

2018 Regular Session

SENATE BILL NO. 160

BY SENATOR CARTER

ANIMALS. Prohibits tying or tethering a dog or cat in extreme weather conditions. (8/1/18)

1 AN ACT

2 To amend and reenact R.S. 3:2361 and 2362, relative to cruelty to animals; to prohibit tying
3 or tethering a dog or cat in extreme weather conditions; to provide for penalties; to
4 provide for technical corrections; and to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 3:2361 and 2362 are hereby amended and reenacted to read as
7 follows:

8 §2361. Horses and mules which may not be sold

9 A. No person shall sell either at private sale or public auction, or offer or
10 receive for sale any horse or mule which by reason of debility, disease, or lameness,
11 or for any other cause could not be worked in the city in which it is offered for sale
12 without violating the laws against cruelty to animals. This section shall apply only
13 in cities in this state having a population of ten thousand or more.

14 **B. Whoever violates the provisions of this Section shall be fined not less**
15 **than twenty-five dollars nor more than one hundred dollars, or imprisoned for**
16 **not more than six months.**

17 §2362. ~~Penalty for illegal sale~~ **Tying or tethering a dog or cat in extreme**

weather conditions; penalties

~~Whoever violates this Part shall be fined not less than twenty-five dollars nor more than one hundred dollars, or imprisoned for not more than six months.~~

A. Except as otherwise provided by law, including R.S. 14:102.26, it shall be prohibited to tie or tether a dog or cat in a manner that exposes the dog or cat to extreme weather conditions in the following designated emergency areas:

(1) A designated emergency area during a flood or hurricane in which a disaster or emergency, as defined in R.S. 29:723, is declared by executive order or proclamation of the governor.

(2) A designated emergency area during a flood or hurricane in which a local disaster or emergency, as defined in R.S. 29:723, is declared by a local political subdivision of the state.

B. A local governing authority may establish a fine not to exceed seventy-five dollars which may be imposed on anyone who violates the provisions of this Section.

The original instrument and the following digest, which constitutes no part of the legislative instrument, were prepared by Curry Lann.

DIGEST

SB 160 Engrossed

2018 Regular Session

Carter

Proposed law (R.S. 3:2362) prohibits tying or tethering a dog or cat in a manner that exposes the dog or cat to extreme weather conditions in the following designated emergency areas:

- (1) A designated emergency area during a flood or hurricane in which a disaster or emergency, as defined in R.S. 29:723, is declared by executive order or proclamation of the governor.
- (2) A designated emergency area during a flood or hurricane in which a local disaster or emergency, as defined in R.S. 29:723, is declared by a local political subdivision of the state.

Proposed law authorizes a local governing authority to establish a fine not to exceed \$75 for violations.

Proposed law makes technical corrections to present law.

Effective August 1, 2018.

(Amends R.S. 3:2361 and 2362)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Agriculture, Forestry,
Aquaculture, and Rural Development to the original bill

1. Removes provisions prohibiting the restraint of a dog or cat in certain extreme weather conditions.
2. Prohibits tying or tethering a dog or cat in certain designated emergency areas during a flood or hurricane.
3. Removes the penalty provisions requiring a fine of not less than \$100 nor more than \$300.
4. Authorizes a local governing authority to establish a fine not to exceed \$75 for violations.