

House Bill 3366

Sponsored by Representative OLSON; Representative HELM

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 that condemner may not condemn easement or other lesser interest than fee title on property in exclusive farm use zone for purpose of establishing recreation trail if property owner requests that condemner condemn fee title interest in property necessary to establish recreation trail.

Declares emergency, effective on passage.

A BILL FOR AN ACT

Relating to condemnation of property for recreational trails; and declaring an emergency.

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

SECTION 1. Section 2 of this 2015 Act is added to and made a part of ORS chapter 35.

SECTION 2. (1) As used in this section, "recreation trail" means a temporary or permanent transportation facility or structure designed primarily for running, walking, biking or any other recreational or pedestrian use.

(2) A condemner may not condemn an easement or other lesser interest than fee title on property in an exclusive farm use zone for the purpose of establishing a recreation trail if the owner requests that the condemner condemn a fee title interest in the property necessary to establish the recreation trail.

SECTION 3. Section 2 of this 2015 Act applies only to condemnations for which an official written offer is made under ORS 35.346 on or after the effective date of this 2015 Act.

SECTION 4. This 2015 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect on its passage.

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.