Chapter 532

1987 REPLACEMENT PART

Branding of Forest Products and Booming Equipment; Log Patrols

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BRANDING

532.010 Definitions for ORS 532.010 to 532.140. For purposes of ORS 532 010 to 532 140, unless the context or subject matter otherwise requires

(1) "Booming equipment" includes boom sticks

(2) "Brand" means an identifying mark upon forest products or booming equipment, as provided by rule and regulation of the State Forester, but any brands in use and registered with the Public Utility Commission on October 1, 1951, with the exception of those brands inclosed in the letter "C," the use of which is particularly reserved for catch brands, may be continued in use, subject to the other provisions of ORS 532 010 to 532 140

(3) "Catch brand" means a mark of brand used by a person as an identifying mark upon forest products and booming equipment previously owned by another

(4) "Forest products" means any form, including but not limited to logs, poles and piles, into which a fallen tree may be cut before it undergoes manufacturing, but not including peeler cores

(5) "Highway" means every street, alley, road, highway and thoroughfare in this state, used by the public or dedicated or appropriated to public use

(6) "Motor vehicle" means any self-propelled or motor driven vehicle or any train or combination of vehicles used upon any highway in this state in transporting forest products

(7) "Railroad" means any self-propelled vehicle or any train or combination of vehicles operating wholly on fixed rails or tracks

(8) "Waters of this state" includes all bodies of fresh and salt water within the jurisdiction of the state capable of being used for the transportation of forest products, and all rivers and lakes and their tributaries, harbors, bays, sloughs and marshes [Amended by 1961 c 253 §1]

532.020 Branding forest products, booming equipment required; rules to accomplish purposes of ORS 532.010 to 532.140. (1) Except as provided in ORS 532 030, every person who puts into any of the waters of this state, ships on any motor vehicle or railroad any forest products, or uses any booming equipment as a part of an operation in securing, rafting or floating forest products, shall have a mark or brand previously selected by the person and registered in the manner provided in ORS 532 010 to 532 140 plainly impressed or cut in a conspicuous place on the forest products and booming equipment in a manner as required by the rules and regulations of the State Forester

(2) The State Forester hereby is authorized to issue rules and regulations to accomplish the purposes of ORS 532 010 to 532 140 [Amended by 1961 c 253 §2]

532.030 Branding optional east of crest of Cascade Mountains. In view of the different conditions obtaining in the logging industry of this state between the parts of the state lying respectively east and west of the crest of the Cascade Mountains, forest products may be put into the waters of this state or shipped on railroads or motor vehicles without having thereon a registered mark or brand as required in ORS 532 010 to 532 140, within that portion of the state lying east of the crest of the Cascade Mountains, and the penalties provided in ORS 532 990 for failure to mark or brand such forest products shall not apply However, any person operating within the east side portion of the state may select a mark or brand and cause it to be registered in the office of the State Forester pursuant to the terms of ORS 532 010 to 532 140 and use it for the purpose of marking or branding forest products and booming equipment In the event of the registration of such mark or brand and the use of it in marking or branding forest products or booming equipment, the provisions of ORS 532 010 to 532 140 shall apply to the forest products and booming equipment so marked or branded

532.040 Ownership of forest products and booming equipment presumed from registered brands or catch brands thereupon. All forest products and booming equipment having impressed thereupon a registered brand as provided in ORS 532 010 to 532 140 are presumed to belong to the person appearing on the records in the office of the State Forester as the owner of the brand However, all forest products having impressed thereupon also a registered catch brand are presumed to belong to the owner of the registered catch brand, unless there are impressed thereupon more than one registered catch brand, in which event they shall be presumed to belong to the owner whose registered catch brand was placed thereupon latest in point of time

532.050 Application for registration of brand; recording; rejection. (1) Every person selecting a brand, before using it, shall make application for its registration in the office of the

