

Minority Report
A-Engrossed
Senate Bill 913

Ordered by the Senate April 24
Including Senate Minority Report Amendments dated April 24

Sponsored by nonconcurring members of the Senate Committee on Judiciary: Senators KRUSE, THATCHER

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.

[Creates offense of trafficking in animal parts. Provides that knowing purchase, sale, offering for sale, possession with intent to sell or importation for purchase or sale in this state of ivory, rhinoceros horn, ivory products or rhinoceros horn products is offense. Creates exceptions.]

[Makes first offense punishable by maximum of 30 days' imprisonment and by maximum fine of \$1,250 or twice fair market value of ivory, rhinoceros horn, ivory product or rhinoceros horn product, whichever is greater. Makes second or subsequent offense punishable by maximum of 30 days' imprisonment and by maximum fine of \$6,250 or twice fair market value of ivory, rhinoceros horn, ivory product or rhinoceros horn product, whichever is greater. Directs method of disposition for ivory, rhinoceros horn, ivory product or rhinoceros horn product upon forfeiture.]

Establishes Task Force on Illegal Ivory to study problem of illegal ivory sales and possession in Oregon. Requires task force to report to interim committee of Legislative Assembly no later than September 15, 2016. Sunsets task force on December 31, 2016.

Declares emergency, effective on passage.

A BILL FOR AN ACT

Relating to trafficking in animal parts; and declaring an emergency.

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

SECTION 1. (1) The Task Force on Illegal Ivory is established, consisting of nine members appointed as follows:

(a) The President of the Senate shall appoint one member from among members of the Senate.

(b) The Senate Minority Leader shall appoint one member from among members of the Senate.

(c) The Speaker of the House of Representatives shall appoint one member from among members of the House of Representatives.

(d) The Minority Leader of the House of Representatives shall appoint one member from among members of the House of Representatives.

(e) The Governor shall appoint five members, consisting of:

(A) One member who represents gun owner interests;

(B) One member who represents knife owner interests;

(C) One member who represents the antique industry;

(D) One member who represents the Oregon Zoo; and

(E) One member who represents the Oregon Humane Society.

(2) The task force shall study the problem of illegal ivory sales and possession in Oregon

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 to determine the scope of the problem.

2 (3) The task force may take all lawful actions necessary and proper to assist the task
3 force in studying and identifying the scope of the illegal ivory sales and possession problem
4 in Oregon.

5 (4) A majority of the members of the task force constitutes a quorum for the transaction
6 of business.

7 (5) Official action by the task force requires the approval of a majority of the members
8 of the task force.

9 (6) The task force shall elect one of its members to serve as chairperson.

10 (7) If there is a vacancy for any cause, the appointing authority shall make an appoint-
11 ment to become immediately effective.

12 (8) The task force shall meet at times and places specified by the call of the chairperson
13 or of a majority of the voting members of the task force.

14 (9) The task force may adopt rules necessary for the operation of the task force.

15 (10) The task force shall submit a report in the manner provided by ORS 192.245, and
16 may include recommendations for legislation, to an interim committee of the Legislative
17 Assembly related to judiciary matters no later than September 15, 2016.

18 (11) The State Department of Fish and Wildlife shall provide staff support to the task
19 force.

20 (12) Members of the task force who are not members of the Legislative Assembly are not
21 entitled to compensation, but may be reimbursed for actual and necessary travel and other
22 expenses incurred by them in the performance of their official duties in the manner and
23 amounts provided for in ORS 292.495. Claims for expenses incurred in performing functions
24 of the task force shall be paid out of funds appropriated to the department for purposes of
25 the task force.

26 (13) All agencies of state government, as defined in ORS 174.111, are directed to assist
27 the task force in the performance of its duties and, to the extent permitted by laws relating
28 to confidentiality, to furnish such information and advice as the members of the task force
29 consider necessary to perform their duties.

30 **SECTION 2.** Section 1 of this 2015 Act is repealed on December 31, 2016.

31 **SECTION 3.** This 2015 Act being necessary for the immediate preservation of the public
32 peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect
33 on its passage.

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