SPONSOR: Sen. Sokola & Rep. Jaques

DELAWARE STATE SENATE
149th GENERAL ASSEMBLY

SENATE BILL NO. 114

AN ACT TO AMEND TITLE 16 OF THE DELAWARE CODE RELATING TO ANIMAL POPULATION CONTROL PROGRAM AND SHELTER STANDARDS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

1   Section 1. Amend §3015F, Title 16, Delaware Code by making changes as shown by strike through and insertions

2   as follows:

3   § 3015F Eligibility; division of Spay/Neuter Fund proceeds.

4   The proceeds of the Spay/Neuter Fund outlined in this subchapter shall be available to those parties qualifying for

5   participation under the following eligibility requisites:

6   (1) An individual may qualify to participate in the program if the individual:

7   d. ~~Establishes proof of identity through photo identification; and~~

8   Section 2. Amend §3016F, Title 16, Delaware Code by making changes as shown by strike through and insertions

9   as follows:

10   § 3016F Preadoption spay/neuter mandate.

11   (b) Exceptions to the preadoption spay/neuter <u>and rabies inoculation</u> mandate shall be limited to the following:

12   (2) A dog or cat under the age of 6 months provided that:

13   a. The ~~adopted~~ <u>adopter</u> shall post a deposit of $75; and

14   Section 3. Amend § 3017F, Title 16, Delaware Code by making insertions as shown by underlining as follows:

15   § 3017F Enforcement, violations and penalties.

16   (a) The administrator shall adopt regulations pursuant to this subchapter relative to:

17   (4) Any other matter necessary for the administration or enforcement of the Animal Population Control

18   Program and Spay/~~Neutering~~ <u>Neuter</u> Fund established under this subchapter.

19   Section 4. Amend §3018F, Title 16, Delaware Code by making insertions as shown by underlining as follows:

20   § 3018F Program administration.

21   (a) The administrator shall administer the Program and shall be responsible for:

22   (4) ~~Collecting~~ <u>Directing the collection of</u> co-payments; and

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23   Section 5. Amend §3019F, Title 16, Delaware Code by making changes as shown by strike through and insertions

24   as follows:

25   § 3019F Veterinarian participation.

26   (a) Any veterinarian licensed in the State of Delaware may participate in the Program established under this

27   chapter. To participate, a veterinarian must file an application provided by the administrator ~~spanning a 2-year~~

28   ~~period from date of approval~~ agreeing to all preset fees and program conditions. Preset fees shall be set by the

29   administrator, in consultation with the Delaware Veterinary Medical Association and shall be subject to revision <u>as</u>

30   <u>determined necessary by the administrator</u> ~~at 2-year intervals~~.

31   (c) To receive reimbursement for procedures performed, the participating veterinarian or business they work for

32   or the 501(c)(3) [26 U.S.C. § 501(c)(3)] organization shall submit ~~an animal sterilization form signed by the owner~~

33   ~~of the dog or cat and the veterinarian together with~~ a copy of the completed Spay/Neuter Fund Certificate <u>signed</u>

34   <u>by the veterinarian who performed the surgery</u> to the administrator.

35   Section 6. Amend §3021F, Title 16, Delaware Code by making insertions as shown by underlining as follows:

36   § 3021F Performance measurement.

37   (2) The Performance Review Committee shall be reinstated as the Spay/Neuter Performance Review

38   Committee (the Committee). The Committee shall consist of the following members or their respective

39   designees:

40   d. The President of the Board of Directors of the ~~First State Animal Center~~ Delaware Society for the

41   Prevention of Cruelty to Animals;

42   <u>h. The President of the Board of Directors of the Brandywine Valley SPCA;</u>

SYNOPSIS

This bill updates existing laws under Title 16 by making corrections to terms used concerning the State Spay and Neuter Program, and members assigned to the Spay and Neuter Performance Review Committee, including the addition of a representative of a non-profit animal shelter who has been established in the state.

Author: Senator Sokola