House Bill 3351

Sponsored by Representative KENY-GUYER

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.

Increases civil penalty for violations of fireworks laws to be minimum of $500 and maximum of $5,000. Provides for payment of reward if civil penalty results from violation first reported by member of public.

A BILL FOR AN ACT

Relating to fireworks; creating new provisions; and amending ORS 480.165.

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

SECTION 1. ORS 480.165 is amended to read:

480.165. (1) In addition to any other penalty provided by law, any person who violates any provision of ORS 480.111 to 480.165, or any rule adopted by the State Fire Marshal under ORS 480.111 to 480.165, is subject to a civil penalty imposed by the State Fire Marshal in an amount not to exceed $500 less than $500 and not more than $5,000 per violation. However, an individual member of the general public who possesses fireworks of a retail value less than $50 is not subject to a civil penalty. Each day a violation continues shall be considered a separate offense.

(2) All moneys recovered pursuant to this section shall be paid into the State Fire Marshal Fund. If the civil penalty is imposed for a violation that was first reported by a member of the public, notwithstanding ORS 476.055 the State Fire Marshal shall pay from the fund as a reward to that member of the public the first $500 collected from payment of the civil penalty.

(3) Civil penalties under this section shall be imposed as provided in ORS 183.745.

SECTION 2. The amendments to ORS 480.165 by section 1 of this 2019 Act apply to violations of ORS 480.111 to 480.165, or of State Fire Marshal rules adopted under ORS 480.111 to 480.165, that occur on or after the effective date of this 2019 Act.

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.

LC 4083