State Forester by depositing therein an impression stamped on a designated form, together with, in duplicate, a written statement duly signed and verified by the person or the agent of the person, containing a description of the brand and declaring that it is not, and at the time of its adoption by the person, was not in use to the knowledge of the person by any other person and that the person has selected it in good faith for branding forest products to be transported on motor vehicles or railroads, or floated or rafted in the waters of this state, or booming equipment to be used by the person as a part of the operations in securing, rafting or floating forest products

(2) The State Forester, upon the receipt of the application and the fee provided in ORS 532 110, if the State Forester finds that the brand is not identical with any other brand registered in the office of the State Forester or does not so closely resemble one registered therein as to be confused therewith, shall file in the office of the State Forester the impression or drawing and one copy of the written statement and shall register the brand in a book to be provided by the State Forester and kept for the purpose and known as the Forest Products Brand Register, entering therein the name of the owner, character of the brand, date of registration and such other details as the State Forester may see fit to enter therein The State Forester shall return to the applicant the other copy of the written statement as evidence that the brand has been duly registered in accordance with the provisions of ORS 532 010 to 532 140 and that the applicant is the registered owner The State Forester, in the event of refusal to register a brand on account of confliction with or resemblance to one already registered, shall immediately give notice of that fact to the applicant, who may select another brand and apply for its registration in the manner of an original application

532.060 Application for registration of catch brand. Every person desiring to use a catch brand as an identifying mark upon forest products or booming equipment purchased or lawfully acquired by the person from another shall, before using it, make application for its registration in the office of the State Forester in the manner prescribed for the registration of brands, and the provisions contained in ORS 532 010 to 532 140 in reference to registration, certifications, assignments and cancellation and the fees to be paid to the State Forester shall apply equally to catch brands However, the certificate of the State Forester shall designate the mark or brand as a catch brand, and the mark selected by the applicant as a catch brand shall be inclosed in the letter "C," which letter "C" shall identify the mark as, and shall be used only in connection with, a catch brand

532.070 Certified copy of brand registration as evidence of registration and ownership. A copy of brand registration certified by the State Forester or the deputy of the State Forester as a true copy and in good standing shall be received in all the courts of this state as evidence of the due and proper registration of the mark or brand and of its ownership

532.080 Mark or brand assignable; procedure. Every mark or brand registered under ORS 532 010 to 532 140 shall be assignable in law The State Forester, upon payment of the fee mentioned in ORS 532 110 and presentation to the State Forester, in duplicate, of an assignment, duly executed and acknowledged by the owner, transferring the mark or brand to a person named therein, shall file one copy of the assignment in the office of the State Forester and make an entry in the Forest Products Brand Register of the fact of the assignment, the date, the name of the assignee and such other details as the State Forester may see fit to enter therein The State Forester shall return to the assignee the other copy of the assignment, with a certificate attached thereto, signed by the State Forester or the employe of the State Forester, to the effect that the mark or brand has been duly registered in accordance with the provisions of ORS 532 010 to 532 140 and assigned to the assignee and that the assignee is the registered owner The assignee, upon the due registration of the assignment as herein provided, shall become the owner of the mark or brand with the full right of exclusive use to the same extent as though the assignee had been the original owner

532.090 Cancellation of registered brand or mark. The State Forester, upon the petition of the owner of a registered mark or brand, may cause the registration thereof to be canceled, and in the event of such cancellation, the mark or brand shall be open to registration by any person subsequently applying therefor

532.100 Renewal and abandonment of marks or brands; reissue of abandoned or canceled brand. (1) The State Forester shall, each five-year period after October 1, 1951, notify the owners of all log marks or brands then of record in Oregon to renew them Upon receipt of the fee provided for in ORS 532 110, the State Forester shall give a renewal certificate, which shall give the holder and owner the exclusive right to continue the use of the brand or mark within Oregon If any owner of a brand or mark which is

on record fails or refuses to pay the renewing fee within three months after notification, such brand shall become forfeited and be no longer carried on the records

