



Nebraska Revised Statute 54-611

Revised Statutes Chapter 54 54-611

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Chapter 54 Section 611

54-611.

Dogs in counties having a population of 80,000 inhabitants or more; convictions; disposition of offending dog; costs.

In counties having a population of eighty thousand or more inhabitants and cities of the first class contained in such counties, if upon final hearing the defendant is adjudged guilty of any violation of section [54-601](#) or [54-608](#), the court may, in addition to the penalty provided in section [54-613](#), order such disposition of the offending dog as may seem reasonable and proper. Disposition includes sterilization, seizure, permanent assignment of the dog to a court-approved animal shelter or animal rescue as such terms are defined in section [28-1018](#), or destruction of the dog in an expeditious and humane manner. Reasonable costs for such disposition are the responsibility of the defendant.

Source

Laws 1961, c. 268, § 5, p. 787;
Laws 1988, LB 630, § 4;
Laws 1988, LB 801, § 2;
Laws 2008, LB1055, § 11;
Laws 2010, LB910, § 4.

Annotations

Because restitution is imposed as punishment and is part of the criminal sentence, a dispositional order pursuant to this section is akin to a sentencing order, and an appellate court reviews the order for an abuse of discretion. *State v. Dittoe*, 269 Neb. 317, 693 N.W.2d 261 (2005).

The provision in this section that allows the court to order disposition of an offending dog is similar to section 29-2280, which allows a court to order restitution to the victim of a crime. *State v. Dittoe*, 269 Neb. 317, 693 N.W.2d 261 (2005).

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