

Bill No. 41-01
Concerning: Animal Control – Dog Tethering
Revised: Nov. 15, 2001 Draft No. 3
Introduced: November 20, 2001
Expires: May 20, 2003
Enacted: _____
Executive: _____
Effective: _____
Sunset Date: None
Ch. _____, Laws of Mont. Co. _____

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Council President Ewing

AN ACT to:

- (1) clarify that certain practices involving the unattended restraint of a dog violate State and County laws against cruelty toward animals;
- (2) generally amend County law regarding the humane treatment of animals.

By amending

Montgomery County Code
Chapter 5, Animal Control
Section 5-201

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by original bill.</i>
[Single boldface brackets]	<i>Deleted from existing law by original bill.</i>
<u>Double underlining</u>	<i>Added by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the bill by amendment.</i>

The County Council for Montgomery County, Maryland approves the following Act:

Section 1. Section 5-201 of the County Code is amended as follows:

5-201. Cruelty.

(a) *Violation.* A person must not violate State laws against cruelty to **animals**, such as by:

(1) violating general prohibitions against cruelty (Md. Code, Article 27, § 59), including restraining a dog by a rope, tether, chain, or similar device attached to a fixed anchoring, without the presence of a responsible individual;

* * *

(b) *Regulations.* The County Executive may issue regulations, consistent with State law, to interpret and implement State anti-cruelty laws in the County. Any regulations issued under this subsection must be consistent with the specific prohibition described in subsection (a)(1).

Sec. 2. Regulations; Transition.

A regulation that implements Chapter 5 continues in effect, except to the extent it is inconsistent with this Act or the regulation is repealed or amended.

Approved:

Blair G. Ewing, President, County Council

Date

Approved:

Douglas M. Duncan, County Executive

Date

This is a correct copy of Council action.

Mary A. Edgar, CMC, Clerk of the Council

Date