

D R A F T

SUMMARY

Expands retail pet store law to include establishment providing or offering to provide dog by lease or rental.

A BILL FOR AN ACT

Relating to retail pet stores; amending ORS 646A.075.

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

SECTION 1. ORS 646A.075 is amended to read:

646A.075. (1) As used in this section:

(a) “Dog” means a member of the subspecies *Canis lupus familiaris* or a hybrid of that subspecies.

(b) “Litter” means one or more dogs, sold individually or together, that are all or part of a group of dogs born to the same mother at the same time.

(c) “Retail pet store” means a retail establishment open to the public that:

(A) Sells or offers to sell dogs[.]; **or**

(B) Provides or offers to provide dogs on a lease or rental basis.

(d) “Retail pet store” does not mean a person that sells [*or offers to sell*], **provides by lease or rental, offers to sell or offers to provide by lease or rental** only dogs:

(A) That were bred or raised by the person; or

(B) That are kept primarily for the purpose of reproduction.

(2) A retail pet store that offers a dog for sale, **lease or rental** shall, prior to accepting an offer to purchase, **lease or rent** the dog, provide the person making the offer with the following information, in writing, regarding

1 the dog:

2 (a) If known, the breed, age and date of birth for the dog.

3 (b) The sex and color of the dog.

4 (c) A list, and accompanying proof, of all inoculations that have been
5 given to the dog by any person, and the date of those inoculations.

6 (d) A list of all medical treatment provided to the dog by any person, the
7 date or treatment and the reasons for the treatment.

8 (e) The name and business address of the breeder and of the facility where
9 the dog was born.

10 (f) If the breeder holds a license issued by the United States Department
11 of Agriculture, the breeder's federal identification number.

12 (g) The retail price [*of*], **lease rate or rental rate for** the dog.

13 (h) Any congenital disorder or hereditary diseases in the parents of the
14 dog known to the pet dealer.

15 **(i) If the dog is being provided by lease or rental, a statement that**
16 **the person obtaining possession is not the owner of the dog.**

17 **(j) If the dog is being provided by lease or rental, a statement that**
18 **the retail pet store retains ultimate authority to determine the level**
19 **and source of veterinary care for the dog.**

20 [(*i*)] **(k)** If the dog is being sold with the representation that the dog
21 qualifies for registration with a pedigree organization:

22 (A) The name and registration numbers of the parents of the dog; and

23 (B) The name and address of the pedigree organization with which the
24 parents of the dog are registered.

25 [(*j*)] **(L)** If the dog has previously been sold by the retail pet store and
26 returned by the purchaser, the reason for the return.

27 [(*k*)] **(m)** A statement in substantially the following form, with the ap-
28 plicable provision number circled:

29 _____

30 The facility in which this dog was born has produced:

31 1. 0 to 2 litters during the one-year period preceding the day this dog was

1 born.

2 2. 3 to 10 litters during the one-year period preceding the day this dog
3 was born.

4 3. 11 to 39 litters during the one-year period preceding the day this dog
5 was born.

6 4. 40 or more litters during the one-year period preceding the day this dog
7 was born.

8 _____

9 _____