

APPROPRIATIONS: Gronstal, Chair: Schwengels and Colton

SENATE FILE 504

BY COMMITTEE ON LOCAL GOVERNMENT

SSB 344  
*Approved (7/22)*

FILED MAR 20

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

### A BILL FOR

1 An Act relating to the control of animals, the protection of  
2 animals by antirabies vaccination, providing a penalty  
3 for violations, and providing an effective date.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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*87 504*

1 Section 1. NEW SECTION. 350.1 DEFINITIONS.

2 As used in this chapter unless the context otherwise re-  
3 quires:

4 1. "Animal" means any vertebrate species except humans.

5 2. "At large" means not being confined by an enclosure and  
6 not physically restrained by a leash.

7 3. "County board of health" means the county or district  
8 board of health having jurisdiction over health matters in a  
9 county as provided in chapter 137.

10 4. "State animal control coordinator" means that person  
11 designated by the state veterinarian to administer this  
12 chapter and assist local authorities in rabies and animal  
13 control.

14 5. "County enforcement agent" means that person or agency  
15 in each county who is responsible for the enforcement of this  
16 chapter.

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

22 7. "Department" means the state department of agriculture.

23 8. "Impound" means the act of taking or receiving into  
24 custody by the county enforcement agent any dog or other  
25 animal for the purpose of confinement in a county pound in  
26 accordance with this chapter.

27 9. "Kennel" means a facility used to hold cats or dogs  
28 which is registered or licensed with the department and which  
29 is designed to prevent contact with other animals and persons  
30 outside the facility.

31 10. "Stray animal" means an animal unlawfully running at  
32 large, the ownership of which cannot be ascertained with  
33 reasonable investigation, or an animal which has been  
34 abandoned by its owner.

35 11. "Vaccination" means the administration of an

1 antirabies vaccine approved by the department to animals by or  
2 under the supervision of a veterinarian.

3 12. "Veterinarian" means a veterinarian licensed to prac  
4 tice in Iowa or a veterinarian employed in Iowa by a  
5 governmental agency.

6 13. "Veterinary hospital" means an establishment operated  
7 by a veterinarian licensed to practice in Iowa that provides  
8 clinical facilities and houses animals or birds for dental,  
9 medical, or surgical treatment. A veterinary hospital may  
10 have adjacent to it, in conjunction with it, or as an integral  
11 part of it, pens, stalls, cages or kennels for quarantine,  
12 observation, or boarding.

13 14. "Vicious animal" means a live animal that:

14 a. While running at large and unprovoked, has bitten or  
15 attacked a person.

16 b. Without reference to provocation or location, has done  
17 any of the following:

18 (1) Bitten or attacked a person below the shoulders on two  
19 separate occasions within twelve months.

20 (2) Bitten or attacked a person above the shoulders.

21 (3) Bitten or attacked a person despite the owner's  
22 attempt to restrain or control the animal.

23 With respect to paragraph "b", if the person attacked or  
24 bitten was engaged in an unlawful act immediately before the  
25 bite or attack, the incident shall not serve as a basis for  
26 declaring the offending animal to be a vicious animal.

27 15. "Licensing station" means a veterinary clinic humane  
28 association office, local animal control office or other  
29 business office accessible to the public that is authorized to  
30 issue licenses under this chapter.

31 Sec. 2. NEW SECTION. 350.2 POWERS AND DUTIES OF THE  
32 STATE VETERINARIAN.

33 The state veterinarian shall:

34 1. Regulate antirabies vaccination of animals.

35 2. Regulate the handling and disposition of domestic

1 animals exposed or suspected of being exposed to rabies.

2 3. Appoint the state animal control coordinator to  
3 administer this chapter and rules adopted under this chapter.

4 4. Adopt and enforce administrative rules as provided in  
5 chapter 17A necessary to implement this chapter and to protect  
6 private and public property and the health, safety and welfare  
7 of the public.

8 Sec. 3. NEW SECTION. 350.3 POWERS AND DUTIES OF THE  
9 ANIMAL CONTROL COORDINATOR.

10 The state animal control coordinator shall:

11 1. Serve as liaison with the state, county and city de-  
12 partments of health and the Iowa conservation commission.

13 2. Provide training to county enforcement agents.

14 3. Serve as custodian for records received from county and  
15 city authorities.

