

House Bill 3008

Sponsored by Representative BENTZ

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**.

Provides for award of attorney fees to prevailing state agency in civil action in which party asserts claim relating to environment against state agency.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to attorney fees; and declaring an emergency.

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

4 **SECTION 1. (1) As used in this section, "state agency" has the meaning given that term**
5 **in ORS 291.002.**

6 **(2) In any civil action in which a party asserts a claim relating to the environment**
7 **against a state agency and the state agency is a prevailing party, the court shall award**
8 **reasonable attorney fees to the state agency to be paid by the party asserting the claim.**

9 **SECTION 2. Section 1 of this 2015 Act applies only to civil actions commenced on or after**
10 **the effective date of this 2015 Act.**

11 **SECTION 3. This 2015 Act being necessary for the immediate preservation of the public**
12 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**
13 **on its passage.**

14

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.