

SB 221-A16
(LC 1380)
5/15/25 (AG/ps)

Requested by Representative MCDONALD

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

1 In line 2 of the printed A-engrossed bill, after “program;” insert “creating
2 new provisions; amending 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 that participates in the salmon and trout enhancement pro-
8 gram described in ORS 496.440 to establish, and fund projects under,
9 a fall Chinook salmon incubation nursery program for the rearing of
10 fall Chinook salmon on salmon-bearing or potentially salmon-bearing
11 waterways that are:**

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

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

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

16 **“(a) The department may distribute eggs for use in the program
17 only in a manner that ensures that the entity or entities do not plant
18 a combined total of more than 500,000 eggs in any calendar year;**

19 **“(b) The department shall assist the entity or entities by providing
20 guidance to ensure that the program is scientifically sound and con-
21 ducted in accordance with department policies; and**

1 “(c) The entity or entities shall operate the program in accordance
2 with the department’s guidance under paragraph (b) of this subsection.

3 “(3) Under a program described in subsection (1) of this section, an
4 entity:

5 “(a) May only use fish that originate from Coos County hatcheries
6 to produce fertilized eggs.

7 “(b) Shall annually report to the department, on or before a date
8 determined by the department, on the program to describe, at a min-
9 imum:

10 “(A) The number of eggs deployed in incubation boxes.

11 “(B) The source and number of brood stock used.

12 “(C) The number and location of fish incubation boxes deployed.

13 “(D) The number of adult fish that return from the incubation
14 boxes.

15 “(E) Any other data collected in association with the program.

16 “(4) This section does not apply to an incubation nursery program
17 in Coos County that is implemented pursuant to a cooperative man-
18 agement agreement between the Coquille Indian Tribe and the State
19 Fish and Wildlife Commission.

20 “SECTION 2. Section 1 of this 2025 Act is repealed on January 2,
21 2040.

22 “SECTION 3. ORS 496.445 is amended to read:

23 “496.445. In carrying out the salmon and trout enhancement program, the
24 State Fish and Wildlife Commission shall:

25 “(1) Provide appropriate State Department of Fish and Wildlife personnel
26 to act as community advisors to cooperatively develop enhancement projects
27 with citizen volunteers and to cooperatively evaluate enhancement projects
28 with the citizens responsible for project implementation.

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

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

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

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

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

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

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

15 “(a) The salmon and trout enhancement program **described in ORS**
16 **496.440**.

17 “(b) **Any fall Chinook salmon incubation nursery program described**
18 **in section 1 of this 2025 Act.**

19 “**SECTION 4.** ORS 496.445, as amended by section 3 of this 2025 Act, is
20 amended to read:

21 “496.445. In carrying out the salmon and trout enhancement program, the
22 State Fish and Wildlife Commission shall:

23 “(1) Provide appropriate State Department of Fish and Wildlife personnel
24 to act as community advisors to cooperatively develop enhancement projects
25 with citizen volunteers and to cooperatively evaluate enhancement projects
26 with the citizens responsible for project implementation.

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

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

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

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

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

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

10 “(8) Report annually to a committee or interim committee of the Legisla-
11 tive Assembly related to wildlife, in the manner prescribed in ORS 192.245,
12 on the progress of[.]

13 “[*(a)*] the salmon and trout enhancement program described in ORS
14 496.440.

15 “[*(b)* Any fall Chinook salmon incubation nursery program described in
16 section 1 of this 2025 Act.]

17 **“SECTION 5. The amendments to ORS 496.445 by section 4 of this**
18 **2025 Act become operative on January 2, 2040.**

19 **“SECTION 6. This 2025 Act being necessary for the immediate**
20 **preservation of the public peace, health and safety, an emergency is**
21 **declared to exist, and this 2025 Act takes effect on its passage.”.**