Chapter 692

1973 REPLACEMENT PART

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Funeral Directors and Embalmers; Funeral Establishments

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GENERAL PROVISIONS

692.010 Definitions. As used in this chapter, unless the context requires otherwise:

(1) "Board" means the State Board of Funeral Directors and Embalmers.

(2) "Embalmer" means a person who is engaged, or holding himself out as engaged, in the practice of disinfecting or preserving from decay dead human bodies, or preparing for the transportation by railroad, express company, or common carrier, human bodies dead of contagious or infectious disease.

(3) "Embalmer's apprentice" means any person engaged in the study of the art of embalming under the instruction and supervision of a regularly licensed embalmer and practicing in this state.

(4) "Funeral director" means any person engaged in or conducting, or holding himself out as engaged in or conducting the business or profession of preparing dead human bodies for burial or disposal, other than by embalming; directing or supervising the burial or disposal of dead human bodies; providing or maintaining a place for the preparation or disposition or the care of dead human bodies, or who shall, in connection with his name or business use the word or words "funeral director," "undertaker," or "mortician," or any other title indicating that he is engaged in the business or profession described in this subsection.

(5) "Funeral director's apprentice" means any person operating under or in connection with a funeral director for the purpose of learning the business or profession of funeral director, to the end that he may become licensed under the provisions of this chapter.

(6) "Funeral establishment" or "establishment" means a place of business used for the care and preparation of dead human bodies for burial, transportation or other disposition.

(7) "Operator" means a person, corporation, firm or other organization operating a funeral establishment.

[Amended by 1957 c.596 s.1]

692.020 License required to practice funeral directing. (1) No person shall engage in the business or profession of a funeral director unless licensed so to do by the State Board of Funeral Directors and Embalmers. The board hereby is granted authority to issue licenses to funeral directors.

(2) Any person desiring to engage in the business or practice of a funeral director shall make application to the board, and shall accompany his application by the fee provided in ORS 692.160, whereupon the board shall fix the time and place for the examination of the applicant and shall notify the applicant thereof.

(3) Any person who has been lawfully engaged in conducting the business or profession of a licensed funeral director in this state for the six months next prior to December 31, 1951, shall, upon payment of the statutory license fee and after proper application, be entitled to a renewal of his license as a funeral director as provided in ORS 692.160. All other persons shall first qualify for examination in accordance with the provisions of this chapter and shall be licensed only after due examination by the board and the payment of both an examination fee and an initial license fee as provided in ORS 692.160.

[Amended by 1973 c.411 s.1]

692.030 License required to practice embalming. (1) No person shall follow, engage in, or hold himself out as engaged in the practice as an embalmer, unless licensed so to do by the State Board of Funeral Directors and Embalmers. The board hereby is granted authority to issue licenses to embalmers.

(2) All persons shall qualify for examination in accordance with the provisions of this chapter and shall be licensed as an embalmer only after due examination by the board and the payment of the examination fee and initial license fee as provided in ORS 692.160.

[Amended by 1973 c 411 s.2]

692.040 Application of chapter. This chapter does not apply to any public institution, medical college, county medical society, anatomical association, college of embalming, or any officer thereof, or to any other recognized person carrying out the provisions of the statutes of the State of Oregon prescribing the conditions under which indigent dead human bodies are held subject for scientific or anatomical study, nor with the customs or rites of any religious sect in the burial of their dead.

[Amended by 1957 c.596 s.2]

LICENSING

692.050 Application for funeral director's license. An application for a license as a funeral director shall be in writing and verified on a form provided by and

addressed to the board and filed with the secretary of the board. The application must specify the address of the applicant, and must be accompanied by the affidavits of at least two reputable residents of the county in which the applicant resides or proposes to engage in or conduct a funeral establishment to the effect that the applicant is of good character.

692.060 Qualifications of applicants for funeral director's examination. An applicant for a funeral director's license is entitled to an examination if he:

(1) Is at least 21 years of age.

(2) Has had practical experience as an apprentice for not less than two or more than three consecutive years, excluding time lost by interruptions caused by active duty of applicant in the military service of the United States or its allies during war or national emergency, and excluding time lost by interruptions which the board deems excusable as caused by circumstances beyond the control of the applicant.

(3) Has completed apprenticeship not more than two years prior to taking the examination, excluding time lost under the circumstances mentioned in subsection (2) of this section.

