

# D

## DAIRIES AND DAIRY PRODUCTS

See MILK AND MILK PRODUCTS, generally

## DAIRY PRODUCTS COMMISSION, OREGON

Commodity commission laws, see **MARKETING OF COMMODITIES**  
Established, 576.062

## DAMAGES

Abuse of vulnerable persons, 124.100  
Advance payment, see **TORTS**  
Agricultural bargaining associations, unfair trade practices, 646.545  
Agricultural research, criminal interference, 30.876, 164.889  
Alcohol purchases, minors, age misrepresentation, 471.567  
All-terrain vehicles, owner and operator liability, 821.310  
Animals  
Assistance animal, harm or theft, 659A.141  
Dogs, see **Dogs**, this topic  
Domestic, driving from ranges, 607.365  
Exotic animals, escape or injury, 609.329  
Fish and wildlife, see **FISH AND WILDLIFE**  
Railroads, killing or injuring, 608.340  
Research and animal interference, 30.877  
Search and rescue or therapy animal, theft, 30.822  
Trespass by, 608.015  
Appeal and review, see **APPEAL AND REVIEW**  
Apprenticeship committees, 660.210  
Arbitration, 36.695, 190.790  
Arrests, see **ARRESTS**  
Art consignments, 359.250  
Asbestos-related disease, 30.907  
Assistance animal, harm or theft, 659A.141  
Attorney fees  
Punitive damages, distribution, 31.735  
Small tort claims, 20.080  
Bills of lading, see **COMMERCIAL CODE**  
Cancer and benign tumor registry system, disclosure of confidential or privileged information, 432.550  
Carriers  
Bills of lading, see **COMMERCIAL CODE**  
Livestock, transporting, 823.101  
Property loss or damage, 77.3090, 823.101, 823.103  
Cemetery replatting, 97.390  
Checks, dishonored, generally, 30.701  
Class actions, see **RULES OF CIVIL PROCEDURE, OREGON**  
Collateral benefits, effect, 31.580  
Collections  
Collection agencies, actions for violations, 697.087  
Unlawful trade practices, 646.641  
Commercial Code, see **COMMERCIAL CODE**  
Community care providers, damages in excess of coverage, liability, 278.320  
Community mental health or developmental disability programs, disputes, retaliation, 430.673

## DAMAGES (Cont.)

Comparative negligence standard, 31.600  
Computers, data failure, 30.655 et seq.  
Condemnation, see **CONDEMNATION**  
Consortium  
Noneconomic damages, definitional inclusion, 31.710  
Spousal right, 108.010  
Wrongful death, 30.020  
Contribution, joint tortfeasors, see **TORTS**  
Cooperative corporation contracts, 62.355, 62.365  
Correctional facility inmates, actions against public bodies, 30.650, 421.085  
County roads  
Acquisition proceedings, assessment, 368.111  
Establishment proceedings, designation, 368.171  
Criminal Code, effect on rights or liabilities, 161.045  
Custodial interference, 30.868, 163.245, 163.257  
Death actions, 30.020, 30.030, 30.040, 30.050, 30.080, 30.271, 30.272  
Debt collection, unlawful trade practices, 646.641  
Debt management service providers, claims against, 697.762  
Defibrillators, emergency medical assistance, immunity from liability, 30.802  
Demand, judgment exceeding, ORCP 67C  
Diking district landowners, recovery, 551.120  
Discount medical plan organizations, violations, 742.440  
Discrimination  
Housing, 659A.885  
Unlawful employment practices, 659A.885  
Wages, sex, 652.230  
Ditch rights of way for flood control, 549.150, 549.170  
Documents of title, see **COMMERCIAL CODE**  
Dogs  
Assistance animal, harm or theft, 659A.141  
Economic damages, proof, injuries caused by dog, 31.360  
Livestock, killing or injuring, 609.140, 609.167, 609.169  
Potentially dangerous dogs, injury or property damage, 609.115  
Domestic animals, driving from ranges, 607.365  
Double damages  
Construction liens, residential property sales, owner violations, 87.007  
Discriminatory wage rates, employee actions, 652.230  
Dogs, killing or injuring livestock, 609.140  
Gambling loss recovery, 30.740  
Landlord-tenant actions, 90.300, 90.375, 90.427  
State lands, unlawful removal of materials, 273.241  
Tax collectors, injurious acts, 311.015  
Trees, crops, injury or removal, 105.815  
Waters, filling or removing materials, 196.875  
Wildfires, 477.089  
Witnesses, civil arrest, 44.090  
Driving under influence or uninsured, noneconomic damages, recovery, 31.715  
Drones, 837.375, 837.380

## DAMAGES (Cont.)

**Economic**  
Defined, 31.710  
Verdict, set forth separately, 31.705

**Ejectment**, see **EJECTMENT**

**Elections, false statements, publishing or advertising**, 260.532

**Emergency Conflagration Act**, 476.600

**Emotional distress, noneconomic damages, definitional inclusion**, 31.710

**Employee, wrongful death, unlimited**, 654.325

**Environmental claims settlement practices, unfair**, 465.484

**Equity conveyances, foreclosures, violations**, 646A.760

**Evidence**  
Offer or payment, 12.155, 31.555, 40.195  
Punitive, clear and convincing evidence, 31.730

**Exchange facilitators, violations**, 673.825

**Execution, exemptions**, 18.345

**Explosives, user liability**, 480.095

**False claims to public agencies**, 180.760

**False imprisonment, witnesses**, 44.090

**Farm labor contractors, undertakings**, 658.407, 658.415, 658.419, 658.467

**Fires**, see **FIRES AND FIRE PROTECTION**

**Fish and wildlife**, see **FISH AND WILDLIFE**

**Floods, removal of property**, 99.010 et seq.

**Flood fish, unlawful taking, possession or killing, actions for**, 506.720

**Food-related conditions**, 30.961, 30.963

**Foreign government imposed discrimination, reciprocal discrimination, persons or governmental entities**, 30.860

**Franchise sales**, 650.020, 650.065

**Gambling loss recovery**, 30.740, 30.780

**Genetic privacy, violation, civil actions**, 192.541

**Geothermal well operators, liability**, 522.080, 522.155

**Grain warehousing, failure to deliver**, 586.400

**Hazardous waste release or disposal**, 465.255, 465.260, 465.330, 465.335, 466.205, 466.680, 466.770, 466.820

**Health practitioners, punitive damages**, 31.740

**Housing discrimination**, 659A.885

**Humiliation, noneconomic damages, definitional inclusion**, 31.710

**Inconvenience and interference, usual activities, noneconomic damages, definitional inclusion**, 31.710

**Indemnification**, see **INDEMNIFICATION**, generally

**Indian graves and objects, violations**, 97.760

**Inmates, correctional facilities, actions against public bodies**, 30.650, 421.085

**Institutions, state, claims payment**, 179.210, 179.230, 179.240

**Insurance rates, collusive**, 737.245

**Intimidation**, 30.198

**Invalid claim of encumbrance, liability filing**, 205.470

**Invasion of privacy**, 30.865, 133.739

**Involuntary servitude, civil actions**, 30.867

**Joint tortfeasors**, see **TORTS**

**Landlord and tenant actions**, see **LANDLORD AND TENANT**

**Landscape construction professionals and landscaping businesses**, see **LANDSCAPE CONTRACTORS**

**Leases**, see **LEASES**

**Letters of credit, remedies**, 75.1110

**Levy, exemptions**, 18.345

## DAMAGES (Cont.)

**Libel and slander, mass communication media**, 31.200, 31.205, 31.210

**Liens**  
Agricultural produce, failure to discharge, 87.735  
Construction liens, residential property sales, owner violations, 87.007  
Filing invalid claim of encumbrance, 205.470

**Liquidated, sales**, 72.7180

**Mail agents, violations**, 646A.346, 646A.348

**Mandamus**  
Allowable in, 34.210  
Bar to other recovery, 34.220

**Manufactured dwelling parks**, 90.510, 90.543, 90.710, 92.839

**Medical assistance, wrongfully obtained**, 411.690

**Medical expenses of parent or conservator, inclusion**, 31.700

**Mental illness, persons with, liability**, 426.335

**Mental suffering, noneconomic damages, definitional inclusion**, 31.710

**Mining claim, injury**, 105.831

**Minors, liability of parent**, see **PARENT AND CHILD**

**Mortgage lending violations**, 86A.151

**Mortgages, failure to discharge**, 86.140

**Motor carriers, damages to injured persons, liability**, 823.085

**Motor fuel franchises, violations of law**, 650.250

**Motor vehicle records, personal information disclosures, aggrieved persons, civil action**, 802.191

**Motor vehicles**, see **MOTOR VEHICLES**

**Musical works, royalties**, 647.720

**Noneconomic**  
Correctional facilities, inmates, actions against public bodies, 30.650  
Defined, 31.710  
Driving under influence or uninsured, plaintiff, recovery, 31.715  
Limitation, 31.710, 31.715  
Verdict, set forth separately, 31.705

**Notaries public, actions for damages**, 194.390, 194.405

**Obesity and food-related conditions**, 30.961, 30.963

**Oil discharges into water**, 468B.310

**Oregon Youth Authority, employees, damage to property of**, 420A.220

**Pain and suffering**  
Crime victims, not compensable loss, 147.035  
Execution, 18.345  
Noneconomic damages, definitional inclusion, 31.710  
Wrongful death, 30.020

**Parent liability**, see **PARENT AND CHILD**

**Patients and inmates, state institutions, actions**, 179.507

**Pedestrian malls**, see **PEDESTRIAN MALLS**

**Personal injuries**, see **PERSONAL INJURIES**

**Pesticide application**, 12.272, 634.116, 634.172

**Pleading, ORCP 18**

**Price discrimination**, 646.140, 646.150, 646.160

**Prints, fine, failure to disclose, treble damages**, 359.315

**Product liability actions, punitive damages**, 30.925

**Property, injury or destruction**, see **PROPERTY**

**Public agencies, false claims to**, 180.760

**Public assistance**  
Personal injury claims, see **PUBLIC ASSISTANCE**

**Wrongfully receiving payments**, 411.690

## DAMAGES (Cont.)

**Public bodies, tort liability, see TORTS**  
**Punitive damages**  
(Generally), 31.725  
Arbitration proceedings, Uniform Arbitration Act, 36.695  
Career schools, student loans, prohibitions, 345.113  
Civil rights actions, 659A.890  
Consumer paper assignees, wrongful repossession actions, prohibition, 83.820  
Crime victims, compensatory fines, credit, 137.101  
Custodial interference, 30.868  
Distribution, 31.735  
Drug manufacturers, 30.927  
Evidence, clear and convincing, 31.730  
Hazardous waste release, 465.260, 465.330  
Health practitioners, prohibition, 31.740  
Housing discrimination, 659A.885  
Indian graves and objects, violations, 97.760  
Interception of communications, 133.739  
Intimidation, 30.198  
Involuntary servitude, 30.867  
Justice, Department of, judgment creditor, 31.735  
Noneconomic damages, limitation inapplicable, 31.710  
Pleading, 31.725  
Product liability actions, 30.925  
Public bodies, prohibition, 30.269  
Racketeering activities, civil actions, 166.725  
State institutions, patients or inmates, records, improper inspection or release, 179.507  
Trafficking in persons, 30.867  
Unlawful debt collection practices, civil actions, 646.641  
Unlawful employment practices, civil actions, 659A.885  
Unlawful trade practices, civil actions, 646.638  
Weights and measures, security seal violations, civil actions, 618.516  
Wrongful death, 30.020  
**Racketeering, civil proceedings, 166.725**  
**Railroads, violation of laws, see RAILROADS**  
**Recreational vehicles**  
Franchises, dealers, 650.470, 650.480  
Rental agreements, occupancy in parks, 90.230  
**Removal of flood-deposited property, 99.010 et seq.**  
**Replevin actions, see REPLEVIN, generally**  
**Reputation, injury, noneconomic damages, definitional inclusion, 31.710**  
**Research and animal interference, 30.877**  
**Road legalization proceedings, claims, 368.211**  
**Sales contracts, see SALES**  
**School property injury by pupils, 339.270**  
**Seatbelt, nonuse of, evidence to mitigate, 31.760**  
**Secured transactions, secured party, 79.0625, 79.0628**  
**Securities, see SECURITIES**  
**Seed contracts, breach, 576.732**  
**Servicemembers Civil Relief Act, 30.138**  
**Setoff, comparative negligence, 31.615**  
**Severance**  
(Generally), 105.810, 105.815  
Water power, recapture, 537.395  
**Shoplifting, 30.875**  
**Smoke detectors, unlawful dwelling unit transfers, 479.265**  
**Snowmobiles, certain damages caused by, owner and operator liability, 821.310**  
**Social media accounts, students, educational institutions, 326.554**  
**Social Security numbers, disclosure violations, 326.591, 802.195**

## DAMAGES (Cont.)

**Sound and video recordings, civil actions, injuries caused by criminal acts, 164.866**  
**Sports officials, subjecting to offensive physical contact, 30.882**  
**Stalking, protective orders, violation, 30.866**  
**State institutions, patient and inmate actions, 179.507**  
**State lands**  
Investigation, prosecution, 273.185  
Recovery for, 273.241  
**State property, unlawful removal of materials, 273.241**  
**State, claims against, see STATE FINANCE**  
**Student athlete agents, violations, 702.057**  
**Subdivisions, manufactured dwellings, failure to give tenant notice, 92.839**  
**Surveys, see SURVEYS AND SURVEYORS**  
**Tax collectors, injury by, 311.015**  
**Television, cable, theft of services, 30.195, 30.196**  
**Torts, see TORTS**  
**Toxic household products, aversive agents, civil actions, 431.905**  
**Trade secrets, misappropriation, 646.465**  
**Trademarks and trade names, see TRADEMARKS AND TRADE NAMES**  
**Trafficking in persons, civil actions, 30.867**  
**Treble damages**  
Abuse, vulnerable persons, 124.100  
Agricultural research, interference, 30.876  
All-terrain vehicle owners and operators, certain damages, 821.310  
Animals, research interference, 30.877  
Debt collections, unlawful practices, 646.641  
Discount medical plan organizations, violations, 742.440  
Discrimination because of foreign government imposed discrimination, 30.860  
Drones, trespass, 837.380  
Equity conveyances, foreclosures, violations, 646A.760  
Fine prints, failure to disclose required information, 359.315  
Hazardous waste cleanup expenses, 466.680  
Insurance, collusive rates, 737.245  
Motor carriers, liability to injured persons, 823.085  
Odometer tampering, motor vehicles, 815.410  
Price discrimination actions, 646.140  
Public or medical assistance, wrongfully obtained, 411.690  
Public utilities, 756.185  
Research and animal interference, 30.877  
Snowmobile owners and operators, liability, certain damages, 821.310  
Trademark infringement, 647.105  
Trees, crops, injury or removal, 105.810  
Underground storage tank violations, 466.770, 466.820  
Waste actions, 105.805  
Waters, filling or removing materials, 196.875  
**Trespass, posted lands, 105.700**  
**Trustees, liability, 130.805, 130.810**  
**Underground storage tank violations, 466.770, 466.820**  
**United States surveys, 191.010, 191.020, 191.030, 191.040**  
**Unlawful employment practices, 659A.885**  
**Unlawful trade practice violations, 646.638, 646.641, 646.780**  
**Victims' compensation, see COMPENSATION OF VICTIMS, generally**  
**Vulnerable persons, abuse, 124.100**

## DAMAGES (Cont.)

- Wage claims**, see **COMPENSATION AND SALARIES**
- Warehouse receipts**, see **WAREHOUSE RECEIPTS**
- Waste**, 105.805
- Water**
  - Companies, 1891 Act, liability for overflow or leakage, 541.050
  - Filling or removing materials, 196.860, 196.870, 196.875
- Weights and measures, security seal violations**, 618.516
- Workers' compensation**, see **WORKERS' COMPENSATION**
- Youth Authority, Oregon, employees, damage to property of**, 420A.220
- Youth correction facility inmate conduct, liability**, 420.040

## DAMS AND RESERVOIRS

- See also **HYDROELECTRICITY; IRRIGATION; WATER AND WATER RIGHTS**
- Appropriation of water**
  - See also **WATER AND WATER RIGHTS**
  - Certificates, 537.405, 537.407, 537.409
  - Fees, 536.050
  - Ground water reservoirs, see **WATER AND WATER RIGHTS**
  - Permits
    - (Generally), 537.400
    - Alternate application process, 537.409
    - Application, generally, 537.140, 537.400
    - Exempt reservoirs, 537.405
    - Inclusion, construction dates and perfection of water right, 537.248
    - Recharging ground water sources, 537.135
    - Water Resources Commission, specifying operation by order, 537.170
- Automatic stream level recording devices, installation**, 541.535
- Center for Lakes and Reservoirs**, 352.191, 352.207
- Condemnation**
  - Pipeline corporation, 772.050, 772.055
  - Right of way, 772.305
- Construction**
  - Consultant reports, 540.380
  - County regulation, 551.160
  - Exempting certain dams from regulations, 540.400
  - Fish, safe passage, requirements, 540.350
  - Inspections, 540.350
  - Modifications
    - Enforcing compliance, 540.370
    - Hearing, 540.350
    - Orders, appeals, 540.360
  - Plans, approval, 540.350
- County authority, regulation**, 551.160
- Detroit Lake, recreational use**, 536.595
- Distribution of water**
  - (Generally), 540.210
  - Delivery of water, controlling, 540.410
  - Expenses, payment, 540.220, 540.230, 540.240, 540.250, 540.260
  - Measuring devices, 540.330
  - Outlets required, 540.340
  - Release of water, see **Release of water**, this topic
  - Watermasters, 540.210 et seq., 540.330, 540.410
- Diversion, outlet, requiring**, 540.340
- Fish and wildlife**, see **FISH AND WILDLIFE**
- Hazard ratings, annual fees**, 536.050
- Headgate, closing or adjusting, expenses**, 540.410

## DAMS AND RESERVOIRS (Cont.)

- In-stream water rights, stored water**, 537.336, 537.341
- Inspection on request of landowners**, 540.390
- Klamath River**, see **KLAMATH RIVER**, generally
- Map and surveys**, 537.400, 537.409
- McNulty Creek storage**, 538.280
- Metropolitan Service District**, 268.030, 268.310
- Navigable streams, construction**, 780.010
- North Umpqua River**, 541.875, 541.880
- Oil and gas**, see **OIL AND GAS**
- Outlets to permit natural flow**, 540.340
- Permits, water rights**, see **Appropriation of water**, this topic
- Release of water**
  - Emergency, 537.190, 541.540
  - Hearings, 541.520, 541.525
  - Hydroelectric projects, license conditions, 543.300
  - Injunction, 541.545
  - Notices
    - Owner or operator to persons endangered, 537.190, 541.510, 541.540
    - Water Resources Commission to owner or operator, 541.510, 541.515, 541.525
  - Penalties, 541.990
  - Regulation, order, 541.530
  - Stream level recording devices, 541.535
- Removal and fill, application of laws**, 196.905
- Rogue River watershed project**, 542.210
- Scenic waterways, policy**, 390.815, 390.835
- Splash dams, prohibition, abatement**, 541.450, 541.455, 541.460, 541.990
- Squaw, use of term, public property, prohibition**, 271.600
- Umpqua River**, 541.875, 541.880
- Water companies, 1891 Act**, 541.060
- Water control districts**, see **WATER CONTROL DISTRICTS**, generally
- Water improvement districts**, see **WATER IMPROVEMENT DISTRICTS**, generally

## DANCING AND DANCE HALLS

- Entertainment establishments, city and county authority**, 471.164
- Obscenity and indecency, live shows**, see **OBSCENITY AND INDECENCY**
- Public dances, minors, employment**, 167.830, 167.840

## DANGEROUS OFFENDERS

- Contact with child, unlawful, sex offenders**, 163.479
- Correctional institutions**, see **CORRECTIONAL INSTITUTIONS**
- Guilty or no contest plea, additional penalty, informing defendant**, 135.385
- Parole and probation**, see **PAROLE, PROBATION, AND POST-PRISON SUPERVISION**
- Release, discharge, escape, etc.; notice to victims**, 161.325, 161.326
- Sentence**, 161.725, 161.735, 161.737
- Unlawfully being in location where children regularly congregate, sex offenders**, 163.476

## DANGEROUS WEAPONS

- See **WEAPONS AND FIREARMS**

## DATA PROCESSING

- See **COMPUTERS AND INFORMATION SYSTEMS**, generally

## DAVIS, KEVIN DEWAYNE

Fallen Hero roadside memorial sign, 366.931

## DAY CARE

Adult day care, see SENIOR CITIZENS

Child care, see CHILD CARE, generally; CHILD CARE FACILITIES, generally

## DAYLIGHT SAVINGS TIME

(Generally), 187.110

## DEAD BODIES

See also ANATOMICAL GIFTS; CEMETERIES; DEATH; FUNERALS AND FUNERAL BUSINESSES

Abuse of corpse, see ABUSE OF CORPSE, generally

Animal carcasses, see CARCASSES, generally

Attachment forbidden, 97.110

### Autopsies

(Generally), 146.055, 146.117

Consent, form, 97.082

Deputy medical examiners, ordering (impermissible), 146.085

Indigent decedents, unclaimed bodies, 97.190

Pardons, commutations and reprieves, autopsy report, furnishing Governor, 144.650

Pathologists

(Generally), 146.045, 146.117

Defined, 146.003

List, maintaining, State Medical Examiner, 146.035

Public records disclosure exemption, 192.501

Reports, 146.035, 146.075

Retaining body tissue or organs, 146.117

State Medical Examiner

Pathologists, designation, 146.045

Performing, assisting, advising, etc., 146.055

Burial, see BURIAL, generally

Counseling expenses, person discovering corpse of crime victim, 147.025

Cremation, see CREMATION, generally

Custody, deaths requiring investigation, 146.103

### Disinterment and removal

(Generally), 97.220

Abandonment of cemetery, 97.450, 226.510 et seq.

Consent necessary, 97.220, 97.990

Dedication of cemetery, removal, 97.440

Medical examiner investigations, 146.045

Permit required, 432.158, 432.163

Remains pre-1909, comment by Oregon Commission on Historic Cemeteries, 97.440, 97.450

### Disposition

(Generally), 97.120, 97.130, 432.158

Anatomical gifts, see ANATOMICAL GIFTS, generally

Armed forces deaths, 97.130

Attachment forbidden, 97.110

Authorization, 432.158, 432.163

Autopsies, see Autopsies, this topic

Burial, see BURIAL, generally

Cremation, see CREMATION, generally

Definitions, 97.010

Form, appointment, person to make decisions, 97.130

Gifts, see ANATOMICAL GIFTS, generally

Homicide suspect not to control, 97.130

Notice, relatives etc., 97.160, 97.170, 97.990

Offensive manner, investigation, 146.090

## DEAD BODIES (Cont.)

### Disposition (Cont.)

Permit requirements, 146.121, 146.992, 432.158, 432.163

Personal representatives, powers, 97.130, 97.160

Public health emergencies, disposal, 433.449

Report of death

Filing fee, use, 413.825

Permits, 432.158, 432.163

Requirement, generally, 146.121

Right to control, generally, 97.130

Rules, 97.170, 97.210

Unclaimed bodies

(Generally), 97.170

Diseases, application of laws, 97.210

Educational use, 97.170 et seq.

Filing fee, report of death, use, 413.825

Hospitals and sanitariums, requirements, 97.160, 97.990

Medical examiner investigations, 97.170, 146.121

Payment of expenses, 97.200, 146.075, 146.121

Penalties, 97.990

Post-mortem examination, 97.190

Reimbursement, funeral practitioner, 97.170

Waiting period, 97.180

Unidentified remains, disposal by medical examiner, 146.174

### Embalming, etc., deaths requiring investigation

Deputy medical examiners, authorizing not permissible, 146.085

Penalties, 146.992

Permission, 146.103

Exhumation, see Disinterment and removal, this topic

Genetic research, 192.540

Identification, see IDENTITY AND IDENTIFICATION

Infants, concealing birth, 167.820

Insurance Code exemption, transportation, 731.036

Investigations, see DEATH

Jurisdiction, criminal homicide, 131.235

### Medical examiners

Autopsies, see Autopsies, this topic

Public health emergencies, disposal, 433.449

Unclaimed bodies, disposition, 97.170, 146.121

Unidentified remains, disposal, 146.174

### Money or personal property

Disposition, 146.125

Inventory, maintaining, 146.075

Nontransplant anatomical research recovery organizations, see NONTRANSPLANT ANATOMICAL RESEARCH RECOVERY ORGANIZATIONS, generally

Pick up and delivery, licensing laws exemption, 692.040

Public health emergencies, disposal, 433.449

Purchase or sale of body parts, prohibition, 97.981

### Removal from place of death

Authorization, deputy medical examiner, 146.085

Funeral service practitioners, out-of-state, certificate of removal registration, 692.270

Permission, 146.103

### Removal from state

Certificate of removal registration, 692.160

Notice, county registrar, 432.158

Unclaimed, disposition, see Disposition, this topic  
Unidentified human remains, see IDENTITY AND IDENTIFICATION

## DEADLY PHYSICAL FORCE

See **FORCE AND VIOLENCE**

## DEADLY WEAPONS

See **WEAPONS AND FIREARMS**

## DEAFNESS AND HEARING IMPAIRMENTS

Assistance animals, see **ASSISTANCE ANIMALS**, generally  
Bilateral cochlear implants, health insurance, 743A.140  
Children, newborn, hearing screening tests, registry, 433.321, 433.323, 433.326, 433.327  
Deaf and Hard-of-Hearing Services Program, Oregon, 410.740  
Emergency 9-1-1 telephone system, TTY use, 403.145  
Higher education, grants-in-aid, 346.070  
Interpreters, sign language, defined, 185.110  
Jury service, 10.030, 10.115  
Pedestrian rights, 814.110, 814.120  
Public meetings, accommodations, 192.630  
School for the Deaf, Oregon, see **SCHOOLS AND SCHOOL DISTRICTS**  
Sign language, see **SIGN LANGUAGE**, generally  
Smoke detectors, 479.255, 479.258  
Telecommunication assistive devices, see note following, 759.690  
Telephone 9-1-1 system, TTY use, 403.145  
Witness privilege, sign language interpreters, 40.272

## DEATH

See also **DEAD BODIES; MEDICAL EXAMINERS**  
Abuse of care facility residents, civil penalties, 443.455, 443.775  
Action for damages, see **DEATH ACTIONS AND CLAIMS**, generally  
Advance directives for health care, see **MEDICAL CARE AND TREATMENT**  
Anatomical gifts, see **ANATOMICAL GIFTS**, generally  
Annulment suits, appeal pending, 107.115  
Armed forces records, evidence, 43.450  
Attorney, effect on limitations, 12.195  
Bank deposits, see **BANKS AND BANKING**  
Bodies, see **DEAD BODIES**, generally  
Burial, see **BURIAL**, generally; **CEMETERIES**, generally; **CREMATION**, generally  
Candidates, see **ELECTIONS**  
Certification, cause and manner of death, investigations, 146.045, 146.090, 146.095  
Checks, see **CHECKS**  
Child fatalities  
Abuse or neglect suspected, see **CHILD ABUSE**  
State Technical Assistance Team, 418.706  
Suicide, review, 418.748, 418.785  
Civil death, conviction of felony, 137.275  
Community property, see **COMMUNITY PROPERTY**  
Compensation of victims, see **COMPENSATION OF VICTIMS**, generally  
Consent (right to die), see **Right to die**, this topic  
Conservatorships  
State payees, payment to conservators of survivors, 293.490, 293.495, 293.500  
Wages, payment to conservators of survivors, 293.490, 293.495, 293.500, 652.190

## DEATH (Cont.)

Controlled substances, unlawful use, see **CONTROLLED SUBSTANCES**  
Correctional institutions  
Notifications, making, 146.100  
While incarcerated, investigation, medical examiner, 146.090  
Credit unions, death of member, disposition of accounts, 723.466, 723.480  
Dead bodies, see **DEAD BODIES**, generally  
Deadly physical force, see **FORCE AND VIOLENCE**  
Death care consultants, see **FUNERALS AND FUNERAL BUSINESSES**  
Death penalty, see **SENTENCE AND PUNISHMENT**  
Death with Dignity Act, see **Medication to end life, request**, this topic  
Defending persons, see **DEFENDING PERSONS**, generally  
Developmental disabilities and mental illness, individuals with, reports access, 146.035  
District attorneys, investigations, see **Investigations**, this topic  
Divorce suits, appeal pending, 107.115  
Domestic violence fatality review teams, see **FAMILY ABUSE AND VIOLENCE**  
Elections, see **ELECTIONS**  
Escheat, see **ESCHEAT**, generally  
Estate tax, see **ESTATE TAX**, generally  
Estates, see **ESTATES**, generally  
Evidence, see **EVIDENCE**  
Execution, issuing against deceased party, 18.312  
False report, harassment, 166.065  
Family leave from employment, see **LABOR AND EMPLOYMENT**  
Farm implements retailer, inventory repurchase, 646A.306  
Felon, civil, 137.275  
Fetal death  
See also **ABORTION**  
Amendments to records, 432.143  
Certified copies of records, 432.143, 432.380  
Data collection, outcomes, 687.495  
Disposition of remains, 432.158, 432.163  
Furnishing information to State Registrar, 432.075  
Reports of death  
(Generally), 432.133 et seq.  
Disposition of remains, 432.158, 432.163  
Extension for submitting, 432.163  
Keeping information required for reports, 432.083  
Submission and registration, mandatory, 432.143  
Stillbirths, commemorative certificate, 432.148  
Funerals and funeral businesses, see **FUNERALS AND FUNERAL BUSINESSES**, generally  
Governor's proclamation, missing persons, war, disaster, etc., 176.740  
Homicide, see **HOMICIDE**, generally  
Hospice services, see **HOSPICE SERVICES**, generally  
Hospitals, see **HOSPITALS**  
Income tax (state), see **INCOME TAX (STATE)**  
Information, furnishing State Registrar, 432.075  
Injury and violence prevention program, statewide, 431.678  
Inquests  
See also **Investigations**, this topic  
(Generally), 146.135 et seq.  
Implied bias, challenge, service on jury, 136.220  
Jury  
(Generally), 10.020, 10.810

## DEATH (Cont.)

### Inquests (Cont.)

#### Jury (Cont.)

- Defined, 10.810
- Fees, 10.065
- Number, 10.810
- Qualifications, 10.030
- Summoning, 10.810
- Verdicts, 10.820, 146.155, 146.165
- Order and jury summons, 146.135
- Proceedings, 146.155
- Verdicts, 10.820, 146.155, 146.165

### Insurance, life or health, occurrence of death, required days after accident, 743.053

### Intent to cause, provoking another to use force, 161.215

### Investigations

- See also **Inquests**, this topic
- (Generally), 146.090, 146.100
- Assistant district medical examiners, 146.080
- Autopsies, see **DEAD BODIES**
- Blood or urine samples, laboratory analysis, 146.113
- Body not found, report of death, filing, 146.045
- Certification, cause and manner of death, 146.045, 146.090, 146.095
- Child fatalities, abuse or neglect suspected, see **CHILD ABUSE**
- Circumstances requiring, 146.090
- Control and cooperation, State Medical Examiner and district attorney, 146.045
- County of occurrence, 146.100
- Deadly physical force, peace officers, 181.789
- Definitions, 146.003
- Deputy medical examiners, 146.085
- Domestic violence fatality review teams, 418.714, 418.718
- Enforcement, 431.150
- Entry and search, buildings, rooms, etc., 146.107
- Evidence, preservation, 146.103
- Exhumation, body, order, 146.045
- Expenses, 146.075
- Health inspection warrant, 654.206
- Medical records and materials, providing, cooperation, 146.100
- Missing persons, see **IDENTITY AND IDENTIFICATION**
- Money or personal property on body
  - Disposition, 146.125
  - Inventory, maintaining, 146.075
- Moving and custody, body and effects (Generally), 146.085, 146.103
- Penalty, 146.992
- Premises, control, 146.103, 146.107
- Removal, body, place of death, authorization, 146.085, 146.103
- Reports, see **Reports**, this topic
- Responsibility for investigation, district medical examiner and district attorney, 146.095
- Rules, 146.015
- Sudden infant death syndrome, 431.120
- Weapons, moving and custody, 146.090

### Judges, proceedings unaffected, 1.120

### Jurors

- Alternate, substitution, 136.280
- Inquests, see **Inquests**, this topic

### Labor and employment, investigation, medical examiner, 146.090

### Laboratories, tests and reports

- Blood or urine analysis, approval, 146.045, 146.113
- Maintaining, 146.075
- Obtaining, 146.035

## DEATH (Cont.)

### Life insurance

- Acceleration of death benefits, 743.154
- Occurrence of death, required days after accident, 743.053

### Limitation of actions and proceedings, see **LIMITATION OF ACTIONS AND PROCEEDINGS**

### Liquor licensees, disposition of license and stock, 471.292

### Medical examiners, investigations, see **Investigations**, this topic

### Medication to end life, request

- (Generally), 127.800 et seq.
- Claims, governmental entities, 127.892
- Construction of Act, 127.880
- Contracts, construction, effect, 127.870
- Costs, governmental entities, recovery, 127.892
- Definitions, 127.800
- Diagnosis, terminal disease, 127.820
- Form, request, 127.897
- Immunities, civil or criminal liability or professional disciplinary action, 127.885
- Insurance or annuity policies, 127.875
- Liabilities, altering request for medication, 127.890
- Medical record documentation requirements, 127.855
- Oregon Health Authority, record review, 127.865
- Participation, health care providers, 127.885
- Prohibitions, imposition, one health care provider on another, 127.885
- Reporting requirements, 127.865
- Rescinding request, right, 127.845
- Residency, Oregon, 127.860
- Safeguards
  - (Generally), 127.815 et seq.
  - Attending physician, responsibilities, 127.815
  - Consulting physician, confirmation, 127.820
  - Counseling referral, 127.825
  - Decision, informed, verification, 127.830
  - Family notification, 127.835
  - Oral and written requests, 127.840
- Severability of sections, 127.895
- Statutes, construction, effect, 127.870
- Terminal disease, diagnosis, 127.820
- Waiting periods, 127.850
- Wills, construction, effect, 127.870
- Written request
  - (Generally), 127.840
  - Disqualification, 127.805
  - Form, 127.810
  - Initiating, capable adults, 127.805

### Miscarriage, see **Fetal death**, this topic

### Missing persons, presumption of death, see **EVIDENCE**

### Money of deceased

- Disposition, 146.125
- Inventory, maintaining, district medical examiner, 146.075

### Morbidity and mortality studies, 413.196

### Motor carrier certificates, licenses, transfer, 825.129

### Negotiable instruments, death of signer, bank customer, authority of bank, 74.4050

### Notices

- (Generally), 146.100
- District medical examiner, 146.100
- Intestate without heirs, 146.125
- Relatives, next of kin, etc., 97.160, 97.170, 97.990, 146.109

### Nurse practitioners, reports of death, 678.375

### Parole decision, crime involving death, review, 144.054

## DEATH (Cont.)

- Parties, substitution**, ORCP 34A, ORCP 34B, ORCP 34D, ORCP 34F, ORCP 34G
- Peace officers notification, making**, 146.100
- Penalty, death**, see **SENTENCE AND PUNISHMENT**
- Personal injuries**, see **DEATH ACTIONS AND CLAIMS**, generally
- Personal property**
  - Disposition, 146.125
  - Inventory, maintaining, district medical examiner, 146.075
- Personal representatives**, see **Relatives and personal representatives**, this topic
- Physician assistants, reports**, 677.518
- Physicians and surgeons**
  - Notifications, making, 146.100
  - Physician-assisted suicide, see **Medication to end life, request**, this topic
  - Reports of death, see **Reports**, this topic
- Presumptions**, see **EVIDENCE**
- Preventing, passenger carriers, using force**, 161.205
- Probate**, see **PROBATE**, generally
- Provoking another to use force, cause, intent**, 161.125
- Public Employees Retirement System, death benefits**, see **PUBLIC EMPLOYEES RETIREMENT SYSTEM**
- Public or medical assistance recipients, payments, survivors**, 411.610
- Real estate broker, sole principal, effect**, 696.205
- Real property transactions, nonmaterial facts**, 93.275
- Records**, see **VITAL STATISTICS**
- Relatives and personal representatives**
  - Autopsies, consent, 97.082
  - Claims, money or personal property, 146.125
  - Disclosures of personal information, 192.573, 746.611
  - Disposition of body, control of, 97.130 et seq.
  - Notice, 97.160, 97.170, 97.990, 146.109
  - Probate, see **PROBATE**, generally
  - Reports, obtaining, 146.035
  - Support of spouse, termination, death of party, 107.105
- Reports**
  - Investigations
    - (Generally), 146.095
    - Amendments to report, 146.045
    - Blood and urine analysis, 146.113
    - Criminal homicide, suspected, 181.580
    - District office duties, 146.075
    - Inspection, 146.035, 146.075
    - Public records disclosure exemption, 192.501
    - State Medical Examiner duties, generally, 146.035
    - Submission to State Medical Examiner, 146.095
  - Laboratories, see **Laboratories, tests and reports**, this topic
  - Report of death
    - (Generally), 432.133 et seq.
    - Amendments, cause or manner of death, 146.045, 432.075, 432.133
    - Body not found, State Medical Examiner, 146.045
    - Chiropractors, 684.030
    - Disposition of remains, see **DEAD BODIES**
    - District medical examiner, submission, 146.095
    - Extensions for submitting, 432.163
    - Fees, 413.825, 432.435
    - Fetal death, see **Fetal death**, this topic
    - Funeral service practitioners, 432.133, 692.270

## DEATH (Cont.)

- Reports (Cont.)**
  - Report of death (Cont.)
    - Keeping information necessary for reports, 432.083
    - Medical certifiers, generally, 432.133
    - Natural disasters, war, etc., missing persons, 176.740
    - Naturopaths, 685.050
    - Nurse practitioners, 678.375
    - Physician assistants, 677.518
    - Place or date of death unknown, 432.133
    - Presumptive, 146.045, 432.133, 432.138
    - Registration
      - (Generally), 432.133, 432.143
      - Court orders, 432.138
    - Submission, mandatory, 432.133, 432.143
    - Veterans, suicides, information requirements, 432.133
  - State institutions, 179.509
- Right to die**
  - Medication to end life, see **Medication to end life, request**, this topic
  - Withdrawing life support, see **MEDICAL CARE AND TREATMENT**
- Rules**
  - Investigations, 146.015
  - Survivorship rules, simultaneous death, 112.570 et seq.
  - Unclaimed bodies, disposition, 97.170, 97.210
- Safe deposit boxes, death of lessee, access and disposition of contents**, 114.535, 114.537, 708A.655, 723.844
- Securities, transfer on death registration**, see **SECURITIES**
- Self-defense**, see **SELF-DEFENSE**, generally
- Sentence**, see **SENTENCE AND PUNISHMENT**
- Simultaneous**, see **PROBATE**
- Special assessments, extension, time for payment**, 311.722
- Spouses**, see **Relatives and personal representatives**, this topic
- State institutions, reports**, 179.509
- State officers and employees**
  - Amounts due from state, payment, 293.490 et seq.
  - Savings bonds, salary deductions, disposition, 292.110
- Substitution of parties**, ORCP 34A, ORCP 34B, ORCP 34D, ORCP 34F, ORCP 34G
- Sudden infant death syndrome, investigations**, 431.120
- Suicide**, see **SUICIDE**, generally
- Support of spouse, termination, death of party**, 107.105
- Taxpayers**, see **INCOME TAX (STATE)**
- Terminal illness**, see **DISEASES AND INJURIES**
- Tests**, see **Laboratories, tests and reports**, this topic
- Toy-related death, reporting, physicians**, 677.491
- Training programs, examiners and law enforcement agencies**, 146.095, 146.155
- Unclaimed money or property on body**
  - Disposition, 146.125
  - Inventory, maintaining, 146.075
- Unemployment compensation, disposition**, 657.255
- Venue, homicide, death in another county**, 131.315
- Victims, two or more, multiple offenses**, 131.505
- Wages, due to deceased**, 293.490 et seq., 652.190
- Wills**, see **WILLS**, generally
- Workers' compensation**, see **WORKERS' COMPENSATION**

## DEATH (Cont.)

Wrongful, see **DEATH ACTIONS AND CLAIMS**, generally

## DEATH ACTIONS AND CLAIMS

(Generally), 30.010 et seq., 30.075  
Advance payments, 31.550  
Appointment, administrator of estate, wrongdoer, 30.090  
Attorney fees, 30.075  
Beneficiaries, shares, 30.030, 30.040, 30.050, 30.060  
Breast implants, statute of limitations, actions, 12.276  
Children, 30.010, 30.020  
Collateral benefits, effect, 31.580  
Comparative negligence, 31.600, 654.336  
Compromise authorized, 30.070  
Construction agreements, certain provisions void, 30.140, 30.145  
Damages, 30.020, 30.030, 30.040, 30.050, 30.080, 30.271, 30.272  
Death of wrongdoer  
Administrator, appointment, 30.090  
Effect, 30.080  
Substitution of representative, 30.100  
Defense, felonious conduct, 31.180  
Defibrillators, emergency medical assistance, immunity from liability, 30.802  
Discharge by compromise, 30.070  
Distribution of recovery, 30.030, 30.040, 30.050, 30.060  
Forest operations, lawfully leaving trees and debris, limitation on liability, 527.780, 527.785  
Guest passenger claims, 30.115, 30.130  
Joint tortfeasors, contribution, see **TORTS**  
Limitations, statute of, 30.020, 30.275  
Minors, 30.010, 30.020  
Motor vehicles, persons renting, loaning, donating or otherwise providing, liability, 30.135  
Parties  
(Generally), 30.020, 30.080  
Disability, 30.100  
Payment, when discharged, 30.070  
Personal representatives  
Prosecution, 114.305  
Substitution as party defendant, 30.100  
Persons who may sue, 30.020, 30.080  
Public bodies, against, 30.265, 30.271, 30.272, 30.275  
Settlement  
(Generally), 30.070  
Amounts, distribution, beneficiaries, 30.040  
Statutes of limitation, 30.020, 30.075, 30.275  
Stepchild or stepparent, actions, 30.020  
Survival on death of wrongdoer, 30.080, 30.090, 30.100  
Venue of action, 14.080  
Wrongdoer, death, effect, 30.080  
Wrongful Death Act, 30.010 et seq.

