

Senate Engrossed

State of Arizona
Senate
Forty-fifth Legislature
Second Regular Session
2002

CHAPTER 172

SENATE BILL 1283

AN ACT

REPEALING SECTION 11-1004, ARIZONA REVISED STATUTES; AMENDING SECTION 11-1005, ARIZONA REVISED STATUTES; RELATING TO ANIMAL CONTROL.

(TEXT OF BILL BEGINS ON NEXT PAGE)



1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Repeal

3 Section 11-1004, Arizona Revised Statutes, is repealed.

4 Sec. 2. Section 11-1005, Arizona Revised Statutes, is amended to read:

5 11-1005. Powers and duties of board of supervisors

6 A. Each county board of supervisors may:

7 1. Designate or employ a county enforcement agent. If such
8 designation or employment is not made, the county sheriff shall be the county
9 enforcement agent, but nothing in this article shall be deemed to prevent the
10 county board of supervisors from designating or employing a county
11 enforcement agent at any time it is deemed necessary or advisable.

12 2. Provide the county enforcement agent with such personnel and
13 equipment as is ARE necessary to enforce the provisions of this article and
14 the ~~regulations promulgated thereunder~~ RULES ADOPTED UNDER THIS ARTICLE.

15 3. Contract with any city or town to enforce the provisions of any
16 ordinance enacted by such city or town for the control of dogs.

17 4. For the unincorporated areas of the county, by ordinance, regulate,
18 restrain and prohibit the running at large of dogs, except dogs used for
19 control of livestock or while being used or trained for hunting.

20 5. For the unincorporated areas of the county, by ordinance, regulate,
21 restrain and prohibit the excessive and unrestrained barking of dogs.

22 6. Establish either:

23 (a) Criminal penalties not to exceed the penalties for a class 2
24 misdemeanor for violation of an ordinance adopted pursuant to paragraph 4 or
25 5.

26 (b) Civil penalties for violations of an ordinance adopted pursuant
27 to paragraph 4 or 5, not to exceed five hundred dollars for each violation.

28 B. Fines received for violation of an ordinance adopted with a
29 criminal penalty pursuant to subsection A, paragraph 6, subdivision (a) shall
30 be deposited in a special, permanent, nonlapsing and nonreverting county fund
31 to be used solely for the operation of the county enforcement agency.

32 C. Each county board of supervisors may establish pound fees for
33 impounding and maintaining animals at the county pound or any pound used by
34 the county.

35 D. THE COUNTY BOARD OF SUPERVISORS SHALL BE RESPONSIBLE FOR DECLARING
36 A RABIES QUARANTINE AREA WITHIN ITS JURISDICTION ON A RECOMMENDATION OF THE
37 COUNTY BOARD OF HEALTH OR THE LOCAL HEALTH DEPARTMENT. IF A RABIES
38 QUARANTINE AREA IS DECLARED, THE COUNTY BOARD OF SUPERVISORS SHALL MEET WITH
39 THE COUNTY BOARD OF HEALTH AND THE COUNTY ENFORCEMENT AGENT AND INSTITUTE AN
40 EMERGENCY PROGRAM FOR THE CONTROL OF RABIES WITHIN THAT AREA PROVIDED THAT
41 ANY REGULATIONS RESTRICTING OR INVOLVING THE MOVEMENT OF LIVESTOCK WITHIN
42 THAT AREA SHALL BE DEVELOPED BY THE STATE VETERINARIAN.

APPROVED BY THE GOVERNOR MAY 6, 2002.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 7, 2002.

Passed the House April 29, 2002

by the following vote: 56 Ayes,

0 Nays, 4 Not Voting

[Signature]
Speaker of the House

Norman L. Moore
Chief Clerk of the House

Passed the Senate March 25, 2002

by the following vote: 28 Ayes,

0 Nays, 2 Not Voting

[Signature]
President of the Senate

Charmine Bellington
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

30 day of April, 2002

at 11:27 o'clock A M.

[Signature]
Secretary to the Governor

Approved this 6th day of

May, 2002

at 3:47 o'clock P M.

[Signature]
Governor of Arizona

S.B. 1283

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 7 day of May, 2002

at 3:13 o'clock P M.

[Signature]
Secretary of State