16 4. Provide education on animal control and rabies at the  
17 local level.

18 Sec. 4. NEW SECTION. 350.4 POWERS AND DUTIES OF COUNTY  
19 ENFORCEMENT AGENT.

20 The county enforcement agent shall:

21 1. Enforce this chapter, the rules adopted under this  
22 chapter, and city ordinances which the board of supervisors  
23 has contracted to enforce.

24 2. Issue citations for the violations of this chapter, the  
25 rules adopted under this chapter, and city ordinances which  
26 the board of supervisors has contracted to enforce.

27 3. Distribute educational materials to all public and  
28 private elementary schools to assist with instruction in re-  
29 sponsible and humane care of companion animals.

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33 rabies quarantine area within its area of jurisdiction. When  
34 a quarantine area has been declared, the county board of  
35 health shall meet with the county enforcement agent and the

1 state animal control coordinator and institute an emergency  
2 program for the control of rabies within that area. However,  
3 any regulations restricting or involving the movements of  
4 domestic animals within that area are subject to approval by  
5 the state veterinarian.

6 Sec. 6. NEW SECTION. 350.6 POWERS AND DUTIES OF BOARD OF  
7 SUPERVISORS.

8 Each county board of supervisors shall:

9 1. Designate or employ a county enforcement agent. If the  
10 designation or employment is not made within ten days after  
11 the effective date of this Act, the county sheriff shall be  
12 the county enforcement agent until the county board of  
13 supervisors designates or employs a county enforcement agent.  
14 2. Provide the county enforcement agent with personnel and  
15 equipment necessary to enforce this chapter and the rules  
16 adopted under this chapter.

17 3. Contract with any city to enforce any ordinance enacted  
18 by the city for the control of dogs.

19 4. Within the areas of the county outside the corporate  
20 limits of a city, regulate, restrain and prohibit the running  
21 at large of dogs, when at large contrary to law, and impose  
22 penalties upon the owners of the dogs which are unlawfully at  
23 large.

24 5. Each county board of supervisors may establish pound  
25 fees for impounding and maintaining animals at the county  
26 pound.

27 Sec. 7. NEW SECTION. 350.7 COUNTY ANIMAL CONTROL PRO-  
28 GRAM.

29 The board of supervisors shall establish an animal control  
30 program which shall be submitted to the department for review  
31 and approval. If a board fails to submit a program or if the  
32 department rejects the program submitted, the department shall  
33 cooperate with the board in developing an acceptable program.  
34 All animal control programs shall include, but are not limited  
35 to, the following:

1 1. A method of collecting and impounding stray dogs or  
2 other animals included in this chapter, and adoption of other  
3 disposition of the animals.

4 2. Methods for providing the necessary facilities and per-  
5 sonnel to implement the rules and provisions of this chapter  
6 relating to rabies control.

7 3. Three educational programs involving youth education,  
8 education of the general public and education of public  
9 officials on animal control and rabies.

10 4. Designation of licensing stations.

11 Sec. 8. NEW SECTION. 350.8 LICENSE FEES FOR DOGS AND  
12 CATS -- ISSUANCE OF TAGS -- RECORDS -- PENALTIES.

13 1. Each county or city shall set a minimum license fee  
14 which shall be paid for each dog or cat four months of age or  
15 over that is kept or maintained within this state for at least  
16 thirty consecutive days of each year. A surcharge fee of one  
17 dollar shall be added to each license fee and the surcharge  
18 fee shall be forwarded to the state animal control coordinator  
19 quarterly and credited to the general fund of the state.

20 License fees shall become payable annually or triennially.  
21 License fees shall be paid within thirty days of the date of  
22 vaccination to the county auditor or an authorized  
23 representative. Fees may be assessed for delinquents.

24 2. Certificates of licensure and tags shall be approved by  
25 the department. Certificates of licensure shall identify the  
26 owner of animals at the time of vaccination, date of  
27 vaccination, and expiration date of vaccination. The tags  
28 shall be attached to the collar or harness which shall be worn  
29 by the animal at all times.

30 3. A certificate of licensure and tags may be purchased at  
31 the time of vaccination from any participating veterinarian or  
32 local enforcement agent or other designated licensing station.  
33 Participating veterinarians may obtain certificates of  
34 licensure and dog tags from the local enforcement agent and  
35 submit license fees collected on a monthly basis.