(2) On or after January 1, 1952, no person shall claim or own any log mark or brand which has not been renewed in accordance with the provisions of this section, and any failure to renew the log mark or brand as required by such provisions shall be deemed an abandonment of the same Any other person shall be at liberty to adopt or use the abandoned mark or brand, but the other person shall not claim or use it until after it has been recorded in the other person's own name, in the manner provided in ORS 532 010 to 532 140 However, no abandoned or canceled brand may be reissued for a period of one year after such abandonment or cancellation, except to the previous owner or the assignee of the previous owner In case of a dispute as to the right of any person to the use of such mark or brand, the State Forester shall determine which of the applicants is entitled to its use [Amended by 1957 c 127 §1]

532.110 Fees The fees to be paid to the State Forester are as follows

(1) For filing an application to register a mark or brand and registering the same, including the certificate, $10

(2) For filing an application for an assignment of a registered mark or brand and registering such assignment, including the certificate, $10

(3) For every other certificate of registration, including a copy of the written statement or assignment, $10

(4) For each copy of any drawing, the reasonable expense of preparing it

(5) For renewing brands or marks, $10 [Amended by 1975 c 463 §1]

532.120 Disposition of fees. All fees collected by the State Forester under ORS 532 010 to 532 140 shall be paid into the State Treasury, credited to the General Fund and available for general governmental expenses [Amended by 1957 c 459 §5, 1961 c 253 §3, 1967 c 34 §6]

532.130 Prohibitions generally. No person, unless permitted to do so under ORS 532 030, shall

(1) Put into any of the waters of this state or ship on any railroad or motor vehicle any forest products, or use any booming equipment as a part of the operation of the person in securing, rafting or floating forest products, without having plainly impressed or cut in a conspicuous place on each such stick or piece of forest products, and on any piece of booming equipment so used, a mark or brand previously registered as required by the terms of ORS 532 010 to 532 140

(2) Have or take in tow or into custody or possession or under control of the person, without the authorization of the owner of a registered mark or brand thereon, any forest products or booming equipment having thereupon a mark or brand registered as required by the terms of ORS 532 010 to 532 140 or, with or without such authorization, any forest products or booming equipment required to be branded under the terms of ORS 532 010 to 532 140 with a registered mark or brand and having no registered mark or brand impressed thereupon or cut therein

(3) Subsection (2) of this section shall not apply to

(a) Railroads,

(b) Persons engaged in log patrol activities having a license therefor as required by ORS 532 530, or

(c) Except in those geographic areas covered by ORS 532 510 to 532 720, log patrol or salvage companies organized as corporations for the purpose of catching or reclaiming and holding or disposing of forest products for the benefit of the owners and authorized to do business under the laws of this state

(4) Impress upon or cut in any forest products or booming equipment a mark or brand that is false, forged or counterfeit

(5) Impress or cut a catch brand that has not been registered under the terms of ORS 532 010 to 532 140 upon or into any forest products or booming equipment upon which there is or should be a registered mark or brand as required by the terms of ORS 532 010 to 532 140 or a catch brand, whether registered or not, upon any forest products or booming equipment that has not been purchased or lawfully acquired by the person from the owner

(6) In the case of a motor vehicle carrying more than three logs, branding of not less than three logs shall be considered compliance with the provisions of subsection (1) of this section [Amended by 1957 c 668 §21, 1973 c 800 §1, 1975 c 729 §1]

532.140 Prohibited acts relating to branding or marking if intended to injure or defraud. No person, with an intent to injure or defraud the owner, shall

(1) Falsely make, forge or counterfeit a mark or brand registered as provided in ORS 532 010 to

532 140 and use it in marking or branding forest products or booming equipment

(2) Cut out, destroy, alter, deface or obliterate any registered mark or brand impressed upon or cut into any forest products or booming equipment

(3) Sell, encumber or otherwise dispose of or deal in, or appropriate to the own use of the person, any forest products or booming equipment having impressed thereupon a mark or brand registered as required by the terms of ORS 532 010 to 532 140

(4) Buy or otherwise acquire or deal in any forest products or booming equipment having impressed thereupon a registered mark or brand

