

**A-Engrossed**  
**House Bill 2819**

Ordered by the House March 14  
Including House Amendments dated March 14

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Governor Tina Kotek for State Forestry Department)

**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. The statement includes a measure digest written in compliance with applicable readability standards.

Digest: The Act relates to fire protection. The Act allows citations on certain bases. (Flesch Readability Score: 63.5).

Authorizes *[persons who enforce fire protection laws]* **the State Forester or a person authorized by the State Forester** to issue citations if there are reasonable grounds to believe violations have occurred.

**A BILL FOR AN ACT**

1  
2 Relating to fire protection enforcement procedures; amending ORS 477.985.

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

4 **SECTION 1.** ORS 477.985 is amended to read:

5 477.985. **(1) As used in this section, "enforcement officer" means:**

6 **(a) The State Forester; or**

7 **(b) A person authorized by the State Forester.**

8 **(2)** *[In addition to any other persons permitted to enforce violations, the State Forestry Department and the State Forester, or any employee specifically designated by the department or by the State Forester,]* **An enforcement officer** may issue *[citations for violations]* **a citation for a violation** established under ORS 477.993 in the manner provided by ORS chapter 153.

12 **(3) Notwithstanding ORS 153.042, an enforcement officer may issue a citation for a violation established under ORS 477.993, in the manner provided by ORS chapter 153, when the conduct alleged to constitute a violation did not take place in the presence of the enforcement officer, if the enforcement officer has reasonable grounds to believe that the conduct constitutes a violation on the basis of:**

17 **(a) Information received from any person, including a department employee, forest protective association employee or forest protection district employee, who observed the conduct alleged to constitute a violation;**

20 **(b) An investigation at the scene; or**

21 **(c) A witness statement taken as part of an investigation at the scene.**

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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.