

ENROLLED ACT NO. 89, SENATE

SIXTIETH LEGISLATURE OF THE STATE OF WYOMING
2009 GENERAL SESSION

AN ACT relating to animal control; extending provisions for dogs running at large to all animals; modifying requirements for offenses of animals running at large; modifying the quarantine term; extending the county dog license fee to all animals; providing an exception; providing a limitation on liability; and providing for an effective date.

Be It Enacted by the Legislature of the State of Wyoming:

Section 1. W.S. 11-31-301(e), (h) and by creating a new subsection (m) is amended to read:

11-31-301. Public nuisance; notice; penalties; rules and regulations; animal control districts and officers.

(e) Any ~~dog~~ animal attacking any person in a vicious manner or that bites any person may be impounded by the county sheriff or animal control officer and held in quarantine for at least ~~fifteen (15)~~ ten (10) days ~~and not more than twenty (20) days~~ or as long as necessary as determined by the Wyoming state health officer after the attack to determine whether the ~~dog~~ animal has any disease which may be communicated to humans. ~~, except that no dog shall be quarantined~~ Home quarantine may be allowed as determined by the animal control officer or the county sheriff if the ~~dog's~~ animal's owner or custodian presents a valid rabies vaccination certificate showing the ~~dog~~ animal has been vaccinated against rabies by a licensed veterinarian. The costs of impoundment, quarantine and testing shall be paid by the owner or custodian of the ~~dog~~ animal. Any ~~dog~~ animal which attacks any person in a vicious manner may be destroyed or the owner or custodian of the ~~dog~~ animal may be fined not more than two hundred dollars (\$200.00), or both. Proof of the fact that the ~~dog~~

ORIGINAL SENATE
FILE NO. 0114

ENROLLED ACT NO. 89, SENATE

SIXTIETH LEGISLATURE OF THE STATE OF WYOMING
2009 GENERAL SESSION

animal has bitten or attacked any person at any place where a person is legally entitled to be is evidence that the ~~dog~~ animal is vicious within the meaning of this section. A copy of any animal control officer report regarding the animal bite shall be submitted to the state health officer.

(h) A board of county commissioners may require an annual county license or tag for ~~dogs~~ animals within their jurisdiction upon payment of a fee of not more than ~~five dollars (\$5.00)~~ ten dollars (\$10.00). Funds collected pursuant to this subsection may be used for ~~dog~~ animal control or for the maintenance of ~~dog~~ animal control centers for either purpose.

(m) Except as provided in subsection (e) of this section regarding impounding an animal to determine disease status, nothing in this section shall apply to any livestock guarding animal which is actively engaged in protecting livestock. Except in the case of gross or willful negligence, no liability shall accrue to the owner, or his agent, of any livestock guarding animal for any injury to any person or animal received from any livestock guarding animal which was actively engaged in protecting livestock. As used in this subsection, "animal" means as defined in W.S. 11-29-101(a)(i).

ORIGINAL SENATE
FILE NO. 0114

ENROLLED ACT NO. 89, SENATE

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Section 2. This act is effective July 1, 2009.

(END)

Speaker of the House

President of the Senate

Governor

TIME APPROVED: _____

DATE APPROVED: _____

I hereby certify that this act originated in the Senate.

Chief Clerk