

House Bill 3168

Sponsored by Representative NELSON; Representative FLORES

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Allows person to accompany person with disability to assist with hunting activities.

A BILL FOR AN ACT

Relating to hunting; creating new provisions; and amending ORS 498.136 and 498.170.

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

SECTION 1. ORS 498.170 is added to and made a part of ORS chapter 498.

SECTION 2. ORS 498.170 is amended to read:

498.170. (1) A person [*who is not visually impaired and*] who accompanies a [*hunter who possesses a visually impaired hunter license*] **person with a disability who is lawfully hunting** may:

(a) Assist the [*hunter*] **person with a disability** in selecting a game animal or bird;

(b) Assist the **person with a disability in the** aiming or sighting of a firearm;

(c) Advise the [*hunter*] **person with a disability** when to fire a firearm;

(d) Shoot a game animal or bird on behalf of the [*hunter*] **person with a disability** while in the immediate presence of the [*hunter*] **person with a disability**; and

(e) Tag and retrieve game animals and birds on behalf of the [*hunter*] **person with a disability**.

(2) [*The*] A person accompanying a [*hunter who is visually impaired*] **person with a disability who is lawfully hunting**:

(a) Shall be required to possess a valid hunting license[. *The person accompanying a visually impaired hunter*]; **and**

(b) May [*also*] hunt game animals or birds if the person possesses the appropriate tags, permits and stamps for the area and time period.

(3) A [*hunter who possesses a visually impaired hunter license*] **person with a disability hunting with the assistance of another person pursuant to this section** must comply with all [*other*] tag, permit and stamp requirements of the State Fish and Wildlife Commission and applicable hunting laws.

[*(4) As used in this section, "visually impaired hunter" means a person who files proof with the commission that the person's central visual acuity does not exceed 20/200 in the better eye with best correction or that the person's visual acuity, if better than 20/200, is accompanied by a limit to the field of vision to such a degree that its widest diameter subtends an angle of no greater than 20 degrees.*]

SECTION 3. ORS 498.136 is amended to read:

498.136. (1) Except as provided in subsection (2) of this section, [*no*] **a person** [*shall*] **may not** hunt wildlife from a motor-propelled vehicle.

(2) The State Fish and Wildlife Commission, by rule, may authorize hunting from a motor-

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

1 propelled vehicle by a person with a disability or for the purpose of alleviating damage by wildlife
2 to other resources.

3 (3) Nothing in the wildlife laws, or rules adopted pursuant thereto, is intended to prohibit [*the*
4 *able-bodied companion of*] **a person accompanying** a person with a disability who is lawfully hunt-
5 ing from a motor-propelled vehicle from killing an animal wounded by the [*disabled person*] **person**
6 **with a disability** and applying thereto the tag issued to such [*disabled person*] **person with a dis-**
7 **ability** for the taking of such an animal, even if [*that able-bodied*] **the accompanying** person has
8 already validated any tag required for the taking of such an animal.

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