

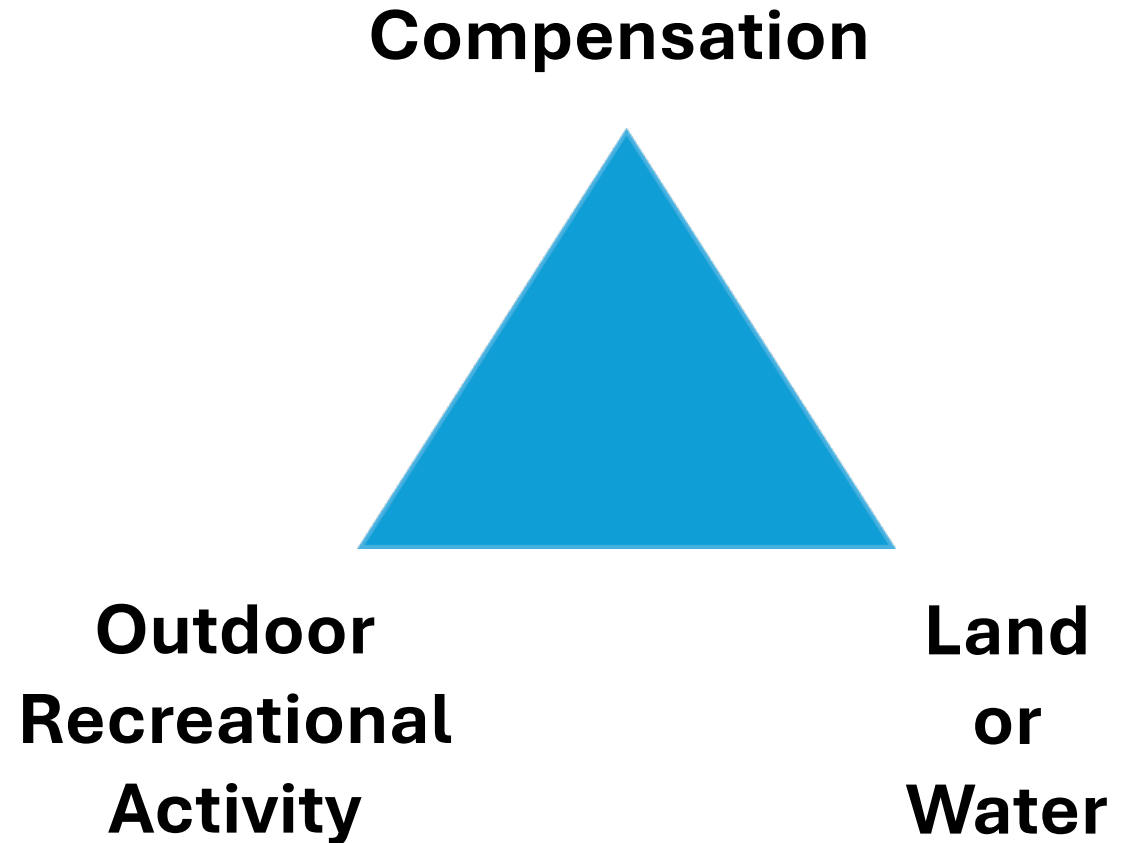


**Outfitter Guide
Fee Restructure
HB 2558**

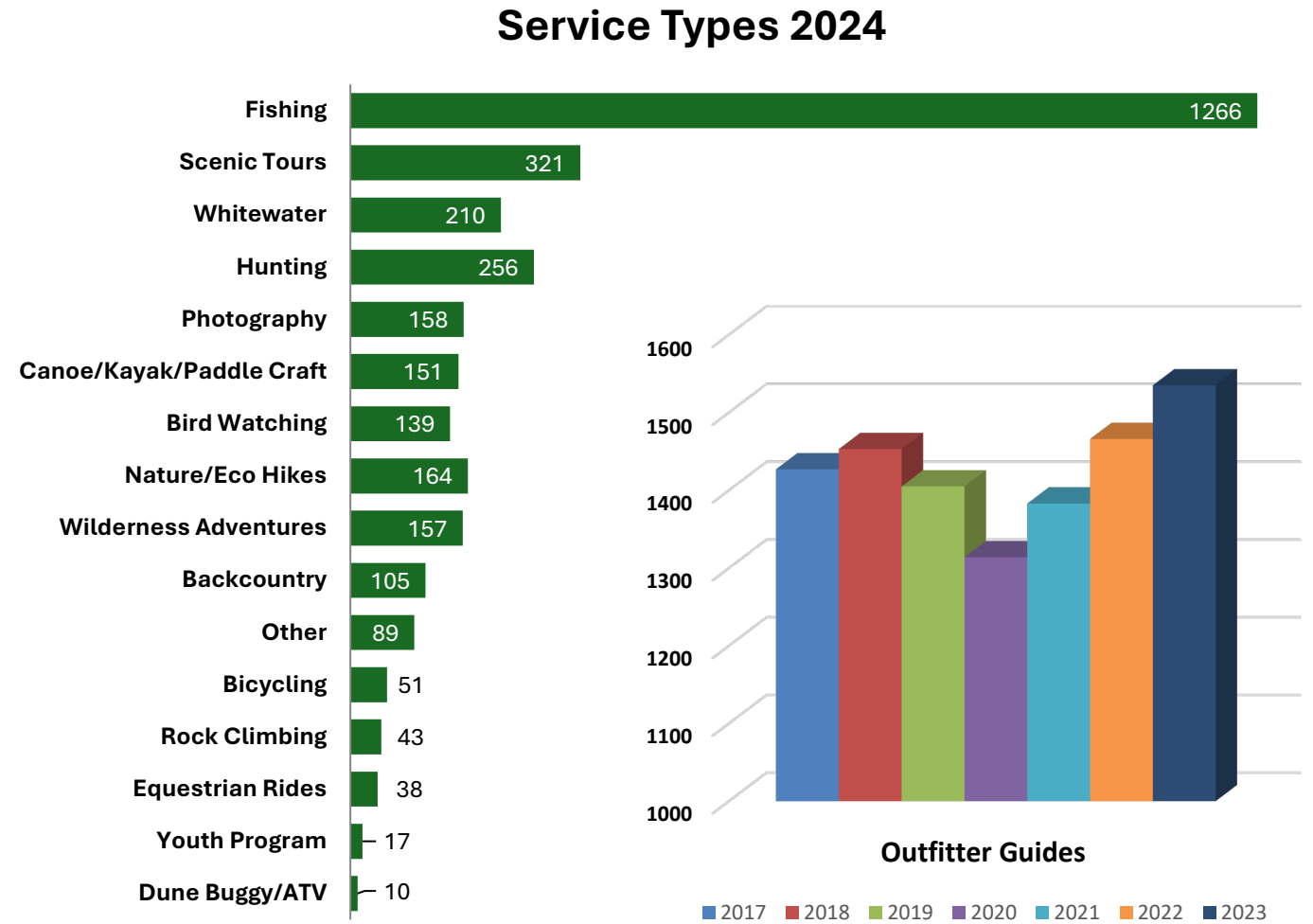


Who is an Outfitter Guide ?

(ORS 704.010)



Outfitter Guide Registration Service Types



Why Outfitter Guide Program Matters

Ensures consumers of guided recreation in the outdoors are serviced by individuals and businesses who meet the registration and safety requirements in ORS 704.