LOG PATROLS

532.510 Definitions for ORS 532.510 to 532.710. As used in ORS 532 510 to 532 710, unless the context requires otherwise

(1) "Designated log storage area" means an area in the water or on shore approved by the forester for the storage of log patrol logs

(2) "Forester" means the State Forester or the State Forester's designated representative

(3) "Log patrol" means all persons licensed by the forester to engage in the recapture and repossession of stray logs, boom sticks and boom chains in the waters of this state

(4) "Sales agent" means a company doing business in this state that is approved by the forester as having the capability to sell stray logs by sealed bid, to maintain the records and to distribute log sale proceeds as prescribed by the forester

(5) "Stray logs" means the following Logs, pilings and poles of merchantable value which have escaped from the owner, or transportation agency, during storage or while being transported

(a) That are adrift in the waters of the state

(b) That have been adrift and are stranded on the beaches, marshes, tidal or shorelands of the waters of the state

(c) That are partially or wholly submerged in the waters of the state

(6) "Waters of the state" means those parts of the Columbia River and its tributaries within the jurisdiction of this state capable of being used for the transportation or storage of forest products

(7) "Waterway facility" includes, but is not limited to docks, ramps, boat basins, house boat moorages, walkways and buildings constructed over the water on pilings [1957 c 668 §1, 1959 c 111 §1 1983 c 89 §1]

532.520 Duty of persons holding stray logs or acting as log patrol. No person shall hold any stray logs or act as a log patrol on or adjacent to the waters of this state without complying with the provisions of ORS 532 510 to 532 710 [1957 c 668 §2, 1983 c 89 §2]

532.530 License of log patrol; bond; fee. Any person desiring to act as a log patrol shall obtain a license from the State Forester The applicant shall apply to the State Forester on a form to be prescribed by the State Forester The application shall be verified and shall contain the name and address of the applicant, the name, type and size of floating equipment to be used, the mailing address of the applicant's principal place of business and such other information as the State Forester may require The applicant shall execute and file with the State Forester a surety bond to be approved by the State Forester running to the state in the penal sum of $10,000 The bond shall be conditioned upon the applicant's complying with all the requirements of the laws of this state governing log patrols and accounting for all stray logs taken into possession Each application shall be accompanied by a remittance of $250 for each boat or other floating equipment to be used or operated by the licensee or agent Licenses shall be issued for one year, and may be renewed upon payment of $250 for each boat or other floating equipment to be used or operated by the licensee or agent The State Forester shall issue a license to applicants complying with this section The State Forester shall also issue with each original license or renewal two distinctive stickers or other suitable devices for each boat listed in the application [1957 c 668 §3, 1961 c 174 §1, 1983 c 89 §3]

532.535 Taking into custody stray logs and boom sticks to protect waterway structure; recovery by owner; forfeiture to custodian. (1) A person who is not licensed to act as a log patrol and who owns, possesses, operates or is using the facilities of a waterway structure may have or take in tow or into custody or possession or under control any stray log or boom stick when reasonably necessary to prevent damage to the waterway structure, whether or not the stray log or boom stick is branded or marked pursuant to ORS 532 010 to 532 140, if the person

(a) Exercises reasonable efforts to locate any brand or mark cut or impressed upon the stray log or boom stick, and

(b) Notifies the State Forester in writing of the location of the stray log or boom stick and of

the description of any brand or mark found by the person to be cut or impressed upon the stray log or boom stick, and places such writing in the mail, postage prepaid and properly addressed to the State Forester, not later than the expiration of the day following the date on which the stray log or boom stick was taken into possession or under custody, excluding weekends and holidays

(2) Upon receipt of a report of the location and description of a stray log or boom stick submitted pursuant to subsection (1) of this section, the State Forester shall

(a) If the report contains a description of a brand or mark cut or impressed upon the stray log or boom stick, notify the owner of the stray log or boom stick as identified from the brand or mark thereon and advise the owner to catch and remove the stray log or boom stick prior to the expiration of 21 days after the date of the receipt by the State Forester of such report, or

