

**ASSEMBLY BILL 52 (LRB-0879)**

An Act to amend 95.21 (4) (a); and to create 95.21 (4) (d) of the statutes; relating to: an exception for law enforcement dogs to the requirement that a dog that bites a person be quarantined. (FE)

**2007**

01-30.	A.	Introduced by Representatives <b>Kerkman, Steinbrink, Albers, Bies, Gunderson, Hahn, Mursau, Musser, A. Ott, Nass, Stone and Townsend</b> ; cosponsored by Senators <b>Lassa, Kedzie and Grothman.</b>	
01-30.	A.	Read first time and referred to committee on Public Health .....	41
02-14.	A.	Fiscal estimate received.	
02-27.	A.	Assembly amendment 1 offered by Representative Kerkman ( <b>LRB a0074</b> ) .....	73
03-14.	A.	Public hearing held.	
03-28.	A.	Executive action taken.	
03-28.	A.	Assembly amendment 2 offered by committee on Public Health ( <b>LRB a0212</b> ) .....	109
04-05.	A.	Report Assembly Amendment 2 adoption recommended by committee on Public Health, Ayes 7, Noes 0 ..	112
04-05.	A.	Report passage recommended by committee on Public Health, Ayes 7, Noes 0 .....	112
04-05.	A.	Referred to committee on Rules .....	112
04-11.	A.	Placed on calendar 4-17-2007 by committee on Rules.	
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04-19.	S.	Read first time and referred to committee on Public Health, Senior Issues, Long Term Care and Privacy ....	174
05-15.	S.	Public hearing held.	
05-31.	S.	Executive action taken.	
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06-05.	S.	Available for scheduling.	
10-29.	S.	Placed on calendar 10-30-2007 by committee on Senate Organization.	
10-30.	S.	Senator Taylor added as a cosponsor.	
10-30.	S.	Read a second time.	
10-30.	S.	Ordered to a third reading.	
10-30.	S.	Rules suspended.	
10-30.	S.	Read a third time and <b>concurred in</b> .....	
10-30.	S.	Ordered immediately messaged.	
10-30.	A.	Received from Senate concurred in .....	0

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**2007  
ENROLLED BILL**

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**ADOPTED DOCUMENTS:**

Orig     Engr         SubAmdt     

07 -0879 / 1

Amendments to above (if none, write "NONE"): AA2    a 0212/1

Corrections - show date (if none, write "NONE"): None

Topic Rel

10-31-07

Date

J. R. [Signature]

Enrolling Drafter

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## 2007 ASSEMBLY BILL 52

January 30, 2007 – Introduced by Representatives KERKMAN, STEINBRINK, ALBERS, BIES, GUNDERSON, HAHN, MURSAU, MUSSER, A. OTT, NASS, STONE and TOWNSEND, cosponsored by Senators LASSA, KEDZIE and GROTHMAN. Referred to Committee on Public Health.

1     **AN ACT to amend** 95.21 (4) (a); and **to create** 95.21 (4) (d) of the statutes;  
2             **relating to:** an exception for law enforcement dogs to the requirement that a  
3             dog that bites a person be quarantined.

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### *Analysis by the Legislative Reference Bureau*

Current law relating to rabies control requires a dog that bites a person to be quarantined for at least ten days. This bill creates an exception to the quarantine requirement for a law enforcement dog that bites a person while the dog is performing law enforcement functions if the dog is immunized against rabies.

For further information see the *local* fiscal estimate, which will be printed as an appendix to this bill.

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

4             **SECTION 1.** 95.21 (4) (a) of the statutes is amended to read:  
5             95.21 (4) (a) *Quarantine or sacrifice of dog or cat.* ~~An~~ Except as provided in par.  
6             (d), an officer shall order a dog or cat quarantined if the officer has reason to believe  
7             that the animal bit a person, is infected with rabies or has been in contact with a rabid

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**SECTION 1**

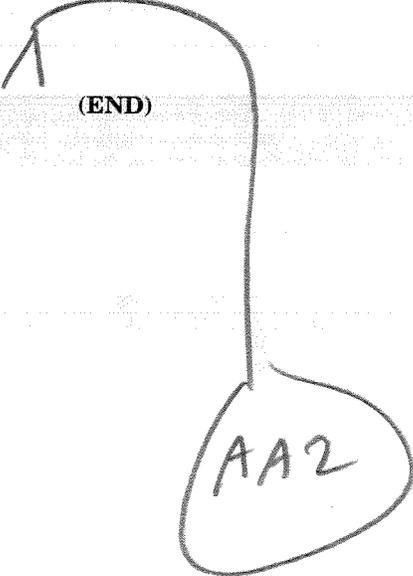
1 animal. If a quarantine cannot be imposed because the dog or cat cannot be captured,  
2 the officer may kill the animal. The officer may kill a dog or cat only as a last resort  
3 or if the owner agrees. The officer shall attempt to kill the animal in a humane  
4 manner and in a manner which avoids damage to the animal's head.

5 **SECTION 2.** 95.21 (4) (d) of the statutes is created to read:

6 95.21 (4) (d) *Exception for law enforcement dogs.* 1. In this paragraph, "law  
7 enforcement agency" has the meaning given in s. 165.83 (1) (b).

8 2. The quarantine requirement in par. (a) does not apply to a dog that is used  
9 by a law enforcement agency and that bites a person while the dog is performing law  
10 enforcement functions if the dog is immunized against rabies as evidenced by a valid  
11 certificate of rabies vaccination or other evidence. ~~If after biting the person the dog  
12 exhibits any abnormal behavior, the law enforcement agency shall have the dog  
13 examined by a veterinarian.~~

14 (END)



AA2

**ASSEMBLY AMENDMENT 2,  
TO 2007 ASSEMBLY BILL 52**

March 28, 2007 - Offered by COMMITTEE ON PUBLIC HEALTH.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 11: delete the material beginning with "If" and ending with  
3 "veterinarian." on line 13 and substitute "The law enforcement agency shall have the  
4 dog examined by a veterinarian on the day of the incident or the next day, on the 10th  
5 day after the incident, and on one intervening day. The law enforcement agency shall  
6 ensure that the dog is confined when not performing law enforcement functions until  
7 the 3rd examination has been performed."

8 (END)

AA2