

- [Legal Glossary](#)
- [2015 ORS](#)
- 
- 

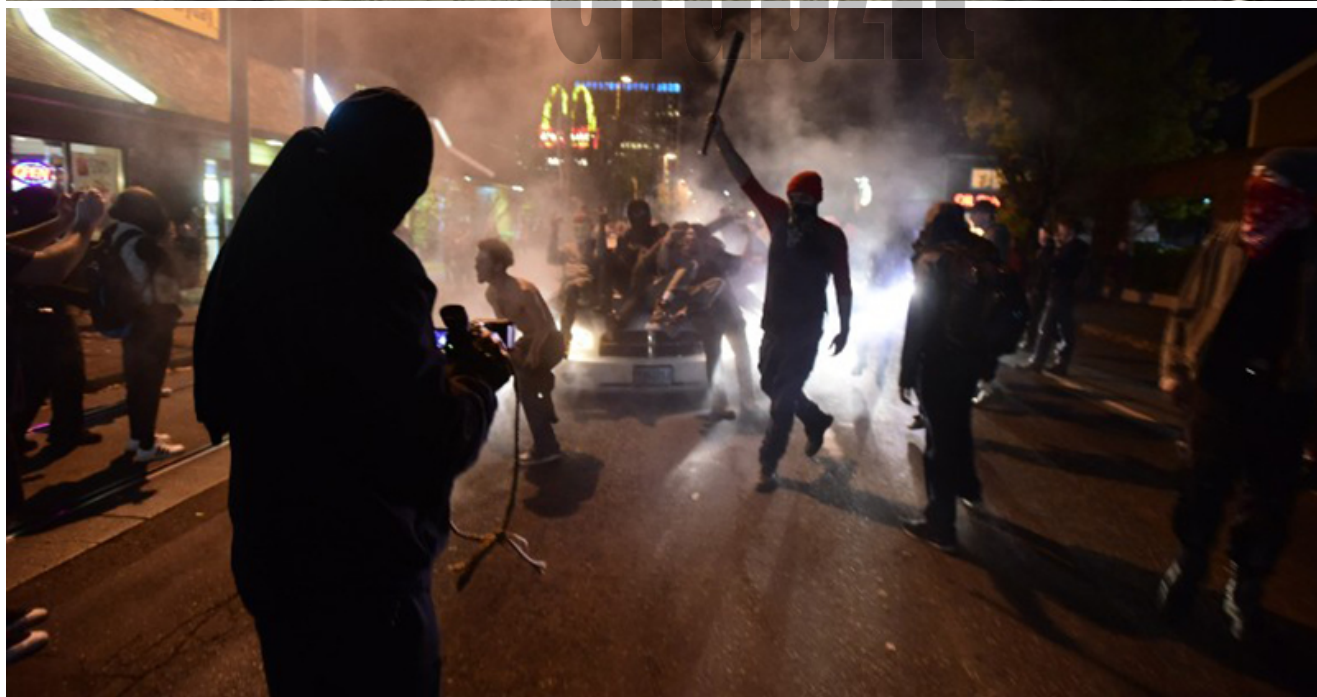
[Home](#) > [2015 ORS](#) > [Vol. 13](#) > [Chapter 609](#) > Dogs Harming Livestock

[Support the Portland Police](#)

# Grabzt





- [609.125](#)  
[Definition of livestock](#)
- [609.135](#)  
[Applicability of ORS 609.156, 609.162 and 609.168](#)
- [609.140](#)  
[Right of action by owner of damaged livestock](#)
- [609.150](#)  
[Right to kill dog that harms or chases livestock](#)
- [609.153](#)  
[Dog owner education program](#)
- [609.155](#)  
[Impoundment for harming or chasing livestock](#)
- [609.156](#)  
[Opportunity to request hearing](#)

- 609.158  
Hearing process
- [609.161](#)  
[Disputable presumption that dog harms or chases livestock](#)
- [609.162](#)  
[Guidelines for imposing remedial measures, civil penalties or other sanctions](#)
- [609.163](#)  
[Enhanced civil penalties for habitual violators](#)
- [609.165](#)  
[Judicial review of county determination](#)
- [609.166](#)  
[Record of penalized owners](#)
- [609.167](#)  
[Conversion of civil penalty into lien](#)
- [609.168](#)  
[Microchip identification of dog](#)
- [609.169](#)  
[Keeping dog with knowledge that it has harmed livestock](#)
- [609.170](#)  
[Claim by owner of livestock](#)
- [609.180](#)  
[Hearing and payment of claims](#)
- [609.190](#)  
[Subrogation of county paying claim](#)

## 2015 ORS § 609.158<sup>1</sup> Hearing process

- • **notice of determination**
- • **reexamination of determination**

(1) A hearing may be conducted and a determination whether a dog has killed, wounded, injured or chased livestock may be made by the county governing body or any members thereof, the dog control board or any members thereof or a county hearings officer.

(2) Notwithstanding ORS [9.160 \(Bar membership required to practice law\)](#) and [9.320 \(Necessity for employment of attorney\)](#), the county may choose to be represented at the hearing by any employee of the county. If the employee is not an attorney, the employee shall not present legal argument, examine or cross-examine witnesses, present rebuttal evidence or give legal advice to the governing body, dog control board or hearings officer conducting the hearing.

(3) The person presiding at the hearing shall ensure that the record developed at the hearing shows a full and fair inquiry into the facts necessary to determine the matter alleged. A determination made by a county following a hearing must be upon consideration of the whole record and supported by reliable, probative and substantial evidence.

(4) The county shall notify the dog owner of its determination and of any civil penalties or other measures imposed by delivering or mailing a copy to the dog owner or, if applicable, the attorney of the dog owner.

(5) If a hearing is not conducted by a majority of the county governing body, the owner may request that the county governing body reexamine the determination. If the county governing body does not grant the request for reexamination within 14 days, the request shall be deemed denied. A county governing body may not reexamine a determination if a petition for judicial review of the determination has been filed. [1999 c.756 §3]

...

### [Annotations Related](#)

Chapter 609

## Atty. Gen. Opinions

Possession and administration of sodium pentobarbital by county animal control program, (1982) Vol 42, p 297

## Related Statutes<sup>3</sup>

- [609.135](#)  
[Applicability of ORS 609.156, 609.162 and 609.168](#)
  - [609.155](#)  
[Impoundment for harming or chasing livestock](#)
  - [609.156](#)  
[Opportunity to request hearing](#)
  - [609.165](#)  
[Judicial review of county determination](#)
- 
- 

<sup>1</sup> Legislative Counsel Committee, *CHAPTER 609—Dogs; Exotic Animals; Dealers*, [https://www.oregonlegislature.gov/bills\\_laws/ors/-ors609.html](https://www.oregonlegislature.gov/bills_laws/ors/-ors609.html) (2015) (last accessed Jul. 16, 2016).

<sup>2</sup> Legislative Counsel Committee, *Annotations to the Oregon Revised Statutes, Cumulative Supplement - 2015, Chapter 609*, [https://www.oregonlegislature.gov/bills\\_laws/ors/ano609.html](https://www.oregonlegislature.gov/bills_laws/ors/ano609.html) (2015) (last accessed Jul. 16, 2016).

<sup>3</sup> 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.

[Feedback](#) · [Press](#) · [Blog](#) · [About](#)

---

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

---

