

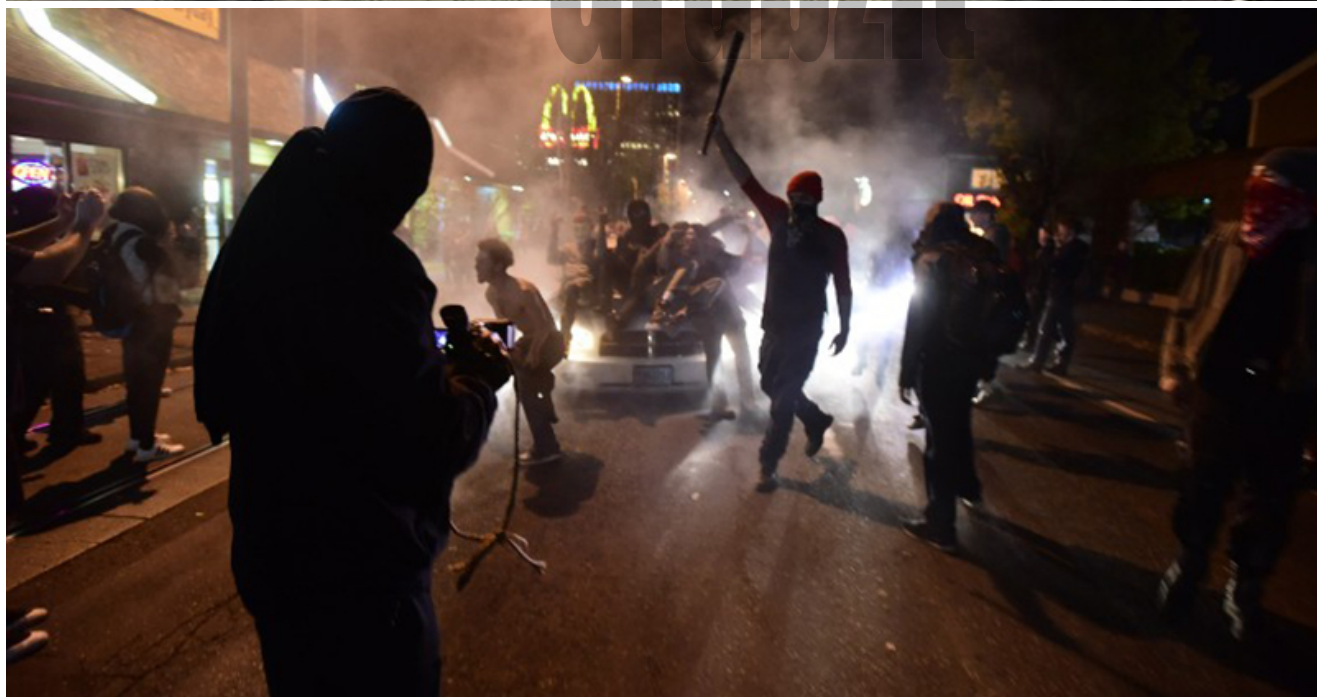
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2015 ORS § 167.310¹

Definitions for ORS 167.310 to 167.351

As used in ORS [167.310 \(Definitions for ORS 167.310 to 167.351\)](#) to [167.351 \(Trading in nonambulatory livestock\)](#):

(1) Adequate bedding means bedding of sufficient quantity and quality to permit a domestic animal to remain dry and reasonably clean and maintain a normal body temperature.

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

(b) Adequate shelter does not include:

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

(B) The space under a vehicle;

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

(D) Shelters made from cardboard or other materials that are easily degraded by the elements;

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

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

(G) Shelters surrounded by waste, debris, obstructions or impediments that could adversely affect an animals health.

(3) Animal means any nonhuman mammal, bird, reptile, amphibian or fish.

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

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

(6) Good animal husbandry includes, but is not limited to, the dehorning of cattle, the docking of horses, sheep or swine, and the castration or neutering of livestock, according to accepted practices of veterinary medicine or animal husbandry.

(7) Law enforcement animal means a dog or horse used in law enforcement work under the control of a corrections officer, parole and probation officer, police officer or youth correction officer, as those terms are defined in [ORS 181A.355 \(Definitions for ORS 181A.355 to 181A.670\)](#), who has successfully completed at least 360 hours of training in the care and use of a law enforcement animal, or who has passed the demonstration of minimum standards established by the Oregon Police Canine Association or other accredited and recognized animal handling organization.

(8) Livestock has the meaning provided in [ORS 609.125 \(Definition of livestock\)](#).

(9) Minimum care means care sufficient to preserve the health and well-being of an animal and, except for emergencies or circumstances beyond the reasonable control of the owner, includes, but is not limited to, the following requirements:

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

(b) Open or adequate access to potable water in sufficient quantity to satisfy the animals needs. Access to snow or ice is not adequate access to potable water.

(c) For a domestic animal other than a dog engaged in herding or protecting livestock, access to adequate shelter.

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

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

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

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

(C) Kept reasonably clean and free from excess waste or other contaminants that could affect the animals health.

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

(A) Humane euthanasia; or

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

(10) Physical injury means physical trauma, impairment of physical condition or substantial pain.

(11) Physical trauma means fractures, cuts, punctures, bruises, burns or other wounds.

(12) Possess has the meaning provided in [ORS 161.015 \(General definitions\)](#).

(13) Serious physical injury means physical injury that creates a substantial risk of death or that causes protracted disfigurement, protracted impairment of health or protracted loss or impairment of the function of a limb or bodily organ.

(14)(a) Tethering means to restrain a domestic animal by tying the domestic animal to any object or structure by any means.

(b) Tethering does not include using a handheld leash for the purpose of walking a domestic animal. [1985 c.662 §1; 1995 c.663 §3; 1999 c.756 §13; 2001 c.926 §7; 2003 c.543 §6; 2003 c.549 §1; 2005 c.264 §18; 2009 c.233 §2; 2013 c.382 §3]

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[Annotations Related](#)

Chapter 167



Atty. Gen. Opinions

Exemption of nuisance laws from constitutional requirement for payments based on government regulations restricting use of property, (2001) Vol 49, p 284

Law Review Citations

51 OLR 427-637 (1972)

Related Statutes³

- [105.597](#)
[Places declared nuisances per se](#)
- [133.375](#)
[Definitions for ORS 133.375 to 133.381](#)
- [161.005](#) 
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[Standards of care applicable to dog breeders](#)
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- [609.035](#)
[Definitions for ORS 609.035 to 609.110 and 609.990](#)
- [609.420](#)
[Investigation and inspection of animal rescue entity](#)
- [609.652](#) 
[Definitions for ORS 609.654](#)
- [686.450](#)
[Definitions](#)

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¹ Legislative Counsel Committee, *CHAPTER 167—Offenses Against General Welfare and Animals*, https://www.oregonlegislature.gov/bills_laws/ors/ors167.html (2015) (last accessed Jul. 16, 2016).

² Legislative Counsel Committee, *Annotations to the Oregon Revised Statutes, Cumulative Supplement - 2015, Chapter 167*, https://www.oregonlegislature.gov/bills_laws/ors/ano167.html (2015) (last accessed Jul. 16, 2016).

³ OregonLaws.org assembles these lists by analyzing references between Sections. Each listed item refers back to the current Section in its own text. The result reveals relationships in the code that may not have otherwise been apparent.

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Compiled by [Robb Shecter](#), robb@oregonlaws.org

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