

LEGISLATIVE BILL 630

Approved by the Governor February 10, 1988

Introduced by Hartnett, 45

AN ACT relating to dogs; to amend sections 54-608 to 54-611 and 54-613, Reissue Revised Statutes of Nebraska, 1943; to change provisions relating to dogs running at large and other offenses; and to repeal the original sections.

Be it enacted by the people of the State of Nebraska,

Section 1. That section 54-608, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

54-608. In counties having a population of one hundred fifty eighty thousand or more inhabitants and cities of the first class contained in such counties, it shall be unlawful for any person ~~or persons~~ to have any dog which is owned, kept, harbored, or allowed to be habitually in or upon premises occupied by him ~~or her~~ or under his or ~~their~~ her control; to be at large and go in or upon public property or the private premises of others or upon the streets or highways.

Sec. 2. That section 54-609, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

54-609. In counties having a population of one hundred fifty eighty thousand or more inhabitants and cities of the first class contained in such counties, it shall be unlawful for any person, ~~persons~~, firm, partnership, or corporation, owning, keeping, or harboring any dog; to permit ~~the same~~ such dog to run at large ~~where when~~ such dog does damage to public or private property.

Sec. 3. That section 54-610, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

54-610. In counties having a population of one hundred fifty eighty thousand or more inhabitants and cities of the first class contained in such counties, whenever complaints are made to the poundmaster or the person or corporation performing the duties of poundmaster that a dog is at large or doing damage to public or private property, it shall be the duty of such poundmaster, person, or corporation to investigate such complaint. ~~forthwith~~. If upon such

investigation it appears that the complaint is founded upon facts, it shall be the duty of such poundmaster, person, or corporation to take such dog into custody forthwith and file or cause to be filed a complaint in the county court against such person, persons, firm, partnership, or corporation owning, keeping, or harboring such dog, charging a violation of sections 54-601 and 54-608 to 54-612.

Sec. 4. That section 54-611, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

54-611. In counties having a population of one hundred fifty eighty thousand or more inhabitants and cities of the first class contained in such counties, if upon final hearing, the defendant is adjudged guilty of a violation of any of the provisions of sections 54-601 and 54-608 to 54-612, the court may, in addition to the penalty provided in sections 54-601 and 54-608 to 54-613, order such disposition of the offending dog as may seem reasonable and proper.

Sec. 5. That section 54-613, Reissue Revised Statutes of Nebraska, 1943, be amended to read as follows:

54-613. In counties having a population of one hundred fifty eighty thousand or more inhabitants and cities of the first class contained in such counties, any person in violation of sections 54-601 and 54-608 to 54-612, shall be deemed guilty of a Class V misdemeanor, and in addition shall be fined not less than the amount of the damage committed, nor more than double the amount of such damage.

Sec. 6. That original sections 54-608 to 54-611 and 54-613, Reissue Revised Statutes of Nebraska, 1943, are repealed.