

ANIMAL CONTROL ADVISORY BOARD
BOARD MEETING

June 23, 1999
Room 188, Capitol Annex
Frankfort, Kentucky
10:00 a.m. (EDT)

Members Present:

Wayne Caudill, Penelope Turner, Dr. Carolyn Congleton, Dr. Linda Grimes, Hugh McCormick, Beckey Reiter, Eric Blow, Margie Patton, Judge David Hourigan, Mary Beth Hendricks, Anne Willson

Others Present:

Biff Baker (Legislative Research Commission) **Department Staff:** Mark Farrow, Nicole Liberto, Madeline Brewer, Ann Stewart, Martha Bruner, Alisa Edwards

Mark Farrow called the meeting to order and welcomed new board members and guests.

Alisa Edwards and Martha Bruner, Division of Personal and Staff Development, gave new board members brief explanation of explain travel voucher and payroll procedures. Travel and tax forms and timesheets were passed out to board members for completion. Forms should be returned to Mark Farrow upon completion.

The next order of business was the election of the chairperson. Mark Farrow gave a brief description of duties and then opened nominations for chairperson. Motion was made by Beckey Reiter and seconded by Margie Patton to nominate Eric Blow. Wayne Caudill moved to nominate Hugh McCormick, Penelope Turner seconded. Judge Hourigan moved that nominations cease, motion seconded by Margie Patton. Members voted by written ballot. Hugh McCormick was selected as chairperson.

The next item was a discussion of House Bill 471 and House Bill 626. Mark Farrow gave a summary of House Bill 471 which established the Animal Control Advisory Board.

Section 1 sets guidelines for selecting members.

Section 2 created an Animal Control and Care Fund; discussed how fund may receive allocation; how funds are to be used; described responsibilities of counties relating to animal control and care programs; and explained what counties are to provide -- types of facilities, holding areas, testing and euthanasia.

Section 3 establishes the Animal Shelter Trust Fund.

He also gave an explanation of how funds will be distributed:

\$25,000 direct appropriation to Animal Control Advisory Board
\$25,000 direct appropriation to Animal Control Trust Account

Appropriation to Animal Control Advisory Board is operational and capital portion of budget.

Appropriation to Trust Account is to be used as an investment fund.

The \$25,000 investment fund is divided in two ways -- 50 percent of the interest goes to the Animal Control and Care Fund. The remaining 50 percent remains in the Trust Fund for further investment.

Of the 50 percent interest that goes to Animal Control Care Fund, 50 percent goes to the eligible counties and the remaining 50 percent of interest goes to KDA for Animal Care Advisory Board. This would be for operating expenses.

Board discussion revolved around present funding levels, how funds can be spent, and different methods of increasing allocations of funds to Animal Control Care Fund. The Board also discussed the intent of House Bills 471 and 626 -- building shelters in counties and establishing training programs. Other items discussed by the Board were: animal control officers' authority to issue citations and issuance of state dog licenses/tags. The question of state dog license/tag revolved around whether issuance of license could be in conjunction with rabies vaccinations and the problem of local governments selling only local license, not state license.

The Board discussed KRS 258 and what actions could be taken to make changes in the law. Mark Farrow informed the Board that a request has been sent to the Governor to permit other agents within the counties to sell dog licenses; at present, only dog wardens can sell the licenses. Madeline Brewer will send copies of Chapter 258 to all Board members for their review. Members' concerns could be discussed at next meeting.

The question was raised as to how frequently the Board could meet. Chairperson McCormick asked if Board could meet in July. Meeting was scheduled for Thursday, July 22, 1999 at 10 a.m., Room 188, Capital Annex.

A request was made for reports on how fees are presently used and on the participation of counties in the state dog license program. Madeline will send copies of those reports to members. Eric Blow passed out brochures on NACA 100 training program for review.

Eric Blow raised the question of whether the Board was covered by the Open Meetings Law. Mark Farrow advised that the meeting were subject to Open Meetings Law and that notices of meetings would be sent to media.

Meeting was adjourned.

ANIMAL CONTROL ADVISORY BOARD MEMBERS

Anne Gilpin Willson
Post Office Box 467
Flemingsburg, KY 41041

Dr. Linda Kathleen Grimes ✓
700 Parvin Road
Irvine, KY 40336

Penelope Turner ✓
119 Flint Road
Waco, KY 40385

Eric Charles Blow ✓
2220 Fairland Avenue
Louisville, KY 40218

Hugh McCormick ✓
36 South Alvasia
Henderson, KY 42420

Mary Beth Hendricks ✓
4810 Old Boonesboro Road
Winchester, KY 40391

Judge David R. Hourigan
8600 Danville Highway
Gravel Switch, KY 40328

Margaret L. Patton ✓
907 Pritchardsville Road
Glasgow, KY 42141

Dr. Carolyn Congleton ✓
314 Dudley Road
Lexington, KY 40502

Wayne Caudill ✓
940 County Farm Road
London, KY 40741

Beckey Jo Reiter ✓
10137 Breezy Lane
Florence, KY 41042

Mark Farrow
Biff Baker
Modelise Brewer
Nicole Liberto

**ANIMAL CONTROL ADVISORY BOARD MEETING
WEDNESDAY, JUNE 23, 1999
10:00 A.M. EST
ROOM 188, CAPITOL ANNEX
FRANKFORT, KENTUCKY**

