

## HOUSE AMENDMENTS TO HOUSE BILL 3932

By COMMITTEE ON CLIMATE, ENERGY, AND ENVIRONMENT

April 14

On page 2 of the printed bill, delete lines 12 through 45 and delete page 3 and insert:

“(2) A person may not take a beaver for recreational or commercial purposes from an area that is classified by the Department of Environmental Quality as belonging in category 4 or category 5 in a biennial report made pursuant to the federal Clean Water Act (33 U.S.C. 1251-1389) and approved by the United States Environmental Protection Agency, and that is:

“(a) A stream, river or watershed that flows through, is on or adjoins public land.

“(b) Public land that is within 200 feet of the ordinary high water mark of a river or stream.

“(3) The State Department of Fish and Wildlife shall publish a map of areas that meet the criteria set forth in subsection (2) of this section, and shall update the map every two years in consultation with the Department of Environmental Quality.

“(4) Notwithstanding the provisions of this section, an employee of a federal or state land management agency may take a beaver, or arrange for the taking of a beaver, to address damage, or an imminent threat, to:

“(a) Built infrastructure, including a road or a culvert or other human-constructed water conveyance infrastructure, on public land; or

“(b) Built infrastructure, or agricultural crops, on private land that is adjacent to public land.

“(5) The use of a nonlethal coexistence measure is preferable over the taking of beavers under subsection (4) of this section, but an allowed taking under subsection (4) of this section may include lethal removal or relocation when authorized by the State Department of Fish and Wildlife.

“(6) The provisions of subsections (2) and (3) of this section do not apply:

“(a) To private lands;

“(b) Below the ordinary high water line of a navigable waterway when the adjoining land is private land; or

“(c) On public lands that are otherwise closed to the hunting and trapping of beaver.

“(7) The provisions of this section do not supersede:

“(a) The treaty, statutory, regulatory or aboriginal rights or interests of a federally recognized Indian tribe; or

“(b) The ability to undertake tribal harvest activities or cooperative management under a cooperative management agreement between a tribe and the State Department of Fish and Wildlife.”.

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