

HOUSE BILL No. 4786

June 20, 2017, Introduced by Reps. Hughes, Marino, Lucido, Graves, Crawford, Sheppard, Kesto, Barrett, Faris, Kosowski, Bizon, Vaupel, Howrylak, Canfield, Glenn, Inman, Kelly, Pagel and Noble and referred to the Committee on Military and Veterans Affairs.

A bill to amend 1919 PA 339, entitled
"Dog law of 1919,"
by amending section 6 (MCL 287.266), as amended by 2010 PA 18.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 6. (1) The owner of a dog that is 4 or more months old
2 shall apply to the treasurer of the county or, except as provided
3 in section 14, the treasurer of the township or city where the
4 owner resides, or to the treasurer's authorized agent, for a
5 license for each dog owned or kept by him or her.

6 (2) Unless the county board of commissioners adopts a
7 resolution under subsection (3), the owner shall apply for a
8 license annually on or before March 1.

9 (3) The county board of commissioners of a county may adopt a

1 resolution during the 60-day period before the beginning of the
2 county's fiscal year providing when the owner of a dog that is
3 required to be licensed under ~~subsection (1)~~ **SECTION 2** must apply
4 for a license. Before adopting the resolution, the county board of
5 commissioners shall obtain the county treasurer's written approval
6 of the resolution. Subject to subsection (4), the resolution ~~shall~~
7 **MUST** provide for 1 of the following:

8 (a) That the owner apply for a license by March 1 every year
9 or every third year, at the owner's option.

10 (b) That the owner apply for a license by June 1 every year.

11 (c) That the owner apply for a license by June 1 every year or
12 every third year, at the owner's option.

13 (d) That the owner apply for a license by the last day of the
14 month of the dog's current rabies vaccination, every year.

15 (e) That the owner apply for a license by the last day of the
16 month of the dog's current rabies vaccination, every third year.

17 (f) That the owner apply for a license by 1 of the following,
18 at the owner's option:

19 (i) The last day of the month of the dog's current rabies
20 vaccination every year.

21 (ii) The last day of the month of the dog's current rabies
22 vaccination, every third year.

23 (4) A resolution adopted under subsection (3) ~~shall~~ **MUST**
24 include necessary provisions for conversion to a new licensing
25 schedule. The resolution may extend the effective period of
26 outstanding licenses but ~~shall~~ **MUST** not shorten the effective
27 period of outstanding licenses or prorate license fees.

1 (5) The application ~~shall~~**MUST** state the breed, sex, age,
2 color, and markings of the dog, and the name and address of the
3 last previous owner. Except as otherwise provided in this
4 subsection, the application for a license ~~shall~~**MUST** be accompanied
5 by a valid certificate of a current vaccination for rabies, with a
6 vaccine licensed by the United States ~~department of agriculture,~~
7 **DEPARTMENT OF AGRICULTURE**, signed by an accredited veterinarian.
8 The certificate for vaccination for rabies ~~shall~~**MUST** state the
9 month and year of expiration for the rabies vaccination, in the
10 veterinarian's opinion. If the application for a license is
11 submitted electronically, the owner of the dog is not required to
12 provide a valid certificate of a current vaccination for rabies if
13 the dog was licensed the previous year and the dog's current rabies
14 vaccination on record with the treasurer of the county or, except
15 as provided in section 14, the treasurer of the township or city
16 where the owner resides, or the treasurer's authorized agent, is
17 still valid. A license ~~shall~~**MUST** not be issued **IN A COUNTY THAT**
18 **HAS ADOPTED A PROVISION DESCRIBED** under subsection (3)(d), (e), or
19 (f) if the dog's current rabies vaccination will expire more than 1
20 month before the date on which that license would expire. When
21 applying for a license, the owner shall pay the license fee
22 provided for in the county budget. The county board of
23 commissioners may set license fees in the county budget at a level
24 sufficient to pay all the county's expenses of administering this
25 act as it pertains to dogs. For a spayed or neutered dog, the
26 license fee, if any, ~~shall~~**MUST** be set lower than the license fee
27 for a dog that is not spayed or neutered. In addition, the license

1 fee may be set higher for a delinquent application than for a
2 timely application.

3 **(6) THE APPLICATION DESCRIBED IN SUBSECTION (5) MAY INCLUDE A**
4 **PLACE FOR THE OWNER TO INDICATE WHETHER HE OR SHE WISHES TO MAKE A**
5 **CONTRIBUTION OF UP TO \$10.00 TO THE VETERANS SERVICE DOG FUND**
6 **CREATED IN THE VETERANS SERVICE DOG ACT. EXCEPT AS PROVIDED IN THIS**
7 **SUBSECTION, THE TREASURER OF THE COUNTY OR, EXCEPT AS PROVIDED IN**
8 **SECTION 14, THE TREASURER OF THE TOWNSHIP OR CITY WHERE THE OWNER**
9 **RESIDES, OR THE TREASURER'S AUTHORIZED AGENT, SHALL FORWARD MONEY**
10 **RECEIVED AS A CONTRIBUTION UNDER THIS SUBSECTION TO THE STATE**
11 **TREASURER. THE STATE TREASURER SHALL CREDIT THE MONEY TO THE**
12 **VETERANS SERVICE DOG FUND CREATED IN THE VETERANS SERVICE DOG ACT.**
13 **A COUNTY, TOWNSHIP, OR CITY MAY RETAIN UP TO 1% OF THE MONEY**
14 **COLLECTED UNDER THIS SUBSECTION FOR ADMINISTRATIVE EXPENSES.**

15 **(7) ~~(6)~~**—If a dog is licensed before it becomes 5 months old
16 and is subsequently spayed or neutered before it becomes 7 months
17 old, the owner of the dog may exchange the license for a license
18 for a spayed or neutered dog and receive a refund for the
19 difference in the cost of the licenses. The owner shall exchange
20 the license before the dog becomes 7 months old.

21 **(8) ~~(7)~~**—Subsection ~~(6)~~ **(7)** applies in a county only if the
22 county board of commissioners adopts a resolution to that effect
23 during the 60-day period before the beginning of the county's
24 fiscal year. Before adopting the resolution, the county board of
25 commissioners shall obtain the county treasurer's written approval
26 of the resolution.

27 **(9) ~~(8)~~**—The owner of a dog that is required to be licensed

1 under ~~this~~ section 2 shall keep the dog currently vaccinated
2 against rabies by an accredited veterinarian with a vaccine
3 licensed by the United States ~~department of agriculture~~. **DEPARTMENT**
4 **OF AGRICULTURE.**

5 Enacting section 1. This amendatory act takes effect 90 days
6 after the date it is enacted into law.

7 Enacting section 2. This amendatory act does not take effect
8 unless Senate Bill No. ____ or House Bill No. 4785 (request no.
9 01928'17) of the 99th Legislature is enacted into law.