## DEATH SENTENCE

See **SENTENCE AND PUNISHMENT**

## DEATH WITH DIGNITY ACT

See **DEATH**

## DEBIT CARDS

See **CREDIT CARDS AND DEBIT CARDS**, generally

## DEBT MANAGEMENT SERVICE

### PROVIDERS

See also **COLLECTION AGENCIES**

Attorney fees, injunctions or restraining orders, 697.762

Bond requirement, 697.642

Budget analysis requirement, 697.652

Cease and desist orders, 697.825

Claims against

Ascertainable loss by consumer, 697.718, 697.822

Damages, 697.762

Limitation on commencement of action, 697.718

Remedy not exclusive, 697.822

Trust account funds, execution or attachment, 697.722

Contracts and agreements

Cancellation, 697.652, 697.662

Contents, 697.652

Copies, 697.652

Later charges or reserves provisions, prohibited, 697.662

Requirement, written agreement, 697.652

Waivers, 697.652

Definitions, 697.602

Disclosures to consumer, requirements, 697.707

Disposition, moneys received by state, 697.842

Enforcement, generally, 697.825

Examinations, violation investigations, 697.732

Execution or attachment, trust account funds, 697.722

Fees

Attorney fees, 697.762

Chargeable to consumers, 697.692, 697.707

Disclosure requirements, 697.707

Refunds to consumer, 697.652

Registration, 697.632

Witnesses, investigations, 697.732

Fraud and deceit, 697.662, 697.752

Funds of consumer, trust accounts, 697.682, 697.722

Injunctions or restraining orders, 697.762

Investigations, 697.732

Jurisdiction of courts, violations, 697.992

Liability, consumer's ascertainable loss, 697.718

Penalties, 697.832, 697.990

Prohibited practices, 697.662, 697.752, 697.762

Rates, authorized charges, 697.692

Records

(Generally), 697.672

Disclosure, access, 697.732

Examination, investigation, 697.732

Interference with, prohibition, 697.702, 697.990

Registration

Application, information required, 697.632

Bond requirement, 697.642

Denial, revocation, suspension, 697.752

Exemptions, 697.612

Fees, 697.632

Required, 697.612

Rules, 697.632

Violations, penalties, 697.990

Rules

(Generally), 697.840

Records, 697.672

Registration, 697.632

Subpoenas and witnesses, investigations, 697.732

Trust accounts, consumer funds, 697.682, 697.722

Unlawful trade practices, 646.608

**DEBT POLICY ADVISORY  
COMMISSION, STATE**  
(Generally), 286A.250, 286A.255

**DEBTORS AND CREDITORS**

See also **ASSIGNMENTS FOR BENEFIT OF CREDITORS; ATTACHMENT; BANKRUPTCY; COLLECTION AGENCIES; CONSUMER FINANCE; DEBT MANAGEMENT SERVICE PROVIDERS; EXECUTION; INSOLVENCY; LIENS; LOANS; MORTGAGES**

**Abandoned property, credit memos**, 98.338  
**Arrest for debt**, CONST. I §19  
**Attachment**, see **ATTACHMENT**, generally  
**Attorney fees**, see **ATTORNEY FEES**  
**Bad debts**, see **ACCOUNTANTS AND ACCOUNTING**  
**Bankruptcy**, see **BANKRUPTCY**, generally  
**Banks, merger or conversion, creditors rights, impairment**, 711.190  
**Business address, use on credit applications, denials**, 646A.240  
**Charge cards**, see **CREDIT CARDS AND DEBIT CARDS**, generally  
**Child support obligors**, see **SUPPORT OF DEPENDENTS**  
**Cities**, see **CITIES**  
**Codebtors, contribution**, 18.242  
**Collection and enforcement**  
Collection agency businesses, see **COLLECTION AGENCIES**, generally  
Courts, monetary obligations, criminal judgments, 137.118  
Criminal judgments, monetary obligations, collection, state or private collection agency, 137.118  
Gambling, Internet, 167.112  
Housing Choice Landlord Guarantee Program, 456.380  
Imprisonment for debt, CONST. I §19  
Judgment debtors, execution, see **EXECUTION**, generally  
Mortgage banker or broker, 86A.175  
Oregon Health and Science University, 348.303  
Public utilities, 757.077, 757.225  
Revenue, Department of, engaging collection agency, 305.850  
School districts, debts owed by students and parents, 339.270  
Seal or letterhead, public, use prohibition, 646.639, 697.107  
State agencies, see **STATE FINANCE**  
Unlawful collection  
(Generally), 646.607, 646.639  
Damage action, 646.641  
Definitions, 646.639  
Fair Debt Collection Practices Act, compliance, 646.643  
Racketeering, proceeds use, 166.720  
Unconscionable tactics, 646.607  
**Commercial code**, see **COMMERCIAL CODE**, generally  
**Community property, disposition at death, creditor rights**, 112.755, 112.765, 112.775  
**Conservatorships**, see **CONSERVATORSHIPS**, generally  
**Construction contractors, licensing sanctions**, 701.102  
**Consumer finance**, see **CONSUMER FINANCE**, generally  
**Consumer paper, not negotiable**, 83.820  
**Consumer reporting agencies, reports, nonpayment of court fines**, 161.685

**DEBTORS AND CREDITORS (Cont.)**

**Contract guarantee, writing necessary**, 41.580  
**Corporations, enforcement of claims against dissolved corporations**, 60.645  
**Counties**, see **COUNTY FINANCES**  
**Court fines, nonpayment**, 161.685  
**Courts, accounts receivable, collection**, see **COURTS**  
**Credit cards**, see **CREDIT CARDS AND DEBIT CARDS**, generally  
**Credit union debts, liability**, 723.192  
**Criminal judgments, monetary obligations, collection, state or private collection agency**, 137.118  
**Debt management service providers**, see **DEBT MANAGEMENT SERVICE PROVIDERS**, generally  
**Debtor, defined, secured transactions**, 79.0102  
**Definitions, loan, loan agreement**, 82.150  
**Diking district dissolution**, 551.180  
**District organization changes, creditor rights**, 198.790  
**Drainage districts**, see **DRAINAGE DISTRICTS**  
**Economic development, qualified businesses, loan or credit guarantees**, 285B.206  
**Employment discrimination, credit history**, 659A.320  
**Enforcement**, see **Collection and enforcement**, this topic  
**Enforcement of judgments**  
Attachment, see **ATTACHMENT**, generally  
Execution, see **EXECUTION**, generally  
Garnishment, see **GARNISHMENT**, generally  
**Execution**, see **EXECUTION**, generally  
**Extension of credit**  
Application evaluations, violations, actions, 646A.240, 646A.244  
Creditor, defined, 646A.242  
**Fines, nonpayment**, 161.685  
**Foreign-Money Claims Act, Uniform**  
(Generally), 24.260 et seq.  
Amount of money, certain contract claims, determining, 24.280  
Application of laws, 24.265, 24.270, 24.325  
Asserting and defending claim, 24.285  
Awards, 24.290  
Conversion, foreign money, distribution proceeding, 24.295  
Currency substitution, effect, 24.315  
Definitions, 24.260  
Foreign judgments, enforcement, 24.305  
Interests, prejudgment and judgment, 24.300  
Judgments, 24.290  
Post-judgment enforcement, 24.290  
Principles of law, application, 24.320  
Proper money of claim, determining, 24.275  
Severability of provisions, 24.330  
Title of Act, 24.335  
United States dollar value, determining, 24.310  
**Fraud, sales, creditor rights**, 72.4020  
**Fraudulent conveyances**, see **FRAUDULENT CONVEYANCES**, generally  
**Gambling, Internet**, 167.109, 167.112  
**Garnishment**, see **ATTACHMENT**, generally; **GARNISHMENT**, generally  
**Housing, creditor rights**  
Enforcing obligations, 456.205, 456.210  
Rentals, effect on, 456.165  
**Human Services, Department of, setoffs**, 409.747  
**Husband and wife**, see **SPOUSES**  
**Imprisonment for debt**, CONST. I §19  
**Injunctions, unlawful debt collection, racketeering**, 166.720

## DEBTORS AND CREDITORS (Cont.)

**Insolvency**, see **INSOLVENCY**, generally  
**Installment contracts**, see **RETAIL INSTALLMENT CONTRACTS**, generally  
**Insurance, credit policies**, see **HEALTH INSURANCE; LIFE INSURANCE**  
**Irrigation districts**, see **IRRIGATION DISTRICTS**  
**Joint obligations, judgments by confession**, ORCP 73D  
**Joint tenancy, creditor rights**, 105.920  
**Judgments by confession**, ORCP 73  
**Judgments, tax payments before entry**, 311.415  
**Jurors, implied bias**, 136.220  
**Landscape contracting businesses, debts, license sanctions**, 671.607  
**Leases**  
Creditors of lessor, rights, 72A.3080  
Creditors of parties, enforceability against, 72A.3010  
**Letters of credit**, see **COMMERCIAL CODE**  
**Limited liability companies, judgment creditors**, 63.259  
**Limited partnerships, assignment of interests, rights**, 70.295  
**Local governments**, see **LOCAL GOVERNMENTS**  
**Married persons**, see **SPOUSES**  
**Militia, active service, relief**, 399.238, 399.240  
**Minors, payments to**, see **MINORS**  
**Negotiable instruments**, see **NEGOTIABLE INSTRUMENTS**, generally  
**Notes**, see **NEGOTIABLE INSTRUMENTS**, generally  
**Open-end loan plans**, 725.345, 725.347  
**Partition**  
Answers, 105.230  
Liens, 105.220, 105.280, 105.285, 105.300, 105.365  
**Payday loans**, see **PAYDAY AND TITLE LOANS**, generally  
**Payment in full, marking negotiable instrument, effect**, 73.0311  
**Ports**, see **PORTS**  
**Prepayment penalty, statement in agreement**, 82.160, 86.150  
**Public corporations**, see **LOCAL GOVERNMENTS**  
**Public employee retirement benefits**, 238.445, 238.447  
**Public utilities, collections**, 757.077, 757.225  
**Racketeering**  
Unlawful debt collection, proceeds use, 166.720  
Unlawful debt defined, 166.715  
**Real property**  
Notices of sale, see **EXECUTION**  
Transfer on death deeds, 93.973  
Unpaid rents and profits, lien recordation and notice, 93.806  
**Receivers, appointment**, ORCP 80B  
**Repayment, lender refusal to accept, notice**, 82.170  
**Revenue, Department of**  
Collection agencies, engaging, 305.850  
Collections, amounts owed state, 293.250  
Liquidated debts, setoffs, 293.250  
**Salaries, wage actions and claims**, see **COMPENSATION AND SALARIES**  
**Sales, credit**, see **SALES**  
**School districts, debts owed by students and parents**, 339.270  
**Secured debts**  
Deceased debtor, 33.610, 112.335, 114.345, 115.065  
Evaluating the securities, 33.610  
F.H.A. bonds, 86.630  
Mortgage bonds, 86.630

## DEBTORS AND CREDITORS (Cont.)

**Secured debts (Cont.)**  
Prepayment penalty statement, 86.150  
Statutes, application, 86.640  
**Secured transactions**, see **SECURED TRANSACTIONS**, generally  
**Small estates**, see **PROBATE**  
**Spouses**, see **SPOUSES**  
**State finance**, see **STATE FINANCE**  
**Student loans, default losses, reimbursement**, 348.095  
**Support of dependents**, see **SUPPORT OF DEPENDENTS**  
**Taxes**, see **TAXATION**  
**Title loans**, see **PAYDAY AND TITLE LOANS**, generally  
**Transfer on death deeds**, 93.973  
**Trusts, claims against**, see **TRUSTS AND TRUSTEES**  
**Truth-in Lending Act, consumer loans, deferred payments, previously disclosed rate**, 725.340  
**Unlawful collection**, see **Collection and enforcement**, this topic  
**Wage actions and claims**, see **COMPENSATION AND SALARIES**  
**Writing, agreements, requirement**, 41.580

## DECEDENTS ESTATES

See **ESTATES**, generally

## DECEIT

See **FRAUD AND DECEIT**, generally

## DECEPTION

**Fraud and deceit**, see **FRAUD AND DECEIT**, generally  
**Theft by deception**, see **THEFT**

## DECISIONS

**Appellate**, see **APPEAL AND REVIEW**, generally  
**Courts**, see **COURTS**  
**Parole, probation, and post-prison supervision**, see **PAROLE, PROBATION, AND POST-PRISON SUPERVISION**  
**Post-conviction relief**  
(Generally), 138.640  
Dismissal of appeal, 138.660  
**Release of defendants**, see **RELEASE OF DEFENDANTS**

## DECLARATIONS

**Condominiums**, see **CONDOMINIUMS**  
**Default orders and judgments**, ORCP 69  
**Domestic partnerships**, see **DOMESTIC PARTNERSHIPS**  
**Evidence**, 40.040  
**Guardian's report, protective proceedings**, 125.325  
**Lobbyist's report, registration, or statement; false swearing**, 171.762  
**Oregon Rules of Civil Procedure**, see **RULES OF CIVIL PROCEDURE, OREGON**  
**Planned communities**, see **PLANNED COMMUNITIES**  
**Probate proceedings**, 111.205, 116.083, 116.253  
**Relative caregiver affidavit**, 109.580  
**Unsworn foreign declarations**, see **UNSWORN FOREIGN DECLARATIONS ACT, UNIFORM**, generally

## DECLARATIONS (Cont.)

Witnesses, see **WITNESSES**

## DECLARATORY JUDGMENTS

See **JUDGMENTS**

## DECLARATORY RULINGS

Motor carrier regulation, 823.037

State agencies, generally, 183.410

## DECOYS

Alcoholic beverages, sale, minors, decoy operations, 471.346

Wildlife decoys, attempts to take, 496.996

## DEDICATED FUNDS

See **FUNDS AND ACCOUNTS**

## DEDICATION

Cemeteries, see **CEMETERIES**

Partition plats, public purposes, 92.175

Public road purposes, real property, 368.073

Public use, real property, recording, 92.014, 227.110

## DEDUCTIONS

Estate tax, see **ESTATE TAX**

Income tax (federal)

Accrual method of reporting, 316.685

Nonresident, 316.127

Income tax (state), see **INCOME TAX (STATE)**

Payroll deductions, see **COMPENSATION AND SALARIES**

Workers' compensation, see **WORKERS' COMPENSATION**

## DEED OF TRUST

See **TRUST DEEDS**, generally

## DEEDS AND CONVEYANCES

(Generally), 93.010 et seq.

Abuse of vulnerable persons, effect, 112.545

Acknowledgments, see **ACKNOWLEDGMENTS**

Adopted persons, 112.195

Adverse possession, effect, 93.130

Assessed lands, rights of purchaser, 223.455

Assignments, see **ASSIGNMENTS**, generally

Bargain and sale, statutory form, 93.860, 93.870

Building code exemptions

Notice to purchasers, 455.320, 455.345

Purchaser's remedies, 455.350

Carey Act lands, quitclaim, 555.140

Cemetery lots, see **CEMETERIES**

Certification

(Generally), 1.260, 93.650, 93.680

Copies, recordation, 93.230, 93.804

Sheriff, 93.650

City assessments, foreclosure sale, 223.570, 223.575

City mergers, election returns, entering statements in deed records, 222.710

Condemnation, 35.325, 35.400

Condominiums, see **CONDOMINIUMS**

Confirmation of sale, recording, 93.730

Conservation easements, conveyance of property to, tax effect, report, 271.729

Conservatorships, 93.420, 93.810

## DEEDS AND CONVEYANCES (Cont.)

Consideration, statement required, 93.030, 93.990

Construction and interpretation

Of the body, words, effect, 93.250

Words of inheritance, unnecessary, 93.120

Contract to convey

Abuser of vulnerable person, by, 112.545

Consideration, statement required, 93.030, 93.990

Decedents, 112.325, 114.305, 114.333

Discriminatory use restrictions prohibited, 93.270

Equity conveyances, foreclosures, see **MORTGAGES**

Evidence, 93.670, 205.140

Future fees, commissions, or payments, 93.269

Joint sellers, payment rights, 93.240

Limitation of actions, 12.060

Memoranda, see **Memoranda of**, this topic

Personal representative, 114.305, 114.333

Recording, 93.640, 93.670, 93.710

Rights to purchase price, 93.240

Risk of loss, 93.290, 93.295, 93.300

Slayer, by, 112.545

Statements, mandatory, 93.040

Tax statement information, including, 93.260

Urban renewal lands, 457.230

Wills, effect, 112.325

Contracts, land sale, 93.635

Coordinate System, Oregon, 93.312

Covenants

Affordable housing, see **HOUSING**

Construction warranties, 701.605

Housing authority, securing payment of bonds, 456.200

Implied, 93.140, 93.850, 93.855

Mortgages, payment not implied, 86.020

Municipal lands, sale of excess, restrictive, 35.615, 226.350

Restrictive, prohibitions, 93.270

Special, implied, 93.140, 93.850, 93.855

Urban renewal lands, 457.230

Water improvement companies, landowners, see **WATER IMPROVEMENT COMPANIES**

Death, simultaneous, deed as governing instrument, 112.570

Decedent estates, 93.420, 114.305, 114.333

Descriptions

(Generally), 93.310

Oregon Coordinate System, 93.312

Discriminatory restrictions

(Generally), 93.270

Removal, procedure, 93.272

Drainage district assets, dissolution, reorganization, 548.935

Economic development properties, 280.425 et seq., 285B.338

Ejectment, during pendency, 105.045

Equity conveyances, foreclosures, see **MORTGAGES**

Estates

See also **TITLE AND OWNERSHIP**

(Generally), 93.120

Fee simple conditional, fee tail, 93.250

Greater than estate possessed, attempt, effect, 93.150

Reversion and remainder to life tenant, 93.160

Transfer on death deeds, see **Transfer on death deeds**, this topic

Words "of the body", 93.250

Evidence, see **EVIDENCE**

Execution

(Generally), 93.410

Consideration, statement required, 93.030, 93.990

## DEEDS AND CONVEYANCES (Cont.)

**Execution (Cont.)**  
Insurers, liquidation, rehabilitation, 734.210, 734.350  
Proof  
Certificate of proof, indorsement, 93.470, 93.480  
Evidentiary use, 93.480  
Subpoena to compel testimony, 93.460, 93.990  
Sheriff's deed, execution sales, 18.985  
Tax statements, information required, 93.260  
**Executors, administrators, 93.420, 114.305, 114.333**  
**Fee simple**  
Conditional, 93.250  
Future fees, commissions, or payments, 93.269  
Words of inheritance unnecessary, 93.120  
**Fee tail, 93.250**  
**Fines, contracts of sale, failure to record, 93.635, 93.990**  
**Forgery, 165.013**  
**Forms, see FORMS (STATUTORY)**  
**Fraud, see FRAUDULENT CONVEYANCES**  
**Frauds, Statute of, see STATUTE OF FRAUDS, generally**  
**Future fees, commissions, or payments, 93.269**  
**Geothermal wells, notice, 522.205**  
**Guardians, 93.420, 93.810**  
**Hazardous waste disposal permittees, exemptions, 466.153**  
**Homicide, effect, 112.545**  
**Husband and wife, between, valid, 93.280, 108.090**  
**Installment contract, maturity date, 12.060**  
**Insurance, fire policy coverage, exception, 742.210**  
**Intent of grantor, estate passed, 93.120**  
**Irrigation district assets, dissolution, reorganization, 548.935**  
**Irrigation rights of way, reservation of, 541.240**  
**Joint interests, creation, 93.280**  
**Land sale contracts, 93.635**  
**Land use restrictions statement, requirements for, 93.040**  
**Landslide hazard areas, deed restriction, adjacent property owner liability, 195.260**  
**Language**  
Of inheritance unnecessary, 93.120  
"Of the body", effect, 93.250  
**Leases, see LEASES, generally**  
**Lien to enforce, limitation, 12.060**  
**Lost, 93.230**  
**Manufactured structures, qualification as real property, 446.626**  
**Memoranda of**  
Defined, 93.640, 93.710  
Equity conveyances, foreclosures, 646A.745, 646A.750  
Recording, 93.640  
Statement of consideration, 93.030  
**Mining interest conveyances, 517.090, 517.300, 517.310, 517.320**  
**Mortgages, see MORTGAGES, generally**  
**Oregon Coordinate System, 93.312**  
**Parks or open spaces, deed restrictions, 215.783**  
**Parol evidence, fraud, 41.740**  
**Partition, see PARTITION (JUDICIAL), generally**  
**Personal representatives, by, 93.420, 114.305, 114.333**  
**Platted land, 92.016, 92.025, 92.990**  
**Priority of judgments, 18.165**  
**Probate code, see PROBATE, generally**  
**Public or medical assistance recovery**  
State agency authority, property, 410.075  
Title insurance companies or agents, notice of transfer or encumbrance, 93.268, 411.692, 411.694

## DEEDS AND CONVEYANCES (Cont.)

**Quitclaim**  
Astoria, filled lands, Clatsop County, 273.855  
Carey Act lands, 555.140  
Form, statutory, 93.865, 93.870  
Sufficiency to pass estate, 93.110  
**Records and recording**  
(Generally), 93.480, 93.610, 93.710  
Affordable housing covenants, 456.280  
Certified copies, 93.230, 93.804  
Cities, conveyance of title or interest to, indication of city approval, 93.808  
Consideration, statement required, 93.030, 93.990  
Constructive notice, 93.710  
Counties, conveyance of title or interest to, indication of county approval, 93.808  
Electronic instruments, 93.804  
Equity conveyances, foreclosures, 646A.745, 646A.750  
**Evidence**  
Acknowledgment or certification, admissibility, 93.710  
Reforestation notice or order, admissibility, 93.710  
Evidentiary use, 93.480, 93.650, 93.680, 205.140  
Index, 93.610  
Indexes, 93.630, 205.160  
Lis pendens, unrecorded conveyance or encumbrance, notice, effect, 93.740  
Manufactured structures, qualification for recording and effect of, 446.626  
Memoranda of deeds, 93.640  
Mining interest conveyances, 517.090, 517.300, 517.310, 517.320  
Necessity, 93.640  
Notice to third person, 93.710  
Parks or open spaces, deed restrictions, 215.783  
Public record, as, 192.005  
Reforestation notice or order, specific lands, 93.710  
Sheriff certificates, assigned, 93.530, 93.640  
Single family dwellings, farm or forest zones, condition of approval, 215.293  
State, conveyance of title or interest to, indication of state approval, 93.808  
Statement of consideration required, 93.030  
Subsequent purchasers, effect, 93.640  
Tax statement information requirement, 93.260  
Time and place, certification, 93.620  
Unrecorded  
Effect, 93.640  
Judgment priority, 18.165  
Warranties, construction contractors, 701.605  
**Rules**  
Execution and record of, 273.306  
Land, 273.075  
Oregon Coordinate System, 93.312  
**Scenic easements, conveyance of property to, tax effect, report, 271.729**  
**Seals not required, 42.115, 93.010, 93.410**  
**Series partitions, escrow, 92.425**  
**Sheriffs**  
Certificates of sale, assignments, recording, 93.530, 93.640  
Defective or lost, curing or replacing, 206.110  
Evidentiary use, 93.650, 93.680  
Judgment, sale under, effect, 88.106  
**Signature, 93.010, 93.020, 93.410**  
**Simultaneous death, deed as governing instrument, 112.570**  
**Slayer, by, 112.545**  
**Smoke alarms or detectors, dwelling units, requirement, 479.260**

## DEEDS AND CONVEYANCES (Cont.)

**Special assessments, deferred payment, preventing,** 311.732

**Specific performance,** 93.020, 93.680

**State lands,** see **STATE LANDS**

**Statements, required,** 93.030, 93.040, 93.990

**Statute of Frauds,** see **STATUTE OF FRAUDS,** generally

### Subdivisions

Deed reference to creation of lot, 92.027

Escrow deposits, 92.425

Property line adjustments, 92.190

Restrictions, 92.016, 92.025, 92.990

### Subscribing

(Generally), 93.410

Proof of execution, 93.440, 93.450

Subpoena to compel witness to testify, 93.460, 93.990

### Sufficiency

(Generally), 93.010

Consideration, statement required, 93.030, 93.990

Husband and wife, between, 93.280, 108.090

Quitclaim, 93.110

Seals not required, 42.115, 93.010, 93.410

Tax statement information, 93.260

Trustees, 93.210

**Taxation,** see **TAXATION**

**Tenancy, forms, conveyances to two or more persons,** 93.180

### Tenant for life

Estate greater than possessed, effect, 93.150

Reversioners and remainderpersons, from, vests fee, 93.160

**Tenant for years, estate greater than possessed, effect,** 93.150

**Terms, parol evidence,** 41.740

**Transfer fee rights,** 93.269

### Transfer on death deeds

(Generally), 93.948 et seq.

Applicability, 93.950

Authority for deed, 93.953

Capacity of transferor, 93.959

Consideration, 93.963

Definitions, 93.949

Disclaimer, 93.971

Divorce or annulment, effect, 93.981, 107.115

Effect of deed

At death of transferor, 93.969

During transferor's lifetime, 93.967

Electronic Signatures in Global and National Commerce Act, relation to, 93.979

Foreclosure, real property, notice of sale to beneficiary, 86.764

Forms

(Generally), 93.975

Revocation, 93.977

Fraud, duress, or undue influence, 93.959

Liability for creditor claims and statutory allowances, 93.973

Murder or abuse of decedent, effect on passage of property, 112.465

Nonexclusivity, 93.951

Nontestamentary nature of deed, 93.957

Notice, delivery, or acceptance not required, 93.963

Parent who deserted or neglected transferor, 93.983, 93.985

Requirements for deed, 93.961

Revocation

(Generally), 93.955, 93.965

Conservators, court approval, 125.440

Divorce or annulment, 93.981, 107.115

Form, 93.977

Short title, Uniform Act, 93.948

## DEEDS AND CONVEYANCES (Cont.)

### Transfer on death deeds (Cont.)

Simultaneous death, deed as governing instrument, 112.570

**Trust deeds,** see **TRUST DEEDS,** generally

**Unit, condominiums, contents,** 100.430

**Unlawful trade practices, unconscionable tactics,** 646.607

### Unrecorded

Effect, 93.640

Judgment priority, 18.165

**Urban renewal lands,** 457.230

### Validity

Discriminatory use restrictions, 93.270

Unrecorded, 93.640

**Vendor and Purchaser Risk Act, Uniform,** 93.290, 93.295, 93.300

**Warranty, statutory forms,** 93.850, 93.855, 93.870

**Water rights,** see **WATER AND WATER RIGHTS,** generally

**Wills, effect on,** 112.335, 112.365

## DEER

See **FISH AND WILDLIFE**

## DEFAMATION

**Accusatory instruments, statements,** 135.733

### Criminal defamation

Accusatory instrument, statements, 135.733

Insurers, 746.075, 746.110

**Limitation on actions for,** 12.120

### Mass communication media

Correction or retraction

Demand for, 31.215

General damages recoverable, 31.210

Publishing before demand, effect, 31.220

Criminal defamation, see **Criminal defamation,** this topic

Damages, limitation, 31.200, 31.205, 31.210

Defense or privilege, effect of statutes, 31.225

Disclosure, civil actions, 44.530

Employees and agents, radio or television, liability, 31.200

Information, source, disclosure, 44.530

Intention to defame, effect, 31.210

Liability, radio or television stations and employees, 31.200

Subpoena, disclosure, 44.520

### Pleading

(Generally), ORCP 20E

Radio, television, 31.200

**Special motions to strike (strategic lawsuits against public participation),** 31.150, 31.152, 31.155

**Theft by extortion,** see **THEFT**

**Voters' pamphlets,** 251.055, 251.415

## DEFAULT

**Judgments,** see **JUDGMENTS**

**Leases,** see **LEASES**

**Secured transactions,** see **SECURED TRANSACTIONS**

**Workers' compensation,** see **WORKERS' COMPENSATION**

## DEFECTS

**Mistakes and errors,** see **MISTAKES AND ERRORS,** generally

**Sales,** see **SALES**

## DEFENDANTS

- Arraignment, see **ARRAIGNMENT**, generally
- Custody and detention, see **CUSTODY AND DETENTION**, generally
- Defined (criminal), 131.025
- Release, see **RELEASE OF DEFENDANTS**, generally
- Trials, see **TRIALS**, generally

## DEFENDING PERSONS

- (Generally), 161.205
- Aggressor, 161.215
- Arrest
  - Citizen's arrest, 161.255
  - Peace officers, force, use, 161.235
- Deadly physical force
  - Use, preventing criminal trespass, 161.225
  - Using, 161.219
- Degree of force, 161.209
- Peace officers, arrest, force, use, 161.235
- Provocation of another, 161.215

## DEFENDING PROPERTY OR PREMISES

- (Generally), 161.205
- Arson, preventing, 161.225
- Criminal mischief, preventing, 161.229
- Criminal trespass, preventing or terminating, 161.225
- Deadly physical force, use, 161.225
- Premises, defined, 161.225
- Theft, preventing, 161.229

## DEFENSE FORCE, OREGON STATE

- (Generally), 399.035

## DEFENSES

- See also **PRIVILEGES AND IMMUNITIES**
- Abandonment of child, 163.535, 418.018
- Affirmative
  - (Generally), ORCP 19B
  - Civil forfeiture actions, 131A.175, 131A.260
  - Crimes and offenses, see **Crimes and offenses**, this topic
  - Genetic privacy, violation, civil actions, 192.541
  - Motor vehicles, see **MOTOR VEHICLES**
  - Sham sales, actions enjoining, 646A.112
- Age, student loans, 348.105
- Animals killed, injured, railroads, 608.360
- Annulment, 107.015, 107.055
- Attachments, redelivery bonds, ORCP 84F
- Bank liability payment suspension, 711.670
- Cemeteries, abandoned, city relocation, damage actions, 226.630
- City
  - Assessment sale deeds, 223.575
  - Watersheds, access control, posting, 448.305
- Civil rights violations, 652.230, 659A.890
- Class actions, 41.815
- Computers, date failure, see **COMPUTERS AND INFORMATION SYSTEMS**
- Condemnation actions, 35.295, 35.335
- Contracts
  - Assignees, against
    - Consumer paper, 83.820
    - Installment contracts, 83.820
    - Secured transactions, 79.0403, 79.0404
    - Retail installment, goods and services, 83.820
- Crimes and offenses
  - Accomplices, 161.160
  - Advertising, public display of nudity or sex, 167.095

## DEFENSES (Cont.)

- Crimes and offenses (Cont.)
  - Affirmative
    - Assault, first degree, 163.185
    - Body armor, possession, 166.642
    - Burden of proof, 161.055
    - Civil forfeiture actions, 131A.175, 131A.260
    - Controlled substances, see **CONTROLLED SUBSTANCES**
    - Criminal nonsupport, lawful excuse, 163.555
    - Criminal possession, bona fide contract dispute, 164.138, 164.140
    - Custodial sexual misconduct, lack of supervisory authority, 163.452, 163.454
    - Driving, violation of license status, 811.180
    - Identification crimes, minors, use to purchase alcohol or tobacco, 165.813, 807.500
    - Luring a minor, 167.057
    - Manslaughter, 163.118
    - Mental disease or defect, 161.305, 419C.400, 419C.522
    - Murder, 163.115, 163.135
    - Obscene materials, furnishing minors, 167.057, 167.085
    - Online sexual corruption of child, 163.434
    - Parking
      - Vehicle owner, 811.555, 811.570, 811.575, 811.585
      - Violations, city ordinances, registered owners, vehicle use not authorized, 221.277
    - Renunciation
      - Attempt, 161.430
      - Conspiracy, 161.460
      - Solicitation, 161.440
    - Sex offenses, see **SEX OFFENSES**
    - Spiritual treatment, 163.115, 163.118
    - Telephonic harassment, debt collectors, 166.090
    - Trees and special forest products, unlawful cutting and transport, ownership, 164.828
    - Vehicular homicide, 163.149
  - Animal abandonment, 167.340
  - Arrest
    - Illegal, escape in third degree, 162.145
    - Resisting, 162.315
  - Attempts, see **ATTEMPTS**
  - Bribery, 162.035
  - Burden of proof, 161.055
  - Choice of evils, 161.200
  - Coercion, see **DURESS AND COERCION**, generally
  - Compounding a felony, 162.345
  - Conspiracy, see **CONSPIRACY**
  - Controlled substances, see **CONTROLLED SUBSTANCES**
  - Criminal nonsupport, 163.555
  - Custodial sexual misconduct, lack of supervisory authority, 163.452, 163.454
  - Defending persons, see **DEFENDING PERSONS**, generally
  - Defending property or premises, see **DEFENDING PROPERTY OR PREMISES**, generally
  - Defined, 161.055
  - Drug use, 161.125
  - Duress, see **DURESS AND COERCION**, generally
  - Effective date, Criminal Code, 161.035
  - Entrapment, 161.275
  - Environmental crimes, upset or bypass, affirmative defense, 468.959
  - Escape in third degree, illegal arrest, 162.145
  - Evidence, introduction (ORCP 58B), 136.330
  - Extortion, bribery, 162.035
  - False swearing
    - (Generally), 162.095

## DEFENSES (Cont.)

### Crimes and offenses (Cont.)

False swearing (Cont.)  
Retraction, 162.105  
Firearm, unlawful possession, 166.260, 166.370  
Fish carcasses, discarding in water, 164.785  
Force, justifiable use, see **FORCE AND VIOLENCE**, generally  
Gambling, see **GAMBLING**  
Hindering prosecution, 162.345  
Illegal arrest, escape in third degree, 162.145  
Insanity, see **MENTAL DISEASE OR DEFECT**, generally  
Intoxication, 161.125  
Justifiable conduct, see **CRIMES AND OFFENSES**  
Kidnapping, second degree, 163.225  
Mail, theft of or receipt of stolen mail, 164.164  
Manslaughter, 163.118  
Mental disease or defect, see **MENTAL DISEASE OR DEFECT**, generally  
Metal property, unlawful transport, 164.857  
Murder  
(Generally), 163.115  
Extreme emotional disturbance, 163.135  
Spiritual treatment, 163.115  
Suicide, causing or aiding, 163.117  
Obscenity and indecency, see **OBSCENITY AND INDECENCY**  
Online sexual corruption of child, 163.434  
Parties, 161.160  
Perjury  
(Generally), 162.095  
Retraction, 162.105  
Police officers, fleeing or attempting to elude, police vehicle not marked, 811.540  
Public assistance, sharing with nonrecipient, 412.099  
Resisting arrest, 162.315  
Self-defense, see **SELF-DEFENSE**, generally  
Sex offenses, see **SEX OFFENSES**  
Solicitations, see **SOLICITATIONS**  
Spiritual treatment, 163.115, 163.118  
Suicide, causing or aiding, 163.117  
Telephone lines, cutting or diverting, hostage taking, 165.549  
Telephonic harassment, debt collectors, 166.090  
Theft, see **THEFT**  
Trees and special forest products, unlawful cutting and transport, ownership, 164.828  
Vehicular homicide, aggravated, 163.149  
**Discrimination actions**, 652.230, 659A.890  
**Divorce**, 107.015, 107.055  
**Driving, violation of license status, affirmative defense**, 811.180  
**Emergency medical services providers, unlicensed**, 682.204  
**Equitable, in actions at law**, 12.040  
**Explosives, unlawful possession**, 480.210  
**Franchise sales, fraud**, 650.020  
**Hearing, preliminary**, ORCP 21C  
**Identity theft**, 165.800  
**Landlord and tenant, discrimination actions**, 90.390, 90.449  
**Libel, slander**, 31.225  
**Limitation of actions**  
Civil, 12.220  
Criminal, 131.105  
**Loan closely connected with sale or lease**, 83.850, 83.860  
**Marijuana, medical use**, 475.319  
**Motion denial, filing responsive pleading, non-waiver**, ORCP 25C

## DEFENSES (Cont.)

**Motor vehicles**, see **MOTOR VEHICLES**  
**Negotiable instruments**  
Enforce obligation, 73.0305  
Forged signature, 73.0406  
**Oil and gas agreements, restraint of trade**, 520.230  
**Pen registers and trap and trace devices**, 165.671  
**Personal injury actions, felonious conduct**, 31.180  
**Pollution, transboundary, sovereign immunity**, 468.085  
**Possession, machine guns, etc., federal registration**, 166.272  
**Preliminary hearings**, ORCP 21C  
**Presentation**, ORCP 21  
**Preservation or waiver**, ORCP 21G  
**Real property recovery actions, equitable ownership**, 12.040  
**Renunciation**, see **Crimes and offenses**, this topic  
**Retail installment contracts**, 83.820  
**Secured transactions, commercial code**, 79.0403, 79.0404  
**Self-defense**, see **SELF-DEFENSE**, generally  
**Separation suits**, 107.055  
**Sex offenses**, see **SEX OFFENSES**  
**Statement**, ORCP 19A  
**Strike motion**, ORCP 21E  
**Student loans, minority**, 348.105  
**Summary judgment, affidavit or declaration, requirement**, ORCP 47D  
**Sweepstakes promotion, exclusion request, failure to comply**, 646A.362  
**Taxation, property, lien foreclosure**, 312.070  
**Torts, felonious conduct, plaintiff**, 31.180  
**Usury**, 82.010  
**Wage discrimination actions**, 652.230  
**Waiver or preservation**, ORCP 21G  
**Workers' compensation, noncomplying employers**, 656.020  
**Wrongful death actions, felonious conduct**, 31.180

