

## CHAPTER 104

AN ACT

SB 1550

Relating to food fish.

**Be It Enacted by the People of the State of Oregon:**

**SECTION 1.** Section 2 of this 2018 Act is added to and made a part of ORS chapter 506.

**SECTION 2.** (1) In addition to any other authority under the commercial fishing laws, and except as provided in this subsection, the State Fish and Wildlife Commission may adopt record keeping requirements for a person that engages in taking, landing, buying or selling food fish for commercial purposes or otherwise deals in food fish for commercial purposes. Records that the commission may require under this section include, but need not be limited to, records sufficient to show the source and disposition of food fish and any other information the commission deems necessary for tracing the chain of possession for food fish. The commission may not make record keeping requirements under this section applicable to tribal members exercising the treaty-reserved rights of an Indian tribe.

(2) A person that the commission makes subject to a record keeping requirement under

this section shall make the records available for inspection by the commission, the State Department of Fish and Wildlife or the State Department of Agriculture, or by a designee of the commission, State Department of Fish and Wildlife or State Department of Agriculture. The State Department of Agriculture may request copies of, or information from, the records for the purpose of programs under ORS chapter 616 or other food safety law programs administered or enforced by the department. The State Department of Agriculture may, as part of a general pattern of administering and enforcing programs under ORS chapter 616 or other food safety law programs, during normal business hours enter premises where records described in this section are kept.

(3) A person may keep records required by the commission under this section in electronic form and may satisfy a request for inspection of the records by supplying a copy of the records in electronic form to the requester. If the records are not supplied to the requester in electronic form, the person shall allow inspection of the records upon request during normal business hours.

Approved by the Governor April 10, 2018

Filed in the office of Secretary of State April 10, 2018

Effective date January 1, 2019