

DRAFT FOR REVIEW AND ADOPTION

Oregon Ocean Science Trust Meeting Summary
December 1, 2016
Department of State Lands
Salem, Oregon

Members in attendance: Executive Director Louise Solliday, Laura Anderson, Emily Goodwin Martin, Jim Sumich, Krystyna Wolniakowski, Representative David Gomberg

Interested parties in attendance: John Serra, Andy Lanier, Shelby Walker

Department of State Lands Administrative Support: Chris Castelli, Sabrina Foward and Richard Fitzgerald

Governor's Natural Resource Office: Catherine Dayger

Louise Solliday opened the meeting. Louise reported that she attended the State of the Coast conference and a joint Oregon / California meeting regarding research in Marina Protected Areas in Oregon.

The summary from the August 3, 2016 meeting of the OOST was approved without changes.

Research and monitoring. Jim provided an update on research and monitoring projects. Jim reported that the list changes often, but is now current and he will continue to add items. Jim noted that they are receiving more input from people interested in socio-economic research. Jim also noted that there is not a good mechanism for identifying completed or terminated projects. The list is currently in spreadsheet format.

Grant program rules. Louise opened a discussion of the Grant Program Rule Advisory Committee (RAC) meetings. Louise explained the structure and format of the rules. Louise described changes made by the RAC, including omission of specific provisions that will be addressed within requests for proposals (RFP), a new provision for data management within the policy section, a new rule section for data management, a request for qualifications (RFQ) process to solicit desired projects, and language addressing the role of the Scientific and Technical Advisory Committee (STAC). Louise noted that the RAC had general agreement on the final draft. She indicated that the RAC may be reconvened if there is a need to respond to issues raised during the public comment period. She asked the OOST members for input and said that she would ask the OOST to commence formal rulemaking.

Krystyna expressed appreciation to Louise for leading the effort and preparing the RAC.

Laura inquired about Bob Bailey's proposed revisions. Louise responded that the RAC went through all of his proposed changes and accepted some of them. She also noted that after the meeting Bob emailed to convey his agreement with the final draft.

Jim commented on the omission of "nearshore" from the policy section. Louise responded that this matter was discussed at length by the RAC and that the change was made to reflect statute and allow for flexibility.

Emily commented that the draft rules provide for flexibility at the RFP stage. Louise explained that the RAC discussed this issue and decided to allow for specifics to be addressed at the RFP to allow flexibility. Emily asked about specifying the period for periodic program review. Louise responded that she was thinking five years would be appropriate, but does not feel that the rules need to specify a period at this time.

Louise said that she does not expect grant program funding in the Governor's proposed budget. She said that Senator Roblan has submitted a legislative concept to appropriate money for the next biennium, but the prospects for funding are uncertain.

Shelby asked whether under the data management provisions data could be posted sooner than the two-year deadline specified in the proposed rules. Louise responded that the intent was to allow so.

Public comment. Louise opened the meeting for public comment. There was no public comment.

Fiscal impact statement. Louise opened a discussion of the fiscal impact worksheet, explaining the purpose and use of the information. Louise said that the draft statement describes the benefits of the grant program to small businesses and does not identify any costs of compliance to small businesses. Louise explained that Scott McMullen represented commercial fishermen on the RAC and that the RAC included two other Ocean Policy Advisory Council (OPAC) members, Shelby and Jena Carter, as well as persons that had grant program or grant-making experience.

Formal rulemaking. The OOST approved a motion to commence formal rulemaking.

Notice of rulemaking. Sabrina described the noticing requirements, explaining that draft rules must be submitted to the Secretary of State by the 15th of the month for them to be published in the Bulletin on the first of the next month and that there must be at least two weeks between publication and the first public hearing. Louise said the OOST should submit notice by January 15 for publication in the February 1st bulletin and that a public hearing should be held within the 60-day comment period that commences with notice publication.

Public hearings. Louise indicated a desire to hold public hearings in mid-February, to fall between the crab and salmon seasons.

Chris stated that Matt Devore of DOJ would review the rules before public release. Louise suggested that the OST address whether the public release a revised draft of the rules after receiving Matt's comments.

Louise suggested that public hearings be held in Newport and, if a second meeting is needed, at a location within the Willamette Valley. Jim asked whether two hearings were needed. Louise responded that she felt that holding one hearing was appropriate. Representative Gomberg asked if remote participation would be possible. Chris stated that we would be able to accommodate remote participation. Representative Gomberg stated that if there is only one hearing, remote participation should be provided for.

Laura asked whether the hearing should be put on the OPAC agenda. Louise responded that she was uncertain. Chris said that the notice could be distributed as needed. Louise asked whether Oregon Sea Grant has a list of interested researchers. Shelby responded that they do.

Krystyna suggested one hearing in Newport. Louise suggested that a Newport meeting be held in mid-March. Chris said that the Newport City Hall has appropriate facilities. Shelby suggested the Lincoln County Extension Office.

Louise stated that she would handle logistics and requested templates for hearing notices. Sabrina said that DSL staff could provide templates and other materials.

Louise said that the public comment period would be February 15 to April 15, which would allow time for final adoption before July.

Krystyna asked about the time period for rule adoption. Louise responded that the OOST could adopt the rules in June. Sabrina said that if the rules were adopted by June 15, they could be effective on July 1.

Other items. Louise opened a discussion of the OPAC December meeting, indicating that she would attend.

Louise said that Bureau Ocean Energy Management (BOEM) will be meeting and issued a request for input on studies. Andy explained that the requests were usually driven by researchers and that sea floor mapping and species-specific surveys on nearshore and the continental shelf were often funded. Emily suggested using the five high-priority questions as the basis for OOST comments. Louise proposed submitting a list of the five high-priority questions and stated that she would draft a comment letter.

Louise said that Lincoln County Commissioner Terry Thompson asked for Louise to submit a request for OOST funding tied to economic development.

Shelby said that Sea Grant may be able to assist with funding from counties for the OOST.

Louise said that she wants to use funding for help with review of program priorities, including monitoring design.

Next meeting. Louise said that the next meeting need not occur until June and suggested that a June date be determined through a Doodle poll. Representative Gomberg indicated that he would be unavailable in June.

Louise adjourned the meeting.

Referenced Documents:

- [Final draft Grant Program Rules](#)
- [Statement of Need and Fiscal Impact Worksheet](#)
- Summary list of current monitoring and sampling programs in Oregon's nearshore waters
- Adopted Priority Nearshore Research and Monitoring Questions