

# Senate Bill 696

Sponsored by Senator ROBLAN

## 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**.

Increases amount of insurance policy that may be required by county governing body to approve permit for outdoor mass gathering. Allows county governing body to require organizer of mass gathering to obtain insurance policy in amount commensurate with risk, but not exceeding limitation for liability of local public body under Oregon Tort Claims Act.

## A BILL FOR AN ACT

1  
2 Relating to mass gatherings; creating new provisions; and amending ORS 433.755.

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

4 **SECTION 1.** ORS 433.755 is amended to read:

5 433.755. (1) In reviewing an application for a permit to hold an outdoor mass gathering, the  
6 county governing body may require such plans, specifications and reports as it may deem necessary  
7 for proper review and it may request and shall receive from all public officers, departments and  
8 agencies of the state and its political subdivisions such cooperation and assistance as it may deem  
9 necessary. If the county governing body determines upon examination of the permit application that  
10 the outdoor mass gathering creates a potential for injury to persons or property, the county gov-  
11 erning body may require organizers to obtain an insurance policy in an amount commensurate with  
12 the risk, but not exceeding [*\$1 million*] **the limitation for liability of a local public body under**  
13 **ORS 30.272 (3)**. The policy of casualty insurance shall provide coverage against liability for death,  
14 injury or disability of any human or for damage to property arising out of the outdoor mass gath-  
15 ering. The county shall be named as an additional insured under the policy.

16 (2) In the event of failure to remove all debris or residue and repair any damage to personal or  
17 real property arising out of the outdoor mass gathering within 72 hours after its termination and  
18 to remove any temporary structures used at the outdoor mass gathering within three weeks after  
19 its termination, the county governing body may file suit against the organizer for financial settle-  
20 ment as is needed to remove debris, residue or temporary structures and to repair such damage to  
21 real or personal property of persons not attending the outdoor mass gathering. The organizer shall  
22 be wholly responsible for payment of any fines imposed under ORS 433.990 (7).

23 **SECTION 2. The amendments to ORS 433.755 by section 1 of this 2019 Act apply to ap-**  
24 **plications for permits to hold outdoor mass gatherings submitted on or after the effective**  
25 **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.