[Amended by 1971 c.115 s.1]

692.070 Scope of examination for funeral director's license. The applicant for a funeral director's license shall, before the application is granted, successfully pass an examination upon the following subjects: Funeral directing, the signs of death, the manner in which death may be determined, the laws governing the preparation and disposal of dead human bodies, and the shipment of bodies dying from infectious or contagious diseases, and local health and sanitary ordinances in relation to funeral directing.

692.080 Issuance of funeral director's licenses; character investigations; limitation on practice of funeral director. (1) If the board finds, upon due examination, that the applicant is of good moral character, and is possessed of skill and knowledge of sanitary science, and has sufficient knowledge, experience and training to properly conduct such business or profession, the board may issue to the applicant upon payment of the license fee, a license to operate as a funeral director affiliated with a licensed embalmer.

(2) The board may cause an investigation to be made as to the character of the applicant and may require such showing as may reasonably prove the good character of the applicant. The board may also subpena witnesses, administer oaths and take testimony with respect to the character of the applicant, upon proper notice before such hearing.

(3) If any person licensed in this state as a funeral director who is not also licensed as an embalmer engages or attempts to engage in such business or profession without the services of a licensed embalmer, such person's funeral director's license is subject to termination by the board after public hearing, but at the discretion of the board may be reinstated or renewed following such termination.

692.090 Assistant funeral directors. (1) No assistant funeral director's license shall be issued after July 1, 1971, except as provided in subsection (2) of this section.

(2) Any person who has been lawfully engaged in conducting funerals as a licensed assistant funeral director in the state for the six months prior to December 31, 1970, shall, upon payment of the license fee as provided in ORS 692.160 and after proper application, be entitled to a renewal of his license as an assistant funeral director.

[Amended by 1971 c.115 s.2]

692.100 Examination of applicants for embalmer's license. The board shall hold a public examination at least once each year for the purpose of examining applicants for embalmer's licenses, in the office of the secretary or at such other times and places as the board may determine. Notice of the time and place of the meeting shall be sent to the various applicants by mail at least 10 days before the meeting or examination.

692.110 Application for embalmer's examination. The applicant for an embalmer's license shall make application to the board, shall pay to the secretary an examination fee as provided in ORS 692.160 and shall present himself at the next meeting of the board for the examination of applicants. The application must be in writing and verified, on a form provided by and addressed to the board, and must be accompanied by the fee as provided in ORS 692.160 and by affidavits of at least two reputable residents of the county in which the applicant resides or proposes to engage in the

practice of an embalmer to the effect that the applicant is of good character.
[Amended by 1971 c.115 s.3]

692.120 Qualifications for embalmer's license. In order to qualify for a license as an embalmer, the applicant shall:

(1) Be over 21 years of age.

(2) Be of good character.

(3) Have first completed a two-year course of apprenticeship under an embalmer licensed and engaged in practice as an embalmer in this state, and the applicant shall have completed the required course of apprenticeship within a period of three consecutive years, excluding time lost by interruptions caused by active duty of the applicant in the military service of the United States or its allies during war or national emergency, and excluding time lost by interruptions which the board deems excusable as caused by circumstances beyond the control of the applicant.

(4) Have completed a full course of instruction in an embalming school which has been approved by the board and has received a certificate of satisfactory completion or the equivalent from such embalming school. The applicant shall be given credit upon his period of apprenticeship for the time he may have spent in attending such an approved embalming school.

(5) Have completed the course of apprenticeship not more than two years prior to the date of examination, excluding time lost under the circumstances mentioned in subsection (3) of this section; provided that the board may examine an applicant for an embalmer's license as provided by ORS 692.130 upon the completion by the applicant of 12 months of instruction in an embalming school as above provided, but the license shall not be issued until such applicant has completed his apprenticeship.
[Amended by 1971 c.115 s.4]

692.130 Scope and conduct of embalmer's examination. (1) The board shall examine applicants for an embalmer's license in the following subjects: Theory and practice of embalming, anatomy, pathology, microbiology, hygiene, chemistry, restorative art and mortuary law. The board in such examination may use the questions prepared by the Conference of Embalmers Examining Boards of the United States, Inc.

(2) (a) To constitute a passing grade in the embalmer's examination, an applicant must receive an average grade of at least 75 percent with no individual subject grade of less than 70 percent.

(b) If an applicant receives an average grade of at least 75 percent, but he receives a grade of less than 70 percent in each of three or fewer individual subjects, he shall be reexamined only in those subjects in which he has received a grade of less than 70 percent. He is entitled to reexamination on individual subjects only once. A grade of at least 70 percent in each of the subjects in which the applicant is reexamined is sufficient to constitute a passing grade.