1     Sec. 9. NEW SECTION. 350.9 ANTIRABIES VACCINATION --  
2 VACCINATION AND LICENSE STATIONS.

3     1. Before a license is issued for a dog or cat four months  
4 of age or older, the owner must present a vaccination  
5 certificate on a prescribed form signed by a veterinarian  
6 stating the owner's name, address, the animal's description,  
7 date of vaccination and type, manufacturer, serial number of  
8 the vaccine used, and the date revaccination is due. If the  
9 animal is not licensed at the time of vaccination, copies of  
10 each rabies vaccination certificate issued shall be  
11 transmitted to the county enforcement agent on or before the  
12 tenth day of the month following the month during which the  
13 animal was vaccinated. A dog or cat shall not be licensed  
14 unless it is vaccinated in accordance with this chapter and  
15 the rules adopted under the chapter.

16     2. A dog or cat vaccinated in any other state prior to  
17 entry into this state may be licensed in this state if, at the  
18 time of licensing, the owner of the animal presents a  
19 vaccination certificate, signed by a veterinarian licensed to  
20 practice in that state or a veterinarian employed by a  
21 governmental agency in that state, stating the owner's name  
22 and address, the animal's description, date of vaccination and  
23 type, manufacturer, and serial number of the vaccine used.  
24 The vaccination must be in conformity with this chapter and  
25 the rules adopted under this chapter.

26     3. The county enforcement agent may make provisions for  
27 vaccination clinics as deemed necessary. The vaccination  
28 shall be performed by a licensed veterinarian.

29     4. Dogs or cats kept in kennels, registered or licensed  
30 with the department, and never allowed to run at large, are  
31 exempt from these license requirements.

32     Sec. 10. NEW SECTION. 350.10 RABIES AND ANIMAL CONTROL  
33 FUNDING.

34     Except for surcharge moneys and administrative fees, all  
35 fees, fines, and other moneys collected under this chapter

1 shall be used for purposes of administration and enforcement  
2 of this chapter.

3 Sec. 11. NEW SECTION. 350.11 RIGHT AND DUTY TO DESTROY  
4 UNLICENSED DOGS OR CATS.

5 It is lawful for any person, and the duty of all peace of-  
6 ficers within their respective jurisdictions unless the  
7 jurisdiction has otherwise provided for the seizure and  
8 impoundment of dogs and cats, to destroy any dog or cat for  
9 which a license is required, when the animal is not wearing a  
10 collar or harness with license tag attached as required under  
11 in this chapter.

12 Sec. 12. NEW SECTION. 350.12 RIGHT TO DESTROY LICENSED  
13 DOGS OR CATS.

14 It is lawful for any person to destroy a dog or cat,  
15 whether or not it is licensed and wearing a collar with  
16 license tag attached, when the dog or cat is caught in the act  
17 of disturbing, chasing, maiming, or killing any domestic  
18 animal or fowl, or when it is a vicious animal which is  
19 attacking or attempting to bite a person.

20 Sec. 13. NEW SECTION. 350.13 LIABILITY FOR DAMAGES.

21 The owner of an animal, whether licensed or unlicensed, is  
22 liable to the party injured for all damages done by the  
23 animal, except when the party damaged is doing an unlawful act  
24 directly contributing to the injury.

25 Sec. 14. NEW SECTION. 350.14 HANDLING OF BITING ANIMALS  
26 -- RESPONSIBILITY FOR REPORTING ANIMAL BITES.

27 All animal bites treated by medical personnel shall be  
28 reported to the county enforcement agent or local board of  
29 health. Investigation of the incident and management of the  
30 biting animal shall be conducted by the county enforcement  
31 agent under the authority of this chapter.

32 Sec. 15. NEW SECTION. 350.15 ANIMALS EXPOSED TO RABIES -  
33 - REPORTING AND MANAGEMENT.

34 A person having knowledge that a dog, cat, or other animal  
35 was bitten by a known rabid animal shall report this

1 information to a county enforcement agent. Investigation of  
2 the incident and management of the exposed animal shall be  
3 conducted by the county enforcement agent in accordance with  
4 rules of the department.

