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| **To**: | Justin Butteris, State Forests Policy Analyst  Oregon Department of Forestry  2600 State Street Building D  Salem, OR 97310 |
| **From**: | {your name}  {street address}  {city, state, zip}  {email and/or phone} |
| **Subject**: | Changes regarding nudityin *Rules for Oregon Forestry Department Recreation and Commercial Use* |
| **Date**: | January \_\_, 2016 |
| **Note**: | *PLEASE MAKE THIS LETTER PART OF THE OFFICIAL COMMITTEE RECORD.* |

Mr. Butteris:

Having examined the many changes to the Department of Forestry Rules, I am greatly concerned about these new additions that ban simple nudity in Designated Recreation Areas:

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| **629-050-0050 - Designated Recreation Areas, Item 9**:  A Person may not engage in nudity in a Designated Recreation Area.  **629-025-0005 - Definitions, Item 17**:  “Nudity” means uncovered, or less than opaquely covered, post-pubertal human genitals, pubic areas, rectal areas, the post-pubertal human female breast below a point immediately above the top of the areola, or the covered human male genitals in a discernibly turgid state. For purposes of this definition, a female breast is considered uncovered if the nipple only or the nipple and areola only are covered. |

THESE ADDITIONS SHOULD BE REMOVED because they are unnecessary and inappropriate, as described below.

* Most Oregon jurisdictions and the general public agree that simple nudity, in appropriate settings, is NOT objectionable.
* Bad behavior IS objectionable, and is already addressed in "Offensive Behavior” (Item 8) and “Public Indecency” (ORS 163.465; referenced in 629-025-0040, Item 11g).
* The definition of nudity is a legal “can of worms,” as it mixes acts of Public Indecency with simple nudity and does not provide exemptions for expected nudity, such as breastfeeding. Such a broad definition is not likely to fare well in a legal challenge.
* Many responsible folks enjoy nude sunbathing, skinny-dipping, or secluded nude walks in the woods, and certainly are *not* a threat. Indeed, they are part of Oregon’s “recreating publics” that your agency serves.

I appreciate your agency’s efforts in managing Oregon’s Forestry Lands, and encourage the removal of the above language.

Regards,

[your name]

CC: *Suggestions (choose those you feel are appropriate):*  
Government: Your state Representative and/or Senator  
Public and Forestry Lands contacts  
AANR: Bev Price, AANR President; Tim Mullins, AANR GAT Chair;   
          Karen Lahey, AANR-NW President; Mike Parker, AANR-NW GAT Chair