House Bill 2639

Sponsored by Representative DRAZAN; Representatives BONHAM, BOSHART DAVIS, BRESEE-IVERSON, MOORE-GREEN, NEARMAN, OWENS, POST, SMITH G, ZIKA (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.

Makes private citizen immune from civil or criminal liability arising from good faith acts made in connection with fighting wildfire.

A BILL FOR AN ACT

Relating to liability for actions of private citizen related to fighting wildfires.

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

SECTION 1. (1) Notwithstanding any other provision of law, a private citizen acting in good faith shall have immunity from any liability, civil or criminal, arising from any actions made or done in connection with fighting a wildfire, unless such actions are committed in bad faith, with malicious intent or in a manner exhibiting a willful, wanton disregard for the safety or property of another.

(2) The immunity provided under subsection (1) of this section applies regardless of compliance with any mandatory evacuation orders authorized under ORS 401.309.

(3) As used in this section:

(a) “Firefighter” has the meaning given that term in ORS 243.005.

(b) “Private citizen” does not include a firefighter.

(c) “Wildfire” has the meaning given that term in ORS 477.089.