

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF PIMA COUNTY, ARIZONA, RELATING TO ANIMALS; AMENDING PIMA COUNTY CODE CHAPTER 6.04 TO ALLOW ENFORCEMENT OF THE COUNTY RABIES VACCINATION REQUIREMENT; AMEND SERVICE DOG AND LAW ENFORCEMENT WORKING DOG EXEMPTIONS AND ELIMINATING CERTAIN UNALTERED DOG LICENSE PROVISIONS

THE BOARD OF SUPERVISORS OF PIMA COUNTY, ARIZONA, FINDS THAT:

1. The Board of Supervisors has authority under A.R.S. §§ 11-251(17), 11-251.05 and 11-1008 to set dog licensing fees.
2. Currently, there is no provision that allows Animal Care or law enforcement officers to enforce the mandated rabies vaccination provision of the Pima County Code. Therefore, it is in the best interest of the County to provide the authority to enforce the rabies vaccination provision and update enforcement sections.
3. It is in the best interests of the County to update the service dog language and add a dog licensing exemption for law enforcement working dogs.
4. It is in the best interest of the County to support spay and neuter of cats and dogs. Eliminating discounted licensing fees for unaltered dogs best supports that interest.

THEREFORE BE IT ORDAINED BY THE BOARD OF SUPERVISORS OF PIMA COUNTY, ARIZONA:

SECTION 1: Section 1 of Ordinance No. 2015-22 and subsections 6.04.050 (A) and 6.04.070(B) and (J) of the Pima County Code are amended to read as follows:

CHAPTER 6.04

ANIMAL CONTROL REGULATIONS

. . .

6.04.050 Enforcement Authority – Disposition of fines

A. The animal care enforcement officers ~~may issue citations for the violation of Sections 6.04.030, 6.04.110 and 6.04.120 of this chapter.~~ are authorized to enforce the provisions of this chapter and to issue citations for violations of this chapter.

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6.04.070 - Dog vaccinating, licensing and permitting procedure and fees within county limits.

. . .

B. The licensing fees for dogs three months of age or over which are kept within the boundaries of the county for at least thirty consecutive days are as follows:

1. Regular, unaltered dog — sixty dollars.

- 2. Regular, altered dog—fifteen dollars.
- 3. Dogs declared dangerous or vicious—one hundred dollars.
- ~~4. Senior/disabled citizen owner, unaltered dog (limit four discounted dog licenses per household)—seventeen dollars.~~
- ~~45. Senior/disabled citizen owner, altered dog (limit four discounted dog licenses per household) — ten dollars.~~
- ~~56. Upon showing a veterinarian's certificate stating that a dog cannot be altered for health reasons - the regular, altered dog fee will apply. Dogs ten years of age or older fifteen dollars.~~
- 6. A dog owner with a household income below the federal poverty level is eligible for an eight dollar dog licensing fee per altered dog (limit four discounted dog licenses per household).
- ~~8. A guide dog belonging to a blind person who is a resident within Pima County, or a dog certified, in writing, as being trained to the standards of a service animal by a national recognized service dog training agency belonging to a resident within Pima County shall be licensed pursuant to this article without payment of a fee.~~
- 7. A service animal, or a dog training to be a service animal, as defined by Arizona Revised Statute section 11-1024 may be licensed under this section without payment of a fee. An applicant for a license fee waiver for a service animal must sign a written certification that the dog is a service animal, or is in training to be a service animal, as defined in A.R.S. section 11-1024. The written certification must be in substantially the same language as in A.R.S. section 11-1008(F)(2). A person who makes a false certification under this section is guilty of a petty offense and subject to a fine that does not exceed fifty dollars.
- 8. An active working dog belonging to a law enforcement agency, or an altered retired law enforcement working dog, may be licensed under this section without payment of a fee.
- 9. Processing/Postage fee per license, one dollar.

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J. Penalty. The owner of any dog who fails to vaccinate and license or permit such dog pursuant to this section is guilty of a Class 2 misdemeanor, which is punishable by a fine of not less than one hundred fifty dollars nor more than seven hundred fifty dollars, four months in jail, two years' probation, or any combination thereof. No judge may grant probation in lieu of, or otherwise suspend, the imposition of the minimum fine prescribed herein; provided however that where a violation of this section is charged, the fine shall be reduced to seventy-five dollars upon a showing to the court of proof of vaccination and licensing or permitting, as is required for such dog, within fifteen days of issuance of the complaint.

. . .

SECTION 2. This Ordinance is effective 30 days after the date of adoption.

PASSED AND ADOPTED by the Board of Supervisors, Pima County, Arizona, this _____ day of _____, 2016.

Chair, Board of Supervisors

Date

ATTEST:

Clerk of the Board

APPROVED AS TO FORM:

Deputy County Attorney