

Requested by Representative GAMBA

**PROPOSED AMENDMENTS TO  
HOUSE BILL 2965**

1 On page 1 of the printed bill, delete lines 4 through 28 and delete pages  
2 2 through 4 and insert:

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4

**“DEFINITIONS**

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6 **“SECTION 1. As used in sections 1 to 4 of this 2025 Act:**

7 **“(1) ‘Aquaculture’ means the farming of aquatic animals or aquatic**  
8 **plants for the primary purpose of producing food for humans.**

9 **“(2) ‘Aquaculture facility’:**

10 **“(a) Means a facility that engages in aquaculture by propagating,**  
11 **rearing, holding, harvesting, transporting, receiving the transport of**  
12 **or slaughtering aquatic animals or aquatic plants, either on land or**  
13 **in a natural or artificial body of water, for the primary purpose of**  
14 **producing food for humans.**

15 **“(b) Does not mean:**

16 **“(A) A hatchery that is owned, managed, funded or kept in opera-**  
17 **tion by the state.**

18 **“(B) A facility to which the State Fish and Wildlife Commission**  
19 **issues a permit for the purpose of implementing ORS 496.440 or 508.980.**

20 **“(3) ‘Finfish’ means finfish belonging to the classes Agnatha**  
21 **(jawless fishes), Chondrichthyes (cartilaginous fishes) and**

1 **Osteichthyes (bony fishes).**

2  
3 **“FINDINGS ON AQUACULTURE**

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5 **“SECTION 2. The Legislative Assembly finds that:**

6 **“(1) Aquaculture may be a growing industry.**

7 **“(2) The state has a duty to protect the natural resources and**  
8 **ecosystems of this state.**

9 **“(3) Industrial aquaculture presents risks to the environment,**  
10 **among other risks, and the risks may be mitigated by prohibiting the**  
11 **raising of finfish in a marine or estuarine body of water in this state**  
12 **in nets, cages or other similar containers.**

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14 **“FINFISH AQUACULTURE**

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16 **“SECTION 3. (1) To protect public health and promote environ-**  
17 **mental protection, an aquaculture facility may not raise finfish in a**  
18 **marine or estuarine body of water in this state in nets, cages or other**  
19 **similar containers.**

20 **“(2) This section does not apply to the raising of:**

21 **“(a) Shellfish, including oysters, clams, mussels, scallops, crab or**  
22 **shrimp.**

23 **“(b) A sea urchin that belongs to the species *Strongylocentrotus***  
24 ***purpuratus*.**

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26 **“ENFORCEMENT**

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28 **“SECTION 4. (1) The Attorney General, a state agency, a county**  
29 **attorney, a district attorney, a city attorney or a person residing or**  
30 **doing business in the county where an aquaculture facility is located**

1 may apply to the circuit court for the county in which the aquaculture  
2 facility is located, or to a circuit court in a county that is adjacent to  
3 the location of the aquaculture facility if the aquaculture facility is  
4 offshore, for a temporary or permanent injunction requiring the  
5 aquaculture facility to:

6 “(a) Refrain from any activity or inactivity constituting a violation  
7 of section 3 of this 2025 Act or another applicable law; and

8 “(b) Take any actions necessary to remedy the violation.

9 “(2) The circuit court may award reasonable attorney fees to a  
10 plaintiff prevailing under this section.

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#### “CAPTIONS

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14 “SECTION 5. The unit captions used in this 2025 Act are provided  
15 for the convenience of the reader and do not become part of the stat-  
16 utory law of this state or express any legislative intent in the  
17 enactment of this 2025 Act.

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#### “OPERATIVE DATE

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21 “SECTION 6. (1) Sections 1 to 4 of this 2025 Act become operative  
22 on January 1, 2027.

23 “(2) The State Department of Fish and Wildlife may take any action  
24 before the operative date specified in subsection (1) of this section that  
25 is necessary for the department to exercise, on and after the operative  
26 date specified in subsection (1) of this section, all of the duties, func-  
27 tions and powers conferred on the department by sections 1 to 4 of this  
28 2025 Act.”

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