

SB 327 A STAFF MEASURE SUMMARY

House Committee On Judiciary

Prepared By: Whitney Perez, Counsel

Meeting Dates: 5/9, 5/25

WHAT THE MEASURE DOES:

Extends recreational immunity to employees, agents and volunteers of land owner when acting within scope of duties and certain others with an ownership interest in an entity that is a land owner. Declares emergency, effective on passage.

ISSUES DISCUSSED:

- *Johnson v. Gibson*, 358 Or. 624 (2015)
- Measure applies to public and privately owned land
- Concerns with recreational immunity for public sector entities

EFFECT OF AMENDMENT:

No amendment.

BACKGROUND:

Senate Bill 327-A modifies the definition of owner for purposes of civil liability of land used by the public for recreational purposes. Owner would include the holder of any legal or equitable title; officers, employees, volunteers or agents of possessors of any interest in land while these persons are acting within the scope of assigned duties; and the director, partner, general partner, shareholder, limited liability company member, limited liability partner or limited partner of possessors of any interest in land.