(c) Except as provided in paragraph (b) of this subsection, an applicant shall be reexamined in all subjects if he reapplies for examination.

(3) If the board is satisfied that the applicant has the requisite qualifications to practice the occupation of embalmer and the applicant has paid the initial license fee as provided in ORS 692.160, a license shall be issued to him. The license authorizes the applicant to practice the occupation of embalmer to and including December 31 of the year in which it is issued.
[Amended by 1955 c.754 s.1; 1971 c.115 s.5; 1973 c.411 s.3]

692.140 Reciprocity; embalmers and funeral directors. (1) The board may recognize the license issued to an embalmer from another state if the applicant for recognition of his license:

(a) Furnishes proof satisfactory to the board that he is licensed and has practiced embalming in another state for five years preceding the application date;

(b) Supplies to the board a certificate or equivalent from the licensing board of the state in which he is regularly licensed to the effect that he is of good moral character;

(c) Furnishes proof satisfactory to the board that he has complied, in the state in which he is regularly licensed, with requirements substantially equal to the requirements of this chapter; and

(d) Pays the initial reciprocity licensing fee as provided in ORS 692.160.

(2) The board shall interview and orally examine each applicant under this section as to his experience and knowledge of the laws of Oregon with regard to embalming.

(3) If the board is satisfied that the applicant has the requisite qualifications for licensing as an embalmer under this chapter, a license shall be issued to him.

(4) Licenses issued under this section may be renewed annually upon payment of

the renewal fee as provided in ORS 692.160 for licensees residing in this state.
[Amended by 1971 c.115 s 6; 1973 c 411 s 4]

692.144 License required to operate funeral establishment. (1) No one shall operate a funeral establishment unless licensed so to do by the board as provided in this chapter.

(2) For the purposes of this chapter, each branch of an operator's funeral establishment is a separate establishment and must be licensed at a fixed place of business.
[1957 c 596 s 4, 1971 c.115 s.7]

692.146 Application for funeral establishment license; inspection of establishment; issuance of license. (1) Application for a license to operate a funeral establishment shall be made in writing on a form provided by the board. The application shall be verified by the applicant, or, if the applicant is a corporation, firm or other organization, by an officer or member thereof, and shall be accompanied by an application fee as provided in ORS 692.160.

(2) The application shall disclose:

(a) The name and address of the establishment.

(b) That the establishment is operated by a licensed funeral director and a licensed embalmer, or a person licensed both as a funeral director and embalmer.

(c) A brief description of the establishment's buildings, equipment and facilities.

(d) That the establishment has a sanitary embalming room, a place to hold funerals and a casket selection room.

(e) Such other information as may be required by the board.

(3) Promptly upon receipt of the application, the board shall make an inspection of the funeral establishment. If the board determines that the establishment meets the qualifications prescribed by law, it shall issue the license.
[1957 c.596 s.5; 1971 c.115 s.8]

692.150 Execution and display of licenses. (1) Licenses under this chapter shall be granted to individuals upon the qualification and the examination of the individual applicant, and shall specify the name to whom it is issued.

(2) Every license issued under this chapter shall be signed by the president and secretary of the board, and shall be displayed conspicuously in the place of business or employment of the licensee.

692.160 License fees; expiration date; notice of renewal. (1) The fees prescribed by this chapter are fixed by the following schedule:

(a) The application fee for a funeral establishment is $50.

(b) The annual fee for a funeral establishment is $50.

(c) The fee for change of location is $20.

(d) The examination fee for a funeral director's license is $35.

(e) The initial license fee for a funeral director's license is $15.

(f) The renewal fee of a licensed funeral director is $15.

(g) The examination fee for an embalmer's license is $35.

(h) The initial license fee for an embalmer's license is $15.

(i) The renewal fee for an embalmer's license is $15.

(j) The application fee for an apprentice certificate is $10.

(k) The renewal fee for a registered apprentice is $7.50.

(L) The annual license fee for an assistant funeral director is $15.

(m) The fee for establishment change of name shall be $5.

(n) The initial reciprocity license fee is $35.

(o) The reinstatement of lapsed license or certificate fee is $20.

(2) All licenses granted under this chapter shall expire on January 1 following their issuance or renewal, and shall become invalid unless renewed as provided in this section.

