

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action: Do Pass with Amendments to the A-Engrossed Measure. (Printed B-Engrossed)

Vote: 5 - 0 - 0

Yeas: Bates, Hansell, Hass, Olsen, Dingfelder

Nays: 0

Exc.: 0

Prepared By: Beth Reiley, Administrator

Meeting Dates: 5/13, 5/20

WHAT THE MEASURE DOES: Makes person liable to landowner for resulting economic damage if person owns or possesses bison running at large or uncontrolled upon land. Notwithstanding livestock district petition, prohibits owner or possessor of bison or bison hybrids from permitting bison or bison hybrids to run at large. Adds bison to definition of “stray animal.” Applies to animals whose presence on land is discovered on or after effective date of Act. Establishes person who violates provision of livestock at large statute but does not act intentionally, knowingly or recklessly commits Class B violation. Stipulates person who violates provision of livestock at large statute but does not act intentionally, knowingly or recklessly and does not have a previous conviction for violating livestock at large statute commits Class D violation. Establishes presumptive fine for Class D violation is \$60.

ISSUES DISCUSSED:

- Amendment consolidates measures

EFFECT OF COMMITTEE AMENDMENT: Stipulates person who violates provision of livestock at large statute but does not act intentionally, knowingly or recklessly commits Class B violation. Stipulates person who violates provision of livestock at large statute but does not act intentionally, knowingly or recklessly and does not have a previous conviction for violating livestock at large statute commits Class D violation. Establishes presumptive fine for Class D violation is \$60.

BACKGROUND: Oregon law defines livestock districts and open range and sets the procedure and requirements for establishing or changing a livestock district. A livestock district (also known as a closed range district) is an area where livestock may not run at large; the livestock owner or manager must keep livestock on his or her own property. In an open range county livestock can legally run at large; property owners or managers must keep livestock out.

House Bill 2025 B would add bison to the definition of stray animal and establish a bison owner’s liability for economic damages caused by bison running at large or uncontrolled upon the land. House Bill 2025 B maintains that a person who commits a violation of the livestock running at large statute is guilty of a Class A misdemeanor, however it creates a new lower penalty of a Class B violation if the person did not act intentionally, knowingly or recklessly; and a penalty of a Class D violation if the person did not act intentionally, knowingly or recklessly and does not have a previous conviction.