



General Assembly

Amendment

February Session, 2024

LCO No. 5593



Offered by:

SEN. HARDING, 30th Dist.

SEN. LOPES, 6th Dist.

To: Senate Bill No. 296

File No. 253

Cal. No. 179

"AN ACT ESTABLISHING A TASK FORCE TO STUDY THE ENFORCEMENT OF CERTAIN PROVISIONS OF THE GENERAL STATUTES CONCERNING ROAMING LIVESTOCK."

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. Section 22-364 of the 2024 supplement to the general
4 statutes is repealed and the following is substituted in lieu thereof
5 (*Effective from passage*):

6 (a) No owner or keeper of any dog or livestock as defined in section
7 22-381 shall allow such dog or livestock to roam at large upon the land
8 of another and not under control of the owner or keeper or the agent of
9 the owner or keeper, nor allow such dog or livestock to roam at large on
10 any portion of any public highway and not attended or under control of
11 such owner or keeper or an agent of such owner or keeper, provided
12 nothing in this subsection shall be construed to limit or prohibit the use
13 of hunting dogs during the open hunting or training season. The

14 unauthorized presence of any dog or livestock on the land of any person
15 other than the owner or keeper of such dog or livestock or on any
16 portion of a public highway when such dog or livestock is not attended
17 by or under the control of such owner or keeper, shall be prima facie
18 evidence of a violation of the provisions of this subsection. Violation of
19 any provision of this subsection shall be an infraction. The animal
20 control officer or regional animal control officer appointed pursuant to
21 section 22-328, 22-331 or 22-331a, as applicable, of any city or town in
22 which any such dog or livestock is found roaming at large may, in
23 addition to any other remedies provided by law, seek an order enforcing
24 the provisions of this section, including an injunction, from the superior
25 court of the judicial district in which such dog or livestock is found
26 roaming at large.

27 (b) Any owner or keeper of any dog who, knowing of the vicious
28 propensities of such dog and having violated the provisions of
29 subsection (a) of this section within the preceding year, intentionally or
30 recklessly violates the provisions of subsection (a) of this section shall
31 be fined not more than one thousand dollars or imprisoned not more
32 than six months, or both, if such dog, while roaming at large, causes
33 physical injury to another person and such other person was not teasing,
34 tormenting or abusing such dog.

35 Sec. 502. Section 47-43 of the general statutes is repealed and the
36 following is substituted in lieu thereof (*Effective from passage*):

37 The proprietors of lands shall make and maintain sufficient fences to
38 secure their particular fields and to contain their livestock from roaming
39 at large. Within cities and adjacent to house lots, a tight board fence four
40 and one-half feet high, an open picket fence four feet high, the opening
41 between pickets not to exceed four inches, or a slat rail fence four feet
42 high, the opening between slats not to exceed six inches, the lower slat
43 not over six inches from the ground, a fence not less than four feet high
44 of chain link galvanized wire not smaller than number nine gauge
45 supported upon galvanized tubular steel posts set in concrete, all end
46 and corner posts to be suitably braced, and all to be substantially

47 erected, or any other fence which in the judgment of the selectmen or
 48 other officials charged with the duty of fence viewers is equal thereto,
 49 shall be a sufficient fence; in places outside of incorporated cities, a rail
 50 fence four and one-half feet high, a stone wall four feet high, suitably
 51 erected, a wire fence consisting of four strands not more than twelve
 52 inches apart, stretched tightly, the lower strand not more than twelve
 53 inches and the upper strand not less than four feet from the ground,
 54 with good substantial posts not more than sixteen feet apart, and any
 55 other fence which in the judgment of the selectmen is equal to such a
 56 rail fence, shall be a sufficient fence. Adjoining proprietors shall each
 57 make and maintain half of a divisional fence, the middle line of which
 58 shall be on the dividing line, and such fence shall not exceed in width,
 59 if a straight wood fence or hedge fence, two feet; if a brick or stone fence,
 60 three feet; if a crooked rail fence, six feet; and, if a ditch, eight feet, not
 61 including the bank, which shall be on the land of the maker. No ditch
 62 shall be made adjacent to a house lot without the consent of the owner
 63 of the house."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>from passage</i>	22-364
Sec. 502	<i>from passage</i>	47-43