

Senate Bill 723

Sponsored by Senators GELSER, DEMBROW, GOLDEN; Senator STEINER HAYWARD, Representatives KENY-GUYER, NERON, NOSSE

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**.

Prohibits person from organizing, sponsoring, promoting, conducting or participating in contest, competition, tournament or derby that has objective of taking wildlife for prizes or other inducement or for entertainment. Punishes violation of prohibition by imprisonment for not more than 364 days and fine of not more than \$6,250. Requires transportation of injured wildlife to licensed wildlife rehabilitation facility or veterinarian. Provides that person that injures or kills wildlife in violation of Act forfeits remains of wildlife to State Department of Fish and Wildlife.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to unlawful takings of wildlife; and declaring an emergency.

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

4 **SECTION 1. Section 2 of this 2019 Act is added to and made a part of ORS chapter 498.**

5 **SECTION 2. (1) As used in this section:**

6 (a) **“Person” means an individual, partnership, limited partnership, limited liability part-**
7 **nership, corporation, professional corporation, nonprofit corporation, cooperative, limited li-**
8 **ability company, business trust, joint venture, incorporated or unincorporated association,**
9 **or other business organization or entity.**

10 (b) **“Wildlife” means amphibians, reptiles, feral swine as defined under State Department**
11 **of Agriculture rules, wild birds as defined under State Fish and Wildlife Commission rules**
12 **and other wild mammals as defined under commission rules.**

13 (2) **Notwithstanding any other provision of law, a person may not organize, sponsor,**
14 **promote, conduct or participate in a contest, competition, tournament or derby in this state**
15 **that has the objective of taking wildlife for prizes or other inducement or for the purpose**
16 **of entertainment.**

17 (3) **A violation of subsection (2) of this section is a Class A misdemeanor. Each injury to**
18 **or death of wildlife that occurs in the course of a violation of subsection (2) of this section**
19 **is a separate violation.**

20 (4) **Wildlife that is injured in the course of a violation of subsection (2) of this section**
21 **must be transported to a licensed wildlife rehabilitation facility or veterinarian for treatment**
22 **or for humane euthanasia if the best efforts to rehabilitate and release the wildlife fail.**

23 (5) **A person that injures or kills wildlife in violation of subsection (2) of this section shall**
24 **forfeit the remains of the wildlife to the State Department of Fish and Wildlife and the re-**
25 **main becomes the property of the department.**

26 **SECTION 3. This 2019 Act being necessary for the immediate preservation of the public**
27 **peace, health and safety, an emergency is declared to exist, and this 2019 Act takes effect**
28 **on its passage.**

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.

