

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 85 Session of 2019

INTRODUCED BY PHILLIPS-HILL, FOLMER, SCHWANK, COSTA, BARTOLOTTA, KILLION, J. WARD, K. WARD AND DINNIMAN, JANUARY 24, 2019

REFERRED TO AGRICULTURE AND RURAL AFFAIRS, JANUARY 24, 2019

AN ACT

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

18 The General Assembly of the Commonwealth of Pennsylvania
 19 hereby enacts as follows:

20 Section 1. Sections 205 and 217(a) of the act of December 7,
 21 1982 (P.L.784, No.225), known as the Dog Law, are amended to
 22 read:

23 Section 205. Transfer of dog licenses or tags; other licensing
 24 requirements.

25 (a) Transfer of dog license.--It is unlawful to transfer a

1 dog license or dog license tag issued for one dog to another
2 dog, except as otherwise provided in this act. The following
3 apply:

4 (1) Whenever the ownership or possession of [any] a dog
5 is permanently transferred from one person to another within
6 the same county, the license of [such] the dog may be
7 likewise transferred, upon application to [an agent under
8 section 200(a). Such application] the county treasurer.

9 (2) An application under this section shall be
10 accompanied by a bill of sale or an affidavit from the owner
11 that ownership of the dog is to be transferred. The owner
12 shall provide the owner's name, address, telephone number and
13 other relevant contact information.

14 (3) A new dog license, or the transfer of a dog license
15 already secured, is not required when the possession of a dog
16 is temporarily transferred for the purpose of hunting game,
17 or for breeding, boarding and training, trial or show, in
18 this Commonwealth. [The issuing agent]

19 (4) The county treasurer shall charge and retain \$1 for
20 [such] the transfer application.

21 (b) Dog moved to another county.--Whenever [any] a dog
22 licensed in one county is permanently moved to another county,
23 [an issuing agent] the county treasurer of the county where the
24 dog license was issued shall, upon the application of the owner
25 or keeper of [such] the dog, certify [such] the dog license to
26 [an agent] the county treasurer of the county to which the dog
27 is moved. [Such agent] The county treasurer shall thereupon, and
28 upon the payment of a fee of \$1 for the use of the [agent]
29 county treasurer, issue a dog license and tag for [such] the dog
30 in the county to which it is moved.

1 (c) Owners of unlicensed dogs.--[Any] A person other than as
2 exempt in section 206, becoming the owner of [any] a dog three
3 months old or older, which has not already been licensed shall
4 forthwith apply for and secure a license for [such] the dog
5 under the provisions of this act.

6 Section 217. Service dogs and dogs used by municipal or State
7 Police departments.

8 (a) Fee exemptions.--

9 (1) The provisions of this act relating to the payment
10 of fees and other charges shall not apply to [any person who
11 uses a service dog for aid or any municipal or State Police
12 department or agency using a dog in the performance of the
13 functions or duties of such department or agency. License
14 tags for service dogs and dogs used by any municipal or State
15 agency in the performance of the functions or duties of such
16 department or agency shall be issued without charge.] :

17 (i) A person who uses a service dog for aid.

18 (ii) A municipal or State Police department or
19 agency using a dog in the performance of the functions or
20 duties of the department or agency.

21 (iii) A service dog used in the performance of
22 services by a police department, fire department or
23 sheriff's office or in the performance of rescue services
24 or emergency medical services.

25 (2) A license tag for a dog described under paragraph
26 (1) shall be issued without charge.

27 (3) For purposes of paragraph (1)(iii), a letter on
28 official letterhead from the respective police chief, fire
29 chief, sheriff or director or authorized agent of the
30 department, agency or office providing the services, along

1 with evidence that the dog is a service dog, shall accompany
2 the application under section 201.

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