

THE HOUSE OF REPRESENTATIVES
Monday, February 16, 2009

House Bill No. 1045

HOUSE BILL NO. 1045 - By: DUNCAN of the House.

An Act relating to animals; amending 4 O.S. 2001, Section 43, which relates to regulation and control of dogs running at large; eliminating certain population restriction; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

1 SECTION 1. AMENDATORY 4 O.S. 2001, Section 43, is amended to read as
2 follows:

3 Section 43. A. The board of county commissioners of any county ~~with a population~~
4 ~~of two hundred thousand (200,000) or more according to the last Federal Decennial~~
5 ~~Census~~ may regulate or prohibit the running at large of dogs within ~~said~~ that county,
6 and cause ~~such~~ the dogs as ~~may be~~ running at large to be ~~impounded and disposed;~~

7 1. Impounded;

8 2. Disposed of as otherwise provided for by law; or ~~sold~~

9 3. Sold to discharge the costs and penalties provided for the violation of ~~such~~ this
10 prohibition and the expense of impounding and keeping the same for such sale; ~~and.~~

11 The board of county commissioners may also provide for the erection of all needful
12 pens, pounds and buildings for the use of ~~said~~ the county at any place within ~~said~~ the
13 county.

1 B. It shall be the duty of the board of county commissioners of any county
2 undertaking the regulation and taxation of dogs in ~~said~~ the county under this ~~act~~ section
3 to establish and enforce rules governing the same, and they shall enter into a definite
4 cooperative agreement with the sheriff of ~~said~~ the county prescribing ~~said~~ the rules and
5 regulations and the manner and terms of enforcement thereof, and for the financing and
6 compensation therefor.

7 C. The board of county commissioners may also regulate and provide for taxing the
8 owners and harborers of dogs, and authorize the humane killing or disposal of dogs,
9 found at large, contrary to any ordinance regulating the same.

10 D. Any person, firm or corporation who violates any rule or regulation made by
11 such board of county commissioners under the authority of this ~~act~~ section shall be guilty
12 of a misdemeanor and shall be punished as provided by the laws of this state in any court
13 of competent jurisdiction, provided that in the case of continuing offenses, each day on
14 which the offense occurs shall constitute a separate offense.

15 SECTION 2. This act shall become effective November 1, 2009.

16 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY, dated 02-12-09 - DO PASS.