(3) The board shall mail on or before November 1 of each year to each licensed funeral director, to each licensed embalmer and to each licensed operator, addressed to him at his last-known address, a notice that his renewal fee is due and payable and that if such fee is not paid by January 1 the license shall lapse.
[Amended by 1957 c.596 s.11; 1971 c.115 s.9; 1973 c.411 s.5]

692.165 Reissuing funeral establishment license when name of establishment changed. An operator of a funeral establishment licensed under the provisions of ORS 692.146 and who desires to change the name of the establishment shall have his license reissued to him, in the changed name, upon application to the board and payment of a fee as provided in ORS 692.160.
[1957 c.596 s.7; 1971 c 115 s.10]

692.170 Reinstatement of lapsed licenses. When a licensee or an apprentice has for any reason allowed his license or certificate of apprenticeship to lapse, the board may reinstate the license or certificate if application therefor is made within 90 days from the lapse and is accompanied by all fees, from the time of the lapse to date of reinstatement, plus a reinstatement fee as provided in ORS 692.160. Upon the lapse of a license or certificate the notice of lapse shall be sent by the board by registered or certified mail to the licensee or apprentice at his last-known postoffice address.
[Amended by 1971 c.115 s.11; 1973 c.411 s.6]

692.180 Grounds for revocation, suspension or refusal to issue or renew licenses. The board has the power to refuse to grant, to refuse to renew, to suspend or revoke a license after proper hearing and notice to the licensee, upon the licensee being found guilty of any of the following acts or omissions:

(1) Conviction of a crime involving moral turpitude.

(2) Unprofessional conduct which hereby is defined to include:

(a) Misrepresentation or fraud in the conduct of the business or the profession of a funeral director or embalmer.

(b) False or misleading advertising as a funeral director or embalmer.

(c) Solicitation of human dead bodies by the licensee, his agents, assistants or employes, whether such solicitation occurs after death or while death is impending; but this does not prohibit general advertising.

(d) Employment by the licensee of persons known as "cappers" or "steerers" or "solicitors" or other such persons to obtain funeral directing or embalming business.

(e) Employment directly or indirectly of any apprentice, agent, assistant, embalmer, employe, or other person, on part or full time, or on commission, for the purpose of calling upon individuals or institutions by whose influence dead human bodies may be turned over to a particular funeral director or embalmer.

(f) The buying of business by the licensee, his agents, assistants, or employes, or the direct or indirect payment or offer of payment of a commission by the licensee, his agents, assistants, or employes for the purpose of securing business.

(g) Gross immorality.

(h) Aiding or abetting an unlicensed person to practice funeral directing or embalming.

(i) Using profane, indecent or obscene langauge in the presence of a dead human body, or within the immediate hearing of the family or relatives of a deceased, whose body has not yet been interred or otherwise disposed of.

(j) Solicitation or acceptance by a licensee of any commission or bonus or rebate in consideration of recommending or causing a dead human body to be disposed of in any crematory, mausoleum or cemetery.

(k) Using any casket or part of a casket which has been previously used as a receptacle for, or in connection with, the burial or other disposition of, a dead human body.

(L) Violation of any of the provisions of this chapter.

(m) Violation of any state law or municipal or county ordinance or regulation affecting the handling, custody, care or transportation of dead human bodies.

(n) Fraud or misrepresentation in obtaining a license.

(o) Refusing to promptly surrender the custody of a dead human body, upon the express order of the person lawfully entitled to the custody thereof.

(p) Failure to comply with ORS 128.410 to 128.415.
[Amended by 1971 c.115 s.12]

692.190 Application for and issuance of apprentice's certificates in embalming and funeral directing. (1) Every person desiring to engage as an apprentice shall make application for registration as a funeral director's apprentice or an embalmer's apprentice to the board upon a form provided by the board. The application shall state that the applicant is over the age of 18 years, holds a high school certificate, or possesses the equivalent of a high school education, and is of good moral character. The application must be verified by the oath of applicant and be accompanied by a fee as provided in ORS 692.160. The secretary of the board shall, whenever it appears to him that no reason exists for the denial of an application and that the application is regular upon its face, have the power to issue to the applicant, a certificate of apprenticeship, without submitting the application to the board. If, however, any doubt exists as to the qualifications of the applicant, the application shall be submitted to the board and may be accepted or rejected by a majority vote of the board.

