
LEGISLATURE OF PENNSYLVANIA.

FILE OF THE HOUSE OF REPRESENTATIVES.

No. 624 Session of 1919.

INTRODUCED BY MR. SNYDER, FEBRUARY 24, 1919.

REFERRED TO COMMITTEE ON AGRICULTURE,
FEBRUARY 25, 1919.

AN ACT

To amend section thirty-one of the act approved the eleventh day of July one thousand nine hundred seventeen (Pamphlet Laws eight hundred and eighteen) entitled "An act relating to dogs and the protection of livestock and poultry from damage by dogs providing for the licensing of dogs regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done by dogs and payment thereof by the proper county to the owners of livestock and poultry and of damages to licensed dogs imposing powers and duties on certain State county

city borough town and township officers and employes and on city councils of cities of the first and second class and providing penalties"

1 Section 1 *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly*
2 *met and it is hereby enacted by the authority of the same That*
3 *section thirty-one of the act approved the eleventh day*
4 *of July one thousand nine hundred seventeen (Pamphlet*
5 *Laws eight hundred and eighteen) entitled "An act relating*
6 *to dogs and the protection of livestock and poultry*
7 *from damage by dogs providing for the licensing of dogs*
8 *regulating the keeping of dogs and authorizing their de-*
9 *struction in certain cases providing for the protection of*
10 *licensed dogs and for dogs temporarily imported for trial*
11 *show and breeding purposes prescribing certain privileges for*
12 *hunting dogs and dogs owned or used by the Board of*
13 *Game Commissioners providing for the assessment of damages*
14 *done by dogs and payments thereof by the proper county*
15 *to the owners of livestock and poultry and of damages*
16 *to licensed dogs imposing powers and duties on certain*
17 *State county city borough town and township officers and*
18 *employes and on city councils of cities of the first and*
19 *second class and providing penalties" which reads as fol-*
20 *lows*

22 "Section 31 If in the report of the township auditor
23 justice of the peace magistrate or alderman the name of
24 the owner of any dog or dogs having caused loss or
25 damage to any livestock is definitely and conclusively shown
26 the county commissioners shall notify such owner or keep-

1 er immediately to kill said dog or dogs and if said
2 dog or dogs be killed in accordance with such notice or
3 order the owner or keeper of said dog or dogs shall
4 be exempt from all further liability

5 Upon failure however of such owner to comply with
6 such order within a period of ten days he shall be
7 liable for the damages caused by said dog or dogs and
8 the chief of police or his agent of the township town
9 borough or city in which said dog or dogs are kept
10 shall upon notice from the county commissioners kill such
11 dog or dogs wherever found For such service he shall
12 be entitled to one dollar for each dog so killed to be
13 paid by the proper county upon a certified statement to
14 the commissioners that such dog or dogs have been killed
15 by him The county commissioners shall issue an order on
16 the county treasurer for such amount unless payment has
17 been made by the owner or keeper of the dog or dogs
18 Provided however That the owner or keeper of any
19 licensed dog or dogs that have caused loss or damage
20 to poultry shall not be obliged to kill said dog or
21 dogs unless said dog or dogs are mad but shall be
22 liable for said loss or damage" is hereby amended to
23 read as follows

24 Section 31 If in the report of the township auditor
25 justice of the peace magistrate or alderman it is
26 definitely and conclusively shown who is the owner or
27 keeper of any dog or dogs which destroyed or damaged
28 any livestock or poultry the county commissioners shall

1 notify such owner or keeper of the amount of damages
2 assessed

3 Within ten days after receipt of such notice the
4 owner or keeper of such dog shall either pay into the
5 county treasury the amount so assessed as damages with
6 the costs or he shall file with the county commissioners
7 a bond in the sum of one hundred dollars plus the
8 amount assessed as damages with approved security con-
9 ditioner for the payment of any judgment with costs that
10 may be recovered against him in any action or suit for
11 the recovery of any damages or loss thus caused by any
12 dog or dogs of which he is the owner or keeper

13 Upon failure of such owner or keeper to make pay-
14 ment or enter security as herein provided the county
15 commissioners shall notify the constable of the district in
16 which said dog or dogs are kept and the said constable
17 shall thereupon immediately kill such dog or dogs where-
18 ever found For such service he shall be entitled to one
19 dollar for each dog so killed to be paid by the proper
20 county upon a certified statement to the commissioners
21 that such dog or dogs have been killed by him The
22 county commissioners shall issue an order on the county
23 treasurer for such amount unless payment has been made
24 by the owner or keeper of the dog or dogs

25 Whenever under the provisions of this act the county
26 commissioners have paid the damages committed by any
27 dog or dogs it shall be their duty to proceed against
28 the owner or keeper of such dog or dogs if known by

1 an action of assumpsit for the recovery of the sum or
2 sums paid by the county for such loss or damage
3 Where a bond has been filed under the provisions of
4 this section recovery may be had on the bond

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