- **Registration** (occupational license)
 - Application, SOS registry, certificate of insurance, surety bond, employee list, **fee**, federal permits
- **Safety Requirements**
 - Background check, first aid, CPR, MMC/MPBOC licenses, drug consortium enrollment
- **Enforcement**
 - False Applications (criminal background)
 - Illegal Guiding (unlicensed)
 - Insufficient Safety Equipment
 - Fish & Wildlife Crimes
 - Ethical & Professional Standards

Problems Trying To Solve

Maintain CSL

**Fully Fund
Enforcement**

- OG program expenditures continue to exceed revenues
- The last OG fee increase was in 2014
- Oregon State Police OG enforcement contract for 2021-23 and 2023-25 has not changed at \$342,025; unable to fully fund
- OSP requesting \$501,881 for Current Service Level (CSL) for 2025-27

Problems Trying To Solve

Interstate Commerce

- Current non-resident OG fee structure (reciprocity) does not align with interstate commerce laws
- The state currently charges less to residents in pursuit of a common occupation license (OG registration) to the detriment of some non-resident competitors who pay more
- Differential in non-resident vs resident fees must be validated in showing actual burden (charging more to non-residents for occupational license)

Interstate Commerce Law Misalignment

Past Legislation Stopped

- Deck hand/crew member designation/classification (2023)
- Charter boat operated by Outfitter Guide (2023)
- Hunting guide surety bond requirement to \$10,000 (2023)
- Motorboat definition, regarding motor in use (2023)
- GAC membership, selection not just associations (2023)
- Turn In Poacher (TIP) Program participation (2023)
- Proof of worker compensation for employees
- Add “arrested and cited” in background disclosures
- Congruent background check requirements for Charter/OG
- Add out-of-state “convictions and felonies” in background actions equivalent to Oregon convictions

Reciprocity & Non-resident Fees

- **ORS 704.020(4)(b)....** distinctions in fees or charges based on the type of outfitter and guide service performed.... apply those same distinctions and require the nonresident applicants to pay the corresponding fees or charges
- **Current Oregon OG Fees:**

• Resident	\$150
• California	\$652
• Washington (Fishing Below Longview Bridge)	\$2,575
• Washington (Fishing Above Longview Bridge)	\$1,490
• Washington (Fishing Non-Navigable)	\$760
• Washington (All other services)	\$150
• Arizona (Hunting & Fishing)	\$300
• Nevada (Hunting & Fishing)	\$250
• Nevada (Other services)	\$150
• Other states not listed (any service)	\$150

Non-resident Reciprocity Equals Budget Majority

2021

- 6.9% (95) guides paid more than \$150
- 44% of total OG fee revenue (\$152,869)

2022

- 6.8% (100) guides paid more than \$150
- 44% of total OG fee revenue (\$162,458)

2023

- 6.8% (104) guides paid more than \$150
- 42% of total OG fee revenue (\$166,195)

- Large fee increase required to offset the revenue gap created by higher fees currently charged for annual non-resident OG registration

Proposed Legislation

Introduced

- Restructure fees so that an annual OG registration is the same for an Oregon resident and non-resident
 - The annual fee proposed is **\$350**
- Establish an annual registration fee for an OG employee to offset agency processing costs of guide employees, currently no fee collected
 - The annual fee proposed is **\$25**
- Increase OG civil penalties for first and subsequent violations
 - The proposed civil penalty not to exceed amount is **\$1,000**
- Modify (simplify) “Charter Guide” definition

Proposed Legislation

Engagement Feedback

- Omit the proposed \$25 employee registration fee
- Establish an additional fee for Charter Guides
 - The proposed additional annual fee is **\$150**
 - Charter guides are the most resource demanding for the program, significant enforcement effort and oversight
- Establish “crew member” definition, currently considered OG under ORS 704.010(4)
 - “Assists with angling activities.. while aboard a boat.. under the direct supervision of a charter guide or outfitter and guide”
- Establish annual Crew Member registration and fee
 - The proposed annual registration fee is **\$50**

Proposed Legislation

Amendment Overview

- Restructure fees so that an annual OG registration is the same for an Oregon resident and non-resident
 - The annual registration fee proposed is **\$350**
- Establish an additional fee for Charter Guides
 - The annual additional fee proposed is **\$150**
- Establish registration and fee for Crew Member
 - The annual registration fee proposed is **\$50**
- Increase OG civil penalties for first and subsequent violations
 - The proposed civil penalty not to exceed amount is **\$1,000**