

PROPOSED AMENDMENT

SENATE AMENDMENTS TO S.B. 1065

(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 11-1001, Arizona Revised Statutes, is amended to
3 read:

4 11-1001. Definitions

5 In section 13-1208 and in this article, unless the context otherwise
6 requires:

7 1. "Animal" means any animal of a species that is susceptible to
8 rabies, except man.

9 2. "At large" means being neither confined by an enclosure nor
10 physically restrained by a leash.

11 3. "County board of health" means the duly constituted board of health
12 of each county.

13 4. "County enforcement agent" means that person in each county who is
14 responsible for the enforcement of this article and the rules adopted under
15 this article.

16 5. "County pound" means any establishment authorized by the county
17 board of supervisors for the confinement, maintenance, safekeeping and
18 control of dogs and other animals that come into the custody of the county
19 enforcement agent in the performance of his official duties.

20 6. "Department" means the department of health services.

21 7. "Impound" means the act of taking or receiving into custody by the
22 county enforcement agent any dog or other animal for the purpose of
23 confinement in a county pound in accordance with the provisions of this
24 article.

25 8. "Kennel" means an enclosed, controlled area, inaccessible to other
26 animals, in which a person keeps, harbors or maintains five or more dogs
27 under controlled conditions.

1 9. "Livestock" means neat animals, horses, sheep, goats, swine, mules
2 and asses.

3 10. "Owner" means any person keeping an animal other than livestock for
4 more than six consecutive days.

5 11. "Rabies quarantine area" means any area in which a state of
6 emergency has been declared to exist due to the occurrence of rabies in
7 animals in or adjacent to this area.

8 12. "Stray dog" means any dog three months of age or older running at
9 large that is not wearing a valid license tag.

10 13. "Vaccination" means the administration of an anti-rabies vaccine to
11 animals by a veterinarian.

12 14. "Veterinarian", unless otherwise indicated, means any veterinarian
13 licensed to practice in this state or any veterinarian employed in this state
14 by a governmental agency.

15 15. "Veterinary hospital" means any establishment operated by a
16 veterinarian licensed to practice in this state that provides clinical
17 facilities and houses animals or birds for dental, medical or surgical
18 treatment. A veterinary hospital may have adjacent to it or in conjunction
19 with it or as an integral part of it pens, stalls, cages or kennels for
20 quarantine, observation or boarding.

21 16. "Vicious animal" means any animal of the order carnivora that has a
22 propensity to attack, to cause injury to or to otherwise endanger the safety
23 of human beings without provocation, or that has been so declared after a
24 hearing before a justice of the peace or a city magistrate.

25 17. "LEASH" MEANS A CHAIN, ROPE OR CORD OF NOT MORE THAN SIX FEET IN
26 LENGTH AND OF SUFFICIENT STRENGTH TO CONTROL THE ACTION OF THE DOG.

27 Sec. 2. Section 11-1012, Arizona Revised Statutes, is amended to read:

28 11-1012. Dogs not permitted at large; wearing licenses

29 A. Neither a female dog during her breeding or mating season nor a
30 vicious dog shall be permitted at large.

31 B. In a rabies quarantine area, no dogs shall be permitted at large.
32 Each dog shall be confined within an enclosure on the owner's property,

1 secured so that the dog is confined entirely to the owner's property, or on a
2 leash not to exceed six feet in length and directly under the owner's control
3 when not on the owner's property.

4 C. Any dog over the age of three months running at large shall wear a
5 collar or harness to which is attached a valid license tag. Dogs that are
6 used for control of livestock, being used or trained for hunting or dogs,
7 being exhibited or trained at a kennel club event or engaged in races
8 approved by the Arizona racing commission, and while the dogs are being
9 transported to and from such events, need not wear a collar or harness with a
10 valid license attached provided that they are properly vaccinated, licensed
11 and controlled.

12 D. No person in charge of any dog shall permit such dog ~~in a public~~
13 ~~park or~~ upon any public school property unless the dog is physically
14 restrained by a leash, enclosed in a car, cage or similar enclosure or being
15 exhibited or trained at a recognized kennel club event, public school or park
16 sponsored event.

17 E. EXCEPT AS PERMITTED BY SUBSECTION D OF THIS SECTION, NO PERSON IN
18 CHARGE OF ANY DOG SHALL PERMIT SUCH DOG IN A PUBLIC PARK OR ON ANY PUBLIC
19 PROPERTY UNLESS THE DOG IS PHYSICALLY RESTRAINED BY A LEASH, ENCLOSED IN A
20 VEHICLE, CAGE OR SIMILAR ENCLOSURE OR THE OWNER OF THE DOG PROVIDES TO AN
21 ENFORCEMENT OFFICER CURRENT PROOF OF CANINE LIABILITY INSURANCE IN AN AMOUNT
22 OF AT LEAST FIFTY THOUSAND DOLLARS THAT PROVIDES COVERAGE FOR INJURY TO ANY
23 PERSON OR DAMAGE TO ANY PROPERTY THAT IS CAUSED BY THE DOG WHILE AT LARGE.

24 F. DOGS THAT ARE USED FOR CONTROL OF LIVESTOCK, BEING USED OR TRAINED
25 FOR HUNTING OR DOGS BEING EXHIBITED OR TRAINED AT A KENNEL CLUB EVENT OR
26 ENGAGED IN RACES APPROVED BY THE ARIZONA RACING COMMISSION, AND WHILE THE
27 DOGS ARE BEING TRANSPORTED TO AND FROM SUCH EVENTS, ARE NOT CONSIDERED TO BE

1 RUNNING AT LARGE PROVIDED THAT THEY ARE PROPERLY VACCINATED, LICENSED AND
2 CONTROLLED.”

3 Amend title to conform

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1/23/12
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