

property, under trespassing, the provisions of the bill would apply. We define trespassing under this amendment. So I'd ask for the adoption of this amendment.

PRESIDENT: Any further discussion? If not, the question is the adoption of the Wesely....Senator Chambers, please.

SENATOR CHAMBERS: Mr. Chairman and members of the Legislature, Senator Wesely, just so I can get what the amendment does, what...would you tell me what it does.

SENATOR WESELY: Yes, Senator Chambers. There are three different...it's on page 704 of the Journal. There are three different...we looked at definitions of trespassing that are in the statute. We are just referencing those sections, they are Section 20-203, 28-520, and 28-521.

SENATOR CHAMBERS: And is the sense of that amendment, that if a dog is allowed to run loose and he gets a trespasser on the property, then that dog is not subject to the bill?

SENATOR WESELY: Right, that if you're trespassing, that if you're violating those sections and you're trespassing, that dog is free to do whatever it needs to to protect the property. But if you're not trespassing, if you're just walking up to a house, if you're just stopping in a farm yard, you know, if you're not trespassing then this provision would be protective.

SENATOR CHAMBERS: Suppose a trespasser had been killed by this dog, then the dog even then is not subject to the requirements of this bill.

SENATOR WESELY: That's what my understanding is, that...there may be some other statutes out there that may apply, but this bill would not in terms of a dangerous dog.

SENATOR CHAMBERS: So what it would do, though, the operation of this bill is to put a cloak of protection around that dog and the dog's owner, if the person who is attacked by the dog is a trespasser.

SENATOR WESELY: Right. In the definitions, if you look at them, are pretty...you know, they're the standard definitions we've had in statute. So you've got to be in violation of that sta...that statutory reference.