## DEFERRED COMPENSATION

**Alternate payees**, 243.507  
**Credit unions, deposits by state, membership**, 723.184  
**Deferred Compensation Advisory Committee**, 243.505  
**Deferred Compensation Fund**, see **FUNDS AND ACCOUNTS**  
**Definitions**, 243.401, 294.004  
**Immunity from liability, governmental agencies**, 243.482  
**Income taxes, subtractions from income**, 316.159  
**Local government deferred compensation plans**  
(Generally), 243.474 et seq.  
Administration agreement and costs, 243.478  
Compliance, federal requirements, 243.476  
Definitions, 243.401, 294.004  
Investment of funds, 294.033, 294.035  
**Marriage dissolution, annulment or separation, alternate payees**, 243.507  
**Rules**, 243.470, 243.507  
**State deferred compensation plan**  
(Generally), 243.435 et seq.  
Administration, 243.470, 243.472  
After-tax deferral option, 243.462  
Blind, persons who are, participation, 346.565  
Changes in value, employee assets, 243.445  
Choice of plans, employees, 243.445  
Contents, 243.435  
Cost of administration, assessments, 243.472  
Definitions, 243.401

## **DEFERRED COMPENSATION (Cont.)**

- State deferred compensation plan (Cont.)**
  - Disclosure statement, 243.450
  - Health Insurance Exchange Corporation, Oregon, employees, 741.201
  - Legislators, 237.645, 237.650, 237.655
  - Retirement programs, effect, 243.460
  - Rollover distribution to beneficiary, 243.465
  - Rules, 243.470
  - Salary reduction, 243.440
  - Taxable income, effect, 243.460
  - University employees, 351.094, 352.129
- University employees**, 351.094, 352.129

## **DEFERRED COMPENSATION ADVISORY COMMITTEE**

- (Generally), 243.505

## **DEFERRED COMPENSATION FUND**

- See **FUNDS AND ACCOUNTS**

## **DEFIBRILLATORS**

- Health clubs, 431.680
- Liability, immunity, 30.802
- Places of public assembly, 431.690
- School facilities, 327.365, 339.345

## **DEFICIENCIES**

- Taxation, see **TAXATION**

## **DEFINITIONS**

- See **WORDS AND PHRASES**, generally

## **DEGREE AUTHORIZATION ACCOUNT**

- (Generally), 348.601

## **DEGREES**

- Colleges and universities, see **COLLEGES AND UNIVERSITIES**

## **DELAY**

- Dismissal of criminal actions, see **DISMISSAL OF CRIMINAL ACTIONS**
- Evidence, see **EVIDENCE**
- Sales, see **SALES**

## **DELEGATION**

- Rulemaking authority, state officers and employees, 183.325
- State appointing authorities, staff employees, authority to perform duties, 240.400

## **DELIBERATIONS**

- Juries (ORCP 59C), 136.330

## **DELIVERY**

- Abandoned property, see **ABANDONED OR UNCLAIMED PROPERTY**
- Bills of lading, see **COMMERCIAL CODE**
- Documents of title, see **COMMERCIAL CODE**
- Firearms, concealable, sale or transfer, time, 166.470
- Garnishment, see **GARNISHMENT**
- Mail and mailing, see **MAIL AND MAILING**, generally

## **DELIVERY (Cont.)**

- Real property**
  - Failure, unlawful trade practice, 646.607
  - Water rights permits, etc., 537.330
- Receipt**, 81.030
- Retail installment contracts**
  - Contract to buyer, 83.050, 83.070
  - Installments, 72.6120, 72.6160
- Sales**, see **SALES**
- Summons, service**, see **SUMMONS**
- Tender, nonacceptance, effect**, 81.010
- Theft, property delivery under mistake**, 164.065
- Traffic violations, summons and complaints**, 153.535
- Warehouse receipts**, see **WAREHOUSE RECEIPTS**
- Writings**
  - Execution, 42.020
  - Receipt, 81.030

## **DEMANDS**

- Coercion, 163.275
- Criminal possession, rented or leased vehicle/property, return, 164.138, 164.140
- Extradition, see **EXTRADITION**
- Pleadings, judgment, effect, ORCP 67C
- Service, ORCP 9

## **DEMONSTRATIONS**

- Riots, see **RIOTS**, generally

## **DEMONSTRATOR OF ANATOMY**

- (Generally), 97.170

## **DEMURRER**

- See **PLEADINGS**

## **DENIALS**

- See **PLEADINGS**

## **DENTAL HYGIENISTS**

- Damages, punitive, prohibition, 31.740
- Definitions, 679.010, 680.010
- Dental pilot projects, Oregon Health Authority, see note after, 680.210
- Discipline, 680.050, 680.100
- Employment, generally, 680.150
- Examinations**
  - (Generally), 680.040, 680.060
  - Administration, 680.060
  - Fees, 680.050, 680.070, 680.110
  - Re-examination, 680.070
  - Results from other states or testing agencies, accepting, 680.060
  - Rules, 680.050, 680.070
- Expanded practice dental hygienists**
  - Data on use, compilation, 680.210
  - Defined, 679.010
  - Dentistry license requirement, exemption, 679.020, 679.025
  - Health insurance reimbursements, 680.210, 743A.034
  - Permits
    - Expiration, 680.200
    - Issuance; requirements, 680.200
    - Services rendered under, 680.205
- Fees**
  - Examinations, 680.050, 680.070, 680.110
  - Licenses, 676.410, 680.075, 680.110

## DENTAL HYGIENISTS (Cont.)

- Fluoride varnish applications, child public assistance programs**, 680.020, 680.026
- Free services, limitation on liability**, 676.340, 676.345
- Instructors, licensure**, 680.082
- Liability limitations, uncompensated services**, 676.340, 676.345
- Licenses and permits**
  - (Generally), 680.020
  - Application, requirements, 680.050
  - Dentistry license, exemption, 679.020, 679.025
  - Discipline, 680.050, 680.100
  - Examinations, see **Examinations**, this topic
  - Exemptions, 680.020
  - Expanded practice, see **Expanded practice dental hygienists**, this topic
  - Fees, 676.410, 680.075, 680.110
  - Information required, issuance or renewal, 676.410
  - Instructors, 680.082
  - Issuance, 676.410, 680.072
  - Refusal, suspension, revocation, 680.050, 680.100
- Malpractice claims, reports**, 30.278, 742.400
- Oral health screenings, performing**, 680.172
- Penalties**, 680.990
- Physician assistant statutes, application**, 677.505
- Public institution, employment**, 680.150
- Rules**
  - Employment, 680.150
  - Examinations, 680.050, 680.070
  - Instructors, licensure, 680.082
  - Licenses
    - Foreign trained graduates, 680.040
    - Inactive status, reinstating, 680.075
- Study and report, condition of dental hygiene treatment**, 680.165
- Supervision by dentist**, 680.150
- Uncompensated services, limitation on liability**, 676.340, 676.345
- Violations or prohibited conduct, reporting**, 676.150, 679.310

## DENTAL INSURANCE

See **HEALTH INSURANCE**

## DENTAL PILOT PROJECTS FUND

(Generally), see note after, 680.210

## DENTISTRY, OREGON BOARD OF

- (Generally), 679.230
- Account**, 679.260
- Continuing jurisdiction**, 676.205
- Duties and powers**, 679.250
- Executive director**, 676.306
- Fingerprinting authority, criminal records checks**, 676.303, 679.253
- Information required, license issuance or renewal**, 676.410
- Malpractice claims, reports, duties**, 742.400
- Members, terms**, 679.230
- Pain management services, multidisciplinary, encouraging**, 676.440
- President**, 679.250
- Purposes, generally**, 676.303
- Racial and ethnic representation, board and regulated professionals**, 676.400
- Receipts, disbursement**, 679.260
- Release of personal information**, 676.405, 676.410
- Reports to legislature**, see **LEGISLATURE**

## DENTISTS AND DENTISTRY

- Actions against**
  - Liability limitations, uncompensated services, 676.340, 676.345
  - Minors, treatment, disclosures to parents, 109.650
  - Personal injury, limitations, 12.110
- Address or status, change, advising**, 679.120
- Amalgam separators**, 679.520, 679.525
- Anesthesia, administration, rules**, 679.250, 679.255, 679.500
- Application of laws**, 679.025
- Assistants**, see **Dental assistants**, this topic
- Business or professional association, with dentist**, 680.547
- Children, consent issues**, 109.640 et seq., 418.307
- Clinical laboratories**, 438.050, 438.120, 438.430
- Committees, standards, discipline**, 679.280
- Competency, operative, evidence**, 679.250
- Complaints**
  - Criminal, prosecution, 679.180
  - Information provided, confidentiality, 679.320
  - Investigation, 676.160 et seq., 679.250
  - Liability, complainant, 679.310
  - Procedures, generally, 676.160 et seq.
- Continuing education**
  - (Generally), 679.250
  - Cultural competency, 413.450, 676.850, 676.855
- Conviction of crime, discipline**, 679.060, 679.140
- Craniofacial anomalies, health insurance coverage**, 743A.150
- Damages, punitive, prohibition**, 31.740
- Definitions**, 679.010
- Dental assistants**
  - Application of laws, 679.025
  - Defined, 679.010
  - License to practice dentistry (exemption), 679.025
  - Oral health screenings, performing, 680.172
- Dental director of office or clinic**, 679.020, 679.022
- Dental hygienists**, see **DENTAL HYGIENISTS**, generally
- Dental instructors, license**, 679.115
- Dental pilot projects, Oregon Health Authority**, see note after, 680.210
- Dental school**, see **OREGON HEALTH AND SCIENCE UNIVERSITY**, generally
- Dental services contracts, insurers**, 735.515
- Dental technicians**
  - Defined, 679.010
  - License to practice dentistry (exemption), 679.025
  - Oral prosthetic devices, manufacturing location, disclosure, 679.530
- Dentist, defined**, 679.010
- Dentistry, Oregon Board of**, see **DENTISTRY, OREGON BOARD OF**, generally
- Denturists**, see **DENTURISTS**, generally
- Designations**, 679.025
- Discipline**
  - (Generally), 679.140
  - Alcohol and drug abuse, 679.140
  - License revocation, suspension or refusal, see **Licenses**, this topic
  - License status not factor, 679.140
  - Other states, 679.060, 679.140
  - Prosecution, 679.180
  - Reprimands, 679.140
- Drug abuse, discipline**, 679.140
- Emergency treatment, liability**, 30.800
- Examinations, licensure**, 679.070, 679.080, 679.250
- Fees**, see **Licenses**, this topic
- Fines, disciplining**, 679.140
- Fingerprints, criminal records checks**, 676.303, 679.253
- Forms, statutory, work orders**, 679.176

## DENTISTS AND DENTISTRY (Cont.)

- Fraud**
  - (Generally), 679.170
  - Discipline, 679.140
- Free services, limitation on liability**, 676.340, 676.345
- Good Samaritan Law**, 30.800
- Health boards, district, member**, 431.412, 431.414
- Health information**, see **HEALTH INFORMATION**, generally
- Hospital staff permits, nonresidents**, 679.050
- Impairment**
  - Impaired health professional program, see **HEALTH PROFESSIONALS**
  - Sanctions, 679.140, 679.165
- Injunctions against violations**, 679.027, 679.180
- Insurance**
  - Dental insurance, see **HEALTH INSURANCE**
  - Retired dentists, liability, 679.510
- Investigations and hearings**, 676.160 et seq., 679.250
- Jurisdiction of courts, prosecutions**, 679.180
- Laboratories, clinical**, 438.050, 438.120, 438.430
- Liability limitations, uncompensated services**, 676.340, 676.345
- Licenses**
  - (Generally), 679.025
  - Address or status, change, advising, 679.120
  - Applications, 679.060, 679.120
  - Biennial renewal, 679.120
  - Continuing education, see **Continuing education**, this topic
  - Dental instructors, 679.115
  - Display, 679.120
  - Examination, 679.070, 679.080, 679.250
  - Exemptions, 679.020, 679.022, 679.025
  - Expiration or lapse, effect, 676.205
  - Fees
    - (Generally), 679.120
    - Applications, 679.060, 679.120
    - Delinquent, 679.120
    - Disposition, 679.260
    - Issuance, 676.410, 679.120
    - Nonresident instructors, exemption, 679.050
    - Reexamination, 679.080
    - Renewal, 676.410, 679.120
    - Retired licenses, 679.120
  - Fingerprints, criminal records checks, 676.303, 679.253
  - Inactive status, conversion, active status, 679.120
  - Issuance or renewal, 676.410, 679.090, 679.120
  - Military spouse or domestic partner, 676.308
  - Qualifications of applicants, 679.060, 679.065
  - Reciprocity, rules, 679.060
  - Reexamination, 679.080
  - Reinstatement, 679.120, 679.140
  - Renewal, 676.410, 679.120
  - Requirement, 679.020, 679.025
  - Retirement, physical disability, age, 679.120
  - Revocation, suspension, refusal
    - (Generally), 676.205, 676.210, 676.220, 676.230, 679.140
    - Alcohol or drug abuse, 679.140
    - Appeal, 679.160
    - Criminal convictions, 679.060, 679.140
    - Falsification of application, 679.060
    - Mental illness or disorder, 679.140, 679.165
    - Other states, discipline, 679.060, 679.140
    - Reinstatement, 679.140
  - Rules, see **Rules**, this topic
  - Status or address, change, advising, 679.120
- Limited liability companies, practice**, 63.960

## DENTISTS AND DENTISTRY (Cont.)

- Lip tattooing or hair removal, anesthesia administration**, 679.500
- Malpractice claims, reports**, 30.278, 742.400
- Medical assistance, dental services**, see **PUBLIC ASSISTANCE**
- Mental illness or disorder**, see **Impairment**, this topic
- Mercury waste**, 679.520, 679.525
- Minors, consent issues**, 109.640 et seq., 418.307
- Missing persons, providing information about**, 146.184
- Nonresidents**
  - Hospital staff permits, 679.050
  - Instruction, giving or receiving, 679.050
  - License exemptions, 679.025
- Operative competency, evidence**, 679.250
- Oral prosthetic devices, manufacturing location, disclosure**, 679.530
- Oregon Health and Science University**, see **OREGON HEALTH AND SCIENCE UNIVERSITY**
- Owning or operating clinic or office, licensure**, 679.020
- Pain management**, 413.572, 413.590, 413.592, 676.440
- Pediatric dental residency program, Oregon Health and Science University**, 353.480
- Peer review, license fees, use**, 679.260
- Penalties**, 679.991
- Permits, nonresidents**, 679.050
- Physical disability, retirement of license**, 679.120
- Physical therapists, referral from**, 688.132
- Physician assistant statutes, application**, 677.505
- Pilot projects, Oregon Health Authority**, see **note after**, 680.210
- Poisons, prescriptions**, 453.025
- Practice of dentistry**
  - (Generally), 679.025
  - Armed forces, Veterans Administration, 679.025
  - Corporate, see **PROFESSIONAL CORPORATIONS**, generally
  - Designation as dentists, 679.025
  - Doctors, 679.025
  - Instructors, 679.025, 679.050
  - Limited liability companies, 63.960
  - Students, 679.025
  - Work orders, written, requirement, 679.176, 679.991
- Prescriptions, poisons**, 453.025
- Primary Care Services Program**, see **MEDICAL CARE AND TREATMENT**
- Privileged and confidential information**
  - (Generally), 679.280
  - Dentist-patient privilege, 40.235
  - Records, peer review committees, etc., 679.300
  - Violations, reporting, 679.310
- Professional corporations, application of laws**, 58.369
- Prohibited practices**, 679.140, 679.170, 679.176, 679.991
- Prosecution**
  - (Generally), 679.180
  - Evidence, 679.991
- Prosthetic devices, manufacturing location, disclosure**, 679.530
- Records, retention**, 679.020, 679.022
- Referrals**
  - Physical therapists, from, 688.132
  - To treatment facilities, requirements, 441.098, 441.099, 441.991
- Retired dentists, liability insurance**, 679.510
- Retirement, effect, license**, 679.120

## DENTISTS AND DENTISTRY (Cont.)

### Rules

- Anesthesia and conscious sedation, administering, 679.250, 679.255, 679.500
- Dental licensure examination, foreign trained graduates, 679.065
- Dentistry, Oregon Board of, 679.250

### Licenses

- Application, 679.060
- Reexamination, 679.080
- Reinstating, 679.120
- Retired dentists, liability insurance, 679.510

### Schools, see SCHOOLS AND SCHOOL DISTRICTS

### Sedation, procedures, standards, 679.250, 679.255

### Standards

- Improvement committees, 679.280
- Performance, development, license fees, use, 679.260

### State employment, unclassified service, 240.205

### Students

- Clinical studies, licensing exemption, 679.025
- Loans from Common School Fund, 348.050
- Scholars for a Healthy Oregon Initiative, 348.303

### Subpoenas

- Board, obedience, 679.290
- Standards committees, 679.280

### Tax exemption, donated inventory stores providing dental service welfare programs, 307.130

### Technicians, see Dental technicians, this topic

### Uncompensated services, limitation on liability, 676.340, 676.345

### Violations or prohibited conduct, duty to report, 676.150, 679.310

### Waste, mercury, 679.520, 679.525

### Work orders, written, requirement, 679.176

## DENTURE TECHNOLOGY, STATE BOARD OF

(Generally), 680.556

Health Licensing Office, oversight, 676.583

Meetings, 680.560

Members, terms, 680.556

Proceedings, records, 680.565

## DENTURISTS

Business or professional association, with dentist, 680.547

Complaints, investigation, 676.608

Criminal violations, 680.990

Cultural competency continuing education, 413.450, 676.850, 676.855

Damages, punitive, prohibition, 31.740

Definitions, 680.500

Dental insurance, reimbursement for services, 743A.028

Denture Technology, State Board of, see DENTURE TECHNOLOGY, STATE BOARD OF, generally

Discipline, 676.612, 680.535

Disease, statement of freedom from, treatment requirement, 680.545

Fees; licenses, examination, etc., 676.592, 680.515, 680.527

Health Licensing Office authority, generally, 676.583, 680.565

Injunctions, 676.613

Inspections, facilities, 676.618

Investigation, complaints, 676.608

### Licenses

- Activation, 676.589

## DENTURISTS (Cont.)

### Licenses (Cont.)

- Activities, applicability, 680.510
- Application, 680.515
- Examination, 680.515, 680.520, 680.527
- Fees, 676.592, 680.515, 680.527
- Injunctions, violations, 676.613
- Issuance, 676.589, 680.565
- Military spouse or domestic partner, 676.308
- Refusal, suspension or revocation, 676.612, 680.535
- Renewal, 676.589
- Requirements for practice, 680.505, 680.515
- Temporary, rules, 680.515

### Missing persons, providing information about, 146.184

### Penalties, 676.992, 680.990

### Practice of dentistry, practice of denture technology as, 679.025

### Practice standards and performance reviews, development, 680.550

### Reporting obligation, unprofessional or prohibited conduct, 676.150

### Rules

- (Generally), 680.565
- Examination waivers, 680.515
- Temporary licenses, 680.515
- Students, licensure, applicability, 680.510
- Title, use, 680.505

## DEOXYRIBONUCLEIC ACID

See DNA, generally

## DEPARTMENTS

State, see STATE AGENCIES, generally

## DEPENDENT AND NEGLECTED CHILDREN

See JUVENILE DELINQUENTS AND DEPENDENTS, generally

## DEPENDENT CARE ASSISTANCE

See PUBLIC ASSISTANCE

## DEPENDENT CARE CREDIT

See INCOME TAX (STATE)

## DEPENDENTS

Compensation of victims, see COMPENSATION OF VICTIMS

Support, see SUPPORT OF DEPENDENTS, generally

Workers' compensation, see WORKERS' COMPENSATION

## DEPLETION

Income tax (state), deductibility, 316.680

### Mines and minerals

- Corporate excise tax deduction, 317.374
- Income tax deduction, 316.680

## DEPOSITIONS

See also INTERROGATORIES

(Generally), 45.010 et seq.

Administrative procedure, state, contested cases, 183.425, 183.630

Admissibility, 45.250, 45.260

Arbitration, 36.675, 190.780

## DEPOSITIONS (Cont.)

**Attendance, failure, effect**, ORCP 46D  
**Bank investigations**, 706.775  
**Certifications**  
    Filing, exhibits and copies, ORCP 39G  
    Judges, power, 1.260  
    Judicial officers, power, 1.270  
**Civil service commissions**, 241.130, 242.728  
**Completion and return, errors and irregularities**, ORCP 41D  
**Contents of writing, recordings or photographs, proof**, 40.580  
**Contested cases, administrative procedure**, 183.425, 183.630  
**Continuance and postponement, necessity in justice courts**, 52.520  
**Corporate officers, directors, managing agents**, 45.250  
**Crimes and offenses**  
    (Generally), 136.420  
    Aggravation or mitigation hearings, sick witnesses, 137.090  
    Diversion, stipulation for taking, 135.891  
    Interrogatories written or oral, 136.090  
    Place, taking, 136.090  
    Postponement of trial, condition, 136.080  
    Preliminary hearings, keeping, 135.155  
    Prisoners (ORCP 39B, 55E), 136.600  
    Reading at trial, 136.100  
    Testimony by order of court, 136.420  
    Time, taking, 136.090  
    Use, 136.100  
**Death, witness, use**, 45.250  
**Department of Consumer and Business Services, Director**, 706.775  
**Disqualification of officer taking**, ORCP 41B  
**Employment health, safety proceedings**, 654.025  
**Energy resource emergencies, Governor**, 176.760  
**Energy resource producers, suppliers, and consumers**, 469.080  
**Environmental Quality Commission**, 468.120  
**Errors and irregularities**  
    Completion and return, ORCP 41D  
    Effect, ORCP 41  
    Taking, ORCP 41C  
**Examination**  
    Oral, ORCP 39  
    Written, see **Interrogatories**, this topic  
**Exclusion**, 45.260  
**Exhibits and copies, certification, filing**, ORCP 39G  
**Expenses, failure to appear, payment**, ORCP 39H  
**Failure to appear, expenses payment**, ORCP 39H  
**Failure to comply, order, sanctions**, ORCP 46B  
**Fees**  
    Court clerks, justices of the peace, 51.310  
    Recording or reporting, 45.138  
**Filing, certification, exhibits and copies**, ORCP 39G  
**Foreign**, ORCP 38B, ORCP 38C  
**Funeral prearrangement or preconstruction sales**, 97.947  
**Health Authority, Oregon, Director**, 413.037  
**Health Licensing Office, general investigative authority**, 676.608  
**Hydroelectric power project hearings**, 543.055  
**Imprisonment, witness, use**, 45.250  
**Interpreters, persons with disabilities**, 45.285  
**Interrogatories**  
    Responses and record preparation, officers, ORCP 40B  
    Service and notice, ORCP 40A  
**Judge disability investigation**, 1.310

## DEPOSITIONS (Cont.)

**Labor**  
    Health, safety proceedings, 654.025  
    Unfair practice proceedings, 663.285  
**Licensing or advisory boards**, 670.315  
**Liquor control enforcement**, 471.760  
**Maritime Pilots, Oregon Board of**, 776.115  
**Motion, examination, terminating or limiting**, ORCP 39E  
**New proceeding, use**, 45.270  
**Notice**  
    Errors and irregularities, ORCP 41A  
    Examination, ORCP 39C  
    Perpetuation deposition, after commencement of action, ORCP 39I  
    Written questions, ORCP 40A  
**Oaths**  
    (Generally), ORCP 38, ORCP 39D  
    Administration outside state, ORCP 38B  
    Administration within Oregon, ORCP 38A  
**Officer, disqualification**, ORCP 41B  
**Oral examination**, ORCP 39  
**Order, failure to comply, sanctions**, ORCP 46B  
**Other proceeding, use**, 45.270  
**Part of deposition**, 45.260  
**Penalties, unauthorized recording or reporting**, 45.900  
**Perpetuation of testimony**  
    (Generally), ORCP 37  
    Action  
        After commencement of, ORCP 39I  
        Before, ORCP 37A  
        Perpetuation by, ORCP 37C  
    Appeal, pending, ORCP 37B  
    Discovery deposition, prior to perpetuation deposition, ORCP 39I  
    Filing, ORCP 37D  
    Prisoners, court order, 136.600, ORCP 39B  
    Procedure and recording, ORCP 39D  
**Persons authorized to take and certify, court and judges**, 1.260, 1.270  
**Price discrimination actions**, 646.170  
**Probate, discovery proceedings**, 114.425  
**Public assistance investigations and hearings**, 411.593  
**Public utility, carrier proceedings**, 756.538  
**Purposes**, 45.250  
**Racing Commission**, 462.272  
**Real Estate Commissioner, administering laws**, 696.392  
**Recording or reporting**  
    See also **Taking**, this topic  
    Accuracy, responsibility, 45.138  
    Contract for services, required disclosures, 45.142  
    Deposition, defined, 45.132  
    Fees, 45.138  
    Modification of record or report, 45.138  
    Objection to recorder or reporter, 45.142  
    Unauthorized persons, 45.135  
    Violations, penalty, 45.900  
**Regional air quality control authorities**, 468A.135  
**Sickness, witness, use**, 45.250  
**State lands hearings**, 273.071  
**Submission to witness**, ORCP 39F  
**Subpoenas for taking**, 45.250, ORCP 55F  
**Substitution of parties**, 45.270  
**Taking**  
    See also **Recording or reporting**, this topic  
    Errors and irregularities, ORCP 41C, ORCP 55F  
    Persons authorized, 1.260, 1.270  
    Subpoena for, 45.250, ORCP 55F  
    Time, ORCP 39A  
**Tax Court proceedings**, 305.420, 305.492

## DEPOSITIONS (Cont.)

- Terminating or limiting examination, motion, ORCP 39E
- Time for taking, ORCP 39A
- Transcripts, ORCP 39G
- Veterinary Medical Examining Board, Oregon State, investigations, 686.260
- Victims of crime, consent, 135.970, 419C.276
- Wills, attesting witnesses, 113.055
- Witnesses
  - Justice court postponements, 52.520
  - Submission to, ORCP 39F
- Workers' compensation claims proceedings, 656.285, 656.310
- Written questions, see **Interrogatories**, this topic

## DEPOSITORIES OF PUBLIC FUNDS

- (Generally), 295.001 et seq.
- Cash working funds, not deposited, 295.002
- Change in depository, reporting, 295.006
- Charges, State Treasurer, 295.106
- Collateral, see **Security for deposits**, this topic
- Collection for claims due state, designation of depositories, 295.084
- Conditions for acting as custodian or depository, 295.008
- Credit unions
  - Assessments, 295.038, 295.039
  - Declining acceptance as, State Treasurer, conditions, 295.009
  - Deposit limitations, 295.002
  - Distribution of collateral after loss, 295.038, 295.039
  - Maximum liability, rules, 295.012
  - Withdrawal from pledge agreement, State Treasurer, 295.009
- Custodians
  - Approval by State Treasurer, 295.008
  - Conditions for acting as, 295.008
  - Duties, 295.013, 295.053
  - Name and address, filing with State Treasurer, 295.006, 295.008
  - Receipts for security deposits, 295.001, 295.013
  - Securities deposited with, 295.013, 295.015, 295.018, 295.053
  - Successor entities, obligations, 295.008
  - Treasurer reports, 295.061, 295.108
- Deferred compensation program, collateral, exemption, 295.022
- Definitions, 295.001
- Demand deposit accounts outside state, 295.205
- Department of Administrative Services, examining state agency accounts, 291.026
- Designation of depositories, collection for claims due state, 295.084
- Distribution of collateral after loss, 295.037, 295.038, 295.039, 295.041
- Electronic commerce, state agency agreements, 295.097
- Exempted public funds, 295.101
- Expenses of State Treasurer, payment sources, 295.039, 295.106
- Filings with State Treasurer, 295.006, 295.008
- Foreign countries, deposits in, 295.195
- Geothermal heating districts, 523.660
- Housing loans, lending institution willingness, selection factor, 456.530
- Interest on deposits
  - (Generally), 293.140, 295.091
  - Common School Fund, 327.425
  - Deposits in lieu of bonds, 22.060
  - Time deposits, State Treasurer, 295.081

## DEPOSITORIES OF PUBLIC FUNDS

(Cont.)

- Investigations, regulatory bodies other than State Treasurer, 295.071
- Liability for loss, 295.002, 295.012, 295.056, 471.790
- Moneys deposited
  - (Generally), 295.002, 295.004
  - Aggregate uninsured deposits, limitations, 295.048
  - Apportioning funds, public officials, 295.091
  - Commodity commissions, 576.375
  - Common School Fund, 327.425
  - Community college district funds, 341.703
  - Diking districts, 551.110
  - Domestic water supply districts, 264.470
  - Drainage district, 547.125, 547.570, 548.400
  - Electric power joint operating agency funds, 262.065
  - Exceeding net worth of depository, limitations, 295.046, 295.048
  - Film and Video Office, Oregon, 284.365
  - Forest Land Protection Fund, Oregon, 477.750
  - Health district funds, 440.400
  - Health Insurance Exchange Corporation, Oregon, 741.101, 741.220, 741.222
  - Irrigation district moneys, 536.570, 545.508
  - Liability for loss, 295.002, 295.012, 295.056, 471.790
  - Limitations on amount, 295.002, 295.004, 295.034, 295.046, 295.048, 295.061, 295.081
  - Liquor Control Commission, Oregon, 471.790
  - Motor Vehicle Accident Fund, 445.030
  - Outside of Oregon, conditions, 295.195, 295.205
  - Park and recreation district funds, 266.440
  - Ports, 777.405
  - Rural fire protection districts, 478.460, 478.560
  - Sanitary authority funds, 450.945
  - Sanitary district funds, 450.090
  - School district funds, 328.260, 328.441
  - State agencies, see **State agencies and funds**, this topic
  - Time deposits, State Treasurer, 295.081
  - Unemployment compensation moneys, 657.830
  - University funds, 352.135
  - Water improvement companies, 554.120, 554.280
  - Weather modification district moneys, 558.430
  - Withdrawal, 295.034, 295.046, 295.048
- Outside of Oregon, conditions, 295.195, 295.205
- Reports
  - Change in depository, 295.006
  - Custodians, securities, monthly report, 295.013
  - Department of Business and Consumer Services, 295.071, 295.073
  - Failure to file, 295.061
  - Foreign countries, deposits in, 295.195
  - Investigations, 295.071
  - Prior to becoming depository, 295.008
  - Treasurer reports, 295.061, 295.108
- Required deposits, public officials, 295.002
- Rules
  - (Generally), 295.108
  - Credit unions, maximum liability, 295.012
  - Demand deposit accounts outside state, 295.205
  - Filings with State Treasurer, 295.006
- Security for deposits
  - Accounts outside of Oregon, 295.195, 295.205
  - Assessments, 295.037, 295.038, 295.039, 295.041
  - Assets of financial institution, granting security interests, 708A.535
  - Ceasing to be depository, disposition, 295.053
  - Custodians, deposits with, 295.013, 295.015, 295.018, 295.053

## DEPOSITORIES OF PUBLIC FUNDS

(Cont.)

### Security for deposits (Cont.)

- Deferred compensation program, exemption, 295.022
- Distribution after loss, 295.037, 295.038, 295.039, 295.041
- Electric power joint operating agency moneys, 262.085
- F.H.A. insured mortgages and bonds, 86.630
- Foreign countries, deposits in, 295.195
- Funds in excess of certain amounts, 295.004
- Hospital financing authority bonds, 441.555
- Increase, 295.013, 295.015, 295.018
- Inventory, 295.013
- Maintenance by depository, 295.015
- Notice to public official, adequacy of collateral, 295.031, 295.034
- Notice to State Treasurer, 295.013, 295.015, 295.018
- Pledge of assets, savings bank, 716.592
- Receipts, custodian's, 295.001, 295.013
- Semi-independent state agencies, 182.470
- Subrogation rights, State Treasurer, 295.041
- Surety on depository bonds, release, 742.362, 742.364
- Value, 295.001, 295.015
- Withdrawal, 295.015
- Selection by public officials, location, preference,** 295.091
- State agencies and funds**
  - Accounts, examination, 291.026
  - Electronic commerce, third party agreements, 295.097
  - Fair Council, State, 565.539
  - Film and Video Office, Oregon, 284.365
  - Foreign countries, deposits in, 295.195
  - Health Insurance Exchange Corporation, Oregon, 741.101, 741.220, 741.222
  - Liquor Control Commission, Oregon, 471.790
  - Motor Vehicle Accident Fund, 445.030
  - Petty cash, 293.180
  - Refunds, moneys held for, 293.445
  - Semi-independent state agencies, 182.470
  - University funds, 352.135
  - Wheat Commission, Oregon, 578.155
- Subrogation rights of State Treasurer,** 295.041
- Successor entities, obligations,** 295.008
- Time deposits, State Treasurer,** 295.081
- Treasurers of political subdivisions, public corporations,** 295.093
- Withdrawal from pledge agreement, State Treasurer,** 295.009, 295.106
- Withdrawal of deposits,** 295.034, 295.046, 295.048

## DEPOSITS

- Bank,** see **BANKS AND BANKING**
- Bonds, deposits in lieu of,** see **BONDS AND UNDERTAKINGS**
- Condominium developers, filing fees,** 100.670
- Elections,** see **ELECTIONS**
- Landlord and tenant,** see **LANDLORD AND TENANT**
- Low income persons, individual development account program,** see **LOW INCOME PERSONS**
- Motor carriers,** see **MOTOR CARRIERS**
- Night deposit facilities,** see **BANKS AND BANKING**
- Public funds,** see **DEPOSITORIES OF PUBLIC FUNDS,** generally
- Security, release of defendants,** see **BAIL**
- State Treasurer,** see **STATE TREASURER**

## DEPOSITS (Cont.)

**Workers' compensation,** see **WORKERS' COMPENSATION**

## DEPOTS

### Railroads

- (Generally), 824.020, 824.022
- Design regulation, structures of public assembly, 455.640, 455.642, 455.645

## DEPRECIATION

**Corporation taxes,** see **CORPORATE EXCISE AND INCOME TAXES**

## DEPUTIES

**District attorneys,** see **DISTRICT ATTORNEYS**  
**Sheriffs,** see **SHERIFFS**

## DERIVATIVE ACTIONS AND PROCEEDINGS

**Corporations,** 60.261  
**Limited liability companies,** 63.801

## DERMAL IMPLANTING

See **BODY ART PRACTITIONERS,** generally

## DES (DIETHYLSTILBESTROL)

**Food, use in, labeling,** 616.333  
**Health insurance denial or cancellation, use,** 743A.088

## DESCENT AND DISTRIBUTION

See **PROBATE**

## DESCHUTES COUNTY

**Boundary,** 201.090  
**Central Oregon Health Council,** see note after, 440.505  
**Family court advocate program, establishment,** 3.430  
**Juvenile crime prevention, waiver from state requirements,** 417.857

## DESCHUTES RIVER

**Motor boats, restriction,** 830.180  
**Passes, use, fee,** 390.848, 390.851  
**Scenic waterway recreation area**

- Creation, 390.932
- Definitions, 390.930
- Guidelines, management and development, 390.938
- Laws, application, 390.940
- Management, 390.934
- Rules, 390.934, 390.936

**Water and water rights,** see **WATER AND WATER RIGHTS**

## DESERTION

**Abandonment,** see **ABANDONMENT,** generally  
**Support of dependents,** see **SUPPORT OF DEPENDENTS,** generally

## DESTINATION RESORTS

**Definitions,** 197.435  
**Enterprise zones,** 285C.070, 285C.185

## **DESTINATION RESORTS (Cont.)**

### **Siting**

- (Generally), 197.435 et seq.
- Compatibility with site and adjacent land uses, 197.460
- Complaints, investigation, certain protected practices, 30.943
- Comprehensive plan, allowing, 197.465
- Conservation easements, protecting resource site, 197.467
- Criteria, 197.445
- Definitions, 197.435, 197.445
- Economic impact analysis, 197.460
- Effect, 30.947
- Exclusive farm use zones, 215.213, 215.283
- Goal exception, siting without taking, 197.450
- Map of eligible lands, exclusions, 197.455
- Policy, 197.440
- Small-scale recreation communities, RURAL JOBS Act, see note after, 197.430
- Traffic impact analysis, 197.460
- Use of excluded lands, 197.462

## **DESTRUCTION**

- See INJURY OR DESTRUCTION, generally

## **DETAINEES, AGREEMENT ON**

- (Generally), 135.775 et seq.
- Administrator, 135.787
- Appropriate court, defined, 135.777
- Escape, effect, 135.783
- Final disposition of detainee, request, prisoner without state, 135.791
- Prisoner without state, procedure, 135.793
- Public agencies, enforcement and cooperation, 135.779
- Rule, 135.775
- Surrender of custody, 135.785
- Temporary custody, notice of request, 135.789

## **DETENTION**

- See CUSTODY AND DETENTION, generally

## **DETOXIFICATION**

- See ALCOHOL AND DRUG ABUSE

## **DETROIT LAKE**

- Recreational use, 536.595

## **DEVELOPMENTAL DISABILITIES**

- See DISABILITIES, PERSONS WITH

## **DEVELOPMENTAL DISABILITIES AND MENTAL HEALTH COMMITTEE**

- (Generally), 410.603

## **DEVELOPMENTAL DISABILITIES COMMUNITY HOUSING FUND**

- (Generally), 427.340

## **DEVELOPMENTAL DISABILITIES, OREGON COUNCIL ON**

- Compensation and salaries, 292.500

## **DEVELOPMENTAL FISHERIES BOARD**

- (Generally), 506.465

## **DEVICES**

- See WILLS

## **DIABETES**

### **Childhood diabetes database**

- (Generally), 444.300
- Confidentiality, identifying information, 444.330
- Reports
  - Physicians, 444.320
  - Schools, 444.310
- Rules, 444.300
- Student survey, 444.310

### **Health insurance coverage**

- Pregnant women, management, 743A.082
- Self-management programs, 743A.184
- Telemedical services, 743A.185

### **Self-management**

- Education services, physician referrals, compensation, 677.490
- Insurance coverage, 743A.184

- Study, report to legislature, see note after, 433.992

## **DIAMOND LAKE**

- Appropriation of waters, 538.140
- Boat speed restrictions, 830.185

## **DICE GAMES**

- See GAMBLING, generally

## **DIESEL ENGINES, EMISSIONS**

- See POLLUTION

## **DIESEL FUEL**

- See also GASOLINE AND GASOLINE DISPENSERS

### **Biodiesel, see BIOFUEL**

### **Emissions reduction, see POLLUTION**

### **Franchises, see FRANCHISES**

### **Low carbon fuel standards, see note after, 468A.270**

### **Mass transit districts, supply or delivery, 267.203**

### **Prices, trade regulation, 646.930, 646.935, 646.990**

### **Sales, generally, 646.935**

### **Underground storage tanks, see UNDERGROUND STORAGE TANKS, generally**

## **DIETHYLSTILBESTROL**

- Food, use in, labeling, 616.333
- Health insurance denial or cancellation, use, 743A.088

## **DIETITIANS**

- (Generally), 691.405 et seq.
- Board of Licensed Dietitians, see DIETITIANS, BOARD OF LICENSED, generally
- Civil penalties, 676.992
- Complaints against, generally, 676.160 et seq.
- Continuing education
  - (Generally), 691.465
  - Cultural competency, 413.450, 676.850, 676.855
- Definitions, 691.405
- Discipline, generally, 676.612, 691.475, 691.477
- Fingerprints, criminal records checks, 676.303

## **DIETITIANS (Cont.)**

**Health Licensing Office, duties, generally,** 676.583, 691.475, 691.477

**Impaired health professional program, see HEALTH PROFESSIONALS**

**Injunctions, violations,** 676.613

### **Licenses**

(Generally), 676.589, 691.415 et seq.

