

HOUSE AMENDMENTS TO HOUSE BILL 3472

By SPECIAL COMMITTEE ON BUDGET

June 29

1 On page 1 of the printed bill, line 2, after the first semicolon insert “creating new provisions;”
2 and after “508.285” insert “, 508.936”.

3 On page 2, after line 14, insert:

4 “**SECTION 3.** ORS 508.936 is amended to read:

5 “508.936. (1) The system established under ORS 508.921 shall include provisions to make the
6 vessel ocean Dungeness crab permit required by ORS 508.926 transferable:

7 “(a) To another vessel; or

8 “(b) To the purchaser of the vessel when the vessel is sold.

9 “(2) The vessel to which a permit is transferred [*shall*] **may** not be:

10 “(a) More than 10 feet longer than the vessel from which the permit is transferred; [*and*] **or**

11 “(b) More than 99 feet in length.

12 “(3) Notwithstanding subsection (2) of this section, a permit issued to a vessel:

13 “(a) Under ORS 508.931 (1)(e) shall be transferred only to a vessel that is 26 feet or less in
14 length.

15 “(b) **May not be transferred to a vessel that is more than 10 feet longer than the vessel**
16 **for which the permit was held on January 1, 2006. However, the Commercial Fishery Permit**
17 **Board may waive the length restriction in this paragraph if the board finds that strict ad-**
18 **herence to the length restriction would create undue hardship, as that term is defined by**
19 **rule by the State Fish and Wildlife Commission, for the individual seeking transfer of the**
20 **permit.**

21 “(4) Transfer of a permit under this section is subject to the approval of the State Department
22 of Fish and Wildlife according to such rules as the State Fish and Wildlife Commission may adopt.
23 Any transfer of a permit from a vessel without the written consent of each person holding a security
24 interest in the vessel is void.

25 “[*(5) A vessel ocean Dungeness crab permit shall not be transferred to another vessel more than*
26 *once in a 60-month period. However, the Commercial Fishery Permit Board may waive the waiting*
27 *period if the board finds that strict adherence to the waiting period would create undue hardship for*
28 *the individual seeking transfer of the permit.*]

29 “[*(6)*] (5) For purposes of this section, the length of a vessel shall be determined by the man-
30 ufacturer’s specification of overall length, United States Coast Guard documentation stating overall
31 length or a survey of overall length by a certified marine surveyor, as the State Fish and Wildlife
32 Commission by rule shall establish.

33 “**SECTION 4. The amendments to ORS 508.936 by section 3 of this 2005 Act become op-**
34 **erative January 1, 2006.”.**

35 In line 15, delete “3” and insert “5”.

