

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)

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**.

Authorizes Oregon State Veterinary Medical Examining Board to inspect certain premises and order certain examinations during the course of investigation of applicant or licensee.

A BILL FOR AN ACT

1
2 Relating to authority of Oregon State Veterinary Medical Examining Board; creating new pro-
3 visions; and amending ORS 686.260.

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

5 **SECTION 1.** ORS 686.260 is amended to read:

6 686.260. (1) Upon the complaint of any [*citizen*] **resident** of this state, or upon its own initiative,
7 the Oregon State Veterinary Medical Examining Board may investigate any alleged violation of this
8 chapter.

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

10 (a) Take evidence;

11 (b) Take depositions of witnesses, including the deposition of the person who is the subject of
12 the investigation, in the manner provided by law in civil cases;

13 (c) Compel the appearance of witnesses, including the person who is the subject of the investi-
14 gation, in the manner provided by law in civil cases;

15 (d) Require answers to interrogatories;

16 (e) Compel the production of books, papers, electronic files, accounts and other documents per-
17 taining to the investigation; [*and*]

18 (f) Issue subpoenas[.];

19 **(g) Inspect the premises of a veterinary facility in which any part of a licensee's practice**
20 **of veterinary medicine is conducted; and**

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

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

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

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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.