

House Bill 2977

Sponsored by Representative G SMITH

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**.

Directs Department of Public Safety Standards and Training to establish standards and training requirements for certification of dog and animal control officers.

Directs department to establish animal control academy.

Appropriates moneys from General Fund to department to establish academy.

A BILL FOR AN ACT

1
2 Relating to animal control; creating new provisions; amending ORS 181.610 and 181.660; and appro-
3 priating money.

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

5 **SECTION 1.** ORS 181.610 is amended to read:

6 181.610. In ORS 181.610 to 181.712, unless the context requires otherwise:

7 (1) "Abuse" has the meaning given the term in ORS 107.705.

8 (2) "Board" means the Board on Public Safety Standards and Training appointed pursuant to
9 ORS 181.620.

10 (3) "Certified reserve officer" means a reserve officer who has been designated by a local law
11 enforcement unit, has received training necessary for certification and has met the minimum stan-
12 dards and training requirements established under ORS 181.640.

13 (4) "Commissioned" means an authorization granting the power to perform various acts or duties
14 of a police officer or certified reserve officer and acting under the supervision and responsibility of
15 a county sheriff or as otherwise provided by law.

16 (5) "Corrections officer" means an officer or member of a law enforcement unit who is employed
17 full-time thereby and is charged with and primarily performs the duty of custody, control or super-
18 vision of individuals convicted of or arrested for a criminal offense and confined in a place of
19 incarceration or detention other than a place used exclusively for incarceration or detention of ju-
20 veniles.

21 (6) "Department" means the Department of Public Safety Standards and Training.

22 (7) "Director" means the Director of the Department of Public Safety Standards and Training.

23 (8) "Domestic violence" means abuse between family or household members.

24 (9) "Emergency medical dispatcher" means a person who has responsibility to process requests
25 for medical assistance from the public or to dispatch medical care providers.

26 (10) "Family or household members" has the meaning given that term in ORS 107.705.

27 (11) "Fire service professional" means a paid or volunteer firefighter, an officer or a member
28 of a public or private fire protection agency that is engaged primarily in fire investigation, fire
29 prevention, fire safety, fire control or fire suppression or providing emergency medical services, light
30 and heavy rescue services, search and rescue services or hazardous materials incident response.

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 “Fire service professional” does not include forest fire protection agency personnel.

2 (12)(a) “Law enforcement unit” means a police force or organization of the state, a city, port,
3 school district, mass transit district, county, county service district authorized to provide law
4 enforcement services under ORS 451.010, Indian reservation, Criminal Justice Division of the De-
5 partment of Justice, the Department of Corrections, the Oregon State Lottery Commission or com-
6 mon carrier railroad whose primary duty, as prescribed by law, ordinance or directive, is any one
7 or more of the following:

8 (A) Detecting crime and enforcing the criminal laws of this state or laws or ordinances relating
9 to airport security;

10 (B) The custody, control or supervision of individuals convicted of or arrested for a criminal
11 offense and confined to a place of incarceration or detention other than a place used exclusively for
12 incarceration or detention of juveniles; or

13 (C) The control, supervision and reformation of adult offenders placed on parole or sentenced
14 to probation and investigation of adult offenders on parole or probation or being considered for
15 parole or probation.

16 (b) “Law enforcement unit” also means:

17 (A) A police force or organization of a private entity with a population of more than 1,000 res-
18 idents in an unincorporated area whose employees are commissioned by a county sheriff; and

19 (B) A district attorney’s office.

20 (13) “Parole and probation officer” means:

21 (a) Any officer who is employed full-time by the Department of Corrections, a county or a court
22 and who is charged with and performs the duty of:

23 (A) Community protection by controlling, investigating, supervising and providing or making
24 referrals to reformative services for adult parolees or probationers or offenders on post-prison
25 supervision; or

26 (B) Investigating adult offenders on parole or probation or being considered for parole or pro-
27 bation.

