

AMENDMENTS TO LB 427

(Amendments to Standing Committee amendments, AM1576)

Introduced by Carlson

1           1. On page 2, after line 16 insert:

2           "(5) Breeding dog means any sexually intact male or  
3 female dog six months of age or older owned or harbored by a  
4 commercial dog breeder;"; in line 17 strike "5", show as stricken,  
5 and insert "(6)"; and in line 19 strike "(6)", show as stricken,  
6 and insert "(7)".

7           2. On pages 3, 4, and 5, renumber the remaining  
8 subdivisions accordingly.

9           3. On page 7, after line 25, insert the following new  
10 subdivision:

11           "(e) The annual license fee for a commercial dog or  
12 cat breeder shall be determined according to the fee schedule set  
13 forth in subdivision (a) of this subsection based upon the number  
14 of breeding dogs or cats owned or harbored by the commercial  
15 breeder."; and in line 26 strike "(e)", show as stricken, and  
16 insert "(f)".

17           4. On page 9, line 16, strike beginning with "An" through  
18 line 21 and show as stricken; and in line 22, strike "reject" and  
19 insert "deny" and strike "a" and insert "an initial or renewal".

20           5. On page 10, line 1, strike ", upon an investigation  
21 and hearing," and insert "that the applicant has deliberately  
22 misrepresented or concealed any information provided on or with

1 the application or any other information provided to the department  
2 under this section or"; in line 3 strike beginning with the first  
3 occurrence of "animal" through "neglect" in line 4 and insert "any  
4 law regarding the disposition or treatment of dogs or cats"; in  
5 line 4 after the semicolon insert "or"; in line 10 strike "; or"  
6 and insert an underscored period; strike lines 11 through 13; and  
7 after line 17 insert the following new subsection:

8 "(4) An applicant who is denied an initial or renewal  
9 license under this section shall be afforded the opportunity for a  
10 hearing before the director or the director's designee to present  
11 evidence that the applicant is qualified to hold a license should  
12 a license be issued or renewed. All such hearings shall be in  
13 accordance with the Administrative Procedure Act.".

14 6. On page 14, line 3, strike beginning with the period  
15 through "writing" in line 5; in line 17 strike beginning with "the"  
16 through "of" in line 18; and strike lines 19 through 26 and insert  
17 the following new subdivisions:

18 "(a) Any dog that is less than six months of age;

19 (b) The primary enclosure of a nursing facility that  
20 houses any female dog that is due to give birth within the  
21 following two weeks or a nursing dog and her puppies;

22 (c) Any dog that is injured or displays any clinical  
23 signs of disease. In such case, any injury or clinical signs of  
24 disease shall be noted in the dog's health records and the dog  
25 shall be returned to exercise upon recovery from such injury or  
26 disease; or

27 (d) Any dog that is excluded from the exercise

1 requirements of subsection (1) of this section pursuant to a  
2 written directive of a licensed veterinarian.".

3           7. On page 15, line 6, after the first occurrence of  
4 "care" insert ", supervision, or control"; in line 23 after the  
5 last "the" insert "commercial"; and in line 24 after "care" insert  
6 ", supervision, or control".

7           8. On page 16, in line 9, strike beginning with "A"  
8 through "dogs" and insert "For each dog under the commercial dog  
9 breeder's care, supervision, or control, the breeder shall:

10           (a) Ensure that all breeding dogs"; in line 11 strike the  
11 underscored period and insert an underscored semicolon; strike line  
12 12 and insert

13           "(b) Contact a licensed"; strike beginning with "any" in  
14 line 14 through "care" in line 15 and insert "such dog"; in line 16  
15 strike the underscored period and insert an underscored semicolon;  
16 in line 17 strike "(5) Surgical" and insert

17           "(c) Ensure that all surgical"; in line 21 strike the  
18 underscored period and insert "; and"; in line 22 strike "(6) If"  
19 and insert

20           "(d) Ensure that, if"; in line 23 strike "the attending"  
21 and insert "a licensed".

22           9. On page 17, strike beginning with "This" in line  
23 1 through the period in line 4 and insert "The department may  
24 by rule or regulation require identification of any dog by tag,  
25 tattoo, or other method if the microchip system is determined to be  
26 ineffective.".