

A bill for an act

relating to animal control; removing certain mandates; amending Minnesota Statutes 2010, sections 347.14, subdivision 1; 347.565; repealing Minnesota Statutes 2010, sections 346.13; 346.14; 346.15; 346.155, subdivision 9.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 2010, section 347.14, subdivision 1, is amended to read:

Subdivision 1. **Seizure; impoundment; presumption.** Any person may seize, impound, or restrain any unlicensed dog which the person may find running at large. The fact that a dog is without a license attached to a collar shall be presumptive evidence that the dog is unlicensed. The sheriff and sheriff's deputies or other police officer ~~shall~~ may seize, impound or restrain any dog for which no license has been issued and for which one is required. Any officer who shall seize, restrain, impound, or kill any dog found in any place without a license, as required under sections 347.09 to 347.20, upon delivery of such dog or carcass and the proper disposal of the carcass and after making a report to the town or city treasurer of the town or city in which the dog was seized or killed, showing that the dog did not have a license, shall receive therefor a payment of \$2, the same to be made from any funds in the town or city treasury not otherwise appropriated.

The county auditor shall reimburse the town for any expense incurred under section 347.10 and shall charge such expense to the dog license fund.

Sec. 2. Minnesota Statutes 2010, section 347.565, is amended to read:

347.565 APPLICABILITY.

H.F. No. 516, as introduced - 87th Legislative Session (2011-2012) [11-1446]

2.1 Sections 347.50 to 347.56 ~~must~~ may be enforced by animal control authorities or
2.2 law enforcement agencies, whether or not these sections have been adopted into local
2.3 ordinance.

2.4 Sec. 3. **REPEALER.**

2.5 Minnesota Statutes 2010, sections 346.13; 346.14; 346.15; and 346.155, subdivision
2.6 9, are repealed.

APPENDIX
Repealed Minnesota Statutes: 11-1446

346.13 POUNDMASTER; CUSTODY; SALE; TIME; NOTICE.

The poundmaster shall receive and keep in the public pound any beasts so delivered to the poundmaster; and, unless seized or discharged according to law within six days, shall sell the same or as many as shall be necessary to pay such damages, fees, and costs, at public auction, giving three days' posted notice thereof, and posting one such notice on the pound.

346.14 SALE OF ANIMAL NOT IMPOUNDED.

If, by reason of there being no pound within such town, such beasts shall be kept within some other enclosure, and shall not be discharged therefrom in the manner hereinbefore provided within six days after being placed therein, the sheriff of the county shall sell such beasts, or so many as may be necessary to pay such damages, fees, and costs of keeping, upon the same notice as is required in sales of personal property, on execution.

346.15 REDEMPTION.

The purchaser of any animal sold under sections 346.13 and 346.14 shall keep the same at least two months, during which time the owner may redeem such animal by paying all costs and charges of keeping, and the amount paid therefor at the sale, with interest thereon at 12 percent per annum.

346.155 POSSESSING REGULATED ANIMALS.

Subd. 9. **Report to Board of Animal Health.** By July 1 each year, a local animal control authority shall report to the Board of Animal Health on regulated animals registered with the local animal control authority. The report shall include all registration information submitted to the local animal control authority under subdivision 3, paragraph (a), and information on enforcement actions taken under this section.