

Requested by Representative MANNIX

**PROPOSED AMENDMENTS TO
HOUSE BILL 4109**

1 On page 1 of the printed bill, line 2, after “ORS” insert “105.672,”.
2 In line 3, after “810.445” insert “and sections 5, 6, 7, 8, 9, 10 and 11,
3 chapter ___, Oregon Laws 2024 (Enrolled Senate Bill 1576)”.
4 On page 4, after line 23, insert:

5
6 **“RECREATIONAL IMMUNITY**

7
8 **“SECTION 5.** ORS 105.672 is amended to read:

9 “105.672. As used in ORS 105.672 to 105.696:

10 “(1) ‘Charge’:

11 “(a) Means the admission price or fee requested or expected by an owner
12 in return for granting permission for a person to enter or go upon the
13 owner’s land.

14 “(b) Does not mean any amount received from a public body in return for
15 granting permission for the public to enter or go upon the owner’s land.

16 “(c) Does not include the fee for a winter recreation parking permit or
17 any other parking fee of \$15 or less per day.

18 “(2) ‘Harvest’ has that meaning given in ORS 164.813.

19 “(3) ‘Land’ includes all real property, whether publicly or privately
20 owned.

21 “(4) ‘Owner’ means:

1 “(a) The possessor of any interest in any land, including but not limited
2 to the holder of any legal or equitable title, a tenant, a lessee, an occupant,
3 the holder of an easement, the holder of a right of way or a person in pos-
4 session of the land;

5 “(b) An officer, employee, volunteer or agent of a person described in
6 paragraph (a) of this subsection, while acting within the scope of assigned
7 duties; and

8 “(c) A director, partner, general partner, shareholder, limited liability
9 company member, limited liability partner or limited partner of a person
10 described in paragraph (a) of this subsection.

11 “(5) ‘Recreational purposes’ includes, but is not limited to[,]:

12 “(a) Outdoor activities such as hunting, fishing, swimming, boating,
13 camping, picnicking, hiking, **walking, running, bicycling**, nature study,
14 outdoor educational activities, waterskiing, winter sports, viewing or enjoy-
15 ing historical, archaeological, scenic or scientific sites or volunteering for
16 any public purpose project; **or**

17 “(b) **Travel on any path or trail to or from a site available for rec-**
18 **reational purposes, except for travel that is within the right of way**
19 **of a state highway, as defined in ORS 366.005.**

20 “(6) ‘Special forest products’ has that meaning given in ORS 164.813.

21 “(7) ‘Woodcutting’ means the cutting or removal of wood from land by an
22 individual who has obtained permission from the owner of the land to cut
23 or remove wood.

24 “**SECTION 6. The amendments to ORS 105.672 by section 5 of this**
25 **2024 Act apply to causes of action that arise on or after the effective**
26 **date of this 2024 Act.**

27 “**SECTION 7. If Senate Bill 1576 becomes law, sections 5 and 8**
28 **(amending ORS 105.668), sections 6 and 9 (amending ORS 105.672),**
29 **sections 7 and 10 (amending ORS 105.688), and section 11, chapter __,**
30 **Oregon Laws 2024 (Enrolled Senate Bill 1576), are repealed.”.**

1 In line 27, delete "5" and insert "8".

2 In line 33, delete "6" and insert "9".

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