

Amendment to SB 535

1 Amend the title of the bill by replacing it with the following:

2

3 AN ACT defining residential breeder and imported animal for the purposes of animal
4 transfers and removing references to commercial kennels.

5

6 Amend the bill by replacing all after the enacting clause with the following:

7

8 1 New Paragraphs; Definitions. Amend RSA 437:1 by inserting after paragraph V the following
9 new paragraphs:

10 VI. "Residential breeder" means an individual who owns and breeds dogs or cats within
11 their primary residence and not in a separate breeding facility. A residential breeder's operations
12 shall be integrated into their home environment and shall transfer no more than 50 dogs or cats
13 with or without a fee or donation, between January 1 and December 31 of any calendar year. A
14 residential breeder shall raise the litters in a household setting by maintaining the animals as part
15 of the family environment. A residential breeder shall not transfer imported animals within New
16 Hampshire with or without a fee or donation. Residential breeders shall be exempt from compliance
17 with rules adopted by the department relative to premises requirements to house, harbor, or display
18 animals in New Hampshire.

19 VII. "Imported animal" means any dog, cat, ferret, or other live animal or bird customarily
20 used as household pets that is brought into this state, as well as the offspring of any animal
21 imported into the state while pregnant. Notwithstanding any other provision of this chapter, any
22 animal imported prior to birth shall be considered to have met the import requirements of this
23 chapter if the pregnant female has also met those requirements.

24 2 Group Licenses. Amend RSA 466:6, I to read as follows:

25 I. The owner or keeper of 5 or more dogs shall annually by April 30 pay the required fee and
26 obtain a license authorizing the owner or keeper to keep the dogs upon the premises described in the
27 license, or off the premises while under such owner's or keeper's control. Such owner or keeper shall
28 not be required to obtain a [~~commercial kennel~~] "**pet vendor**" license under RSA 466:4, III unless
29 such person [~~has a commercial kennel~~] **is a pet vendor** as defined under RSA 466:4, III.

30 3 Fees; Pet Vendors. Amend RSA 466:4, III to read as follows:

31 III. Fees for dogs licensed [~~in a commercial kennel~~] **as a pet vendor** shall be based on the
32 numbers of dogs licensed, as in RSA 466:6 for group licenses. For purposes of this paragraph,

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1 [~~commercial kennel~~] ***"pet vendor" shall have the same meaning as RSA 473:1, IV*** [~~means the~~
2 ~~establishment or domicile of any person who sells dogs at wholesale or retail; and, if retail, who sells~~
3 ~~or transfers 10 or more litters per year, or sells or transfers 50 or more puppies per year; or who~~
4 ~~derives 40 percent or more of gross annual income from the sale or transfer of dogs~~]. The owner or
5 keeper of any dog licensed under this paragraph shall not be assessed a companion animal
6 population control fee.

7 4 Effective Date. This act shall take effect 60 days after its passage.

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AMENDED ANALYSIS

This bill defines residential breeder and imported animal for the purposes of animal transfers and removes outdated references to "commercial kennels".