(2) The regular course of apprenticeship shall be two years, but the apprentice is

entitled to two weeks' vacation each year, without leave of absence from the board.
[Amended by 1973 c.411 s.7]

692.200 Annual renewal of apprentice's certificate. A certificate of apprenticeship issued as provided in ORS 692.190 shall be signed by the apprentice and shall be renewable annually upon the payment by the holder on January 1 of each year of an annual renewal fee as provided in ORS 692.160. Failure to pay the renewal fee during the month of December of any year shall cause the certificate to lapse, in which case it shall be renewed only for good cause shown. No person may be granted a certificate of apprenticeship as funeral director's apprentice or embalmer's apprentice, respectively, for more than three consecutive years, excepting, however, time excluded for completion of course of apprenticeship as provided by ORS 692.060 and 692.120. The board shall mail on or before November 1 of each year to each registered apprentice at his last-known address a notice that his renewal fee is due and payable and that, if not paid by January 1, his license will lapse.
[Amended by 1973 c.411 s.8]

692.210 Annual report of apprentices. All apprentices registered as provided in ORS 692.190 shall be under the supervision and control of the board and shall be required to report to the board annually on January 1 upon forms provided by the board, showing the work which such apprentices have performed during the annual period preceding the first of the month on which the report is made, including the number of hours served and the number of bodies the apprentice has assisted in embalming or otherwise preparing for disposition during such period. The information contained in the report shall be certified to as correct by the funeral director by whom the apprentice has been employed during such period.

692.220 Leaves of absence for apprentices. The board has power to grant leaves of absence and to grant extensions thereof to apprentices registered under the provisions of this chapter. However, no credit shall be given to an apprentice upon his apprenticeship for the period during which he is absent from duty on leave and no more than an aggregate of 12 months' leave of absence shall be granted to any apprentice during the term of his apprenticeship. Application for leave of absence and for extension thereof shall be made by the apprentice upon a form provided by and addressed to the board. Upon the termination of a leave of absence or any extension thereof, the apprentice shall report to the board the fact that he has resumed his duties as an apprentice and certified to by the funeral director under whom he has resumed his duties or by the embalmer under whom he is apprenticed, confirming this fact. Failure to so report within 10 days after the expiration date of any leave of absence or extension thereof shall automatically cancel the registration of the apprentice.

692.230 Grounds for suspension and revocation of certificates of apprenticeship; reregistration when certificate has lapsed or is suspended or revoked. (1) The board has power to suspend or revoke a certificate of apprenticeship, after notice and upon hearing, where the apprentice is guilty of any of the following acts or omissions:

(a) Failure to devote not less than an average of 30 hours per week, to the duties of his apprenticeship.

(b) Failure to make an annual report to the board as required in ORS 692.210.

(c) Absence from duty except on vacation for an aggregate of more than 10 days in any six months or 20 days in any year, without leave of absence granted by the board.

(d) Gross immorality.

(e) Being on duty as an apprentice while under the influence of liquor.

(f) Disobedience of proper orders or instructions of his superiors.

(g) Violation of any provision of this chapter or any rule of the board made under this chapter.

(h) Soliciting business for a funeral director or for any embalmer.

(i) Fraud or misrepresentation in obtaining a certificate of registration as an apprentice.

(2) An apprentice who has had his certificate of apprenticeship suspended or revoked may within one year after such suspension or revocation make application for reregistration, but not more than two such reregistrations shall be allowed by the board. The board may, when the circumstances warrant, allow an apprentice credit under a reregistration for time actually served under a previous registration, except that if the previous registration has been suspended or revoked upon any of the grounds set forth in subsection (1) of this section not more than 75 percent of the time

previously served shall be credited on the reregistration.
[Amended by 1973 c.411 s.9]

692.240[Amended by 1971 c.115 s.13, repealed by 1971 c 734 s 21]

692.250[Repealed by 1971 c 734 s.21]

692.260 Grounds for revocation, suspension or refusal to renew funeral establishment license. The board may revoke, suspend or refuse to renew a license issued to an operator of a funeral establishment if the board finds that the operator has failed to comply with the provisions of this chapter or the regulations of the board.
[1957 c.596 s.6; 1971 c.734 s.149]

692.265 License denial procedure; promulgation, review of rules and orders. (1) Where the board proposes to revoke or suspend or to refuse to issue or renew any license or certificate, opportunity for hearing shall be accorded as provided in ORS 183.310 to 183.500.

