



March 17, 2017

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**ENGROSSED**  
**SENATE BILL No. 282**

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DIGEST OF SB 282 (Updated March 16, 2017 9:59 am - DI 77)

**Citations Affected:** IC 15-20.

**Synopsis:** Spay-neuter program. Provides for the state board of animal health (board) to administer forfeited deposits held by animal care facilities for spay-neuter procedures. (Current law provides for the bureau of motor vehicles to administer the forfeited deposits.) Establishes the spay-neuter program beginning July 1, 2020. Establishes the spay-neuter trust fund. Provides that the board administers the program and the fund.

**Effective:** July 1, 2017.

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**Messmer, Zay**

(HOUSE SPONSORS — BAIRD, CHERRY, LEHE, LAWSON L)

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January 9, 2017, read first time and referred to Committee on Agriculture.  
January 23, 2017, reported favorably — Do Pass.  
January 26, 2017, read second time, amended, ordered engrossed.  
January 27, 2017, engrossed.  
January 30, 2017, read third time, passed. Yeas 49, nays 0.

HOUSE ACTION

February 28, 2017, read first time and referred to Committee on Agriculture and Rural Development.  
March 16, 2017, amended, reported — Do Pass. Referred to Committee on Ways and Means pursuant to Rule 127.

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ES 282—LS 6871/DI 109





March 17, 2017

First Regular Session 120th General Assembly (2017)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2016 Regular Session of the General Assembly.

## ENGROSSED SENATE BILL No. 282

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A BILL FOR AN ACT to amend the Indiana Code concerning agriculture and animals.

*Be it enacted by the General Assembly of the State of Indiana:*

- 1 SECTION 1. IC 15-20-4-1.5 IS ADDED TO THE INDIANA CODE  
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2017]: **Sec. 1.5. As used in this chapter, "board" means the**  
4 **Indiana state board of animal health established by IC 15-17-3-1.**  
5 SECTION 2. IC 15-20-4-5, AS AMENDED BY P.L.198-2016,  
6 SECTION 647, IS AMENDED TO READ AS FOLLOWS  
7 [EFFECTIVE JULY 1, 2017]: Sec. 5. (a) A deposit made under section  
8 4(a)(2)(B), 4(a)(3)(B), or 4(b)(2) of this chapter shall be held by the  
9 animal care facility in a separate account. The deposit shall be:  
10 (1) returned to the depositor not later than one hundred twenty  
11 (120) days after the date of receipt of the deposit by the animal  
12 care facility if proof is given that a spay-neuter procedure has  
13 been completed on the companion animal; or  
14 (2) forfeited after one hundred twenty (120) days after the date of  
15 receipt of the deposit by the animal care facility, if proof is not  
16 given under subdivision (1).  
17 (b) If a deposit is forfeited under subsection (a)(2), the animal care

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1 facility holding the deposit shall remit the forfeited deposit amount to  
 2 the ~~bureau of motor vehicles~~ **board** within a reasonable time. The  
 3 ~~bureau of motor vehicles~~ **board** shall deposit any amounts received  
 4 under this section in a trust fund established under ~~IC 9-18.5-12-14(f)~~,  
 5 for a special group that provides spay-neuter services: **section 6 of this**  
 6 **chapter.**

7 SECTION 3. IC 15-20-4-6 IS ADDED TO THE INDIANA CODE  
 8 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
 9 1, 2017]: **Sec. 6. (a) Beginning July 1, 2020, the spay-neuter**  
 10 **program is established to provide spaying and neutering services**  
 11 **for companion animals.**

12 **(b) The board shall administer the program and:**

13 **(1) may adopt rules under IC 4-22-2 to implement the**  
 14 **spay-neuter program established by this section; and**

15 **(2) shall establish a written application and procedure for**  
 16 **providing grants under this section.**

17 **(c) The spay-neuter trust fund is established for the exclusive**  
 18 **purpose of providing grants to entities to provide spay and**  
 19 **neutering services under this section.**

20 **(d) The board shall administer the fund. Expenses of**  
 21 **administering the fund shall be paid from money in the fund.**

22 **(e) The fund consists of:**

23 **(1) appropriations from the general assembly;**

24 **(2) deposits made under section 5 of this chapter; and**

25 **(3) grants, gifts, devises, or bequests made to the fund.**

26 **(f) The treasurer of state shall invest the money in the fund not**  
 27 **currently needed to meet the obligations of the fund in the same**  
 28 **manner as other public funds may be invested. Interest that**  
 29 **accrues from these investments shall be deposited in the fund.**

30 **(g) Money in the fund at the end of a state fiscal year does not**  
 31 **revert to the state general fund.**



COMMITTEE REPORT

Madam President: The Senate Committee on Agriculture, to which was referred Senate Bill No. 282, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is to SB 282 as introduced.)

LEISING, Chairperson

Committee Vote: Yeas 9, Nays 0

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SENATE MOTION

Madam President: I move that Senate Bill 282 be amended to read as follows:

Page 2, line 9, delete "The" and insert "**Beginning July 1, 2020, the**".

(Reference is to SB 282 as printed January 24, 2017.)

MESSMER

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SENATE MOTION

Madam President: I move that Senate Bill 282 be amended to read as follows:

Page 2, delete lines 22 through 24.

Page 2, line 25, delete "(f)" and insert "(e)".

Page 2, line 29, delete "(g)" and insert "(f)".

Page 2, line 33, delete "(h)" and insert "(g)".

(Reference is to SB 282 as printed January 24, 2017.)

MESSMER



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Agriculture and Rural Development, to which was referred Senate Bill 282, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 12, delete "shall do the" and insert ":".

Page 2, delete line 13.

Page 2, line 14, delete "Adopt" and insert "**may adopt**".

Page 2, line 15, delete "." and insert "**; and**".

Page 2, line 16, delete "Establish" and insert "**shall establish**".

and when so amended that said bill do pass.

(Reference is to SB 282 as reprinted January 27, 2017.)

LEHE

Committee Vote: yeas 12, nays 0.

