

CHAPTER NO. 208.

SENATE BILL NO. 264

INTRODUCED BY BOYLAN, HAGER

IN THE SENATE

January 26, 1979	Introduced and referred to Committee on Local Government.
February 6, 1979	Committee recommend bill do pass as amended. Report adopted.
February 7, 1979	Printed and placed on members' desks.
February 8, 1979	Second reading, do pass.
February 9, 1979	Considered correctly engrossed.
February 10, 1979	Third reading, passed. Transmitted to second house.

IN THE HOUSE

February 12, 1979	Introduced and referred to Committee on Local Government.
March 2, 1979	Committee recommend bill be concurred in as amended. Report adopted.
March 5, 1979	Second reading, concurred in.
March 7, 1979	Third reading, concurred in as amended.

IN THE SENATE

March 8, 1979	Returned to second house. Concurred in as amended.
March 9, 1979	Second reading, amendments adopted.

March 10, 1979

Third reading, amendments  
adopted. Sent to enrolling.

Reported correctly enrolled.

1 *Sen. Hager* BILL NO. *264*  
 2 INTRODUCED BY *Donna Hager*  
 3

1 repealed.

-End-

4 A BILL FOR AN ACT ENTITLED: "AN ACT TO AUTHORIZE THE COUNTY  
 5 GOVERNING BODY AUTHORITY TO CONTROL AND LICENSE DOGS THROUGH  
 6 ADOPTION OF AN ORDINANCE; REPEALING SECTIONS 7-23-2101  
 7 THROUGH 7-23-2107 AND 7-23-2111 THROUGH 7-23-2117, MCA."

8  
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

10 Section 1. County control of dogs. (1) The governing  
 11 body of the county has power to regulate, restrain, or  
 12 prohibit the running at large of dogs by the adoption of an  
 13 ordinance which substantially complies with the provisions  
 14 of 7-5-103 through 7-5-107 and which provides for the  
 15 wearing of a license tag upon the collar of the dog and the  
 16 keeping of a record which will establish the identity of the  
 17 person who owns, keeps, or harbors the dog.

18 (2) The county governing body is authorized to  
 19 impound, sell, kill, or otherwise destroy dogs found at  
 20 large contrary to ordinances.

21 (3) Nothing in this section restricts the governing  
 22 body from enacting dog control measures in a portion of the  
 23 county only.

24 Section 2. Repealer. Sections 7-23-2101 through  
 25 7-23-2107 and 7-23-2111 through 7-23-2117, MCA, are

Approved by Comm.  
on Local Government

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21 (3) Nothing in this section restricts the governing  
22 body from enacting dog control measures in a portion of the  
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24 ~~SECTION 2. THERE IS A NEW MCA SECTION THAT READS:~~

25 Vicious dog control. (1) The county governing body may

1 regulate, restrain, control, kill, or quarantine any  
2 vicious, unruly, or ferocious dog, whether such dog is  
3 licensed or unlicensed, by the adoption of an ordinance  
4 which substantially complies with the provisions of 7-5-103  
5 through 7-5-107.

6 (2) A violation of any ordinance established as  
7 provided in subsection (1) is a misdemeanor.

8 Section 3. Repealer. Sections 7-23-2101 through  
9 7-23-2107 and 7-23-2111 through 7-23-2117, MCA, are  
10 repealed.

-End-

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March 1, 1979

HOUSE OF REPRESENTATIVES

LOCAL GOVERNMENT COMMITTEE

SENATE BILL 264

third reading copy, be amended as follows:

1. Page 2, line 2.

Following: "vicious"

Strike: ", unruly, or ferocious"

2. Page 2.

Following: line 7

Insert: "(3) For purposes of this section, a "vicious dog" is defined as one which bites or attempts to bite any human being without provocation or which harasses, chases, bites, or attempts to bite any other animal. The term "animal" includes all livestock and any domestic pet."

AND AS AMENDED, BE CONCURRED IN.