AGENDA

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. WELCOME**
- 4. ELECTION OF CHAIRPERSON**
- 5. DISCUSSION OF HOUSE BILLS 471 AND 626**
- 6. OTHER**
- 7. NEXT MEETING DATE**
- 8. ADJOURNMENT**

ANIMAL CONTROL ADVISORY BOARD
BOARD MEETING

July 22, 1999
Room 188, Capitol Annex
Frankfort, Kentucky
10:00 a.m. (EDT)

Members Present:

Wayne Caudill, Penelope Turner, Dr. Carolyn Congleton, Dr. Linda Grimes, Hugh McCormick, Beckey Reiter, Eric Blow, Margie Patton, Mary Beth Hendricks

Others Present:

Biff Baker (Legislative Research Commission) **Department Staff:** Mark Farrow, Nicole Liberto, Madeline Brewer, Ann Stewart

Chairman Hugh McCormick called the meeting to order and asked for the roll call.

Mr. Blow moved to approve the minutes as received. Ms. Hendricks seconded motion. Motion passed.

Chairman McCormick called for discussion of KRS 258 and House Bills 471 and 626.

Several recommendations were made relating to KRS 258:

Mr. Blow raised the issue of reducing the holding period for redemption of animals from 7 days to 5 calendar days. Following this discussion, Mr. Blow moved to propose the following language change to the statute, "Any such dog which an officer, dog warden, animal control officer, or private citizen relinquishes to the humane society shall be impounded for 5 days or if not claimed or sold in accordance with other provisions of this chapter, then such dog may be destroyed in some humane manner." Margie Patton seconded motion. Motion passed.

Mr. Farrow raised the issue of euthanasia and humane methods of elimination citing an Attorney General opinion issued years ago which listed shooting as a humane method of elimination of unclaimed animals. The Board discussed the different methods of elimination of animals, in particular the methods approved by the AVMA and NACA. The issue of cost efficiency of the animal shelters disposing of the animals was also discussed. Following further discussion of this issue, it was decided by the Board to table this issue for the present time.

During a brief discussion of provisions relating to the livestock fund, it was agreed that changes to the formula for reimbursement from the fund should not be amended.

The next issue presented for discussion was a proposal for a pet food tax. In conjunction with this discussion, the Board also discussed the state dog license program, including issues such as approving or appointing additional agents to sell the licenses, increasing the cost of the dog license, and the possibility of terminating the state dog license program. Mr.

Blow will attempt to get figures on sales of pet food in the state for future use should a pet tax be proposed to the Legislature. The issue of increasing the dog license fee was discussed, with the Board deciding to leave the fees unchanged at the present time. Regarding the question of additional license outlets, Mr. Farrow reported that a proposal has been sent to Governor Patton requesting that the Department of Agriculture be allowed to designate other individuals or entities to sell dog licenses.

Mr. Caudill raised the question of what the Kentucky Department of Agriculture could do to enforce the current animal control laws. Mr. Farrow reported that he had received an Attorney General opinion stating that the Department has no authority to enforce current laws.

Mr. Caudill reported that there would be legislation introduced during the next session that would provide an appropriation of \$1.5 million to this animal care fund.

It was ultimately agreed that the current laws should be amended and in order to accomplish those changes it is important to have the support of many groups around the state -- legislators, county governments, state and national organizations. It was also agreed that to be able to implement the animal care programs (constructing of shelters, training for technicians, animal control officers, etc.) funding needs should be determined and the methods of increasing funds should be discussed in more detail at a future meeting.

The Board requested that the Department of Agriculture send a letter and survey to the County Judge/Executives seeking information relating to their county animal control programs (services provided, type of facilities in the county, etc.). The Board requested the survey results be compiled before the next meeting date.

The next Board meeting is scheduled for Thursday, September 23, 1999 at 10 a.m., Room 188, Capitol Annex.

Ms. Reiter moved that the meeting adjourn. Motion was seconded by Ms. Turner. Motion passed. Meeting was adjourned.