(b) If the owner of the log indicates in writing to the State Forester that the owner does not want to recover the property or if the log is not branded, notify a log patrol to catch and remove the log prior to the expiration of the 21st day after the date the forester receives the report Stray logs caught and removed pursuant to this paragraph shall be disposed of in the manner provided in ORS 532 551 and 532 570

(3) Except as otherwise provided in subsection (4) of this section, any stray log or boom stick not caught and removed under subsection (2) of this section, shall become the property of the person who took it into possession or custody or under control pursuant to subsection (1) of this section

(4) In case of an emergency situation caused by flooding or other natural disaster upon a navigable waterway in this state, the State Forester may suspend for the duration of the emergency, the 21-day recovery period required under subsection (2) of this section for stray logs or boom sticks taken into possession upon such waterway upon giving notice of the extension to the person submitting a report of the stray log or boom stick under subsection (1) of this section and to the owner, if any, of the stray log or boom stick as identified by a brand or mark thereon [1973 c 45 §2, 1983 c 89 §4]

532.540 Log patrol to return stray logs to owner or other agency approved by State Forester; compensation. (1) The log patrol shall make reasonable efforts to identify the owner and shall return all stray logs recovered by it to the owner or agent of the owner whenever practicable, as determined by the owner Such determination by the owner shall be made within 30 days of the notification of log recovery under this subsection The log patrol shall be entitled to reasonable compensation for the recovery and return of stray logs to the owner or agent of the owner.

(2) The compensation may be negotiated between the log patrol and the owner If it is not practicable for the log patrol to return the logs to the owner or the owner's agent, or agreement cannot be reached on the amount of compensation, the log patrol shall place the logs in a designated log storage area When a reasonable number of logs have been accumulated by the log patrol, the log patrol may request a sales agent to place such logs up for public sale in accordance with rules promulgated by the forester [1957 c 668 §4(1), (2), 1983 c 89 §5]

532 550 [1957 c 668 §5(1), (2), (4), 1959 c 111 §2, repealed by 1983 c 89 §6 (532 551 enacted in lieu of 532 550)]

532.551 Processing of logs by sales agent; payment of costs to forester. A sales agent shall process logs for sale in accordance with rules promulgated by the forester Such rules shall include provision for payment to the forester from each sale an amount for reasonable costs incurred by the forester during each calendar year in the administration of ORS 532 510 to 532.710 [1983 c 89 §7 (enacted in lieu of 532 550)]

532.560 Lien of log patrol on logs. The log patrol shall be entitled to a lien on the logs for any services performed by it under ORS 532 510 to 532 710, and such lien shall be governed as a lien under ORS 87 222 [1957 c 668 §5(3), 1983 c 89 §8, 1983 c 740 §210]

532.570 Disposition by log patrol of branded or marked boom sticks and boom chains. The log patrol shall hold all branded or marked boom sticks and boom chains recovered by it for the owner as identified by the registered brand or mark thereon The log patrol, upon taking possession of boom sticks, shall notify the owner that it holds them The owner shall have 60 days from the sending of such notice to reclaim the boom sticks The owner, when reclaiming the boom sticks and boom chains, shall pay the log patrol a reasonable compensation If the owner fails to claim the boom sticks or boom chains within 60 days after notice, or if the owner refuses to compensate the log patrol, the boom sticks or boom chains may be sold in accordance with rules promulgated by the forester [1957 c 668 §6, 1983 c 89 §9]

