

Senate Bill 407

Sponsored by Senator BENTZ (at the request of Rick Page) (Pre-session 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**.

Provides that if defendant who commits wildlife law offense has previous conviction for violating wildlife laws, upon request of defendant court must consider defendant income before imposing fine for offense.

A BILL FOR AN ACT

1
2 Relating to sentencing for wildlife law offenses.

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

4 **SECTION 1. Section 2 of this 2019 Act is added to and made a part of ORS chapter 496.**

5 **SECTION 2. If a defendant convicted of an offense classified under ORS 496.992 has a**
6 **previous conviction for violating the wildlife laws, upon request by the defendant a court**
7 **shall consider the income level of the defendant before imposing any fine for the offense.**
8 **Consideration of income under this section is in addition to any discretionary consideration**
9 **by the court of other circumstances in aggravation or mitigation of punishment.**

10 **SECTION 3. Section 2 of this 2019 Act applies to sentences imposed on or after the ef-**
11 **fective date of this 2019 Act for wildlife law offenses occurring before, on or after the effec-**
12 **tive date of this 2019 Act.**

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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.