

**SUBSTITUTE FOR
HOUSE BILL NO. 4035**

A bill to prohibit a local unit of government from enacting or enforcing an ordinance, policy, resolution, or rule that regulates a dog based upon the breed or perceived breed of the dog; and to provide for the powers and duties of certain local governmental entities.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1. (1) A local unit of government shall not enact or
2 enforce an ordinance, policy, resolution, or rule that regulates a
3 dog based upon the dog's breed or perceived breed. This subsection
4 does not prohibit a local unit of government from enacting an
5 ordinance, policy, resolution, or rule that does any of the
6 following:

7 (a) Places restrictions or imposes additional requirements on



1 dogs or dog owners.

2 (b) Regulates dogs determined to be dangerous or potentially
3 dangerous by the local unit of government. An ordinance, policy,
4 resolution, or rule enacted under this subdivision may include, but
5 is not limited to, all of the following:

6 (i) A definition of "dangerous dog", or a similar term or
7 terms, to be used in determining that a dog is dangerous or
8 potentially dangerous.

9 (ii) Rules and procedures that provide for a process by which a
10 dog is determined to be dangerous or potentially dangerous.

11 (iii) Requirements for the ownership or possession of a dog that
12 has been determined to be dangerous or potentially dangerous.

13 (iv) Penalties for a violation of the ordinance, policy,
14 resolution, or rule by the owner or possessor of a dog that has
15 been determined to be dangerous or potentially dangerous.

16 (2) As used in this act, "local unit of government" means a
17 county, city, village, or township.

18 Enacting section 1. This act takes effect 90 days after the
19 date it is enacted into law.

