

ORDINANCE NO.

AN ORDINANCE AMENDING TITLE 3 OF THE CITY CODE RELATING TO ANIMAL REGULATION.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. City Code Section 3-1-1 (*Definitions*) is amended to add two new definitions after definition (1) and to renumber the subsequent definitions accordingly:

(2) **BULL HOOK** means a tool, also known as an elephant goad or an ankus, used in handling and training elephants, consisting of a spike and hook attached to a shaft or handle.

(3) **CIRCUS** means a business that exhibits performances by a company of performers for the purpose of entertaining the public. The term includes the business, its employees, its contractors, and its agents.

PART 2. Chapter 3-2 (*Restrictions on Animals*) is amended to add a new Section 3-2-7 to read:

§ 3-2-7 TREATMENT OF ELEPHANTS IN A CIRCUS

(A) A circus may not use a bull hook to train or control an elephant.

(B) A circus may not brandish, exhibit, or display a bull hook in the presence of an elephant.

(C) A circus may not train or control an elephant by:

(1) depriving the elephant of food, water, or rest;

(2) electricity;

(3) punishing the elephant in a way that results in damage, scarring, or breaking the skin;

(4) inserting an instrument into an elephant's bodily orifice; or

(5) the use or display of a baseball bat, axe handle, pitchfork, or similar tool.

41 (D) This section applies at all times, regardless of whether the elephant is being
42 used in an exhibition by the circus.
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45 **PART 3.** City Code Section 3-7-2 (*Offense and Penalty*) is amended to add a new 3-7-
46 2(H) to read:

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48 (H) Each incidence of an action prohibited by Section 3-2-7 (*Treatment of*
49 *Elephants in a Circus*) is a separate offense. The minimum fine for each offense
50 under Section 3-2-7 is \$200.

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52 **PART 4.** This ordinance takes effect on _____, 2015.

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54 **PASSED AND APPROVED**

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56 _____, 2015

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59 Steve Adler
60 Mayor

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63 **APPROVED:** _____
64 Anne L. Morgan
65 Interim City Attorney

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63 **ATTEST:** _____
64 Jannette S. Goodall
65 City Clerk