

COUNCIL OF THE DISTRICT OF COLUMBIA

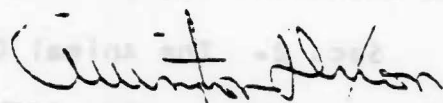
NOTICE

D.C. LAW 3-97

"Animal Control Act Amendment Act of 1980".

Pursuant to Section 412 of the District of Columbia Self-Government and Governmental Reorganization Act, P. L. 93-198, "the Act", the Council of the District of Columbia adopted Bill No. 3-211, on first and second readings, June 17, 1980 and July 1, 1980, respectively. Following the signature of the Mayor on July 16, 1980, this legislation was assigned Act No. 3-219, published in the August 15, 1980, edition of the D.C. Register, (Vol. 27 page 3523) and transmitted to Congress on July 22, 1980 for a 30-day review, in accordance with Section 602 (c)(1) of the Act.

The Council of the District of Columbia hereby gives notice that the 30-day Congressional Review Period has expired, and, therefore, cites this enactment as D.C. Law 3-97 effective September 16, 1980.



ARRINGTON DIXON
Chairman of the Council

Dates Counted During the 30-day Congressional Review Period:

July	22,23,24,25,28,29,30,31
August	1,4,5,6,18,19,20,21,22,25,26,27,28
September	3,4,5,8,9,10,11,12,15

D.C. LAW 3-97

EFFECTIVE
DATE SEP 16 1980

Enrolled Original

AN ACT

D.C. ACT 3-219

IN THE COUNCIL OF THE DISTRICT OF COLUMBIA

JUL 16 1980

To amend the Animal Control Act of 1979 to require the Mayor to issue rules for disposing of impounded animals; to require neutering of an adopted male animal when it becomes ten (10) months of age; to include knowledge as an element of the crime of falsely denying animal ownership; to prohibit the sale of baby chickens, ducklings, other fowl, and rabbits that have had their natural color changed; to make a dog owner liable for damages caused by the dog while at large regardless of the owner's lack of knowledge of the dog's vicious propensity; and for other purposes.

BE IT ENACTED BY THE COUNCIL OF THE DISTRICT OF COLUMBIA,

That this act may be cited as the "Animal Control Act Amendment Act of 1980".

Sec. 2. The Animal Control Act of 1979, effective October 18, 1979 (D.C. Law 3-30; D.C. Code, sec. 6-2401 et seq.) is amended as follows:

(a) Section 3(a) (D.C. Code, sec. 6-2402(a)) by striking the period at the end and adding the following phrase at the end thereof: " PROVIDED, That only a sworn member of the

CODIFICATION
D.C. Code,
sec. 6-2402

Metropolitan Police Department may serve a notice of violation with respect to section 9(a) outside the premises of the animal shelter."

(b) Section 6 (D.C. Code, sec. 6-2405) is amended by adding the following new subsection

D.C. Code,
sec. 6-2405

(i):

"(i) The Mayor shall adopt rules for disposing of animals impounded under this section in accordance with section 105 of the District of Columbia Administrative Procedure Act, approved October 21, 1968 (82 Stat. 1205; D.C. Code, sec. 1-1505)."

(c) Section 8(b) (D.C. Code, sec. 6-2407(b)) is amended to read as follows:

D.C. Code,
sec. 6-2407

"(b)(1) The Mayor shall not release a female animal over the age of six (6) months for adoption unless (A) the animal has been spayed and (B) the person adopting the animal has paid the expense of spaying.

"(2) The Mayor shall not release a female animal under the age of six (6) months for adoption unless the person adopting the animal has paid the expense of spaying the animal. The

Enrolled Origin

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person adopting the animal shall have it spayed before it becomes six (6) months of age.

"(3) The Mayor shall not release a male animal over the age of ten (10) months for adoption unless (A) the animal has been neutered and (B) the person adopting the animal has paid the expense of neutering.

"(4) The Mayor shall not release a male animal under the age of ten (10) months for adoption unless the person adopting the animal has paid the expense of neutering the animal. The person adopting the animal shall have it neutered before it becomes ten (10) months of age.

"(5) The Mayor shall refund any money collected for the purpose of spaying or neutering an animal upon proof that the animal has been spayed or neutered by a private veterinarian."

(d) Section 9(b) (D.C. Code, sec. 6-2408(b)) is amended by inserting the phrase "knowingly and" before the word "falsely".

D.C. Code,
sec. 6-2408

(e) Section 9 (D.C. Code, sec. 6-2408) is amended by adding the following new subsection

D.C. Code,
sec. 6-2408

(f):

"(f) No person shall sell or offer for sale a baby chicken, duckling, other fowl, or rabbit that has had its natural color changed."

(f) The following new section 12a is added:

D.C. Code,
sec. 6-2411.1

"Sec. 12a. Civil liability.

"If a dog injures a person while at large, lack of knowledge of the dog's vicious propensity standing alone shall not absolve the owner from a finding of negligence."

(g) Section 9 (D.C. Code, sec. 5-2408) is amended by adding the following new subsection

D.C. Code,
sec. 6-2408

(g):

"(g) No person shall sell or offer for sale a rabbit under the age of sixteen (16) weeks or a chick or duck under the age of eight (8) weeks except for agricultural or scientific purposes."


Sec. 3. Article 18 of the Police Regulations of the District of Columbia is amended by inserting the following new section 1 to read as follows:


D.C.M.R.

"Sec. 1. No person shall own or keep a dog that by barking or any other manner

disturbs the quiet of any neighborhood or any person."

Sec. 4. This act shall take effect after a thirty (30) day period of Congressional review following approval by the Mayor (or in the event of veto by the Mayor, action by the Council of the District of Columbia to override the veto) as provided in section 602(c)(1) of the District of Columbia Self-Government and Governmental Reorganization Act, approved December 24, 1973 (97 Stat. 813; D.C. Code, sec. 1-147(c)(1)).


Chairman
Council of the District of Columbia


Mayor
District of Columbia
APPROVED: July 16, 1980

