

1 the benefits of population control, spay and neuter procedures, disease control, and animal
2 health generally.

3 e. Staff members actively responsible for trapping, handling, operating on, treating,
4 and euthanizing dogs face additional hazards stemming from exposure to heavy lifting, dog
5 bites, disease, and dangerous drugs used as euthanizing and sedating agents. The exposures
6 correlate to the number of animals trapped and brought to the animal shelter. To encourage
7 the steady trapping of dogs and to compensate for increased exposures, hazardous pay will be
8 paid to appropriate staff members.

9 f. The Seventh Koror State Legislature declares that animals are to be treated
10 humanely.

11 **Section 3. DEFINITIONS.**

12 a. "Animal" for purposes of this Act means a dog, cat, monkey, horse, or any other
13 animal that is generally kept as a pet. For purposes of this Act, "animal" does not include
14 chickens, pigs, or other animals commonly raised in Palau for food.

15 b. "Dog owner" means any person who owns or keeps a dog, whether inside or
16 outside, temporarily or long term. If a minor person owns or keeps a dog, the "dog owner"
17 shall be deemed to be the minor's legal guardian.

18 c. "Dog identification tag" or "tag" means a dog identification tag issued by
19 Koror State Government.

20 d. "Governor" means the Governor of Koror State or his designated
21 representative.

22 e. "PAWS" means the Palau Animal Welfare Society.

23 f. "Shelter" or "Animal Shelter" shall mean the Koror State Animal Shelter in
24 Malakal.

25 **Section 4. LICENSE REQUIRED FOR ALL DOGS.** All dogs within the State

26 of Koror must be licensed in accordance with the provisions of this Act. Every dog owner shall
27 obtain from Koror State Government a dog license and dog identification tag for his/her dog.

1 The licensing requirements under this act shall not apply to a dog under the age of three
2 months of age,

3 a. The fee for the dog license is \$10 per dog.

4 b. The \$10 fee shall be waived if the dog owner presents to Koror State, at the time
5 of licensing, a certificate from a veterinarian, clinic supervisor, or PAWS establishing that the
6 dog has been spayed or neutered.

7 c. Dog licenses shall expire on December 31st of each year.

8 d. Dog licenses must be obtained and/or renewed prior to December 31st of each
9 year.

10 **Section 5. DOG COLLAR REQUIRED FOR ALL DOGS.** Every dog within the
11 State of Koror shall be required to wear a collar around its neck at all times. At the time of
12 licensing, Koror State shall issue one free collar to each dog being licensed.

13 **Section 6. DOG IDENTIFICATION TA REQUIRED FOR ALL DOGS.**

14 Every dog within the State of Koror shall be required to wear a dog identification tag affixed
15 to the dog's collar at all times. Koror State shall issue one dog identification tag to each dog
16 being licensed. The color of the dog identification tag shall change each year to facilitate the
17 identification of properly licensed dogs.

18 **Section 7. PROHIBITION AGAINST TRANSFER OR REMOVAL OF DOG**
19 **IDENTIFICATION TAG; REPLACEMENT OF DOG IDENTIFICATION TAGS.** It
20 shall be unlawful for any person to transfer a dog license or a dog identification tag from one
21 dog to another. It shall be unlawful to remove any dog identification tag from a dog or from a
22 collar by any person other than the dog owner. In the event a dog identification tag becomes
23 lost, stolen or broken prior to year-end, it shall be the responsibility of the dog owner to
24 obtain a replacement dog identification tag from Koror State for a fee of \$5.00.

25 **Section 8. IMPOUNDMENT OF DOGS WITHOUT DOG IDENTIFICATION**

26 **TAG.** Any dog found within the State of Koror which does not have a collar around its neck
27 with a current dog identification tag affixed thereto may be impounded by the Governor.

1 a. Every impounded dog shall be held at the Koror State Animal Shelter for a
2 period of forty-eight (48) hours, and if unclaimed or unadopted, such dog shall be humanely
3 euthanized.

4 b. A dog may be reclaimed at any time prior to the end of a 48-hour hold
5 or adopted at the expiration of a 48-hour hold upon the timely presentation of the following:

- 6 1. Valid and lawfully issued dog license from Koror State; and
- 7 2. Dog collar; and
- 8 3. Valid and lawfully issued dog identification tag; and
- 9 4. Payment of \$10 impounding fee; and
- 10 5. Certification establishing that the dog has been spayed or neutered,
11 vaccinated and de-wormed if the provision of such surgical and
12 medical services are available on island at the time.

13 **Section 9. EDUCATION AND COMMUNITY OUTREACH.**

14 The Chief of Sanitation shall submit quarterly reports to the Director of State and Cultural
15 Affairs setting forth detailed plans, schedules, and results of educational and community
16 outreach programs. A radio announcement concerning this Act, the Shelter, services offered,
17 and related issues shall be made no less than twice monthly.

18 **Section 10. ANIMAL SHELTER OPERATION AND HAZARDOUS PAY.**

19 a. The Koror State Animal Shelter shall serve as a veterinary clinic, kennel for
20 impounded dogs, and as a quarantine center when so ordered by the Governor. In addition, it
21 may also serve as a center for the holding, processing, or certification of live animals entering
22 or leaving Koror or Palau.

