

## HOUSE AMENDMENTS TO HOUSE BILL 2175

By COMMITTEE ON AGRICULTURE AND NATURAL RESOURCES

March 29

1 On page 1 of the printed bill, delete lines 4 through 30 and delete page 2 and insert:

2 **“SECTION 1. Sections 2 and 3 of this 2011 Act are added to and made a part of ORS**  
3 **chapter 496.**

4 **“SECTION 2. It is the intent of the Legislative Assembly to protect wildlife from be-**  
5 **coming habituated to humans and to protect the public against the serious health and safety**  
6 **risk posed by wildlife that are drawn into contact with humans and infrastructure by indi-**  
7 **viduals who knowingly feed wildlife.**

8 **“SECTION 3. (1) As used in this section:**

9 **“(a) ‘Officer’ means any person authorized to enforce the wildlife laws pursuant to ORS**  
10 **496.605, 496.610 or 496.615.**

11 **“(b) ‘Potentially habituated wildlife’ means bear, cougar and wolf.**

12 **“(2) A person who places, deposits, distributes, stores or scatters food, garbage or any**  
13 **other attractant so as to knowingly constitute a lure, attraction or enticement for poten-**  
14 **tially habituated wildlife may be issued a written notification by an officer requiring the**  
15 **person to remove the food, garbage or other attractant within two days of notification.**

16 **“(3) A person who receives a written notification under subsection (2) of this section shall**  
17 **remove the food, garbage or other attractant as directed.**

18 **“(4) This section does not apply to:**

19 **“(a) Activities related to an agricultural or ranching operation.**

20 **“(b) Feeding potentially habituated wildlife with the State Fish and Wildlife Director’s**  
21 **authorization. The director may authorize the feeding:**

22 **“(A) In order to prevent damage to private property;**

23 **“(B) In order to mitigate the population loss anticipated by a predicted winter mortality;**

24 **or**

25 **“(C) As a part of a research or management program.**

26 **“(c) Waste disposal facilities operating in accordance with applicable federal, state and**  
27 **local laws.**

28 **“(d) Zoos, wildlife refuges and persons that have a permit to keep wildlife in captivity for**  
29 **rehabilitation or other purposes pursuant to ORS 497.228, 497.298 or 497.308.**

30 **“(5) Nothing in this section affects any provision of ORS 498.164.**

31 **“SECTION 4. This 2011 Act being necessary for the immediate preservation of the public**  
32 **peace, health and safety, an emergency is declared to exist, and this 2011 Act takes effect**  
33 **on its passage.”.**

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