

1 BILL NO. 98-72

2 ORDINANCE NO. 5111

3 AN ORDINANCE RELATING TO POLICE SERVICE ANIMALS; AMENDING TITLE 7 OF THE
4 MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY ADDING
5 THERETO A NEW CHAPTER TO PROVIDE PROTECTIONS FOR POLICE SERVICE
6 ANIMALS; PROVIDING PENALTIES FOR THE VIOLATION HEREOF; PROVIDING FOR
7 OTHER MATTERS PROPERLY RELATING THERETO; AND REPEALING ALL ORDINANCES
8 OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

9 Sponsored By:
10 Councilman Arnie Adamsen

Summary: Establishes protections for police
service animals.

11 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN
12 AS FOLLOWS:

13 SECTION 1: Title 7 of the Municipal Code of the City of Las Vegas, Nevada, 1983
14 Edition, is hereby amended by adding thereto a new chapter, consisting of the Sections that are set
15 forth as Sections 2 to 5, inclusive, of this Ordinance.

16 SECTION 2: As used in this Chapter, the following terms shall have the meanings
17 ascribed to them:

18 (A) "Area of control" means a vehicle, kennel, pen, enclosure or other surroundings
19 in which a police service animal is temporarily or regularly kept or maintained.

20 (B) "Handler" means an officer of a law enforcement agency who has been trained
21 in law enforcement activities, performs law enforcement-related duties and uses a police service
22 animal in the performance of those duties.

23 (C) "Police service animal" means a dog or horse which has been trained in law
24 enforcement activities and which is used by or contracted to a law enforcement agency in the
25 performance of law enforcement duties.

26 SECTION 3: It is unlawful for a person to intentionally or knowingly:

27 (A) Cause bodily injury or death to a police service animal;

28 (B) Engage in any conduct likely to cause bodily injury or death to a police service
animal;

(C) Lay out, place or administer any poison, trap, substance or object which is

1 likely to cause bodily injury or death to a police service animal;

2 (D) Taunt, torment, strike or otherwise assault a police service animal;

3 (E) Throw any object or substance at or in the path of a police service animal;

4 (F) Interfere with or obstruct a police service animal, or attempt such interference
5 or obstruction;

6 (G) Interfere with a handler in such a manner as to inhibit, restrict or deprive the
7 handler of his or her control of a police service animal;

8 (H) Release a police service animal from its area of control, or to trespass within
9 such area;

10 (I) Place any food, object or substance into a police service animal's area of
11 control; or

12 (J) Offer or agree with one or more persons to engage in or cause the performance
13 of any act which violates this Section.

14 SECTION 4: In addition to any other penalty for a misdemeanor, a person convicted
15 of violating any provision of Section 3 shall be liable to the owner of the police service animal, or to
16 the law enforcement responsible for using or contracting for the animal agency, for the costs of
17 replacment, training and veterinary care incurred as a result of the violation.

18 SECTION 5: While under the proper supervision of a law enforcement agency or
19 officer, or while under veterinary care, a police service animal is exempt from complying with the
20 requirements of this Title. In the event a police service animal bites a person, the handler and the
21 employing or contracting agency shall make the animal reasonably available for examination, and
22 shall notify the Clark County Health District if the animal exhibits abnormal behavior.

23 SECTION 6: If any section, subsection, subdivision, paragraph, sentence, clause or
24 phrase in this ordinance or any part thereof, is for any reason held to be unconstitutional, or invalid
25 or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or
26 effectiveness of the remaining portions of this ordinance or any part thereof. The City Council of the
27 City of Las Vegas hereby declares that it would have passed each section, subsection, subdivision,
28 paragraph, sentence, clause or phrase thereof irrespective of the fact that any one or more sections,

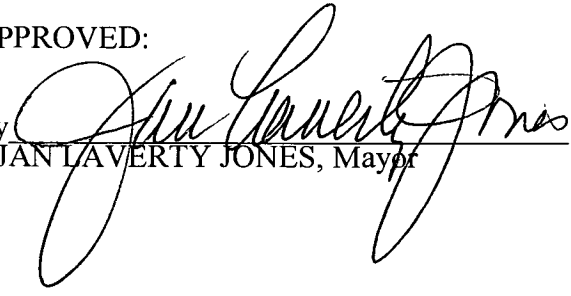
1 subsections, subdivisions, paragraphs, sentences, clauses or phrases be declared unconstitutional,
2 invalid or ineffective.

3 SECTION 7: Whenever in this ordinance any act is prohibited or is made or declared
4 to be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is
5 required or the failure to do any act is made or declared to be unlawful or an offense or a
6 misdemeanor, the doing of such prohibited act or the failure to do any such required act shall
7 constitute a misdemeanor and upon conviction thereof, shall be punished by a fine of not more than
8 \$1,000.00 or by imprisonment for a term of not more than six months, or by any combination of such
9 fine and imprisonment. Any day of any violation of this ordinance shall constitute a separate offense.

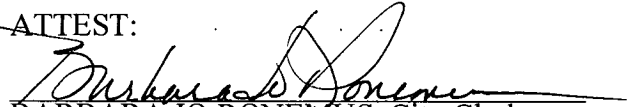
10 SECTION 8: All ordinances or parts of ordinances or sections, subsections, phrases,
11 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada,
12 1983 Edition, in conflict herewith are hereby repealed.

