

House Bill 2733

Sponsored by Representative WITT (Presession filed.)

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**.

Removes prohibition against issuing dog license without proof of rabies inoculation. Requires county to make dog license conditional on presentation of proof dog has been inoculated against rabies. Authorizes counties to provide other means to verify compliance with dog vaccination requirements. Authorizes county to allow grace period for dog owner to present proof of inoculation or for receipt of other verification of inoculation.

Provides exception to county or city acceptance of dog license as proof of inoculation.

A BILL FOR AN ACT

1
2 Relating to animals; amending ORS 433.375 and 433.377.

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

4 **SECTION 1.** ORS 433.375 is amended to read:

5 433.375. (1)(a) **Except as provided in this paragraph, a county shall condition the license**
6 **for a dog for which inoculation is required under ORS 433.365 upon the owner presenting a**
7 **certificate of rabies inoculation for the dog. A county may provide other means acceptable**
8 **to the Oregon Health Authority of verifying compliance with the rabies inoculation require-**
9 **ment in ORS 433.365 for dog licensing purposes.**

10 (b) **A county may allow a period of up to 60 days following issuance of a dog license for**
11 **the owner to present a certificate of rabies inoculation for the dog or for the county to re-**
12 **ceive verification of rabies inoculation by other acceptable means.**

13 (2) The owner of [*the animal shall present by mail or otherwise the inoculation certificate, together*
14 *with*] **a dog for which inoculation is required under ORS 433.365 shall submit** the fee fixed
15 pursuant to ORS 433.380, if any, to the clerk of the county in which the owner resides.

16 [(2) *The county shall upon receipt of the fee and presentation of the certificate*] **Upon the county**
17 **receiving the fee, and receiving a certificate of rabies inoculation for the dog or other rabies**
18 **inoculation verification allowed by the county, the county shall** issue to the owner a serial-
19 numbered tag, legibly identifying its expiration date as such date is determined in accordance with
20 rules of the Oregon Health Authority relating to intervals of inoculation. The tag shall be designed
21 for and shall be attached to a collar or harness that must be worn by the dog for which the tag and
22 certificate are issued at all times when off or outside the premises of the owner. Whenever an ori-
23 ginal tag is lost, mutilated or destroyed, upon application and payment of the fee prescribed under
24 ORS 433.380, if any, a replacement tag, to be dated, designed and worn as the original, shall be is-
25 sued.

26 [(3) *No official of any county shall issue a license for a dog until the official has been shown a*
27 *proper certification, or its equivalent, of a rabies inoculation.*]

28 [(4)] (3) **If the county files [*the certificate upon which a tag is issued, it shall be*] a certificate**
29 **of rabies inoculation or other rabies inoculation verification for a dog issued a tag under this**

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 **section, the county shall ensure that the certificate or other inoculation verification is**
2 cross-referenced to the tag number. If the certificate **or other verification** is not filed, the county
3 shall keep an appropriate record of the expiration date and number, if any, of the certificate **or**
4 **other verification** cross-referenced to the tag number. Notwithstanding ORS 205.320 (1)(a), a fee is
5 not required for filing the certificate **or other verification**.

6 [(5)] (4) Unexpired tags shall be honored in all counties when the [*animal*] **dog** is in transit or
7 where the owner has established a new residence.

8 [(6)] (5) The provisions of this section apply to a city, rather than a county, in a city that has
9 a dog licensing program.

10 **SECTION 2.** ORS 433.377 is amended to read:

11 433.377. [*Notwithstanding ORS 433.375 or any other provision of law,*] **Except as provided in**
12 **this section,** a county or city may consider issuance of a license for a dog as verification of there
13 being [*a certificate*] **proof** of inoculation on file **or otherwise recorded** and need not issue a tag
14 pursuant to ORS 433.375 [(2)]. **A county or city may not consider a license to be verification**
15 **of rabies inoculation during the 60 days following issuance of the license.**