

SENATE AMENDMENTS TO B-ENGROSSED SENATE BILL 6

By COMMITTEE ON RULES

June 28

- 1 On page 1 of the printed B-engrossed bill, line 2, delete “and”.
- 2 In line 3, after “167.348” insert “; and declaring an emergency”.
- 3 On page 2, line 28, delete “7” and insert “6”.
- 4 In line 38, restore the bracketed material and delete the boldfaced material.
- 5 Delete lines 39 through 45 and insert:
- 6 “(3) Notwithstanding subsection (2) of this section, animal neglect in the second degree is a
- 7 Class C felony if:
- 8 “(a) The person committing the offense has previously been convicted of two or more offenses
- 9 under this section, ORS 167.330 or the equivalent laws of another jurisdiction;
- 10 “(b) The offense was part of a criminal episode involving 11 or more animals; or
- 11 “(c) The person knowingly commits the offense in the immediate presence of a minor child and
- 12 the person has one or more previous convictions for an offense involving domestic violence as de-
- 13 fined in ORS 135.230. For purposes of this paragraph, a minor child is in the immediate presence
- 14 of animal neglect if the neglect is seen or directly perceived in any other manner by the minor child.
- 15 “(4) The Oregon Criminal Justice Commission shall classify animal neglect in the second degree
- 16 under subsection (3) of this section:
- 17 “(a) As crime category 6 if 11 to 40 animals were the subject of the neglect.
- 18 “(b) As crime category 7 if more than 40 animals were the subject of the neglect or if the offense
- 19 is a felony because of circumstances described in subsection (3)(a) or (c) of this section.”.
- 20 On page 3, delete lines 1 through 6.
- 21 In line 12, restore the bracketed material and delete the boldfaced material.
- 22 In line 14, delete “B” and insert “C”.
- 23 Delete lines 21 through 24 and insert:
- 24 “(4) The Oregon Criminal Justice Commission shall classify animal neglect in the first degree
- 25 under subsection (3) of this section:
- 26 “(a) As crime category 6 if 10 to 40 animals were the subject of the neglect.
- 27 “(b) As crime category 7 if more than 40 animals were the subject of the neglect or if the offense
- 28 is a felony because of circumstances described in subsection (3)(a) or (c) of this section.”.
- 29 In line 26, delete “subsection (3)” and insert “subsections (3) and (4)”.
- 30 After line 41, insert:
- 31 “(3) The animal possession prohibition described in subsection (1) of this section does not apply
- 32 to a person’s first conviction if the person is the owner of a commercial livestock operation and the
- 33 underlying violation of ORS 167.315, 167.320, 167.322, 167.325, 167.330, 167.333, 167.340, 167.355,
- 34 167.365 or 167.428 was committed against livestock.”.
- 35 In line 42, delete “(3)(a)” and insert “(4)(a)”.

1 On page 7, delete lines 39 and 40 and insert:

2 “(b) The entity shall pay a reasonable fee, as determined by the enforcing agency, for a license
3 or an annual renewal of the license to provide for the actual cost of enforcing this section and
4 section 11 of this 2013 Act.”.

5 On page 9, after line 5, insert:

6 **“SECTION 12. This 2013 Act being necessary for the immediate preservation of the public
7 peace, health and safety, an emergency is declared to exist, and this 2013 Act takes effect
8 on its passage.”.**

9
