

2019 ANIMAL ABUSE AND DOMESTIC VIOLENCE CONFERENCE

Friday, October 4, 2019
Maricopa County Security Building
9th Floor Ballroom
222 N. Central Avenue,
Phoenix, Arizona



ARIZONA HUMANE SOCIETY EMERGENCY ANIMAL MEDICAL TECHNICIANS

Presented by:

Ruthie Jesus

Arizona Humane Society Field Ops Supervisor

Distributed by:

ARIZONA PROSECUTING ATTORNEYS' ADVISORY COUNCIL
1951 West Camelback Road, Suite 202
Phoenix, Arizona 85015

ELIZABETH BURTON ORTIZ
EXECUTIVE DIRECTOR

ORDINANCE G-6167
AN ORDINANCE AMENDING CHAPTER 8, ARTICLE I, PHOENIX
CITY CODE, BY ADDING SECTION 8-3.08, RELATING TO
ANIMALS, UNLAWFUL RESTRAINT OF DOG; DEFINITIONS; PENALTY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX as follows:

SECTION 1, Chapter 8, Article I, Phoenix City Code is amended by adding Section 8-3.08 to read:

Sec. 8-3.08. UNLAWFUL RESTRAINT OF DOG.

A. FOR PURPOSES OF THIS SECTION:

1. "EXTREME WEATHER CONDITIONS" MEANS:
 - i. THE ACTUAL OR EFFECTIVE OUTDOOR TEMPERATURE IS BELOW 32 DEGREES FAHRENHEIT OR ABOVE 100 DEGREES FAHRENHEIT;
 - ii. A HEAT ADVISORY HAS BEEN ISSUED BY A LOCAL, STATE, OR NATIONAL AUTHORITY FOR THE AREA; OR
 - iii. A MONSOON, HURRICANE, TROPICAL-STORM, DUSTSTORM OR TORNADO WARNING HAS BEEN ISSUED FOR THE AREA BY A LOCAL, STATE, OR NATIONAL AUTHORITY.
2. "COLLAR" MEANS ANY COLLAR CONSTRUCTED OF NYLON, LEATHER, METAL, OR SIMILAR MATERIAL, SPECIFICALLY DESIGNED TO BE USED ON A DOG.
3. "OWNER" MEANS A PERSON WHO OWNS OR HAS CUSTODY OR CONTROL OF A DOG.
4. "PROPERLY FITTED" MEANS A COLLAR THAT MEASURES THE CIRCUMFERENCE OF A DOG'S NECK PLUS ONE INCH.
5. "RESTRAINT" MEANS A CHAIN, ROPE, TETHER, LEASH, CABLE, OR OTHER DEVICE THAT ATTACHES A DOG TO A STATIONARY OBJECT OR TROLLEY SYSTEM.

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B. AN OWNER SHALL NOT RESTRAIN A DOG OUTSIDE BY USE OF A RESTRAINT THAT UNREASONABLY LIMITS THE DOG'S MOVEMENT OR DURING EXTREME WEATHER CONDITIONS.

A RESTRAINT UNREASONABLY LIMITS A DOG'S MOVEMENT IF THE RESTRAINT:

1. USES A COLLAR THAT IS NOT PROPERLY FITTED TO THE DOG;
2. IS IN LENGTH SHORTER THAN 10 FEET;
3. PLACES THE DOG IN UNSAFE OR UNSANITARY CONDITIONS;
4. CAUSES INJURY TO THE DOG; OR
5. DOES NOT PERMIT THE DOG ACCESS TO FOOD, WATER, SHADE, DRY GROUND, OR SHELTER.

C. PENALTY:

1. A PERSON FOUND RESPONSIBLE FOR VIOLATING SUBSECTION B OF THIS SECTION MUST BE ASSESSED A FINE NOT LESS THAN TWO HUNDRED AND FIFTY DOLLARS.
2. UPON A SECOND CONVICTION UNDER SUBSECTION B OF THIS SECTION, A PERSON IS GUILTY OF A CLASS ONE MISDEMEANOR PUNISHABLE BY JAIL FOR A TERM OF NOT LESS THAN FORTY-EIGHT HOURS AND A FINE OF NOT LESS THAN ONE THOUSAND DOLLARS.
3. UPON A THIRD CONVICTION UNDER SUBSECTION B OF THIS SECTION, A PERSON IS GUILTY OF A CLASS ONE MISDEMEANOR PUNISHABLE BY JAIL FOR A TERM OF NOT LESS THAN FIFTEEN CONSECUTIVE DAYS AND A FINE OF NOT LESS THAN TWO THOUSAND DOLLARS.

B. AN OWNER SHALL NOT RESTRAIN A DOG OUTSIDE BY USE OF A RESTRAINT THAT UNREASONABLY LIMITS THE DOG'S MOVEMENT OR DURING EXTREME WEATHER CONDITIONS.

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