5 Sec. 16. NEW SECTION. 350.16 UNLAWFUL KEEPING OF DOGS.

6 It is unlawful for a person to keep, harbor, or maintain a  
7 dog within this state except as provided under this chapter.

8 Sec. 17. NEW SECTION. 350.17 UNLAWFUL INTERFERENCE WITH  
9 COUNTY ENFORCEMENT AGENT.

10 It is unlawful for any person to interfere with a county  
11 enforcement agent in the performance of official duties.

12 Sec. 18. NEW SECTION. 350.18 REMOVING IMPOUNDED ANIMALS.

13 A person shall not remove or attempt to remove an animal  
14 which has been impounded or which is in the possession of the  
15 county enforcement agent except in accordance with this  
16 chapter and the rules adopted under this chapter.

17 Sec. 19. NEW SECTION. 350.19 PROPER CARE -- MAINTENANCE  
18 AND DESTRUCTION OF IMPOUNDED ANIMALS.

19 1. An animal impounded in a county or city pound shall be  
20 given proper and humane care and maintenance in accordance  
21 with rules of the department.

22 2. An animal destroyed while impounded in a county or city  
23 pound shall be destroyed in accordance with rules of the  
24 department.

25 3. The governing body of a county or city which operates a  
26 pound shall establish procedures for the humane destruction of  
27 impounded animals by the methods established under subsection  
28 2 and consistent with chapter 162.

29 Sec. 20. NEW SECTION. 350.20 VIOLATION -- PENALTY.

30 A person who violates any of the provisions of this chapter  
31 is guilty of a simple misdemeanor.

32 Sec. 21. Section 331.381, subsection 14, Code 1985, is  
33 amended to read as follows:

34 14. Provide for the licensure, seizure, impoundment, and  
35 disposition of dogs in accordance with chapter 351 350.

1 Sec. 22. Section 331.507, subsection 3, paragraph c, Code  
2 1985, is amended to read as follows:

3 c. Dog license fees and transfer fees as provided in  
4 chapter 351 350.

5 Sec. 23. Chapter 351, Code 1985, is repealed.

6 Sec. 24. EFFECTIVE DATE. This Act takes effect January 1  
7 following its enactment.

8 EXPLANATION

9 This bill provides for the control of vertebrate animals by  
10 city or county enforcement authorities under the general  
11 supervision of a state animal control coordinator within the  
12 department of agriculture. The bill provides for the  
13 vaccination of animals against rabies and for the licensing of  
14 dogs and cats.

15 Each county is to develop a county animal control program  
16 to provide for the collection and impounding of stray dogs and  
17 other animals, to provide for rabies control, and to provide  
18 for public education on animal control and rabies. Each dog  
19 or cat four months of age or more is subject to the licensing  
20 and rabies vaccination provisions.

21 License fees are to be set by the city and county and a  
22 surcharge fee of one dollar is to be collected and transmitted  
23 to the state to cover expenses of the state coordinator.

24 The bill provides for the right and duty to destroy unli-  
25 censed dogs and cats and to destroy licensed dogs or cats  
26 which are caught disturbing, chasing, maiming, or killing do-  
27 mestic animals or fowl or which meet the definition of a  
28 vicious animal.

29 Violations are punishable as simple misdemeanors.

30 Chapter 351, Code 1985, is repealed and the sections of  
31 this bill are assigned numbers of chapter 350.

32 This bill takes effect January 1 following its enactment.

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FISCAL NOTE

In compliance with a written request received March 18, 1985, a fiscal note for SENATE FILE 504 is hereby submitted pursuant to Joint Rule 17. Data used in developing this fiscal note are available from the Legislative Fiscal Bureau to members of the Legislature upon request.

Senate File 504 provides for the control of vertebrate animals by city or county enforcement authorities under the general supervision of a state animal control coordinator within the Department of Agriculture. The bill provides for the vaccination of animals against rabies and for the licensing of dogs and cats. Each county is to develop a county animal control program to provide for the collection and impounding of stray dogs and other animals, to provide for rabies control, and to provide for public education on animal control and rabies. Each dog or cat four months of age or more is subject to the licensing and rabies vaccination provisions.

License fees are to be set by the city and county and a surcharge fee of \$1 is to be collected and transmitted to the state to cover expenses of the state coordinator.

The bill takes effect January 1 following its enactment.

