

Requested by Representative MARSH

**PROPOSED AMENDMENTS TO  
HOUSE BILL 3194**

1 On page 1 of the printed bill, line 2, delete “658.705 and”.

2 Delete lines 6 through 28.

3 On page 2, delete lines 1 through 9 and insert:

4 **“SECTION 2. (1) As used in this section, ‘landowner’ means any**  
5 **person that has a substantial ownership interest in real property.**

6 **“(2) A landowner whose property is the location of an unregistered**  
7 **farmworker camp and whose land is not within an exclusive farm use**  
8 **zone qualified for special assessment under ORS 308A.062 shall be**  
9 **jointly and severally liable with the person acting as the farmworker**  
10 **camp operator to the same extent and in the same manner as provided**  
11 **in ORS 658.805 (3) and (4), unless the landowner proves that the land-**  
12 **owner:**

13 **“(a) By written agreement with a farmworker camp operator, de-**  
14 **legated the authority to operate the farmworker camp to the**  
15 **farmworker camp operator for whom the landowner has verified com-**  
16 **pliance with the licensing, registration and indorsement requirements**  
17 **under ORS 658.705 to 658.850, by the time the farmworker camp begins**  
18 **operating and at least annually throughout the duration of the agree-**  
19 **ment with the farmworker camp operator;**

20 **“(b)(A) Reasonably lacked actual or constructive knowledge that**  
21 **the landowner’s property was being used without the landowner’s**

1 permission; and

2 “(B) As soon as practicable following the date on which the land-  
3 owner obtained actual or constructive knowledge of the unauthorized  
4 use, took appropriate action to remedy the unauthorized use; or

5 “(c) Expressly and in writing disallowed the person using the  
6 landowner’s property from operating or allowing a farmworker camp  
7 on the property.

8 “(3) An aggrieved person who brings an action under ORS 658.805  
9 may defeat the landowner’s defense under subsection (2) of this section  
10 by showing that the landowner:

11 “(a) Had actual or constructive knowledge that a farmworker camp  
12 was being operated on the landowner’s property; or

13 “(b) Failed to take reasonable steps to monitor that the property  
14 was being used in accordance with the written agreement described  
15 under subsection (2)(a) of this section.”.

16 In line 10, delete “4” and insert “3”.

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