

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action: Do Pass
Vote: 5 - 0 - 3
Yeas: Garrard, Gelsner, Nolan, Read, Roblan
Nays: 0
Exc.: Berger, Edwards C., Jenson
Prepared By: Jerry Watson, Administrator
Meeting Dates: 5/29

WHAT THE MEASURE DOES: Extends immunity from suit to landowners who permit the public to use their property for gardening for a fee of no more than \$25 per year. Extends immunity from suit to landowners who allow the public to travel across their property to access adjacent areas for the purpose of recreation, gardening, woodcutting, or the harvest of special forest products.

ISSUES DISCUSSED:

- Provisions of measure
- Immunity as an incentive for landowners to allow use of land
- Inclusion of gardening due to increase in that activity

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: State law already provides immunity from suit for personal injury, death or property damage as against both private and public landowners who allow others to use their property for recreational purposes, woodcutting, and the harvest of special forest products (ORS 105.682). House Bill 2003 adds gardening to that list, and extends the same immunity to adjacent landowners who allow the public to travel across their property in order to access such areas for those purposes.