**ANIMAL CONTROL ADVISORY BOARD MEETING
THURSDAY, JULY 22, 1999
10:00 A.M. EST
ROOM 188, CAPITOL ANNEX
FRANKFORT, KENTUCKY**

AGENDA

CALL TO ORDER

ROLL CALL

- 1. DISCUSSION OF HOUSE BILL 258, 471 AND 626**
- 2. CONSENSUS AND RECOMMENDATION TO DEPARTMENT OF AGRICULTURE LEGISLATIVE RESEARCH COMMITTEE**
- 3. DISCUSSION OF PET FOOD TAX VERSUS DOG LICENSE**
- 4. OTHER**
- 5. HAVE PREPARED HOME ADDRESS
HAVE PREPARED HOME TELEPHONE NUMBER
HAVE PREPARED WORK TELEPHONE NUMBER
HAVE PREPARED E-MAIL ADDRESS**
- 6. NEXT MEETING DATE**
- 7. ADJOURNMENT**

ANIMAL CONTROL ADVISORY BOARD MEETING

September 23, 1999
Room 188, Capitol Annex
Frankfort, Kentucky
10:00 a.m. (EDT)

Members Present:

Dr. Linda Grimes, Hugh McCormick, Beckey Reiter, Eric Blow, Margie Patton, Mary Beth Hendricks, Judith Cook, Judge David Hourigan

Others Present:

Biff Baker (Legislative Research Commission) **Department Staff:** Mark Farrow, Ann Stewart

Chairman McCormick called the meeting to order and asked for the roll call. Following the roll call, the Board briefly reviewed and discussed results of the survey sent to county judges. Approximately 85 counties responded to the survey indicating financial assistance would most benefit them in improving their animal control programs.

Chairman McCormick then asked for members' recommendations regarding legislation to be submitted to the 2000 General Assembly. Several issues were discussed, including:

- \$1.5 Million General Fund appropriation
- Restructure of current funding mechanism
- Developing guidelines, procedures, and grant applications for disbursement of funds
- Increasing the fee for individual dog license and kennel license/allocation of funds from sale of license
- Option of selling a 3-year dog license
- Reducing the holding period for animals in shelters from 7 days to 5 days
- Develop standards for shelters and training
- Change filing requirements from monthly to quarterly
- Designating additional outlets to sell dog license

Ms. Reiter advised that an appropriation of \$1.5 million per year has been proposed and felt that the proposal had support and was being actively pursued. She understood that the pet food tax issue has been tabled unless it is evident that the appropriation would not be available. She will meet with members of the Appropriations and Revenue Committee within the next few weeks to discuss this proposal.

Mr. Farrow suggested that the Board recommend changes to how the funding is allocated. Ms. Reiter advised that the A & R Committee would also address that issue.

It was also suggested that guidelines, procedures and grant forms be developed as to how the money can be used -- shelters, training, etc., should the appropriation be forthcoming.

A proposal was made to increase the individual dog license fee from \$1.50 to \$5 with the money allocated as follows: \$.50 to the vendor, \$1 to the Livestock Fund, \$2.50 to the

county, and \$1 to Animal Control Advisory Board. An increase in the kennel license from \$10/\$15 to \$25 was also discussed -- with funds allocated as follows: \$5 to Livestock Fund, \$.50 to vendor, \$15 to county, \$4.50 to Animal Control Advisory Board. The members also discussed offering dog owners the option of buying 3-year license for \$15. (\$1.50 to vendor, \$7.50 to county, \$3 to Livestock Fund and, \$3 to Board.)

The proposal to designate additional outlets to sell dog license would be included in the recommendation if the Governor does not sign an Executive Order designating additional vendors. Mr. Farrow will send the request to the Governor within the next 2 weeks.

The Board proposed to submit two bills to the legislature:

Bill One: Reduce holding period from 7 days to 5 days
 Develop guidelines for shelters and training
 Change current fund structure
 Change reporting requirements to quarterly (from monthly)
 Designate additional outlets to sell dog license

Bill Two: Increase individual dog license fees and kennel fees
 Offer option to purchase 3-year dog license

Mr. Baker suggested that the Board get someone to sponsor their proposals. Ms. Reiter will contact Rep. Royce Adams and Rep. Greg Stumbo to request their support and/or sponsorship. Mr. Farrow encouraged Board members to seek the support of KACO and League of Cities as well as other organizations, associations, etc.. Chairman McCormick asked all Board members to contact their county officials and legislators to seek support on these issues.

The Board also discussed an advertising campaign to educate the public that state dog license are required by law. One method discussed was placing posters in veterinary offices.

Mr. McCormick and Ms. Reiter will serve as contacts for Mr. Baker should he have any questions when drafting bills. Board members agreed to testify before legislative committees, if necessary.

The next meeting is scheduled for Friday, November 12 at 10 a.m., Room 188, Capitol Annex.

