

**3-4-7 VICIOUS DOG.**

(A) An owner or handler shall take reasonable measures to protect the public from accidental contact with a dog that, by nature or by training, is dangerous to people or other animals.

(B) ~~[ An owner or handler may not keep or permit a dog to be in the city if the dog has]~~  
For purposes of this section, a vicious dog is a dog that, while running at large, has:

~~[(1) on at least three separate occasions bitten or scratched a person in the city;~~

~~(2) on at least one occasion bitten or scratched a person to an extent that the attending physician has presented an affidavit to the health authority stating that the person's life may have been endangered by the dog; or~~

~~(3) on at least one occasion:]~~

~~[(a)]~~ (1) killed another dog, cat, or other domestic pet, fowl, or livestock, provided, however, that when the incident occurred, the killed animal was not in violation of a provision of this title relating to the confinement or physical control of animals in the City; or

~~[(b)]~~ (2) seriously injured another animal to an extent that an attending veterinarian has presented an affidavit to the health authority stating that the injured animal's life was seriously endangered or taken by the dog, or that the dog caused a significant permanent impairment of the injured animal's basic bodily functions or mobility; provided, however, that when the incident occurred, the injured animal was not in violation of a provision of this title relating to the confinement or physical control of animals in the City.

(C) If the Health Authority determines that a dog is a vicious dog as defined in subsection (B), the owner of the dog shall, not later than the 30th day after a person has been provided notice that the dog has been determined by the Health Authority to be a vicious dog, comply with the following conditions:

(1) restrain the dog at all times on a leash in the immediate control of a person or in a secure enclosure; and

(2) comply with other applicable requirements as established by the Health Authority.

(D) The Health Authority may enforce a violation of Subsection (C) by issuance of a citation.