

AMENDMENTS TO LB 1055

(Amendments to E & R amendments, ER8183)

Introduced by McDonald, 41.

1 1. On page 5, strike lines 5 through 21, show the old
2 matter as stricken, and insert the following new subdivision:

3 "(3) (a) Dangerous dog means a dog that, according to
4 the records of an animal control authority: (i) Has killed a
5 human being; (ii) has inflicted injury on a human being that
6 requires medical treatment; (iii) has killed a domestic animal
7 without provocation; or (iv) has been previously determined to be a
8 potentially dangerous dog by an animal control authority, the owner
9 has received notice of such determination, and the dog inflicts an
10 injury on a human being that does not require medical treatment,
11 injures a domestic animal, or threatens the safety of humans or
12 domestic animals.

13 (b) (i) A dog shall not be defined as a dangerous dog
14 under subdivision (3) (a) (ii) of this section if the individual was
15 tormenting, abusing, or assaulting the dog at the time of the
16 injury or has, in the past, been observed or reported to have
17 tormented, abused, or assaulted the dog.

18 (ii) A dog shall not be defined as a dangerous dog
19 under subdivision (3) (a) (iv) of this section if the injury, damage,
20 or threat was sustained by an individual who, at the time, was
21 committing a willful trespass as defined in section 20-203, 28-520,
22 or 28-521, was committing any other tort upon the property of the

1 owner of the dog, was tormenting, abusing, or assaulting the dog,
2 or has, in the past, been observed or reported to have tormented,
3 abused, or assaulted the dog, or was committing or attempting
4 to commit a crime;"; and in line 26 after "(5)" insert "Medical
5 treatment means treatment administered by a physician or other
6 licensed health care professional;

7 (6)".

8 2. On page 6, line 2, strike "(6)", show as stricken, and
9 insert "(7)"; in line 3 after "(i)" insert "inflicts an injury on
10 a human being that does not require medical treatment, (ii)"; in
11 line 5 strike "or (ii)", show as stricken, and insert ", or (iii)";
12 and reinstate the stricken matter beginning with "upon" in line 5
13 through "grounds" in line 6.

14 3. On page 8, lines 10 and 11, strike the new matter.