

stray, injured and sick dogs. Notwithstanding the provisions of Section 195 of this article, said county commissioners may in their discretion use all or any part of the dog license tax for the establishment of said pound, and for the collection or destruction of said dogs.

(f) The boards of county commissioners of Allegany, *Charles* and Carroll counties are hereby authorized and empowered to appoint dog wardens and to provide the compensation therefor, who shall have all the powers of a constable or other peace officer, who may sell and issue dog licenses, and take into custody and dispose of stray, injured and sick dogs in accordance with rules, regulations or resolutions of the board of county commissioners enacted pursuant to paragraph (e) hereof.

(i) (1) The County Commissioners of *Charles and Washington* [County] *Counties* are authorized and empowered by rule, regulation or resolution to provide that owners of dogs in the county shall not permit the dog, whether licensed or unlicensed, to run at large off the premises of the owner, except when it is under the control of the owner or an authorized agent of the owner by leash, cord or chain, provided that the following dogs may be permitted to run at large when accompanied by the owner or an authorized agent and when kept within sight or calling distance:

1. Dogs proved to be obedient, in accordance with any regulation or resolution of the County Commissioners.

2. Dogs being used for hunting, or trained for hunting, and

3. Dogs being accompanied by the owner on horseback.

(2) The County Commissioners by rule, regulation or resolution may provide for investigation of reports of violations of paragraph [(a)] (1) and for enforcement of the provisions of this subsection.

(3) Any owner failing to comply with the provisions of this section shall be guilty of a misdemeanor and upon conviction thereof shall be subject to a fine of not more than twenty-five dollars (\$25.00) for each offense.

(j) *In Charles County the provisions of Section 194 (e) of this subtitle shall be deemed to apply to the extent that they are reasonably applicable to the regulation and control of every domestic animal, including but not limited to dogs, and to every wild animal kept in captivity. In lieu of the penalties otherwise prescribed in this subtitle, the County Commissioners of Charles County are authorized to establish penalties for violation of rules and regulations passed pursuant to the powers granted under 194 (e), not to exceed a fine of \$1,000.00, or imprisonment for one year, or both, as to each offense.*

SEC. 2. *And be it further enacted, That this Act shall take effect June 1, 1965.*

Approved May 4, 1965.