Activation, 676.589

Examination

(Generally), 691.435, 691.475

Licensing without, 691.445

Expiration or lapse, effect, 676.205

Fees, 676.410, 676.592, 691.435, 691.445, 691.465

Information required, issuance or renewal, 676.410

Military spouse or domestic partner, 676.308

Qualifications, 691.435, 691.475

Reciprocity, 691.445, 691.475

Renewal, 676.410, 676.589, 691.465, 691.475

Revocation, suspension, refusal, 676.205 et seq., 676.612, 691.475

**Penalties,** 676.990, 676.992

**Reporting obligation, prohibited conduct,** 676.150

### **Rules**

(Generally), 691.475

License renewal, 691.465

## **DIETITIANS, BOARD OF LICENSED**

(Generally), 691.485

**Continuing jurisdiction,** 676.205

**Executive director,** 676.306

**Fingerprints, criminal records checks,** 676.303

**Health Licensing Office, oversight,** 676.583

**Meetings,** 691.485

**Members,** 691.485

**Purposes, generally,** 676.303

**Racial and ethnic representation, board and regulated professionals,** 676.400

**Release of personal information,** 676.405

## **DIKES**

**County authority, regulation,** 551.160

**County courts and commissioners, see COUNTY COURTS AND COMMISSIONERS**

**Districts, see DIKING DISTRICTS, generally;**

**DRAINAGE DISTRICTS, generally; IRRIGATION DISTRICTS, generally; WATER IMPROVEMENT DISTRICTS, generally**

**Metropolitan Service District,** 268.030, 268.310

**Realignment,** 551.140

### **Repair or maintenance**

Agreement, effect, 549.540

County regulation, 551.160

District organization, 551.130

Land already diked organized as district, 551.130

Land not in districts, 549.510, 549.520, 549.530, 549.540

**Vacating rights of way,** 551.150

## **DIKING DISTRICTS**

**Advisory board,** 551.090, 551.100

**Appeals,** 551.170

### **Assessments**

Cost apportionment, 551.060

Installment payment, 551.080

Preliminary work, district formation, 551.050

Public lands within, 547.045

State institution lands, 547.045

### **Bonds**

Contractor for works, 551.070

Petitioners, formation, 551.020

## **DIKING DISTRICTS (Cont.)**

### **Budgeting**

Estimates, maintenance expenses, submission by superintendent, 551.100

Local Budget Law, see **LOCAL BUDGET LAW, generally**

**Claims against, paying,** 551.110

**Construction of works,** 551.070

### **Contracts**

Construction, 551.070

Dissolution of district, consent of governmental agencies, 551.180

**County courts and commissioners, see COUNTY COURTS AND COMMISSIONERS**

**County engineer, performing duties of surveyor,** 551.010

**Damage recovery by landowners,** 551.120

### **Dissolution**

Conditions, procedure, 551.180

County service district, transfers to, 451.573, 451.575, 451.577

### **Expenditures**

Benefits, relation to, 551.050

Tax, relation to, limitation, 551.070

**Flood and watershed agreements, federal,** 190.150

### **Formation**

Appeals, 551.170

Cost apportionment, landowners, 551.060

Notice, 551.030, 551.090

Petition

(Generally), 551.020

Hearing; decision of court, 551.050

Publication, 551.030

Public lands, inclusion, 547.045, 547.050

Repair and maintenance, existing dams and dikes, 551.130

State institution lands, inclusion, 547.045, 547.050

Surveyors, duties, 551.030, 551.040

Viewers

(Generally), 551.030, 551.040

Report, 551.040, 551.050

**Funding debt under 1909 Act,** 547.605, 547.610, 547.615, 547.620

**Improvements to land, taxation,** 551.010

### **Landowners**

Cost apportionment, dikes and dams, 551.060

Damages, recovery, 551.120

Meetings, 551.090

**Moneys, disposition,** 551.110

**Protection from overflow,** 551.160

**Railway roadbed subject to taxation,** 551.010

**Realignment of dikes,** 551.140

**Refunding indebtedness,** 547.605, 547.610, 547.615, 547.620

**Registered offices, agents,** 198.340

**Repair and maintenance, land already diked,** 551.130

### **Superintendent**

(Generally), 551.100

Paying claims, 551.110

Realigning dikes, 551.140

Selection and tenure, 551.090

**Surveys and surveyors,** 551.010, 551.030, 551.040

**Taxation, see TAXATION**

**Vacating rights of way**

(Generally), 551.150

Realignment, 551.140

**Warrants, payment,** 551.110

**Watershed and flood agreements, federal,** 190.150

## **DIPLOMATS AND CONSULS**

Consular invoice, evidence, prima facie, 71.3070  
Credentials, consular corps, acceptance as public record and certification, 192.190  
Documents, certification, 40.510  
Evidence, see EVIDENCE  
Motor vehicles, see MOTOR VEHICLES  
Notarial acts, 194.275  
Vienna Convention on Consular Relations, see VIENNA CONVENTION ON CONSULAR RELATIONS, generally  
Wills, international, persons authorized to act in connection with, 112.232

## **DIRECT ENTRY MIDWIFERY, STATE BOARD OF**

(Generally), 687.470  
Chairperson, 687.475  
Compensation and expenses, 687.470  
Contested cases, final orders, authority, 676.616  
Health Licensing Office, oversight, 676.583, 687.485  
Investigations, complaints, 676.608  
Meetings, quorum, 687.475  
Members, terms, 687.470  
Rules  
(Generally), 687.480  
Board proceedings, 687.475

## **DIRECT ENTRY MIDWIVES**

See MIDWIVES AND MIDWIFERY, generally

## **DIRECT RESPONSIBILITY EMPLOYERS**

Workers' compensation, see WORKERS' COMPENSATION

## **DIRECTED VERDICTS**

See VERDICTS

## **DISABILITIES COMMISSION, OREGON**

Advisory function, 185.140  
Compensation and expenses, members, 185.200  
Creation, 185.130  
Definitions, 185.110  
Duties, generally, 185.150  
Meetings, 185.190  
Members, 185.130  
Retaliation, legislative testimony, prohibited, 185.170

## **DISABILITIES TRUST FUND**

(Generally), 410.732

## **DISABILITIES, PERSONS WITH**

Abuse, see ABUSE OF PERSONS

### **Actions**

Assistance animal, harm or theft, 659A.141  
Interpreter, appointment, 45.285  
Residential homes or facilities, tort actions against, public body tort claims law, application, 30.262

Addiction services, state policy, 410.720

Appropriate living arrangement

Defined, 410.040

Preadmission screening, 410.060

Architectural barriers, public buildings, see PUBLIC BUILDINGS

Arrest and interrogation, interpreters, 133.515

## **DISABILITIES, PERSONS WITH (Cont.)**

Assessment services, advisory committees, 410.530

Assistance animals, see ASSISTANCE ANIMALS, generally

Autism, see AUTISM SPECTRUM DISORDERS, generally

Blindness and visual impairments, see BLINDNESS AND VISUAL IMPAIRMENTS, generally

Brain injuries, state policy, 410.715

### **Buildings**

Architectural barriers, accessibility, see PUBLIC BUILDINGS

Parking, see PARKING

Transient lodging, required accommodations, 659A.144

Children, see Minors, this topic

Clustered mailboxes, standards, 215.606, 227.455

Custody of children, disability of noncustodial parent, 107.105, 107.137

Deafness and hearing impairments, see DEAFNESS AND HEARING IMPAIRMENTS, generally

Defined, generally, statutes, 174.107

Demographic data collection standards, human services, 413.161, 413.162

Developmental disabilities, see Intellectual or developmental disabilities, this topic

Disabilities Commission, Oregon, see DISABILITIES COMMISSION, OREGON, generally

Disabilities Trust Fund, 410.732

Discrimination, see DISCRIMINATION

Driver licenses and permits, see DRIVER

LICENSES AND PERMITS

Education, see EDUCATION

Elections, see ELECTIONS

Electric personal assistive mobility devices, see ELECTRIC PERSONAL ASSISTIVE MOBILITY DEVICES, generally

Fish and wildlife laws, see FISH AND WILDLIFE

Foster homes, see FOSTER HOMES

Golf cart driver permit, 807.210

Guardians or conservators, appearance by, ORCP 27, ORCP 27B

Higher education, see COLLEGES AND UNIVERSITIES

Highway rest areas, 366.486, 366.487

### **Home care services**

(Generally), CONST. XV §11

Definitions, 410.600

Eligibility, Medicaid or state-funded services, 410.608

Home Care Commission, see HOME CARE COMMISSION, generally

Rules, 410.602, CONST. XV §11

### **Workers**

Collective bargaining, 410.612, 410.614, CONST. XV §11

Community health workers, 410.604, 414.025, 414.665

Contested cases, labor union representation, 183.459

Employment, 410.608, 410.612, 410.614, CONST. XV §11

Health insurance, 410.625

Personal health navigators, 410.604, 414.025, 414.665

Qualifications, 410.604, CONST. XV §11

Referrals, 410.604, 410.606, CONST. XV §11

Registry, 410.604, 410.606, CONST. XV §11

Rights, 410.614, CONST. XV §11

State employee status, 410.619

Strikes, prohibited, 410.614, CONST. XV §11

Termination, 410.608

## **DISABILITIES, PERSONS WITH (Cont.)**

### **Home care services (Cont.)**

#### **Workers (Cont.)**

Workers' compensation, 410.625, 656.039, 656.262

### **Housing, see HOUSING**

### **Human Services, Department of, senior and disability services, see HUMAN SERVICES, DEPARTMENT OF**

### **Hunting, see FISH AND WILDLIFE**

### **Immunities, see PRIVILEGES AND IMMUNITIES**

### **In-home care agencies, see IN-HOME CARE AGENCIES, generally**

### **Income taxes, state, see INCOME TAX (STATE)**

### **Intellectual or developmental disabilities**

(Generally), 427.005 et seq., 430.021 et seq.

Abuse, see **ABUSE OF PERSONS**

Adoption, see **ADOPTION OF PERSONS**

Angling licenses, free, 497.162

Autism, see **AUTISM SPECTRUM DISORDERS, generally**

Children, services to, generally, 430.215

Commitment, see **MENTAL ILLNESS AND MENTAL HEALTH**

Community developmental disabilities programs

Additional services, provision, 430.664

Advisory committees, 430.664

Applicability of federal laws, 430.694

Contracts for services, 430.620, 430.662,

430.664, 430.670, 430.672, 430.673, 430.695

Department of Human Services, duties, 430.662

Establishment, counties, 430.620

Federal funds, 430.160, 430.694

Health insurance, required reimbursements, 743A.010, 750.059

Legislative policy, 430.610

Mediation, disputes, 430.673

Offsets to state funds, certain receipts, 430.695

Specialized statewide or regional services, 430.695

Written management plan, 430.664

Community housing

Application of laws, 427.335

Authority to develop housing, 427.335

Definitions, 427.330

Financial assistance, housing or care providers, 427.335

Funds and accounts, 427.340

Property, acquisition and disposition, 427.335, 427.340, 427.345

Community-based services, policy, 427.007

Definitions, 427.005, 427.101, 427.330, 430.010

Developmental Disabilities and Mental Health Committee, 410.603

Developmental Disabilities, Oregon Council on, 292.500

Developmental disability child foster homes, see **FOSTER HOMES**

Developmental disability services

(Generally), 427.101 et seq., 430.021 et seq.

Children, services to, generally, 430.215

Comprehensive services for adults

Assessment of service needs, 427.115

Placement setting, choice, 427.121

Service rate, 427.101, 427.115

Consultation and training, 427.104

Contracts with programs, 427.104

Definitions, 427.101

Diagnostic evaluations, 427.104, 427.105

Dispute resolution procedures, 427.109

Eligibility for services, 427.104, 427.105

Report to legislature, 430.216

## **DISABILITIES, PERSONS WITH (Cont.)**

### **Intellectual or developmental disabilities (Cont.)**

Developmental disability services (Cont.)

Rights, persons receiving services, 427.107, 427.109, 430.210

Support services for adults

Definitions, 427.101

Individualized written service plan, 427.107, 427.154, 430.210

Job placements, 427.154

Savings generated, application, 427.163

Services, generally, 427.154

Support service brokerages, 427.160, 427.163

Diagnostic evaluations

Contents; purpose, 427.105

Coordination, statewide, 427.104

Fees, 427.275

Reports, examining facility, 427.270

Explosives, possession certificate, eligibility, 480.225

Family support services, 427.007

Grand jury appearances, accompaniment, 132.090

Individual support plans, contents, 427.007

Interstate Compact on Mental Health, 428.310, 428.320, 428.330

Mental health treatment facilities, see **MENTAL HEALTH TREATMENT FACILITIES, generally**

Pervasive developmental disorders, health insurance, 743A.190

Policy, 427.007, 430.610

Reconnection with family members, 430.212

Residential facilities and homes, see **RESIDENTIAL FACILITIES AND HOMES, generally**

Schools, special education, see **SCHOOLS AND SCHOOL DISTRICTS**

Witnesses, see **WITNESSES**

Work experience programs, workers' compensation, 656.033

### **Interpreters**

Actions, appointment, 45.285

Arrest and interrogation, 133.515

**Intimidation based on disability, 166.155, 166.165**

**Judges, see JUDGES AND JUSTICES**

**Jury service, 10.030, 10.115**

### **Labor and employment**

Abuse reports, employers, immunity, 430.756

Discrimination, 659A.142

Job placements, adults with developmental disabilities, 427.154

**Land use decisions, adverse consideration, 197.020**

**Lift systems, transient lodging, 659A.144**

**Long term care, see LONG TERM CARE, generally**

**Lottery-funded facilities, accessibility, 447.255**

**Mailboxes, clustered, standards, 215.606, 227.455**

**Mass transit district facilities, equipment, 267.240**

**Medical assistance, see Public or medical assistance, this topic**

**Mental illness and health, see MENTAL ILLNESS AND MENTAL HEALTH, generally**

**Minimum wages, deviation, 653.030**

### **Minors**

See also **CHILD WELFARE SERVICES**

Custody and care, state, 418.015, 418.032

Developmental disability services, responsibility, 430.215

Schools and school districts, see **SCHOOLS AND SCHOOL DISTRICTS**

Services for children with special health needs

Account, 444.040

Administration, OHSU, 444.010, 444.030

## **DISABILITIES, PERSONS WITH (Cont.)**

### **Minors (Cont.)**

Services for children with special health needs  
(Cont.)

- Duties and powers, 444.020
- Parental objection, 444.050
- Purpose, 444.010
- Standards and qualifications, personnel and services, 444.030

**Motor assisted scooters**, see **MOTOR ASSISTED SCOOTERS**, generally

**Motor vehicles**, see **MOTOR VEHICLES**

**Nonprofit agencies, equipment purchases**, 279.855

**Notarization, signatures**, 194.250

**Oregon Health and Science University**, see **OREGON HEALTH AND SCIENCE UNIVERSITY**

**Parking**, see **PARKING**

**Products of, public procurement**, see **PUBLIC CONTRACTS**

### **Public accommodations**

- Accessibility, see **PUBLIC BUILDINGS**
- Assistance animals, 659A.143
- Discrimination, 659A.103, 659A.142, 659A.143, 659A.144
- Transient lodging, required accommodations, 659A.144

**Public buildings, accessibility**, see **PUBLIC BUILDINGS**

**Public contracts**, see **PUBLIC CONTRACTS**

**Public Employees Retirement System, disability periods, retirement credit**, 238.175

**Public meetings, accommodations**, 192.630

### **Public or medical assistance**

- Demographic data collection standards, 413.161, 413.162
- Dependent care providers, direct payment, 411.122
- Estate of recipient, claim against, 411.708
- Personal property transfers, inadequate consideration, setting aside, 411.708
- Real or personal property transfers, setting aside, 411.708
- State Family Pre-SSI/SSDI program, 412.014
- Supplemental Income Program, Oregon, see **PUBLIC ASSISTANCE**

**Rehabilitation facilities**, see **VOCATIONAL EDUCATION AND REHABILITATION**

**Residential facilities and homes**, see **RESIDENTIAL FACILITIES AND HOMES**, generally

**Roadside rest areas**, 366.486, 366.487

### **Rules**

- Access, standards and specifications, 447.260
- Building code, conformance with ADA and Fair Housing Act, 447.231
- Children, medical services, 444.020
- Community developmental disabilities programs, 430.662, 430.664, 430.673
- Developmental disability program, 427.104, 427.105, 427.107, 427.115, 427.154
- Diagnostic evaluations, 427.105
- Disability retirement allowance, applicants, medical examinations, 238.335
- Nonprofit agencies for, products and services, 279.845
- Reconnection of family members with individual with developmental disability, 430.212
- Senior and disability services, see **HUMAN SERVICES, DEPARTMENT OF**
- Sign language interpretation services, fee, 185.230
- Support services for adults, 427.154
- Trust funds, 410.730, 410.732

**Schools and school districts**, see **SCHOOLS AND SCHOOL DISTRICTS**

## **DISABILITIES, PERSONS WITH (Cont.)**

**Self-Sufficiency Trust Fund**, 410.730

**Service of summons, ORCP 7D**

### **State policies**

- (Generally), 182.109, 410.010 et seq., 410.710
- Brain injuries, 410.715
- Mental health and addiction services, 410.720
- Necessary services, 410.060
- Word usage, negative connotations, 182.109, 410.710

**Street curb cuts and ramps, standards**, 447.310

**Summons, service, ORCP 7D**

**Supplemental Income Program, Oregon**, see **PUBLIC ASSISTANCE**

**Sweepstakes promotions, abuse**, 124.005, 124.020, 124.110

### **Taxation**

- Income, see **INCOME TAX (STATE)**
- Property, homestead deferral, 311.666 et seq.

**Telecommunication assistive devices**, see **note following**, 759.690

**Terms describing, negative connotations, policy against**, 182.109, 410.710

**Transportation**, see **TRANSPORTATION**

### **Trust funds**

- Disabilities Trust Fund, 410.732
- Self-Sufficiency Trust Fund, 410.730

**Unlawful trade practices, unconscionable tactics, taking advantage of infirmity**, 646.605

**Veterans**, see **VETERANS**

**Vocational education and rehabilitation**, see **VOCATIONAL EDUCATION AND REHABILITATION**, generally

**Witnesses**, see **WITNESSES**

**Word usage, negative connotations, policy against**, 182.109, 410.710

**Workers' compensation**, see **WORKERS' COMPENSATION**

## **DISABILITY**

**Conviction of crime**, see **CONVICTION OF CRIME**

## **DISASTER RESPONSE FUND, OREGON**

(Generally), 401.534

## **DISASTERS**

See also **ACT OF GOD; EMERGENCIES; EMERGENCY MANAGEMENT AND SERVICES**

**Accounts, state, payment**, 293.462

**Banks and banking**, 706.600

**Community Stewardship Corps, Oregon**, 418.660

**Declaration, presidential**, 401.232, 401.234

**Drugs, embargo**, 689.135

**Elections, emergency**, 171.185, 255.345

**Federal law, applicability**, 457.160, 689.135

**Hazardous wastes and materials, liability**, 465.255, 466.640

### **Highways and roads**

- County expenditures, 368.715
- Easement damage, repair costs, 105.175

**Housing, temporary**, 401.185, 401.335

**Illegal drug manufacturing site, cleanup liability**, 475.455

**Land use ordinances, applicability**, 215.130, 215.215

**Landslides**, see **LANDSLIDES**, generally

**Liquor licenses, suspension**, 471.685

**Merit system, suspension**, 240.395

**Militia, mobilization, Governor**, 399.065

**Mining, emergency operating permits**, 517.832

## DISASTERS (Cont.)

Missing persons, death, Governor's declaration, 176.740  
Municipal infrastructure projects, funding, 285B.462  
Nurses, nonresident, 678.031  
Petitions, original signatures destroyed, acceptance, 249.005, 250.043  
Pharmaceutical devices, embargo, 689.135  
Pharmacy Board, duties, 689.135, 689.325  
Pink shrimp permits, replacement vessels, 508.892  
Presidential declaration, 401.232, 401.234  
Rent control, temporary allowance, 91.225  
Taxation, see TAXATION  
Tsunamis, see TSUNAMIS, generally  
Urban renewal, 457.160  
Warranties, vehicles, 646A.406  
Zoning or planning ordinances, applicability, 215.130, 215.215

## DISBURSEMENTS

See COSTS AND DISBURSEMENTS, generally

## DISCHARGE

Defendants, see DISCHARGE OF DEFENDANTS, generally  
Employment, see LABOR AND EMPLOYMENT  
Habeas corpus, see HABEAS CORPUS  
Jury, see JURIES AND JURORS  
Mental health treatment facilities, see MENTAL HEALTH TREATMENT FACILITIES  
Negotiable instruments, see NEGOTIABLE INSTRUMENTS  
Sewers, see SEWERS AND SEWAGE  
Wage claims, prerequisites, 652.550

## DISCHARGE OF DEFENDANTS

See also RELEASE OF DEFENDANTS  
Mental disease or defect, see MENTAL DISEASE OR DEFECT  
Probation, discharge from, 137.545  
Sentence of discharge  
(Generally), 137.010, 161.715  
Monetary obligation, 161.715  
Order, disposition, 137.560  
Standards, 161.715

## DISCIPLINE

Accountants, 673.170, 673.175, 673.185  
Ambulance services, 682.224  
Athletic trainers, 676.612, 688.715, 688.734  
Attorneys, see ATTORNEYS  
Barbering, hair design, esthetics, nail technology, 676.612, 690.167  
Behavior analysts, 676.805  
Body art practitioners, 676.612, 690.407  
Builders, master, 455.810, 455.820  
Charter boat licensees, 830.465  
Chiropractors, 684.100, 684.105, 684.156  
Construction contractors, 701.094, 701.098, 701.102, 701.106, 701.107, 701.112, 701.312  
Correctional institutions, see CORRECTIONAL INSTITUTIONS  
Counselors and therapists, professional, 675.745  
Dentists, see DENTISTS AND DENTISTRY  
Denturists, 676.612, 680.535  
Dietitians, 676.612, 691.475, 691.477  
Emergency medical services providers, 682.224  
Environmental health specialists, 676.612, 700.111

## DISCIPLINE (Cont.)

Force, use, parents, teachers, prison officials, etc., 161.205  
Funeral prearrangement or preconstruction sales, 97.936, 97.947, 97.948, 97.949  
Health Licensing Office, general authority, 676.612  
Hearing aid specialists, 676.612, 694.147  
Investigators, licensed, 703.465, 703.470  
Landscape architects, 671.408, 671.447  
Master builders, 455.810, 455.820  
Midwives, 676.612, 687.445  
Naturopaths, 685.110, 685.125  
Nurses, see NURSES AND NURSING  
Nursing home administrators, 676.612, 678.780, 678.790  
Optometrists, see OPTOMETRISTS AND OPTOMETRY  
Peace officers, see PEACE OFFICERS  
Physical therapists, 688.140, 688.145  
Police, see PEACE OFFICERS  
Polysomnographic technologists, 676.612, 688.836  
Psychologists, 675.070, 675.085, 675.087, 675.110  
Respiratory therapists, 676.612, 688.836  
Schools and school districts, see SCHOOLS AND SCHOOL DISTRICTS  
Sex offender therapists, 675.385, 676.612  
Tax consultants and preparers, 673.700  
Waste water specialists, 676.612, 700.111

## DISCLAIMER OF PROPERTY INTERESTS

(Generally), 105.629, 105.633  
Application of laws, 105.626, 105.628, 105.647, 105.649  
Appointment, power of, disclaimer, effect, 105.638, 105.639  
Authority to disclaim, 105.629  
Barring, 105.643  
Citation, uniform Act, 105.623  
Construction and interpretation, 105.649  
Definitions, 105.624  
Delivery, 105.642  
Distribution, 105.633  
Effect, uniform Act on other law, 105.628  
Fiduciaries  
(Generally), 105.629  
Defined, 105.624  
Delivery of disclaimer, 105.642  
When disclaimer effective, 105.641  
Filing, 105.642, 105.646  
Form, 105.629  
Future interests, 105.633  
Intestate succession, 105.633  
Irrevocability, 105.629  
Jointly held property  
Defined, 105.624  
Delivery of disclaimer, 105.642  
Rights of survivorship, 105.634  
Limiting, 105.643  
Partial disclaimer  
(Generally), 105.629  
Jointly held property, 105.634  
Passage of disclaimed interests, 105.633  
Power to disclaim, 105.629  
Public assistance, unlawfully obtained or received payments, recovery, avoidance, prohibited, 105.648  
Recording, 105.646  
Registration, 105.646  
Requirements, 105.629  
Scope, uniform Act, 105.626

## DISCLAIMER OF PROPERTY

### INTERESTS (Cont.)

**Tax qualified disclaimers**, 105.645

**Title, uniform Act**, 105.623

**Transfer on death deeds**, 93.971

#### Trustees

Defined, 105.624

Delivery of disclaimer, 105.642

Effect of disclaimer, 105.636

#### When effective

(Generally), 105.633

Barred interest, effect, 105.643

Jointly held property, 105.634

Property held by appointee or taker in default, 105.639

Property held in fiduciary capacity, 105.641

Property not held by appointment or in fiduciary capacity, 105.638

## DISCLOSURES

See also **DISCOVERY**

**Debt management service providers**, 697.707

**Estate tax returns**, 118.525

**Grand juries**, see **GRAND JURIES**

**Informants, identity**, 133.703, 135.855

**Presentence reports**, 137.077

**Public records**, see **PUBLIC RECORDS**, generally

**Real property, sales**, see **REAL PROPERTY**

**Victims' compensation proceedings**, 147.115

**Workers' compensation**, see **WORKERS' COMPENSATION**

## DISCOUNT MEDICAL PLANS

**Cancellation, member rights**, 742.432

**Definitions**, 742.420

#### Discount medical plan organizations

Advertising and marketing, 742.432, 742.434

Contracts with providers, 742.424

Duties, generally, 742.432

Enforcement actions, damages, injunctions, 742.440

Investigations, 742.436

#### Licenses

Application, 742.426

Duties of licensees, notice requirements, 742.428

Issuance or denial, 742.426

Requirement, 742.422

Suspension, revocation, refusal to renew, 742.438

Term, renewal, 742.430

Remedies, violations of law, 742.440

**Rules**, 742.426, 742.430

## DISCOVERY

See also **DISCLOSURES**

(Generally), ORCP 36

**Antitrust suits**, 646.750

**Arbitration proceedings, Uniform Arbitration Act**, 36.675

**Compelling, motion for order**, ORCP 46A

**Consumer and Business Services, Department of, confidential information, generally**, 705.137, 705.139

**Court order limiting extent of disclosure**, ORCP 36C

#### Crimes and offenses

(Generally), 135.805 et seq.

Applicability, scope, 135.805

Disclosure to defense, generally, 135.815, 135.825

Disclosure to state, generally, 135.835

Failure to comply, effect, 135.865

## DISCOVERY (Cont.)

#### Crimes and offenses (Cont.)

Informants, identity, 133.703, 135.855

Material and information not subject to discovery, 135.855

Post-conviction relief proceedings, 138.615

Protective orders, 135.873

Restitution proceedings, 137.106

Searches or seizures, 135.825

Time of disclosure, 135.845

Victims, see **VICTIMS OF CRIME**

**Decedents estates assets, information**, 114.425

**Defamation, special motions to strike (strategic lawsuits against public participation)**, 31.152

**Depositions**, see **DEPOSITIONS**, generally

**Disclosure, extent, court order limiting**, ORCP 36C

**Domestic violence fatality review teams, immunity**, 418.714

**Expenses, failure to admit genuineness**, ORCP 46C

**Extent of disclosure, court order limiting**, ORCP 36C

**Failure to inform of question regarding existence of liability insurance policy coverage**, ORCP 46D

**Failure to make, sanctions**, ORCP 46

**Failure to respond to request for inspection**, ORCP 46D

**Genuineness, failure to admit, expenses**, ORCP 46C

**Health information, individually identifiable**, ORCP 44E, ORCP 55H

**Inspection, failure to respond to request for**, ORCP 46D

**Insurance agreements or policies**, ORCP 36B

**Interrogatories**, see **INTERROGATORIES**, generally

**Making, failure**, ORCP 46

**Methods**, ORCP 36A

**Mining claims**, see **MINES AND MINERALS**

**Motion for order compelling discovery**, ORCP 46A

**Public utility, carrier proceedings, depositions**, 756.538

**Sanctions, ORCP application**, ORCP 17E

**SLAPP suits (strategic lawsuits against public participation)**, 31.152

**Subpoenas duces tecum**, see **SUBPOENAS**

**Support enforcement, interstate**, 110.390

**Taxpayers, written interrogatories**, 305.195

**Victims of crime**, see **VICTIMS OF CRIME**

## DISCRETION

Courts, see **COURTS**

## DISCRIMINATION

(Generally)

Adult foster homes, 443.739

#### Employment

Prohibition, 659A.006, 659A.030, 659A.800, 659A.805

Public contracts, affirmative action, 279A.100

#### State employment

Affirmative action, 659A.012

Recruitment, selection and promotion, 240.306

Whistleblowing, retaliation by employer prohibited, 659A.199, 659A.203

Higher education, 659.850, 659.855, 659.860

Intimidation, criminal offenses, 166.155, 166.165

Oregon Equality Act, 659A.004

## DISCRIMINATION (Cont.)

### (Generally) (Cont.)

- Police reports and training, crimes motivated by prejudice, 181.550, 181.642
- Public accommodations
  - Aiding or abetting discrimination, 659A.406
  - Definition, place of public accommodation, 659A.400
  - Discriminatory signs and notices
    - Prohibition, 659A.409
    - Rules, 659A.805
  - Elimination and prevention of discrimination, Bureau of Labor and Industries, 659A.800
  - Right to full and equal accommodations, all persons, 659A.403
- Real property
  - Sales, 93.270
  - Selling, renting or leasing, 90.390, 659A.421, 659A.425, 659A.800, 659A.805
- Schools
  - Career, professional or trade schools, 345.240, 659A.800
  - Instruction
    - Nondiscriminatory curriculum, development, 336.082
    - Respect regardless of race, color, etc., 336.067
    - Prohibition, 659.850
  - Voters' pamphlet material, derogatory or inflammatory, 251.055, 251.415
- Accommodations, public**, see **Public accommodations**, this topic
- Actions and proceedings**, see **ACTIONS AND PROCEEDINGS**
- Affirmative action**, see **AFFIRMATIVE ACTION**, generally
- Age**
  - Employment, 659A.006, 659A.009, 659A.030
  - Public accommodations, 659A.403, 659A.409
- Aiding**, see **AIDING**
- Apprenticeship trusts, taxation**, 307.580
- Assistance animals**, 659A.143
- Athletics, participation in United States Olympic Committee event**, 659.865
- Attorney fees**, see **ATTORNEY FEES**
- Blind, persons who are**, see **Disabilities, persons with**, this topic
- Cease and desist orders**, 659A.825, 659A.840, 659A.850, 659A.860
- Charter schools**, 338.115, 338.125, 659.855
- Colleges and universities**, 659.850, 659.855, 659.860
- Community action programs, accessibility**, 458.505
- Comparable value of work, state policy**, 240.190
- Compensation and salaries**
  - Wage claims, see **Employment**, this topic
  - Wages, sex basis, see **Employment**, this topic
- Complaints**
  - Employment, 659A.030
  - Enforcement, see **Enforcement**, this topic
- Conveyances, realty use restrictions prohibited**, 93.270
- Coordinated care organizations, scope of health care practice**, 414.646
- Correctional institutions**, 179.750
- Credit history, employment**, 659A.320
- Damages**, see **DAMAGES**
- Diesel fuel sales**, 646.935
- Disabilities, persons with**
  - Assistance animals, 659A.143
  - Description of disability, criteria, 659A.104
  - Employment, see **Employment**, this topic
  - Housing, 93.270, 659A.145, 659A.425

## DISCRIMINATION (Cont.)

### Disabilities, persons with (Cont.)

- Insurance standards and rates, 746.015
- Intimidation based on disability, 166.155, 166.165
- Meetings, public, 192.630
- Opposition to discrimination, 659A.030
- Penalties, 659.990
- Policy declaration, 659A.103
- Public accommodations, 659A.103, 659A.142, 659A.143, 659A.144
- Real property transactions, 659A.145, 659A.425
- State government, services, programs, etc., 659A.142
- Transient lodging, 659A.144
- Workers' compensation, 659A.040, 659A.043, 659A.046, 659A.069, 659A.109, 659A.885
- Drug diversion programs**, 430.550
- Education**
  - (Generally), 326.051, 659.850, 659.855
  - Charter schools, 338.115, 338.125, 659.855
  - Courses of study, 336.082, 336.086
  - Curriculum, public elementary and secondary schools, non-discriminatory, 336.082
  - Higher education, 659.850, 659.855, 659.860
  - Instruction, nondiscriminatory attitudes, 336.067
  - Prohibited, sanctions, 659.850, 659.855, 659.860
  - Protected class, defined (harassment, intimidation, bullying), 339.351
  - Rules, 659.850, 659.855
  - Schoolteachers and administrators, knowledge required, 342.123
  - State institutions, 179.750
- Employment**
  - (Generally), 659A.003, 659A.030
  - Academic degrees, 659A.318
  - Affirmative action, see **AFFIRMATIVE ACTION**, generally
  - Age, 659A.006, 659A.009, 659A.030
  - Apprentices and trainees, 659A.030
  - Arrest records, discrimination on basis, federal civil rights law violation, notice, 181.560
  - Churches, religious institutions, exception, 659A.006
  - Civil service, local governments, 242.766, 242.796, 242.824
  - Color, 659A.006, 659A.030
  - Comparable value of work, state policy, 240.190
  - Complaints, opposition to certain practices, 659A.030
  - Credit history, 659A.320
  - Disabilities, individuals with
    - (Generally), 659A.006, 659A.103, 659A.109, 659A.112, 659A.142
    - Accommodation, reasonable, 659A.118, 659A.121
    - Application of laws, 659A.106
    - Conditions not constituting impairment, 659A.122, 659A.130
    - Construction of law, 659A.139
    - Description of disability, criteria, 659A.104
    - Drug usage, illegal, inapplicability of protections, 659A.122, 659A.124
    - Employer actions permitted, 659A.122, 659A.127
    - Facilities, reasonable accommodation, 659A.118, 659A.121
    - Hardship, employers, accommodations, 659A.121
    - Injunctive relief and damages, 659A.885
    - Medical examinations, 659A.133, 659A.136
    - Oregon National Guard, 659A.106
    - Practices constituting discrimination, 659A.109, 659A.112

## DISCRIMINATION (Cont.)

### Employment (Cont.)

- Disabilities, individuals with (Cont.)
  - Qualification for position, 659A.115
  - Workers' compensation subjects, 659A.040, 659A.043, 659A.046, 659A.069, 659A.109, 659A.885
- Dress code enforcement, exemption, 659A.030
- Elections law violations, discrimination for reporting, 659A.228
- Employee benefit plan, involuntary retirement, 659A.321
- Employment status, advertisements for job vacancies, 659A.550
- Enforcement of prohibition, see **Enforcement**, this topic
- Exceptions, 659A.006, 659A.030
- Family leave, military, 659A.096
- Family members, 659A.309
- Firefighters, contributions to political or religious funds, prohibition, 242.824
- Health and safety law complainants, 654.062
- Health benefits, termination for absence, 659A.063
- Health care facilities, employees, violation reports, 659A.233
- Housing, see **Housing**, this topic
- Interns, application of laws, 659A.350
- Investigation, 241.440, 241.450, 242.630
- Juvenile record, expungement, 659A.030
- Local governments, civil service, 242.766, 242.796, 242.824
- Marital status, 659A.006, 659A.030
- Military service, see **LABOR AND EMPLOYMENT**
- Minimum wage proceedings, witnesses, 653.060, 653.991
- Minors, 659A.030
- National origin, 659A.006, 659A.030
- Policy declarations, 659A.006, 659A.009, 659A.103
- Pregnancy, childbirth, 659A.029
- Purpose of statutes, 659A.003
- Race, 659A.006, 659A.030
- Religion, 659A.006, 659A.030, 659A.033, 659A.036, 659A.318
- Seniority systems
  - Benefit plans, 240.560, 659A.321
  - Involuntary retirement, 659A.321
- Sex
  - (Generally), 659A.006, 659A.029, 659A.030
  - Because of sex, defined, 659A.029
  - Wages, sex basis
    - Definitions, 652.210, 659A.029
    - Local governments, 652.210
    - Penalties, 652.990
    - Prohibition, 652.220
    - Right of action, 652.230
    - State, 652.210
    - State employees, comparable value of work, state employment policy, 240.190
- Sexual orientation, see **SEXUAL ORIENTATION**
- State
  - Non-job related factors, 240.306
  - Noncompetitive or direct appointment, special skills or critical timing requirements, 240.306
  - Policy, comparable value of work, 240.190
  - Recruitment, etc., 240.306
- Unlawful employment practices, see **LABOR AND EMPLOYMENT**
- Victims of domestic violence, harassment, sexual assault, stalking, 659A.277, 659A.290
- Wage claims, 652.355, 652.990
- Whistleblowing, 659A.199 et seq.

