Senate Bill 781
Sponsored by Senator COURTNEY

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.

Allows injured person to bring civil action against city or county that fails to regulate discharge of firearms on private property after having notice of dangerous condition.

Removes prohibition on local government regulation relating to certain areas designed and built for purpose of target shooting.

A BILL FOR AN ACT
Relating to discharge of firearms on private property; creating new provisions; and amending ORS 166.171 and 166.172.

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

SECTION 1. Notwithstanding ORS 30.265 (6)(c), a person injured by a bullet that strays outside of private property may bring an action against the city or county with jurisdiction over the property under ORS 30.260 to 30.300 if the city or county failed to regulate the discharge of firearms on the property as provided in ORS 166.171 or 166.172 when the city or county had notice of the dangerous condition created by discharge of firearms on the property.

SECTION 2. ORS 166.171 is amended to read:

166.171. (1) A county may adopt ordinances to regulate, restrict or prohibit the discharge of firearms within their boundaries.

(2) Ordinances adopted under subsection (1) of this section may not apply to or affect:

(a) A person discharging a firearm in the lawful defense of person or property.

(b) A person discharging a firearm in the course of lawful hunting.

(c) A landowner and guests of the landowner discharging a firearm, when the discharge will not endanger adjacent persons or property.

(d) A person discharging a firearm on a public or private shooting range, or shooting gallery, or other area designed and built for the purpose of target shooting.

(e) A person discharging a firearm in the course of target shooting on public land that is not inside an urban growth boundary or the boundary of a city, if the discharge will not endanger persons or property.

(f) An employee of the United States Department of Agriculture, acting within the scope of employment, discharging a firearm in the course of the lawful taking of wildlife.

SECTION 3. ORS 166.172 is amended to read:

166.172. (1) A city may adopt ordinances to regulate, restrict or prohibit the discharge of firearms within the city's boundaries.

(2) Ordinances adopted under subsection (1) of this section may not apply to or affect:

(a) A person discharging a firearm in the lawful defense of person or property.

NOTE: Matter in boldfaced type in an amended section is new; matter in italic and bracketed is existing law to be omitted. New sections are in boldfaced type.
(b) A person discharging a firearm on a public or private shooting range, or shooting gallery or other area designed and built for the purpose of target shooting.

(c) An employee of the United States Department of Agriculture, acting within the scope of employment, discharging a firearm in the course of the lawful taking of wildlife.

SECTION 4. Section 1 of this 2019 Act applies to injuries occurring on or after the effective date of this 2019 Act.