ASSUMPTIONS:

1. Although the number of dogs and cats in Iowa that would be licensed under this program is not known, the Department of Agriculture estimates that the surcharge receipts could total \$50,000 to \$200,000 annually. Senate File 504 states that the surcharge receipts shall be forwarded to the state animal control coordinator quarterly and credited to the general fund.
2. The additional staff required would include 1 Public Service Executive II and a part time Clerk Typist III.

FISCAL EFFECT: The estimated costs incurred by the Department of Agriculture as a result of Senate File 504 are presented in the table below. At the present time, no cost estimates are available at the county or city level.

	FY 1986	FY 1987
Salaries	\$ 19,000	\$ 39,900
Support	4,000	8,400
Expenditures Total	<u>\$ 23,000</u>	<u>\$ 48,300</u>

Source: Department of Agriculture

(LSB 2489S, RLB)

  
Fiscal Director

Legislative Fiscal Bureau

Date: 3/25/85

SSB 344  
Local Gov't.

LOCAL GOVERNMENT: Goodwin, Chair; Wells and Neighbour

*New  
SF 564*

SENATE/HOUSE FILE \_\_\_\_\_

BY (PROPOSED COMMITTEE ON LOCAL GOVERNMENT BILL)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_

Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

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5 certificate on a prescribed form signed by a veterinarian  
6 stating the owner's name, address, the animal's description,  
7 date of vaccination and type, manufacturer, serial number of  
8 the vaccine used, and the date revaccination is due. If the  
9 animal is not licensed at the time of vaccination, copies of  
10 each rabies vaccination certificate issued shall be  
11 transmitted to the county enforcement agent on or before the  
12 tenth day of the month following the month during which the  
13 animal was vaccinated. A dog or cat shall not be licensed  
14 unless it is vaccinated in accordance with this chapter and  
15 the rules adopted under the chapter.

16     2. A dog or cat vaccinated in any other state prior to  
17 entry into this state may be licensed in this state if, at the  
18 time of licensing, the owner of the animal presents a  
19 vaccination certificate, signed by a veterinarian licensed to  
20 practice in that state or a veterinarian employed by a  
21 governmental agency in that state, stating the owner's name  
22 and address, the animal's description, date of vaccination and  
23 type, manufacturer, and serial number of the vaccine used.  
24 The vaccination must be in conformity with this chapter and  
25 the rules adopted under this chapter.

26     3. The county enforcement agent may make provisions for  
27 vaccination clinics as deemed necessary. The vaccination  
28 shall be performed by a licensed veterinarian.

29     4. Dogs or cats kept in kennels, registered or licensed  
30 with the department, and never allowed to run at large, are  
31 exempt from these license requirements.

32     Sec. 10. NEW SECTION. 350.10 RABIES AND ANIMAL CONTROL  
33 FUNDING.

34     Except for surcharge moneys and administrative fees, all  
35 fees, fines, and other moneys collected under this chapter

1 shall be used for purposes of administration and enforcement  
2 of this chapter.

3 Sec. 11. NEW SECTION. 350.11 RIGHT AND DUTY TO DESTROY  
4 UNLICENSED DOGS OR CATS.

5 It is lawful for any person, and the duty of all peace of-  
6 ficers within their respective jurisdictions unless the  
7 jurisdiction has otherwise provided for the seizure and  
8 impoundment of dogs and cats, to destroy any dog or cat for  
9 which a license is required, when the animal is not wearing a  
10 collar or harness with license tag attached as required under  
11 in this chapter.

12 Sec. 12. NEW SECTION. 350.12 RIGHT TO DESTROY LICENSED  
13 DOGS OR CATS.

14 It is lawful for any person to destroy a dog or cat,  
15 whether or not it is licensed and wearing a collar with  
16 license tag attached, when the dog or cat is caught in the act  
17 of disturbing, chasing, maiming, or killing any domestic  
18 animal or fowl, or when it is a vicious animal which is  
19 attacking or attempting to bite a person.

20 Sec. 13. NEW SECTION. 350.13 LIABILITY FOR DAMAGES.

21 The owner of an animal, whether licensed or unlicensed, is  
22 liable to the party injured for all damages done by the  
23 animal, except when the party damaged is doing an unlawful act  
24 directly contributing to the injury.