## DISCRIMINATION (Cont.)

### Employment (Cont.)

- Workers' compensation subjects, 659A.040, 659A.043, 659A.046, 659A.069, 659A.109, 659A.885

### Enforcement

- (Generally), 659A.800
- Actions by aggrieved persons, 659A.885, 659A.890
- Advisory agencies, 659A.815
- Appeals to courts, 659A.810
- Attorney fees, see **ATTORNEY FEES**
- Cease and desist orders, 659A.825, 659A.840, 659A.850, 659A.860
- Charges, formal, filing, 659A.845
- Civil actions, 20.107, 659A.880, 659A.885
- Civil penalties, 659A.855, 659A.885
- Commissioner of the Bureau of Labor and Industries
  - Authority, 659A.830
  - Complaints, filing, 659A.825
  - Delegation of powers, effect, 659A.800
  - Evidence, findings, 659A.835
  - Orders, 659.990, 659A.810, 659A.825, 659A.840, 659A.850, 659A.860, 659A.990
  - Rules, adoption, 659A.805
  - Subpoenas, issuance, 659A.800
- Complaints
  - Aggrieved persons, 659A.820, 659A.885
  - Attorney General, 659A.825
  - Commissioner of the Bureau of Labor and Industries, 659A.825
  - Complainant, action by respondent against, 659A.890
  - Conciliation, requesting, 659A.820
  - Dismissal, 659A.830, 659A.870
  - Evidence, findings, 659A.835
  - Health, safety law, 654.062
  - Investigation, 659A.830, 659A.835
  - Limitation of actions, 659A.820, 659A.830
  - Notices, 659A.820, 659A.830, 659A.880
  - Pendency, actions by respondent, prohibitions, 659A.890
  - Post-settlement complaints, 659A.840
  - Respondents, conciliation, requesting, 659A.820
  - Retaliatory actions, prohibited, 659A.865
  - Settlement, 659A.840, 659A.860
- Conciliation, 659A.820, 659A.850
- Damages, 659A.885
- Definitions, 659A.001
- Election of remedies, 659A.870
- Elimination of violations, 659A.800
- Evidence, findings, 659A.835
- Examinations, work places, 651.120
- Family members, 659A.309
- Financial assistance, Bureau of Labor and Industries, acceptance, 659A.800
- Hearings, 659A.030, 659A.850
- Injunctive relief, 659A.885
- Interfering with enforcement, 659A.810, 659A.990
- Intergroup-relations councils, 659A.815
- Investigation, 659A.830, 659A.835
- Jury trial, 659A.885
- Limitation of actions, see **Limitation of actions**, this topic
- Notices, 659A.820, 659A.830, 659A.880
- Orders, 659.990, 659A.810, 659A.825, 659A.840, 659A.850, 659A.860, 659A.990
- Penalties, 659A.855, 659A.885, 659A.990
- Policies, procedures, programs, 659A.815
- Prevention of violations, 659A.800
- Prosecutor and examiner, persons prohibited, 659A.800
- Punitive damages, 659A.885

## DISCRIMINATION (Cont.)

### Enforcement (Cont.)

- Recommendations, agencies and councils, 659A.815
- Relief, 659A.885
- Remedies, election, 659A.870
- Resisting enforcement, 659.990, 659A.810, 659A.990
- Retaliatory actions, prohibited, 659A.865
- Rules, adopting, 659A.805
- Studies, agencies and councils, 659A.815
- Subpoenas, issuance by commissioner, 659A.800
- Unlawful practice, defined, 659A.001
- Voluntary action, 659A.800
- Workers' compensation, injunctive relief, 659A.885

### Equality Act, Oregon, 659A.004

### Farm labor contractors, by, 658.452, 658.991

### Foreign government imposed, trade, 30.860

### Housing

- Action for damages, 659A.885
- Declaration of policy, 659A.006
- Disabilities, persons with, 93.270, 659A.145, 659A.425
- Economic development projects, residential mortgage loans, parental basis, nondiscrimination requirement, 280.432
- Employee housing
  - Access restriction, 659A.253
  - Definitions, 659A.250
  - Eviction, 659A.259
  - Use regulations, 659A.256
  - Warrant, persons entitled to access, 659A.262
- Enforcement, see **Enforcement**, this topic
- Facially neutral housing policy, violations based on, 659A.425
- Familial status, 659A.421, 659A.425
- Landlord and tenant
  - (Generally), 90.390, 659A.421, 659A.425
  - Disabilities, persons with, 659A.145
  - Victims of certain crimes, 90.449
- Prohibitions, 659A.145, 659A.421, 659A.425
- Purchases with children, qualified housing sponsor, state financing, effect, 456.725
- Real property transactions, 93.270, 659A.145, 659A.421, 659A.425
- Residential care facilities, 93.270
- Sexual orientation, 659A.006
- Student, tax exemption, 307.471
- Victims of certain crimes, 90.449

### Industry apprenticeship, training trusts, taxation, 307.580

### Insurance, see **INSURANCE AND INSURERS**

### Intimidation, criminal offenses, 166.155, 166.165

### Jury

- Members, 10.030
- Trial, certain actions, right, 659A.885

### Labor practices, see **Employment**, this topic

### Landlord and tenant, see **Housing**, this topic

### Law Enforcement Contacts Policy and Data

- Review Committee, see **LAW ENFORCEMENT CONTACTS POLICY AND DATA REVIEW COMMITTEE**, generally

### Limitation of actions

- (Generally), 659A.875, 659A.885
- Complaints, 659A.820, 659A.830
- Injunctive relief, employment, 659A.885

### Military service, employment law, see **LABOR AND EMPLOYMENT**

### Naturopaths, medical assistance programs, discrimination between naturopathic physicians and other professionals, 685.055

### Oil, gas, sulfur lease bidders, 274.770

### Optometrists, discrimination against within scope of practice, prohibition, 683.035, 683.530

## DISCRIMINATION (Cont.)

### Penalties, 659A.855, 659A.885, 659A.990

### Public

- See also **State**, this topic
- Accommodations, see **Public accommodations**, this topic
- Contracts, affirmative action, 279A.100
- Meetings, places, 192.630
- Utilities, 757.325, 757.990

### Public accommodations

- Actions for damages, 659A.885
- Age exceptions, 659A.409
- Aiding, abetting, agents, 659A.406, 659A.800
- Assistance animals, 659A.143
- Declaration of policy, 659A.006
- Defined, 659A.400
- Disabilities, individuals with, 659A.103, 659A.142, 659A.143, 659A.144
- Enforcement of right, see **Enforcement**, this topic
- Notices of discrimination prohibited, 659A.409
- Right to equal facilities, 659A.403
- Sexual orientation, 659A.006, 659A.403 et seq.
- Toilet facilities, access, certain medical conditions, 659A.411, 659A.413, 659A.415, 659A.417
- Transient lodging, individuals with disabilities, 659A.144

### Purpose of statutes, 659A.003

### Real property, see **Housing**, this topic

### Rules, generally, 659A.805

### Schools, see **Education**, this topic

### Sex

- Employment, see **Employment**, this topic
- Juvenile programs, equal access, 417.270

### Sexual orientation, see **SEXUAL ORIENTATION**, generally

### Source of income, housing, 659A.421, 659A.425

### State

- See also **Public**, this topic
- Disabilities, individuals with, 659A.142
- Employment, see **Employment**, this topic
- State institutions, 179.750

### Telecommunications rates, 759.260, 759.265

### Textbooks, schools, respect for race, etc., reflection, 337.260

### Trade, foreign government imposed discrimination, 30.860

### Training trusts, taxation, 307.580

### Transient lodging, individuals with disabilities, 659A.144

### Wages, see **Employment**, this topic

### Workers' compensation

- Applicants, 659A.040, 659A.069, 659A.109
- Injunctive relief, 659A.885
- Reinstated or reemployed workers, 659A.043, 659A.046

## DISEASE CONTROL

### Agriculture and horticulture, see **AGRICULTURE AND HORTICULTURE**

### Bees, 602.010, 602.190, 602.990

### Forests, see **FORESTS AND FORESTRY**

### Livestock, see **LIVESTOCK**

### Public health, see **PUBLIC HEALTH**, generally

## DISEASES AND INJURIES

### AIDS, see **AIDS AND HIV**, generally

### Allergies, see **ALLERGIC RESPONSE TREATMENT**, generally

### Alzheimer's disease

- Alzheimer's Disease Research Fund, 316.490, 431.855, 431.860

## DISEASES AND INJURIES (Cont.)

### Alzheimer's disease (Cont.)

#### Care units

Defined, 443.886

Registration, 443.885, 443.886

Rules, patient needs, standards, 443.886

Charitable checkoff, income tax, 305.727, 316.490

Long term care insurance, coverage exclusion prohibited, 743.655

Oregon Project Independence, see **SENIOR CITIZENS**

### Animals, see **ANIMALS**

**Asbestos-related disease, civil action**, 30.907

**Asthma, school students, medication**,

339.866 et seq.

**Athletic trainers**, see **ATHLETIC TRAINERS**, generally

**Benign tumors, registry system**, see **Cancer**, this topic

**Bowel or intestinal conditions, toilet facility**

**access**, see **PUBLIC ACCOMMODATIONS**

**Brain injuries**, see **BRAIN INJURIES**, generally

**Brucellosis**, see **LIVESTOCK**

### Cancer

Asbestos fibers, hazard, legislative findings, 468A.705

#### Breast cancer

Health insurance, see **HEALTH INSURANCE**

Mammograms

Dense breast tissue, notifying patient, 431.823

Health insurance coverage, 743A.100

Medical assistance, see **PUBLIC ASSISTANCE**

**Cancer and benign tumor registry system**

(Generally), 432.500 et seq.

Civil penalty, reporting failures, 432.900

Confidentiality, information, 432.530, 432.540

Damages, disclosures of confidential or privileged information, 432.550

Definitions, 432.500

Health care facility, operating, 432.570

Reporting requirements, health care facilities, clinical laboratories, 432.520

Rulemaking, 432.510

Training program, 432.510

**Cervical cancer, medical assistance**, see **PUBLIC ASSISTANCE**

**Diesel emissions, risk reduction goal**, 468A.793

**Federal grants, application and handling**, 431.250

**Firefighters, occupational disease law**, 656.802

**Health insurance coverage**, see **HEALTH INSURANCE**

**Human papillomavirus-related cancer, control plan**, see note after, 433.992

**Indoor air pollution, environmental threat, legislative findings**, 433.507

**Medical assistance program**, see **PUBLIC ASSISTANCE**

**Warning label, diethylstilbestrol, food containing**, 616.333

**Warning, printed, toxic substances**, 453.235

**Catastrophic disease threats, use of immunization registry and tracking system**, 433.104, 433.448

**Child care facilities**, see **CHILD CARE FACILITIES**

**Chronic disease prevention activities, grants**, 413.250

**Chronic Obstructive Pulmonary Disease Awareness Month**, 187.254

### Communicable diseases

Criminal suspects, testing, 135.139

Medical assistance, payments, 414.153

## DISEASES AND INJURIES (Cont.)

### Communicable diseases (Cont.)

Public health, see **PUBLIC HEALTH**

Rubella, immunization, 433.273

**Compulsory examination or testing, public health**, 433.035, 433.220

**Concussions, athletics, safety procedures**, 336.485, 417.875

**Cystic fibrosis, medical assistance**, see **PUBLIC ASSISTANCE**

**Death, public health threat, investigation**, 146.090

**Denturists, patients, freedom from, statement**, 680.545

**Diabetes**, see **DIABETES**, generally

### Epilepsy

Diagnostic evaluations, 427.105

Interstate Compact on Placement of Children, exception, 417.200

### Exposure

Health care or public safety workers

(Generally), 433.060 et seq., 433.407 et seq.

Confidentiality, infection and exposure, rules, 433.423

Definitions, 433.060, 433.407

Hepatitis, testing, 433.060, 433.085

HIV testing, 433.060 et seq.

Immunization, providing, employer, 433.416

Informing

Legislative finding, 433.411

Notice, workers and employers, 433.419

Rules, 433.065, 433.080, 433.423

Quarantine or isolation, see **PUBLIC HEALTH**

**Food-related conditions, civil action**, 30.961, 30.963

**Foodborne illness prevention program**, 624.495

### Glaucoma

Health insurance, prescription eye drops, 743A.065

Optometrists, treatment with medication, 683.200

**Health insurance**, see **HEALTH INSURANCE**, generally

**Hemophilia, medical assistance**, see **PUBLIC ASSISTANCE**

### Hepatitis

Tests, 433.060, 433.085

Veterans, educational materials, 408.350

**HIV**, see **AIDS AND HIV**, generally

### Human papillomavirus

Control plan, see note after, 433.992

Vaccine, health insurance coverage, 743A.105

### Hypoglycemia

Administering treatment, rules and protocols, 433.810

Definitions, 433.800

Educational training, 433.810, 433.815, 433.820, 433.825

Liability immunity, persons completing educational training program, 433.830

**Immunizations**, see **VACCINATIONS, IMMUNIZATIONS AND INOCULATIONS**, generally

**Infections, health care acquired, reporting**, see note after, 442.851

**Jurors, sickness**, see **JURIES AND JURORS**

**Labor and employment**, see **Exposure**, this topic; **LABOR AND EMPLOYMENT**

**Livestock**, see **LIVESTOCK**

**Lupus Awareness Month**, 187.239

**Lysosomal storage disorders, study**, see note after, 433.992

**Melioidosis, Vietnam conflict, causative agent**, 408.305

**Multiple System Atrophy Awareness Month**, 187.257

## DISEASES AND INJURIES (Cont.)

- Obesity**, see **OBESITY AND RELATED CONDITIONS**, generally
- Peace officers**
  - Exposure, see **Exposure**, this topic
  - Reportable, information acquired during investigation, 433.009
- Personal injuries**, see **PERSONAL INJURIES**, generally
- Phenylketonuria**
  - Education program, 433.290
  - Reports, 433.295
  - Testing, 433.285, 433.290
  - Tests for, providing, child-caring agencies, 418.325
- Psychosurgery, exception to prohibition**, 677.190
- Public health**, see **PUBLIC HEALTH**, generally
- Reportable diseases**, see **PUBLIC HEALTH**
- Rubella**
  - Guardianship, child-caring agencies, testing, 418.325
  - Immunization, rules, 433.273
- Rules**
  - Alzheimer's care units, standards, 443.886
  - Animals, inoculation certificate, expiration date, 433.375
  - Communicable diseases, public health, see **PUBLIC HEALTH**
  - Expedited partner therapy, sexually transmitted diseases, 676.350
  - Health certificate, requiring from licensed physician, 433.010
  - HIV tests
    - (Generally), 433.065, 433.070
    - Consent, 433.065
    - Counseling, 135.139
    - Requirement, 433.080
  - Infants, tests, 433.285
  - Pregnant women, blood test, requirement, 433.017
  - Rabies
    - Animal suspected of, handling and disposition, 433.345
    - Inoculation unless exempted, 433.365
  - Reportable, 433.004, 433.006
  - Restrictable disease, excluding persons from school or childrens facility, 433.260
  - Schools, control, 433.273
  - Tuberculosis, investigation and control, 433.332
  - Vaccinations and immunizations, see **VACCINATIONS, IMMUNIZATIONS AND INOCULATIONS**
  - Vitamin K, appropriate dosage, establishing, 433.312
  - Worker exposure, 433.065, 433.080, 433.423
- Schools**, see **SCHOOLS AND SCHOOL DISTRICTS**
- Sexually transmitted diseases**
  - AIDS and HIV, see **AIDS AND HIV**, generally
  - Artificial insemination donors, 677.370
  - Compulsory testing or examination, 433.035
  - Education, courses concerning, 336.035, 336.455
  - Expedited partner therapy, antibiotic prescriptions, rules, 676.350
  - Human papillomavirus, see **Human papillomavirus**, this topic
  - Medical assistance, payments, 414.153
  - Minors, treatment without parental consent, 109.610
  - Parental venereal disease, testing, child-caring agencies, 418.325
- Sick leave, employment**, see **LABOR AND EMPLOYMENT**
- Sickle-cell anemia, tests for, providing, child-caring agencies**, 418.325

## DISEASES AND INJURIES (Cont.)

- Statewide Health Improvement Program, chronic diseases**, 413.250
  - Sudden infant death syndrome, investigations, epidemiological**, 431.120
  - Terminal illness**
    - Life settlement contracts, see **LIFE INSURANCE**
    - Medication to end life, request, see **DEATH**
    - Prisoners, advancing release date, 144.122, 144.126
    - Withdrawing life support, see **MEDICAL CARE AND TREATMENT**
  - Toilet facility access, certain medical conditions**, see **PUBLIC ACCOMMODATIONS**
  - Tourette Syndrome, health insurance**, 743A.180
  - Toy-related injuries, reporting, physicians**, 677.491
  - Tuberculosis**, see **TUBERCULOSIS**, generally
  - Tumors, registry system**, see **Cancer**, this topic
  - Vaccinations**, see **VACCINATIONS, IMMUNIZATIONS AND INOCULATIONS**, generally
  - Venereal disease**, see **Sexually transmitted diseases**, this topic
- ## DISHONOR
- Negotiable instruments**, see **NEGOTIABLE INSTRUMENTS**
  - Sales**, see **SALES**
- ## DISHWASHERS
- Electrical installation, licensing exemption**, 479.540
- ## DISINCORPORATION
- Cities**, see **CITIES**
- ## DISINFECTION
- Merchandise exposed to communicable disease**, 433.715
- ## DISINTERMENT
- Dead bodies**, see **DEAD BODIES**
- ## DISMANTLERS OF MOTOR VEHICLES
- See **MOTOR VEHICLE DISMANTLERS AND DISMANTLING BUSINESSES**, generally
- ## DISMISSAL
- Appeal and review**, see **APPEAL AND REVIEW**
  - Child custody proceedings**, 109.761, 109.764
  - Civil procedure**, see **RULES OF CIVIL PROCEDURE, OREGON**
  - Criminal actions**, see **DISMISSAL OF CRIMINAL ACTIONS**, generally
  - Justice courts, civil actions, want of prosecution**, 52.035
  - New action after, limitations**, 12.220
  - Public employees**, see **PUBLIC OFFICERS AND EMPLOYEES**
  - Schoolteachers**, see **SCHOOLTEACHERS**
  - State officers and employees**, see **STATE OFFICERS AND EMPLOYEES**
  - Support obligations, effect of dismissal of judicial proceeding**, 25.088
  - Trust deeds**, 86.767
  - Venue change, failure to pay costs**, 14.140

## DISMISSAL OF CRIMINAL ACTIONS

(Generally), 135.753 et seq.

### Accusatory instrument

- Appeal, state, 138.060, 138.255, 138.261
- Compromise and satisfaction, 135.705
- Delay in filing, 135.745
- District attorney not ready, 136.120
- Subsequent prosecutions for same crime, effect of dismissal, 136.130
- Time for motion, 135.520

**Attorneys, professional conduct violations**, 9.490

**Compromises**, see **COMPROMISES AND SETTLEMENTS**

**Consolidation, prosecution not barred**, 135.753

**Court, own motion**, 135.755

### Delay

- Finding indictment or filing information, 135.745
- Reason, showing, continuance, 135.750

**District attorney, motion, application**, 135.755

**Diversion, dismissal with prejudice, criminal charges filed**, 135.891, 135.901

**Driving under influence, witness unavailability**, 136.567

**Future prosecutions**, see **JEOPARDY**, generally

**Indictments, delay in finding**, 135.745

**Jeopardy**, see **JEOPARDY**, generally

**Justice courts, appeal, plaintiff**, 157.020

**Motions, court or district attorney**, 135.755

**Nolle prosequi, abolished**, 135.757

### Orders

- Bar, another prosecution, 135.753
- Motion of court or district attorney, reasons, setting forth, 135.755

**Plea discussions and agreements**, 135.405

**Police, failure to appear, violations, appeals**, 138.057

**Post-conviction relief, meritless petition**, 138.525

**Preliminary hearing, no probable cause**, 135.175

**Prisoners, prosecution, proceeding not brought to trial**, 135.765

**Release of defendant**, 135.753

**Satisfaction of injury**, 135.705

**Trial, district attorney not ready**, 136.120

## DISORDERLY CONDUCT

See also **RIOTS**

**Exclusion from public property**, see **PUBLIC PLACES**

**First degree**, 166.023

**Funerals**, 166.025

**Intoxication, local sanctions based on prohibited**, 430.402

**Legislature**, see **LEGISLATURE**

**Public transportation, interfering with**, 166.116

**Second degree**, 166.025

## DISPLACED HOMEMAKERS

See **PUBLIC ASSISTANCE**

## DISPOSAL

**Carcasses**, see **CARCASSES**

**Radioactive wastes and materials, disposal facilities**, see **RADIOACTIVE WASTES AND MATERIALS**

**Waste**, see **WASTE DISPOSAL**, generally

## DISPUTE RESOLUTION

See also **ARBITRATION; CONCILIATION; MEDIATION**

(Generally), 36.100 et seq.

## DISPUTE RESOLUTION (Cont.)

### Alternative dispute resolution

- Appellate courts, 2.700
- Multistate Tax Commission, 305.676
- State agencies
  - Programs, 36.105, 36.179, 183.502
  - Use, 183.502, 183.675

**Condominiums**, 100.405

**Coordinated care organizations**, 414.635, 414.646

**Definitions**, 36.110

**Developmental disability services**, 427.109

**Fish passage**, 509.645

**Franchises, motor vehicle dealers, condition**, 650.165

### Health care practitioners and facilities

- Adverse health care incidents
  - (Generally), see note after, 31.250
  - Insurers, prohibited actions, 743.056
- Coordinated care organizations, 414.635, 414.646
- Mandatory dispute resolution, 31.250

**Highway access control decisions**, 374.355, 374.360

**Insurers, contracts and agreements**, 744.306, 744.720

**Landlord and tenant**, see **LANDLORD AND TENANT**

**Liability, mediators and programs**, 36.210

**Lottery game retailers**, 461.300

**Mining operations, modification of permit or plan**, 517.831

**Mobile homes and manufactured structures**, see **MOBILE HOMES AND MANUFACTURED STRUCTURES**

**Motor vehicle insurance**, see **MOTOR VEHICLE INSURANCE**

**Oregon Plan, state agencies participating in, responsibilities**, 541.916

**Planned communities**, 94.630

### Programs

- Counties, participation, grants, 36.155, 36.160, 36.165
- Definitions, 36.110
- Dispute Resolution Account, 36.145, 36.150
- Funding, 36.135, 36.145, 36.150, 36.155
- Liability, 36.210
- Policy, purpose, 36.100, 36.105
- Public bodies, 36.105, 36.179, 183.502
- Review for compliance, 36.135
- Rules, 36.175
- Standards, 36.175
- Suspension or termination of funding, 36.135

### Rules

- (Generally), 36.175
- Alternative means, implementation, 183.502
- Model rules, adoption, 183.502
- Rulemaking proceedings, 183.502

**Seed contracts**, 576.744

### State agencies, alternative dispute resolution

- Programs, 36.105, 36.179, 183.502
- Use, 183.502, 183.675

**Taxation, alternative dispute resolution, Multistate Tax Commission**, 305.676

**Trust deed foreclosure, resolution conferences**, see **TRUST DEEDS**

**Universities with governing boards, fee disputes**, 352.105

**Wheelchairs and scooters, warranty actions**, 646A.472

**Workers' compensation**, see **WORKERS' COMPENSATION**

## DISPUTE RESOLUTION ACCOUNT

(Generally), 36.145, 36.150

## DISSOLUTION

**Cooperative corporations**, see **COOPERATIVE CORPORATIONS**

**Corporations**, see **CORPORATIONS**

### Diking districts

Conditions, procedure, 551.180

County service district, transfers to, 451.573, 451.575, 451.577

**Districts**, see **DISTRICTS**

**Drainage districts**, see **DRAINAGE DISTRICTS**

**Highway lighting districts**, see **HIGHWAY LIGHTING DISTRICTS**

**Insurers, voluntary**, 732.235

**Irrigation districts**, see **IRRIGATION DISTRICTS**

**Limited liability companies**, see **LIMITED LIABILITY COMPANIES**

**Limited partnerships**, see **LIMITED PARTNERSHIPS**

**Marriage**, see **DISSOLUTION, ANNULMENT OR SEPARATION**, generally

**Nonprofit corporations**, see **NONPROFIT CORPORATIONS**

**Park districts**, see **PARK AND RECREATION DISTRICTS**

**Partnership**, see **PARTNERSHIPS**

**People's utility districts**, see **PEOPLE'S UTILITY DISTRICTS**

**Road districts, special**, see **ROAD DISTRICTS**

### Rural fire protection districts

City annexation, 222.530

County service district, transfers to, 451.573, 451.575, 451.577

**Sanitary districts, county service district, transfer**, 451.573 et seq.

**Soil and water conservation districts**, see **SOIL AND WATER CONSERVATION DISTRICTS**

**Water control districts**, see **WATER CONTROL DISTRICTS**

**Water supply districts**, see **WATER SUPPLY DISTRICTS**

**Wind erosion control districts**, 568.890

## DISSOLUTION, ANNULMENT OR SEPARATION

**Account records, furnishing other party**, 107.089

**Adoption of children, consent requirements**, 109.323, 109.330

**Affidavits, default**, 107.095

**Age, grounds**, 106.030, 107.015

**Alienation of affections, action abolished**, 31.980

**Alimony**, see **SUPPORT OF DEPENDENTS**, generally

### Annulment

Grounds, 106.020, 106.030, 107.005, 107.015

Res judicata, 107.005

**Answer**, 107.055

### Appeals

(Generally), 19.275, 107.105, 107.115

Marriage relationship, termination, 107.115

Motions showing change of circumstances, filing, appeal pending, 19.275

Stay of proceedings, 19.355

**Appearance, Division of Child Support**, 107.046

**Assets discovered after judgment, reopening case**, 107.452

### Attorneys

Appointment for child, 107.425

District attorney, see **District attorney**, this topic

## DISSOLUTION, ANNULMENT OR SEPARATION (Cont.)

### Attorneys (Cont.)

Fees, see **ATTORNEY FEES**

Partnership with district attorney, 8.730

**Bank account records, furnishing other party**, 107.089

### Beneficiary designation, revoking

(Generally), 107.121

Contingent or expectant interests, conveyance or release, 107.131

Definitions, 107.118

Effect, 107.124

Notice of revocation, 107.127

Payments to beneficiaries, 107.127

Transfer on death deeds, 93.981, 107.115

**Boats, title or registrations, furnishing other party**, 107.089

**Cemetery plots, interment rights, divestiture**, 97.580

**Certificates of title, furnishing other party**, 107.089

**Changes in circumstance, described**, 107.135

**Child support payments, determination of amount**, 107.105

**Child Support, Division of, appearance**, 107.046

### Children

Adoption, consent requirements, 109.323, 109.330

Attorneys, appointment, 107.425

Care, temporary, 107.095

Conference, court, 107.425

Custody, see **CUSTODY OF CHILDREN**, generally

Domicile, 108.015

Investigation to protect, 107.425

Joint care, custody, support and maintenance, 107.095

Legitimacy, 106.190

Maintenance, temporary, 107.095

Molestation, interference, 107.095

Petition for marriage dissolution, contents, 107.085

Protection of interests, 107.095, 107.425

Support, see **SUPPORT OF DEPENDENTS**, generally

Testimony, court conference with child, 107.425

Trusts, 107.036, 107.105, 107.135

**Clerks of court, furnishing petitioners, law concerning providing document information and proof of service**, 107.088

**Co-ownership, property division**, 107.105

### Conciliation

(Generally), 3.250, 3.280, 107.520

Commencement, 107.540, 107.550

Conferences, 107.570, 107.600

Confidential communications, 107.600

Contracts for, 3.280, 107.530

Counsel, presence, 107.600

Counselors, 107.530, 107.600, 107.610

Definitions, 107.510

Determination of need, 107.520

Discretion of court, 107.540

Duration of services, 107.540, 107.560

Establishment, 107.520

Expenses, 3.280, 107.530

Fees, 107.550, 107.615

Hearings, 107.570, 107.600

Jurisdiction, 107.510, 107.520, 107.540, 107.550

Limitations on, 107.580

Notices to spouses, 107.570

Obtaining by court, 3.280, 107.530

Orders of court, 107.590, 107.600

## DISSOLUTION, ANNULMENT OR SEPARATION (Cont.)

### Conciliation (Cont.)

#### Personnel

(Generally), 3.280, 107.530, 107.600, 107.610

Non-state employee status, 107.530

Petition for, 107.550, 107.560, 107.600

Priority services, 107.580

Privacy of proceedings, 107.600

Program termination, 107.520

Public or private agencies, 3.280, 107.530

Reconciliation agreements, 107.590, 107.600

Records, 107.600

Reference by court, 107.570

Restrictions on, 107.580

Rules, 107.615

State aid, 419A.046, 419A.048

Termination of services, 107.540, 107.560

Waiting period, waiver, 107.560

Witnesses, 107.570, 107.600

**Contempt**, 25.110, 107.445, 107.835

**Contractual remedies, parties**, 107.104, 107.135

### Costs and disbursements

(Generally), 107.095, 107.105, 107.115, 107.135, 107.425

Contempt, 107.445

Expert witnesses, 107.095

Investigation costs, 107.425

Separation suits, 107.095, 107.105, 107.135, 107.425, 107.445

**Counterclaims**, 107.055

### Custody

Children, see **CUSTODY OF CHILDREN**, generally

Costs and disbursements, see **Costs and disbursements**, this topic

**Death of party**, 107.115

**Debts, liability, spouses**, 108.040

**Deeds, furnishing other party**, 107.089

**Default**, 107.095

**Defenses**, 107.015, 107.055

**Deferred compensation, payment, alternate payee**, 243.507

### District attorney

Appearance, 107.046

Attorney as partner, 8.730

**Documents, parties, duty to furnish**, 107.088, 107.089

**Domestic disturbances**, see **FAMILY ABUSE AND VIOLENCE**, generally

**Domicile**, 107.075

**Education programs, family restructuring**, 3.425

**Enhanced earning capacity, property settlement, consideration**, 107.105, 107.135

**Equitable powers of court**, 107.105, 107.405

**Evidence**, see **EVIDENCE**

**Expert witnesses, costs**, 107.095

**Family abuse and violence**, see **FAMILY ABUSE AND VIOLENCE**, generally

**Family court departments, proceedings, assignment to**, 3.408

**Family law cases, coordination plan for services**, 3.434

**Family law education programs, family restructuring**, 3.425

**Fault doctrine abolished**, 107.036

### Fees

(Generally), 107.550

Attorney fees, see **ATTORNEY FEES**

Circuit court fees, 21.155, 21.205

Conciliation, 107.550, 107.615

## DISSOLUTION, ANNULMENT OR SEPARATION (Cont.)

**Financial statements, net worth and credit card loan applications, furnishing other party**, 107.089

**Force, consent obtained, grounds**, 106.030, 107.015

**Fraud, consent obtained, grounds**, 106.030, 107.015

**Grounds**, 106.020, 106.030, 107.005, 107.015, 107.036

**Health insurance**, see **HEALTH INSURANCE**

### Hearings

Child custody, 107.105

Deployed parents, expedited hearings, 107.146

Evidence, 107.036, 107.425

Family Abuse Prevention Act, 107.716, 107.717, 107.718

Information required prior, 107.085

Not required, when, 107.095

Restraining orders, 107.093

Waiting period before, 107.540, 107.560

**Home, move out orders**, 107.095

**Incapacity, grounds**, 106.030, 107.015

**Income tax returns, furnishing other party**, 107.089

**Information statement**, 107.085

### Injunctions

Domestic violence, see **FAMILY ABUSE AND VIOLENCE**, generally

Restraining orders, see **Restraining orders**, this topic

Suit pending, 107.095

### Insurance

Beneficiary designation, life insurance, revoking, see **Beneficiary designation, revoking**, this topic

Health insurance, see **HEALTH INSURANCE**

Life, provisions, judgments, 107.135

Restraining order, pending judgment, 107.093

**Investigation costs, charging parties**, 107.425

**Investigations to protect children**, 107.425

### Irreconcilable differences

Evidence, 107.036

Grounds, 107.025

**Joint care, custody, support and maintenance, temporary**, 107.095

**Joint custody, judgment**, 107.105

### Judgments

(Generally), 107.095, 107.105

Alimony, 107.105

Attorney fees and costs, 107.105

Contents, 107.036, 107.085, 107.105, 107.475

Custody, visitation or support of child, requirements, 107.106

Default, 107.095

Education or retraining, 107.105

Effect, 107.115, 107.135, 107.455, 107.465

Effective date, 107.115, 107.540, 107.560

#### Enforcement

Contempt proceedings, 25.110, 107.445, ORCP 78

Policy, 107.104, 107.135

Remedies, 107.104, 107.135

Equitable powers of court, 107.105, 107.405

Insurance or security for support, 107.106

Joint custody, 107.105

Limited judgment, money awards, 107.095, 107.105

Medical support, 107.106, 107.135

Modification, see **Modification of judgments**, this topic

Name change, either spouse, 107.105

Parenting time, modification, 107.431

## DISSOLUTION, ANNULMENT OR SEPARATION (Cont.)

### Judgments (Cont.)

Prejudgment orders, 107.095  
Repayment of support, 107.415  
Reports, see **VITAL STATISTICS**  
Setting aside  
    (Generally), 107.135  
    State Registrar, forwarding information, 432.235  
Settlement terms, enforcement, 107.104, 107.135  
Social Security numbers, confidentiality, 107.840, 192.501  
Spousal support, 107.105  
Stipulation, 107.095, 107.104, 107.135  
Supplemental judgments, 107.105, 107.843  
Support payments, 107.105  
Transfer on death deeds, revocation, 93.981, 107.115  
Uninsured medical expenses, payment, 107.106  
Vacation, 107.135, 107.449, 107.475  
Veteran loans, property to spouse, effect, 407.215  
Wills, revocation, 107.115, 112.315

### Jurisdiction

(Generally), 107.115  
Child custody, nonexercise, 109.761  
Continuing jurisdiction, trial court, certain, 19.275  
Equitable powers, 107.105, 107.405  
Nonresidents, 107.075  
Partition of real property, 107.105  
Personal, ORCP 4K

### Legal assistance, family law facilitation programs, 3.428

### Mediation

Child custody and visitation, see **CUSTODY OF CHILDREN**  
Fees, 107.615  
Program, 107.755 et seq.

### Mental capacity, grounds, 106.030, 107.015

### Military or uniformed federal service

Parental powers, delegating, 109.056  
Rights of deployed parents, 107.145, 107.146, 107.169

### Minors, see **Children**, this topic

### Modification of judgments

(Generally), 107.135  
Changes in circumstance, 19.275, 107.135  
Contractual agreements, 107.135  
Deployed parents, 107.145  
Investigations to protect children, 107.425  
Separation, duration, 107.475  
Supplemental judgments, 107.843  
Support enforcement, jurisdiction, 25.110

### Money

Court orders, 107.095, 107.105  
Nonpayment, contempt, 107.445

### Motions

Fees, circuit court, 21.205  
Judgment modification, vacation, 107.135  
Modification for change of circumstances, filing pending appeal, 19.275  
Relief sought, change, 107.400

### Motor vehicles, title or registrations, furnishing other party, 107.089

### Move out order, 107.095, 107.718

### Name of spouses, changing, 107.105

### Nonresidents

Children, custody, 107.135  
Court jurisdiction, 107.075

### Notice

Beneficiary designation, revocation, 107.127  
Health insurance, continuance of coverage, content, 107.092

## DISSOLUTION, ANNULMENT OR SEPARATION (Cont.)

### Notice (Cont.)

Parenting time rights, judgment modification, 107.431

### Orders

(Generally), 107.105  
Child custody, temporary, 107.718  
Contempt proceedings, 25.110, 107.445, ORCP 78  
Default, execution, garnishment, 107.095  
Emancipated children, support repayment, 107.415  
Judgment modification, vacation, 107.135  
Move out, 107.095, 107.718  
Restraining, see **Restraining orders**, this topic  
Temporary, 107.095, 107.105  
Visitation rights  
    After judgment, 107.105  
    Children, prior to judgment, 107.095  
    Provisional, 107.095

### Other suit pending, 107.085

### Parent, removal, family home, 107.095

### Parenting

Parenting plan, filing, 107.102  
Parenting time, see **CUSTODY OF CHILDREN**  
State policy, 107.101

### Pari delicto, doctrine abolished, 107.036

### Parties, 107.085, 107.108

### Pendency of action, notice, filing, 107.085

### Personal property, see **Property**, this topic

### Petition

(Generally), 107.085  
Filing location, 107.086  
Restraining order, pending judgment, 107.093  
Service on Division of Child Support, 107.087

### Pleadings, amendment of relief sought, 107.400

### Property

Cemetery plots, interment rights, 97.580  
Co-ownership, rights of parties, 107.105  
Delivery, personal property, 107.105  
Distribution  
    (Generally), 107.105  
    Fault, consideration, 107.036  
    Temporary, 107.095  
Earning capacity, enhanced, 107.105, 107.135  
Enhanced earning capacity, 107.105, 107.135  
Gifts, 107.105  
Homemakers contributions, rebuttable presumption, 107.105  
Liens, encumbrances, 107.095  
Partition, 107.105  
Restraining disposition, 107.093, 107.095, 107.445  
Retirement or pension plan, considered as, 107.105  
Transfer on death deeds, revocation, 93.981, 107.115  
Trusts, 107.036, 107.105, 107.135  
Veteran loans, property to spouse, effect, 407.215

### Property settlement

(Generally), 107.105  
Earning capacity, enhanced, 107.105, 107.135

### Real estate contracts, furnishing other party, 107.089

### Real property, see **Property**, this topic

### Records

Duty to furnish, parties, 107.088, 107.089  
Parties, furnishing other parties, 107.089  
Social Security numbers, confidentiality, 107.840, 192.501  
Vital statistics, see **VITAL STATISTICS**

### Remarriage

Issue, legitimacy, 106.190  
Limitations, 107.115

## DISSOLUTION, ANNULMENT OR SEPARATION (Cont.)

**Reopening case, assets discovered after judgment,** 107.452  
**Reports,** see **VITAL STATISTICS**  
**Residence requirements,** 107.075  
**Restraining orders**  
(Generally), 107.093, 107.095  
Expenditures, extraordinary, 107.093  
Family abuse prevention, 107.718, 107.720, 107.723, 107.725, 107.730  
Foreign  
(Generally), 133.310  
Release, security amount, 24.190  
Forms, 107.094, 107.718  
Insurance policies, changes, 107.093  
Property, disposing, concealing, etc., 107.093, 107.095  
Request for hearing, 107.093  
Service, 107.093, 107.720, 107.723, 107.730  
Temporary, move out and child custody, 107.718  
Violations, arrest  
Transportation to county of origin, costs, 133.381  
Without warrant, 133.310  
**Retirement benefits**  
Beneficiary designation, revoking, see **Beneficiary designation, revoking**, this topic  
Pension plan as property, 107.105  
PERS, payment, alternate payees, 237.600, 238.465  
**Separation**  
Agreement of parties, 107.025  
Duration, 107.036, 107.475  
Equitable powers, 107.105, 107.405  
Grounds, 107.025, 107.036  
Nonresidents, 107.075  
Partition of real property, 107.105  
Probate, elective share, effect of separation, 114.725  
Statutes, effect, 107.455  
Subsequent proceedings, dissolution, 107.455, 107.465  
**Service**  
Petition, Division of Child Support, 107.087  
Restraining orders, 107.093, 107.720, 107.723, 107.730  
Summons, see **Summons, service**, this topic  
**Settlement terms, enforcement,** 107.104, 107.135  
**Social Security numbers, confidentiality,** 107.840, 192.501  
**Social Security, consideration for spousal support,** 107.135  
**Special legislation forbidden,** CONST. IV §23  
**State as party,** 107.046  
**State Registrar, information, furnishing,** 432.075  
**Stocks, documents, furnishing other party,** 107.089  
**Summary dissolution procedure**  
Commencement, 107.490  
Conditions for use, 107.485  
Forms, 107.500  
Instructional brochure, 107.500  
Petition, 107.490  
Summons, service, 107.490  
**Summons, service**  
Modification, vacation of judgment, 107.135  
Relief sought, change, 107.400  
Summary dissolution, 107.490  
Waiting period after, 107.540, 107.560  
**Support,** see **SUPPORT OF DEPENDENTS**, generally  
**Support payments, judgment,** 107.105  
**Temporary orders,** 107.095, 107.105  
**Title of suit,** 107.085

## DISSOLUTION, ANNULMENT OR SEPARATION (Cont.)

**Transfer on death deeds, revocation,** 93.981, 107.115  
**Transfers to auxiliary circuit court,** 107.449  
**Trusts,** 107.036, 107.105, 107.135, 130.535  
**Veteran loans, property to spouse, effect,** 407.215  
**Visitation,** see **CUSTODY OF CHILDREN**  
**Waiting period,** 107.540, 107.560  
**Wills, revocation,** 107.115, 112.315  
**Witnesses, expert, costs,** 107.095

## DISTILLERIES

See **ALCOHOLIC BEVERAGES**

## DISTRIBUTABLE INCOME ACCOUNT

See **SCHOOL FINANCE**

## DISTRIBUTIONS

**Corporate stock and stockholders,** see **CORPORATE STOCK AND STOCKHOLDERS**  
**Income tax (state),** see **INCOME TAX (STATE)**  
**Limited liability companies,** see **LIMITED LIABILITY COMPANIES**  
**Water,** see **WATER AND WATER RIGHTS**

## DISTRIBUTORS

**Cigarettes,** see **CIGARETTE TAX**  
**Decedents' estates,** see **PROBATE**  
**Tobacco products tax,** see **TOBACCO PRODUCTS TAX**  
**Water,** see **CANALS, DITCHES AND FLUMES**, generally; **DAMS AND RESERVOIRS**

