

Enrolled Senate Bill 134

Printed pursuant to Senate Interim Rule 213.28 by order of the President of the Senate in conformance with pre-session filing rules, indicating neither advocacy nor opposition on the part of the President (at the request of Governor Theodore R. Kulongoski for Oregon State Veterinary Medical Examining Board)

CHAPTER

AN ACT

Relating to authority of Oregon State Veterinary Medical Examining Board; creating new provisions; and amending ORS 686.260.

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

SECTION 1. ORS 686.260 is amended to read:

686.260. (1) Upon the complaint of any [citizen] **resident** of this state, or upon its own initiative, the Oregon State Veterinary Medical Examining Board may investigate any alleged violation of this chapter.

(2) While conducting an investigation, the board may:

- (a) Take evidence;
- (b) Take depositions of witnesses, including the deposition of the person who is the subject of the investigation, in the manner provided by law in civil cases;
- (c) Compel the appearance of witnesses, including the person who is the subject of the investigation, in the manner provided by law in civil cases;
- (d) Require answers to interrogatories;
- (e) Compel the production of books, papers, electronic files, accounts and other documents pertaining to the investigation; [and]
- (f) Issue subpoenas[.];

(g) Inspect the premises of a veterinary facility in which any part of a licensee's practice of veterinary medicine is conducted if the board has evidence of conditions that are deficient or not in compliance with standards for veterinary medical facilities adopted by rule by the board; and

(h) Order an applicant or licensee to undergo a mental examination, a physical examination or a professional competency examination when the board has evidence indicating the incapacity of the applicant or licensee to practice veterinary medicine safely.

(3) If after such investigation the board has reason to believe that any person is subject to prosecution criminally for the violation of this chapter, the board shall report the case to the appropriate district attorney or to the Attorney General.

SECTION 2. The amendments to ORS 686.260 by section 1 of this 2007 Act apply to all complaints before and investigations undertaken by the Oregon State Veterinary Medical Examining Board on its own initiative on or after the effective date of this 2007 Act.

Passed by Senate April 11, 2007

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Secretary of Senate

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President of Senate

Passed by House June 15, 2007

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Speaker of House

Received by Governor:

.....M,....., 2007

Approved:

.....M,....., 2007

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Governor

Filed in Office of Secretary of State:

.....M,....., 2007

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Secretary of State