

ORDINANCE NO.

AN ORDINANCE AMENDING TITLE 3 OF THE CITY CODE RELATING TO ANIMAL REGULATION.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

PART 1. City Code Section 3-1-1 (*Definitions*) is amended to add two new definitions after definition (1) and to renumber the subsequent definitions accordingly:

(2) BULL HOOK means a tool, also known as an elephant goad or an ankus, used in handling and training elephants, consisting of a spike and hook attached to a shaft or handle.

(3) CIRCUS means a business that exhibits performances by a company of performers for the purpose of entertaining the public. The term includes the business, its employees, its contractors, and its agents.

PART 2. Chapter 3-2 (*Restrictions on Animals*) is amended to add a new Section 3-2-7 to read:

§ 3-2-7 TREATMENT OF ELEPHANTS IN A CIRCUS

(A) A circus may not use a bull hook to train or control an elephant.

(B) A circus may not brandish, exhibit, or display a bull hook in the presence of an elephant.

~~(C) A circus may not train or control an elephant by:~~

~~(1) depriving the elephant of food, water, or rest;~~

~~(2) electricity;~~

~~(3) punishing the elephant in a way that results in damage, scarring, or breaking the skin;~~

~~(4) inserting an instrument into an elephant's bodily orifice; or~~

~~(5) the use or display of a baseball bat, axe handle, pitchfork, or similar tool.~~

41 ~~(D) This section applies at all times, regardless of whether the elephant is being~~
42 ~~used in an exhibition by the circus.~~
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45 **PART 3.** City Code Section 3-7-2 (*Offense and Penalty*) is amended to add a new 3-7-
46 2(H) to read:

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48 (H) Each incidence of an action prohibited by Section 3-2-7 (*Treatment of*
49 *Elephants in a Circus*) is a separate offense. The minimum fine for each offense
50 under Section 3-2-7 is \$200.
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52 **PART 4.** This ordinance takes effect on _____, 2015.
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54 **PASSED AND APPROVED**
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56 §
57 §
58 _____, 2015 § _____
59 Steve Adler
60 Mayor
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63 **APPROVED:** _____
64 Anne L. Morgan
65 Interim City Attorney

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63 **ATTEST:** _____
64 Jannette S. Goodall
65 City Clerk