

LEGISLATURE OF NEBRASKA  
ONE HUNDRED THIRD LEGISLATURE  
SECOND SESSION

**LEGISLATIVE BILL 674**

Introduced by Chambers, 11.

Read first time January 08, 2014

Committee: Judiciary

A BILL

1 FOR AN ACT relating to animal abuse; to amend section 28-1019,  
2 Revised Statutes Cumulative Supplement, 2012; to change  
3 provisions relating to conviction orders for abandonment  
4 or cruel neglect of an animal; and to repeal the original  
5 section.  
6 Be it enacted by the people of the State of Nebraska,

1           Section 1. Section 28-1019, Revised Statutes Cumulative  
2 Supplement, 2012, is amended to read:

3           28-1019 (1)(a) If a person is convicted of a Class IV  
4 felony under section 28-1005 or 28-1009, the sentencing court shall  
5 order such person not to own, possess, or reside with any animal for  
6 at least five years after the date of conviction, but such time  
7 restriction shall not exceed fifteen years. Any person violating such  
8 court order shall be guilty of a Class I misdemeanor.

9           (b) If a person is convicted of a Class I misdemeanor  
10 under section 28-1005.01 or ~~subdivision (2)(a) of section 28-1009~~ or  
11 a Class III misdemeanor under section 28-1010, the sentencing court  
12 may order such person not to own, possess, or reside with any animal  
13 after the date of conviction, but such time restriction, if any,  
14 shall not exceed five years. Any person violating such court order  
15 shall be guilty of a Class IV misdemeanor.

16           (c) Any animal involved in a violation of a court order  
17 under subdivision (a) or (b) of this subsection shall be subject to  
18 seizure by law enforcement. Distribution or disposition shall be made  
19 under section 29-818.

20           (2) This section shall not apply to any person convicted  
21 under section 28-1005, 28-1005.01, or 28-1009 if a licensed physician  
22 confirms in writing that ownership or possession of or residence with  
23 an animal is essential to the health of such person.

24           Sec. 2. Original section 28-1019, Revised Statutes  
25 Cumulative Supplement, 2012, is repealed.