23 b. The Koror State Animal Shelter shall be staffed by employees of the Division of
24 Sanitation and by members of PAWS or other volunteers as the Governor may authorize.
25 Agreements concerning the use of the Shelter shall be permitted only with the Governor's

26 written approval.

27 c. The Koror State Animal Shelter shall be maintained in a safe and hygienic condition.
28 The Chief of Sanitation, in consultation with the resident veterinarian and PAWS, shall

EIGHTH KOROR STATE LEGISLATURE

KSPL No: K8-189-2007

3rd Day of 5th Special Session November 28, 2007

(Intro. as Bill No. 08-12)

1 promulgate rules and schedules for feeding, cleaning, and other tasks necessary for the proper
2 and safe functioning of the Shelter. In the event animals are held in the Shelter over the
3 weekend or a holiday, the Chief of Sanitation shall ensure that at least one staff member is
4 assigned to work at the Shelter to feed the animals and clean the kennels.

5 d. Any Koror State dog trapper who traps an untagged dog and brings it to the Shelter
6 shall be entitled to two dollars and fifty cents (\$2.50) for hazardous pay per dog so
7 impounded in addition to regular salary. If dog trappers work in a team to trap and impound a
8 dog, the \$2.50 per dog shall be shared evenly between the trappers on the team. Shelter staff
9 members not engaged in the trapping of dogs but who regularly handle dogs brought to the
10 Shelter shall be entitled to hazardous pay in amount of \$0.50 for every dog trapped and
11 impounded by a Koror State dog trapper. Hazardous pay shall not be paid to volunteers, a
12 resident veterinarian, or the Chief of Sanitation or his/her supervisors.

13 e. Animals within the State that are dead or injured shall be picked up by the Chief of
14 Sanitation and his/her staff and brought to the Shelter for disposal, euthanasia, or treatment.

15 f. The Koror State Animal Shelter shall be open to the public during regular business
16 hours or as announced publicly by Governor.

17
18 **Section 10. PROHIBITION AGAINST INHUMANE TREATMENT OF**
19 **ANIMALS.**

20 a. It is unlawful for any person to treat animals inhumanely. For purposes of this Act,
21 inhumane treatment includes, but is not limited to, physical abuse such as torturing, beating,
22 eating, shooting with pellet or similar guns, drowning, abandoning in dumps, poisoning,
23 starving, or restraining so as to prohibit any substantial movement for an unreasonable period
24 of time.

25 b. The Governor may take all reasonable measures to rescue; assist, treat, and/or

26 Page 6 of 8humanely euthanize animals he reasonably believes to be suffering from inhumane treatment,
27 serious injury, illness or disease.

1 **Section 11. PENALTIES.** Any person who commits any one of the following acts
2 shall be cited and fined \$100 per act:

3 a. Removal of a dog identification tag from the collar of a dog without the permission
4 of the dog owner;

5 b. Placing of a dog identification tag on the collar of a dog without first obtaining a
6 valid dog license;

7 c. Inhumane treatment of an animal;

8 d. Intentional interference with Governor's efforts to aid or trap a dog or other animal;

9 e. Opening or tampering with a Koror State dog trap;

10 f. Violating any regulation promulgated for the implementation and enforcement of
11 this Act.

12 **Section 12. REGULATIONS.** The Governor shall promulgate Regulations for the
13 implementation and administration of this Act, which shall have the force and effect of law.

14 Any person who violates any applicable regulations shall be fined in the amount of \$100.00
15 for each separate violation.

16 **Section 13. EARMARKING, AUTHORIZATION, AND APPROPRIATION**
17 **OF FUNDS.** All funds generated under this Act other than criminal fines and penalties, in
18 addition to any funds received from grants or charitable organizations for the purpose of
19 implementing an animal control program ("funds"), shall be earmarked for and are hereby
20 authorized and appropriated to an account for the implementation and administration of this
21 Act. The funds shall be used for: the construction, operation and maintenance of the Shelter,
22 staff salaries, veterinary and para-veterinary services, vehicles, fuel, dog food, medicine,
23 educational programs, and related items and services.

24 **Section 14. TERMINATION DATE.** This Act shall expire five years after it
25 becomes law.

1 **Section 15. REPEAL OF EARLIER LAWS.** 12 KSC 201 and 202, as adopted
2 by section 201 of Ordinance 19-61; 49-69 § 1b (1), and KSILA No. K7-141-2003 are hereby
3 repealed in their entirety.

4 **Section 16. SEVERABILITY.** In the event that a court of competent jurisdiction
5 determines that any part or portion of this Act is invalid or otherwise unenforceable, then the
6 offending part or portions may be stricken, and the remaining portions shall continue in full
7 force and effect.

8 **Section 17. EFFECTIVE DATE.** This Act shall take effect upon its becoming law
9 as provided in the Koror State Constitution.

PASSED ON: NOVEMBER 28, 2007

CERTIFIED BY:

ATTESTED TO BY:

_____/s/
Timothy "Tero" Uehara
Speaker
8th Koror State Legislature

_____/s/
Rena Iluches
Clerk
8th Koror State Legislature

APPROVED ON THIS 7th DAY December, 2007

_____/s/
Yositaka Adachi
Governor
Koror State Government