

ALA CODE § 3-1-5: Alabama Code - Section 3-1-5: PERMITTING DOGS TO RUN AT LARGE; APPLICABILITY OF PROVISIONS OF SECTION IN COUNTIES AND CERTAIN CITIES OR TOWNS

(a) Every person owning or having in charge any dog or dogs shall at all times confine such dog or dogs to the limits of his own premises or the premises on which such dog or dogs is or are regularly kept. Nothing in this section shall prevent the owner of any dog or dogs or other person or persons having such dog or dogs in his or their charge from allowing such dog or dogs to accompany such owner or other person or persons elsewhere than on the premises on which such dog or dogs is or are regularly kept. Any person violating this section shall be guilty of a misdemeanor and shall be fined not less than \$2.00 nor more than \$50.00.

(b) This section shall not apply to the running at large of any dog or dogs within the corporate limits of any city or town in this state that requires a license tag to be kept on dogs nor shall this section apply in any county in this state until the same has been adopted by the county commission of such county.

(Acts 1915, No. 185, p. 259; Code 1923, §3221; Code 1940, T. 3, §5.)

ALA CODE § 13A-11-14 : Alabama Code - Section 13A-11-14: CRUELTY TO ANIMALS

(a) A person commits the crime of cruelty to animals if, except as otherwise authorized by law, he intentionally or recklessly:

(1) Subjects any animal to cruel mistreatment; or

(2) Subjects any animal in his custody to cruel neglect; or

(3) Kills or injures without good cause any animal belonging to another.

(b) Cruelty to animals is a Class B misdemeanor.

(Acts 1977, No. 607, p. 812, §5565.)

ALA CODE § 13A-11-241 : Alabama Code - Section 13A-11-241: CRUELTY IN FIRST AND SECOND DEGREES

(a) A person commits the crime of cruelty to a dog or cat in the first degree if he or she intentionally tortures any dog or cat or skins a domestic dog or cat or offers for sale or exchange or offers to buy or exchange the fur, hide, or pelt of a domestic dog or cat. Cruelty to a dog or cat in the first degree is a Class C felony. A conviction for a felony pursuant to this section shall not be considered a felony for purposes of the Habitual Felony Offender Act, Section 13A-5-9 to 13A-5-10.1, inclusive.

(b) A person commits the crime of cruelty to a dog or cat in the second degree if he or she, in a cruel manner, overloads, overdrives, deprives of necessary sustenance or shelter, unnecessarily or cruelly beats, injures, mutilates, or causes the same to be done. Cruelty to a dog or cat in the second degree is a Class A misdemeanor.

(Act 2000-615, p. 1252, §2.)

ALA CODE § 3-7A-2: Alabama Code – Section 3-7A-2: IMMUNIZATION GENERAL –SALE, ETC., OF VACCINE

(a) Every owner of a dog, cat, or ferret required to be immunized for rabies as defined in this chapter, shall cause the animal to be immunized by the rabies officer, his or her authorized representative, or any duly licensed veterinarian, when the animal reaches three months of age and subsequently in accordance with the intervals specified in the vaccine's license. Notwithstanding the above, the State Board of Health may establish by rule vaccine intervals or specific vaccines, or both, to be used in public rabies vaccination clinics, based on considerations such as county specific prevalence of animal rabies or risk of animal rabies and the vaccination rates of dogs, cats, and ferrets in a county. Evidence of immunization shall consist of a printed certificate furnished by the Alabama Department of Public Health, upon which shall be legibly inscribed: A description of the animal; its age, color, sex, breed, and tattoo identification, if any; the name and address of the owner; the lot number and type of vaccine used (modified live virus, inactivated virus); the name of the manufacturer, the amount of vaccine injected, and the date after which the animal is no longer considered vaccinated; and a serially numbered tag bearing the same number and year as that of the certificate. The certificate shall be dated and signed by the person authorized to administer the vaccine. Certificates not complying with the provisions of this section, or certificates issued by those persons unauthorized to administer rabies vaccine, shall not be valid. In lieu of printed certificates, licensed veterinarians may elect to utilize electronically generated and maintained certificates if the certificates contain substantially the same information as required above. A signed paper copy of the certificate prescribed herein shall be delivered to the owner of the animal immunized. A paper copy or electronic copy or evidence thereof shall be maintained by the licensed veterinarian for a period of one year past the expiration date of a certificate. An additional paper copy or electronic copy or listing shall be provided to the local rabies enforcement authority upon request by the authority and in the manner as so requested.

