

**PROPOSED CONFERENCE COMMITTEE AMENDMENTS TO  
B-ENGROSSED HOUSE BILL 3283**

1 On page 1 of the printed A-engrossed bill, line 2, delete the first “and”  
2 and after “167.305,” delete the rest of the line and insert “167.310, 167.332,  
3 167.350 and 731.102; and declaring an emergency.”.

4 On page 2, after line 3, insert:

5 **“SECTION 2.** ORS 167.310 is amended to read:

6 “167.310. As used in ORS 167.310 to 167.351:

7 “(1) ‘Adequate bedding’ means bedding of sufficient quantity and quality  
8 to permit a domestic animal to remain dry and reasonably clean and main-  
9 tain a normal body temperature.

10 “(2)(a) ‘Adequate shelter’ includes a barn, doghouse or other enclosed  
11 structure sufficient to protect a domestic animal from wind, rain, snow or  
12 sun, that has adequate bedding to protect against cold and dampness and  
13 that is maintained to protect the domestic animal from weather and physical  
14 injury.

15 “(b) ‘Adequate shelter’ does not include:

16 “(A) Crawl spaces under buildings or parts of buildings, such as steps,  
17 decks or stoops;

18 “(B) The space under a vehicle;

19 “(C) The inside of a vehicle if the domestic animal is kept in the vehicle  
20 in a manner or for a length of time that is likely to be detrimental to the  
21 domestic animal’s health or safety;

22 “(D) Shelters made from cardboard or other materials that are easily de-

1 graded by the elements;

2 “(E) Animal carriers or crates that are designed to provide temporary  
3 housing;

4 “(F) Shelters with wire or chain-link floors, unless the domestic animal  
5 is a bird; or

6 “(G) Shelters surrounded by waste, debris, obstructions or impediments  
7 that could adversely affect an animal’s health.

8 “(3) ‘Animal’ means any nonhuman mammal, bird, reptile, amphibian or  
9 fish.

10 “(4) ‘Domestic animal’ means an animal, other than livestock or equines,  
11 that is owned or possessed by a person.

12 “(5) ‘Equine’ means a horse, pony, donkey, mule, hinny, zebra or a hybrid  
13 of any of these animals.

14 “(6) ‘Good animal husbandry’ includes, but is not limited to, the dehorn-  
15 ing of cattle, the docking of horses, sheep or swine, and the castration or  
16 neutering of livestock, according to accepted practices of veterinary medicine  
17 or animal husbandry.

18 “(7) ‘Law enforcement animal’ means a dog or horse used in law enforce-  
19 ment work under the control of a corrections officer, parole and probation  
20 officer, police officer or youth correction officer, as those terms are defined  
21 in ORS 181A.355, who has successfully completed at least 360 hours of  
22 training in the care and use of a law enforcement animal, or who has passed  
23 the demonstration of minimum standards established by the Oregon Police  
24 Canine Association or other accredited and recognized animal handling or-  
25 ganization.

26 “(8)(a) ‘Livestock,’ **except as provided in paragraph (b) of this sub-**  
27 **section,** has the meaning provided in ORS 609.125.

28 “(b) ‘Livestock’ **does not include psittacines.**

29 “(9) ‘Minimum care’ means care sufficient to preserve the health and  
30 well-being of an animal and, except for emergencies or circumstances beyond

1 the reasonable control of the owner, includes, but is not limited to, the fol-  
2 lowing requirements:

3 “(a) Food of sufficient quantity and quality to allow for normal growth  
4 or maintenance of body weight.

5 “(b) Open or adequate access to potable water in sufficient quantity to  
6 satisfy the animal’s needs. Access to snow or ice is not adequate access to  
7 potable water.

8 “(c) For a domestic animal other than a dog engaged in herding or pro-  
9 tecting livestock, access to adequate shelter.

10 “(d) Veterinary care deemed necessary by a reasonably prudent person to  
11 relieve distress from injury, neglect or disease.

12 “(e) For a domestic animal, continuous access to an area:

13 “(A) With adequate space for exercise necessary for the health of the  
14 animal;

15 “(B) With air temperature suitable for the animal; and

16 “(C) Kept reasonably clean and free from excess waste or other contam-  
17 inants that could affect the animal’s health.

18 “(f) For a livestock animal that cannot walk or stand without assistance:

19 “(A) Humane euthanasia; or

20 “(B) The provision of immediate and ongoing care to restore the animal  
21 to an ambulatory state.

22 “(10) ‘Physical injury’ means physical trauma, impairment of physical  
23 condition or substantial pain.

24 “(11) ‘Physical trauma’ means fractures, cuts, punctures, bruises, burns  
25 or other wounds.

26 “(12) ‘Possess’ has the meaning provided in ORS 161.015.

27 “(13) ‘Serious physical injury’ means physical injury that creates a sub-  
28 stantial risk of death or that causes protracted disfigurement, protracted  
29 impairment of health or protracted loss or impairment of the function of a  
30 limb or bodily organ.

1 “(14)(a) ‘Tethering’ means to restrain a domestic animal by tying the do-  
2 mestic animal to any object or structure by any means.

3 “(b) ‘Tethering’ does not include using a handheld leash for the purpose  
4 of walking a domestic animal.”.

5 In line 4, delete “2” and insert “3”.

6 On page 3, line 17, delete “3” and insert “4”.

7 On page 4, after line 7, insert:

8 **“SECTION 5.** ORS 731.102 is amended to read:

9 “731.102. (1) ‘Insurance’ means a contract whereby one undertakes to  
10 indemnify another or pay or allow a specified or ascertainable amount or  
11 benefit upon determinable risk contingencies.

12 “(2) ‘Insurance’ so defined includes annuities.

13 “(3) ‘Insurance’ so defined includes a contract under which one other than  
14 a manufacturer, builder, seller or lessor of the subject property undertakes  
15 to perform or provide, for a fixed term and consideration, repair or replace-  
16 ment service or indemnification therefor for the operational or structural  
17 failure of specified real or personal property or property components. In-  
18 surance does not include contracts with a telecommunications utility as de-  
19 fined in ORS 759.005, for repair, replacement or maintenance of  
20 customer-owned inside wiring.

21 **“(4) ‘Insurance’ so defined does not include a contract under which**  
22 **an owner rents or leases an animal to a person or to a public body,**  
23 **as defined in ORS 174.109, if the owner retains an obligation to provide**  
24 **for veterinary care or other needs of the animal.”.**

25 In line 8, delete “4” and insert “6” and delete “2” and insert “3”.

26 In line 10, delete “5” and insert “7” and delete “3” and insert “4”.

27 After line 11, insert:

28 **“SECTION 8.** The amendments to ORS 731.102 by section 5 of this  
29 **2017 Act apply to contracts entered into before, on or after the effec-**  
30 **tive date of this 2017 Act.**

