

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 808 Session of
2001

INTRODUCED BY GREENLEAF, KUKOVICH, M. WHITE, LOGAN, COSTA,
KITCHEN AND TARTAGLIONE, APRIL 23, 2001

REFERRED TO AGRICULTURE AND RURAL AFFAIRS, APRIL 23, 2001

AN ACT

1 Amending the act of December 7, 1982 (P.L.784, No.225),
2 entitled, as amended, "An act relating to dogs, regulating
3 the keeping of dogs; providing for the licensing of dogs and
4 kennels; providing for the protection of dogs and the
5 detention and destruction of dogs in certain cases;
6 regulating the sale and transportation of dogs; declaring
7 dogs to be personal property and the subject of theft;
8 providing for the abandonment of animals; providing for the
9 assessment of damages done to animals; providing for payment
10 of damages by the Commonwealth in certain cases and the
11 liability of the owner or keeper of dogs for such damages;
12 imposing powers and duties on certain State and local
13 officers and employees; providing penalties; and creating a
14 Dog Law Restricted Account," providing for civil penalties.

15 The General Assembly of the Commonwealth of Pennsylvania
16 hereby enacts as follows:

17 Section 1. The act of December 7, 1982 (P.L.784, No.225),
18 known as the Dog Law, is amended by adding a section to read:

19 Section 211.1. Civil penalties.

20 (a) Three to five violations.--In addition to the criminal
21 penalties imposed under section 903, any person who holds a
22 kennel license or out-of-state dealer license and whom the
23 department finds to have violated provisions of this act

relating to the care and treatment of dogs or 18 Pa.C.S. § 5511
(relating to cruelty to animals) during at least three but not
more than five separate incidents shall have his license revoked
or suspended for at least 30 days under the provisions of
section 211 and shall pay a civil penalty of not less than \$300
nor more than \$500.

(b) Six to nine violations.--In addition to the criminal
penalties imposed under section 903, any person who holds a
kennel license or out-of-state dealer license and whom the
department finds to have violated provisions of this act
relating to the care and treatment of dogs or 18 Pa.C.S. § 5511
during at least six but not more than nine separate incidents
shall have his license revoked or suspended for at least 120
days under the provisions of section 211 and shall pay a civil
penalty of not less than \$500 nor more than \$1,000.

(c) Ten or more violations.--In addition to the criminal
penalties imposed under section 903, any person who holds a
kennel license or out-of-state dealer license and whom the
department finds to have violated provisions of this act
relating to the care and treatment of dogs or 18 Pa.C.S. § 5511
during at least ten separate incidents shall have his license
revoked or suspended for at least one year under the provisions
of section 211 and shall pay a civil penalty of not less than
\$1,000 nor more than \$5,000.

(d) Notice and hearing.--Any person subject to a civil
penalty under this section shall have the same rights to notice
and to an administrative hearing as provided under section 211
for the revocation or suspension of licenses.

(e) Payment of civil penalty.--A license revoked or
suspended under this section and section 211 may not be restored

1 or reinstated until all civil penalties imposed under this
2 section have been paid. All civil penalties collected by the
3 department under this section shall be deposited in the Dog Law
4 Restricted Account.

5 Section 2. This act shall take effect in 60 days.