Meeting was adjourned.

BILLY RAY SMITH
COMMISSIONER



OFFICE TELEPHONE
502-564-4696
FAX # 502-564-2133
TTY# 502-564-2075

COMMONWEALTH OF KENTUCKY
DEPARTMENT OF AGRICULTURE
7TH FLOOR, 500 MERO STREET
FRANKFORT, KENTUCKY 40601

MEETING NOTICE

TO: Animal Control Advisory Board Members
FROM: Mark Farrow
Chief of Staff/General Counsel
DATE: September 16, 1999
SUBJECT: Animal Control Advisory Board Meeting

This is a reminder that the Animal Control Advisory Board meeting will be Thursday, September 23, at 10 a.m. in Room 188 of the Capitol Annex.

Enclosed for your information and review are the minutes from the previous meeting.

Please contact Ann Stewart at 502/564-4696 to confirm your attendance at the September 23 meeting.

**ANIMAL CONTROL ADVISORY BOARD MEETING
THURSDAY, SEPTEMBER 23, 1999
10:00 A.M. EST
ROOM 188 CAPITOL ANNEX
FRANKFORT, KY**

AGENDA

1. CALL TO ORDER
2. ROLL CALL
3. RESULTS FROM SURVEY SENT TO ALL COUNTIES
4. DISCUSSION OF SURVEY
5. MAKE RECOMMENDATIONS FROM COMMITTEE TO DEPARTMENT FOR
UPCOMING LEGISLATIVE SESSION
6. OTHER
7. NEXT MEETING DATE
8. ADJOURNMENT

ANIMAL CONTROL ADVISORY BOARD MEETING

November 10, 1999
Room 188, Capitol Annex
Frankfort, Kentucky
1:00 p.m. (EDT)

Members Present:

Eric Blow, Dr. Carolyn Congleton, Judith Cooke, Dr. Linda Grimes, Judge David Hourigan, Hugh McCormick

Others Present:

Department Staff: Mark Farrow, Ann Stewart

Chairman McCormick called the meeting to order and asked for the roll call. The Board discussed legislative proposals. Chairman McCormick reported that Representative Gross Lindsey will request that a bill regarding increasing the amount of dog license fees. He also reported that the Magistrates and Commissioners Association agreed to support the Board's legislative proposals. The Kentucky Association of Counties will also support the Board's legislative package. He also stated that Representative Royce Adams would consider sponsoring the remaining legislation. Eric Blow advised the Board that the Jefferson County delegation will oppose the fee increase.

The Board also discussed proposed legislation regarding the livestock fund. Mr. Farrow stated that the Department of Agriculture will draft a proposal to increase the reimbursement amounts for animals killed or wounded by dogs. The Board proposes that the funds from the sale of license be broken down as follows: \$1 to the Livestock Fund, \$2.50 to the county, \$.50 to the seller, and \$1 to the Animal Control Advisory Board.

Legislation to increase the license fees was discussed. The possibility of establishing an educational program to inform the public of the state dog tag requirement was also discussed. Mr. McCormick suggested that the success of the dog license program would hinge on the support of the veterinarians in the state. Dr. Congleton raised the question of how information collected by veterinarians would be used by the Department of Agriculture. Mr. Farrow stated that Department requires only numbers of license sold. Mr. Blow informed the Board that Jefferson County requested an Attorney General's opinion stating that the only information required to be furnished to interested parties was the dog owner's name and the pet's name. Mr. Farrow requested a copy of the opinion. (Copies will be sent to Board members.)

The proposal to increase the amount charged for kennel license to \$25 was also discussed. This would be required by kennel owners or dog owners who have 10 or more dogs.

Mr. McCormick again encouraged all Board members to contact their legislators. There are no sponsors for the bills as yet, but Representatives Lindsey and Adams have requested copies of the bills for review.

The next meeting is scheduled for Friday, January 7, 9 a.m., Room 188, Capitol Annex.

Meeting was adjourned.

BILLY RAY SMITH
COMMISSIONER



OFFICE TELEPHONE
502-564-4696
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COMMONWEALTH OF KENTUCKY
DEPARTMENT OF AGRICULTURE
7TH FLOOR, 500 MERO STREET
FRANKFORT, KENTUCKY 40601

MEETING NOTICE

TO: Animal Control Advisory Board Members
FROM: Mark Farrow
Chief of Staff/General Counsel
DATE: October 29, 1999
SUBJECT: Animal Control Advisory Board Meeting

Due to a conflict in scheduling, it has become necessary to reschedule the Animal Control Advisory Board meeting from November 12 to **Wednesday, November 10 at 1:00 p.m.** -- Room 188 of the Capitol Annex.

Please contact Ann Stewart at 502/564-4696 to confirm your attendance.