532.580 Demand by owner of logs that licensee deliver or pay for stray logs; procedure if licensee does not comply. If any

licensee takes possession of, sells, delivers or fails to deliver any stray logs contrary to the provisions of ORS 532 510 to 532.710, the owner of the logs or agent of the owner may make written demand upon the licensee to deliver the stray logs, or reasonable compensation if the logs have been sold, to the owner, as provided in ORS 532 510 to 532 710 If the logs are not stray logs or were taken into possession contrary to the provisions of ORS 532 510 to 532 710, the owner of the logs or agent of the owner may make written demand upon the licensee for the return thereof The written demand shall be made by a registered letter addressed to the principal place of business of the licensee If the licensee does not comply with the demand within 48 hours, the owner or agent of the owner may file with the State Forester a complaint consisting of a copy of the demand and an affidavit setting forth the particulars in which the affiant believes that ORS 532 510 to 532 710 have been violated The affidavit shall also state the approximate number of logs in the possession of the licensee, the value thereof and, if known, the place in which the affiant believes the logs are located The State Forester may, upon filing of the complaint, notify the licensee by registered mail addressed to the principal place of business of the licensee that a hearing will be held within seven days on the charge filed by the complainant unless prior thereto the complainant withdraws the charge If the State Forester at the hearing finds that the licensee has, without lawful excuse, refused to comply with the demand of the complainant, the State Forester may revoke or suspend the license of the licensee Any logs that are found to have been taken in violation of the provisions of ORS 532 510 to 532 710 shall be returned to the owner or the agent of the owner by the log patrol that took the logs The log patrol shall receive no compensation for services performed in violation of ORS 532 510 to 532 710 [1957 c 668 §15, 1983 c 89 §10]

532.590 Log patrol not to take possession of logs for which recovery attempt is being made. No log patrol shall take into its possession any stray logs during the time that the owner, the owner's agent or the transportation agency which lost the stray logs is attempting to recover the stray logs, if the log patrol has actual knowledge of the recovery attempt. [1957 c 668 §8, subsection (2) enacted as 1957 c 668 §4(3), 1983 c 89 §11]

532.600 Civil action against person causing damage by violation of law. In addition to the criminal penalties imposed under ORS 532 990 (3), any owner who has been deprived of the use, benefit or possession of any stray log, boom stick or boom chain contrary to the provisions of ORS 532 510 to 532 710 shall have a cause of action to recover damages from any person causing damage by violation of the provisions of ORS 532 510 to 532 710 [1957 c 668 §23]

532.610 Written consent of owner required to purchase boom sticks or boom chains or to process boom sticks into wood products. No person shall buy boom sticks or boom chains without the written consent of the owner thereof No person shall manufacture boom sticks into lumber, other wood products or firewood, without the written consent of the owner thereof [1957 c 668 §9, 1983 c 89 §12]

532.620 Purchase, possession, processing or manufacture of stray logs to be in compliance with law. No person shall purchase or otherwise acquire stray logs except from the owner thereof or from a sales agent as provided in ORS 532 510 to 532 710 No person shall process or manufacture into lumber or other wood products any stray logs acquired contrary to the provisions of ORS 532 510 to 532 710, nor shall any person have stray logs in possession for such purpose [1957 c 668 §10, 1983 c 89 §13]

532.630 Intent to defraud presumed when possession contrary to law. Any person having possession of stray logs, boom sticks or boom chains, except as provided in ORS 532 510 to 532 710, shall be presumed to have possession thereof with the intent of depriving and defrauding the owner thereof [1957 c 668 §7]

532.640 Log patrol to keep records. Every log patrol shall keep at its principal place of business a permanent record of its log patrol activities The record shall be open to public inspection during office hours [1957 c 668 §12]

532.650 Displaying sticker or other device on boat. No licensee or agent of a licensee shall engage in the activities of a log patrol without having at all times displayed on each side of each licensed boat a sticker or other suitable device issued by the State Forester under ORS 532 530 [1957 c 668 §11]

532.660 Rules and regulations of State Forester. The State Forester may make necessary rules and regulations to carry out the provisions of ORS 532 510 to 532 710 [1957 c 668 §17]

532.670 Investigations by State Forester. (1) The State Forester may investigate upon the forester's own initiative

(a) The activities of any log patrol

(b) The making of any false statements in any application for license under ORS 532 530

(c) The records of any person who is subject to the provisions of ORS 532 510 to 532 710