## DISTRICT ATTORNEYS

**(Generally),** CONST. VII(Orig) §17  
**Appointment**  
Special district attorney, 8.710  
Special officer, laws not faithfully executed, 131.815, 131.855  
**Archaeology law violations, civil proceedings,** 358.924, 358.925, 358.928  
**Attending court,** 8.660  
**Attorney General acting,** 180.070, 180.080  
**Child abuse, county multidisciplinary teams,** 418.747, 418.800  
**Civil actions,** 8.690, 8.720  
**Commitment proceedings, persons with mental illness,** 426.100, 426.701  
**Compensation and salaries**  
(Generally), 8.790, 8.830  
Administrative Services, Department of, payment from funds of, 8.710  
County funds, 8.710, 8.830  
Criminal actions, 8.720  
Deputies  
(Generally), 8.790  
County funds, 8.760, 8.830  
Private practice, 8.726  
Private practice, 8.720, 8.726  
Salary plan and adjustments, 8.852  
Special, 8.710  
**County home rule, effect,** CONST. VI §10  
**County multidisciplinary teams, abuse investigations,** 418.747, 418.800, 430.739  
**County offenses, prosecution by county counsel, election,** 203.810  
**County officers and employees, advising and representing,** 8.690

## DISTRICT ATTORNEYS (Cont.)

**Covert activities**, 9.528  
**Credit union law violations, notice, investigations, action**, 723.812  
**Criminal justice agency, as**, 181.010  
**Deadly physical force planning authorities, duties**, 181.783  
**Death investigations**, see **DEATH**  
**Defined**, 131.005, 135.881  
**Deputies**  
(Generally), 8.760  
Appointment, 8.760  
Compensation and salaries  
(Generally), 8.790  
County funds, 8.760, 8.830  
Private practice, 8.726  
Covert activities, 9.528  
Duties and powers, 8.780  
Juvenile courts, 8.685  
Offices, supplies and stenographic assistance, county courts, providing, 8.850  
Private practice, 8.726  
Qualifications, 8.780  
Retirement, public employees, coverage, 238.062  
Strikes, 243.736  
Torts, 30.285  
Undercover activities, 9.528  
**Disqualification**, 8.710  
**Dissolution, annulment or separation**  
Appearance, 107.046  
Attorney as partner, 8.730  
**Duties and powers**  
(Generally), 8.630, 8.660, 8.670, 180.070,  
CONST. VII(Orig) §17  
Abuse investigations, county multidisciplinary teams, 418.747, 430.739  
Actions, suits, proceedings, county as party, 8.690  
Animals, dead, reduction or disposal violations, restraining, 601.130  
Bad check diversion programs, establishing, 135.925  
Banking law violations, enforcement, 706.785  
Certificate of election, 8.620  
Children  
Custody proceedings, 109.821  
Indigent, medical services, 444.120  
Labor, prosecutions, 653.545  
Welfare, parent liability, 412.094  
Chiropractors, enforcement of statute, 684.190  
Circuit court prosecutions, 8.650, 221.315  
City law violations, 8.650, 221.315  
City-county consolidation, 199.730  
Commercial fishing laws, enforcement, 506.535, 506.625  
Condemnation, 35.560, 549.380  
Corporations, 30.610, 30.620, 30.630  
County home rule, 203.810  
County officers, advising, 8.690  
Custody proceedings, children, 109.821  
Dental practice law, 679.180  
Deputies, 8.760, 8.780  
Dogs, claims against owners, 609.190  
Drainage districts, lien foreclosure, 547.420  
Expenditures, excessive, municipal corporations, 294.680  
Federal water rights appropriation, 541.220  
Fires, see **FIRES AND FIRE PROTECTION**  
Food  
Law violations, 616.305  
Supplemental nutrition assistance, recovery, 411.845  
Forfeitures, 8.680, 131A.400

## DISTRICT ATTORNEYS (Cont.)

**Duties and powers** (Cont.)  
Funeral service practitioners, embalmers, establishments, 692.380  
Gambling leases, 91.245  
Grain warehousing, shortages, 586.525  
Grand juries, 8.670  
Habeas corpus, 34.350, 34.660  
Health care professions, titles, violations, 676.130  
Health laws, 431.150, 431.160  
Holding office, 8.610  
Hydraulic structures, nonapproved, abatement, 540.370  
Indictments, CONST. VII(Am) §5  
Indigent children, medical services, 444.120  
Infested plant life, nuisance abatement, 570.175  
Informations, CONST. VII(Am) §5  
Injury investigations, 146.730  
Installment sales law, enforcement, 83.180  
Institution inmate care costs, 179.660  
Insurance law enforcement, 731.256  
Juvenile court proceedings, see **JUVENILE COURTS AND PROCEEDINGS**  
Law officers, CONST. VII(Orig) §17  
Legislative witnesses, 171.520  
Liquor control, 471.605, 471.615, 471.630, 471.650  
Magistrates, 8.670  
Mass gatherings, outdoor, enforcement, 433.770  
Medical practice law, 677.330  
Naturopaths, 685.210  
Officers and employees, aiding, 8.690, 180.070  
Outdoor mass gatherings, enforcement, 433.770  
Park and recreation districts, 266.460  
Partners, 8.730  
Penalties, 8.680, 12.130  
Planning and zoning, 215.185  
Plant life disease law enforcement, 570.360  
Priorities, 8.675  
Property tax appeals board, county, 309.024, 309.110  
Public assistance, 8.675  
Public prosecutor, 8.650  
Public utility law enforcement, 756.160  
Quo warranto, 30.610, 30.620, 30.630  
Railroad  
Fences, crossings, 608.320  
Law, enforcement, 756.160  
Reciprocal support enforcement, 8.675  
Refrigerated locker plants, enforcement, 628.370  
Register, 8.700  
Retail installment sales law, enforcement, 83.180  
Sales, retail installment law, 83.180  
State actions, suits and proceedings, 8.680  
Swine feeding violations, restraining, 600.120  
Tax supervising and conservation commission findings, 294.680  
Taxation, see **TAXATION**  
Title opinion, loans from county, 370.200  
Unemployment compensation actions, 657.640  
Unlawful trade practices, see **TRADE REGULATION AND COMPETITION**  
Veterinaries, enforcement, 686.260  
Walnut and filbert laws, 632.615  
Water distribution, 540.050  
Water supply system injunctions, 448.250  
Weed control, 569.400  
Weights, see **WEIGHTS AND MEASURES**  
Wild flower protection laws, 564.030  
Wildlife laws, enforcement, 496.630  
Workers' compensation, 656.720  
Zoning ordinances, enforcement, 215.185  
**Early disposition programs**, 135.405, 135.948  
**Election**, see **ELECTIONS**

## DISTRICT ATTORNEYS (Cont.)

Environmental crimes, bringing felony charge, approval, 468.961  
Ethics Commission, Oregon Government, investigations, 244.260  
Family abuse prevention, restraining orders, contempt proceedings, 107.445  
Fees, 8.720, 381.227  
Forfeiture, duties and powers, 8.680, 131A.400  
Grand juries, see GRAND JURIES  
Habeas corpus  
Application, 34.350  
Notice, 34.660  
Hazardous substances, violation reports, 453.135  
Indictments, CONST. VII(Am) §5  
Information, filing if indictment waived, CONST. VII(Am) §5  
Injury investigations, authority, 146.730  
Inquests, 10.810  
Intimidation, bringing civil actions, 30.200  
Investigative agency, defined, 166.715  
Jurisdiction, county offenses, prosecution by county counsel, election, 203.810  
Justice court prosecutions, 221.315  
Juvenile court proceedings, see JUVENILE COURTS AND PROCEEDINGS  
Law clerks, office, torts, 30.285  
Liability, 30.285  
Library districts, advice, 357.281  
Medical Examiner Advisory Board, State, membership, 146.015  
Medical examiners  
District, temporarily acting, 146.065  
Qualifications establishment, appointment, etc., 146.085  
Mental illness commitment proceedings, 426.100, 426.701  
Motor vehicle records, removing residence address, 802.250  
Multnomah County  
Duties and powers  
Civil Service Commission, 241.100  
Port of Portland, initiative, referendum, 778.270  
Portland ordinance violations, 8.650  
Occupational therapists, prosecution, 675.340  
Offices, county courts providing, 8.850  
Partners, practicing, 8.730  
Penalties, 8.680  
Personal information, disclosure exemptions, 192.501  
Plea bargaining, see PLEA DISCUSSIONS AND AGREEMENTS, generally  
Post-conviction relief, acting as attorneys, 138.570  
Private practice, 8.720, 8.726, 8.730  
Prosecution, see PROSECUTION, generally  
Public assistance laws, enforcement, 8.675  
Public prosecutor, 8.650  
Public records  
Inspection denials, review, 192.423, 192.460  
Personal information, disclosure exemptions, 192.501  
Qualifications, 8.630, 8.640, 8.710  
Racketeering  
Civil proceedings, 166.725  
Investigative agency, 166.715  
Register, 8.700  
Removal, CONST. VII(Orig) §20  
Reports, disposition, 181.511  
Restitution, investigation, amount of damages, 137.106, 137.108  
Salaries, see Compensation and salaries, this topic

## DISTRICT ATTORNEYS (Cont.)

Schools and school districts, safe school alliance, 339.312  
Sexual assault response teams, 147.401  
Special  
District attorney, appointment, 8.710  
Prosecutors, torts, 30.285  
State actions, suits and proceedings, 8.680  
Stenographic assistance, county courts providing, 8.850  
Strikes, deputies, 243.736  
Supplies, county courts providing, 8.850  
Support enforcement, see SUPPORT OF DEPENDENTS  
Taxation, see TAXATION  
Term of office, 8.610  
Torts, liability, 30.285  
Undercover activities, 9.528  
Vacancies in office, 8.640  
Victims of crime, assistance and information, 147.205  
Violations, prosecuting, 8.660, 8.665  
Volunteer or pro bono legal work, 8.726

## DISTRICT IMPROVEMENT COMPANIES

See WATER IMPROVEMENT COMPANIES, generally

## DISTRICT OF COLUMBIA

Any other state, includes, 174.100  
Judicial records, 43.180

## DISTRICTS

See also LOCAL GOVERNMENTS  
(Generally), 174.116  
Accounting services, state furnishing, 190.250  
Actions and proceedings  
Legality, organization, acts, 198.785  
Process, service, agents, 198.340  
Torts, see TORTS  
Additional functions, boundary commission approval, 199.461, 199.464  
Affidavits, formation, organization change petitions, 198.750, 198.830  
Airport districts, see AIRPORTS AND LANDING FIELDS  
Annexation, see ANNEXATION  
Assessments, see ASSESSMENTS, generally  
Boards of directors, see Officers and employees, this topic  
Bonds  
Budgeting expenditure of proceeds, exemption, 294.338  
Formation, organization change petitioners, 198.775  
Officers, employees, 198.010, 198.210, 198.220  
Organization change, bondholder rights, 198.790  
Payment, New York fiscal agency, see BONDS  
Real market value limits, computation, 308.207  
Securities law registration, exemption, 59.025, 59.045  
Boundaries  
Effective date, 198.747  
Formation, changes, 12.270, 198.720, 198.805, 198.810, 199.410, 199.462  
Boundary commissions, see LOCAL GOVERNMENT BOUNDARY COMMISSIONS  
Budgeting, see LOCAL BUDGET LAW, generally  
Cemetery maintenance, see CEMETERY MAINTENANCE DISTRICTS, generally  
Census, see CENSUS, generally

## DISTRICTS (Cont.)

**Circuit courts**, see **CIRCUIT COURTS**

### Cities

Functions within boundaries, agreements, policy, 221.005

Joinder to districts, see **Consolidation, merger**, this topic

**Communication facilities, underground, financing**, 758.230, 758.235, 758.245, 758.250

**Community colleges and districts**, see **COMMUNITY COLLEGES AND DISTRICTS**, generally

**Condemnation actions**, see **CONDEMNATION**, generally

**Congressional**, 188.125, 188.140

### Consolidation, merger

Application of statutes, 198.715, 198.740

Authority, effect, 198.885, 198.890

Board member apportionment, surviving or successor districts, 198.912

Boundaries, 198.730

Boundary commission counties

District defined, 199.420

Initiation by commission, 199.485

Jurisdiction of commission, 199.430, 199.460

Review by commission, 199.461, 199.462, 199.463, 199.476, 199.480

Cities, joinder to districts

Duplicate petitions, 198.895

Election, result, determination, 198.905

Final order, 199.480

Geothermal heating districts, 523.670

Inclusion in boundaries of surviving or successor district, 198.910

Indebtedness, liability, 198.900

Initiation of proposal, 198.727

Joint assembly of governing bodies, calling, 198.903

Meetings, joint, 198.910

Resolutions, 198.895, 198.910

Water supply districts, 264.540

Costs, 198.775

County service districts, initiation, final order, 451.435

Creditors, rights, 198.790, 198.885, 198.890

Debt distribution plan, 198.900

Definitions, 198.705

Elections, 198.745, 198.905, 198.915

Indebtedness, 198.885, 198.890, 198.900

Initiation

District boards, 198.895

Voters, 198.895

Legality determination, 198.785

Meetings, 198.910

Notices, 198.730, 198.910

PERS, unfunded liability or surplus, effect, 198.608

Petitions

Contents, 198.750, 198.760, 198.895, 198.900

Filing, 198.765, 198.895

Signatures, 198.755, 198.760, 198.765, 198.770

Resolutions, 198.780, 198.895, 198.910

Statements for, against, 198.735

Unincorporated area, electoral rejection, charter requirements, 199.742

### Contracts

See also **PUBLIC CONTRACTS**

Cooperative agreements, intergovernmental, see

**Cooperative agreements**, this topic

Property, sale or lease, 198.611

### Cooperative agreements

Boundary commissions, 199.455

Districts within city or county, statewide planning goals, 195.020

Employment, 190.020

## DISTRICTS (Cont.)

### Cooperative agreements (Cont.)

Financial services, state, 190.250

Flood and watershed agreements, federal, 190.150

Indian tribes, 190.110

Intergovernmental, 190.007, 190.010, 190.020, 190.030, 190.110

Interstate, 190.110, 190.410, 190.420, 190.440

Land use planning, counties, 195.020

Mass transit districts, 267.200, 267.210, 267.225

State agency services, materials, 190.240

Tax collection, state agencies, 267.200, 305.620, 305.645

Transferred employees, rights, 190.020, 236.610, 236.620, 236.630, 236.640

**Cooperative planning, state agencies**, 190.210, 190.220

### County education bond districts

Creating, education service district power, 328.304, 334.125

Student housing, tax levy exemption, 307.471

**County service districts**, see **COUNTY SERVICE DISTRICTS**, generally

**Data processing services, state furnishing**, 190.240, 190.250

**Defined**, 174.116

**Diking districts**, see **DIKING DISTRICTS**, generally

### Dissolution

Annexation of dissolved districts, 198.927

Boundary commission counties

District defined, 199.420

Documents initiating, filing, 198.935

Initiation by commission, 199.485

Jurisdiction of commission, 199.430, 199.460

Resolution, 198.355

Review by commission, 199.461, 199.462, 199.463, 199.476, 199.480

County service districts, 198.940

Order initiating, requirement, 198.815

Petition, resolution method

Application of statutes, 198.715, 198.740

Assets, records, disposition, 198.930, 198.945, 198.950, 198.955

Bonds, petitioner, 198.775

Costs, 198.775, 198.925

Creditors, rights, 198.790, 198.935, 198.950

Declarations, 198.940, 198.945

Definitions, 198.705

Effect, 198.945

Elections, 198.745, 198.785, 198.935, 198.940, 198.945

Findings of fact, 198.925

Frequency, minimum year after previous election, 198.765

Initiation by district, county board, 198.920

Jurisdiction, county board, 198.795

Legality determination, 198.785

Mandamus, petition, election, 198.785

Notices, 198.730, 198.935

Petitions

Contents, 198.750, 198.760

Filing, 198.765, 198.920

Signatures, 198.755, 198.760, 198.765, 198.770

Plan, 198.925, 198.930, 198.935

Statements for, against, 198.735

Surplus funds, 198.955

Taxes, debt payment, 198.955

Trustees, 198.780, 198.920, 198.945, 198.950, 198.955

Two or more counties, 198.725

Waiting period after previous election, 198.765

## DISTRICTS (Cont.)

### Dissolution (Cont.)

- Public need determination, subject to, 199.480
- Reporting failure method
  - Assets, debts, disposition, 198.365
  - Definitions, 198.335
  - Financial statement, 198.350
  - Hearing, 198.355, 198.360
  - Initiation, 198.345
  - Termination of proceedings, 198.360
- Required, 198.805

### Dog control, see DOGS

### Domestic water supply, see WATER SUPPLY DISTRICTS, generally

### Drainage, see DRAINAGE DISTRICTS, generally

### Economic development districts, Oregon Industrial Site Readiness Assessment Program, 285B.636

### Economic feasibility statements, filing, formation, etc. petitions, 198.750, 198.765

### Economic improvement districts, see ECONOMIC DEVELOPMENT

### Education service districts

- School boards, see SCHOOL BOARDS
- Schools and school districts, see SCHOOLS AND SCHOOL DISTRICTS

### Elections, see ELECTIONS

### Electric facilities, underground, financing, 758.230, 758.235, 758.245, 758.250

### Electronic Transactions Act, Uniform, see ELECTRONIC TRANSACTIONS ACT, UNIFORM

### Emergency communications districts, see EMERGENCY COMMUNICATIONS DISTRICTS, generally

### Emergency communications systems

- Advisory committee, 451.610
- Establishment, 451.605
- Master plan, 451.010

### Employment

- Transfer between employers, rights
  - (Generally), 236.610, 236.620, 236.630, 236.640
  - Cooperative agreement, contents, 190.020
  - Mass transit districts, 267.200, 267.235,  
CONST. XI §13
  - Metropolitan Service District, 268.220, 268.230,  
CONST. XI §13

### Ethics Commission, Oregon Government, funding, 244.255

### Extraterritorial service, contracts, recording, 198.869

### Fair districts, see FAIRS AND EXHIBITIONS

### Finances

- Bonds, officers, employees, premiums, 198.220
- Consolidation, merger, see Consolidation, merger, this topic
- Dissolution, 198.930, 198.950, 198.955
- Ethics Commission, Oregon Government, funding, 244.255
- Formation, organization change, costs, 198.775, 198.845
- Joint functions, activities, 190.020, 190.420, 190.440
- Projects, property, services, see Projects, property and services, financing, this topic
- Recall election expenses, payment, 198.430
- Signatures, facsimile, instruments, 294.120

### Firearms, local regulation, see WEAPONS AND FIREARMS

### Floods and flood control, see FLOODS AND FLOOD CONTROL

### Formation

- Application of statutes, 198.715, 198.740
- Approval, cities, accompanying order, 198.835

## DISTRICTS (Cont.)

### Formation (Cont.)

- Bonded indebtedness, incurring, elector approval, 198.810
- Bonds, petitioners, 198.775
- Boundaries, 12.270, 198.720, 198.805, 198.810
- Boundary commission counties
  - District defined, 199.420
  - Initiation by commission, 199.485
  - Jurisdiction of commission, 199.430, 199.460
  - Limitations, 199.462
  - Review by commission, 199.461, 199.462, 199.463, 199.476, 199.480
- Cemetery maintenance districts, authority, 265.010, 265.020
- Cities, approval accompanying order, 198.835
- Costs, 198.775, 198.845
- County within boundary commission jurisdiction, filing petition, 198.800
- Definitions, 198.705
- Dissolution, requirements of, 198.805
- Document filing, prior to business transaction, 198.782
- Economic feasibility statement, 198.749
- Effect, 198.820
- Elections, see ELECTIONS
- Hearings
  - Initiation by county board, 198.835
  - Jurisdiction, county board, 198.795
  - Legality determination, 198.785
  - Petitions, 198.800, 198.805, 198.810, 198.830
- Mandamus, petition, election, 198.785
- Notices
  - (Generally), 198.730
  - Elections, 198.815
  - Hearings, 198.800, 198.805, 198.810, 198.840
- Orders
  - City approval, 198.835
  - Creation, 198.780, 198.810, 198.820, 198.830
  - Dissolution requirements, 198.835
  - Elections, 198.815, 198.825
  - Initiation by county board, 198.835
  - Petitions, 198.810, 198.820
  - Single county, 198.835
- Petitions
  - (Generally), 198.750
  - City, agency approval, 198.720, 198.800
  - Contents, 198.750, 198.760, 198.830
  - Filing, 198.765, 198.800, 198.830
  - Operating taxes, proposed permanent rate limit, inclusion, filing time, 198.765
  - People's utility districts, see PEOPLE'S UTILITY DISTRICTS
  - Prospective, 198.748
  - Signatures, 198.755, 198.760, 198.765, 198.770, 198.830
  - Statements for, against, 198.735
  - Two or more counties, 198.725
- Geologists, registered, mandatory use, 672.695
- Geothermal heating districts, see GEOTHERMAL HEATING DISTRICTS, generally
- Health districts, see HEALTH DISTRICTS, generally
- Health insurance coverage, certain, Insurance Code exemption, 731.036
- Heritage districts, see HERITAGE DISTRICTS, generally
- Highway lighting districts, see HIGHWAY LIGHTING DISTRICTS, generally
- Home rule, CONST. IV §1
- Housing projects, district cooperation, 456.305, 456.310, 456.315, 456.325

## DISTRICTS (Cont.)

**Improvement companies**, see **WATER IMPROVEMENT COMPANIES**, generally

**Initiative and referendum**, see **INITIATIVE AND REFERENDUM**

**Intergovernmental cooperation**, see **Cooperative agreements**, this topic

**Irrigation districts**, see **IRRIGATION DISTRICTS**, generally

**Joint functions, activities**, see **Cooperative agreements**, this topic

**Judicial districts**, see **CIRCUIT COURTS**

**Jurisdiction**

- City annexations, appeals, 222.530, 222.540, 222.560
- Ordinance violations, 198.600

**Justice of the peace districts, generally**, 51.020

**Labor**, see **Employment**, this topic; **Officers and employees**, this topic

**Land use planning**, see **LAND USE PLANNING**, generally

**Lease or purchase, property**, 198.611, 271.310, 271.360, 271.390, 271.430

**Legislative**, see **LEGISLATURE**

**Libraries**, see **LIBRARY DISTRICTS**, generally

**Limitation of actions, boundary changes**, 12.270

**Livestock districts**, see **LIVESTOCK DISTRICTS**, generally

**Local government boundary commissions**

- Assessments, commission services not used, 199.485
- Boundary policy, 199.410, 199.462

**Local improvement districts**

- Economic improvement districts, creation, effect, 223.122
- Recordation, installment payment contracts, constructive notice, 93.643
- Systems development charge, assessment in lieu, 223.299
- Treatment works assessments, 454.375, 454.380

**Local option taxes**, see **TAXATION**

**Long Term Enterprise Zone Fund, moneys, distribution**, 317.131

**Mass transit districts**, see **MASS TRANSIT DISTRICTS**, generally

**Medical examiners**, see **MEDICAL EXAMINERS**

**Meetings**, see **PUBLIC MEETINGS**, generally

**Merger**, see **Consolidation, merger**, this topic

**Metropolitan service districts**, see **METROPOLITAN SERVICE DISTRICT**, generally

**Motor vehicles**, see **MOTOR VEHICLES**

**Municipal corporation status, generally**, 198.605

**Municipal Debt Advisory Commission, Oregon**, see **MUNICIPAL DEBT ADVISORY COMMISSION, OREGON**, generally

**Name change**

- (Generally), 198.793
- Effect and notification to certain officials, 198.794

**Notices**

- Agents, service on, 198.340
- Consolidation, merger, joint meeting, 198.910
- Dissolution, 198.345, 198.355, 198.935
- Formation hearings, 198.730, 198.800, 198.805, 198.810, 198.840
- Name changes, 198.794
- Ordinance adoption, 198.540, 198.550, 198.560
- Organization change, 198.730
- Publication
  - Formation, organization change, 198.730, 198.800, 198.805, 198.810, 198.815
  - Ordinances, 198.540, 198.560
- Withdrawal petitions, 198.870

## DISTRICTS (Cont.)

**Officers and employees**

See also **PUBLIC OFFICERS AND EMPLOYEES**

- Board member apportionment, mergers, surviving successor districts, 198.912
- Bonds, 198.010, 198.210, 198.220
- Boundary changes, notice to assessor, 198.720, 198.747, 308.225
- Compensation, 198.180, 198.190
- Defense, actions against, 30.285, 30.287
- Expenses, reimbursement, 198.180, 198.190
- Health benefit plans, see **PUBLIC OFFICERS AND EMPLOYEES**
- Highway lighting districts, see **HIGHWAY LIGHTING DISTRICTS**
- Investments, 294.035, 294.805 et seq.
- Parks, see **PARK AND RECREATION DISTRICTS**
- Per diem, not deemed lucrative, 198.190
- Recall
  - (Generally), 198.010, 198.410, 198.425, 198.430, CONST. II §18
  - Justification statement, officer against whom petition filed, 198.440
- Rural fire protection districts, see **RURAL FIRE PROTECTION DISTRICTS**
- Vacancies in office
  - Causes, 236.010, 236.020
  - Filling, 198.010, 198.310, 198.320, CONST. V §16
- Water supply districts, see **WATER SUPPLY DISTRICTS**
- Weather modification, see **WEATHER MODIFICATION DISTRICTS**

**Ordinances**

- (Generally), 198.530
- Amendment or repeal, petition, electors, 198.590
- Definitions, 198.510
- Effective date, 198.570
- Elections, 198.570
- Filing, 198.560
- Notices, 198.540, 198.550, 198.560
- Petitions to adopt, 198.590
- Publication, 198.540, 198.550, 198.560
- Referral to voters, 198.570
- Signing, attesting, 198.560
- State planning goals, guidelines, compliance, 197.250
- Violations, 198.600
- Vote on adoption, 198.550

**Park and recreation districts**, see **PARK AND RECREATION DISTRICTS**, generally

**People's utility districts**, see **PEOPLE'S UTILITY DISTRICTS**, generally

**Pesticide regulation, preemption, state**, 634.057, 634.063

**Petitions**

- Formation, see **Formation**, this topic
- Withdrawal, see **Withdrawal**, this topic

**Ports**, see **PORTS**, generally

**Process, agents, service on**, 198.340

**Projects, property and services, financing**

- (Generally), 280.040, 280.050, 280.055
- Tax levy and election, 280.060, 280.064, 280.070, 280.080, 280.090, CONST. XI §11, CONST. XI §11L

**Public contracts**, see **Contracts**, this topic

**Public Employees Retirement System, effect of merger, consolidation, or split**, 198.608

**Public facilities strategy, land use planning**, 197.768

## DISTRICTS (Cont.)

- Public need determination**
  - Requirement to prevent dissolution, 198.835
  - Review, 199.476
  - Subject to, dissolution, 199.480
- Radio and data districts**, see **RADIO AND DATA DISTRICTS**, generally
- Real property, purchase or lease**, 198.611, 271.310, 271.360, 271.390, 271.430
- Registered offices, agents**, 198.340
- Regulations**, see **Ordinances**, this topic
- Reports, form, frequency**, 192.210, 192.220
- Reserve fund, establishment**, 294.346
- Road districts**, see **ROAD DISTRICTS**, generally
- Rural fire protection districts**, see **RURAL FIRE PROTECTION DISTRICTS**, generally
- Sanitary districts**, see **SANITARY DISTRICTS**, generally
- School**, see **SCHOOLS AND SCHOOL DISTRICTS**, generally
- School administrative districts**, see **SCHOOLS AND SCHOOL DISTRICTS**
- Secretary of State**
  - Formation, organization change, filings, 198.780
  - Registered offices and agents, filing, 198.340
- Securities, registration, exemption**, 59.025, 59.045
- Sewer line extension, boundary commission approval**, 199.461, 199.464
- Soil and water conservation districts**, see **SOIL AND WATER CONSERVATION DISTRICTS**, generally
- State agencies**
  - Cooperation, 190.110, 190.210, 190.220
  - Services, 190.240
- Surveys, land, maps**, 209.250
- System development charges**, see **SYSTEM DEVELOPMENT CHARGES**, generally
- Taxation**, see **TAXATION**
- Television translator districts**, see **TELEVISION TRANSLATOR DISTRICTS**, see **TELEVISION**
- Transmission lines, agreements with United States**, 271.440
- Transportation districts**, see **TRANSPORTATION DISTRICTS**, generally
- Underground electric, communication facilities, financing**, 758.230, 758.235, 758.245, 758.250
- United States, cooperation**, 190.110
- Urban service agreements**, see **LAND USE PLANNING**
- Vacation of land**, see **VACATION OF LAND**, generally
- Vector control districts**, see **VECTOR CONTROL DISTRICTS**, generally
- Water control districts**, see **WATER CONTROL DISTRICTS**, generally
- Water improvement districts**, see **WATER IMPROVEMENT DISTRICTS**, generally
- Water line extension, boundary commission approval**, 199.461, 199.464
- Water supply authorities**, 450.675, 450.680, 450.685, 450.705
- Water supply districts**, see **WATER SUPPLY DISTRICTS**, generally
- Water user organizations, joint construction of projects**, 545.283
- Weather modification districts**, see **WEATHER MODIFICATION DISTRICTS**, generally
- Weed control districts**, see **AGRICULTURE AND HORTICULTURE**
- Wind erosion control districts**, see **WIND**
- Withdrawal**
  - Application of statutes, 198.715, 198.740
  - Bonds, petitioners, 198.775

## DISTRICTS (Cont.)

- Withdrawal (Cont.)**
  - Boundaries, 198.720
  - Boundary commission counties
    - District defined, 199.420
    - Effective date, 199.505, 199.510
    - Elections, 199.505
    - Initiation, procedure, 199.487, 199.490
    - Jurisdiction of commission, 199.430, 199.460
    - Review by commission, 199.461, 199.462, 199.463
    - Taxes, assessments, effect, 199.510
  - Creditors, rights, 198.790, 198.880
  - Definitions, 198.705
  - Elections, 198.745, 198.785, 198.875, 199.505
  - Jurisdiction, county board, 198.795
  - Legality determination, 198.785
  - Mandamus, petition, election, 198.785
  - Mass transit districts, see **TRANSPORTATION**
  - Notices, 198.730, 198.870
  - Orders, 198.780, 198.875
  - Petitions
    - Contents, 198.750, 198.760
    - Filing, 198.765, 198.870
    - Signatures, 198.755, 198.760, 198.765, 198.770
  - Procedure, 198.870
  - Statements for, against, 198.735
  - Taxes and assessments, effect, 198.880, 198.882
  - Two or more counties, 198.725

## DISTURBANCE

- Court, in presence of, contempt**, 1.020, 1.250

## DITCHES

- See **CANALS, DITCHES AND FLUMES**, generally

## DIVERSION

- (Generally), 135.881 et seq.
- Bad check diversion program**, 135.925
- Conditions of agreement, generally**, 135.891
- Controlled substances**, see **CONTROLLED SUBSTANCES**
- Declining**, 135.896
- Definitions**, 135.881
- Dismissal with prejudice, criminal charges filed**, 135.891, 135.901
- Domestic violence, servicemembers**, 135.898
- Driving under influence**, see **DRIVING UNDER INFLUENCE**
- Drug programs**, see **PAROLE, PROBATION, AND POST-PRISON SUPERVISION**
- Evidence, records, use**, 802.240
- Factors considered**, 135.886
- Fees**
  - (Generally), 135.891
  - Bad checks, collection, 135.925
  - Driving under influence, 813.210, 813.235, 813.240
  - Marijuana possession, 135.921
- Impaired health professional program**, see **HEALTH PROFESSIONALS**
- Juvenile delinquents and dependents**, see **JUVENILE DELINQUENTS AND DEPENDENTS**
- Military servicemembers**
  - (Generally), 135.886
  - Domestic violence, 135.898
  - Driving under influence, 813.220, 813.225, 813.233, 813.255
- Mitigating circumstances, consideration**, 135.886
- Opiate inhibitors, information made available**, 430.570

## DIVERSION (Cont.)

- Parole and probation, see **PAROLE, PROBATION, AND POST-PRISON SUPERVISION**
- Partially successful fulfillment, consideration, sentence, 135.901
- Record, keeping and availability, 135.901
- Requirements, 135.886
- Restitution, see **RESTITUTION**
- Sentence, consideration, partially successful fulfillment, 135.901
- Speedy trial, waiver, 135.891, 135.896
- Stay of proceedings, 135.896
- Supervision, parole and probation officers, persons placed, 137.630
- Termination, failure to fulfill terms, 135.901
- Water, see **WATER AND WATER RIGHTS**

## DIVESTITURES

- Racketeering, interest, enterprise or real property, 166.725

## DIVIDENDS

- Corporate stock and stockholders, generally, 60.154
- Income tax (state), see **INCOME TAX (STATE)**
- Insurance and insurers, see **INSURANCE AND INSURERS**
- Workers' compensation, see **WORKERS' COMPENSATION**

## DIVORCE

- See **DISSOLUTION, ANNULMENT OR SEPARATION**, generally

## DNA

- See also **GENETICS**
- Biological evidence, crimes, see **EVIDENCE**
- Missing persons, DNA sample, 146.187
- Paternity determinations, blood tests, 109.070, 109.072, 109.250 et seq., 416.430
- Recombinant DNA research, 431.805, 431.810
- Sex offenses, limitation of actions, effect, 131.125

## DOCTORS

- See **PHYSICIANS AND SURGEONS**, generally

## DOCUMENTS

- Evidence, see **EVIDENCE**
- Mutilation, see **MUTILATION**
- Sales, see **SALES**
- Taxation, see **TAXATION**
- Writings, see **WRITINGS**, generally

## DOCUMENTS OF TITLE

- Commercial code, see **COMMERCIAL CODE**

## DOGS

- See also **ANIMALS**
- Application of statutes, 609.015
- Assistance animals, see **ASSISTANCE ANIMALS**, generally
- Breeding
  - Criminal offenses, 167.374, 167.376
  - On-site personnel, ratio, number of dogs, 609.815
  - Retail dog sales, information requirements, 646A.075
- Cities, control, 609.015

## DOGS (Cont.)

- Civil actions**
  - Economic damages, proof, injuries caused by dog, 31.360
  - Livestock, killing or injuring, 609.140
- Control districts**
  - (Generally), 609.030, 609.090, 609.100, 609.110, 609.180
  - Board of supervisors
    - (Generally), 609.030
    - Abolition, 609.030
    - Compensation, 609.030
    - County governing body, as, 609.030
    - Duties and powers, 609.030, 609.180
    - Impounding and disposing, 609.090
    - Meetings, 609.030
    - Officer, dog control, 609.030
    - Qualifications, 609.030
    - Terms, 609.030
  - Dog control officer, 609.030
  - Establishment, 609.030
- County control**
  - Dogs running at large, prohibition, notice, 609.060
  - Judicial review, 609.165
  - Livestock, killing or injuring, see **Livestock, killing or injuring**, this topic
  - Ordinances and regulations, 609.015, 609.060
  - Rabies control, 433.360 et seq.
  - Service districts, master plans, 451.010
- Damages**, see **DAMAGES**
- Dangerous and potentially dangerous dogs**
  - Definitions, 609.035, 609.098
  - Impoundment, see **Impoundment**, this topic
  - Killing dog, 609.090, 609.093, 609.990
  - Liability for injury or property damage, 609.115
  - Maintaining dangerous dog, criminal offense, 609.098
  - Penalties, 609.990
- Districts**, see **Control districts**, this topic
- Dog License Fund**, 609.110
- Farm use zones (kennels, training classes, testing trials)**, 215.213, 215.283
- Fees**
  - Assistance animals, exemption, license fees, 609.100, 609.105
  - Impoundment, 433.385, 609.090
  - Licenses and tags, 609.100, 609.105
  - Microchip implant, dog harming livestock, 609.168
  - Owner information program, 609.166
- Field trials, hunting dogs**, 498.106
- Fighting**
  - (Generally), 167.365
  - Arrests, 133.377, 133.379
  - Definitions, 167.360
  - Forfeitures, 167.347
  - Impoundment, 167.345
  - Participation in dogfighting, 167.370
  - Possessing dogfighting paraphernalia, 167.372
  - Possession prohibition, post-conviction, 167.332
- Fur, commerce in**, 167.390
- Hunting**, see **FISH AND WILDLIFE**
- Impoundment**
  - (Generally), 609.090
  - Definitions, 609.035
  - Fees and costs, 433.385, 609.090
  - Killing dog, see **Killing dog**, this topic
  - Lien for care, 87.159
  - Livestock, harming or chasing, 609.155
  - Rabies control, 433.345, 433.350, 433.355, 433.385
  - Redemption, release, 609.090
- Injuries caused by dogs**
  - Livestock, see **Livestock, killing or injuring**, this topic

## DOGS (Cont.)

### Injuries caused by dogs (Cont.)

Persons, see **Persons, killing or injuring**, this topic

### Kennels

Farm use zones, 215.213, 215.283

Licensing exemption, 609.100

On-site personnel, ratio, number of dogs, 609.815

### Killing dog

#### Grounds

Game mammals or birds, chasing, 498.102

Livestock, killing or injuring, 609.150, 609.155, 609.162

Persons; menacing, chasing, or biting, 609.090, 609.093, 609.990

Lethal injection, 609.405

Wolf predation, 498.014, 610.150, 610.155

### Law enforcement animals, see ANIMALS

### Licenses funds

Dog License Fund, 609.110

Payments into, 609.110, 609.190

Payments out of, 609.090, 609.110, 609.180

Warrants against, 609.180

### Licensing

Assistance animals, fee exemption, 609.100, 609.105

Exemptions, 609.100, 609.105

Fees and fines, 609.100, 609.105, 609.110

Issuance of licenses, 609.030, 609.100

Kennels, exemption, 609.100

Record of licenses, 609.100

Requirement of license, 609.100

Tags, 609.100

### Livestock, killing or injuring

Application of laws, 609.135

Cause of action, double damages, 609.140, 609.190

Claims, 609.170, 609.180, 609.190

Damages, 609.140, 609.167, 609.169

Hearing, 609.156, 609.158

History of dog, 609.162

Impoundment, 609.155

Judicial review, 609.165

Jurisdiction of courts, 609.140

Killing dog, 609.150, 609.155, 609.162

Liens, assessed penalties, 609.167

Livestock defined, 609.125

Microchip identification of dog, 609.168

Nuisance, dog as, 609.150

Owner education program, 609.153

Owning or harboring dog, 609.169, 609.990

Penalties, 609.162, 609.163, 609.166, 609.167, 609.990

Presumption, 609.161

Records, 609.166, 609.167, 609.168

Release of dog, 609.155

Remedial measures, 609.162

Responsibility of owner, education program, 609.153

Right of action, 609.140, 609.190

Subrogation of county upon claim payment, 609.190

Surrender or removal of dog, 609.162

Testing dog, 609.155

### Menaces, defined, 609.035

### Motor vehicles

Carrying externally, 811.200

Permits, entry into state, exemption, 596.341

### Nuisance, dogs as, 609.090, 609.093, 609.095, 609.150, 609.990

### Ordinances, cities and counties, 609.015, 609.060, 609.135

### Penalties

(Generally), 609.990

## DOGS (Cont.)

### Penalties (Cont.)

Harming livestock, 609.162, 609.163, 609.166, 609.167, 609.990

Running at large, 609.060, 609.990

### Personal property, as, 609.020

### Persons, killing or injuring

See also **Dangerous and potentially dangerous dogs**, this topic

Definitions, 609.035

Impoundment, see **Impoundment**, this topic

Killing dog, 609.090, 609.093, 609.990

Penalties, 609.990

### Pet animals

(Generally), see **ANIMALS**

Retail pet stores

Definitions, 646A.075, 646A.077

Information regarding dog, providing to purchaser, 646A.075

Purchaser remedies; refunds, replacement dogs, reimbursements for care, 646A.077

### Potentially dangerous dog, defined, 609.035

### Pounds, see Impoundment, this topic

### Puppy mills, see Breeding, this topic

### Rabies control, see ANIMALS

### Racing, see RACES AND RACING, generally

### Records

Breeders, 167.374, 167.376

Dogs harming livestock, 609.166, 609.167, 609.169

Licenses, 609.100

### Regulations, cities and counties, 609.015

### Restitution; injury, death, or property damage, 609.990

### Retail pet stores, see Pet animals, this topic

### Running at large

Defined, 609.035

Impoundment, see **Impoundment**, this topic

Notice of county prohibition, 609.060

Penalties, violations, 609.060, 609.990

### Security services, canine, providing, definition inclusion, 181.870

### Statutes, application, 609.015

### Tags

Licensing, 609.100

Rabies inoculation, 433.375, 433.380

### Unlawfully obtaining, animal dealers, 609.505

### Wolf predation, 498.014, 610.150, 610.155

## DOMESTIC AND SEXUAL VIOLENCE SERVICES FUND, OREGON

See **FUNDS AND ACCOUNTS**

## DOMESTIC PARTNERSHIPS

(Generally), 106.300 et seq.

