

# Senate Bill 837

Sponsored by Senator SMITH DB

## 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**.

Requires State Department of Fish and Wildlife to operate program in southwest Oregon to control populations of species that prey on salmon.

## A BILL FOR AN ACT

1  
2 Relating to the protection of salmon.

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

4 **SECTION 1. (1) As used in this section, "southwest Oregon" means the area composed**  
5 **of:**

6 (a) Coos County;

7 (b) Curry County;

8 (c) Douglas County;

9 (d) Jackson County;

10 (e) Josephine County;

11 (f) Klamath County; and

12 (g) Lane County.

13 (2) The State Department of Fish and Wildlife shall establish a program to manage pop-  
14 ulation levels of species that prey on salmon. The department shall operate the program in  
15 areas near waterways in southwest Oregon that:

16 (a) Contain locations used for the release of hatchery-raised members of the family  
17 Salmonidae, other than trout; or

18 (b) Are used for a salmon enhancement project under ORS 496.435 to 496.455 or 496.458  
19 conducted by the State Fish and Wildlife Commission.

20 (3) If the commission has determined that a predator species described in subsection (2)  
21 of this section is an endangered species or threatened species, notwithstanding ORS 496.171  
22 to 496.182 the commission may not restrict the operation of the department program de-  
23 scribed in subsection (2) of this section, alter salmon release sites or alter the operation of  
24 salmon enhancement projects to protect the predator species. If a predator species described  
25 in subsection (2) of this section has been listed as an endangered species or threatened spe-  
26 cies under the Endangered Species Act of 1973 (P.L. 93-205), as amended, the department  
27 shall apply to the appropriate federal agencies for any waivers or permits necessary to allow  
28 the department to carry out the program described in subsection (2) of this section with  
29 regard to that species.  
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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.