as surcharges under this subsection must be deposited in the State Wildlife Fund established under
17 ORS 496.300.

18 (23) May by rule establish annual and daily Columbia Basin salmon, steelhead and sturgeon
19 recreational fishing endorsements with a fee not to exceed \$9.75 per annual license and \$1 per day
20 per daily license. An endorsement is required to fish for salmon, steelhead or sturgeon in portions
21 of the Columbia Basin as designated by rule and is in addition to and not in lieu of angling licenses
22 and tags required under the wildlife laws. Amounts collected as fees under this subsection must be
23 deposited in the Columbia River Fisheries Enhancement Fund established under section 7, chapter
24 672, Oregon Laws 2013.

25 (24) May by rule establish multiyear licenses and may prescribe fees for such licenses. Fees
26 prescribed by the commission for multiyear licenses may provide for a discount from the annual li-
27 cense fees that would otherwise be payable for the period of time covered by the multiyear license.

28 (25) May by rule establish a program to offer unique fishing opportunities through drawings,
29 raffles or auctions and charge application and participation fees for the program.

30 **SECTION 2.** ORS 496.146, as amended by section 10, chapter 672, Oregon Laws 2013, section
31 52, chapter 629, Oregon Laws 2015, section 8, chapter 779, Oregon Laws 2015, and section 4, chapter
32 100, Oregon Laws 2018, is amended to read:

33 496.146. In addition to any other duties or powers provided by law, the State Fish and Wildlife
34 Commission:

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36 for the purposes of wildlife management, and use such money or property for wildlife management
37 purposes.

38 (2) May sell or exchange property owned by the state and used for wildlife management pur-
39 poses when the commission determines that such sale or exchange would be advantageous to the
40 state wildlife policy and management programs.

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2 permits for a person and immediate family members of the person to hunt on land owned by that
3 person in areas where permits for deer or elk are limited by quota. As used in this subsection,
4 "immediate family members" means spouses in a marriage, parents, brothers, brothers-in-law, sisters,
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6 landowner who is qualified to receive landowner preference tags from the commission may request
7 two additional tags for providing public access and two additional tags for wildlife habitat programs.
8 This request shall be made to the Access and Habitat Board with supporting evidence that the ac-
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12 ence tag for the landowner's property and does not use the tag during the regular season, the
13 landowner may use that tag to take an antlerless animal, when approved by the State Department
14 of Fish and Wildlife, to alleviate damage that is presently occurring to the landowner's property.

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16 pursuant to the wildlife laws to keep records and make reports concerning the time, manner and
17 place of taking wildlife, the quantities taken and such other information as the commission deter-
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20 (6) May establish special hunting and angling areas or seasons in which only persons less than
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22 (7) May acquire by purchase, lease, agreement or gift real property and all appropriate interests
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1 with disabilities.

2 (16) May adopt optimum populations for deer and elk consistent with ORS 496.012. These popu-
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6 drawings in subsequent years. In establishing the preference system, the commission shall consider
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8 combination license pursuant to ORS 497.132 **or resident disabled veteran hunting license under**
9 **ORS 497.102.**

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11 hunting and angling regulation publications.

12 (19) May, notwithstanding the fees required by ORS 497.112, provide free hunting tags to an
13 organization that sponsors hunting trips for terminally ill children. Except as provided under section
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