

**RESOLUTION 2013-26**

**RESOLUTION REGARDING VACCINATION OF CERTAIN DOMESTIC ANIMALS  
AND RESCINDING RESOLUTION 2010-06, SAME, ADOPTED FEBRUARY 22, 2010**

**WHEREAS**, rabies is a fatal disease; and

**WHEREAS**, in an effort to reduce the fatalities/illness due to rabies, incidents of human exposure or potential human exposure shall be reported to the Barton County Health Department who shall investigate each reported case to assist in determining whether prophylaxis for humans is warranted; and

**WHEREAS**, to facilitate this effort, dogs, cats, ferrets, and horses shall be immunized annually.

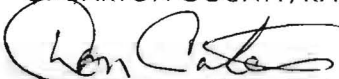
**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Barton County, Kansas, that:

1. Every owner (defined to be any person who feeds, waters, and or houses the described animals covered by this Resolution for more than three (3) consecutive days) shall register and license their animals annually. The rabies vaccination and documentation thereof provided by a licensed veterinarian will serve as the registration and license.
2. Rabies Control:
  - a. Any animal exhibiting signs of rabies shall be reported to a licensed veterinarian and or to local law enforcement and to the Barton County Health Department.
  - b. Any animal that has come into contact with an animal known to be rabid shall be observed for an appropriate amount of time sufficient to determine signs of rabies illness.
  - c. Any animal known to transmit rabies, regardless of vaccination status, who has bitten a person will be observed for ten (10) days at a licensed veterinarian clinic or a licensed facility whose staff is trained to observe for signs of rabies or may be observed at the owner's home (in this case the animal must be up to date on the rabies vaccine—if the animal is thirty (30) days past the annual vaccination date, it is considered to be late.). The decision for place of observation will be made by a law enforcement officer or the animal control officer at the Golden Belt Humane Society. The owner will be required to read and sign the indemnity form, included herein as Attachment A.
  - d. After the ten (10) day observation period, the animal will be checked by a veterinarian or a trained assistant for signs of rabies prior to being released to the owner. These findings must be provided to the Barton County Health Department as a part of the investigation.
  - e. If there is no apparent owner of an animal where there has been a human exposure and where observation and or testing is indicated, fees will be paid for by Barton County. Costs incurred by owned animals needing to be observed will be borne by the owner of the animal.
  - f. If the animal is sacrificed or appears ill or dies during the ten (10) day observation period, the animal must be tested for the rabies virus.
3. Violations of this Resolution by any person shall be punishable as a Class B Misdemeanor with penalties for each separate offense by a term of confinement in the Barton County Detention Facility for a period not to exceed six months and / or a fine in an amount not to exceed One Thousand Dollars (\$1,000.00). Any person who aids, assists or abets another in violating the provisions of this Resolution will be deemed to have committed a violation of the Resolution.

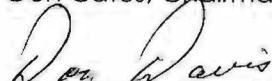
**FURTHER**, that Resolution 2010-06, same, adopted February 22, 2010, is hereby rescinded.

ADOPTED this 30<sup>th</sup> day of December, 2013.

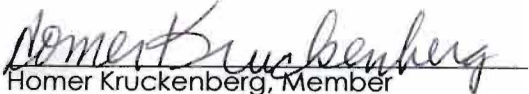
BOARD OF COUNTY COMMISSIONERS  
OF BARTON COUNTY, KANSAS



Don Cates, Chairman



Don Davis, Member



Homer Kruckenberg, Member



Jennifer Scharz, Member



Kenny Schremer, Member

ATTEST:

  
Donna Zimmerman,  
County Clerk

APPROVED AS TO FORM:

  
Richard Boeckman,  
County Counselor

Attachment A

**Certificate of Indemnity**

As relates to Resolution 2013-26, a Barton County, Kansas, Resolution Regarding Vaccination of Certain Domestic Animals and Rescinding Resolution 2010-06, Same, adopted February 22, 2010.

The undersigned is the owner (defined to be any person who feeds, waters, and or houses for more than three (3) consecutive days) of the following described animal that shall be confine at the address indicated below:

Description of Animal \_\_\_\_\_

Address Where Confined \_\_\_\_\_

Case Number \_\_\_\_\_

Said animal (1) is exhibiting signs of rabies, (2) has come into contact with an animal known to be rabid, or (3) has bitten a person.

Said animal is currently vaccinated by \_\_\_\_\_ (veterinarian),  
license number \_\_\_\_\_

\_\_\_\_\_, of the Golden Belt Humane Society, or \_\_\_\_\_, a commissioned law enforcement officer of any city/county in Barton County, Kansas, has approved the confinement of the above-described animal in an approved compound (in a manner that will allow for follow-up during the confinement period) at the above address. Confinement is subject to the supervision of the Golden Belt Humane Society or a licensed veterinarian. Confinement is also subject to the provisions of and under the authority of Barton County Resolution 2013-26.

The undersigned accepts full responsibility for the proper and safe keeping of said animal inside the residence or in approved compound at the above address and under supervision of the Golden Belt Humane Society or licensed veterinarian, and in consideration of the premises described herein, the undersigned animal agrees:

1. To confine said animal under the supervision of the Golden Belt Humane Society or a licensed veterinarian.
2. To accept full responsibility for the proper and safe keeping of said animal on the above described premises, under the conditions and for the full length of time (10 days) required by Barton County Resolution 2013-26 and to have the animal evaluated by a veterinarian or a trained assistant after the full confinement period.
3. To indemnify and hold harmless from all claims, damages, losses, judgments and costs incurred by the Golden Belt Humane Society, its agents and employees or the above named law enforcement officer and his/her employer, or the licensed veterinarian, as the case may be, and Barton County, Kansas, its officers and employees, resulting from the failure of the undersigned to confine and maintain the above described animal inside the residence or in the approved compound under the conditions and for the length of time required by the Resolution 2013-26.

\_\_\_\_\_  
Owner

\_\_\_\_\_  
Date

\_\_\_\_\_  
Humane Society \ Law Enforcement Officer

\_\_\_\_\_  
Date