28 (b) Any officer who:

29 (A) Is certified and has been employed as a full-time parole and probation officer for more than
30 one year;

31 (B) Is employed part-time by the Department of Corrections, a county or a court; and

32 (C) Is charged with and performs the duty of:

33 (i) Community protection by controlling, investigating, supervising and providing or making re-
34 ferrals to reformative services for adult parolees or probationers or offenders on post-prison super-
35 vision; or

36 (ii) Investigating adult offenders on parole or probation or being considered for parole or pro-
37 bation.

38 (14) “Police officer” means an officer, member or employee of a law enforcement unit who is
39 employed full-time as a peace officer commissioned by a city, port, school district, mass transit dis-
40 trict, county, county service district authorized to provide law enforcement services under ORS
41 451.010, Indian reservation, the Criminal Justice Division of the Department of Justice, the Oregon
42 State Lottery Commission or the Governor or who is a member of the Department of State Police
43 and who is responsible for enforcing the criminal laws of this state or laws or ordinances relating
44 to airport security or is an investigator of a district attorney’s office if the investigator is or has
45 been certified as a peace officer in this or any other state.

1 (15) "Public or private safety agency" means any unit of state or local government, a special
 2 purpose district or a private firm which provides, or has authority to provide, fire fighting, police,
 3 ambulance or emergency medical services.

4 (16) "Public safety personnel" and "public safety officer" include corrections officers, youth
 5 correction officers, emergency medical dispatchers, parole and probation officers, police officers,
 6 certified reserve officers, telecommunicators [*and*], fire service professionals, **dog control officers**
 7 **as defined in ORS 609.035 and animal control officers as defined in ORS 609.500.**

8 (17) "Reserve officer" means an officer or member of a law enforcement unit:

9 (a) Who is a volunteer or who is employed less than full-time as a peace officer commissioned
 10 by a city, port, school district, mass transit district, county, county service district authorized to
 11 provide law enforcement services under ORS 451.010, Indian reservation, the Criminal Justice Divi-
 12 sion of the Department of Justice, the Oregon State Lottery Commission or the Governor or who is
 13 a member of the Department of State Police;

14 (b) Who is armed with a firearm; and

15 (c) Who is responsible for enforcing the criminal laws and traffic laws of this state or laws or
 16 ordinances relating to airport security.

17 (18) "Telecommunicator" means any person employed as an emergency telephone worker as de-
 18 fined in ORS 243.736 or a public safety dispatcher whose primary duties are receiving, processing
 19 and transmitting public safety information received through a 9-1-1 emergency reporting system as
 20 defined in ORS 401.710.

21 (19) "Youth correction officer" means an employee of the Oregon Youth Authority who is
 22 charged with and primarily performs the duty of custody, control or supervision of youth offenders
 23 confined in a youth correction facility.

24 **SECTION 2.** ORS 181.660 is amended to read:

25 181.660. (1) The minimum standards and minimum training requirements established pursuant to
 26 ORS 181.640 (1) do not apply to:

27 (a) The Superintendent of State Police.

28 (b) Any individual who is a constable of the justice court.

29 (c) Any sheriff's deputy appointed with authority only to receive and serve summons and civil
 30 process.

31 (d) Any municipal parole officer.

32 [*(e) Any dog control officer commissioned by a city or county.*]

33 [*(f)*] (e) Any individual appointed by the Superintendent of State Police under ORS 181.265.

34 [*(g)*] (f) An individual performing the duties of a reserve officer who has not been required by
 35 the law enforcement unit utilizing the individual to receive training for certification as a certified
 36 reserve officer.

37 (2) The Department of Public Safety Standards and Training may, upon application of an indi-
 38 vidual public safety officer, except a youth correction officer, at its discretion, certify the public
 39 safety officer as provided in ORS 181.640 (1)(d) upon a finding that the public safety officer's pro-
 40 fessional experience, education or training meets the standards required for certification.

41 **SECTION 3.** The Department of Public Safety Standards and Training shall establish an
 42 animal control academy to provide the training required for certification of dog control offi-
 43 cers and animal control officers.

44 **SECTION 4.** In addition to and not in lieu of other appropriation, there is appropriated
 45 to the Department of Public Safety Standards and Training, for the biennium beginning July

1 **1, 2009, out of the General Fund, the amount of \$1 for the purposes of section 3 of this 2009**
2 **Act.**
3 _____