(d) The activities of anyone who is not licensed as a log patrol under ORS 532 530 who has in tow or possession or under control any stray log or boom stick

(e) The designated log storage area of any licensed log patrol

(2) The investigation of records shall be limited to an examination of books of account, ledgers and other records that relate to the activities regulated by ORS 532 510 to 532 710 and shall be conducted at the place of business of the person owning or having custody of the records [1957 c 668 §13, 1983 c 89 §14]

532.680 Hearings by State Forester. (1) The State Forester may hold hearings for the purpose of ascertaining the facts concerning any activities regulated by ORS 532 510 to 532 710 In conducting the hearing, the State Forester may

(a) Issue subpenas to compel the attendance of witnesses

(b) Compel the production of books of account ledgers and other records relating to the activities regulated by ORS 532 510 to 532 710

(c) Administer oaths and take the evidence of witnesses under oath concerning the activities regulated by ORS 532 510 to 532 710

(2) If the purpose of the hearing is to investigate an alleged violation of the provisions of ORS 532 510 to 532 710 by any licensee or applicant for a license, the State Forester shall give notice thereof by registered mail addressed to the licensee's or applicant's principal place of business The notice shall set forth the provision or provisions of ORS 532 510 to 532 710 which the licensee or applicant is charged with violating The notice shall be sent at least 10 days prior to the date of the hearing If the State Forester at the hearing finds that the licensee or applicant has been guilty of any violation of the provisions of ORS 532 510 to 532 710, the State Forester may revoke or suspend the license or deny the application.

(3) Any licensee may request the State Forester to issue subpenas to such witnesses as the licensee may designate The State Forester shall issue such subpenas if the State Forester is satisfied that the testimony of the subpenaed witness will be relevant to the subject of the hearing

(4) In case of failure on the part of any person to comply with any subpena issued by the State Forester, or the refusal of any witness to testify to any matter regarding which the witness lawfully may be interrogated in hearings before the State Forester, the circuit court of the county in which the hearing is held, or any judge thereof, upon application by the State Forester, shall proceed as in the case of failure to comply with a subpena or order issued from such court or a refusal to testify therein [1957 c 668 §14]

532.690 Restoration of license if licensee makes reparation. The State Forester may, in entering any order revoking or suspending the license of a licensee, provided that the license shall be reinstated or a new license issued if the licensee makes reparation as ordered to any person found at the hearing to have been injured as a result of the licensee's violation of the provisions of ORS 532 510 to 532 710 [1957 c 668 §16]

532.700 Court appeal from action of State Forester. Any person who is aggrieved by an order issued by the forester pursuant to ORS 532 680 may appeal therefrom to the Court of Appeals in accordance with ORS 183 482 [1957 c 668 §18, 1983 c 89 §15]

532.710 Disposition of receipts. All moneys received by the State Forester under ORS 532 510 to 532 710 shall be deposited in the State Treasury, credited to the General Fund and available for general governmental expenses [1957 c 668 §19, 1967 c 34 §7]

532.720 ORS 532.510 to 532.710 and 532.990 part of forest laws. ORS 532 510 to 532 710 and 532.990 shall become a part of the forest laws of Oregon [1959 c 111 §3]

PENALTIES

532.990 Penalties. (1) Violation of any of the provisions of ORS 532 130 is punishable, upon conviction, by a fine of not less than $500 nor more than $1,000 or by imprisonment in the county jail for not less than 60 days nor more than 180 days, or both

(2) Violation of any of the provisions of ORS 532 140, 532 610 or 532 620 is a felony and is punishable, upon conviction, by a fine of not less than $1,000 nor more than $5,000 or by imprisonment in the custody of the Department of Corrections for a period not to exceed two years, or both

(3) Except as provided in subsection (2) of this section, violation of any of the provisions of ORS 532 510 to 532 710 is a Class A misdemeanor [Subsection (3) enacted as 1957 c 668 §22, 1983 c 89 §16, 1987 c 320 §238]

[Reserved for expansion]

CHAPTERS 533 TO 535