

HOUSE BILL No. 4333

February 19, 1991, Introduced by Reps. Joe Young, Sr., DeMars, Perry Bullard, Clack, Hunter, Stallworth, Harrison, Dobronski and Joe Young, Jr. and referred to the Committee on Judiciary.

A bill to amend the title of Act No. 339 of the Public Acts of 1919, entitled
"Dog law of 1919,"
as amended, being sections 287.261 to 287.290 of the Michigan Compiled Laws; and to add section 4a.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Section 1. The title of Act No. 339 of the Public Acts of
2 1919, as amended, being sections 287.261 to 287.290 of the
3 Michigan Compiled Laws, is amended and section 4a is added to
4 read as follows:

TITLE

5
6 An act relating to dogs and the protection of PERSONS, ~~live~~
7 ~~stock~~ LIVESTOCK, and poultry from ~~damage~~ INJURY by dogs;
8 providing for the licensing of dogs; regulating the keeping of
9 dogs — and authorizing their destruction in certain cases;

1 providing for the determination and payment of damages done by
2 dogs to ~~live stock~~ LIVESTOCK and poultry; imposing powers and
3 duties on certain state, county, city and township officers and
4 ~~employees, and to repeal~~ EMPLOYEES; REPEALING Act No. 347 of the
5 Public Acts of 1917; ~~—~~ and providing penalties for the viola-
6 tion of this act.

7 SEC. 4A. (1) NOTWITHSTANDING ANY OTHER PROVISION OF THIS
8 ACT, THE DEPARTMENT OF AGRICULTURE SHALL SUPERVISE THE ENFORCE-
9 MENT OF ALL LAWS AND ORDINANCES THAT PROTECT PERSONS FROM DOGS,
10 AND EACH LAW ENFORCEMENT OFFICER AND ANIMAL CONTROL OFFICER SHALL
11 BE AVAILABLE TO ASSIST THE DEPARTMENT OF AGRICULTURE IN THE
12 ENFORCEMENT PROCESS, AND SHALL MAKE ENFORCEMENT A PRIORITY.

13 (2) EACH PROSECUTOR WITHIN THE STATE SHALL MAKE THE PROSECU-
14 TION OF A VIOLATOR OF A LAW OR ORDINANCE PROTECTING PERSONS FROM
15 DOGS A PRIORITY.

16 (3) THE DEPARTMENT OF AGRICULTURE SHALL ESTABLISH WITHIN THE
17 DEPARTMENT A DOG LAW ENFORCEMENT BUREAU THAT SHALL BE FUNDED FOR
18 THE SOLE PURPOSE OF SUPERVISING THE ENFORCEMENT OF ALL LAWS AND
19 ORDINANCES PROTECTING PERSONS FROM DOGS. THE DOG LAW ENFORCEMENT
20 BUREAU IS AUTHORIZED TO DO ALL OF THE FOLLOWING:

21 (A) REQUEST A LAW ENFORCEMENT OR ANIMAL CONTROL OFFICER TO
22 ISSUE A CITATION, SUMMONS, OR APPEARANCE TICKET FOR A VIOLATION
23 OF A LAW OR ORDINANCE THAT PROTECTS PERSONS FROM DOGS.

24 (B) UNDERTAKE RESPONSIBILITY FOR DIRECT ENFORCEMENT OF A LAW
25 OR ORDINANCE THAT PROTECTS PERSONS FROM DOGS IF A LAW ENFORCEMENT
26 OR ANIMAL CONTROL OFFICER FAILS TO RESPOND WITHIN 24 HOURS TO A

1 REQUEST OF THE DOG LAW ENFORCEMENT BUREAU THAT A CITATION,
2 SUMMONS, OR APPEARANCE TICKET BE ISSUED.

3 (C) REQUEST THAT ANY PROSECUTOR WITHIN THE STATE PROSECUTE A
4 VIOLATOR OF ANY LAW OR ORDINANCE THAT PROTECTS PERSONS FROM
5 DOGS.

6 (4) THE DIRECTOR OF THE DEPARTMENT OF AGRICULTURE SHALL
7 APPOINT A DEPUTY DIRECTOR OF THE DOG LAW ENFORCEMENT BUREAU TO
8 ADMINISTER AND DIRECT SUPERVISION OF ENFORCEMENT OF ALL LAWS AND
9 ORDINANCES PROTECTING PERSONS FROM DOGS.

10 (5) AS USED IN THIS SUBSECTION, "DOG" MEANS A DOMESTIC
11 MAMMAL OF THE SPECIES CANIS FAMILIARIS, OR ANY MAMMAL OF THE SPE-
12 CIES CANIS FAMILIARIS CROSSBRED WITH A MAMMAL OF THE SPECIES
13 CANIS LUPUS, COMMONLY KNOWN AS WOLF.