

**SB 327 A STAFF MEASURE SUMMARY**

**Carrier:** Rep. Barker

**House Committee On Judiciary**

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**Action Date:** 05/25/17

**Action:** Do Pass the A-Eng bill.

**Vote:** 11-0-0-0

**Yeas:** 11 - Barker, Gorsek, Greenlick, Lininger, Olson, Post, Sanchez, Sprenger, Stark, Vial, Williamson

**Fiscal:** Fiscal impact issued

**Revenue:** Has minimal revenue impact

**Prepared By:** Whitney Perez, Counsel

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**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 related to 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.