

# House Bill 3393

Sponsored by Representatives WILSON, SMITH DB

## 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**.

Requires State Forestry Department to transfer ownership of former county forestland back to county, upon request, if former county forestland is 10 percent or less of all former county forestland owned by department.

## A BILL FOR AN ACT

1  
2 Relating to transfers of forestland from the State Forestry Department to counties.

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

4 **SECTION 1. (1) Upon written request by the governing body of a county, the State**  
5 **Forestry Department shall transfer forestland from department ownership to the county if:**

6 (a) **The forestland was acquired by the department under ORS 530.010 to 530.170;**

7 (b) **The forestland belonged to the county immediately prior to acquisition of the**  
8 **forestland by the department; and**

9 (c) **The forestland acquired from the county is 10 percent or less of the forestland that**  
10 **belonged to counties immediately prior to department acquisition under ORS 530.010 to**  
11 **530.170. For purposes of this paragraph, forestland amounts acquired under ORS 530.010 to**  
12 **530.170 are determined based on department ownership on January 1, 2017.**

13 (2) **A transfer of forestland to county ownership under this section does not:**

14 (a) **Terminate or alter the terms of any contract entered into, or license or permit is-**  
15 **sued, by the department prior to the transfer that authorizes the harvesting of forest pro-**  
16 **ducts, mining or other extraction of resources or conducting other activities on the land;**

17 (b) **Allow the county to interfere with the fulfillment of a contract or exercise of a license**  
18 **or permit described in paragraph (a) of this subsection;**

19 (c) **Relieve the department from payment to the county as provided under ORS 530.010**  
20 **to 530.170 for any obligation to the county arising out of contracts, licenses or permits de-**  
21 **scribed in paragraph (a) of this subsection; or**

22 (d) **Release any lien or other security interest in the forestland granted by the depart-**  
23 **ment that attached prior to the transfer. However, the department shall reimburse the**  
24 **county for any injury suffered by the county as a result of foreclosure of a lien or security**  
25 **interest described in this paragraph.**

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**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.