

**PROPOSED AMENDMENTS TO
SENATE BILL 175**

1 On page 1 of the printed bill, line 2, after “ORS” insert “496.705 and”.

2 On page 2, after line 33, insert:

3 **“SECTION 3.** ORS 496.705 is amended to read:

4 “496.705. (1) The State Fish and Wildlife Commission may institute suit
5 for the recovery of damages for the unlawful taking or killing of any of the
6 wildlife referred to in subsection (2) of this section that are the property of
7 the state.

8 “(2)(a) The damages referred to in subsection (1) of this section are as
9 follows:

10 “(A) Each game mammal other than moose, mountain sheep, mountain
11 goat, elk, **black bear** or silver gray squirrel, or deer or antelope described
12 in subparagraphs [(D) and (E)] **(E) and (F)** of this paragraph, \$1,000.

13 “(B) Each moose, mountain sheep or mountain goat, other than those de-
14 scribed in subparagraphs [(F), (G) and (H)] **(G), (H) and (I)** of this para-
15 graph, \$10,000.

16 “(C) Each elk, other than those described in subparagraph [(I)] **(J)** of this
17 paragraph, \$1,500.

18 **“(D) Each black bear, \$5,000.**

19 “[D] **(E)** Each deer with at least four points on one antler, \$7,500.

20 “[E] **(F)** Each antelope with at least one horn equal to or greater than
21 14 inches, \$7,500.

22 “[F] **(G)** Each moose with antlers, \$25,000.

1 “~~[(G)]~~ **(H)** Each mountain sheep that has at least one horn equal to or
2 greater than one half curl, \$25,000.

3 “~~[(H)]~~ **(I)** Each mountain goat that has at least one horn equal to or
4 greater than six inches, \$25,000.

5 “~~[(I)]~~ **(J)** Each elk with at least six points on one antler, \$15,000.

6 “~~[(J)]~~ **(K)** Each silver gray squirrel, \$20.

7 “~~[(K)]~~ **(L)** Each game bird other than wild turkey, \$20.

8 “~~[(L)]~~ **(M)** Each wild turkey, \$100.

9 “~~[(M)]~~ **(N)** Each game fish other than salmon, steelhead trout, halibut or
10 sturgeon, \$10.

11 “~~[(N)]~~ **(O)** Each sturgeon other than those specified in subparagraph
12 ~~[(O)]~~ **(P)** of this paragraph, salmon, steelhead trout or halibut, \$250.

13 “~~[(O)]~~ **(P)** Each oversized sturgeon, as specified by the commission by
14 rule, \$1,000.

15 “~~[(P)]~~ **(Q)** Each fur-bearing mammal other than bobcat or fisher, \$100.

16 “~~[(Q)]~~ **(R)** Each bobcat or fisher, \$700.

17 “~~[(R)]~~ **(S)** Each specimen of any wildlife species whose survival is speci-
18 fied by the wildlife laws or the laws of the United States as threatened or
19 endangered, \$1,000.

20 “~~[(S)]~~ **(T)** Each specimen of any wildlife species otherwise protected by
21 the wildlife laws or the laws of the United States, but not otherwise referred
22 to in this subsection, \$50.

23 “~~[(T)]~~ **(U)** Each bald eagle, golden eagle, goshawk, osprey, peregrine
24 falcon or any other raptor listed as a threatened species or an endangered
25 species by the commission by rule, \$5,000.

26 “~~[(U)]~~ **(V)** Each raptor except those specified in subparagraph ~~[(T)]~~ **(U)**
27 of this paragraph, \$2,000.

28 “(b) For purposes of this subsection:

29 “(A) A point must be at least one inch, measured from the main beam of
30 the antler to the tip of the point.

1 “(B) Horn length must be measured from the base of the hairline to the
2 tip of the horn.

3 **“(C) Each part that has been removed from the carcass of a black
4 bear when it is illegal to remove the part shall constitute a separate
5 unlawful taking or killing of a black bear.**

6 “(3) In any such action, the court shall award to the prevailing party, in
7 addition to costs and disbursements, reasonable attorney fees.

8 “(4) Such civil damages shall be in addition to other penalties prescribed
9 by the wildlife laws for the unlawful taking or killing of wildlife.

10 “(5) Any circuit or justice court has jurisdiction to try any case for the
11 recovery of damages for the unlawful taking or killing of any of the wildlife
12 as provided by this section.”.

13 In line 34, delete “3” and insert “4”.

14
