

Requested by Senator STEINER HAYWARD

**PROPOSED AMENDMENTS TO
SENATE BILL 638**

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

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

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

11 **“(c) The research facility may consider and determine if other ani-**
12 **mals used by the research facility are adoptable.**

13 **“(d) To carry out the duties described in paragraph (a) of this sub-**
14 **section, a research facility may:**

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

16 **“(B) Offer the dog or cat to an animal shelter approved by the re-**
17 **search facility that is willing to accept the dog or cat, if the research**
18 **facility is unable to place the dog or cat through its private adoption**
19 **process.**

20 **“(C) Enter into a written agreement with an animal shelter to fa-**
21 **cilitate the adoption process.**

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

6 **“(3) Not later than December 31 of each year, all research facilities**
7 **described in subsection (1) of this section and that are not public**
8 **bodies as defined in ORS 192.311 shall submit to the Secretary of State**
9 **an annual report that includes the following information for the pre-**
10 **ceding year:**

11 **“(a) The total number of dogs and cats owned by the research fa-**
12 **cility;**

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

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

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

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

22 **“(4) As used in this section:**

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

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

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

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

1 “(ii) Placing animals into permanent homes or rescue organiza-
2 tions.

3 “(b) ‘Laboratory research’ means research, tests or experiments
4 conducted for educational, scientific, medical or experimental pur-
5 poses.

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

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

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