

Senate Bill 70

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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**.

Modifies law related to exemption from requirement to have veterinarian's license to practice veterinary medicine, surgery or dentistry.

A BILL FOR AN ACT

1
2 Relating to animals; amending ORS 686.040.

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

4 **SECTION 1.** ORS 686.040 is amended to read:

5 686.040. (1) ORS 686.020 (1)(a) does not apply to commissioned veterinary officers of the United
6 States Army, or those in the employ of other United States Government agencies while engaged in
7 their official capacity, unless they enter into a private practice.

8 (2) *[Nothing in]* ORS 686.020 (1)(a) *[shall be so construed as]* **does not apply to any of the fol-**
9 **lowing:**

10 (a) *[to prevent any person or the agent]* **Any owner** or employee of the *[person from practicing]*
11 **owner who practices** veterinary medicine, *[and]* surgery or dentistry in a humane manner on any
12 animal belonging to the *[person, agent or employee or for gratuitous services or from dehorning and*
13 *vaccinating cattle for the person, agent or employee]* **owner.**

14 (b) **Any person who is performing as a gratuitous service one or more actions listed in**
15 **ORS 686.030.**

16 (c) **Any person who is performing animal husbandry or artificial insemination on an ani-**
17 **mal. As used in this paragraph, "animal husbandry" includes dehorning and vaccination but**
18 **does not include embryo transfer or pregnancy, sterility or fertility evaluation.**

19 (d) **Any person responsible for nonmedical services, such as feeding, housing or exercis-**
20 **ing an animal, and who is authorized by the owner to administer medical services that are**
21 **prescribed or directed by a licensed veterinarian, unless the primary purpose in caring for**
22 **the animal is to practice veterinary medicine, surgery or dentistry on the animal.**

23 (3) Nothing in ORS 686.020 (1)(a) shall be so construed as to prevent the selling of veterinary
24 remedies and instruments by a licensed pharmacist at the regular place of business of the licensed
25 pharmacist.

26 (4) A practitioner of allied health methods may practice that method on animals without vio-
27 lating ORS 686.020 (1)(a), as long as the practice is in conformance with laws and rules governing
28 the practitioner's practice and the practice is upon referral from a licensed veterinarian for treat-
29 ment or therapy specified by the veterinarian.

30 (5) ORS 686.020 (1)(a) does not apply to the lay testing of poultry by the whole blood

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 agglutination test.

2 (6) A certified euthanasia technician holding an active, current certificate may inject sodium
3 pentobarbital, and any other euthanasia substance approved by the Oregon State Veterinary Med-
4 ical Examining Board without violating ORS 686.020 (1)(a).

5 (7) The board by rule may specify circumstances under which unlicensed persons may give
6 vaccinations, administer an anesthetic or otherwise assist in the practice of veterinary medicine.

7 (8) Any individual licensed as a veterinarian in another state may be used in consultation in this
8 state with a person licensed to practice veterinary medicine in this state provided the consultation
9 does not exceed 30 days in any 365 consecutive days.

10 (9) ORS 686.020 (1)(a) does not apply to authorized representatives of the State Department of
11 Agriculture in the discharge of any duty authorized by the department.

12 (10) ORS 686.020 (1)(a) does not apply to an unlicensed representative of a livestock association,
13 cow-testing association, or poultry association who, for the benefit of the association, takes blood
14 samples for laboratory tests for the diagnosis of livestock or poultry diseases, but only if this person
15 has received authorization from the State Department of Agriculture following a written request to
16 the department.

17 (11) ORS 686.020 (1)(a) does not apply to persons permitted by the State Department of Fish and
18 Wildlife to rehabilitate orphaned, sick or injured wildlife, as defined in ORS 496.004, for the purpose
19 of restoring the animals to the wild.

20 (12) ORS 686.020 (1)(a) does not apply to students, agents or employees of public or private ed-
21 ucational or medical research institutions involved in educational or research activities under the
22 auspices of those institutions.

23 (13) ORS 686.020 (1)(a) does not apply to:

24 (a) Veterinarians employed by Oregon State University;

25 (b) Instructors of veterinary courses; or

26 (c) Students of veterinary science who participate in the diagnosis and treatment of animals if
27 the students:

28 (A) Are participating in the diagnosis and treatment of animals while engaged in an educational
29 program approved by the board or a college of veterinary medicine accredited by the American
30 Veterinary Medical Association; and

31 (B) Are under the direct supervision of an Oregon licensed veterinarian or a veterinarian ap-
32 proved by the board or Oregon State University to supervise students in the educational program.

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