

Enrolled Senate Bill 733

Sponsored by Senator GELSER BLOUIN; Representative BOICE (Presession filed.)

CHAPTER

AN ACT

Relating to dogs harming livestock; amending ORS 609.035 and 609.125.

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

SECTION 1. ORS 609.035 is amended to read:

609.035. As used in ORS 609.035 to 609.110 and 609.990:

(1) "Boarding kennel":

(a) Means, except as provided in paragraph (b) of this subsection, a facility that provides care for a fee to dogs that stay at the facility an average of less than 30 days.

(b) Does not mean a facility that is subject to ORS 167.374 or 167.376.

(2) "Dog control board" means a group of persons whose duties include, but need not be limited to, fulfilling the duties of a dog control district board of supervisors as described in ORS 609.030.

(3) "Dog control officer" means a person whose duties include, but need not be limited to, enforcing the dog control laws for a dog control district.

(4) "Domestic animal" means an animal, other than livestock or equines, that is owned or possessed by a person.

~~[(4)]~~ **(5) "Keeper" means a person who owns, possesses, controls or otherwise has charge of a dog, other than:**

(a) A boarding kennel;

(b) A humane society or other nonprofit animal shelter;

(c) A facility impounding dogs on behalf of a city or county; or

(d) A veterinary facility.

(6) "Livestock" means ratites, horses, hinnies, mules, donkeys, cattle, llamas, alpacas, sheep, goats, swine, domesticated fowl and any fur-bearing animal bred and maintained commercially or otherwise, within pens, cages or hutches.

~~[(5)]~~ **(7) "Menaces" means lunging, growling, snarling or other behavior by a dog that would cause a reasonable person to fear for the person's safety.**

~~[(6)]~~ **(8) "Potentially dangerous dog" means a dog that:**

(a) Without provocation and while not on premises from which the keeper may lawfully exclude others, menaces a person;

(b) Without provocation, inflicts physical injury on a person that is less severe than a serious physical injury; or

(c) Without provocation and while not on premises from which the keeper may lawfully exclude others, inflicts physical injury on or kills **livestock or** a domestic animal *[as defined in ORS 167.310]*.

[(7)] (9) "Running at large" means that a dog is off or outside of the premises from which the keeper of the dog may lawfully exclude others, or is not in the company of and under the control of its keeper, except if the dog is:

- (a) Being used to legally hunt, chase or tree wildlife while under the supervision of the keeper;
- (b) Being used to control or protect livestock or for other activities related to agriculture; or
- (c) Within any part of a vehicle.

[(8)] (10) "Serious physical injury" has the meaning given that term in ORS 161.015.

SECTION 2. ORS 609.125 is amended to read:

609.125. As used in ORS 609.135 to 609.190, "livestock" means ratites, psittacines, horses, **hinnies**, mules, [*jackasses*] **donkeys**, cattle, llamas, alpacas, sheep, goats, swine, domesticated fowl and any fur-bearing animal bred and maintained commercially or otherwise, within pens, cages and hutches.

Passed by Senate April 2, 2025

Received by Governor:

Repassed by Senate May 19, 2025

.....M.,....., 2025

Approved:

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Obadiah Rutledge, Secretary of Senate

.....M.,....., 2025

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Rob Wagner, President of Senate

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Tina Kotek, Governor

Passed by House May 14, 2025

Filed in Office of Secretary of State:

.....M.,....., 2025

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Julie Fahey, Speaker of House

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Tobias Read, Secretary of State