

1 AN ACT relating to animal ownership.

2 ***Be it enacted by the General Assembly of the Commonwealth of Kentucky:***

3 ➔SECTION 1. A NEW SECTION OF KRS 258.095 TO 258.500 IS CREATED
4 TO READ AS FOLLOWS:

5 ***A local government may enact and enforce any ordinance, regulation, or policy***
6 ***concerning dog safety and welfare, so long as that ordinance, regulation, or policy***
7 ***does not regulate ownership of a dog on the basis of its breed or perceived breed and is***
8 ***consistent with state law.***

9 ➔Section 2. KRS 258.095 is amended to read as follows:

10 As used in KRS 258.095 to 258.500, unless the context requires otherwise:

- 11 (1) "Department" means the Department of Agriculture;
- 12 (2) "Commissioner" means the Commissioner of Agriculture;
- 13 (3) "Board" means the Animal Control Advisory Board created by KRS 258.117;
- 14 (4) "Dog" means any domestic canine, six (6) months of age or older;
- 15 (5) "Owner," when applied to the proprietorship of a dog, includes:
- 16 (a) Every person having a right of property in the dog; and
- 17 (b) Every person who:
- 18 1. Keeps or harbors the dog;
- 19 2. Has the dog in his or her care;
- 20 3. Permits the dog to remain on or about premises owned and occupied by
- 21 him or her; or
- 22 4. Permits the dog to remain on or about premises leased and occupied by
- 23 him or her;
- 24 (6) "Attack" means a dog's attempt to bite or successful bite of a human being. This
- 25 definition shall not apply to a dog's attack of a person who has illegally entered or is
- 26 trespassing on the dog owner's property in violation of KRS 511.060, 511.070,
- 27 511.080, or 511.090;

- 1 (7) "Vicious dog" means any individual dog declared by a court to be a vicious dog;
- 2 (8) "Animal control officer" means an individual who is employed or appointed by, or
3 has contracted with:
- 4 (a) A city, county, urban-county, charter county, or consolidated local
5 government to enforce the provisions of this chapter, the provisions of the
6 Kentucky Revised Statutes relating to cruelty, mistreatment, sexual crimes
7 against, or torture of animals, and local animal control ordinances; or
- 8 (b) An entity that has contracted with a city, county, urban-county, charter county,
9 or consolidated local government to enforce the provisions of this chapter, the
10 provisions of the Kentucky Revised Statutes relating to cruelty, mistreatment,
11 sexual crimes against, or torture of animals, and local animal control
12 ordinances;
- 13 (9) "Designated license facility" means any person, facility, or business designated by
14 resolution of the governing body of the county to collect license fees under KRS
15 258.135;
- 16 (10) "Cat" means any domestic feline three (3) months of age or older;
- 17 (11) "Ferret" means any domestic musteline three (3) months of age or older;
- 18 (12) "Euthanasia" means the act of putting an animal to death in a humane manner by
19 methods specified as acceptable for that species by the most recent report of the
20 American Veterinary Medical Association Panel on Euthanasia, subject to the
21 requirements provided by KRS 258.505;
- 22 (13) "Animal shelter" means any facility used to house or contain animals, operated or
23 maintained by a governmental body, incorporated humane society, animal welfare
24 society, society for the prevention of cruelty to animals, or other nonprofit
25 organization;
- 26 (14) "Quarantine" means the confinement of an animal for observation of clinical signs
27 of illness indicating rabies infection, and the prevention of escape or contact with

1 any person or other animal;

2 (15) "Livestock" means poultry; ratites; and cervine, bovine, ovine, porcine, caprine, or
3 equine animals that are privately owned and raised in a confined area for breeding
4 stock, food, fiber, or other products;~~and~~

5 (16) "Poultry" means chickens, ducks, turkeys, or other domestic fowl; and

6 (17) "Local government" means any city, county, consolidated local government,
7 urban-county, charter county, unified local government, special purpose
8 government entity, or other local governmental unit created by or pursuant to an
9 Act of the General Assembly or Constitution of Kentucky, or any department,
10 agency, or authority thereof.