

SB 221-A13
(LC 1380)
5/1/25 (AG/ps)

Requested by Senator SMITH DB

**PROPOSED AMENDMENTS TO
A-ENGROSSED SENATE BILL 221**

1 In line 2 of the printed A-engrossed bill, after “program;” insert “amend-
2 ing ORS 496.445;”.

3 Delete lines 4 through 19 and insert:

4 **“SECTION 1. (1) To assist with assessing the use of fish incubation
5 devices as a method for enhancing or recovering salmon populations,
6 the State Department of Fish and Wildlife shall encourage one or more
7 entities to establish, and fund projects under, a fall Chinook salmon
8 incubation nursery program for the rearing of fall Chinook salmon on
9 salmon-bearing or potentially salmon-bearing waterways that are:**

10 **“(a) Located in Coos County; and**

11 **“(b) Within 100 miles of the Pacific Ocean.**

12 **“(2) If one or more entities establish, and fund projects under, a
13 program described in subsection (1) of this section:**

14 **“(a) The department shall assist the entity or entities with ensuring
15 that the program is scientifically sound and conducted in accordance
16 with department policies; and**

17 **“(b) The entity or entities shall operate the program in accordance
18 with the department’s guidance under paragraph (a) of this subsection.**

19 **“SECTION 2. (1) Under a fall Chinook salmon incubation nursery
20 program described in section 1 of this 2025 Act, an entity:**

21 **“(a) May not, in a project funded under the program, plant more**

1 **than a total of 350,000 eggs in any calendar year.**

2 **“(b) May only use fish of hatchery origin from Coos County to**
3 **produce fertilized eggs.**

4 **“(2) An entity that establishes, and funds projects under, a fall**
5 **Chinook salmon incubation nursery program described in section 1 of**
6 **this 2025 Act shall annually report to the State Department of Fish and**
7 **Wildlife, on or before a date determined by the department, on the**
8 **program to describe, at a minimum:**

9 **“(a) The number of eggs deployed in incubation boxes.**

10 **“(b) The source and number of brood stock used.**

11 **“(c) The number and location of fish incubation boxes deployed.**

12 **“(d) The number of adult fish that return from the incubation**
13 **boxes.**

14 **“(e) Any other data collected in association with the program.**

15 **“(3) The provisions of subsections (1) and (2) of this section do not**
16 **apply to:**

17 **“(a) An incubation nursery program developed cooperatively by the**
18 **department and a federally recognized Indian tribe in this state for**
19 **which a memorandum of agreement for cooperative management has**
20 **been adopted by the State Fish and Wildlife Commission.**

21 **“(b) An incubation nursery program that is needed for research or**
22 **conservation purposes, as determined by the department.**

23 **“(c) An incubation nursery program that operates in the Coquille**
24 **River.**

25 **“SECTION 3. ORS 496.445 is amended to read:**

26 **“496.445. In carrying out the salmon and trout enhancement program, the**
27 **State Fish and Wildlife Commission shall:**

28 **“(1) Provide appropriate State Department of Fish and Wildlife personnel**
29 **to act as community advisors to cooperatively develop enhancement projects**
30 **with citizen volunteers and to cooperatively evaluate enhancement projects**

1 with the citizens responsible for project implementation.

2 “(2) Provide technical assistance to citizens responsible for implementa-
3 tion of enhancement projects.

4 “(3) Coordinate the implementation of enhancement projects with the ac-
5 tivities of department staff and other agencies.

6 “(4) Provide educational and informational materials to promote public
7 awareness and involvement in the salmon and trout enhancement program.

8 “(5) Supervise the activities of citizens developing local brood stock for
9 enhancement projects.

10 “(6) Grant funds to citizens for the implementation of approved enhance-
11 ment projects from such moneys as may be available to the commission
12 therefor.

13 “(7) Develop and implement a remote hatchbox program as described in
14 ORS 496.458.

15 “(8) Report annually to **a committee or interim committee of the**
16 **Legislative Assembly related to wildlife, in the manner prescribed in**
17 **ORS 192.245**, on the progress of:

18 “(a) The salmon and trout enhancement program **described in ORS**
19 **496.440**.

20 “(b) **The fall Chinook salmon incubation nursery program described**
21 **in section 1 of this 2025 Act.**

22 “**SECTION 4. This 2025 Act being necessary for the immediate**
23 **preservation of the public peace, health and safety, an emergency is**
24 **declared to exist, and this 2025 Act takes effect on its passage.”.**