### Certificate, 106.320

### Declaration

Contents, 106.325

Filing, registry, 106.325

Form, 106.320

Registration fees, 106.330, 107.615, 205.320

### Definitions, 106.310

### Legislative findings, 106.305

### Military transfers, professional licensure, 342.195, 676.308

### Names, legal effect, 106.335

### Privileges and immunities, 106.340

### Prohibited and void domestic partnerships, 106.315

### Records and reports, vital statistics, see **VITAL STATISTICS**

### Rights, benefits, and responsibilities, 106.340

## **DOMESTIC PARTNERSHIPS (Cont.)**

Taxation, application of laws, 106.340, 314.023

## **DOMESTIC RELATIONS**

Custody, children, see **CUSTODY OF CHILDREN**, generally

Dissolution, annulment or separation, see **DISSOLUTION, ANNULMENT OR SEPARATION**, generally

Domestic partnerships, see **DOMESTIC PARTNERSHIPS**, generally

Family abuse and violence, see **FAMILY ABUSE AND VIOLENCE**, generally

Family court services, see **FAMILY COURT SERVICES**, generally

Husband and wife, see **SPOUSES**, generally

Legal assistance, family law facilitation programs, 3.428

Marriage, see **MARRIAGE**, generally

Mediation procedures, 107.755 et seq.

Minors, see **PARENT AND CHILD**, generally

Parent and child, see **PARENT AND CHILD**, generally

Support of dependents, see **SUPPORT OF DEPENDENTS**, generally

## **DOMESTIC VIOLENCE**

See **FAMILY ABUSE AND VIOLENCE**, generally

## **DOMESTIC VIOLENCE FUND**

See **FUNDS AND ACCOUNTS**

## **DOMESTIC WATER SUPPLY**

See **WATER SUPPLY DISTRICTS**, generally;  
**WATER SUPPLY SYSTEMS (DOMESTIC WATER)**, generally

## **DOMICILE AND RESIDENCE**

### **Actions and proceedings**

Assumed business names, 648.061, 648.070

Bond, costs, justice court, 52.170, 52.180

Executors, administrators, submission to jurisdiction, 113.087

Service, see **PROCESS; SUMMONS**

Statute of limitations, nonresidents, 12.150

Adoption of persons, see **ADOPTION OF PERSONS**

Aliens, see **ALIENS**, generally

Annulment of marriage, 107.075

Armed Forces personnel, residency benefits, 341.496, 351.642, 497.006

Attachment, when subject to, ORCP 84A

Career schools, 345.030, 345.060

Choice of law, torts and noncontractual claims, 15.420

Colleges and universities, see **COLLEGES AND UNIVERSITIES**

Community colleges, see **COMMUNITY COLLEGES AND DISTRICTS**

Concealed handgun licenses, 166.291

Criminal jurisdiction, 131.215, 131.225

Custody of children, custodial parent, change, 107.159, 107.721

Death with Dignity Act, request for medication to end life, 127.860

Dentists, nonresident, see **DENTISTS AND DENTISTRY**

Developers, regulation, 92.375

## **DOMICILE AND RESIDENCE (Cont.)**

### **Divorce**

Children, custody, 107.135

Court jurisdiction, 107.075

Domiciliary care facilities, persons not resident of county, 443.225

Dwelling, defined (burglary, criminal trespass), 164.205

Elections, see **ELECTIONS**

Emergency medical services providers, licensure, 682.216

Engineers, practice, 672.148

### **Estate tax**

Disputes with other states, agreements, 118.540

Nonresidents, see **ESTATE TAX**

### **Executors and administrators**

(Generally), 113.087

Sureties, 113.105

Fishing licenses and tags, 497.002, 497.006,

497.014, 497.075, 497.121, 497.124, 497.138

General assistance applicants, 411.720

Highway lighting districts, board of commissioners, 372.200, 372.210, 372.360

Hunting licenses and tags, 497.002, 497.006, 497.075, 497.102, 497.112, 497.142

Identification cards, issuance, Department of Transportation, 807.400

Income tax (state), residents, see **INCOME TAX (STATE)**

Insurers, see **INSURANCE AND INSURERS**

Judges, circuit courts, 3.041

### **Jurisdiction**

Criminal, 131.215, 131.225

Personal, ORCP 4A

Land sale contracts, performance, personal representative, 114.333

Land surveyors, practice, 672.148

Legislators or candidates, district inhabitancy, 249.052, CONST. IV §3, CONST. IV §8

Married persons, 108.015

Mental health treatment facilities, see **MENTAL HEALTH TREATMENT FACILITIES**

Minors, 108.015

Motor vehicles, see **MOTOR VEHICLES**

Notaries public, qualification, 194.315

Nurses, temporary assignments, license exemption, 678.031

Outfitters and guides, registration fee, 704.020

Pacific Northwest Electric Power and Conservation Planning Council, members, 469.805

Parole, probation, and post-prison supervision, see **PAROLE, PROBATION, AND POST-PRISON SUPERVISION**

Payday loans, consumers, 725A.012

Personal jurisdiction, ORCP 4A

Photogrammetrists, practice, 672.148

Polygraph examiners, 703.120, 703.130

Preliminary hearings, witness, memorandum, 135.145

Public assistance, 412.006, 418.290, 418.990

Real estate licensees, see **REAL ESTATE LICENSEES**

Release of defendants, conditions, 135.260

Schools, see **SCHOOLS AND SCHOOL DISTRICTS**

Separation suits, 107.075

Service, see **PROCESS; SUMMONS**

Sex offenders, see **PAROLE, PROBATION, AND POST-PRISON SUPERVISION**

Soil and water conservation districts, directors, at-large, 568.560

Support of dependents, see **SUPPORT OF DEPENDENTS**

## **DOMICILE AND RESIDENCE (Cont.)**

**Sustainability Board, members**, 184.427  
**Temporary assistance for needy families**, 412.006  
**Title loans, consumers**, 725A.012  
**Veterans, loans**, CONST. XI-A §1, CONST. XI-A §3  
**Veterinarians, consultative services**, 686.040  
**Welfare**, 412.006, 418.290, 418.990  
**Wills, probate**, 111.245, 111.255, 112.255, 113.065  
**Witnesses, Uniform Act to Secure Attendance**, see **WITNESSES**

## **DOMICILIARY CARE FACILITIES**

See **RESIDENTIAL FACILITIES AND HOMES**

## **DONATIONS**

See **GIFTS AND DONATIONS**, generally

## **DORMANT ENCUMBRANCES**

**Mines and minerals**  
Extinguishing, 517.180  
State policy, 517.170

## **DOT ECONOMIC DEVELOPMENT DISTRIBUTIONS FUND**

(Generally), 461.557

## **DOUBLE DAMAGES**

See **DAMAGES**

## **DOUBLE JEOPARDY**

See **JEOPARDY**, generally

## **DOUGLAS COUNTY**

**Boundary**, 201.100  
**Land transfer from Coos County**, 201.105  
**School finance, county school funds**, see **SCHOOL FINANCE**

## **DOWER**

**Probate**  
Abolished, 112.685  
Recovery, limitation of actions, 112.695

## **DRAFTS**

**Negotiable instruments**, see **NEGOTIABLE INSTRUMENTS**, generally  
**Sales**, see **SALES**

## **DRAGGING PERMIT**

See **MOTOR VEHICLES**

## **DRAINAGE DISTRICTS**

### **Annexations**

Amendment of reclamation plan, 547.250  
City, to, withdrawal of territory annexed, 547.755  
Tax levy on annexed lands, 547.140

### **Appeals**

Commissioner report, 547.235  
Dissolution, reorganization, 548.935  
Formation order, 547.030  
Indebtedness, refinancing, federal loan holder consent, 548.355

### **Assessment of benefits and damages**

Commissioners  
(Generally), 547.215

## **DRAINAGE DISTRICTS (Cont.)**

### **Assessment of benefits and damages (Cont.)**

#### **Commissioners (Cont.)**

Amendment of plan, 547.260  
Appointment, 547.215, 547.245, 547.260  
Compensation and expenses, 547.225  
Continuing existence, reconvening, 547.215  
Duties and powers, 547.225, 547.245  
Meetings, oath, 547.220  
Reassessment, 547.245

Excluding unbenefited lands, 547.210

Federal contracts, 547.360

Including other than original lands on amendment, 547.250

Irrigated lands, where deemed benefited, 547.210

Lien under federal contract, 547.360

Reassessment, 547.245

Report of commissioners

(Generally), 547.225

Amendment of plans, 547.260

Exceptions, filing, 547.235

Hearing and appeal, 547.235

Notice, publication and form, 547.230

Recording, 547.235

State, city and public body lands subject to, 547.045

Tax levy to pay expenses, 547.140

### **Assessment reports, receiving, filing and preserving, fee**, 547.235, 547.255

### **Assessments**

Compromise or cancellation, 548.370, 548.520

Counties, 547.475, 547.485

Dissolution, reorganization proceedings, 548.930,

548.935, 548.940, 548.950, 548.955

Erroneous or void, relevy, 548.505, 548.510,

548.515, 548.520

In-lieu collection method, 547.492

**Bankruptcy**, 548.705, 548.710

**Boards of directors**, see **Supervisors, board**, this topic

### **Bonds**

(Generally), 547.555

Construction contractors, 547.310

Deposits, reorganized districts, 548.400, 548.405,

548.410, 548.415

Dissolution of district, effect, 548.905

Fund account, 547.575

Interest

(Generally), 547.555, 547.575, 547.580

Federal loans, refinancing, 548.315

Refunding debts

Act of 1909, 547.605, 547.610, 547.615,

547.620

Alternative method, 547.665, 547.675,

547.685, 547.697

Irrigation, 547.320

Legality determination, 548.105, 548.110, 548.115,

548.120

Officers, employees, 198.220, 547.605, 742.358

Payments, 547.555, 547.565, 547.580

Proceeds of sale, depository, 547.570

Refunding, see **Refunding debts**, this topic

Release of surety, 742.358

Reorganization of district, effect, 548.905

Retirement prior to maturity, 547.580

Sale, 547.560

### **Boundaries**

Changes

(Generally), 547.250, 547.255, 547.260

Filing, tax purposes, 547.482

Legality determination, 547.055, 548.105, 548.110,

548.115

Limitation of actions, 12.270

## **DRAINAGE DISTRICTS (Cont.)**

### **Budgeting**

- Assessments, computation, 547.455
- Local Budget Law, excepted, 294.316

### **Canals, ditches and flumes, see CANALS, DITCHES AND FLUMES**

### **Chief engineer**

- Appointment, 547.205
- Assisting commissioners in making report, 547.225
- Report of plan for reclamation, 547.210
- Works construction, 547.310, 547.315

### **City sewer assessments, 224.130**

### **Claims against, payment, 547.150**

### **Composition of debts, 548.705**

### **Condemnation, 545.241, 545.245, 547.305**

### **Connecting drainage systems, 547.315**

### **Costs**

- Dissolution, reorganization proceedings, 548.950
- Legality determinations, 548.110
- Liens, 547.420
- Reclamation plan, amendment, 547.260
- Refinancing proceedings, 548.355

### **Creditors, trustee, 548.350**

### **Debts, refunding, see Refunding debts, this topic**

### **Diking district dissolution, continuing functions, 551.180**

### **Dissolution, reorganization**

- Cost of works exceeding benefits, 547.240
- County service district, transfers to, 451.573, 451.575, 451.577
- Court proceedings, 548.930, 548.935, 548.940, 548.950, 548.955
- Definitions, 548.900
- Depositing evidence of indebtedness, 548.400
- Elections, 548.920, 548.925, 548.930
- Judgment, contents, conditions, 548.935, 548.945, 548.955
- Petitions, 548.905, 548.910, 548.915, 548.920, 548.930
- Refund of surplus tax, 547.140
- Secretary of Interior, consent, 548.945
- Transfer to water improvement district, 548.940, 548.955, 552.720

### **District improvement companies, converting, 548.005, 554.300**

### **Domestic water supply, 547.325**

### **Drainage District Act**

- Application to districts formed under pre-1915 laws, 547.040
- Defined, 547.060, 548.050

### **Elections**

- Annexation or merger, 547.755
- Dissolution, reorganization, 548.920, 548.925, 548.930
- Legality determination, 548.105, 548.110, 548.115, 548.120
- Recall, supervisors, 198.430
- Refunding debts, 547.670
- Supervisors, 547.105, 547.110, 547.112
- Withdrawal, territory annexed to city, 547.755

### **Employees**

#### **See also PUBLIC OFFICERS AND EMPLOYEES**

- Bonds, 198.220, 742.358
- Governing board service, eligibility, 198.115
- Insurance, 548.050
- Removal, 547.135
- Retirement benefits, 548.050

### **Engineers, see Chief engineer, this topic**

### **Evidence, formation hearing, 547.030**

### **Federal contracts**

- (Generally), 547.355, 547.360

## **DRAINAGE DISTRICTS (Cont.)**

### **Federal contracts (Cont.)**

- Dissolution, reorganization, assent of Secretary of Interior, 548.945
- Legality determination, 548.105, 548.110, 548.115, 548.120
- Loans for refinancing  
(Generally), 548.305, 548.310, 548.315, 548.320, 548.325
- Bonds, 548.315, 548.330
- Cancellation or compromise of assessments, 548.370
- Consent of creditors, 548.335, 548.340, 548.345, 548.350, 548.355
- Depository for evidences of indebtedness, 548.365
- Moneys and securities, deposit, 548.360

### **Fee, assessment reports, filing and preserving, 547.235, 547.255**

### **Flood and watershed agreements, federal, 190.150**

### **Formation**

- Appeal, 547.030
- Authority, 547.005
- Evidence, hearing, 547.030
- Legality determinations  
(Generally), 548.105, 548.110, 548.115
- Limitation of action, 547.055
- Limitation of actions, 12.270
- Objections, filing, 547.025
- Petition  
Contents and allegations, 547.010
- Hearing, 547.020, 547.030
- Verification and filing, 547.015
- Public lands, inclusion, 547.045, 547.050
- State institution lands, inclusion, 547.045, 547.050
- Tax levy to pay expenses, 547.140

### **Forms, see FORMS (STATUTORY)**

### **Funds**

- Bonds  
Fund account, payment into, 547.575, 547.675, 547.680, 547.697
- Officers, employees, premium payment, 198.220
- Deposit, 547.125
- Dissolution, reorganization of district, transfer, 548.935
- Emergency fund, 547.675, 547.680, 547.695, 548.325
- General fund, payments into, 547.140, 547.575, 547.697
- Operation and maintenance, payments out of, 547.455, 547.480
- Recall election expenses, payment, 198.430
- Sinking fund, 547.615
- Unnecessary, disposition, 548.015

### **Improvements, see Works and improvements, this topic**

### **Interest, bonds, see Bonds, this topic**

### **Irrigated lands deemed benefited, 547.210**

### **Irrigation works, 547.320, 547.355**

### **Lakes within, nonnavigable, title to beds, 274.430**

### **Legality determinations**

- Dissolution, reorganization, 548.930, 548.935, 548.940, 548.950, 548.955
- Individual bringing proceedings, 548.115
- Limitation of action, organization, boundaries, 547.055
- Nature of proceedings, 548.110
- Purposes, 547.690, 548.105
- Validation of judgments, 548.120

### **Liens**

- Foreclosures, see **FORECLOSURES**
- Repair cost, western Oregon, 547.420

## DRAINAGE DISTRICTS (Cont.)

### Loans from State, 548.300

### Local government

- Dissolution, reorganization, asset transfer, 548.935
- Inclusion, effect, 547.045

### Notices

- Annual meetings, 547.110
- Bonds, 547.560, 547.580, 547.620, 547.670, 547.685
- Crop lien, 547.500, 547.510
- Dissolution, reorganization of district, 548.920, 548.925
- Ditches, conduits, maintenance, repair, 547.410
- Federal loans, 548.345
- Formation, 547.020, 547.105
- Legality determinations, 547.115, 548.110
- Reclamation plan, 547.220, 547.230, 547.245, 547.250
- Warrants, insufficient funds, 547.150

### Oaths

- Commissioners for assessment of benefits, 547.220
- Supervisors, 547.115

### Officers

- Bonds, 198.220, 547.605, 742.358
- Election, 547.120
- Insurance, 548.050
- Recall, 198.430
- Removal, 547.135
- Retirement benefits, 548.050
- Secretary, see **Secretary**, this topic
- Supervisors, see **Supervisors, board**, this topic
- Treasurer, see **Treasurer**, this topic

### Owners meetings, 547.105, 547.110

### Parties to actions and suits

- Dissolution, reorganization, 548.940, 548.950
- Legality proceedings, 548.115

### People's utility districts, qualifying as, 261.310

### Pesticide application licensing, exemption, 634.116

### Plan for reclamation

- Adoption by supervisors, 547.210
- Amendments
  - Including lands other than original, 547.250
  - Judgment, recording, 547.255
  - Objections, 547.255
  - Procedure, 547.250, 547.260
  - Validity determination, 547.055
  - Works or tax insufficient, 547.265
- Commissioners not to change, 547.225
- Construction of works, 547.305, 547.310, 547.315
- Copy for commissioners, 547.220
- Limitation of actions, 12.270
- Relationship of cost to benefits, 547.235

### Public bonds, see **Bonds**, this topic

### Public corporations

- Dissolution, reorganization, asset transfer, 548.935
- Inclusion, effect, 547.045

### Public records, see **PUBLIC RECORDS**

### Real property

- Acquisition, 547.305
- Dissolution, reorganization of district, transfer, conveyance, 548.935
- Excluding nonbenefited lands, 547.210
- Publicly owned, inclusion, 547.045, 547.050
- State institutions, inclusion, 547.045, 547.050
- Taxation, see **TAXATION**
- Unnecessary, sale, 548.010
- Water improvement district inclusion, 552.113

### Reassessment of benefits, 547.245

### Reclamation

- Federal contracts, 547.355, 547.360
- Plan, see **Plan for reclamation**, this topic
- Purpose of formation, 547.005

## DRAINAGE DISTRICTS (Cont.)

### Refunding debts

- Act of 1909, 547.605, 547.610, 547.615, 547.620
- Alternative procedure
  - Authority, 547.655
  - Bonds, 547.665
  - Emergency fund assessments, 547.680
  - Exchange of refunding bonds, 547.660
  - Judicial confirmation, 547.690, 548.105, 548.110, 548.115
  - Lien on assessed lands, 547.675
  - Payment of bonds, 547.665, 547.675, 547.680, 547.685, 547.697
  - Registration of bonds, 547.665
  - Retirement before maturity, 547.685
  - Surrender offer by holder for proportional payment, 547.670
- Authority, 547.555
- Consent of creditors, 548.715
- Delinquent charges, district as bidder on sale, 547.695

### Registered offices, agents, 198.340

### Reorganization, see **Dissolution, reorganization**, this topic

### Roads in district

- Construction and maintenance, 371.065
- Separate district, 371.060

### Secretary

- Bonds
  - Officers, employees, 198.220, 742.358
  - Refunding, 547.675
- Commissioners secretary, 547.220, 547.225
- Compensation, 547.120, 547.125
- Dissolution, reorganization of district, petitions, 548.915, 548.920
- Election by board, 547.120
- Treasurer, functioning as, 547.125
- Warrant payment, funds available, notice, 547.150

### Special proceedings, see **Legality determinations**, this topic

### Supervisors, board

- Annual report, 547.120
- Audits, annual, 547.125
- Bonds
  - See also **Bonds**, this topic; **Refunding debts**, this topic
  - Officers, employees, 198.220, 547.310
- Compensation, expenses, 198.190
- Connection to existing or outside systems, consent, 547.315
- Construction of works, 547.310, 547.315
- Dissolution, reorganization proceedings, 548.920, 548.925, 548.930
- Election, 547.105, 547.110, 547.112
- Employees of board, insurance, 548.050
- Employees of district, service eligibility, 198.115
- Engineers, appointing, 547.205
- Federal contracts, 547.355, 547.360
- Insurance, district employees, 548.050
- Number of supervisors, changing, 547.112
- Oath, 547.115
- Officers, 547.120, 547.135
- Plan for reclamation, adoption, 547.210
- Proceedings, record of, 547.130
- Qualifications, 547.105
- Recall, 198.430
- Road construction and maintenance, 371.065
- Secretary, see **Secretary**, this topic
- Tenure, 547.105
- Vacancies, 198.320
- Western Oregon districts, 547.405, 547.410, 547.415, 547.420

## **DRAINAGE DISTRICTS (Cont.)**

**Surface water appropriations**, see **Water rights**, this topic

**Taxation**, see **TAXATION**

### **Treasurer**

#### **Bonds**

(Generally), 547.570, 547.580

Officers, employees, 198.220, 547.605, 742.358

#### **Refunding indebtedness**

Act of 1909, 547.610, 547.620

Alternative method, 547.665, 547.675, 547.680, 547.697

Duties and powers, 547.125

Secretary acting as, 547.125

**United States**, see **Federal contracts**, this topic

**Validation acts, legality proceedings, judgments**, 548.120

**Verification**, see **VERIFICATION**

### **Warrants**

Form and signatures, 547.125

Operation and maintenance, paying, 547.455, 547.480

Payment of claims, 547.150

Taxation, 311.265, 547.150

**Water control districts inclusion, consent**, 553.110

### **Water improvement districts**

Inclusion of territory, 552.113

Organizational purpose, 552.108

Transfer of functions, 552.720

### **Water rights**

#### **Appropriations**

(Generally), 547.305, 547.310

Dissolution, reorganization, adjudication, 548.935

Water supply, domestic, 547.325

**Watershed and flood agreements, federal**, 190.150

### **Western Oregon districts**

Canals, ditches and flumes, see **CANALS, DITCHES AND FLUMES**

Civil liability for pollution or obstruction, 547.430

Control over system, 547.405

Improvements, 549.390

Prohibited practices, 547.425, 547.430, 547.990

#### **Repair and maintenance**

Failure to act, effect, 547.415

Liability of owner for repair, 547.420

Notice to owner or occupant, 547.410

**Withdrawal, territory annexed to city**, 547.755

### **Works and improvements**

See also **PUBLIC CONTRACTS**

Appropriation of water, 547.305, 547.310

Condemnation, needed property, 547.305

Connection with existing or outside system, 547.315

Contracts, construction, 547.310

#### **Districts**

Inclusion of lands, 548.005, 554.300

Property, transfer on dissolution, 554.300

Under 1,000 acres, 547.325

Domestic water supply construction, 547.325

Irrigation, 547.320

Property acquisition, 547.305

Surveys, location, 547.305

Western Oregon districts, 547.405, 547.410, 547.415, 547.420

## **DRAINS AND DRAINAGE**

See also **CANALS, DITCHES AND FLUMES; DAMS AND RESERVOIRS; DRAINAGE DISTRICTS; LAKES AND PONDS; WATER AND WATER RIGHTS**

### **Assessments**

Districts, see **DRAINAGE DISTRICTS**

## **DRAINS AND DRAINAGE (Cont.)**

### **Assessments (Cont.)**

Improvements, western Oregon, cost assessments, see **Improvements, western Oregon**, this topic

**Commissioners for ditch location**, 549.120, 549.130, 549.140, 549.150, 549.160

### **Condemnation**

(Generally), 264.352, 772.305, 772.310

Entry right for survey, 772.010

Private corporations, 772.015, 772.035, 772.050, 772.055

**Construction contractor licensure exemption, agricultural work**, 701.010

**Corporations**, see **WATER IMPROVEMENT COMPANIES**, generally

**County roads, violations**, 368.251, 368.256, 368.990

**Districts**, see **DRAINAGE DISTRICTS**, generally

**Domestic water supply districts**, 264.352

**Geothermal heating districts**, 523.070

### **Improvements, western Oregon**

Acquisition of property, 549.380

Application and construction of law, 549.310

Condemnation, 549.380

Construction, 549.340

#### **Cost assessments**

(Generally), 549.350

Appeals, 549.390

Extensions, 549.360

Maintenance work, 549.370

Damage assessments, 549.330, 549.390

Extension of project under railroad or highway, 549.360

Inspections, 549.370

Maintenance, 549.370

Notice, railroads, 549.330

Obstruction or pollution prohibited, 547.425, 547.990, 549.400, 549.990

Petition of landowners

Filing, 549.320

Hearing, 549.330

Plans and estimate of cost, 549.330

Reports, county surveyor, county engineer, 549.350

Survey, 549.330

### **Individual drainage projects**

Additional water, routing into ditches, penalty, 549.180, 549.990

Application to county court, 549.110

#### **Commissioners**

Appointment and oath, 549.120, 549.130

Duties and powers, 549.140

Report, 549.160

#### **Damages, assessment**

(Generally), 549.140, 549.150

Appeal, 549.170

Vested rights protected, 549.190

**Irrigation district, drainage powers**, 545.335

**Master plans**, 451.120, 451.130, 451.140, 451.540

**Metropolitan Service District**, 268.020, 268.030, 268.310

**Mobile home or manufactured dwelling parks**, 446.095, 446.100

**Outdoor mass gatherings, rules**, 433.760

**Submerged, submersible lands**, see **SUBMERGED AND SUBMERSIBLE LANDS**

**Surveys and surveyors**, see **SURVEYS AND SURVEYORS**

**Swamp lands**, see **SWAMP LANDS**, generally

### **Water**

Control districts, see **WATER CONTROL DISTRICTS**, generally

Improvement districts, see **WATER IMPROVEMENT DISTRICTS**, generally

Supply districts, 264.352

## DRAWINGS

- Artwork, see **ART AND ARTISTS**, generally
- Jurors, see **JURIES AND JURORS**
- Photogrammetrists, certification, 672.028
- Surveys and surveyors
  - Certification, 672.025, 672.028
  - Filing with county surveyor, 209.250

## DREDGE MINING

- City or contractor, 274.525
- Lease, required, 273.231

## DRINKING WATER

- See **WATER SUPPLY SYSTEMS (DOMESTIC WATER)**, generally

## DRINKING WATER ADVISORY COMMITTEE, STATE

- (Generally), 448.153

## DRIVE-BY SHOOTINGS

- Vehicle forfeiture, 163.707

## DRIVER LICENSES AND PERMITS

- Address
  - Address Confidentiality Program, 192.846
  - Containing, license, 807.110
  - Removal from records, certain public employees, 802.250, 802.253
  - Verification, 807.050
- Administration of laws, 802.010
- Age, eligibility, 807.060, 807.065
- Alcoholic beverages
  - Driving under influence, see **DRIVING UNDER INFLUENCE**
  - Minors, see **Minors**, this topic
  - Problem condition, ineligibility, 807.060
  - Sale, identification use, 471.130
- Aliens and noncitizens
  - See also **Identification information**, this topic
  - Driver cards, see note after, 807.175
  - Expiration of license, 807.130
  - Hazardous materials endorsement, ineligibility, 807.173
  - Limited term licenses, permits, and ID cards, 807.730
  - Proof of legal presence, 807.021
  - Temporary identification card, 807.405
  - Temporary permit, 807.310
- All-terrain vehicles, driving privileges, see **ALL-TERRAIN VEHICLES**
- Ambulances, emergency medical services providers, 682.216
- Anatomical donor, indicating, 97.957, 807.110
- Appeal and review
  - (Generally), 809.140, 809.440
  - Commercial driving privileges
    - Medical requirements, 807.100
    - Suspension, 809.404, 809.413, 809.545
  - Driving under influence, suspension of driving privileges, 813.400
  - Farm endorsement cancellation, 809.406
  - Habitual offenders, 809.640
  - Hazardous materials endorsement, canceled or not issued or renewed, 807.173
  - Out-of-state conviction, 809.400
  - Procedures, administrative review, 809.440
  - Rescission of suspension or revocation, 809.450, 809.460

## DRIVER LICENSES AND PERMITS

(Cont.)

### Application

- Completion requirement, 807.040
- Contents, 807.050
- Veteran or service member, notice requirement, 406.073

### Bail driver permits, 807.330

### Bicycles, operating without permissible, 807.020

### Biometric data, establishment of identity, 801.163, 807.024, 807.026

### Birth records, transfer for purposes of misrepresentation, 807.510

### Cancellation

- (Generally), 809.310 et seq.
- Administrative review, 809.140
- Canceled driving privileges, eligibility, 807.060
- Defined, 801.175
- Failure to meet qualifications, 807.350
- Failure to return license, 809.500
- Farm endorsements, 809.406
- Grounds, 807.350, 809.310
- Notice, 809.430
- Request, parent or legal guardian, 809.320

### Classes of license, 807.031, 807.110

### Commercial driving privileges

- (Generally), 807.018
- Application, requirements, 807.040
- Class of license, CDL, appearance on license, 807.110
- Commercial learner driver permit, 807.285
- Competency of driver, certification, 807.080
- Definitions, 801.207, 801.307
- Demonstration requirement, waiver, 807.072
- Disqualification from holding commercial license, 809.404
- Fees, 807.370
- Hazardous materials endorsement, 807.035, 807.173
- Instruction driver permits, 807.280
- Medical requirements, 807.040, 807.100
- Out-of-state, issuance to person holding, 807.045
- Persons considered to hold, 807.018
- Probationary permits, issuance restriction, 807.270
- Restriction, vehicle not equipped with air brakes, 807.120
- Social Security number, identification, 802.200, 807.050

### Suspension

- (Generally), 809.413, 809.510 et seq.
- Administrative review, 809.404, 809.413, 809.545
- Conviction of crime, generally, 809.510
- Disqualification by federal regulatory agency, 809.515
- Driving under influence, 809.510, 813.130, 813.403, 813.404, 813.410
- Driving while suspended or revoked, 811.175, 811.182
- False information, dishonesty, 809.415
- Lifetime suspension, 809.520
- Other jurisdictions, offenses in, 809.510, 809.515
- Out-of-service order, violating, 809.413, 809.530
- Rail crossing violations, 809.535
- Refusal to take blood alcohol test, 809.510, 813.130, 813.410
- Right to apply, 809.540
- Serious traffic violations, 809.525
- Traffic convictions, appearing on driving record, 153.090

### Contents of license, generally, 807.110

## DRIVER LICENSES AND PERMITS

(Cont.)

### Controlled substances

Problem condition, ineligibility, 807.060  
Suspension, 809.260, 809.265, 809.520

### Correctional institution inmates, state agency assistance, 802.087

### Crimes and offenses

Camera cards, unlawful production, 807.500  
Carrying or presenting license, failure, 807.570  
Change of name or address, failure to notify department, 807.560  
Documents, facsimiles of, unlawful production, 807.500  
Driving while suspended or revoked, 163.196, 809.740, 809.745, 811.175, 811.180, 811.182  
Failure to surrender license, cancellation of future responsibility filing, 806.300  
False application for license, 807.530  
False swearing to receive license, 807.520  
Fictitious identification, unlawful possession, 165.813  
Habitual offenders, see **Habitual offenders**, this topic  
Invalid license, using, 807.580  
Misuse of license, permitting, 807.590  
Multiple licenses, holding, 807.550  
Operating vehicle without driving privileges, 807.010  
Personal identification device, unlawful possession, 165.810  
Prior license, failure to surrender, 807.540  
Tests, allowing another to take, 807.530  
Transfer of documents for purposes of misrepresentation, 807.510  
Unqualified drivers, employing or providing vehicle to, 807.610  
Using anothers license, 807.600

### Death records, accidents, filing with department, 807.720

### Definition, 801.245

### Denial, state policy, 801.020

### Disabilities, see **Physical or mental condition or impairment**, this topic

### Disability golf cart driver permits, 807.200, 807.210, 807.370

### Domicile requirement, 807.062

### Driver cards, see **note after**, 807.175

### Driver License Compact, 802.540, 802.550

### Driver permit, defined, 801.250

### Driving under influence, see **DRIVING UNDER INFLUENCE**

### Eligibility

(Generally), 807.060  
Aliens and noncitizens, see **Aliens and noncitizens**, this topic  
Identity, see **Identification information**, this topic  
Issuance, 807.040, 807.060, 807.065  
Medical requirements, commercial licenses, 807.040, 807.100  
Reestablishing, department requiring, 807.340

### Emergency driver permits

(Generally), 807.200, 807.220  
Fee, 807.370

### Emergency medical services providers, 682.216

### Endorsements

(Generally), 807.035, 807.170  
Combined, 807.035  
Defined, 801.261  
Double and triple trailer combinations, 807.035  
Farm, see **Farm endorsements**, this topic

## DRIVER LICENSES AND PERMITS

(Cont.)

### Endorsements (Cont.)

Fees, 807.170, 807.370  
Hazardous materials, 807.035, 807.173  
Indication on license, 807.110  
Motorcycles, 807.035, 807.170, 807.175  
Passenger transport, 807.035  
Requirements for issuance, 807.170  
School buses, 807.035, 807.038  
Tank vehicles, 807.035  
Towing, 807.035, 807.036  
Trailer combinations, 807.035

### Examinations, see **Tests**, this topic

### Exemptions from requirement to have, 807.020

### Expiration

(Generally), 807.130  
Military personnel, active duty, 807.135  
Noncitizens and aliens, 807.130  
Notice prior to expiration, 802.210, 807.140

### Eyesight

Applicant, test, 683.030, 807.070  
Limited vision conditions  
Definitions, 807.355  
Driver license, issuance, 807.363  
Instruction driver permit, 807.280  
Night driving, 807.369  
Special learner's permit  
(Generally), 807.359, 807.368  
Fees, 807.370

### Facsimile forms or camera cards, unlawful production, 807.500

### Farm endorsements

(Generally), 807.035  
Cancellation, disqualification of commercial license, 809.406

### Fees

(Generally), 807.370  
Biometric verification, additional fee, 807.375  
Commercial learner driver permit, 807.285, 807.370  
Disability golf cart driver permits, issuance or renewal, 807.210  
Driver cards, see **note after**, 807.175  
Fictitious licenses and ID cards, 807.725  
Hardship driver permit, 807.240, 807.370  
Instruction driver permit, 807.280, 807.370  
Limited term licenses and permits, 807.370  
Motorcycle Safety Subaccount, 807.170, 807.370  
Payment requirement, 807.040  
Records, 802.230  
Reinstatement, suspended privilege, 807.370, 809.312, 809.380  
Replacement license or permit, 807.160  
School bus endorsement, 807.370  
Special limited vision condition learner's permit, 807.370  
Special student driver permits, 807.230, 807.370  
Student Driver Training Fund  
(Generally), 807.370  
Eligibility fee, 807.040, 807.150  
Suspension or revocation, additional fee, 809.267  
Waiver, replacement license or permit, 807.390

### Fictitious, undercover law enforcement use, 807.725

### Fines or court orders, disobedience, restriction, 807.120

### Foreign nationals, see **Aliens and noncitizens**, this topic

### Fraud and deceit, sanctions, 809.310, 809.312, 809.415

### Future responsibility filing, cancellation, failure to surrender, 806.300

## DRIVER LICENSES AND PERMITS

(Cont.)

**Garnishment exemption**, 18.618, 18.792, 18.860

### **Golf carts**

Disability golf cart driver permits, 807.200, 807.210, 807.370

Operation, exemption, 807.020

### **Habitual offenders**

Advisory meeting, licensees, 809.610

Driving privilege eligibility, 807.060

Effect, revocation as habitual offender, 809.650

Habitual Traffic Offenders Act, citation, 801.010

Notice

(Generally), 809.610

Revocation and right to hearing, 809.640

Offenses resulting in driving privilege revocation, 809.600, 809.605

Restoration, driving privilege, 809.660

Restriction of driving privileges, 809.610

Revocation, driving privilege, 809.600, 809.605,

809.640, 809.650

State policy, 801.020

Time, eligibility, issuance of driving privilege, 809.650

### **Hardship permits**

(Generally), 807.200, 807.240 et seq., 807.500 et seq.

Affirmative defenses, violations, 811.180

Driving under influence, see **DRIVING UNDER INFLUENCE**

Fee, 807.240, 807.370

Police, notice of issuance, 807.260

Restrictions, 807.250, 807.252, 813.510

**Hazardous materials endorsement**, 807.035, 807.173

### **Identification information**

(Generally), 807.110

Biometric data, establishment of identity, 801.163, 807.024, 807.026

Identity source documents, verification, 807.022

Legal presence, proof, 807.021

Ombudsman services, 807.735

Real ID Act of 2005 (federal), implementation, 801.060, 801.063, 801.066

Swiping driver license or ID card, restrictions, 807.745, 807.750

**Inmates, state agency assistance**, 802.087

### **Instruction or learner permits**

(Generally), 807.200

Commercial learner driver permit, 807.285

Fees, 807.370

Instruction driver permit, 807.280

Special temporary instruction driver permit, 807.290

**Legal presence, proof**, 807.021

**Limited term licenses, permits, and ID cards**, 807.730

**Limited vision conditions**, see **Eyesight**, this topic

**Littering in or near waters, suspension**, 164.775

**Medical or mental health status**, see **Physical or mental condition or impairment**, this topic

### **Military personnel or veterans**

Application, notice requirement, 406.073

Expiration of license while on active duty, 807.135

Operating vehicle without Oregon license or permit, 807.020

Veterans' indication on license, 807.110

### **Minors**

Age eligibility, driving privileges, 807.060, 807.065

Alcoholic beverages

Any alcohol in blood, under influence (zero tolerance law), 813.300

## DRIVER LICENSES AND PERMITS

(Cont.)

### **Minors (Cont.)**

Alcoholic beverages (Cont.)

Possession, citation or summons, failure to appear, 153.772, 419C.306, 419C.420, 419C.472, 471.430, 809.220

Purchases, misrepresentation of age using driver permit or license, 165.805

Suspension of license or permit, see **Suspension**, this topic

Cancellation, parent or legal guardian request, 809.320

Educational enrollment, 807.066

Emancipated, 807.110

Emergency driver permit, 807.200, 807.220

High school, graduation or educational enrollment, 807.066

Juvenile court, authority, suspension or revocation, 419C.007, 809.412

Provisional driver license, 807.065, 807.066, 807.122

School requirements, 807.066

School vehicles, operating, 820.190

Suspension, see **Suspension**, this topic

Test and additional eligibility requirements, persons under 18, 807.065, 807.066, 807.072

### **Misuse**

Failure to surrender, penalty, 807.540

False application, penalty, 807.530

License or permit, cancellation, driving privileges, 809.310

Multiple licenses, holding, penalty, 807.550

Permitting misuse, penalty, 807.590

Using another's license, penalty, 807.600

### **Motor assisted scooters, operating without**

**license or permit, persons authorized**, 807.020

### **Motorcycles**, see **MOTORCYCLES**

**Night driving, limited vision conditions**, 807.369

**Notarial acts, use for identification**, 194.240

### **Number**

Different, 807.160

Distinguishing, bearing, 807.110

Missing persons reports, 146.181

Personal information, disclosure prohibition, 802.177

**Ombudsman services, identity documents**, 807.735

**Operating vehicle without driving privileges, offense**, 807.010

**Organ donors, indicating**, 97.957, 807.110

**Out-of-state license or permit, operating vehicle with**, 807.020, 807.060

**Permitting unlawful operation of vehicle**, 811.255

### **Photographs**

(Generally), 807.110

Duplicate images, law enforcement officials, availability, 807.115

License without photograph, grounds, 807.110

### **Physical or mental condition or impairment**

Commercial licenses, medical requirements, 807.040, 807.100

Eligibility, generally, 807.060, 807.090

Eyesight, see **Eyesight**, this topic

Release, state hospital, notice to ODOT, 807.700

Reports by health care providers, 807.710

Suspension of license, 809.419

**Probationary driver permit**, 807.270, 807.370

### **Provisional**

Hours of vehicle operation, 807.122

Passengers, carrying, 807.122

Person under 18, 807.065, 807.066, 807.122

## DRIVER LICENSES AND PERMITS

(Cont.)

