

# Senate Bill 630

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 to take elk on adjacent property with consent of owner of adjacent property.

## A BILL FOR AN ACT

1  
2 Relating to landowner damage tags; amending ORS 496.158.

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

4 **SECTION 1.** ORS 496.158 is amended to read:

5 496.158. Notwithstanding any other provision of the wildlife laws, the State Department of Fish  
6 and Wildlife shall create and implement an Oregon Landowner Damage Program that:

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

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

11 (3) Considers elk overpopulation.

12 (4) [*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 (5) [*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 (6) **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        [(6)] (7) Allows exchange of unused general season elk tags or controlled hunt elk tags for  
2 **landowner** damage tags.

3        [(7)] (8) 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        [(8)] (9) Does not impose a minimum acreage requirement for [landowner] participation.

7        [(9)] (10) Allows [landowners] **a person** to register for participation in the program at any time  
8 prior to the issuance of **landowner** damage tags.

9        [(10)] (11) Establishes a \$30 fee for [landowners] **a person** to register for participation in the  
10 program.

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

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

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

16       [(14)] (15) 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.

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