80th OREGON LEGISLATIVE ASSEMBLY--2019 Regular Session

Senate Bill 303

Sponsored by Senator HANSELL (Presession filed.)

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.

Authorizes use of landowner damage tag on adjacent property with consent of owner of adjacent property. Removes sunset on landowner damage tag program.

A BILL FOR AN ACT

Relating to landowner damage tags; amending section 3, chapter 363, Oregon Laws 2013; and repealing section 5, chapter 363, Oregon Laws 2013.

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

SECTION 1. Section 3, chapter 363, Oregon Laws 2013, is amended to read:

Sec. 3. Notwithstanding any other provision of the wildlife laws, the State Department of Fish and Wildlife shall create and implement an Oregon Landowner Damage Program that:

(1) Addresses damage caused by elk on privately owned lands in Oregon.

(2) Provides landowner damage tags only for areas where elk are currently causing damage, where there has been a history of elk damage coupled with actions to alleviate elk damage or where the department has designated the area as an elk deemphasis area.

(3) [Limits the use of damage tags to taking] Authorizes a person to use a landowner damage tag to take only an antlerless elk.

(4) [Limits the use of damage tags to taking] Authorizes a person to use a landowner damage tag to take an elk on property owned, leased or rented by the [landowner] person complaining of elk damage or on property owned, leased or rented by a business entity that includes the [landowner] person as a principal partner or shareholder.

(5) When an elk damages property owned, leased or rented by a person or a business entity that includes the person as a principal partner or shareholder, and the elk moves to adjacent property, authorizes the person to use a landowner damage tag to take the elk on the adjacent property, if the person has written authorization from the owner of the adjacent property that sets forth the following:

(a) The date of issuance of the authorization;

(b) The name, address, telephone number and signature of the owner granting the authorization;

(c) The name, address and telephone number of the person to whom the authorization is granted;

(d) The intent of the owner to allow the person to whom the authorization is granted to pursue elk onto the owner's property; and

(e) The expiration date of the authorization, which may be no later than one year from the date of issuance of the authorization.

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.

LC 2443
[(5)] (6) Allows exchange of unused general season elk tags or controlled hunt elk tags for landowner damage tags.

[(6)] (7) Does not impose a limit on the number of [total] landowner damage tags available for each [landowner] person, except that no more than five landowner damage tags may be valid at any one time.

[(7)] (8) Does not impose a minimum acreage requirement for [landowner] participation.

[(8)] (9) Allows [landowners] a person to register for participation in the program at any time prior to the issuance of landowner damage tags.

[(9)] (10) Establishes a $30 fee for [landowners] a person to register for participation in the program.

[(10)] (11) Establishes a $15 fee for [landowners] a person to modify the [landowner’s] person’s landowner damage tag distribution.

[(11)] (12) Authorizes department biologists to sell and exchange landowner damage tags.

[(12)] (13) Authorizes department biologists to establish the period of validity for landowner damage tags through negotiation with [landowners] affected persons.

[(13)] (14) Requires [landowners] a person who uses a landowner damage tag to record the number of elk taken and, within 10 days after the end of a designated hunt period, to report to the local department biologist the number of elk taken.

SECTION 2. Section 5, chapter 363, Oregon Laws 2013, is repealed.