

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County

~~City~~ of LEWIS  
~~XXXX~~  
~~XXXX~~

Local Law No. 2 of the year 19 94

A local law establishing compulsory anti-rabies vaccination of all cats and dogs within  
(Insert Title) the County of Lewis.

Be it enacted by the Board of Legislators of the  
(Name of Legislative Body)

County

~~City~~ of Lewis as follows:  
~~XXXX~~  
~~XXXX~~

See Attached Sheets.

**LOCAL LAW NO. 2 - 1994**

**COUNTY OF LEWIS**

Introduced by Legislator Bruce Krug, Chairman of the Public Health Committee.

**A LOCAL LAW ESTABLISHING COMPULSORY ANTI-RABIES VACCINATION OF ALL CATS AND DOGS WITHIN THE COUNTY OF LEWIS.**

BE IT ENACTED by the Board of Legislators of the County of Lewis, as follows:

Section 1. COMPULSORY ANTI-RABIES VACCINATION OF ALL DOGS WITHIN THE COUNTY OF LEWIS.

- a. All dogs within the County of Lewis, three (3) months of age or over, are to be vaccinated to prevent rabies.
- b. This local law shall not apply to dogs owned by a non-resident, while passing through the County; nor to dogs brought into the County for a period not exceeding fifteen (15) days, if entered in any exhibition at any dog show therein, and if confined and in immediate charge of the exhibitor; or to dogs actually confined to the premises of incorporated societies, devoted to the care or hospital treatment of lost, strayed or homeless

animals; or confined to the premises of public or private hospitals devoted to the treatment of sick animals; or confined for the purposes of research to the premises of colleges or other educational or research institutions; or to dogs actually engaged in the business of breeding or raising dogs for profit and are so licensed as a Class A Dealer under the Federal Laboratory Animal Welfare Act.

- c. Such vaccinations shall be conducted under the auspices of the County Board of Legislators by the County Department of Health; however, at the owner's option, vaccinations may be performed by a duly licensed veterinarian.
- d. The owner of a dog which is vaccinated shall be given a signed statement stating the following information: name and address of the owner, date or dates of the vaccination, duration of the immunity, manner of injection, name of manufacturer, lot number and expiration date of the vaccine.

Section 2. COMPULSORY ANTI-RABIES VACCINATION OF ALL CATS WITHIN THE COUNTY OF LEWIS.

- a. All cats in the County of Lewis, three (3) months of age or over, are to be vaccinated to prevent rabies.

- b. This local law shall not apply to cats owned by a non-resident, while passing through the County for a period not exceeding fifteen (15) days; nor if entered in any exhibition at any cat show therein, and if confined and in immediate charge of the exhibitor; or to cats actually confined to the premises of incorporated societies devoted to the care or hospital treatment of lost, strayed or homeless animals; or confined to the premises of public or private hospitals devoted to the treatment of sick animals; or confined for the purposes of research institutions; or to cats actually engaged in the business of breeding or raising cats for profit and are so licensed as a Class A Dealer under the Federal Laboratory Animal Welfare Act; or if vaccination, would adversely affect the health of the cat as determined by a duly licensed veterinarian or the Lewis County Health Department.
- c. The veterinarian or the Lewis County Health Department, either administering the vaccine or responsible for supervising the vaccination, shall give to the owner of the cat a signed statement.

Such statement shall include the following information: name and address of the owner, date or dates of the vaccination, duration of immunity, manner of injection, name of manufacturer, lot number and expiration date of the vaccine. If applicable, the veterinarian or the Lewis County Health Department shall give the owner of the cat a signed statement verifying that the cat is exempt because such vaccination would adversely affect the health of the cat.

Section 3. PENALTIES.

- a. Any owner of a dog wilfully failing or refusing to submit such dog or dogs immediately for vaccination upon request by a dog control officer, a peace officer acting pursuant to his or her special duties, police officer or health officer, shall be guilty of a misdemeanor and shall be subjected to a fine of not more than twenty-five (\$25.00) dollars as imposed by the Commissioner of Health.
- b. Any owner of a cat wilfully failing or refusing to submit such cat or cats immediately for vaccination upon request by an animal control officer, a peace officer acting pursuant to his or her special

duties, police officer or health officer, shall be guilty of a violation of the New York State Sanitary Code pursuant to Public Health Law, Section 225 and subject to the penalties therein described.

Section 4. ADDITIONAL PENALTIES.

Any owner of a cat or dog who fails to provide proof of rabies immunization to the County Department of Health shall be subject to a notice of violation and to an additional civil penalty of up to One thousand (\$1,000.00) dollars upon the following events:

- a. When the cat or dog is reported to have bitten a person; or
- b. When the cat or dog is reported to have bitten or been bitten by other domestic or wild warm-blooded animals other than rodents.

Section 5. APPLICABILITY.

The provisions of this Section shall not be deemed to prevent the operation of any other provision of law for the control or prevention of rabies.

Section 6. SEVERABILITY.

If any word, phrase, clause, sentence, paragraph, section or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not effect, impair

or invalidate the remainder or any part or portion of this law, but shall be confined in its operation to such portion, section, sections, or parts hereof directly involved in the controversy in which such judgment shall have been rendered.

Section 7. EFFECTIVE DATE.

This Local Law shall take effect on May 1, 1994.

5. (City local law concerning Charter revision proposed by petition.)

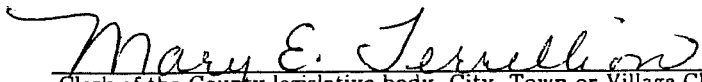
I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19\_\_\_\_ of the City of \_\_\_\_\_ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on \_\_\_\_\_ 19\_\_\_\_, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. \_\_\_\_\_ of 19\_\_\_\_ of the County of \_\_\_\_\_, State of New York, having been submitted to the electors at the General Election of November \_\_\_\_\_ 19\_\_\_\_, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and of a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph 1, above.

  
\_\_\_\_\_  
Clerk of the County legislative body, City, Town or Village Clerk  
or officer designated by local legislative body

Mary E. Terrillion, Clerk

Date: April 5, 1994

(Seal)

(Certification to be executed by County Attorney, Corporation Counsel, Town Attorney, Village Attorney or other authorized Attorney of locality.)

STATE OF NEW YORK  
COUNTY OF LEWIS

I, the undersigned, hereby certify that the foregoing local law contains the correct text and that all proper proceedings have been had or taken for the enactment of the local law annexed hereto.

  
\_\_\_\_\_  
Signature      Kevin M. McArdle

Lewis County Attorney  
\_\_\_\_\_  
Title

County  
~~City~~  
~~XXXXX~~ of Lewis  
~~XXXXXX~~

Date: April 5, 1994