

Referendum Against an Act Passed by the Legislature.

**REFERENDUM PETITION TO OVERTURN LAW
AUTHORIZING DOG-BREED-SPECIFIC ORDINANCES.**

To the Honorable Secretary of State of California:

We, the undersigned, registered, qualified voters of California, residents of _____ County (or City and County), hereby propose a referendum to the electors to approve or reject Chapter 668, Statutes of 2005, an act passed by the legislature, and petition the Secretary of State to submit the same to the voters of California for their adoption or rejection at the next succeeding general election or at any special statewide election held prior to that general election or otherwise provided by law. The full title and text of Chapter 668, Statutes of 2005, are set forth on the reverse.

**NOTICE TO THE PUBLIC
THIS PETITION MAY BE CIRCULATED BY A PAID SIGNATURE GATHERER OR A
VOLUNTEER. YOU HAVE THE RIGHT TO ASK.**

All signers of this petition must be registered in _____ County	This column for official use only
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REGISTERED VOTERS ONLY

1.	Print Your Name:	Residence Address ONLY:	
	Signature as Registered	City Zip	
2.	Print Your Name:	Residence Address ONLY:	
	Signature as Registered	City Zip	
3.	Print Your Name:	Residence Address ONLY:	
	Signature as Registered	City Zip	
4.	Print Your Name:	Residence Address ONLY:	
	Signature as Registered	City Zip	
5.	Print Your Name:	Residence Address ONLY:	
	Signature as Registered	City Zip	
6.	Print Your Name:	Residence Address ONLY:	
	Signature as Registered	City Zip	
7.	Print Your Name:	Residence Address ONLY:	
	Signature as Registered	City Zip	
8.	Print Your Name:	Residence Address ONLY:	
	Signature as Registered	City Zip	
9.	Print Your Name:	Residence Address ONLY:	
	Signature as Registered	City Zip	

Declaration of Circulator (To be completed in the circulator's own hand after above signatures have been obtained)

I, _____, am registered to vote or qualified to register to vote in California. My residence address is _____ (print name)

_____. I circulated this section of the petition and witnessed each of the appended signatures being written. Each signature on this petition is, to the best of my information and belief, the genuine signature of the person whose name it purports to be. All signatures on this document were obtained between the dates of _____ and _____. I certify and declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on (date): _____ 200__ , at

(city and state of signing)

Signature (Full Name) of circulator

Referendum Against an Act Passed by the Legislature

The Attorney General of California has prepared the following title and summary of the chief purpose and points of the proposed measure:

REFERENDUM PETITION TO OVERTURN LAW AUTHORIZING DOG-BREED-SPECIFIC ORDINANCES. If signed by the required number of electors and timely filed with the Secretary of State, this petition will prevent implementation of Chapter 668, Statutes of 2005, previously approved by the Legislature and Governor, unless and until it is approved by the voters. Chapter 668 authorizes cities and counties to enact dog-breed-specific ordinances concerning mandatory spay or neuter programs and breeding requirements, but disallows local ordinances from declaring specific dog breeds potentially dangerous or vicious. Chapter 669 requires jurisdictions implementing such programs to report dog bites.

The full title and text of Chapter 668, Statutes of 2005, are as follows:

An act to amend Section 31683 of the Food and Agricultural Code, and to add Chapter 7 (commencing with Section 122330) to Part 6 of Division 105 of the Health and Safety Code, relating to dogs.

LEGISLATIVE COUNSEL'S DIGEST

SB 861, Speier Animals: dogs: spay, neuter, and breeding programs.

Existing law sets forth provisions relating to veterinary public health and safety, as specified. Existing law also provides for or regulates spay, neuter, and breeding programs for animals, as specified.

This bill would authorize local governments to enact dog breed-specific ordinances pertaining only to mandatory spay or neuter programs and breeding requirements, provided that no specific dog breed, or mixed dog breed, shall be declared potentially dangerous or vicious under those ordinances. This bill would require those jurisdictions that do implement such programs to provide quarterly statistical reports relating to dog bites to the State Public Health Veterinarian, as specified. The bill would make conforming changes to related provisions.

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 31683 of the Food and Agricultural Code is amended to read:

31683. Nothing in this chapter shall be construed to prevent a city or county from adopting or enforcing its own program for the control of potentially dangerous or vicious dogs that may incorporate all, part, or none of this chapter, or that may punish a violation of this chapter as a misdemeanor or may impose a more restrictive program to control potentially dangerous or vicious dogs. Except as provided in Section 122331 of the Health and Safety Code, no program regulating any dog shall be specific as to breed.

SEC. 2. Chapter 7 (commencing with Section 122330) is added to Part 6 of Division 105 of the Health and Safety Code, to read:

CHAPTER 7. SPAY/NEUTER AND BREEDING PROGRAMS FOR ANIMALS

122330. The Legislature finds and declares all of the following:

(a) Uncontrolled and irresponsible breeding of animals contributes to pet overpopulation, inhumane treatment of animals, mass euthanasia at local shelters, and escalating costs for animal care and control; this irresponsible breeding also contributes to the production of defective animals that present a public safety risk.

(b) Though no specific breed of dog is inherently dangerous or vicious, the growing pet overpopulation and lack of regulation of animal breeding practices necessitates a repeal of the ban on breed-specific solutions and a more immediate alternative to existing laws.

(c) It is therefore the intent of the Legislature in enacting this chapter to permit cities and counties to take appropriate action aimed at eliminating uncontrolled and irresponsible breeding of animals

122331. (a) Cities and counties may enact dog breed-specific ordinances pertaining only to mandatory spay or neuter programs and breeding requirements, provided that no specific dog breed, or mixed dog breed, shall be declared potentially dangerous or vicious under those ordinances.

(b) Jurisdictions that implement programs described in subdivision (a) shall measure the effect of those programs by compiling statistical information on dog bites. The information shall, at a minimum, identify dog bites by severity, the breed of the dog involved, whether the dog was altered, and whether the breed of dog was subject to a program established pursuant to subdivision (a). These statistics shall be submitted quarterly to the State Public Health Veterinarian.