

Session 115 - (2003-2004)

H 5123 General Bill, By Koon, Frye and Rhoad

Summary: Dogs

A BILL TO AMEND SECTION 47-3-310, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO DISPOSAL OR REMOVAL OF FERAL DOGS FROM CERTAIN PROPERTY, SO AS TO PROVIDE THAT COUNTY ANIMAL CONTROL OFFICERS MAY ENTER UPON STATE-OWNED OR MANAGED PROPERTY AND UPON PRIVATE PROPERTY AT THE REQUEST OF THE LANDHOLDER OR LEASEHOLDER IN ORDER TO INVESTIGATE DOGS RUNNING AT LARGE ON THE PROPERTY AND TO PROVIDE THAT IF THE DOGS ARE DETERMINED TO BE FERAL DOGS AND ARE A THREAT TO THE HEALTH OR SAFETY OF LIVESTOCK, WILDLIFE, OR HUMANS, THE ANIMAL CONTROL OFFICERS MAY REMOVE THE FERAL DOGS FROM THE PROPERTY OR DISPOSE OF THEM IN THE MOST HUMANE MANNER AS DETERMINED BY THE OFFICERS; TO AMEND SECTION 47-3-510, AS AMENDED, RELATING TO AN OWNER REGISTERING HIS DOG WITH THE DEPARTMENT OF NATURAL RESOURCES, SO AS TO DELETE THESE REGISTRATION PROVISIONS AND TO ALSO PROVIDE THAT SPORTING (HUNTING) DOGS ENGAGED IN TRACKING, RETRIEVING, OR FLUSHING ARE NOT CONSIDERED AT LARGE AND ARE NOT REQUIRED TO BE RESTRAINED BY A LEASH; TO AMEND SECTION 47-3-530, RELATING TO PENALTIES FOR STEALING OR KILLING IDENTIFIABLE DOGS, SO AS TO INCREASE THE MAXIMUM MONETARY PENALTIES FOR VIOLATION; TO ADD SECTION 47-3-545 SO AS TO PROVIDE THAT OWNERS OR HANDLERS OF SPORTING (HUNTING) DOGS MUST BE ALLOWED REASONABLE NOTICE AND AN OPPORTUNITY TO RETRIEVE SPORTING DOGS WHICH HAVE ENTERED ONTO LANDS OF ANOTHER WITHOUT CIVIL OR CRIMINAL LIABILITY; TO REPEAL SECTION 47-3-320 RELATING TO TRAINING CONSERVATION OFFICERS TO REMOVE FERAL DOGS; TO REPEAL SECTION 50-1-20 RELATING TO THE DEFINITION OF HUNTERS AND HUNTING; AND TO REPEAL SECTION 50-11-780 RELATING TO DOGS ENGAGED IN HUNTING NOT REQUIRED TO BE LEASHED.

04/14/04 House Introduced and read first time HJ-93

04/14/04 House Referred to Committee on Agriculture, Natural Resources and Environmental Affairs HJ-94