

SENATE, No. 2820

STATE OF NEW JERSEY
218th LEGISLATURE

INTRODUCED JULY 1, 2018

Sponsored by:
Senator BRIAN P. STACK
District 33 (Hudson)

SYNOPSIS

Directs DOH to adopt dog breeding standards; prohibits dog breeding without USDA license and compliance with DOH standards.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning the breeding of dogs and supplementing Title 4
2 of the Revised Statutes.

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4 **BE IT ENACTED** by the Senate and General Assembly of the State
5 of New Jersey:

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7 1. a. The Department of Health shall develop standards for
8 the appropriate breeding of dogs in commercial and residential
9 settings, and shall adopt, within 180 days after the effective date of
10 this act, those standards as rules or regulations pursuant to the
11 "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et
12 seq.).

13 b. It shall be unlawful to breed any dog:

14 (1) without the appropriate, current United States Department of
15 Agriculture license for the breeding of a dog required pursuant to
16 the federal "Animal Welfare Act," 7 U.S.C. s.2131 et seq.; and

17 (2) in a manner that does not comply with the standards adopted
18 by the Department of Health pursuant to subsection a. of this
19 section.

20 c. A violator of subsection b. of this section shall be subject to:

21 (1) forfeiture of any dog and its offspring in the person's
22 possession; and

23 (2) a civil penalty of up to \$1,000 for the first offense, and up to
24 \$2,000 for each subsequent offense, to be collected in a civil action
25 by the Department of Health or the local health agency by a
26 summary proceeding under the "Penalty Enforcement Law of
27 1999," P.L.1999, c.274 (C.2A:58-10 et seq.).

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29 2. This act shall take effect immediately.

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STATEMENT

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34 This bill directs the Department of Health (DOH) to develop
35 standards for the appropriate breeding of dogs in commercial and
36 residential settings, and to adopt, within 180 days after the effective
37 date of the bill, those standards as regulations. The bill further
38 prohibits breeding a dog:

39 1) without the appropriate, current United States Department of
40 Agriculture (USDA) license for the breeding of a dog required by
41 federal law; and

42 2) in a manner that does not comply with the standards
43 established by DOH.

44 Violators of the bill would be subject to:

45 1) forfeiture of any dog and its offspring in the person's
46 possession; and

47 (2) a civil penalty of up to \$1,000 for the first offense, and up to
48 \$2,000 for each subsequent offense.