### Provisional (Cont.)

Restrictions, 807.122

**Real ID Act of 2005 (federal), implementation,**  
801.060, 801.063, 801.066

**Records, see MOTOR VEHICLES**

**Reinstatement fees, use,** 802.160

### Renewal

(Generally), 807.150

Instruction driver permits, 807.280

**Replacement,** 807.160

### Requirement

Exemptions, 807.020

Operating vehicle, 807.010

**Residency requirement,** 807.062

### Restrictions

(Generally), 807.120

Additional fee, 809.267

Fines, failing or refusing to pay, 809.210, 809.416

Hardship permits, 807.250, 807.252, 813.510

Operating vehicle in manner violating restrictions,  
offense, 807.010

Provisional licenses, 807.122

Suspension, violations, 809.421

### Revocation

(Generally), 809.240, 809.280, 809.360, 809.390

Accident duties, failure to perform, 809.409

Administrative review, entitlement, 809.040,  
809.409, 809.640

Appeals, rescission pending outcome, 809.460

Assault, vehicular, 809.235, 809.409

Conviction of crime, 809.235, 809.409, 809.460

Driving under influence, see **DRIVING UNDER  
INFLUENCE**

Driving while suspended or revoked, 163.196,  
809.740, 809.745, 811.175, 811.180, 811.182

Failure to return revoked license, 809.500

Fee, reinstatement, 807.370, 809.390

Habitual offenders, see **Habitual offenders**, this  
topic

Homicide, murder, manslaughter, 809.235, 809.409

Insurance, cancellation, 742.562

Judgments, unsatisfied, revocation for, 809.130

Juvenile court, authority, 419C.007, 809.412

Nonresidents, 809.230, 809.490

Notice, 809.430

Out-of-state conviction, 809.400

### Periods

(Generally), 809.280, 809.390

Certain offenses, 809.409, 809.428

Perjury, making false affidavits, 809.409

Permanent, grounds, 809.235

Possession of license or permit, court taking,  
809.275

Probationary driver permits, 807.270

Rescinding, department, 809.460

Restoration, reinstatement, 809.235, 809.390

**Road rollers or road machinery, operating with-  
out,** 807.020

### Rules

Applicant temporary permits, 807.310

Application, 807.050

Biometric data, 807.024

Commercial driving privileges

Demonstration requirement, waiver, 807.072

Hazardous materials endorsement, 807.173

Medical requirements, 807.040, 807.100

Serious traffic violations, suspension, 809.525

Driver competency testing certificates, 807.080

Examinations, tests, demonstrations, waiver,  
807.072

## DRIVER LICENSES AND PERMITS

(Cont.)

### Rules (Cont.)

Farm endorsement, tests, 807.072

Fictitious licenses and ID cards, 807.725

Habitual offender status, determination, 809.605

Hardship driver permits, 807.240

Health care provider reports, cognitive or functional  
impairment, 807.710

Hearing and administrative review procedures,  
809.440

Inmates, state agency assistance, 802.087

Legal presence, proof, 807.021

Limited term licenses, permits, and ID cards,  
807.730

Name or address change, 807.560

Photographs, 807.110

Replacement license or permit, reasons for issuing,  
807.160

Special limited vision condition learner's permit,  
807.368

Waiver, fees, replacement or duplicate licenses,  
807.390

**School, travel to, emergency driver permit,**  
807.220

**Security deposit, use as,** 810.310

**Security procedures and features,** 807.110

**Signing, licensee, validity of license,** 807.110

**Signs, highway, understanding, eligibility,**  
807.060

**Snowmobiles, driving privileges, see SNOWMO-  
BILES**

**Special student driver permits**

(Generally), 807.200, 807.230

Fee, 807.370

**Speed limit violations, suspension of driving  
privileges,** 811.109

### Suspension

(Generally), 809.240, 809.280, 809.310, 809.360,  
809.411 et seq.

#### Accidents

(Generally), 809.417

Driving uninsured, 806.010, 809.417

Failure to file future responsibility after, 806.200

Failure to perform duties of driver, property  
damage, 809.411

#### Administrative review

Entitlement, 809.400, 809.404, 809.411 et seq.,  
809.480

Review rather than formal hearing, 809.140

Appeals, rescission pending outcome, 809.460

Application for driving privileges, suspension of  
right, 809.360

Assault, motor vehicular, 809.411

Bail forfeiture as conviction, 809.360

Careless driving, 811.135

Child support, failure to comply with orders, 25.780

Commercial driving privileges, see **Commercial  
driving privileges**, this topic

Controlled substances, 809.260, 809.265, 809.520

#### Conviction of crime

(Generally), 809.411, 809.460, 809.510

Controlled substances, 809.260, 809.265,  
809.520

Driver improvement program, staying suspension,  
809.480

Driving under influence, see **DRIVING UNDER  
INFLUENCE**

Driving while suspended or revoked, 163.196,  
809.740, 809.745, 811.175, 811.180, 811.182

Failure to appear, traffic offenses, 153.061, 809.220,  
809.416

## DRIVER LICENSES AND PERMITS

(Cont.)

### Suspension (Cont.)

- Failure to pay fine or obey court orders, 809.210, 809.416
  - Failure to return suspended license, 809.500
  - False information, dishonesty, 809.310, 809.312, 809.415
  - Fees, 807.370, 809.267, 809.380
  - Financial responsibility, future responsibility filings, 806.200, 806.230, 806.240, 809.415, 809.450
  - Gasoline, theft of, 809.411
  - Habitual negligence, recklessness, or incompetence, 809.421
  - Highway workers, recklessly endangering, 809.411
  - Insurance, cancellation, 742.562
  - Judgments, unsatisfied, 809.130, 809.415, 809.470
  - Juvenile court, authority, 419C.007, 809.412
  - Menacing, 809.411
  - Mental condition or impairment, 809.419
  - Military duty, financial responsibility filings, effect, 809.380
  - Minors
    - Alcoholic beverages
      - Conviction, 809.260
      - Possession, person under 21, 419C.306, 419C.472, 471.430, 809.220
      - Purchases, misrepresentation of age using driver permit or license, 165.805
      - Reinstatement, certain suspensions, 809.312
      - Summons or citation, failure to appear, 153.772, 419C.306, 419C.420, 419C.472, 471.430, 809.220
    - Controlled substances, 809.260, 809.265
    - Juvenile court, authority, 419C.007, 809.412
  - Students
    - Bringing weapons, menacing, etc., 339.254, 809.423
    - Controlled substances, possession, use, or delivery, 339.254, 809.423
    - Discipline, suspension allowed, 339.254
    - Withdrawal from school, 809.423
  - Tobacco, unlawful purchase or acquisition, 167.401, 809.423
- Mischief, criminal, 809.411
- Nonresidents, 809.230, 809.490
- Notice, 809.430
- Out-of-state conviction, 809.400
- Periods
  - (Generally), 809.280, 809.380
  - Certain offenses, 809.411 et seq., 809.428
- Physical condition or impairment, 809.419
- Police officers, fleeing or attempting to elude, 809.411
- Possession of license or permit, court taking, 809.275
- Probationary driver permits, 807.270
- Reckless driving, 809.411
- Reckless endangerment, 809.411
- Reinstatement, 807.370, 809.312, 809.380
- Rescinding, department, 809.450, 809.460
- Restrictions, violation of, 809.421
- Returning license to department, 809.310, 809.500
- Speed limit violations, 811.109
- Time concurrent, court and department suspension, 809.360
- Trespass, criminal, 809.411
- Violation of motor vehicle laws, serious, 809.421
- Weight violations, 809.120

**Swiping, restrictions, 807.745, 807.750**

### Temporary permits

- Applicant temporary permits, 807.310

## DRIVER LICENSES AND PERMITS

(Cont.)

### Temporary permits (Cont.)

- Court bail permits, 807.330
- Court issued, 807.320
- Special temporary instruction permit, 807.290

### Tests

- (Generally), 807.070
- Allowing another to take, 807.530
- Examiners, driver competency testing certificates, 807.080
- Eyesight, 683.030, 807.070
- Farm endorsement, 807.072
- Fees, 807.370
- Knowledge of traffic laws, safe driving practice, etc., 807.070, 807.072
- Passing, requirement, 807.040
- Testing certificates, driver competency, 807.080
- Waivers, 807.072

**Tow vehicle operators, 807.035, 807.036**

**Unlawful production, license forms or camera cards, 807.500**

**Veterans, see Military personnel or veterans, this topic**

**Vision, see Eyesight, this topic**

**Voter registration, see ELECTIONS**

**Weight violations, suspension, 809.120**

## DRIVER TRAINING

### Certificates and certification

- Commercial schools, see **Commercial schools**, this topic
- Instructors, see **Instructors**, this topic
- Traffic safety education providers, 336.802

### Commercial schools

- (Generally), 822.500 et seq.
- Bond, 822.505, 822.515
- Certificates
  - (Generally), 822.515
  - Fee, 822.515, 822.700
  - Operating without, 822.500, 822.990
  - Revoked, suspended or canceled, failure to return, 822.520
- Civil penalties, 822.990
- False swearing, 822.605
- Insurance, proof, 822.510, 822.515
- Regulation, Vehicle Code purpose, 801.020
- Traffic safety education, 336.800, 336.815

### Crimes and offenses

- Driver training instructors
  - Acting without certificate, 822.525, 822.990
  - Failure to return revoked or suspended certificate, 822.535
- Driver training schools
  - Failure to return revoked, suspended or canceled certificate, 822.520
  - Operating without certificate, 822.500, 822.990

**Fees, certificates, schools and instructors, 822.515, 822.530, 822.700**

### Instructors

- Certificates
  - (Generally), 822.530
  - Acting without, 822.525, 822.990
  - Fee, 822.530, 822.700
  - Revoked or suspended, failure to return, 822.535
- Civil penalties, 822.990
- False swearing, 822.605
- Regulation, Vehicle Code purpose, 801.020

**Regulation, Vehicle Code purpose, 801.020**

### Schools

- Commercial, see **Commercial schools**, this topic

## DRIVER TRAINING (Cont.)

### Schools (Cont.)

Public, see **SCHOOLS AND SCHOOL DISTRICTS**

## DRIVEWAYS

**Improvement, county, owners request**, 371.640

### Motor vehicles

Parking, stopping and standing, 811.550

Stop, failure, 811.505

## DRIVING PRIVILEGES

See **DRIVER LICENSES AND PERMITS**, generally

## DRIVING UNDER INFLUENCE

(Generally), 813.010 et seq.

**All-terrain vehicles**, 821.250

**Arrest without warrant**, 133.310

**Assault**, 163.165, 163.168, 163.185

### Blood alcohol content

(Generally), 813.010

Evidence, 813.300

Extreme levels, enhanced fines, 813.010

Tests, see **Tests**, this topic

**Boats**, see **BOATS AND BOATING**

**Breath tests**, see **Tests**, this topic

### Commercial vehicles

Driving privileges, effect, 809.510, 813.130, 813.403, 813.404, 813.410

Out-of-service orders

(Generally), 813.050, 813.055

Civil penalties, 813.055, 825.960

Commercial driving privileges suspension, 809.413, 809.530

Criminal penalties, 825.990

**Community service sentence**, 137.129, 813.020

**Consent to tests, implied**, see **Implied consent**, this topic

### Convictions

Driving privileges, effect, see **Driving privileges**, this topic

Fees, see **Fees**, this topic

Ignition interlock devices, see **Ignition interlock devices**, this topic

Prior

(Generally), 813.010

Assault, first degree, 163.185

Diversion, eligibility, 813.215, 813.220

Driving privileges, effect, 809.235, 809.600, 811.182, 813.400, 813.403, 813.404

Felony DUI

(Generally), 813.010, 813.011

Evidence of convictions, 813.326, 813.328

Forfeiture of vehicle, 809.730, 809.735

Habitual offenders, 809.600

Ignition interlock device required, 813.602

Manslaughter, first degree, 163.118

Vehicular homicide, aggravated, 163.149

**Damages, noneconomic, recovery**, 31.715

**Detoxification facility, taking intoxicated persons, police**, 430.399

**Diagnostic screenings, assessments, etc.**, 813.020, 813.021, 813.023, 813.025, 813.210, 813.240, 813.260

### Diversion

See also **Treatment programs**, this topic

(Generally), 813.200 et seq.

Acceptance of petition, court action, 813.230

Agreement not to use intoxicants, 813.200

Denial, 813.220, 813.230

Eligibility, 813.215, 813.220

Evidence Code applicability, 40.015

## DRIVING UNDER INFLUENCE (Cont.)

### Diversion (Cont.)

Extension of diversion period, petition, 813.225

Fees, 813.210, 813.235, 813.240

Ignition interlock devices, see **Ignition interlock devices**, this topic

Length of diversion period, fixing, 813.230

Matters considered by court, 813.220

Military personnel, effect of active duty, 813.220, 813.225, 813.233, 813.255

Motion to dismiss charge of driving under influence, 813.250, 813.252

Notice of availability, 813.200

Petition for, 813.200, 813.210

Screenings, assessments, 813.210, 813.240, 813.260

Termination of diversion, 813.255

Uniform petition, adoption, 1.525

Victims

Hearings, attendance, 813.222

Restitution, 137.108

Victim impact programs, 813.020, 813.235

Youth offenders, 419C.225

### Driving privileges

Confiscation, refusal to take test, 813.100, 813.110

Driving while suspended or revoked, 163.196, 811.182

Hardship driver permit, see **Hardship driver permit**, this topic

Proof of treatment, 813.022

Reinstatement, 813.022, 813.520

Revocation

(Generally), 809.235, 813.400

Driving while suspended or revoked, 163.196, 811.182

Habitual offenders, 809.600

Suspension

(Generally), 813.400

Acquittal after, notation, driving record, 813.470

Administrative review, 813.400

Commercial driver license, 809.510, 813.130, 813.403, 813.404, 813.410

Driving while suspended or revoked, 163.196, 811.182

Failed blood test, privileges subject to suspension, 813.100

Implied consent law, see **Implied consent**, this topic

Wrong person, procedures, 813.460

Temporary driving permits, issuance, police officers, 813.100, 813.110

### Evidence

Discovery, 135.815, 135.855, 135.857

Evidence Code, applicability, diversion agreements, 40.015

Felony driving, prior convictions, 813.326, 813.328

Implied consent hearing, testimony from, 813.324

Tests, admissibility, see **Tests**, this topic

Victims, disclosures to, 135.857

Witness unavailability, prosecution dismissal, 136.567

### Fees

(Generally), 813.020, 813.030

Alternate payment method, third-party resources, 813.023

Diversion, 813.210, 813.235, 813.240

Screening or treatment agency, payment to, 813.021, 813.023, 813.210, 813.240

Victim impact programs, 813.020, 813.235

### Felony DUI

(Generally), 813.010, 813.011

Crime classification, Oregon Criminal Justice Commission, 813.012

Evidence of prior convictions, 813.326, 813.328

## DRIVING UNDER INFLUENCE (Cont.)

- Felony DUI (Cont.)**
  - Revocation of driving privileges, 809.235, 813.400
- Field sobriety tests**, see **Tests**, this topic
- Financial responsibility law, insurance requirements**, 806.075
- Fines and penalties**
  - (Generally), 811.182, 813.010, 813.020
  - Driving while suspended or revoked, 811.182
  - Extreme blood alcohol levels, enhanced fines, 813.010
  - Felony DUI, 813.010, 813.011, 813.012
  - Passenger under age 18 in vehicle, 813.010
  - Refusal to take test, 813.095, 813.100, 813.130, 813.132, 813.410
  - Subsequent convictions, 809.235, 811.182, 813.010, 813.011, 813.400
- Forfeiture of vehicle**, 809.730, 809.735
- Grand jury investigation, affidavit, peace officer**, 132.320
- Hardship driver permit**
  - Authority to issue, limitations, 813.520
  - Conditions, 813.510
  - Eligibility, problem drinking or drugs, 813.500
  - Police, notice, issuance, 807.260
  - Privileges, limitation, 813.510
  - Recommendation from judge, submission required, 807.250
  - Restrictions, 807.250, 807.252, 813.510
- Health care facilities, tests**, see **Tests**, this topic
- Homicide, aggravated vehicular**, 163.149
- Ignition interlock devices**
  - (Generally), 813.600 et seq.
  - Costs, 813.602
  - Exception, employment, 813.606
  - Exemptions, 813.602
  - Failure to install, 813.602
  - Funding, program, 813.616
  - Knowingly furnishing vehicle without, 813.608
  - Notices
    - Court order, 813.604
    - Installation, removal, or tampering, 813.602
  - Penalties, 813.608, 813.610, 813.612, 813.614
  - Requirement, circumstances, 813.602
  - Rules, 813.600, 813.602, 813.604
  - Soliciting other to blow into device, 813.610
  - Tampering with device, 813.614
  - Unlawfully blowing into device, 813.612
- Implied consent**
  - (Generally), 813.095, 813.100
  - Arrested person, test, own request, 813.150
  - Chemical test, 813.140
  - Confiscation of driver license, 813.100, 813.110
  - Evidence, generally, 813.310, 813.320
  - Field sobriety tests, 813.135, 813.136
  - Police reports, 813.100, 813.120
  - Rights and consequences when asked to take test, generally, 813.130
  - Suspension of driving privileges
    - (Generally), 813.130, 813.410
    - Acquittal after suspension, notation on driving record, 813.470
    - Appeal, 813.410, 813.450
    - Commercial vehicles, 809.510, 813.130, 813.410
    - Duration of suspension, 813.420, 813.430
    - Hearings
      - (Generally), 813.410, 813.440
      - Role of police officer, 813.412
      - Testimony, evidence, 813.324
    - Wrong person, procedures, 813.460
  - Temporary driving permits, issuance, police officers, 813.100, 813.110

## DRIVING UNDER INFLUENCE (Cont.)

- Implied consent (Cont.)**
  - Unconscious person, 813.140
  - Urine test, 813.095, 813.131, 813.132
- Impoundment or immobilization of vehicle**, 809.698 et seq.
- Imprisonment, mandatory**, 813.011, 813.020
- Incarceration costs, counties, reimbursement**, 423.490
- Inhalant, influence of**
  - Inhalant, defined, 801.317
  - Pleading and proof, 813.010
- Insurance coverage**, 806.075
- Intoxicated Driver Program Fund**, 813.270
- Local criminal sanctions, regulations**, 430.402
- Manslaughter**, 163.118, 163.147
- Military personnel, diversion**, 813.220, 813.225, 813.233, 813.255
- Minors**
  - Any alcohol in blood, under influence (zero tolerance law), 813.300
  - Passenger under age 18 in vehicle, increased fine, 813.010
- Out-of-service orders**, see **Commercial vehicles**, this topic
- Petition, uniform, diversion agreement, adoption**, 1.525
- Plea agreements**, 813.170
- Police, detoxification facility, taking intoxicated persons**, 430.399
- Problem condition involving alcohol, controlled substances or inhalants, standards for determination**, 813.040
- Refusal to take test**, see **Implied consent**, this topic
- Rehabilitation agreements**, see **Diversion**, this topic
- Release of vehicle to intoxicated person**, 809.710
- Report, test refusal or failure**, 813.100, 813.120
- Restitution**, 137.108
- Rules**
  - Breath tests, 813.322
  - Commercial motor vehicles, out-of-service orders, 813.050
  - Demonstration project, diagnostic assessment and treatment, 813.025
  - Driving privileges, suspension, 813.100
  - Hardship permits, 813.510
  - Hearings, proceedings, 813.410, 813.440
  - Ignition interlock devices, 813.600, 813.602, 813.604
  - Incarceration costs, counties, reimbursement, 423.490
  - Treatment programs
    - Administration, 430.870
    - Eligibility, 430.850
    - Payments, 813.270
- Screenings, assessments, etc.**, 813.020, 813.021, 813.023, 813.025, 813.210, 813.240, 813.260
- Sentence**
  - Aggravated driving while suspended or revoked, crime category classification, 163.196
  - Assault, crime category classification, 163.168
  - Community service, 137.129, 813.020
  - Criminally negligent homicide or manslaughter, crime category classification, 163.147
  - Diversion agreements, see **Diversion**, this topic
  - Extreme blood alcohol levels, enhanced fines, 813.010
  - Felony DUI, 813.010, 813.011, 813.012
  - Imprisonment, mandatory, 813.011, 813.020
  - Subsequent convictions, 809.235, 811.182, 813.010, 813.011, 813.400
  - Victim impact programs, 813.020, 813.235

## DRIVING UNDER INFLUENCE (Cont.)

### Snowmobiles, 821.250

#### Tests

- Admissibility, evidence
  - Blood alcohol percentage, 813.300
  - Implied consent, generally, 813.310, 813.320
  - Search warrants, evidence obtained under, 813.320
  - State Police rules, 813.322
  - Test requested by arrested person, 813.150
- Arrested person, own request, 813.150
- Blood alcohol content
  - (Generally), 813.010, 813.130, 813.300
  - Commercial vehicles, 809.510, 813.130, 813.410
  - Discovery, defendant, 135.815, 135.855
  - Health care facilities, post-accident, 676.260 et seq., 813.100
  - Minors, 813.130
  - Witness unavailability, prosecution dismissal, 136.567
- Breath test
  - Discovery, defendant, 135.815, 135.855
  - Evidence, State Police rules, admissibility, 813.322
  - Failure of test, 813.100, 813.130
  - Implied consent, refusal to take test, see **Implied consent**, this topic
- Chemical
  - (Generally), 813.010, 813.300
  - Analysis showing intoxication, use, 813.300
  - Arrested person, own request, 813.150
  - Authentication, documents containing data, 40.460, 40.510
  - Consent, generally, 813.140
  - Discovery, defendant, 135.815, 135.855
  - Laboratory standards, 813.160
  - Methods of conducting, 813.160
  - Search warrant, 813.100
  - Unconscious person, 813.140
- Discovery, defendant, 135.815, 135.855
- Failed blood tests, report, 813.100
- Field sobriety tests
  - Defined, 801.272
  - Discovery, defendant, 135.815
  - Implied consent, 813.135, 813.136
- Health care facilities
  - Consent, persons receiving medical care, 813.100
  - Notifying law enforcement agencies, 676.260, 676.280, 676.300
- Implied consent, see **Implied consent**, this topic
- Search warrant, 813.100
- Urine test
  - Discovery, defendant, 135.815, 135.855
  - Implied consent, refusal to take test, 813.095, 813.131, 813.132
- Witness unavailability, prosecution dismissal, 136.567

#### Treatment programs

- See also **Diversion**, this topic
- Agencies to perform, court designation, 813.025, 813.260
- Cities, laws or regulations, 430.402
- Completion, requirement, 813.020, 813.021, 813.022
- Convicted persons, 430.850, 430.860, 430.870, 430.880
- Counties, laws or regulations, 430.402
- Disabilities, persons with, special services, 813.270
- Fees, 813.020, 813.021, 813.023, 813.030, 813.210, 813.240
- Hardship driver permit to attend, see **Hardship driver permit**, this topic

## DRIVING UNDER INFLUENCE (Cont.)

### Treatment programs (Cont.)

- Intoxicated Driver Program Fund, moneys, use, 813.270
- Military personnel, active duty, 813.233
- Proof of treatment, 813.022
- Report to court, 430.860
- Screenings, assessments, etc., 813.020, 813.021, 813.023, 813.025, 813.210, 813.240, 813.260
- Third-party payment (health benefit plan, medical assistance), 813.023
- Victim impact programs, 813.020, 813.235
- Uniform petition, diversion agreement, adoption**, 1.525
- Vehicles**
  - Forfeiture, 809.730, 809.735
  - Impoundment or immobilization, 809.698 et seq.
  - Release, refusal, 809.710
- Vehicular homicide, aggravated**, 163.149
- Victims**
  - Hearings, diversion, attendance, 813.222
  - Pretrial discovery, 135.857
  - Restitution, 137.108
  - Victim impact programs, 813.020, 813.235

## DRONES

**Aerial**, see **AIRCRAFT AND AVIATION**

## DROUGHTS

See **WATER AND WATER RIGHTS**

## DRUG PREVENTION AND EDUCATION FUND

See **FUNDS AND ACCOUNTS**

## DRUGS AND MEDICINES

- See also **CONTROLLED SUBSTANCES; INTOXICATION; PHARMACISTS AND PHARMACIES; POISONS**
- Abuse**, see **ALCOHOL AND DRUG ABUSE**, generally
- Addiction**, see **ALCOHOL AND DRUG ABUSE**, generally
- Administration, noninjectable, certain facilities, rules**, 678.150
- Adulterated, misbranded or new, detention or embargo**, 689.135
- Aerosol sprays, prohibition, exception**, 468A.655
- Allergic response treatment**, see **ALLERGIC RESPONSE TREATMENT**, generally
- Animals**
  - Bacteriological and biological products, disease control, 596.050, 596.065, 596.075, 596.990
  - Feeds, regulation, 633.006, 633.026, 633.028, 633.037
  - Horse, drugged, sale, 30.820, 165.825
  - Racing, see **RACES AND RACING**
  - Remedies, pharmaceuticals, and biologics (registration)
    - Application, 596.100
    - Definitions, 596.095
    - Exemptions, 596.100, 596.105
    - Fees, 596.100
    - Penalties, 596.995
    - Required, 596.100
    - Rules, 596.105, 596.995
  - Sodium pentobarbital, 475.190
- Biopharmaceutical crops**, 561.738, 561.740
- Biosimilar products, substitution**, 689.522
- Birth control services, public agencies**, 435.205

## DRUGS AND MEDICINES (Cont.)

- Carbolic acid, restrictions on sale, 453.025
- Charitable Prescription Drug Program, see **Prescriptions**, this topic
- Chiropractors, see **CHIROPRACTORS AND CHIROPRACTIC**
- Clinical trials, health insurance, 743A.192
- Complimentary samples, regulations, 689.527, 689.532
- Contraceptives, see **CONTRACEPTIVES**, generally
- Controlled substances, see **CONTROLLED SUBSTANCES**, generally; **Prescriptions**, this topic
- Correctional institutions, 179.492, 689.605
- COX-2 inhibitors, product liability actions, see **note after**, 30.927
- Death, medication to end life, request, see **DEATH**
- Definitions
  - (Generally), 677.010
  - Automatic vending machine, 689.527
  - Drug sample, 689.527
  - Hazardous substances, 453.005
- Dependence, see **ALCOHOL AND DRUG ABUSE**
- Diethylstilbestrol, see **DIETHYLSTILBESTROL**, generally
- Dispense, defined, 677.010
- Dispensing physician, defined, 677.010
- Diversion programs, see **PAROLE, PROBATION, AND POST-PRISON SUPERVISION**
- Donations, charitable program, see **Prescriptions**, this topic
- Dosage form, defined, 689.515
- Driving under influence, see **DRIVING UNDER INFLUENCE**, generally
- Electronic prescription monitoring program, see **Prescriptions**, this topic
- Enteral formula for home use, nonprescription, health insurance, 743A.070
- Epinephrine, see **EPINEPHRINE**, generally
- Family planning services, public agencies, 435.205
- Fines and penalties
  - Contraceptives, 435.256, 435.990
  - Poisons, 453.990
- Generic drugs, 689.515, 689.854
- Hazardous substance regulation, exemption, 453.015
- Health care facilities, see **NURSING HOMES AND CARE FACILITIES**
- Horse, drugged, sale, 165.825
- Hypodermic devices, providing to minors, 475.744
- Inhalants, unlawful possession, 167.808
- Insurance, see **HEALTH INSURANCE**
- Juvenile detention facilities, administration, 169.750
- Labels
  - (Generally), 689.505, 689.515
  - Alteration, removal, etc., 167.212
  - Hazardous substances, poisons, narcotics, 453.035, 453.175
  - Information required, 453.035
  - Poisons, 453.035, 453.175
  - Standards, 453.035
- Limiting insureds choice of drug outlets, insurers, 731.485
- Livestock, disease control, 596.050, 596.065, 596.075, 596.990
- Manufacturers and manufacturing
  - Controlled substances, see **CONTROLLED SUBSTANCES**
  - Medical assistance, supplemental rebates, 414.326
  - Punitive damages, liability, 30.927

## DRUGS AND MEDICINES (Cont.)

- Marijuana, see **CONTROLLED SUBSTANCES**
- Medical assistance, see **PUBLIC ASSISTANCE**
- Medical laws definition, 677.010
- Mental illness treatment, 426.072, 426.075, 426.701
- Midwives, legend drugs and devices, purchase and administration, 687.493
- Naloxone, opiate overdose treatment, 689.681
- Naturopaths, see **NATUROPATHS**
- Nonprescription
  - Drug outlets, license fees, registration, 689.135, 689.305
  - Enteral formula for home use, health insurance reimbursement, 743A.070
  - Residential facility residents, 443.437
  - Sales
    - (Generally), 689.555
    - Unused property markets, 167.502
- Nurses and nursing, see **NURSES AND NURSING**
- Nursing homes, see **NURSING HOMES AND CARE FACILITIES**
- Opiate inhibitors, information made available, 430.570
- Optometrists and optometry, see **OPTOMETRISTS AND OPTOMETRY**
- Overdose treatment, opiates, naloxone administration, 689.681
- Pain, use for, see **MEDICAL CARE AND TREATMENT**
- Paraphernalia, see **CONTROLLED SUBSTANCES**
- Pesticide registration, applicability, 634.016
- Phenol, restrictions on sale, 453.025
- Physical therapists, 688.135
- Physician assistants, dispensing, prescribing, 677.510, 677.511, 677.515, 677.545
- Physicians, dispensing, 677.089
- Prescriptions
  - (Generally), 689.155
  - Agricultural, sales, 689.555
  - Allergic response treatment, see **ALLERGIC RESPONSE TREATMENT**, generally
  - Biosimilar products, substitution, 689.522
  - Charitable Prescription Drug Program
    - (Generally), 689.772
    - Defined, 689.770
    - Eligibility, 689.778
    - Inspection; audit, 689.776
    - Liability, immunity, participants, 689.772, 689.780
    - Rules, 689.772, 689.774, 689.778
  - Chiropractors, prohibition, 684.015
  - Controlled substances
    - (Generally), 475.185
    - Cooperative agreements, 475.215
    - Orders for, electronic transmission, 475.188
    - Penalties, 475.916
    - Registration, 475.125 et seq.
    - Rules, 475.095
    - Schedules, publishing, 475.055
  - Correctional institutions, 179.492, 689.605
  - Dispensation
    - Dispense, defined, 677.010
    - Nurses and nurse practitioners, see **NURSES AND NURSING**
    - Physician assistants, 677.510, 677.511, 677.515
    - Physicians, 677.089
  - Drug outlet, defined, 689.005
  - Electronic monitoring program
    - (Generally), 431.962
    - Advisory commission, 431.976, 431.978
    - Civil actions, violations, 431.966
    - Civil penalty, violations, 431.992
    - Definitions, 431.960

## DRUGS AND MEDICINES (Cont.)

### Prescriptions (Cont.)

- Electronic monitoring program (Cont.)
  - Disclosure of information, 192.502, 431.964, 431.966, 431.970
  - Duty to fill prescriptions, pharmacists, 431.968
  - Duty to report, pharmacies, 431.964
  - Electronic Prescription Monitoring Fund, 431.972, 431.974
  - Erroneous information, correction, 431.966
  - Fees, 431.972
  - Health professional regulatory boards, reports to, 431.970
  - Liability, immunity, 431.966
  - Reports, 192.502, 431.962, 431.964, 431.970
  - Violations, 431.966, 431.970, 431.992
  - Waiver, reporting requirements, 431.964
- Eye drops for glaucoma, health insurance, 743A.065
- False or forged, 167.212
- Generic drugs
  - (Generally), 689.515
  - Inmates, state institutions, brand-name mental health drugs, 179.492
  - Medical assistance, use, 414.325
  - Substitution, out-of-state prescriptions, 689.525
- Health insurance coverage, see **HEALTH INSURANCE**
- Identification cards, health insurance enrollees, 743.787, 743.788, 743.790
- Immunosuppressant drugs, medical assistance coverage, 414.325
- Inmates, state institutions, 179.492, 689.605
- Labels, see **Labels**, this topic
- Language, 192.310
- Legend drugs, use, medical assistance, 414.325
- Medical assistance, see **PUBLIC ASSISTANCE**
- Medicare coverage eligibility, modifying state benefits, 414.329
- Medicines, poison sale regulation, exemption, 453.025
- Narcotics, synthetic narcotic treatment program, 430.560, 430.565
- Naturopaths, 685.010, 685.030
- Nonprescription drugs, sale, 689.555
- Nurses, see **NURSES AND NURSING**
- Oregon Prescription Drug Program, 414.312 et seq.
- Out-of-state prescriptions, filling, 689.525
- Physician assistants, 677.510, 677.511, 677.515, 677.545
- Poisons, 453.025
- Prescribe defined, medical laws, 677.010
- Prescribing without legitimate medical purpose, sanctions, medical licensees, 677.190
- Psychotropic medications, children in foster care, 418.517
- Records, see **Records**, this topic
- Regulatory responsibilities, 689.155
- Residential facility residents, 443.437
- Rural health clinics, urgent medical conditions, 414.325, 743A.064
- Sale regulation, 689.155
- Schools, see **SCHOOLS AND SCHOOL DISTRICTS**
- Selling, dispensing etc., compliance with laws, 689.527
- Sexually transmitted diseases, expedited partner therapy, 676.350
- Substitutions
  - Biosimilar products, 689.522
  - Generic drugs, 689.515
- Taxation, income, federal prescription drug plan subsidies, 316.837, 317.401

## DRUGS AND MEDICINES (Cont.)

### Prescriptions (Cont.)

- Vaccines, pharmacists, 689.645
- Psychotropic medications, children in foster care, use**, 418.517
- Racing animals**, see **RACES AND RACING**
- Records**
  - Complimentary samples, 689.532
  - Prescriptions
    - Biosimilar products, substitution, 689.522
    - Charitable Prescription Drug Program, 689.774, 689.776
    - Electronic monitoring program, see **Prescriptions**, this topic
    - Original, retention by pharmacies, 689.508
    - Physicians, dispensing, 677.089
    - Treatment facility patients, confidential, 430.399
- Registration, nonprescription drug outlets**, 689.305
- Residential facilities**
  - Choice of drugs and supplies, residents, 443.437
  - Nursing homes, see **NURSING HOMES AND CARE FACILITIES**
- Rules**
  - Animal remedies, etc., registration, 596.105, 596.995
  - Automatic vending machines, 689.527
  - Charitable Prescription Drug Program, 689.772, 689.774, 689.778
  - Complimentary samples, records, 689.532
  - Controlled substances, prescriptions, 475.095
  - Expedited partner therapy, sexually transmitted diseases, 676.350
  - Labeling, exemption, 689.505
  - Naloxone distribution, 689.681
  - Noninjectable, certain facilities, administration, 678.150
  - Prescription monitoring program, 431.962, 431.972, 431.978, 431.992
  - Prescription records, 689.508
  - Schools and school districts, 339.869
- Sale**
  - Alcoholic beverages, containing, 471.035, 471.162
  - Automatic vending machines, 689.527
  - Contraceptives, 435.010
  - Drug samples, 689.527
  - Nonprescription drugs, 167.502, 689.555
  - Poisons, see **POISONS**
  - Prohibited practices, 689.527
  - Unused property markets, 167.502
- Schools**, see **SCHOOLS AND SCHOOL DISTRICTS**
- Sodium pentobarbital, use, purchase, possession, animal control agencies**, 475.190
- Taxation, income, federal prescription drug plan subsidies**, 316.837, 317.401
- Toxic substances, household products**, see **HAZARDOUS WASTES AND MATERIALS**
- Vaccinations, immunizations and inoculations**, see **VACCINATIONS, IMMUNIZATIONS AND INOCULATIONS**, generally

## DRUNK DRIVING

See **DRIVING UNDER INFLUENCE**, generally

## DRUNKENNESS

See **INTOXICATION**, generally

## **DRY CLEANER ENVIRONMENTAL RESPONSE ACCOUNT**

(Generally), 465.510

## **DRY CLEANING AND DRY CLEANERS**

### **Contamination cleanup**

(Generally), 465.500 et seq.

Advisory group, 465.507

Audits, fee verification, 465.536

Definitions, 465.200

Dry Cleaner Environmental Response Account, 465.510

Exemptions, administrative or judicial actions and liability, 465.503

### **Fees**

(Generally), 465.517

Annual, 465.517

Collection, enforcement, 465.531, 465.536

Failure to pay, 465.536, 465.992

Gross revenue, 465.517

Late charges, 465.536

Partial gallons, calculation, 465.525

Reporting, 465.527

Sale or transfer of solvent, 465.520

Suspension of fees, 465.545

Use of solvent, 465.523

Penalties, 465.900, 465.992

Release reporting, 465.505

Waste minimization requirements, 465.505

**Fire protection, establishments, 479.155**

**Property left, disposal, 87.214**

**Wastewater management, 465.505**

## **DUAL OFFICE HOLDING**

See **PUBLIC OFFICERS AND EMPLOYEES**

## **DUCKS**

See **POULTRY**, generally

## **DUELS**

**Public office, disqualification, CONST. II §9**

## **DUMPING**

See **WASTE DISPOSAL**

## **DUNGENESS CRAB COMMISSION, OREGON**

**Commodity commission laws, see MARKETING OF COMMODITIES**

**Established, 576.062**

## **DUPLICATES**

**Evidence, see EVIDENCE**

## **DURESS AND COERCION**

**See also ALARM; ANNOYANCE; EXTORTION; FEAR; HARASSMENT; INTIMIDATION; MENACING; THREATS**

**(Generally), 163.275, 163.285**

**Admissions, 136.425**

**Affirmative defense, pleading, ORCP 19B**

**Bribery, defense, 162.035**

**Confessions, 136.425**

**Elderly persons and persons with disabilities, abuse, 124.005**

**Husband and wife, defense, 161.270**

**Pointing firearm at another, 166.190**

**Polygraph examination, cases involving duress, complaining witness, 163.705**

**Prostitution, compelling, 167.017**

**Racketeering, see RACKETEERING, generally**

**Servitude, involuntary, victim's defense, 163.269**

**Solicitation, 161.435**

**Spouses, generally, 161.270**

**Theft by extortion, see THEFT**

**Trafficking in persons, victim's defense, 163.269**

## **DWELLINGS**

**Burglary, see BURGLARY, generally**

**Condominiums, see CONDOMINIUMS, generally**

**Death of owner, family use, 114.005**

**Family child care homes, zoning, 329A.440**

**Housing, see HOUSING, generally**

**Land use, see LAND USE PLANNING**

**Manufactured, see MOBILE HOMES AND MANUFACTURED STRUCTURES, generally**

## **DYNAMITE**

See **EXPLOSIVES AND EXPLOSIONS, generally**