(2) Promulgation of rules, conduct of hearings and issuance of orders and judicial review of rules and orders shall be as provided in ORS 183.310 to 183.500.
[1971 c.734 s.151]

STATE BOARD

692.300 State Board of Funeral Directors and Embalmers; appointment, terms and qualifications of members; confirmation. There hereby is created a board in the Health Division to carry out the purposes and enforce the provisions of this chapter, to be known as the State Board of Funeral Directors and Embalmers, consisting of five members. The term of office of the members of the board shall be two years. They shall be appointed by the Governor and hold office until the appointment and qualification of their successors. On January 1 of each even-numbered year, the Governor shall appoint two members to the board. On January 1 of each odd-numbered year, the Governor shall appoint three members to the board. All appointive members shall have had a minimum of five consecutive years of experience immediately preceding their appointment in the preparation and disposition of dead human bodies and the practicing of embalming within the State of Oregon. All appointments of members of the board by the Governor are subject to confirmation by the Senate in the manner provided in ORS 171.560 and 171.570.
[Amended by 1971 c.650 s.25, 1973 c 792 s.46]

692.310 Meetings; officers. The board shall meet semiannually, and at such other times as it may determine, and shall elect from its members, each for a term of one year, a president and secretary. The secretary shall also act and serve as treasurer of the board.
[Amended by 1971 c.115 s.14; 1973 c.411 s.10]

692.320 Powers and duties. (1) The board has the power to adopt and enforce for the protection of the public health, safety and welfare reasonable rules relating to:

(a) The practice of embalming and funeral directing.

(b) Sanitary conditions of funeral establishments, including plumbing, sewerage, ventilation and equipment; provided that such rules shall not prescribe lower standards of installation than those required under ORS chapter 447.

(2) The board has the power to inspect funeral establishments and may employ inspectors and attorneys to aid in the enforcement of this chapter and rules adopted pursuant thereto, whose compensation and expenses shall be payable only out of the fees collected under this chapter. The board shall have power to hold hearings, conduct investigations, subpena witnesses, administer oaths and take testimony in order to carry out the provisions of this chapter.

(3) A court of competent jurisdiction may, upon application of the board, restrain violations or refusals to comply with the provisions of this chapter or the regulations of the board.

(4) The board shall have a common seal and, subject to any applicable provision of the State Merit System Law, may employ necessary clerical assistants, fix the compensation therefor and incur other necessary expenses.
[Amended by 1957 c.596 s.8, 1973 c.411 s.11]

692.330 Compensation and expenses. Each member of the board is entitled to compensation and expenses as provided in ORS 292.495.
[Amended by 1969 c.314 s 93; 1973 c.411 s.12]

692.340[Repealed by 1973 c.411 s 15]

692.350 Publication of statutes and regulations. The board shall at least once every two years publish for distribution to funeral directors, embalmers and apprentices

and such other persons as may be interested therein, in pamphlet form, the provisions of this chapter together with all rules and regulations prescribed, adopted or promulgated pursuant to this chapter.

692.360[Repealed by 1973 c.411 s.15]

692.370[Amended by 1967 c 637 s 35; repealed by 1973 c.411 s.15]

692.375 Disposition of receipts. All moneys received by the Health Divison under this chapter shall be paid into the General Fund in the State Treasury and placed to the credit of the Health Division Account. Such moneys hereby are appropriated continuously and shall be used only for the administration and enforcement of this chapter and for the purpose of education of funeral directors and embalmers.
[1973 c 411 s.14]

ENFORCEMENT

692.380 Courts having jurisdiction; initiation of proceedings. Circuit courts, justice courts, municipal courts sitting as justice courts, and district courts have concurrent jurisdiction with the circuit courts of the State of Oregon in all prosecutions arising under this chapter. The district attorney is authorized to institute prosecutions for violations of this chapter by information, or prosecutions may be instituted by indictment, or by complaint verified before any magistrate.

PENALTIES

692.990 Penalties. Violation of any of the provisions of this chapter is a misdemeanor.
[Amended by 1957 c 596 s.9]

CERTIFICATE OF LEGISLATIVE COUNSEL

Pursuant to ORS 173.170, I, Thomas G. Clifford, Legislative Counsel, do hereby certify that I have compared each section printed in this chapter with the original section in the enrolled bill, and that the sections in this chapter are correct copies of the enrolled sections, with the exception of the changes in form permitted by ORS 173 160 and other changes specifically authorized by law.

Done at Salem, Oregon,
November 1, 1973.

Thomas G. Clifford
Legislative Counsel