13 PASSED, ADOPTED and APPROVED this 9th day of November, 1998.

14 APPROVED:

15
16 By 
JAN LAVERTY JONES, Mayor

17 ATTEST:

18 
19 BARBARA JO RONEMUS, City Clerk

20 APPROVED AS TO FORM:

21 Val Steed 10-1-98
22 Date

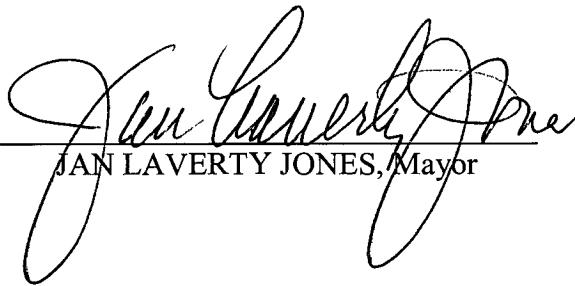
1 The above and foregoing ordinance was first proposed and read by title to the City Council on
2 the 12th day of October, 1998 and referred to the following committee composed of
3 Councilmen McDonald and Brown for recommendation; thereafter the said committee reported
4 favorably on said ordinance on the 9th day of November, 1998 which was a regular meeting
5 of said Council; that at said regular meeting, the proposed ordinance was read by title to the
6 City Council as first introduced and adopted by the following vote:

7 VOTING "AYE": Councilmen Adamsen, McDonald, Reese and Brown


8 VOTING "NAY": NONE

9 EXCUSED: Mayor Jones

10 APPROVED:

11 
12 JAN LAVERTY JONES, Mayor

13 ATTEST:

14 
15 BARBARA JO RONEMUS, City Clerk

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AFFP DISTRICT COURT
Clark County, Nevada

1998 NOV -5 A 10: 17

AFFIDAVIT OF PUBLICATION

STATE OF NEVADA)
COUNTY OF CLARK) SS:

Barbara Linford, being 1st duly sworn, deposes and says:

That she is the Legal Clerk for the Las Vegas Review-Journal and the Las Vegas Sun, daily newspapers regularly issued, published and circulated in the City of Las Vegas, County of Clark, State of Nevada, and that the advertisement, a true copy attached for,

LV CITY CLERK
493847

2296311LV

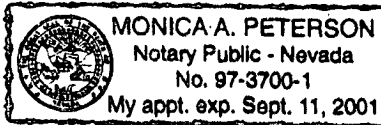
was continuously published in said Las Vegas Review Journal or Las Vegas Sun in 1 edition(s) of said newspaper issued from 10/29/98 to 10/29/1998, on the following days: OCTOBER 29, 1998

Signed: Barbara Linford
29

SUBSCRIBED AND SWORN BEFORE ME THIS THE _____

day of Oct 1998
Monica A. Peterson

Notary Public



BILL NO 98-72
AN ORDINANCE RELATING TO POLICE SERVICE ANIMALS, AMENDING TITLE 7 OF THE MUNICIPAL CODE OF THE CITY OF LAS VEGAS, NEVADA, 1983 EDITION, BY ADDING THERETO A NEW CHAPTER TO PROVIDE PROTECTIONS FOR POLICE SERVICE ANIMALS, PROVIDING PENALTIES FOR THE VIOLATION HEREOF, PROVIDING FOR OTHER MATTERS PROPERLY RELATING THERETO, AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH
SPONSORED BY Councilman Arnie Adamsen
SUMMARY Establishes protection for police service animals
At a City Council meeting
OCTOBER 12, 1998
BILL NO 98-72 WAS READ BY TITLE AND REFERRED TO RECOMMENDING COMMITTEE Councilmen McDonald and Brown
COPIES OF THE COMPLETE BILL ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, CITY HALL, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA
PUB: October 29, 1998
Las Vegas Review-Journal

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1998 NOV 23 P 4: 41

AFFP DISTRICT COURT
Clark County, Nevada

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LV CITY CLERK
512785

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was continuously published in said Las Vegas Review Journal or Las Vegas Sun in 1 edition(s) of said newspaper issued from 11/12/98 to 11/12/1998, on the following days: NOVEMBER 12, 1998

Signed:

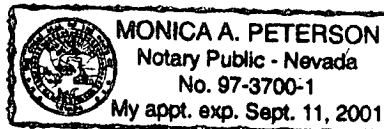
Barbara Linford

SUBSCRIBED AND SWORN BEFORE ME THIS THE

day of Nov. 1998

Monica A. Peterson

Notary Public



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SPONSORED BY: Councilman Arnie Adamsen

SUMMARY: Establishes protection for police service animals
The above and foregoing ordinance was first proposed and read by title to the City Council on the 12th day of October, 1998, and referred to the following committee composed of Councilmen McDonald and Brown for recommendation; thereafter the said committee reported favorably on said ordinance on the 9th day of November, 1998, which was a regular meeting of said City Council; and that at said regular meeting the proposed ordinance was read by title to the City Council as first introduced and adopted by the following vote

VOTING "AYE" Councilmen Adamsen, McDonald, Reese and Brown
VOTING "NAY" NONE

EXCUSED Mayor Jones
COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA
PUB: November 12, 1998
Las Vegas Review-Journal

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Clark County, Nevada

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COUNTY OF CLARK) SS:

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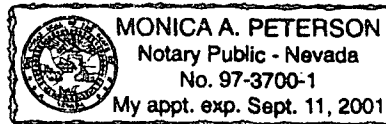
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VOTING "AYE" Councilmen Adamsen, McDonald, Reese and Brown
VOTING "NAY" NONE
EXCUSED: Mayor Jones

COPIES OF THE COMPLETE ORDINANCE ARE AVAILABLE FOR PUBLIC INFORMATION IN THE OFFICE OF THE CITY CLERK, 1ST FLOOR, 400 EAST STEWART AVENUE, LAS VEGAS, NEVADA.
PUB: November 12, 1998
Las Vegas Review-Journal



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