

# SENATE BILL No. 1138

February 11, 2010, Introduced by Senators VAN WOERKOM, JELINEK, KUIPERS, ALLEN and CLARKE and referred to the Committee on Agriculture and Bioeconomy.

A bill to amend 1879 PA 248, entitled

"An act to prevent animals from running at large in certain cities and villages within this state,"

by amending section 1 (MCL 433.51) and by adding section 13.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1       Sec. 1. (1) ~~That it shall not be lawful for any cattle,~~  
2       ~~horses, mules, sheep, swine, or goats~~ **THE OWNER OF ANY CATTLE,**  
3       **HORSE, MULE, SHEEP, SWINE, OR GOAT SHALL NOT ALLOW THE ANIMAL** to  
4       run at large in any public ~~street, lane, alley, park, place, or~~  
5       ~~highway,~~ in any city or village within this state, having a  
6       population of 7,000 or more inhabitants. ~~and it shall be the duty~~  
7       ~~of every commissioner of highways, poundmaster, marshal, deputy~~  
8       ~~marshal, policeman and constable of any such~~ **A LAW ENFORCEMENT**  
9       **OFFICER OF OR ANIMAL CONTROL OFFICER FOR SUCH A** city or village ~~and~~

1 to **SHALL** seize, and take into his possession as herein provided,  
2 and keep until disposed of according to law, any **AS PROVIDED UNDER**  
3 **THIS ACT, ANY SUCH** animal so found running at large. ~~Provided~~

4 (2) The city of Ludington ~~be~~ **IS** exempt from the operations of  
5 this act.

6 **SEC. 13. THIS ACT DOES NOT LIMIT AUTHORITY PROVIDED UNDER**  
7 **SECTION 4A OF 1976 PA 328, MCL 433.14A, TO KILL SWINE RUNNING AT**  
8 **LARGE.**

9 Enacting section 1. This amendatory act does not take effect  
10 unless Senate Bill No. 1136

11 of the 95th Legislature is enacted into law.