25 Sec. 14. NEW SECTION. 350.14 HANDLING OF BITING ANIMALS  
26 -- RESPONSIBILITY FOR REPORTING ANIMAL BITES.

27 All animal bites treated by medical personnel shall be  
28 reported to the county enforcement agent or local board of  
29 health. Investigation of the incident and management of the  
30 biting animal shall be conducted by the county enforcement  
31 agent under the authority of this chapter.

32 Sec. 15. NEW SECTION. 350.15 ANIMALS EXPOSED TO RABIES -  
33 - REPORTING AND MANAGEMENT.

34 A person having knowledge that a dog, cat, or other animal  
35 was bitten by a known rabid animal shall report this

1 information to a county enforcement agent. Investigation of  
2 the incident and management of the impounded animal shall be  
3 conducted by the county enforcement agent in accordance with  
4 rules of the department.

5 Sec. 16. NEW SECTION. 350.16 UNLAWFUL KEEPING OF DOGS.

6 It is unlawful for a person to keep, harbor, or maintain a  
7 dog within this state except as provided under this chapter.

8 Sec. 17. NEW SECTION. 350.17 UNLAWFUL INTERFERENCE WITH  
9 COUNTY ENFORCEMENT AGENT.

10 It is unlawful for any person to interfere with a county  
11 enforcement agent in the performance of official duties.

12 Sec. 18. NEW SECTION. 350.18 REMOVING IMPOUNDED ANIMALS.

13 A person shall not remove or attempt to remove an animal  
14 which has been impounded or which is in the possession of the  
15 county enforcement agent except in accordance with this  
16 chapter and the rules adopted under this chapter.

17 Sec. 19. NEW SECTION. 350.19 PROPER CARE -- MAINTENANCE  
18 AND DESTRUCTION OF IMPOUNDED ANIMALS.

19 1. An animal impounded in a county or city pound shall be  
20 given proper and humane care and maintenance in accordance  
21 with rules of the department.

22 2. An animal destroyed while impounded in a county or city  
23 pound shall be destroyed in accordance with rules of the  
24 department.

25 3. The governing body of a county or city which operates a  
26 pound shall establish procedures for the humane destruction of  
27 impounded animals by the methods established under subsection  
28 2 and consistent with chapter 162.

29 Sec. 20. NEW SECTION. 350.20 VIOLATION -- PENALTY.

30 A person who violates any of the provisions of this chapter  
31 is guilty of a simple misdemeanor.

32 Sec. 21. Section 331.381, subsection 14, Code 1985, is  
33 amended to read as follows:

34 14. Provide for the licensure, seizure, impoundment, and  
35 disposition of dogs in accordance with chapter 351 350.

1 Sec. 22. Section 331.507, subsection 3, paragraph c, Code  
2 1985, is amended to read as follows:

3 c. Dog license fees and transfer fees as provided in  
4 chapter 351 350.

5 Sec. 23. Chapter 351, Code 1985, is repealed.

6 Sec. 24. EFFECTIVE DATE. This Act takes effect January 1  
7 following its enactment.

8 EXPLANATION

9 This bill provides for the control of vertebrate animals by  
10 city or county enforcement authorities under the general  
11 supervision of a state animal control coordinator within the  
12 department of agriculture. The bill provides for the  
13 vaccination of animals against rabies and for the licensing of  
14 dogs and cats.

15 Each county is to develop a county animal control program  
16 to provide for the collection and impounding of stray dogs and  
17 other animals, to provide for rabies control, and to provide  
18 for public education on animal control and rabies. Each dog  
19 or cat four months of age or more is subject to the licensing  
20 and rabies vaccination provisions.

21 License fees are to be set by the city and county and a  
22 surcharge fee of one dollar is to be collected and transmitted  
23 to the state to cover expenses of the state coordinator.

24 The bill provides for the right and duty to destroy unli-  
25 censed dogs and cats and to destroy licensed dogs or cats  
26 which are caught disturbing, chasing, maiming, or killing do-  
27 mestic animals or fowl or which meet the definition of a  
28 vicious animal.

29 Violations are punishable as simple misdemeanors.

30 Chapter 351, Code 1985, is repealed and the sections of  
31 this bill are assigned numbers of chapter 350.

32 This bill takes effect January 1 following its enactment.

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