

AMENDMENTS TO LB359

Introduced by Agriculture.

1 1. Insert the following new section:

2 Sec. 2. Section 54-627, Revised Statutes Cumulative Supplement,
3 2014, is amended to read:

4 54-627 (1) A person shall not operate as a commercial dog or cat
5 breeder, a dealer, a boarding kennel, an animal control facility, an
6 animal shelter, an animal rescue, or a pet shop unless the person obtains
7 the appropriate license. A pet shop shall only be subject to the
8 Commercial Dog and Cat Operator Inspection Act and the rules and
9 regulations adopted and promulgated pursuant thereto in any area or areas
10 of the establishment used for the keeping and selling of pet animals. If
11 a facility listed in this subsection is not located at the owner's
12 residence, the name and address of the owner shall be posted on the
13 premises.

14 (2) An applicant for a license shall submit an application for the
15 appropriate license to the department, on a form prescribed by the
16 department, together with the annual license fee. Such fee is
17 nonreturnable. Upon receipt of the application and annual license fee and
18 upon completion of a qualifying inspection if required pursuant to
19 section 54-630 for an initial license applicant or if a qualifying
20 inspection is deemed appropriate by the department before a license is
21 issued for any other applicant, the appropriate license may be issued by
22 the department. Such license shall not be transferable to another person
23 or location.

24 (3)(a) Except as otherwise provided in this subsection, the annual
25 license fee shall be determined according to the following fee schedule
26 based upon the daily average number of dogs or cats housed by the
27 licensee over the previous annual licensure period:

1 (i) Ten or fewer dogs or cats, one hundred seventy-five ~~five~~
2 dollars;

3 (ii) Eleven to fifty dogs or cats, two hundred twenty-five dollars;

4 (iii) Fifty-one to one hundred dogs or cats, two hundred seventy-
5 five ~~five~~ dollars;

6 (iv) One hundred one to one hundred fifty dogs or cats, three
7 hundred twenty-five dollars;

8 (v) One hundred fifty-one to two hundred dogs or cats, three hundred
9 seventy-five ~~five~~ dollars;

10 (vi) Two hundred one to two hundred fifty dogs or cats, four hundred
11 twenty-five dollars;

12 (vii) Two hundred fifty-one to three hundred dogs or cats, four
13 hundred seventy-five ~~five~~ dollars;

14 (viii) Three hundred one to three hundred fifty dogs or cats, five
15 hundred twenty-five dollars;

16 (ix) Three hundred fifty-one to four hundred dogs or cats, five
17 hundred seventy-five ~~five~~ dollars;

18 (x) Four hundred one to four hundred fifty dogs or cats, six hundred
19 twenty-five dollars;

20 (xi) Four hundred fifty-one to five hundred dogs or cats, six
21 hundred seventy-five ~~five~~ dollars; and

22 (xii) More than five hundred dogs or cats, two thousand one hundred
23 dollars.

24 (b) The initial license fee for any person required to be licensed
25 pursuant to the act shall be one hundred twenty-five dollars.

26 (c) The annual license fee for a licensee that does not house dogs
27 or cats shall be one hundred fifty dollars.

28 (d) The annual license fee for an animal rescue shall be one hundred
29 fifty dollars.

30 (e) The annual license fee for a commercial dog or cat breeder shall
31 be determined according to the fee schedule set forth in subdivision (a)

1 of this subsection based upon the number of breeding dogs or cats owned
2 or harbored by the commercial breeder.

3 (f) In addition to the fee as prescribed in the fee schedule set
4 forth in subdivision (3)(a) of this section, the annual license fee for a
5 commercial dog or cat breeder, pet shop, dealer, or boarding kennel shall
6 include a fee of two dollars times the daily average number of dogs or
7 cats housed by the licensee over the previous annual licensure period
8 numbering more than ten dogs or cats.

9 (g ~~f~~) The fees charged under subdivision (3)(a) of this section
10 subsection may be increased or decreased by rule and regulation as
11 adopted and promulgated by the department, but the the director after a
12 public hearing is held outlining the reason for any proposed change in
13 the fee. The maximum fee that may be charged shall not result in a fee
14 for any license category that exceeds the license fee set forth in
15 subdivision (3)(a) of this section subsection by more than one hundred
16 dollars. The fee charged under subdivision (3)(f) of this section may be
17 increased or decreased by rule and regulation as adopted and promulgated
18 by the department, but such fee shall not exceed three dollars.

19 (4) A license to operate as a commercial dog or cat breeder, dealer,
20 boarding kennel, or pet shop shall be renewed by filing with the
21 department on or before April 1 of each year a renewal application and
22 the annual license fee. A license to operate as an animal control
23 facility, animal rescue, or animal shelter shall be renewed by filing
24 with the department on or before October 1 of each year a renewal
25 application and the annual license fee. Failure to renew a license prior
26 to the expiration of the license shall result in a late renewal fee equal
27 to twenty percent of the annual license fee due and payable each month,
28 not to exceed one hundred percent of such fee, in addition to the license
29 fee. The purpose of the late renewal fee is to pay for the administrative
30 costs associated with the collection of fees under this section. The
31 assessment of the late renewal fee shall not prohibit the director from

1 taking any other action as provided in the act.

2 (5) A licensee under this section shall make its premises available
3 for inspection pursuant to section 54-628 during normal business hours.

4 (6) The state or any political subdivision of the state which
5 contracts out its animal control duties to a facility not operated by the
6 state or any political subdivision of the state may be exempted from the
7 licensing requirements of this section if such facility is licensed as an
8 animal control facility, animal rescue, or animal shelter for the full
9 term of the contract with the state or its political subdivision.

10 (7) Any fees collected pursuant to this section shall be remitted to
11 the State Treasurer for credit to the Commercial Dog and Cat Operator
12 Inspection Program Cash Fund.

13 2. Renumber the remaining section and correct the repealer
14 accordingly.