(b) It shall be unlawful and in violation of the provisions of this chapter for any person to import, receive, sell, offer for sale, barter, or exchange animal rabies vaccine, other than anti-rabies vaccine intended for human use, to anyone except a duly licensed veterinarian.

(c) (1) Notwithstanding the other provisions of this chapter, the State Board of Health by rule may establish procedures and qualifications for an exemption from the requirement for a vaccination for an animal if a rabies vaccination would be injurious to the animal's health.

(2) An animal exempted under subdivision (1) shall be considered unvaccinated by the State Board of Health in the event of the animal's exposure to a confirmed or suspected rabid animal.

(Acts 1990, No. 90-530; Acts 2009, No. 09-636, § 1, Aug. 1, 2009)

AN ACT

Relating to Madison County; authorizing the county commission to establish an animal control shelter program to provide for the annual licensing of dogs and cats; authorizing the collection of fees to fund the animal control shelter program; and authorizing the position of animal control officer.

Be It Enacted by the Legislature of Alabama:

Section 1. The Madison County Commission is hereby authorized to establish an animal control shelter program in Madison County and to provide such program or to enter into contracts with other governmental or private agencies for the operation and maintenance of such program.

Section 2. If such animal control shelter program is established, each dog and cat in Madison County shall be licensed annually. The Madison County Commission is authorized to establish the annual license fee; however, such annual fee shall not be less than \$1.00 nor more than \$6.00. Any dog or cat not having a license shall be taken into custody and retained for ten days before its disposal, either by sale or putting to death. The county commission may establish a fee to reclaim an animal from \$1.00 to \$10.00 for spayed dogs or cats and from \$1.00 to \$20.00 for unspayed dogs or cats. The license fee provided for by this act shall be in addition to all other dog or cat licenses or fees provided for by law.

Section 3. All fees collected pursuant to this act shall be deposited into a separate fund in Madison County to be used solely for the animal control shelter program established hereunder.

Section 4. The county commission is hereby authorized to create the position of animal control officer in Madison County and if such position is created, such officer shall serve at the pleasure of the county commission and shall have the duty of administering the provisions of this act, subject to rules and regulations promulgated by the county commission from time to time. Such officer shall also perform such other duties as may be required of him by law or required of him by any organization or society under the law.

Section 5. Any dog or cat on the property of its owner or on a leash shall be exempt from the provisions of this act.

Section 6. The provisions of this act are severable. If any part of this act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 7. All laws or parts of laws which conflict with this act are hereby repealed.

Section 8. This act shall take effect July 1, 1988.

Approved May 3, 1988

Time: 4:07 P.M.

AN ACT

Relating to Madison County; granting to the Madison County Commission the power by ordinance to regulate and prevent the running at large of dogs and to pass all ordinances necessary for the impounding and sale of such dogs and the destruction of such dogs.

Be It Enacted by the Legislature of Alabama:

Section 1. The Madison County Commission shall have the power by ordinance to regulate and prevent within Madison County the running at large of all dogs or other animals and to pass all ordinances necessary for the impounding and sale of such dogs and destruction of dogs, so long as any such ordinances are not inconsistent with the provisions of Act Number 88-424 of the 1988 Regular Session of the Alabama Legislature and no such ordinance shall permit the impounding of dogs which have a current Madison County license and a current inoculation for rabies unless the Madison County Commission has received a complaint regarding the said dog running at large.

Section 2. The provisions of this act are severable. If any part of the act is declared invalid or unconstitutional, such declaration shall not affect the part which remains.

Section 3. All laws or parts of laws which conflict with this act are hereby repealed.

Section 4. This act shall become effective immediately upon its passage and approval by the Governor, or upon its otherwise becoming a law.

Approved May 17, 1989

Time: 3:23 P.M.