

Requested by Representative WILDE

**PROPOSED AMENDMENTS TO  
HOUSE BILL 4080**

1 On page 5 of the printed bill, delete lines 11 through 15.

2 In line 16, delete “9” and insert “8”.

3 Delete lines 25 and 26 and insert:

4 **“SECTION 9. (1) When providing predator damage control services**  
5 **within a predator damage control district, a provider that receives**  
6 **charges collected under sections 1 to 7 of this 2022 Act shall make**  
7 **reasonable efforts to consider and use nonlethal methods to prevent,**  
8 **reduce and mitigate damage to property from predatory animals.**

9 **“(2) A provider described in subsection (1) of this section may use**  
10 **humane lethal methods if nonlethal methods are reasonably believed**  
11 **to be ineffective, based on trial or other considerations.**

12 **“(3) A county that provides predator damage control services**  
13 **through a contractor may comply with the requirements of this sec-**  
14 **tion by including the requirements in the contract for services.**

15 **“SECTION 10. A county that collects charges under sections 1 to 7**  
16 **of this 2022 Act shall keep or collect records for each predator damage**  
17 **control district in the county on at least an annual basis. Such records**  
18 **shall include records of amounts collected, amounts spent on lethal**  
19 **and nonlethal measures, the number of each species of predatory ani-**  
20 **mal killed and the location, by township and range or more specific**  
21 **location, where each animal was killed.**

1       **“SECTION 11. Sections 9 and 10 of this 2022 Act apply to predator**  
2 **damage control services provided on or after January 2, 2022.**

3       **“SECTION 12. This 2022 Act takes effect on the 91st day after the**  
4 **date on which the 2022 regular session of the Eighty-first Legislative**  
5 **Assembly adjourns sine die.”.**

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STATE OF OREGON  
Legislative Counsel Committee

February 4, 2022

To: Representative Marty Wilde  
From: Alan S. Dale, Senior Deputy Legislative Counsel  
Subject: HB 4080-2 Predator damage control districts

In the interest of time I have drafted the attached -2 amendments to House Bill 4080 (2022) notwithstanding the fact that the amendments do not fit within the bill title, "Relating to a principal Act for predator damage control districts."

ORS 198.705 (16) gives the standard definition of a principal Act: "the statutes which describe the powers of a district, including the statutes under which a district is proposed or is operating." See *also* ORS 199.415 (15), 358.446 (5)(a), 543.655 (2). In contrast to this definition, section 9 of the -2 amendments would impose duties on, and limit the powers of, providers of predator damage control services. Section 10 would impose recordkeeping duties on counties in which predator control districts are formed. Neither section 9 nor section 10 can be read as statutes which describe the powers of a predator damage control district itself, or as the statutes under which such a district is proposed or is operating.

Encl.