
TITLE 345 INDIANA STATE BOARD OF ANIMAL HEALTH

Final Rule

LSA Document #09-620(F)

DIGEST

Adds [345 IAC 13](#) to require commercial dog brokers and commercial dog breeders to register with the Indiana State Board of Animal Health and pay a fee and to establish requirements for registering and annual renewal of registrations. Effective 30 days after filing with the Publisher.

[345 IAC 13](#)

SECTION 1. [345 IAC 13](#) IS ADDED TO READ AS FOLLOWS:

ARTICLE 13. COMMERCIAL DOG BREEDERS AND BROKERS

Rule 1. Commercial Dog Breeder and Broker Registration

[345 IAC 13-1-1](#) Definitions and general provisions

Authority: [IC 15-17-3-21](#); [IC 15-21-3-3](#)

Affected: [IC 15-17-3](#); [IC 15-17-4](#); [IC 15-21](#)

Sec. 1. The definitions in [IC 15-21](#) and the following definitions apply throughout this rule:

(1) "Board" means the Indiana state board of animal health established by [IC 15-17-3](#).

(2) "State veterinarian" means the state veterinarian appointed under [IC 15-17-4](#).

*(Indiana State Board of Animal Health; [345 IAC 13-1-1](#); filed Jun 3, 2010, 3:26 p.m.:
[20100630-IR-345090620FRA](#))*

[345 IAC 13-1-2](#) Commercial dog brokers

Authority: [IC 15-17-3-21](#); [IC 15-21-3-3](#)

Affected: [IC 15-21](#)

Sec. 2. (a) A person who:

(1) is a Class B licensee under 9 CFR 1.1; and

(2) sells five hundred (500) or more dogs in a calendar year;

must register with the board as a commercial dog broker and pay the annual registration fee.

(b) The fee to register or renew a registration as a commercial dog broker is one thousand dollars (\$1,000).

*(Indiana State Board of Animal Health; [345 IAC 13-1-2](#); filed Jun 3, 2010, 3:26 p.m.:
[20100630-IR-345090620FRA](#))*

[345 IAC 13-1-3](#) Commercial dog breeders

Authority: [IC 15-17-3-21](#); [IC 15-21-3-3](#)

Affected: [IC 15-21](#)

Sec. 3. (a) A person who maintains more than twenty (20) unaltered female dogs that are at least twelve (12) months of age must:

(1) register with the board as a commercial dog breeder; and

(2) pay the annual registration fee.

(b) A person may not avoid registering by moving dogs to more than one (1) premises.

(c) If there are twenty (20) or more unaltered female dogs on a premises, there must be a registration for the premises even if there is more than one (1) owner of the dogs.

(d) The fee to register as a commercial dog breeder is determined by the number of unaltered female dogs at least twelve (12) months of age or older maintained by the breeder as follows:

Number of Unaltered Female Dogs at Least 12 Months of Age	Annual Fee
50 or fewer	\$75
51 – 100	\$200
101 – 150	\$300
151 – 250	\$400
251 and up	\$500

(Indiana State Board of Animal Health; [345 IAC 13-1-3](#); filed Jun 3, 2010, 3:26 p.m.: [20100630-IR-345090620FRA](#))

[345 IAC 13-1-4](#) Registration renewal

Authority: [IC 15-17-3-21](#); [IC 15-21-3-3](#)

Affected: [IC 15-21-2](#); [IC 15-21-3](#)

Sec. 4. The following apply to a registration required under sections 2 and 3 of this rule:

- (1) A person may register by submitting a completed registration application and the required fee to the state veterinarian.
- (2) A registration is valid for one (1) year. The month the state veterinarian receives a completed application and the fee is paid is the month of registration. The month of registration will remain fixed. A registration expires on the last day of the month of registration in the following year.
- (3) A person may renew their registration up to sixty (60) days prior to its expiration.
- (4) A person who continues to operate as a commercial dog breeder or commercial dog broker after their registration expires may reestablish their registration under this rule by:
 - (A) submitting a completed registration application to the state veterinarian; and
 - (B) paying the fee required under subdivision (5).
- (5) A person who operates as a commercial dog breeder or as a commercial dog broker without maintaining a valid registration with the board must do the following:
 - (A) Pay a registration fee that is equal to two (2) times the applicable registration fee required under sections 2 and 3 of this rule.
 - (B) If a person operated without being registered for more than one (1) year, pay the registration fee described in this subdivision for each year they operated without being registered.

(Indiana State Board of Animal Health; [345 IAC 13-1-4](#); filed Jun 3, 2010, 3:26 p.m.: [20100630-IR-345090620FRA](#))

LSA Document #09-620(F)

Notice of Intent: [20090812-IR-345090620NIA](#)

Proposed Rule: [20100303-IR-345090620PRA](#)

Hearing Held: April 15, 2009

Approved by Attorney General: June 1, 2010

Approved by Governor: June 2, 2010

Filed with Publisher: June 3, 2010, 3:26 p.m.

Documents Incorporated by Reference: None Received by Publisher

Small Business Regulatory Coordinator: Gary L. Haynes, Director of Legal Affairs, Indiana State Board of Animal Health, 805 Beachway Drive, Suite 50, Indianapolis, IN 46224, (317) 227-0300, ghaynes@boah.in.gov

Posted: 06/30/2010 by Legislative Services Agency

