

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

March 12, 2008
Date

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

HB08-1308 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute the following:

3 "SECTION 1. 25-4-607, Colorado Revised Statutes, is amended
4 to read:

5 **25-4-607. Order of board of health requiring inoculation of**
6 **animals.** (1) (a) When it is deemed advisable in the interest of public
7 health and safety, the board of health of an organized health department or
8 a county board of health may order that all dogs, cats, other pet animals, or
9 other mammals in the county or district be vaccinated against rabies, such
10 vaccination to be performed by a licensed veterinarian.

11 (b) Notwithstanding the provisions of ~~this section, no~~ PARAGRAPH
12 (a) OF THIS SUBSECTION (1) A board of health of an organized health
13 department or A county board of health shall NOT order the inoculation of
14 ~~animals~~ DOGS, CATS, OR FERRETS against rabies any more frequently than
15 is recommended in the "Compendium of Animal Rabies Control" as
16 promulgated by the national association of state public health veterinarians.

17 (2) A VETERINARIAN, WITH THE WRITTEN CONSENT OF AN ANIMAL'S
18 OWNER, MAY ISSUE A WRITTEN WAIVER PURSUANT TO THE RULES OF THE
19 HEALTH DEPARTMENT, EXEMPTING AN ANIMAL FROM A RABIES
20 VACCINATION ORDER IF THE VETERINARIAN, IN HIS OR HER PROFESSIONAL
21 OPINION, DETERMINES THAT THE RABIES INOCULATION IS CONTRAINDICATED
22 DUE TO THE ANIMAL'S MEDICAL CONDITION.

1 (3) THE EXECUTIVE DIRECTOR OF THE HEALTH DEPARTMENT SHALL
2 ENACT RULES ALLOWING FOR THE EXEMPTION OF AN ANIMAL FROM A RABIES
3 VACCINATION DUE TO THE MEDICAL CONDITION OF THE ANIMAL.

4 (a) THE OWNER OF AN ANIMAL SEEKING AN EXEMPTION FROM A
5 RABIES VACCINATION FOR HIS OR HER ANIMAL MUST PROVIDE THE
6 VETERINARIAN WITH WRITTEN CONSENT FOR THE EXEMPTION.

7 (b) A VETERINARIAN SUPPLYING A WAIVER EXEMPTING AN ANIMAL
8 FROM A RABIES VACCINATION, COUNTY AND MUNICIPAL HEALTH
9 DEPARTMENTS, THEIR ASSISTANTS AND EMPLOYEES, THE HEALTH
10 DEPARTMENT, HEALTH OFFICERS, AND ANYONE ENFORCING THIS PART 6
11 SHALL NOT BE LIABLE FOR ANY SUBSEQUENT ACCIDENT, DISEASE, INJURY,
12 OR QUARANTINE THAT MAY OCCUR AS A RESULT OF AN ANIMAL EXEMPTED
13 FROM A RABIES VACCINATION PURSUANT TO THE RULES OF THE HEALTH
14 DEPARTMENT.

15 (4) A WAIVER EXECUTED PURSUANT TO THIS SECTION SHALL BE
16 ACCEPTED AND RECOGNIZED BY ANY LOCAL OR REGIONAL AUTHORITY
17 ISSUING LICENSES FOR THE OWNERSHIP OF ANIMALS.

18 **SECTION 2.** 25-4-615 (2), Colorado Revised Statutes, is amended
19 to read:

20 **25-4-615. Further municipal restrictions not prohibited.**
21 (2) Notwithstanding subsection (1) of this section, ~~no~~ A municipality shall
22 NOT require ~~any animal~~ A DOG, CAT, OR FERRET to be inoculated against
23 rabies any more frequently than is recommended in the "Compendium of
24 Animal Rabies Control" as promulgated by the national association of state
25 public health veterinarians, AND A VETERINARIAN MAY ISSUE A WRITTEN
26 WAIVER EXEMPTING AN ANIMAL FROM A RABIES VACCINATION ORDER AS
27 PROVIDED IN SECTION 25-4-607.

28 **SECTION 3. Safety clause.** The general assembly hereby finds,
29 determines, and declares that this act is necessary for the immediate
30 preservation of the public peace, health, and safety."

31 Page 1, strike lines 102 and 103 and substitute the following:

32 "ANIMALS."

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