

1 SENATE BILL 211

2 **52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015**

3 INTRODUCED BY

4 Jacob R. Candelaria

5
6
7
8
9
10 AN ACT

11 RELATING TO ANIMALS; PROVIDING FOR WAIVER OF STERILIZATION
12 DEPOSITS FOR CERTAIN ORGANIZATIONS RESCUING ANIMALS FROM ANIMAL
13 SHELTERS.

14
15 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

16 SECTION 1. Section 77-1-20 NMSA 1978 (being Laws 1993,
17 Chapter 43, Section 3) is amended to read:

18 "77-1-20. STERILIZATION AGREEMENT AND STERILIZATION
19 DEPOSIT REQUIRED.--

20 A. ~~[No]~~ An animal shall not be released from an
21 animal shelter to an adopting person unless a sterilization
22 agreement has been signed and a sterilization deposit has been
23 paid ~~[as provided in]~~ pursuant to Subsections C and D of this
24 section; provided that an animal rescue organization exempt
25 from federal taxation pursuant to Section 501(c)(3) of the

.198162.1

underscored material = new
[bracketed material] = delete

underscored material = new
[bracketed material] = delete

1 Internal Revenue Code of 1986, as amended or renumbered, is not
2 required to pay a sterilization deposit otherwise required by
3 this section.

4 B. In addition to any adoption fee charged, a
5 sterilization deposit of at least twenty-five dollars (\$25.00)
6 shall be imposed on the adoption of each animal from an animal
7 shelter.

8 C. Animals less than six months of age shall be
9 released only upon payment of the adoption fee and a
10 sterilization deposit and after the adopting person has signed
11 an agreement stating [~~he~~] that the adopting person will have
12 the adopted animal sterilized when it is no older than six
13 months of age.

14 D. Adult animals over the age of six months shall
15 be released only upon payment of the adoption fee and a
16 sterilization deposit and after the adopting person has signed
17 an agreement stating [~~he~~] that the adopting person will have
18 the animal sterilized within thirty days of the date of
19 adoption.

20 E. The sterilization deposit shall be reimbursed
21 only upon presentation of a receipt from a veterinarian that
22 the adopted animal has been sterilized.

23 F. An unsterilized animal reclaimed by its owner
24 shall be released without being sterilized upon payment of the
25 twenty-five dollars (\$25.00) for the sterilization deposit and

underscoring material = new
~~[bracketed material] = delete~~

1 impoundment fees imposed by the shelter, and the owner shall
2 sign an agreement stating [~~he~~] that the owner will sterilize
3 the animal within thirty days after release or will obtain a
4 breeder permit or its equivalent. The sterilization deposit
5 shall be reimbursed upon presentation by the owner of a receipt
6 from a veterinarian that the animal has been sterilized."

7 - 3 -
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25