

# House Bill 2639

Sponsored by Representative DRAZAN; Representatives BONHAM, BOSHART DAVIS, BREESE-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

1  
2 Relating to liability for actions of private citizen related to fighting wildfires.

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

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

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

11 **(3) As used in this section:**

12 **(a) "Firefighter" has the meaning given that term in ORS 243.005.**

13 **(b) "Private citizen" does not include a firefighter.**

14 **(c) "Wildfire" has the meaning given that term in ORS 477.089.**  
15

**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.