

SECOND REGULAR SESSION

SENATE BILL NO. 1105

93RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR CAUTHORN.

Read 1st time February 27, 2006, and ordered printed.

TERRY L. SPIELER, Secretary.

5377S.011

AN ACT

To repeal section 273.405, RSMo, and to enact in lieu thereof one new section relating to the sterilization of hunting dogs.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 273.405, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 273.405, to read as follows:

273.405. 1. Each releasing agency shall agree to give title, possession,
2 and control of the animal so long as the adopter complies with the terms and
3 conditions of the adoption agreement.

4 2. The releasing agency shall consider the animal sterilized upon receipt
5 of written confirmation signed by the licensed veterinarian who performed the
6 sterilization.

7 3. Exceptions to the sterilization requirements of sections 273.400 to
8 273.405 shall not apply to a dog or cat that is claimed from a releasing agency by
9 a person who already owns the animal. This subsection shall not apply to a
10 releasing agency located in a political subdivision that has in effect an ordinance
11 providing standards for dog and cat sterilization that exceed the requirements of
12 sections 273.400 to 273.405.

13 4. All costs of sterilization pursuant to sections 273.400 to 273.405 shall
14 be paid by the prospective adopter or purchaser, unless otherwise provided.

15 5. The requirements of sections 273.400 to 273.405 shall not apply to
16 canines of a breed regularly used for lawful hunting or livestock production or
17 management, as specified by rules of the department, to be used in the practice
18 of livestock production or management or the practice of lawful hunting[.],
19 **provided the canine has been in the custody of the releasing agency for**

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

20 a period of ten consecutive days.

21 6. If the releasing agency sterilizes the canine during the ten-day
22 custody period knowing that such canine is of a breed regularly used
23 for lawful hunting or livestock production or management, and an
24 individual presents evidence attesting to the ownership of the canine,
25 the releasing agency shall be subject to a civil fine of no more than five
26 hundred dollars for each violation, which shall be enforced by the
27 department of agriculture.

28 7. The adopter may sign a statement that states he is going to use the
29 canines for [such purposes] lawful hunting or livestock production or
30 management in lieu of the sterilization agreement.

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Bill

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