

## **DEFINITIONS**

Collar- means any collar constructed of nylon, leather, or similar material, specifically designed to be used for a dog.

Properly fitted- means, with respect to a collar, a collar that measures the circumference of a dog's neck plus at least one inch.

Restraint- means a chain, rope, tether, leash, cable, or other device that attaches a dog to a stationary object or trolley system. Additionally, it means to control an animal by physical means so that it remains on the premises of the owner, or, when off the owner's premises, by means of a cage, leash, or rope under the direct control of a person of sufficient strength to control the animal.

## **UNLAWFUL TETHERING**

(A) Lawful restraint or tethering of an animal is as follows:

(1) An animal restrained to a running line, pulley, or trolley system that is not restrained to the running line, pulley, or trolley system by means of a pinch-type, prong-type, or choke-type or improperly fitted collar. Livestock are exempt from this provision;

(2) An animal restrained in compliance with the requirements of a camping or recreational area as defined by a federal, state, or local authority or jurisdiction;

(3) An animal restrained for a reasonable period, not to exceed three hours in a 24-hour period, and is no longer than is necessary for the owner to complete a temporary task that requires the animal to be restrained;

(4) An animal restrained while the owner is engaged in, or actively training for, an activity that is conducted pursuant to a valid license issued by this state if the activity for which the license is issued is associated with the use or presence of an animal;

(5) An animal restrained while the owner is engaged in conduct directly related to the business of shepherding or herding cattle or livestock; or

(6) An animal restrained while the owner is engaged in conduct directly related to the business of cultivating agricultural products, if the restraint is reasonably necessary for the safety of the animal.

(7) Restraint of an animal occurs while the animal is within the owner's direct physical control.

(B) This section does not prohibit a person from walking a dog with a handheld leash.

(C) It shall be unlawful for any person to tie or tether a dog to a stationary object. Dogs must be tethered on a trolley or cable run system to prevent unhealthy or potentially dangerous situations as determined by the animal control services

(D) A person commits an offense if he tethers, chains, or otherwise secures an animal by or under any of the following methods or circumstances:

(1) In such a manner that the animal is capable of moving within 15 feet of any public right-of-way, park, or other public land, including sidewalks, or within five feet of any privately or commercially owned property when such tether is stretched to its full length;

(2) In such a manner as to cause the animal to not be able to stand, turn around, and lie down, cause the animal injury or pain, or to not permit the animal access to shelter, food, shade, and/or water or otherwise create an unsafe or unhealthy situation, and must not be restrained with chains, this includes pets temporarily unattended in a stationary, open aired truck bed;

(3) The tether is a length shorter of the greater of five times the length of the dog, as measured from the top of the dog's notes to the base of the dog's tail; or ten feet.

(4) In such a manner whereby the animal is subject to harassment, stings or bites from outdoor insects, or attacks by other animals;

(5) To tether or restrain the animal in an area that is not properly fenced so as to prevent any person or child from entering the area occupied by said animal;

(6) To tether any animal with a tether that is not equipped with swivel ends;

(7) In such a manner that prevents the animal from becoming entangled with any obstruction;

(8) To fail to remove waste from the tethered area on a daily basis;

(9) To restrain an animal without using a properly fitted collar or harness which prevents the animal from becoming entangled with any obstruction, from partially or completely jumping any fence, or from leaving the owner's property;

(10) To tether with a choke, pinch, or prong type collar of any sort;

(11) To use a restraint that weighs more than one tenth of the animal's body weight;

(12) An owner may not leave the dog outside and unattended by the use of a tether that unreasonably limits the dog's movement

(a) between the hours of 10:00 p.m. and 6:00 a.m.;

(b) within 500 feet of the premises of a school;

(c) In the case of extreme weather conditions, including conditions in which:

(1) The actual or effective outdoor temperature is below 32 degrees Fahrenheit;

(2) A heat advisory has been issued by a local or state authority or jurisdiction;

(3) A hurricane, tropical storm, or tornado warning has been issued for the jurisdiction by the National Weather Services.

(13) In such a manner that is not in accordance with division (A) of this section.

(E) Animals directly involved in law enforcement activities or training are exempt from these provisions.