

**PROPOSED AMENDMENTS TO
B-ENGROSSED SENATE BILL 6**

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 mate-
5 rial.

6 Delete lines 39 through 45 and insert:

7 “(3) Notwithstanding subsection (2) of this section, animal neglect in the
8 second degree is a Class C felony if:

9 “(a) The person committing the offense has previously been convicted of
10 two or more offenses under this section, ORS 167.330 or the equivalent laws
11 of another jurisdiction;

12 “(b) The offense was part of a criminal episode involving 11 or more ani-
13 mals; or

14 “(c) The person knowingly commits the offense in the immediate presence
15 of a minor child and the person has one or more previous convictions for an
16 offense involving domestic violence as defined in ORS 135.230. For purposes
17 of this paragraph, a minor child is in the immediate presence of animal
18 neglect if the neglect is seen or directly perceived in any other manner by
19 the minor child.

20 “(4) The Oregon Criminal Justice Commission shall classify animal neg-
21 lect in the second degree under subsection (3) of this section:

22 “(a) As crime category 6 if 11 to 40 animals were the subject of the neg-

1 lect.

2 “(b) As crime category 7 if more than 40 animals were the subject of the
3 neglect or if the offense is a felony because of circumstances described in
4 subsection (3)(a) or (c) of this section.”

5 On page 3, delete lines 1 through 6.

6 In line 12, restore the bracketed material and delete the boldfaced mate-
7 rial.

8 In line 14, delete “B” and insert “C”.

9 Delete lines 21 through 24 and insert:

10 “(4) The Oregon Criminal Justice Commission shall classify animal neg-
11 lect in the first degree under subsection (3) of this section:

12 “(a) As crime category 6 if 10 to 40 animals were the subject of the neg-
13 lect.

14 “(b) As crime category 7 if more than 40 animals were the subject of the
15 neglect or if the offense is a felony because of circumstances described in
16 subsection (4)(a) or (c) of this section.”

17 In line 26, delete “subsection (3)” and insert “subsections (3) and (4)”.

18 After line 41, insert:

19 “(3) The animal possession prohibition described in subsection (1) of this
20 section does not apply to a person’s first conviction if the person is the
21 owner of a commercial livestock operation and the underlying violation of
22 ORS 167.315, 167.320, 167.322, 167.325, 167.330, 167.333, 167.340, 167.355, 167.365
23 or 167.428 was committed against livestock.”

24 In line 42, delete “(3)(a)” and insert “(4)(a)”.

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

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

29 On page 9, after line 5, insert:

30 **SECTION 12. This 2013 Act being necessary for the immediate**

1 **preservation of the public peace, health and safety, an emergency is**
2 **declared to exist, and this 2013 Act takes effect on its passage.”.**

3
