

SENATE AMENDMENTS TO SENATE BILL 638

By COMMITTEE ON JUDICIARY

March 25

1 On page 1 of the printed bill, delete lines 4 through 28 and delete page 2 and insert:

2 **“SECTION 1. (1)(a) A research facility that uses dogs or cats for laboratory research,**
3 **before euthanizing a dog or cat that is no longer needed for research purposes, shall offer**
4 **the dog or cat for adoption, provided that euthanizing the dog or cat is not required for**
5 **health or safety reasons or is not necessary to complete laboratory research.**

6 **“(b) The research facility shall use a veterinarian or similarly qualified staff to determine**
7 **whether the dog or cat is healthy and safe for adoption.**

8 **“(c) The research facility may consider and determine if other animals used by the re-**
9 **search facility are adoptable.**

10 **“(d) To carry out the duties described in paragraph (a) of this subsection, a research fa-**
11 **cility may:**

12 **“(A) Establish and maintain a private adoption process.**

13 **“(B) Offer the dog or cat to an animal shelter approved by the research facility that is**
14 **willing to accept the dog or cat, if the research facility is unable to place the dog or cat**
15 **through its private adoption process.**

16 **“(C) Enter into a written agreement with an animal shelter to facilitate the adoption**
17 **process.**

18 **“(2) A research facility that provides a dog or cat to an animal shelter pursuant to sub-**
19 **section (1) of this section is immune from civil liability for or resulting from the transfer**
20 **of the dog or cat, provided that the research facility acted in good faith concerning the**
21 **health and physical condition of the dog or cat.**

22 **“(3) Not later than December 31 of each year, all research facilities described in sub-**
23 **section (1) of this section and that are not public bodies as defined in ORS 192.311 shall**
24 **submit to the Secretary of State an annual report that includes the following information for**
25 **the preceding year:**

26 **“(a) The total number of dogs and cats owned by the research facility;**

27 **“(b) The total number of dogs and cats that are used for research that is conducted at**
28 **the facility;**

29 **“(c) The total number of dogs and cats released to animal shelters for adoption;**

30 **“(d) The name and address of each animal shelter to which a dog or cat was released;**
31 **and**

32 **“(e) The name and address of each animal shelter with which the research facility has**
33 **entered into an agreement under subsection (1) of this section.**

34 **“(4) As used in this section:**

35 **“(a) ‘Animal shelter’ means an organization or facility, in this or another state, that:**

1 “(A) Is maintained by or under contract with a state, county or city or is tax-exempt
2 under section 501(c)(3) of the Internal Revenue Code; and

3 “(B) Is operated for the primary purpose of:

4 “(i) Providing shelter and other care for lost, homeless or injured animals; or

5 “(ii) Placing animals into permanent homes or rescue organizations.

6 “(b) ‘Laboratory research’ means research, tests or experiments conducted for educa-
7 tional, scientific, medical or experimental purposes.

8 “(c) ‘Research facility’ means any institution of higher education or any facility, whether
9 privately or publicly owned, leased or operated, where laboratory research is performed.

10 “SECTION 2. Federal requirements supersede any inconsistent provisions of section 1 of
11 this 2019 Act to the extent of the inconsistency.”.

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