

Senate Bill 303

Sponsored by Senator HANSELL (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**.

Authorizes use of landowner damage tag on adjacent property with consent of owner of adjacent property. Removes sunset on landowner damage tag program.

A BILL FOR AN ACT

1
2 Relating to landowner damage tags; amending section 3, chapter 363, Oregon Laws 2013; and re-
3 pealing section 5, chapter 363, Oregon Laws 2013.

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

5 **SECTION 1.** Section 3, chapter 363, Oregon Laws 2013, is amended to read:

6 **Sec. 3.** Notwithstanding any other provision of the wildlife laws, the State Department of Fish
7 and Wildlife shall create and implement an Oregon Landowner Damage Program that:

8 (1) Addresses damage caused by elk on privately owned lands in Oregon.

9 (2) Provides landowner damage tags only for areas where elk are currently causing damage,
10 where there has been a history of elk damage coupled with actions to alleviate elk damage or where
11 the department has designated the area as an elk deemphasis area.

12 (3) [*Limits the use of damage tags to taking*] **Authorizes a person to use a landowner damage**
13 **tag to take only an antlerless elk.**

14 (4) [*Limits the use of damage tags to taking*] **Authorizes a person to use a landowner damage**
15 **tag to take an elk on property owned, leased or rented by the [*landowner*] person complaining of**
16 **elk damage or on property owned, leased or rented by a business entity that includes the**
17 **[*landowner*] person as a principal partner or shareholder.**

18 (5) **When an elk damages property owned, leased or rented by a person or a business**
19 **entity that includes the person as a principal partner or shareholder, and the elk moves to**
20 **adjacent property, authorizes the person to use a landowner damage tag to take the elk on**
21 **the adjacent property, if the person has written authorization from the owner of the adjacent**
22 **property that sets forth the following:**

23 (a) **The date of issuance of the authorization;**

24 (b) **The name, address, telephone number and signature of the owner granting the au-**
25 **thorization;**

26 (c) **The name, address and telephone number of the person to whom the authorization is**
27 **granted;**

28 (d) **The intent of the owner to allow the person to whom the authorization is granted to**
29 **pursue elk onto the owner's property; and**

30 (e) **The expiration date of the authorization, which may be no later than one year from**
31 **the date of issuance of the authorization.**

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.

1 [(5)] (6) Allows exchange of unused general season elk tags or controlled hunt elk tags for
2 landowner damage tags.

3 [(6)] (7) Does not impose a limit on the number of [total] **landowner** damage tags available for
4 each [landowner] **person**, except that no more than five **landowner** damage tags may be valid at
5 any one time.

6 [(7)] (8) Does not impose a minimum acreage requirement for [landowner] participation.

7 [(8)] (9) Allows [landowners] **a person** to register for participation in the program at any time
8 prior to the issuance of **landowner** damage tags.

9 [(9)] (10) Establishes a \$30 fee for [landowners] **a person** to register for participation in the
10 program.

11 [(10)] (11) Establishes a \$15 fee for [landowners] **a person** to modify the [landowner's] **person's**
12 **landowner** damage tag distribution.

13 [(11)] (12) Authorizes department biologists to sell and exchange **landowner** damage tags.

14 [(12)] (13) Authorizes department biologists to establish the period of validity for **landowner**
15 damage tags through negotiation with [landowners] **affected persons**.

16 [(13)] (14) Requires [landowners] **a person who uses a landowner damage tag** to record the
17 number of elk taken and, within 10 days after the end of a designated hunt period, to report to the
18 local department biologist the number of elk taken.

19 **SECTION 2. Section 5, chapter 363, Oregon Laws 2013, is repealed.**

20